State of New Mexico
Human Services Department
Human Services Register

I. DEPARTMENT
NEW MEXICO HUMAN SERVICES DEPARTMENT (HSD)

II. SUBJECT
8.281.510 NMAC, Institutional Care-Trust Standards
8.290.600 NMAC, Home and Community-Based Services Waiver-Benefit Description

III. PROGRAM AFFECTED
(TITLE XIX) MEDICAID

IV. ACTION
FINAL RULE

V. BACKGROUND SUMMARY

New Mexico Human Services Register Volume 40, Register 24, dated November 14, 2017, issued the proposed rules for 8.281.510 NMAC, Institutional Care-Trust Standards and 8.290.600 NMAC, Home and Community-Based Services Waiver-Benefit Description.

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: November 14, 2017
Hearing Date: December 15, 2017
Adoption Date: March 01, 2018
Technical Citations: Section 5007(a) of the Cures Act amended section 1917(d)(4)(A) of the Act. 42 CFR 435.916(C)(iii) periodic renewal of Medicaid eligibility.

A public hearing was held on December 15, 2017, to receive public comments and testimony on this proposed rule. The Human Services Department (the Department) received no oral testimony, recorded or written comments. The rules are being adopted as proposed.

VI. RULES

These amendments will be contained in 8.281.510 NMAC, Institutional Care-Trust Standards and 8.290.600 NMAC, Home and Community-Based Services Waiver-Benefit Description. The final register and rule languages are available on the HSD website at: http://www.hsd.state.nm.us/LookingForInformation/registers.aspx and http://www.hsd.state.nm.us/public-notices-proposed-rule-and-waiver-changes-and-opportunities-to-comment.aspx. If you do not have internet access, a copy of the proposed register and rule may be requested by contacting MAD at 505-827-6252.

VII. EFFECTIVE DATE

This rule will have an effective date of March 01, 2018.

VIII. PUBLICATION

Publication of these rules approved by:

BRENT EARNEST, SECRETARY
HUMAN SERVICES DEPARTMENT