



**Telehealth Policy Coalition Meeting
February 21, 2020
MEETING NOTES**

I. **Overview of Data Mapping to Save Moms' Lives Act**

Ms. Thompson, from the Office of Senator Jacky Rosen (D-NV), provided an overview of [S. 3152](#), the Data Mapping to Save Moms' Lives Act. The bill would task the FCC and CDC to look at maternal health outcomes including maternal mortality and morbidity, and overlay that with data showing areas where there are issues to health care access and rural broadband. She stated that telehealth is well positioned for monitoring and providing preventive care. Additionally, the bill has been worded to capture data that will be helpful to identify potential hotspots around the country to help focus efforts on improving telehealth infrastructure and outcomes. They are hoping to move the bill forward due to its bipartisan nature and simplicity and are currently looking to add to the list of supporting organizations. She stated the bill is currently in the Senate Commerce Committee as it involves the FCC.

If you have any further questions or wish to support the bill, please contact Ms. Thompson at megan_thompson@rosen.senate.gov.

II. **Overview of Sponsorship from the California Health Care Foundation**

Mr. Perrone from the California Health Care Foundation (CHCF) shared that the CHCF has approved funding for the California Telehealth Policy Coalition through 2020. CHCF has also renewed support for the eConsult Workgroup. Funding supports the hosting of monthly meetings as well as the establishment and execution of annual priorities. He also emphasized that CHCF is anticipating reducing its support over time and that there are certain constraints on how funds may be used. The constraints include an inability to fund letters of support or comment letters. There are other things which can be legally supported that require significant reporting, such as the provision of food to public officials, for which CHCF often requires grantees to find alternative sources.

Dr. Ozeran inquired who is able to speak on behalf of the Coalition to legislators, asking if individual members could speak on behalf of the Coalition before the legislature. Mr. Perrone stated that CHCF funds to BluePath or CCHP cannot be used to support those activities, but individual members may address the legislature.

III. **Education and Regulation Committee**

Ms. Bates provided an overview of the recent Education and Regulation Committee meeting. She noted that the Committee is currently engaging in conversations to discuss alternative streams of funding for the Coalition. She noted that everyone received a copy of the Coalition's charter which is currently being updated, adding that it is time to formalize the decision-making processes and how the Coalition takes positions, provides support, and other things. If there are any comments on the charter, please provide them to ensure the document is complete.

Dr. Magit discussed the Education and Regulation Committee's funding decisions. He noted that there had been discussion regarding how to manage funding from commercial entities. The Committee has discussed the use of unrestricted educational grants, which are used by educational entities which are sensitive to commercial influence, to restrict funding to strictly supporting educational activities. Additionally, there could be acknowledgement of these entities in communications and through Coalition activities to make the process sustainable.

Ms. Bates shared an example of a proposed fundraising policy and sponsorship examples, noting that the details are still being worked out. Dr. Ozeran stated that there is always a need to balance funding and bias and that it is not unreasonable for a commercial entity to say something regarding their product as a sponsor if their time is limited and they are not the primary speaker impacting the discussion. Mr. Perrone added that other CHCF funded projects use prominent displays of sponsors, but not tables and with no opportunity for sponsors to discuss products unless participating on a panel. He added that support for those activities is due to the funding organizations' belief in the work of the committees. He suggested looking at using the annual meeting as an opportunity to support the work and that the levels of support are modest. Dr. Ozeran added that there may need to be diversity in levels of support to capture opportunities from a variety of organizations with differing availability of support.

III. Legislation Committee

Ms. Kelly provided a brief overview of the Legislation Committee's recent activities. The Committee has concluded to recommend supporting [AB 2007](#) and [AB 2164](#) and will be generating letters of support for the Coalition to be submitted through an opt-out process.

Dr. Glassman of Northstate University provided a brief overview of AB 1998, stating that CDA is not sponsoring the bill and is concerned about the impact it would have on in-person visits and telehealth. The bill authors are attempting to address issues regarding the standard of care and have been discussing with the author about rewording to not limit the use of telehealth through language.

