

Telehealth and Nutrition Law and Regulations Holistic Nutrition Coalition

Telehealth

- There are different definitions of telemedicine or telehealth depending on state law. Generally, telehealth or telemedicine is defined as the delivery of healthcare through telecommunications technology from one location to another. This can include diagnosis, management, education, and other areas of healthcare.
- The patient is located at the “originating site” and the provider is located at the “distant site.”
- In the vast majority of states, the provider must be licensed in the state where the patient is located.
- There are different forms of communication between patients and providers that qualify as “telemedicine” or “telehealth.” Only certain forms of communication are eligible for insurance reimbursement. This varies by state.
 - 48 states and D.C. reimburse for live video services. Live video services involve real-time audio and visual interaction.
 - 12 states reimburse for store and forward services. Store and forward involves sending images or information to a provider or patient.
 - 19 states reimburse for remote patient monitoring. RPM is a technology that allows patients to be monitored outside of normal, clinical settings.
 - 7 states reimburse for all three (live video, store and forward, and remote patient monitoring).
 - States rarely reimburse for email/phone/FAX services unless they accompany another form of telehealth service. Some states even exclude this mode of communication in their definition of telehealth/telemedicine.
 - Certain restrictions and requirements may apply to all forms of telehealth reimbursement.
- Source: <http://www.cchpca.org/what-is-telehealth>

Nutrition

- Who is eligible to give nutritional counseling varies by state.
- Although each state may differ slightly, there are essentially 4 categories that state who can perform nutritional counseling.
 - It is illegal to perform individualized nutrition counseling unless licensed or exempt. Effectively, only RDs are eligible for licensure.
 - It is illegal to perform individualized counseling unless licensed or exempt BUT there is a non-RD pathway for licensure.
 - It is legal for all to perform individualized nutrition counseling. Only RDs are eligible for state recognition.
 - It is legal for all to perform individualized nutrition counseling.

- Source: <http://www.nutritionadvocacy.org/>

Federal Policy

Although the vast majority of telehealth and nutrition laws are based on state regulations, federal and interstate laws sometimes have an impact.

- Medicaid Requirements:
 - States may reimburse for telehealth under Medicaid so long as the service satisfies federal requirements of efficiency, economy and quality of care.
 - Overall, states have extensive control of their telehealth policies under Medicaid.
 - Compliance with the Health Insurance Portability and Accountability Act of 1996 (HIPAA)
 - HIPAA does not have a special section devoted to telehealth
 - However, if an entity that is under HIPAA is using telehealth that involves personal health information (PHI), then the entity must meet HIPAA requirements (as it would if it was providing in-person service).
 - Source: <http://www.cchpca.org/telehealth-medicaid-state-policy>
- Federal Trade Commission (FTC)
 - March 2016 – the FTC was supportive of an Alaska bill that allows licensed physicians located out-of-state to provide telehealth services in the same manner as Alaska licensed in-state providers.
 - The FTC reasoned that it would provide good competition and more access to health providers.
 - Source: <http://www.cchpca.org/federal-trade-commission-and-professional-licensure-boards>
- Interstate Medical Licensure Compact
 - The Federation of State Medical Boards, which is still developing and expanding, is making it easier for healthcare providers to practice telemedicine in more than the one state in which they are licensed. More information on this can be found on their website: <http://www.fsmb.org/about-fsmb/fsmb-overview> and a policy brief can be found [here](#).

State-by-state

Below is a state-by-state summary of telehealth/telemedicine laws, as well as brief information about who is eligible to perform nutritional counseling in the state.

More details on telehealth/telemedicine laws can be found here:

http://www.cchpca.org/sites/default/files/resources/50%20STATE%20COMPLETE%20REPORT%20PASSWORD%20AUG%202016_1.pdf

More details on nutrition laws can be found here: <http://www.nutritionadvocacy.org/>

Alabama

- No explicit definition of “telemedicine” in state law
- Medicaid policy states that “services must be administered via an interactive audio and video telecommunications system... the origination site is where the recipient is located”
- Reimbursement available for live video and remote patient monitoring.
- No reimbursement for store and forward, email, telephone, or FAX.
- AL is part of the interstate licensing compact and allows a special purpose license to be issued to allow practitioners licensed in other states to practice across state lines.

