REGULATORY IMPACT FORM

SECTION I: GENERAL INFORMATION

Agency: HSD/MAD

Enactment Date: January 1, 2020

Short Title and Legal Citation: 8.320.6 - Medicaid School-Based Services

Last Updated: July 1, 2015

SECTION II: FISCAL IMPACT

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY19	FY20	FY21		
$0	$0	$0	N/A	N/A

(Parenthesis ( ) Indicate Expenditure Decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY19	FY20	FY21	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	$0	$0	$0	$0	N/A	N/A

(Parenthesis ( ) Indicate Expenditure Decreases)

SECTION III: EXPLANATION

BACKGROUND:

1) Provide a brief summary of the proposed rule's intended purposes, goals, and the specific problem(s) that it addresses:

The purpose of amending 8.320.6 NMAC is to add to the supervision requirements for LMSWs and LBSWs to include other supervisors approved by the NM Board of Social Work Examiners as well as adding Licensed Associate Marriage and Family Therapists (LAMFT) to the list of allowable providers. The revision will also correct the omission of Behavioral Health services as a covered service. The 1/1/14 revision of the rule accidentally removed Behavioral Health from the list of covered services. The services have been covered since this time.

2) How does this rule advance the agency's mission?

Amending 8.320.6 NMAC will allow HSD to continue providing school-based services to Medicaid recipients in accordance with 34 CFR 300.142.

ALTERNATIVE APPROACHES:
1) What non-regulatory alternatives were considered?

   N/A

2) Briefly explain the costs and benefits of each alternative that were considered:

   N/A

3) How is this rule the best solution to the identified problem?

   Amending this rule will bring the rule into alignment with current practice of the NM Board of Social Work Examiners and allow mid-level practitioners in rural or under-served areas to obtain necessary supervision that is in accordance with the rule. Adding LAMFTs as covered providers will increase the provider pool for school-based services. Correcting the omission of Behavioral Health services corrects the error from 2014 and properly documents all covered services.

IMPACTS:
1) How will this rule increase or decrease the costs for businesses within the affected industry?

   This rule may increase federal draw-down for those participating school districts that have not previously been able to bill for services from, providers that were not supervised in accordance with the rule. It will also allow hiring of LAMFTs that can bill for services.

2) How will this rule increase or decrease the prices of goods and services for consumers?

   N/A

3) How will this rule promote economic competition and growth in the state?

   The increased number of allowable providers will lead to increased federal draw-down for school-based providers in the state.

4) How will this rule impact public health and safety?

   This rule will ensure that school districts can employ mid-level providers with appropriate supervision eligible for billing.

5) What would be the consequences of not adopting this rule?

   HSD would not be in alignment with current practices of the NM Board of Social Workers and the rule would not properly reflect currently covered services. School districts would also have a more limited provider pool without LAMFTs.

MEASURES OF SUCCESS:
1) What quantitative indicators will the agency use to measure effectiveness?

   HSD will monitor the number of additional school-based providers.

2) Describe how the agency will use the indicators listed above to monitor progress over time:

   Continued on next page

MEASURES OF SUCCESS:
continued

2) Describe how the agency will use the indicators listed above to monitor progress over time:

HSD will monitor the number of additional enrolled school-based providers that will demonstrate increases to the provider pool and services rendered, supporting the needs of districts participating in the MSBS program in New Mexico. An increased billable provider pool will lead to increases in federal revenue for MSBS participating districts.