Ms. Thornton from the Children's Partnership and Dr. Glassman provided an overview of A.B. 2007, which would address DHCS changes to the provider manuals for FQHCs and RHCs which prevent them from establishing patient relationships using telehealth. This legislation was introduced to allow FQHCs and RHCs to establish a patient using telehealth at a community site. The restriction listed in the provider manual was not specific to dentistry, therefore this legislation also applies to all providers.

Ms. Thornton also provided an overview of AB 1890, which will establish guidelines for mental and behavioral health. A fact sheet will be released soon and the concept is use approximately \$300,000 to convene stakeholder workgroups to formulate the guidelines.

Ms. Stoll of OCHIN and Mr. Docherty of KP Public Affairs overviewed AB 2164. They stated the intent of the bill is for health centers to innovate their use of telehealth. The bill would help health centers integrate synchronous telehealth and asynchronous telehealth into workflows and provide staff training to adopt those programs. They added that it will be accompanied with a budget ask of approximately \$1.5 million over five years, but they could potentially receive \$1.5 million over a three-year period. The bill is tailored to e-consult predominantly because workflows and technology supporting e-consult are already incorporated into many health centers. They were concerned with making the bill telehealth focused because health centers may not have the technology to support it. She added that if health centers are not receiving payment for this, they may not innovate. However, if more health centers innovate, there is a strong indication that this will drive achieving the quadruple aim. They are trusting payer partners and other plans that are embracing e-consult to remain on board with the platform. The bill is agnostic to partners as funding will go directly to health centers on a first-come-first-served basis.

IV. **Federal Legislation**

Ms. Kwong overviewed current federal legislation, noting that many of the Coalition's members are familiar with the STAR Act and the CONNECT Act. She noted that the National Telehealth Strategy and Data Advancement Act would require federal grant providers to standardize and pool together grants. The bill is coauthored by a California representative and staff are reaching out to her office to check if someone is available to speak more on the bill during the next Coalition meeting.

V. **Other**

Ms. Kwong shared that the date of the next annual in-person Coalition meeting is scheduled for November 17th at the California Endowment. For members of the eConsult Workgroup, the annual meeting will be held at the same location the day prior. More information about sponsoring will be shared soon.

The next Coalition meeting is scheduled for March 20th. The Education and Regulation Committee is meeting on March 11th at 2pm and the Legislation Committee is meeting on March 12th at 1pm. If any members of the Coalition wish to join either committee, please send an email to treyb@cchpca.org.

VI. **Next Steps**

- Education and Regulation Committee
 - Continue discussing funding and create draft funding guidelines
 - Continue edits to the Coalition Charter
 - Determine topic for next Legislative Briefing

- Legislation Committee
 - Draft support letters for AB 2007 and AB 2164 to share with the full Coalition
 - Review and score newly introduced bills
 - Continue monitoring AB 1998
- Coalition
 - Connect with representative regarding HR 5763, the National Telehealth Strategy and Data Advancement Act

CCHP serves as the convener of the Telehealth Policy Coalition monthly conference calls. The purpose of these calls is to share relevant information and provide a forum for strategy discussions.

Monthly Call

February 21, 2020



California
Telehealth
Policy
Coalition

Agenda

Introductions	5 min.
Overview of Data Mapping to Save Mom's Lives Act <ul style="list-style-type: none">• Megan Thompson	10 min.
Welcome and Outlook for 2020 <ul style="list-style-type: none">• Chris Perrone	5 min.
Education-Regulation Committee Update	15 min.
Legislation Committee Update	15 min.
Other Federal Legislation	5 min.
Announcements and Wrap Up <ul style="list-style-type: none">• Save the Date: November 17 Annual Meeting	5 min.

Overview of Data Mapping to Save Moms' Lives Act ([S. 3152](#))

Megan Thompson
Senior Policy Advisor
Office of Senator Jackie Rosen (D-NV)



“Improving the maternal health of Nevada women is critically important,” **said Senator Rosen.** “In rural areas especially, lack of access to medical services can lead to severe complications and worse outcomes for pregnant women. This legislation would work to map out areas with a need for both increased maternal care and access to internet. With this information, we can better target where telemedicine and technology infrastructure improvements can be most effective to improve outcomes for moms, and to save lives. I will continue working in Congress on forward-thinking solutions to improve the health of Nevadans.”