Nutrition

- It is illegal to perform individualized nutrition counseling unless licensed or exempt. Effectively only RDs are eligible for licensure.

Alaska

- State law: “Telemedicine means the practice of health care delivery, evaluation, diagnosis, consultation, or treatment, using the transfer of medical data through audio, video, or data communications that are engaged in over two or more locations between providers who are physically separated from the patient or from each other.”
- Medicaid will reimburse for telemedicine services delivered through the interactive method (real time use of video/camera), store-and-forward (sending digital images, sounds, or video) and remote patient monitoring.
- No reimbursement for telephone or FAX services.

Nutrition

- It is legal for all to perform individualized nutrition counseling.

Arizona

- State law: “telemedicine means the practice of health care delivery, diagnosis, consultation, and treatment and the transfer or medical data through interactive audio, video, or data communications that occur in the physical presence of the patient, including audio or video communications sent to a health care provider for diagnostic or treatment consultation.”
- Reimbursement is available for live video and store and forward services.

- No references to reimbursement for remote patient monitoring or email/phone/FAX services.
- Out-of-state doctors may engage in a single or infrequent consultation with an AZ physician without being licensed in AZ.

Nutrition

- It is legal for all to perform individualized nutrition counseling.

Arkansas

- State law: “telemedicine” means the medium of delivering clinical healthcare services by means of real-time, two-way electronic audio-visual communications...while the patient is at an originating site and the healthcare professional is at a distant site.
- Reimbursement is available for live video services.
- No reimbursement for store and forward services.
- No reference to remote patient monitoring or email/phone/FAX services.
- An out-of-state physician must be fully licensed or certified in Arkansas.

Nutrition

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California

- State law: “Telehealth means the mode of delivering health care services and public health via information and communication technologies to facilitate the diagnosis, consultation, treatment, education, care management, and self-management of a patient’s health care while the patient is at the originating site and the health care while the patient is at the originating site and the health care provider is at the distant site.”
- Medi-Cal will reimburse for live video and store-and-forward services.
- Medi-Cal will not reimburse for remote patient monitoring, telephone calls, emails, or FAX.

Nutrition

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Colorado

- State law: “Telemedicine means the delivery of medical services and any diagnosis, consultation, or treatment using interactive audio, interactive video, or interactive data communication.”
- The patient is at the originating site and the provider is at the distant site.
- Live video and remote patient monitoring services are reimbursable.

- Store and forward, phone, email, and FAX services are not reimbursable.

Nutrition

- It is legal for all to perform individualized nutrition counseling.

Connecticut

- State law: “Telemedicine means the use of interactive audio, interactive video, or interactive data communication in the delivery of medical advice, diagnosis, care, or treatment.”
- Reimbursement available for live video and store and forward services.
- No reimbursement for email, phone, FAX, or remote patient monitoring.
- The Department of Public Health may establish a process of accepting an applicant’s license from another state and may issue that applicant a license to practice medicine in the state without examination, if certain conditions are met.

Nutrition

- It is legal for all to perform individualized nutrition counseling.

District of Columbia

- State law: “Telehealth means the delivery of healthcare services through the use of interactive audio, video or other electronic media used for the purpose of diagnosis, consultation, or treatment; provided that services delivered through audio-only telephones, electronic mail messages, or facsimile transmissions are not included.”
- Medicaid is required to pay for telehealth services if the same service would be covered when delivered in person.
- No reimbursement for store-and-forward, remote patient monitoring, email, phone, or FAX.

Nutrition

- It is illegal to perform individualized nutrition counseling unless licensed or exempt. There is a non-RD pathway for licensure. Check for exemptions.

Delaware

- State law: “Telehealth...means the use of electronic communications to provide and deliver a host of health-relation information and healthcare services, including physical therapy and athletic training related information and services, over large and small distances. Telehealth encompasses a variety of healthcare and health promotion activities, including education, advice reminders, interventions, and monitoring of intervention.” (applies to nutrition therapy)
- Reimbursement available for live video and telephone services.
- No reference to reimbursement for store and forward, remote patient monitoring, email, or FAX.

Nutrition

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Florida

- State law: “Telemedicine means the practice of medicine by a licensed Florida physician or physician assistant where patient care, treatment, or services are provided through the use of medical information exchanged from one site to another via electronic communications.
- Telemedicine does not include the provision of health care services only through an audio only telephone, email messages, text messages, facsimile transmission.
- Live video is reimbursable.
- No reference to store and forward or remote patient monitoring reimbursement.
- No reimbursement for email/phone/FAX services.

