

# New Mexico Medical Society

## 2017 Legislative Report - FINAL

April 10, 2017

### NMMS 2017 Legislative Report

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**Bill:** HB11  
**Sponsors:** Trujillo, Christine (D25)  
**Title:** MANDATED INSURANCE COVERAGE FOR ARTERY CALCIFICATION SCREENING  
**Summary:** (For the Legislative Health and Human Services Committee) Proposes new sections of the Health Care Purchasing Act, the Public Assistance Act, the Insurance Code, the Health Maintenance Organization Law and the Nonprofit Health Care Plan Law to mandate coverage of artery calcification screening for early detection of cardiovascular disease in certain individuals.  
**History:** 01/18/2017—H Introduced and referred to House Consumer & Public Affairs.  
01/18/2017—H Also referred to House Health & Human Services.  
02/15/2017—H Reported Do Pass by House Consumer & Public Affairs.  
02/28/2017—H Reported Do Pass by House Health & Human Services.  
03/03/2017—H Opened for floor debate.  
03/03/2017—H Floor amendments failed (Amendment 1) (Rep. Paul Bandy).  
03/03/2017—H Note: Motion to Rule Amendment 1 Not Germane (Rep. Daymon Ely).  
03/03/2017—H Note: Amendment 1 Ruled Not Germane (Speaker Bryan Egolf).  
03/03/2017—H Note: Motion to Appeal Ruling of Floor Amendment 1 Not Germane (Rep. Nate Gentry).  
03/03/2017—H Note: Ruling Sustained 37-31. Floor Amendment 1 Not Germane..  
03/03/2017—H Passed 36-30.  
03/04/2017—S Received in the Senate and referred to Senate Public Affairs.  
03/04/2017—S Also referred to Senate Finance.  
03/13/2017—S Reported Do Pass by Senate Public Affairs.

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**Bill:** HB89  
**Sponsors:** McCamley (D33)  
**Title:** CANNABIS REVENUE AND FREEDOM ACT  
**Summary:** (Related to 2016 HB75 and 2015 HB160) A 122-page bill that proposes the Cannabis Revenue and Freedom Act, establishing a comprehensive regulatory framework relating to marijuana, industrial hemp and medical marijuana, that allows a person who is licensed, regulated and taxed by New Mexico to legally manufacture and sell marijuana to a person who is at least 21 years of age, subject to the provisions of the act. Creates and allocates tax revenue to the Substance Abuse Prevention and Behavioral Health Fund, the District Attorney Public Safety Fund, the Public Defender Public Safety Fund and the Cannabis Revenue Economic Development Fund, and makes appropriations.  
**History:** 01/18/2017—H Introduced and referred to House Consumer & Public Affairs.  
01/18/2017—H Also referred to House Business & Industry.  
01/18/2017—H Also referred to House Appropriations & Finance.  
02/06/2017—H Reported without recommendation by House Consumer & Public Affairs.

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**Bill:** HB101  
**Sponsors:** Gonzales (D42)  
**Title:** HEALTH SECURITY ACT  
**Summary:** (Similar to 2015 SB152; 2013 HB262) Proposes the Health Security Act, making major changes to the health care system in New Mexico through a comprehensive system of virtually universal coverage. Its goals are to make health care coverage available to all New Mexicans through combined public and private financing, to control escalating health care costs and improve health care for all New Mexicans. Participation is mandatory for holders of private insurance. The act creates a Health Care Commission, endowed with extensive powers and duties, to develop and adopt a wide-ranging annual state Health Security Plan. An individual is eligible for coverage if physically present in the state for one year prior to the date of application for enrollment. Private insurance may not be provided to a beneficiary for health care covered by the plan, although a beneficiary may purchase private, supplemental benefits and insurance for benefits not covered under the plan. Requires a fiscal analysis of the plan by the Legislative Finance Committee and cooperation by the Superintendent of Insurance to ensure that Workers' Comp and auto

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medical premiums decrease based on the plan assuming that coverage. The act imposes penalties on beneficiaries who misuse eligibility cards and providers who engage in a pattern of overbilling. Provides for transfer of Health Insurance Exchange property to the Commission. Temporarily amends the Tort Claims Act.

**History:** 01/18/2017—H Introduced and referred to House Health & Human Services.  
01/18/2017—H Also referred to House Judiciary.  
02/08/2017—H Reported Do Not Pass but Do Pass as substituted by House Health & Human Services.  
02/21/2017—H Reported Do Pass by House Judiciary.  
02/24/2017—H Opened for floor debate.  
02/24/2017—H Postponed on third reading.  
02/24/2017—H Referred to House Appropriations & Finance.

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**Bill:** **HB112**

**Sponsors:** Gonzales (D42)

**Title:** HEALTH CARE PURCHASING ACT: DRUG FORMULARY PRICE-CHANGE TIMELINES

**Summary:** Amends the Health Care Purchasing Act, the New Mexico Insurance Code, the Health Maintenance Organization Law and the Nonprofit Health Care Plan Law to establish limits on health coverage and provider contract changes. Amends each law to allow for sufficient notice to be given before a price increase or classification change occurs for a drug formulary. Prohibits changes to coverage for a prescription drug from taking place less than 90 days prior to the beginning date of the plan year when changes are to take effect or at any time during a current plan years. (Note: a drug formulary is a list of prescription drugs, both generic and brand name, used by practitioners to identify drugs that offer the greatest overall value. A committee of physicians, nurse practitioners and pharmacists maintain the formulary.)

**History:** 01/18/2017—H Introduced and referred to House Health & Human Services.  
01/18/2017—H Also referred to House Judiciary.  
02/20/2017—H Reported Do Not Pass but Substituted without recommendation by House Health & Human Services.

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**Bill:** **HB127**

**Sponsors:** Gentry (R30)

**Title:** REQUIRES ELECTRONIC TRANSFER PAYMENT ON INSURANCE CLAIMS

**Summary:** Amends the Insurance Code to require an insurer to pay claims arising under its policies by electronic transfer when a claimant requests payment by this method. Same penalties for nonpayment within 10 days by check or draft also apply for delayed payment by electronic transfer.

**History:** 01/18/2017—H Introduced and referred to House Business & Industry.  
01/18/2017—H Also referred to House Judiciary.  
01/31/2017—H Reported Do Pass as amended by House Business & Industry.  
02/13/2017—H Reported Do Pass as amended by House Judiciary.  
02/15/2017—H Opened for floor debate.  
02/15/2017—H Passed 69-0.  
02/17/2017—S Received in the Senate and referred to Senate Corporations & Transportation.  
02/17/2017—S Also referred to Senate Judiciary.  
03/03/2017—S Reported Do Pass by Senate Corporations & Transportation.  
03/09/2017—S Reported Do Pass by Senate Judiciary.  
03/11/2017—S Opened for floor debate.  
03/11/2017—S Passed 39-0.  
03/14/2017—S Signed by Officers of Senate.  
03/14/2017—H Enrolled and engrossed.  
03/14/2017—H Signed by Officers of House.  
03/17/2017—G Signed by the Governor (Laws 2017, Ch. 15)(03/17/2017).

