

2018 Regular Session

SENATE BILL NO. 207

BY SENATOR BOUDREAUX

HEALTH CARE. Extends and provides for the Louisiana Obesity Prevention and Management Commission. (gov sig)

1 AN ACT

2 To amend and reenact R.S. 40:2018.4, relative to the Louisiana Obesity Prevention and  
3 Management Commission; to provide for membership; to provide for the functions  
4 of the commission; to provide for a termination date of the commission; and to  
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 40:2018.4 is hereby amended and reenacted to read as follows:

8 §2018.4. Louisiana Obesity Prevention and Management Commission

9 A. There is hereby established in the Louisiana Department of Health a  
10 commission designated the Louisiana Obesity Prevention and Management  
11 Commission ("commission"), composed of ten members as provided for in this  
12 Section. The commission may accept and expend grants and private donations from  
13 any source, including federal, state, public, and private entities, to assist it to carry  
14 out its functions.

15 B. The powers, functions, and duties of the commission shall include but not  
16 be limited to the following:

17 (1) Assisting the executive departments and agencies in achieving

1 programmatic goals **related to obesity prevention and management**. To this end,  
2 the commission shall provide leadership and support for:

3 (a) Organizational efforts found necessary to achieve programmatic  
4 objectives.

5 (b) Articulating standards through the dissemination of materials,  
6 identification of expert opinion, identification of alternate means of developing  
7 effective population-based programs, and development of policy in identified health  
8 risks.

9 (c) Creating awareness among payers, providers, and patients of ~~the health~~  
10 ~~risks due to~~ **evidence-based practices to prevent and manage** overweight and  
11 obesity conditions.

12 (d) ~~Enhancing reporting mechanisms of~~ **Dissemination of the** latest **health**  
13 outcomes **data** and health trends in the area of overweight and obesity concerns.

14 (e) Conducting evaluations of program effectiveness.

15 (f) Encouraging research and the identification of resources that seek ways  
16 to promote cost-effective methods of treating overweight and obesity conditions.

17 (2) Assisting in conducting exploratory research as deemed necessary with  
18 the intent of achieving programmatic objectives.

19 (3) Conducting public meetings to discuss obesity.

20 (4) Advising ~~and assisting~~ participating agencies **with on** the development  
21 and implementation of obesity programs.

22 (5) Analyzing what other entities across the state are doing to combat obesity.

23 (6) Advising the executive departments and agencies as to the  
24 implementation of the commission's recommendations.

25 C. ~~The commission shall convene its first meeting no later than August 31,~~  
26 ~~2014. At the first meeting the chairman and vice chairman of the commission shall~~  
27 ~~be appointed by the secretary of the Louisiana Department of Health with the~~  
28 ~~consultation and approval of the commission.~~ The commission may adopt such rules  
29 of procedure as are necessary to facilitate orderly conduct of its business.

1 D. The commission shall be composed of the following members **and sector**  
2 **representation:**

3 (1) The secretary of the Louisiana Department of Health, or his designee.

4 (2) The state superintendent of education, or his designee.

5 (3) The commissioner of insurance, or his designee.

6 (4) The president of the Senate, or his designee.

7 (5) The speaker of the House of Representatives, or his designee.

8 (6) The director of the Pennington Biomedical Research Center, or his  
9 designee.

10 (7) The director of the Prevention Research Center at Tulane University, or  
11 his designee.

12 ~~(8) Two members from community-based groups elected by the other~~  
13 ~~commission members at their first meeting. These two members shall serve a term~~  
14 ~~of two years and may be elected by the other commission members to serve~~  
15 ~~additional terms.~~

16 ~~(9) The director of the Cecil J. Picard Center for Child Development and~~  
17 ~~Lifelong Learning, or his designee.~~

18 **(9) The commission shall encourage representation from multisector**  
19 **partners including but not limited to:**

20 **(a) City planning and transportation.**

21 **(b) Health systems and healthcare providers treating obesity.**

22 **(c) Louisiana Medicaid.**

23 **(d) Local governments.**

24 **(e) Food banks in the state.**

25 **(f) Employer organizations, including but not limited to chambers of**  
26 **commerce.**

27 **(g) Public nonprofit organizations and community-based organizations.**

28 **(h) Other professionals, as the commission finds necessary, who are**  
29 **addressing the issue of obesity in adults and children.**

1 E. Nonlegislative members of the commission shall not be entitled to per  
2 diem or any other compensation for their service but shall be entitled to  
3 reimbursement of any necessary and reasonable expense incurred in the performance  
4 of their duties on the commission, including travel expenses. Each legislative  
5 member of the commission shall receive the same per diem and travel  
6 reimbursement for attending meetings of the commission as is normally provided for  
7 members of the legislature.

8 F. The commission shall meet at least quarterly. Meetings shall also be held  
9 on call of the chairman or at the request of at least three members of the commission.  
10 Presence of a majority of the members of the commission shall constitute a quorum.

11 G. The commission shall submit an annual report, including proposed  
12 legislation if necessary, to the governor and to the health and welfare committees of  
13 the Senate and House of Representatives, sixty days prior to the convening of each  
14 regular legislative session. The report shall update the legislature on the  
15 commission's progress toward ~~full implementation of services and programs in the~~  
16 ~~state to increase~~ **increasing** prevention and management of the disease of obesity in  
17 adults and children.

18 H. The legislative authority for the existence of the commission shall cease  
19 on March 31, ~~2018~~ **2020**.

20 Section 2. This Act shall become effective upon signature by the governor or, if not  
21 signed by the governor, upon expiration of the time for bills to become law without signature  
22 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
23 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
24 effective on the day following such approval.

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The original instrument and the following digest, which constitutes no part  
of the legislative instrument, were prepared by Margaret M. Corley.

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DIGEST  
SB 207 Engrossed 2018 Regular Session Boudreaux

Present law provides for the La. Obesity Prevention and Management Commission  
("Commission").

Proposed law makes technical changes.

Present law provides for the membership of the Commission.

Proposed law removes two members from community-based groups and provides the Commission with the authority to encourage representation from multisector partners.

Present law provides that the legislative authority for the Commission ceases to exist on March 31, 2018.

Proposed law changes the date from 2018 to 2020.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 40:2018.4)