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**SENATE BILL 3**

**44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SPECIAL SESSION, 1999**

**INTRODUCED BY**

**Timothy Z. Jennings**

**AN ACT**

**RELATING TO MEDICAID REIMBURSEMENT; AMENDING A SECTION OF THE  
NMSA 1978; DECLARING AN EMERGENCY.**

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

**Section 1. Section 27-2-12.3 NMSA 1978 (being Laws 1987,  
Chapter 269, Section 1, as amended) is amended to read:**

**"27-2-12.3. MEDICAID REIMBURSEMENT--EQUAL PAY FOR EQUAL  
PHYSICIANS', DENTISTS', OPTOMETRISTS', PODIATRISTS' AND  
PSYCHOLOGISTS' SERVICES.--The human services department shall  
establish a rate for the reimbursement of physicians,  
dentists, optometrists, podiatrists and psychologists for  
services rendered to medicaid patients that provides equal  
reimbursement for the same or similar services rendered  
without respect to the date on which such physician, dentist,  
optometrist, podiatrist or psychologist entered into practice**

underscored material = new  
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1 in New Mexico, the date on which the physician, dentist,  
2 optometrist, podiatrist or psychologist entered into an  
3 agreement or contract to provide such services or the location  
4 in which such services are to be provided in the state;  
5 provided, however, that the requirements of this section shall  
6 not apply when the human services department contracts with  
7 entities pursuant to Section 27-2-12.6 NMSA 1978 to negotiate  
8 a rate of not less than the rate paid for medicare part B  
9 services for the reimbursement for services rendered to  
10 medicaid patients in the medicaid managed care system. Such  
11 rate of reimbursement shall also include not less than a two  
12 dollar (\$2.00) per member per month management fee for  
13 physicians who serve as primary care providers. "

14 Section 2. EMERGENCY.--It is necessary for the public  
15 peace, health and safety that this act take effect  
16 immediately.