

Suspend the Rules and Pass the Bill, H.R. 2722, With An Amendment

(The amendment strikes all after the enacting clause and inserts a new text)

114TH CONGRESS
1ST SESSION

H. R. 2722

To require the Secretary of the Treasury to mint coins in recognition of the fight against breast cancer.

IN THE HOUSE OF REPRESENTATIVES

JUNE 10, 2015

Mrs. CAROLYN B. MALONEY of New York (for herself, Mr. SESSIONS, Mr. KINZINGER of Illinois, Mr. SMITH of Washington, Mr. GRAYSON, Mr. LOWENTHAL, Mr. HASTINGS, Mr. MOONEY of West Virginia, Ms. ADAMS, Mr. BERA, Mr. CRENSHAW, Mr. CARSON of Indiana, Mr. BARR, Mr. HARRIS, Ms. KUSTER, Ms. ESHOO, Mr. AUSTIN SCOTT of Georgia, Mrs. COMSTOCK, Ms. LEE, Mr. BEN RAY LUJÁN of New Mexico, Mr. THOMPSON of Mississippi, Ms. MCCOLLUM, Mr. FLORES, Mr. FOSTER, Mr. PASCRELL, Mr. POSEY, Mr. SHUSTER, Mr. LUETKEMEYER, Mr. FARENTHOLD, Mr. GIBBS, Mr. LATTA, Mr. RUSH, Mr. SCOTT of Virginia, Mrs. WATSON COLEMAN, Mr. ASHFORD, Mr. SHERMAN, Mr. BYRNE, Mrs. LAWRENCE, Mr. BRENDAN F. BOYLE of Pennsylvania, Mr. BABIN, Mr. HIGGINS, Mr. RUPPERSBERGER, Mr. CURBELO of Florida, Mrs. MCMORRIS RODGERS, Mr. RICHMOND, Mr. FATTAH, Mr. RANGEL, Mr. DENT, Mr. COLLINS of New York, Mr. GIBSON, Mr. FLEISCHMANN, Mr. PETERSON, Ms. BROWN of Florida, Mr. HARDY, Mr. CLAWSON of Florida, Mrs. LUMMIS, Mr. BENISHEK, Mr. KILDEE, Mr. LIPINSKI, Mr. WEBSTER of Florida, Mr. DANNY K. DAVIS of Illinois, Mr. ISSA, Mr. LOEBSACK, Mr. REICHERT, Mr. CICILLINE, Mr. PRICE of North Carolina, Mr. ROUZER, Mr. SCHWEIKERT, Mr. DAVID SCOTT of Georgia, Mr. TROTT, Mrs. DINGELL, Ms. WASSERMAN SCHULTZ, Mr. HECK of Washington, Ms. DEGETTE, Mrs. BLACK, Ms. TITUS, Mr. YOUNG of Alaska, Mr. BEYER, Mr. NORCROSS, Mr. PAYNE, Ms. EDWARDS, Ms. MATSUI, Mr. LAMALFA, Mr. HUNTER, Mr. BLUMENAUER, Mr. PERLMUTTER, Mr. ROYCE, Mr. WHITFIELD, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. NORTON, Mr. CUMMINGS, Mr. ENGEL, Ms. ESTY, Mr. CLEAVER, Mr. SWALWELL of California, Mr. JENKINS of West Virginia, Mr. GUINTA, Mr. LOBIONDO, Mr. LUCAS, Mr. PALLONE, Ms. WILSON of Florida, Mr. HILL, Mr. BUTTERFIELD, Mr. GRAVES of Louisiana, Mr. PALMER, Mr. GENE GREEN of Texas, Mr. HOLDING, Mr. CONNOLLY, Mr. THOMPSON

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which was referred to the Committee on Financial Services, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To require the Secretary of the Treasury to mint coins
in recognition of the fight against breast cancer.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Breast Cancer Aware-
5 ness Commemorative Coin Act”.

