Proposed NMAC: Managed Care Programs: 8.308.6 – Eligibility; 8.308.7 – Enrollment and Disenrollment. BCBSNM Comments

Regulation Reference	Current Language	Proposed Change	BCBSNM Comments
8.308.6.10.A(4)	None	(4) The newborn member's parent or legal guardian will have three months from the first day of the month of birth to change the newborn's MCO assignment. After the three month period, the newborn's MCO enrollment may only be changed for cause, as set forth in Paragraph (2) of Subsection H of 8.308.7.9 NMAC.	Based on the proposed revisions for NMAC 8.308.7.9, Subsection H will not have a paragraph 2. If the proposed changes are finalized for 8.308.7.9, the reference in 8.308.6.10(4) should be changed as follows:

(4)   The newborn member's parent or legal guardian will have three months from the first day of the month of birth to change the newborn's MCO assignment. After the three month period, the newborn's MCO enrollment may only be changed for cause, as set forth in Paragraph (2) of Subsection H I of 8.308.7.9 NMAC. |
| 8.308.7.9.C(1)(c) | None | (c)   if the eligible recipient has family members who are enrolled with different MCOs, he or she will be enrolled with the MCO that the majority of other family members are enrolled with; | BCBSNM proposes the below language to clarify this requirement:

(c)   if the eligible recipient has family members who share the same family case ID who and are enrolled with different MCOs, he or she will be enrolled with the MCO that the majority of other family members who share the same family case ID are enrolled with;

BCBSNM Question:
The regulation does not address the scenario when a coequal number of family members exits, i.e. there is no majority. For example, when 2 members within the family are currently enrolled with 2 different MCOs and a 3rd family member is then enrolled. In this situation, what methodology would be used to assign an MCO to the 3rd member? |