

ESSB 5084 - H COMM AMD

By Committee on Health Care & Wellness

ADOPTED 02/27/2018

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 70.54
4 RCW to read as follows:

5 (1) All health care facilities shall include in the summary of
6 the mammography report, required by federal law to be provided to a
7 patient, information that identifies the patient's individual breast
8 density classification based on the breast imaging reporting and data
9 system established by the American College of Radiology. If a
10 physician at, employed by, or under contract with, the health care
11 facility determines that a patient has heterogeneously or extremely
12 dense breasts, the summary of the mammography report must include the
13 following notice:

14 "Your mammogram indicates that you may have dense breast tissue.
15 Roughly half of all women have dense breast tissue which is normal.
16 Dense breast tissue may make it more difficult to evaluate your
17 mammogram. We are sharing this information with you and your health
18 care provider to help raise your awareness of breast density. We
19 encourage you to talk with your health care provider about this and
20 other breast cancer risk factors. Together, you can decide which
21 screening options are right for you."

22 (2) Patients who receive diagnostic or screening mammograms may
23 be directed to informative material about breast density. This
24 informative material may include the American College of Radiology's
25 most current brochure on the subject of breast density.

26 (3) This section does not create a duty of care for any health
27 care facility or any health care providers or other legal obligation
28 beyond the duty to provide notice as set forth in this section.

29 (4) This section does not require a notice that is inconsistent
30 with the provisions of the federal mammography quality standards act
31 (42 U.S.C. Sec. 263b) or any regulations adopted under that act.

32 (5) For the purposes of this section:

1 (a) "Health care facility" means a hospital, clinic, nursing
2 home, laboratory, office, or similar place where mammography
3 examinations are performed.

4 (b) "Physician" means a person licensed to practice medicine
5 under chapter 18.57 or 18.71 RCW.

6 (6) This section expires January 1, 2025.

7 NEW SECTION. **Sec. 2.** Section 1 of this act takes effect January
8 1, 2019."

9 Correct the title.

EFFECT: Removes language in the notice to mammography patients
that dense breast tissue may be associated with an increased risk of
breast cancer.

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