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(Original Signature of Member)

112TH CONGRESS  
2D SESSION

**H. R.** \_\_\_\_\_

To amend section 353 of the Public Health Service Act with respect to  
suspension, revocation, and limitation of laboratory certification.

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**IN THE HOUSE OF REPRESENTATIVES**

Mr. GRIMM introduced the following bill; which was referred to the Committee  
on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To amend section 353 of the Public Health Service Act  
with respect to suspension, revocation, and limitation  
of laboratory certification.

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 “Taking Essential Steps  
5       for Testing Act of 2012”.

1 **SEC. 2. SUSPENSION, REVOCATION, AND LIMITATION OF**  
2 **LABORATORY CERTIFICATION.**

3 Section 353 of the Public Health Service Act (42  
4 U.S.C. 263a) is amended—

5 (1) in subsection (d)(1)(E), by inserting “, ex-  
6 cept that no proficiency testing sample shall be re-  
7 ferred to another laboratory for analysis as prohib-  
8 ited under subsection (i)(4)” before the period at the  
9 end; and

10 (2) in subsection (i)—

11 (A) in paragraph (3), by inserting before  
12 the period at the end of the first sentence the  
13 following: “, except that if the revocation occurs  
14 pursuant to paragraph (4) the Secretary may  
15 substitute intermediate sanctions under sub-  
16 section (h) instead of the 2-year prohibition  
17 against ownership or operation which would  
18 otherwise apply under this paragraph”; and

19 (B) in paragraph (4), by striking “shall”  
20 the first place it appears and inserting “may”.