



### Doctor of the Day

Thanks to Dr. Caline Cone who volunteered as Doctor of the Day this week.

If you're interested in volunteering as Doctor of the Day, please click [NMAFP Calendly](#) to sign up.

### Legislation Related to NMAFP Priorities

(Click [here](#) to see priorities from February 1<sup>st</sup> Update)

#### Recruit and Retain Physicians:

##### **HB 393: Recruit and Retain Health Providers (Rep. Tara Lujan)**

**Action:** Do Pass in Health and Human Services on February 24<sup>th</sup>.

**Current Assignment:** House Appropriations Committee

This bill would appropriate \$5 million for the next two years to NMDOH's Health Service Corps to support the recruitment and retention of health care providers who treat rural or underserved populations or patients of Federally Qualified Health Centers. Click [here](#) to see the bill's FIR.

##### **HB 15: Healthcare Strategic Recruitment Program (Rep. Marianna Anaya)**

**Action:** Do Pass in House Appropriations and Finance Committee on February 28<sup>th</sup>.

**Current Assignment:** House Floor Calendar

This bill would appropriate \$2 million to the Workforce Solutions Department to create a healthcare strategic recruitment program designed to recruit persons who have graduated within the last 10 years with a degree or certificate in a healthcare profession from a post-secondary institution in New Mexico but are not currently working in healthcare in New Mexico. Click [here](#) to see the bill's Fiscal Impact Report.

##### **SB 380: Physician Graduate Medical Education Trust Fund (Sen. Pete Campos)**

**Action:** Do Pass in Senate Education Committee February 21<sup>st</sup>.

**Assignment:** Senate Finance Committee

This bill would establish the Physician Graduate Medical Education Trust Fund and the Physician Graduate Medical Education Program Fund to support residency programs in rural and underserved areas. Click [here](#) to see the bill's FIR.

**HB 243: Interstate Medical Licensure Compact (Rep. Marian Mathews)**

**Action:** Do Pass in House Health and Human Services Committee on February 14<sup>th</sup>.

**Current Assignment:** House Judiciary Committee hearing on March 3<sup>rd</sup>.

According to the bill's [HB243 FIR](#), this bill "enacts the Interstate Medical Licensure Compact in New Mexico, allowing physicians to apply for an expedited medical license in multiple states that are members of the compact."

**SB 172: Immigrant Healthcare Workforce Development (Sen. Linda Trujillo)**

**Action:** No scheduled hearings to date.

**Current Assignment:** Senate Health and Public Affairs Committee

This bill would create the Immigrant Healthcare Workforce Development Act with the task to create an accelerated immigrant primary care physician readiness pathway. Click [here](#) to see the bill's FIR

**SB 46: Interstate Medical Licensure Compact (Sen. Linda Trujillo)**

**Action:** Do Pass in Senate Health and Public Affairs Committee on February 23<sup>rd</sup>.

**Current Assignment:** Senate Judiciary Committee

According to the bill's Fiscal Impact Report ([SB46 FIR](#)) "Senate Bill 46 enables New Mexico to join an interstate medical licensing compact, adopting its rules and bylaws. This would increase allopathic or osteopathic physicians' ability to achieve an expedited license to practice in New Mexico if they already held a license in another compact state."

**HB 512: Medical Residency Loan Repayment Act (Rep. Gail Armstrong)**

**Action:** No scheduled hearings to date.

**Current Assignment:** House Education Committee

This bill would appropriate \$3 million to create the Medical Residency Loan Repayment Fund. Awards would be made to certain medical residents and fellows.

**HB 562: Independent Health Provider Reimbursement (Rep. Luis Terrazas)**

**Action:** No scheduled hearings to date.

**Current Assignment:** House Health and Human Services Committee

This bill would appropriate \$3 million to increase Medicaid reimbursement rates for independent rural healthcare providers.

**Medical Malpractice Reform:**

**SB 176: Medical Malpractice Changes (Sen. Martin Hickey)**

**Action:** No scheduled hearings to date.

**Current Assignment:** Senate Health and Public Affairs Committee

This bill would make changes to the Medical Malpractice Act. The proposed changes

are to:

- Require payments from the Patient's Compensation Fund to be made as expenses are incurred,
- Require 75% of the punitive damages awarded in a medical malpractice claim to be awarded to the State,
- Limit attorney fees in malpractice claims,
- Create a Patient Safety Improvement Fund

**SB 224: Superintendent of Insurance and Medical Malpractice (Sen. Linda Trujillo)**

**Action:** No scheduled hearings to date.

**Current Assignment:** Senate Health and Public Affairs Committee

This bill would allow the Superintendent of Insurance to intervene in mediation and court proceedings that involve the Medical Malpractice Act. Click [here](#) to see the bill's FIR.

**SB 444: Medical Malpractice Damage Determination (Sen. Pat Woods)**

**Action:** No scheduled hearings to date.

**Current Assignment:** Senate Health and Public Affairs Committee

This bill would amend the Medical Malpractice Act allowing a Judge to determine the amount of punitive damages awarded in a medical malpractice case.

