



## Telemedicine Policies

*Board by Board Overview*

### Document Summary:

- Forty-eight (48) state boards, plus the medical boards of District of Columbia, Puerto Rico, and the Virgin Islands, require that physicians engaging in telemedicine are licensed in the state in which the patient is located.
- Fifteen (15) state boards issue a special purpose license, telemedicine license or certificate, or license to practice medicine across state lines to allow for the practice of telemedicine.
- Four (4) state boards require physicians to register if they wish to practice across state lines.
- Twenty-eight (28) states, plus the District of Columbia, require both private insurance companies and Medicaid to cover telemedicine services to the same extent as face-to-face consultations.
- Eighteen (18) states currently require only Medicaid to cover telemedicine services.
- One (1) state requires only private insurance companies to reimburse for services provided through telemedicine.

	State License Required	Reimbursement Parity	Other Rules/Regulations (citation only)
AL	√* <sup>1</sup>	Medicaid Only.	<a href="#">Ala. Admin. Code § 540-x-15</a> <a href="#">Ala. Admin. Code § 540-x-16</a>
AK	√	Medicaid Only.	“Telehealth Statutes, Regulations & Policy” <a href="#">Alaska Dept. of Health and Social Services SB 74 of 2016, Chapter 25 SLA 16</a> “Board Issued Guidelines: Telemedicine” <a href="#">Alaska State Medical Board, Nov. 2014</a>
AZ-M	√	Medicaid & Private.	<a href="#">Ariz. Rev. Stat. § 32-1421</a> “Issue Brief: Telemedicine” <a href="#">Arizona State Senate, Nov. 10, 2014</a>
AZ-O	√	Medicaid & Private.	<a href="#">Ariz. Rev. Stat. § 32-1821</a> <a href="#">Ariz. Rev. Stat. § 32-1854</a> “Issue Brief: Telemedicine” <a href="#">Arizona State Senate, Nov. 10, 2014</a>
AR	√	Medicaid & Private.	<a href="#">AR Code § 17-95-206</a> <a href="#">AR Stat. 10-3-1702(10)</a> “When Does Telemedicine or Internet-Based Patient Healthcare Violate Regulation 2.8?” <a href="#">AR State Med. Board Newsletter Fall 2012</a>

<sup>1</sup> √\* denotes that a state may issue a special purpose license, telemedicine license or certificate, or license to practice medicine across state lines to allow for the practice of telemedicine.

CA-M	√	Medicaid & Private.	<a href="#">Ca. Business &amp; Prof. Code § 2290.5</a> <a href="#">Medical Board of California</a>
CA-O	√	Medicaid & Private.	Same as CA-M
CO	√	Medicaid & Private.	<a href="#">Colo. Rev. Stat. § 12-36-106(1)(g)</a> “40-27: Guidelines for the Appropriate Use of Telehealth Technologies in the Practice of Medicine” <a href="#">Colorado Medical Board, Aug. 2015</a>
CT	√	Medicaid & Private.	<a href="#">Public Act 15-88, Effective 10/1/15</a> <a href="#">CT Gen. Stat. § 17b-245c</a>
DE	√	Medicaid & Private.	<a href="#">18 Del. C § 3370</a> <a href="#">24 Del. C § 1702</a> <a href="#">24 Del. C § 1769D</a> <i>Effective 1/1/16</i>
DC	√	Medicaid & Private.	<a href="#">DC Code § 31-3861</a> “Telemedicine Policy” <a href="#">DC Board of Medicine, Nov. 2014</a>
FL-M	√	Medicaid Only.	<a href="#">Fla. Stat. § 456.023</a> <a href="#">Fla. Admin. Code § 64B8-9.0141</a>
FL-O	√	Medicaid Only.	<a href="#">Fla. Admin. Code § 64B15-14.0081</a>
GA	√	Medicaid & Private.	<a href="#">Ga. Code § 360-3.07</a> <a href="#">O.C.G.A. § 43-34-31</a> <a href="#">Ga. Comp. R. &amp; Regs. 360-3-.07</a>
GU	# <sup>2</sup>	--	<a href="#">10 GCA § 12202(b)</a>
HI	√	Medicaid & Private.	<a href="#">Haw. Rev. Stat. § 453-1.3</a>
ID	√	--	<a href="#">Idaho Code Ann. § 54-5601</a>
IL	√	Medicaid & Private.	<a href="#">225 ILCS 60/49.5</a>
IN	√	Medicaid & Private. “IHCP to cover telehealth services by home health agencies” <a href="#">IHCP Bulletin, October 2014</a>	<a href="#">Ind. Code 25-22.5-14</a> <a href="#">Ind. Code 12-15-5-11</a> <a href="#">844 IAC 5-8</a>
IA	√	Medicaid Only.	<a href="#">IAC 653 – 13.11</a>
KS	√	Medicaid Only.	No unique laws regulating practice of telemedicine.

