

By: Lalani

H.B. No. 2659

A BILL TO BE ENTITLED

AN ACT

relating to certain mammography reports providing required breast density information.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 86.013(a), Health and Safety Code, is amended to read as follows:

(a) A [On completion of a mammogram, a] mammography facility certified by the United States Food and Drug Administration or by a certification agency approved by the United States Food and Drug Administration shall:

(1) be aware of and comply with all applicable federal and state "dense breast" reporting requirements; and

(2) on completion of a mammogram provide to the patient:

(A) based on the patient's reported breast density, [the following] notice that includes one of the following:

(i) for a mammography report identifying the patient's breast density as "The breasts are almost entirely fatty" or "There are scattered areas of fibroglandular density," the statement: "Breast tissue can be either dense or not dense. Dense tissue makes it harder to find breast cancer on a mammogram and also raises the risk of developing breast cancer. Your breast tissue is not dense. Talk to your healthcare provider about breast density, risks for breast cancer, and your individual situation.";

1 or

2 (ii) for a mammography report identifying
3 the patient's breast density as "The breasts are heterogeneously
4 dense, which may obscure small masses" or "The breasts are
5 extremely dense, which lowers the sensitivity of mammography," the
6 statement: "Breast tissue can be either dense or not dense. Dense
7 tissue makes it harder to find breast cancer on a mammogram and also
8 raises the risk of developing breast cancer. Your breast tissue is
9 dense. In some people with dense tissue, other imaging tests in
10 addition to a mammogram may help find cancers. Talk to your health
11 care provider about breast density, risks for breast cancer, and
12 your individual situation."; and

13 (B) notice that includes the statement:

14 ~~["If your mammogram demonstrates that you have dense breast~~
15 ~~tissue, which could hide abnormalities, and you have other risk~~
16 ~~factors for breast cancer that have been identified, you might~~
17 ~~benefit from supplemental screening tests that may be suggested by~~
18 ~~your ordering physician.~~

19 ~~["Dense breast tissue, in and of itself, is a relatively~~
20 ~~common condition. Therefore, this information is not provided to~~
21 ~~cause undue concern, but rather to raise your awareness and to~~
22 ~~promote discussion with your physician regarding the presence of~~
23 ~~other risk factors, in addition to dense breast tissue.]~~

24 "A report of your mammography results will be sent to you and
25 your physician. You should contact your physician if you have any
26 questions or concerns regarding this report."

27 SECTION 2. This Act takes effect September 1, 2025.