Nutrition

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Georgia

- State law: “Telemedicine means the practice, by a duly licensed physician or other health care provider acting within the scope of such provider's practice, of health care delivery, diagnosis, consultation, treatment, or transfer of medical data by means of audio, video, or data communications which are used during a medical visit with a patient or which are used to transfer medical data obtained during a medical visit with a patient.”
- Live video services are reimbursable.
- No reimbursement for store and forward, remote patient monitoring, email, phone, or FAX.
- Providers must be licensed as a practitioner in Georgia.

Nutrition

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Hawaii

- State law: “Telehealth” means the use of telecommunications services...to encompass four modalities: store and forward technologies, remote monitoring, live consultation, and mobile health; and which shall include but not be limited to real-time video conferencing- based communication, secure interactive and non-interactive web-based communication, and secure asynchronous information exchange, to transmit patient medical information, including diagnostic-quality digital images and laboratory results for medical interpretation and diagnosis, for

the purpose of delivering enhanced health care services and information while a patient is at an originating site and the health care provider is at a distant site.

- Standard telephone contacts, facsimile transmissions, or e-mail text, in combination or by itself, does not constitute a telehealth service.
- Reimbursement is available for live video, store and forward, and remote patient monitoring services.
- No reimbursement for email, phone, or FAX.

Nutrition

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Idaho

- State law: “Telehealth is a real-time synchronized audio-visual contact between a consultant and participant related to the treatment of the participant. The consultant and participant interact as if they were having a face-to-face service.”
- Live video services will be reimbursed.
- No reimbursement for store-and-forward, remote patient monitoring, email, phone, or FAX.
- Providers of telehealth must be licensed in Idaho. Idaho has also adopted the Federation of State Medical Board’s model language for an interstate medical licensure compact.

Nutrition

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Illinois

- State law: “Telemedicine is the use of a telecommunication system to provide medical services for the purpose of evaluation and treatment when the patient is at one medical provider location and the rendering provider is at another location.”
- There is Medicaid reimbursement for live video, store-and-forward, and remote patient monitoring services.
- No reimbursement for telephone, email, or FAX.
- Illinois adopted legislation to join the Interstate Medical Licensure Compact.
- Medicaid: The provider rendering the service at a distant location should be licensed by Illinois or by the state where the patient is located.

Nutrition

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Indiana

- State law: “Telemedicine services refer to a specific method of delivery of certain services... which are already reimbursed by Medicaid. Telemedicine uses videoconferencing equipment allowing a medical provider to render an exam or other service to a patient at a distant location.”

- Live video, store-and-forward, and remote patient monitoring services are reimbursed.
- Phone, email, FAX, internet consultations are not reimbursed.
- A provider located outside Indiana may not establish a provider-patient relationship with an individual in Indiana unless the provider and the provider's employer or the provider's contractor have certified in writing to the Indiana Professional Licensing Agency that the provider agrees to be subject to the jurisdiction of the courts of law of Indiana and Indiana Substantive and Procedural Laws. This certification must be filed by a provider's employer or contractor at the time of initial certification and renewed when the provider's license is renewed.

Nutrition

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Iowa

- State law: "Telemedicine means use of a telecommunications system for diagnostic, clinical, consultative, data, and educational services for the delivery of health care services or related health care activities by licensed health care professionals, licensed medical professionals, and staff who function under the direction of a physician, a licensed health care professional, or hospital, for the purpose of developing a comprehensive, statewide telemedicine network or education."
- Live video services are reimbursed.
- There is no reference to store-and-forward, remote patient monitoring, email, phone, and FAX reimbursement.
- Iowa adopted the Federation of State Medical Board's model language for an interstate medical licensure compact.

Nutrition

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Kansas

- Medicaid law: "Telemedicine is the use of communication equipment to link health care practitioners and patients in different locations. This technology is used by health care providers for many reasons, including increased cost efficiency, reduced transportation expenses, improved patient access to specialists and mental health providers, improved quality of care, and better communication among providers."
- Live video and remote patient monitoring are reimbursable.
- Store-and-forward, phone, email, and FAX consultations will not be reimbursed.

