

By: Cason

H.B. No. 3098

A BILL TO BE ENTITLED

AN ACT

1
2 relating to conducting certain medical examinations using
3 telemedicine under the workers' compensation system.

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

5 SECTION 1. Section 408.0041, Labor Code, is amended by
6 adding Subsection (a-1) to read as follows:

7 (a-1) A medical examination conducted under this section to
8 determine an employee's impairment rating or attainment of maximum
9 medical improvement may be performed using telehealth services or
10 telemedicine medical services, as defined by Section 111.001,
11 Occupations Code.

12 SECTION 2. Section 408.0041(a-1), Labor Code, as added by
13 this Act, applies only to a medical examination to determine an
14 employee's impairment rating or attainment of maximum medical
15 improvement conducted on or after the effective date of this Act. A
16 medical examination to determine an employee's impairment rating
17 or attainment of maximum medical improvement conducted before the
18 effective date of this Act is governed by the law in effect on the
19 date the examination was conducted, and the former law is continued
20 in effect for that purpose.

21 SECTION 3. This Act takes effect September 1, 2021.