

NMAC Transmittal Form

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2018 DEC 11 PM 5:28

Volume: Issue: Publication date: Number of pages: (ALD Use Only) Sequence No.

Issuing agency name and address: Agency DFA code:

Contact person's name: Phone number: E-mail address:

Type of rule action: New Amendment Repeal Emergency Renumber (ALD Use Only) Most recent filing date:

Title number: Title name:

Chapter number: Chapter name:

Part number: Part name:

Amendment description (If filing an amendment): Amendment's NMAC citation (If filing an amendment):

Are there any materials incorporated by reference? Yes No Please list attachments or Internet sites if applicable.

If materials are attached, has copyright permission been received? Yes No Public domain

Concise Explanatory Statement For Rulemaking Adoption:

Specific statutory or other authority authorizing rulemaking:

Notice date(s): Hearing date(s): Rule adoption date: Rule effective date:

Findings required for rulemaking adoption:

- Findings MUST include:
- Reasons for adopting rule, including any findings otherwise required by law of the agency, and a summary of any independent analysis done by the agency;
 - Reasons for any change between the published proposed rule and the final rule; and
 - Reasons for not accepting substantive arguments made through public comment.

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Findings required for rulemaking adoption:
continued

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The Department amended the rules for the Medicaid Family Planning category to state that an individual must be under the age of 51 and not have other health insurance to be eligible. Individuals who are under the age of 65 who have only Medicare and no other health insurance are also eligible for Medicaid Family Planning.

The Department wanted to ensure that individuals up to age 65 who have Medicare can get family planning coverage as having Medicare excludes individuals access to Other Adults Medicaid that would cover family planning. Individuals who are under age 51 with health insurance are required to have minimum essential coverage and should be able to get family planning coverage through their health insurance. There are large numbers of individuals on the family planning category who do not need it or want it. The family planning rules will be adopted as proposed.

Issuing authority (If delegated, authority letter must be on file with ALD):

Name:


Brent Earnest

Check if authority has been delegated

Title:

Secretary

Signature: (BLACK ink only)



Date signed:

12/10/18