

Oklahoma

Medicaid Program: SoonerCare
Program Administrator: Oklahoma Health Care Authority
Regional Telehealth Resource Center: Heartland Telehealth Resource Center
Covers the States of: Kansas, Missouri and Oklahoma
www.heartlandtrc.org

Medicaid Telehealth Reimbursement	Summary	<p>SoonerCare reimburses for live video telehealth. Store-and-Forward and Remote Patient Monitoring must be compensable by the Oklahoma Health Care Authority (OHCA) in order to be reimbursed.</p>	
	Definitions	<p>For purposes of SoonerCare reimbursement, telemedicine is the use of interactive audio, video or other electronic media for the purpose of diagnosis, consultation or treatment that occur in real-time and when the member is actively participating during the transmission.</p> <p>Source: Health Care Authority, Providers, Telehealth. (Accessed Apr. 2019).</p> <p>Telehealth means the mode of delivering healthcare services via information and communication technologies to facilitate the diagnosis, consultation, treatment, education, care management and self-management of patients, at a distance from health care providers.</p> <p>Source: OK Admin. Code Sec. 317:30-3-27 (a). (Accessed Apr. 2019).</p>	
	Live Video	Policy	<p>SoonerCare (Oklahoma’s Medicaid program) reimburses for live video when:</p> <ul style="list-style-type: none"> • Provider is contracted with SoonerCare and appropriately licensed • The GT modifier is billed • Proper documentation of services rendered, location and services provided via telemedicine is maintained <p>Source: OK Health Care Authority, Telehealth (Accessed Apr. 2019).</p>
		Eligible Services / Specialties	<p>OHCA has discretion and final authority to approve or deny telehealth services based on agency and/or SoonerCare members’ needs. See Medicaid Telehealth webpage for full list of eligible CPT Codes for Medical and Behavioral Health Services. Services provided by telehealth must be billed with the appropriate modifier.</p> <p>Source: OK Admin. Code Sec. 317:30-3-27 & Health Care Authority, Providers, Telehealth (Accessed Apr. 2019).</p>

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Live Video	Eligible Providers	<p>To participate, a provider must:</p> <ul style="list-style-type: none"> • Be contracted with SoonerCare and appropriately licensed • Bill for services using the appropriate modifier (GT) • Maintain documentation of services, to include: service rendered, location at which service was rendered, and that service was provided via telemedicine. (Documentation of services must follow all other SoonerCare documentation guidelines as well.) <p>Source: Oklahoma Health Care Authority, Telehealth. (Accessed Apr. 2019).</p> <p>For behavioral health, certain services are only reimbursed when provided by a licensed psychiatrist, certified mobile team or psychiatric facility.</p> <p>Source: Oklahoma Health Care Authority, Behavioral Health Services Reimbursable via telemedicine. Updated July 18, 2018. (Accessed Apr. 2019).</p>
	Eligible Sites	<p>The medical or behavioral health related service must be provided at an appropriate site for the delivery of telehealth services. An appropriate telehealth site is one that has the proper security measures in place; the appropriate administrative, physical and technical safeguards should be in place that ensures the confidentiality, integrity and security of electronic protected health information. The location of the room for the encounter at both ends should ensure comfort, privacy and confidentiality. Both visual and audio privacy are important, placement and selection of the rooms should consider this. Appropriate telehealth equipment and networks must be used considering factors such as appropriate screen size, resolution and security. Providers and/or members may provide or receive telehealth services outside of Oklahoma when medically necessary.</p> <p>Source: OK Admin. Code Sec. 317:30-3-27(c(3)). (Accessed Apr. 2019).</p>
	Geographic Limits	<p>No reference found.</p>
	Facility/Transmission Fee	<p>The cost of telehealth equipment and transmission is not reimbursable by SoonerCare.</p> <p>Source: OK Admin. Code Sec. 317:30-3-27(d(4)). (Accessed Apr. 2019).</p>
Store-and-Forward	Policy	<p>Health care services delivered by telehealth such as remote patient monitoring, store-and-forward, or any other telehealth technology must be compensable by OHCA in order to be reimbursed.</p> <p>Services provided by telehealth must be billed with the appropriate modifier. If the technical component of an X-ray, ultrasound or electrocardiogram is performed during a telehealth transmission, the technical component can be billed by the provider that provided that service. The professional component of the procedure and the appropriate visit code should be billed by the provider that rendered that service.</p> <p>Source: OK Admin. Code Sec. 317:30-3-27(d). (Accessed Apr. 2019).</p>



