

State of Arizona
House of Representatives
Fifty-third Legislature
Second Regular Session
2018

CHAPTER 174
HOUSE BILL 2042

AN ACT

AMENDING SECTIONS 20-841.09, 20-1057.13, 20-1376.05 AND 20-1406.05,
ARIZONA REVISED STATUTES; RELATING TO TELEMEDICINE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 20-841.09, Arizona Revised Statutes, is amended
3 to read:

4 20-841.09. Telemedicine; coverage of health care services;
5 definitions

6 A. All contracts issued, delivered or renewed on or after
7 January 1, 2018 must provide coverage for health care services that are
8 provided through telemedicine if the health care service would be covered
9 were it provided through in-person consultation between the subscriber and
10 a health care provider and provided to a subscriber receiving the service
11 in this state. The contract may limit the coverage to those health care
12 providers who are members of the corporation's provider network.

13 B. This section does not prevent a corporation from imposing
14 deductibles, copayment or coinsurance requirements for a health care
15 service provided through telemedicine if the deductible, copayment or
16 coinsurance does not exceed the deductible, copayment or coinsurance
17 applicable to an in-person consultation for the same health care service.

18 C. Services provided through telemedicine or resulting from a
19 telemedicine consultation shall comply with Arizona licensure
20 requirements, accreditation standards and any practice guidelines of a
21 national association of medical professionals promoting access to medical
22 care for consumers via telecommunications technology or other qualified
23 medical professional societies to ensure quality of care.

24 D. This section does not apply to limited benefit coverage as
25 defined in section 20-1137.

26 E. For the purposes of this section:

27 1. "Health care services" means services provided for the following
28 conditions or in the following settings:

- 29 (a) Trauma.
- 30 (b) Burn.
- 31 (c) Cardiology.
- 32 (d) Infectious diseases.
- 33 (e) Mental health disorders.
- 34 (f) Neurologic diseases including strokes.
- 35 (g) Dermatology.
- 36 (h) Pulmonology.
- 37 (i) BEGINNING JANUARY 1, 2020, UROLOGY.
- 38 (j) BEGINNING JANUARY 1, 2019, PAIN MEDICINE.
- 39 (k) BEGINNING JANUARY 1, 2019, SUBSTANCE ABUSE.

40 2. "Telemedicine":

41 (a) Means the interactive use of audio, video or other electronic
42 media for the purpose of diagnosis, consultation or treatment.

43 (b) Does not include the sole use of an audio-only telephone, a
44 video-only system, a facsimile machine, instant messages or electronic
45 mail.

1 (b) Does not include the sole use of an audio-only telephone, a
2 video-only system, a facsimile machine, instant messages or electronic
3 mail.

4 Sec. 3. Section 20-1376.05, Arizona Revised Statutes, is amended to
5 read:

6 20-1376.05. Telemedicine; coverage of health care services;
7 definitions

8 A. All policies issued, delivered or renewed by a disability
9 insurer on or after January 1, 2018 must provide coverage for health care
10 services that are provided through telemedicine if the health care service
11 would be covered were it provided through in-person consultation between
12 the insured and a health care provider and provided to an insured
13 receiving the service in this state. The policy may limit the coverage to
14 those health care providers who are members of the disability insurer's
15 provider network.

16 B. This section does not prevent a disability insurer from imposing
17 deductibles, copayment or coinsurance requirements for a health care
18 service provided through telemedicine if the deductible, copayment or
19 coinsurance does not exceed the deductible, copayment or coinsurance
20 applicable to an in-person consultation for the same health care service.

21 C. Services provided through telemedicine or resulting from a
22 telemedicine consultation shall comply with Arizona licensure
23 requirements, accreditation standards and any practice guidelines of a
24 national association of medical professionals promoting access to medical
25 care for consumers via telecommunications technology or other qualified
26 medical professional societies to ensure quality of care.

27 D. This section does not apply to limited benefit coverage as
28 defined in section 20-1137.

29 E. For the purposes of this section:

30 1. "Health care services" means services provided for the following
31 conditions or in the following settings:

- 32 (a) Trauma.
- 33 (b) Burn.
- 34 (c) Cardiology.
- 35 (d) Infectious diseases.
- 36 (e) Mental health disorders.
- 37 (f) Neurologic diseases including strokes.
- 38 (g) Dermatology.
- 39 (h) Pulmonology.
- 40 (i) BEGINNING JANUARY 1, 2020, UROLOGY.
- 41 (j) BEGINNING JANUARY 1, 2019, PAIN MEDICINE.
- 42 (k) BEGINNING JANUARY 1, 2019, SUBSTANCE ABUSE.

43 2. "Telemedicine":

44 (a) Means the interactive use of audio, video or other electronic
45 media for the purpose of diagnosis, consultation or treatment.

1 (b) Does not include the sole use of an audio-only telephone, a
2 video-only system, a facsimile machine, instant messages or electronic
3 mail.

4 Sec. 4. Section 20-1406.05, Arizona Revised Statutes, is amended to
5 read:

6 20-1406.05. Telemedicine; coverage of health care services;
7 definitions

8 A. All policies issued, delivered or renewed by a group disability
9 insurer or a blanket disability insurer on or after January 1, 2018 must
10 provide coverage for health care services that are provided through
11 telemedicine if the health care service would be covered were it provided
12 through in-person consultation between the insured and a health care
13 provider and provided to an insured receiving the service in this state.
14 The policy may limit the coverage to those health care providers who are
15 members of the insurer's provider network.

16 B. This section does not prevent a group or blanket disability
17 insurer from imposing deductibles, copayment or coinsurance requirements
18 for a health care service provided through telemedicine if the deductible,
19 copayment or coinsurance does not exceed the deductible, copayment or
20 coinsurance applicable to an in-person consultation for the same health
21 care service.

22 C. Services provided through telemedicine or resulting from a
23 telemedicine consultation shall comply with Arizona licensure
24 requirements, accreditation standards and any practice guidelines of a
25 national association of medical professionals promoting access to medical
26 care for consumers via telecommunications technology or other qualified
27 medical professional societies to ensure quality of care.

28 D. This section does not apply to limited benefit coverage as
29 defined in section 20-1137.

30 E. For the purposes of this section:

31 1. "Health care services" means services provided for the following
32 conditions or in the following settings:

- 33 (a) Trauma.
- 34 (b) Burn.
- 35 (c) Cardiology.
- 36 (d) Infectious diseases.
- 37 (e) Mental health disorders.
- 38 (f) Neurologic diseases including strokes.
- 39 (g) Dermatology.
- 40 (h) Pulmonology.
- 41 (i) BEGINNING JANUARY 1, 2020, UROLOGY.
- 42 (j) BEGINNING JANUARY 1, 2019, PAIN MEDICINE.
- 43 (k) BEGINNING JANUARY 1, 2019, SUBSTANCE ABUSE.

- 1 2. "Telemedicine":
2 (a) Means the interactive use of audio, video or other electronic
3 media for the purpose of diagnosis, consultation or treatment.
4 (b) Does not include the sole use of an audio-only telephone, a
5 video-only system, a facsimile machine, instant messages or electronic
6 mail.

APPROVED BY THE GOVERNOR APRIL 11, 2018.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 11, 2018.