

Chapter 02. General Occupational Licensing Functions.

(Words in **boldface and underlined** indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted. Complete new sections are not in boldface or underlined.)

12 AAC 02.106 is repealed:

12 AAC 02.106. Telemedicine business registry. Repealed. [THE FOLLOWING FEES ARE ESTABLISHED FOR REGISTRATION UNDER AS 44.33.381 (TELEMEDICINE BUSINESS REGISTRY) FOR BUSINESSES PERFORMING TELEMEDICINE SERVICES IN THIS STATE;

(1) INITIAL REGISTRATION FEE, \$50;

(2) FEE TO REPORT CHANGES IN THE INFORMATION ON THE INITIAL REGISTRATION, \$50.] (Eff. 4/28/2017, Register 222; repealed ____/____/____, Register ____)

12 AAC 02.600 is repealed:

12 AAC 02.600. Application for placement on the telemedicine business registry; changes of information. Repealed. [(a) TO BE REGISTERED ON THE TELEMEDICINE BUSINESS REGISTRY ESTABLISHED AND MAINTAINED UNDER AS 44.33.381, AND BEFORE PROVIDING TELEMEDICINE SERVICES TO A RECIPIENT LOCATED IN THIS STATE, A BUSINESS PERFORMING TELEMEDICINE SERVICES MUST SUBMIT TO THE DEPARTMENT

(1) A COMPLETE REGISTRATION ON A FORM PROVIDED BY THE DEPARTMENT; THE REGISTRATION MUST INCLUDE THE BUSINESS'S NAME, ADDRESS, AND CONTACT INFORMATION;

(2) A COPY OF THE BUSINESS'S VALID BUSINESS LICENSE ISSUED UNDER AS 43.70 AND 12 AAC 12; AND

(3) THE APPLICABLE FEE ESTABLISHED IN 12 AAC 02.106.

(b) A BUSINESS PERFORMING TELEMEDICINE SERVICES MUST REGISTER WITH THE NAME IT IS USING TO PERFORM TELEMEDICINE SERVICES IN THIS STATE. A BUSINESS OPERATING UNDER MULTIPLE NAMES TO PERFORM TELEMEDICINE SERVICES SHALL FILE A SEPARATE REGISTRATION FOR EACH NAME.

(c) IF THE NAME, ADDRESS, OR CONTACT INFORMATION OF A BUSINESS ON THE TELEMEDICINE BUSINESS REGISTRY CHANGES, THE BUSINESS PERFORMING TELEMEDICINE SERVICES MUST SUBMIT TO THE DEPARTMENT, NOT LATER THAN 30 DAYS AFTER THE CHANGE OR TERMINATION,

(1) A COMPLETE REPORT, ON A FORM PROVIDED BY THE DEPARTMENT, OF EACH CHANGE; AND

(2) THE APPLICABLE FEE ESTABLISHED IN 12 AAC 02.106.

(d) A BUSINESS THAT FAILS TO COMPLY TIMELY WITH (c) OF THIS SECTION MAY NOT PERFORM TELEMEDICINE SERVICES IN THIS STATE AND MUST SUBMIT A NEW APPLICATION UNDER (a) OF THIS SECTION BEFORE RESUMING THE PROVISION OF TELEMEDICINE SERVICES TO A RECIPIENT LOCATED IN THIS STATE.

(e) IF A BUSINESS TERMINATES THE PERFORMANCE OF TELEMEDICINE SERVICES IN THIS STATE, THE BUSINESS SHALL NOTIFY THE DEPARTMENT, REQUESTING THAT THE DEPARTMENT REMOVE THE BUSINESS FROM THE

TELEMEDICINE BUSINESS REGISTRY. IF A BUSINESS GIVES NOTIFICATION UNDER THIS SUBSECTION, THE BUSINESS MUST SUBMIT A NEW APPLICATION UNDER (a) OF THIS SECTION BEFORE RESUMING THE PROVISION OF TELEMEDICINE SERVICES TO A RECIPIENT LOCATED IN THIS STATE.

(f) IN THIS SECTION, "TELEMEDICINE SERVICES" HAS THE MEANING GIVEN IN AS 44.33.381.] (Eff. 4/28/2017, Register 222; repealed ____/____/_____, Register _____)

Chapter 12. Business Licensing.

12 AAC 12 is amended by adding a new section to read:

12 AAC 12.025. Telemedicine business registration. (a) A business that performs telemedicine services shall register with the telemedicine business registry before providing telemedicine services to a recipient located in this state. The business shall register with the business name the business will use to perform telemedicine services in this state.

