

ACOG - OB/GYN (2017 Regular)

Bill:	HB37
Sponsors:	Montoya (R1)
Title:	ABORTIONS IN HOSPITALS AND HEALTH FACILITIES; CRIMINAL PENALTIES, CIVIL REMEDIES
Summary:	Creates a definition for the terms "born alive" or "live birth" that would impose mandatory duties, responsibilities and reporting requirements on physicians and health care professionals, including any employee of a hospital, while performing either birthing or abortion procedures. Imposes first- and second-degree felony sanctions for violations; provides civil remedies to the woman upon whom the abortion was performed or attempted that include money damages and treble damages for the cost of abortion. Prohibits any type of scientific research or other kind of experimentation except as necessary to protect the life and health of the "born alive" infant. Creates a task force to monitor "born alive" births.
Subjects:	Health and Medical Practice; Criminal Code; Courts and Civil Matters; Family and Juveniles; Public Safety and Corrections; Constitutional Issues and Amendments
Progress:	1st House: Referred to Committee
Status:	01/18/2017 – House Consumer and Public Affairs Committee
History:	01/18/2017—H Introduced and referred to House Consumer & Public Affairs. 01/18/2017—H Also referred to House Health & Human Services. 01/18/2017—H Also referred to House Judiciary.

Bill:	HB58
Sponsors:	Gentry (R30)
Title:	STATE AGENCY RULE ADOPTION
Summary:	(Identical to 2015 SB194 as SRC and SJC amended). Amends the New Mexico State Rules Act to change requirements for proposing, adopting, amending or repealing rules. Applies to all executive branch agencies, boards, commissions, departments, institutions or officers. Proposed rules must be provided to the Legislative Council for distribution to appropriate interim and standing committees. Includes updates to accommodate the electronic transfer and posting of notices and rule publication.
Subjects:	Courts and Civil Matters; State Affairs and State Agencies; Interim Studies and Interim Committees; Legislature
Progress:	1st House: Referred to Committee
Status:	01/18/2017 – House State Government, Indian and Veteran Affairs Committee
History:	01/18/2017—H Introduced and referred to House State Government, Indian and Veteran Affairs. 01/18/2017—H Also referred to House Judiciary.

Bill:	HB84
Sponsors:	Armstrong, D. (D17)
Title:	REIMBURSEMENT PARITY FOR PHARMACEUTICAL CLINICAL SERVICES
Summary:	(For the Legislative Health and Human Services Committee) Requires reimbursement parity between pharmacists and other licensed health professionals who provide the same pharmaceutical services. Applies to the Group Benefits Act, the Public Assistance Act, the New Mexico Insurance Code, the Health Maintenance Organization Law and the Nonprofit Health Care Plan Law.
Subjects:	Insurance; Health and Medical Practice; Business, Manufacturing and Economic Development; State Affairs and State Agencies; Human Services
Progress:	1st House: Reported from Committees
Status:	01/25/2017 – House Consumer and Public Affairs Committee
History:	01/18/2017—H Introduced and referred to House Health & Human Services. 01/18/2017—H Also referred to House Consumer & Public Affairs. 01/25/2017—H Reported Do Pass by House Health & Human Services.

Bill:	HB106
Sponsors:	Romero (D10)
Title:	BABY CHANGING FACILITIES IN PLACES OF PUBLIC ACCOMMODATION
Summary:	The Construction Industries Division (Regulation and Licensing Department) is charged with developing and adopting rules governing baby changing facilities for restrooms in a place of public accommodation by no later than January 1, 2018.

Subjects: Construction and Materials; State Affairs and State Agencies; Family and Juveniles; Health and Medical Practice; Municipalities/City Government; County Affairs; Business, Manufacturing and Economic Development
Progress: 1st House: Referred to Committee
Status: 01/18/2017 – House Consumer and Public Affairs Committee
History: 01/18/2017—H Introduced and referred to House Consumer & Public Affairs.
 01/18/2017—H Also referred to House Health & Human Services.

Bill: **HB138**
Sponsors: Trujillo, L. (D48); Ivey-Soto (D15)
Title: LACTATION CONSULTANT PRACTICE ACT
Summary: Creates the Lactation Consultant Practice Act. Provides for licensure of lactation consultants by the Board of Nursing and establishes a scope of practice for licensed lactation consultants, defines qualifications and requirements for licensure, and provides for disciplinary proceedings.
Subjects: Health and Medical Practice; Family and Juveniles
Progress: 1st House: Referred to Committee
Status: 01/18/2017 – House Health and Human Services Committee
History: 01/18/2017—H Introduced and referred to House Health & Human Services.
 01/18/2017—H Also referred to House State Government, Indian and Veteran Affairs.

