

114TH CONGRESS  
1ST SESSION

# S. 2185

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

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IN THE SENATE OF THE UNITED STATES

OCTOBER 20, 2015

Ms. HEITKAMP (for herself, Ms. AYOTTE, Ms. COLLINS, Mrs. CAPITO, Mr. HOEVEN, Mrs. FEINSTEIN, Ms. KLOBUCHAR, Ms. HIRONO, and Mrs. GILLIBRAND) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

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## 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 Congress finds that—

1           (1) breast cancer is the most common cancer  
2           among women of the United States, except for skin  
3           cancers;

4           (2) today, about 1 in 8, or 12 percent of,  
5           women in the United States will develop invasive  
6           breast cancer, which is an increase from 1 in 11, or  
7           9 percent of, women in 1975;

8           (3) breast cancer is the second leading cause of  
9           cancer death in women;

10          (4) the chance of dying from breast cancer is  
11          about 1 in 36;

12          (5) thanks to earlier detection, increased aware-  
13          ness, and improved treatment, death rates from  
14          breast cancer have decreased since 1989;

15          (6) there is a strong interest among the people  
16          of the United States to do more to tackle breast can-  
17          cer;

18          (7) the National Cancer Institute estimates that  
19          \$18,100,000,000 was spent in the United States on  
20          breast cancer care in 2014;

21          (8) finding a cure for breast cancer is a goal of  
22          the United States Government;

23          (9) the National Institutes of Health dedicated  
24          an estimated \$674,000,000 for breast cancer re-  
25          search in fiscal year 2014;

1           (10) in fiscal year 2014, the Breast Cancer Re-  
2           search Program of the Department of Defense re-  
3           ceived \$120,000,000;

4           (11) while the National Institutes of Health  
5           and the Department of Defense program on breast  
6           cancer research remain the largest funders of breast  
7           cancer research in the United States, funding for  
8           the National Cancer Institute was reduced by nearly  
9           \$66,000,000 between 2011 and 2013;

10          (12) the funding level for the Department of  
11          Defense Breast Cancer Research Program has re-  
12          mained consistent since 2012, but this amount rep-  
13          resents a 20-percent decrease from 2011 funding  
14          levels;

15          (13) additional private sector support for breast  
16          cancer research will help find cures for breast cancer  
17          even faster;

18          (14) it is estimated that, in the United States,  
19          231,840 women will be diagnosed with, and 40,290  
20          women will die of, breast cancer in 2015;

21          (15) on average, every 13 minutes a woman  
22          dies of breast cancer in the United States;

23          (16) due to disease type and lack of adequate  
24          care, African-American women have the highest  
25          death rates of all racial and ethnic groups overall

1 and are at least 44-percent more likely to die of  
2 breast cancer than women of other racial and ethnic  
3 groups;

4 (17) breast cancer used to be considered a dis-  
5 ease of aging but recent trends show that more ag-  
6 gressive forms of the disease have been increasingly  
7 diagnosed in younger women;

8 (18) breast cancer is the most frequently diag-  
9 nosed cancer among nearly every racial and ethnic  
10 group, including African-American, American In-  
11 dian/Alaska Native, Asian/Pacific Islander, and His-  
12 panic/Latina women;

13 (19) clinical advances resulting from research  
14 have led to increased survival rates from breast can-  
15 cer;

16 (20) since 1990, death rates from breast cancer  
17 have dropped more than 34 percent;

18 (21) it is estimated that there will be 2,350 new  
19 cases of invasive breast cancer and 440 breast can-  
20 cer deaths among men in the United States in 2015;

21 (22) at this time there are more than 3,100,000  
22 breast cancer survivors in the United States;

23 (23) it is estimated that breast cancer costs  
24 \$12,500,000,000 in lost productivity;

1           (24) the losses of productivity due to breast  
2 cancer will increase with the projected growth rate  
3 and aging of the population of the United States if  
4 cancer mortality rates stay constant in the future;

5           (25) there is a better chance of survival, and  
6 there are more treatment options available, with  
7 early stage detection through mammograms and  
8 clinical breast exams;

9           (26) breast cancer is the most common cancer  
10 in women worldwide, with an estimated 1,700,000  
11 new cases of breast cancer among women worldwide  
12 in 2012;

13           (27) the Breast Cancer Research Foundation  
14 (hereafter in this Act referred to as “BCRF”) is  
15 considered one of the most efficient cancer research  
16 charities;

17           (28) of every dollar donated to BCRF, 91 cents  
18 goes to research and awareness programs, 88 cents  
19 towards research and 3 cents towards awareness;

