

HOUSE BILL 1364

J3, J1

6lr0639

By: ~~Delegate Pena-Melnyk~~ Delegates Pena-Melnyk, Alston, Bagnall, Cullison, Guzzone, Hill, Hutchinson, S. Johnson, Kaufman, Kipke, Lopez, Martinez, Reilly, Rosenberg, Ross, Taveras, White Holland, and Woorman

Introduced and read first time: February 13, 2026

Assigned to: Health

Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 26, 2026

CHAPTER _____

1 AN ACT concerning

2 **Public Health – Mammograms – Arterial Calcification Notice**

3 FOR the purpose of requiring certain centers where mammography testing is performed to
4 include in the screening results letter that is sent to a patient, as required by federal
5 law, a notice of the presence of arterial calcification as observed during the patient’s
6 mammogram; and generally relating to mammography testing.

7 BY repealing and reenacting, with amendments,
8 Article – Health – General
9 Section 20–115
10 Annotated Code of Maryland
11 (2023 Replacement Volume and 2025 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
13 That the Laws of Maryland read as follows:

14 **Article – Health – General**

15 20–115.

16 (a) (1) In this section the following words have the meanings indicated.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (2) (i) "Center" means any facility that produces, develops, or
2 interprets:

3 1. Screening mammograms; or

4 2. Diagnostic mammograms.

5 (ii) "Center" includes a hospital, outpatient department, medical
6 laboratory, clinic, radiology practice, office of a health care provider, or other testing facility
7 conducting mammography testing.

8 (iii) "Center" does not include a facility of the federal Department of
9 Veterans Affairs.

10 (3) "Dense breast tissue" means heterogeneously dense or extremely dense
11 tissue as defined in nationally recognized guidelines or systems for breast imaging
12 reporting of mammography screening, including the breast imaging reporting and data
13 system of the American College of Radiology.

14 (4) "Mammogram" means a radiographic image produced through
15 mammography.

16 (5) "Mammography testing" means the imaging of the breast with ionizing
17 radiation.

18 (b) On or after July 1, 1992, a person may not perform mammography testing
19 unless:

20 (1) The individual performing mammography testing is qualified under
21 Title 14 of the Health Occupations Article; and

22 (2) The center where the mammography testing is performed:

23 (i) Is accredited or has applied for accreditation under the American
24 College of Radiology Screening Mammography Accreditation Program; and

25 (ii) Has obtained a certificate of approval from the federal Food and
26 Drug Administration as specified in the federal Mammography Quality Standards Act of
27 1992.

28 (c) (1) (i) This ~~section~~ **SUBSECTION** does not apply if the federal
29 Mammography Quality Standards Act of 1992, or regulations adopted under the Act,
30 requires a notice regarding breast density to be included in the screening results letter that
31 is sent to a patient.

32 (ii) This ~~section~~ **SUBSECTION** may not be construed to:

1 1. Require a notice regarding breast density to be sent to a
2 patient that is inconsistent with the provisions of the federal Mammography Quality
3 Standards Act of 1992, or regulations adopted under the Act; or

4 2. Create a standard of care, obligation, or duty that provides
5 a basis for a cause of action.

6 (2) Subject to paragraph (3) of this subsection, a center where
7 mammography testing is performed shall include in a screening results letter that is sent
8 to a patient, as required by federal law, the following notice: "This notice contains the
9 results of your recent mammogram, including information about breast density.

10 If your mammogram shows that your breast tissue is dense, you should know that
11 dense breast tissue is a common finding and is not abnormal, with about half of women
12 having dense or highly dense breasts. However, dense breast tissue can make it harder to
13 find cancer on a mammogram and may also be associated with an increased risk of cancer.

