

By: Guerra

H.B. No. 745

A BILL TO BE ENTITLED

AN ACT

relating to the establishment of telehealth programs by public schools.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter A, Chapter 38, Education Code, is amended by adding Section 38.040 to read as follows:

Sec. 38.040. TELEHEALTH PROGRAM. (a) In this section, "telehealth service" means a health care service delivered by a health professional licensed, certified, or otherwise entitled to practice in this state and acting within the scope of the health professional's license, certification, or entitlement to a patient at a different physical location than the health professional using telecommunications or information technology.

(b) A school district may establish a telehealth program through which students and employees of the district may receive telehealth services during a school day.

(c) Telehealth services provided through a program established under this section:

(1) must be provided at no cost to a student or employee of the school district; and

(2) may be provided to a student only with the written consent of the student's parent or legal guardian.

SECTION 2. This Act applies beginning with the 2021-2022 school year.

1           SECTION 3. This Act takes effect immediately if it receives  
2 a vote of two-thirds of all the members elected to each house, as  
3 provided by Section 39, Article III, Texas Constitution. If this  
4 Act does not receive the vote necessary for immediate effect, this  
5 Act takes effect September 1, 2021.