

4-20-21
✓ pass UC
32-LS0532\A.1
Fisher
4/14/21

AMENDMENT

OFFERED IN THE SENATE
TO: SB 78

BY SENATOR WILSON

1 Page 1, following line 2:

2 Insert new bill sections to read:

3 **** Section 1.** AS 08.15 is amended by adding a new section to read:

4 **Sec. 08.15.045. Telehealth.** (a) A person licensed under this chapter may
5 practice behavior analysis through telehealth as defined in AS 47.05.270(e). A person
6 licensed to practice behavior analysis in another jurisdiction may practice behavior
7 analysis through telehealth with a patient in this state if the person's license is in good
8 standing in that jurisdiction.

9 (b) If a person licensed to practice behavior analysis determines in the course
10 of a telehealth encounter with a patient that the encounter will extend beyond the
11 licensee's authorized scope of practice, the licensee shall advise the patient that the
12 licensee is not authorized to provide the services to the patient, recommend that the
13 patient contact an appropriate provider, and terminate the encounter. The licensee may
14 not charge for services provided during an encounter described in this subsection.

15 (c) A fee for a service provided through telehealth under this section must be
16 reasonable and consistent with the ordinary fee typically charged for that service and
17 may not be more than five percent above the ordinary fee typically charged for that
18 service. ✓

19 *** Sec. 2.** AS 08.29 is amended by adding a new section to article 3 to read:

20 **Sec. 08.29.240. Telehealth.** (a) A person licensed under this chapter may
21 practice professional counseling through telehealth as defined in AS 47.05.270(e). A
22 person licensed to practice professional counseling in another jurisdiction may
23 practice professional counseling through telehealth with a client in this state if the

1 person's license is in good standing in that jurisdiction.

2 (b) If a person licensed to practice professional counseling determines in the
3 course of a telehealth encounter with a client that the encounter will extend beyond the
4 scope of practice or scope of services permitted under (a) of this section, the licensee
5 shall advise the client that the licensee is not authorized to provide the services to the
6 client, recommend that the client contact an appropriate provider, and terminate the
7 encounter. The licensee may not charge for services provided during an encounter
8 described in this subsection.

9 (c) A fee for a service provided through telehealth under this section must be
10 reasonable and consistent with the ordinary fee typically charged for that service and
11 may not be more than five percent above the ordinary fee typically charged for that
12 service.

13 * **Sec. 3.** AS 08.63 is amended by adding a new section to read:

14 **Sec. 08.63.250. Telehealth.** (a) A person licensed under this chapter may
15 practice marital and family therapy through telehealth as defined in AS 47.05.270(e).
16 A person licensed to practice marital and family therapy in another jurisdiction may
17 practice marital and family therapy through telehealth with a client in this state if the
18 person's license is in good standing in that jurisdiction.

19 (b) If a person licensed to practice marital and family therapy determines in
20 the course of a telehealth encounter with a client that the encounter will extend beyond
21 the scope of practice or scope of services permitted under (a) of this section, the
22 licensee shall advise the client that the licensee is not authorized to provide the
23 services to the client, recommend that the client contact an appropriate provider, and
24 terminate the encounter. The licensee may not charge for services provided during an
25 encounter described in this subsection.

26 (c) A fee for a service provided through telehealth under this section must be
27 reasonable and consistent with the ordinary fee typically charged for that service and
28 may not be more than five percent above the ordinary fee typically charged for that
29 service."
30

31 Page 1, line 3:

1 Delete "Section 1"

2 Insert "Sec. 4"

3

4 Renumber the following bill sections accordingly.

5

6 Page 3, following line 31:

7 Insert a new bill section to read:

8 **** Sec. 8.** AS 08.86 is amended by adding a new section to article 6 to read:

9 **Sec. 08.86.225. Telehealth.** (a) A psychologist or psychological associate
10 licensed under this chapter may practice psychology or provide psychological
11 services, as applicable, through telehealth as defined in AS 47.05.270(e). A person
12 licensed to practice psychology or provide psychological services in another
13 jurisdiction may practice psychology or provide psychological services through
14 telehealth with a client in this state if the person's license is in good standing in that
15 jurisdiction.

16 (b) If a person licensed to practice psychology or provide psychological
17 services determines in the course of a telehealth encounter with a client that the
18 encounter will extend beyond the scope of practice or scope of services permitted
19 under (a) of this section, the licensee shall advise the client that the licensee is not
20 authorized to provide the services to the client, recommend that the client contact an
21 appropriate provider, and terminate the encounter. The licensee may not charge for
22 services provided during an encounter described in this subsection.

23 (c) A fee for a service provided through telehealth under this section must be
24 reasonable and consistent with the ordinary fee typically charged for that service and
25 may not be more than five percent above the ordinary fee typically charged for that
26 service."

4-20-21
UC pass

32-LS0532\A.2
Fisher
4/12/21

AMENDMENT

OFFERED IN THE SENATE
TO: SB 78

BY SENATOR HUGHES

1 Page 2, lines 22 - 24:

2 Delete "consistent with the ordinary fees typically charged for that service and may
3 not be more than five percent above the ordinary fees typically charged for that service"

4 Insert "may not exceed the ordinary fees typically charged for that service"

5

6 Page 3, lines 25 - 27:

7 Delete "consistent with the ordinary fees typically charged for that service and may
8 not be more than five percent above the ordinary fees typically charged for that service"

9 Insert "may not exceed the ordinary fees typically charged for that service"