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SENATE BILL 287

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

INTRODUCED BY

PATRICK H. LYONS

AN ACT

RELATING TO PUBLIC ASSISTANCE; AMENDING SECTION 27-5-7 NMSA 1978
(BEING LAWS 1965, CHAPTER 234, SECTION 7, AS AMENDED) TO CHANGE
THE PURPOSE FOR WHICH MONEY IN THE COUNTY INDIGENT HOSPITAL
CLAIMS FUND CAN BE USED; MAKING AN APPROPRIATION; DECLARING AN
EMERGENCY.

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

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1 shall be budgeted and expended [~~only~~] for the purposes specified
2 in the Indigent Hospital and County Health Care Act and for
3 operations and making improvements to hospitals and health care
4 facilities licensed by the department of health in class C
5 counties with a total assessed valuation in 1993 of more than
6 sixty million dollars (\$60,000,000) and class B counties with a
7 total assessed valuation in 1993 of more than three hundred
8 nineteen million two hundred fifty thousand dollars
9 (\$319,250,000) but less than three hundred nineteen million
10 three hundred thousand dollars (\$319,300,000). Expenditures
11 from the fund shall be made by warrant upon vouchers approved by
12 a majority of the board and signed by the chairman of the board.
13 Payments for indigent hospitalizations shall not be made from
14 any other county fund.

15 C. The fund shall be audited in the manner that
16 other state and county funds are audited, and all records of
17 payments and verified statements of qualification upon which
18 payments were made from the fund shall be open to the public.

19 D. Any balance remaining in the fund at the end of
20 the fiscal year pursuant to [~~Subsections F and G~~] Subsection F
21 of this section shall carry over into the ensuing year, and that
22 balance shall be taken into consideration in the determination
23 of the ensuing year's budget and certification of need for
24 purposes of making a tax levy.

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

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1 sources, but no transfers may be made from the fund for any
2 purpose other than those specified in the Indigent Hospital and
3 County Health Care Act.

4 F. On June 30 of each fiscal year, beginning in
5 1996, the board shall [~~transfer~~] transfer to the county-supported
6 medicaid fund that amount of the balance in the county indigent
7 hospital claims fund that exceeds two hundred thousand dollars
8 (\$200,000) or that exceeds the amount equal to thirty percent of
9 the income to the fund during that fiscal year, whichever is
10 greater. Beginning in 1996, the transfer shall be made [~~by~~] no
11 later than September 1 of each fiscal year. Any amount
12 transferred to the county-supported medicaid fund pursuant to
13 this subsection is in addition to the county's obligation
14 pursuant to Section 27-10-4 NMSA 1978. "

15 Section 2. EMERGENCY. --It is necessary for the public
16 peace, health and safety that this act take effect immediately.

1 FORTY- SECOND LEGI SLATURE
2 SECOND SESSI ON, 1996

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5 JANUARY 26, 1996

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7 Mr. Presi dent:

8
9 Your COMMI TTEES' COMMI TTEE, to whom has been referred

10
11 SENATE BILL 287

12
13 has had it under consideration and finds same to be GERMANE, PURSUNAT
14 TO CONSTITUTIONAL PROVISIONS, and thence referred to the PUBLIC
15 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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Date _____

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1 FORTY- SECOND LEGI SLATURE
2 SECOND SESSI ON, 1996
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5 February 2, 1996
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7 Mr. President:
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9 Your PUBLIC AFFAIRS COMMI TTEE, to whom has been referred
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11 SENATE BILL 287
12

13 has had it under consideration and reports same with recommendation that
14 it DO PASS, and thence referred to the FINANCE COMMI TTEE.
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16 Respectfully submit ted,
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18 _____
19 Shannon Robi nson, Chair man
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25 Adopted _____

Not Adopted _____

(Chi ef Clerk)

(Chi ef Clerk)

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The roll call vote was 3 For 2 Against

Yes: 3

No: Rhodes, Weiner

Excused: Naranjo, E. Jennings, Garcia

Absent: None

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1 FORTY- SECOND LEGI SLATURE
2 SECOND SESSI ON, 1996
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5 February 10, 1996
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7 Mr. President:
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9 Your FINANCE COMMI TTEE, to whom has been referred
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11 SENATE BILL 287
12

13 has had it under consideration and reports same with recommendation that
14 it DO PASS.
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16 Respectfully submit ted,
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18 _____
19 Ben D. Altami rano, Chair man
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25 Adopted _____

(Chi ef Clerk)

Not Adopted _____

(Chi ef Clerk)

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Date _____

The roll call vote was 5 For 2 Against

Yes: 5

No: Altamirano, Aragon

Excused: Donisthorpe, Garcia, Jennings T., Macias, Nava, Sanchez

Absent: None

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