

STATE OF NEW MEXICO
OFFICE OF SUPERINTENDENT OF INSURANCE

SUPERINTENDENT OF INSURANCE
Russell Toal



DEPUTY SUPERINTENDENT
Robert E. Doucette, Jr.

MM OFFICE OF
SUPERINTENDENT
OF INSURANCE
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BULLETIN 2020-015

June 29, 2020

TO: ALL HEALTH INSURANCE CARRIERS, GROUP HEALTH PLANS, HEALTH MAINTENANCE ORGANIZATIONS, NON-PROFIT HEALTH CARE PLANS

RE: REQUIREMENTS FOR REIMBURSEMENT PARITY BETWEEN CERTIFIED PHARMACIST CLINICIANS, CERTAIN PHARMACISTS AND OTHER LICENSED HEALTH CARE PROFESSIONALS FOR THE SAME CLINICAL SERVICES

House Bill 42, "Pharmaceutical Service Reimbursement Parity" was enacted by the New Mexico Legislature and went into effect June 4, 2020. It has been chaptered at Sections 59A-22-53.2, 59A-23-12.2, 59A-46-52.2, 59A-47-47.2 NMSA 1978, but will hereinafter be referred to as House Bill 42.


The bill applies to all health insurance carriers, medical assistance providers (Medicaid) and its contractors, group health plans, blanket health plans, health maintenance organizations and non-profit health care plans, which shall be referred to hereinafter as "carriers." Under House Bill 42, carriers are required to reimburse in-network certified pharmacist clinicians or certified pharmacists with prescriptive authority at the same contracted rate as a licensed physician or physician's assistant licensed pursuant to the Medical Practice Act or the Osteopathic Medicine Act or any advanced practice certified nurse practitioner licensed pursuant to the Nursing Practice Act for the provision

of the same service. Carriers should inform their contracted pharmacists of their rights to reimbursement for applicable services under this act as well as any procedures for reimbursement.

Carriers must perform the reimbursement provisions established above in an equitable and organized manner. It is the determination of the Superintendent, therefore, that carriers shall reimburse in-network certified pharmacist clinicians or certified pharmacists with prescriptive authority at the same contracted rate as a licensed physician or physician's assistant licensed pursuant to the Medical Practice Act or the Osteopathic Medicine Act or any advanced practice certified nurse practitioner licensed pursuant to the Nursing Practice Act for the provision of the same service in the same geozip code area. Geozip code, for purposes of this bulletin, is the first three digits of a postal code zip code. The requirements for timely payment of claims pursuant to Section 59A-16-21.1 NMSA 1978 shall apply to the reimbursement of in-network pharmacists and pharmacist clinicians for clinical services.

Any questions or complaints related to House Bill 42 can be submitted to Renee Blechner at Renee.Blechner@state.nm.us.

ISSUED this 29th day of June, 2020.



RUSSELL TOAL
Superintendent of Insurance