

# Tennessee

**Medicaid Program:** TennCare

**Program Administrator:** Dept. of Human Services

**Regional Telehealth Resource Center:** South Central Telehealth Resource Center

**Covers the States of:** Arkansas, Mississippi, and Tennessee

<http://learntelehealth.org>

Medicaid Telehealth Reimbursement	Summary	<p>TennCare reimburses for live video only for crisis-related services. TennCare services are offered through managed care entities. Each MCO has its own telehealth policy. Coverage and reimbursement for live video and store-and-forward may vary between MCOs.</p>
	Definitions	<p>“Telehealth is the use of electronic information and telecommunication technologies to support clinical care between an individual with mental illness and/or substance abuse issues and a healthcare practitioner.”</p> <p>“Telehealth systems provide a live, interactive audio-video communication or videoconferencing connection between the individual in need of services and the crisis service delivery system.”</p> <p><b>Source:</b> <i>TN Dept. of Mental Health and Substance Abuse Services. Telecommunication Guidelines. p. 4, (July 2012) (Accessed Sep. 2018).</i></p> <p>Telehealth means the use of real-time interactive audio, video telecommunications or electronic technology, or store-and-forward telemedicine services by a healthcare services provider to deliver healthcare services to a patient within the scope of practice of the healthcare services provider when such provider is at a qualified site other than the site where the patient is located; and the patient is at a qualified site at a school clinic staffed by a healthcare services provider and equipped to engage in the telecommunications described in this section or a public elementary or secondary school staffed by a health care services provider and equipped to engage in the telecommunications described in this section and does not include audio only conversation; an electronic mail message or facsimile transmission.</p> <p><b>Source:</b> <i>TN Code Annotated, Title 56, Ch. 7, Part 1002. (Accessed Sep. 2018).</i></p>
	Live Video	<p><b>Policy</b></p> <p>Health insurance entities (including managed care organizations) participating in the medical assistance program are required to provide coverage for telehealth (which includes live video) delivered services in a manner that is consistent with the health insurance policy or contract provided for in-person services. Any provisions not stipulated in the telehealth services section of the insurance code shall be governed by the terms and conditions of the health insurance contract.</p> <p><b>Source:</b> <i>TN Code Annotated, Title 56, Ch. 7, Part 1002(e) &amp; (g). (Accessed Sep. 2018).</i></p>

Eligible Services / Special-

**Mental Health & Substance Abuse Services**

TennCare will reimburse for live video for crisis-related services or an assessment for emergency admission by an in-patient psychiatric facility.

**Source:** TN Dept. of Mental Health and Substance Abuse Services. Telecommunication Guidelines. p. 4 & 14, (July 2012) (Accessed Sep. 2018).

Eligible Providers

No reference found.

Eligible Sites

Eligible Sites:

- Office of a healthcare services provider (an individual acting within the scope of a valid license issued pursuant to title 63 or any state-contracted crisis service provider employed by a facility licensed under title 33);
- A hospital licensed under title 68;
- A facility recognized as a rural health clinic under federal Medicare regulations;
- A federally qualified health center;
- A school clinic staffed or at a public elementary or secondary school appropriately staffed and equipped; or
- Any facility licensed under title 33, or any other location deemed acceptable by the health insurance entity.

**Source:** TN Code Annotated, Title 56, Ch. 7, Part 1002(a)(4) & (6). (Accessed Sep. 2018).

Geographic Limits

Reimbursement and coverage must be provided for telehealth services without any distinction or consideration of the geographic location or any federal, state, or local designation, or classification of the geographic area where the patient is located.

**Source:** TN Code Annotated, Title 56, Ch. 7, Part 1002(d)(2) & (e). (Accessed Sep. 2018).

Facility/Transmission Fee

No reference found.

