



Telemedicine Policies *Board by Board Overview*

Document summary:

Licensure

- Forty-nine (49) state boards, plus the medical boards of District of Columbia, Puerto Rico, and the Virgin Islands, require that physicians engaging in telemedicine are licensed in the state in which the patient is located.
- Twelve (12) state boards issue a special purpose license, telemedicine license or certificate, or license to practice medicine across state lines to allow for the practice of telemedicine.
- Six (6) state boards require physicians to register if they wish to practice across state lines.

Reimbursement - Medicaid

- All states and the District of Columbia provide reimbursement for some form of live video in Medicaid fee-for-service.
- Fourteen (14) states reimburse for store-and-forward.
- Twenty-two (22) states reimburse for remote patient monitoring.
- Eight (8) states reimburse for all three, with certain limitations.

Reimbursement – Private Payer

- Forty (40) states and the District of Columbia govern private payer telehealth reimbursement policies.
- Six (6) states have private payer parity laws.

	State License Required	Reimbursement Policies				Private Payer Law	Other Rules/Regulations (citation only)
		Medicaid					
		Live Video	Store-and-Forward	Remote Patient Monitoring			
AL	√* ¹	√		√		Ala. Admin. Code § 540-x-16	
AK	√	√	√	√		“Telehealth Statutes, Regulations & Policy” Alaska Dept. of Health and Social Services SB 74 of 2016, Chapter 25 SLA 16 “Board Issued Guidelines: Telemedicine” Alaska State Medical Board, Nov. 2014	
AZ-M	√	√	√	√	√	Ariz. Rev. Stat. § 32-1421 “Issue Brief: Telemedicine” Arizona State Senate, Nov. 10, 2014	
AZ-O	√	√	√	√	√	Ariz. Rev. Stat. § 32-1821 Ariz. Rev. Stat. § 32-1854 “Issue Brief: Telemedicine” Arizona State Senate, Nov. 10, 2014	
AR	√	√			√	AR Code § 17-95-206 AR Stat. 10-3-1702(10) “When Does Telemedicine or Internet- Based Patient Healthcare Violate Regulation 2.8?” AR State Med. Board Newsletter Fall 2012	
CA-M	√	√	√		√ ²	Ca. Business & Prof. Code § 2290.5 Medical Board of California	
CA-O	√	√	√		√ ²	Same as CA-M	

¹ √* denotes that a state may issue a special purpose license, telemedicine license or certificate, or license to practice medicine across state lines to allow for the practice of telemedicine.

² √² denotes that a state has a private payer parity law.

CO	√	√		√	√	Colo. Rev. Stat. § 12-36-106(1)(g) “40-27: Guidelines for the Appropriate Use of Telehealth Technologies in the Practice of Medicine” Colorado Medical Board, Aug. 2015
CT	√	√	√		√	Public Act 15-88, Effective 10/1/15 CT Gen. Stat. § 17b-245c
DE	√	√			√ [^]	18 Del. C § 3370 24 Del. C § 1702 24 Del. C § 1769D
DC	√	√			√	DC Municipal Regulations § 4618
FL-M	√ ⁺³	√			√	Fla. Stat. § 456.023 Fla. Admin. Code § 64B8-9.0141
FL-O	√ ⁺	√			√	Fla. Admin. Code § 64B15-14.0081
GA	√	√	√		√ [^]	Ga. Code § 360-3.07 O.C.G.A. § 43-34-31 Ga. Comp. R. & Regs. 360-3-.07
GU	# ⁴					10 GCA § 12202(b)
HI	√	√			√ [^]	Haw. Rev. Stat. § 453-1.3
ID	√	√				Idaho Code Ann. § 54-5601
IL	√	√		√	√	225 ILCS 60/49.5
IN	√	√		√	√	Ind. Code 25-1-9.5 Ind. Code 25-22.5-14 Ind. Code 12-15-5-11 844 IAC 5-8
IA	√	√			√	IAC 653 – 13.11
KS	√	√		√	√	No unique laws regulating practice of telemedicine.

