SENATE BILL 17-142

A BILL FOR AN ACT

CONCERNING THE REQUIREMENT TO INCLUDE NOTIFICATION TO A
PATIENT REGARDING THE PATIENT'S BREAST TISSUE
CLASSIFICATION WITH THE REQUIRED MAMMOGRAPHY REPORT.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at http://leg.colorado.gov.)

The bill requires that each mammography report provided to a patient include information that identifies the patient's breast tissue classification based on the breast imaging reporting and data system established by the American college of radiology. If the health care facility that performed the mammography determines that a patient has...
dense breast tissue, the facility is required to notify the patient of the
determination using specific language.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, add part 2 to article 1.5 of title 12 as follows:

PART 2

BREAST DENSITY NOTIFICATION

12-1.5-201. Mammography report - dense breasts - required notice - definition. (1) EACH PERSON WHO IS REQUIRED BY 42 U.S.C. SEC. 263b TO PROVIDE A PATIENT, THE PATIENT'S PHYSICIAN, OR MEDICAL INSTITUTION WITH A MAMMOGRAPHY REPORT AND WHO HAS DETERMINED THAT THE PATIENT HAS DENSE BREAST TISSUE, AS DETERMINED BY THE INTERPRETING PHYSICIAN BASED ON BREAST IMAGING REPORTING AND DATA SYSTEM STANDARDS PROMULGATED BY THE AMERICAN COLLEGE OF RADIOLOGY, SHALL INCLUDE THE FOLLOWING NOTICE WITH THE MAMMOGRAPHY REPORT:

YOUR MAMMOGRAM SHOWS THAT YOUR BREAST TISSUE IS DENSE. DENSE BREAST TISSUE IS COMMON AND IS NOT ABNORMAL. HOWEVER, DENSE BREAST TISSUE CAN MAKE IT HARDER TO EVALUATE THE RESULTS OF YOUR MAMMOGRAM AND MAY ALSO BE ASSOCIATED WITH AN INCREASED RISK OF BREAST CANCER. THIS INFORMATION ABOUT THE RESULTS OF YOUR MAMMOGRAM IS GIVEN TO YOU TO RAISE YOUR AWARENESS AND TO INFORM YOUR CONVERSATIONS WITH YOUR DOCTOR. TOGETHER, YOU CAN DECIDE WHICH SCREENING OPTIONS ARE RIGHT FOR YOU. A REPORT OF YOUR RESULTS WAS SENT TO YOUR PHYSICIAN.
(2) Notwithstanding any other law, this section does not create a cause of action or create a standard of care, obligation, or duty that provides a basis for a cause of action.

SECTION 2. Effective date. This act takes effect October 1, 2017.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.