(b) A business that operates under multiple business names to perform telemedicine services must file a separate registration for each business name before that business provides telemedicine services to a recipient located in this state.

(c) One telemedicine registration for each business name is sufficient to cover all health care services the business provides. (Eff. ____/____/_____, Register _____)

Authority: AS 44.33.020 AS 44.33.381

12 AAC 12.030(7) is amended to read:

(7) the name, **title, and signature or electronic signature** of the natural person completing the application **as an authorized representative of the business** [ON BEHALF OF THE BUSINESS AND THAT PERSON'S TITLE OR POSITION IN THE BUSINESS]; [AND] (Eff. 11/4/98, Register 148; am 6/27/2004, Register 170; am 3/26/2015, Register 213; am 1/1/2019, Register 228; am ____/____/_____, Register _____)

Authority: AS 08.01.050 AS 43.70.020 AS 43.70.075
AS 08.01.060 AS 43.70.030 AS 43.70.090
AS 08.01.080

((Publisher, please change the period at the end of 12 AAC 12.030(8) to a semicolon and insert an "and" connector at the end of that paragraph.)))

12 AAC 12 is amended by adding a new section to read:

12 AAC 12.035. Application, renewal, and termination of a telemedicine business registration. (a) To be registered on the telemedicine business registry, a business that performs telemedicine services shall pay the applicable fee as established in AS 44.33.381 and

(1) apply for registration as part of the initial application for a new business license under 12 AAC 12.030 or the application for renewal of a business license under 12 AAC 12.040, and complete the telemedicine business registration section of the application; or

(2) submit a telemedicine business registration form to the department, if the applicant is the holder of an existing business license not previously registered to provide telemedicine services.

(b) A telemedicine business registration is subject to renewal every two years, together

with the corresponding business license, and expires on the same expiration date. To renew a telemedicine business registration, the business shall

(1) submit a business license renewal application in accordance with 12 AAC 12.040;

(2) elect to maintain the telemedicine business registration; and

(3) pay the applicable fee as established in AS 44.33.381.

(c) If a business terminates the performance of telemedicine services, the business shall notify the department and request that the department remove the business from the telemedicine business registry. (Eff. ____/____/_____, Register _____)

Authority: AS 44.33.020 AS 44.33.381

12 AAC 12.040(c) is amended to read:

(c) The department will renew a business license that has been lapsed for two years or less if the applicant for renewal of the business license pays the business license renewal fee specified in 12 AAC 12.010(b) in a manner specified by the department on the renewal application. **The renewal application must include the name, title, and signature or electronic signature of the natural person completing the application as an authorized representative of the business.**

12 AAC 12.040 is amended by adding a new subsection to read:

(e) The department will renew a telemedicine business registration as part of a business license renewal application submitted by a business that continues to provide telemedicine services. (Eff. 11/4/98, Register 148; am 6/27/2004, Register 170; am ____/____/_____, Register _____)

Authority: AS 08.01.050 AS 08.01.100 **AS 44.33.020**
AS 08.01.080 AS 43.70.090 **AS 44.33.381**

12 AAC 12.050(b) is amended to read:

(b) If **a** [THE] business license holder submits [THE FEE SPECIFIED IN 12 AAC 02.105(3) ALONG WITH THE] updated information on a form provided by the department, **with the name, title, and signature or electronic signature of the natural person providing the information as an authorized representative of the business,** the department will update a business license to show a change in

(1) the business license holder's legal name; or

(2) the business name as described in (a)(1)(A) or (B) of this section.

(Eff. 11/4/98, Register 148; am 3/26/2015, Register 213; am ____/____/_____, Register ____)

Authority: AS 08.01.050 AS 43.70.030 AS 43.70.090
AS 43.70.020

12 AAC 12.990 is amended by adding new paragraphs to read;

(12) "business name" means

(A) a doing business as (d/b/a) name;

(B) a trade name;

(C) an also known as (a/k/a) name; or

(D) any other name under which a person or an entity conducts business;

(13) "telemedicine services" has the meaning given in AS 44.33.381. (Eff. 11/4/98, Register 148; am 6/27/2004, Register 170; am 3/26/2015, Register 213; am 1/1/2019, Register 228; am ____/____/_____, Register _____)

Authority: AS 08.01.080 AS 43.70.105 **AS 44.33.020**
AS 43.70.075 AS 43.70.110 **AS 44.33.381**
AS 43.70.090

((((Publisher, please change the period at the end of 12 AAC 12.990(11) to a semicolon.)))