³ √⁺ denotes that a state requires physicians to register if they choose to practice medicine across state lines.

⁴ Guam Code, 10 GCA § 12202(b), requires only that physicians are licensed somewhere within the United States.

KY	√	√			√	Ky. Rev. Stat. § 311.550(17) Ky. Rev. Stat. § 311.5975 “Policy: Telemedicine Statement” Kentucky Board of Medical Licensure, Sept.1997 “Board Opinion regarding the use of Telemedicine Technologies in the Practice of Medicine” Kentucky Board of Medical Licensure, June 2014
LA	√*	√		√	√	La. Rev. Stat. § 37.1276.1 La. Rev. Stat. § 37:1271 La. Rev. Stat. § 40:1223.3 La. Admin. Code 46:XLV.408 “Advisory opinion: The use of telemedicine technologies with established patient” LA State Board of Medical Examiners, March 24, 2014
ME-M	√+	√		√	√	32 MRSA § 3300-D “Guidelines: Telemedicine” Maine Board of Licensure in Medicine, Sept. 2014 “Policy: Medical Practice Across State Lines” Northeast Region State Medical Boards, Sept. 1999 “Advisory Ruling: Telemedicine – Radiology” Maine Board of Licensure in Medicine, May 1994 “Advisory Ruling: Telemedicine – Psychotherapy” Maine Board of Licensure in Medicine, August 1993
ME-O	√	√		√	√	“Policy: Medical Practice Across State Lines” Northeast Region State Medical Boards, Sept. 1999
MD	√	√	√	√	√	Code of Maryland and Rules (COMAR) 10.32.05 “Telemedicine” MD Dept. of Health and Mental Hygiene
MA	√	√			√	243 CMR 2.01(4)

MI-M	√	√			√	MCL 333.16283 et. seq.
MI-O	√	√			√	See MI-M
MN	√+	√	√	√	√^	Minn. Stat. § 147.032 “Telemedicine Registration” Minnesota Board of Medical Practice “Telemedicine Laws in Minnesota” Minnesota House Research, July 2020
MS	√	√		√	√	MS Code Ann. § 73-25-34 MS Admin Code title 30, part 2635, ch. 5
MO	√	√		√	√	Mo. Rev. Stat. § 191.1145(6) Mo. Rev. Stat. § 191.1146 Mo. Rev. Stat. § 334.010 Mo. Rev. Stat. § 334.108
MT	√	√			√	MT Code Ann. § 37-3-102 MT Code Ann. § 37-3-343 Montana Admin. Code 24:156:8
NE	√	√		√	√	Neb. Rev. Stat. § 71-8501 et seq.
NV-M	√*	√	√		√	NRS 630.261(e)
NV-O	√	√	√		√	NRS 633.165
NH	√	√			√	NH Rev. Stat. § 329:1-d NH Rev. Stat. § 415-J “Guidelines for Physician Internet and Prescribing” New Hampshire Board of Medicine Policy, April 2004 “Policy: Medical Practice Across State Lines” Northeast Region State Medical Boards, Sept. 1999
NJ	√*	√			√	NJ Rev. Stat §§ 45:9-21(b-c)
NM-M	√*	√	√		√^	NM Admin. Code 16.10.2 et seq.
NM-O	√	√	√		√^	No unique laws regulating practice of telemedicine.

