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**HOUSE BILL 306**

**45TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2002**

**INTRODUCED BY**

**Joe Mohorovic**

**AN ACT**

**RELATING TO HEALTH CARE; REVISING BENEFIT GROUP MEMBER AGE AND  
HOUSEHOLD INCOME CRITERIA FOR MEDICAID ELIGIBILITY; AMENDING A  
SECTION OF THE NMSA 1978.**

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

**Section 1. Section 27-2B-15 NMSA 1978 (being Laws 1998,  
Chapter 8, Section 15 and Laws 1998, Chapter 9, Section 15, as  
amended by Laws 2001, Chapter 295, Section 8 and by Laws 2001,  
Chapter 326, Section 8) is amended to read:**

**"27-2B-15. MEDICAID ELIGIBILITY. --**

**A. The following are eligible for medicaid:**

- (1) a participant who is in transition to  
self-sufficiency due to employment or child support;**
- (2) a pregnant woman who meets the income and  
resource requirements for New Mexico's aid to families with**

underscored material = new  
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1 dependent children as they existed on July 16, 1996;

2 ~~[(3) a member of a benefit group who is~~  
3 ~~eighteen years of age or younger if the benefit group's income~~  
4 ~~is below one hundred eighty-five percent of the federal~~  
5 ~~poverty guidelines]~~

6 (3) a member of a benefit group who is:

7 (a) an infant under one year of age if  
8 the benefit group's income is below one hundred eighty-five  
9 percent of the federal poverty guidelines;

10 (b) a child who has attained one year  
11 of age but has not attained six years of age if the benefit  
12 group's income is below one hundred thirty-three percent of  
13 the federal poverty guidelines; or

14 (c) a child who has attained six years  
15 of age but has not attained nineteen years of age if the  
16 benefit group's income is below one hundred percent of the  
17 federal poverty guidelines;

18 (4) a pregnant woman whose income is below  
19 one hundred eighty-five percent of the federal poverty  
20 guidelines;

21 (5) participants receiving federal  
22 supplemental security income;

23 (6) an aged, blind or disabled person in an  
24 institution who meets all the supplemental security income  
25 standards except for income;

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1 (7) a person who meets all standards for  
2 institutional care but is cared for at home and meets  
3 eligibility standards for medicaid;

4 (8) a qualified medicare beneficiary,  
5 qualified disabled working person or specified low-income  
6 medicare beneficiary; and

7 (9) a foster child in the custody of the  
8 state or of an Indian pueblo, tribe or nation who meets  
9 eligibility standards for medicare.

10 B. Effective October 1, 2001, for the medicaid  
11 category designated "JUL medicaid" by the department, the  
12 income eligibility criteria shall be the same as the income  
13 eligibility criteria set forth in the New Mexico Works Act. "