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SENATE BILL 396

43RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1998

INTRODUCED BY

EDWARD C. SANDOVAL

FOR THE HEALTH AND WELFARE REFORM COMMITTEE

AN ACT

RELATING TO PUBLIC ASSISTANCE; EXCLUDING COMMUNITY-BASED
DEVELOPMENTAL DISABILITY PROGRAMS FROM THE MEDICAID MANAGED
CARE PROGRAM; AMENDING A SECTION OF THE PUBLIC ASSISTANCE ACT;
MAKING AN APPROPRIATION.

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

Section 1. Section 27-2-12.6 NMSA 1978 (being Laws 1994,
Chapter 62, Section 22) is amended to read:

"27-2-12.6. MEDICAID PAYMENTS--MANAGED CARE. --

A. Except as provided in Subsection D of this section, the department shall provide for a statewide, managed care system to provide cost-efficient, preventive, primary and acute care for medicaid recipients by July 1, 1995.

B. The managed care system shall ensure:

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1 (1) access to medically necessary services,
2 particularly for medicaid recipients with chronic health
3 problems;

4 (2) to the extent practicable, maintenance of
5 the rural primary care delivery infrastructure;

6 (3) that the department's approach is
7 consistent with national and state health care reform
8 principles; and

9 (4) to the maximum extent possible, that
10 medicaid-eligible individuals are not identified as such
11 except as necessary for billing purposes.

12 C. The department may from the provisions of this
13 section exclude nursing homes, [~~intermediate care facilities~~
14 ~~for the mentally retarded,~~] medicaid in-home and
15 community-based waiver services and residential and
16 community-based mental health services for children with
17 serious emotional disorders [~~from the provisions of this~~
18 ~~section~~].

19 D. The department shall exclude from the
20 provisions of this section intermediate care facilities for
21 the mentally retarded, developmental disability in-home and
22 community-based medicaid waiver services, developmental
23 disability early intervention services, development disability
24 early intervention case management services and development
25 disability state general fund services for children and

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adults. "

Section 2. APPROPRIATION. -- Twenty-five thousand dollars (\$25,000) is appropriated from the general fund to the human services department for expenditure in fiscal year 1999 for the purpose of contracting with a statewide developmental disabilities community provider association located in Bernalillo county to conduct and complete, prior to the 1999 legislative session, an assessment of community-based developmental disability managed care programs operated in other states. Any unexpended or unencumbered balance remaining at the end of fiscal year 1999 shall revert to the general fund.

1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998
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6 February 4, 1998
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9 Mr. Speaker:
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11 Your RULES AND ORDER OF BUSINESS COMMITTEE, to
12 whom has been referred
13

14
15 HOUSE BILL 396
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17 has had it under consideration and finds same to be GERMANE
18 in accordance with constitutional provisions.
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21 Respectfully submitted,
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R. David Pederson, Chairman

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 8 For 0 Against

Yes: 8

Excused: Hobbs, Lujan, Nicely, Russell, Ryan, Sanchez, Williams,

SM

Absent: None

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1 FORTY-THIRD LEGISLATURE

2 SECOND SESSION, 1998

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6 February 14, 1998

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8 Mr. Speaker:

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10 Your CONSUMER AND PUBLIC AFFAIRS COMMITTEE, to
11 whom has been referred

12
13 HOUSE BILL 396

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

- 17 1. On page 3, line 5, strike "located in".
18
19 2. On page 3, line 6, strike "Bernalillo county".,

20
21 and thence referred to the APPROPRIATIONS AND FINANCE
22 COMMITTEE.

FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

HCPAC/HB 396

Page 7

Respectfully submitted,

Gary K. King, Chairman

Adopted _____

Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 5 For 4 Against

Yes: 5

No: Crook, Dana, Johnson, Vaughn

Excused: Pederson

Absent: None

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