Bill: **HB156**
Sponsors: Armstrong, D. (D17)
Title: INSURANCE COVERAGE FOR DONOR HUMAN MILK
Summary: Proposes to identically amend five articles of law related to insurance to require insurance coverage for donor human milk for at-risk infants in hospital settings; applies to the Health Care Purchasing Act, the Public Assistance Act, the new Mexico Insurance Code, the Health Maintenance Organization Law and the Nonprofit Health Care Plan Law.
Subjects: Insurance; Health and Medical Practice; State Affairs and State Agencies
Progress: 1st House: Referred to Committee
Status: 01/19/2017 – House Health and Human Services Committee
History: 01/19/2017—H Introduced and referred to House Health & Human Services.
 01/19/2017—H Also referred to House State Government, Indian and Veteran Affairs.

Bill: **HB171**
Sponsors: Armstrong, D. (D17)
Title: END OF LIFE OPTIONS ACT
Summary: Cited as the End of Life Options Act, establishes rights, procedures and protections related to medical aid in dying. Removes criminal liability for attending health care providers who provide assistance pursuant to the End of Life Options Act.
Subjects: Health and Medical Practice; Family and Juveniles; Insurance; Criminal Code
Progress: 1st House: Referred to Committee
Status: 01/20/2017 – House Health and Human Services Committee
History: 01/20/2017—H Introduced and referred to House Health & Human Services.
 01/20/2017—H Also referred to House Judiciary.

Bill: **HB179**
Sponsors: Chasey (D18)
Title: PREGNANT WORKER ACCOMMODATION ACT
Summary: (For the Legislative Health and Human Services Committee) (Almost identical to 2015 HB 37) Cited as the "Pregnant Worker Accommodation Act" relating to employment rights of pregnant women. Prohibits discrimination in employment on the basis of pregnancy or childbirth or a related condition. Requires that employers make reasonable accommodation of an employee's or job applicant's pregnancy or childbirth or a related condition. Prohibits retaliation for an employee's or job applicant's claim pursuant to the Pregnant Worker Accommodation Act, and provides for grievance procedures and penalties.
Subjects: Labor; Health and Medical Practice; Courts and Civil Matters; Human Services; Family and Juveniles; Civil Rights
Related: 2015:HB37
Progress: 1st House: Referred to Committee
Status: 01/20/2017 – House Health and Human Services Committee
History: 01/20/2017—H Introduced and referred to House Health & Human Services.

01/20/2017—H Also referred to House Judiciary.

Bill: HB220
Sponsors: Herrell (R51)
Title: LATE-TERM AND PARTIAL-BIRTH ABORTION BAN ACT
Summary: Changes title of Partial-Birth Abortion Ban Act to the Late-Term and Partial-Birth Abortion Ban Act. Defines and prohibits late-term abortion and provides an exception during which late-term abortions may be performed. Repeals the criminal abortion statute, removes criminal culpability for the woman and provides civil penalties for physicians who perform late-term abortions.
Subjects: Health and Medical Practice; Criminal Code
Progress: 1st House: Referred to Committee
Status: 01/24/2017 – House Consumer and Public Affairs Committee
History: 01/24/2017—H Introduced and referred to House Consumer & Public Affairs.
 01/24/2017—H Also referred to House Health & Human Services.
 01/24/2017—H Also referred to House Judiciary.
 01/24/2017—H Also referred to House Appropriations & Finance.
 01/24/2017—H Referral withdrawn from House Appropriations & Finance.

Bill: HB221
Sponsors: Little (R53)
Title: PHYSICIAN REPORTING REQUIREMENTS ON ABORTIONS
Summary: (Almost identical to 2015 HB 391) Proposes the Parental Notification of Abortion Act to require notification of a parent or guardian when an abortion is to be performed on a minor. Creates exceptions; requires detailed reporting by physicians; imposes penalties on physicians. Also repeals the criminal abortion statute.
Subjects: Health and Medical Practice; Criminal Code; Family and Juveniles; Civil Rights
Related: 2015:HB391
Progress: 1st House: Referred to Committee
Status: 01/24/2017 – House Consumer and Public Affairs Committee
History: 01/24/2017—H Introduced and referred to House Consumer & Public Affairs.
 01/24/2017—H Also referred to House Health & Human Services.
 01/24/2017—H Also referred to House Judiciary.

