

# Nevada

**Medicaid Program:** Nevada Medicaid

**Program Administrator:** Division of Health Care Financing and Policy (DHCFP)

**Regional Telehealth Resource Center:**

Southwest Telehealth Resource Center

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STATE LAW/REGULATIONS	MEDICAID PROGRAM
<b>Definition of telemedicine/telehealth</b>	
<p>Telehealth means the delivery of services from a provider of health care to a patient at a different location through the use of information and audio-visual communication technology, not including standard telephone, facsimile or electronic mail.</p> <p><i>Source: NV Bill AB 292 (2015).</i></p>	<p>“Telehealth is the use of a telecommunications system to substitute for an in-person encounter for professional consultations, office visits, office psychiatry services, and a limited number of other medical services.”</p> <p>"Telehealth" is defined as the delivery of service from a provider of health care to a patient at a different location through the use of information and audio-visual communication technology, not including standard telephone, facsimile, or electronic mail.</p> <p><i>Source: NV Dept. of Health and Human Svcs., Medicaid Services Manual, Section 3400, p. 1 (Jul. 27, 2017). (Accessed Apr. 2018).</i></p>
<b>Live Video Reimbursement</b>	
<p>Live video reimbursement is available, including for dental plans. See Private Payers section below.</p> <p><i>Source: NV Bill AB 292 (2015).</i></p>	<p>Nevada Medicaid and Nevada Check Up (NCU) program will reimburse for live video, as long as services have parity with face-to-face services and health care professionals follow Medicaid’s policies for specific services they are providing, as well as practice standards established by licensing agencies.</p> <p>Telehealth services follow the same prior authorization requirements as services provided in person.</p> <p>Licensed Clinical Psychologists, Licensed Clinical Social Workers and clinical staff may bill and receive reimbursement for psychotherapy, but not for medical evaluation and management services.</p> <p>End Stage Renal Disease requires at least one in-person visit.</p> <p>Services NOT Covered:</p> <ul style="list-style-type: none"> <li>• Basic skills training and peer-to-peer services provided by a Qualified Behavioral Assistant</li> <li>• Personal care services provided by a Personal Care Attendant</li> </ul>

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	<ul style="list-style-type: none"> <li>• Home Health Services provided by a RN, therapist, dietician or Home Health Aide</li> <li>• Private Duty Nursing services provided by a RN</li> </ul> <p><i>Source: NV Dept. of Health and Human Svcs., Medicaid Services Manual, Section 3403.3, p. 3-6 (Jul. 27, 2017). (Accessed Apr. 2018).</i></p>
<b>Store and Forward Reimbursement</b>	
No reference found.	<p>Reimbursement is available for services delivered via asynchronous telehealth, however these services are not eligible for originating site facility fees.</p> <p><i>Source: NV Dept. of Health and Human Svcs., Medicaid Services Manual, Section 3403.4, p. 9 (Jul. 27, 2017). (Accessed Apr. 2018).</i></p>
<b>Remote Patient Monitoring Reimbursement</b>	
No reference found.	No reference found.
<b>Email/Phone/FAX</b>	
<p>No reimbursement for email. No reimbursement for telephone. No reimbursement for FAX.</p> <p><i>Source: NV Revised Statutes Annotated Sec. 633.165 (2012).</i></p>	<p>No reimbursement for email. No reimbursement for telephone, except psychiatric treatment in crisis intervention. No reimbursement for FAX.</p> <p><i>Source: NV Dept. of Health and Human Svcs., Medicaid Services Manual, Section 600, p. 10 (Jan. 1, 2018) &amp; NV Dept. of Health and Human Svcs., Medicaid Services Manual, Section 3403.4, p. 9 (Jul. 27, 2017). (Apr. 2018).</i></p>
<b>Online Prescribing</b>	
<p>A provider of health care who is located at a distant site and uses telehealth to direct or manage the care or render a diagnosis of a patient who is located in Nevada or write a treatment order or prescription for such a patient must comply with all state and federal laws that would apply if the provider was located within the state.</p> <p><i>Source: NV Bill AB 292 (2015).</i></p> <p><u>Osteopathic Medicine</u> A bona fide relationship between a patient and osteopathic physician (needed for a prescription) can be established via telemedicine.</p> <p><i>Source: NV Revised Statutes Annotated Sec. 633.165</i></p>	No reference found.
<b>Consent</b>	
No reference found.	No reference found.
<b>Location</b>	
No reference found.	<p>An originating site must be located within the state.</p> <p><i>Nevada Dept. of Health and Human Services Billing Guidelines Telehealth Billing Instructions, p.2 (Aug. 11, 2016).</i></p>

