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HOUSE BILL 521

44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

INTRODUCED BY

James Roger Madalena

FOR THE INDIAN AFFAIRS COMMITTEE

AND THE LEGISLATIVE HEALTH AND HUMAN SERVICES COMMITTEE

AN ACT

RELATING TO PUBLIC ASSISTANCE; ALLOWING NATIVE AMERICANS TO ELECT
ENROLLMENT IN MEDICAID MANAGED CARE COVERAGE.

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

Section 1. Section 27-2-12.6 NMSA 1978 (being Laws 1994, Chapter 62, Section 22)
is amended to read:

"27-2-12.6. MEDICAID PAYMENTS--MANAGED CARE.--

A. The department shall provide for a statewide managed care system to
provide cost-efficient, preventive, primary and acute care for medicaid recipients by July 1,
1995.

B. The managed care system shall ensure:

(1) access to medically necessary services, particularly for medicaid
recipients with chronic health problems;

(2) to the extent practicable, maintenance of the rural primary care
delivery infrastructure;

(3) that the department's approach is consistent with national and state

1 health care reform principles; and

2 (4) to the maximum extent possible, that medicaid-eligible individuals
3 are not identified as such except as necessary for billing purposes.

4 C. The department may exclude nursing homes, intermediate care facilities for
5 the mentally retarded, medicaid in-home and community-based waiver services and residential
6 and community-based mental health services for children with serious emotional disorders from
7 the provisions of this section.

8 D. Any Native American medicaid-eligible individual residing in New Mexico:

9 (1) shall be excluded by the department from automatic enrollment in
10 a managed care organization contracting with the state to provide health care services to
11 medicaid-eligible individuals, unless that individual elects to enroll in a medicaid managed care
12 organization, including a future managed care organization that would be created specifically to
13 serve Native Americans; and

14 (2) may choose to terminate his enrollment in a managed care
15 organization at any time by notifying his managed care organization that he is a Native
16 American and chooses to discontinue his enrollment in that managed care organization. Rules
17 limiting the time period when an enrolled individual can opt out of the managed care
18 organization shall not apply to people who are Native American."

1 FORTY-FOURTH LEGISLATURE
2 FIRST SESSION, 1999
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6 February 18, 1999
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9 Mr. Speaker:

10 Your **CONSUMER AND PUBLIC AFFAIRS COMMITTEE**, to
11 whom has been referred
12

13 **HOUSE BILL 521**
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15 has had it under consideration and reports same with recommendation that it **DO PASS**,
16 and thence referred to the **APPROPRIATIONS & FINANCE**
17 **COMMITTEE.**
18

19 Respectfully submitted,
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23 _____
24 **Patsy Trujillo Knauer, Chairwoman**
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1 FORTY-FOURTH LEGISLATURE
2 FIRST SESSION, 1999

3 HCPAC/HB 521

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5 Adopted _____ Not Adopted _____

6

(Chief Clerk)

(Chief Clerk)

7

8

Date _____

9

10 The roll call vote was 7 For 0 Against

11

Yes: 7

12

Excused: None

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Absent: None

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1 **FORTY-FOURTH LEGISLATURE**
2 **FIRST SESSION, 1999**

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5 **March 11, 1999**

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8 **Mr. Speaker:**

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

11
12 **HOUSE BILL 521**

13
14 **has had it under consideration and reports same with recommendation that it DO**
15 **PASS.**

16
17 **Respectfully submitted,**

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20
21 _____
22 **Max Coll, Chairman**
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1 FORTY-FOURTH LEGISLATURE
2 FIRST SESSION, 1999

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5 Adopted _____ Not Adopted _____

6 (Chief Clerk)

(Chief Clerk)

7
8 Date _____

9
10 The roll call vote was 11 For 0 Against

11 Yes: 11

12 Excused: Buffett, Garcia, Marquardt, Pearce, Salazar, Varela

13 Absent: None

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