



General Assembly

January Session, 2009

Raised Bill No. 458

LCO No. 2412

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Referred to Committee on Insurance and Real Estate

Introduced by:
(INS)

**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 Section 38a-503 of the general statutes is repealed and the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, your physician might recommend a
28 breast ultrasound screening. A report of your mammography results
29 has been sent to your physician's office and you may want to contact
30 your physician if you have any questions or concerns about this
31 report."

32 (d) On or before January 1, 2010, and annually thereafter, the
33 Commissioner of Public Health shall report, in accordance with section
34 11-4a, to the joint standing committee of the General Assembly having
35 cognizance of matters relating to public health, on any major studies,
36 clinical trials or other research pertaining to the use of ultrasound
37 screening of heterogeneous or dense breast tissue released in the year
38 preceding, along with any recommendations on the requirements set
39 forth in subsection (c) of this section and subsection (c) of section 38a-
40 530, as amended by this act.

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 Section 38a-530 of the general statutes is repealed and the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

43 (a) Each group health insurance policy providing coverage of the
44 type specified in subdivisions (1), (2), (4), (11) and (12) of section 38a-
45 469 delivered, issued for delivery, renewed, amended or continued in
46 this state on or after October 1, 2001, shall provide benefits for
47 mammographic examinations to any woman covered under the policy

48 which are at least equal to the following minimum requirements: (1) A
49 baseline mammogram for any woman who is thirty-five to thirty-nine
50 years of age, inclusive; and (2) a mammogram every year for any
51 woman who is forty years of age or older. Such policy shall provide
52 additional benefits for comprehensive ultrasound screening of an
53 entire breast or breasts if a mammogram demonstrates heterogeneous
54 or dense breast tissue based on the Breast Imaging Reporting and Data
55 System established by the American College of Radiology or if a
56 woman is believed to be at increased risk for breast cancer due to
57 family history or prior personal history of breast cancer, positive
58 genetic testing or other indications as determined by a woman's
59 physician or advanced practice registered nurse.

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

62 (c) On and after October 1, 2009, each mammography report
63 provided to a patient shall include information about breast density,
64 based on the Breast Imaging Reporting and Data System established
65 by the American College of Radiology. Where applicable, such report
66 shall include the following notice: "If your mammogram demonstrates
67 that you have dense breast tissue, your physician might recommend a
68 breast ultrasound screening. A report of your mammography results
69 has been sent to your physician's office and you may want to contact
70 your physician if you have any questions or concerns about this
71 report."

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

Statement of Purpose:

To provide information to patients about breast density for the early detection of breast cancer.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]