



New Mexico Medical Society Legislative Update **February 6, 2016**

Less than 2 weeks remain in the slow 2016 30-day Legislature. A total 954 bills were introduced, 57 have passed the House and are now in the Senate, and 38 have passed the Senate and sent to the House.

Three New Mexico Medical Society Priority bills have seen traction this last week.

1. **HB 102 Scope of Practice Act [McMillan]** – passed the House by a 62-1 vote and was referred to Senate Rules and Judiciary.
2. **HB 270 Tort Liability: No NM Jurisdiction over out-of-state health care providers [McMillan]** – passed House Judiciary by 5-4 vote. The identical sister bill, **SB 121 [Ingle]** passed Senate Public Affairs by 6-4. The hearings were long and involved, lasting more than an hour each. NMMS expert witnesses – including **James Martinez MD, NMMS President, Ben Roybal JD, Douglas McCullough JD**, and bill sponsors **Sen. Stuart Ingle** and **Rep. Terry McMillan MD** - provided thorough, effective testimony and supporting documents.

For more information throughout the session, go to <http://nmms.org> – Advocacy & Legislation – where you will find briefing papers, reports, and a [Legislative Links page](#). As you come up with questions, comments, or the desire to testify or call your legislator, please feel free to contact the office at ajung@nmms.org or (505) 796-3433 or **Randy Marshall** directly at rmarshall@nmms.org or (505) 263-4912.

New Mexico Medical Society Priorities

Bill: HB102
Sponsors: McMillan (R37)
Title: HEALTH PROFESSION REVIEW AND OVERSIGHT BY LEGISLATURE
Summary: Relates to the review and oversight by the Legislature over any aspect of health care and the health profession generally covered by Chapter 66, any health-related activity or occupation, licensing board, or any unregulated health profession.
Status: 02/02/2016 – Senate Rules Committee
History: 01/19/2016—H Introduced and referred to House Rules & Order of Business.
01/25/2016—H Referral withdrawn from House Rules & Order of Business.
01/25/2016—H Referred to House Health.
01/25/2016—H Also referred to House Judiciary.
01/28/2016—H Reported Do Not Pass but Do Pass as substituted by House Health.
01/28/2016—H Referral withdrawn from House Judiciary.
02/01/2016—H Opened for floor debate.
02/01/2016—H Passed 62-1.
02/02/2016—S Received in the Senate and referred to Senate Rules.
02/02/2016—S Also referred to Senate Judiciary.

Bill: HB104
Sponsors: McMillan (R37)
Title: LIFESAVING HEALTH SKILLS FOR 7TH AND 9TH STUDENTS IN PUBLIC SCHOOLS
Summary: (Related to SB1) A temporary provision requiring the Public Education Department to adopt rules incorporating lifesaving skills training into the health education curriculum for 7th and 9th grade students by December 31, 2016. PED, in collaboration with the Department of Health, shall approve training and instructional materials in both English and Spanish.
Status: 02/04/2016 – House Calendar
History: 01/19/2016—H Introduced and referred to House Rules & Order of Business.
01/29/2016—H Referral withdrawn from House Rules & Order of Business.
01/29/2016—H Referred to House Health.
01/29/2016—H Also referred to House Education.
02/04/2016—H Reported Do Not Pass but Do Pass as substituted by House Health.
02/04/2016—H Referral withdrawn from House Education.
02/06/2016—House Calendar

Bill: HB270
Sponsors: McMillan (R37)
Title: TORT LIABILITY: NO NEW MEXICO JURISDICTION OVER OUT-OF-STATE HEALTH CARE PROVIDERS
Summary: (Identical to SB121) Relates to health care professional liability. Prohibits a New Mexico resident from bringing a tort liability action in New Mexico for health-care services that the person received from a health care provider in another state or jurisdiction. Requires New Mexicans who choose to receive health care outside of New Mexico, and who believe they have been harmed, to bring the claim or action in the jurisdiction where the services were received.
Status: 02/05/2016 – House Calendar
History: 01/28/2016—H Introduced and referred to House Rules & Order of Business.
02/02/2016—H Referral withdrawn from House Rules & Order of Business.
02/02/2016—H Referred to House Judiciary.
02/05/2016—H Reported Do Pass as amended by House Judiciary.
02/06/2016 – House Calendar

