

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 14-0279.01 Kristen Forrestal x4217

HOUSE BILL 14-1126

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A BILL FOR AN ACT

101 **CONCERNING THE REQUIREMENT TO INCLUDE NOTIFICATION TO A**
102 **PATIENT REGARDING THE PATIENT'S BREAST TISSUE**
103 **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://www.leg.state.co.us/billsummaries>.)

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

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

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.

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

2 **SECTION 1.** In Colorado Revised Statutes, 10-16-104, **add** (18)
3 (b) (III) (E) as follows:

4 **10-16-104. Mandatory coverage provisions - definitions -**
5 **rules.** (18) **Preventive health care services.** (b) The coverage required
6 by this subsection (18) must include preventive health care services for
7 the following, in accordance with the A or B recommendations of the task
8 force for the particular preventive health care service:

9 (III) (E) EACH MAMMOGRAPHY REPORT REQUIRED BY FEDERAL
10 LAW TO BE PROVIDED TO EACH PATIENT MUST INCLUDE INFORMATION
11 THAT IDENTIFIES THE PATIENT'S INDIVIDUAL BREAST TISSUE
12 CLASSIFICATION BASED ON THE BREAST IMAGING REPORTING AND DATA
13 SYSTEM ESTABLISHED BY THE AMERICAN COLLEGE OF RADIOLOGY OR THE
14 UNITED STATES FOOD AND DRUG ADMINISTRATION APPROVED
15 AUTOMATED VOLUMETRIC BREAST DENSITY ASSESSMENT SOFTWARE THAT
16 GENERATES OBJECTIVE MEASUREMENT OF VOLUMETRIC BREAST DENSITY
17 VALUES. IF THE HEALTH CARE FACILITY THAT PERFORMED THE
18 MAMMOGRAPHY DETERMINES THAT A PATIENT HAS DENSE BREAST TISSUE,
19 THE SUMMARY OF THE MAMMOGRAPHY REPORT MUST INCLUDE THE
20 FOLLOWING NOTICE:

21 YOUR MAMMOGRAM INDICATES THAT YOU HAVE DENSE
22 BREAST TISSUE. DENSE BREAST TISSUE IS VERY COMMON IN
23 WOMEN AND NOT ABNORMAL. THE PRESENCE OF DENSE
24 TISSUE MAKES IT MORE DIFFICULT TO DETECT CANCERS IN

1 THE BREAST AND CAN BE ASSOCIATED WITH AN INCREASED
2 RISK OF BREAST CANCER. WE ARE PROVIDING THIS
3 INFORMATION TO RAISE YOUR AWARENESS OF THIS
4 IMPORTANT FACTOR AND TO ENCOURAGE YOU TO DISCUSS
5 WITH YOUR HEALTH CARE PROVIDERS YOUR DENSE BREAST
6 TISSUE AND OTHER BREAST CANCER RISK FACTORS.
7 TOGETHER, YOU CAN DECIDE WHICH SCREENING OPTIONS
8 ARE RIGHT FOR YOU. A REPORT OF YOUR RESULTS WAS SENT
9 TO YOUR PHYSICIAN.

10 NOTHING IN THIS SECTION CREATES A DUTY OF CARE BEYOND THE DUTY
11 TO PROVIDE THE NOTICE AS SET FORTH IN THIS SUB-SUBPARAGRAPH (E).
12 FOR THE PURPOSE OF THIS SUB-SUBPARAGRAPH (E), "DENSE BREAST
13 TISSUE" MEANS HETEROGENEOUSLY DENSE OR EXTREMELY DENSE BREAST
14 TISSUE AS DEFINED IN THE NATIONALLY RECOGNIZED GUIDELINES OR
15 SYSTEMS FOR BREAST IMAGING REPORTING OF MAMMOGRAPHY
16 SCREENING, INCLUDING THE BREAST IMAGING REPORTING AND DATA
17 SYSTEM OF THE AMERICAN COLLEGE OF RADIOLOGY.

18 **SECTION 2. Effective date - applicability.** This act takes effect
19 July 1, 2014, and applies to mammography reports sent on or after said
20 date.

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