

**ONE HUNDRED EIGHTH LEGISLATURE - FIRST SESSION - 2023**  
**COMMITTEE STATEMENT**  
**LB256**

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**Hearing Date:** Monday February 13, 2023  
**Committee On:** Banking, Commerce and Insurance  
**Introducer:** Brewer  
**One Liner:** Change provisions related to insurance coverage of telehealth

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**Roll Call Vote - Final Committee Action:**  
Advanced to General File with amendment(s)

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**Vote Results:**

<b>Aye:</b>	7	Senators Aguilar, Ballard, Bostar, Dungan, Jacobson, Slama, von Gillern
<b>Nay:</b>		
<b>Absent:</b>		
<b>Present Not Voting:</b>	1	Senator Kauth

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**Testimony:**

**Proponents:**

Senator Tom Brewer  
Andrew Witney  
Tiffany Uher  
Dr. Burke Kline  
Chance Klasek  
Steve Kerschke  
Leslie Eiland  
Shelly Asplin  
Kristen Blum  
Annette Dubas  
Amy Hashman  
Julie Keown  
Korby Gilbertson  
Dr. John Trapp  
Lacy Smith\*

**Opponents:**

Jeremiah Blake  
Robert Bell

**Neutral:**

Jodi Reese

**Representing:**

Nebraska Legislature  
Bryan Telemedicine  
Milk Works  
Jefferson Community Health & Life  
Jefferson Community Health & Life  
Quality Living, Inc.  
Nebraska Medicine  
Nebraska Academy of Nutrition and Dietetics  
CHI Health  
Nebraska Association of Behavioral Health  
Self  
Nebraska Nurses Association  
Boys Town National  
Bryan Health / Nebraska Medical Association  
Self

**Representing:**

Nebraska Blue Cross Blue Shield  
Nebraska Insurance Federation

**Representing:**

Self

\* ADA Accommodation Written Testimony

**Summary of purpose and/or changes:**

LB 256 would amend section 44-312, a statute relating to telehealth and telemonitoring services, by adding a new subsection to address the insurance reimbursement rate of those services. The bill would provide, section by section, as follows:

Section 1 amends section 44-312 to include a new subsection stating that the reimbursement rate for any telehealth service shall, at a minimum, be the same as a comparable in-person health care service.

Section 2 repeals the original section being amended.

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**Explanation of amendments:**

AM1176 is an amendment that makes the following changes to LB 256:

Section 1 contains the language of LB 256 as introduced, but creates a new subsection (4). That new subsection 4 states that except as otherwise provided in section 44-793, the reimbursement rate for any telehealth service shall, at a minimum, be the same as a comparable in-person health care service if the licensed provider providing the telehealth service also provides in-person health care services at a physical location in Nebraska or is employed by or holds medical staff privileges at a licensed facility in Nebraska and such facility provides in-person health care services in Nebraska.

Section 2 contains the language of LB 640 as introduced, but makes the following changes:

Subsection (b)(ii) is amended to remove ambiguity related to how to measure the off-campus location from the main campus, and the distance between the off-campus location and the main campus is increased from two hundred fifty yards to one mile.

Subsection (2) language cleaned up to be more consistent with the remainder of the bill, but making no substantive change.

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Julie Slama, Chairperson