

SB 252 - VERSION ADOPTED BY BOTH BODIES

03/27/2025 1139s

2025 SESSION

25-1149

09/11

SENATE BILL

252

AN ACT relative to criteria for providing certain medical care through telemedicine.

SPONSORS: Sen. Prentiss, Dist 5; Sen. Fenton, Dist 10; Sen. Watters, Dist 4; Sen. Long, Dist 20; Sen. Altschiller, Dist 24; Sen. Perkins Kwoka, Dist 21; Sen. Rosenwald, Dist 13; Rep. Nagel, Belk. 6; Rep. Hakken-Phillips, Graf. 12

COMMITTEE: Health and Human Services

AMENDED ANALYSIS

This bill modifies the requirements for the use of telemedicine to prescribe non-opioids and opioids classified in schedules II through IV, including authorizing physician assistants and advanced practice registered nurses to do so.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears ~~[in brackets and struckthrough]~~
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Five

AN ACT relative to criteria for providing certain medical care through telemedicine.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Physicians and Surgeons; Telemedicine for Non-Opioid or Opioid Controlled Drugs in
2 Schedule II Through IV. Amend RSA 329:1-d, III to read as follows:

3 III. A physician licensed under this chapter may prescribe non-opioid and opioid controlled
4 drugs classified in schedule II through IV by means of telemedicine [~~after establishing a physician-~~
5 ~~patient relationship with the patient~~]. When prescribing a non-opioid or opioid controlled drug
6 classified in schedule II through IV by means of telemedicine a subsequent [~~in-person exam~~]
7 **evaluation** shall be conducted by a practitioner licensed to prescribe the drug at intervals
8 appropriate for the patient, medical condition, and drug, but not less than annually. [~~The~~
9 ~~prescription authority under this paragraph shall be limited to a physician licensed under this~~
10 ~~chapter, or a physician assistant in accordance with RSA 328-D:3-b, and~~] All prescribing shall be in
11 compliance with all federal and state laws and regulations.

12 2 Physician Assistants; Telemedicine for Non-Opioid or Opioid Controlled Drugs in Schedule II
13 Through IV. Amend RSA 328-D:3-b, XIII to read as follows:

14 XIII. A physician assistant may prescribe, dispense, order, administer, and procure drugs
15 and medical devices. Physician assistants may plan and initiate a therapeutic regimen that includes
16 ordering and prescribing non pharmacological interventions, including but not limited to durable
17 medical equipment, nutrition, blood and blood products, and diagnostic support services including
18 but not limited to home healthcare, hospice, and physical and occupational therapy. **A physician**
19 **assistant licensed under this chapter may prescribe non-opioid and opioid controlled**
20 **drugs classified in schedule II through IV by means of telemedicine. When prescribing a**
21 **non-opioid or opioid controlled drug classified in schedule II through IV by means of**
22 **telemedicine a subsequent evaluation shall be conducted by a practitioner licensed to**
23 **prescribe the drug at intervals appropriate for the patient, medical condition, and drug,**
24 **but not less than annually. All prescribing shall be in compliance with all federal and**
25 **state laws and regulations.**

26 3 New Paragraph; Advanced Practice Registered Nurses; Telemedicine for Non-Opioid or Opioid
27 Controlled Drugs in Schedule II Through IV. Amend RSA 326-B:11 by inserting after paragraph III
28 the following new paragraph:

29 III-a. An APRN licensed under this chapter may prescribe non-opioid and opioid controlled
30 drugs classified in schedule II through IV by means of telemedicine. When prescribing a non-opioid
31 or opioid controlled drug classified in schedule II through IV by means of telemedicine, a subsequent

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1 evaluation shall be conducted by a practitioner licensed to prescribe the drug at intervals
2 appropriate for the patient, medical condition, and drug, but not less than annually. The
3 prescription authority under this paragraph shall be limited to an APRN licensed under this
4 chapter, and all prescribing shall be in compliance with all federal and state laws and regulations.

5 4 Effective Date. This act shall take effect 60 days after its passage.