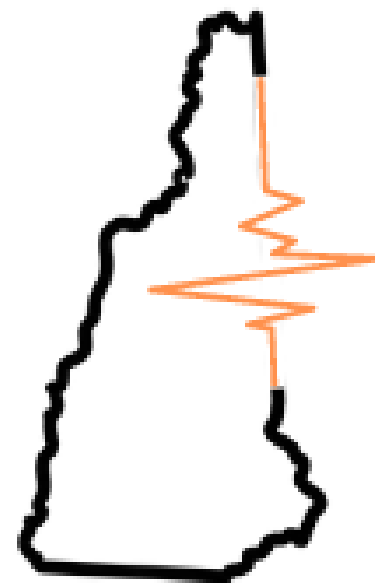


New Hampshire
telehealth
alliance





presents

2022 New Hampshire Telehealth Legislative Overview

Jim Monahan, Founder, NH Telehealth Alliance

Deb Fournier, Policy Advisor, NH Telehealth Alliance & Senior Associate, UNH's Institute for Health Policy and Practice

How to Participate:



Questions will be addressed at the end of the webinar.



Submit a question via the “Q&A” feature in the black toolbar located at the top or bottom of your screen.



Only questions submitted via Q&A will be read by our host for the panelists to address.



A recording of this webinar will be made available to members.

2022 NH Telehealth Legislation Overview

2022 Legislative Process

- Timelines
- Committee Process
- Full House and Senate Votes
- Role of the Executive & Agencies
 - Agencies
 - Governor



Watching 16 bills in 2 Categories

- Telehealth Bills
- Broadband Bills



Telehealth Related Bills

HB 503 –
Codifying the
Council on
Housing Stability
and Relative to
Telehealth and
Medically-Assisted
Treatment for
Substance use
Disorder.

A Senate Amendment to this bill offers changes to how Medically Assisted Treatment within the Substance Use Disorder environment can better use Telehealth.

The bill is now awaiting a House concurrence with the Senate Amendment.

HB 602 – Relative To Reimbursements For Telemedicine

Filed in 2021, this bill was sent to Interim Study.

Generally, a negative bill:

- Limited audio only telehealth
- Eliminated payment parity

Strong opposition from consumers and providers in 2021.

HB 1390 – Relative To Access To Language Translation Services In Telemedicine

This bill directs licensed health care facilities required to provide meaningful language access to limited-English proficient speakers and deaf or hard of hearing individuals to provide such access when services are provided through telemedicine.

As a practical matter, these services do carry forward within the telehealth space and can often be more cost efficient and more widely used.

HB 1405 – Allowing Out-of-state Mental Health Care Providers To Provide Telehealth Treatment During A Mental Health Emergency

- This bill allows out-of-state mental health care providers to provide telehealth treatment during a mental health emergency and requires insurance coverage for out-of-state mental health services provided through telemedicine.
 - ***The bill allows for out-of-state mental health care providers, not licensed in NH who provide telehealth treatment to fewer than 5 patients per year during a mental health emergency.***

SB 382 – Relative To Licensure Requirements for Telehealth Services

- 1 Telemedicine and Telehealth Services. Amend RSA 310-A:1-g, IV to read as follows:
 - IV. [Notwithstanding any provision of law to the contrary] ***Unless otherwise prescribed by statute***, an out-of-state healthcare professional providing services by means of telemedicine or telehealth shall be required to be licensed, certified, or registered by the appropriate ***New Hampshire*** licensing [board within the office of professional licensure and certification] ***body if the patient is physically located in New Hampshire at the time of service.*** This paragraph shall not apply to out-of-state physicians who provide consultation services pursuant to RSA 329:21, II.
 - Generally consistent with the current regulatory and legal structure

SB 390 – Relative To Telemedicine And Telehealth



The bill offers definitions of *“Asynchronous interaction”* and *“Synchronous interaction”* in the licensure and certification statutes.



Seems to try to expand definition of telehealth services to include asynchronous services for the purposes of what providers can offer. Unclear whether applies to reimbursable services.



No Public Hearing.

SB 397 – Enacting The Mental Health Counseling Compact

Begins the process of getting several states to create a unified process for licensed professional counselors.

Small Telehealth Section: Member states shall recognize the right of a licensed professional counselor, licensed by a home state in accordance with RSA 330-D:2 and under rules promulgated by the commission, to practice professional counseling in any member state via telehealth under a privilege to practice as provided in the compact and rules promulgated by the commission.

SB 430 – Relative To Health And Human services



Large “House Keeping” bill for the Department of Health and Human Services



New Paragraph; Out-of-State Physicians; Consultation and Follow-up Care via Telemedicine Permitted. Amend RSA 329:21 by inserting after paragraph II the following new paragraph:



II-a. To a physician licensed and in good standing in another state, when providing consultation services or follow-up care via telemedicine to a patient who previously received services from the physician in the state where the physician is licensed.



