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**HOUSE BILL 467**

**45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2001**

**INTRODUCED BY**

**Danice R. Picraux**

**AN ACT**

**RELATING TO HEALTH; PROVIDING FOR RECRUITMENT OF DENTISTS AND  
DENTAL HYGIENISTS TO SERVE IN MEDICALLY UNDERSERVED AREAS OF  
NEW MEXICO; MAKING AN APPROPRIATION.**

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

**Section 1. Section 13-1-98 NMSA 1978 (being Laws 1984,  
Chapter 65, Section 71, as amended) is amended to read:**

**"13-1-98. EXEMPTIONS FROM THE PROCUREMENT CODE. -- The  
provisions of the Procurement Code shall not apply to:**

**A. procurement of items of tangible personal  
property or services by a state agency or a local public body  
from a state agency, a local public body or external  
procurement unit except as otherwise provided in Sections  
13-1-135 through 13-1-137 NMSA 1978;**

**B. procurement of tangible personal property or**

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1 services for the governor's mansion and grounds;

2 C. printing and duplicating contracts involving  
3 materials [~~which~~] that are required to be filed in connection  
4 with proceedings before administrative agencies or state or  
5 federal courts;

6 D. purchases of publicly provided or publicly  
7 regulated gas, electricity, water, sewer and refuse collection  
8 services;

9 E. purchases of books and periodicals from the  
10 publishers or copyright holders thereof;

11 F. travel or shipping by ~~common~~ carrier or by  
12 private conveyance or to meals and lodging;

13 G. purchase of livestock at auction rings or to  
14 the procurement of animals to be used for research and  
15 experimentation or exhibit;

16 H. contracts with businesses for public school  
17 transportation services;

18 I. procurement of tangible personal property or  
19 services, as defined by Sections 13-1-87 and 13-1-93 NMSA  
20 1978, by the corrections industries division of the  
21 corrections department pursuant to regulations adopted by the  
22 corrections commission, which shall be reviewed by the  
23 purchasing division of the general services department prior  
24 to adoption;

25 J. minor purchases not exceeding five thousand

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1 dollars (\$5,000) consisting of magazine subscriptions,  
2 conference registration fees and other similar purchases where  
3 prepayments are required;

4 K. municipalities having adopted home rule  
5 charters and having enacted their own purchasing ordinances;

6 L. the issuance, sale and delivery of public  
7 securities pursuant to the applicable authorizing statute,  
8 with the exception of bond attorneys and general financial  
9 consultants;

10 M. contracts entered into by a local public body  
11 with a private independent contractor for the operation, or  
12 provision and operation, of a jail pursuant to Sections  
13 33-3-26 and 33-3-27 NMSA 1978;

14 N. contracts for maintenance of grounds and  
15 facilities at highway rest stops and other employment  
16 opportunities, excluding those intended for the direct care  
17 and support of persons with handicaps, entered into by state  
18 agencies with private, nonprofit, independent contractors who  
19 provide services to persons with handicaps;

20 O. contracts and expenditures for services to be  
21 paid or compensated by money or other property transferred to  
22 New Mexico law enforcement agencies by the United States  
23 department of justice drug enforcement administration;

24 P. contracts for retirement and other benefits  
25 pursuant to Sections 22-11-47 through 22-11-52 NMSA 1978;

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1 Q. contracts with professional entertainers; [~~and~~]

2 R. contracts and expenditures for litigation  
3 expenses in connection with proceedings before administrative  
4 agencies or state or federal courts, including experts,  
5 mediators, court reporters, process servers and witness fees,  
6 but not including attorney contracts; and

7 S. contracts with health professionals entered  
8 into under the Health Service Corps Act. "

9 Section 2. Section 24-1D-2 NMSA 1978 (being Laws 1994,  
10 Chapter 63, Section 2) is amended to read:

11 "24-1D-2. DEFINITIONS. --As used in the Health Service  
12 Corps Act:

13 A. "corps" means the New Mexico health service  
14 corps;

15 B. "department" means the department of health;

16 C. "health professional" means a physician,  
17 physician assistant, nurse practitioner, nurse-midwife, [~~or~~]  
18 emergency medical technician-paramedic, dentist or dental  
19 hygienist;

20 D. "physician" means a medical doctor or doctor of  
21 osteopathic medicine;

22 E. "physician assistant" means a physician  
23 assistant or osteopathic physician assistant; and

24 F. "practice site" means a public health clinic or  
25 public or private nonprofit primary care clinic that is

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1 located in a state-designated medically underserved area or  
2 that serves a high-needs population and that uses a sliding  
3 fee scale approved by the department. "

4 Section 3. APPROPRIATION. -- One hundred thousand dollars  
5 (\$100,000) is appropriated from the general fund to the  
6 department of health for expenditure in fiscal years 2002 and  
7 2003 to develop and implement a New Mexico health service  
8 corps dentist and dental hygienist recruitment program to  
9 provide dental services in the medically underserved areas of  
10 New Mexico. Any unexpended or unencumbered balance remaining  
11 at the end of fiscal year 2003 shall revert to the general  
12 fund.