



General Assembly

**Substitute Bill No. 458**

January Session, 2009

\* SB00458INS 021109 \*

**AN ACT REQUIRING COMMUNICATION OF MAMMOGRAPHIC  
BREAST DENSITY INFORMATION TO PATIENTS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 38a-503 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2009*):

3 (a) Each individual health insurance policy providing coverage of  
4 the type specified in subdivisions (1), (2), (4), (6), (10), (11) and (12) of  
5 section 38a-469 delivered, issued for delivery, renewed, amended or  
6 continued in this state on or after October 1, 2001, shall provide  
7 benefits for mammographic examinations to any woman covered  
8 under the policy which are at least equal to the following minimum  
9 requirements: (1) A baseline mammogram for any woman who is  
10 thirty-five to thirty-nine years of age, inclusive; and (2) a mammogram  
11 every year for any woman who is forty years of age or older. Such  
12 policy shall provide additional benefits for comprehensive ultrasound  
13 screening of an entire breast or breasts if a mammogram demonstrates  
14 heterogeneous or dense breast tissue based on the Breast Imaging  
15 Reporting and Data System established by the American College of  
16 Radiology or if a woman is believed to be at increased risk for breast  
17 cancer due to family history or prior personal history of breast cancer,  
18 positive genetic testing or other indications as determined by a  
19 woman's physician or advanced practice registered nurse.

20 (b) Benefits under this section shall be subject to any policy  
21 provisions that apply to other services covered by such policy.

22 (c) On and after October 1, 2009, each mammography report  
23 provided to a patient shall include information about breast density,  
24 based on the Breast Imaging Reporting and Data System established  
25 by the American College of Radiology. Where applicable, such report  
26 shall include the following notice: "If your mammogram demonstrates  
27 that you have dense breast tissue, which could hide small  
28 abnormalities, you might benefit from supplementary screening tests,  
29 which can include a breast ultrasound screening or a breast MRI  
30 examination, or both, depending on your individual risk factors. A  
31 report of your mammography results, which contains information  
32 about your breast density, has been sent to your physician's office and  
33 you should contact your physician if you have any questions or  
34 concerns about this report."

35 Sec. 2. Section 38a-530 of the general statutes is repealed and the  
36 following is substituted in lieu thereof (*Effective October 1, 2009*):

37 (a) Each group health insurance policy providing coverage of the  
38 type specified in subdivisions (1), (2), (4), (11) and (12) of section 38a-  
39 469 delivered, issued for delivery, renewed, amended or continued in  
40 this state on or after October 1, 2001, shall provide benefits for  
41 mammographic examinations to any woman covered under the policy  
42 which are at least equal to the following minimum requirements: (1) A  
43 baseline mammogram for any woman who is thirty-five to thirty-nine  
44 years of age, inclusive; and (2) a mammogram every year for any  
45 woman who is forty years of age or older. Such policy shall provide  
46 additional benefits for comprehensive ultrasound screening of an  
47 entire breast or breasts if a mammogram demonstrates heterogeneous  
48 or dense breast tissue based on the Breast Imaging Reporting and Data  
49 System established by the American College of Radiology or if a  
50 woman is believed to be at increased risk for breast cancer due to  
51 family history or prior personal history of breast cancer, positive  
52 genetic testing or other indications as determined by a woman's

53 physician or advanced practice registered nurse.

54 (b) Benefits under this section shall be subject to any policy  
 55 provisions that apply to other services covered by such policy.

56 (c) On and after October 1, 2009, each mammography report  
 57 provided to a patient shall include information about breast density,  
 58 based on the Breast Imaging Reporting and Data System established  
 59 by the American College of Radiology. Where applicable, such report  
 60 shall include the following notice: "If your mammogram demonstrates  
 61 that you have dense breast tissue, which could hide small  
 62 abnormalities, you might benefit from supplementary screening tests,  
 63 which can include a breast ultrasound screening or a breast MRI  
 64 examination, or both, depending on your individual risk factors. A  
 65 report of your mammography results, which contains information  
 66 about your breast density, has been sent to your physician's office and  
 67 you should contact your physician if you have any questions or  
 68 concerns about this report."

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2009	38a-503
Sec. 2	October 1, 2009	38a-530

**Statement of Legislative Commissioners:**

In sections 1(c) and 2(c), "and/or" was deleted and the sentences changed to "breast ultrasound screening or a breast MRI examination, or both," for consistency with the drafting conventions of the general statutes.

**INS**            *Joint Favorable Subst.*