Bill: HB274
Sponsors: Trujillo, J. (D45)
Title: EXPANDS GROSS DEDUCTION FOR HEALTH CARE PRACTITIONER SERVICES
Summary: Grants a phased-in deduction for receipts from co-payments or deductibles paid by the insured or enrollee to a physician, osteopathic physician or podiatrist. One-third of such amounts may be deducted starting July 1, 2016, two-thirds by July 1, 2017 and 100 percent July 1, 2018.
Status: 02/04/2016 – House Ways and Means Committee
History: 01/28/2016—H Introduced and referred to House Health.
01/28/2016—H Also referred to House Ways & Means.
02/04/2016—H Reported Do Pass by House Health.
02/05/2016 – H Reported Do Pass by House Ways and Means

Bill: SB121
Sponsors: Ingle (R27)
Title: TORT LIABILITY: NO NEW MEXICO JURISDICTION OVER OUT-OF-STATE HEALTH CARE PROVIDERS
Summary: Prohibits a New Mexico resident from bringing a tort liability action in New Mexico for health-care services that the person received from a health care provider in another state or jurisdiction. Requires New Mexicans who choose to receive health care outside of New Mexico, and who believe they have been harmed, to bring the claim or action in the jurisdiction where the services were received.
Status: 01/28/2016 – Senate Public Affairs Committee
History: 01/21/2016—S Introduced and referred to Senate Committee on Committees.
01/21/2016—S Also referred to Senate Public Affairs.
01/21/2016—S Also referred to Senate Judiciary.
01/28/2016—S Reported germane by Senate Committee on Committees.
02/04/2016 – S Reported DO PASS by Senate Public Affairs

Bill: SB234
Sponsors: Pirtle (R32)
Title: INSURANCE CREDENTIALING FOR HEALTH CARE PROVIDERS
Summary: Relates to health insurance by refining requirements for health insurers to credential health care providers. Ensures that providers (physician-applicant) awaiting credentialing decisions from a Health Plan receive prompt payment for clean claims and interest on unpaid claims to the same extent as providers participating in the Health Plan's network. All remedies available to a participating provider are available to an applicant. Applies to claims submitted for payment on or after January 1, 2017.
Status: 01/28/2016 – Senate Committee on Committees
History: 01/28/2016—S Introduced and referred to Senate Committee on Committees.
01/28/2016—S Also referred to Senate Public Affairs.
01/28/2016—S Also referred to Senate Corporations & Transportation.
02/05/2016 – S Reported germane by Senate Committee on Committees

Clinical Issues & Education

Bill: HB11
Sponsors: Gallegos, Doreen (D52)
Title: UNM FUNDS, STATEWIDE PARENT EDUCATION ON SHAKEN BABY SYNDROME
Summary: (For the Legislative Health and Human Services Committee) Appropriates \$100,000 (GF) to the University of New Mexico, UNM, board of regents for the Health Sciences Center to provide educational materials, including shaken baby simulation dolls, to every hospital and birthing center in the state to educate parents of every newborn to prevent shaken baby syndrome before discharge from the hospital or birthing center.
Status: 01/26/2016 – House Appropriations and Finance Committee
History: 12/15/2015—H Prefiled in the House.
01/19/2016—H Introduced and referred to House Health.
01/19/2016—H Also referred to House Appropriations & Finance.
01/26/2016—H Reported Do Pass by House Health.