See Senator Rosen’s [Press Release](#) for more information.

Outlook for the year and overview of sponsorship from the California Health Care Foundation

Chris Perrone

Director, Improving Access

California Health Care Foundation

Education & Regulation Committee Updates

- Key Takeaways from February 18 Meeting
 - Committee members will work with staff to further update Charter policies and procedures, including on fundraising procedures
 - Committee will draft language to present to sponsors outlining limits on sponsor influence
 - Coalition will likely host a briefing in June, following passage of budget bill June 15 in Sacramento
 - CalAIM stakeholder committees wrapping up, telehealth/health IT details TBD in coming months
- Next Meeting Agenda Items: Tuesday, March 11, 2-3 pm
 - React to several strawman proposals for briefing (topic, purpose, objectives, agenda items)
 - Identify priority venues for briefing
 - Identify members who would like to be involved in new member outreach
 - Discuss edits to Charter, boilerplate language for sponsors
 - Standing items on policy implementation and monitoring tracking

Proposed fundraising policy

The Education and Regulation Committee will create separate sponsorships for specific Coalition events, meetings, newsletters and other opportunities to be identified. Sponsorship levels will be created depending on funding needs. The Committee will also determine how to appropriately acknowledge sponsors in event materials, e.g., in brochures, presentations, and other materials.

*Example sponsorship levels
(used at November 2019 meeting)*

SPONSORSHIPS:

Available sponsorship levels:

Meeting Sponsor - \$1,500 – Logo included in meeting materials and recognition in meeting. Acknowledgement in Coalition Newsletter.

Reception or Lunch Sponsor (2) - \$2,500 – Logo included in meeting materials and acknowledgement as reception or lunch sponsor. Acknowledgement in Coalition Newsletter.

Meeting and Table Top Sponsor - \$3,000 – Logo included in meeting materials and recognition in meeting. Table top space for marketing materials near registration. Acknowledgement in Coalition Newsletter.

Legislation Committee Updates

- Key Takeaways from February 19 Meeting
 - Members received overview of bills on telepsychiatry consults for PCPs serving perinatal women and children (AB 2360 and 2464), decided to continue discussion at next meeting
 - Provided recommendations for next steps on several bills (AB 1998, AB 2007, AB 2164) (see appendix for analysis)
 - Discussed executive outreach procedure and model law and policy development
 - *See next slide for committee legislation tracking and recommendations*
- Next Meeting Agenda Items: Wednesday, March 12, 1-2 pm
 - Analyze remaining telehealth bills with bill sponsors
 - Discuss strawman proposals for model law and policy
 - Confirm approach for chairs to meet with executive branch leaders

State Legislation Tracking and Committee Recommendations

Bill No.	Summary	Status	Legislation Committee Rec.
A.B. 1998 (Low)	Revises provisions of unprofessional conduct stating the failure of a treating dentist to perform an in-person examination constitutes as unprofessional conduct.	Referred to B&P	<i>Watch, per likely amendments</i>
A.B. 2007 (Salas)	Provides that an FQHC/RHC “visit” includes an encounter between an FQHC/RHC patient and a health care provider using synchronous/asynchronous telehealth. Clarifies that FTF contact between a health care provider and patient is not required for an FQHC/RHC to bill for telehealth.	Asm. Health Feb. 28 – to be confirmed	<i>Support, provide letter</i>
A.B. 2164 (Rivas)	Creates the E-Consult Services and Telehealth Assistance Program within DHCS to award grants to health centers, networks and RHCs to implement and test programs	Asm. Health Mar. 13 – to be confirmed	<i>Support, provide letter</i>
A.B. 2360 (Maienschein)	Requires DHCS to contract with vendor to establish/administer central psych-to-PCP phone consults on pediatric and maternal mental health	Asm. Health Mar. 20 – to be confirmed	<i>Discuss at March meeting</i>
A.B. 2464 (Aguiar-Curry)	Establishes grant program to establish pediatric behavioral telehealth network, with 10 hubs to provide direct phone consults, Project ECHO grand rounds, and educational outreach to pediatric PCPs		<i>Discuss at March meeting</i>
A.B. 1890 budget trailer (Kansen Chu)	Provides funding for DHCS-CDE stakeholder group required under AB 213 (2018)		<i>Discuss at March meeting</i>
S.B. 1053 (Moorlach)	Enacts the Nurse Licensure Compact, authorizing the Board of Registered Nursing to issue a multistate license to all applicable nurse license holders in member states of the Compact.	Sen. Rules Mar. 20 – to be confirmed	<i>Discuss at March meeting</i>
S.B. 1054 (Moorlach)	Enacts the Physical Therapy Practice Compact, granting compact privilege to physical therapists licensed in other Compact member states.	Sen. Rules Mar. 20 – to be confirmed	<i>Discuss at March meeting</i>

