

LFC Requester:

RubyAnn Esquibel

AGENCY BILL ANALYSIS - 2026 REGULAR SESSION

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO

AgencyAnalysis.nmlegis.gov and email to 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: 2-5-2026

Check all that apply:

Bill Number: SB247Original Correction Amendment Substitute Sponsor: Pat WoodsAgency Name
and Code
Number:Office of Superintendent of
Insurance -440NM MEDICAL REVIEW
COMMISSION REPORT

Person Writing

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Title:Email Christian.Myers@osi.Phone: 505-695-5198 : nm.gov**SECTION II: FISCAL IMPACT****APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY26	FY27		

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY26	FY27	FY28		

(Parenthesis () indicate revenue decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY26	FY27	FY28	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total						

(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:

Under the Medical Malpractice Act, claims of malpractice against an independent provider must be reviewed by a panel of the Medical Review Commission before a lawsuit can be filed in district court, unless waived by the parties. The panel renders a non-binding decision as to whether malpractice occurred and whether that malpractice was the cause of injury to a patient.

SB 247 would amend the Medical Malpractice Act to permit the decision of the medical review panel to be admitted into evidence in a malpractice lawsuit for the purpose of defending against punitive damages. [OBJ]

FISCAL IMPLICATIONS

There is no financial impact to medical malpractice premiums or PCF surcharges as punitive damages are not paid out of primary insurance or the PCF.

SIGNIFICANT ISSUES

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

AMENDMENTS