# Medicaid Telehealth Reimbursement

Store-and-Forward	Policy	<p>TN Medicaid Managed Care plans must cover and reimburse for store-and-forward telemedicine services which are defined as:</p> <ul style="list-style-type: none"> <li>Using asynchronous computer-based communications between a patient and healthcare services provider at a distant site for the purpose of diagnostic and therapeutic assistance in the care of patients; and</li> <li>The transferring of medical data from one (1) site to another through the use of a camera or similar device that records or stores an image that is sent or forwarded via telecommunication to another site for consultation.</li> </ul> <p><b>Source:</b> <i>TN Code Annotated, Title 56, Ch. 7, Part 1002(d)(2) &amp; (e).</i> (Accessed Sep. 2018).</p> <p><b>Mental Health &amp; Substance Abuse Services</b> TennCare will not reimburse for store-and-forward based upon definition of “telehealth systems” which describes it as “live interactive video”.</p> <p><b>Source:</b> <i>TN Dept. of Mental Health and Substance Abuse Services. Telecommunication Guidelines. p. 4, (July 2012)</i> (Accessed Sep. 2018).</p>
	Eligible Services/Specialties	No reference found.
	Geographic Limits	<p>Reimbursement and coverage must be provided for telehealth services without any distinction or consideration of the geographic location or any federal, state, or local designation, or classification of the geographic area where the patient is located.</p> <p><b>Source:</b> <i>TN Code Annotated, Title 56, Ch. 7, Part 1002(d)(2) &amp; (e).</i> (Accessed Sep. 2018).</p>
	Transmission Fee	No reference found.
Remote Patient Monitoring	Policy	No reference found.

# Medicaid Telehealth Reimbursement

Remote Patient Monitoring	Conditions	No reference found.
	Provider Limitations	No reference found.
	Other Restrictions	No reference found.
Email / Phone / Fax	<p>No reimbursement for telephone.          No reimbursement for fax.          No reimbursement for email.</p> <p><b>Source:</b> TN Code Annotated, Title 56, Ch. 7, Part 1002(a)(6)(B).</p>	
Consent	<p>The patient must be informed and given an opportunity to request an in-person assessment before receiving a telehealth assessment.</p> <p>This consent must be documented in the patient's record.</p> <p><b>Source:</b> TN Dept. of Mental Health and Substance Abuse Services. Telecommunication Guidelines. p. 8, (July 2012) (Accessed Sep. 2018).</p>	
Out of State Providers	No reference found.	

	Miscellaneous	No reference found.
Private Payer Laws	Definitions	<p>Telehealth means the use of real-time interactive audio, video telecommunications or electronic technology, or store-and-forward telemedicine services by a healthcare provider to deliver health-care services to a patient within the scope of practice of the healthcare services provider when such provider is at a qualified site other than the site where the patient is located; and the patient is at a qualified site or at a school clinic staffed by a healthcare services provider and equipped to engage in the telecommunications described in this section or a public elementary or secondary school staffed by a health care services provider and equipped to engage in the telecommunications described in this section and does not include audio only conversation; an electronic mail message or facsimile transmission.</p> <p><b>Source:</b> <i>TN Code Annotated, Title 56, Ch. 7, Part 1002.</i></p>
	Requirements	<p>A health insurance entity shall provide coverage for healthcare services provided during a telehealth encounter in a manner that is consistent with what the health insurance policy or contract provides for in-person encounters for the same service.</p> <p>Private payers are only required to reimburse for telehealth when the patient is located at a qualified site or a school clinic. Insurers may decide to reimburse for additional sites but are not required to.</p> <p>A health insurance entity cannot exclude from coverage, a healthcare service solely because it is provided through telehealth and is not provided through an in-person encounter.</p> <p><b>Source:</b> <i>TN Code Annotated, Title 56, Ch. 7, Part 1002. (Accessed Sep. 2018).</i></p>
	Parity	Service Parity