No Public Hearing.

Broadband Bills

HB 1282 – Relative To The Records Of Communication Common Carriers

- This bill prohibits a communications common carrier from releasing customer information to a government entity unless requested pursuant to a valid search warrant or an exception to the warrant requirement.
- Might impact Communications districts

HB 1413 – Relative To Privacy Of Online Customer Information

This bill prohibits a provider of broadband Internet access service from using, disclosing, selling, or permitting access to customer personal information unless the customer expressly consents to that use, disclosure, sale, or access unless exempted under this chapter. This bill also provides exceptions to this prohibition.

Addresses privacy issues associated with broadband build out

SB 247 – Relative To Broadband Infrastructure Bonds

This bill authorizes a municipality or county to issue bonds or notes for the financing of broadband infrastructure projects for any location within a municipality.

Major Change, as it eliminate the restriction to only bond for “unserved” locations.

SB 273- Relative To Broadband Infrastructure Funding

This bill permits towns to authorize the borrowing of money for broadband infrastructure at special meetings.

Current law, requires a vote at a annual meeting

(c) Notwithstanding RSA 31:5, the members may hold a special meeting for the limited purpose of voting to borrow money and issue bonds or notes in accordance with RSA 33 to finance broadband infrastructure bonds under RSA 33:3-g.

SB 395 -
Relative To
The Broadband
Matching Grant
Initiative.

- This bill allows municipalities and cell phone service providers to apply for broadband matching grant funds to upgrade local cell phone service to the standard necessary to support broadband and other advanced communication services.
- Strong bi-partisan sponsorship.

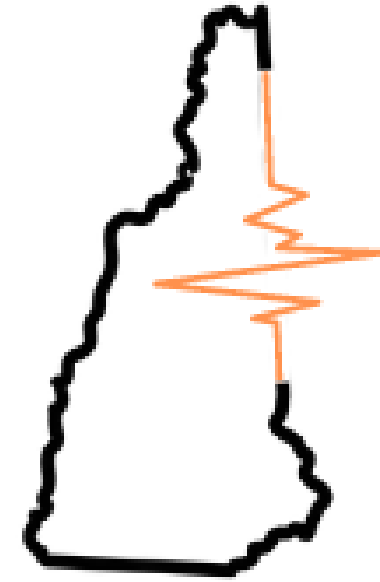


SB 445 –
Appropriating
Funds To The
Broadband
Matching
Grant Fund

Adds \$35 million, from the American Rescue Plan Act to the state matching grant fund

But is still limited to unserved areas.

New Hampshire
telehealth
alliance



Q&A



Submit a question via the “Q&A” feature in the black toolbar located at the top or bottom of your screen.

2022 Member Benefits



Public policy information: Receive regular updates on the latest federal and state legislation and agency rulemaking that may impact your current operations and practices to inform your advocacy efforts.



Advocacy: Alliance staff will stay ahead of telehealth and broadband issues and advocate for funds, policies, projects, and rules that support a robust, accessible, and future-proof telehealth environment in New Hampshire.



Resources: Have on-demand access to exclusive educational and informational resources.



Quarterly webinar: Access to free monthly webinars featuring industry developments, legislative and agency updates, as well as educational topics.



Franklin Pierce School of Law
Institute for Health Policy & Practice
Health Law & Policy

© 2020 University of New Hampshire. All rights reserved.



2022 Member Benefits



COMING SOON! Clinical & practice supports trainings: Access to clinical trainings for telehealth practitioners.



Contact: Get access to complete Alliance directory of subscribers.



Annual Summit: Discounted rates to attend Annual Summit.



Visibility: Your linked logo on the website.



Franklin Pierce School of Law
Institute for Health Policy & Practice
Health Law & Policy

