

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: SB390Original  Correction Amendment  Substitute 

Agency Name

and Code HCA-630

Number:

Sponsor: Sen Duhigg

Short Parity for Mental Health and

Title: SUD treatment

Person Writing Kresta OppermanPhone: 505-231-8752 Email Kresta.opperman@hca**SECTION II: FISCAL IMPACT****APPROPRIATION (dollars in thousands)**

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

(Parenthesis ( ) indicate expenditure decreases)

**REVENUE (dollars in thousands)**

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

(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	NA	NA

(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**

SB 390 requires that behavioral and mental health care providers be reimbursed for all medically necessary services that they provide regardless of their designation as a behavioral or mental health provider, provided the service is within the scope and limitations of the provider's license.

#### **FISCAL IMPLICATIONS**

The Medicaid program currently reimburses medical providers, including behavioral health providers, for services covered under the approved State Plan when the provider is enrolled with the Medicaid program with proper documentation and meets licensing and/or credentialing requirements. Thus, this bill has no fiscal impact to the Medicaid program.

#### **SIGNIFICANT ISSUES**

SB390 does not clearly define what is meant by "regardless of the health care provider's designation as a behavioral or mental health care provider." This could be a reference to the provider's NM Medicaid enrollment "provider type," how the provider is contracted with a Managed Care Organization (MCO), or even if the provider is enrolled or contracted at all. Each would have separate implications.

#### **PERFORMANCE IMPLICATIONS**

Indeterminate without further clarification as defined in the significant issues section above.

#### **ADMINISTRATIVE IMPLICATIONS**

Indeterminate without further clarification as defined in the significant issues section above

No IT impact.

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

Relationship 2023 SB 273

#### **TECHNICAL ISSUES**

None.

#### **OTHER SUBSTANTIVE ISSUES**

None.

#### **ALTERNATIVES**

None.

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

Status quo, the Medicaid program will continue to reimburse medical providers, including behavioral health providers, for services covered under the approved State Plan and/or waiver when the providers are enrolled with the Medicaid program with proper documentation and meet licensing, provider registration, and/or credentialing requirements.

#### **AMENDMENTS**

None at this time.