Federal Legislation Update- Bills to Track

Bill Name and No.	Summary	Status
National Telehealth Strategy and Data Advancement Act (H.R. 5763, Gianforte)	Requires HRSA Secretary to develop a plan for the adoption, advancement and coordination of telehealth by Federal agencies. Also requires standardizing the federal grant processes and data reporting, providing assistance to regional and national entities to enable greater use of telehealth, providing federal governance and oversight of federal expenditures on telehealth and broadband, and ensuring there is information sharing and collaboration across federal agencies.	<ul style="list-style-type: none"> • Introduced 2/5/20 • Referred to House Committee on Energy and Commerce
Data Mapping to Save Moms' Lives Act (S.3152, Rosen)	Req's FCC to collect geomapping data on maternal mental health into broadband health maps	<ul style="list-style-type: none"> • Introduced 1/7/20
STAR Act (H.R.5190, Harder)	Provides funding for telehealth pilots across U.S., including for e-consult	<ul style="list-style-type: none"> • Introduced 11/20/19 • Referred to Committee on Energy and Commerce 11/20/19
CONNECT for Health Act of 2019 (S.2741, Schatz)	Allows for HHS Secretary waiver of geographic req'ts for telehealth in Medicare, FQHCs, RHCs, during emergencies; req's MedPAC study on how payers cover home as originating site, what services would be suitable for Medicare w/ home as originating site; encourages CMMI to test telehealth models	<ul style="list-style-type: none"> • Introduced 10/30/19
Teleabortion Prevention Act of 2019 (H.R.4935, Wright)	Makes illegal the furnishing of medication abortions without physical examination and provider's physical presence at the site of the patient	<ul style="list-style-type: none"> • Introduced 10/30/19 • Referred to Subcomm. On Crime, Terrorism, and Homeland Security

Save the Date! 2020 Annual Meeting

November 17, 2020

The California Endowment

Sacramento, CA

Follows the E-Consult Workgroup meeting on November 16

Details on sponsorships forthcoming!



Building Healthy Communities

Prevention.

Neighborhoods.

Schools.

14 Places.

Grant Information

Youth in Action.

Conference Centers.

California Endowment, 2020, <https://www.calendow.org/>

Confirmed Hearing Dates

February 26: Senate Health, Budget and Fiscal Review Committee

- Topic: Medi-Cal: Oversight of Managed Care Plan Responsibilities and Medi-Cal Healthier California for All Proposal
- Time and Location: 1:30pm, State Capitol, Room 4203

