LFC Requester:	RubyAnn Esquibel
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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 mus	st be uploc	ided as a PD	<b>)F)</b>					
	N I: GENERAL IN		substitute or a	correction of a	nrevious hili	ß				
(Immeme y	<u> </u>			_ Check all that apply: _ Original x_ Correction						
				Amendment	: Subs	stitute	_			
Sponsor:		Agency Name and Code University of New Mexico-952 Number:								
Short Medical Malpractice Act			Person V	0	Kelly O'Donnell					
Title:	Changes		Phone:	505-659-5702	_ Email	kodoni	nell@unm.edu			
SECTION II: FISCAL IMPACT  APPROPRIATION (dollars in thousands)										
Appropriation FY25 FY25		riation FY26	N.		ecurring onrecurring		Fund Affected			
(Parenthesi	s ( ) indicate expenditure	decreases)								
		REVENUE	(dollars i	n thousands	s)					
Estimated Revenue					Recurring or		Fund			
F	Y25	FY26	I	Y27 Nonrecui		rring	g Affected			

(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						

(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:

HB 378 amends the Medical Malpractice Act to limit the amount of recovery for a medical malpractice claim to \$600,000 per occurrence. Limits a health care provider's personal liability to \$200,000, with any excess to be paid from the Patient's Compensation Fund.

### FISCAL IMPLICATIONS

None for UNMH, which is protected pursuant to the Tort Claims Act. HB 378 defines "Health care provider" and "Hospital" to exclude a person or entity protected pursuant to the Tort Claims Act or the Federal Tort Claims Act.

**SIGNIFICANT ISSUES** 

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

**OTHER SUBSTANTIVE ISSUES** 

**ALTERNATIVES** 

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

**AMENDMENTS**