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SENATE BILL 184

**54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019**

INTRODUCED BY

Gerald Ortiz y Pino

AN ACT

RELATING TO MEDICAL ASSISTANCE; EXCLUDING PHARMACEUTICAL  
BENEFITS AND SERVICES FROM MEDICAID MANAGED CARE.

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

underscored material = new  
[bracketed material] = delete

1 the rural primary care delivery infrastructure;

2 (3) that the department's approach is  
3 consistent with national and state health care reform  
4 principles; and

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

8 C. The department may exclude nursing homes,  
9 intermediate care facilities for ~~[the mentally retarded]~~  
10 individuals with intellectual disabilities, medicaid in-home  
11 and community-based waiver services and residential and  
12 community-based mental health services for children with  
13 serious emotional disorders from the provisions of this  
14 section.

15 D. The department shall exclude from the provisions  
16 of this section any pharmaceutical benefit or service."