**SB 449: Medical Malpractice Changes (Sen. Larry Scott)**

**Action:** No scheduled hearings to date.

**Current Assignment:** Senate Health and Public Affairs Committee

This bill would make the following changes to the Medical Malpractice Act:

- Revise where medical malpractice suits may be filed,
- How damages and future medical expenses are paid from the Patient's Compensation Fund,
- Caps attorney fees,
- Directs a majority of punitive damages to the state for patient safety improvements,
- Excludes hospital-related claims to be paid from the Patient Compensation Fund for injuries occurring after 2026.

**Pharmaceutical Cost Containment:**

**HB 78: Prohibit Discrimination Against 340B Entities (Rep. Elizabeth Thompson)**

**Action:** Do Pass in House Judiciary Committee on February 26<sup>th</sup>.

**Current Assignment:** House Floor Calendar

According to the bill's ([HB78 FIR](#)), House Bill 78 "proposes changes to the insurance

code to prevent insurance companies from interfering with 340B-covered entities' ability to acquire, deliver or dispense medication under the federal 340B program..."

## **Gross Receipts Tax and Medicaid Reimbursement**

### **HB 2: The General Appropriations Act of 2025**

In its current form, HB 141 has roughly \$8.8 million in additional funding for Medicaid to continue the provider rate increase adjustments. We will monitor any changes to this amount. See page 93 lines 4-7.

### **HB 344: Healthcare Equipment Gross Receipts (Rep. Dayan Hochman-Vigil)**

**Action:** Do Pass in House Health and Human Services Committee on February 26th.

**Assignment:** House Taxation and Revenue Committee hearing on March 3<sup>rd</sup>.

This bill "provides gross receipts tax deductions for the sale of medical equipment, supplies, and drugs and for most healthcare services, excluding those for Medicaid patients, for nonhospital healthcare practitioners. The bill also removes the sunset date for deductions on co-payments or deductibles paid by insured individuals to healthcare practitioners and extends deductions to payments from patients for services not contracted through managed care organizations or insurers. Additionally, it mandates that healthcare providers receiving Medicaid reimbursement be reimbursed for all applicable gross receipts taxes through their contracts with MCOs". Click [here](#) to see the bill's FIR.

### **SB 249: Healthcare Provider Gross Receipts (Sen. Craig Brandt)**

**Action:** Do Pass in Senate Finance Committee on March 1<sup>st</sup>.

**Assignment:** Senate Floor Calendar

This bill would mandate that healthcare providers receiving Medicaid reimbursements in New Mexico must also be reimbursed for any gross receipts taxes they are required to pay. Click [here](#) to see the bill's FIR.

### **SB 455: Health Practitioner Coinsurance GRT (Sen. Craig Brandt)**

**Action:** Referred for consideration in the Tax Omnibus Bill

This bill would provide a tax deduction income received from qualified healthcare services.

### **SB 296: Physician Income Tax (Sen. Nicole Tobiassen)**

**Action:** Referred for consideration in the Tax Omnibus Bill

This bill would create a \$50 thousand refundable tax credit for physicians with medical school or dental school debt. The taxpayer can receive the tax credit for 5 consecutive years. Click [here](#) to see the bill's FIR.

**SB 298: 10-Year Exempt Health Practitioners from Tax (Sen. Nicole Tobiasen)**

**Action:** Referred for consideration in the Tax Omnibus Bill

This bill would provide a 10-year exemption from income tax for certain health care practitioners for income from providing health care in New Mexico within the scope of the practitioner's practice. Click [here](#) to see the bill's FIR.

**Other Health-Related Legislation**

BEHAVIORAL HEALTH

**SB 1: Behavioral Health Trust Fund (Sen. George Munoz)**

**Action:** Signed by the Governor on February 27<sup>th</sup>.

This bill creates the Behavioral Health Trust Fund. (Amount of initial contribution is unknown at the time of this update) The program fund will be administered by Health Care Authority (HCA), subject to appropriation by the Legislature, to provide money for services and programs related to behavioral health. Click [here](#) to see the bill's FIR.

**SB 2: Public Health and Safety Initiatives (Sen. Benny Shendo)**

**Action:** Do Pass in Senate Finance Committee on February 12<sup>th</sup>. Passed a Senate Floor vote 37-4 on February 14<sup>th</sup>.

**Assignment:** House Appropriations and Finance Committee

According to the bill's FIR, SB 2 "appropriates \$140 million from the general fund to the Administrative Office of the Courts, the Health Care Authority, the Corrections Department, the Department of Public Safety, the University of New Mexico, the Department of Health, and the Department of Finance and Administration for the purpose of providing appropriations linked to the activities in the propose Behavioral Health Reform and Investment Act (Senate Bill 3)." Click [here](#) to see SB2 FIR

**SB 3: Behavioral Health Reform & Investment Act (Sens. Peter Wirth/Mimi Stewart)**

**Action:** Signed by the Governor on February 27<sup>th</sup>.

According to [\(SB3 FIR\)](#), this bill "directs the Administrative Office of the Courts (AOC) to designate behavioral health regions, coordinate regional meetings, complete sequential intercept resource mapping detailing how individuals come into contact and move through the criminal justice system, and coordinate the development of regional behavioral health plans."

