

# NMAC

## Transmittal Form



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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) 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.

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### Specific statutory or other authority authorizing rulemaking:

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

# Concise Explanatory Statement For Rulemaking Adoption:

## 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.

The reason for adopting this rule is to implement the HHS 2022 federal poverty level (FPL) changes as required by the Department of Health and Human Services. Changes in the FPL and COLA have a positive impact on Medicaid applicants making them more likely to be eligible due to increased income limits.

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

Name:

David R. Scrase

Check if authority has been delegated

Title:

Secretary

Signature: (BLACK ink only OR Digital Signature)

Date signed:

DocuSigned by:  
David R. Scrase, M.D.  
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7/18/2022

This is an amendment for 8.291.430 NMAC, Section 10, effective 8/9/2022.

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**8.291.430.10 FEDERAL POVERTY LEVEL (FPL):** This part contains the monthly federal poverty level table for use in determining monthly income standards for MAP categories of eligibility outlined in 8.291.400.10 NMAC:

HOUSEHOLD SIZE	100%	133%	138%	190%	240%	250%	300%
1	[\$1,074] \$1,133	[\$1,428] \$1,507	[\$1,482] \$1,563	[\$2,040] \$2,152	[\$2,576] \$2,718	[\$2,684] \$2,832	[\$3,220] \$3,398
2	[\$1,452] \$1,526	[\$1,931] \$2,030	[\$2,004] \$2,106	[\$2,759] \$2,900	[\$3,484] \$3,662	[\$3,630] \$3,815	[\$4,355] \$4,578
3	[\$1,830] \$1,920	[\$2,434] \$2,553	[\$2,526] \$2,649	[\$3,477] \$3,647	[\$4,392] \$4,607	[\$4,575] \$4,798	[\$5,490] \$5,758
4	[\$2,209] \$2,313	[\$2,938] \$3,076	[\$3,048] \$3,192	[\$4,196] \$4,394	[\$5,300] \$5,550	[\$5,521] \$5,782	[\$6,625] \$6,938
5	[\$2,587] \$2,706	[\$3,441] \$3,599	[\$3,570] \$3,735	[\$4,915] \$5,142	[\$6,208] \$6,494	[\$6,467] \$6,765	[\$7,760] \$8,118
6	[\$2,965] \$3,100	[\$3,944] \$4,122	[\$4,092] \$4,277	[\$5,634] \$5,889	[\$7,116] \$7,439	[\$7,413] \$7,748	[\$8,895] \$9,298
7	[\$3,344] \$3,493	[\$4,447] \$4,646	[\$4,614] \$4,820	[\$6,353] \$6,636	[\$8,024] \$8,382	[\$8,359] \$8,732	[\$10,030] \$10,478
8	[\$3,722] \$3,886	[\$4,950] \$5,169	[\$5,136] \$5,363	[\$7,072] \$7,384	[\$8,932] \$9,326	[\$9,305] \$9,715	[\$11,165] \$11,658
+1	[\$378] \$393	[\$503] \$523	[\$522] \$543	[\$719] \$748	[\$908] \$944	[\$946] \$983	[\$1,135] \$1,180

[8.291.430.10 NMAC - Rp, 8.291.430.10 NMAC, 11/16/2015; A/E, 4/1/2016; A/E, 9/14/2017; A, 2/1/2018; A/E, 5/17/2018; A, 9/11/2018; A/E, 4/11/2019; A, 7/30/2019; A, 12/1/2020; A/E, 4/1/2021; A, 9/1/2021; A/E, 4/1/2022; A, 8/9/2022]