<sup>2</sup> Guam Code, 10 GCA § 12202(b), requires only that physicians are licensed somewhere within the United States.

KY	√	Medicaid & Private.	<a href="#">Ky. Rev. Stat. § 311.550(17)</a> <a href="#">Ky. Rev. Stat. § 311.5975</a> “Policy: Telemedicine Statement” <a href="#">Kentucky Board of Medical Licensure, Sept. 1997</a> “Board Opinion regarding the use of Telemedicine Technologies in the Practice of Medicine” <a href="#">Kentucky Board of Medical Licensure, June 2014</a>
LA	√*	Medicaid & Private.	<a href="#">La. Rev. Stat. § 37.1276.1</a> <a href="#">La. Rev. Stat. § 37:1271</a> <a href="#">La. Rev. Stat. § 40:1223.3</a> <a href="#">La. Admin. Code 46:XLV.408</a> “Advisory opinion: The use of telemedicine technologies with established patient” <a href="#">LA State Board of Medical Examiners, March 24, 2014</a>
ME-M	√ <sup>+</sup>	Medicaid & Private.	<a href="#">32 MRSA § 3300-D</a> “Guidelines: Telemedicine” <a href="#">Maine Board of Licensure in Medicine, Sept. 2014</a> “Policy: Medical Practice Across State Lines” <a href="#">Northeast Region State Medical Boards, Sept. 1999</a> “Advisory Ruling: Telemedicine – Radiology” <a href="#">Maine Board of Licensure in Medicine, May 1994</a> “Advisory Ruling: Telemedicine – Psychotherapy” <a href="#">Maine Board of Licensure in Medicine, August 1993</a>
ME-O	√	Medicaid & Private.	“Policy: Medical Practice Across State Lines” <a href="#">Northeast Region State Medical Boards, Sept. 1999</a>
MD	√ <sup>^3</sup>	Medicaid & Private.	<a href="#">Code of Maryland and Rules (COMAR) 10.32.05</a> “Telemedicine” <a href="#">MD Dept. of Health and Mental Hygiene</a>

<sup>3</sup> √<sup>^</sup> denotes that Maryland Revised Statutes § 14-302 exempts physicians licensed in adjoining states from being required to obtain a Maryland license.

MA	√	Private Only.	<a href="#">243 CMR 2.01(4)</a>
MI-M	√	Medicaid & Private.	<a href="#">MCL 550.1401k</a>
MI-O	√	Medicaid & Private.	See MI-M
MN	√ <sup>+4</sup>	Medicaid & Private.	<a href="#">Minn. Stat. § 147.032</a> “Telemedicine Registration” <a href="#">Minnesota Board of Medical Practice</a>
MS	√	Medicaid & Private	<a href="#">MS Code Ann. § 73-25-34</a> <a href="#">MS Admin Code title 30, part 2635, ch. 5</a>
MO	√	Medicaid & Private.	<a href="#">Mo. Rev. Stat. § 334.010</a>
MT	√	Medicaid & Private.	<a href="#">MT Code Ann. § 37-3-102</a> <a href="#">MT Code Ann. § 37-3-343</a> <a href="#">Montana Admin. Code 24:156:8</a>
NE	√	Medicaid Only.	<a href="#">Neb. Rev. Stat. § 71-8501 et seq.</a>
NV-M	√*	Medicaid & Private.	<a href="#">NRS 630.261(e)</a>
NV-O	√	Medicaid & Private.	<a href="#">NRS 633.165</a>
NH	√	Medicaid & Private.	<a href="#">NH Rev. Stat. § 329:1-d</a> <a href="#">NH Rev. Stat. § 415-J</a> “Guidelines for Physician Internet and Prescribing” <a href="#">New Hampshire Board of Medicine Policy, April 2004</a> “Policy: Medical Practice Across State Lines” <a href="#">Northeast Region State Medical Boards, Sept. 1999</a>
NJ	√*	--	<a href="#">NJ Rev. Stat §§ 45:9-21(b-c)</a>
NM-M	√*	Medicaid & Private.	<a href="#">NM Admin. Code 16.10.2 et seq.</a>
NM-O	√	Medicaid & Private.	No unique laws regulating practice of telemedicine.
NY	√	Medicaid & Private.	<a href="#">Telemedicine Statutes of New York</a> “Statements on Telemedicine” <a href="#">NY State Office of Prof. Medical Conduct</a> “Policy: Medical Practice Across State Lines” <a href="#">Northeast Region State Medical Boards, Sept. 1999</a>
NC	√	Medicaid Only.	“Position Statement: Telemedicine” <a href="#">North Carolina Medical Board, November 2014</a>
ND	√	Medicaid Only.	<a href="#">N.D. Cent. Code § 54-52.1-04.13</a> “Statement on Telemedicine Policy” <a href="#">ND Board of Medical Examiners, March 21, 2014</a>

<sup>4</sup> √<sup>+</sup> denotes that a state requires physicians to register if they choose to wish to practice medicine across state lines.