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**Bill:** **HB170**

**Sponsors:** Armstrong, D. (D17)

**Title:** STATE PRESCRIPTION MONITORING PROGRAM EXEMPTION

**Summary:** Exempts practitioners from following the requirements of the state's prescription monitoring program when prescribing opioids to a patient who is experiencing pain caused by cancer or the treatment of cancer.

**History:** 01/20/2017—H Introduced and referred to House Health & Human Services.  
01/20/2017—H Also referred to House Judiciary.

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02/08/2017—H Reported Do Pass by House Health & Human Services.

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**Bill: HB171**

**Sponsors:** Armstrong, D. (D17)

**Title:** END OF LIFE OPTIONS ACT

**Summary:** Cited as the End of Life Options Act, establishes rights, procedures and protections related to medical aid in dying. Removes criminal liability for attending health care providers who provide assistance pursuant to the End of Life Options Act.

**History:** 01/20/2017—H Introduced and referred to House Health & Human Services.

01/20/2017—H Also referred to House Judiciary.

02/06/2017—H Reported Do Pass as amended by House Health & Human Services.

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**Bill: HB191**

**Sponsors:** Larranaga (R27)

**Title:** OIL & GAS SCHOOL TAX TO STABILIZATION RESERVE

**Summary:** (For the Legislative Finance Committee) Directs to the Tax Stabilization Reserve Fund any net revenue from the oil and gas emergency school tax in any month that exceeds the average net revenue from that tax for that month in the previous five fiscal years.

**History:** 01/21/2017—H Introduced and referred to House Appropriations & Finance.

02/24/2017—H Reported Do Pass as amended by House Appropriations & Finance.

02/28/2017—H Opened for floor debate.

02/28/2017—H Note: Motion to refer to HTRC (Rep. Carl Trujillo) fails.

02/28/2017—H Passed 46-18.

03/01/2017—S Received in the Senate and referred to Senate Corporations & Transportation.

03/01/2017—S Also referred to Senate Finance.

03/07/2017—S Committee referrals changed.

03/07/2017—S Referral withdrawn from Senate Corporations & Transportation.

03/16/2017—S Reported Do Pass as amended by Senate Finance.

03/16/2017—S Opened for floor debate.

03/16/2017—S Floor amendments adopted (Amendment 1) (Sen. Cliff Pirtle).

03/16/2017—S Passed 36-5.

03/17/2017—H House refused to concur with Senate amendments.

03/17/2017—S Senate failed to recede from amendments.

03/17/2017—S Senate appointed conference committee: Sen. Smith, Sen. Cisneros, Sen. Neville.

03/17/2017—H House appointed conference committee: Rep. Lundstrom, Rep. Carl Trujillo, Rep. Harper..

03/17/2017—H House adopted conference committee report.

03/17/2017—S Senate adopted conference committee report.

03/27/2017—H Enrolled and engrossed.

03/27/2017—H Signed by Officers of House.

03/28/2017—S Signed by Officers of Senate (03/27/2017: Delivered to Governor).

04/07/2017—G Vetoed by the Governor.

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**Bill: HB202**

**Sponsors:** Trujillo, Carl (D46)

**Title:** TAX OF BUSINESSES WITHOUT PHYSICAL PRESENCE

**Summary:** Expands reach of New Mexico gross receipts tax to some vendors outside New Mexico who sell products into New Mexico but who have no physical presence in New Mexico. Effective July 1, 2017.

**History:** 01/21/2017—H Introduced and referred to House Business & Industry.

01/21/2017—H Also referred to House Taxation & Revenue.

02/07/2017—H Reported Do Pass by House Business & Industry.

02/20/2017—H Reported Do Not Pass but Do Pass as substituted by House Taxation & Revenue.

02/22/2017—H Opened for floor debate.

02/22/2017—H Floor amendments adopted (Amendment 1) (Rep. Carl Trujillo) Voice Vote.

02/22/2017—H Passed 37-32.

02/23/2017—S Received in the Senate and referred to Senate Corporations & Transportation.

02/23/2017—S Also referred to Senate Finance.

03/02/2017—S Reported without recommendation by Senate Corporations & Transportation.

03/10/2017—S Reported Do Pass as amended by Senate Finance.

03/11/2017—S Opened for floor debate.

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03/11/2017—S Floor amendments adopted (Amendment 1) (Sen. William Sharer) Voice Vote.  
03/11/2017—S Passed 34-4.  
03/17/2017—H House concurred with Senate amendments (Roll Call Vote 37-32).  
03/27/2017—H Enrolled and engrossed.  
03/27/2017—H Signed by Officers of House.  
03/28/2017—S Signed by Officers of Senate (03/27/2017: Delivered to Governor).  
04/07/2017—G Vetoed by the Governor.

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**Bill:** **HB215**  
**Sponsors:** Thomson (D24)  
**Title:** PHYSICIAN AND ASSISTANT COLLABORATION  
**Summary:** (Identical to 2016 SB267 and similar to 2015 SB615) Amends various sections of law to specify that a physician assistant shall practice in collaboration with a licensed physician.  
**History:** 01/24/2017—H Introduced and referred to House Health & Human Services.  
01/24/2017—H Also referred to House Judiciary.  
02/14/2017—H Reported Do Not Pass but Do Pass as substituted by House Health & Human Services.  
03/07/2017—H Reported Do Not Pass but Do Pass as substituted by House Judiciary.  
03/10/2017—H Opened for floor debate.  
03/10/2017—H Passed 57-1.  
03/13/2017—S Received in the Senate and referred to Senate Public Affairs.  
03/15/2017—S Reported Do Pass by Senate Public Affairs.  
03/18/2017—S Opened for floor debate.  
03/18/2017—S Passed 41-0.  
03/31/2017—H Enrolled and engrossed (Signed 03/29/2017).  
03/31/2017—H Signed by Officers of House (Signed 03/30/2017).  
03/31/2017—S Signed by Officers of Senate (Delivered to Governor).  
04/06/2017—G Signed by the Governor (Laws 2017, Ch. 103).

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**Bill:** **HB228**  
**Sponsors:** Dow (R38)  
**Title:** RIGHT TO TRY ACT  
**Summary:** Cited as the Right to Try Act, allows a manufacturer to make available, and an eligible patient to request, an investigational drug, biological product or device. An "eligible patient" is defined as one who has an advanced illness, attested to by the patient's treating physician; has considered all other treatment options currently approved by the FDA; is ineligible or unable to participate in a clinical trial; has received a recommendation from the patient's physician; has given written, informed consent; and has documentation from the patient's physician that he or she meets these requirements.  
**History:** 01/24/2017—H Introduced and referred to House Health & Human Services.  
01/24/2017—H Also referred to House Judiciary.  
02/20/2017—H Reported Do Not Pass but Do Pass as substituted by House Health & Human Services (Replaces HB228 & HB263).  
03/03/2017—H Reported Do Pass as amended by House Judiciary.  
03/09/2017—H Opened for floor debate.  
03/09/2017—H Floor amendments adopted (Amendment 1) (Rep. Rebecca Dow).  
03/09/2017—H Passed 62-0.  
03/09/2017—S Received in the Senate and referred to Senate Judiciary.  
03/09/2017—S Also referred to Senate Finance.  
03/16/2017—S Reported Do Pass by Senate Judiciary.  
03/17/2017—S Committee referrals changed.  
03/17/2017—S Referral withdrawn from Senate Finance.

