

State Telemedicine Statute Summary

State	Telemedicine License Provisions	Other laws relating to telemedicine practice	# of Telemedicine Licensees
Alabama	<p>Rule – Chapter 540-X-16 – The Practice of Medicine or Osteopathy Across State Lines</p> <ul style="list-style-type: none"> • Provides for a special purpose license to practice medicine across state lines • Defines the practice of medicine across state lines • Defines informal consultation • Exempts treatment in a medical emergency or irregular or infrequent practice (also defined) • Specifies qualifications and requirements • Subjects licensee to jurisdiction of the Bd in all matters set forth in MPA and rules and regs relating to discipline • Licensee must report the initiation of disciplinary action in another state within 15 days • Limits special licenses to states that have reciprocal legislation permitting AL physicians ability to practice across state lines <p>(Statute passed 1999)</p>		7 – Special Purpose
California	<p>California passed legislation in 1996 authorizing a system for registration of physicians seeking to practice across state lines into California. The Board did not adopt rules to implement this registration system and thus continues to require a full and unrestricted license for telemedicine practice.</p>		NA
Minnesota	<p>Statute – 147.032 – Interstate Practice of Medicine</p> <ul style="list-style-type: none"> • Telemedicine defined in 147.081, subdivision 3 • Provides for registration with MN Bd for interstate practice of medicine • Specifies requirements • Subjects licensee to MN laws and judicial system and Bd jurisdiction relating to matters set forth in MPA • Exempts treatment in emergency (defined); irregular or infrequent treatment (defined); consultation services when MN physician maintains authority over care of the patient • Licensee must notify Bd of adverse actions or license restrictions in another state 		159 - Telemedicine

	(Statute passed 2002)		
Montana	<p>Statute MCA 37-3-341 to 349 – Telemedicine</p> <ul style="list-style-type: none"> • Provides for a telemedicine license • Defines telemedicine • Exemptions include informal consultation made without expectation of compensation; diagnosis of a medical condition by a physician located outside MT based on an x-ray, cardiogram, pap smear, or other specimen sent for evaluation; and communication with a patient in MT in collaboration with a physician licensed in MT. • Limits scope of practice for telemedicine • Specifies requirements and qualifications • Specifies grounds for discipline • Subjects licensee to jurisdiction MT Bd and MT courts <p>Rules – Telemedicine Rules – 24.156.801 to 811</p> <ul style="list-style-type: none"> • Specifies requirements • Requires licensees to report initiation of disciplinary action; denial of hospital privileges; restriction or limitation of practice in any license jurisdiction within 15 days • Subjects licensee to MT MPA and jurisdiction of the MT Bd <p>(Statute passed 1999)</p>		66 - Telemedicine
Nevada	<p>Statute NRS 630.261 – Locum tenens, special, restricted, temporary and special purpose licenses</p> <ul style="list-style-type: none"> • Provides for a special purpose license to practice medicine across state lines electronically, telephonically, or by fiber optics. • Specifies requirements and qualifications, including certification by an ABMS specialty board or 36 months of progressive PGT, as set out in NRS 630.160 – general license requirements <p>(Statute passed 2001)</p>		129 – Special Purpose
New Mexico	<p>Rules – Telemedicine License – 16.10.2.11</p> <ul style="list-style-type: none"> • Provides for a telemedicine license • Specifies requirements and qualifications • Exemptions defined in MPA and include irregular or infrequent consultations (defined) <p>(Statute passed 2001)</p>		243 - Telemedicine
Ohio	Statute – 4731.296 – Telemedicine certificate		5 – DO - Telemed 69 – MD Telemed

	<ul style="list-style-type: none"> • Provides for a telemedicine certificate • Defines the practice of telemedicine • Specifies requirements and qualifications, including requirement for licensure in a state that requires at least 50 hrs of CME every two years • Bd may revoke a certificate or take disciplinary action against a certificate holder for violation of the MPA <p>(Statute passed 2000)</p>		
Oregon	<p>Statute 677.135 to 677.139– Practice of Medicine Across State Lines</p> <ul style="list-style-type: none"> • Provides for a license to practice medicine across state lines • Defines the practice of medicine across state lines • Exempts practice in an emergency; for consultations where the physician does not undertake primary responsibility for treatment of a patient in OR; and to a physician outside OR who has an established physician/patient relationship with a person temporarily in OR • Specifies requirements and qualifications <p>Rules – 847-025-000 to 847-025-0060– Rules for License to Practice Medicine Across State Lines</p> <ul style="list-style-type: none"> • Defines the practice of medicine across state lines • Subjects licensee to MPA and state laws relating to maintenance of medical records • Specifically requires the physician to establish a physician/patient relationship; perform an in-person examination prior to treatment; and prohibits prescribing based on a consultation over the Internet • Exempts practice in an emergency; for consultations where the physician does not undertake primary responsibility for treatment of a patient in OR; and to a physician outside OR who has an established physician/patient relationship with a person temporarily in OR • Specifies limitations including treating a person for intractable pain; supervising an OR physician assistant or first responder/emergency medical technician; participate in Rural Health Services • Specifies requirements and qualifications <p>(Statute passed 1999)</p>	<p>Teleradiology – Allows a physician to read radiology images and report back to the patient’s primary care physician.</p> <p>Telemonitoring – Allows a physician to direct a technician to make adjustments in equipment that are reading neurological impulses.</p>	<p>1 – Telemedicine 172 – Teleradiology 2 - Telemonitoring</p>

Tennessee	Rule – 0880-2-.16 – Telemedicine Licensure <ul style="list-style-type: none"> • Provides for telemedicine license • Defines the practice of medicine across state lines • Specifies requirements, qualifications and restrictions • Subjects licensee to jurisdiction of the Bd in all matters set forth in MPA and rules and regs relating to discipline • Exempts treatment in an emergency; infrequent or practice without compensation; informal or uncompensated consultations; or consultations requested by a physician licensed in TN • No exemption for practice conducted within the parameters of a contractual relationship (Statute passed 1998)		233 - Telemedicine
Texas	Rule – 172.12 - Telemedicine License <ul style="list-style-type: none"> • Provides for a special purpose telemedicine license • Specifies requirements and qualifications, including passage of TX Medical Jurisprudence Exam • Subjects licensee to jurisdiction of the Bd in matters relating to MPA • Exempts episodic consultation; consultation services provided to a medical school; informal consultation; treatment in an emergency or disaster; and treatment by a physician in another jurisdiction having borders contiguous with TX who orders home health or hospice services for a patient living in TX (Statute passed 1997)	Rule – 172.2 – Definitions <ul style="list-style-type: none"> • Defines episodic consultation and informal consultation 	121 - Telemedicine

South Dakota statute 36-4-41: Practice of Medicine or Osteopathy in SD while located outside the states, may appear to provide for a special license. The statute, however, states that a physician located in another state that provides diagnostic or treatment services to a patient in SD through electronic means under contract with a health care organization, a preferred provider organization, or a health care facility is engaged in the practice of medicine in SD—thus requiring a SD license.