

Calendar No. 553

116TH CONGRESS
2D SESSION**H. R. 3228**

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 23, 2020

Received; read twice and placed on the calendar

AN ACT

To amend title 38, United States Code, to authorize health professional trainees to provide treatment via telemedicine, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “VA Mission Telehealth
5 Clarification Act”.

6 **SEC. 2. LICENSURE OF HEALTH CARE PROFESSIONALS**

7 **PROVIDING TREATMENT VIA TELEMEDICINE.**

8 Section 1730C(b) of title 38, United States Code, is
9 amended to read as follows:

1 “(b) COVERED HEALTH CARE PROFESSIONALS.—

2 For purposes of this section, a covered health care profes-
3 sional is any of the following individuals:

4 “(1) A health care professional who—

5 “(A) is an employee of the Department ap-
6 pointed under section 7306, 7401, 7405, 7406,
7 or 7408 of this title, or under title 5;

8 “(B) is authorized by the Secretary to pro-
9 vide health care under this chapter;

10 “(C) is required to adhere to all standards
11 for quality relating to the provision of health
12 care in accordance with applicable policies of
13 the Department; and

14 “(D) has—

15 “(i) an active, current, full, and unre-
16 stricted license, registration, or certifi-
17 cation in a State to practice the health
18 care profession of the health care profes-
19 sional;

20 “(ii) qualifications prescribed by the
21 Secretary under section 7402(b) of this
22 title for an appointment to a position in
23 the Veterans Health Administration; or

24 “(iii) other authorization from the
25 Secretary to provide health care.

1 “(2) A health professions trainee who—

2 “(A) is appointed under section 7405 or
3 7406 of this title; and

4 “(B) is under the clinical supervision of a
5 health care professional described in paragraph
6 (1).

7 “(3) A health care professional who—

8 “(A) is appointed to a position described in
9 paragraph (1) or (3) of section 7401 of this
10 title under—

11 “(i) section 7401 of this title;

12 “(ii) section 7405 of this title; or

13 “(iii) title 5;

14 “(B) is in the process of obtaining, within
15 a timeframe prescribed by the Secretary—

16 “(i) a license, registration, or certifi-
17 cation described in paragraph (1)(D)(i);

18 “(ii) qualifications described in para-
19 graph (1)(D)(ii); or

20 “(iii) authorization described in sub-
21 paragraph (B) or (D)(iii) of paragraph (1);

22 and

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

Passed the House of Representatives September 22,
2020.

Attest: **CHERYL L. JOHNSON,**
Clerk.

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