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Green - ATA Action Supports	Blue - ATA Action Supports with Amendments	Red - ATA Action Opposes
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ATA Action Legislative Priorities in 2023

State	Legislation/Rule	Main Sponsor	Status	Summary
California	Medi-Cal: telehealth (AB 1241)	Assembly Member Weber (D)	Passed Assembly, referred to Senate Committee on Health, hearing June 7, 2023.	Authorizes telehealth providers to meet Medi-Cal in-person referral requirements by maintaining protocols for patient referral to appropriate in-person care, when the standard of care cannot be met by video synchronous interaction or audio-only synchronous interaction.
California	Temporary practice allowances (AB 232)	Assembly Member Aguiar-Curry (D)	Passed Assembly, referred to Senate Committee on Business, Profession, and Economic Development, hearing June 5, 2023.	Until January 1, 2026, would authorize a person who holds a license in another jurisdiction of the United States as a marriage and family therapist, clinical social worker, or professional clinical counselor to provide services in the state for a period not to exceed 30 consecutive days in any calendar year if certain conditions are met, including the license from another jurisdiction is at the highest level for independent clinical practice in the jurisdiction in which the license was granted, the client is located in California during the time the person seeks to provide care in California, and the client is a client of the person and was the person's client immediately before the client became located in California.
California	Out-of-state physicians and surgeons: telehealth: license exemption. (AB 1369)	Assembly Member Bauer-Kahan (D)	Passed Assembly, referred to Senate Committee on Business, Profession, and Economic Development, hearing June 5, 2023.	A person licensed as a physician and surgeon in another state, as specified, who does not possess a certificate issued by the board would be authorized to deliver health care via telehealth to a patient who, among other requirements, has a disease or condition that is immediately life-threatening.
District of Columbia	Uniform Law Commission Uniform	Chairman Mendelson	Notice of Intent to Act on B25-0125 Published in the	As introduced Bill 25-125 would provide that licensed health practitioner in the District may provide health

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	Telehealth Act (B 25-125)		District of Columbia Register. Referred to Committee on Health. (2/24/2023)	care through telehealth. It also expands the circumstances under which qualified out-of-state practitioners are permitted to deliver telehealth services to patients located in the District.
Florida	Telehealth Practice Standards (HB 267)	Rep. Fabricio (R)	Approved by the Governor. (5/12/2023)	Modifies telehealth practice standards and the definition of telehealth to allow audio-only phone calls as a permitted telehealth modality.
Idaho	Telehealth Access Act (HB 61)	Health and Welfare Committee	Signed by the Governor (3/27/2023)	Interstate telehealth licensure for mental and behavioral health.
Idaho	Amends, repeals, and adds to existing law to revise terminology and other provisions regarding virtual health care. (HB 162)	Health and Welfare Committee	Signed by the Governor (3/21/2023)	Clarifies a prescriber-patient relationship can be established for the purposes of prescribing. Updates prescribing rules to include additional asynchronous telehealth services that use non-static, online questionnaires and consultations outside of an ongoing clinical relationship. Allows for cross state practice without an Idaho license in certain circumstances.
Illinois	Medicaid-Telehealth Services (SB 48)	Sen. Syverson (R)	Re-referred to Assignments (3/31/2023)	Amends the Medical Assistance Article of the Illinois Public Aid Code. In a provision concerning vendor enrollment in the medical assistance program, provides that nothing in the provision shall be construed to require a vendor or provider who exclusively offers telehealth services or any telehealth provider group to maintain a physical address or office in Illinois or have an Illinois mailing address in order to be eligible to enroll as a vendor or provider in the medical assistance program, if the vendor, provider, or telehealth provider group is licensed or authorized to practice in Illinois and has a principal place of business located in the United States.
Indiana	Telehealth Services (HB 1352)	Rep. Ledbetter (R)	Signed by the Governor (5/4/2023)	Provides (beginning January 1, 2024) that the office of Medicaid policy and planning may not require: (1) a provider that is licensed, certified, registered, or



ATA 2023 State Legislative Priorities

State	Legislation/Rule	Main Sponsor	Status	Summary
				authorized with the appropriate state agency or board and exclusively offers telehealth services to maintain a physical address or site in Indiana to be eligible for enrollment as a Medicaid provider; or (2) a telehealth provider group with providers that are licensed, certified, registered, or authorized with the appropriate state agency or board to have an in-state service address to be eligible to enroll as a Medicaid vendor or Medicaid provider group.
Kentucky	An Act relating to telehealth (HB 311)	Rep. Raymer (R)	Signed by the Governor (4/6/2023)	Amend KRS 205.559 to prohibit the Department for Medicaid Services and any Medicaid managed care organization from requiring that a health professional or medical group maintain a physical location or address in this state to be eligible for enrollment as a Medicaid provider if the provider or group exclusively offers services via telehealth.
Louisiana	Health Care: Provides relative to telehealth services (SB 66)	Sen. Mills, Jr. (R)	Senate Conference Committee (6/2/2023)	Repeals provisions relative to telemedicine and specifies that telehealth includes a physician's practice of medicine when conducted through electronic communications. Requires, instead of authorizing, state agencies and boards to promulgate telehealth rules. Prohibits any in-person requirement physical examination or patient history before engaging in telehealth, unless the provider is prescribing a controlled dangerous substance. Changes telemedicine to telehealth to conform.
Maryland	Preserve Telehealth Access Act of 2023 (SB 534)	Sen. Gile (D)	Signed by the Governor (5/3/2023)	Extends to June 30, 2025, the inclusion of certain audio-only telephone conversations under the definition of "telehealth" for the purpose of certain provisions of law relating to reimbursement and coverage of telehealth by the Maryland Medical Assistance Program and certain insurers, nonprofit health service plans, and health maintenance organizations.

