



**State of Tennessee**  
**PUBLIC CHAPTER NO. 387**

**SENATE BILL NO. 745**

**By Massey, Beavers, Bowling, Campfield, Ford, Harper, Gresham, Yager**

Substituted for: House Bill No. 532

By Powers, Cooper, Gilmore

AN ACT to amend Tennessee Code Annotated, Title 63, relative to communication of mammographic breast density information to patients.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 63, Chapter 6, Part 2, is amended by adding the following as a new section:

63-6-245.

(a) As used in this section, "physician" means an individual authorized by this chapter to practice medicine and surgery or osteopathic medicine and surgery pursuant to chapter 9.

(b) If a physician has determined, after a mammogram is performed, that a patient has dense breasts or extremely dense breasts, based on the breast imaging reporting and data system established by the American college of radiology, the facility where the mammogram was performed shall provide the following notice to the patient:

Your mammogram shows that your breast tissue is dense. Dense breast tissue is common and is not abnormal. However, dense breast tissue can make it harder to evaluate the results of your mammogram and may also be associated with an increased risk of breast cancer. This information about the results of your mammogram is given to you to raise your awareness and to inform your conversations with your doctor. Together, you can decide which screening options are right for you. A report of your results was sent to your physician.

(c) This section shall become operative on January 1, 2014. Nothing in this section shall be construed to create or impose liability for failing to comply with the requirements of this section. Nothing in this section shall be deemed to create a duty of care or other legal obligation beyond the duty to provide notice as set forth in this section. Nothing in this section shall be deemed to require a notice that is inconsistent with the provisions of the federal mammography quality standards act, as compiled in 42 U.S.C. § 263b or any regulations promulgated pursuant to that act.

SECTION 2. This act may be known and cited as "The Breast Cancer Prevention Act."

SECTION 3. This act shall take effect January 1, 2014, the public welfare requiring it.

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PASSED: April 16, 2013



RON RAMSEY  
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER  
HOUSE OF REPRESENTATIVES

APPROVED this 14<sup>th</sup> day of May 2013



BILL HASLAM, GOVERNOR