Bill: SB1
Sponsors: Sanchez, M. (D29)
Title: FIRST AID AND CPR FOR HIGH SCHOOL GRADUATION
Summary: Adds one-half unit in first aid, CPR and use of an automated defibrillator to the courses required for high school graduation for students who began ninth grade in the 2009-2010 school year, and reduces the number of required electives by one-half unit.
Status: 02/03/2016 – Senate Education Committee
History: 01/19/2016—S Introduced and referred to Senate Committee on Committees.
01/19/2016—S Also referred to Senate Education.
01/19/2016—S Also referred to Senate Public Affairs.
02/03/2016—S Reported germane by Senate Committee on Committees.
02/05/2016—Senate Education Committee Reported Do Pass as Substituted

Bill: SB61
Sponsors: Rodriguez (D24)
Title: UNM SCHOOL OF MEDICINE: PROJECT ECHO PROGRAM EXPANSION
Summary: (For the Legislative Health and Human Services Committee) Appropriationes \$3 million (GF 2017) to UNM Board of Regents for the School of Medicine to maintain and expand the Project ECHO Program to improve health outcomes for rural and underserved New Mexicans.
Status: 01/27/2016 – Senate Finance Committee
History: 01/20/2016—S Introduced and referred to Senate Committee on Committees.
01/20/2016—S Also referred to Senate Public Affairs.
01/20/2016—S Also referred to Senate Finance.
01/21/2016—S Reported germane by Senate Committee on Committees.
01/27/2016—S Reported Do Pass by Senate Public Affairs.

Bill: SB62
Sponsors: Rodriguez (D24)
Title: AUTISM SUPPORT AND SERVICES

Summary: (For the Legislative Health and Human Services Committee) (Related to 2014 SB109, HB69) Adds to the duties of the Department of Health that it ensure each child diagnosed with autism spectrum disorder (ASD) has access to Medicaid early periodic screening, diagnosis and treatment. Appropriates a total of \$11.5 million (GF) for FY-2017 to the Department of Health (includes contracts with UNM Health Sciences and Center for Development and Disability), the Public Education Department and the Higher Education Department for support and services for providers, families and residents with ASD.

Status: 01/29/2016 - Senate Finance Committee

History: 01/20/2016—S Introduced and referred to Senate Committee on Committees.
01/20/2016—S Also referred to Senate Public Affairs.
01/20/2016—S Also referred to Senate Finance.
01/25/2016—S Reported germane by Senate Committee on Committees.
01/29/2016—S Reported Do Pass by Senate Public Affairs.

Bill: **SB113**

Sponsors: Papen (D38); Pacheco (R23)

Title: ASSISTED OUTPATIENT TREATMENT ACT

Summary: (Almost identical to 2015 SJC substitute for SB53 passed by the Senate, amended in HJC and passed by the House but died API) Proposes the Assisted Outpatient Treatment Act to provide a framework for assisted outpatient treatment for certain persons with a mental illness or disorder.

Status: 02/04/2016 - Senate Calendar

History: 01/20/2016—S Introduced and referred to Senate Committee on Committees.
01/20/2016—S Also referred to Senate Public Affairs.
01/20/2016—S Also referred to Senate Judiciary.
01/27/2016—S Reported germane by Senate Committee on Committees.
02/01/2016—S Reported Do Pass as amended by Senate Public Affairs.
02/04/2016—S Reported Do Pass as amended by Senate Judiciary.

02/05/2016—Senate Do Pass 29-9

02/05/2016 - House Received, Referred House Health and House Judiciary

Bill: **SB137**

Sponsors: Sanchez, M. (D29)

Title: POSSIBLE BRAIN INJURIES FOR STUDENT ATHLETES AND NON-SCHOOL YOUTH

Summary: (Relates to HB180) Changes the mandated nonparticipation time for student athletes who have received brain injuries from one week to ten days. Establishes conditions for permitting nonschool youth athletic activities to occur on school property; and enacts a new section of requirements for nonscholastic youth athletic activities that parallels those for school sports.

Status: 02/04/2016 - Senate Education Committee

History: 01/21/2016—S Introduced and referred to Senate Committee on Committees.
01/21/2016—S Also referred to Senate Public Affairs.
01/21/2016—S Also referred to Senate Judiciary.
01/27/2016—S Committee referrals changed.
01/27/2016—S Referral withdrawn from Senate Public Affairs.
01/27/2016—S Referred to Senate Education.
02/04/2016—S Reported germane by Senate Committee on Committees.