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**Bill:** **HB232**  
**Sponsors:** Ruiloba (D12)  
**Title:** HOLISTIC INTEGRATIVE MEDICINE PRACTITIONER  
**Summary:** Clarifies that "Holistic Integrative Medicine" is one of five categories of practice governed by the Board of Acupuncture and Oriental Medicine as an expanded practice; describes the types of therapy included in Holistic Integrative Medicine certification; and adds to the list of substances the practitioner is authorized to compound, dispense and administer.  
**History:** 01/25/2017—H Introduced and referred to House Health & Human Services.

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01/25/2017—H Also referred to House Business & Industry.

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**Bill: HB243**

**Sponsors:** Thomson (D24)

**Title:** INFO AVAILABLE AT MAMMOGRAM FACILITIES

**Summary:** Requires health facilities that perform mammograms to include information as to a patient's individual breast density; provides form for notice; otherwise limits duty of care.

**History:** 01/25/2017—H Introduced and referred to House State Government, Indian and Veteran Affairs.

01/25/2017—H Also referred to House Judiciary.

02/22/2017—H Reported Do Pass by House Consumer & Public Affairs.

03/08/2017—H Reported Do Not Pass but Do Pass as substituted by House Health & Human Services.

03/10/2017—H Opened for floor debate.

03/10/2017—H Passed 62-0.

03/13/2017—S Received in the Senate and referred to Senate Public Affairs.

03/15/2017—S Reported Do Pass by Senate Public Affairs.

03/17/2017—S Opened for floor debate.

03/17/2017—S Passed 35-0.

03/27/2017—H Enrolled and engrossed.

03/27/2017—H Signed by Officers of House.

03/29/2017—S Signed by Officers of Senate (03/29/2017: Delivered to Governor).

04/07/2017—G Pocket vetoed by the Governor.

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**Bill: HB244**

**Sponsors:** Thomson (D24)

**Title:** STEP THERAPY FOR PRESCRIPTION DRUG COVERAGE

**Summary:** (Duplicate of 2017 SB179) Identically amends several statutes governing health insurance to establish guidelines for step therapy for prescription drug coverage.

**History:** 01/25/2017—H Introduced and referred to House Health & Human Services.

01/25/2017—H Also referred to House Judiciary.

02/14/2017—H Reported Do Pass by House Health & Human Services.

02/28/2017—H Reported Do Pass by House Judiciary.

03/04/2017—H Opened for floor debate.

03/04/2017—H Passed 35-30.

03/06/2017—S Received in the Senate and referred to Senate Corporations & Transportation.

03/06/2017—S Also referred to Senate Finance.

03/11/2017—S Reported Do Pass as amended by Senate Corporations & Transportation.

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**Bill: HB260**

**Sponsors:** Armstrong, D. (D17)

**Title:** REGULATION OF BIO-SIMILAR PRODUCTS

**Summary:** (Duplicate of 2017 SB180)Amends the New Mexico Drug, Device and Cosmetic Act to provide for regulation of biosimilar products. Authorizes a pharmacist to dispense an equivalent product that is lower in cost than the prescribed biological product unless the prescribing practitioner prohibits the substitution or the patient requests otherwise.

**History:** 01/26/2017—H Introduced and referred to House Health & Human Services.

01/26/2017—H Also referred to House Business & Industry.

02/13/2017—H Reported Do Pass as amended by House Health & Human Services.

02/28/2017—H Reported Do Not Pass but Do Pass as substituted by House Business & Industry.

03/03/2017—H Opened for floor debate.

03/03/2017—H Floor amendments adopted (Amendment 1) (Rep. Deborah Armstrong).

03/03/2017—H Passed 57-2.

03/04/2017—S Received in the Senate and referred to Senate Public Affairs.

03/04/2017—S Also referred to Senate Corporations & Transportation.

03/08/2017—S Reported Do Pass by Senate Public Affairs.

03/10/2017—S Reported Do Pass by Senate Corporations & Transportation.

03/13/2017—S Opened for floor debate.

03/13/2017—S Passed 35-0.

03/17/2017—H Enrolled and engrossed.

03/17/2017—H Signed by Officers of House.

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03/17/2017—S Signed by Officers of Senate.  
04/06/2017—G Signed by the Governor (Laws 2017, Ch. 48).

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**Bill: HB263**

**Sponsors:** Powdrell-Culbert (R44)

**Title:** LIABILITY & IMMUNITY: USE OF INVESTIGATIONAL DRUGS BY TERMINALLY ILL PATIENT

**Summary:** Proposed as the Right to Try Act, the bill provides various protections and immunity to physicians, manufacturers and insurance companies from an "adverse event" that results from the use of an investigational drug, biologic product or device by a terminally ill patient who has given written informed consent for its use. Defines "investigational drug, biologic product or device" as one for which a phase one clinical trial approved by the U.S. Food and Drug Administration has been completed, that remains under investigation and that has not yet been approved for general use.

**History:** 01/26/2017—H Introduced and referred to House Health & Human Services.

01/26/2017—H Also referred to House Judiciary.

02/20/2017—H Substituted in House Health & Human Services by HB228 (See HB228 for succeeding entries).

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**Bill: HB274**

**Sponsors:** Rodella (D41)

**Title:** IMMUNIZATIONS FOR CERTAIN SENIOR CITIZENS

**Summary:** Makes offering of influenza or pneumococcal immunizations to senior citizens mandatory upon release from a hospital.

**History:** 01/27/2017—H Introduced and referred to House Health & Human Services.

01/27/2017—H Also referred to House Business & Industry.

02/14/2017—H Reported Do Pass by House Health & Human Services.

02/28/2017—H Reported Do Pass by House Business & Industry.

03/03/2017—H Opened for floor debate.

03/03/2017—H Passed 60-0.

03/04/2017—S Received in the Senate and referred to Senate Public Affairs.

03/04/2017—S Also referred to Senate Corporations & Transportation.

03/11/2017—S Reported Do Pass by Senate Public Affairs.

03/15/2017—S Reported Do Pass by Senate Corporations & Transportation.

03/16/2017—S Opened for floor debate.

03/16/2017—S Passed 38-0.

03/27/2017—H Enrolled and engrossed.

03/27/2017—H Signed by Officers of House.

03/28/2017—S Signed by Officers of Senate (03/27/2017: Delivered to Governor).

04/06/2017—G Signed by the Governor (Laws 2017, Ch. 51).

