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HOUSE BILL 229

**44TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION,  
2000**

INTRODUCED BY  
Patsy Trujillo Knauer

FOR THE LEGISLATIVE HEALTH AND HUMAN SERVICES COMMITTEE

AN ACT

RELATING TO PUBLIC ASSISTANCE; EXCLUDING COMMUNITY-BASED  
DEVELOPMENTAL DISABILITY PROGRAMS FROM THE MEDICAID MANAGED  
CARE PROGRAM; AMENDING A SECTION OF THE PUBLIC ASSISTANCE  
ACT; DECLARING AN EMERGENCY.

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

Section 1. Section 27-2-12.6 NMSA 1978 (being Laws  
1994, Chapter 62, Section 22) is amended to read:

"27-2-12.6. MEDICAID PAYMENTS--MANAGED CARE.--

A. Except as provided in Subsections C and D of  
this section, the department shall provide for a statewide,  
managed care system to provide cost-efficient, preventive,  
primary and acute care for medicaid recipients [~~by July 1,~~  
~~1995~~].

B. The managed care system shall ensure:

(1) access to medically necessary services,

underscored material = new  
~~[bracketed material] = delete~~

1 particularly for medicaid recipients with chronic health  
2 problems;

3 (2) to the extent practicable, maintenance  
4 of the rural primary care delivery infrastructure;

5 (3) that the department's approach is  
6 consistent with national and state health care reform  
7 principles; and

8 (4) to the maximum extent possible, that  
9 medicaid-eligible individuals are not identified as such  
10 except as necessary for billing purposes.

11 C. The department may exclude nursing homes,  
12 ~~[intermediate care facilities for the mentally retarded]~~  
13 medicaid in-home and community-based waiver services and  
14 residential and community-based mental health services for  
15 children with serious emotional disorders from the provisions  
16 of this section.

17 D. The department shall exclude from the  
18 provisions of this section intermediate care facilities for  
19 the mentally retarded, developmental disability in-home and  
20 community-based medicaid waiver services, developmental  
21 disability early intervention services, developmental  
22 disability early intervention case management services and  
23 developmental disability services for children and adults  
24 funded exclusively from the general fund."  
25

Section 2. EMERGENCY.--It is necessary for the public  
peace, health and safety that this act take effect  
immediately.

.130268.1

underscored material = new  
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