

HOUSE HEALTH AND HUMAN SERVICES COMMITTEE SUBSTITUTE FOR  
HOUSE BILL 258

56TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2024

AN ACT

RELATING TO TAXATION; DISTRIBUTING A PORTION OF THE PREMIUM TAX  
FROM HEALTH INSURANCE BUSINESS TO THE EMERGENCY MEDICAL  
SERVICES FUND; MAKING AN APPROPRIATION.

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

SECTION 1. Section 7-1-6.62 NMSA 1978 (being Laws 2019,  
Chapter 47, Section 2, as amended) is amended to read:

"7-1-6.62. DISTRIBUTION--PREMIUM TAX.--

A. A distribution pursuant to Section 7-1-6.1 NMSA  
1978 shall be made to the law enforcement protection fund in an  
amount equal to ten percent of the net receipts attributable to  
the premium tax from life, health, general casualty and title  
insurance business.

B. A distribution pursuant to Section 7-1-6.1 NMSA  
1978 shall be made to the fire protection fund of the net

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1 receipts attributable to the premium tax derived from property  
2 and vehicle insurance business.

3 C. A distribution pursuant to Section 7-1-6.1 NMSA  
4 1978 shall be made to the emergency medical services fund in an  
5 amount equal to ten percent of the net receipts attributable to  
6 the premium tax from health insurance business."

7 SECTION 2. Section 24-10A-3 NMSA 1978 (being Laws 1978,  
8 Chapter 178, Section 3, as amended) is amended to read:

9 "24-10A-3. EMERGENCY MEDICAL SERVICES FUND CREATED--  
10 FUNDING.--

11 A. The "emergency medical services fund" is created  
12 in the state treasury. Money in the fund shall not revert at  
13 the end of any fiscal year. Money appropriated to the fund or  
14 accruing to it through distributions, gifts, grants, fees or  
15 bequests shall be deposited in the fund. Interest earned on  
16 investment of the fund shall be credited to the general fund.  
17 Disbursements from the fund shall be made upon warrants drawn  
18 by the secretary of finance and administration pursuant to  
19 vouchers signed by the secretary or the secretary's authorized  
20 representative.

21 B. The bureau shall administer the fund and provide  
22 for the distribution of the fund pursuant to the Emergency  
23 Medical Services Fund Act and rules adopted pursuant to the  
24 provisions of that act.

25 C. In any fiscal year, no less than seventy-five

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1 percent of the money in the fund shall be used for the local  
2 emergency medical services funding program to support the cost  
3 of supplies and equipment and operational costs other than  
4 salaries and benefits for emergency medical services personnel.  
5 This money shall be distributed to municipalities and counties  
6 on behalf of eligible local recipients, using a formula  
7 established pursuant to rules adopted by the department. The  
8 formula shall determine each municipality's and county's share  
9 of the fund based on the relative geographic size and  
10 population of each county. The formula shall also base the  
11 distribution of money for each municipality and county on the  
12 relative number of runs of each local recipient eligible to  
13 participate in the distribution.

14 D. In any fiscal year, no more than:

15 (1) twenty-two percent of the fund may be used  
16 for emergency medical services system improvement projects,  
17 including the purchase of emergency medical services vehicles,  
18 local and statewide emergency medical services system support  
19 projects, the statewide trauma care system program and the  
20 emergency medical dispatch agency support program; and

21 (2) three percent of the fund may be used by  
22 the bureau for administrative costs, including monitoring and  
23 providing technical assistance.

24 E. In any fiscal year, money in the fund that is  
25 not distributed pursuant to the provisions of Subsection D of

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1 this section may be distributed pursuant to the provisions of  
2 Subsection C of this section."

3 SECTION 3. APPROPRIATION.--Twenty-two million dollars  
4 (\$22,000,000) is appropriated from the general fund to the  
5 emergency medical services fund for expenditure in fiscal year  
6 2025 and subsequent fiscal years to carry out the purposes of  
7 the fund. Any unexpended or unencumbered balance remaining at  
8 the end of a fiscal year shall not revert to the general fund.

9 SECTION 4. EFFECTIVE DATE.--The effective date of the  
10 provisions of Sections 1 and 2 of this act is July 1, 2025.