Bill: HB243
Sponsors: Thomson (D24)
Title: MAMMOGRAM DISCLOSURE OF BREAST DENSITY
Summary: Requires health facilities that perform mammograms to include information as to a patient's individual breast density; provides form for notice; otherwise limits duty of care.
Subjects: Health and Medical Practice; Family and Juveniles
Progress: 1st House: Referred to Committee
Status: 01/25/2017 – House Consumer and Public Affairs Committee
History: 01/25/2017—H Introduced and referred to House State Government, Indian and Veteran Affairs.
 01/25/2017—H Also referred to House Judiciary.

Bill: HB260
Sponsors: Armstrong, D. (D17)
Title: REGULATION OF BIO-SIMILAR PRODUCTS
Summary: (Duplicate of 2017 SB180)Amends the New Mexico Drug, Device and Cosmetic Act to provide for regulation of biosimilar products. Authorizes a pharmacist to dispense an equivalent product that is lower in cost than the prescribed biological product unless the prescribing practitioner prohibits the substitution or the patient requests otherwise.
Subjects: State Affairs and State Agencies; Family and Juveniles; Health and Medical Practice; Business, Manufacturing and Economic Development
Related: 2017:SB180
Progress: 1st House: Referred to Committee
Status: 01/26/2017 – House Health and Human Services Committee
History: 01/26/2017—H Introduced and referred to House Health & Human Services.
 01/26/2017—H Also referred to House Business & Industry.

Bill: HB263
Sponsors: Powdrell-Culbert (R44)
Title: LIABILITY & IMMUNITY: USE OF INVESTIGATIONAL DRUGS BY TERMINALLY ILL PATIENT
Summary: Proposed as the Right to Try Act, the bill provides various protections and immunity to physicians, manufacturers and insurance companies from an "adverse event" that results from the use of an investigational drug, biologic product or device by a terminally ill patient who has given written informed consent for its use. Defines "investigational drug, biologic product or device" as one for which a phase one clinical trial approved by the U.S. Food and Drug Administration has been completed, that remains under investigation and that has not yet been approved for general use.
Subjects: Health and Medical Practice; Insurance; Family and Juveniles; Human Services
Progress: 1st House: Referred to Committee
Status: 01/26/2017 – House Health and Human Services Committee
History: 01/26/2017—H Introduced and referred to House Health & Human Services.
 01/26/2017—H Also referred to House Judiciary.

Bill: SB16
Sponsors: Soules (D37)
Title: HEALTH CARE PROVIDERS: OPIOID OVERDOSE AND REVERSAL COUNSELING
Summary: (Related to 2016 SB100 and SB262 signed into law) Requires counseling of patients by health care providers on the risks of overdose and about opioid overdose reversal medication. Amends the Pain Relief Act to provide definitions for "opioid analgesic" and "opioid antagonist."
Subjects: Health and Medical Practice; State Affairs and State Agencies; Family and Juveniles
Related: 2016:SB100; 2016:SB262
Progress: 1st House: Referred to Committee
Status: 01/27/2017 – Senate Judiciary Committee
History: 01/17/2017—S Introduced and referred to Senate Public Affairs.
 01/17/2017—S Also referred to Senate Judiciary.
 01/27/2017—S Reported Do Pass as amended by Senate Public Affairs.

Bill: SB21
Sponsors: Padilla (D14)
Title: SHAKEN BABY SYNDROME TRAINING AND EDUCATION
Summary: (Identical to 2016 SB 149; related to 2016 HB 11). Requires Department of Health to adopt rules, by December 31, 2017, to require every hospital and freestanding birthing center to provide training and education to prevent shaken baby syndrome before discharge of the newborn from the health facility.
Subjects: Health and Medical Practice; State Affairs and State Agencies; Family and Juveniles; Higher Education
Related: 2016:SB149; 2016:HB11
Progress: 1st House: Referred to Committee
Status: 01/25/2017 – Senate Judiciary Committee
History: 01/17/2017—S Introduced and referred to Senate Public Affairs.
 01/17/2017—S Also referred to Senate Judiciary.
 01/25/2017—S Reported Do Pass by Senate Public Affairs.

Bill: SB33
Sponsors: Morales (D28); Salazar, T. (D70)
Title: COUNTY AND INDIAN MATERNAL AND CHILD HEALTH FUNDS
Summary: Provides \$700,000 (GF, reverting) to the Department of Health in FY2018 to fund county and tribal health councils' identification of local communities' health needs and development of strategies to address needs under the Maternal and Child Health Plan Act.
Subjects: Appropriations; County Affairs; Health and Medical Practice; Indians
Progress: 1st House: Referred to Committee
Status: 01/26/2017 – Senate Finance Committee
History: 01/17/2017—S Introduced and referred to Senate Indian & Cultural Affairs.
 01/17/2017—S Also referred to Senate Finance.
 01/26/2017—S Reported Do Pass by Senate Indian & Cultural Affairs.