STATE LAW/REGULATIONS	MEDICAID PROGRAM
<b>Cross-State Licensing</b>	
<p>A practitioner must hold a valid Nevada License or certificate to practice his or her profession before providing services via telehealth unless he or she is a provider of health care services who is providing services within the scope of his or her employment by or pursuant to a contract entered into with an urban Indian organization.</p> <p><i>Source: NV Bill AB 292 (2015).</i></p> <p>Nevada adopted the Federation of State Medical Boards (FSMB)’s model language for an interstate medical licensure compact.</p> <p><i>Source: NV Bill SB 251 (2015).</i></p> <p>Nevada adopted the Psychology Interjurisdictional Compact of the Association of State and Provincial Psychology Boards. (The Compact is not yet function because not enough states have joined.)</p> <p><i>Source: NV Bill AB 429 (2017). 269.550.</i>  <a href="https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB429_EN.pdf">https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB429_EN.pdf</a></p>	<p>No reference found.</p>
<b>Private Payers</b>	
<p>A health plan must include coverage for services provided to an enrollee through telehealth to the same extent as through provided in-person.</p> <p><i>Source: NV Bill AB 292 (2015).</i></p>	<p>No reference found.</p>
<b>Site/Transmission Fee</b>	
<p>No reference found.</p>	<p>Originating site is qualified to receive a facility fee if they are an enrolled Medicaid provider.</p> <p>Facilities that are eligible for encounter reimbursement may bill for an encounter in lieu of an originating site facility fee, if the distant site is for ancillary services.</p> <p><i>Source: NV Dept. of Health and Human Svcs., Medicaid Services Manual, Section 3400, p. 1 (Jul. 27, 2017). (Accessed Apr. 2018).</i></p> <p>Eligible sites:</p> <ul style="list-style-type: none"> <li>• Office of provider</li> <li>• Critical Access Hospital (CAH)</li> <li>• Rural Health Clinic (RHC)</li> <li>• Federally Qualified Health Center (FQHC)</li> <li>• Hospital</li> <li>• End Stage Renal Disease (ESRD) Facility</li> <li>• Skilled Nursing Facility (SNF)</li> <li>• Community Mental Health Centers (CMHC)</li> <li>• Indian Health Services/Tribal Organization/Urban Indian Organization</li> <li>• School-Based Health Centers</li> </ul>

STATE LAW/REGULATIONS	MEDICAID PROGRAM
	<ul style="list-style-type: none"> <li>• Schools</li> <li>• Family Planning Clinics</li> <li>• Public Health Clinics</li> <li>• Comprehensive Outpatient Rehabilitation Facilities</li> <li>• Community Health Clinics (State Health Division)</li> <li>• Special Children's Clinics</li> <li>• Human Immunodeficiency Virus (HIV) Clinics</li> <li>• Therapy offices</li> <li>• Chiropractic offices</li> </ul> <p>Recipient smart phones and recipient home computers cannot bill the facility fee.</p> <p><i>Source: Nevada Dept. of Health and Human Services Billing Guidelines Telehealth Billing Instructions, p.2 (Jul. 27, 2017) (Mar 2017).</i></p>
<b>Miscellaneous</b>	
<p>Before an osteopathic physician may use telemedicine:</p> <ul style="list-style-type: none"> <li>• A bona fide relationship between the osteopathic physician and the patient must exist which must include, without limitation, a history and physical examination or consultation which occurred in person and which was sufficient to establish a diagnosis and identify any underlying medical conditions of the patient.</li> <li>• The osteopathic physician must obtain informed, written consent from the patient or the legal representative of the patient to engage in telemedicine with the patient. The osteopathic physician shall maintain the consent form as part of the permanent medical record of the patient.</li> </ul> <p><i>Source: NV Revised Statutes Annotated Sec. 633.165 (2012).</i></p>	<p>Telehealth services do not require prior authorization. However, individual services may require prior authorization, whether delivered in person or by telehealth.</p> <p><i>Nevada Dept. of Health and Human Svcs., Medicaid Services Manual, Section 3403.8, p. 9 (Jul. 27, 2017). (Accessed Apr. 2018).</i></p>

**Comments:** In 2011, the Nevada Legislature defined telemedicine and established practice requirements.

Professional Board Telehealth-Specific Regulations

- Board of Occupational Therapy (*Source: LCB File No. R017-14 & Ch. 640A of NE Admin. Code*)

New Law Passed Establishing Standards for telepractice for speech language pathology and audiology.

*Source: NV Bill AB 115 (2015)*