

SENATE BILL 574

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By: **Senators Muse, Raskin, and Benson**

Introduced and read first time: February 4, 2011

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Department of Health and Mental Hygiene – Biennial Cancer Study –**
3 **Environmental Causes**

4 FOR the purpose of requiring the Biennial Cancer Study conducted by the Department
5 of Health and Mental Hygiene to measure possible environmental causes of
6 certain cancers, including certain chemical agents and toxins; and generally
7 relating to environmental causes of cancer and the Biennial Cancer Study.

8 BY repealing and reenacting, without amendments,
9 Article – Health – General
10 Section 13–1101(a) and (t), 13–1103(a), (b), and (c), and 13–1104
11 Annotated Code of Maryland
12 (2009 Replacement Volume and 2010 Supplement)

13 BY repealing and reenacting, with amendments,
14 Article – Health – General
15 Section 13–1103(d)
16 Annotated Code of Maryland
17 (2009 Replacement Volume and 2010 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
19 MARYLAND, That the Laws of Maryland read as follows:

20 **Article – Health – General**

21 13–1101.

22 (a) In this subtitle the following words have the meanings indicated.

23 (t) “Program” means the Cancer Prevention, Education, Screening, and
24 Treatment Program that is established under § 13–1102 of this subtitle.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 13–1103.

2 (a) There is a Surveillance and Evaluation Component in the Program.

3 (b) The purpose of the Surveillance and Evaluation Component is to:

4 (1) Collect, analyze, and monitor data relating to:

5 (i) Targeted cancers;

6 (ii) As determined by the Department, nontargeted cancers; and

7 (iii) Cancer prevention, education, screening, and treatment
8 programs in the State;

9 (2) Measure and evaluate the results of the Program, including the
10 results of each component of the Program;

11 (3) Conduct the Baseline Cancer Study, as provided under subsections
12 (c) and (d) of this section; and

13 (4) Conduct a Biennial Cancer Study, as provided under § 13–1104 of
14 this subtitle.

15 (c) (1) To initiate the Surveillance and Evaluation Component, the
16 Department shall conduct a comprehensive statewide Baseline Cancer Study as
17 provided in this section.

18 (2) The Department may:

19 (i) Conduct the Baseline Cancer Study or any part of the Study;
20 or

21 (ii) Contract with a higher education institution or private
22 entity to conduct the Baseline Cancer Study or any part of the Study.

23 (d) The Baseline Cancer Study shall measure:

24 (1) The number and percentage of individuals who have each targeted
25 cancer, both statewide and in each county;

26 (2) The number and percentage of individuals within each minority
27 population who have each targeted cancer, both statewide and in each county;

28 (3) The mortality rate for each targeted cancer, both statewide and in
29 each county;

1 (4) The mortality rate for different minority populations for each
2 targeted cancer, both statewide and in each county;

3 (5) The number of identifiable cancers with a high incidence in the
4 State for which there are effective methods of:

5 (i) Early detection; and

6 (ii) Prevention and treatment after detection;

7 **(6) POSSIBLE ENVIRONMENTAL CAUSES OF TARGETED AND**
8 **NONTARGETED CANCERS, INCLUDING CHEMICAL AGENTS AND OTHER TOXINS**
9 **FOUND IN THE AIR, WATER, AND SOIL;**

10 **[(6)] (7)** Any aspect of targeted and nontargeted cancers that the
11 Department seeks to measure; and

12 **[(7)] (8)** Any other factor that the Department determines to be
13 important for measuring rates of cancers in the State or for evaluating whether the
14 Program meets its objectives.

15 13–1104.

16 (a) Beginning in fiscal year 2004 and biennially thereafter, the Department
17 shall conduct a Biennial Cancer Study.

18 (b) The Biennial Cancer Study shall:

19 (1) Measure the same factors that are set forth in § 13–1103(d) of this
20 subtitle; and

21 (2) Use the same methodology or model that is used to conduct the
22 Baseline Cancer Study.

23 (c) The Department may:

24 (1) Conduct the Biennial Cancer Study or any part of the Study; or

25 (2) Contract with a higher education institution or private entity to
26 conduct the Biennial Cancer Study or any part of the Study.

27 (d) (1) If the Department chooses to have a higher education institution or
28 private entity conduct the Biennial Cancer Study or any part of the Study, the
29 Department shall issue a request for proposal to select the entity that will conduct the
30 Study or the relevant part of the Study.

1 (2) The Department may contract with an entity to conduct one or
2 more biennial cancer studies or a part of one or more biennial cancer studies.

3 (e) On or before September 1 of each odd numbered fiscal year, beginning in
4 fiscal year 2005, the Department shall submit a report to the Governor and, subject to
5 § 2-1246 of the State Government Article, the General Assembly, on the results of the
6 Biennial Cancer Study.

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 2011.