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HOUSE BILL 884

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

INTRODUCED BY

Edward C. Sandoval

FOR THE LEGISLATIVE HEALTH SUBCOMMITTEE

AN ACT

**RELATING TO HEALTH; PROVIDING FOR NEGOTIATION WITH MANAGED
CARE ENTITIES; PROVIDING FOR NOTIFICATION OF NEGOTIATED
MANAGED CARE FEES BY JANUARY 1 OF EACH YEAR; AMENDING A
SECTION OF THE NMSA 1978.**

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. 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 of
4 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 establish procedures
18 whereby rates and amounts, including those under contract,
19 payable to or through a managed care entity or its contractor
20 or subcontractor under the managed care system, are negotiated
21 and made available to the legislative finance committee by
22 January 1 of each year for implementation in the subsequent
23 fiscal year. "