HB - AS INTRODUCED

2021 SESSION

21-0568
08/10

HOUSE BILL ***602-FN***

AN ACT relative to reimbursements for telemedicine.

SPONSORS: Rep. Edwards, Rock. 4; Rep. J. Osborne, Rock. 4; Rep. Hunt, Ches. 11

COMMITTEE: Health, Human Services and Elderly Affairs

ANALYSIS

This bill makes changes to the reimbursement limits for telemedicine. This bill also further defines telemedicine.

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Explanation: Matter added to current law appears in ***bold italics.***
Matter removed from current law appears [~~in brackets and struckthrough.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

21-0568
08/10

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty One

AN ACT relative to reimbursements for telemedicine.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 Medicaid Program Reimbursement. Amend RSA 167:4-d, III(b) and (c) to read as follows:

(b) The Medicaid program shall provide coverage and reimbursement for health care services provided through tele medicine [~~on the same basis as the Medicaid program provides coverage and reimbursement for health care services provided in person~~].

(c) The combined amount of reimbursement that the Medicaid program allows for the compensation to the distant site and the originating site shall [~~not be less~~] ***be no greater than*** that the total amount allowed for health care services provided in person.

2 Medicaid Program Reimbursement. Amend RSA 167:4-d, III(e) to read as follows:

(e) The Medicaid program shall provide reimbursement for all modes of telehealth, including video and audio, [~~audio-only,~~] or other electronic media provided by medical providers to treat all members for all medically necessary services.

3 Telemedicine; Definition. Amend RSA 415-J:2, III to read as follows:

III. "Telemedicine," as it pertains to the delivery of health care services, means the use of audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment. Telemedicine does not include the use of ***audio-only telephone or*** facsimile.

4 Telemedicine; Insurance Coverage. Amend RSA 415-J:3, III to read as follows:

III. An insurer offering a health plan in this state shall provide coverage and reimbursement for health care services provided through telemedicine [~~on the same basis as the insurer provides coverage and reimbursement for health care services provided in person~~].

5 Compensation; Limit. Amend RSA 415-J:3, V to read as follows:

V. The combined amount of reimbursement that a health benefit plan allows for the compensation to the distant site and the originating site shall be [~~the same as~~] ***no greater than*** the total amount allowed for health care services provided in person.

6 Reimbursement; Telehealth. Amend RSA 415-J:3, XI to read as follows:

XI. An insurer shall provide reimbursement for all modes of telehealth, including video and audio, [~~audio-only,~~] or other electronic media provided by medical providers to treat all members for all medically necessary services.

7 Medical Providers; Telehealth. Amend the introductory paragraph of RSA 415-J:3, XII to read as follows:

XII. The following medical providers shall be allowed to perform health care services through the use [~~of all modes~~] of telehealth, including video and audio, [~~audio-only,~~] or other electronic media. Medical providers include, but are not limited to:

8 Telemedicine; Definition. Amend RSA 329:1-d, I to read as follows:

I. "Telemedicine" means the use of audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment. "***Telemedicine" shall not include the use of audio-only telephone or facsimile.***

9 Telemedicine; Definition. Amend RSA 326-B:2, XII(a) to read as follows:

(a) "Telemedicine" means the use of audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment. ***"Telemedicine" shall not include the use of audio-only telephone or facsimile.***

10 Hearing Care Providers; Telemedicine Definition. Amend RSA 137-F:11-a to read as follows:

137-F:11-a Services Provided by Telemedicine. Persons licensed by the board shall be permitted to provide services through the use of telemedicine. "Telemedicine" means the use of audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment. ***"Telemedicine" shall not include the use of audio-only telephone or facsimile.***

11 Podiatry; Telemedicine Defined. Amend RSA 315:6-a to read as follows:

315:6-a Services Provided by Telemedicine. Persons licensed by the board shall be permitted to provide services through the use of telemedicine. "Telemedicine" means the use of audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment. ***"Telemedicine" shall not include the use of audio-only telephone or facsimile.***

12 Chiropractic Examiners; Telemedicine Definition. Amend RSA 316-A:15-a to read as follows:

316-A:15-a Services Provided by Telemedicine. Persons licensed by the board shall be permitted to provide services through the use of telemedicine. "Telemedicine" means the use of audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment. ***"Telemedicine" shall not include the use of audio-only telephone or facsimile.***

