

# Senate Bill 423

Sponsored by Senator MANNING JR (at the request of Dale Penn - Providence Health and Services) (Presession filed.)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Allows patient located in Oregon to receive health care services through telemedicine from specified out-of-state health care provider. Defines "telemedicine."

Takes effect on 91st day following adjournment sine die.

## A BILL FOR AN ACT

1  
2 Relating to telemedicine; and prescribing an effective date.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) As used in this section:**

5 (a) "Health professional regulatory board" means:

6 (A) The Oregon Board of Psychology;

7 (B) The Oregon Medical Board; and

8 (C) The Oregon State Board of Nursing.

9 (b) "Out-of-state health care provider" means a person who is authorized to practice a  
10 as physician, physician assistant, psychologist or nurse practitioner in California, Idaho or  
11 Washington, or another jurisdiction as determined by the appropriate health professional  
12 regulatory board by rule.

13 (c) "Telemedicine" means the delivery of health care services through a two-way com-  
14 munication medium, including but not limited to telephone, Voice over Internet Protocol,  
15 transmission of telemetry or any Internet or electronic platform that allows a provider to  
16 interact in real time with a patient, a parent or guardian of a patient or another provider  
17 acting on a patient's behalf.

18 (2) A patient who is physically located in this state at the time of receiving health care  
19 services may establish and maintain a patient-provider relationship through telemedicine  
20 with an out-of-state health care provider who is in good standing with the out-of-state health  
21 care provider's licensing agency.

22 (3) A patient described in subsection (2) of this section may notify the health professional  
23 regulatory board if the patient has a complaint about an out-of-state health care provider  
24 that, if the out-of-state health care provider were authorized to practice in this state would  
25 regulate the out-of-state health care provider. The health professional regulatory board may  
26 notify the out-of-state health care provider's licensing agency of the complaint.

27 (4) A health professional regulatory board may adopt rules to carry out this section.

28 **SECTION 2. (1) Section 1 of this 2021 Act becomes operative on January 1, 2022.**

29 (2) The Oregon Board of Psychology, the Oregon Medical Board and the Oregon State  
30 Board of Nursing may take any action before the operative date specified in subsection (1)

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 of this section that is necessary to enable the boards to exercise, on and after the operative  
2 date specified in subsection (1) of this section, all of the duties, functions and powers con-  
3 ferred on the boards by section 1 of this 2021 Act.

4 SECTION 3. This 2021 Act takes effect on the 91st day after the date on which the 2021  
5 regular session of the Eighty-first Legislative Assembly adjourns sine die.

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