

Enrolled
House Bill 3727

Sponsored by Representative HELM; Representatives DIEHL, JAVADI, PHAM H, WATANABE,
Senators REYNOLDS, SMITH DB

CHAPTER

AN ACT

Relating to telemedicine; amending ORS 677.494.

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

SECTION 1. ORS 677.494, as amended by section 130, chapter 73, Oregon Laws 2024, is amended to read:

677.494. (1) As used in this section, “telemedicine” means the practice of medicine and provision of health care services to a patient by a physician or physician associate from a distance using electronic communications, including synchronous technologies to facilitate an exchange of information between a patient and physician or physician associate in real time or asynchronous technologies to facilitate an exchange of information between a patient and a physician or physician associate in other than real time.

(2) A physician licensed under ORS 677.100 to 677.228, a physician associate licensed under ORS 677.505 to 677.525 or a physician or physician associate licensed under ORS 677.139 may use telemedicine to engage in the practice of medicine and provide health care services, including the establishment of a provider-patient relationship, the diagnosis or treatment of a medical condition or the prescription of drugs, to a patient physically located in this state. The physician or physician associate is not required to be physically located in this state when engaging in the practice of medicine and providing health care services through telemedicine.

(3) The practice of medicine using telemedicine occurs where the patient is physically located.

(4)(a) Notwithstanding subsection (2) of this section, a physician licensed under ORS 677.100 to 677.228 or physician associate licensed under ORS 677.505 to 677.525 may use telemedicine to engage in the practice of medicine and provide health care services to a patient who is temporarily located out of state if:

(A) The practice of medicine or provision of health care services is of a temporary, urgent or emergent nature or is to ensure continuity of care to the patient; and

(B) The physician or physician associate has an established patient-provider relationship with the patient prior to the time at which the patient is located out of state.

(b) A physician or physician associate who uses telemedicine as provided under this subsection is subject to the laws regulating the practice of medicine in the jurisdiction where the patient is located at the time the patient receives health care services provided under this subsection.

Passed by House April 14, 2025

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Timothy G. Sekerak, Chief Clerk of House

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Julie Fahey, Speaker of House

Passed by Senate June 11, 2025

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Rob Wagner, President of Senate

Received by Governor:

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Approved:

.....M,....., 2025

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Tina Kotek, Governor

Filed in Office of Secretary of State:

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Tobias Read, Secretary of State