

HOUSE BILL 211

45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2001

INTRODUCED BY

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FOR THE LEGISLATIVE HEALTH AND HUMAN SERVICES 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;
DECLARING AN EMERGENCY.

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

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

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

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