

# Oregon

**Medicaid Program:** Oregon Medicaid

**Program Administrator:** Oregon Health Authority

**Regional Telehealth Resource Center:** Northwest Regional Telehealth Resource Center

**Covers the States of:** Idaho, Montana, Oregon, Utah, Washington, and Wyoming

<https://www.nrtrc.org>

Medicaid Telehealth Reimbursement	Summary	<p>Oregon Medicaid provides reimbursement for live video and audio under some circumstances. Store-and-forward and remote patient monitoring are not reimbursed.</p>
	Definitions	<p>Telemedicine is the use of medical information, exchanged from one site to another, via telephonic or electronic communications, to improve a patient’s health status.”</p> <p><b>Source:</b> OR Div. of Medical Assistance Program, Medical-Surgical Svcs. Rulebook, Div. 130, 410-130-0610. (Accessed Sep. 2018).</p>
	Live Video Policy	<p>Oregon Medicaid will reimburse for live video when billed services comply with their billing requirements.</p> <p>The referring provider is not required to be present with the client for the consult.</p> <p>The referring provider may bill an evaluation and management code for the patient visit only if a separately identifiable visit is performed. The visit must meet all of the criteria of the code billed.</p> <p>The authority must provide coverage for behavioral health telemedicine services to the same extent that the service would be covered if they were provided in-person.</p> <p><b>Source:</b> OR Div. of Medical Assistance Program, Medical-Surgical Svcs. Rulebook, Div. 130, 410-130-0610 &amp; Behavior Health Services Rulebook, Div. 172, 410-172-0850. (Accessed Sep. 2018).</p>

# Medicaid Telehealth Reimbursement

## Live Video

Eligible Services / Specialties

Behavioral health services identified as allowable for telephonic delivery are listed in the fee schedule.

**Source:** *OR Behavior Health Services Rules 410-172-0850. (Accessed Sep. 2018).*

Eligible Providers

No reference found.

Eligible Sites

No reference found.

Geographic Limits

No reference found.

Facility/Transmission Fee

Oregon Medicaid will provide transmission fees for originating sites.

**Source:** *Div. of Medical Assistance Programs, Medical-Surgical Svcs. Rulebook, Div. 130, 410-130-0610. (Accessed Sep. 2018).*

Policy

Other forms of telecommunications, such as telephone calls, images transmitted via facsimile machines and electronic mail are services not covered:

- When those forms are not being used in lieu of videoconferencing, due to limited videoconferencing equipment access; or
- When those forms and specific services are not specifically allowed per the Health Service Prioritized List and Practice Guideline.

**Source:** Div. of Medical Assistance Programs, Medical-Surgical Svcs. Rulebook, Div. 130, 410-130-0610. (Accessed Sep. 2018).

**Behavioral Health Services Manual:**

Unless specifically authorized by OAR 410-120-1200 other types of telecommunication are not covered such as images transmitted via facsimile machines and electronic mail when:

- Those methods are not being used in lieu of videoconferencing, due to limited video conferencing equipment access; or
- Those methods and specific services are not specifically allowed pursuant to the Oregon Health Evidence Review Commission’s Prioritized List of Health Services and Evidence Based Guidelines.

**Source:** Div. of Medical Assistance Programs, Behavior Health Services Rulebook, Div. 172, 410-172-0850. (Accessed Sep. 2018).

Eligible Services/Specialties

No reference found.

Geographic Limits

No reference found.

Transmission Fee

No reference found.

# Medicaid Telehealth Reimbursement

Remote Patient Monitoring	Policy	No reference found.
	Conditions	No reference found.
	Provider Limitations	No reference found.
	Other Restrictions	No reference found.
Email / Phone / Fax	<p>E-mail and telephone is reimbursed when used for patient consulting and “when billed services comply with the practice guidelines set forth by the Health Service Commission (HSC), applicable HSC approved CPT code requirements and are delivered consistent with the HSC practice guideline.” Telephone and e-mail services used in behavioral health must instead comply with the practice guidelines set forth by the Health Evidence Review Commission (HERC) and applicable HERC approved CPT code requirements and be delivered consistent with the HERC Evidence-Based Guidelines.</p> <p>E-mail, telephone and fax may be used when videoconferencing is not available.</p> <p><b>Source:</b> OR Div. of Medical Assistance Programs, Medical-Surgical Svcs. Rulebook, Div. 130, 410-130-0610 &amp; Behavior Health Services Rules 410-172-0850 (Accessed Sep. 2018).</p>	

Medicaid Telehealth Reimbursement	Consent	No reference found.
	Out of State Providers	No reference found.
	Miscellaneous	<p>The referring and evaluating practitioner must be licensed to practice medicine within the state of Oregon or within the contiguous area of Oregon and must be enrolled as a Division of Medical Assistance Programs (Division) provider.</p> <p><b>Source:</b> <i>OR Div. of Medical Assistance Program, Medical-Surgical Svcs. Rulebook, Div. 130, 410-130-0610. (Accessed Sep. 2018).</i></p>
Private Payer Laws	Definitions	<p><b>Treatment of Diabetes</b></p> <p>“Telemedical means delivered through a two-way electronic communication, including but not limited to video, audio, Voice over Internet Protocol or transmission of telemetry that allows a health professional to interact with a patient, a parent or guardian of a patient or another health professional on a patient’s behalf, who is at an originating site.”</p> <p><b>Source:</b> <i>OR Revised Statutes Sec. 743A.185(c).</i></p>
	Requirements	<p>Health plans must provide coverage of a health service that is provided using synchronous two-way interactive video if the service would be covered when provided in-person, it is a medically necessary service, the service is determined to be safely and effectively provided using live video according to generally accepted health care practices and standards and the technology and application to provide the service meets all standards required by state and federal laws governing privacy and security of protected health information. Plans are not required to reimburse a health professional for a service that is not a covered benefit under the plan or who has not contracted with the plan.</p> <p><b>Source:</b> <i>OR Revised Statutes Sec. 743A.058(5).</i></p>

Parity

Service Parity

Oregon requires a health benefit plan to provide coverage of a health service that is provided using synchronous two-way interactive video conferencing if:

- The plan provides coverage of the health service when provided in-person by a health professional;
- The health service is medically necessary;
- The health service is determined to be safely and effectively provided using synchronous two-way interactive video conferencing according to generally accepted health care practices and standards; and
- The application and technology used to provide the health service meet all standards required by state and federal laws governing the privacy and security of protected health information.