14 ~~IF YOUR MAMMOGRAM SHOWS BREAST ARTERIAL CALCIFICATION, YOU~~
15 ~~SHOULD KNOW THAT BREAST ARTERIAL CALCIFICATION IS A COMMON FINDING.~~
16 ~~HOWEVER, BREAST ARTERIAL CALCIFICATION MAY BE AN INDICATOR OF AN~~
17 ~~INCREASED RISK OF CARDIOVASCULAR DISEASE. IF YOU HAVE BREAST ARTERIAL~~
18 ~~CALCIFICATIONS, PLEASE DISCUSS THIS WITH YOUR PHYSICIAN TO ASSESS YOUR~~
19 ~~CARDIOVASCULAR RISKS AND DETERMINE IF ADDITIONAL TESTING MAY BE~~
20 ~~APPROPRIATE FOR YOU.~~

21 This information about the result of your mammogram is given to you to raise your
22 awareness and to inform your conversations with your physician. Together, you can decide
23 whether additional screening options are right for you based on your mammogram results,
24 individual risk factors, or physical examination. A report of your results was sent to your
25 physician.”.

26 (3) If the Department finds significant differences between the content of
27 the notice that is required to be provided under paragraph (2) of this subsection and current
28 medical evidence on breast density, the Department may adopt regulations that change the
29 content of the notice.

30 (d) **(1) THIS SUBSECTION MAY NOT BE CONSTRUED TO CREATE A**
31 **STANDARD OF CARE, OBLIGATION, OR DUTY THAT PROVIDES A BASIS FOR A CAUSE**
32 **OF ACTION.**

33 **(2) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, A CENTER**
34 **WHERE MAMMOGRAPHY TESTING IS PERFORMED SHALL INCLUDE IN A SCREENING**
35 **RESULTS LETTER THAT IS SENT TO A PATIENT, AS REQUIRED BY FEDERAL LAW, THE**
36 **FOLLOWING NOTICE:**

1 “THIS NOTICE CONTAINS THE RESULTS OF YOUR RECENT MAMMOGRAM,
 2 INCLUDING INFORMATION ABOUT BREAST ARTERIAL CALCIFICATION.

3 IF YOUR MAMMOGRAM SHOWS BREAST ARTERIAL CALCIFICATION, YOU
 4 SHOULD KNOW THAT BREAST ARTERIAL CALCIFICATION IS A COMMON FINDING.
 5 HOWEVER, BREAST ARTERIAL CALCIFICATION MAY BE AN INDICATOR OF AN
 6 INCREASED RISK OF CARDIOVASCULAR DISEASE. IF YOU HAVE BREAST ARTERIAL
 7 CALCIFICATIONS, PLEASE DISCUSS THIS WITH YOUR PHYSICIAN TO ASSESS YOUR
 8 CARDIOVASCULAR RISKS AND DETERMINE IF ADDITIONAL TESTING MAY BE
 9 APPROPRIATE FOR YOU.

10 THIS INFORMATION ABOUT THE RESULT OF YOUR MAMMOGRAM IS GIVEN TO
 11 YOU TO RAISE YOUR AWARENESS AND TO INFORM YOUR CONVERSATIONS WITH
 12 YOUR PHYSICIAN. TOGETHER YOU CAN DECIDE WHETHER ADDITIONAL SCREENING
 13 OPTIONS ARE RIGHT FOR YOU BASED ON YOUR MAMMOGRAM RESULTS, INDIVIDUAL
 14 RISK FACTORS, OR PHYSICAL EXAMINATION. A REPORT OF YOUR RESULTS WAS SENT
 15 TO YOUR PHYSICIAN.”.

16 (3) IF THE DEPARTMENT FINDS SIGNIFICANT DIFFERENCES
 17 BETWEEN THE CONTENT OF THE NOTICE THAT IS REQUIRED TO BE PROVIDED
 18 UNDER PARAGRAPH (2) OF THIS SUBSECTION AND CURRENT MEDICAL EVIDENCE ON
 19 BREAST ARTERIAL CALCIFICATION, THE DEPARTMENT MAY ADOPT REGULATIONS
 20 THAT CHANGE THE CONTENT OF THE NOTICE.

21 (E) Notwithstanding any other provision of this title, the penalty for a violation of
 22 subsection (b) of this section may not exceed \$1,000.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 24 October 1, 2026.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.