02/05/2016—Senate Education Committee, Do Pass as Amended

Information Systems - Electronic Records

Bill: **SB232**

Sponsors: Ortiz y Pino (D12)

Title: PREMIUM TAX BALANCE APPROPRIATED FOR HEALTH INFORMATION INTEROPERABILITY

Summary: Directs State Treasurer to transfer \$300,000 to the Human Services Department from insurance suspense fund balances derived from the health insurance premium tax to fund statewide Medicaid health information technology interoperability. Directs the Secretary of Human Services to contract by December 1, 2016 for interoperability of health information technology systems related to Medicaid recipients among the department, Medicaid providers and managed care organizations.

Status: 01/29/2016 - Senate Public Affairs Committee

History: 01/28/2016—S Introduced and referred to Senate Committee on Committees.

01/28/2016—S Also referred to Senate Public Affairs.

01/28/2016—S Also referred to Senate Finance.

01/29/2016—S Reported germane by Senate Committee on Committees.

02/05/2016—Senate Public Affairs Committee – on Calendar

Insurance & Payments

Bill: SB164

Sponsors: Ingle (R27)

Title: INSURANCE CODE CHANGES

Summary: Proposes changes throughout the Insurance Code in sections governing contents of examination reports, adoption orders and procedures for investigatory hearings; payment of penalties for failure to file annual reports; premium tax filings and payments; imposition of a new health insurance premium surtax; penalties for failing to file and pay required fees and taxes; distribution of collections by the office of the Superintendent of Insurance; trade practices and frauds; health insurance contracts; exclusion of policies for schools and colleges from provisions for blanket contracts; and an increase in time allowed for required disclosure statements for healthcare policies.

Status: 02/01/2016 – Senate Corporations and Transportation Committee

History: 01/21/2016—S Introduced and referred to Senate Committee on Committees.

01/21/2016—S Also referred to Senate Corporations & Transportation.

01/21/2016—S Also referred to Senate Judiciary.

02/01/2016—S Reported germane by Senate Committee on Committees.

Bill: SB278

Sponsors: Candelaria (D26)

Title: HEALTH INSURANCE: NOTICE AND EXTERNAL APPEALS OF ADVERSE DETERMINATIONS

Summary: (Related to 2015 SB517) Amends and proposes new sections to the Health Maintenance Organization Law to provide for notice and immediate external appeals of adverse determinations of medical necessity relating to prescription drugs and intravenous infusions.

Status: 02/02/2016 – Senate Committee on Committees

History: 02/02/2016—S Introduced and referred to Senate Committee on Committees.

02/02/2016—S Also referred to Senate Public Affairs.

02/02/2016—S Also referred to Senate Judiciary.

Medical Cannabis

Bill: HB195

Sponsors: Crowder (R64)

Title: WORKERS' COMP BENEFITS PROHIBITED FOR MEDICAL CANNABIS

Summary: Relates to workers' compensation and medical cannabis as a reimbursable benefit.

Status: 02/04/2016 – House Calendar

History: 01/21/2016—H Introduced and referred to House Rules & Order of Business.

01/26/2016—H Referral withdrawn from House Rules & Order of Business.

01/26/2016—H Referred to House Business & Employment.

01/26/2016—H Also referred to House Judiciary.

02/01/2016—H Reported Do Pass by House Business & Employment.

02/04/2016—H Reported Do Pass as amended by House Judiciary.

02/06/2016—House Calendar

Bill: HB326

Sponsors: Townsend (R54)

Title: MEDICAL CANNABIS: LOCAL APPROVAL OF PROPOSED LOCATION OF PRODUCER

Summary: Amends the Lynn and Erin Compassionate Use Act to provide for local approval of a proposed location for a licensed producer.

Status: 02/03/2016 – House Rules and Order of Business Committee

History: 02/03/2016—H Introduced and referred to House Rules & Order of Business.

