

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

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HOUSE JOINT RESOLUTION DRHJR70722-LN-269 (5/9)

Sponsors: Representative Pierce.

Referred to:

1 A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH
2 COMMISSION TO STUDY THE PUBLIC HEALTH ISSUES RELATING TO
3 THE SALE OF BREAST MILK BY AN INDIVIDUAL TO ANOTHER
4 INDIVIDUAL FOR HUMAN CONSUMPTION.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.(a)** The Legislative Research Commission may study the
7 following issues pertaining to the sale of breast milk by individuals for human
8 consumption rather than donating to a certified milk bank:

- 9 (1) The rise in the incidence of the sale of breast milk by individuals to
10 individuals for human consumption, and the public health
11 implications thereof.
- 12 (2) Whether the sale of breast milk by an individual to another individual
13 should be regulated by the State.
- 14 (3) Whether donor milk banks operating in this State or another state and
15 providing breast milk in this State should be certified or licensed.
- 16 (4) Whether parameters should be established for the safe distribution of
17 donor breast milk.
- 18 (5) Ethical protections for breast milk donors and recipients.
- 19 (6) Other matters relevant to the study, as determined by the cochairs of
20 the study.

21 **SECTION 1.(b)** If the Legislative Research Commission undertakes this
22 study, the Speaker of the House of Representatives shall, in addition to appointing
23 members of the House of Representatives, appoint three public members to the study,
24 one of whom is a pediatrician recommended by the North Carolina Pediatric Society,
25 one of whom represents the Division of Public Health of the Department of Health and
26 Human Services, and one of whom represents tissue banks operating in this State. The
27 President Pro Tempore of the Senate shall, in addition to appointing members of the
28 Senate, appoint three public members, one of whom is a representative of the UNC

1 School of Public Health, one of whom is a representative of a donor milk bank
2 operating in this State, and one of whom is a milk bank donor or the mother of a milk
3 bank recipient.

4 **SECTION 1.(c)** The Legislative Research Commission may make an
5 interim report to the 2007 General Assembly, and shall make its final report to the 2007
6 General Assembly, Regular Session 2008.

7 **SECTION 2.** The Legislative Services Officer shall allocate funds
8 appropriated to the General Assembly for the expenditures of the Legislative Services
9 Commission in conducting this study.

10 **SECTION 3.** This act becomes effective July 1, 2006.