

1 H.654

2 Representative Houghton of Essex moves that the report of the Committee  
3 on Health Care be amended in Sec. 1, 2020 Acts and Resolves No. 91, as  
4 amended and further amended, by striking out Sec. 17 of that act in its entirety  
5 and inserting in lieu thereof a new Sec. 17 to read as follows:

6 Sec. 17. OFFICE OF PROFESSIONAL REGULATION; BOARD OF  
7 MEDICAL PRACTICE; OUT-OF-STATE HEALTH CARE  
8 PROFESSIONALS

9 (a) Notwithstanding any provision of Vermont’s professional licensure  
10 statutes or rules to the contrary, through March 31, ~~2022~~ 2023, a health care  
11 professional, including a mental health professional, who holds a valid license,  
12 certificate, or registration to provide health care services in any other U.S.  
13 jurisdiction shall be deemed to be licensed, certified, or registered to provide  
14 health care services, including mental health services, to a patient located in  
15 Vermont ~~using telehealth~~; as a volunteer member of the Medical Reserve  
16 Corps; or, **for a period not to exceed six months**, as part of the staff of a  
17 licensed facility, other health care facility as defined in 18 V.S.A. § 9432, or  
18 federally qualified health center, provided the health care professional:

19 (1) is licensed, certified, or registered in good standing in the other U.S.  
20 jurisdiction or jurisdictions in which the health care professional holds a  
21 license, certificate, or registration;

1           (2) is not subject to any professional disciplinary proceedings in any  
2 other U.S. jurisdiction; and

3           (3) is not affirmatively barred from practice in Vermont for reasons of  
4 fraud or abuse, patient care, or public safety.

5           (b) A health care professional who plans to provide health care services in  
6 Vermont as a volunteer member of the Medical Reserve Corps or as part of the  
7 staff of a licensed facility, other health care facility as defined in 18 V.S.A.  
8 § 9432, or federally qualified health center shall submit or have submitted on  
9 the individual's behalf the individual's name, contact information, and the  
10 location or locations at which the individual will be practicing to:

11           (1) the Board of Medical Practice for medical doctors, physician  
12 assistants, and podiatrists; or

13           (2) the Office of Professional Regulation for all other health care  
14 professions.

15           (c) A health care professional who delivers health care services in Vermont  
16 pursuant to subsection (a) of this section shall be subject to the imputed  
17 jurisdiction of the Board of Medical Practice or the Office of Professional  
18 Regulation, as applicable based on the health care professional's profession, in  
19 accordance with Sec. 19 of this act.

20           (d)(1) This section shall remain in effect through March 31, ~~2022~~ 2023,  
21 provided the health care professional remains licensed, certified, or registered

1 in good standing **throughout the period the health care professional is**  
2 **practicing in Vermont, which shall not exceed six months for a health care**  
3 **professional providing health care services as part of the staff of a licensed**  
4 **facility, other health care facility as defined in 18 V.S.A. § 9432, or**  
5 **federally qualified health center** .

6 (2) The Board of Medical Practice and Office of Professional  
7 Regulation shall provide appropriate notice of the March 31, ~~2022~~ 2023  
8 expiration date of this section to:

9 (A) health care professionals providing health care services in Vermont  
10 under this section;

11 (B) the Medical Reserve Corps; and

12 (C) health care facilities and federally qualified health centers at which  
13 health care professionals are providing services under this section.

14 (e) Nothing in this section is intended to limit, restrict, or modify the  
15 application of existing or future federal waivers of health care professional  
16 licensure requirements to licensed and certified facilities.