

Union Calendar No.

116TH CONGRESS
2^D SESSION

H. R. 3228

[Report No. 116-]

To amend title 38, United States Code, to authorize health professional trainees to provide treatment via telemedicine, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 12, 2019

Mr. CARTER of Georgia (for himself, Mr. MOONEY of West Virginia, Mr. GIANFORTE, Ms. KUSTER of New Hampshire, Mr. WATKINS, Mr. STEUBE, Mr. BANKS, and Mr. BARR) introduced the following bill; which was referred to the Committee on Veterans' Affairs

SEPTEMBER --, 2020

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on June 12, 2019]

A BILL

To amend title 38, United States Code, to authorize health professional trainees to provide treatment via telemedicine, and for other purposes.

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 “VA Mission Telehealth*
5 *Clarification Act”.*

6 **SEC. 2. LICENSURE OF HEALTH CARE PROFESSIONALS PRO-**
7 **VIDING TREATMENT VIA TELEMEDICINE.**

8 *Section 1730C(b) of title 38, United States Code, is*
9 *amended to read as follows:*

10 *“(b) COVERED HEALTH CARE PROFESSIONALS.—For*
11 *purposes of this section, a covered health care professional*
12 *is any of the following individuals:*

13 *“(1) A health care professional who—*

14 *“(A) is an employee of the Department ap-*
15 *pointed under section 7306, 7401, 7405, 7406, or*
16 *7408 of this title, or under title 5;*

17 *“(B) is authorized by the Secretary to pro-*
18 *vide health care under this chapter;*

19 *“(C) is required to adhere to all standards*
20 *for quality relating to the provision of health*
21 *care in accordance with applicable policies of the*
22 *Department; and*

23 *“(D) has—*

24 *“(i) an active, current, full, and unre-*
25 *stricted license, registration, or certification*

1 *in a State to practice the health care profes-*
2 *sion of the health care professional;*

3 “*(ii) qualifications prescribed by the*
4 *Secretary under section 7402(b) of this title*
5 *for an appointment to a position in the Vet-*
6 *erans Health Administration; or*

7 “*(iii) other authorization from the Sec-*
8 *retary to provide health care.*

9 “(2) *A health professions trainee who—*

10 “*(A) is appointed under section 7405 or*
11 *7406 of this title; and*

12 “*(B) is under the clinical supervision of a*
13 *health care professional described in paragraph*
14 *(1).*

15 “(3) *A health care professional who—*

16 “*(A) is appointed to a position described in*
17 *paragraph (1) or (3) of section 7401 of this title*
18 *under—*

19 “*(i) section 7401 of this title;*

20 “*(ii) section 7405 of this title; or*

21 “*(iii) title 5;*

22 “*(B) is in the process of obtaining, within*
23 *a timeframe prescribed by the Secretary—*

24 “*(i) a license, registration, or certifi-*
25 *cation described in paragraph (1)(D)(i);*

1 “(ii) qualifications described in para-
2 graph (1)(D)(ii); or

3 “(iii) authorization described in sub-
4 paragraph (B) or (D)(iii) of paragraph (1);
5 and

6 “(C) is under the clinical supervision of a
7 health care professional described in paragraph
8 (1).”.