Plans may not distinguish between originating sites that are rural and urban in providing coverage.

Coverage is subject to the terms and conditions of the health benefit plan and the reimbursement specified in the contract between the plan and the health professional.

**Source:** *OR Revised Statutes Sec. 743A.058.*

A health benefit plan must provide coverage in connection with the treatment of diabetes if:

- The plan provides coverage of the health service when provided in-person;
- The service is medically necessary;
- The telemedical health service relates to a specific patient; and
- One of the participants in the telemedical health service is a representative of an academic health center.

A health benefit plan may subject coverage of a telemedical health service to all terms and conditions of the plan, including but not limited to deductible, copayment or coinsurance requirements that are applicable to coverage of a comparable health service when provided in-person.

**Source:** *OR Revised Statutes Sec. 743A.185.*

Payment Parity

No explicit payment parity.

**Health Care Provider Incentive Program**

“Telehealth” means the provision of health services from a distance using electronic communications.

**Source:** *OR Admin. Rules 409-036-0010(26).*

**Community Treatment and Support Services**

Telehealth means a technological solution that provides two-way, video-like communication on a secure line.

**Source:** *OR Admin. Rules. 309-032-0860(28).*

**Dental Care Services**

Telehealth means a variety of methods, through the use of electronic and telecommunications technologies, for the distance delivery of health care services, including dental care services and clinical information designed to improve a patient’s health status and to enhance delivery of the health care services and clinical information.

**Source:** *OR Revised Statutes 679.543(1).*

**Health Planning**

“Telemedicine means the provision of health services to patients by physicians and health care practitioners from a distance using electronic communications.”

**Source:** *OR Revised Statutes 442.015(26).*

**Board of Chiropractic Examiners**

“Telehealth” means a variety of methods, through the use of electronic and telecommunications technologies, for the distance delivery of health care services, including chiropractic services, excluding in-person services, and clinical information designed to improve the health status of a patient, and to enhance delivery of the health care services and clinical information.

**Source:** *OR Admin. Rules 811-015-0066.*

**Physical Therapy**

“Telehealth service means a physical therapy intervention, including assessment or consultation that can be safely and effectively provided using synchronous two-way interactive video conferencing, or asynchronous video communication, in accordance with generally accepted healthcare practices and standards. For purposes of these rules, ‘telehealth service’ also means, or may be referred to, as ‘telepractice, teletherapy, or telerehab’.”

**Source:** *OR Administrative Rule, Sec. 848-040-0100(13).*

**Community Treatment and Support Services**

Individuals have a right to consent to services prior to the start of services, except in a medical emergency or as otherwise permitted by law.

**Source:** *OR Administrative Rule, Sec. 309-032-0341(e).*

**Physical Therapy**

Patient consent is required prior to initiating telehealth services.

**Source:** *OR Administrative Rules, Sec. 848-040-0180(3).*

No reference found.

Member of the Physical Therapy Compact.

**Source:** *Compact Map. Physical Therapy Compact. (Accessed Sep. 2018).*

Out-of-state physicians may receive a license to practice across state lines in Oregon, as long as they are fully licensed in another state and meet certain requirements.

**Source:** *OR Revised Statutes Annotated Sec. 677.139.*

A physician granted a license to practice medicine across state lines has the same duties and responsibilities and is subject to the same penalties and sanctions as any other provider licensed in Oregon, including but not limited to:

- A physician shall establish a physician-patient relationship;
- Make a judgment based on some type of objective criteria upon which to diagnose, treat, correct or prescribe;
- Act in the best interest of the patient; and
- Writing prescriptions based only on an Internet sale or consults is prohibited.

**Source:** *OR Admin. Rules, 847-025-0000.*

Oregon requires out-of-state physicians to acquire active tele-monitoring status through the Oregon Medical Board before they can perform intraoperative tele-monitoring on patients during surgery.

The Administrative Code defines “tele-monitoring” as the “intraoperative monitoring of data collected during surgery and electronically transmitted to a physician who practices in a location outside of Oregon via a telemedicine link for the purpose of allowing the monitoring physician to notify the operating team of changes that may have a serious effect on the outcome or survival of the patient. The monitoring physician is in communication with the operation team through a technician in the operating room.”

Requirements:

- The facility where the surgery is performed must be a licensed hospital or ambulatory surgical center;
- The facility must grant medical staff membership and/or clinical privileges to the monitoring physician;
- The facility must request the Board grant Telemonitoring active status to the monitoring physician.

**Source:** *OR Admin. Rules. 847-008-0023.*

#### Professional Board Telehealth-Specific Regulations

- Dental Care Services (**Source:** *OR Revised Statutes 679.543(1)*).
- Occupational Therapy (**Source:** *OR Admin. Code 339-010-0006*).
- Physical Therapy (**Source:** *OR Admin. Code 848-040-0180*).
- Board of Chiropractic Examiners (**Source:** *OAR 811-0105-0066 - Expires 9/26/18*).

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