Bill: SB82
Sponsors: Ortiz y Pino (D12)
Title: VOID CERTAIN HEALTHCARE CONTRACT PROVISIONS
Summary: Makes void and unenforceable any provision in a clinical health care services agreement that makes the

agreement subject to the laws of another state or requires litigation arising out of the agreement to be conducted in another state. Applies to agreement, renewals or extensions of agreements executed on or after July 1, 2017.

Subjects: Insurance; Health and Medical Practice; Courts and Civil Matters; Business, Manufacturing and Economic Development
Progress: 1st House: Referred to Committee
Status: 01/17/2017 – Senate Public Affairs Committee
History: 01/17/2017—S Introduced and referred to Senate Public Affairs.
 01/17/2017—S Also referred to Senate Judiciary.

Bill: **SB108**
Sponsors: Papen (D38)
Title: EQUAL PREFERENCE FOR IN-STATE STUDENTS FOR MEDICAL STUDENT LOANS
Summary: Amends the Medical Student Loan for Service Act to give preference to qualified applicants who are attending a New Mexico post-secondary educational institution, be it public or private.
Subjects: Higher Education; Labor; Health and Medical Practice; State Affairs and State Agencies
Progress: 1st House: Referred to Committee
Status: 01/17/2017 – Senate Education Committee
History: 01/17/2017—S Introduced and referred to Senate Education.
 01/17/2017—S Also referred to Senate Public Affairs.
Scheduled: 02/01/2017—Senate Education Committee, 8:30 a.m., Room 311 (Revised 01/27/2017)

Bill: **SB137**
Sponsors: Rodriguez (D24)
Title: MATERNAL MORTALITY AND MORBIDITY PREVENTION ACT
Summary: (Similar to 2015 HB503) Creates the Maternal Mortality and Morbidity Prevention Act. Establishes the Maternal Mortality and Severe Maternal Morbidity Review Committee in the Department of Health, defines its composition and prescribes its duties. Authorizes the Committee to have access to medical records and other health information, and provides for confidentiality for committee meetings except in certain circumstances.
Subjects: Health and Medical Practice; Family and Juveniles; State Affairs and State Agencies
Related: 2015:HB503
Progress: 1st House: Referred to Committee
Status: 01/23/2017 – Senate Public Affairs Committee
History: 01/23/2017—S Introduced and referred to Senate Public Affairs.
 01/23/2017—S Also referred to Senate Judiciary.
 01/23/2017—S Also referred to Senate Finance.

Bill: **SB177**
Sponsors: McSorley (D16)
Title: AMEND LYNN AND ERIN COMPASSIONATE USE ACT
Summary: Expands eligibility to become a qualified patient to use medical cannabis; provides presumption of eligibility, reciprocity for patients eligible in other states, three-year certification of eligibility, a longer list of qualifying medical conditions, and a 24-hour time limit within which the Department of Health must act on an application. Establishes fees for licensed producers and makes provision in law, rather than DOH rule, for an adequate supply of cannabis. Ensures that participation in the medical cannabis program shall not, in itself, constitute grounds for removal and placement of children into state custody under the Abuse and Neglect Act, or of state prevention, diversion or intervention services under the Family Services Act. Provides that a person's participation in the state's medical cannabis program shall not in itself constitute grounds for refusing to allow the person to receive an organ or tissue donation.
Subjects: Health and Medical Practice; State Affairs and State Agencies; Agriculture and Ranching
Progress: 1st House: Referred to Committee
Status: 01/27/2017 – Senate Judiciary Committee
History: 01/24/2017—S Introduced and referred to Senate Public Affairs.
 01/24/2017—S Also referred to Senate Judiciary.
 01/27/2017—S Reported Do Not Pass but Do Pass as substituted by Senate Public Affairs.

Bill: **SB183**
Sponsors: Sharer (R1)
Title: RESTRICTS ACCESS TO LATE-TERM ABORTION

Summary: (Closely aligned with 2015, HB390, as amended; very similar to to 2016, SB242 and SB243) Renames the Partial-Birth Abortion Ban Act as the "Late-Term and Partial-Birth Abortion Ban Act." Repeals the criminal abortion statute.

Subjects: Health and Medical Practice; Courts and Civil Matters; Criminal Code; Family and Juveniles; Civil Rights

Related: 2015:HB390; 2016:SB242; 2016:SB243

Progress: 1st House: Referred to Committee

Status: 01/25/2017 – Senate Public Affairs Committee

History: 01/25/2017—S Introduced and referred to Senate Public Affairs.
01/25/2017—S Also referred to Senate Judiciary.