

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 4568

To improve proficiency testing of clinical laboratories.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 16, 2005

Mr. DEAL of Georgia (for himself, Mr. PRICE of Georgia, Mrs. MYRICK, and Mr. BROWN of Ohio) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To improve proficiency testing of clinical laboratories.

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 “Proficiency Testing  
5       Improvement Act of 2005”.

6       **SEC. 2. IMPROVEMENT OF PROFICIENCY TESTING OF CLIN-**  
7       **ICAL LABORATORIES.**

8       Notwithstanding any other provision of law, the Sec-  
9       retary of Health and Human Services—

10               (1) may not, during the one-year period begin-  
11               ning on the date of the enactment of this Act, con-

1 duct (or cause an entity with which the Secretary  
2 contracts to conduct) the proficiency testing referred  
3 to in section 353(f)(4)(B)(iv) of the Public Health  
4 Service Act (42 U.S.C. 263a(f)(4)(B)(iv));

5 (2) shall revise such proficiency testing (or  
6 cause such testing to be revised)—

7 (A) to reflect the collaborative clinical deci-  
8 sion-making of laboratory personnel involved in  
9 screening or interpreting cytological prepara-  
10 tions;

11 (B) to revise grading or scoring criteria to  
12 reflect current practice guidelines;

13 (C) to provide for such testing to be con-  
14 ducted no more often than every 2 years; and

15 (D) to make such other revisions to the  
16 standards for such testing as may be necessary  
17 to reflect changes in laboratory operations and  
18 practices since such standards were promul-  
19 gated in 1992; and

20 (3) shall make the revisions required by para-  
21 graph (2) within one year after the date of the en-  
22 actment of this Act and before resuming proficiency  
23 testing referred to in such section.

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