

**As Introduced**

**129th General Assembly  
Regular Session  
2011-2012**

**S. B. No. 392**

**Senators Kearney, Niehaus**

**Cosponsors: Senators Brown, Cafaro, Eklund, Sawyer, Smith, Tavares,  
Turner, Jones, Gentile**

**—**

**A BILL**

To enact section 4731.45 of the Revised Code to 1  
require a physician interpreting a mammogram who 2  
determines that the patient has dense breast 3  
tissue to specify this in the mammography report 4  
sent to the patient. 5

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That section 4731.45 of the Revised Code be 6  
enacted to read as follows: 7

**Sec. 4731.45.** As used in this section, "physician" means an 8  
individual authorized by this chapter to practice medicine and 9  
surgery or osteopathic medicine and surgery. 10

A physician interpreting a mammogram shall determine based on 11  
the breast imaging reporting and data system established by the 12  
American college of radiology whether the patient has dense breast 13  
tissue. If so, the physician shall include the following in the 14  
report or summary sent to the patient pursuant to 21 C.F.R. 15  
900.12: 16

"Because your mammogram demonstrates that you have dense 17  
breast tissue, which could hide small abnormalities, you might 18

benefit from supplementary screening tests, depending on your 19  
individual risk factors. If you specified a physician to receive 20  
the report of your mammography results, the report has been sent 21  
to your physician's office. Contact your physician if you have any 22  
questions or concerns about dense breast tissue or your 23  
mammography results." 24