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HOUSE BILL 356

51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013

INTRODUCED BY

William "Bill" R. Rehm

AN ACT

RELATING TO HEALTH CARE; REQUIRING THE UNIVERSITY OF NEW MEXICO HOSPITAL TO REPORT ANNUALLY REGARDING INDIGENT AND OTHER CARE IT PROVIDES; REQUIRING THE HOSPITAL TO PROVIDE INFORMATION ON ITS USE AND DISPOSITION OF MILL LEVY AND GROSS RECEIPTS TAX FUNDS FOR INDIGENT CARE FUNDS RECEIVED FROM BERNALILLO COUNTY; REQUIRING REPORTING OF OTHER INFORMATION TO THE BERNALILLO COUNTY BOARD OF COUNTY COMMISSIONERS.

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

SECTION 1. REPORTING OF INDIGENT AND OTHER CARE PROVIDED--REPORTING USE AND DISPOSITION OF INDIGENT FUNDS RECEIVED FROM BERNALILLO COUNTY--REPORTING OF OTHER INFORMATION TO BERNALILLO COUNTY BOARD OF COUNTY COMMISSIONERS.--

A. As used in this section:

(1) "aggregate data" means data that are

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1 obtained by combining like data elements in a manner that
2 precludes specific identification of a single patient or
3 provider;

4 (2) "cost" means all allowable costs of
5 providing health care services for an indigent patient.
6 Allowable costs shall be based on medicaid fee-for-service
7 reimbursement rates for hospitals, licensed medical doctors,
8 osteopathic physicians and other health care professionals;

9 (3) "county board" means the Bernalillo county
10 board of county commissioners;

11 (4) "hospital" means the university of New
12 Mexico hospital and related parties that provide indigent care
13 paid for in whole or in part by mill levy funds or funds from
14 gross receipts tax for indigent care from Bernalillo county or
15 by any other funding source;

16 (5) "indigent care" means health care provided
17 by the hospital that has been classified as indigent care by
18 the hospital and that has been paid for in whole or in part by
19 mill levy funds or funds from gross receipts tax for indigent
20 care from Bernalillo county or by any other funding source;

21 (6) "indigent patient" means a person to whom
22 the hospital has provided health care that has been classified
23 as indigent care by the hospital and whose health care has been
24 paid for in whole or in part by mill levy funds or funds from
25 gross receipts tax for indigent care from Bernalillo county or

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1 from any other funding source;

2 (7) "mental health center" means the
3 university of New Mexico mental health center; and

4 (8) "related party" means an affiliate of the
5 hospital or of the university of New Mexico.

6 B. Within ninety days after the end of each fiscal
7 year, the hospital shall report on its provision of indigent
8 and other care, on its receipt and use of mill levy funds and
9 of funds from gross receipts tax for indigent care from
10 Bernalillo county and other information required under this
11 subsection to the county board. The hospital shall report the
12 following for each fiscal year:

13 (1) aggregate data showing the total number of
14 patients who received health care from the hospital, with
15 corresponding demographic information, including sex, race or
16 ethnicity, age and county of residence;

17 (2) aggregate data showing the total number of
18 patients who received indigent care from the hospital, with
19 corresponding demographic information, including sex, race or
20 ethnicity, age and county of residence;

21 (3) the amount of mill levy revenue received;

22 (4) the amount of mill levy revenue spent on
23 the operation and maintenance of the mental health center;

24 (5) the amount of mill levy revenue spent on
25 behavioral health and substance abuse treatment services

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1 offered by the hospital and the mental health center;

2 (6) an itemization of uses, with corresponding
3 amounts, to which funding to a program to improve access for
4 the underserved during the term of the 2008 mill levy was
5 allocated;

6 (7) the criteria or basis upon which the
7 hospital determines whether a patient is eligible for indigent
8 care;

9 (8) the total cost of indigent care provided
10 by the hospital to patients;

11 (9) a breakdown of services, with
12 corresponding amounts, provided by the hospital to indigent
13 patients;

14 (10) restrictions on services provided by the
15 hospital to indigent patients;

16 (11) bad debt expense;

17 (12) conditions for reimbursement of a related
18 party or of other non-hospital providers of health care, such
19 as employed physician groups, that provide indigent care paid
20 for by Bernalillo county through its mill levy funds or funds
21 from gross receipts tax for indigent care or by any other
22 funding source;

23 (13) a list of all revenue sources, with
24 corresponding amounts, used to pay for indigent health care;

25 (14) a copy of the hospital's financial

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1 assistance policy and application forms for patients seeking
2 financial assistance;

3 (15) a copy of the hospital's collections
4 policy;

5 (16) an accounting of any amounts recovered by
6 the hospital from whatever source to reimburse the hospital for
7 indigent care it has provided;

8 (17) the percentage of gross revenue
9 attributable to reimbursement from medicare;

10 (18) the percentage of total patients who were
11 medicare eligible;

12 (19) the percentage of gross revenue
13 attributable to reimbursement from medicaid;

14 (20) the percentage of total patients who were
15 medicaid eligible;

16 (21) accounting policies for bad debt and
17 indigent care;

18 (22) disclosure of any related party
19 transactions involving mill levy or gross receipts tax funds
20 for indigent care;

21 (23) profit and loss from the investment of
22 Bernalillo county mill levy or gross receipts tax funds for
23 indigent care;

24 (24) days cash on hand;

25 (25) net days in accounts receivable;

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- 1 (26) percentage of accounts receivable over
2 ninety days old;
3 (27) bad debts as a percentage of gross
4 revenues;
5 (28) indigent care as a percentage of gross
6 revenues;
7 (29) the year-end balance of any reserve or
8 investment account in which any unexpended mill levy funds or
9 funds from gross receipts tax for indigent care are deposited;
10 (30) the expense growth rate; and
11 (31) any other information requested by the
12 county board.

13 C. Within one hundred eighty days following the end
14 of the hospital's fiscal year, the hospital shall provide the
15 county board with an independently audited unconsolidated
16 financial statement.