

116TH CONGRESS  
2D SESSION

# H. R. 3228

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## 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,*

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “VA Mission Telehealth  
3 Clarification Act”.

4 **SEC. 2. LICENSURE OF HEALTH CARE PROFESSIONALS**  
5 **PROVIDING TREATMENT VIA TELEMEDICINE.**

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

8       “(b) COVERED HEALTH CARE PROFESSIONALS.—

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

11           “(1) A health care professional who—

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

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

17                   “(C) is required to adhere to all standards  
18 for quality relating to the provision of health  
19 care in accordance with applicable policies of  
20 the Department; and

21                   “(D) has—

22                           “(i) an active, current, full, and unre-  
23 stricted license, registration, or certifi-  
24 cation in a State to practice the health  
25 care profession of the health care profes-  
26 sional;

1 “(ii) qualifications prescribed by the  
2 Secretary under section 7402(b) of this  
3 title for an appointment to a position in  
4 the Veterans Health Administration; or

5 “(iii) other authorization from the  
6 Secretary to provide health care.

7 “(2) A health professions trainee who—

8 “(A) is appointed under section 7405 or  
9 7406 of this title; and

10 “(B) is under the clinical supervision of a  
11 health care professional described in paragraph  
12 (1).

13 “(3) A health care professional who—

14 “(A) is appointed to a position described in  
15 paragraph (1) or (3) of section 7401 of this  
16 title under—

17 “(i) section 7401 of this title;

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

19 “(iii) title 5;

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

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

24 “(ii) qualifications described in para-  
25 graph (1)(D)(ii); or

1                   “(iii) authorization described in sub-  
2                   paragraph (B) or (D)(iii) of paragraph (1);  
3                   and  
4                   “(C) is under the clinical supervision of a  
5                   health care professional described in paragraph  
6                   (1).”.

Passed the House of Representatives September 22,  
2020.

Attest:

*Clerk.*



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