

## Vermont

**Medicaid Program:** Vermont Medicaid

**Medicaid Program Administrator:** State Dept. of Vermont Health Access, under the Agency of Human Services.

**Regional Telehealth Resource Center:**

Northeast Telehealth Resource Center  
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STATE LAW/REGULATIONS	MEDICAID PROGRAM
<b>Definition of telemedicine/telehealth</b>	
<p>"Telemedicine means the delivery of health care services such as diagnosis, consultation, or treatment through the use of live interactive audio and video over a secure connection that meets Health Insurance Portability and Accountability Act (HIPAA) requirements. Telemedicine does not include the use of audio-only telephone, e-mail, or facsimile."</p> <p><i>Source: VT Statutes Annotated, Title 8 Sec. 4100k (2012).</i></p>	<p>Telemedicine is defined in Act 107 as "...the delivery of health care services...through the use of live interactive audio and video over a secure connection that complies with the requirements the Health Insurance Portability and Accountability Act of 1996, Public Law 104-191. Telemedicine does not include the use of audio-only telephone, e-mail, or facsimile."</p> <p><i>Source: Dept. of VT Health Access, Green Mountain Care Provider Manual, p. 105 (June 29, 2016). (Accessed Aug. 2016).</i></p>
<b>Live Video Reimbursement</b>	
<p>Private payers must reimburse for live video.</p> <p><i>Source: VT Statutes Annotated, Title 8 Sec. 4100k (2012).</i></p> <p><b>Recently Passed Legislation (Eff. July 1, 2016)</b> In order to facilitate the use of telemedicine in treating substance use disorder, health insurers and the Department of Vermont Health Access shall ensure that both the treating clinician and the hosting facility are reimbursed for the services rendered, unless the health care providers at both the host and service sites are employed by the same entity.</p> <p><i>Source: VT Statutes Annotated, Title 8 Sec. 4100k No. 173 (2016).</i></p> <p>(See "Private Payers" section)</p>	<p>Live video is reimbursed.</p> <p>Originating site providers are required to document the reason the service is being provided by telemedicine rather than in person.</p> <p><i>Source: Dept. of VT Health Access, Green Mountain Care Provider Manual, p. 106 (June 29, 2016). (Accessed Aug. 2016).</i></p> <p>Live video for the provision of primary care services outside of a health care facility will be reimbursed. Coverage shall comply with federal requirements imposed by the Center for Medicare and Medicaid Services which limits certain services and providers for reimbursement.</p> <p><i>Source: VT Bill S. 139 (2015).</i></p>
<b>Store and Forward Reimbursement</b>	
<p>Allows, but doesn't require, reimbursement for tele-ophthalmology and tele-dermatology.</p> <p>Allows payers to require the distant site provider to document the reason the services are being provided by store and forward.</p>	<p>No reimbursement for tele-ophthalmology or tele-dermatology; no reference to other store and forward technologies.</p> <p><i>Source: Dept. of VT Health Access, Green Mountain Care Provider Manual, p. 106 (June 29, 2016). (Accessed Aug. 2016)</i></p>