March 25: Assembly Health

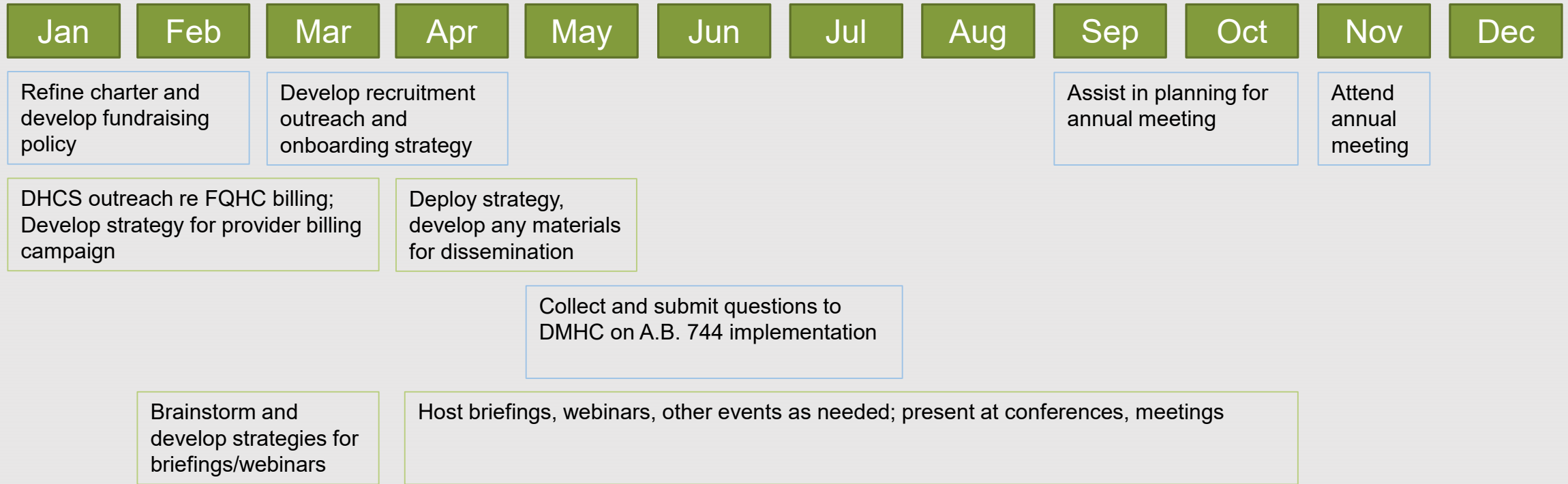
- Topic: Cost Containment
- Time and Location: 9:00, State Capitol, Room 4202

Next Steps

Coalition Monthly Meetings	<i>Ongoing through December</i> <ul style="list-style-type: none">• Next Meeting: Friday, March 20
Committee Monthly Meetings	<i>Ongoing through December</i> <ul style="list-style-type: none">• Next Legislation Meeting:• Next Education & Regulation Meeting:
Upcoming Hearings	<i>February 26: Senate Health, Budget and Fiscal Review Committee</i> <ul style="list-style-type: none">• Topic: Medi-Cal: Oversight of Managed Care Plan Responsibilities and Medi-Cal Healthier California for All Proposal• Time and Location: 1:30pm, State Capitol, Room 4203 <i>March 25: Assembly Health</i> <ul style="list-style-type: none">• Topic: Cost Containment• Time and Location: 9:00, State Capitol, Room 4202

Appendix

Education and Regulation Committee Calendar



Ongoing:

Coordinate with Legislation Committee on submitting comments to Governor's Office, agencies; letters of support to Legislature

Troubleshoot and serve as liaison to agencies on regulatory issues (i.e., billing issues in Medi-Cal)

Planning for 2020: Goals and Next Steps for the Education Committee

Goal	Next Steps	Status
Participate in stakeholder outreach from Governor's office around "Broadband for All" initiative in 2020	<ul style="list-style-type: none"> TBD per more information 	<ul style="list-style-type: none"> TBD
Design provider campaign on how to bill for telehealth	<ul style="list-style-type: none"> Create subcommittee to design an action plan Subcommittee to draft, finalized materials 	<ul style="list-style-type: none"> In progress Not started
Conduct outreach with Governor's office, promote urgency around telehealth coordination and advisory council	<ul style="list-style-type: none"> Include request for state coordination in CalAIM comments Share bills with members on RPM and "telehealth dashboard" Create Governor's office subcommittee 	<ul style="list-style-type: none"> Completed 12/16 Completed Not started
Expand Coalition's reach to include more individuals from government and consumer space	<ul style="list-style-type: none"> Conduct outreach to these groups in early 2020 	<ul style="list-style-type: none"> In progress (staff)
Host more legislative briefings in 2020	<ul style="list-style-type: none"> Determine how many and topics- see slide 	<ul style="list-style-type: none"> In progress
Submit comments to DHCS on CalAIM proposal	<ul style="list-style-type: none"> Submit first round of comments 12/16 Submit any other comments, per request 	<ul style="list-style-type: none"> Completed TBD
Lead fundraising efforts for Coalition	<ul style="list-style-type: none"> Approve fundraising proposal- see slide 	<ul style="list-style-type: none"> In progress
Develop policies and procedures for the Coalition	<ul style="list-style-type: none"> Draft P&Ps in early 2020 	<ul style="list-style-type: none"> In progress

Selecting a topic for a first telehealth briefing

For discussion: What topic should we choose for our first briefing?

