

REGULATORY IMPACT FORM

SECTION I: GENERAL INFORMATION

Agency: <u>HSD/Medical Assistance Division</u>	Short Title and Legal Citation: <u>EMSA 8.285.400, 8.285.600, and 8.325.10</u>
Enactment Date: <u>04/01/2020</u>	Last Updated: <u>02/01/1995, 01/1/2014, and 12/1/2008</u>

SECTION II: FISCAL IMPACT

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY19	FY20	FY21		
\$0.00	\$0.00	\$0.00	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	\$0.00	\$0.00	\$0.00	\$0.00	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The Emergency Medical Services for Aliens (EMSA) rules are amended to delete outdated language and to align with 42 CFR 440.255 regarding the definition of an emergency medical condition, citizenship, and residency.

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

This change will advance the agency's mission by positively impacting the eligibility of Medicaid applicants and recipients. The change will more closely mirror the federal requirements for EMSA.

ALTERNATIVE APPROACHES:

- 1) What non-regulatory alternatives were considered?

There are no non-regulatory alternatives as these rule changes are needed to more closely align with federal language and remove outdated language and add new language for consistency.

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

The rules must be updated to eliminate outdated language and comport with CFR language.

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

HSD will be in compliance with CFR requirements and not have rules with outdated language.

IMPACTS:

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

The EMSA rule changes will have no cost impact.

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

The rule changes should have no impact on the price of goods and services for consumers in New Mexico as these same individuals have been covered in the past for this category.

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

N/A

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

Individuals will continue to be covered for EMSA which will be a positive health and safety benefit.

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

HSD rules for EMSA will not closely align with federal language.

MEASURES OF SUCCESS:

- 1) What quantitative indicators will the agency use to measure effectiveness?

HSD monitors Medicaid eligibility and expenditures through a variety of reports and budget projections which include the EMSA program.

- 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 monitors changes in Medicaid eligibility over time including EMSA eligibility. HSD can see trends in enrollment both before and after these changes go into effect. Changes in enrollment and associated expenditures impact Medicaid budget projections.