AN ACT

RELATING TO COUNTY INDIGENT HEALTH CARE; PROVIDING FOR FUNDING AND EXPENDITURE OF FUNDS.

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

Section 1.   Section 27-5-7 NMSA 1978 (being Laws 1965, Chapter 234, Section 7, as amended) is amended to read:

"27-5-7.   COUNTY INDIGENT HOSPITAL CLAIMS FUND.--

A.   There is created in the county treasury of each county a "county indigent hospital claims fund".

B.   Collections under the levy made pursuant to the Indigent Hospital and County Health Care Act and all payments shall be placed into the fund, and the amount placed in the fund shall be budgeted and expended only for the purposes specified in the Indigent Hospital and County Health Care Act, by warrant upon vouchers approved by a majority of the board and signed by

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1   the chairman of the board.   Payments for indigent

2   hospitalizations shall not be made from any other county fund.

3   C.   The fund shall be audited in the manner that

4   other state and county funds are audited, and all records of

5   payments and verified statements of qualification upon which

6   payments were made from the fund shall be open to the public.

7   D.   Any balance remaining in the fund at the end of

8   the fiscal year [pursuant to Subsections F and G of this

9   section] shall carry over into the ensuing fiscal year and [that

10   balance] shall be taken into consideration in the determination

11   of the ensuing fiscal year's budget and certification of need

12   for purposes of making a tax levy.

13   E.   Money may be transferred to the fund from other

14   sources, but no transfers may be made from the fund for any

15   purpose other than those specified in the Indigent Hospital and

16   County Health Care Act.

17   F.   On June 30 of each fiscal year, beginning in

18   fiscal year 1996, the board [shall tranfer] may transfer to the

19   county-supported medicaid fund [that] any amount of the balance

20   in the county indigent hospital claims fund that exceeds two

21   hundred thousand dollars ($200,000) or [that exceeds the] an

22   amount equal to thirty percent of the income to the fund during

23   that fiscal year, whichever is greater.   [Beginning in 1996,

24   the] Any such transfer shall be made by September 1 [of each]

25   following the end of the fiscal year.   Any amount transferred to

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1   the county-supported medicaid fund pursuant to this subsection

2   is in addition to the county's obligation pursuant to Section

3   27-10-4 NMSA 1978."

4   Section 2.   Section 27-5-7.1 NMSA 1978 (being Laws 1993,

5   Chapter 321, Section 16) is amended to read:

6   "27-5-7.1.   COUNTY INDIGENT HOSPITAL CLAIMS FUND--

7   AUTHORIZED USES OF THE FUND.--

8   A.   The fund shall be used:

9   (1)   to meet the county's contribution for

10   support of sole community provider payments as calculated by the

11   department for that county; [and]

12   (2)   to pay all claims that have been approved

13   by the board that are not matched with federal funds under the

14   state medicaid program; and

15   (3)   to pay health care provider claims for

16   primary care of indigent patients.

17   B.   The fund may be used to meet the county's

18   obligation under Section 27-10-4 NMSA 1978.

19   C.   Until June 30, 1996, the cash reserves from the

20   fund may be used to meet the county's obligation under Section

21   27-10-4 NMSA 1978."

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State of New Mexico

House of Representatives

FORTY-SECOND LEGISLATURE

SECOND SESSION, 1996

February 7, 1996

Mr. Speaker:

Your **TAXATION AND REVENUE COMMITTEE,** to whom has been referred

HOUSE BILL 571

has had it under consideration and reports same with recommendation that it **DO PASS**, amended as follows:

1. On page 3, strike lines 15 and 16 in their entirety and insert in lieu thereof:

"(3) to pay all board-approved claims of community-based health program health care providers that provide primary care to indigent patients, that meet the requirements specified in Paragraph (5) of Subsection N of Section 27-5-4 NMSA 1978 and that

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2 have a governing board, the majority of whose membership is

3 composed of consumer representatives from the area served.".,

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5 and thence referred to the **APPROPRIATIONS AND FINANCE COMMITTEE.**

6

7 The roll call vote on Amendment #1 was_8_For_2_Against

8 Yes: 8

9 No: Crook, Stell

10 Excused: Lovejoy, Porter, Sandel

11 Absent: None

12

13   Respectfully submitted,

14

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16 _____

17 **Jerry W Sandel, Chairman**

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19

20 Adopted _____   Not Adopted _____

21

22   (Chief Clerk)   (Chief Clerk)

23   Date _____

24

25

Underscored material = new
[bracketed material] = delete

1

2   The roll call vote was __8__ For __2__ Against

3   Yes: 8

4   No: Sandoval, Stell

5   Excused: Hawkins, Lovejoy, Ryan

6   Absent: None

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