

HOUSE BILL 23

55TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2021

INTRODUCED BY

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This document may incorporate amendments proposed by a committee, but not yet adopted, as well as amendments that have been adopted during the current legislative session. The document is a tool to show amendments in context and cannot be used for the purpose of adding amendments to legislation.

FOR THE LEGISLATIVE HEALTH AND HUMAN SERVICES COMMITTEE

AND THE INDIAN AFFAIRS COMMITTEE

AN ACT

RELATING TO HIGHER EDUCATION; ADDING REQUIREMENTS FOR THE
LICENSURE OF MEDICAL SCHOOLS.

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

SECTION 1. A new section of Chapter 21 NMSA 1978 is
enacted to read:

"[NEW MATERIAL] MEDICAL SCHOOL LICENSURE REQUIREMENTS.--

A. Prior to issuing or renewing a license to

.218196.2AIC February 15, 2021 (3:42pm)

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operate a medical school in New Mexico, the higher education department shall require a medical school to:

(1) HEC→~~obtain executed agreements from at least five different clinical affiliates in New Mexico that have inpatient bed capacity of one hundred fifty or more licensed beds;~~←HEC HEC→for the purpose of providing third- and fourth-year medical student training, demonstrate that the school has obtained executed agreements with at least four clinical affiliates in New Mexico that have sufficient capacity to provide access to a comprehensive training program for its students. The medical school shall ensure that these agreements represent urban, rural and frontier areas;←HEC

(2) obtain the required number of executed agreements and faculty credentialed appointments from New Mexico-based preceptors as defined by the medical school applicant's programmatic accreditor; and

(3) HEC→~~demonstrate the medical school's ability to facilitate the creation of new graduate medical education programs within New Mexico. At a minimum, the medical school applicant shall demonstrate and provide documentation that the medical school applicant is the procuring cause for the creation of at least one first-year resident position in New Mexico for every ten students in the medical school applicant's initial approved class size. The documentation shall include evidence that the graduate medical~~

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~~education program submitted its application to the accreditation council for graduate medical education for approval.~~←HEC HEC→for the purpose of building new graduate medical education residency training, demonstrate the ability to facilitate the creation of such new graduate medical education residency programs within New Mexico, with a preference for primary care programs as defined by the state, in urban, frontier and rural medical facilities. At a minimum, the medical school applicant shall demonstrate and provide documentation that the applicant is the procuring cause for the creation of at least one first-year resident position in New Mexico for every ten students in the applicant's initial approved class size. When possible, preference shall be given to primary care programs in urban, frontier and rural areas.←HEC

B. The higher education department shall maintain an appeals process for medical schools in New Mexico that have had a license denied by the higher education department.

C. As used in this section:

(1) "clinical affiliate" means a hospital, physician office, HEC→~~ambulatory care center~~←HEC HEC→outpatient medical clinic or center←HEC, surgical center or health department;

HEC→(2) "comprehensive training" means that the clinical affiliate has the capability to provide all of the

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following services within its premises: inpatient adult
medical and surgical services, pediatrics, labor and delivery,
emergency room and critical care services;←HEC

HEC→(2)←HEC HEC→(3)←HEC "executed agreement"
means an agreement signed by the designated medical school
official and designated official of the institution providing
access for medical students to clinical rotations and
education;

HEC→(3)←HEC HEC→(4)←HEC "faculty
credentialed" means the process by which the medical school
ensures that the physicians providing clinical education have
the required education, training and licensure to practice
medicine;

HEC→(4)←HEC HEC→(5)←HEC "graduate medical
education" means any type of formal medical education pursued
after receipt of an allopathic or osteopathic physician degree.
Graduate medical education includes internship, residency,
subspecialty and fellowship programs, in all fields of medicine
and surgery, recognized by and enabling state licensure in New
Mexico;

HEC→(5)←HEC HEC→(6)←HEC "medical school"
means a tertiary educational institution, or part of such an
institution, that teaches medicine and awards a professional
degree for physicians and surgeons, including a bachelor of
medicine, bachelor of surgery, doctor of medicine or doctor of

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osteopathic medicine;

HEC→(6)←HEC HEC→(7)←HEC "preceptors" means licensed, practicing allopathic or osteopathic physicians who, under a faculty appointment with a medical school, mentor medical students and provide clinical education for core and elective clerkship rotations;

HEC→(8) "primary care" means family medicine, general psychiatry, general internal medicine, general pediatrics and pediatric medicine;←HEC

HEC→(7)←HEC HEC→(9)←HEC "procuring cause" means HEC→~~the verification that the medical school initiated and facilitated a third-party health care organization to develop, fund and implement a new graduate medical education residency program; and~~←HEC HEC→evidence that the medical school has created graduate medical education positions in the state, either at the medical school's own medical facility or through partnerships with third-party clinical affiliates; and←HEC

HEC→(8)←HEC HEC→(10)←HEC "programmatic accreditor" means, for allopathic physicians, the liaison committee on medical education and for osteopathic physicians, the commission on osteopathic college accreditation."