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Store-and-Forward	Eligible Services/Specialties	No reference found.
	Geographic Limits	No reference found.
	Transmission Fee	<p>The cost of telehealth equipment and transmission is not reimbursable by SoonerCare.</p> <p>Source: <i>OK Admin. Code Sec. 317:30-3-27(d(4)). (Accessed Apr. 2019).</i></p>
Remote Patient Monitoring	Policy	<p>Health care services delivered by telehealth such as remote patient monitoring, store-and-forward, or any other telehealth technology must be compensable by OHCA in order to be reimbursed.</p> <p>Services provided by telehealth must be billed with the appropriate modifier.</p> <p>The cost of telehealth equipment and transmission is not reimbursable by SoonerCare.</p> <p>Source: <i>OK Admin. Code Sec. 317:30-3-27(d). Accessed Apr. 2019).</i></p>
	Conditions	No reference found.
	Provider Limitations	No reference found.



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Remote Patient Monitoring	Other Restrictions	No reference found.
Email / Phone / Fax	<p>No reimbursement for email. No reimbursement for telephone. No reimbursement for FAX.</p> <p>Source: <i>OK Admin. Code Sec. 317:30-3-27(b). (Accessed Apr. 2019).</i></p>	
Consent	No reference found.	
Out of State Providers	<p>A patient may receive telehealth services outside of Oklahoma when medically necessary. Out of state providers must comply with all laws and regulations of the provider’s location, including health care and telemedicine requirements.</p> <p>Source: <i>OK Admin. Code Title 317 Oklahoma Health Care Authority: 317:30-3-27(c)(3). (Accessed Apr. 2019).</i></p> <p>If the provider is outside of Oklahoma, the provider must comply with all laws and regulations of the provider’s location, including health care and telehealth requirements.</p> <p>Source: <i>OK Admin. Code Title 317 Oklahoma Health Care Authority: 30-3-27(c(4)). (Accessed Apr. 2019).</i></p>	
Miscellaneous	<p>All telehealth activities must comply with the HIPAA Security Standards, OHCA policy, and all other applicable State and Federal laws and regulations.</p> <p>Source: <i>OK Admin. Code Sec. 317:30-3-27(c(7)). (Accessed Apr. 2019).</i></p>	
Private Payer Laws	Definitions	<p>“Telemedicine means the practice of health care delivery, diagnosis, consultation, treatment, including but not limited to, the treatment and prevention of strokes, transfer of medical data, or exchange of medical education information by means of audio, video, or data communications. Telemedicine is not a consultation provided by telephone or facsimile machine.”</p> <p>Source: <i>OK Statute, Title 36, Sec. 6802. (Accessed Apr. 2019).</i></p>



Private Payer Laws	Requirements	<p>For services determined to be appropriately provided by means of telemedicine, health care insurer programs, workers' compensation programs and state Medicaid managed care contracts shall not require person-to-person contact between a health care practitioner and patient.</p> <p>Source: <i>OK Statute, Title 36 Sec. 6803. (Accessed Apr. 2019).</i></p>	
	Parity	Service Parity	<p>If a provider determines that telemedicine is an appropriate way to deliver care, an insurer cannot require face-to-face contact.</p> <p>Source: <i>OK Statute, Title 36 Sec. 6803. (Accessed Apr. 2019).</i></p>
		Payment Parity	<p>No explicit payment parity.</p>
Professional Regulation/Health & Safety	Definitions	<p>Telemedicine means the practice of health care delivery, diagnosis, consultation, evaluation and treatment, transfer of medical data or exchange of medical education information by means of a two-way, real-time interactive communication, not to exclude store-and-forward technologies, between a patient and a physician with access to and reviewing the patient's relevant clinical information prior to the telemedicine visit. "Telemedicine" and "store-and-forward technologies" shall not include consultations provided by telephone audio-only communication, electronic mail, text message, instant messaging conversation, website questionnaire, nonsecure video conference or facsimile machine.</p> <p>Source: <i>Title 59, Sec. 478. (Accessed Apr. 2019).</i></p> <p>"Telemedicine means the practice of health care delivery, diagnosis, consultation, treatment, including but not limited to, the treatment and prevention of conditions appropriate to treatment by telemedicine management, transfer of medical data, or exchange of medical education information by means of audio, video, or data communications. Telemedicine is not a consultation provided by telephone or facsimile machine.</p>	



Definitions

This definition excludes phone or Internet contact or prescribing and other forms of communication, such as web-based video, that might occur between parties that does not meet the equipment requirements as specified in OAC 435:10-7-13 and therefore requires an actual face-to-face encounter. Telemedicine physicians who meet the requirements of OAC 435:10-7-13 do not require a face-to-face encounter.

