AMENDMENT TO RULE COMMITTEE PRINT 117–17
OFFERED BY MR. WALBERG OF MICHIGAN

Strike section 21005 and insert the following new section:

SEC. 21005. PROVIDING FOR THE TREATMENT OF CERTAIN TELEHEALTH SERVICES AS EXCEPTED BENEFITS.

(a) In general.—Section 733(c)(2) of the Employee Retirement Income Security Act of 1974 (29 U.S.C. 1191b(c)(2)) is amended—

(1) by redesignating subparagraph (C) as subparagraph (D); and

(2) by inserting after subparagraph (B) the following new subparagraph:

“(C) Telehealth or other remote care services furnished via an electronic communications system, information technology, or secure real-time communications system (including via by text, SMS, instant message, two-way audio conference, or two-way video conference), or via store-and-forward technology, for the purpose of medical diagnosis, consultation, or treatment, but only if such services are paid for entirely by
the employer or other group health plan sponsor.”.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall apply with respect to plan years beginning on or after the date of the enactment of this Act.