



State of New Mexico  
Human Services Department  
Human Services Register



**I. DEPARTMENT**  
HUMAN SERVICES DEPARTMENT

**II. SUBJECT**  
8.100.970 NMAC, GENERAL PROVISIONS FOR PUBLIC ASSISTANCE PROGRAMS,  
OVERSIGHT – PROGRAM PARTICIPATION HEARINGS

**III. PROGRAM AFFECTED**  
(TITLE XIX) MEDICAID

**IV. ACTION**  
FINAL RULE

**V. BACKGROUND SUMMARY**

New Mexico Human Services Register Volume 44 Register 31, dated October 26, 2021, issued the proposed rule 8.100.970 NMAC, *General Provisions for Public Assistance Programs, Oversight-Program Participation Hearings*.

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: October 26, 2021  
Hearing Date: November 30, 2021  
Adoption Date: April 1, 2022  
Technical Citations: 45 CFR 155 subpart F

A public hearing was held on November 30, 2021 to received public comments and testimony on this proposed rule. The Human Services Department (the Department) received no written or oral comments. This rule is being implemented as proposed.

**VI. RULE**

These amendments will be contained in 8.100.970 NMAC. The final register and rule languages are available on the HSD website at:

<https://www.hsd.state.nm.us/lookingforinformation/registers/> and  
<https://www.hsd.state.nm.us/lookingforinformation/income-support-division-1/>. If you do not

have internet access, a copy of the final register and rules may be requested by contacting the Medical Assistance Division at (505) 827-1337.

### **VII. EFFECTIVE DATE**

This rule has an effective date of April 1, 2022.

### **VIII. PUBLICATION**

Publication of this rule approved by:

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*David Scrase*  
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DAVID R. SCRASE, M.D., SECRETARY  
HUMAN SERVICES DEPARTMENT