

LFC Requester:	Sunny Liu
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AGENCY BILL ANALYSIS - 2025 REGULAR SESSION
WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO
AgencyAnalysis.nmlegis.gov and email to billanalysis@dfa.nm.gov
(Analysis must be uploaded as a PDF)

SECTION I: GENERAL INFORMATION

{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}

Date Prepared: 1/21/25 *Check all that apply:*
Bill Number: HB58 Original Correction
 Amendment Substitute

Sponsor: Rep. Pamela Herndon **Agency Name and Code:** HCA 630
Short Title: Mental Health Programs in Schools Funding **Number:** _____
Person Writing: Alicia Salazar
Phone: 505-795-3920 **Email:** Alicia.salazar2@hca.n

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
\$0 HCA	\$0 HCA	NA BHSD	SGF

(Parenthesis () indicate expenditure decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		
\$0 HCA	\$0HCA	\$0 HCA	Nonrecurring	SGF

(Parenthesis () indicate revenue decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	\$0	\$0	\$0	\$0	Nonrecurring	SGF

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:

Duplicates/Relates to Appropriation in the General Appropriation Act

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis: House Bill 58 (HB58) bill makes an appropriation to the Public Education Department to support Mental Health Training and Wellness Programs in schools across the state.

FISCAL IMPLICATIONS

None for Behavioral Health Services Division. This project will be administered by the Public Education Department.

SIGNIFICANT ISSUES

Per the 2022 State of Mental Health in New Mexico report published by the Behavioral Epidemiology Bureau, Epidemiology and Response Division within the New Mexico Department of Health, youth in New Mexico are currently in need of mental health support. In 2019, 2 out of 5 high school students stated they felt sad and hopeless, and 1 out of 6 youth ages 12 – 17 experienced a major depressive episode. 93.6 youth per 10,000 experienced a hospitalization for a mental health concern in 2020. This suggests that any wellness efforts aimed at supporting mental health should be explored in places where youth and children will have access to them. A number of schools, including schools in Utah and California have utilized wellness rooms in schools and their initial data is promising. <https://www.latimes.com/california/newsletter/2022-02-07/8-to-3-calming-rooms-schools-8-to-3>

PERFORMANCE IMPLICATIONS

None

ADMINISTRATIVE IMPLICATIONS

BHSD could partner with the Public Education Department (PED) identify trauma-informed and culture-centered suicide prevention training to school staff, students and community members that aligns with the PAX good behavior games, mental health first aid Yellow Ribbon Suicide Prevention and other efforts that are utilized statewide currently.

No IT impact as the necessary behavioral health codes already exist in the Medicaid system.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

None

TECHNICAL ISSUES

None

OTHER SUBSTANTIVE ISSUES

Currently BHSD administers the PAX Good Behavior Game statewide. This program develops self-regulation through competence, comprehension, and cultural memes—ideas and behaviors that spread from person to person within a culture. This incorporates related efforts to building resiliency and behavioral health prevention strategies. PAX Good Behavior Game reduces or minimizes toxic influences and limiting problematic behaviors. Wellness rooms could be a good addition to current wellness focused school-based interventions and prevention efforts.

In 2023, CMS approved a State Plan Amendment (SPA) for the implementation of Expansion for the Medicaid School-Based Services (MSBS) Program. to students outside of an Individualized Education Plan (IEP), Individualized Family Services Plan (IFSP), or 504 Plan. However, to seek reimbursement through the MSBS program, students would need an Individualized Education Plan (IEP), Individualized Family Services Plan (IFSP), 504 Plan, Individualized Health Care Plan (IHCP), or services that are otherwise deemed medically necessary as appropriate for each covered service that would need to be established. This is already taken effect within the school setting and training has been completed to schools from the Medical Assistance Division School Health Office on proper billing requirements including templates for use by Licensed Behavior Health staff to ensure compliance. The bill indicates that schools will need to hire staff to monitor and assist students in the wellness rooms. It does not indicate if these staff would include licensed staff such as Social Workers, Psychologists or other Licensed Counselors. In order for services to be eligible for billing under the expanded MSBS program, services would have to be provided by licensed staff that are enrolled as Medicaid providers. Services or monitoring provided by staff that do not meet Medicaid provider criteria would not be allowable for billing.

ALTERNATIVES

None

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Status Quo

AMENDMENTS

None