AN ACT

RELATING TO HEALTH; AMENDING THE PUBLIC HEALTH ACT TO ADD
COMMUNITY MENTAL HEALTH CENTER TO THE DEFINITION OF HEALTH
FACILITY.

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

    Section 1. Section 24-1-2 NMSA 1978 (being Laws 1973,
Chapter 359, Section 2, as amended) is amended to read:

    "24-1-2. DEFINITIONS.--As used in the Public Health
Act:

        A. "department" or "division" means the children,
youth and families department as to child-care centers and
facilities and the department of health as to all other
health facilities;

        B. "director" means the secretary;

        C. "person", when used without further
qualification, means any individual or any other form of
entity recognized by law;

        D. "health facility" means any public hospital,
profit or nonprofit private hospital, general or special
hospital, outpatient facility, maternity home or shelter,
adult day-care facility, nursing home, intermediate care
facility, boarding home not under the control of an
institution of higher learning, child-care center, shelter
care home, diagnostic and treatment center, rehabilitation

center, infirmary, community mental health center or a health

service organization operating as a free-standing hospice or

a home health agency. The designation of these entities as

health facilities is only for the purposes of definition in

the Public Health Act and does not imply that a free-standing

hospice or a home health agency is considered a health

facility for the purposes of other provisions of state or

federal laws. "Health facility" also includes those

facilities which, by federal regulation, must be licensed by

the state to obtain or maintain full or partial, permanent or

temporary federal funding. It does not include the offices

and treatment rooms of licensed private practitioners; and

      E. "secretary" means the secretary of children,

youth and families as to child-care centers and facilities

and the secretary of health as to all other health

facilities."___