

**AMENDMENT IN THE NATURE OF A SUBSTITUTE  
TO H.R. 4888**

**OFFERED BY MR. DINGELL**

Strike all after the enacting clause and insert the following:

**1 SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Mammography Quality  
3 Standards Reauthorization Act of 2002”.

**4 SEC. 2. AUTHORIZATION OF APPROPRIATIONS.**

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

**8 SEC. 3. TEMPORARY CERTIFICATE.**

9 Section 354(e) of the Public Health Service (42  
10 U.S.C. 263b) is amended by redesignating paragraph (2)  
11 as paragraph (3) and inserting after paragraph (1) the  
12 following:

13 “(2) TEMPORARY ISSUANCE OF A CERTIFI-  
14 CATE.—The Secretary may issue a temporary re-  
15 newal certificate for a period not to exceed 45 days  
16 to a facility seeking reaccreditation if the accredita-  
17 tion body for the facility has issued an accreditation  
18 extension for a period not to exceed 45 days for any  
19 of the following reasons:



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

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

12          “(C) Other unforeseen situations have  
13          caused the facility to be unable to meet re-  
14          accreditation time frames, but in the opinion of  
15          the accreditation body, have not compromised  
16          the quality of mammography.”.

17 **SEC. 4. GAO STUDY.**

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

23                 (1) evaluate the demonstration program regard-  
24                 ing frequency of inspections authorized under sec-  
25                 tion 354(g) of the Public Health Service Act, includ-



1 ing the effect of the program on compliance with  
2 MQSA;

3 (2) evaluate the accessibility of mammography  
4 services;

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

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

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

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

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



1           (1) Ways to encourage more radiologists to be  
2 adequately trained in mammography interpretation.

3           (2) Ways to ensure enough adequately trained  
4 personnel at all levels to ensure the quality and  
5 availability of mammography services to women.

6           (3) Whether interventional mammography pro-  
7 cedures should be subject to the requirements of the  
8 MQSA.

9           (4) Ways to improve continuing medical edu-  
10 cation requirements, such as including an assess-  
11 ment of interpretive skills, for physicians inter-  
12 preting mammograms.

13           (5) Other areas, if any, where the MQSA could  
14 be improved to increase the quality of mammog-  
15 raphy services for women.

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

