

State of Arizona
Senate
Fifty-first Legislature
Second Regular Session
2014

SENATE BILL 1225

AN ACT

AMENDING TITLE 36, CHAPTER 4, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 36-415; RELATING TO HEALTH CARE INSTITUTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Title 36, chapter 4, article 1, Arizona Revised Statutes,
3 is amended by adding section 36-415, to read:
4 36-415. Breast density mammography results; notification
5 A. BEGINNING OCTOBER 1, 2014, IF A PATIENT IS CATEGORIZED BY A HEALTH
6 CARE INSTITUTION OR HEALTH CARE FACILITY THAT PERFORMS MAMMOGRAPHY
7 EXAMINATIONS AS HAVING HETEROGENEOUSLY DENSE BREASTS OR EXTREMELY DENSE
8 BREASTS BASED ON THE BREAST IMAGING REPORTING AND DATA SYSTEM ESTABLISHED BY
9 THE AMERICAN COLLEGE OF RADIOLOGY, THE INSTITUTION OR FACILITY MUST INCLUDE
10 IN THE SUMMARY OF THE MAMMOGRAPHY REPORT THAT IS SENT TO THE PATIENT THE
11 FOLLOWING NOTICE:
12 YOUR MAMMOGRAM INDICATES THAT YOU HAVE DENSE BREAST
13 TISSUE. DENSE BREAST TISSUE IS COMMON AND IS FOUND IN FIFTY PER
14 CENT OF WOMEN. HOWEVER, DENSE BREAST TISSUE CAN MAKE IT MORE
15 DIFFICULT TO DETECT CANCERS IN THE BREAST BY MAMMOGRAPHY AND MAY
16 ALSO BE ASSOCIATED WITH AN INCREASED RISK OF BREAST CANCER.
17 THIS INFORMATION IS BEING PROVIDED TO RAISE YOUR AWARENESS AND
18 TO ENCOURAGE YOU TO DISCUSS WITH YOUR HEALTH CARE PROVIDERS YOUR
19 DENSE BREAST TISSUE AND OTHER BREAST CANCER RISK FACTORS.
20 TOGETHER, YOU AND YOUR PHYSICIAN CAN DECIDE IF ADDITIONAL
21 SCREENING OPTIONS ARE RIGHT FOR YOU. A REPORT OF YOUR RESULTS
22 WAS SENT TO YOUR PHYSICIAN.
23 B. THIS SECTION DOES NOT:
24 1. CREATE OR IMPOSE LIABILITY ON A HEALTH CARE INSTITUTION OR HEALTH
25 CARE FACILITY FOR FAILING TO COMPLY WITH THE REQUIREMENTS OF THIS SECTION
26 BEFORE OCTOBER 1, 2014.
27 2. CREATE A DUTY OF CARE OR OTHER LEGAL OBLIGATION BEYOND THE DUTY TO
28 PROVIDE NOTICE AS SET FORTH IN SUBSECTION A OF THIS SECTION.
29 3. REQUIRE A NOTICE THAT IS INCONSISTENT WITH THE FEDERAL MAMMOGRAPHY
30 QUALITY STANDARDS ACT OR ANY REGULATIONS PROMULGATED PURSUANT TO THAT ACT.