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HOUSE BILL

50TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2012

INTRODUCED BY

DISCUSSION DRAFT

FOR THE LEGISLATIVE HEALTH AND HUMAN SERVICES COMMITTEE

AN ACT

RELATING TO MEDICAL ASSISTANCE; ENACTING A SECTION OF THE PUBLIC ASSISTANCE ACT TO REQUIRE THE SECRETARY OF HUMAN SERVICES TO SUBMIT A FISCAL IMPACT STATEMENT AND DESCRIPTION OF PROPOSED CHANGES WHEN MAKING CERTAIN CHANGES TO THE STATE'S MEDICAID PROGRAM.

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

SECTION 1. Section 27-2-1 NMSA 1978 (being Laws 1973, Chapter 376, Section 1) is amended to read:

"27-2-1. SHORT TITLE.--Sections [~~1 through 20 of this act and Sections 13-1-9, 13-1-10, 13-1-12, 13-1-13, 13-1-17, 13-1-18, 13-1-18.1, 13-1-19, 13-1-20, 13-1-20.1, 13-1-21, 13-1-22, 13-1-27, 13-1-27.2, 13-1-27.3, 13-1-27.4, 13-1-28, 13-1-28.6, 13-1-29, 13-1-30, 13-1-34, 13-1-35, 13-1-37, 13-1-39, 13-1-40, 13-1-41 and 13-1-42 NMSA 1953]~~ 27-2-1 through .187845.2

underscored material = new
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1 27-2-34 NMSA 1978 and Section 2 of this 2012 act may be cited
2 as the "Public Assistance Act"."

3 SECTION 2. A new section of the Public Assistance Act is
4 enacted to read:

5 "[NEW MATERIAL] MEDICAID PLAN AMENDMENTS--FISCAL IMPACT
6 STATEMENT.--

7 A. The secretary shall submit a fiscal impact
8 statement and description of proposed changes to the
9 legislative finance committee and the department of finance and
10 administration at least sixty days, or as soon as practicable,
11 prior to submitting for federal approval:

12 (1) amendments to the state medicaid plan;
13 (2) a waiver of state medicaid plan
14 requirements; or

15 (3) amendments to an existing waiver of state
16 medicaid plan requirements.

17 B. Nothing in this section shall require the
18 secretary to submit a fiscal impact statement or a description
19 of proposed changes pursuant to this section for proposed
20 technical adjustments that the secretary deems not to have any
21 expected fiscal impact to the state medicaid plan or a medicaid
22 waiver."