

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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SENATE BILL 506

Short Title: Cancer Registry.

(Public)

Sponsors: Senators Purcell; Dorsett and Malone.

Referred to: Health Care.

March 15, 2005

A BILL TO BE ENTITLED

1 AN ACT TO BRING NORTH CAROLINA LAW INTO COMPLIANCE WITH
2 PUBLIC LAW 107-260, THE BENIGN BRAIN TUMOR CANCER REGISTRIES
3 AMENDMENT.
4

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 130A-209 reads as rewritten:

7 "**§ 130A-209. Incidence reporting of cancer; charge for collection if failure to**
8 **report.**

9 (a) All health care facilities and health care providers that detect, diagnose, or
10 treat cancer or benign brain or central nervous system tumors shall report to the central
11 cancer registry each diagnosis of cancer or benign brain or central nervous system
12 tumors in any person who is screened, diagnosed, or treated by the facility or provider.
13 The reports shall be made within six months of diagnosis. Diagnostic, demographic and
14 other information as prescribed by the rules of the Commission shall be included in the
15 report.

16 (b) If a health care facility or health care provider fails to report as required under
17 this section, then the central cancer registry may conduct a site visit to the facility or
18 provider or be provided access to the information from the facility or provider and
19 report it in the appropriate format. The Commission may adopt rules requiring that the
20 facility or provider reimburse the registry for its cost to access and report the
21 information in an amount not to exceed one hundred dollars (\$100.00) per case. Thirty
22 days after the expiration of the six-month period for reporting under subsection (a) of
23 this section, the registry shall send notice to each facility and provider that has not
24 submitted a report as of that date that failure to file a report within 30 days shall result in
25 collection of the data by the registry and liability for reimbursement imposed under this
26 section. Failure to receive or send the notice required under this section shall not be
27 construed as a waiver of the reporting requirement. For good cause, the central cancer
28 registry may grant an additional 30 days for reporting.

29 (c) As used in this section, the term:

- 1 (1) "Health care facility" or "facility" means any hospital, clinic, or other
2 facility that is licensed to administer medical treatment or the primary
3 function of which is to provide medical treatment in this State. The
4 term includes health care facility laboratories and independent
5 pathology laboratories;
6 (2) "Health care provider" or "provider" means any person who is licensed
7 or certified to practice a health profession or occupation under Chapter
8 90 of the General Statutes and who diagnoses or treats ~~ea~~neer~~cancer~~
9 or benign brain or central nervous system tumors."
10 **SECTION 2.** This act becomes effective January 1, 2006.