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HOUSE BILL 82

**43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997**

INTRODUCED BY  
RICK MIERA

AN ACT

RELATING TO CHILD FATALITIES; ESTABLISHING A CHILD FATALITY  
REVIEW TEAM; MAKING AN APPROPRIATION.

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

Section 1. CHILD FATALITY REVIEW TEAM--MEMBERSHIP--  
DUTIES.--

A. There is created the "child fatality review team"  
consisting of a representative from:

- (1) the department of health;
- (2) the office of the medical investigator;
- (3) the state department of public education;
- (4) the children, youth and families  
department;
- (5) the traffic safety bureau of the state  
highway and transportation department;
- (6) the school of medicine of the university of  
New Mexico;

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1 (7) the New Mexico office of Indian affairs;

2 (8) the department of public safety;

3 (9) a statewide organization of district  
4 attorneys;

5 (10) a statewide organization of medical  
6 physicians; and

7 (11) a statewide child advocacy organization.

8 B. The representatives of state agencies shall be  
9 appointed by the respective heads of those agencies. Members of  
10 the public shall be appointed by the secretary of health in  
11 consultation with the office of the medical investigator.

12 C. The child fatality review team shall organize  
13 itself into specialized panels based on categories of  
14 preventable causes of child fatalities for the purpose of:

15 (1) identifying preventable deaths and factors  
16 in those deaths and monitoring trends and analyses as causes and  
17 contributing factors of child fatalities;

18 (2) identifying statewide and community system  
19 needs and preventable system failures affecting child  
20 fatalities;

21 (3) identifying the need for improvement in  
22 service delivery practices among community providers; and

23 (4) providing a mechanism for the dissemination  
24 of information for the development of local and state public  
25 health programs, public policies and provider training programs;

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1 the making of recommendations for changes in consumer products;  
2 and the pooling of resources for the prevention of child  
3 fatalities.

4 D. Meetings of the child fatality review team shall  
5 not be subject to the Open Meetings Act, and records of the team  
6 shall be confidential pursuant to the provisions of Section  
7 24-1-20 NMSA 1978. The team shall be deemed a review  
8 organization for the purposes of the Review Organization  
9 Immunity Act.

10 E. The department of health, on behalf of the child  
11 fatality review team, shall enter into appropriate interagency  
12 agreements for the purpose of securing records and information  
13 necessary to complete the work of the team.

14 F. The department of health shall provide staff  
15 assistance and administrative support to the child fatality  
16 review team to carry out the team's duties.

17 G. The child fatality review team shall elect  
18 annually a chairman and such other officers as are deemed  
19 necessary. Meetings shall be held at least quarterly.

20 Section 2. APPROPRIATION.--Sixty thousand dollars  
21 (\$60,000) is appropriated from the general fund to the  
22 department of health for expenditure in fiscal year 1998 for the  
23 purpose of establishing the child fatality review team and for  
24 costs associated with its duties. Any unexpended or  
25 unencumbered balance remaining at the end of fiscal years 1998

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1 shall revert to the general fund.

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# State of New Mexico House of Representatives

1 FORTY-THIRD LEGISLATURE

2 FIRST SESSION, 1997

3  
4  
5 February 4, 1997

6  
7 Mr. Speaker:

8  
9 Your **LABOR AND HUMAN RESOURCES COMMITTEE**, to  
10 whom has been referred

## 11 **HOUSE BILL 82**

12  
13 has had it under consideration and reports same with  
14 recommendation that it **DO PASS**, and thence referred to the  
15 **APPROPRIATIONS AND FINANCE COMMITTEE.**

16  
17 Respectfully submitted,

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22 Rick Miera, Chairman  
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FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

1 Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

2

3 (Chief Clerk) (Chief Clerk)

4

5 Date \_\_\_\_\_

6

7 The roll call vote was 6 For 0 Against

8

Yes: 6

9

Excused: Gentry, Roberts

10

Absent: None

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# State of New Mexico House of Representatives

FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

March 5, 1997

Mr. Speaker:

Your **APPROPRIATIONS AND FINANCE COMMITTEE**, to  
whom has been referred

## HOUSE BILL 82

has had it under consideration and reports same with  
recommendation that it **DO PASS**, amended as follows:

1. On page 1, line 12, strike "; MAKING AN APPROPRIATION".
2. On pages 3 and 4, strike Section 2 in its entirety.

Respectfully submitted,

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Max Coll, Chairman

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FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

HAF C/HB 82

Page 8

1 Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

2

3 (Chief Clerk) (Chief Clerk)

4

5 Date \_\_\_\_\_

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7 The roll call vote was 12 For 0 Against

8

Yes: 12

9

Excused: Bird, Marquardt, Picraux, Salazar, Watchman

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Absent: None

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FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

HAF C/HB 82

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FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

March 15, 1997

Mr. President:

Your **FINANCE COMMITTEE**, to whom has been referred

**HOUSE BILL 82, as amended**

has had it under consideration and reports same with  
recommendation that it **DO PASS**.

Respectfully submitted,

\_\_\_\_\_  
**Ben D. Altamirano, Chairman**

Adopted \_\_\_\_\_  
(Chief Clerk)

Not Adopted \_\_\_\_\_  
(Chief Clerk)

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FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

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Date \_\_\_\_\_

The roll call vote was   6   For   0   Against

Yes:       6

No:        None

Excused: Carraro, Eisenstadt, Ingle, Lyons, McKibben

Absent:    None

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FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

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FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

March 16, 1997

Mr. President:

Your **JUDICIARY COMMITTEE** , to whom has been referred

**HOUSE BILL 82, as amended**

has had it under consideration and reports same with  
recommendation that it **DO PASS** , and thence referred to the  
**FINANCE COMMITTEE.**

Respectfully submitted,

\_\_\_\_\_  
Fernando R. Macias, Chairman

Adopted\_\_\_\_\_

Not Adopted\_\_\_\_\_

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FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

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(Chief Clerk)

(Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 7 For 0 Against

Yes: 7

No: 0

Excused: Sanchez

Absent: None

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