

**New Mexico Register / Volume XXV, Number 24 / December 30, 2014**

The Human Services Department (the Department), Medical Assistance Division (MAD), is proposing to amend a rule that is part of the New Mexico Administrative Code (NMAC):8.321.2 *Behavioral Health Specialized Services* specifically Section 10 Applied Behavior Analysis (ABA). The register for the proposed amendment to this rule will be available December 29, 2014 on the HSD website: <http://www.hsd.state.nm.us/LookingForInformation/registers.aspx>. If you do not have Internet access, a copy of the proposed rule may be requested by contacting MAD at (505) 827-7743.

The Department finalized Section 10 of 8.321.2 NMAC January 1, 2014, with the minimum of detail as it developed the service. The Department has completed a lengthy study and discussion of ABA services and is now promulgating amendments to this section of the rule. Throughout this section of the rule, the Department refers to ABA billing instructions. The Department proposing to include more detailed information in the rule while continuing to have other information contained in the ABA billing instructions as appropriate. The Department will post for public comment the proposed amendments and the ABA billing instructions.

A public hearing to receive testimony on this proposed rule will be held in Hearing Room 1, Toney Anaya Building, 2550 Cerrillos Road Santa Fe on January 29, 2015, 1:30 p.m. Mountain Standard Time (MST).

Interested parties may submit written comments directly to: Brent Earnest, Secretary Designate, Human Services Department, P.O. Box 2348, Santa Fe, New Mexico 87504-2348. Recorded comments may be left by calling (505) 827-7743. Electronic comments may be submitted to [Cecelia.Salazar@state.nm.us](mailto:Cecelia.Salazar@state.nm.us). Written, electronic and recorded comments will be given the same consideration as oral testimony made at the public hearing. All comments must be received no later than January 29, 2015, 5:00 p.m. MST.

If you are a person with a disability and you require this information in an alternative format or require a special accommodation to participate in the public hearing, please contact MAD toll free at 1-888-997-2583 and ask for extension 7-7743. In Santa Fe call 827-7743. The Department's TDD system may be accessed toll-free at 1-800-659-8331 or in Santa Fe by calling 827-3184. The Department requests at least 10 working days advance notice to provide requested alternative formats and special accommodations.

Copies of all comments will be made available by the MAD upon request by providing copies directly to a requestor or by making them available on the MAD website or at a location within the county of the requestor.