- Standard of care and telehealth
- Gaps in coverage

Timing

- June, after budget is passed, before summer recess

Location

- Sacramento, preferably at the Capitol

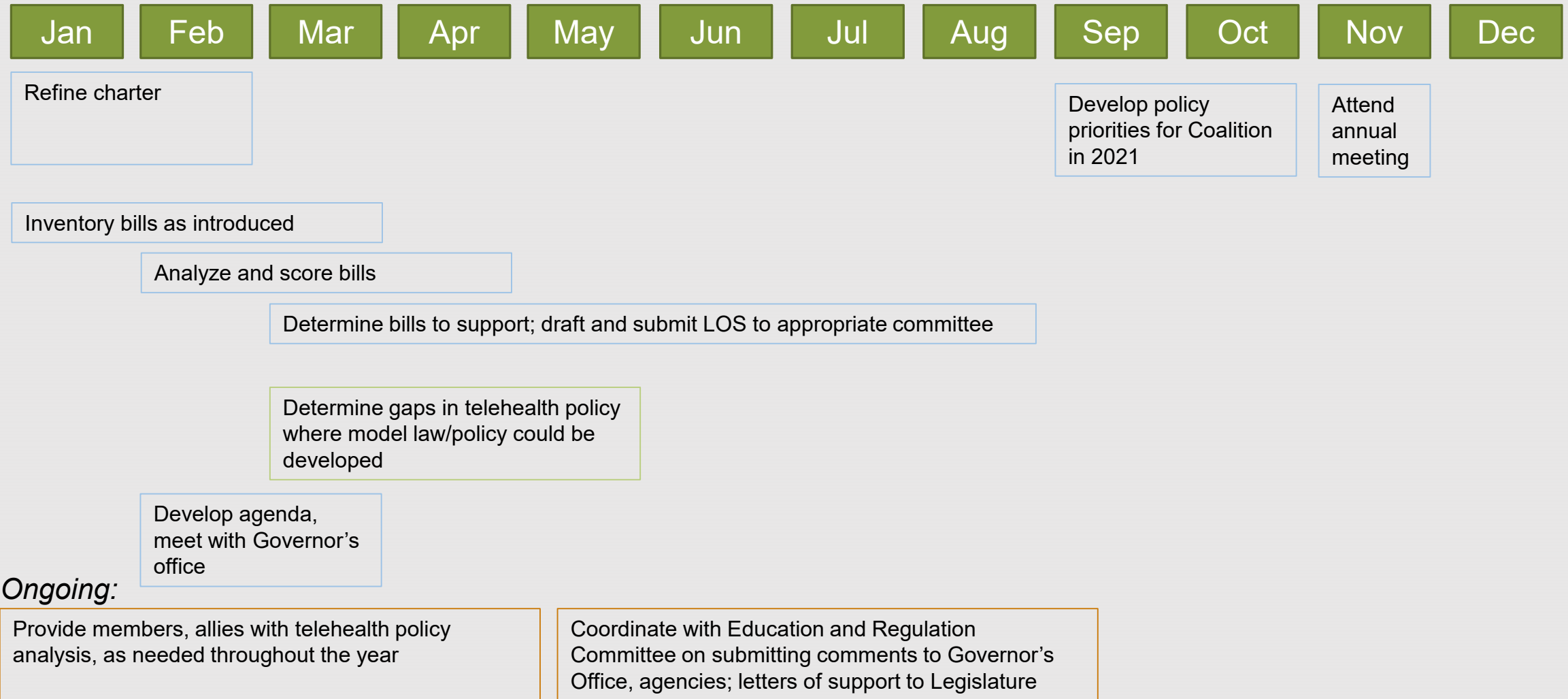
Considerations

- Timing considerations
 - Allow 10 weeks for planning
 - Align with legislative calendar
- Solicit sponsors for briefing
- Create new educational materials, as needed

