

AMENDMENT TO H.R. 455
OFFERED BY MS. KUSTER OF NEW HAMPSHIRE

Redesignate section 1 as section 2.

Before section 2, insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Telehealth Response
3 for E-prescribing Addiction Therapy Services Act” or the
4 “TREATS Act”.

At the end of the bill, add the following:

5 SEC. 3. TELEMEDICINE FOR SUBSTANCE USE DISORDER
6 TREATMENT.

7 Section 309(e) of the Controlled Substances Act (21
8 U.S.C. 829(e)) is amended—

9 (1) in paragraph (2)(A)(i), by striking “at least
10 1 in-person medical evaluation of the patient; or”
11 and inserting the following: “at least—

12 “(I) 1 in-person medical evalua-
13 tion of the patient; or

14 “(II) for purposes of prescribing
15 a controlled substance in schedule III,
16 IV, or V that has been approved for
17 treatment of a substance use disorder

1 under the Federal Food, Drug, and
2 Cosmetic Act (21 U.S.C. 301 et seq.),
3 1 evaluation of the patient through
4 the practice of telemedicine, including
5 an evaluation conducted with the use
6 of audio-only equipment, if—

7 “(aa) the prescription is for
8 detoxification or maintenance in
9 the treatment of a substance use
10 disorder; and

11 “(bb) the practitioner
12 verifies the identity of the patient
13 during the evaluation, in a form
14 and manner to be prescribed by
15 the Secretary of Health and
16 Human Services not later than
17 180 days after the date of enact-
18 ment of this subclause; or”; and

19 (2) in paragraph (3), by striking “apply” and
20 all that follows through “the dispensing” and insert-
21 ing “apply to the dispensing”.

Amend the title to read as follows: “A Bill to amend
the Controlled Substances Act to fix a technical error in
the definitions and to allow for the use of telemedicine in

substance use disorder treatment, and for other purposes.”.