20           (29) founded in 1993, BCRF has raised more  
21 than \$500,000,000 to fuel discoveries in tumor biol-  
22 ogy, genetics, prevention, treatment, survivorship,  
23 and metastasis, making BCRF one of the largest  
24 private funders of breast cancer research in the  
25 world; and

1           (30) in 2014 and 2015, BCRF committed  
2           \$58,600,000 in research, including \$11,600,000 to  
3           the international Evelyn H. Lauder Founder’s Fund  
4           focused on metastasis, to support the work of more  
5           than 220 researchers at leading medical institutions  
6           across 6 continents, including 25 States and 14  
7           countries.

8 **SEC. 3. COIN SPECIFICATIONS.**

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

12               (1) \$5 GOLD COINS.—Not more than 50,000 \$5  
13          gold coins, which shall—

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

15                       (B) be made of “pink gold”, which con-  
16          tains not less than 75-percent gold.

17               (2) \$1 SILVER COINS.—Not more than 400,000  
18          \$1 coins, which shall—

19                       (A) weigh 26.73 grams;

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

21                       (C) contain not less than 90-percent silver.

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

24                       (A) weigh 11.34 grams;

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

1           (C) be minted to the specifications for half-  
2           dollar coins contained in section 5112(b) of title  
3           31, United States Code.

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

7           (c) **NUMISMATIC ITEMS.**—For purposes of sections  
8 5134 and 5136 of title 31, United States Code, all coins  
9 minted under this Act shall be considered to be numis-  
10 matic items.

11 **SEC. 4. DESIGN OF COINS.**

12           (a) **DESIGN REQUIREMENTS.**—

13           (1) **IN GENERAL.**—The design of the coins  
14 minted under this Act shall be emblematic of the  
15 fight against breast cancer.

16           (2) **DESIGNATION AND INSCRIPTIONS.**—On  
17 each coin minted under this Act there shall be—

18           (A) a designation of the face value of the  
19 coin;

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

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

24           (b) **SELECTION.**—The design for the coins minted  
25 under this Act shall be selected by the Secretary based

1 on the winning design from a juried, compensated design  
2 competition described under subsection (c).

3 (c) DESIGN COMPETITION.—

4 (1) IN GENERAL.—The Secretary shall hold a  
5 competition and provide compensation for the winner  
6 of the competition to design the obverse and reverse  
7 of the coins minted under this Act. The competition  
8 shall be judged by an expert jury chaired by the Sec-  
9 retary and consisting of 3 members from the Citi-  
10 zens Coinage Advisory Committee who shall be elect-  
11 ed by the Committee and 3 members from the Com-  
12 mission of Fine Arts who shall be elected by the  
13 Commission.

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

21 (3) ACCOMPANYING DESIGNS; PREFERENCE  
22 FOR PHYSICAL DESIGNS.—The Secretary shall en-  
23 courage 3-dimensional designs to be submitted as  
24 part of the proposals, and the jury shall give a pref-  
25 erence for proposals that are accompanied by a 3-



1 dimensional physical design instead of, or in addition  
2 to, an electronic design.

3 (4) COMPENSATION.—The Secretary shall de-  
4 termine compensation for the winning design under  
5 this subsection, which shall be not less than \$5,000.

6 The Secretary shall take into account this compensa-  
7 tion amount when determining the sale price de-  
8 scribed in section 6(a).

9 **SEC. 5. ISSUANCE OF COINS.**

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

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

15 **SEC. 6. SALE OF COINS.**

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

19 (1) the face value of the coins;

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

22 (3) the cost of designing and issuing the coins,  
23 including—

24 (A) labor;

25 (B) materials;

- 1 (C) dies;
- 2 (D) use of machinery;
- 3 (E) overhead expenses;
- 4 (F) marketing; and
- 5 (G) 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 the 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 to the

1 Breast Cancer Research Foundation, New York, New  
2 York, for the purpose of furthering research funded by  
3 the Foundation.

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

8 (d) LIMITATIONS.—Notwithstanding subsection (a),  
9 no surcharge may be included with respect to the issuance  
10 under this Act of any coin during a calendar year if, at  
11 the time of the issuance, the issuance of the coin would  
12 result in the number of commemorative coin programs  
13 issued during that year to exceed the commemorative coin  
14 program restriction under section 5112(m)(1) of title 31,  
15 United States Code (as in effect on the date of the enact-  
16 ment of this Act). The Secretary may issue guidance to  
17 carry out this subsection.

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