

FORTY-SIXTH LEGISLATURE
FIRST SESSION

March 18, 2003

Madam President:

Your JUDICIARY COMMITTEE, to whom has been referred

HOUSE BILL 802, as amended

has had it under consideration and reports same with recommendation that it DO PASS, amended as follows:

1. Strike House Floor Amendment 1.
2. On page 1, line 15, strike "SPECIAL".
3. On page 1, line 16, strike "BOUTIQUE" and insert in lieu thereof "CERTAIN".
4. On page 1, line 21, after the semicolon insert "and".
5. On page 2, line 2, strike the semicolon and insert in lieu thereof a period.
6. On page 2, lines 3 through 11, strike Paragraphs (3) and (4) in their entirety.
7. On page 2, line 13, strike "boutique" and insert in lieu thereof "limited service".
8. On page 2, line 18, strike "boutique" and insert in lieu thereof "limited service".
9. On page 2, line 24, strike "and".
10. On page 3, line 1, strike the period and insert in lieu thereof "; and" and between lines 1 and 2 insert the following

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new paragraph:

"(3) "low-income patient" means a patient whose family or household income does not exceed two hundred percent of the federal poverty level."

11. On page 3, lines 2 through 18, strike Subsection C in its entirety.

12. Reletter the succeeding subsections accordingly.

13. On page 3, line 19, strike "not" and after "to" strike "a" and insert in lieu thereof "an acute-care or".

14. On page 3, line 20, strike "boutique hospital unless the hospital" and insert in lieu thereof "limited services hospital that".

15. On page 3, lines 21 through 24, strike Paragraph (1) in its entirety and insert in lieu thereof the following paragraph:

"(1) continuously maintain and operate an emergency department that provides emergency medical services as determined by the department;".

16. On page 4, line 2, after "and" insert "general health".

17. On page 4, line 4, after "proportion" strike the comma and "as determined by the department,".

18. On page 4, line 6, strike the semicolon and "and" and insert in lieu thereof a comma and the following:

"as determined by the department in consultation with a statewide

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hospital organization, the government of the county in which the facilities are located and the affected hospitals; provided that:

(a) a hospital may appeal the determination of the department pursuant to Section 39-3-1.1 NMSA 1978; and

(b) the annual cost of the care required to be provided pursuant to this paragraph shall not exceed an amount equal to five percent of the hospital's annual revenue; and".

19. On page 4, strike lines 7 and 8 and insert in lieu thereof:

"(4) require a health care provider to disclose a financial interest before referring a patient to the hospital.".

20. On page 4, strike lines 9 through 12.

Respectfully submitted,

Michael S. Sanchez, Chairman

Adopted _____
(Chief Clerk)

Not Adopted _____
(Chief Clerk)

Date _____

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The roll call vote was 8 For 0 Against
Yes: 8
No: 0
Excused: 2 Lopez, Martinez
Absent: 0