



DISABILITY RIGHTS NEW MEXICO

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Gary Housepian, Chief Executive Officer

Promoting and Protecting the Rights of Persons with Disabilities

8 December 2025

New Mexico Health Care Authority
Office of the Secretary
ATTN: Medical Assistance Division Public Comments
P.O. 2348
Santa Fe, NM 87504-2348
Sent via e-mail to: HCA-MADrules@HCA.NM.gov

Re: Proposed repeal of NMAC 8.314.7

HCA:

Please accept these extremely brief comments from Disability Rights New Mexico (DRNM), our state's Protection & Advocacy System, a federally-authorized nonprofit organization serving to protect, promote, and expand the legal rights of people with disabilities. We offer these quick thoughts regarding the proposed repeal of the Supports Waiver.

From its inception the Supports Waiver was a laudable effort to cover some of the gap left by what was a humiliatingly long waitlist to access full Waiver services. HCA has since made the Supports Waiver irrelevant by eliminating the waitlist, and most recently allowing for rolling allocations. This represents tremendous progress for these qualifying most vulnerable New Mexicans.

DRNM thanks HCA for the ongoing commitment to our shared constituents.

Please do not hesitate to contact me with any questions or other feedback.

Sincerely,

Tim Gardner
Legal Director