

The Legislature
of the
State of New Mexico

52nd Legislature, 1st Session

LAWS 2015

CHAPTER 61

HOUSE APPROPRIATIONS AND FINANCE COMMITTEE

SUBSTITUTE FOR HOUSE BILL 212

Introduced by



CHAPTER 61

AN ACT

RELATING TO PUBLIC ASSISTANCE; AMENDING A SECTION OF THE PUBLIC HEALTH ACT AND ENACTING A NEW SECTION OF THE PUBLIC ASSISTANCE ACT TO REQUIRE MEDICAL ASSISTANCE REIMBURSEMENT FOR CRISIS TRIAGE CENTER SERVICES; ENACTING A TEMPORARY PROVISION TO REQUIRE DEPARTMENT OF HEALTH RULEMAKING.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 24-1-2 NMSA 1978 (being Laws 1973, Chapter 359, Section 2, as amended by Laws 2007, Chapter 325, Section 6 and by Laws 2007, Chapter 326, Section 1) is amended to read:

"24-1-2. DEFINITIONS.--As used in the Public Health Act:

A. "crisis triage center" means a health facility that:

(1) is licensed by the department of health;
(2) is not physically part of an inpatient hospital or included in a hospital's license; and

(3) provides stabilization of behavioral health crises, including short-term residential stabilization;

B. "department" or "division" means the children, youth and families department as to child care centers, residential treatment centers that serve persons up to twenty-one years of age, community mental health centers that

1 serve only persons up to twenty-one years of age, day
2 treatment centers that serve persons up to twenty-one years of
3 age, shelter care homes and those outpatient facilities that
4 are also community-based behavioral health facilities serving
5 only persons up to twenty-one years of age and the department
6 of health as to all other health facilities, unless otherwise
7 designated;

8 C. "director" means the secretary;

9 D. "health facility" means a public hospital,
10 profit or nonprofit private hospital, general or special
11 hospital, outpatient facility, crisis triage center, maternity
12 home or shelter, adult daycare facility, nursing home,
13 intermediate care facility, boarding home not under the
14 control of an institution of higher learning, child care
15 center, shelter care home, diagnostic and treatment center,
16 rehabilitation center, infirmary, community mental health
17 center that serves both children and adults or adults only,
18 residential treatment center that serves persons up to twenty-
19 one years of age, community mental health center that serves
20 only persons up to twenty-one years of age and day treatment
21 center that serves persons up to twenty-one years of age or a
22 health service organization operating as a freestanding
23 hospice or a home health agency. The designation of these
24 entities as health facilities is only for the purposes of
25 definition in the Public Health Act and does not imply that a

1 freestanding hospice or a home health agency is considered a
2 health facility for the purposes of other provisions of state
3 or federal laws. "Health facility" also includes those
4 facilities that, by federal regulation, must be licensed by
5 the state to obtain or maintain full or partial, permanent or
6 temporary federal funding. It does not include the offices
7 and treatment rooms of licensed private practitioners;

8 E. "person", when used without further
9 qualification, means an individual or any other form of entity
10 recognized by law; and

11 F. "secretary" means the secretary of children,
12 youth and families as to child care centers, residential
13 treatment centers that serve persons up to twenty-one years of
14 age, community mental health centers that serve only persons
15 up to twenty-one years of age, day treatment centers that
16 serve persons up to twenty-one years of age, shelter care
17 homes and those outpatient facilities that are also community-
18 based behavioral health facilities serving only persons up to
19 twenty-one years of age and the secretary of health as to all
20 other health facilities."

21 **SECTION 2.** A new section of the Public Assistance Act
22 is enacted to read:

23 "CRISIS TRIAGE CENTER--MEDICAL ASSISTANCE
24 REIMBURSEMENT.--

25 A. In accordance with federal law, the secretary

1 shall adopt and promulgate rules to establish a reimbursement
2 rate for services provided to recipients of state medical
3 assistance at a crisis triage center.

4 B. As used in this section, "crisis triage center"
5 means a health facility that:

- 6 (1) is licensed by the department of health;
7 (2) is not physically part of an inpatient
8 hospital or included in a hospital's license; and
9 (3) provides stabilization of behavioral
10 health crises, including short-term residential
11 stabilization."

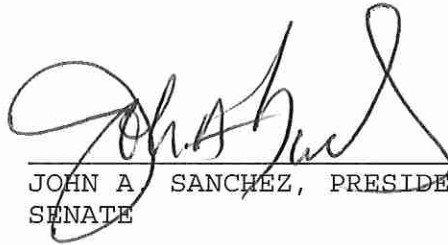
12 SECTION 3. TEMPORARY PROVISION--CRISIS TRIAGE CENTERS--
13 DEPARTMENT OF HEALTH RULEMAKING.--By July 1, 2016, the
14 department of health shall adopt and promulgate rules relating
15 to the licensure of crisis triage centers pursuant to this
16 act. _____



DON TRIPP, SPEAKER
HOUSE OF REPRESENTATIVES



DENISE RAMONAS, CHIEF CLERK
HOUSE OF REPRESENTATIVES

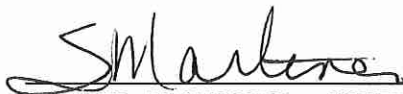


JOHN A. SANCHEZ, PRESIDENT
SENATE



LENORE M. NARANJO, CHIEF CLERK
SENATE

Approved by me this 7th day of April, 2015



SUSANA MARTINEZ, GOVERNOR
STATE OF NEW MEXICO