

1 SENATE BILL 23

2 **55TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2021**

3 INTRODUCED BY

4 Michael Padilla

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10 AN ACT

11 RELATING TO HEALTH COVERAGE; ENACTING SECTIONS OF THE HEALTH  
12 CARE PURCHASING ACT, THE NEW MEXICO INSURANCE CODE, THE HEALTH  
13 MAINTENANCE ORGANIZATION LAW AND THE NONPROFIT HEALTH CARE PLAN  
14 LAW TO ESTABLISH LIMITS ON COST SHARING AND COINSURANCE FOR  
15 CHIROPRACTIC PHYSICIAN SERVICES.

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

18 SECTION 1. A new section of the Health Care Purchasing  
19 Act is enacted to read:

20 "[NEW MATERIAL] CHIROPRACTIC PHYSICIAN SERVICES--LIMITS ON  
21 COST SHARING AND COINSURANCE.--

22 A. Group health coverage, including any form of  
23 self-insurance, offered, issued or renewed under the Health  
24 Care Purchasing Act that offers coverage of the services of a  
25 chiropractic physician shall not impose a copayment or

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1 coinsurance on those chiropractic physician services that  
2 exceeds the copayment or coinsurance imposed for primary care  
3 services.

4 B. As used in this section, "primary care services"  
5 means the first level of basic or general health care for a  
6 person's health needs, including diagnostic and treatment  
7 services, initiation of referrals for other health care  
8 services and maintenance of the continuity of care when  
9 appropriate."

10 SECTION 2. A new section of Chapter 59A, Article 22 NMSA  
11 1978 is enacted to read:

12 "[NEW MATERIAL] CHIROPRACTIC PHYSICIAN SERVICES--LIMITS ON  
13 COST SHARING AND COINSURANCE.--

14 A. An individual or group health insurance policy,  
15 health care plan or certificate of health insurance that is  
16 delivered, issued for delivery or renewed in this state that  
17 offers coverage of the services of a chiropractic physician  
18 shall not impose a copayment or coinsurance on those  
19 chiropractic physician services that exceeds the copayment or  
20 coinsurance imposed for primary care services.

21 B. As used in this section, "primary care services"  
22 means the first level of basic or general health care for a  
23 person's health needs, including diagnostic and treatment  
24 services, initiation of referrals for other health care  
25 services and maintenance of the continuity of care when

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1 appropriate."

2 SECTION 3. A new section of Chapter 59A, Article 23 NMSA  
3 1978 is enacted to read:

4 "[NEW MATERIAL] CHIROPRACTIC PHYSICIAN SERVICES--LIMITS ON  
5 COST SHARING AND COINSURANCE.--

6 A. A group or blanket health insurance policy,  
7 health care plan or certificate of health insurance that is  
8 delivered, issued for delivery or renewed in this state that  
9 offers coverage of the services of a chiropractic physician  
10 shall not impose a copayment or coinsurance on those  
11 chiropractic physician services that exceeds the copayment or  
12 coinsurance imposed for primary care services.

13 B. As used in this section, "primary care services"  
14 means the first level of basic or general health care for a  
15 person's health needs, including diagnostic and treatment  
16 services, initiation of referrals for other health care  
17 services and maintenance of the continuity of care when  
18 appropriate."

19 SECTION 4. A new section of the Health Maintenance  
20 Organization Law is enacted to read:

21 "[NEW MATERIAL] CHIROPRACTIC PHYSICIAN SERVICES--LIMITS ON  
22 COST SHARING AND COINSURANCE.--

23 A. An individual or group health maintenance  
24 contract that is delivered, issued for delivery or renewed in  
25 this state that offers coverage of the services of a

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1 chiropractic physician shall not impose a copayment or  
2 coinsurance on those chiropractic physician services that  
3 exceeds the copayment or coinsurance imposed for primary care  
4 services.

5 B. As used in this section, "primary care services"  
6 means the first level of basic or general health care for a  
7 person's health needs, including diagnostic and treatment  
8 services, initiation of referrals for other health care  
9 services and maintenance of the continuity of care when  
10 appropriate."

11 SECTION 5. A new section of the Nonprofit Health Care  
12 Plan Law is enacted to read:

13 "[NEW MATERIAL] CHIROPRACTIC PHYSICIAN SERVICES--LIMITS ON  
14 COST SHARING AND COINSURANCE.--

15 A. An individual or group health care plan that is  
16 delivered, issued for delivery or renewed in this state that  
17 offers coverage of the services of a chiropractic physician  
18 shall not impose a copayment or coinsurance on those  
19 chiropractic physician services that exceeds the copayment or  
20 coinsurance imposed for primary care services.

21 B. As used in this section, "primary care services"  
22 means the first level of basic or general health care for a  
23 person's health needs, including diagnostic and treatment  
24 services, initiation of referrals for other health care  
25 services and maintenance of the continuity of care when

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