

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 HOUSE BILL 2708

By: Bell

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5
6 AS INTRODUCED

7 An Act relating to insurance; amending 36 O.S. 2011,
8 Section 6802, which relates to telemedicine; defining
9 term; amending 36 O.S. 2011, Section 6803, which
10 relates to coverage of telemedicine services;
11 requiring that telemedicine be covered at the same
12 rate as in-person visits; and providing an effective
13 date.

14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. AMENDATORY 36 O.S. 2011, Section 6802, is
16 amended to read as follows:

17 Section 6802. As used in this act, "telemedicine" means the
18 practice of health care delivery, diagnosis, consultation,
19 treatment, including but not limited to, the treatment and
20 prevention of strokes, transfer of medical data, or exchange of
21 medical education information by means of audio, video, or data
22 communications. Telemedicine ~~is not~~ may include a consultation
23 provided by telephone ~~or facsimile machine~~ if a video-messaging
24 application that provides for face-to-face visual communication is
used.

1 SECTION 2. AMENDATORY 36 O.S. 2011, Section 6803, is
2 amended to read as follows:

3 Section 6803. A. For services that a health care practitioner
4 determines to be appropriately provided by means of telemedicine,
5 health care service plans, disability insurer programs, workers'
6 compensation programs, or state Medicaid managed care program
7 contracts issued, amended, or renewed on or after January 1, 1998,
8 shall not require person-to-person contact between a health care
9 practitioner and a patient.

10 B. ~~Subsection~~ Any health benefit plan that is offered, issued
11 or renewed on or after November 1, 2021, shall reimburse health care
12 practitioners for telemedicine services at the same rate as in-
13 person visits in accordance with the terms of the health benefit
14 plan.

15 C. Subsections A and B of this section shall apply to health
16 care service plan contracts with the state Medicaid managed care
17 program only to the extent that both of the following apply:

18 1. Telemedicine services are covered by, and reimbursed under,
19 the fee-for-service provisions of the state Medicaid managed care
20 program; and

21 2. State Medicaid managed care program contracts with health
22 care service plans are amended to add coverage of telemedicine
23 services and make any appropriate capitation rate adjustments.

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SECTION 3. This act shall become effective November 1, 2021.

58-1-6427 AB 01/15/21