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SENATE BILL 404

53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017

INTRODUCED BY

Richard C. Martinez

AN ACT

RELATING TO PUBLIC ASSISTANCE; ESTABLISHING MINIMUM STAFFING
STANDARDS FOR MEDICAID-CERTIFIED NURSING FACILITIES; MAKING AN
APPROPRIATION.

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

SECTION 1. A new section of the Public Assistance Act is
enacted to read:

"~~[NEW MATERIAL]~~ MEDICAL ASSISTANCE--NURSING FACILITIES--
INSTITUTIONAL CARE--MINIMUM STAFFING.--

A. As of July 1, 2017, the department shall require
any nursing facility that receives reimbursement through the
state's medical assistance program for providing
institutionalized care in a medicaid-qualifying bed to meet
minimum nursing department staffing standards pursuant to which
each patient shall be provided with at least four and one-tenth

.207011.1

underscored material = new
~~[bracketed material] = delete~~

underscored material = new
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1 hours of nursing care per patient day.

2 B. As used in this section, "nursing care" means
3 care provided by a registered nurse, licensed practical nurse,
4 nurse aide or nurse aide trainee."

5 SECTION 2. APPROPRIATION.--Four million six hundred
6 ninety-three thousand two hundred thirty-seven dollars
7 (\$4,693,237) is appropriated from the general fund to the human
8 services department for expenditure in fiscal year 2018 to
9 provide reimbursement to nursing facilities providing
10 institutionalized care in medicaid-qualifying beds sufficient
11 to meet the staffing standards established pursuant to Section
12 1 of this act. Any unexpended or unencumbered balance
13 remaining at the end of fiscal year 2018 shall revert to the
14 general fund.