Bill: SB235
Sponsors: Sanchez, M. (D29)
Title: MEDICAL CANNABIS FINANCIAL TRANSACTIONS
Summary: Requires the Department of Public Safety, by September 1, 2016, to contract with a financial processing provider to process medical-cannabis-related financial transactions; establishes qualifications for the provider; requires notice that transactions related to medical cannabis will no longer be made using cash; requires DPS rule-making.
Status: 01/28/2016 - Senate Committee on Committees
History: 01/28/2016—S Introduced and referred to Senate Committee on Committees.
01/28/2016—S Also referred to Senate Corporations & Transportation.
01/28/2016—S Also referred to Senate Judiciary.

Bill: SM38
Sponsors: Candelaria (D26)
Title: WORKFORCE STUDY OF DISCRIMINATION AGAINST MEDICAL CANNABIS PATIENTS
Summary: Calls upon the Workforce Solutions Department to study the discrimination that medical cannabis patients encounter and to offer policy recommendations to ensure that the civil rights of these patients are protected.
Status: 01/26/2016 - Senate Rules Committee
History: 01/26/2016—S Introduced and referred to Senate Rules.
01/26/2016—S Also referred to Senate Public Affairs.

Medicaid

Bill: HB201
Sponsors: Armstrong (D17)
Title: MEDICAID FALSE CLAIMS & FRAUD AGAINST TAXPAYERS ACT CHANGES
Summary: Amends the Medicaid False Claims Act (MFCA) and the Fraud Against Taxpayers Act (FATA) so the two acts provide more specificity in procedure and jurisdiction and exhibit greater uniformity as to the rights, responsibilities and remedies of governmental entities and "qui tam" plaintiffs or relators in both situations. Provides procedures for civil investigative demands under both statutes. Adds definitions to the Fraud Against Taxpayers Act and a definitions section in the Medicaid False Claims Act. Establishes whistleblower protection and provides for penalties under the Medicaid False Claims Act
Status: 02/05/2016 - House Health Committee
History: 01/22/2016—H Introduced and referred to House Rules & Order of Business.
02/05/2016—H Referral withdrawn from House Rules & Order of Business.
02/05/2016—H Referred to House Health.
02/05/2016—H Also referred to House Judiciary.

Bill: SB149
Sponsors: Padilla (D14)
Title: MEDICAID REIMBURSEMENT OF LICENSED ALCOHOL AND DRUG ABUSE COUNSELORS
Summary: (Similar to HB11) Requires the Secretary of Human Services to amend the state Medicaid Plan to provide for reimbursement of alcohol and drug abuse treatment services by counselors licensed pursuant to the Counseling and Therapy Practice Act.
Status: 02/03/2016 - Senate Public Affairs Committee
History: 01/21/2016—S Introduced and referred to Senate Committee on Committees.
01/21/2016—S Also referred to Senate Public Affairs.
01/21/2016—S Also referred to Senate Finance.
01/29/2016—S Reported germane by Senate Committee on Committees.
02/03/2016—S Committee referrals changed.
02/03/2016—S Referral withdrawn from Senate Finance.
02/03/2016—S Referred to Senate Education.
02/05/2016 - Senate Do Pass by Senate Public Affairs

Pain Management/Controlled Substances

Bill: HB159

Sponsors: Armstrong (D17)

Title: CHRONIC PAIN STUDY

Summary: (For the Legislative Health and Human Services Committee) Appropriates \$300,000 (GF 2017) to the Department of Health for FY 2017 to conduct a study on the prevalence, causes, sites and treatment of chronic pain among patients in the state.

Status: 01/28/2016 – House Appropriations and Finance Committee

History: 01/19/2016—H Introduced and referred to House Health.
01/19/2016—H Also referred to House Appropriations & Finance.
01/28/2016—H Reported Do Pass by House Health.

Bill: HB241

Sponsors: Youngblood (R68)

Title: OPIOID OVERDOSE PREVENTION AND TREATMENT

Summary: (Duplicate of SB191) Beginning in January 2017, requires the Department of Health to provide free public access on its website to educational information about opioid overdose prevention. Mandates that individual or group health insurance in the state provide certain prescription drug benefits for opioid abuse deterrence. Requires the Department of Corrections to consider using medication-assisted treatment for opioid addiction for persons under its supervision.

