

AMENDMENT #1 Melanzy

OFFERED IN THE HOUSE

TO: CSHB 265(), Draft Version "N"

1 [Page 2, line 18:

2 Delete "podiatrist,"]

3

4 Page 2, lines 20 - 21:

5 Delete "or a botulinum toxin"

6

7 [Page 2, line 21:

8 Delete "podiatrist,"]

9

10 Page 2, line 29:

11 Delete "or a botulinum toxin."

Adopted as
amended

Adopted

CONCEPTUAL AMENDMENT #1 TO AMENDMENT #1

McCarty

OFFERED IN THE HOUSE

TO: CSHB 265 (), Draft Version "N"

- 1 Page 1, lines 1-2
- 2 Delete lines 1-2
- 3
- 4 Page 1, lines 7-8
- 5 Delete lines 1-2

Adopted

32-LS0754\N.4
Dunmire/Foote
3/8/22

AMENDMENT #2 *McCanry*

OFFERED IN THE HOUSE

TO: CSHB 265(). Draft Version "N"

1 Page 1, line 1, following "medicine":

2 Insert "and the practice of nursing"

3

4 Page 2, line 25, following "AS 11.71.140 - 11.71.190":

5 Insert "if the advanced practice registered nurse complies with AS 08.68.710"

6

7 Page 4, following line 3:

8 Insert a new bill section to read:

9 ** Sec. 3. AS 08.68 is amended by adding a new section to article 6 to read:

10 **Sec. 08.68.710. Prescription of drugs without physical examination. (a) The**
11 **board may not impose disciplinary sanctions on an advanced practice registered nurse**
12 **for rendering a diagnosis, providing treatment, or prescribing, dispensing, or**
13 **administering a prescription drug that is not a controlled substance to a person without**
14 **conducting a physical examination if**

15 (1) the advanced practice registered nurse or another licensed health
16 care provider in the medical practice is available to provide follow-up care; and

17 (2) the advanced practice registered nurse requests that the person
18 consent to sending a copy of all records of the encounter to the person's primary care
19 provider if the prescribing advanced practice registered nurse is not the person's
20 primary care provider and, if the person consents, the advanced practice registered
21 nurse sends the records to the person's primary care provider.

22 (b) The board may not impose disciplinary sanctions on an advanced practice
23 registered nurse for prescribing, dispensing, or administering a prescription drug that

1 is a controlled substance if the requirements under (a) of this section and
2 AS 08.68.705 are met and the advanced practice registered nurse prescribes,
3 dispenses, or administers the controlled substance.

4 (c) Notwithstanding (a) and (b) of this section, an advanced practice registered
5 nurse may not prescribe, dispense, or administer a prescription drug in response to an
6 Internet questionnaire or electronic mail message to a person with whom the advanced
7 practice registered nurse does not have a prior provider-patient relationship.

8 (d) In this section,

- 9 (1) "controlled substance" has the meaning given in AS 11.71.900;
10 (2) "prescription drug" has the meaning given in AS 08.80.480;
11 (3) "primary care provider" has the meaning given in AS 21.07.250."

12

13 Renumber the following bill sections accordingly.

14

15 Page 8, line 24:

16 Delete "sec. 4"

17 Insert "sec. 5"

18

19 Page 8, line 27:

20 Delete "Section 4"

21 Insert "Section 5"

22

23 Page 8, line 31:

24 Delete "sec. 4"

25 Insert "sec. 5"

26

27 Page 9, line 2:

28 Delete "sec. 4"

29 Insert "sec. 5"

30

31 Page 9, line 8:

- 1 Delete "sec. 4"
- 2 Insert "sec. 5"
- 3
- 4 Page 9, line 9:
- 5 Delete "sec. 8(b)"
- 6 Insert "sec. 9(b)"
- 7
- 8 Page 9, line 11:
- 9 Delete "sec. 9"
- 10 Insert "sec. 10"

AMENDMENT #3 Not Offered

OFFERED IN THE HOUSE

TO: CSHB 265(), Draft Version "N"

1 Page 1, following line 4:

2 Insert a new bill section to read:

3 ** Section 1. AS 08.01.080 is amended to read:

4 Sec. 08.01.080. Department regulations. The department shall adopt
5 regulations to carry out the purposes of this chapter, including describing

6 (1) how an examination is to be conducted;

7 (2) what is contained in application forms;

8 (3) how a person applies for an examination or license;

9 (4) the prescription of controlled substances under AS 08.01.085(e)

10 and (f)."

11

12 Page 1, line 5:

13 Delete "Section 1"

14 Insert "Sec. 2"

15

16 Renumber the following bill sections accordingly.

17

18 Page 3, following line 6:

19 Insert a new subsection to read:

20 "(j) A health care provider licensing board may adopt regulations to specify
21 the authorized scope of practice for services delivered by a health care provider
22 through telehealth under this section."