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**Bill: HB299**

**Sponsors:** Harper (R57)

**Title:** REGISTERED LAY MIDWIVES AS PRACTITIONERS

**Summary:** Directs the Secretary of Health to adopt and promulgate rules allowing Registered Lay Midwives licensed by DOH to procure, possess and administer a limited formulary of drugs and devices in accordance with DOH rules. Amends a section of the New Mexico Drug, Device and Cosmetic Act to add Registered Lay Midwives licensed by DOH as practitioners.

**History:** 01/31/2017—H Introduced and referred to House Health & Human Services.

01/31/2017—H Also referred to House Judiciary.

02/20/2017—H Reported Do Pass by House Health & Human Services.

03/06/2017—H Reported Do Pass as amended by House Judiciary.

03/09/2017—H Opened for floor debate.

03/09/2017—H Passed 64-0.

03/10/2017—S Received in the Senate and referred to Senate Public Affairs.

03/15/2017—S Reported Do Pass by Senate Public Affairs.

03/16/2017—S Opened for floor debate.

03/16/2017—S Passed 37-0.

03/27/2017—H Enrolled and engrossed.

03/27/2017—H Signed by Officers of House.

03/28/2017—S Signed by Officers of Senate (03/27/2017: Delivered to Governor).

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04/07/2017—G Pocket vetoed by the Governor.

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**Bill:** **HB316**

**Sponsors:** Bandy (R3)

**Title:** NEW MEXICO INSURANCE POOL ASSESSMENTS AND POLICY ELIGIBILITY

**Summary:** Cuts the credits for insurance pool members for the 2016 pool assessment year and eliminates them for all following pool assessment years. Individuals receiving subsidized insurance coverage through the New Mexico Health Insurance Exchange will no longer be eligible for coverage by the pool.

**History:** 02/02/2017—H Introduced and referred to House Business & Industry.

02/02/2017—H Also referred to House Health & Human Services.

02/02/2017—H Also referred to House Taxation & Revenue.

02/20/2017—H Reported without recommendation as amended by House Business & Industry.

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**Bill:** **HB364**

**Sponsors:** Armstrong, D. (D17)

**Title:** REGULATION OF CONTACT LENSES AND SPECTACLES EXAMS AND PRESCRIPTIONS

**Summary:** (Related to 2015 SB367, chapter 131 of 2015). Limits examining, prescribing and dispensing power for contact lenses and Spectacles. Prohibits unlicensed persons from performing an eye exam on an individual physically present in the state, from writing a prescription for contact lenses or spectacles, and from dispensing or adapting contact lenses or spectacles without prior authorization by a written prescription.

**History:** 02/09/2017—H Introduced and referred to House Health & Human Services.

02/09/2017—H Also referred to House Judiciary.

02/20/2017—H Reported Do Pass as amended by House Health & Human Services.

03/03/2017—H Reported Do Not Pass but Do Pass as substituted by House Judiciary.

03/09/2017—H Opened for floor debate.

03/09/2017—H Passed 57-5.

03/10/2017—S Received in the Senate and referred to Senate Judiciary.

03/10/2017—S Also referred to Senate Finance.

03/14/2017—S Reported Do Pass by Senate Judiciary.

03/17/2017—S Reported Do Pass by Senate Finance.

03/17/2017—S Opened for floor debate.

03/17/2017—S Passed 36-3.

03/17/2017—H Note: Returned to House (E&E Pending).

03/31/2017—H Enrolled and engrossed (E&E 03/30/2017).

03/31/2017—H Signed by Officers of House (Signed 03/30/2017).

03/31/2017—S Signed by Officers of Senate (Signed 03/30/2017) (Delivered to Governor 03/31/2017).

04/07/2017—G Vetoed by the Governor.

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**Bill:** **HB396**

**Sponsors:** Ferrary (D37)

**Title:** NURSE AND MIDWIFE HOSPITAL ADMITTING PRIVILEGE

**Summary:** Requires licensed health facilities to grant admitting and discharge privileges to certified nurse practitioners and certified nurse-midwives. "Certified nurse-midwife" is defined as an individual licensed as a registered nurse pursuant to the Nursing Practice Act and by DOH as a certified nurse-midwife. "Certified nurse practitioner" is defined as a registered nurse who is license by the Board of Nursing for Advanced Practice as a certified nurse practitioner pursuant to the Nursing Practice Act.

**History:** 02/13/2017—H Introduced and referred to House Health & Human Services.

02/13/2017—H Also referred to House Judiciary.

03/03/2017—H Reported Do Not Pass but Do Pass as substituted by House Health & Human Services.

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**Bill:** **HB412**

**Sponsors:** Harper (R57); Smith (D35)

**Title:** TAX REFORM--SALES AND USE TAX ACT

**Summary:** (For the Revenue Stabilization and Tax Policy Committee) This 347-page bill restructures many components of the state's tax system, but centers on reforming and renaming the gross receipts and compensating taxes.

**History:** 02/14/2017—H Introduced and referred to House Taxation & Revenue.

03/08/2017—H Reported without recommendation by House Taxation & Revenue.

03/08/2017—H Opened for floor debate.

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03/08/2017—H Floor substitute adopted (Substitute 1) (Rep. Carl Trujillo) Roll Call 64-0.  
03/08/2017—H Passed 63-0.  
03/09/2017—S Received in the Senate and referred to Senate Corporations & Transportation.  
03/09/2017—S Also referred to Senate Finance.

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**Bill:** **SB6**  
**Sponsors:** McSorley (D16)  
**Title:** INDUSTRIAL HEMP RESEARCH AND DEVELOPMENT  
**Summary:** (For the Courts, Corrections and Justice Committee and the Water and Natural Resources Committee) (Identical to 2016 SB3; almost identical to the final version of 2015 SB94 as passed by both chambers and vetoed by the Governor) Authorizes the Department of Agriculture to adopt rules for research on industrial hemp and to issue licenses to grow industrial hemp for research and development. Defines "industrial hemp," authorizes the Department of Agriculture to promulgate rules and issue licenses, and establishes a nonreverting fund to be administered by the department.  
**History:** 01/17/2017—S Introduced and referred to Senate Conservation.  
01/17/2017—S Also referred to Senate Judiciary.  
01/17/2017—S Also referred to Senate Finance.  
01/25/2017—S Reported Do Pass as amended by Senate Conservation.  
01/31/2017—S Reported Do Pass by Senate Judiciary.  
02/02/2017—S Committee referrals changed.  
02/02/2017—S Referral withdrawn from Senate Finance.  
02/07/2017—S Opened for floor debate.  
02/07/2017—S Floor amendments adopted (Amendment 1) (Sen. Cisco McSorley) Voice Vote.  
02/07/2017—S Passed 37-2.  
02/09/2017—H Received in the House and referred to House Agriculture and Water Resources.  
02/09/2017—H Received in the House and referred to House Labor & Economic Development.  
02/21/2017—H Reported Do Pass as amended by House Agriculture and Water Resources.  
03/02/2017—H Reported Do Pass by House Labor & Economic Development.  
03/07/2017—H Opened for floor debate.  
03/07/2017—H Laid on the table.  
03/07/2017—H Opened for floor debate.  
03/07/2017—H Floor amendments adopted (Amendment 1) (Rep. Bealquin Gomez).  
03/07/2017—H Passed 58-8.  
03/08/2017—S Senate concurred with House amendments.  
03/08/2017—S Enrolled and engrossed.  
03/08/2017—S Signed by Officers of Senate.  
03/09/2017—H Signed by Officers of House.  
03/11/2017—G Vetoed by the Governor (Vetoed) (3/11/2017).  
03/16/2017—S Note: Floor Leader Wirth announced that in his opinion, Senate Executive Message 19 (read on the Floor 3/16/17) providing her constitutionally required objections to SB6, SB67, and SB134, was received after three-day period and they may have become law..  
03/16/2017—G Pocket enacted, NOT Signed by the Governor (According to Senate became law on 3/13/2017 @ 11:31 a.m.) (Chapter number NOT assigned by Secy of State).  
03/11/2017—G Vetoed by the Governor (Status restored to Vetoed as designated by Secretary of State).

