

LFC Requester:

Eric Chenier

**AGENCY BILL ANALYSIS - 2025 REGULAR SESSION**

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO  
[AgencyAnalysis.nmlegis.gov](http://AgencyAnalysis.nmlegis.gov) and email to [billanalysis@dfa.nm.gov](mailto:billanalysis@dfa.nm.gov)  
*(Analysis must be uploaded as a PDF)*

**SECTION I: GENERAL INFORMATION**

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

**Date Prepared:** 2/17/25 *Check all that apply:*  
**Bill Number:** SB389 Original  Correction   
 Amendment  Substitute

**Sponsor:** Sen Hickey **Agency Name and Code** HCA-630  
**Short Title:** Health Care Consolidation Oversight Act Changes **Number:** \_\_\_\_\_  
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**SECTION II: FISCAL IMPACT****APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
\$0	\$0	-	-

(Parenthesis ( ) indicate expenditure decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		
\$0	\$0	\$0	-	-

(Parenthesis ( ) indicate revenue decreases)

**ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)**

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
<b>Total</b>	\$0.0	\$0.0	\$0.0	\$0.0	Recurring	General Fund (State Health Benefits)

(Parenthesis ( ) Indicate Expenditure Decreases)

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

### **SECTION III: NARRATIVE**

#### **BILL SUMMARY**

Synopsis: SB389 delays the repeal of the Health Care Consolidation Oversight Act to allow the provisions of the existing law to continue through July 1, 2026 instead of July 1, 2025.

#### **FISCAL IMPLICATIONS**

None

#### **SIGNIFICANT ISSUES**

SB 389 does not include any provisions that allow communities impacted by major transactions to provide input that would result in a change of control/ownership. This could make it difficult for the Office of Superintendent of Insurance (OSI) and other agencies involved in the review process to understand local priorities and concerns about changes in hospital ownership.

#### **PERFORMANCE IMPLICATIONS**

None.

#### **ADMINISTRATIVE IMPLICATIONS**

No IT impact.

#### **CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

SB 389 conflicts with SB 14, which establishes a preliminary review period, requires OSI to hold public comment forums for proposed transactions that reach the comprehensive review period, includes enforcement provisions, creates whistleblower protections, and requires reporting about provider ownership.

#### **TECHNICAL ISSUES**

None.

#### **OTHER SUBSTANTIVE ISSUES**

None.

#### **ALTERNATIVES**

None.

#### **WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

Either the review process currently in place will be repealed or the legislature will pass SB14 to establish an alternative transaction review process.

#### **AMENDMENTS**