

SENATE FINANCE COMMITTEE SUBSTITUTE FOR
SENATE BILL 339

54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019

AN ACT

RELATING TO HEALTH COVERAGE; REQUIRING IMPLEMENTATION OF A
TOBACCO USE CESSATION PROGRAM; REQUIRING COVERAGE FOR MEDICAID
RECIPIENTS WHO ACCESS TOBACCO USE CESSATION PRESCRIPTIONS AS
PART OF THE PROGRAM.

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

SECTION 1. A new section of the Public Assistance Act is
enacted to read:

"~~[NEW MATERIAL]~~ TOBACCO USE CESSATION PROGRAM--MEDICAID
COVERAGE.--The department shall implement a comprehensive
tobacco use cessation program and, by January 1, 2020,
promulgate rules to govern the program that include
requirements that:

A. medical assistance coverage include any
medication that has been approved by the United States food and

.214727.1

underscored material = new
[bracketed material] = delete

1 drug administration for tobacco use cessation treatment and
2 that was prescribed to a recipient who participates in the
3 program;

4 B. the department evaluate tobacco cessation
5 medications when those medications are approved by the United
6 States food and drug administration and provide access to those
7 medications through the program, as necessary; and

8 C. the department conduct periodic reviews of and
9 collect data related to the program and prepare an annual
10 report on the program, including any recommendations for
11 possible improvements to the program."

12 SECTION 2. EFFECTIVE DATE.--The effective date of the
13 provisions of this act is July 1, 2019.