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AN ACT

RELATING TO HEALTH; CLARIFYING THE DEFINITION OF "CONTRACTING HOSPITAL" IN THE HOSPITAL FUNDING ACT.

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

SECTION 1. Section 4-48B-3 NMSA 1978 (being Laws 1981, Chapter 83, Section 3, as amended) is amended to read:

"4-48B-3. DEFINITIONS.--As used in the Hospital Funding Act:

A. "another political subdivision" means a political subdivision of New Mexico, including a municipality and a special hospital district organized under the Special Hospital District Act, but not including a county;

B. "class A county" means a county having a population of more than two hundred thousand persons according to the last federal decennial census;

C. "contracting hospital" means a hospital located in New Mexico or an emergency health care facility that enters into a health care facilities contract with a county or counties or another political subdivision;

D. "county" means any county of the state;

E. "county commissioners" means the board of county commissioners of a county;

F. "county hospital" means a hospital owned by a county;

1 G. "emergency health care facility" means a
2 twenty-four-hour emergency health care facility that is
3 licensed as a remote location of an acute care hospital and
4 that is located in a class B county:

5 (1) with a population of more than
6 seventy-five thousand but less than one hundred thousand
7 according to the most recent federal decennial census; and

8 (2) that has a net taxable value for
9 rate-setting purposes for the 2020 property tax year or a
10 subsequent property tax year of more than one billion dollars
11 (\$1,000,000,000) but less than five billion dollars
12 (\$5,000,000,000);

13 H. "health care facilities contract" means an
14 agreement between a hospital or emergency health care
15 facility and a county or counties, or between a hospital or
16 emergency health care facility and a county or counties and
17 another political subdivision, that provides for the payment
18 by the county or counties of all or a portion of the proceeds
19 of a mill levy to the hospital or emergency health care
20 facility in exchange for the agreement by the hospital or
21 emergency health care facility to use the funds only for
22 nonsectarian purposes and to make available the following for
23 the sick of the county or counties:

24 (1) facilities that admit or treat patients
25 without regard to race, sex, religion or national origin;

1 (2) facilities that include x-ray,
2 laboratory services and a pharmacy or drug room;

3 (3) adequate emergency equipment, personnel
4 and procedures, including:

5 (a) a standby emergency power system;

6 (b) at least one person capable and
7 authorized to initiate immediate lifesaving measures;

8 (c) facilities for emergency laboratory
9 work, including, as a minimum, urinalysis, complete blood
10 count, blood type and cross match; and

11 (d) diagnostic radiographic facilities;

12 (4) facilities, procedures and policies for
13 prevention, control and reporting of communicable diseases,
14 including one or more rooms for isolation of patients having
15 or suspected of having communicable diseases;

16 (5) adequate records, including, as required
17 by law, a daily census and a register of all births,
18 deliveries, deaths, admissions, emergency room admissions,
19 discharges, operations, outpatients, inpatients and
20 narcotics; and

21 (6) physical facilities, personnel,
22 equipment and procedures that comply with the regulations
23 promulgated by the public health division of the department
24 of health, if any;

25 I. "hospital governing board" means the board that HB 240/a
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