Implementation and Monitoring Tracker

Item	Description	Status
AB 744	DMHC guidance on contracting	Pending; DMHC invite to March Coalition monthly meeting <i>Please send questions to staff in the meantime</i>
AB 2315 (DHCS-CDE telehealth in schools)	Subsequent bill to fund stakeholder group	Pending bill author
Healthier California for All (CaAIM)	Changes to Medi-Cal program- implications for telehealth and related issues (i.e., interoperability)	Pending final outcomes of workgroups
Medi-Cal Provider Manual	Follow up re billing issues	Ongoing

Legislation Committee Calendar



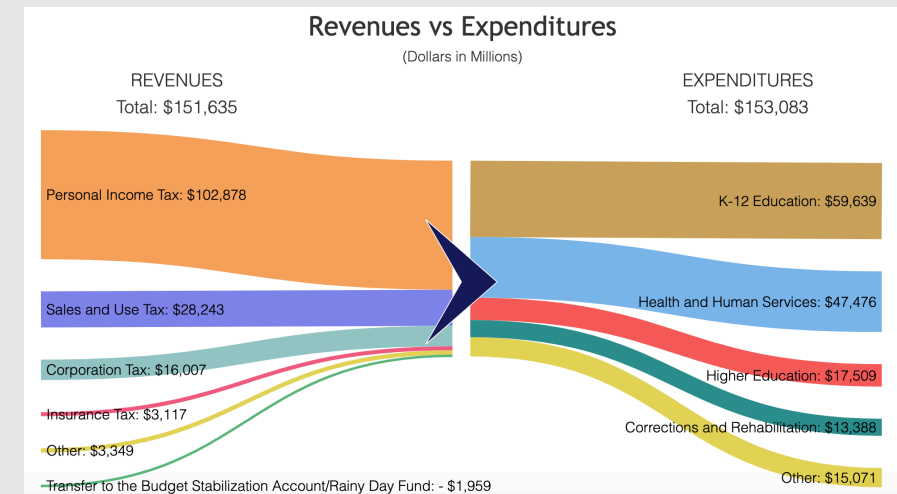
Planning for 2020: policy priorities and action items for Legislation Committee

Five Policy Priority Areas
Coverage and Access
Data Sharing
Education
State Coordination and Urgency
Monitoring and Implementation

Action Item	Next Steps
<ul style="list-style-type: none"> Support a bill that establishes payment parity for Medi-Cal managed care Support a bill promoting or funding broadband access Re-submit bill on RPM coverage in Medi-Cal 	<ul style="list-style-type: none"> TBD TBD See attached draft
<ul style="list-style-type: none"> Support EHR interoperability bill, promote standards for data sharing 	<ul style="list-style-type: none"> TBD- analysis and scoring in early 2020
<ul style="list-style-type: none"> Re-submit bill on telehealth resources to feature a telehealth dashboard; include language on a telehealth coordinator at state level 	<ul style="list-style-type: none"> TBD
<ul style="list-style-type: none"> Analyze and score all telehealth-related bills 	<ul style="list-style-type: none"> In progress

Summary of items in the Governor's Budget

- **Broadband for All strategy:** geomapping to drive allocation of existing funding
- **Center for Data Insights and Innovation:** integration of CalOHII, OPA and Office of Innovation into single agency to drive evidence-based programming and decision-making
- **Office of Affordability:** new agency to take a multisector approach to bring down health care costs
- **Healthier California for All (formerly Cal-AIM):** funding for several aspects of the initiatives, including enhanced care mgmt., in lieu of services, WPC
- **Behavioral Health Quality Improvement Program:** proposes \$45.1M for county MH and SU, including for data sharing capability enhancement, data collection for VBP
- **Corrections-** \$2M for telepsychology
- See Appendix for more detail.