Status: 02/02/2016 – House Business and Employment Committee

History: 01/26/2016—H Introduced and referred to House Rules & Order of Business.
01/28/2016—H Referral withdrawn from House Rules & Order of Business.
01/28/2016—H Referred to House Health.
01/28/2016—H Also referred to House Judiciary.
01/29/2016—H Referral withdrawn from House Judiciary.
01/29/2016—H Also referred to House Business & Employment.
02/02/2016—H Reported Do Pass by House Health.

Bill: HB277

Sponsors: McMillan (R37)

Title: POSSESSION AND USE OF OPIOID ANTAGONISTS

Summary: (Related to SB100) Provides for authorized possession, storage, distribution, prescription, dispensing and administration of FDA-approved opioid antagonists such as Naxalone; providing for Department of Health-registered overdose prevention and education services; limiting liability.

Status: 02/01/2016 – House Health Committee

History: 01/28/2016—H Introduced and referred to House Rules & Order of Business.
02/01/2016—H Referral withdrawn from House Rules & Order of Business.
02/01/2016—H Referred to House Health.
02/01/2016—H Also referred to House Judiciary.

Bill: SB42

Sponsors: Padilla (D14)

Title: UNM PAIN MANAGEMENT CENTER FUNDS

Summary: Appropriates \$1.1 million (GF 2017) to UNM Board of Regents to support the Pain Management Center at the University of New Mexico.

Status: 01/27/2016 – Senate Finance Committee

History: 01/20/2016—S Introduced and referred to Senate Committee on Committees.
01/20/2016—S Also referred to Senate Public Affairs.
01/20/2016—S Also referred to Senate Finance.
01/21/2016—S Reported germane by Senate Committee on Committees.
01/27/2016—S Reported Do Pass by Senate Public Affairs.

Bill: SB100

Sponsors: Soules (D37)

Title: REGULATION OF NALOXONE DISTRIBUTION

Summary: Requires health care providers who prescribe, distribute or dispense opioids to be trained on the use of Naloxone. Requires patient counseling on risks of overdose and about opioid overdose reversal medication. Requires pharmacists and pharmacist clinicians to be trained on the use of Naloxone. Releases certain persons from civil liability or criminal prosecution for administering, prescribing, dispensing or distributing an opioid antagonist. Authorizes non-patient specific standing orders to dispense Naloxone.

Status: 01/27/2016 – Senate Committee on Committees

History: 01/27/2016—S Introduced and referred to Senate Committee on Committees.

01/27/2016—S Also referred to Senate Public Affairs.

01/27/2016—S Also referred to Senate Judiciary.

02/05/2016 – Senate Reported Germane by Senate Committee on Committees

Bill: **SB191**

Sponsors: Papen (D38)

Title: OPIOID OVERDOSE PREVENTION AND TREATMENT

Summary: Beginning in January 2017, requires the Department of Health to provide free public access on its website to educational information about opioid overdose prevention. Mandates that individual or group health insurance in the state provide certain prescription drug benefits for opioid abuse deterrence. Requires the Department of Corrections to consider using medication-assisted treatment for opioid addiction for persons under its supervision.

Status: 01/29/2016 – Senate Public Affairs Committee

History: 01/25/2016—S Introduced and referred to Senate Committee on Committees.

01/25/2016—S Also referred to Senate Public Affairs.

01/25/2016—S Also referred to Senate Corporations & Transportation.

01/29/2016—S Reported germane by Senate Committee on Committees

02/05/2016 – Senate Reported without Recommendation by Senate Public Affairs

Bill: **SB262**

Sponsors: Martinez, Richard (D5)

Title: POSSESSION AND USE OF OPIOID ANTAGONISTS

Summary: (Identical to 2016 HB0277; Related to 2016 SB100) Provides for authorized possession, storage, distribution, prescription, dispensing and administration of FDA-approved opioid antagonists such as Naxalone; providing for Department of Health-registered overdose prevention and education services; limiting liability.

