

TEXAS CLINICAL PAYMENT AND CODING GUIDELINE

In the event of a conflict between a Clinical Payment and Coding Policy and any plan document under which a member is entitled to Covered Services, the plan document will govern. Plan documents include but are not limited to, Certificates of Health Care Benefits, benefit booklets, Summary Plan Descriptions and other coverage documents.

In the event of a conflict between a Clinical Payment and Coding Policy and any provider contract pursuant to which a provider participates in and/or provides Covered Services to eligible member(s) and/or plans, the provider contract will govern.

Providers are responsible for accurately, completely, and legibly documenting the services performed including any preoperative workup. Billing office is expected to submit claims for services rendered using valid codes from the Health Insurance Portability and Accountability Act (HIPAA) approved code sets. Claims should be coded appropriately according to industry standard coding guidelines including, but not limited to: Uniform Billing (UB) Editor, American Medical Association (AMA), Current Procedural Terminology (CPT®), CPT® Assistant, Healthcare Common Procedure Coding System (HCPCS), National Drug Codes (NDC), Diagnosis Related Group (DRG) guidelines, Centers for Medicare and Medicaid Services (CMS) National Correct Coding Initiative (CCI) Policy Manual, CCI table edits and other CMS guidelines. Claims are subject to the code auditing protocols for services/procedures billed.

Telemedicine Medical Services and Telehealth Services - Additional Information for COVID-19

Policy Number: TXCPCP01

Version 3.0

BCBSTX Approval Date: 3/7/2019

Effective Date: 07/01/2019 (Blue Cross and Blue Shield of Texas)

Telemedicine and Telehealth Coverage Expansion in Response to COVID-19

For temporary modifications to payment and coding policies relating to telemedicine and telehealth in response to COVID-19, see:

https://www.bcbstx.com/provider/pdf/tx_using_telemed_telehealth_covid19.pdf 

Description

[Qualified physicians and health professionals](#) who are licensed in Texas have the option to provide telemedicine medical services and telehealth services to their patients to strengthen provider/patient relationships and encourage continuity of care with the same provider. Pursuant to Texas Insurance Code Chapter 1455, telemedicine medical services and telehealth services or procedures are covered for certain insured PPO and HMO plans (other than small group plans) when rendered by a network provider licensed in the state of Texas. Medical policies, member benefits, and eligibility are determining factors in reimbursement. Blue Cross and Blue Shield of Texas network physicians and healthcare professionals can provide telemedicine medical services and telehealth services to their BCBSTX patients subject to their applicable contract(s) with BCBSTX.

Description (cont'd)

The purpose of the Telemedicine Medical Services and Telehealth Services policy is to provide guidance on payment and coding for services that are provided to a patient by a network healthcare provider, not at the same physical location. These services can be performed through various interactive telecommunication or information technology devices.

Telemedicine medical service - A health care service delivered by a physician licensed in Texas, or a health professional acting under the delegation and supervision of a physician licensed in Texas and acting within the scope of the physician's or health professional's license to a patient at a different physical location than the physician or health professional using telecommunications or information technology.

Telehealth service - A health service, other than a telemedicine medical service, delivered by a health professional licensed, certified, or otherwise entitled to practice in Texas and acting within the scope of the health professional's license, certification, or entitlement to a patient at a different physical location than the health professional using telecommunications or information technology. All telehealth services must be provided in compliance with the standards that are established by the licensing or certifying board of the health professional providing the services.

Physician - A person who is licensed to practice medicine in the state of Texas.

Health professional - A physician or a person who is licensed or certified in the state of Texas to perform a health care service; and is authorized to assist a physician in providing a telemedicine medical service that is delegated and supervised by the physician; or a licensed or certified health professional acting within the scope of the license or certification who does not perform the telemedicine medical service.

Communication Services:

Interactive electronic telecommunications equipment includes, audio and video equipment permitting two-way, or live video interactive communication between the patient and physician or practitioner.

Live video, two-way interaction (**Synchronous**)- Live interaction between the patient and the qualifying healthcare professional using audiovisual telecommunication technology.

Store and Forward (**Asynchronous telecommunication**) - technology that stores and transmits or grants access to a person's clinical information for review by a health professional at a different physical location than the person.

Communication Services (cont'd):

Texas Occupations Code Section 111.004, provides that the Texas Medical Board may adopt rules related to telemedicine medical services and telehealth services to:

- Ensure that patients using telemedicine medical services receive appropriate, quality care;
- Prevent abuse and fraud in the use of telemedicine medical services, including rules relating to the filing of claims and records required to be maintained in connection with telemedicine medical services;
- Ensure adequate supervision of health professionals who are not physicians and who provide telemedicine medical services; and
- Establish the maximum number of health professionals who are not physicians that a physician may supervise through a telemedicine medical service

Location Guideline

Originating sites are defined as a location where the patient received a telehealth service by a qualifying healthcare professional. Originating sites can include but are not limited to the following:

- The offices of physicians or practitioners
- Hospitals
- Critical Access Hospitals (CAH)
- Rural Health Clinics
- Federally Qualified Health Centers
- Hospital based or CAH based Renal Dialysis Centers (including satellites)- Independent Renal Dialysis Facilities are not eligible
- Skilled Nursing Facilities (SNF)
- Community Mental Health Centers (CMHC)
- The patient's residence

Reimbursement Information:

For insured plans subject to Texas Insurance Code Chapter 1455, a covered service or procedure provided to a member by an in-network healthcare professional cannot be excluded from coverage solely because it was not provided through an in person consultation. The patient's plan may require a copayment, coinsurance or deductible for covered telemedicine medical services or telehealth services or procedures provided by a contracted healthcare professional. The amount of the copayment, coinsurance or deductible cannot exceed the amount that would be provided through an in-person consultation. The following requirements must be met to be eligible for reimbursement unless otherwise agreed upon:



Reimbursement Information (cont'd):

- The network healthcare professional must maintain complete and accurate medical records determined by the Texas Administrative Code including but not limited to start and end times of the telemedicine medical service or telehealth service
- Ensure adequate measures are implemented for patient communications, recordings and patient’s records are protected consistent with Federal and State privacy laws
- Qualified physicians providing telemedicine services must possess a full Texas medical license when treating residents of Texas

Telemedicine medical services and telehealth services may only be eligible for reimbursement when using the communication services described within this policy and the qualifying healthcare professional followed the standard of care requirements.

Billing/Coding

| |
|--|
| Place of Service Code 02- Telehealth services must be billed with the place of service code 02 |
| Modifiers GQ and 95 are used to describe the technology that was used during the telemedicine medical service and telehealth service. One of these modifiers must accompany the HCPCS or CPT code when the claim is submitted. |

- **Modifier GQ:** Via an asynchronous telecommunications system
- **Modifier 95:** Via a synchronous interactive audio and video telecommunications system telemedicine medical service

Modifier 95 is applicable to the codes listed in the CPT® codebook. Check your most current CPT® codebook for the appendix on **CPT Codes That May Be Used for Synchronous Telemedicine Services**. In addition, codes that are appropriate for use with modifier 95 are indicated with a star (★) throughout the codebook.

Out-of-State Telemedicine Licenses can be obtained to provide services across the Texas state line, but is limited to the interpretation of diagnostic testing and reporting results to a fully licensed Texas physician that is located in the state of Texas; or for follow-up care of patients where the majority of care was rendered in another state and the license holder practices medicine in a manner that complies with all other statutes and laws governing the practice of medicine in the state of Texas. A license holder of an out-of-state telemedicine license is not authorized to physically practice medicine in the state of Texas pursuant to Texas Administrative Code (TAC), Title 22, Chapter 172 and the provisions of the Medical Practice Act, Chapter 155.


Not Covered

- Telemedicine medical services and telehealth services cannot be used to treat chronic pain with scheduled drugs.
- BCBSTX will not reimburse providers for patient education materials.
- BCBSTX is not required to provide coverage for a telemedicine medical service or telehealth service that is provided by only a synchronous or asynchronous audio interaction including the following:
 - Text only email message
 - a fax transmission
 - an audio-only telephone consultation

For additional reimbursement information on telehealth or telemedicine services or procedures please contact your [Network Management Office](#).

For additional information on applied behavior analysis, refer to the most current version of [CPCP011 Applied Behavior Analysis](#).


References:

<https://www.cms.gov/Outreach-and-Education/Medicare-Learning-Network-MLN/MLNProducts/downloads/TelehealthSrvcsfctsh.pdf> 

<https://www.cms.gov/Medicare/Medicare-General-Information/Telehealth/> 

<http://www.statutes.legis.state.tx.us/Docs/IN/htm/IN.1455.htm> 

<http://www.legis.state.tx.us/tlodocs/85R/billtext/html/SB01107F.HTM> 



[https://texreg.sos.state.tx.us/public/readtac\\$ext.TacPage?sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=22&pt=9&ch=172&rl=12](https://texreg.sos.state.tx.us/public/readtac$ext.TacPage?sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=22&pt=9&ch=172&rl=12) 


CPT copyright 2018 American Medical Association (AMA). All rights reserved. CPT is a registered trademark of the AMA.

American Medical Association, 2019 HCPCS Level II, Professional Edition

Policy Update History:

| Approval Date | Description |
|---------------|---|
| 03/29/18 | New policy |
| 10/26/18 | Remove Consumer Choice Plans from Description |
| 1/30/19 | Revised Title; Added additional definitions; Added out of state telemedicine license verbiage; Updated references |

 File is in portable document format (PDF). To view this file, you may need to install a PDF reader program. Most PDF readers are a free download. One option is Adobe® Reader® which has a built-in screen reader. Other Adobe accessibility tools and information can be downloaded at <http://access.adobe.com> 

 By clicking this link, you will go to a new website/app (“site”). This new site may be offered by a vendor or an independent third-party. The site may also contain non-Medicare related information. In addition, some sites may require you to agree to their terms of use and privacy policy.