Key dates on the California 2020 legislative calendar



A.B. 1998: Dentistry standard of care

Principle	Determination	Reasoning
Promote access and coverage	X	Restricts access and contradicts current policy that providers may choose when it is appropriate to provide services via telehealth
Enhance care coordination	N/A	Care coordination is not addressed
Promote provider and patient engagement	X	Does not improve provider and patient engagement.
Reinforce clinical quality	X	Unclear how requiring an in-person visit for dentistry increases quality
Ensure data privacy and security	N/A	Data privacy and security is not addressed
Recommendations and Next Steps	Follow up with bill author's office and CDA to discuss issues with the bill. Determine next steps at March meeting	

A.B. 2007: FQHC/RHC reimbursement

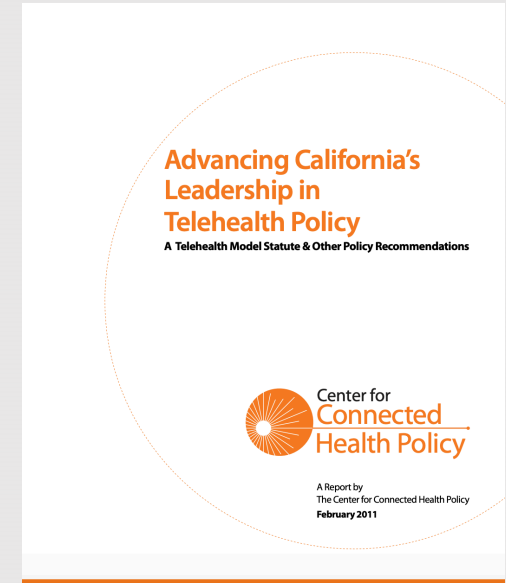
Principle	Determination	Reasoning
Promote access and coverage	✓	Expands ability of FQHCs and RHCs to provide and receive reimbursement for services
Enhance care coordination	✓	May enhance care coordination by allowing providers to provide needed services via telehealth
Promote provider and patient engagement	✓	Expands patient access to providers located at FQHCs and RHCs, encouraging remote engagement
Reinforce clinical quality	✓	Increases patient opportunities for care, opposed to lower access.
Ensure data privacy and security	N/A	Data privacy and security is not addressed
Recommendations and Next Steps	Support bill.	

A.B. 2164: E-Consult Services and Telehealth Assistance Program

Principle	Determination	Reasoning
Promote access and coverage	✓	Potential to reduce wait times, increase access to needed specialty care via e-consult, other telehealth
Enhance care coordination	✓	E-consult allows for secure dialogue, development of shared treatment plans
Promote provider and patient engagement	✓	Research suggests e-consult enhances provider engagement, patient engagement
Reinforce clinical quality	✓	Requires evaluation of effectiveness of consultations on quality of care, outcomes, efficiency
Ensure data privacy and security	✓	Requires evaluation of issues re privacy of PHI, cybersecurity, other IT security issues
Recommendations and Next Steps	Support bill.	

For Discussion: Model law and policy

- **Background:** Given its focus on telehealth, diverse set of stakeholders and capabilities for bill analysis, the Coalition has opportunity to be a state leader on telehealth law and policy.
- **For Today: Brainstorm topics for telehealth model law and policy. Where are there currently gaps? How can we align model law and policy with policymakers' agendas?**
 - *Provide model framework for evaluation of telehealth that tracks National telehealth Strategy and Data Advancement Act- What data do we need?*
 - *Model RPM bill- What elements are missing from current draft bill?*
 - *Creation of California Office for Connected Health- What elements should be included to create a state telehealth coordinator?*



For Discussion: Executive Outreach

- Individuals identified for meetings:
 - Alice Chen, MD, Deputy Secretary for Policy, CHHS
 - Mike Wilkening, Special Advisor on Innovation and Digital Services to Governor Newsom
- Next Steps:
 - Confirm discussion items
 - Schedule meetings, to include chair, vice chair and staff

Suggested topics for conversation:

1. Overall outlook on health technology agenda
2. Priorities for the year
3. Discussion of items in Governor's proposed budget that may affect telehealth
 - Broadband for All
 - Center for Data Insights and Innovation
 - Office of Affordability
 - Healthier California for All (formerly Cal-AIM)
 - Behavioral Health Quality Improvement Program
 - Corrections telepsychology



Template for scoring bills

Principle	Determination	Reasoning
Promote access and coverage		
Enhance care coordination		
Promote provider and patient engagement		
Reinforce clinical quality		
Ensure data privacy and security		
Recommendations and Next Steps		