13 Midwivery; Telemedicine Definition. Amend RSA 326-D:12-a to read as follows:

326-D:12-a Telemedicine. A midwife certified under this chapter shall be permitted to provide services through the use of telemedicine. "Telemedicine" means the use of audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment. ***"Telemedicine" shall not include the use of audio-only telephone or facsimile.***

14 Optometry; Telemedicine Definition. Amend RSA 327:1, VI-a to read as follows:

VI-a. "Telemedicine" means the use of audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment. ***"Telemedicine" shall not include the use of audio-only telephone or facsimile.***

15 Naturopathic Medicine; Telemedicine Definition. Amend RSA 328-E:4, VI to read as follows:

VI. Doctors of naturopathic medicine shall be permitted to provide services through the use of telemedicine. "Telemedicine" means the use of audio, video, or other electronic media for the

purpose of diagnosis, consultation, or treatment. ***"Telemedicine" shall not include the use of audio-only telephone or facsimile.***

16 Allied Health Professionals; Telemedicine Definition. Amend RSA 328-F:11-b to read as follows:

328-F:11-b Telemedicine. Persons licensed by governing boards under this chapter shall be permitted to provide services through the use of telemedicine. "Telemedicine" means the use of audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment. ***"Telemedicine" shall not include the use of audio-only telephone or facsimile.***

17 Acupuncture; Telemedicine Definition. Amend RSA 328-G:10, V to read as follows:

V. Persons licensed by the board to practice acupuncture shall be permitted to provide services through the use of telemedicine. "Telemedicine" means the use of audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment. ***"Telemedicine" shall not include the use of audio-only telephone or facsimile.***

18 Psychologists; Telemedicine Definition. Amend RSA 329-B:16, I to read as follows:

I. Persons licensed by the board shall be permitted to provide services through the use of telemedicine. "Telemedicine" means the use of audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment. ***"Telemedicine" shall not include the use of audio-only telephone or facsimile.***

19 Mental Health Practice: Telemedicine Definition. Amend RSA 330-A:15-b to read as follows:

330-A:15-b Telemedicine. Persons licensed by the board shall be permitted to provide services through the use of telemedicine. "Telemedicine" means the use of audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment. ***"Telemedicine" shall not include the use of audio-only telephone or facsimile.***

20 Alcohol and Other Drug Use Professionals; Telemedicine Definition. Amend RSA 330-C:14-a to read as follows:

330-C:14-a Telemedicine. Persons licensed by the board shall be permitted to provide services through the use of telemedicine. "Telemedicine" means the use of audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment. ***"Telemedicine" shall not include the use of audio-only telephone or facsimile.***

21 Opthalmic Dispensers; Telemedicine Definition. Amend RSA 327-A:12-a to read as follows:

327-A:12-a Telemedicine. Registered ophthalmic dispensers shall be permitted to provide services through the use of telemedicine. "Telemedicine" means the use of audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment. ***"Telemedicine" shall not include the use of audio-only telephone or facsimile.***

22 Licensed Pharmacists; Telemedicine Definition. Amend RSA 318:16-e to read as follows:

318:16-e Telemedicine. Persons licensed by the board shall be permitted to provide services through the use of telemedicine. "Telemedicine" means the use of audio, video, or other electronic

media for the purpose of diagnosis, consultation, or treatment. ***"Telemedicine" shall not include the use of audio-only telephone or facsimile.***

23 Board of Registration of Medical Technicians; Telemedicine Definition. Amend RSA 328-I:16 to read as follows:

328-I:16 Telemedicine. Medical technicians registered by the board shall be permitted to provide services through the use of telemedicine. "Telemedicine" means the use of audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment. ***"Telemedicine" shall not include the use of audio-only telephone or facsimile.***

24 Medical Imaging and Radiation Therapy; Telemedicine Definition. Amend RSA 32-J:12-a to read as follows:

328-J:12-a Telemedicine. Persons licensed by the board shall be permitted to provide services through the use of telemedicine. "Telemedicine" means the use of audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment. ***"Telemedicine" shall not include the use of audio-only telephone or facsimile.***

25 Dentists and Dentistry; Telemedicine Definition. Amend RSA 317-A:7-b to read as follows:

317-A:7-b Telemedicine. Persons licensed by the board shall be permitted to provide services through the use of telemedicine. "Telemedicine" means the use of audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment. ***"Telemedicine" shall not include the use of audio-only telephone or facsimile.***

26 Effective Date. This act shall take effect 60 days after its passage.