

LFC Requestor: CHENIER, Eric

2025 LEGISLATIVE SESSION
AGENCY BILL ANALYSIS

Section I: General

Chamber: House
Number: 171

Category: Bill
Type: Introduced

Date (of THIS analysis): 1/29/2025

Sponsor(s): Jones, Thomson, Brown

Short Title: Custodial Care Facilities ability to have medication for MOUD.

Reviewing Agency: Agency 665 - Department of Health

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Section II: Fiscal Impact

APPROPRIATION (dollars in thousands)

Appropriation Contained		Recurring or Nonrecurring	Fund Affected
FY 25	FY 26		
\$0	\$0		

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY 25	FY 26	FY 27		
\$0	\$0	\$0		

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY 25	FY 26	FY 27	3 Year Total Cost	Recurring or Non-recurring	Fund Affected
Total	\$0	\$0	\$0	\$0		

Section III: Relationship to other legislation

Duplicates: None

Conflicts with: None

Companion to: None

Relates to: None

Duplicates/Relates to an Appropriation in the General Appropriation Act: None

Section IV: Narrative

1. BILL SUMMARY

a) Synopsis

House Bill 171 allows custodial care facilities to acquire, stock, and maintain controlled substances used for withdrawal management purposes. Custodial care facilities would include nursing homes, residential treatment facilities, and outpatient behavioral health facilities operated by NMDOH.

Is there an emergency clause? Yes No

b) Significant Issues

- This bill would expand the ability of certain types of facilities to provide MOUD to clients and residents.
- There are a variety of requirements for pharmacies to stock controlled substances for withdrawal management. Those are not changed in this bill.
- This bill does not direct facilities to offer this but does allow them the opportunity to provide them when needed.
- Given that the main NMDOH operated facilities who offer this service are licensed as hospitals, they are already providing this service and this bill would have minimal impact on the NMDOH facilities.

2. PERFORMANCE IMPLICATIONS

- Does this bill impact the current delivery of NMDOH services or operations?
 Yes No

Minimal impact. NMDOH facilities providing these service lines are already stocking and providing these substances when needed.

- Is this proposal related to the NMDOH Strategic Plan? Yes No
 - Goal 1:** We expand equitable access to services for all New Mexicans
 - Goal 2:** We ensure safety in New Mexico healthcare environments
 - Goal 3:** We improve health status for all New Mexicans
 - Goal 4:** We support each other by promoting an environment of mutual respect, trust, open communication, and needed resources for staff to serve New Mexicans and to grow and reach their professional goals

3. FISCAL IMPLICATIONS

- If there is an appropriation, is it included in the Executive Budget Request?
 - Yes No N/A
- If there is an appropriation, is it included in the LFC Budget Request?
 - Yes No N/A
- Does this bill have a fiscal impact on NMDOH? Yes No

4. ADMINISTRATIVE IMPLICATIONS

Will this bill have an administrative impact on NMDOH? Yes No

5. DUPLICATION, CONFLICT, COMPANIONSHIP OR RELATIONSHIP

None

6. TECHNICAL ISSUES

Are there technical issues with the bill? Yes No

7. LEGAL/REGULATORY ISSUES (OTHER SUBSTANTIVE ISSUES)

- Will administrative rules need to be updated or new rules written? Yes No
- Have there been changes in federal/state/local laws and regulations that make this legislation necessary (or unnecessary)? Yes No
- Does this bill conflict with federal grant requirements or associated regulations?
 - Yes No
- Are there any legal problems or conflicts with existing laws, regulations, policies, or programs? Yes No

None

8. DISPARITIES ISSUES

None

9. HEALTH IMPACT(S)

- A small population of people at NMDOH facilities may be eligible for these services who are not currently eligible.

10. ALTERNATIVES

None

11. WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL?

If House Bill 0171 is not enacted pharmacies operating at custodial care facilities would remain unable to acquire, stock, and maintain controlled substances used for the treatment of withdrawal management.

12. AMENDMENTS

None