## WEST VIRGINIA LEGISLATURE 2023 REGULAR SESSION

## **Committee Substitute**

for

## House Bill 3101

By Delegates Jeffries, Kimble, Warner, Crouse, Tully and Dittman

[Originating in the Committee on Health and Human

Resources; Reported on February 14, 2023]

A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §16-5A-6, relating to the notification of breast density; and providing for

Be it enacted by the Legislature of West Virginia:

medical guidelines and information.

ARTICLE 5A. CANCER CONTROL.

## §16-5A-6. Notification of breast density.

- If a mammography screening indicates that a patient has heterogeneously or extreme dense breasts based upon the Breast Imaging Reporting and Data System established by the American College of Radiology, the patients summary shall include:
- (1) The following language: "Your mammogram shows that your breast tissue is (include patient's specific density category: heterogeneously or extremely) dense. Dense breast tissue is very common and is not abnormal. However, dense breast tissue can make it harder to find cancer on a mammogram and also may increase your risk of developing breast cancer. Because you have dense breast tissue, you could benefit from additional imaging tests such as a screening breast ultrasound or breast magnetic resonance imaging. This information about your breast density is being provided to you to raise your awareness. It is important to continue routine screening mammograms and use this information to speak to your health care provider about your own risks for breast cancer. At that time, ask your health care provider if more screening tests might be useful based on your risk. A report of your mammogram results was sent to your health care provider.";
- (2) Information about a patient's breast density category, and a referral or name of an appropriate healthcare provider; and
- (3) Any other materials concerning breast density which may include, but are not limited to, the American College of Radiology's most current brochure on the subject of breast density.

NOTE: The purpose of this bill is to provide for medical guidelines and information related to breast density.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.