

Suspend the Rules and Pass the Bill, H.R. 1107, with Amendments

(The amendment strikes all after the enacting clause and inserts a new text and a new title)

119TH CONGRESS
1ST SESSION

H. R. 1107

To amend title 38, United States Code, to authorize certain health care professionals employed by the Department of Veterans Affairs to deliver, distribute, or dispense to veterans certain controlled medications via telemedicine under certain conditions, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 6, 2025

Mr. WOMACK (for himself, Mr. BISHOP, Mr. CALVERT, Mr. DAVIS of North Carolina, Mr. NEGUSE, Mrs. BICE, Mr. VALADAO, Mrs. KIGGANS of Virginia, Mr. WITTMAN, and Mr. ROGERS of Kentucky) introduced the following bill; which was referred to the Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to authorize certain health care professionals employed by the Department of Veterans Affairs to deliver, distribute, or dispense to veterans certain controlled medications via telemedicine under certain conditions, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Protecting Veteran Ac-
3 cess to Telemedicine Services Act of 2025”.

4 **SEC. 2. DELIVERY, DISTRIBUTION, AND DISPENSATION OF**
5 **CONTROLLED MEDICATIONS BY COVERED**
6 **DEPARTMENT OF VETERANS AFFAIRS**
7 **HEALTH CARE PROFESSIONALS VIA TELE-**
8 **MEDICINE.**

9 Subchapter III of chapter 17 of title 38, United
10 States Code, is amended by adding at the end the fol-
11 lowing new section (and conforming the table of sections
12 at the beginning of such chapter accordingly):

13 **“§ 1730D. Delivery, distribution, and dispensation of**
14 **controlled medications via telemedicine**

15 “(a) IN GENERAL.—Pursuant to section 1730C of
16 this title and subject to the requirements of title II of the
17 Comprehensive Drug Abuse Prevention and Control Act
18 of 1970 (21 U.S.C. 801 et seq.), a covered health care
19 professional may use telemedicine to deliver, distribute, or
20 dispense to a patient eligible to receive medical treatment
21 under this chapter a controlled substance that is a pre-
22 scription drug as determined under the Federal Food,
23 Drug, and Cosmetic Act (21 U.S.C. 301 et seq.) regard-
24 less of whether such covered health care professional has
25 conducted an in-person medical examination of such pa-
26 tient if—

1 “(1) such covered health care professional is—

2 “(A) authorized to prescribe the basic class
3 of such controlled substance under an active,
4 current, full, and unrestricted State license,
5 registration, or certification; and

6 “(B) acting in the usual course of profes-
7 sional practice; and

8 “(2) such substance is delivered, distributed, or
9 dispensed for a legitimate medical purpose.

10 “(b) REGULATIONS.—The Secretary shall establish in
11 regulations guidelines and a process for the delivery, dis-
12 tribution, and dispensation of a controlled substance pur-
13 suant to subsection (a).

14 “(c) RULE OF CONSTRUCTION.—Nothing in this sec-
15 tion may be construed to remove, limit, or otherwise affect
16 any obligation of a covered health care professional under
17 the Controlled Substances Act.

18 “(d) DEFINITIONS.— In this section:

19 “(1) The terms ‘controlled substance’, ‘deliver’,
20 ‘dispense’, and ‘distribute’ have the meanings given
21 such terms in section 102 of the Controlled Sub-
22 stances Act, respectively.

23 “(2) The term ‘covered health care professional’
24 means—

25 “(A) a health care professional who—

1 “(i) is an employee of the Department
2 appointed under section 7306, 7401, 7405,
3 7406, or 7408 of this title or under title 5;

4 “(ii) is not a contractor of the De-
5 partment;

6 “(iii) is authorized by the Secretary to
7 provide health care under this chapter;

8 “(iv) is required to adhere to all
9 standards for quality relating to the provi-
10 sion of health care in accordance with ap-
11 plicable policies of the Department;

12 “(v) has an active, current, full, and
13 unrestricted license, registration, or certifi-
14 cation or meet qualification standards set
15 forth by the Secretary within a specified
16 time frame; and

17 “(vi) with respect to a health care
18 profession listed under section 7402(b) of
19 this title, has the qualifications for such
20 profession as set forth by the Secretary;
21 and

22 “(B) a health professions trainee who—

23 “(i) is appointed under section 7405
24 of this title; and

1 “(ii) is under the clinical supervision
2 of a health care professional described in
3 subparagraph (A).”.

Amend the title so as to read: “A bill to amend title 38, United States Code, to authorize certain health care professionals employed by the Department of Veterans Affairs to deliver, distribute, or dispense to veterans certain controlled medications via telemedicine under certain conditions, and for other purposes.”.