

By the Committee on Health Policy; and Senator Brodeur

588-02995-21

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1                                   A bill to be entitled  
2       An act relating to telehealth; amending s. 456.47,  
3       F.S.; revising the definition of the term  
4       "telehealth"; revising an exemption from telehealth  
5       registration requirements; providing an effective  
6       date.

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8   Be It Enacted by the Legislature of the State of Florida:

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10       Section 1. Paragraph (a) of subsection (1) and subsection  
11       (6) of section 456.47, Florida Statutes, are amended to read:

12       456.47 Use of telehealth to provide services.—

13       (1) DEFINITIONS.—As used in this section, the term:

14       (a) "Telehealth" means the use of synchronous or  
15       asynchronous telecommunications technology by a telehealth  
16       provider to provide health care services, including, but not  
17       limited to, assessment, diagnosis, consultation, treatment, and  
18       monitoring of a patient; transfer of medical data; patient and  
19       professional health-related education; public health services;  
20       and health administration. The term does not include ~~audio-only~~  
21       ~~telephone calls~~, e-mail messages, or facsimile transmissions.

22       (6) EXEMPTIONS.—A health care professional who is not  
23       licensed to provide health care services in this state but who  
24       holds an active license to provide health care services in  
25       another state or jurisdiction, and who provides health care  
26       services using telehealth to a patient located in this state, is  
27       not subject to the registration requirement under this section  
28       if the services are provided:

29       (a) In response to an emergency medical condition as

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30 defined in s. 395.002; or

31 (b) In consultation with a health care professional  
32 licensed in this state who has ~~ultimate~~ authority over the  
33 diagnosis and care of the patient.

34 Section 2. This act shall take effect July 1, 2021.