

AN ACT

1  
2 relating to the requirement that certain mammography reports  
3 contain information regarding supplemental breast cancer  
4 screening.

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

6 SECTION 1. This Act shall be known as Henda's Law.

7 SECTION 2. Subchapter B, Chapter 86, Health and Safety  
8 Code, is amended by adding Section 86.013 to read as follows:

9 Sec. 86.013. INFORMATION ON SUPPLEMENTAL BREAST CANCER  
10 SCREENING. (a) On completion of a mammogram, a mammography  
11 facility certified by the United States Food and Drug  
12 Administration or by a certification agency approved by the United  
13 States Food and Drug Administration shall provide to the patient  
14 the following notice:

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

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

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

4       (b) Notwithstanding any other law, this section does not  
5 create a cause of action or create a standard of care, obligation,  
6 or duty that provides a basis for a cause of action.

7       (c) The information required by this section or evidence  
8 that a person violated this section is not admissible in a civil,  
9 judicial, or administrative proceeding.

10       SECTION 3. A mammography facility is not required to comply  
11 with the requirements of Section 86.013, Health and Safety Code, as  
12 added by this Act, until January 1, 2012.

13       SECTION 4. This Act takes effect September 1, 2011.

H.B. No. 2102

David Dewhurst

President of the Senate

Joe Straus

Speaker of the House

I certify that H.B. No. 2102 was passed by the House on May 11, 2011, by the following vote: Yeas 130, Nays 19, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 2102 on May 27, 2011, by the following vote: Yeas 136, Nays 5, 2 present, not voting.

Robert Haney

Chief Clerk of the House

I certify that H.B. No. 2102 was passed by the Senate, with amendments, on May 25, 2011, by the following vote: Yeas 31, Nays 0.

Ratsy Spaw

Secretary of the Senate

APPROVED: 17 JUN '11

Date

Rick Perry

Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
4:00PM O'CLOCK

JUN 17 2011

Hope M. Mahon  
Secretary of State