Nutrition

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Kentucky

- State law: “Telehealth means the use of interactive audio, video, or other electronic media to deliver health care. It includes the use of electronic media for diagnosis, consultation, treatment, transfer of health or medical data, and continuing education.”
- Reimbursement cannot be denied solely because an in-person consultation did not occur.
- Live video and remote patient monitoring may be reimbursed.
- No reimbursement for store-and-forward, phone, email, or FAX consultations.
- A provider must be licensed in Kentucky with the exception of persons who, being nonresidents of Kentucky and lawfully licensed to practice medicine or osteopathy in their states of actual residence, infrequently engage in the practice of medicine or osteopathy within this state, when called to see or attend particular patients in consultation and association with a Kentucky-license physician.

Nutrition

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Louisiana

- “Telemedicine is the practice of health care delivery, diagnosis, consultation, treatment, and transfer of medical data using interactive telecommunication technology that enables a health care practitioner and a patient at two locations separated by distance to interact via two-way video and audio transmissions simultaneously.”
- Live video and remote patient monitoring services will be reimbursed.
- Store-and-forward, phone, email, and FAX will not be reimbursed.
- A telemedicine license may be issued to out-of-state physicians, as long as they hold a full and unrestricted license in another state or U.S. territory. Out-of-state providers cannot open an office, meet with patients or receive calls from patients within Louisiana.

Nutrition

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Maine

- “Telemedicine... means the use of interactive audio, video, or other electronic media for the purpose of diagnosis, consultation or treatment.”
- Live video and remote patient monitoring services are reimbursable.
- Telemedicine does not include the use of audio-only telephone, FAX, or e-mail.

- A physician can practice medicine in Maine through interstate telemedicine if they are licensed in the state they are providing telemedicine from, their licenses is in good standing, the physician does not open an office, and the physician annually registers with the board and pays a fee.

Nutrition

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Maryland

- “Telehealth means the use of telecommunications and information technologies for the exchange of information from one site to another, for the provision of health care to an individual from a provider through hardwire or Internet connection.”
- Live video services can be reimbursed.
- Store-and-forward, remote patient monitoring, email, telephone, and FAX will not be reimbursed.
- MD has exceptions to its MD-only licensed physicians for physicians practicing in the adjoining states of Delaware, Virginia, West Virginia, and Pennsylvania.

Nutrition

- It is illegal to perform individualized nutrition counseling unless licensed or exempt. There is a non-RD pathway for licensure. Check for exemptions.

Massachusetts

- “Telemedicine as it pertains to the delivery of health care services, shall mean the use of interactive audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment.”
- Telemedicine does not include the use of audio-only telephone, FAX, or e-mail.
- Live video may be reimbursable.
- Short term reimbursement for remote patient monitoring is available.
- No reimbursement for store and forward, email, phone, or FAX.

Nutrition

- It is legal for all to perform individualized nutrition counseling.

Michigan

- “Telemedicine means the use of an electronic media link patients with health care professionals in different locations.”
- Live video services may be reimbursed.
- Store-and-forward, remote patient monitoring, email, phone and FAX services are not reimbursable.
- Telemedicine services must be provided by a health care professional who is licensed, registered, or otherwise authorized to engage in his or her health care profession in the state where the patient is located.

Nutrition

- It is legal for all to perform individualized nutrition counseling.

Minnesota

- “Telemedicine means the delivery of healthcare services or consultations while the patient is at an originating site and the licensed health care provider is at a distant site.”
- Live video, store-and-forward, and remote patient monitoring services are considered telemedicine and are reimbursable.
- Telephone, email, or FAX transmission does not constitute telemedicine consultation and is not reimbursable.
- A physician licensed in another state can provide telemedicine services to a patient in Minnesota if their license has never been revoked or restricted in any state, they agree not to open an office in Minnesota, and they register with the state’s board.

Nutrition

- It is illegal to perform individualized nutrition counseling unless licensed or exempt. There is a non-RD pathway for licensure. Check for exemptions.

Mississippi

- “Telemedicine is the practice of medicine using electronic communication, information technology or other means between a physician in one location and a patient in another location with or without an intervening health care provider.”
- Live video, store and forward, and remote patient monitoring services are reimbursable.
- Email, telephone, and FAX services are not reimbursable.
- Physicians practicing telemedicine must have a Mississippi medical license.
 - If a Mississippi-licensed physician requests evaluation, treatment, or medicine from a physician outside of Mississippi, that physician does not need a Mississippi license.

