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

Relating to telemedicine; and prescribing an effective date.

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

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

(a) “Health professional regulatory board” means:

(A) The Oregon Board of Psychology;
(B) The Oregon Medical Board; and
(C) The Oregon State Board of Nursing.

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

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

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

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

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

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

(2) The Oregon Board of Psychology, the Oregon Medical Board and the Oregon State 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 in italic and bracketed is existing law to be omitted. New sections are in boldfaced type.
of this section that is necessary to enable the boards to exercise, on and after the operative
date specified in subsection (1) of this section, all of the duties, functions and powers con-
ferred on the boards by section 1 of this 2021 Act.

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

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