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SENATE BILL 480

47TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2006

INTRODUCED BY

Timothy Z. Jennings

AN ACT

RELATING TO PUBLIC ASSISTANCE; PROVIDING FOR MEDICAID
REIMBURSEMENT AT THE MEDICARE PART B RATE.

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.--

A. The human services department shall establish a
rate, of not less than the rate for medicare part B services,
for the reimbursement of physicians, dentists, optometrists,
podiatrists and psychologists for services rendered to medicaid
fee-for-service or managed care patients that provides equal
reimbursement for the same or similar services rendered without

underscored material = new
[bracketed material] = delete

1 respect to the date on which such physician, dentist,
2 optometrist, podiatrist or psychologist entered into practice
3 in New Mexico, the date on which the physician, dentist,
4 optometrist, podiatrist or psychologist entered into an
5 agreement or contract to provide such services or the location
6 in which such services are to be provided in the state
7 ~~[provided, however, that, the requirements of this section~~
8 ~~shall not apply when the human services department contracts~~
9 ~~with entities pursuant to Section 27-2-12.6 NMSA 1978 to~~
10 ~~negotiate a rate for the reimbursement for services rendered to~~
11 ~~medicaid patients in the medicaid managed care system].~~

12 B. On July 1, 2007 and on July 1 of each subsequent
13 year, the human services department shall increase the
14 reimbursement rate established pursuant to Subsection A of this
15 section. In determining the annual percentage increase, the
16 department shall take into consideration factors that affect
17 the cost of providing services, including increases in medical
18 liability premiums and office overhead.

19 C. All reimbursements for fee-for-service and
20 managed care services shall include the gross receipts taxes
21 paid."

22 Section 2. EFFECTIVE DATE.--The effective date of the
23 provisions of this act is July 1, 2006.