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**Bill:** **SB16**  
**Sponsors:** Soules (D37)  
**Title:** HEALTH CARE PROVIDERS: OPIOID OVERDOSE AND REVERSAL COUNSELING  
**Summary:** (Related to 2016 SB100 and SB262 signed into law) Requires counseling of patients by health care providers on the risks of overdose and about opioid overdose reversal medication. Amends the Pain Relief Act to provide definitions for "opioid analgesic" and "opioid antagonist."  
**History:** 01/17/2017—S Introduced and referred to Senate Public Affairs.  
01/17/2017—S Also referred to Senate Judiciary.  
01/27/2017—S Reported Do Pass as amended by Senate Public Affairs.  
02/07/2017—S Reported Do Pass by Senate Judiciary.  
02/09/2017—S Opened for floor debate.  
02/09/2017—S Floor amendments adopted (Amendment 1) (Sen. William Soules) Voice Vote.  
02/09/2017—S Passed 24-16.  
02/13/2017—H Received in the House and referred to House Health & Human Services.  
02/13/2017—H Also referred to House Judiciary.



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03/02/2017—H Reported Do Pass by House Health & Human Services.  
03/15/2017—H Reported Do Pass by House Judiciary.

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**Bill:** **SB21**  
**Sponsors:** Padilla (D14)  
**Title:** SHAKEN BABY SYNDROME TRAINING AND EDUCATION  
**Summary:** (Identical to 2016 SB 149; related to 2016 HB 11). Requires Department of Health to adopt rules, by December 31, 2017, to require every hospital and freestanding birthing center to provide training and education to prevent shaken baby syndrome before discharge of the newborn from the health facility.  
**History:** 01/17/2017—S Introduced and referred to Senate Public Affairs.  
01/17/2017—S Also referred to Senate Judiciary.  
01/25/2017—S Reported Do Pass by Senate Public Affairs.  
02/23/2017—S Reported Do Pass by Senate Judiciary.  
02/24/2017—S Opened for floor debate.  
02/24/2017—S Passed 37-0.  
02/27/2017—H Received in the House and referred to House State Government, Indian and Veteran Affairs.  
02/27/2017—H Also referred to House Health & Human Services.  
03/10/2017—H Reported Do Pass by House State Government, Indian and Veteran Affairs.  
03/14/2017—H Reported Do Pass by House Health & Human Services.  
03/18/2017—H Opened for floor debate.  
03/18/2017—H Passed 68-0.  
03/27/2017—S Enrolled and engrossed.  
03/27/2017—S Signed by Officers of Senate.  
03/28/2017—H Signed by Officers of House (03/27/2017: Delivered to Governor).  
04/06/2017—G Signed by the Governor (Laws 2017, Ch. 119).

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**Bill:** **SB68**  
**Sponsors:** Rue (R23)  
**Title:** PUBLIC WEBSITE OF MEDICAL AND OSTEOPATHIC LICENSING INFORMATION  
**Summary:** Relates to the maintenance of a publicly accessible website for the credentialing, licensing and discipline of medical and osteopathic professional licensees.  
**History:** 01/17/2017—S Introduced and referred to Senate Public Affairs.  
01/17/2017—S Also referred to Senate Judiciary.

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**Bill:** **SB80**  
**Sponsors:** Morales (D28)  
**Title:** DOH TO DEVELOP EMS TRIAGE PLANS FOR STEMI—MYOCARDIAL INFARCTION  
**Summary:** Amends the Emergency Medical Services Act to require the Department of Health to coordinate with local and regional emergency medical services on the development and implementation of "ST segment elevation myocardial infarction" (STEMI) triage and transport plans.  
**History:** 01/17/2017—S Introduced and referred to Senate Public Affairs.  
01/17/2017—S Also referred to Senate Finance.  
01/30/2017—S Reported Do Pass by Senate Public Affairs.  
02/15/2017—S Reported Do Pass by Senate Finance.  
02/16/2017—S Opened for floor debate.  
02/16/2017—S Passed 39-0.  
02/17/2017—H Received in the House and referred to House Health & Human Services.  
02/17/2017—H Also referred to House Local Government, Elections, Land Grants & Cultural Affairs.  
03/06/2017—H Reported Do Pass by House Health & Human Services.  
03/10/2017—H Reported Do Pass by House Local Government, Elections, Land Grants & Cultural Affairs.  
03/11/2017—H Opened for floor debate.  
03/11/2017—H Passed 58-0.  
03/16/2017—S Enrolled and engrossed.  
03/16/2017—S Signed by Officers of Senate.  
03/17/2017—H Signed by Officers of House.  
04/06/2017—G Vetoes by the Governor.

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**Bill:** SB82  
**Sponsors:** Ortiz y Pino (D12)  
**Title:** VOID CERTAIN HEALTHCARE AGREEMENTS  
**Summary:** Makes void and unenforceable any provision in a clinical health care services agreement that makes the agreement subject to the laws of another state or requires litigation arising out of the agreement to be conducted in another state. Applies to agreement, renewals or extensions of agreements executed on or after July 1, 2017.  
**History:** 01/17/2017—S Introduced and referred to Senate Public Affairs.  
01/17/2017—S Also referred to Senate Judiciary.  
02/06/2017—S Reported Do Not Pass but Do Pass as substituted as amended by Senate Public Affairs (Sub for SBs 82 & 128).  
02/16/2017—S Reported Do Pass by Senate Judiciary.  
02/21/2017—S Opened for floor debate.  
02/21/2017—S Passed 40-0.  
02/24/2017—H Received in the House and referred to House Health & Human Services.  
02/24/2017—H Also referred to House Judiciary.  
03/11/2017—H Reported Do Pass by House Health & Human Services.  
03/15/2017—H Reported Do Pass by House Judiciary.  
03/18/2017—H Opened for floor debate.  
03/18/2017—H Passed 63-0.  
03/27/2017—S Enrolled and engrossed.  
03/27/2017—S Signed by Officers of Senate.  
03/29/2017—H Signed by Officers of House (03/29/2017: Delivered to Governor).  
04/07/2017—G Signed by the Governor (Laws 2017, Ch. 123).

