

**STATUS REPORT:
2017 REGULAR
SESSION BILLS
ENDORSED BY LHHS**

Michael Hely, Staff Attorney
Legislative Council Service
June 2017

HB 11 – CARDIAC CALCIUM SCANS

- Rep. Christine Trujillo
- An insurance coverage requirement to provide to higher-risk individuals "artery calcification screening", which measures coronary artery calcification for atherosclerosis and abnormal artery structure and function for risk of heart disease.
- Passed house.
- Stalled in SFC.

HB 84 – PHARMACY REIMBURSEMENTS

- ◉ Rep. Deborah A. Armstrong
- ◉ Requiring parity between pharmacists and other providers for the same services in reimbursement by insurers and Medicaid.
- ◉ Stalled in HCPAC.

HB 86 — CAREGIVER LEAVE

- ◉ Rep. Deborah A. Armstrong
- ◉ Private and public employers to allow employees to use sick leave to care for an ill family member.
- ◉ Vetoed:
 - Message No. 45: "Caregivers serve an integral and undervalued role in New Mexico. Across the state, caregivers unselfishly give up their own time and needs to aid their loved ones. While I recognize the tremendous importance of caregivers in this state, HB 86 is vague and would have significant unintended consequences that would hamper business efficiency and place undue burdens on business."

HB 87— DIABETES COMMITTEE

- Rep. Deborah A. Armstrong
- Establishes a multi-agency, multidisciplinary team to assess and combat the impact of diabetes statewide.
- Vetoed:
 - Message No. 34: "While I am sympathetic to the cause, this bill is an unfunded mandate and our agencies cannot absorb the costs. Several agencies already work to reduce diabetes rates among our most vulnerable populations: the children and the elderly."

HB 160 – NURSES IN SCHOOLS

- ◉ Rep. Yvette Herrell
- ◉ Requires most school districts, except those that opt out, to hire a PED-licensed nurse.
- ◉ Stalled in HAFC.

HJC/HHHC/HB 179 – PREGNANCY ACCOMMODATION

- Rep. Gail Chasey
- In response to pregnant workers' requests for accommodation, requires employers to make accommodation and protect worker privacy.
- Vetoed:
 - Message No. 47: "House Bill 179 would require employers to provide certain accommodations for pregnant workers, new mothers, and workers with related medical conditions. However, professional women with needs arising from pregnancy and childbirth are already protected by, for example, the New Mexico Human Rights Act, the [federal] Pregnancy Discrimination Act of Title VII of the Civil Rights Act, the Family and Medical Leave Act, and the [federal] Americans with Disabilities Act. Additionally, this bill's lack of clarity on what other related medical conditions are covered and vagueness on required time periods for accommodation would expose our business owners to liability and penalties like treble and punitive damages...."

HB 212 – INDOOR TANNING ACT

- ◉ Rep. G. Andrés Romero
- ◉ Provides for Department of Environment licensure and regulation of indoor tanning facilities while requiring certain disclosures and banning minors from indoor tanning.
- ◉ Stalled in SJC.

SB 8 – LECUA SUPPLY AND ID CARD CHANGES

- ◉ Sen. Cisco McSorley
- ◉ Increases medical cannabis possession and supply limits.
- ◉ Establishes presumptive eligibility for new or renewal cards.
- ◉ Lengthens re-application intervals for patients and caregivers.
- ◉ Stalled in SPAC. (See SB 177, with substantively similar provisions.)

SB 9 – AMEND RURAL PRIMARY HEALTH CARE ACT

- ⦿ Sen. Howie C. Morales
- ⦿ Amends the RPHCA to provide for:
 - public or private nonprofit health care workforce training programs for primary care in rural and underserved areas;
 - a residency program;
 - workforce recruitment funding; and
 - workforce *retention* in addition to recruitment.
- ⦿ Stalled in SPAC.

SB 10 — PROVIDER PARITY

- ◉ Sen. Gerald Ortiz y Pino
- ◉ Requires coverage of tomography scans every five years with no application of deductible.
- ◉ Applies to health coverage under the New Mexico Insurance Code, Health Maintenance Organization Law, Nonprofit Health Care Plan Law and Health Care Purchasing Act.
- ◉ Stalled in SPAC.

SB 11 – EARLY INTERVENTION REGARDLESS OF DIAGNOSIS

- ◉ Sen. Gerald Ortiz y Pino
- ◉ Vetoed:
 - Message No. 34: "The reimbursement of preventative and intervention services for children is critical regardless of diagnosis. That is why Medicaid already pays for medically necessary behavioral health professional services, including assessment, evaluations, and therapy required by the Medical Assistance Program, without a diagnosis. In fact, the Department of Health provides these services through its Family Infant Toddler Program. Given that these services are currently covered, this bill is unnecessary."

SB 83 – BEHAVIORAL HEALTH SERVICES CARVED OUT OF CENTENNIAL CARE

- ◉ Sen. Gerald Ortiz y Pino
- ◉ Amends Section 27-2-12.6 NMSA 1978, the Medicaid managed care statute.
- ◉ Carves out behavioral health services from other Medicaid services provided through managed care.
- ◉ Stalled in SFC.

SB 116 — MEDICAL AND GERIATRIC PAROLE

- ◉ Sen. Gerald Ortiz y Pino
- ◉ Reassigns most of the administration of the Medical and Geriatric Parole Program to the Corrections Department and the director of field services.
- ◉ Repeals the section of law (Section 31-21-25.1 NMSA 1978) that assigns responsibilities to the Parole Board for administering the Medical and Geriatric Parole Program.
- ◉ Revises Section 31-21-17.1 NMSA 1978 to expand the Corrections Department/director of field services responsibilities in connection with the Medical and Geriatric Parole Program. The revisions incorporate the repealed material into this section with reassignment of duties.
- ◉ Requires the director to identify inmates who may qualify for the program; considers applications for release under the program; and within prescribed time lines, makes determinations regarding who is released under the program.
- ◉ The details of the program that were established in Section 31-21-25.1 NMSA 1978 regarding inmates' eligibility and qualification for the program remain the same but are administered by the Corrections Department.
- ◉ Obligates the Parole Board to work with the Corrections Department to develop the new program and to provide for the release of inmates upon Corrections Department direction. The board continues to develop discharge plans for inmates released under the program.
- ◉ Stalled in SJC.

SM 1 – FINANCIAL RELIEF FOR FAMILY CAREGIVERS

- Sen. Bill B. O’Neill
- Requests state and federal policymakers to consider providing financial incentives to "informal" family and other lay caregivers, including:
 - state or federal tax breaks;
 - federal Social Security credits;
 - expanding Medicaid waiver enrollment to provide for more payments to informal caregivers; and
 - requiring Medicaid managed care organizations to reimburse informal caregivers for care coordination services.
- Signed.

