

LFC Requester:

Julisa Rodriguez

**AGENCY BILL ANALYSIS - 2026 REGULAR SESSION**

**WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO [AgencyAnalysis.nmlegis.gov](http://AgencyAnalysis.nmlegis.gov) and email to [billanalysis@dfa.nm.gov](mailto:billanalysis@dfa.nm.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}*

**Date Prepared:** 1/27/26 **Bill Number:** SB0021 **Original**  **Amendment**  **Substitute**

**Short Title:** OPEN ENROLLMENT FOR MEDICARE SUPPLEMENT POLICIES

**Sponsor:** Sen. Stefanics, Sen. Campos, Sen. Hickey, Sen. Wilson

**Name and Code Number:** HCA 630

**Person Writing:** JoLou Trujillo-Ottino

**Phone:** 505-795-3464 **Email:** jolou.trujillo-ottino@hca.nm.gov

**SECTION II: FISCAL IMPACT**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY26	FY27		
\$0	\$0	-	-

(Parenthesis ( ) indicate expenditure decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY26	FY27	FY28		
\$0	\$0	\$0	-	-

(Parenthesis ( ) indicate revenue decreases)

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

	<b>FY26</b>	<b>FY27</b>	<b>FY28</b>	<b>3 Year Total Cost</b>	<b>Recurring or Nonrecurring</b>	<b>Fund Affected</b>
<b>Total</b>	\$0	\$0	\$0	\$0	-	-

(Parenthesis ( ) Indicate Expenditure Decreases)

**SECTION III: NARRATIVE**

**BILL SUMMARY**

Synopsis:

**State Health Benefits (SHB)** - The new provisions in SB 21 establishes a state-level annual open enrollment period for individuals who already hold a Medicare supplement (Medigap) policy. During a 60-day window tied to the policyholder’s birthday month, issuers must allow eligible policyholders to change coverage without medical underwriting. The guaranteed-issue protection applies only to Medicare supplement policies of equal or lesser value that are currently offered in New Mexico, and issuers may not deny, delay, or rate coverage based on health status during this period

Importantly, the bill does not require insurers to reopen discontinued or grandfathered Medigap plans. Policyholders may retain existing grandfathered coverage if they choose, but the annual open enrollment applies only to plans actively offered in the market. The bill also preserves existing preexisting-condition protections by prohibiting new exclusions for conditions already covered under the prior Medigap policy

Overall, SB 21 expands consumer protections within the Medicare supplement market while remaining consistent with federal standards. By limiting guaranteed issue to existing Medigap enrollees and to equal or lesser value plans currently offered, the bill improves plan portability and affordability without disrupting federal rules or requiring insurers to make unavailable products broadly accessible.

**FISCAL IMPLICATIONS**

**SHB** – None

None for ITD

**SIGNIFICANT ISSUES**

None

**PERFORMANCE IMPLICATIONS**

None

**ADMINISTRATIVE IMPLICATIONS**

None

**CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

SB21 is a revised version of SB80 (2025) on the same subject.

**TECHNICAL ISSUES**

None

**OTHER SUBSTANTIVE ISSUES**

None

**ALTERNATIVES**

**SHB** - None

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

Status quo.

**AMENDMENTS**

**SHB** - None