

SENATE FILE _____
BY JOCHUM

A BILL FOR

1 An Act establishing a notification requirement for mammogram
2 reports and written statements to patients.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 136C.3, subsection 10, Code 2014, is
2 amended to read as follows:

3 10. a. Adopt rules specifying the minimum training and
4 performance standards for an individual using a radiation
5 machine for mammography, and other rules necessary to
6 implement section 136C.15. The rules shall complement federal
7 requirements applicable to similar radiation machinery and
8 shall not be less stringent than those federal requirements.

9 b. (1) Adopt rules to require that, by January 1, 2015, a
10 facility where mammography services are performed shall include
11 information on breast density in mammogram reports sent to
12 referring physicians and written statements sent to patients
13 pursuant to regulations implementing the federal Mammography
14 Quality Standards Act of 1992, Pub. L. No. 102-539, as amended.
15 A written statement sent to a patient who has dense breast
16 tissue, as determined by the interpreting physician based on
17 standards as defined in nationally recognized guidelines or
18 systems for breast imaging reporting of mammography screening,
19 including the breast imaging reporting and data system of the
20 American college of radiology, shall contain the following
21 language:

22 Your mammogram demonstrates that you may have dense breast
23 tissue. Dense breast tissue is very common and is not
24 abnormal. However, dense breast tissue can make it more
25 difficult to find cancer on a mammogram. A report of your
26 mammography results, which contains information about your
27 breast density, has been sent to your referring physician's
28 office, and you should contact your physician if you have any
29 questions or concerns about this report.

30 (2) Nothing in this paragraph "b" shall be construed to
31 create or impose liability on a facility where mammography
32 services are performed beyond the duty to provide the
33 information set forth in this paragraph "b".

34 (3) Nothing in this paragraph "b" shall be deemed to require
35 a notice or the provision of information that is inconsistent

1 with the provisions of the federal Mammography Quality
2 Standards Act of 1992, Pub. L. No. 102-539, as amended, or any
3 regulations promulgated pursuant to that Act.

4 EXPLANATION

5 The inclusion of this explanation does not constitute agreement with
6 the explanation's substance by the members of the general assembly.

7 This bill establishes a notification requirement for
8 mammogram reports and written statements to patients. The bill
9 directs the department of public health to adopt rules that
10 require a facility performing mammography services to include
11 information on breast density in reports sent to referring
12 physicians and written statements sent to patients pursuant to
13 federal law and rules. If a patient has dense breast tissue,
14 as determined by the interpreting physician based on nationally
15 recognized guidelines or systems for breast imaging reporting,
16 the written statement must contain a notice with the language
17 provided in the bill. The notice informs the patient that the
18 mammogram demonstrates the patient may have dense breast tissue
19 and directs the patient to contact the physician with further
20 questions or concerns.

21 The bill's provisions are not to be construed to impose
22 liability on the facility performing mammography services
23 beyond the duty to provide the breast density information.

24 Facilities providing mammography services must comply with
25 the bill's requirements by January 1, 2015.