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**Bill:** SB90  
**Sponsors:** Papen (D38)  
**Title:** CONDITIONAL PRESCRIPTION CERTIFICATES  
**Summary:** Clarifies requirements of a conditional prescription certificate to prescribe psychotropic medications and the types of licensed clinicians who may act as supervising clinicians for a psychologist with a conditional certificate. Clarifies conditions of liability.  
**History:** 01/17/2017—S Introduced and referred to Senate Public Affairs.  
01/17/2017—S Also referred to Senate Judiciary.  
02/03/2017—S Reported Do Pass as amended by Senate Public Affairs.  
02/16/2017—S Reported Do Not Pass but Do Pass as substituted by Senate Judiciary.  
02/17/2017—S Opened for floor debate.  
02/17/2017—S Passed 37-0.  
02/21/2017—H Received in the House and referred to House Health & Human Services.  
03/11/2017—H Reported Do Pass by House Health & Human Services.  
03/15/2017—H Opened for floor debate.  
03/15/2017—H Passed 51-0.  
03/21/2017—S Enrolled and engrossed.  
03/21/2017—S Signed by Officers of Senate.  
03/22/2017—H Signed by Officers of House (03/22/2017: Delivered to Governor).  
04/07/2017—G Pocket vetoed by the Governor.

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**Bill:** SB105  
**Sponsors:** Leavell (R41)  
**Title:** OWN RISK AND SOLVENCY ASSESSMENT ACT  
**Summary:** Cited as the "Own Risk and Solvency Assessment Act," (assessment) establishes a risk management framework to be administered by the New Mexico Superintendent of Insurance (SOI) that requires all insurers domiciled in New Mexico to conduct an assessment and make annual reports regarding the material and relevant risks associated with the insurer's or insurance group's current business plan and the sufficiency of capital resources to support those risks.  
**History:** 01/17/2017—S Introduced and referred to Senate Corporations & Transportation.  
01/17/2017—S Also referred to Senate Judiciary.  
02/06/2017—S Reported Do Pass by Senate Corporations & Transportation.  
03/09/2017—S Reported Do Not Pass but Do Pass as substituted by Senate Judiciary.  
03/11/2017—S Opened for floor debate.

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03/11/2017—S Postponed on third reading.  
03/13/2017—S Opened for floor debate.  
03/13/2017—S Floor amendments adopted (Amendment 1) (Sen. Carroll Leavell) Voice Vote.  
03/13/2017—S Passed 39-0.  
03/13/2017—H Received in the House and referred to House Business & Industry.

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**Bill:** **SB123**  
**Sponsors:** Sharer (R1)  
**Title:** TAX REFORM PACKAGE  
**Summary:** (Similar to 2016 SB145, 2015 SB346 and 2013 SB365) 186-page bill continues the sponsor's effort to reform the state tax system by greatly expanding the gross receipts base to replace the motor vehicle excise, leased vehicle gross receipts and boat excise taxes (which are repealed); lower the state gross receipts tax rate from 5.125% to one percent and governmental gross receipts from five to one percent; provides for a flat-rate personal income tax; repeals the compensating tax, corporate income tax, corporate franchise tax, estate tax and several tax credits; consolidates local option taxes, reducing the maximum permissible rates to 0.5% for municipalities and 0.5% for counties; revises statutes dealing with revenues local governments may pledge to repay indebtedness. All this is effective January 1, 2017.  
**History:** 01/19/2017—S Introduced and referred to Senate Corporations & Transportation.  
01/19/2017—S Also referred to Senate Finance.  
02/23/2017—S Reported without recommendation as amended by Senate Corporations & Transportation.

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**Bill:** **SB128**  
**Sponsors:** Ingle (R27)  
**Title:** NON-COMPETE PROVISIONS FOR NURSE-MIDWIVES AND NURSE PRACTITIONERS UNENFORCEABLE  
**Summary:** Adds nurse practitioners and nurse midwives to the list of health care practitioners against whom a non-compete clause in an agreement becomes unenforceable.  
**History:** 01/19/2017—S Introduced and referred to Senate Public Affairs.  
01/19/2017—S Also referred to Senate Judiciary.  
02/06/2017—S Substituted in Senate Public Affairs by SB82. See SB82 for succeeding entries.

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**Bill:** **SB145**  
**Sponsors:** Candelaria (D26)  
**Title:** HEALTH: SCOPE OF PRACTICE COMMITTEE  
**Summary:** Creates an eight-member Scope of Practice Committee to review areas of the health profession that relate to a proposed statutory change to an existing scope of practice; the proposed regulation of an unregulated health profession; or the proposed establishment of a licensing board. The committee will be staffed by the Legislative Council Service. Four members are appointed by house speaker; four by the Senate Committee's Committee ( if made in interim, then by The President Pro Tem).  
**History:** 01/23/2017—S Introduced and referred to Senate Rules.  
01/23/2017—S Also referred to Senate Judiciary.  
02/22/2017—S Reported Do Pass by Senate Rules.  
03/09/2017—S Reported Do Pass by Senate Judiciary.  
03/11/2017—S Opened for floor debate.  
03/11/2017—S Passed 29-10.  
03/13/2017—H Received in the House and referred to House Judiciary.  
03/15/2017—H Reported Do Pass by House Judiciary.

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**Bill:** **SB152**  
**Sponsors:** Kernan (R42)  
**Title:** HEALTH PROFESSIONAL LOAN REPAYMENT FUNDING FOR PRIMARY CARE PHYSICIANS  
**Summary:** (Related to 2017 HB126 and SB108) Establishes a Physician Excellence Fund and authorizes the Higher Education Department to apply appropriated funds for health professional loan repayment assistance for licensed primary care physicians who practice in designated underserved areas. The fund shall consist of physician and osteopathic physician license application and renewal surcharges (\$100) as well as appropriations, gifts, grants, donations and fund investment income. Money in the fund shall not revert to any other fund at the end of a fiscal year.  
**History:** 01/23/2017—S Introduced and referred to Senate Public Affairs.  
01/23/2017—S Also referred to Senate Finance.

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**Bill:** SB173  
**Sponsors:** Brandt (R40)  
**Title:** PALLIATIVE CARE ADVISORY COUNCIL  
**Summary:** Creates Palliative Care Advisory Council to advise Department of Health, Office of the Superintendent of Insurance and legislative committees with primary jurisdiction over health matters on the establishment, maintenance, operation and outcomes evaluation of palliative care initiatives in the state to increase awareness of, access to and use of palliative care services. Establishes statewide Viva La Vida Program to educate patients, family caregivers and health care providers about improving quality of life through the provision of palliative care.  
**History:** 01/24/2017—S Introduced and referred to Senate Public Affairs.  
01/24/2017—S Also referred to Senate Rules.  
01/24/2017—S Also referred to Senate Finance.  
02/08/2017—S Reported Do Pass as amended by Senate Public Affairs.  
02/15/2017—S Reported Do Pass as amended by Senate Rules.  
02/28/2017—S Reported Do Not Pass but Do Pass as substituted by Senate Finance.  
03/01/2017—S Opened for floor debate.  
03/01/2017—S Passed 25-0.  
03/02/2017—H Received in the House and referred to House State Government, Indian and Veteran Affairs.  
03/02/2017—H Also referred to House Health & Human Services.  
03/15/2017—H Reported Do Pass by House State Government, Indian and Veteran Affairs.

