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State of New Mexico
Health Care Authority
Human Services Register

I. DEPARTMENT
NEW MEXICO HEALTH CARE AUTHORITY

II. SUBJECT
8.310.2 NMAC, HEALTH CARE PROFESSIONAL SERVICES, GENERAL BENEFIT DESCRIPTION

III. PROGRAM AFFECTED
(TITLE XIX) MEDICAID

IV. ACTION
PROPOSED RULE

V. BACKGROUND SUMMARY

The New Mexico Health Care Authority (HCA), through the Medical Assistance Division (MAD), issued emergency rule amendments for the New Mexico Administrative Code (NMAC) rule 8.310.2 NMAC, Health Care Professional Services, General Benefit Description on December 23, 2024. The Department issued this emergency rule to address the high rates of maternal mortality and ensure the health and welfare of vulnerable women of New Mexico. The Department is re-promulgating these sections of the rules in full within six months of issuance of the emergency rules in accordance with the New Mexico State Rules Act.

Section 9-8-6 NMSA 1978, authorizes the Department Secretary to promulgate rules and regulations that may be necessary to carry out the duties of the Department and its divisions.

Notice Date: March 11, 2025
Hearing Date: April 11, 2025
Adoption Date: Proposed as July 1, 2025
Technical Citations: New Mexico State Plan Amendment NM-24-0004

Background
The Centers for Medicare and Medicaid Services (CMS) and approved New Mexico's State Plan amendment to incorporate Doula Services. This rule is amended to establish these services.

The Health Care Authority is proposing to amend the rule as follows:

8.310.2.8

This section has been updated with HCA's current mission statement.

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8.310.2.12.D

HCA amended NMAC 8.310.2.12.D for the purpose of adding a new section of the Reproductive Health services to include Doula services coverage and Doula provider certification requirements language.

VI. RULE

These proposed rule changes will be contained in 8.310.2 NMAC. This register and the proposed rule are available on the HCA website at: https://www.hca.nm.gov/lookingforinformation/registers/ and https://www.hca.nm.gov/comment-period-open-2025/. If you do not have internet access, a copy of the proposed register and rule may be requested by contacting MAD at (505) 827-1337.

VII. EFFECTIVE DATE

The Health Care Authority proposes implementing this rule effective July 1, 2025.

VIII. PUBLIC HEARING

A public hearing to receive testimony on this proposed rule will be held on April 11, 2025, at 9:30 am, Mountain Time. The hearing will be held at the Administrative Services Division (ASD), 1474 Rodeo Rd, Santa Fe, NM 87505 and via Zoom.

Join Teams Meeting
Join the meeting now
Meeting ID: 237 920 083 116
Passcode: ZP2jf6K9

Dial in by phone
+1 505-312-4308,,550798645# United States, Albuquerque
Find a local number
Phone conference ID: 550 798 645#

If you are a person with a disability and you require this information in an alternative format or require special accommodation to participate in the public hearing, please contact the MAD in Santa Fe at (505) 827-1337. The HCA requests at least ten (10) working days advance notice to provide requested alternative formats and special accommodations.

Copies of all comments will be made available by MAD upon request by providing copies directly to a requestor or by making them available on the MAD website or at a location within the county of the requestor.

IX. ADDRESS

Interested persons may address written comments to:

New Mexico Health Care Authority
Office of the Secretary
ATTN: Medical Assistance Division Public Comments
P.O. Box 2348
Santa Fe, New Mexico 87504-2348

Recorded comments may be left at (505) 827-1337. Interested persons may also address comments via electronic mail to: HCA-madrules@hca.nm.gov. Written mail, electronic mail and recorded comments must be received **no later than 5 p.m. MT on April 11, 2025**. Written and recorded

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comments will be given the same consideration as oral testimony made at the public hearing. All written comments received will be posted as they are received on the HCA website at https://www.hca.nm.gov/lookingforinformation/registers/ and https://www.hca.nm.gov/comment-period-open-2025/ along with the applicable register and rule. The public posting will include the name and any contact information provided by the commenter.

X. PUBLICATION

Publication of this rule approved by:

DocuSigned by:
kari Armijo
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2/11/2025

KARI ARMIJO, SECRETARY
NEW MEXICO HEALTH CARE AUTHORITY