

## **MRS BOARD MEETING**

**January 15, 2026**

### **Legislative Update: PA 63 2025**

**Submitted by: Ron Stallworth**

Last year, Public Act 63 was signed by Governor Gretchen Whitmer to modernize Michigan's regulatory framework for radiation-producing machines, including machines used for mammography.

#### **Key Provisions:**

- Shifts the regulatory framework of radiation machines for mammography from the Public Health Code to rulemaking under the Department of Labor and Economic Development (LEO)
- Areas now covered by rulemaking:
  - Standards for radiation machines used for mammography
  - Standards for facilities
  - Standards for personnel authorized to use radiation machines
- LEO is required to inspect radiation machines at intervals it determines reasonable and necessary
- Radiation machines used for mammography are still required to be registered with LEO
- In developing Rules under the Act, LEO must:
  - Incorporate by reference standards it determines to apply consistent with federal law (Mammography Quality Standards Act)
  - Specify minimum training and performance standards for individuals using radiation machines for mammography

#### **Interaction with Federal Law:**

- Federal Supremacy
  - FDA retains authority over radiation machines, performance standards, devise safety and reporting requirements
  - Mammography Quality Standards Act supersedes state law
    - Accreditation
    - Inspections
    - Image quality standards
    - Personnel qualifications

#### **LEO Rule Making Process – Generally (can take 6-15 months):**

- Drafting and Internal Review
- Michigan Office of Administrative Hearing and Legislative Review (MOAHR)
- Public Notice and Hearing
- Publication of Draft Rules
- Public Hearing and Reviews and Submission to (MOAHR)
- Rules Filed with SOS

Effective Date: March 24, 2026