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SENATE BILL 243

42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1996

INTRODUCED BY

TOM C. WRAY

AN ACT

RELATING TO MEDICAL INVESTIGATIONS; PROHIBITING THE STATE
MEDICAL INVESTIGATOR FROM CHARGING FOR CERTAIN SERVICES
PERFORMED FOR AN INDIAN NATION, TRIBE OR PUEBLO.

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

Section 1. Section 24-11-3 NMSA 1978 (being Laws 1971,
Chapter 112, Section 3, as amended) is amended to read:

"24-11-3. STATE MEDICAL INVESTIGATOR--QUALIFICATIONS--
DUTIES--OFFICE.--

A. The state medical investigator shall be a
physician licensed to practice in New Mexico. Insofar as
practicable, the medical investigator shall be trained in the
fields of pathology and forensic medicine.

B. The state medical investigator shall maintain his
office at the [school of medicine at the] university of New

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1 Mexico medical school.

2 C. The state medical investigator shall appoint
3 district medical investigators and, where necessary, deputy
4 medical investigators who shall serve at his pleasure. The
5 state medical investigator may assign deputy medical
6 investigators to districts to work under the supervision of a
7 district medical investigator. The district medical
8 investigator shall be a licensed physician. When deemed
9 necessary by the state medical investigator, he may direct a
10 deputy or district medical ~~[examiner]~~ investigator to enter
11 another district for the purpose of carrying out medical
12 investigations.

13 D. Any district created by the state medical
14 investigator to be staffed by a district medical investigator
15 shall be coextensive with one or more counties.

16 E. The state medical investigator may enter into
17 agreements for services to be performed by persons in the course
18 of medical investigations.

19 F. The state medical investigator shall, subject to
20 the approval of the board of medical ~~[investigations]~~
21 investigators, promulgate rules and regulations for the proper
22 investigation of deaths occurring within this state.

23 G. The state medical investigator shall maintain
24 records of the deaths occurring within this state which are
25 investigated by either state or district medical investigators.

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H. In addition to other duties prescribed in this section, the state medical investigator shall also serve as the district medical investigator for Bernalillo county.

I. Funds for the operation of the state and district medical investigators' offices shall be appropriated to and administered by the university of New Mexico medical school [~~of medicine~~].

J. The state medical investigator may not charge for services performed for an Indian nation, tribe or pueblo if the state medical investigator performs the same services for an agency or political subdivision of the state without charge."

1 FORTY- SECOND LEGI SLATURE
2 SECOND SESSI ON, 1996
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5 JANUARY 24, 1996
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7 Mr. Presi dent:
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9 Your COMMI TTEES' COMMI TTEE, to whom has been referred
10

11 SENATE BILL 243
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13 has had it under consideration and finds same to be GERMANE, PURSUANT
14 TO CONSTITUTIONAL PROVISIONS, and thence referred to the INDIAN AND
15 CULTURAL AFFAI RS COMMI TTEE.
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17 Respectfully submi tted,
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23 SENATOR MANNY M. ARAGON, Chai rman
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Adopted _____

Not Adopted _____

(Chief Clerk)

(Chief Clerk)

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1 FORTY-SECOND LEGISLATURE
2 SECOND SESSION, 1996
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5 February 7, 1996
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7 Mr. President:
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9 Your INDIAN & CULTURAL AFFAIRS COMMITTEE, to whom has
10 been referred
11

12 SENATE BILL 243
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14 has had it under consideration and reports same with recommendation that
15 it DO PASS, and thence referred to the FINANCE COMMITTEE.
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17 Respectfully submitted,
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22 John Pinto, Chairman
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Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

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Date _____

The roll call vote was 5 For 0 Against

Yes: 5

No: 0

Excused: Chavez, Kysar, Maes

Absent: None

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