

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2019**

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**HOUSE BILL 764**

Short Title: Women's Cancer Research & Prevent. Task Force. (Public)

Sponsors: Representatives Carney, Black, Batch, and Belk (Primary Sponsors).  
*For a complete list of sponsors, refer to the North Carolina General Assembly web site.*

Referred to: Rules, Calendar, and Operations of the House

April 16, 2019

1 A BILL TO BE ENTITLED  
2 AN ACT TO CREATE THE NORTH CAROLINA WOMEN'S CANCER RESEARCH AND  
3 PREVENTION TASK FORCE.

4 Whereas, the Center for Women's Health Research (CWHR) released the tenth edition  
5 of the North Carolina Women's Health Report Card on May 14, 2018, and found that the State's  
6 female population is steadily growing and women are projected to outnumber men through 2020;  
7 and

8 Whereas, the CWHR reports that 30% of NC women live in poverty, with an  
9 additional 10% near poverty, and African-American women have nearly twice the poverty rate  
10 of Caucasian women; and

11 Whereas, the CWHR reports that almost 1 in 5 women did not see a physician in the  
12 past 12 months due to cost and African-American women were 1.5 times as likely to have not  
13 seen a physician as Caucasian women; and

14 Whereas, the North Carolina Breast and Cervical Cancer Control Program (NC  
15 BCCCP) provides free or low-cost breast and cervical cancer screenings and follow-up to eligible  
16 women in North Carolina, and the NC BCCCP program has focused increased recruitment and  
17 education strategies to prompt more African-American, Hispanic, and American Indian women  
18 to get breast and cervical cancer screenings due to the significant differences in the rates of  
19 minority women who are diagnosed with breast and cervical cancers and who die from these  
20 diseases; and

21 Whereas, the CWHR reports the number of African-American women in NC aged  
22 50-74 who reported receiving a mammogram in the past two years (84%) exceeds the Healthy  
23 People 2020 target of 81.1% and Caucasian women are almost at the target at 79%; and

24 Whereas, the CWHR reports that although the incidence rates are nearly identical,  
25 minority women are 1.5 times as likely to die of breast cancer as Caucasian women and twice as  
26 likely to die of cervical or uterine cancer; and

27 Whereas, according to Healthy People 2020, screening is effective in identifying  
28 some types of cancers in the early, often highly treatable stages including: breast cancer (using  
29 mammography), cervical cancer (using Pap test alone or combined with Pap test and HPV test),  
30 and colorectal cancer (using stool-based testing, sigmoidoscopy, or colonoscopy); and

31 Whereas, the CWHR reports effective strategies exist to combat the four most  
32 prevalent cancers among the State's women, including education on lifestyle, activities, HPV  
33 vaccination, and screenings for breast, cervical, and colorectal cancer; and



1           Whereas, Healthy People 2020 reports the number of cancer survivors is expected to  
2 increase by more than 30% to 18 million, therefore understanding survivors' health status and  
3 behaviors will become increasingly important; Now, therefore,  
4 The General Assembly of North Carolina enacts:

5           **SECTION 1.(a)** Article 3 of Chapter 143B of the General Statutes is amended by  
6 adding a new Part to read:

7           "Part 30A. Women's Cancer Research and Prevention Task Force.

8 **"§ 143B-216.45. Women's Cancer Research and Prevention Task Force – creation and**  
9 **duties.**

10       (a) There is established the Women's Cancer Research and Prevention Task Force in the  
11 Department of Health and Human Services. The Task Force has the following duties:

- 12       (1) To work with institutions of higher education, State agencies, and others to  
13 examine the incidence of and causes of cancer deaths for women, including  
14 identification of subpopulations at higher risk for developing cancer, and to  
15 establish a profile of the cancer burden for women in North Carolina.
- 16       (2) To identify evidence-based strategies for controlling risks and preventing  
17 cancer development in women.
- 18       (3) To adopt and promote a statewide comprehensive Women's Cancer  
19 Prevention Plan to the general public, State and local elected officials, various  
20 public and private organizations and associations, businesses and industries,  
21 agencies, potential funders, and other community resources. In developing the  
22 Plan, the Task Force shall incorporate research, education, and outreach  
23 efforts of current initiatives and identify unmet needs and opportunities to  
24 target segments of the population that would benefit from enhanced focus.  
25 The Plan shall include the following elements:
  - 26       a. Activities to publicize the cancer burden profile for women.
  - 27       b. Efforts to educate women and their families on actions and strategies  
28 to reduce the risks for cancer development.
  - 29       c. Promotion of cancer screening opportunities for women.
  - 30       d. Changes in the incidence of and causes of cancer deaths in the State.
  - 31       e. Short-term and long-term goals and strategies to decrease cancer  
32 deaths among North Carolina women.
  - 33       f. Other elements deemed appropriate.
- 34       (4) To identify and facilitate commitments to implement the Plan.
- 35       (5) To facilitate coordination of and communication among State and local  
36 agencies and organizations regarding current or future involvement in  
37 achieving the goals of the Women's Cancer Prevention Plan.
- 38       (6) To identify, facilitate, and promote cancer research.
- 39       (7) To receive and consider reports and testimony from individuals, local health  
40 departments, community-based organizations, voluntary health organizations,  
41 and other public and private organizations statewide, to learn more about their  
42 contributions to women's cancer prevention, and ideas for improving women's  
43 cancer prevention in North Carolina.
- 44       (8) To identify, examine limitations of, and recommend to the Governor and the  
45 General Assembly changes to existing laws, regulations, programs, services,  
46 and policies to enhance cancer prevention by and for the women of North  
47 Carolina.
- 48       (9) To determine and recommend to the Governor and the General Assembly the  
49 funding and strategies needed to enact new or to modify existing laws,  
50 regulations, programs, services, and policies to enhance cancer prevention by  
51 and for the women of North Carolina.