6 **SEC. 2. FINDINGS.**

7 The Congress finds the following:

8 (1) Breast cancer is the most common cancer
9 among American women, except for skin cancers.
10 Today, about 1 in 8, or 12 percent of, women in the
11 United States will develop invasive breast cancer
12 during their lifetime. This is an increase from 1 in
13 11, or 9 percent of, women in 1975.

14 (2) Breast cancer is the second leading cause of
15 cancer death in women. The chance of dying from
16 breast cancer is about 1 in 36. Thanks to earlier de-
17 tection, increased awareness, and improved treat-

1 ment, death rates from breast cancer have decreased
2 since about 1989.

3 (3) There is a strong interest among the Amer-
4 ican public to do more to tackle this disease. The
5 National Cancer Institute estimates \$16.5 billion is
6 spent in the United States each year on breast can-
7 cer treatment. Assuming that incidence and survival
8 rates follow recent trends, it is estimated that \$17.2
9 billion will be spent on breast cancer care in the
10 United States in 2014.

11 (4) Finding a cure for breast cancer is a goal
12 of the United States Government.

13 (5) The National Institutes of Health dedicated
14 an estimated \$674 million for breast cancer research
15 in Fiscal Year 2014. In Fiscal Year 2014, the De-
16 partment of Defense's Breast Cancer Research Pro-
17 gram received \$120 million.

18 (6) While the National Institutes of Health and
19 the Department of Defense program on Breast Can-
20 cer research remain the largest funders of breast
21 cancer research in the United States, in 2013, the
22 National Cancer Institute funding was reduced by
23 nearly \$66 million since 2011. The funding level for
24 the Department of Defense Breast Cancer Research
25 Program has remained consistent since 2012, how-

1 ever this amount represents a 20-percent decrease
2 from 2011 funding levels.

3 (7) Additional private sector support for breast
4 cancer research will help us find cures for breast
5 cancer even faster.

6 (8) It is estimated that in the United States
7 231,840 women will be diagnosed with and 40,290
8 women will die of cancer of the breast in 2015. This
9 means that every 13 minutes a woman dies of breast
10 cancer in the United States.

11 (9) However, due to disease type and lack of
12 adequate care, African-American women have the
13 highest death rates of all racial and ethnic groups
14 overall and are at least 44 percent more likely to die
15 of breast cancer as compared to other racial and
16 ethnic groups.

17 (10) Breast cancer used to be considered a dis-
18 ease of aging but recent trends show that more ag-
19 gressive forms of the disease have been increasingly
20 diagnosed in younger women.

21 (11) Breast cancer is the most frequently diag-
22 nosed cancer among nearly every racial and ethnic
23 group, including African-American, American In-
24 dian/Alaska Native, Asian/Pacific Islander and His-
25 panic/Latina women.

1 (12) Clinical advances, resulting from research,
2 have led to increased survival from breast cancer.
3 Since 1990, death rates from breast cancer have
4 dropped over 34 percent.

5 (13) Among men in the United States it is esti-
6 mated that there will be 2,350 new cases of invasive
7 breast cancer and 440 breast cancer deaths in 2015.

8 (14) At this time there are more than 3.1 mil-
9 lion breast cancer survivors in the United States.

10 (15) It is estimated that breast cancer costs
11 \$12.5 billion in lost productivity. Such productivity
12 losses will increase with projected growth rate and
13 aging of the U.S. population if cancer mortality
14 rates stay constant in the future.

15 (16) There is a better chance of survival and
16 there are more treatment options with early stage
17 detection through mammograms and clinical breast
18 exams.

19 (17) Breast cancer is the most common cancer
20 in women worldwide, with an estimated 1.7 million
21 new cases of breast cancer among women worldwide
22 in 2012.

23 (18) Breast Cancer Research Foundation
24 (BCRF) is considered one of the most efficient can-
25 cer research charities.

1 (19) Of every dollar donated to BCRF, \$0.91
2 goes to research and awareness programs—88 cents
3 towards research and 3 cents towards awareness.

