



State of New Mexico  
Health Care Authority  
**Human Services Register**



HEALTH CARE  
AUTHORITY

**I. DEPARTMENT**  
NEW MEXICO HEALTH CARE AUTHORITY

**II. SUBJECT**  
8.314.7 NMAC, LONG TERM CARE SERVICES – WAIVERS,  
SUPPORTS WAIVER

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

**IV. ACTION**  
FINAL RULE

**V. BACKGROUND SUMMARY**

The New Mexico Health Care Authority (HCA) Register Volume 48, Register 40, dated November 3, 2025, issued the proposed repeal of New Mexico Administrative Code (NMAC) 8.314.7, *Long Term Care Services – Waivers, Supports Waiver*.

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 24, 2026

Hearing Date: December 8, 2025

Adoption Date: June 1, 2026

Technical Citations: NMAC 8.314.7 Long Term Care Services – Waivers Supports Waiver

A public hearing was held on December 8, 2025, to receive public comments and testimony on this proposed rule. The Health Care Authority received one comment on the proposed changes. This rule is being repealed as proposed.

**Comment:**

From its inception the Supports Waiver was a laudable effort to cover some of the gaps 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. (Advocacy Group).

**Department:**

The Health Care Authority thanks you for your comment.

**VI. RULE**

This repeal will be contained to 8.314.7 NMAC. The final register is available on the HCA website at: <https://www.hca.nm.gov/lookingforinformation/register/>. 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This rule will be repealed effective June 1, 2026.

**VIII. PUBLICATION**

Publication of this rule is approved by:

DocuSigned by:  
  
KARI ARMIJO, SECRETARY  
HEALTH CARE AUTHORITY