



The Legislature
of the
State of New Mexico

50th Legislature, 2nd Session

LAWS 2012

CHAPTER _____

SENATE MEMORIAL 67

Introduced by

SENATOR TIMOTHY Z. JENNINGS



1 A MEMORIAL

2 REQUESTING THAT THE NEW MEXICO OFFICE OF HEALTH CARE REFORM
3 REPORT TO AND CONSULT WITH THE LEGISLATURE ABOUT EXPENDITURES
4 AND ACTIVITIES PURSUANT TO THE THIRTY-FOUR-MILLION-
5 TWO-HUNDRED-THOUSAND-DOLLAR (\$34,200,000) FEDERAL HEALTH
6 INSURANCE EXCHANGE ESTABLISHMENT GRANT.

7
8 WHEREAS, on March 23, 2010, the federal Patient
9 Protection and Affordable Care Act of 2010, also known as the
10 Affordable Care Act, was signed into law; and

11 WHEREAS, the Affordable Care Act requires each state to
12 set up a health insurance exchange by 2014; and

13 WHEREAS, states must demonstrate readiness to operate a
14 health insurance exchange by January 1, 2013 or, as provided
15 for in the Affordable Care Act, the federal government will
16 establish a health insurance exchange for the state; and

17 WHEREAS, in November 2011, the New Mexico office of
18 health care reform applied for a level-one health insurance
19 exchange establishment grant from the United States
20 department of health and human services to establish a health
21 insurance exchange in New Mexico; and

22 WHEREAS, the United States department of health and
23 human services awarded New Mexico a level-one health
24 insurance exchange establishment grant in the amount of
25 approximately thirty-four million two hundred thousand

1 dollars (\$34,200,000) for a one-year period through November
2 29, 2012; and

3 WHEREAS, the purposes of the establishment grant are to
4 develop and implement a multi-year exchange business and
5 operation plan, amend state laws and develop capacity in core
6 areas identified by the United States department of health
7 and human services that are necessary to achieve health
8 insurance exchange certification by January 2013; and

9 WHEREAS, the United States department of health and
10 human services has issued guidance stating that an important
11 milestone toward implementing a health insurance exchange is
12 to establish a governance structure in consultation with
13 stakeholders; and

14 WHEREAS, the New Mexico legislature must enact
15 legislation to establish the necessary legal authority for a
16 health insurance exchange; and

17 WHEREAS, it is important that the legislature be
18 regularly informed and consulted with about the state's
19 activities under the establishment grant;

20 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE
21 STATE OF NEW MEXICO that the New Mexico office of health care
22 reform be requested to provide periodic reports throughout
23 calendar year 2012 on expenditures made and activities
24 performed pursuant to the health insurance exchange
25 establishment grant to the interim legislative health and

1 human services committee, the legislative finance committee
2 and any other legislative committee or work group designated
3 to oversee health care reform implementation efforts in New
4 Mexico; and

5 BE IT FURTHER RESOLVED that the New Mexico office of
6 health care reform be requested to inform and consult with
7 the interim legislative health and human services committee
8 and any other legislative committee or work group designated
9 to oversee health care reform implementation efforts in the
10 state about the office's activities to fulfill the federal
11 health insurance exchange establishment grant obligations,
12 which include developing the state's capacity in the
13 following core areas identified by the United States
14 department of health and human services:

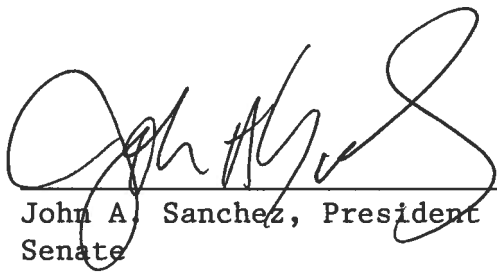
- 15 A. background research;
- 16 B. stakeholder consultation;
- 17 C. legislative and regulatory action;
- 18 D. governance;
- 19 E. program integration;
- 20 F. exchange information technology systems;
- 21 G. financial management;
- 22 H. oversight and program activity;
- 23 I. health insurance market reforms;
- 24 J. assistance to consumers and small businesses,
- 25 coverage appeals and complaints; and

1 K. the business operations of the exchange; and

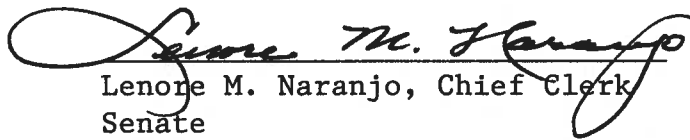
2 BE IT FURTHER RESOLVED that copies of this memorial be
3 transmitted to the governor and the director of the New Mexico
4 office of health care reform. _____

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John A. Sanchez, President
Senate



Lenore M. Naranjo, Chief Clerk
Senate