

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 3200
OFFERED BY MR. WEINER OF NEW YORK AND
MR. BRALEY OF IOWA**

(AINS-EC_001)

Insert after section 1156 the following new section:

1 **SEC. 1156A. EXCLUDING CERTAIN ADVANCED DIAGNOSTIC**
2 **IMAGING SERVICES FROM THE IN-OFFICE AN-**
3 **CILLARY SERVICES EXCEPTION TO THE PRO-**
4 **HIBITION ON PHYSICIAN SELF-REFERRAL.**

5 (a) IN GENERAL.—Section 1877(b)(2) of the Social
6 Security Act (42 U.S.C. 1395nn(b)(2)) is amended—

7 (1) in the matter before subparagraph (A), by
8 striking “and supplies” and inserting “, supplies,
9 and certain advanced diagnostic imaging services”;
10 and

11 (2) by adding at the end the following: “For
12 purposes of subparagraph (A), the term”certain ad-
13 vanced diagnostic imaging services“ means diag-
14 nostic magnetic resonance imaging, computed to-
15 mography, and positron emission tomography [], and
16 such other diagnostic imaging services, which may
17 include other services described in section

1 1848(b)(4)(B) (but excluding X-ray, ultrasound, and
2 fluoroscopy), as specified by the Secretary in con-
3 sultation with physician specialty organizations and
4 other stakeholders], but does not include imaging
5 services performed for purposes of radiation therapy
6 treatment planning or in conjunction with an inter-
7 ventional radiological procedure or nuclear medicine
8 other than positron emission tomography.”.

9 (b) EFFECTIVE DATES.—The amendments made by
10 this section shall apply to services furnished on or after
11 January 1, 2013, regardless of when the referral for such
12 services is or was made.

