

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Department of Public Health Powers and
5 Duties Law of the Civil Administrative Code of Illinois is
6 amended by adding Section 2310-697 as follows:

7 (20 ILCS 2310/2310-697 new)

8 Sec. 2310-697. Breast cancer; duty of providers of
9 mammography services to notify and inform.

10 (a) As used in this Section, "dense breast tissue" means
11 heterogeneously dense or extremely dense tissue as defined in
12 nationally recognized guidelines or systems for breast imaging
13 reporting of mammography screening, including, but not limited
14 to, the Breast Imaging Reporting and Data System established by
15 the American College of Radiology, and any equivalent new
16 terms, as such guidelines are updated.

17 (b) If a patient's mammogram demonstrates dense breast
18 tissue, the Department shall require every provider of
19 mammography services to include in a summary of the mammography
20 report sent to the patient in accordance with the federal
21 Mammography Quality Standards Act a notice substantially
22 similar to the following:

23 "Your mammogram indicates you have dense breast

1 tissue. Dense breast tissue is normal and identified on
2 mammograms in about 50% of women. Dense breast tissue can
3 make it more difficult to detect cancer on a mammogram and
4 may be associated with an increased risk for breast cancer.
5 Despite these limitations, screening mammograms have been
6 proven to save lives. Continue to have routine screening
7 mammography whether or not additional exams are suggested
8 for you. This information is provided to raise your
9 awareness of the impact of breast density on cancer
10 detection. For further information about dense breast
11 tissue, as well as other breast cancer risk factors,
12 contact your breast imaging health care provider.".

13 (c) A facility that performs mammography may update the
14 language in the notice under subsection (b) to reflect advances
15 in science and technology, as long as it continues to notify
16 patients about dense breast tissue and its effect on the
17 accuracy of mammograms and encourage patients to discuss the
18 issue with their health care provider.

19 (d) This Section does not create a duty of care or other
20 legal obligation beyond the duty to provide notice as set forth
21 in this Section.