1 "§ 143B-216.46. Women's Cancer Research and Prevention Task Force – membership;  
2 quorum; compensation.

3 (a) The Task Force shall be composed of 17 members. As described in subsection (b),  
4 five members shall be appointed by the President Pro Tempore of the Senate, five members shall  
5 be appointed by the Speaker of the House of Representatives, and five members shall be  
6 appointed by the Governor. The State Health Director, or designee, shall serve as an ex officio  
7 member, and the State Health Director shall select a member from the Public Health Division  
8 with knowledge of the breast and cervical cancer control program to serve as an ex officio  
9 member. The Governor shall appoint the Chair, and the Vice-Chair shall be elected by the Task  
10 Force.

11 (b) The General Assembly and the Governor shall appoint members as outlined in this  
12 subsection.

13 (1) The President Pro Tempore of the Senate shall appoint the following  
14 members:

15 a. Two members of the Senate;

16 b. An individual involved in cancer research with the Duke University  
17 Women's Cancer Research Program;

18 c. A women's cancer survivor;

19 d. A certified health educator.

20 (2) The Speaker of the House of Representatives shall appoint the following  
21 members:

22 a. Two members of the House of Representatives;

23 b. An individual involved in cancer research with the The University of  
24 North Carolina Lineberger Comprehensive Cancer Center;

25 c. A licensed dietitian/nutritionist;

26 d. A registered nurse.

27 (3) The Governor shall appoint the following members:

28 a. A practicing oncologist;

29 b. A representative from the Center for Women's Health Research at The  
30 University of North Carolina;

31 c. A representative with expertise in providing health care for women in  
32 rural areas at the East Carolina University School of Rural Public  
33 Health;

34 d. Two members at large.

35 (c) Each appointing authority shall ensure, insofar as possible, that its appointees to the  
36 Task Force reflect the composition of the North Carolina population with regard to ethnic, racial,  
37 age, gender, and religious composition.

38 (d) Members appointed pursuant to subsection (b) of this section shall serve for a term of  
39 three years and no member shall serve more than two consecutive terms.

40 (e) A vacancy on the task force shall be filled by the original appointing authority using  
41 the criteria for the prior appointment.

42 (e) The Task Force shall not meet more than twice annually at the call of the Chair.

43 (f) Members of the Task Force shall receive per diem and necessary travel expenses and  
44 subsistence expenses in accordance with G.S. 120-3.1, 138-5, and 138-6, as applicable.

45 (g) A majority of the Task Force shall constitute a quorum for the transaction of business.

46 (h) The Department of Health and Human Services shall provide staff to assist the Task  
47 Force in its work.

48 (i) The Task Force shall report to the Governor and the Joint Legislative Oversight  
49 Committee on Health and Human Services by October 1 of each even-numbered year."

50 **SECTION 1.(b)** G.S. 143B-216.47 through G.S. 143B-49: Reserved for future  
51 codification purposes.

1           **SECTION 2.** The appointments made under G.S. 143B-216.46 shall be made not  
2 later than 30 days after the adjournment of the 2019 Regular Session of the 2019 General  
3 Assembly. In order to provide for staggering of terms, the initial term of office for each member  
4 appointed under G.S. 143B-216.46(b) sub-subdivisions (1)b. and (2)b., and one at large member  
5 under sub-subdivision (3)d., shall be two years; the initial term of office for each member  
6 appointed under G.S. 143B-216.46(b) sub-subdivisions (1)c. and (2)c., and (3)a., shall be one  
7 year. Subsequent appointments shall be for the full three-year term in accordance with  
8 G.S. 143B-216.46(d). The partial term to provide for the initial staggering of terms shall not  
9 count as full terms for purposes of the limitation in G.S. 143B-216.46(d). The member appointed  
10 under G.S. 143B-216.46(b)(3)c. shall be appointed from the East Carolina University Brody  
11 School of Medicine until a representative can be appointed from the School of Rural Public  
12 Health.

13           **SECTION 3.** This act is effective when it becomes law.