4 (20) Founded in 1993, the BCRF has raised
5 more than \$500 million to fuel discoveries in tumor
6 biology, genetics, prevention, treatment, survivorship
7 and metastasis, making BCRF one of the largest
8 private funders of breast cancer research in the
9 world. For 2014–2015, BCRF committed \$58.6 mil-
10 lion in research, including \$11.6 million to the inter-
11 national Evelyn H. Lauder Founder’s Fund focused
12 on metastasis, to support the work of more than 220
13 researchers at leading medical institutions across six
14 continents (25 states and 14 countries).

15 (21) Susan G. Komen (Komen) is the largest
16 non-government funder of breast cancer research,
17 funding research that spans the breast cancer con-
18 tinuum from basic biology to treatment to survivor-
19 ship.

20 (22) Over the past 5 years, more than 80 cents
21 of every dollar spent by Komen has gone directly to
22 its mission to save lives and end breast cancer by
23 empowering people, ensuring quality care for all and
24 energizing science to find the cures.

1 (23) Since its inception in 1982, Komen has in-
2 vested more than \$2.6 billion towards its mission,
3 including more than \$847 million in over 2400 re-
4 search grants and 450 clinical trials in 48 states and
5 21 different countries. Recent funding has focused
6 on research to stem metastatic and aggressive dis-
7 ease, find scientifically sound preventive strategies,
8 and investigate environmental links to breast cancer
9 development.

10 (24) Today, BCRF and Susan G. Komen con-
11 tinue their work to advance research and support
12 programs for patients and their families.

13 **SEC. 3. COIN SPECIFICATIONS.**

14 (a) DENOMINATIONS.—The Secretary of the Treas-
15 ury (hereafter in this Act referred to as the “Secretary”)
16 shall mint and issue the following coins:

17 (1) \$5 GOLD COINS.—Not more than 50,000 \$5
18 gold coins, which shall—

19 (A) have a diameter of 0.850 inches; and

20 (B) be made of “pink gold” which contains
21 not less than 75 percent gold.

22 (2) \$1 SILVER COINS.—Not more than 400,000
23 \$1 coins, which shall—

24 (A) weigh 26.73 grams;

25 (B) have a diameter of 1.500 inches; and

1 (C) contain not less than 90 percent silver.

2 (3) HALF-DOLLAR CLAD COINS.—Not more
3 than 750,000 half-dollar coins which shall—

4 (A) weigh 11.34 grams;

5 (B) have a diameter of 1.205 inches; and

6 (C) be minted to the specifications for half-
7 dollar coins contained in section 5112(b) of title
8 31, United States Code.

9 (b) LEGAL TENDER.—The coins minted under this
10 Act shall be legal tender, as provided in section 5103 of
11 title 31, United States Code.

12 (c) NUMISMATIC ITEMS.—For purposes of sections
13 5134 and 5136 of title 31, United States Code, all coins
14 minted under this Act shall be considered to be numis-
15 matic items.

16 **SEC. 4. DESIGN OF COINS.**

17 (a) DESIGN REQUIREMENTS.—

18 (1) IN GENERAL.—The design of the coins
19 minted under this Act shall be emblematic of the
20 fight against breast cancer.

21 (2) DESIGNATION AND INSCRIPTIONS.—On
22 each coin minted under this Act there shall be—

23 (A) a designation of the face value of the
24 coin;

25 (B) an inscription of the year “2018”; and

1 (C) inscriptions of the words “Liberty”,
2 “In God We Trust”, “United States of Amer-
3 ica”, and “E Pluribus Unum”.

4 (b) SELECTION.—The design for the coins minted
5 under this Act shall be selected by the Secretary based
6 on the winning design from a juried, compensated design
7 competition described under subsection (c).

8 (c) DESIGN COMPETITION.—

9 (1) IN GENERAL.—The Secretary shall hold a
10 competition and provide compensation for its winner
11 to design the obverse and reverse of the coins minted
12 under this Act. The competition shall be judged by
13 an expert jury chaired by the Secretary and con-
14 sisting of 3 members from the Citizens Coinage Ad-
15 visory Committee who shall be elected by such Com-
16 mittee and 3 members from the Commission of Fine
17 Arts who shall be elected by such Commission.

