

LFC Requester: \_\_\_\_\_

**AGENCY BILL ANALYSIS  
2024 REGULAR SESSION**

**WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO:**

**Analysis.nmlegis.gov**

*{Analysis must be uploaded as a PDF}*

**SECTION I: GENERAL INFORMATION**

*{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}*

Check all that apply:

Original  Amendment \_\_\_\_\_  
Correction \_\_\_\_\_ Substitute \_\_\_\_\_

Date Jan 18

Bill No: SB035

Sponsor: Sen Ortiz y Pino, Sen Cates  
Short Title: MEDICATION FOR JUVENILES  
IN TREATMENT PGMS.

Agency Name and Code: CYFD / 690  
Number: \_\_\_\_\_  
Person Writing: Julie Sakura  
Phone: 5054698806 Email: Julie.sakura@cyfd.nm.gov

**SECTION II: FISCAL IMPACT**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY24	FY25		
	-0-		

(Parenthesis ( ) Indicate Expenditure Decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY24	FY25	FY26		

(Parenthesis ( ) Indicate Expenditure Decreases)

**ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)**

	<b>FY24</b>	<b>FY25</b>	<b>FY26</b>	<b>3 Year Total Cost</b>	<b>Recurring or Nonrecurring</b>	<b>Fund Affected</b>
<b>Total</b>						

(Parenthesis ( ) Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:  
Duplicates/Relates to Appropriation in the General Appropriation Act

**SECTION III: NARRATIVE**

**BILL SUMMARY**

Synopsis: This bill establishes a fund for evidence-based addiction treatment for minors in the state treasury which shall be administered by the Health Care Authority Department to assist CYFD, DOH, and licensed substance abuse treatment providers to establish and operate medication-assisted treatment programs for minors.

The bill defines the target population, and requires that, after the end of state fiscal year 2025, neither DOH nor CYFD shall operate or contract with a facility or program which, by policy or procedure, restricts the use of medication-assisted treatment for the treatment of substance use disorders in minor patients.

The bill further requires that, beginning July 1, 2026, any facility or program which, by policy or procedure, restricts the use of medication-assisted treatment for the treatment of substance use disorders in minor patients, shall not be eligible for reimbursement from the state’s Medicaid program for services rendered to minors.

The bill charges the HCAD with promulgation of rules in consultation with DOB, CYFD, inpatient facility and outpatient program administrators, and health care providers with experience with the target disorders among the target population. HCAD is further directed to submit an annual report, beginning October 1, 2024, to the interim legislative health and human services committee on the availability medication-assisted treatment programs for minors.

**FISCAL IMPLICATIONS**

There is no appropriation contained within this bill.

Any fiscal implications for CYFD as a result of changed regulation concerning facilities and providers will be absorbed by existing resources.

**SIGNIFICANT ISSUES**

The funds available to the HCAD will support quality substance use treatment for youth.

CYFD’s Licensing and Certification Authority licenses and certifies residential treatment centers for children and children’s behavioral health service providers. This bill will require LCA to include additional requirements concerning medication assisted treatment for minors in its review processes.

Recognizing that medication assisted treatment is considered a short-term treatment, CYFD recommends including medications for opioid use disorder (MOUD) in this legislation, as MOUD provide long-term treatment and support.

#### **PERFORMANCE IMPLICATIONS**

CYFD has performance measures concerning the safety and well-being of children which will be positively affected by an expanded availability of quality substance use treatment for you.

#### **ADMINISTRATIVE IMPLICATIONS**

CYFD and HCAD will need to collaborate on a strategic plan to ensure efficient compliance monitoring of service providers. This collaboration, along with the development of regulations to guide service providers and the training of compliance monitoring staff, will be absorbed by existing resources.

#### **CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

None identified.

#### **TECHNICAL ISSUES**

None identified.

#### **OTHER SUBSTANTIVE ISSUES**

None identified.

#### **ALTERNATIVES**

None proposed.

#### **WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

Status quo.

#### **AMENDMENTS**

None proposed.