

AMENDMENT

OFFERED IN THE HOUSE

BY REPRESENTATIVE CARPENTER

TO: CSHB 277(W&M), Draft Version "B"

1 Page 6, following line 7:

2 Insert new bill sections to read:

3 **"* Sec. 4.** AS 08.02.130(a) is amended to read:

4 (a) A health care provider [LICENSED] in this state may provide health care
5 services within the health care provider's authorized scope of practice to a patient in
6 this state through telehealth without first conducting an in-person visit.

7 *** Sec. 5.** AS 08.02.130(c) is amended to read:

8 (c) If a **physician licensed in another state or a** health care provider
9 determines in the course of a telehealth encounter with a patient under this section that
10 some or all of the encounter will extend beyond the **physician's or** health care
11 provider's authorized scope of practice, the **physician or** health care provider shall
12 advise the patient that the **physician or** health care provider is not authorized to
13 provide some or all of the services to the patient, recommend that the patient contact
14 an appropriate provider for the services the **physician or** health care provider is not
15 authorized to provide, and limit the encounter to only those services the **physician or**
16 health care provider is authorized to provide. The **physician or** health care provider
17 may not charge for any portion of an encounter that extends beyond the **physician's or**
18 health care provider's authorized scope of practice.

19 *** Sec. 6.** AS 08.02.130(g) is amended to read:

20 (g) Except as authorized under (e) and (f) of this section, a health care
21 provider [LICENSED UNDER THIS TITLE] may not prescribe, dispense, or
22 administer through telehealth under this section a controlled substance listed in
23 AS 11.71.140 - 11.71.190.

1 * **Sec. 7.** AS 08.02.130(h) is amended to read:

2 (h) A **physician licensed in another state or a** health care provider may not
 3 be required to document a barrier to an in-person visit to provide health care services
 4 through telehealth. The department or a board may not limit the physical setting from
 5 which a **physician licensed in another state or a** health care provider may provide
 6 health care services through telehealth.

7 * **Sec. 8.** AS 08.02.130(i) is amended to read:

8 (i) Nothing in this section requires the use of telehealth when a **physician**
 9 **licensed in another state or a** health care provider determines that providing health
 10 care services through telehealth is not appropriate or when a patient chooses not to
 11 receive health care services through telehealth."

12
 13 Renumber the following bill sections accordingly.

14
 15 Page 6, line 10:

16 Delete "(A)"

17 Insert "[(A)]"

18
 19 Page 6, lines 18 - 19:

20 Delete "[A DISPENSING OPTICIAN LICENSED UNDER AS 08.71;]"

21 Insert "a dispensing optician **as defined in AS 08.72.274(c)** [LICENSED UNDER
 22 AS 08.71];"

23
 24 Page 6, lines 22 - 23:

25 Delete "or

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

27 Insert "[OR

28 (B) A PHYSICIAN LICENSED IN ANOTHER STATE;]"

29
 30 Page 19, lines 29 - 30:

31 Delete "[A DISPENSING OPTICIAN LICENSED UNDER AS 08.71;]"

1 Insert "a dispensing optician **as defined in AS 08.72.274(c)** [LICENSED UNDER
2 AS 08.71];"

3

4 Page 22, lines 15 - 16:

5 Delete "[A DISPENSING OPTICIAN LICENSED UNDER AS 08.71;]"

6 Insert "a dispensing optician **as defined in AS 08.72.274(c)** [LICENSED UNDER
7 AS 08.71];"