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Minnesota	Telehealth requirements modified, medical assistance reimbursement increased for protected transport services, grants established, and money appropriated. (HF 1706)	Rep. Edelson (DFL)	Reported by Commerce Finance and Policy Committee, left in Health Finance and Policy Committee upon the adjournment. (5/22/2023)	Removes July 2023 phase out for audio-only telehealth in substance use disorder treatment and mental health care services. House companion to SF 1826.
Missouri	Modifies provisions relating to nurses (SB 79)	Sen. Schroer (R)	Placed on informal calendar (3/28/2023) [Legislature adjourned]	Modifies the scope of practice for advanced practice registered nurses (APRNs). APRNs shall be permitted to use telemedicine to provide treatment to patients without a geographic restriction.
New Hampshire	Relative to prescribing opioids via telehealth medicine. (SB 238)	Sen. Prentiss (D)	Passed House, to Senate for concurrence (5/18/2023)	Use of telemedicine to treat mental health conditions; allows doctors and APRNs to prescribe schedules II-IV drugs for mental health conditions through telemedicine.
Nevada	Provides for the continuation of certain requirements governing insurance coverage of telehealth services. (SB 119)	Senate Committee on Health and Human Services	Approved by the Governor (5/29/2023)	Removes the sunset for the requirement of third-party payer who is not an industrial insurer to cover services provided through telehealth.
Oregon	Relating to the practice of medicine via remote means; prescribing an effective date. (SB 232)	Request of Governor Katie Brown for Oregon Medical Board	To Governor (5/23/2023)	Allows out-of-state physician or physician assistant to provide specified care to patients located in Oregon. Clarifies that practice of medicine using telemedicine occurs where patient is physically located.

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Rhode Island	Uniform Law Commission Uniform Telehealth Act (HB 5556 & SB 574)	Rep. Kennedy (D) & Sen. Lauria (D)	House and Senate Committees recommended the measures be held for further study.	Uniform Law Commission Uniform Telehealth Act
Rhode Island	The Telemedicine Coverage Act (HB 5352 & SB 965)	Rep. Kennedy (D) & Sen. LaMountain (D)	House and Senate Committees recommended the measures be held for further study.	Amends the Telemedicine Act by adding a definition of patient provider relationship which states that the relationship may be defined by synchronous or asynchronous telemedicine technologies without a prior in-person meeting as long as the standard of care is met.
South Carolina	Telehealth and Telemedicine Modernization Act (HB 4159)	Rep. Herbkersman (R)	To Senate Committee on Medical Affairs. <i>[Legislature adjourned]</i>	South Carolina Telehealth and Telemedicine Modernization Act. Allows follow-up care via telehealth by a licensee not licensed in South Carolina. Allows for prescriptions for schedule II and III medications for MAT patients. Allows for prescription of lifestyle drugs.
Tennessee	AN Act to amend Tennessee Code Annotated, Title 71, Chapter 5, relative to TennCare. (SB 680)	Sen. Reeves (R)	Signed by the Governor (3/21/2023)	Clarifies that the Medical Assistance Act of 1968 does not require a vendor, healthcare provider, or telehealth provider group that provides healthcare services exclusively via telehealth to have a physical address or site in this state in order to be eligible to enroll as a vendor, provider, or provider group for the medical assistance program. Senate companion to HB 895.
Texas	Relating to the provision of telehealth and telemedicine medical services by certain health professionals located outside of this state; requiring registration to	Rep. Shaheen (R)	Referred to House Select Committee on Health Care Reform (2/23/2023)	Expands the scope of what may be considered a doctor within the state to include physicians licensed by another state licensing board, parties authorized to assist doctors via telemedicine services, removes the "licensed in this state" component from a variety of licensing/practice requirements, and lays out the requirements for an out-of-state licensed doctor to practice in-state.