Status: 02/03/2016 – Senate Public Affairs Committee

History: 02/02/2016—S Introduced and referred to Senate Committee on Committees.

02/02/2016—S Also referred to Senate Public Affairs.

02/02/2016—S Also referred to Senate Judiciary.

02/03/2016—S Reported germane by Senate Committee on Committees.

Scheduled: 02/05/2016—Senate Public Affairs Committee, 1:30 p.m. or 1/2 hour after floor session, Room 326

Bill: **SB263**

Sponsors: Martinez, Richard (D5)

Title: REGULATION OF OPIOID DISTRIBUTION

Summary: (Related to 2016 SB0262, SB100, HB277) Requires practitioners, who prescribe, administer or dispenses an opioid to a patient to obtain and review reports from the state's prescription monitoring program and from other states for that patients

Status: 02/04/2016 – Senate Public Affairs Committee

History: 02/02/2016—S Introduced and referred to Senate Committee on Committees.

02/02/2016—S Also referred to Senate Public Affairs.

02/02/2016—S Also referred to Senate Judiciary.

02/04/2016—S Reported germane by Senate Committee on Committees.

Registries/Studies/Funding

Bill: **HB106**

Sponsors: McMillan (R37)

Title: DOH NEURODEGENERATIVE DISEASE REGISTRY

Summary: Appropriates \$150,000 (GF 2017) to the Department of Health, DOH, to establish and maintain a

NMMS Legislative Report

February 6, 2016

neurodegenerative disease registry.

Status: 01/28/2016 – House Appropriations and Finance Committee
History: 01/19/2016—H Introduced and referred to House Health.
01/19/2016—H Also referred to House Appropriations & Finance.
01/28/2016—H Reported Do Pass by House Health.
02/05/2016—House Appropriations and Finance Committee – on Calendar

Regulations/Licensing

Bill: **HB48**
Sponsors: Montoya (R1)
Title: OSTEOPATHY MEDICINE ACT
Summary: (Very similar but not identical to 2015 HB398 as HRPAC-substituted and twice amended on the House Floor) A 40-page bill that renames Sec. 61-10-1, et seq., as the "Osteopathic Medicine Act;" repeals the Osteopathic Physicians' Assistants Act and adds provisions relating to osteopathic physician assistants to the Osteopathic Medicine Act; creates a Board of Osteopathic Medicine and revises provisions relating to board duties, licensure and fees for osteopathic physicians, osteopathic physician assistants and pharmacist clinicians. Also makes changes to Sec. 61-11B-3 to require the Board of Osteopathic Physicians to adopt regulations for osteopathy physicians who supervise pharmacy clinicians.

Status: 02/01/2016 – House Health Committee
History: 01/19/2016—H Introduced and referred to House Rules & Order of Business.
01/27/2016—H Referral withdrawn from House Rules & Order of Business.
01/27/2016—H Referred to House Regulatory & Public Affairs.
01/27/2016—H Also referred to House Health.
02/01/2016—H Reported Do Pass by House Regulatory & Public Affairs.

Bill: **SB78**
Sponsors: Papen (D38)
Title: OSTEOPATHIC MEDICINE ACT
Summary: (Identical to HB48; related to HB103; very similar but not identical to 2015 HB398 as HRPAC substituted and twice amended on the House floor) A 40-page bill that renames Sec. 61-10-1, et seq., as the "Osteopathic Medicine Act;" repeals the Osteopathic Physicians' Assistants Act and adds provisions relating to osteopathic physician assistants to the Osteopathic Medicine Act; creates a Board of Osteopathic Medicine and revises provisions relating to board duties, licensure and fees for osteopathic physicians, osteopathic physician assistants and pharmacist clinicians. Also makes changes to Sec. 61-11B-3 to require the Board of Osteopathic Physicians to adopt regulations for osteopathy physicians who supervise pharmacy clinicians.

