

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIFTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 195

Introduced by Craighead, 6; Albrecht, 17; Blood, 3; Brasch, 16; Linehan,
39; Pansing Brooks, 28; Walz, 15; Wishart, 27.

Read first time January 10, 2017

Committee: Health and Human Services

- 1 A BILL FOR AN ACT relating to health and human services; to require
- 2 notification following mammography as prescribed.
- 3 Be it enacted by the people of the State of Nebraska,

1 Section 1. (1) All health care facilities that perform mammography
2 shall include in the summary of the mammography report to be provided to
3 a patient information that identifies the patient's individual breast
4 tissue classification based on the Breast Imaging Reporting and Data
5 System established by the American College of Radiology. If a facility
6 determines that a patient has heterogeneously dense or extremely dense
7 breast tissue, the summary of the mammography report shall also include a
8 notice substantially similar to the following:

9 Your mammogram indicates that you have dense breast tissue. Dense
10 breast tissue is a normal finding that is present in about forty percent
11 of women. Dense breast tissue can make it more difficult to detect cancer
12 on a mammogram and may be associated with a slightly increased risk for
13 breast cancer. This information is provided to raise your awareness of
14 the impact of breast density on cancer detection and to encourage you to
15 discuss this issue, as well as other breast cancer risk factors, with
16 your health care provider as you decide together which screening options
17 may be right for you.

18 (2) A facility that performs mammography may update the language in
19 the notice to reflect advances in science and technology, as long as it
20 continues to notify patients about the frequency of dense breast tissue
21 and its effect on the accuracy of mammograms and encourage patients to
22 discuss the issue with their health care provider. A facility shall
23 notify the Department of Health and Human Services each time it makes
24 changes to the notice required by this section and shall provide an
25 updated copy for the department's information and review.

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