

Legislative Analysis



TELEMEDICINE REQUIREMENTS

Phone: (517) 373-8080
<http://www.house.mi.gov/hfa>

House Bill 4580 (H-1) as reported from committee

Sponsor: Rep. Felicia Brabec

Committee: Health Policy

Complete to 11-9-23

Analysis available at
<http://www.legislature.mi.gov>

SUMMARY:

House Bill 4580 would amend the Social Welfare Act to prohibit the Medicaid program or the Healthy Michigan program from requiring a recipient to use *telemedicine* service in lieu of in-person consultation or contact.

Telemedicine means the use of an electronic media to link patients with health care professionals in different locations. To be considered telemedicine, the health care professional must be able to examine the patient via a Health Insurance Portability and Accountability Act (HIPAA)–compliant, secure interactive audio or video, or both, telecommunications system, or through the use of store and forward online messaging.

MCL 400.105h

FISCAL IMPACT:

House Bill 4580 would likely have no fiscal impact on the Department of Health and Human Services or the state’s Medicaid program. The bill would codify current telehealth policies that were established¹ prior to the ending of the COVID-19 public health emergency.

POSITIONS:

Representatives of the following entities testified in support of the bill (10-5-23):

- Michigan State Medical Society
- Guidance Center
- CNS Healthcare

The following entities indicated support for the bill:

- Michigan Behavior Analysis Providers Association and Hope Network (10-5-23)
- Michigan Federation for Children and Families (10-5-23)
- Michigan Academy of Physician Assistants (10-5-23)
- Michigan Health and Hospital Association (10-26-23)
- Disability Rights Michigan (10-5-23)
- Michigan Council for Maternal and Child Health (10-5-23)
- Ascension (10-5-23)
- Michigan Academy of Family Physicians (10-5-23)

¹ <https://www.michigan.gov/mdhhs/-/media/Project/Websites/mdhhs/Assistance-Programs/Medicaid-BPHASA/2023-Bulletins/Final-Bulletin-MMP-23-10-Telemedicine.pdf>

- Community Mental Health Association of Michigan (10-5-23)
- American Physical Therapy Association – Michigan Chapter (10-5-23)
- Michigan Behavioral Health and Wellness (10-5-23)
- Oakland Community Health Network (10-5-23)
- Michigan Society of Addiction Medicine (10-5-23)
- Michigan League for Public Policy (10-26-23)

Blue Cross Blue Shield of Michigan indicated opposition to the bill. (10-26-23)

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■ This analysis was prepared by nonpartisan House Fiscal Agency staff for use by House members in their deliberations and does not constitute an official statement of legislative intent.