Nutrition

- It is illegal to perform individualized nutrition counseling unless licensed or exempt. Effectively only RDs are eligible for licensure.

Missouri

- “Telehealth” or “telemedicine”, the delivery of healthcare services by means of information and communication technologies which facilitate the assessment, diagnosis, consultation, treatment, education, care management, and self-management of a patient’s health care while such patient is at the originating site and the health care provider is at the distant site.
- Live video and remote patient monitoring services will be reimbursed. Store-and-forward services will be reimbursed only under certain circumstances.
- There is no reimbursement for phone, email, or FAX services.
- Healthcare providers must be fully licensed to practice in Missouri by their respective professional boards, with certain exceptions for informational consultation, emergencies, and requests from Missouri physicians.

Nutrition

- It is illegal to perform individualized nutrition counseling unless licensed or exempt. Effectively only RDs are eligible for licensure.

Montana

- Telemedicine means the use of interactive audio, video, or other telecommunications technology.
- Live video forward consultations are reimbursable.
- There is no reimbursement for store and forward, remote patient monitoring, email, phone, or fax.
- Montana adopted the Federation of State Medical Board's model language for an interstate medical licensure compact.

Nutrition

- It is illegal to perform individualized nutrition counseling unless licensed or exempt. There is a non-RD pathway for licensure. Check for exemptions.

Nebraska

- "Telehealth means the use of medical information electronically exchanged from one site to another... to aid a health care practitioner in the diagnosis or treatment of a patient."
- Live video is reimbursable.
- No reimbursement for store and forward, remote patient monitoring, email, phone, or FAX.
- Health care practitioners must be licensed, certified, or registered by Nebraska.

Nutrition

- It is illegal to perform individualized nutrition counseling unless licensed or exempt. Effectively only RDs are eligible for licensure.

Nevada

- 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, FAX, or email.
- Live video reimbursement is available.
- No reimbursement for store-and-forward, remote patient monitoring, phone, email, or fax.
- A practitioner must have a Nevada License or certificate. Nevada has adopted the Federation of State Medical Board's model language for an interstate medical licensure compact.

Nutrition

- It is legal for all to perform individualized nutrition counseling. Effectively, only RDs are eligible for state recognition.

New Hampshire

- Telemedicine, as it pertains to the delivery of health care services, means the use of audio, video, or other electronic media for the purpose of diagnosis, consultation, or treatment.
- Telemedicine does not include the use of audio-only telephone or FAX.
- There is limited reimbursement for some live video services.

- No reimbursement for store-and-forward, remote patient monitoring, email, FAX, or phone.
- NH adopted the Federation of State Medical Board's model language for an interstate medical licensure compact.

Nutrition

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New Jersey

- No reference to a definition of telehealth or telemedicine.
- Telepsychiatry may be used and reimbursed through live video services.
- No references to a definition of telehealth or reimbursement for store-and-forward, remote patient monitoring, email, phone, or FAX.

Nutrition

- It is legal for all to perform individualized nutrition counseling.

New Mexico

- "Telemedicine means the practice of medicine across state lines."
- Live video and store-and-forward services are reimbursable.
- No reference to remote patient monitoring, email, phone or FAX services.
- NM issues telemedicine licenses to providers who hold a full, unrestricted license in another state and has good moral character.
- When the originating site is in NM and the distant site is outside NM, the provider at the distant site must be licensed in NM for telemedicine, or meet federal requirements for Indian Health Service or tribal contract facilities.

Nutrition

- It is legal for all to perform individualized nutrition counseling. Effectively, only RDs are eligible for state recognition.

New York

- "Telemedicine means the delivery of clinical health care services by means of real time two-way electronic audio-visual communications which facilitate the assessment, diagnosis, consultation, treatment, education, care management and self-management of a patient's health care, while such patient is at the originating site and the health care provider is at a distant site."
- Live video and remote patient monitoring services are reimbursed.
- Store and forward and telephone services are not reimbursable.

Nutrition

- It is legal for all to perform individualized nutrition counseling.

