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1 allowed to seek reimbursement for administrative
2 activities performed by identified school district staff;
3 and

4 WHEREAS, the joint powers agreement, signed by the
5 identified parties, provides that payments made to school
6 districts are subject to federal review and that the
7 responsibility for repayment of unsubstantiated claims
8 will be the burden of the participating school district;
9 and

10
11 WHEREAS, administrative payments to participating
12 school districts have been withheld or partially paid by
13 the human services department's medical assistance
14 division for the second, third and fourth quarters of
15 fiscal year 2000 and the first and second quarters of
16 fiscal year 2001;

17 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF
18 THE STATE OF NEW MEXICO that the human services
19 department's medical assistance division be hereby
20 requested to make payments to participating school
21 districts as original school district administrative
22 claims indicate and to comply with the provisions of the
23 joint powers agreement as it applies to participating
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1 school districts; and

2 BE IT FURTHER RESOLVED that the human services
3 department's medical assistance division be hereby
4 requested to expeditiously make payments prior to the end
5 of the participating school district's current budget
6 calendar; and

7 BE IT FURTHER RESOLVED that representatives of the
8 human services department's medical assistance division,
9 participating school districts, the state department of
10 public education and the health care financing authority
11 enter into mediation and develop a clearly written
12 interpretation of the "Brown Guide" and a jointly
13 developed training process for participating school
14 district staff to be completed before the end of the
15 fourth quarter of fiscal year 2001; and

16 BE IT FURTHER RESOLVED that the human services
17 department's medical assistance division and the state
18 department of public education submit a joint report to
19 the legislative finance committee and legislative
20 education study committee that can be reviewed and acted
21 upon during the second session of the forty-fifth
22 legislature; and
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BE IT FURTHER RESOLVED that copies of this memorial
be transmitted to the medical assistance division of the
human services department, the state department of public
education and the health care financing authority.