18 (2) PROPOSALS.—As part of the competition
19 described in this subsection, the Secretary may ac-
20 cept proposals from artists, engravers of the United
21 States Mint, and members of the general public, and
22 any designs submitted for the design review process
23 described herein shall be anonymized until a final se-
24 lection is made.

1 (3) ACCOMPANYING DESIGNS; PREFERENCE
2 FOR PHYSICAL DESIGNS.—The Secretary shall en-
3 courage 3-dimensional designs to be submitted as
4 part of the proposals, and the jury shall give a pref-
5 erence for proposals that are accompanied by a 3-
6 dimensional physical design instead of, or in addition
7 to, an electronic design.

8 (4) COMPENSATION.—The Secretary shall de-
9 termine compensation for the winning design under
10 this subsection, which shall be not less than \$5,000.
11 The Secretary shall take into account this compensa-
12 tion amount when determining the sale price de-
13 scribed in section 6(a).

14 **SEC. 5. ISSUANCE OF COINS.**

15 (a) QUALITY OF COINS.—Coins minted under this
16 Act shall be issued in uncirculated and proof qualities.

17 (b) PERIOD FOR ISSUANCE.—The Secretary may
18 issue coins minted under this Act only during the 1-year
19 period beginning on January 1, 2018.

20 **SEC. 6. SALE OF COINS.**

21 (a) SALE PRICE.—The coins issued under this Act
22 shall be sold by the Secretary at a price equal to the sum
23 of—

24 (1) the face value of the coins;

1 (2) the surcharge provided in section 7(a) with
2 respect to the coins; and

3 (3) the cost of designing and issuing the coins
4 (including labor, materials, dies, use of machinery,
5 overhead expenses, marketing, and shipping).

6 (b) BULK SALES.—The Secretary shall make bulk
7 sales of the coins issued under this Act at a reasonable
8 discount.

9 (c) PREPAID ORDERS.—

10 (1) IN GENERAL.—The Secretary shall accept
11 prepaid orders for the coins minted under this Act
12 before the issuance of such coins.

13 (2) DISCOUNT.—Sale prices with respect to pre-
14 paid orders under paragraph (1) shall be at a rea-
15 sonable discount.

16 **SEC. 7. SURCHARGES.**

17 (a) IN GENERAL.—All sales of coins issued under this
18 Act shall include a surcharge of—

19 (1) \$35 per coin for the \$5 coin;

20 (2) \$10 per coin for the \$1 coin; and

21 (3) \$5 per coin for the half-dollar coin.

22 (b) DISTRIBUTION.—Subject to section 5134(f) of
23 title 31, United States Code, all surcharges which are re-
24 ceived by the Secretary from the sale of coins issued under
25 this Act shall be promptly paid by the Secretary as follows:

1 (1) ½ to the Susan G. Komen for the Cure,
2 Dallas, Texas, for the purpose of furthering research
3 funded by the organization.

4 (2) ½ to the Breast Cancer Research Founda-
5 tion, New York, New York, for the purpose of fur-
6 thering research funded by the Foundation.

7 (c) AUDITS.—The surcharge recipients under sub-
8 section (b) shall be subject to the audit requirements of
9 section 5134(f)(2) of title 31, United States Code, with
10 regard to the amounts received under that subsection.

11 (d) LIMITATIONS.—Notwithstanding subsection (a),
12 no surcharge may be included with respect to the issuance
13 under this Act of any coin during a calendar year if, as
14 of the time of such issuance, the issuance of such coin
15 would result in the number of commemorative coin pro-
16 grams issued during such year to exceed the annual 2
17 commemorative coin program issuance limitation under
18 section 5112(m)(1) of title 31, United States Code (as in
19 effect on the date of the enactment of this Act). The Sec-
20 retary of the Treasury may issue guidance to carry out
21 this subsection.