

LFC Requester:

Ruby Ann Esquibel

AGENCY BILL ANALYSIS - 2025 REGULAR SESSION

SECTION I: GENERAL INFORMATION

{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}

Date Prepared: 1/31/2025

Check all that apply:

Bill Number: SB 193

Original Correction
Amendment Substitute

Sponsor: Sens. Micaelita Debbie
O'Malley, Michael Padilla,
Angel M. Charley, Antoinette
Sedillo Lopez

Agency Name and Code Number: 305 – New Mexico
Department of Justice

Short Title: Weight Loss Drugs Insurance
Coverage

Person Writing Analysis: Christa Street
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SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		

(Parenthesis () indicate expenditure decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		

(Parenthesis () indicate revenue decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total						

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:
 Duplicates/Relates to Appropriation in the General Appropriation Act

SECTION III: NARRATIVE

This analysis is neither a formal Opinion nor an Advisory Letter issued by the New Mexico Department of Justice. This is a staff analysis in response to a committee or legislator’s request. The analysis does not represent any official policy or legal position of the NM Department of Justice.

BILL SUMMARY

Synopsis:

SB 193 would require certain health insurance plans, policies, and contracts to provide coverage for injectable glucagon-like peptide-1 receptor agonist (GLP-1 agonist) medication prescribed for chronic weight management in adults with obesity.

Section 1 of the Act would add a new section to the Health Care Purchasing Act. *See* NMSA 1978, Chapter 13, Article 7. Under the new section, group health coverage, including any form of self-insurance that is offered, issued, or renewed under the Health Care Purchasing Act that provides coverage for prescription drugs, would be required to provide coverage for at least one GLP-1 agonist proscribed for chronic weight management in adults with obesity.

Section 2 of the Act would add a new section to Chapter 59A, Article 22 of the NMSA. Article 22 of the Insurance Code (Chapter 59A) governs health insurance contracts. Section 2 of the Act would require individual or group health insurance plans to provide coverage for at least one GLP-1 agonist proscribed for chronic weight management in adults with obesity.

Section 3 of the Act would add a new section to NMSA 1978 Chapter 59A, Article 23. Article 23 governs Group and Blanket Health Insurance Contracts. Section 3 would require a group or blanket insurance policy, health care plan, or certificate of health insurance that is delivered, issued for delivery, or renewed in New Mexico that provides coverage for prescription drugs to provide coverage for at least one injectable GLP-1 agonist prescribed for chronic weight management in adults with obesity.

Section 4 of the Act would add a new section to the Health Maintenance Organization Law. *See* NMSA 1978, §§ 59A-46-1 to -72. Section 4 would require an individual or group health maintenance contract that is delivered, issued for delivery, or renewed in New Mexico that provides coverage for prescription drugs to provide coverage for at least one injectable GLP-1 agonist prescribed for chronic weight management in adults with obesity.

Section 5 of the Act would add a new section to the Nonprofit Health Care Plan Law. *See* NMSA 1978, §§ 59A-47-1 to – 66. Section 5 would require an individual or group health care plan that is delivered, issued for delivery, or renewed in New Mexico that provides coverage for prescription drugs to provide coverage for at least one injectable GLP-1 agonist prescribed for

chronic weight management in adults with obesity.

Section 6 of the Act provides that the provisions of the Act apply to all health insurance policies, plans, and contracts that become effective on or after January 1, 2026.

FISCAL IMPLICATIONS

N/A

SIGNIFICANT ISSUES

None.

PERFORMANCE IMPLICATIONS

None.

ADMINISTRATIVE IMPLICATIONS

None.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

None.

TECHNICAL ISSUES

None.

OTHER SUBSTANTIVE ISSUES'

None.

ALTERNATIVES

None.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Status quo.

AMENDMENTS

None.