North Carolina

- "Telemedicine is the use of two-way real-time interactive audio and video between places of lesser and greater medical capability or expertise to provide and support health care, when distance separates participants who are in different geographical locations."

- Live video services will be reimbursed under certain conditions.
- Store and forward, remote patient monitoring, email, telephone, and FAX will not be reimbursed.

Nutrition

- It is illegal to perform individualized nutrition counseling unless licensed or exempt. Effectively only RDs are eligible for licensure.

North Dakota

- "Telehealth means the use of interactive audio, video, or other telecommunications technology that is used by a health care provider or health care facility at a distant site to deliver health services at an originating site; and that is delivered over a secure connection that complies with the requirements of state and federal law
- Live video services are reimbursable.
- Store-and-forward, remote patient monitoring, email, telephone, and FAX services are not reimbursable.
- The ND Medical Board may engage in reciprocal licensing agreements with out-of-state licensing agencies, but is not required to do so.

Nutrition

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Ohio

- "The practice of telemedicine means the practice of medicine in this state through the use of any communication, including oral, written, or electronic communication, by a physician located outside this state."
- Live video is reimbursable.
- No reimbursement for store and forward, remote patient monitoring, email, phone, or FAX transmissions.
- Ohio issues telemedicine services that allow the holder to engage in the practice of telemedicine in the state. Providers with telemedicine certificates cannot practice in OH without a special activity certificate.

Nutrition

- It is illegal to perform individualized nutrition counseling unless licensed or exempt. Effectively only RDs are eligible for licensure.

Oklahoma

- "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."
- Reimbursement available for live video.
- No reimbursement for store and forward, remote patient monitoring, email, telephone, or FAX services.

- A physician treating patients in OK through telemedicine must be fully licensed in OK. The State Board of Osteopathic Examiners has the authority to issue a telemedicine license.

Nutrition

- It is legal for all to perform individualized nutrition counseling. Effectively, only RDs are eligible for state recognition.

Oregon

- "Telemedicine means the provision of health services to patients by physicians and health care practitioners from a distance using electronic communications."
- Live video services may be reimbursed.
- No reimbursement for store and forward, remote patient monitoring, email, phone or FAX.
- 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.

Nutrition

- It is legal for all to perform individualized nutrition counseling. Effectively, only RDs are eligible for state recognition.

Pennsylvania

- Telemedicine is the use of real-time interactive telecommunications technology that includes, at a minimum, audio and video equipment as a mode of delivering consultation services.
- Reimbursement available for live video.
- No reimbursement for store and forward, remote patient monitoring, email, phone, or FAX.
- Pennsylvania issues extraterritorial licenses to physicians residing or practicing in an adjoining state, near the PA boundary, and whose practice extends into PA to practice in PA.

Nutrition

- It is legal for all to perform individualized nutrition counseling.

Rhode Island

- "Telemedicine" means the delivery of clinical health care services by means of real time two-way electronic audiovisual communications, including the application of secure video conferencing or store-and-forward technology to provide or support health care delivery, which facilitate the assessment, diagnosis, treatment, and care management of a patient's health care while such patient is at an originating site and the health care provider is at a distant site, consistent with applicable federal laws and regulations.
- No reference to reimbursement for live video, store and forward, or remote patient monitoring services.
- Telemedicine does not include an audio-only telephone conversation, email message or facsimile transmission between the provider and patient, or an

automated computer program used to diagnose and/or treat ocular or refractive conditions.

- RI allows physicians who have a license in good standing in another state to consult with RI licensed physicians to provide teaching assistance.

Nutrition

- It is legal for all to perform individualized nutrition counseling. Effectively, only RDs are eligible for state recognition.

South Carolina

- Telemedicine means the practice of medicine using electronic communications, information technology, or other means between a licensee in one location and a patient in another location with or without an intervening practitioner.
- Reimbursement available for live video and remote patient monitoring services.
- No reimbursement for store and forward, email, telephone, or FAX services.
- The physician must be licensed in South Carolina, but they do not need to reside in South Carolina.

Nutrition

- It is legal for all to perform individualized nutrition counseling. Effectively, only RDs are eligible for state recognition.

South Dakota

- “Telemedicine is the use of an interactive telecommunications system to provide two-way, real-time, interactive communication between a provider and a Medicaid recipient across a distance.”
- Reimbursement services available for live video services.
- No reimbursement for store and forward, remote patient monitoring, phone, email, or FAX services.
- An applicant who holds a valid medical license issued by another state can be licensed through reciprocity in SD under certain conditions.