Private Payer Laws	Parity	Payment Parity	<p>Health Insurance entities are required to reimburse for the diagnosis, consultation, and treatment of an insured patient for a healthcare service covered under a health insurance policy or contract provided through telehealth without distinction of the geographic location or any federal, state, or local designation, or classification of the geographic area where the patient is located. The reimbursement is not required to exceed the cost of reimbursement for the same service provided in-person.</p> <p>Out-of-network providers providing healthcare services through telehealth must be reimbursed under the same policies applicable to other out-of-network healthcare service providers.</p> <p>A health insurance entity is not required to pay total reimbursement for a telehealth encounter, including the use of telehealth equipment, in an amount that exceeds the amount that would be paid for the same service provided by a healthcare services provider in an in-person encounter.</p> <p><b>Source:</b> TN Code Annotated, Title 56, Ch. 7, Part 1002. (Accessed Sep. 2018).</p>
Professional Regulation/Health & Safety	Definitions	<p>Telemedicine is the practice of medicine using electronic communication, information technology or other means, between a licensee in one location and a patient in another location. Telemedicine is not an audio only telephone conversation, email/instant messaging conversation or fax. It typically involves the application or secure video conferencing or store-and-forward to provide or support healthcare delivery by replicating the interaction of a traditional encounter between a provider and a patient.</p> <p><b>Source:</b> TN Rule Annotated, 0880-02.-16. (Accessed Sep. 2018).</p>	
	Consent	<p>No reference found.</p>	
	Online Prescribing	<p>Prior to online or telephone prescribing, providers must document and:</p> <ul style="list-style-type: none"> <li>• Perform an appropriate history and physical examination;</li> <li>• Make a diagnosis, consistent with good medical care;</li> <li>• Formulate a therapeutic plan and discuss it with the patient;</li> <li>• Ensure the availability for appropriate follow-up care.</li> </ul> <p><b>Source:</b> TN Rule Annotated, 0880-02.-14. (Accessed Sep. 2018).</p> <p>A physician-patient relationship can be established via telemedicine with or without a facilitator present. Certain conditions apply in each case. See rule for details.</p> <p><b>Source:</b> TN Rule Annotated, 0880-02.-16. (Accessed Sep. 2018).</p>	

Tennessee enacted the Interstate Medical Licensure Compact. (Effective Jan. 2019).

**Source:** *TN Code 63-6-402 (HB 664 – 2017).* (Accessed Sep. 2018).

Tennessee adopted the Nurses Licensure Compact.

**Source:** *Current NLC States & Status. Nurse Licensure Compact.* (Accessed Sep. 2018).

Tennessee adopted the Physical Therapy Compact.

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

Tennessee may issue telemedicine licenses to board-certified physicians from out of state (although not required to do so).

**Source:** *TN Code Annotated Sec. 63-6-209(b).*

The Tennessee Medical Board eliminated the telemedicine license. Individuals granted a telemedicine license under the former version of the rule may apply to have the license converted to a full license. Under certain circumstances individuals who do not convert to a full license can retain their telemedicine license.

**Source:** *TN Rule Annotated, Rule 0880-02.-16.* (Accessed Sep. 2018).

The TN Osteopathic Board will still issue a telemedicine license.

**Source:** *TN Rule Annotated, Rule 1050.02.17.* (Accessed Sep. 2018).

Teledentistry means “the delivery of dental health care and patient consultation through the use of telehealth systems and technologies, including live, two-way interactions between a patient and a dentist licensed in this state using audiovisual telecommunications technology, or the secure transmission of electronic health records and medical data to a dentist licensed in this state to facilitate evaluation and treatment of the patient outside of a real-time or in-person interaction.”

Initial and subsequent examinations by dentists may be performed via teledentistry technology.

**Source:** *TN Code Annotated 63-5-108. SB 1214 (2016).* (Accessed Sep. 2018).

#### **Worker's Compensation Reimbursement**

Payment shall be based on the Medicare guidelines and coding, with the exception of the geographic restrictions.

**Source:** *TN Rule Annotated, 0800-2-17-.05.* (Accessed Sep. 2018).

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