

The House Committee on Health and Human Services offers the following substitute to SB 435:

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 2 of Title 31 of the Official Code of Georgia Annotated, relating to the
2 Department of Community Health, so as to enact the "Diabetes and Health Improvement Act
3 of 2010"; to provide legislative findings; to establish the Georgia Diabetes Control Grant
4 Program; to provide for an advisory committee; to provide for the establishment of two grant
5 programs to promote a state-wide effort to combat the proliferation of diabetes; to provide
6 for grant criteria; to provide for staff; to provide for related matters; to repeal conflicting
7 laws; and for other purposes.

8 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

9 **SECTION 1.**

10 The General Assembly finds that:

- 11 (1) Diabetes is a chronic disease caused by the inability of the pancreas to produce insulin
12 or to use the insulin produced in the proper way;
- 13 (2) If untreated and poorly managed, diabetes has been medically proven to lead to
14 blindness, kidney failure, amputation, heart attack, and stroke;
- 15 (3) Diabetes is the sixth leading cause of death in the United States, responsible for a
16 similar number of deaths each year as HIV/AIDS;
- 17 (4) In Georgia, the prevalence of diabetes is 8 percent higher than the nation as a whole;
- 18 (5) One out of three people with diabetes are not aware that they have the disease;
- 19 (6) Without aggressive societal action, the number of people living with diabetes in
20 Georgia will more than double to 1,697,000 people in the next 20 years, cutting life short
21 for these people by ten to 20 years; and
- 22 (7) Without aggressive societal action, the economic burden of diabetes on the State of
23 Georgia is expected to grow from \$5 billion each year to about \$11.9 billion in the next 20
24 years.

25 **SECTION 2.**

26 This Act shall be known and may be cited as the "Diabetes and Health Improvement Act of
27 2010."

28 **SECTION 3.**

29 Chapter 2 of Title 31 of the Official Code of Georgia Annotated, relating to the Department
30 of Community Health, is amended by adding a new Code section to read as follows:

31 "31-2-17.1.

32 (a) There is established within the department's Division of Public Health the Georgia
33 Diabetes Control Grant Program. The purpose of the grant program shall be to develop,
34 implement, and promote a state-wide effort to combat the proliferation of Type 2 diabetes
35 and pre-diabetes.

36 (b) The program shall be under the direction of a seven-member advisory committee,
37 appointed by the Governor. The Governor, in making such appointments, shall ensure to
38 the greatest extent possible that the membership of the advisory committee is representative
39 of this state's geographic and demographic composition, with appropriate attention to the
40 representation of women, minorities, and rural Georgia. The appointments made by the
41 Governor shall include one member who is:

- 42 (1) A physician licensed in this state;
43 (2) A registered nurse licensed in this state;
44 (3) A dietician licensed in this state;
45 (4) A diabetes educator;
46 (5) A representative of the business community;
47 (6) A pharmacist licensed in this state; and
48 (7) A consumer who has diabetes.

49 The commissioner of the Department of Community Health, or his or her designee, shall
50 serve as an ex officio, nonvoting member of the advisory committee. Appointed advisory
51 committee members shall be named for five-year terms staggered so that one term will
52 expire each year, except for the fourth and fifth year, when two terms will expire. Their
53 successors shall be named for five-year terms.

54 (c) The Georgia Diabetes Control Grant Program shall be authorized to administer two
55 grant programs targeted at new, expanded, or innovative approaches to address diabetes as
56 follows:

- 57 (1) A program to provide grants to middle schools and high schools to promote the
58 understanding and prevention of diabetes may be established by the program. Such
59 grants shall be provided through the appropriate local board of education. Grant requests
60 shall contain specific information regarding requirements as to how the grant should be

61 spent and how such spending promotes the understanding and prevention of diabetes.
62 Grant recipients shall be required to provide the advisory committee with quarterly
63 reports of the results of the grant program; and
64 (2) A program to provide grants to health care providers for support of evidence based
65 diabetes programs for education, screening, disease management, and self-management
66 targeting populations at greatest risk for pre-diabetes, diabetes, and the complications of
67 diabetes; and grants may also be awarded to address evidence based activities that focus
68 on policy, systems, and environmental changes that support prevention, early detection,
69 and treatment of diabetes. Eligible entities shall include community and faith based
70 clinics and other organizations, federally qualified health centers, regional and county
71 health departments, hospitals, and other public entities, and other health related service
72 providers which are qualified as exempt from taxation under the provisions of Section
73 501(c)(3) of the Internal Revenue Code of 1986. Such entities shall have been in
74 existence for at least three years, demonstrate financial stability, utilize evidence based
75 practices, and show measurable results in their programs.
76 (d) The advisory committee shall work with the department to establish grant criteria and
77 make award decisions, with the goal of creating a state-wide set of resources to assist
78 residents of Georgia in their efforts to prevent or treat diabetes. Grants shall not be used for
79 funding existing programs.
80 (e) The grant program shall be under the direction of the diabetes coordinator appointed
81 pursuant to Code Section 31-2-17. The department shall provide sufficient staff,
82 administrative support, and such other resources as may be necessary for the diabetes
83 coordinator to carry out the duties required by this Code section.
84 (f) This Code section shall be subject to appropriation from the General Assembly."

85

SECTION 4.

86 All laws and parts of laws in conflict with this Act are repealed.