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AN ACT

RELATING TO HEALTH COVERAGE; ENACTING SECTIONS OF THE HEALTH CARE PURCHASING ACT, THE PUBLIC ASSISTANCE ACT, THE NEW MEXICO INSURANCE CODE, THE HEALTH MAINTENANCE ORGANIZATION LAW AND THE NONPROFIT HEALTH CARE PLAN LAW TO ESTABLISH REIMBURSEMENT PARITY BETWEEN CERTIFIED PHARMACISTS CLINICIANS, CERTAIN PHARMACISTS AND CERTAIN OTHER LICENSED HEALTH PROFESSIONALS FOR THE SAME CLINICAL SERVICES.

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

SECTION 1. A new section of the Health Care Purchasing Act is enacted to read:

"PHARMACIST PRESCRIPTIVE AUTHORITY SERVICES-- REIMBURSEMENT PARITY.--A group health plan shall reimburse a participating provider that is a certified pharmacist clinician or pharmacist certified to provide a prescriptive authority service who provides a service at the standard contracted rate that the group health plan reimburses, for the same service under that group health plan, any licensed physician or physician assistant licensed pursuant to the Medical Practice Act or the Osteopathic Medicine Act or any advanced practice certified nurse practitioner licensed pursuant to the Nursing Practice Act."

SECTION 2. A new section of the Public Assistance Act is enacted to read:

1 "PHARMACIST PRESCRIPTIVE AUTHORITY SERVICES--
2 REIMBURSEMENT PARITY.--A medical assistance program or its
3 contractor shall reimburse a participating provider that is a
4 certified pharmacist clinician or pharmacist certified to
5 provide a prescriptive authority service who provides a
6 service at the standard contracted rate that the medical
7 assistance program reimburses, for the same service under
8 that program, any licensed physician or physician assistant
9 licensed pursuant to the Medical Practice Act or the
10 Osteopathic Medicine Act or any advanced practice certified
11 nurse practitioner licensed pursuant to the Nursing Practice
12 Act."

13 SECTION 3. A new section of Chapter 59A, Article 22
14 NMSA 1978 is enacted to read:

15 "PHARMACIST PRESCRIPTIVE AUTHORITY SERVICES--
16 REIMBURSEMENT PARITY.--An insurer shall reimburse a
17 participating provider that is a certified pharmacist
18 clinician or pharmacist certified to provide a prescriptive
19 authority service who provides a service pursuant to a health
20 insurance plan, policy or certificate of health insurance at
21 the standard contracted rate that the health insurance
22 policy, health care plan or certificate of health insurance
23 reimburses, for the same service pursuant to that policy,
24 plan or certificate, any licensed physician or physician
25 assistant licensed pursuant to the Medical Practice Act or

1 the Osteopathic Medicine Act or any advanced practice
2 certified nurse practitioner licensed pursuant to the Nursing
3 Practice Act."

4 SECTION 4. A new section of Chapter 59A, Article 23
5 NMSA 1978 is enacted to read:

6 "PHARMACIST PRESCRIPTIVE AUTHORITY SERVICES--
7 REIMBURSEMENT PARITY.--An insurer shall reimburse a
8 participating provider that is a certified pharmacist
9 clinician or pharmacist certified to provide a prescriptive
10 authority service who provides a service pursuant to a health
11 insurance plan, policy or certificate of health insurance at
12 the standard contracted rate that the health insurance
13 policy, health care plan or certificate of health insurance
14 reimburses, for the same service pursuant to that policy,
15 plan or certificate, any licensed physician or physician
16 assistant licensed pursuant to the Medical Practice Act or
17 the Osteopathic Medicine Act or any advanced practice
18 certified nurse practitioner licensed pursuant to the Nursing
19 Practice Act."

20 SECTION 5. A new section of the Health Maintenance
21 Organization Law is enacted to read:

22 "PHARMACIST PRESCRIPTIVE AUTHORITY
23 SERVICES--REIMBURSEMENT PARITY.--A carrier shall reimburse a
24 participating provider that is a certified pharmacist
25 clinician or pharmacist certified to provide a prescriptive

1 authority service who provides a service pursuant to an
2 individual or group contract at the standard contracted rate
3 that the carrier reimburses, for the same service under that
4 individual or group contract, any licensed physician or
5 physician assistant licensed pursuant to the Medical Practice
6 Act or the Osteopathic Medicine Act or any advanced practice
7 certified nurse practitioner licensed pursuant to the Nursing
8 Practice Act."

9 SECTION 6. A new section of the Nonprofit Health Care
10 Plan Law is enacted to read:

11 "PHARMACIST PRESCRIPTIVE AUTHORITY
12 SERVICES--REIMBURSEMENT PARITY.--A health care plan shall
13 reimburse a participating provider that is a certified
14 pharmacist clinician or pharmacist certified to provide a
15 prescriptive authority service who provides a service pursuant
16 to a subscriber at the same rate that the carrier reimburses,
17 for the standard contracted service under that subscriber
18 contract, any licensed physician or physician assistant
19 licensed pursuant to the Medical Practice Act or the
20 Osteopathic Medicine Act or any advanced practice certified
21 nurse practitioner licensed pursuant to the Nursing Practice
22 Act."