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**Bill:** SB177  
**Sponsors:** McSorley (D16)  
**Title:** AMEND LYNN AND ERIN COMPASSIONATE USE ACT  
**Summary:** Expands eligibility to become a qualified patient to use medical cannabis; provides presumption of eligibility, reciprocity for patients eligible in other states, three-year certification of eligibility, a longer list of qualifying medical conditions, and a 24-hour time limit within which the Department of Health must act on an application. Establishes fees for licensed producers and makes provision in law, rather than DOH rule, for an adequate supply of cannabis. Ensures that participation in the medical cannabis program shall not, in itself, constitute grounds for removal and placement of children into state custody under the Abuse and Neglect Act, or of state prevention, diversion or intervention services under the Family Services Act. Provides that a person's participation in the state's medical cannabis program shall not in itself constitute grounds for refusing to allow the person to receive an organ or tissue donation.  
**History:** 01/24/2017—S Introduced and referred to Senate Public Affairs.  
01/24/2017—S Also referred to Senate Judiciary.  
01/27/2017—S Reported Do Not Pass but Do Pass as substituted by Senate Public Affairs.  
02/09/2017—S Reported Do Not Pass but Do Pass as substituted by Senate Judiciary.  
02/13/2017—S Opened for floor debate.  
02/13/2017—S Floor amendments adopted (Amendment 1) (Sen. Cisco McSorley) Voice Vote.  
02/13/2017—S Passed 29-11.  
02/14/2017—H Received in the House and referred to House Health & Human Services.  
02/14/2017—H Also referred to House Judiciary.  
03/03/2017—H Reported Do Pass by House Health & Human Services.  
03/15/2017—H Reported Do Pass as amended by House Judiciary.

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**Bill:** SB180  
**Sponsors:** Ortiz y Pino (D12)  
**Title:** REGULATION OF BIO-SIMILAR PRODUCTS  
**Summary:** Amends the New Mexico Drug, Device and Cosmetic Act to provide for regulation of biosimilar products. Authorizes a pharmacist to dispense an equivalent product that is lower in cost than the prescribed biological product unless the prescribing practitioner prohibits the substitution or the patient requests otherwise.  
**History:** 01/25/2017—S Introduced and referred to Senate Public Affairs.  
01/25/2017—S Also referred to Senate Corporations & Transportation.  
02/13/2017—S Reported Do Pass as amended by Senate Public Affairs.  
02/21/2017—S Reported Do Not Pass but Do Pass as substituted by Senate Corporations & Transportation.  
02/23/2017—S Opened for floor debate.  
02/23/2017—S Floor amendments adopted (Amendment 1) (Sen. Gerald Ortiz y Pino) Voice Vote.

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02/23/2017—S Passed 39-0.  
02/24/2017—H Received in the House and referred to House Business & Industry.  
02/24/2017—H Also referred to House Judiciary.  
03/11/2017—H Reported Do Pass by House Business & Industry.

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**Bill: SB189**

**Sponsors:** Ortiz y Pino (D12)

**Title:** ELECTRONIC HEALTH RECORDS ACT

**Summary:** Cited as the Electronic Health Records Act, provides for the use, disclosure and protection of electronic health records. Requires the Department of Health to develop a plan for the interoperability of electronic health records across health care providers statewide. Requires participation in a statewide interoperable integrated health information exchange. Limits liability for participation in a health information exchange. Prohibits providers, health information organizations, health information exchanges or group health purchasers to use or disclose health care information in an individual's electronic health record without consent of the individual, except as allowed by state or federal law. Provides for criminal penalties.

**History:** 01/25/2017—S Introduced and referred to Senate Public Affairs.

01/25/2017—S Also referred to Senate Judiciary.

01/25/2017—S Also referred to Senate Finance.

02/10/2017—S Reported Do Pass as amended by Senate Public Affairs.

03/02/2017—S Reported Do Not Pass but Do Pass as substituted by Senate Judiciary.

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**Bill: SB217**

**Sponsors:** Papen (D38)

**Title:** MEDICAID ACCESS, DISPUTES & FRAUD

**Summary:** (Similar to 2015 SB55) Cited as the Medicaid Managed Care and Provider Act. Clarifies the definition of Medicaid fraud; defines "overpayment" and "credible allegation of fraud;" establishes rights and remedies of Medicaid providers and subcontractors for alleged overpayments or credible allegation of fraud; provides for Administrative Law Judges; establishes procedures to resolve overpayment disputes; provides for judicial review of a credible allegation of fraud determination.

**History:** 01/26/2017—S Introduced and referred to Senate Judiciary.

01/26/2017—S Also referred to Senate Finance.

02/09/2017—S Reported Do Pass by Senate Judiciary.

02/24/2017—S Reported Do Pass by Senate Finance.

02/27/2017—S Opened for floor debate.

02/27/2017—S Passed 31-9.

02/28/2017—H Received in the House and referred to House Health & Human Services.

02/28/2017—H Also referred to House Judiciary.

03/13/2017—H Reported Do Pass by House Health & Human Services.

03/15/2017—H Reported Do Pass by House Judiciary.

03/16/2017—H Opened for floor debate.

03/16/2017—H Passed 67-0.

03/22/2017—S Enrolled and engrossed.

03/22/2017—S Signed by Officers of Senate.

03/23/2017—H Signed by Officers of House (03/23/2017: Delivered to Governor).

04/07/2017—G Pocket vetoed by the Governor.

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**Bill: SB231**

**Sponsors:** Morales (D28)

**Title:** BOOSTS CIGARETTE TAX AND TAXES E-CIGARETTES UNDER TOBACCO PRODUCTS TAX

**Summary:** Increases the cigarette tax by \$1.50 per pack, from \$1.66 to \$3.16 per pack. Raises the tobacco products tax from 25 percent of wholesale price to 76 percent and defines e-cigarettes to be "tobacco products".

**History:** 01/27/2017—S Introduced and referred to Senate Corporations & Transportation.

01/27/2017—S Also referred to Senate Finance.

02/23/2017—S Reported Do Pass as amended by Senate Corporations & Transportation.

03/08/2017—S Reported without recommendation as amended by Senate Finance.

03/08/2017—S Opened for floor debate.

03/08/2017—S Floor amendments adopted (Amendment 1) (Sen. Howie Morales) Voice Vote.

03/08/2017—S Passed 24-16.

03/10/2017—H Received in the House and referred to House Health & Human Services.

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03/10/2017—H Also referred to House Taxation & Revenue.  
03/14/2017—H Reported Do Pass by House Health & Human Services.