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	engage in an occupation; authorizing fees. (HB 592)			
Virginia	State plan for medical assistance services; telemedicine, in-state presence. (HB 1602/SB 1418)	Del. Robinson (R) & Sen. Pillion (R)	Signed by the Governor (3/21/2023)	Establishes that health care providers are not required to maintain a physical presence in the Commonwealth to maintain eligibility to enroll as a Medicaid provider. Additionally, the bill establishes that telemedicine services provider groups with health care providers duly licensed by the Commonwealth are not required to maintain an in-state service address to maintain eligibility to enroll as a Medicaid vendor or Medicaid provider group.
Washington	Concerning telemedicine. (SB 5036)	Sen. Muzzall (R)	Signed by the Governor (3/30/2023)	Extends the time frame until July 1, 2024 in which real-time telemedicine using both audio and video technology may be used to establish a relationship for the purpose of providing audio-only telemedicine for certain health care services. Senate companion to HB 1027.
Connecticut	To allow out-of-state health care providers to provide telehealth in the state on a permanent basis. (HB 6562)	Public Health Committee	Tabled for the Calendar, House (4/17/2023)	Revises the definition of telehealth to include audio-only services for in-network providers. Only allows telehealth providers to provide services after the provider has determined whether the patient has health coverage that is fully insured, not fully insured or provided through the Connecticut medical assistance program, and whether the patient's health coverage, if any, provides coverage for the telehealth service.
Hawaii	Relating to Telehealth (HB 907)	Rep. Poepoe (D)	Transmitted to Governor (5/3/2023)	Conforms the State's law regarding telehealth to the Medicare standards by clarifying that telehealth services provided by way of an interactive telecommunications system be reimbursed.

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Missouri	Modifies provisions relating to telemedicine (SB 418)	Sen. Brown (R)	Passed as substituted from Senate Committee on Health and Welfare. (4/13/2023) [Legislature adjourned]	Currently, no health care provider shall prescribe any drug, controlled substance, or other treatment based solely on an evaluation over the telephone unless there is a pre-existing physician-patient relationship. This act changes "telephone" to "telemedicine." Additionally, current law prohibits the use of an internet or telephone questionnaire completed by a patient from constituting an acceptable medical interview for the provision of treatment by telehealth. This act permits such questionnaires if the information provided sufficient as though the medical interview was performed in person. Senate companion of HB 710.
New Hampshire	Relative to prescribing opioids via telehealth medicine. (HB 500)	Rep. Hakken-Phillips (D)	Signed by the Governor (5/18/2023)	Amends prescribing requirements for opioids and controlled substances. Edits the definition of telemedicine under the Nursing Practice Act. Allows practitioners of telehealth medicine to prescribe opioids. Sets out the process for prescribing schedules II-V through telemedicine.
Connecticut	An Act Concerning Online Privacy, Data and Safety Protections. (SB 3)	Judiciary Committee	In House (5/12/2023)	Establishes standards concerning the provision of access to, and sharing of, consumer health data and prohibits geofencing of certain health data among other provisions.
Florida	Interests of Foreign Countries (SB 264)	Sen. Collins (R)	Approved by the Governor. (5/8/2023)	A health care provider that utilizes certified electronic health record technology must ensure that all patient information stored in an offsite physical or virtual environment, including through a third-party or subcontracted computing facility or an entity providing cloud computing services, is physically maintained in the continental United States or its territories or Canada.

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Maryland	Commercial Law - Health Data Privacy (HB 995 & SB 790)	Del. Love (D) & Sen. Hettleman (D)	Withdrawn by sponsors (3/14/2023 & 3/8/2023)	Regulating the collection and use of consumer health data by private entities; prohibiting a private entity from certain collection and use of certain health data without the consent of the consumer; authorizing consumers to exercise certain rights in regards to the consumers' health data; requiring private entities that collect consumer health data to make certain disclosures to consumers; prohibiting a private entity that collects health data of a consumer from selling, leasing, or trading the data; etc.
Nevada	Revises provisions relating to the protection of consumer information. (SB 370)	Sen. Cannizzaro (D), Sen. Nguyen (D), Sen. Doñate (D)	In Assembly (6/1/2023)	Revises provisions relating to consumer health data.
Texas	An act relating to the regulation of telemedicine medical services, teledentistry services, and telehealth services; providing a civil penalty. (SB 2527)	Sen. Campbell (R)	Reported favorably from House Committee on Public Health (5/18/2023)	Emergency protocols for telehealth services, additional rules for prescribing controlled substances such as not allowing the patient to select a particular controlled substance unless the patient has been examined and diagnosed by the professional. A health professional must conduct an in-person evaluation of a patient within 90 days of a telemedicine appointment where a controlled substance is prescribed or refilled to address chronic pain. Requires annual reports for providers who prescribe controlled substances via telemedicine. Prohibits prescribing for mental health patients using asynchronous modalities.
Texas	Relating to the dissemination of patient information through a telemedicine, telehealth, or	Sen. Bettencourt (R)	Passed Senate, to House (5/2/2023)	A physician, health professional, or dentist may not provide a telemedicine medical service, telehealth service, or teledentistry dental service, as applicable, through an entity that provides telecommunications or information technology to enable the service if the



ATA 2023 State Legislative Priorities

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	teledentistry service. (SB 2064)			entity engages in the sale of or otherwise shares patient information with a social media platform.
Washington	Addressing the collection, sharing, and selling of consumer health data. (HB 1155)	Rep. Slatter (D)	Signed by the Governor (4/27/2023)	Health data privacy bill for non-HIPAA covered entities. Includes disclosure, notification, collection, and use requirements for health data. House companion to SB 5351.