

Union Calendar No. 363

107TH CONGRESS
2^D SESSION

H. R. 4888

[Report No. 107-601]

To reauthorize the Mammography Quality Standards Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 6, 2002

Mr. DINGELL (for himself, Mr. PALLONE, Mr. MARKEY, Mr. TOWNS, Mr. ENGEL, Ms. SLAUGHTER, Mrs. MALONEY of New York, Mr. WYNN, Mr. BROWN of Ohio, Mr. RUSH, Mrs. CAPPS, Mr. DOYLE, Mr. SERRANO, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. STRICKLAND, Mrs. LOWEY, Mr. WAXMAN, Mr. BARRETT of Wisconsin, Ms. KAPTUR, Ms. HARMAN, Mr. GREEN of Texas, Ms. MCCARTHY of Missouri, Ms. ESHOO, Ms. DEGETTE, Mr. MCNULTY, and Mr. JOHN) introduced the following bill; which was referred to the Committee on Energy and Commerce

JULY 22, 2002

Additional sponsors: Ms. ROYBAL-ALLARD, Mr. BURR of North Carolina, Mr. CUMMINGS, Mr. LEVIN, Mr. MCGOVERN, Mr. GANSKE, Mr. GORDON, Mr. FROST, Mrs. ROUKEMA, Mr. NADLER, Mr. OWENS, Mr. UPTON, Mr. CASTLE, Mrs. MINK of Hawaii, Ms. RIVERS, Mr. LARSEN of Washington, Ms. NORTON, Mr. SAWYER, Mr. BENTSEN, Mr. HALL of Texas, Mr. WALDEN of Oregon, Ms. DELAURO, Mr. BILIRAKIS, Mr. WHITFIELD, Mr. BASS, Mr. FOSSELLA, Ms. CARSON of Indiana, Mr. LAMPSON, Mr. DAVIS of Illinois, Mr. BALDACCI, Mr. CROWLEY, and Mr. OBERSTAR

JULY 22, 2002

Reported with amendments, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on June 6, 2002]

A BILL

To reauthorize the Mammography Quality Standards Act,
and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 *This Act may be cited as the “Mammography Quality*
5 *Standards Reauthorization Act of 2002”.*

6 **SEC. 2. AUTHORIZATION OF APPROPRIATIONS.**

7 *Subparagraphs (A) and (B) of section 354(r)(2) of the*
8 *Public Health Service Act (42 U.S.C. 263b(r)(2)) are each*
9 *amended by striking “2002” and inserting “2007”.*

10 **SEC. 3. TEMPORARY CERTIFICATE.**

11 *Section 354(c) of the Public Health Service Act (42*
12 *U.S.C. 263b) is amended by redesignating paragraph (2)*
13 *as paragraph (3) and inserting after paragraph (1) the fol-*
14 *lowing:*

15 “(2) *TEMPORARY ISSUANCE OF A CERTIFI-*
16 *CATE.—The Secretary may issue a temporary renewal*
17 *certificate for a period not to exceed 45 days to a fa-*
18 *cility seeking reaccreditation if the accreditation body*
19 *for the facility has issued an accreditation extension*

1 *for a period not to exceed 45 days for any of the fol-*
2 *lowing reasons:*

3 “(A) *The facility has met the established*
4 *time frames for submitting materials to the ac-*
5 *creditation body, but the accreditation body is*
6 *unable to complete the reaccreditation process be-*
7 *fore the certificate expires.*

8 “(B) *Circumstances such as the facility ac-*
9 *quiring additional or replacement equipment,*
10 *having low volume of mammography, or having*
11 *significant personnel changes have caused the fa-*
12 *cility to be unable to meet reaccreditation time*
13 *frames.*

14 “(C) *Other unforeseen situations have*
15 *caused the facility to be unable to meet reaccredi-*
16 *tation time frames, but in the opinion of the ac-*
17 *creditation body, have not compromised the qual-*
18 *ity of mammography.”.*

19 **SEC. 4. GAO STUDY.**

20 (a) *STUDY.*—*The Comptroller General of the United*
21 *States shall conduct a study of the program established by*
22 *the Mammography Quality Standards Act of 1992 (the pro-*
23 *gram under section 354 of the Public Health Service Act,*
24 *referred to in this Act as the “MQSA”) to—*

1 (1) *evaluate the demonstration program regard-*
2 *ing frequency of inspections authorized under section*
3 *354(g) of the Public Health Service Act, including the*
4 *effect of the program on compliance with the MQSA;*

5 (2) *evaluate the accessibility of mammography*
6 *services;*

7 (3) *evaluate the role of States in acting as both*
8 *accreditation bodies and certification bodies under the*
9 *MQSA; and*

10 (4) *identify areas, if any, where the MQSA could*
11 *be improved to increase access to and quality of*
12 *mammography services for women.*

13 (b) *REPORT.*—*Not earlier than 3 years, but not later*
14 *than 4 years after the date of enactment of this section, the*
15 *Comptroller General shall submit to the Committee on*
16 *Health, Education, Labor, and Pensions of the Senate and*
17 *the Committee on Energy and Commerce of the House of*
18 *Representatives a report on the study described in sub-*
19 *section (a).*

20 **SEC. 5. INSTITUTE OF MEDICINE STUDY.**

21 (a) *STUDY.*—*Not later than one year after the date of*
22 *enactment of this section, the Secretary of Health and*
23 *Human Services (referred to in this section as the “Sec-*
24 *retary”)* shall request the Institute of Medicine to enter into
25 *an agreement under which such Institute conducts a study*

1 *for the purpose of making recommendations regarding the*
2 *following:*

3 (1) *Ways to encourage more radiologists to be*
4 *adequately trained in mammography interpretation.*

5 (2) *Ways to ensure enough adequately trained*
6 *personnel at all levels to ensure the quality and avail-*
7 *ability of mammography services to women.*

8 (3) *Whether interventional mammography proce-*
9 *dures should be subject to the requirements of the*
10 *MQSA.*

11 (4) *Ways to improve continuing medical edu-*
12 *cation requirements, such as including an assessment*
13 *of interpretive skills, for physicians interpreting*
14 *mammograms.*

15 (5) *Other areas, if any, where the MQSA could*
16 *be improved to increase the quality of mammography*
17 *services for women.*

18 (b) *REPORT.—The Secretary shall ensure that, not*
19 *later than 18 months after the date on which the Secretary*
20 *enters into the agreement under subsection (a), the study*
21 *under such subsection is completed and a report on the*
22 *study is submitted to the Secretary, the Committee on*
23 *Health, Education, Labor, and Pensions of the Senate, and*
24 *the Committee on Energy and Commerce of the House of*
25 *Representatives.*

Amend the title so as to read: “A bill to amend the Public Health Service Act to extend the program established by the Mammography Quality Standards Act of 1992, and for other purposes.”.

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