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HOUSE BILL 75

56TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2023

INTRODUCED BY

Dayan Hochman-Vigil

AN ACT

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

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

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

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

A. Group health coverage, including any form of self-insurance, offered, issued or renewed under the Health Care Purchasing Act that offers coverage of the services of a 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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