23

1 Reletter the following subsection accordingly.

2

3 Page 8, line 24:

4 Delete "sec. 4"

5 Insert "sec. 5"

6

7 Page 8, following line 24:

8 Insert a new bill section to read:

9 "§ Sec. 9. The uncodified law of the State of Alaska is amended by adding a new section to
10 read:

11 TRANSITIONAL PROVISIONS: REGULATIONS. The Department of Health and
12 Social Services and a health care provider licensing board may adopt regulations necessary to
13 implement the changes made by this Act. The regulations take effect under AS 44.62
14 (Administrative Procedure Act), but not before the effective date of the law implemented by
15 the regulation."

16

17 Renumber the following bill sections accordingly.

18

19 Page 8, line 27:

20 Delete "Section 4"

21 Insert "Section 5"

22

23 Page 8, line 31:

24 Delete "sec. 4"

25 Insert "sec. 5"

26

27 Page 9, line 2:

28 Delete "sec. 4"

29 Insert "sec. 5"

30

31 Page 9, line 8:

1 Delete "sec. 4"

2 Insert "sec. 5"

3

4 Page 9, line 9:

5 Delete "sec. 8(b)"

6 Insert "sec. 10(b)"

7

8 Page 9, following line 10:

9 Insert a new bill section to read:

10 **"* Sec. 12. Section 9 of this Act takes effect immediately under AS 01.10.070(c)."**

11

12 **Renumber the following bill section accordingly.**

13

14 Page 9, line 11:

15 Delete "sec. 9"

16 Insert "secs. 11 and 12"

17

18 Page 9, lines 11 - 12:

19 Delete "immediately under AS 01.10.070(c)"

20 Insert "January 1, 2023"

Adopted

32-LS0754\N.9
Foote
3/9/22

AMENDMENT # 4

Snyder

OFFERED IN THE HOUSE

BY REPRESENTATIVE SPOHNHOLZ

TO: CSHB 265(), Draft Version "N"

1 Page 5, lines 5 - 6:

2 Delete "and other federal waivers or demonstrations"

3

4 Page 5, line 17:

5 Delete "the Alaska Commission for Behavioral Health Certification"

6 Insert "a certifying entity for behavioral health professionals in the state specified by
7 the department in regulation"

8

9 Page 5, line 25:

10 Delete "facsimile,"

11

12 Page 5, line 26:

13 Delete "and"

14

15 Page 5, line 29, following "substances":

16 Insert "; and

17 (12) services covered under federal waivers or demonstrations other
18 than home and community-based waivers"

Adopted

32-LS0754\N.11
Foote
3/9/22

AMENDMENT #5

OFFERED IN THE HOUSE

BY REPRESENTATIVE SPOHNHOLZ

TO: CSHB 265(), Draft Version "N"

1 Page 1, lines 6 - 7:

2 Delete "other than a physician licensed in another state"

3

4 Page 1, line 10, through page 2, line 5:

5 Delete all material.

6

7 Reletter the following subsections accordingly.

8

9 Page 2, line 26:

10 Delete "(e) and (f)"

11 Insert "(d) and (e)"

12

13 Page 3, line 9:

14 Delete "(A)"

15

16 Page 3, lines 21 - 22:

17 Delete "and

18 (B) a physician licensed in another state;"

Adopted

32-LS0754\N.10
Forte
3/9/22

AMENDMENT *Ho*

OFFERED IN THE HOUSE

BY REPRESENTATIVE MCCARTY

TO: CSHB 265(), Draft Version "N"

1 Page 8, following line 24:

2 Insert a new bill section to read:

3 **"* Sec. 8. The uncodified law of the State of Alaska is amended by adding a new section to**
4 **read:**

5 **REGULATIONS. (a) Each applicable board responsible for licensing a profession**
6 **authorized to provide telehealth services under sec. 1 of this Act shall adopt regulations**
7 **necessary to implement sec. 1 of this Act. The licensing boards shall adopt the regulations not**
8 **later than June 30, 2023.**

9 **(b) The State Medical Board shall adopt regulations necessary to implement sec. 2 of**
10 **this Act. The State Medical Board shall adopt the regulations not later than June 30, 2023.**

11 **(c) The Department of Health and Social Services shall adopt regulations necessary to**
12 **implement secs. 3 - 6 of this Act. The Department of Health and Social Services shall adopt**
13 **the regulations not later than June 30, 2023."**

14

15 **Renumber the following bill sections accordingly.**

16

17 **Page 9, line 9:**

18 **Delete "sec. 8(b)"**

19 **Insert "sec. 9(b)"**

20

21 **Page 9, lines 11 - 12:**

22 **Delete all material and insert:**

23 **** Sec. 11. Section 8 of this Act takes effect immediately under AS 01.10.070(c).**

1 * Sec. 12. Except as provided in secs. 10 and 11 of this Act, this Act takes effect June 30.
2 2023."

Adopted
CONCEPTUAL AMENDMENT #7

McCarthy

OFFERED IN THE HOUSE

TO: CSHB 265 (), Draft Version "N"

- 1 Page 1, line 6
- 2 Insert: after provider "licensed in this state"