

**Senate File 2002 - Introduced**

SENATE FILE 2002

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.