Source: *OK Admin Code 435: 10-1-4. (Accessed Apr. 2019).*

“Telemedicine” means the practice of health care delivery, diagnosis, consultation, evaluation, treatment, transfer of medical data, or exchange of medical education information by means of audio, video, or data communications. Telemedicine uses audio and video multimedia telecommunication equipment which permits two-way real time communication between a health care practitioner and a patient who are not in the same physical location. Telemedicine shall not include consultation provided by telephone or facsimile machine.

Source: *OK Statute Title 43A-1-103.(18) (Accessed Apr. 2019).*

Speech-Language Pathology and Audiology

Telepractice means the use of audio, video or data communication to provide speech-language pathology and audiology services to clients who are not present at the same site as the licensee when the service is provided.

Source: *OK Admin Code, 690:10-3-9(a). (Accessed Apr. 2019).*

Consent

No dissemination of any member images or information to other entities without written consent from the member.

Source: *OK Admin. Code Sec. 317:30-3-27(c)(9). (Accessed Apr. 2019).*

Online Prescribing

A physician-patient relationship can be established, provided that a physician:

- Holds a license to practice medicine in this state;
- Confirms the patient’s identity and physical location; and
- Provides the patient with the treating physician’s identity and professional credentials.

Telemedicine encounters involving store-and-forward technology shall not be used to establish a valid physician-patient relationship for purpose of prescribing opiates, synthetic opiates, semisynthetic opiates, benzodiazepine or carisprodol, but may be used to prescribe opioid antagonists or partial agonists.

The relationship shall not be based solely on the receipt of patient health information by a physician.

Source: *OK Statutes, Title 59, Ch. 11 Sec. 478.1 (Accessed Apr. 2019).*

Prescribing or administering a drug or treatment without sufficient examination and the establishment of a valid physician-patient relationship is prohibited.

Source: *OK Statute, Title 59, Sec. 509.(12), p. 377 (Accessed Apr. 2019).*

Telemedicine physicians who meet certain criteria are not subject to the face-to-face requirement to establish a physician-patient relationship.

Source: *OK Admin. Code Sec. 435:10-7-12. (Accessed Apr. 2019).*

A physician-patient relationship includes a medically appropriate, timely-scheduled, actual face-to-face encounter with the patient.

Source: *OK Admin. Code Sec. 435:10-1-4. (Accessed Apr. 2019).*



Physician treating patients in OK through telemedicine must be fully licensed in OK.

Source: *OK Admin Code Title 435:10-7-13(a). (Accessed Apr. 2019).*

The State Board of Osteopathic Examiners has the authority to issue a telemedicine license.

Source: *OSource: OK Statute, Title 59, Sec. 633, (Accessed Apr. 2019).*

Member of Nurse Licensure Compact.

Source: *Nurse Licensure Compact. Current NLC States and Status. (Accessed Apr. 2019.)*

Member of Physical Therapy Compact.

Source: *HB 3336 (2018). PT Compact. (Accessed Apr. 2019).*

OK provides, to each eligible healthcare entity, Special Universal Services for telemedicine providers. This includes the provision of bandwidth per standards as recommended by the Federal Communications Commission sufficient for providing telemedicine services including the telemedicine line, reasonable installation and network termination equipment owned and operated by the eligible provider. See statute for additional eligibility requirements.

Source: *OK Statutes, Title 17 Sec. 139.109.1. & OK Admin Code Title 165:59-7-6. (Accessed Apr. 2019).*

The OK Dept. of Health established a statewide telemedicine network: Office of Telehealth.

Source: *Oklahoma Statutes, Title 63 Sec. 1-2702. & Office of Telehealth. (Accessed Apr. 2019).*

Professional Board Telehealth-Specific Regulations

- State Board of Medical Licensure and Supervision. *(OAC 435:10-7-13) (Accessed Apr. 2019).*
- State Board of Examiners for Speech-Language Pathology and Audiology. *(OAC 690:10-3-9). (Accessed Apr. 2019).*