Nutrition

- It is illegal to perform individualized nutrition counseling unless licensed or exempt. Effectively only RDs are eligible for licensure.

Tennessee

- Telehealth means the use of real-time interactive audio, video or other telecommunications or electronic technology by a licensed healthcare provider to deliver a healthcare service to a patient within the scope of practice of the licensed healthcare provider at a site other than the site at which the patient is located.
- Live video services are reimbursable.
- No reimbursement for store and forward, remote patient monitoring, email, phone, or FAX services.
- Tennessee may issue telemedicine licenses to board-certified physicians from out of state.

Nutrition

- It is illegal to perform individualized nutrition counseling unless licensed or exempt. Effectively only RDs are eligible for licensure.

Texas

- Telemedicine is “the use of health care information exchanged from one site to another via electronic communications for the health and education of the individual or provider, and for the purpose of improving patient care, treatment, and services.”
- Live video and remote patient monitoring reimbursement available.
- No reimbursement for store and forward, email, telephone, or FAX.
- Telemedicine licenses may be issued for out of state providers.

Nutrition

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Utah

- "Digital health service means the electronic transfer, exchange, or management of related data for diagnosis, treatment, consultation, educational, public health, or other related purposes.”
- Live video and remote patient monitoring services are reimbursable.
- No reimbursement for store and forward services.
- No reference to email, phone, FAX.
- An out-of-state physician may practice without a Utah license under certain conditions.

Nutrition

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Vermont

- "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 audio-only telephone, email, or FAX.
- Live video and remote patient monitoring services are reimbursed.
- No reimbursement for store and forward, email, telephone, or FAX services.

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Virginia

- Telemedicine services means the use of electronic technology or media, including interactive audio or video for the purpose of diagnosing or treating a patient or consulting with other health care providers regarding a patient’s diagnosis or treatment. ‘

- Telemedicine services' does not include an audio-only telephone, electronic mail message, facsimile transmission, or online questionnaire.
- Live video and store and forward services are reimbursable.
- No reimbursement for remote patient monitoring, email, telephone, or FAX.
- Providers must be licensed in VA and enrolled in the state Medicaid program in which they practice medicine.

Nutrition

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Washington

- "Telemedicine means the delivery of health care services through the use of interactive audio and video technology, permitting real-time communication between the patient at the originating site and the provider, for the purpose of diagnosis, consultation, or treatment.
- 'Telemedicine' does not include the use of audio-only telephone, facsimile, or email."
- Live video, store and forward, and remote patient monitoring services are available for reimbursement.
- No reimbursement for email, telephone, or FAX.
- Out-of-state, licensed practitioners may deliver telemedicine or telehealth services, as long as they do not open an office or appoint a place of meeting patients or receive calls within the state.

Nutrition

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West Virginia

- "Telehealth" means the mode of delivering health care services and public health via information and communication technologies to facilitate the diagnosis, consultation, treatment education, care management, and self-management of a patient's health care while the patient is at the originating site.
- Live video is available for reimbursement.
- No reimbursement for store and forward, email, phone, or FAX.
- WV adopted the Federation of State Medical Board's model language for an interstate medical licensure compact.

Nutrition

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Wisconsin

- "Telehealth" is a service provided from a remote location using a combination of interactive video, audio, and externally acquired images through a networking environment between an individual at an originating site and a provider at a remote location.
- Telehealth does not include telephone conversations or Internet-based communications between providers and/or individuals.

- Reimbursement available for live video.
- No reimbursement for store and forward, remote patient monitoring, email, phone, or FAX.
- WI adopted the Federation of State Medical Boards' Interstate Medical Licensure Compact.

Nutrition

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Wyoming

- "Telemedicine means the practice of medicine by electronic communication or other means from a physician in a location to a patient in another location, with or without an intervening health care provider."
- Live video reimbursement available.
- No reimbursement for store and forward, remote patient monitoring, email, phone, or FAX.
- WY adopted the Federation of State Medical Board's model language for an interstate medical licensure compact.

Nutrition

- It is illegal to perform individualized nutrition counseling unless licensed or exempt. Effectively only RDs are eligible for licensure.