SENATE BILL 187

48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007

INTRODUCED BY

Timothy Z. Jennings

AN ACT

RELATING TO TAXATION; PROVIDING A GROSS RECEIPTS TAX CREDIT FOR UNPAID SERVICES PROVIDED BY A LICENSED MEDICAL DOCTOR OR LICENSED OSTEOPATHIC PHYSICIAN WHILE ON CALL TO A HOSPITAL.

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

Section 1. A new section of the Gross Receipts and Compensating Tax Act is enacted to read:

"[NEW MATERIAL] CREDIT--GROSS RECEIPTS TAX--UNPAID CHARGES FOR SERVICES PROVIDED IN A HOSPITAL.--

A. A licensed medical doctor or licensed osteopathic physician may claim a credit against gross receipts taxes due in an amount equal to one hundred percent of the value of unpaid qualified health care services.

B. As used in this section:

(1) "qualified health care services" means

.164416.1

1   medical care services provided by a licensed medical doctor or

2   licensed osteopathic physician while on call to a hospital; and

3   (2)   "value of unpaid qualified health care

4   services" means the amount that is charged for qualified health

5   care services, not to exceed one hundred thirty percent of the

6   reimbursement rate for the services under the medicaid program

7   administered by the human services department, that remains

8   unpaid ninety days after the date of billing and that the

9   licensed medical doctor or licensed osteopathic physician has

10   reason to believe will not be paid because:

11   (a)   at the time the services were

12   provided, the person receiving the services had no health

13   insurance or had health insurance that did not cover the

14   services provided;

15   (b)   at the time the services were

16   provided, the person receiving the services was not eligible

17   for medicaid; and

18   (c)   the charges are not reimbursable

19   under a program established pursuant to the Indigent Hospital

20   and County Health Care Act."

21   Section 2.   EFFECTIVE DATE.--The effective date of the

22   provisions of this act is July 1, 2007.

23   - 2 -

24

25

.164416.1