



Telehealth: Patient Consent Required

Legislation enacted in the 2014 Session

AB 809 (Logue) Chapter 404 an act to amend Section 2290.5 of the Business and Professions Code, Medical Practice Act relating to telehealth and taking effect immediately, September 18, 2014

The amendment to Section 2290.5 of the Business and Professions Code, Medical Practice Act requires the health care provider initiating the use of telehealth to obtain verbal or written consent from the patient for the use of telehealth, as specified. The health care provider is required to document the consent.

Existing law requires a health care provider, as defined, prior to the delivery of health care services via telehealth, as defined, to verbally inform the patient that telehealth may be used and obtain verbal consent from the patient for this use. Existing law also provides that failure to comply with this requirement constitutes unprofessional conduct.