OH	√*	Medicaid Only.	<a href="#">OAC § 4731-10-11</a> <a href="#">ORC § 4731.296</a> “Position Statement on Telemedicine” <a href="#">State Medical Board of Ohio, May 2012</a>
OK-M	√	Medicaid & Private.	<a href="#">Okla. Stat. § 36-6801 et seq.</a> <a href="#">Oklahoma Admin. Code § 435</a> <a href="#">Amendments to OAC § 435, May 2016</a> “Adopted Telemedicine Policy (Mental Health)” <a href="#">Oklahoma Medical Board, Sept. 18, 2008</a> “Definition of Face to Face Encounter by Telemedicine in Oklahoma” <a href="#">Oklahoma Medical Board, Sept. 25, 2013</a>
OK-O	√*	Medicaid & Private.	“Licensure” <a href="#">Okla. Stat. §59-633</a> “Guidelines on Telemedicine” <a href="#">Oklahoma State Board of Osteopathic Examiners</a>
OR	√*	Medicaid & Private.	<a href="#">Or. Rev. Stat. § 677.139</a> <a href="#">Or. Rev. Stat. § 743A.058</a> <a href="#">Or. Admin. Code 410-130-0610</a> “Statement of Philosophy” <a href="#">Oregon Medical Board, January 2012</a>
PA-M	√*	Medicaid Only.	<a href="#">Pa. Code § 17.4</a>
PA-O	√*	Medicaid Only.	<a href="#">Pa. Code § 25.243</a>
PR	√	--	20 LPRA § 6001 et seq.
RI	√	--	<a href="#">RI Gen Laws § 5-37-12</a> “Guidelines for Appropriate Use of Telemedicine and Internet in Medical Practice” <a href="#">Rhode Island Board of Medical Licensure and Discipline</a>
SC	√	Medicaid Only.	<a href="#">P.A. 210 of 2016</a> “Telemedicine Advisory Opinion” <a href="#">South Carolina Board of Medical Examiners, August 2015</a> “Establishment of Physician-Patient Relationship as Prerequisite to Prescribing Drugs” <a href="#">South Carolina Board of Medical Examiners, August 2015</a>
SD	√	Medicaid Only.	<a href="#">SD Codified Laws § 36-4-41</a> <a href="#">SD Codified Laws § 36-2-9</a>

TN-M	√*	Medicaid Only.	<a href="#">Tenn. Code Ann. § 63-1-155</a> <a href="#">Tenn. Code Ann. § 63-6-201</a> <a href="#">Tenn Comp. R. &amp; Regs. 0880-02.16</a> “Policy Statement: Practicing Medicine on patients within Boundaries of Tennessee by Physicians in other states” <a href="#">Tennessee State Board of Medical Examiners, Oct. 1994</a>
TN-O	√*	Medicaid Only.	<a href="#">Tenn. Comp. R. &amp; Regs. 1050-02.17</a>
TX	√*	Medicaid & Private.	<a href="#">22 Tex Admin. Code § 174</a> “Out-of-State Telemedicine License” <a href="#">Texas Medical Board</a>
UT-M	√	Medicaid Only.	<a href="#">Utah Code § 58-1-307</a>
UT-O	√	Medicaid Only.	Same as UT-M
VT-M	√	Medicaid & Private.	“Policy: Medical Practice Across State Lines” <a href="#">Northeast Region State Medical Boards, Sept. 1999</a>
VT-O	√	Medicaid & Private.	Same as VT-M
VI	√	--	VI St. T. 27 § 16
VA	√	Medicaid & Private.	<a href="#">Va. Code § 38.2-3418.16</a> “Guidance Document 85-21” <a href="#">Virginia Board of Medicine, Feb. 2015</a>
WA-M	√	Medicaid Only.	<a href="#">RCW 18.71.030</a> <a href="#">WAC 182-531-1730</a> “Guideline: Appropriate Use of Telemedicine” <a href="#">Medical Quality Assurance Commission, Oct. 2014</a>
WA-O	√	Medicaid Only.	<a href="#">RCW 18.57.040</a>
WV-M	√	Medicaid Only.	<a href="#">W Va. Code § 30-3-13</a> “Position Statement on Telemedicine” <a href="#">West Virginia Board of Medicine, Nov. 2014</a>
WV-O	√	Medicaid Only.	“Telemedicine Policy” <a href="#">West Virginia Board of Osteopathic Medicine, Sept. 2015</a>
WI	√	Medicaid Only.	No unique laws regulating practice of telemedicine.
WY	√	Medicaid Only.	<a href="#">WY Board Rules § 1.4(e)</a>

*For informational purposes only: This document is not intended as a comprehensive statement of the law on this topic, nor to be relied upon as authoritative.*

*Non-cited laws, regulation, and/or policy could impact analysis on a case-by-case or state-by-state basis. All information should be verified independently.*