

Telemedicine/Telehealth Medical Service State Regulatory Requirements

When the research video conferencing involves a telemedicine/telehealth medical service delivered by a health professional licensed, certified, or entitled to practice in Texas and acting within their scope under Texas rules. For additional

guidance to the Texas rules on telemedicine medical services click this link:

<https://texas.public.law/statutes/tex.occ.code.section.111.001>

The health professional will need to provide a telemedicine informed consent and Notice of Privacy Practices prior to the first telemedicine visit. This is notifying the patient as to the risks associated with a telemedicine visit and how their health information will be handled. See the paragraph below for language to guide you for the Telemedicine Informed Consent. This is the link to the Telemedicine Notice of Privacy Practices and accompanying acknowledgement form that will need to be signed by patient and maintained by the health professional. <https://uthealthsa.sharepoint.com/RAC/Documents/Telemedicine%20NPP/Telemedicine%20NPP%20English%20M arch%202020.pdf>

Acknowledgment form: <http://uthscsa.edu/hipaa/forms/AcknowledgementNoticePrivacyPractices.pdf>

Example of the Consent for Treatment: I voluntarily request UT Health San Antonio and such associates, residents, technical assistants and other health care providers as they may deem necessary ("UT Health San Antonio Telemedicine Providers") to participate in my medical care through the use of telemedicine.

I understand that UT Health San Antonio (i) may practice in a different location than where I present for medical care, (ii) may not have the opportunity to perform an in-person physical examination, and (iii) rely on information provided by me. I acknowledge that UT Health San Antonio Telemedicine Providers' advice, recommendations, and/or decision may be based on factors not within their control, such as incomplete or inaccurate data provided by me or distortions of diagnostic images or specimens that may result from electronic transmissions. I acknowledge that it is my responsibility to provide information about my medical history, condition and care that is complete and accurate to the best of my ability, I understand that the practice of medicine is not an exact science and that no warranties or guarantees are made to me as to result or cure.

If UT Health San Antonio Telemedicine Providers determine that the telemedicine services do not adequately address my medical needs, they may require an in-person medical evaluation. In the event the telemedicine session is interrupted due to technological problem or equipment failure, alternative means of communication may be implemented, or an in-person medical evaluation may be necessary. If I experience an urgent matter, such as a bad reaction to any treatment after a telemedicine session, I should alert my treating provider and, in case of emergencies dial 911 or go to the nearest hospital emergency department.

Institutional Requirements for the Use of Zoom for Videoconferencing with a Research Participant:

The University has institutional licenses with Microsoft Teams, Webex and Zoom to use for virtual meetings and web-based video conferencing with internal users and external guests. Zoom is the only platform approved for participant interactions. To request a Zoom license, contact the IMS Service Desk at 210-567-7777 or ims-servicedesk@uthscsa.edu. Recording confidential data and PHI is prohibited on Zoom unless the IRB has approved the remote participant interaction and recording.

Review the guidance for Virtual Meeting Applications covering Microsoft Teams, Webex and Zoom at the following link: <https://uthealthsa.sharepoint.com/IMS/Pages/InfoSec/virtual-meetings.aspx>

For additional questions on these requirements send an email to compliance@uthscsa.edu or call 210-567-2014