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46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003 INTRODUCED BY

Timothy Z. Jennings

AN ACT

RELATING TO PUBLIC ASSISTANCE; PROVIDING FOR THE DETERMINATION OF HEALTH CARE PRACTITIONERS' REIMBURSEMENTS FOR MEDICAID SERVICES; AMENDING A SECTION OF THE NMSA 1978.

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

Section 1. Section 27-2-12.3 NMSA 1978 (being Laws 1987, Chapter 269, Section 1, as amended) is amended to read:

"27-2-12.3. MEDICAID REIMBURSEMENT--EQUAL PAY FOR EQUAL PHYSICIANS', DENTISTS', OPTOMETRISTS', PODIATRISTS' AND PSYCHOLOGISTS' SERVICES. --

The human services department shall establish a rate for the reimbursement of physicians, dentists, optometrists, podiatrists and psychologists for services rendered to medicaid patients that provides equal reimbursement for the same or similar services rendered without respect to

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the date on which [such] the physician, dentist, optometrist, podiatrist or psychologist entered into practice in New Mexico, the date on which the physician, dentist, optometrist, podiatrist or psychologist entered into an agreement or contract to provide such services or the location in which such services are to be provided in the state [provided, however, that].

**R The requirements of this section shall [not]

B. The requirements of this section shall [not] apply when the human services department contracts with entities pursuant to Section 27-2-12.6 NMSA 1978 to negotiate a rate for the reimbursement for services rendered to medicaid patients in the medicaid managed care system.

C. The human services department shall set the reimbursement rates for services rendered by physicians, dentists, optometrists, podiatrists and psychologists to medicaid patients at not less than ninety-five percent of the corresponding allowable amount reimbursable under 42 USCA 13951, as amended."

Section 2. EFFECTIVE DATE. -- The effective date of the provisions of this act is July 1, 2004.

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