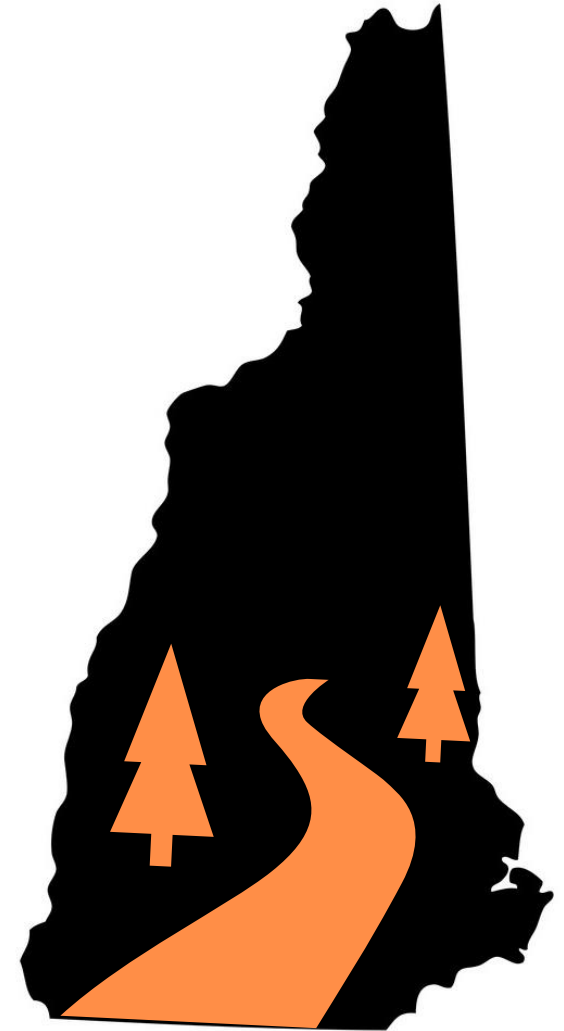
© 2020 University of New Hampshire. All rights reserved.



New Hampshire Telehealth Alliance 2022 Roadmap

Three arenas of activity:

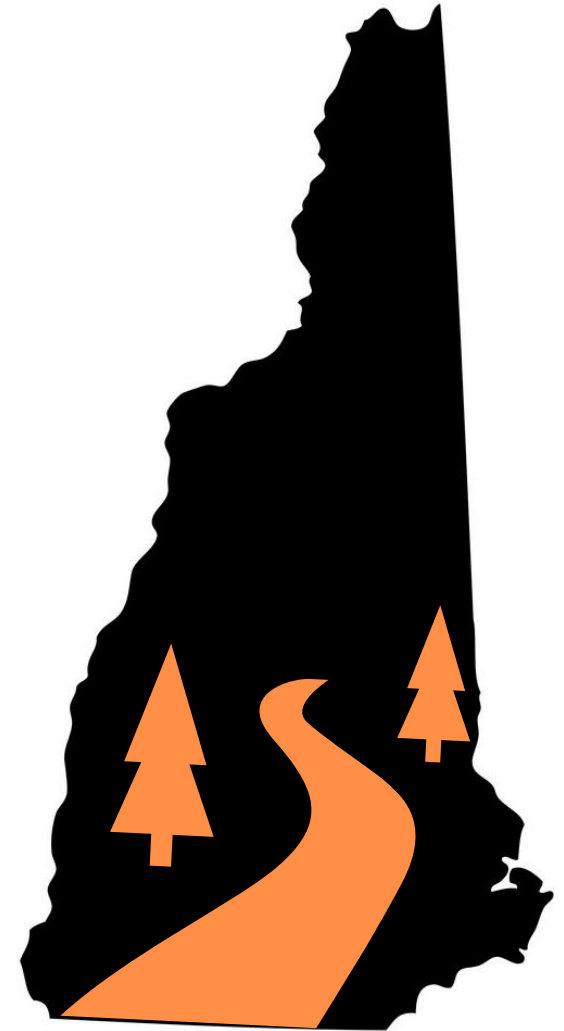
1. Public policy & advocacy
2. Clinical practice support
3. Broadband



New Hampshire Telehealth Alliance 2022 Roadmap

1. Public Policy & Advocacy

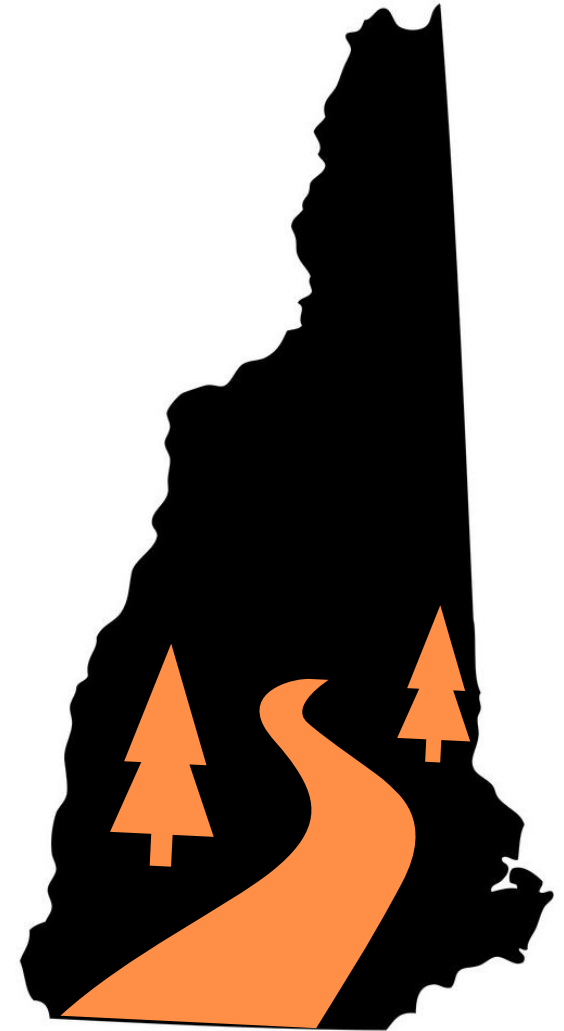
- Federal
 - PHE
 - Regulation
 - Federal Legislation
- State
 - Legislation
 - MAT
 - Other (developing)
 - Rules and Regulations
 - OPLC
 - Insurance
 - DHHS



