



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB1506

Introduced 2/15/2019, by Sen. John G. Mulroe

SYNOPSIS AS INTRODUCED:

20 ILCS 3305/10.5 new
20 ILCS 2310/2310-697 rep.

Amends the Department of Public Health Powers and Duties Law and the Illinois Emergency Management Agency Act of the Civil Administrative Code of Illinois. Repeals a provision requiring the Department of Public Health to enforce provisions regarding the duty of providers of mammography services to provide specific notifications if a patient's mammogram demonstrates dense breast tissue and requires the Illinois Emergency management Agency to enforce the provisions.

LRB101 09025 CPF 54118 b

1 AN ACT concerning State government.

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

4 Section 5. The Illinois Emergency Management Agency Act is
5 amended by adding Section 10.5 as follows:

6 (20 ILCS 3305/10.5 new)

7 Sec. 10.5. Breast cancer; duty of providers of mammography
8 services to notify and inform.

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

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

22 "Your mammogram indicates you have dense breast
23 tissue. Dense breast tissue is normal and identified on

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

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

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

21 (20 ILCS 2310/2310-697 rep.)

22 Section 10. The Department of Public Health Powers and
23 Duties Law of the Civil Administrative Code of Illinois is
24 amended by repealing Section 2310-697.