

1 AN ACT
2 RELATING TO HEALTH CARE; REQUIRING HEALTH CARE PROVIDERS TO
3 BE REIMBURSED FOR GROSS RECEIPTS TAXES.

4
5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

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

8 "REIMBURSEMENT FOR GROSS RECEIPTS TAXES.--

9 A. When a health care provider contracts with a
10 managed care organization for medicaid reimbursement for
11 providing health care services to a recipient, the managed
12 care organization shall:

13 (1) reimburse the health care provider for
14 all applicable gross receipts taxes that the health care
15 provider is required to pay for the contracted health care
16 services; and

17 (2) provide documentation that
18 differentiates the medicaid reimbursement for health care
19 services from the amount of gross receipts taxes paid to the
20 health care provider.

21 B. For the purposes of this section:

22 (1) "managed care organization" means a
23 person eligible to enter into risk-based prepaid capitation
24 agreements with the authority to provide health care and
25 related services; and

1 (2) "medicaid" means the federal-state
2 program administered by the authority pursuant to Title 19 or
3 Title 21 of the federal Social Security Act."

4 SECTION 2. EFFECTIVE DATE.--The effective date of the
5 provisions of this act is January 1, 2026. _____

SFC/SB 249
Page 2