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H.84

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Introduced by Representatives Hooper of Burlington, Austin of Colchester,

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Bishop of Colchester, Bluemle of Burlington, Branagan of

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Georgia, Burtt of Cabot, Campbell of St. Johnsbury, Casey of

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Montpelier, Coffin of Cavendish, Critchlow of Colchester,

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Dodge of Essex, Duke of Burlington, Greer of Bennington,

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Hango of Berkshire, Harrison of Chittenden, Higley of Lowell,

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Howard of Rutland City, Kleppner of Burlington, Maguire of

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Rutland City, McCann of Montpelier, Morgan, M. of Milton,

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Morrissey of Bennington, Mrowicki of Putney, Nielsen of

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Brandon, Pinsonault of Dorset, and Satcowitz of Randolph

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Referred to Committee on

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Date:

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Subject: Health; telehealth; recordings; consent

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Statement of purpose of bill as introduced: This bill proposes to allow

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telehealth appointments to be recorded if both the patient and the provider

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consent.

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An act relating to allowing telehealth appointments to be recorded with patient and provider consent

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1 It is hereby enacted by the General Assembly of the State of Vermont:

2 Sec. 1. 18 V.S.A. § 9361 is amended to read:

3 § 9361. HEALTH CARE PROVIDERS DELIVERING HEALTH CARE

4 SERVICES THROUGH TELEMEDICINE OR BY STORE-AND-

5 FORWARD MEANS

6 \* \* \*

7 (d) Neither a health care provider nor a patient shall create or cause to be  
8 created a recording of a provider's telemedicine consultation with a patient  
9 unless both the patient and the provider consent to the recording.

10 \* \* \*

11 Sec. 2. 18 V.S.A. § 9362 is amended to read:

12 § 9362. HEALTH CARE PROVIDERS DELIVERING HEALTH CARE

13 SERVICES BY AUDIO-ONLY TELEPHONE

14 \* \* \*

15 (d) Neither a health care provider nor a patient shall create or cause to be  
16 created a recording of a provider's telephone consultation with a patient unless  
17 both the patient and the provider consent to the recording.

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19 Sec. 3. EFFECTIVE DATE

20 This act shall take effect on passage.