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<p><i>Source: VT Statutes Annotated, Title 8 Sec. 4100k (2012).</i></p>	
<b>Remote Patient Monitoring Reimbursement</b>	
<p>VT Medicaid is required to cover home telemonitoring services performed by home health agencies or other qualified providers for beneficiaries who have serious or chronic medical conditions.</p> <p><i>Source: VT Statutes Annotated Title 33 Sec. 1901k).</i></p>	<p>Home telemonitoring is a Medicaid benefit.</p> <p>Qualified providers are home health agencies enrolled with Vermont Medicaid.</p> <p>The following healthcare professionals can review data:</p> <ul style="list-style-type: none"> <li>• Registered nurse</li> <li>• Nurse practitioner</li> <li>• Clinical nurse specialist</li> <li>• Licensed practice nurse under supervision of RN</li> <li>• Physician assistant</li> </ul> <p><i>Source: Code of VT Rules Sec. 13-170-770 &amp; Dept. of VT Health Access, Green Mountain Care Provider Manual, p. 138-139 (June 29, 2016). (Accessed Aug. 2016)</i></p> <p>Individuals receiving Medicaid telemonitoring must:</p> <ul style="list-style-type: none"> <li>• Have Medicaid as primary insurance or be dually eligible with non-home bound status; and</li> <li>• Have congestive heart failure; and</li> <li>• Be clinically eligible for home health services; and</li> <li>• Have a physician's plan of care with an order for telemonitoring services</li> </ul> <p><i>Source: Dept. of VT Health Access, Green Mountain Care Provider Manual, p. 137 (June 29, 2016). (Accessed Aug. 2016).</i></p>
<b>Email/Phone/FAX</b>	
<p>No reimbursement for email. No reimbursement for telephone. No reimbursement for FAX.</p> <p><i>Source: VT Statutes Annotated, Title 8 Sec. 4100k (2012).</i></p>	<p>No reimbursement for email. No reimbursement for telephone. No reimbursement for FAX.</p> <p><i>Source: Dept. of VT Health Access, Green Mountain Care Provider Manual, p. 105 (June 29, 2016). (Accessed Aug. 2016)</i></p>
<b>Online Prescribing</b>	
<p>Providers may prescribe, dispense, or administer drugs or medical supplies, or otherwise provide treatment recommendations if they first examine the patient in person or by the use of instrumentation and diagnostic equipment through which images and medical records may be transmitted electronically.</p> <p>Treatment recommendations made via electronic means, including issuing a prescription via electronic means, shall be held to the same standards of appropriate practice as those in traditional provider-patient settings.</p> <p><i>Source: VT Statutes Annotated, Title 18 Sec. 9361 (2012).</i></p>	<p>No reference found.</p>

STATE LAW/REGULATIONS	MEDICAID PROGRAM
<b>Consent</b>	
<p>Originating site providers must obtain consent for store and forward tele-ophthalmology or tele-dermatology.</p> <p>Patients will be informed of the right to receive a consult with the distant-site provider, and will receive one, upon request, either at the time of the consult, or within a reasonable time after notification of the results of the initial consult.</p> <p>Receiving tele-dermatology or tele-ophthalmology services by store and forward shall not preclude a patient from receiving real-time telemedicine, or face-to-face services with the distant site provider at a future date.</p> <p><i>Source: VT Statutes Annotated, Title 18 Sec. 9361 (2012).</i></p>	<p>No reference found.</p>
<b>Location</b>	
<p>No reference found.</p>	<p>Certain primary care services may be provided outside of a health care facility.</p> <p><i>Source: VT Bill S. 139 (2015).</i></p>
<b>Cross-State Licensing</b>	
<p>No reference found.</p>	<p>No reference found.</p>
<b>Private Payers</b>	
<p>Requires coverage of telemedicine services, subject to contract terms and conditions.</p> <p><i>Source: VT Statutes Annotated, Title 8 Sec. 4100k (2012).</i></p>	<p>No reference found.</p>
<b>Site/Transmission Fee</b>	
<p>No reference found.</p>	<p>Allowed, but not required, for originating site providers.</p> <p><i>Dept. of VT Health Access, Green Mountain Care Provider Manual, p. 105 (June 29, 2016). (Accessed Aug. 2016).</i></p>
<b>Miscellaneous</b>	
<p><b><u>Recently Passed Legislation (Eff. July 1, 2016)</u></b>  The Department of Vermont Health Access is required to reimburse the hosting facility for services rendered.</p> <p><i>Source: VT Statutes Annotated, Title 8 Sec. 4100k No. 173 (2016)</i>  <a href="http://legislature.vermont.gov/statutes/section/08/107/04100k">http://legislature.vermont.gov/statutes/section/08/107/04100k</a></p>	<p>The Department of Vermont Health Access and the Green Mountain Care Board is tasked with considering the implementation of pilot projects using telemedicine. Among other things, the pilot project should consider the scope of services that should be provided using telemedicine outside of a health care facility including possibly equipping home health agency nurses with tools needed to provide telemedicine during home health visits.</p> <p><i>Source: VT Act. No. 40 (S. 88).</i></p>