NY	√	√	√	√	√	Telemedicine Statutes of New York “Statements on Telemedicine” NY State Office of Prof. Medical Conduct “Policy: Medical Practice Across State Lines” Northeast Region State Medical Boards, Sept. 1999
NC	√	√				“Position Statement: Telemedicine” North Carolina Medical Board, November 2014
ND	√	√			√	N.D. Cent. Code § 54-52.1-04.13 “Statement on Telemedicine Policy” ND Board of Medical Examiners, March 21, 2014
OH	√*	√			√	OAC § 4731-10-11 OAC § 4731-11-01 OAC § 4731-11-09 ORC § 4731.296 “Position Statement on Telemedicine” State Medical Board of Ohio, May 2012
OK-M	√	√			√	Okla. Stat. § 36-6801 et seq. Oklahoma Admin. Code § 435 Amendments to OAC § 435, May 2016 “Adopted Telemedicine Policy (Mental Health)” Oklahoma Medical Board, Sept. 18, 2008 “Definition of Face to Face Encounter by Telemedicine in Oklahoma” Oklahoma Medical Board, Sept. 25, 2013
OK-O	√*	√			√	“Licensure” Okla. Stat. §59-633 “Guidelines on Telemedicine” Oklahoma State Board of Osteopathic Examiners
OR	√*	√		√	√	Or. Rev. Stat. § 677.139 Or. Rev. Stat. § 743A.058 Or. Admin. Code 410-130-0610 “Statement of Philosophy” Oregon Medical Board, January 2012

PA-M	√*	√				Pa. Code § 17.4
PA-O	√*	√				Pa. Code § 25.243
PR	√					20 LPRA § 6001 et seq.
RI	√	√			√	RI Gen Laws § 5-37-12 “Guidelines for Appropriate Use of Telemedicine and Internet in Medical Practice” Rhode Island Board of Medical Licensure and Discipline
SC	√	√		√		S.C. Code Ann. 40-47-37 “Telemedicine Advisory Opinion” South Carolina Board of Medical Examiners, August 2015 “Establishment of Physician-Patient Relationship as Prerequisite to Prescribing Drugs” South Carolina Board of Medical Examiners, August 2015
SD	√	√			√	SD Codified Laws § 36-4-41 SD Codified Laws § 36-2-9
TN-M	√	√	√		√	Tenn. Code Ann. § 63-1-155 Tenn. Code Ann. § 63-6-201 Tenn Comp. R. & Regs. 0880-02.16 “Policy Statement: Practicing Medicine on patients within Boundaries of Tennessee by Physicians in other states” Tennessee State Board of Medical Examiners, Oct. 1994
TN-O	√*	√	√		√	Tenn. Comp. R. & Regs. 1050-02.17
TX	√*	√	√	√	√	22 Tex Admin. Code § 174 “Out-of-State Telemedicine License” Texas Medical Board
UT-M	√	√		√	√	Utah Code § 58-1-307
UT-O	√	√		√	√	Same as UT-M

VT-M	√	√	√	√	√	“Policy: Medical Practice Across State Lines” Northeast Region State Medical Boards, Sept. 1999
VT-O	√	√	√	√	√	Same as VT-M
VI	√					VI St. T. 27 § 16
VA	√	√	√	√	√	Va. Code § 38.2-3418.16 “Guidance Document 85-21” Virginia Board of Medicine, Feb. 2015
WA-M	√	√	√	√	√	RCW 18.71.030 WAC 182-531-1730 “Guideline: Appropriate Use of Telemedicine” Medical Quality Assurance Commission, Oct. 2014
WA-O	√	√	√	√	√	RCW 18.57.040
WV-M	√	√				W Va. Code § 30-3-13 “Position Statement on Telemedicine” West Virginia Board of Medicine, Nov. 2014
WV-O	√	√				W. Va. Code §30-14-12d “Telemedicine Policy” West Virginia Board of Osteopathic Medicine, Sept. 2015
WI	√	√				Wisconsin Admin. Code Med. §24
WY	√	√				WY Board Rules § 1.4(e)

For informational purposes only: This document is not intended as a comprehensive statement of the law on this topic, nor to be relied upon as authoritative. Non-cited laws, regulation, and/or policy could impact analysis on a case-by-case or state-by-state basis. All information should be verified independently.