
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 923 Session of
2021

INTRODUCED BY BROOKS, GORDNER, DiSANTO, HUTCHINSON, PITTMAN AND
J. WARD, OCTOBER 26, 2021

REFERRED TO HEALTH AND HUMAN SERVICES, OCTOBER 26, 2021

AN ACT

1 Amending Title 35 (Health and Safety) of the Pennsylvania
2 Consolidated Statutes, providing for telemedicine prohibited
3 for medication safety program.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Title 35 of the Pennsylvania Consolidated
7 Statutes is amended by adding a chapter to read:

8 CHAPTER 52C

9 TELEMEDICINE PROHIBITED FOR MEDICATION SAFETY PROGRAM

10 Sec.

11 52C01. Definitions.

12 52C02. Prohibition.

13 § 52C01. Definitions.

14 The following words and phrases when used in this chapter
15 shall have the meanings given to them in this section unless the
16 context clearly indicates otherwise:

17 "Health care professional." An individual licensed,
18 certified or otherwise authorized or permitted by the laws of

1 this Commonwealth to administer health care in the ordinary
2 course of business or in the practice of a profession and who
3 administers health care in this Commonwealth.

4 "Risk evaluation and mitigation strategy." The medication
5 safety program administered by the United States Food and Drug
6 Administration under section 505-1 of the Food and Drug
7 Administration Amendments Act of 2007 (121 Stat. 926, 21 U.S.C.
8 § 355-1).

9 "Telemedicine." The use of telecommunication and information
10 technology by a health care professional to provide health care
11 to an individual in a different location from the health care
12 professional.

13 § 52C02. Prohibition.

14 A health care professional may not use telemedicine to
15 administer or communicate with a patient located in this
16 Commonwealth regarding a medication for which the United States
17 Food and Drug Administration has issued a risk evaluation and
18 mitigation strategy.

19 Section 2. This act shall take effect in 60 days.