

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 287 Session of
2005

INTRODUCED BY BEBKO-JONES, BELARDI, BELFANTI, BISHOP, FREEMAN,
GEORGE, GOODMAN, SHANER, HARHAI, LEACH, LEDERER, PISTELLA,
MARKOSEK, McCALL, MELIO, STETLER, TANGRETTI, THOMAS, READSHAW
AND YOUNGBLOOD, FEBRUARY 8, 2005

REFERRED TO COMMITTEE ON HEALTH AND HUMAN SERVICES,
FEBRUARY 8, 2005

AN ACT

1 Amending the act of June 26, 2001 (P.L.755, No.77), entitled "An
2 act establishing a special fund and account for money
3 received by the Commonwealth from the Master Settlement
4 Agreement with tobacco manufacturers; providing for home and
5 community-based care, for tobacco use prevention and
6 cessation efforts, for Commonwealth universal research
7 enhancement, for hospital uncompensated care, for health
8 investment insurance, for medical assistance for workers with
9 disabilities, for regional biotechnology research centers,
10 for the HealthLink Program, for community-based health care
11 assistance programs, for PACE reinstatement and PACENET
12 expansion, for medical education loan assistance and for
13 percentage allocation and appropriation of moneys," providing
14 for a designated percentage of Master Settlement Agreement
15 funds to be utilized for cancer research facilities;
16 establishing the Pennsylvania Cancer Research Fund; providing
17 for duties of the Department of Health; authorizing an
18 advisory board and providing for its powers and duties.

19 The General Assembly of the Commonwealth of Pennsylvania
20 hereby enacts as follows:

21 Section 1. The act of June 26, 2001 (P.L.755, No.77), known
22 as the Tobacco Settlement Act, is amended by adding a chapter to
23 read:

CHAPTER 10

CANCER RESEARCH

Section 1001. Scope.

This chapter deals with cancer research.

Section 1002. Definitions.

The following words and phrases when used in this chapter shall have the meanings given to them in this section unless the context clearly indicates otherwise:

"Department." The Department of Health of the Commonwealth.

"Fund." The Pennsylvania Cancer Research Fund established in section 1003 (relating to fund).

Section 1003. Fund.

(a) Establishment.--There is established in the State Treasury the Pennsylvania Cancer Research Fund. The money of the fund is appropriated on a continuing basis to the department for the purposes set forth in this chapter.

(b) Funding.--Notwithstanding any other provision of this act to the contrary, beginning July 1, 2005, and each fiscal year thereafter, 25% of all money received by the Commonwealth under the Master Settlement Agreement shall be deposited into the fund for issuance of grants in accordance with this chapter.

Section 1004. Duties of department.

The department shall, in cooperation with the advisory board, accept, evaluate and fund research projects designed to determine the causes and treatment of all forms of cancer. The department shall issue grants for this purpose. Grants shall be paid from the fund.

Section 1005. Advisory board.

(a) Authorization.--The Physician General shall appoint an individual from each of the following to serve on an advisory board:

1 (1) The University of Pittsburgh Cancer Institute.

2 (2) The University of Pennsylvania Cancer Center.

3 (3) The Pennsylvania State Cancer Institute.

4 (4) The Fox Chase Cancer Center.

5 (5) The Kimmel Cancer Center at Thomas Jefferson
6 University.

7 (6) The Temple University Cancer Center.

8 (7) The Lake Erie College of Osteopathic Medicine.

9 (8) The Wistar Institute.

10 No member shall be entitled to receive any compensation for
11 participation on the advisory board but may be entitled to
12 receive reimbursement for reasonable expenses incurred for that
13 participation.

14 (b) Cochairpersons.--The Physician General and one
15 individual on the advisory board, who in the first year of the
16 fund's operation shall be selected from among the members, shall
17 serve as cochairpersons. The selected chairperson shall serve in
18 that capacity for a term of three years. The Physician General
19 shall serve ex officio.

20 (c) Duties of the advisory board.--The advisory board shall
21 review project proposals for research study grants from the fund
22 and shall recommend approval of proposals to the department. The
23 advisory board shall devise a formula for distribution of fund
24 moneys for both long-term and short-term research projects.

25 Section 2. This act shall take effect immediately.