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AN ACT
RELATING TO MEDICAID; DIRECTING THE HUMAN SERVICES DEPARTMENT
TO ESTABLISH A WAIVER PROGRAM TO PROVIDE PRESCRIPTION DRUGS
FOR CERTAIN SENIORS AND DISABLED PERSONS.

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

Section 1. PRESCRIPTION DRUG WAIVER PROGRAM - PURPOSE -
ELIGIBILITY. -- Subject to the availability of state funds and
consistent with the federal Social Security Act, the human
services department shall create a medicaid waiver program
and may by regulation provide prescription drugs to persons
whose incomes are less than one hundred eighty-five percent
of the federal poverty level and who:

- A. are sixty-five years of age or older; or
- B. have been determined to be disabled under the
criteria established under the federal social security
administration's disability determination rules as applied by
the department.