

S T A T E O F N E W Y O R K

5272--A

2009-2010 Regular Sessions

I N S E N A T E

April 27, 2009

Introduced by Sens. MONTGOMERY, ESPADA -- read twice and ordered printed, and when printed to be committed to the Committee on Health -- recommitted to the Committee on Health in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public health law and the agriculture and markets law, in relation to establishing a state diabetes coordinator within the department of health

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Article 2 of the public health law is amended by adding a new title 6 to read as follows:

TITLE 6

STATE DIABETES COORDINATOR

SECTION 267. STATE DIABETES COORDINATOR.

267-A. DUTIES.

267-B. REPORTS.

S 267. STATE DIABETES COORDINATOR. THERE IS HEREBY ESTABLISHED WITHIN THE DEPARTMENT A STATE DIABETES COORDINATOR. THE STATE DIABETES COORDINATOR SHALL BE APPOINTED BY THE COMMISSIONER IN CONSULTATION WITH THE GOVERNOR, OR DESIGNEE OF THE GOVERNOR. THE STATE DIABETES COORDINATOR SHALL REPORT DIRECTLY TO THE COMMISSIONER IN CARRYING OUT THE PROVISIONS OF THIS TITLE.

S 267-A. DUTIES. THE STATE DIABETES COORDINATOR SHALL HAVE THE FOLLOWING DUTIES:

1. TO SERVE AS THE PRINCIPAL ADVISOR TO THE COMMISSIONER ON METHODS, PROCEDURES AND OTHER ACTIONS AVAILABLE TO REDUCE THE INCIDENCE OF DIABETES AND ITS COMPLICATIONS, TO IMPROVE THE QUALITY OF LIFE FOR PERSONS WITH DIABETES AND TO REDUCE THE COSTS ASSOCIATED WITH THE TREATMENT OF DIABETES PAID BY PERSONS WITH DIABETES AND BY THE STATE;

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets [] is old law to be omitted.

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1 2. TO DEVELOP A RELIABLE MEASUREMENT FOR THE INCIDENCE OF PERSONS WITH
2 DIABETES WITHIN THE STATE;

3 3. TO DEVELOP AND COORDINATE THE IMPLEMENTATION OF A STATEWIDE STRATE-
4 GY TO REDUCE THE INCIDENCE, PROGRESSION AND IMPACT OF DIABETES AND ITS
5 COMPLICATIONS WITHIN THE STATE;

6 4. TO PROVIDE LEADERSHIP AND COORDINATION BETWEEN GOVERNMENTAL AGEN-
7 CIES AND ACROSS PUBLIC AND PRIVATE SECTORS TO ENSURE THAT DIABETES
8 RELATED PROGRAMS AND POLICIES OF THE DEPARTMENT ARE COORDINATED BOTH
9 WITHIN THE DEPARTMENT AND WITH PROGRAMS AND POLICIES OF FEDERAL, STATE
10 AND LOCAL AGENCIES WITH THE GOALS OF AVOIDING DUPLICATION OF EFFORT,
11 MAXIMIZING THE IMPACT OF SUCH PROGRAMS AND POLICIES AND MARSHALLING ALL
12 GOVERNMENT RESOURCES TOWARD THE COMMON OBJECTIVE OF REDUCING THE INCI-
13 DENCE OF DIABETES AND ITS COMPLICATIONS; AND

14 5. TO COORDINATE PUBLIC AND PRIVATE RESOURCES TO DEVELOP AND DIRECT A
15 PUBLIC AWARENESS CAMPAIGN REGARDING THE PREVENTION AND CONTROL OF
16 DIABETES AND ITS COMPLICATIONS.

17 S 267-B. REPORTS. 1. NOT LATER THAN ONE YEAR AFTER THE EFFECTIVE DATE
18 OF THIS TITLE, THE COMMISSIONER, IN CONSULTATION WITH THE STATE DIABETES
19 COORDINATOR, SHALL REPORT TO THE GOVERNOR AND THE LEGISLATURE ON A STATE
20 STRATEGY TO REDUCE THE INCIDENCE, PROGRESSION AND IMPACT OF DIABETES AND
21 ITS COMPLICATIONS WITHIN THE STATE.

22 2. NOT LATER THAN ONE YEAR AFTER THE EFFECTIVE DATE OF THIS TITLE, THE
23 COMMISSIONER OF AGRICULTURE AND MARKETS, IN CONSULTATION WITH THE STATE
24 DIABETES COORDINATOR, SHALL REPORT TO THE GOVERNOR AND THE LEGISLATURE
25 ON THE WAYS IN WHICH FOOD PROGRAMS AND NUTRITIONAL SUPPORT CAN BE BETTER
26 TARGETED AT CONCERNS SPECIFIC TO PERSONS AT RISK FOR DIABETES AND TO
27 PERSONS ALREADY DIAGNOSED WITH DIABETES WHOSE COMPLICATIONS FROM
28 DIABETES MAY BE REDUCED WITH DIET.

29 3. THE COMMISSIONER, IN CONSULTATION WITH THE STATE DIABETES COORDINA-
30 TOR, SHALL SUBMIT BIENNIAL REPORTS TO THE GOVERNOR AND THE LEGISLATURE
31 ON THE IMPACT AND PROGRESS THAT THE POLICIES AND PROGRAMS SET FORTH IN
32 THIS TITLE HAVE MADE ON THE REDUCTION OF THE INCIDENCE OF DIABETES AND
33 ITS COMPLICATIONS WITHIN THE STATE. THE FIRST BIENNIAL REPORT REQUIRED
34 BY THIS SUBDIVISION SHALL BE MADE NOT LATER THAN THREE YEARS AFTER THE
35 EFFECTIVE DATE OF THIS TITLE.

36 S 2. Section 16 of the agriculture and markets law is amended by
37 adding a new subdivision 45 to read as follows:

38 45. REPORT TO THE GOVERNOR AND THE LEGISLATURE PURSUANT TO SUBDIVISION
39 TWO OF SECTION TWO HUNDRED SIXTY-SEVEN-B OF THE PUBLIC HEALTH LAW.

40 S 3. This act shall take effect immediately.