MERGERS AND ACQUISITIONS

**SB 14: Healthcare Consolidation and Transparency Act (Sen. Katy Duhigg)**

**Action:** A Committee Substitute for SB 14 was referred out of Senate Health and Public Affairs Committee "Without Recommendation" to Senate Judiciary Committee

on February 12<sup>th</sup>.

**Assignment:** Senate Judiciary Committee

According to the bill's FIR, "Senate Bill 14 ([SB14 FIR](#)) creates a process that allows the Office of Superintendent of Insurance (OSI) to review proposed transactions (e.g., acquisitions, mergers) that materially change the control of a New Mexico healthcare entity and could negatively impact the availability, accessibility, affordability, and quality of care for New Mexicans."

**SB 389: Extend Health Care Consolidation Act Repeal (Sen. Martin Hickey)**

**Action:** No scheduled hearings to date.

**Current Assignment:** Senate Health and Public Affairs Committee

This bill would extend the repeal date of the Health Care Consolidation Oversight Act from July 1, 2025 to July 1, 2026. The Health Care Consolidation Oversight Act was established by passage of Senate Bill 15 in the 2024 Legislative Session.

HEALTH SECURITY FOR NEW MEXICANS

**HB 349: Healthcare Expenditure Database (Rep. Eleanore Chavez)**

**Action:** No scheduled hearings to date.

**Current Assignment:** House Health and Human Services Committee

This bill would appropriate \$500 thousand to the Department of Health for development of a Total Healthcare Expenditure Database. Click [here](#) to see the bill's FIR.

**HB 350: Healthcare Cost Driver Analysis (Rep. Eleanore Chavez)**

**Action:** No scheduled hearings to date.

**Current Assignment:** House Health and Human Services Committee

This bill would appropriate \$1 million to the Legislative Health and Human Services Interim Committee to continue to analyze and develop solutions to address key health care cost drivers.

PRIOR AUTHORIZATIONS

**HB 461: Prior Authorizations Process Exemptions (Rep. Doreen Gallegos)**

**Action:** Do Pass in House Health and Human Services Committee on February 28<sup>th</sup>.

**Current Assignment:** House Judiciary Committee

This bill would allow healthcare providers to request an exemption from prior authorizations. According to the bill's FIR, "If a healthcare provider, in the past six-month evaluation period, has had ninety percent of prior authorizations approved for a service, the provider may request an exemption from prior authorization." Click [here](#) to see the bill's FIR.

## MEDICATIONS FOR OPIOID USE DISORDER

### **HB 152: Medically Assisted Treatment for Juveniles (Rep. Eleanore Chavez)**

**Action:** Do Pass in House Health and Human Services Committee on February 7<sup>th</sup>.

**Current Assignment:** House Appropriations Committee

This bill would require “that by the end of fiscal year 2026, the Department of Health (DOH), the Health Care Authority (HCA), and the Children, Youth and Families Department (CYFD) do not operate or contract with any facilities that restrict the use of medication-assisted treatment (MAT) for the treatment of substance use disorder in minor patients. Additionally, as of July 1, 2026, any facility that restricts the use of MAT will not be eligible for reimbursement from the state’s Medicaid program for services rendered to minors.” Click [here](#) to see the bill’s FIR

## MEDICAID

### **SB 88: Medicaid Trust Fund & State Supported Fund (Sen. George Munoz)**

**Action:** Do Pass in Senate Finance Committee March 1<sup>st</sup>.

**Current Assignment:** Senate Floor Calendar

This bill would appropriate \$300 million to create a new Medicaid trust fund. Click [here](#) to see the bill’s FIR.

## SCOPE OF PRACTICE

### **HB 189: Chiropractic Licensing Changes (Rep. Dayan Hochman-Vigil)**

**Action:** This bill was withdrawn indefinitely by the sponsor on February 10<sup>th</sup>.

This bill would amend the Chiropractic Physician Practice Act to allow, after additional education requirements, level one and level two advanced practice chiropractic physicians to prescribe, administer, or dispense dangerous drugs, including Schedule II through V controlled substances. Click [here](#) to see HB 189 FIR

### **HB 266: Supervision of Physician Assistants (Rep. Jenifer Jones)**

**Action:** This bill was withdrawn indefinitely by the sponsor on February 17<sup>th</sup>.

This bill would eliminate the requirement that to practice medicine in New Mexico, a physician assistant must have established a supervising or collaborating relationship with a licensed physician.

### **HB 267: Physician Assistants Supervising Others (Rep. Jenifer Jones)**

**Action:** This bill was withdrawn indefinitely by the sponsor on February 17<sup>th</sup>.

This bill would allow certain physician assistants to supervise other physician assistants in the absence of a supervising physician.