

Chiropractors by Linda Siegle

1/25/2015

Major changes in the membership and structure of the House Committees will affected how and when House bills will be heard. The new leadership has put an emphases on committees running on time.

The projected State revenue for next year is estimated to be less than \$40 million. A new consensus revenue report will be announced the first week of February. It doesn't look good for expansion money.

HB0122 SCOPE OF PRACTICE ACT

McMillan, Terry H.

Scheduled: in:

House Pre-filed Legislation

Chiropracto New Mexico Chiropractor

Position: Oppose

Priority: High

This is a different twist on the bill from prior years. It requires the licensing board to first review then an interim committee.

Synopsis:

House Bill 122 (HB 122) provides for a process to evaluate proposed changes to the scope of practice act

Analysis:

House Bill 122 (HB 122) creates a new act called the scope of practice act which provides for a process to evaluate proposed changes to the scope of practice of health professions.

Legislative committees or subcommittees will be assigned by the Legislative Council to review and make recommendations regarding proposed changes to the scope of practice.

HB122 allows a member or licensee of a licensing board to make written request to the respective board for a hearing concerning a proposed change. The board upon receipt of the request shall notify the Legislative Council, collect data, including information from the proponent, conduct a technical assessment with the assistance of a technical advisory group established for that purpose, provide its analysis, conclusion and any recommendations to the legislative council.

The Legislative Council shall assign a committee to review the proposed change of scope of practice. The committee shall also consider the analysis, conclusions, and recommendations of the licensing board. HB122 also requires the committee to ensure appropriate public notice of the committee's proceedings, invite testimony of persons with special knowledge of the field.

Assess the proposal using the criteria that includes potential harm or benefit to the health welfare and safety of the consumer, the impact on cost, the impact on access, and quality of health care. Finally, the committee will summarize its assessment, analysis, and recommendations in a final report to the legislature.

SB0021 COLLECTION & DISPOSAL OF UNUSED DRUGS

Padilla, Michael

Scheduled: in:

Senate Pre-filed Legislation [1] Senate Public Affairs Committee/Senate Judiciary Committee-Senate Public Affairs Committee

Chiropracto New Mexico Chiropractor

Synopsis:

Senate Bill 21 (SB 21) creates a Dangerous Drug Take-Back Program, requiring each pharmacy in the state to collect and dispose of dangerous drugs

Analysis:

Chiropractors by Linda Siegle

1/25/2015

Senate Bill 21 (SB 21) requires each pharmacy in the state to collect dangerous drugs and provide for their safe disposal. The Board of Pharmacy will establish funding and have authority to impose reasonable fines to cover implementation of this legislation.

SB0022 DRUG OVERPRESCRIBING HOTLINE

Padilla, Michael

Scheduled: in:

Senate Pre-filed Legislation [1] Senate Public Affairs Committee/Senate Judiciary Committee/Senate Finance Committee-Senate Public Affairs Committee

Chiropracto New Mexico Chiropractor

Synopsis:

Senate Bill 22 (SB 22), proposes the enactment of a new section of the New Mexico Drug, Device and Cosmetics Act to require the Board of Pharmacy to establish and operate a hotline for reports of prescribing practices of controlled substances suspected to be excessive or otherwise in violation of established prescribing standards. SB 22 makes an appropriation to establish and maintain the hotline.

Analysis:

Senate Bill 22 (SB 22), proposes to establish and operate a hotline for reports of prescribing practices of controlled substances suspected to be excessive, or otherwise in violation of, established prescribing standards. A new section of the New Mexico Drug, Device and Cosmetics Act of the seeks to establish a program to address the prescription of controlled substances that is suspected to be excessive or otherwise in violation of established prescribing standards

Section A proposes that prescribed standards be understood to include a twenty-four-hour telephonic hotline and publicly accessible internet web site to provide the public with a venue through which to report controlled substance prescribing practices that are suspected to be in excess of therapeutically indicated prescribing practices; as well as rules and procedures for investigation of such reports, and for working in conjunction with practitioner licensing boards to discipline practitioners for prescribing practices in violation of established standards."

Thus, in Section 2, SB 22 appropriates Two hundred fifty thousand dollars (\$250,000) from the General Fund to the Board of Pharmacy for expenditure in Fiscal Year 2016 to establish and operate an overprescribing hotline pursuant to Section 1 of this act for the recording and investigation of excessive prescribing of pain medication by medical practitioners. Any unexpended or unencumbered balance remaining at the end of Fiscal Year 2016 shall revert to the General Fund.

SB0190 DISCRIMINATION AGAINST HEALTH PROVIDERS

Updated

Papen, Mary Kay

Scheduled: in:

Senate Pre-filed Legislation [3] Senate Public Affairs Committee/Senate Judiciary Committee-Senate Public Affairs Committee



Chiropracto New Mexico Chiropractor

This language tracks with the ACA.

Synopsis:

Senate Bill 190 (SB190) enacts sections of the healthcare purchasing act and other statutes and laws of New Mexico. These include the New Mexico insurance code, the nonprofit health care plan law and the health maintenance organization law to provide that carriers may not discriminate against providers who work within their legal scope of practice

Analysis:

Senate Bill 190 (SB 190) modifies multiple statutes to restrict carriers from providing care if the provider is duly licensed or certified. Hospitals may accept insured individuals even if they are not contracted with a

Chiropractors by Linda Siegle

1/25/2015

carrier and carriers may not restrict hospitals from accepting insured as long as that hospital is licensed by the department of health. This section is referred to as hospital freedom of choice. SB190 does not define convalescent or nursing homes as hospitals.

Of other significance are the sections that modify various laws and statutes (listed above in the summary) that prohibit discrimination by carriers to providers who are acting within their scope of their license, certification or authority under the law. However, this is not a bill that allows any willing provider to contract with a carrier. Carrier may also make distinctions on reimbursement related to quality and performance measures.