

1 SENATE BILL 487

2 **56TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2023**

3 INTRODUCED BY

4 Linda M. Lopez

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10 AN ACT

11 RELATING TO HEALTH COVERAGE; ENACTING SECTIONS OF THE HEALTH
12 CARE PURCHASING ACT, THE NEW MEXICO INSURANCE CODE, THE HEALTH
13 MAINTENANCE ORGANIZATION LAW AND THE NONPROFIT HEALTH CARE PLAN
14 LAW TO ESTABLISH LIMITS ON COST SHARING AND COINSURANCE FOR
15 ACUPUNCTURE SERVICES.

16
17 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

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

20 "[NEW MATERIAL] ACUPUNCTURE SERVICES--LIMITS ON COST
21 SHARING AND COINSURANCE.--

22 A. Group health coverage, including any form of
23 self-insurance, offered, issued or renewed under the Health
24 Care Purchasing Act that offers coverage of the services of an
25 acupuncturist shall not impose a copayment or coinsurance on

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underscoring material = new
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1 those acupuncture services that exceeds the copayment or
2 coinsurance imposed for primary care services.

3 B. As used in this section, "primary care services"
4 means the first level of basic or general health care for a
5 person's health needs, including diagnostic and treatment
6 services, initiation of referrals for other health care
7 services and maintenance of the continuity of care when
8 appropriate."

9 SECTION 2. A new section of Chapter 59A, Article 22 NMSA
10 1978 is enacted to read:

11 "[NEW MATERIAL] ACUPUNCTURE SERVICES--LIMITS ON COST
12 SHARING AND COINSURANCE.--

13 A. An individual or group health insurance policy,
14 health care plan or certificate of health insurance that is
15 delivered, issued for delivery or renewed in this state that
16 offers coverage of the services of an acupuncturist shall not
17 impose a copayment or coinsurance on those acupuncture services
18 that exceeds the copayment or coinsurance imposed for primary
19 care services.

20 B. As used in this section, "primary care services"
21 means the first level of basic or general health care for a
22 person's health needs, including diagnostic and treatment
23 services, initiation of referrals for other health care
24 services and maintenance of the continuity of care when
25 appropriate."

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underscoring material = new
[bracketed material] = delete

1 SECTION 3. A new section of Chapter 59A, Article 23 NMSA
2 1978 is enacted to read:

3 "[NEW MATERIAL] ACUPUNCTURE SERVICES--LIMITS ON COST
4 SHARING AND COINSURANCE.--

5 A. A group or blanket health insurance policy,
6 health care plan or certificate of health insurance that is
7 delivered, issued for delivery or renewed in this state that
8 offers coverage of the services of an acupuncturist shall not
9 impose a copayment or coinsurance on those acupuncture services
10 that exceeds the copayment or coinsurance imposed for primary
11 care services.

12 B. As used in this section, "primary care services"
13 means the first level of basic or general health care for a
14 person's health needs, including diagnostic and treatment
15 services, initiation of referrals for other health care
16 services and maintenance of the continuity of care when
17 appropriate."

18 SECTION 4. A new section of the Health Maintenance
19 Organization Law is enacted to read:

20 "[NEW MATERIAL] ACUPUNCTURE SERVICES--LIMITS ON COST
21 SHARING AND COINSURANCE.--

22 A. An individual or group health maintenance
23 contract that is delivered, issued for delivery or renewed in
24 this state that offers coverage of the services of an
25 acupuncturist shall not impose a copayment or coinsurance on

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underscoring material = new
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1 those acupuncture services that exceeds the copayment or
2 coinsurance imposed for primary care services.

3 B. As used in this section, "primary care services"
4 means the first level of basic or general health care for a
5 person's health needs, including diagnostic and treatment
6 services, initiation of referrals for other health care
7 services and maintenance of the continuity of care when
8 appropriate."

9 SECTION 5. A new section of the Nonprofit Health Care
10 Plan Law is enacted to read:

11 "[NEW MATERIAL] ACUPUNCTURE SERVICES--LIMITS ON COST
12 SHARING AND COINSURANCE.--

13 A. An individual or group health care plan that is
14 delivered, issued for delivery or renewed in this state that
15 offers coverage of the services of an acupuncturist shall not
16 impose a copayment or coinsurance on those acupuncture services
17 that exceeds the copayment or coinsurance imposed for primary
18 care services.

19 B. As used in this section, "primary care services"
20 means the first level of basic or general health care for a
21 person's health needs, including diagnostic and treatment
22 services, initiation of referrals for other health care
23 services and maintenance of the continuity of care when
24 appropriate."