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HOUSE BILL 350

46TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2004

INTRODUCED BY

Jim Trujillo

FOR THE LEGISLATIVE HEALTH AND HUMAN SERVICES COMMITTEE

AN ACT

RELATING TO MEDICAID; ADDING AN ELIGIBILITY CATEGORY FOR ADULTS IN HOUSEHOLDS WITH INCOMES LESS THAN ONE HUNDRED PERCENT OF THE FEDERAL POVERTY GUIDELINES; AMENDING SECTION 27-2B-15 NMSA 1978 (BEING LAWS 1998, CHAPTER 8, SECTION 15 AND LAWS 1998, CHAPTER 9, SECTION 15, AS AMENDED BY LAWS 2001, CHAPTER 295, SECTION 8 AND BY LAWS 2001, CHAPTER 326, SECTION 8).

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

Section 1. Section 27-2B-15 NMSA 1978 (being Laws 1998, Chapter 8, Section 15 and Laws 1998, Chapter 9, Section 15, as amended by Laws 2001, Chapter 295, Section 8 and by Laws 2001, Chapter 326, Section 8) is amended to read:

"27-2B-15. MEDICAID ELIGIBILITY.--

A. The following are eligible for medicaid:

(1) a participant who is in transition to

underscored material = new
[bracketed material] = delete

1 self-sufficiency due to employment or child support;

2 (2) a pregnant woman who meets the income and
3 resource requirements for New Mexico's aid to families with
4 dependent children as they existed on July 16, 1996;

5 (3) a member of a benefit group who is
6 eighteen years of age or younger if the benefit group's income
7 is below one hundred eighty-five percent of the federal poverty
8 guidelines;

9 (4) a pregnant woman whose income is below one
10 hundred eighty-five percent of the federal poverty guidelines;

11 (5) participants receiving federal
12 supplemental security income;

13 (6) an aged, blind or disabled person in an
14 institution who meets all the supplemental security income
15 standards except for income;

16 (7) a person who meets all standards for
17 institutional care but is cared for at home and meets
18 eligibility standards for medicaid;

19 (8) a qualified medicare beneficiary,
20 qualified disabled working person or specified low-income
21 medicare beneficiary; ~~and~~

22 (9) a foster child in the custody of the state
23 or of an Indian pueblo, tribe or nation who meets eligibility
24 standards for medicare; and

25 (10) to the extent that existing benefits and

.149352.1

1 eligibility are not reduced, a member of a benefit group who is
2 over the age of eighteen and the benefit group's income is
3 below one hundred percent of the federal poverty guidelines or
4 a person who is over the age of eighteen and the income of the
5 household in which the person lives is below one hundred
6 percent of the federal poverty guidelines.

7 B. Effective October 1, 2001, for the medicaid
8 category designated "JUL medicaid" by the department, the
9 income eligibility criteria shall be the same as the income
10 eligibility criteria set forth in the New Mexico Works Act."

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