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SENATE BILL 342

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

INTRODUCED BY

MANNY M ARAGON

FOR THE LEGISLATIVE HEALTH AND HUMAN SERVICES COMMITTEE

AN ACT

RELATING TO MEDICAID; AMENDING SECTION 27-2A-3 NMSA 1978 (BEING LAWS 1994, CHAPTER 87, SECTION 3); REPEALING THE MEDICAID ESTATE RECOVERY ACT UPON ENACTMENT OF FEDERAL MEDICAID BLOCK GRANTS.

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

Section 1. Section 27-2A-3 NMSA 1978 (being Laws 1994, Chapter 87, Section 3) is amended to read:

"27-2A-3. DEFINITIONS. -- As used in the Medicaid Estate Recovery Act:

A. "department" means the human services department;

B. "estate" means real and personal property and other assets of the individual subject to probate or administration pursuant to the provisions of the Uniform Probate Code; [and]

C. "homestead of modest value" means a property that

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1 does not exceed one hundred thousand dollars (\$100,000) in value
2 for property tax purposes; and

3 [C-] D. "medical assistance" means amounts paid by
4 the department as medical assistance pursuant to Title [XIX] 19
5 of the Social Security Act. "

6 Section 2. REPEAL. -- Upon the effective date of any federal
7 statute eliminating medicaid entitlement in favor of medicaid
8 block grants to the states, Sections 27-2A-1 through 27-2A-9
9 NMSA 1978 (being Laws 1994, Chapter 87, Sections 1 through 9)
10 are repealed.

1 FORTY-THIRD LEGISLATURE
2 FIRST SESSION, 1997

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5 February 24, 1997

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7 Mr. President:

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9 Your PUBLIC AFFAIRS COMMITTEE, to whom has been
10 referred

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12 SENATE BILL 342

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

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18 Respectfully submitted,

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22 _____
23 Shannon Robinson, Chairman
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Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

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Date _____

The roll call vote was 6 For 0 Against
Yes: 6
No: None
Excused: Vernon, Smith, Garcia
Absent: None

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1 FORTY-THIRD LEGISLATURE
2 FIRST SESSION, 1997
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5 March 1, 1997
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7 Mr. President:
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9 Your FINANCE COMMITTEE, to whom has been referred
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11 SENATE BILL 342
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13 has had it under consideration and reports same with
14 recommendation that it DO PASS.
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16 Respectfully submitted,
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21 Ben D. Altamirano, Chairman
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25 Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

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Date _____

The roll call vote was 6 For 0 Against

Yes: 6

No: None

Excused: Aragon, Campos, Carraro, Ingle, McKibben

Absent: None

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