

## HB0258S01 compared with HB0258

~~{deleted text}~~ shows text that was in HB0258 but was deleted in HB0258S01.

Inserted text shows text that was not in HB0258 but was inserted into HB0258S01.

**DISCLAIMER:** This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative LaVar Christensen proposes the following substitute bill:

### WOMEN'S CANCER SCREENING NOTIFICATION~~}~~

#### ~~}~~AMENDMENTS

2018 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: LaVar Christensen**

Senate Sponsor: \_\_\_\_\_

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#### LONG TITLE

##### General Description:

This bill amends provisions of the Mammogram Quality Assurance Act.

##### Highlighted Provisions:

This bill:

- ▶ requires a facility that performs screening or diagnostic mammography to provide a patient who has dense breast tissue with a notification of that ~~{fact}~~report and options for additional cancer screening examinations.

##### Money Appropriated in this Bill:

None

##### Other Special Clauses:

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None

### Utah Code Sections Affected:

#### AMENDS:

**26-21a-203**, as last amended by Laws of Utah 2012, Chapter 338

**26-21a-205**, as last amended by Laws of Utah 2009, Chapter 183

#### ENACTS:

**26-21a-206**, Utah Code Annotated 1953

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **26-21a-203** is amended to read:

**26-21a-203. Department rulemaking authority.**

The department shall make rules under Title 63G, Chapter 3, Utah Administrative Rulemaking Act:

(1) establishing quality assurance standards for all facilities performing screening or diagnostic mammography and developing mammogram x-ray films, including notification and procedures for clinical follow-up of abnormal mammograms;

(2) providing for:

(a) collection and periodic reporting of mammography examinations and clinical follow-up data to the department;

(b) certification and revocation of certification of mammogram facilities;

(c) inspection of mammogram facilities, including entry of agents of the department into the facilities for inspections;

(d) setting fees for certification; and

(e) an appeal process regarding department certification decisions; and

~~[(3) the following information may be included in mammography results sent to a patient with dense breast tissue:]~~

~~["Mammography is the only breast cancer screening examination which has been shown in multiple randomized clinical trials to reduce death rate from breast cancer. However, it is not a perfect test, specifically in women with dense breast tissue. Because your mammogram demonstrates that you have dense breast tissue, you may benefit from supplementary screening tests, depending on your personal risk factors and family history.~~

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~~Although other screening tests may find additional cancers, they may not necessarily increase survival. Nevertheless, you should discuss your mammography results with your health care provider. A copy of your mammography report has been sent to your health care provider's office. Please contact your health care provider if you have any questions or concerns about this notice."~~

(3) requiring a facility that is certified under Section 26-21a-204 to comply with the notification requirement described in Section 26-21a-206.

Section 2. Section **26-21a-205** is amended to read:

### **26-21a-205. Department duties.**

The department shall:

(1) enforce rules established under this part;

(2) implement and enforce the notice requirement in Section 26-21a-206;

~~[(2)]~~ (3) authorize qualified department agents to conduct inspections of mammogram facilities under department rules;

~~[(3)]~~ (4) collect and credit fees for certification ~~[under]~~ established by the department in accordance with Section 63J-1-504; and

~~[(4)]~~ (5) provide necessary administrative and staff support to the committee.

Section 3. Section **26-21a-206** is enacted to read:

### **26-21a-206. Women's cancer screening notification requirement.**

(1) As used in this section, "dense breast tissue" means heterogeneously dense tissue or extremely dense tissue as defined in the Breast Imaging and Reporting Data System established by the American College of Radiology.

(2) A facility that is certified under Section 26-21a-204 shall include the following notification and information with a mammography result provided to a patient with dense breast tissue:

"Your mammogram indicates that you have dense breast tissue. Dense breast tissue is common and is found in as many as half of all women. However, dense breast tissue can make it more difficult to fully and accurately evaluate your mammogram and detect early signs of possible cancer in the breast. You might benefit from additional professionally recognized forms of cancer screening examinations, depending on your personal risk factors and family history. This information is being provided to inform and encourage you to discuss your dense

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breast tissue and other breast cancer risk factors with your physician or health care provider. Together, you can decide which screening options are best and most effective for you. A copy of your mammography report has been sent to your physician and health care provider. Please contact them if you have any questions or concerns about this notice."

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**Legislative Review Note**

**~~Office of Legislative Research and General Counsel~~**