

**TITLE 8 SOCIAL SERVICES**  
**CHAPTER 231 MEDICAID ELIGIBILITY - INFANTS OF MOTHERS WHO ARE MEDICAID ELIGIBLE (CATEGORY 031)**  
**PART 500 INCOME AND RESOURCE STANDARDS**

**8.231.500.1 ISSUING AGENCY:** New Mexico Human Services Department.  
[2/1/95; 8.231.500.1 NMAC - Rn, 8 NMAC 4.NBN.000.1, 1/1/08]

**8.231.500.2 SCOPE:** The rule applies to the general public.  
[2/1/95; 8.231.500.2 NMAC - Rn, 8 NMAC 4.NBN.000.2, 1/1/08]

**8.231.500.3 STATUTORY AUTHORITY:** The New Mexico medicaid program is administered pursuant to regulations promulgated by the federal department of health and human services under Title XIX of the Social Security Act, as amended and by the state human services department pursuant to state statute. See Section 27-2-12 et seq. NMSA 1978 (Repl. Pamp. 1991).  
[2/1/95; 8.231.500.3 NMAC - Rn, 8 NMAC 4.NBN.000.3, 1/1/08]

**8.231.500.4 DURATION:** Permanent  
[2/1/95; 8.231.500.4 NMAC - Rn, 8 NMAC 4.NBN.000.4, 1/1/08]

**8.231.500.5 EFFECTIVE DATE:** February 1, 1995, unless a later date is cited at the end of a section.  
[2/1/95; 8.231.500.5 NMAC - Rn, 8 NMAC 4.NBN.000.5 & A, 1/1/08]

**8.231.500.6 OBJECTIVE:** The objective of these regulations is to provide eligibility policy and procedures for the medicaid program.  
[2/1/95; 8.231.500.6 NMAC - Rn, 8 NMAC 4.NBN.000.6, 1/1/08]

**8.231.500.7 DEFINITIONS:** [RESERVED]

**8.231.500.8** [RESERVED]

**8.231.500.9 NEED DETERMINATION:**  
[2/1/95; 8.231.500.9 NMAC - Rn, 8 NMAC 4.NBN.500, 1/1/08]

**8.231.500.10 RESOURCE STANDARDS:** Resources are not a factor in the eligibility determination for category 031.  
[2/1/95; 8.231.500.10 NMAC - Rn, 8 NMAC 4.NBN.510, 1/1/08]

**8.231.500.11 INCOME STANDARDS:** ~~[To be eligible, the newborn must be born to a woman who is eligible for and receiving medicaid on the date the newborn is born. Receipt of emergency medical services to undocumented aliens is considered as medicaid eligibility for the mother provided it covered the birth and delivery of the infant.]~~ To be eligible, the infant must be born to a mother who is eligible for and receiving New Mexico medicaid at the time of the child's birth, or the newborn must be born to a woman determined to have been eligible to receive New Mexico medicaid at the time of birth. Infants of a recipient of emergency medical services to undocumented aliens will be determined eligible when the labor and delivery is covered.  
[2/1/95; 8.231.500.11 NMAC - Rn, 8 NMAC 4.NBN.520 & A, 1/1/08; A, xx-xx-xx]

**HISTORY OF 8.231.500 NMAC:**

Pre-NMAC History: The material in this part was derived from that previously filed with the State Records Center. ISD 290.1000, Medical Assistance for Woman and Children, filed 11/13/84.  
ISD FA 830, Medical Assistance for Woman and Children and AFDC Related Groups, filed 2/10/88.  
MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups, filed 8/11/88.  
MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 9/8/88.  
MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 9/30/88.  
MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 12/1/88.  
MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 3/31/89.

MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 6/8/89.  
MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 12/28/89.  
MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 12/29/89.  
MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 3/1/91.  
MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 6/5/92.

History of Repealed Material:

MAD Rule 830, Medical Assistance for Women and Children and AFDC - Related Groups; filed 6/5/92 - Repealed effective 2/1/95.