



PERMANENT ADMINISTRATIVE ORDER

PH 24-2021

CHAPTER 333
OREGON HEALTH AUTHORITY
PUBLIC HEALTH DIVISION

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FILING CAPTION: Newborn Nurse Home Visiting services provided by telehealth

EFFECTIVE DATE: 06/24/2021

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ADOPT: 333-006-0170

REPEAL: Temporary 333-006-0170 from PH 83-2020

RULE TITLE: Newborn Nurse Home Visiting Services Provided by Telehealth

NOTICE FILED DATE: 04/28/2021

RULE SUMMARY: OAR 333-006-0170 defines telehealth, allows services provided under OAR 333-006-0120 to be provided through telehealth according to clinical and telehealth guidelines approved by the Authority during a public health emergency, and directs certified Providers to develop policies and procedures for providing services by telehealth.

RULE TEXT:

- (1) For the purposes of this rule "telehealth" includes synchronous (live two-way interactive) video and audio transmission resulting in a real time communication between the home visitor and the client. Telehealth only includes telephone communication if a video platform is not available.
- (2) Any visit or service provided under OAR 333-006-0120 may be provided through telehealth rather than an in-person visit to the family's home.
- (3) All services provided by telehealth must be provided according to clinical and telehealth guidelines approved by the Authority. All services provided by telehealth must be provided in accordance with these rules except that:
 - (a) Screening for intimate partner violence may be delayed or omitted for safety reasons during a telehealth visit.
 - (b) Certified providers may obtain oral consent for services, as an alternative to written consent, prior to provision of services. Providers must document consent for services in the family's record.
- (4) Certified providers providing services through telehealth shall develop and implement telehealth policies and procedures that describe appropriate use of communication technology and considerations for privacy protections.
- (5) Certified providers may virtually observe telehealth home visits for quality assurance review.
- (6) Certified providers must allow for virtual reviews of the provider and permit the Authority/designee timely access to provider records as an alternative to an on-site review.
- (7) This rule is effective only during a Governor-declared or Authority-declared public health emergency and up to 120 days after the emergency ends.

NOTE: Clinical and telehealth guidelines approved by the Authority are available on the Authority's website:
<https://www.oregon.gov/oha/PH/HEALTHYPEOPLEFAMILIES/BABIES/HOMEVISITING/Pages/Family-Connects-Oregon.aspx>.

STATUTORY/OTHER AUTHORITY: ORS 413.042, ORS 433.301, ORS 743A.078

STATUTES/OTHER IMPLEMENTED: ORS 433.301, ORS 743A.078