

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To ensure that volunteer health care professionals who provide health care services during the public health emergency with respect to COVID-19 receive protection from liability, including for care across State lines.

**IN THE SENATE OF THE UNITED STATES—116th Cong., 2d Sess.**

**H. R. 748**

To amend the Internal Revenue Code of 1986 to repeal the excise tax on high cost employer-sponsored health coverage.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. SASSE (for himself and Mrs. CAPITO) to the amendment (No. \_\_\_\_\_) proposed by \_\_\_\_\_

Viz:

1 Strike subparagraphs (C) and (D) of section  
2 3215(a)(2) and insert the following:

3 (C) in the course of providing health care  
4 services that are within the scope of the license,  
5 registration, or certification of the volunteer, as  
6 defined by—

7 (i) the State in which the medical  
8 services are received or in which the act or  
9 omission occurs; or

1 (ii) in the case of medical services re-  
2 ceived in, or an act or omission that occurs  
3 in, a State other than the State in which  
4 the health care professional is licensed,  
5 registered, or certified, the State in which  
6 such professional is licensed, registered or  
7 certified; and

8 (D) in a good faith belief that the indi-  
9 vidual being treated is in need of health care  
10 services.

11 (b) **OUT-OF-STATE PROVIDERS.**—Notwithstanding  
12 any other provision of law, a health care provider may pro-  
13 vide health care services in a State, even though the pro-  
14 vider is not licensed in such State to provide such services,  
15 if—

16 (1) such services are offered and provided solely  
17 on a volunteer basis; and

18 (2) such provider is licensed, registered, or cer-  
19 tified to practice in any other State, and such serv-  
20 ices are within the scope of practice of such provider  
21 (as defined by the State of licensure, registration, or  
22 certification).