



**Colorado  
Legislative  
Council  
Staff**

**SB17-142**

**FINAL  
FISCAL NOTE**

**FISCAL IMPACT:**  State  Local  Statutory Public Entity  Conditional  No Fiscal Impact

**Drafting Number:** LLS 17-0564  
**Prime Sponsor(s):** Sen. Williams A.  
Rep. Danielson

**Date:** June 1, 2017  
**Bill Status:** Signed into Law  
**Fiscal Analyst:** Bill Zepernick (303-866-4777)

**BILL TOPIC:** BREAST DENSITY NOTIFICATION REQUIRED

Fiscal Impact Summary	FY 2017-2018	FY 2018-2019
State Revenue		
State Expenditures	Minimal workload increase.	
<b>Appropriation Required:</b> None.		
<b>Future Year Impacts:</b> Ongoing minimal workload increase.		

**Summary of Legislation**

Under current federal law, a patient who undergoes a mammogram must receive a report of the results. This bill requires that the mammography report include a specified notice when a patient's mammogram indicates that the patient has dense breast tissue. Specifically, the notice must inform the patients that:

- their mammogram indicates that they have dense breast tissue;
- dense breast tissue is common and not abnormal;
- dense breast tissue can make interpreting mammogram results more difficult;
- dense breast tissue may be associated with an increased risk of breast cancer; and
- the notice is provided to raise awareness and inform their conversations with their doctor.

The bill specifies that the required notice does not create a cause of action or a standard of care, obligation, or duty that provides the basis for a cause of action.

**State Expenditures**

The bill impacts several state agencies as described below.

**Facility inspections.** The bill may increase workload in the Department of Public Health and Environment (CDPHE) by a minimal amount. Specifically, the CDPHE will be required to communicate the changes under the bill to health facilities that provide mammography and may be required to monitor compliance as part of its existing health facility inspection process. This workload can be accomplished within existing appropriations.

**Medical facilities.** In order to comply with federal law, certain state healthcare providers in the Department of Higher Education and the Department of Corrections currently provide mammography reports and notification letters to patients. The bill requires these providers to adopt the new notification language for patients with dense breast tissue. These departments will need to modify the language used in their notification letters. This minimal workload increase can be absorbed within existing appropriations.

### **Local Government Impact**

For local governments that operate clinics or other health care facilities, the bill results in a minimal workload increase to adopt the new notification language sent to patients with dense breast tissue.

### **Effective Date**

The bill was signed into law by the Governor on April 6, 2017, and takes effect October 1, 2017.

### **State and Local Government Contacts**

Corrections                  Higher Education