

CERTIFICATION OF ENROLLMENT  
**ENGROSSED SUBSTITUTE SENATE BILL 5084**

Chapter 122, Laws of 2018

65th Legislature  
2018 Regular Session

BREAST HEALTH INFORMATION--MAMMOGRAPHY

EFFECTIVE DATE: January 1, 2019

Passed by the Senate March 5, 2018  
Yeas 48 Nays 0

CYRUS HABIB

**President of the Senate**

Passed by the House February 27, 2018  
Yeas 98 Nays 0

FRANK CHOPP

**Speaker of the House of Representatives**

Approved March 21, 2018 11:02 AM

JAY INSLEE

**Governor of the State of Washington**

CERTIFICATE

I, Brad Hendrickson, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE SENATE BILL 5084** as passed by Senate and the House of Representatives on the dates hereon set forth.

BRAD HENDRICKSON

**Secretary**

FILED

March 23, 2018

**Secretary of State  
State of Washington**

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**ENGROSSED SUBSTITUTE SENATE BILL 5084**

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AS AMENDED BY THE HOUSE

Passed Legislature - 2018 Regular Session

**State of Washington                      65th Legislature                      2017 Regular Session**

**By** Senate Health Care (originally sponsored by Senators Rolfes, Angel, Hasegawa, Nelson, Honeyford, Darneille, Billig, Keiser, Wilson, Saldaña, Warnick, and Kuderer)

READ FIRST TIME 02/03/17.

1            AN ACT Relating to providing women with timely information  
2 regarding their breast health; adding a new section to chapter 70.54  
3 RCW; providing an effective date; and providing an expiration date.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5            NEW SECTION.    **Sec. 1.**    A new section is added to chapter 70.54  
6 RCW to read as follows:

7            (1) All health care facilities shall include in the summary of  
8 the mammography report, required by federal law to be provided to a  
9 patient, information that identifies the patient's individual breast  
10 density classification based on the breast imaging reporting and data  
11 system established by the American College of Radiology. If a  
12 physician at, employed by, or under contract with, the health care  
13 facility determines that a patient has heterogeneously or extremely  
14 dense breasts, the summary of the mammography report must include the  
15 following notice:

16 "Your mammogram indicates that you may have dense breast tissue.  
17 Roughly half of all women have dense breast tissue which is normal.  
18 Dense breast tissue may make it more difficult to evaluate your  
19 mammogram. We are sharing this information with you and your health  
20 care provider to help raise your awareness of breast density. We  
21 encourage you to talk with your health care provider about this and

1 other breast cancer risk factors. Together, you can decide which  
2 screening options are right for you."

3 (2) Patients who receive diagnostic or screening mammograms may  
4 be directed to informative material about breast density. This  
5 informative material may include the American College of Radiology's  
6 most current brochure on the subject of breast density.

7 (3) This section does not create a duty of care for any health  
8 care facility or any health care providers or other legal obligation  
9 beyond the duty to provide notice as set forth in this section.

10 (4) This section does not require a notice that is inconsistent  
11 with the provisions of the federal mammography quality standards act  
12 (42 U.S.C. Sec. 263b) or any regulations adopted under that act.

13 (5) For the purposes of this section:

14 (a) "Health care facility" means a hospital, clinic, nursing  
15 home, laboratory, office, or similar place where mammography  
16 examinations are performed.

17 (b) "Physician" means a person licensed to practice medicine  
18 under chapter 18.57 or 18.71 RCW.

19 (6) This section expires January 1, 2025.

20 NEW SECTION. **Sec. 2.** Section 1 of this act takes effect January  
21 1, 2019.

Passed by the Senate March 5, 2018.

Passed by the House February 27, 2018.

Approved by the Governor March 21, 2018.

Filed in Office of Secretary of State March 23, 2018.

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