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**Bill:** **SB240**  
**Sponsors:** Kernan (R42)  
**Title:** HEALTH PROFESSIONAL LOAN REPAYMENT FUNDING  
**Summary:** (Almost identical to SB152, Related to 2017 HB126, SB108) Creates a Physician Excellence Fund and authorizes the Higher Education Department to apply appropriated funds for health professional loan repayment assistance for licensed primary care physicians who practice in designated underserved areas.  
**History:** 01/27/2017—S Introduced and referred to Senate Public Affairs.  
01/27/2017—S Also referred to Senate Finance.  
02/15/2017—S Reported Do Pass by Senate Public Affairs.  
02/27/2017—S Reported Do Pass by Senate Finance.  
03/02/2017—S Opened for floor debate.  
03/02/2017—S Passed 39-0.  
03/03/2017—H Received in the House and referred to House Health & Human Services.  
03/03/2017—H Also referred to House Appropriations & Finance.  
03/13/2017—H Reported Do Pass by House Health & Human Services.  
03/15/2017—H Committee referrals changed.  
03/15/2017—H Referral withdrawn from House Appropriations & Finance.  
03/18/2017—H Opened for floor debate.  
03/18/2017—H Passed 64-0.  
03/27/2017—S Enrolled and engrossed.  
03/27/2017—S Signed by Officers of Senate.  
03/28/2017—H Signed by Officers of House (03/27/2017: Delivered to Governor).  
04/07/2017—G Pocket vetoed by the Governor.

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**Bill:** **SB318**  
**Sponsors:** McSorley (D16)  
**Title:** INCLUDE E-CIGARETTES IN CLEAN INDOOR AIR ACT  
**Summary:** (Almost identical to 2016 SB289) Amends the Dee Johnson Clean Indoor Air Act to include the smoking of e-cigarettes, thereby prohibiting smoking in indoor public places or workplaces.  
**History:** 02/02/2017—S Introduced and referred to Senate Public Affairs.  
02/02/2017—S Also referred to Senate Judiciary.  
02/22/2017—S Reported Do Not Pass but Do Pass as substituted by Senate Public Affairs.  
03/04/2017—S Reported Do Pass by Senate Judiciary.  
03/07/2017—S Opened for floor debate.  
03/07/2017—S Passed 30-10.  
03/07/2017—H Received in the House and referred to House Health & Human Services.  
03/07/2017—H Also referred to House Judiciary.  
03/14/2017—H Reported Do Pass by House Health & Human Services.  
03/16/2017—H Reported Do Pass by House Judiciary.  
03/17/2017—H Opened for floor debate.  
03/17/2017—H Floor amendments adopted (Amendment 1) (Rep. Gail Chasey).  
03/17/2017—H Passed 50-12.  
03/18/2017—S Senate concurred with House amendments.  
03/27/2017—S Enrolled and engrossed.  
03/27/2017—S Signed by Officers of Senate.  
03/29/2017—H Signed by Officers of House (03/29/2017: Delivered to Governor).  
04/07/2017—G Pocket vetoed by the Governor.

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**Bill:** **SB319**  
**Sponsors:** McSorley (D16)  
**Title:** PROHIBITS SALE OF E-CIGARETTES TO MINORS  
**Summary:** (Similar to 2015 SB360, SB433) Amends the Tobacco Products, E-Cigarette and Nicotine Liquid Container Act to ban the sale of tobacco products, e-cigarettes or nicotine liquid containers to persons under 21 years of age. Defines tobacco products. Provides penalties.  
**History:** 02/02/2017—S Introduced and referred to Senate Public Affairs.  
02/02/2017—S Also referred to Senate Judiciary.

**Bill:** **SB457**  
**Sponsors:** Smith (D35)  
**Title:** OVERHAULING STATE TAXATION OF HEALTH CARE PRACTITIONERS AND INSTITUTIONS  
**Summary:** (Similar to SB433, SB448 and SB451) Adjusts the exemptions and deductions for health care providers so that more is subject to either the state and local gross receipts taxes or governmental gross receipts tax. Changes distribution of the revenues.  
**History:** 02/16/2017—S Introduced and referred to Senate Corporations & Transportation.  
02/16/2017—S Also referred to Senate Finance.

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**Bill:** **SB463**  
**Sponsors:** Kernan (R42)  
**Title:** OSTEOPATHIC PHYSICIAN LICENSING  
**Summary:** Amends the Medical Practice Act to provide for licensure and regulation by the New Mexico Medical Board of osteopathic physicians and osteopathic physician assistants. Transfers personnel (1.5 FTE position), records and references in law of the Board of Osteopathic Medicine to the New Mexico Medical Board. Repeals the Osteopathic Medicine Act.  
**History:** 02/16/2017—S Introduced and referred to Senate Public Affairs.  
02/16/2017—S Also referred to Senate Judiciary.

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**Bill:** **SB469**  
**Sponsors:** Neville (R2)  
**Title:** NEW MEXICO INSURANCE POOL ASSESSMENTS AND POLICY ELIGIBILITY  
**Summary:** (Similar to HB316) Cuts the credits for insurance pool members for the 2016 pool assessment year and eliminates them for all following pool assessment years. Individuals receiving subsidized insurance coverage through the New Mexico Health Insurance Exchange or commercial insurance will no longer be eligible for coverage by the pool.  
**History:** 02/16/2017—S Introduced and referred to Senate Corporations & Transportation.  
02/16/2017—S Also referred to Senate Finance.

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**Bill:** **SJM28**  
**Sponsors:** Rue (R23)  
**Title:** MEDICAL AND OSTEOPATHIC BOARD PUBLIC REPORTS  
**Summary:** Requests that the NM Medical Board and the Board of Osteopathic Medicine be requested to convene a task force to report findings and recommendations to the Legislative Health and Human Services Committee and the Legislative Finance Committee for improving the reporting on the boards' websites by October 1, 2017.  
**History:** 02/22/2017—S Introduced and referred to Senate Rules.  
02/22/2017—S Also referred to Senate Public Affairs.  
03/06/2017—S Reported Do Pass by Senate Rules.  
03/13/2017—S Reported Do Pass by Senate Public Affairs.  
03/14/2017—S Opened for floor debate.  
03/14/2017—S Passed 34-0.  
03/15/2017—H Received in the House and referred to House Health & Human Services.

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**Bill:** **SM133**  
**Sponsors:** Kernan (R42)  
**Title:** STUDY MERGER OF MEDICAL AND OSTEOPATHIC MEDICINE BOARD  
**Summary:** Requests the New Mexico Medical Board and the Board of Osteopathic Medicine and other stakeholders to meet and consider options for merging the Board of Osteopathic Medicine into the New Mexico Medical Board.  
**History:** 03/04/2017—S Introduced and referred to Senate Rules.  
03/04/2017—S Also referred to Senate Public Affairs.  
03/15/2017—S Reported Do Not Pass but Do Pass as substituted by Senate Rules.  
03/16/2017—S Reported Do Pass by Senate Public Affairs.