New Hampshire Telehealth Alliance 2022 Roadmap

2. Clinical Practice Support

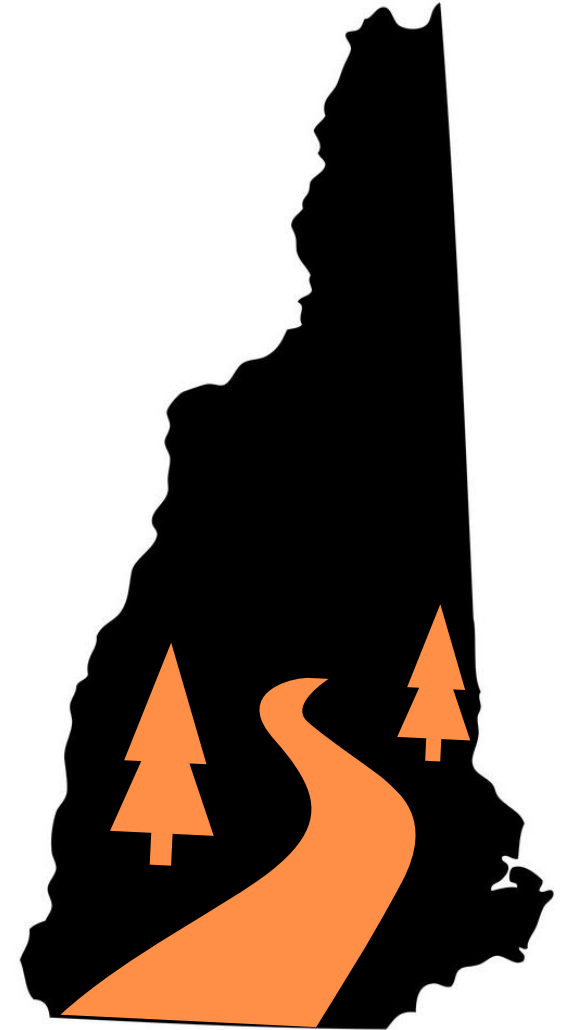
- Strong interest
- NHTA partnership efforts



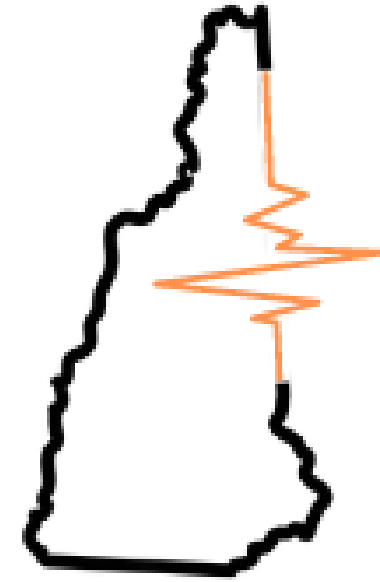
New Hampshire Telehealth Alliance 2022 Roadmap

3. Broadband Deployment

- Goals: Universal access & future-proofing
- State match program rule making
- Flow of and rules of federal infrastructure dollars
 - Mapping
 - Emerging Disputes



New Hampshire
telehealth
alliance

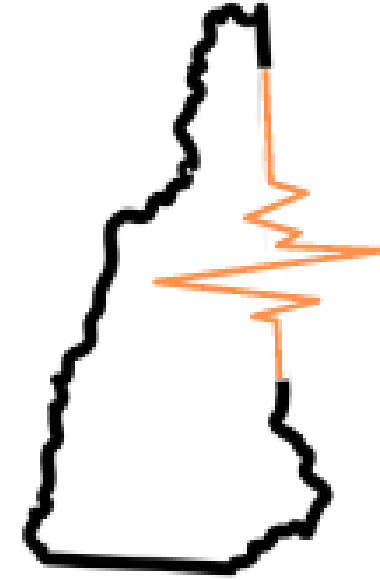


Q&A



Submit a question via the “Q&A” feature in the black toolbar located at the top or bottom of your screen.

New Hampshire
telehealth
alliance



Thank you for joining us!

A recording of this webinar will be made available to NH Telehealth Alliance members.