Status: 01/28/2016 – Senate Public Affairs Committee
History: 01/20/2016—S Introduced and referred to Senate Committee on Committees.
01/20/2016—S Also referred to Senate Public Affairs.
01/20/2016—S Also referred to Senate Judiciary.
01/28/2016—S Reported germane by Senate Committee on Committees
02/05/2016 – Senate Do Pass as Amended by Senate Public Affairs

Scope of Practice & Health Professionals

Bill: **SB267**
Sponsors: Sanchez, M. (D29)
Title: COLLABORATION BETWEEN PHYSICIAN AND PHYSICIAN ASSISTANT
Summary: (Similar to 2015 SB615) Amends various sections of law to specify that a physician assistant shall practice in collaboration with a licensed physician.

Status: 02/02/2016 – Senate Committee on Committees
History: 02/02/2016—S Introduced and referred to Senate Committee on Committees.
02/02/2016—S Also referred to Senate Public Affairs.
02/02/2016—S Also referred to Senate Judiciary.

Bill: **SM70**
Sponsors: Candelaria (D26)

Title: MEDICAID REIMBURSEMENT FOR CHIROPRACTIC SERVICES
Summary: Requests that the Secretary of Human Services charge the Medical Assistance Division of the Human Services Department to convene a working group to explore Medicaid reimbursement for chiropractic medicine services and make recommendations to the Legislative Health and Human Services Committee by October 1, 2016.
Status: 02/02/2016 – Senate Rules Committee
History: 02/02/2016—S Introduced and referred to Senate Rules.
02/02/2016—S Also referred to Senate Public Affairs.

Taxes & Money Matters

Bill: HB54
Sponsors: Espinoza (R59)
Title: RURAL HEALTH CARE TAX CREDIT FOR ALL PRACTITIONERS
Summary: (For the Legislative Health and Human Services Committee) Amends the rural health care practitioner tax credit to allow same amount of credit for all practitioners; makes licensed counselors, pharmacists and social workers eligible for the rural health care practitioner tax credit.
Status: 01/26/2016 – House Ways and Means Committee
History: 01/19/2016—H Introduced and referred to House Health.
01/19/2016—H Also referred to House Ways & Means.
01/26/2016—H Reported Do Pass by House Health.

Tobacco/Nicotine/E-Cigarettes

Bill: HB300
Sponsors: Johnson (D5)
Title: RAISE CIGARETTE AND TOBACCO PRODUCTS TAX RATES—TAX E-CIGARETTES
Summary: (Similar to SB4 and SB77) Increases cigarette tax by 60%, from 8.3 cents to 13.3 cents per cigarette and the tobacco products tax rate from 25% to 66% of the product value. Expands the tobacco product tax to cover all products, other than cigarettes, of, containing or deriving from tobacco or nicotine. This includes e-cigarettes and snuff. Excludes, however, products approved by the U.S. Food and Drug Administration for sale as tobacco cessation products or other therapeutic purposes, if marketed and sold for such purposes.
Status: 02/02/2016 – House Safety and Civil Affairs Committee
History: 02/02/2016—H Introduced and referred to House Safety & Civil Affairs.
02/02/2016—H Also referred to House Ways & Means.
Scheduled: 02/09/2016—House Safety and Civil Affairs Committee, 1:30 p.m., Room 315 (Revised 02/04/2016)

WorkForce - Recruit, Retention, Training

Bill: HB103
Sponsors: McMillan (R37)
Title: OSTEOPATHIC STUDENT LOAN FOR SERVICE
Summary: Amends the Osteopathic Student Loan for Service Act to provide a means for shortage areas in the state to acquire more health professionals. In exchange for a uniform four years of service in a health professional shortage area, the person would receive full loan forgiveness. Applies to student loans in accredited New Mexico osteopathic medicine colleges and physician's assistant programs. Appropriates \$150,000 (GF 2017 nonreverting) to the Higher Education Department for FY 2017 and subsequent fiscal years to provide the loans.
Status: 02/03/2016 – House Health Committee
History: 01/19/2016—H Introduced and referred to House Rules & Order of Business.
02/03/2016—H Referral withdrawn from House Rules & Order of Business.
02/03/2016—H Referred to House Health.
02/03/2016—H Also referred to House Appropriations & Finance.