

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE BILL 491

45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2001

INTRODUCED BY

Patsy G. Trujillo

FOR THE LEGISLATIVE HEALTH SUBCOMMITTEE

AN ACT

**RELATING TO HEALTH; EXPANDING COVERAGE FOR CHILDREN WITH
CATASTROPHIC, LIFE-THREATENING OR CHRONIC ILLNESSES OR
CONDITIONS; AMENDING A SECTION OF THE NMSA 1978.**

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

**Section 1. Section 27-12-6 NMSA 1978 (being Laws 1998,
Chapter 52, Section 6) is amended to read:**

**"27-12-6. PLAN CONTENT--REQUIRED ELEMENTS.--The child
health plan and the program of services to be provided by it
shall include:**

**A. appropriate methods of outreach to increase the
enrollment of eligible children;**

**B. [~~a "phase one" that shall include providing~~
provision of health insurance to children living in households
at or below two hundred thirty-five percent of the federal**

underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 poverty level;

2 C. [~~a "phase two"~~] a program that may consist of
3 those federally approved specialized services included in the
4 child health plan by the secretary, a continuum of prevention
5 and intervention services that may be developed and
6 implemented, including applications for any federal waivers of
7 conditions that are necessary and consisting of at least the
8 following:

9 (1) implementation of a voluntary home
10 visiting program available statewide for mothers having their
11 first [~~child~~] children, beginning during pregnancy and
12 extending for two years, with a frequency of use as indicated
13 by maternal desire and home visiting team recommendations;

14 (2) provision for home- and community-based
15 early intervention developmental services;

16 (3) provision for a behavioral health
17 identification, assessment and management system;

18 (4) provision for school-based health
19 services in the network of health care programs;

20 (5) provision for the existing healthier kids
21 fund administered by the department of health to enable
22 children to have effective access to health care;

23 (6) development of ways to increase
24 children's dental services, including such prevention services
25 as periodic examinations, radiographs, prophylactic cleanings,

underscored material = new
[bracketed material] = delete

1 fluoride treatments and sealants; and

2 (7) development of ways to increase
3 children's vision services, including periodic professional
4 eye examinations and prescription eyewear;

5 D. expanded coverage for children who suffer from
6 catastrophic, life-threatening or significant chronic
7 illnesses or conditions who have lost eligibility because of
8 age limits under Title 19 or Title 21 of the federal Social
9 Security Act. The expanded coverage, pursuant to a federal
10 waiver that the department shall request, shall continue for
11 the child through age twenty-one or earlier if he becomes
12 eligible for federal supplemental security income;

13 [~~D.~~] E. provision for inhibiting or preventing
14 both employer crowd-out and employee crowd-in;

15 [~~E.~~] F. requirements that in the development and
16 implementation of the plan the interests of Native American
17 children are identified and that appropriate provisions for
18 their enrollment are made with recognition that the
19 application process and the delivery of services with respect
20 to those children present special cultural and other
21 considerations;

22 [~~F.~~] G. provision for coordination of the
23 administration of the program with other public and private
24 health programs;

25 [~~G.~~] H. identification and implementation of

underscored material = new
[bracketed material] = delete

1 methods, including monitoring used to ensure the quality and
2 appropriateness of care, particularly with respect to well
3 baby care, well child care and immunizations provided pursuant
4 to the plan and to ensure access to covered services,
5 including emergency services;

6 ~~[H-]~~ I. methods by which the state will collect
7 data, maintain the records and furnish required reports to the
8 secretary or his designees;

9 ~~[I-]~~ J. specific requirements for and description
10 of the means to be used to ensure that members of the public
11 will be involved in the design and implementation of the plan
12 and a description of a method to ensure ongoing public
13 involvement; and

14 ~~[J-]~~ K. operation and management of the program
15 by the department in the most fiscally responsible manner,
16 subject to all available legislative appropriations and
17 federal contributions for the program, so that low-income
18 children and their families receive the optimum health care
19 possible. "