

HOUSE BILL 578

57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025

INTRODUCED BY

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AN ACT

RELATING TO HEALTH; ENACTING THE EVERY MOTHER MATTERS ACT;
DEFINING TERMS; CREATING THE PREGNANCY LAUNCH PROGRAM TO
PROVIDE NO-COST SERVICES TO PREGNANT PEOPLE AND NEW PARENTS;
REQUIRING LICENSED HEALTH FACILITIES AND HEALTH CARE PROVIDERS
TO MAKE A RESOURCE ACCESS OFFER BEFORE PERFORMING AN ABORTION;
PROVIDING FOR COMPLIANCE AND ENFORCEMENT; REQUIRING REPORTING.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. A new section of Chapter 24 NMSA 1978 is
enacted to read:

"[NEW MATERIAL] SHORT TITLE.--This act may be cited as the
"Every Mother Matters Act"."

SECTION 2. A new section of Chapter 24 NMSA 1978 is
enacted to read:

"[NEW MATERIAL] DEFINITIONS.--As used in the Every Mother

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underscoring material = new
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1 Matters Act:

2 A. "abortion" means the intentional termination of
3 a pregnancy by removal or expulsion of an embryo and includes
4 non-invasive medical means to terminate a pregnancy;

5 B. "department" means the department of health;

6 C. "medical emergency" means a physical condition
7 aggravated by, caused by or arising from a pregnancy that
8 places a pregnant person at risk of death or serious
9 substantial impairment of a major bodily function;

10 D. "pregnancy loss" includes abortion and
11 miscarriages; and

12 E. "program" means the pregnancy launch program."

13 SECTION 3. A new section of Chapter 24 NMSA 1978 is
14 enacted to read:

15 "[NEW MATERIAL] PREGNANCY LAUNCH PROGRAM CREATED.--

16 A. The "pregnancy launch program" is created in the
17 department to provide direct services and health care to
18 pregnant people, new parents, infants and toddlers at no cost.
19 The department shall operate the program in all counties in the
20 state; provided that the department may maintain only regional
21 physical offices if direct services and health care available
22 under the program are otherwise available in every county of
23 the state.

24 B. At minimum, the program consists of the
25 following components:

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underscored material = new
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- 1 (1) community education and outreach;
2 (2) family support services, including
3 comprehensive case management and child care assistance;
4 (3) prenatal, perinatal and pediatric health
5 care services; and
6 (4) crisis triage and support, including
7 treatment and services for addiction and substance use disorder
8 and legal assistance for victims of domestic or sexual
9 violence.

10 C. All residents of the state who are pregnant, who
11 are biological or adoptive parents of a child younger than two
12 years of age or who experienced pregnancy loss within the
13 immediately preceding six months before applying to access
14 services from the program are eligible to participate in the
15 services.

16 D. In addition to developing and providing novel
17 services necessary to implement the program, the department
18 shall leverage available funding and existing public services
19 to carry out the requirements of this section, including
20 services covered by the medical assistance division of the
21 health care authority and services provided by the early
22 childhood education and care department."

23 SECTION 4. A new section of Chapter 24 NMSA 1978 is
24 enacted to read:

25 "[NEW MATERIAL] RESOURCE ACCESS OFFER.--

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1 A. All licensed hospitals, clinics, health
2 facilities and health care providers that provide abortion or
3 pregnancy termination services in the state shall not perform
4 or induce an abortion or pregnancy termination unless a
5 resource access offer is made to the patient in accordance with
6 this section.

7 B. A resource access offer shall include detailed
8 information about:

9 (1) the no-cost services available through the
10 program;

11 (2) public assistance and other social
12 services available to New Mexico residents;

13 (3) crisis advocacy services for victims of
14 domestic abuse or sexual violence, if applicable; and

15 (4) abortion and pregnancy termination,
16 including medically accurate information about potential risks
17 and long-term consequences.

18 C. A patient shall be informed that participation
19 in the program and acceptance of other services is optional and
20 personally identifying information shall not be provided to the
21 department without the patient's consent. A health care
22 provider shall not bill for making a resource access offer.

23 D. This section shall not apply if the patient is
24 seeking an abortion in the case of a medical emergency. In a
25 medical emergency, a health care provider shall:

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underscored material = new
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1 (1) include in the patient's medical records
2 written certification by the health care provider to certify
3 the nature of the medical emergency; and

4 (2) no later than thirty days after the date
5 of the abortion or pregnancy termination, provide the
6 certification to the department.

7 E. The department shall monitor compliance with
8 this section, and upon a finding of noncompliance, the
9 department shall notify the health care authority or the
10 relevant licensing board to initiate enforcement, which may
11 include license suspension or revocation."

12 SECTION 5. A new section of Chapter 24 NMSA 1978 is
13 enacted to read:

14 "[NEW MATERIAL] REPORTING.--The department shall publish
15 an annual report on its activities pursuant to the Every Mother
16 Matters Act. The report shall include:

17 A. a list of contractors providing services in
18 accordance with the program;

19 B. the number of participants in the program and
20 types of services accessed or provided;

21 C. information about resource access offers made
22 throughout the state, including the patient's location and the
23 outcome of the offer;

24 D. the number of medical emergency certifications
25 received by the department; and

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1 E. an explanation of the department's activities to
2 monitor compliance with the Every Mother Matters Act."

3 SECTION 6. EFFECTIVE DATE.--

4 A. The effective date of the provisions of Sections
5 1 through 3 and 5 of this act is July 1, 2025.

6 B. The effective date of the provisions of Section
7 4 of this act is July 1, 2026.

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