

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4

As Engrossed: H3/26/97

A Bill

HOUSE BILL 1877

5 By: Representative Wilson
6
7

For An Act To Be Entitled

8 "THE PROSTATE CANCER ACT OF 1997."
9

Subtitle

10 "THE PROSTATE CANCER ACT OF 1997."
11

12 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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14 SECTION 1. This act shall be known and may be cited as "The Prostate
15 Cancer Act of 1997".
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17 SECTION 2. (a) There is hereby established in the University of
18 Arkansas a Prostate Cancer Research Program. This program shall support
19 research efforts into the cause, cure, treatment, earlier detection, and
20 prevention of prostate cancer and shall be administered according to the
21 following principles:
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23 (1) The program shall fund innovative research and the
24 dissemination of successful research findings, with special emphasis on
25 research that complements, rather than duplicates the research funded by the
26 federal government and other entities.
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28 (2) All research grants shall be awarded on the basis of the
29 research priorities established for the program and the scientific merit of
30 the proposed research as determined by a peer review process governed by the
31 Oversight Committee on Prostate Cancer Research. The committee shall consist
32 of seven (7) members appointed by the Governor as follows: one (1) shall be
33 appointed to represent the Arkansas Chapter of the American Medical Society,
34 one (1) shall represent the Arkansas Hospital Association, one (1) shall
35 represent the medical oncology community, one (1) shall be a mens health
36 advocate and three (3) shall represent the University of Arkansas System.

1 Each of the four (4) congressional districts shall be represented by at least
2 one (1) committee member. The members of the committee shall serve for a
3 period of four (4) years; provided, that the members draw lots to determine
4 that the first members appointed serve as follows: two (2) until January 1,
5 1999; two (2) until January 1, 2000, and three (3) until January 1, 2001.

6 (3) The peer review process for the selection of research grants
7 awarded under this program shall be generally modeled on that used by the
8 National Institute of Health in its grant making process and the peer review
9 process may stipulate that an applicant must have participated in an
10 established grant process prior to applying for a grant under this act.

11 (4) An awardee shall be awarded grants for the full or partial
12 cost of conducting the sponsored research grants and contracts. All
13 intellectual property assets developed under this program shall be treated in
14 accordance with state and federal law.

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16 SECTION 3. (a) There is hereby established a Prostate Cancer Control
17 Advisory Board which shall consist of seven (7) members appointed by the
18 Governor as follows: one (1) member shall be appointed to represent the
19 Arkansas Chapter of the American Medical Society, one (1) member shall
20 represent the Arkansas Hospital Association, one (1) member shall represent
21 the Arkansas Division of the American Cancer Society, one (1) member shall
22 represent the Arkansas Nursing Association, one (1) member shall represent the
23 medical oncology community, one (1) member shall represent the radiation
24 oncology community and one (1) member shall be a mens health advocate. Each
25 of the four (4) congressional districts shall be represented by at least one
26 (1) committee member. The members of the committee shall serve for a period
27 of four (4) years, provided, that the members draw lots to determine that the
28 first members appointed shall serve as follows: two (2) members shall serve
29 until January 1, 1999; two (2) members shall serve until January 1, 2000; and
30 three (3) members shall serve until January 1, 2001.

31 (b) There is hereby established in the Department of Health the
32 Prostate Cancer Control Program. This program shall provide for public and
33 professional education on the early detection, diagnosis, and treatment of
34 prostate cancer. The program shall be administered according to the following
35 principles:

36 (1) The program shall provide for prostate cancer education and

1 awareness so as to insure dissemination of appropriate information on early
2 detection and conduct surveillance activities across the state.

3 (2) The program shall provide information on the value of
4 screening of men for prostate cancer.

5 (3) After screening, the program shall provide information on
6 medical referrals and financial assistance for services necessary for
7 definitive diagnosis, including nonradiological techniques and biopsy.

8 (4) If a positive diagnosis is made, the program shall provide
9 information on the necessary advocacy and financial assistance to help the
10 person obtain necessary treatment.

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12 SECTION 4. (a) The Director of the Department of Health shall be the
13 disbursing officer for the Prostate Cancer Control Fund and the Chancellor of
14 the University of Arkansas for Medical Sciences shall be the disbursing
15 officer for the Prostate Cancer Research Fund.

16 (b) The monies in the Prostate Cancer Research Fund are to be allocated
17 to the Prostate Cancer Research Program for the awarding of grants, chairs
18 and contracts to researchers for research with respect to the cause, cure,
19 treatment, prevention, and earlier detection of prostate cancer.

20 (c) The monies in the Prostate Cancer Control Fund are to be allocated
21 according to the recommendations of the Prostate Cancer Control Advisory Board
22 who shall establish the scope of services of the program and programmatic
23 priorities based on the analysis of available information. The Advisory Board
24 shall also be responsible for developing eligibility criterion to be applied
25 in evaluating requests for financial assistance from screened men who are
26 found to be in need of diagnostic and treatment services. The Advisory Board
27 shall also review contractual agreements with providers who will be rendering
28 services through the Program.

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30 SECTION 5. The Department of Finance and Administration shall
31 promulgate regulations as necessary to implement the tax provisions of this
32 act.

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34 SECTION 6. All provisions of this act of a general and permanent nature
35 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
36 Revision Commission shall incorporate the same in the Code.

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SECTION 7. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 8. All laws and parts of laws in conflict with this act are hereby repealed.

/s/Rep. Wilson