

NOTICE OF RULEMAKING

The New Mexico Health Care Authority (HCA), through the Medical Assistance Division (MAD), is proposing New Mexico Administrative Code (NMAC) rule 8.321.12, Specialized Behavioral Health Services, Certified Community Behavioral Health Clinics (CCBHC). CCBHC is a new Medicaid program, effective January 1, 2025. This is a new section of the NMAC to establish rules for the CCBHC program in New Mexico. Section 9-8-6 NMSA 1978, authorizes the Department Secretary to promulgate rules and regulations that may be necessary to carry out the duties of the Department and its divisions.

Notice Date: June 24, 2025

Hearing Date: July 25, 2025

Adoption Date: Proposed as December 1, 2025

Technical Citations: Section 223 of the Protecting Access to Medicare Act of 2014, Public Law 113-93, as amended by the Section 11001 of the Bipartisan Safer Communities Act of 2022, Public Law 117-159

Background

These rules establish the CCBHC program, define the criteria and process that the HCA and the Children, Youth and Families Department shall use to recognize and verify CCBHCs and provides instruction for service provision under the New Mexico medical assistance program (MAP). These rules specify the standards for the CCBHC application, certification, payment and oversight process.

I. RULE

This register and the proposed rule are available on the HCA website at:

<https://www.hca.nm.gov/lookingforinformation/registers/> and <https://www.hca.nm.gov/comment-period-open-2025/>. If you do not have internet access, a copy of the proposed register and rule may be requested by contacting MAD at (505) 827-1337.

II. EFFECTIVE DATE

The HCA proposes implementing this rule effective December 1, 2025.

III. PUBLIC HEARING

A public hearing to receive testimony on this proposed rule will be held on July 25, 2025, at 9:30 a.m. Mountain Time. The hearing will be held at the Administrative Services Division (ASD), 1474 Rodeo Rd, Santa Fe, NM 87505 and via Microsoft Teams.

Join Teams Meeting

Meeting ID: 296 881 845 003

Passcode: N3Yy3xz6

Dial in by phone

+1 505-312-4308, United States, Albuquerque

Phone conference ID: 203 861 540#

If you are a person with a disability and you require this information in an alternative format or require special accommodation to participate in the public hearing, please contact the MAD in Santa Fe at (505) 827-1337. The HCA requests at least ten (10) working days advance notice to provide requested alternative formats and special accommodations.

Copies of all comments will be made available by 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.

IV. ADDRESS

Interested persons may address written comments to:

New Mexico Health Care Authority
Office of the Secretary
ATTN: Medical Assistance Division Public Comments
P.O. Box 2348
Santa Fe, New Mexico 87504-2348

Recorded comments may be left at (505) 827-1337. Interested persons may also address comments via electronic mail to: HCA-madrules@hca.nm.gov. Written mail, electronic mail and recorded comments must be received **no later than 5:00 p.m. MT on July 25, 2025**. Written and recorded comments will be given the same consideration as oral testimony made at the public hearing. All written comments received will be posted as they are received on the HCA website at <https://www.hca.nm.gov/lookingforinformation/registers/> and <https://www.hca.nm.gov/comment-period-open-2025/> along with the applicable register and rule. The public posting will include the name and any contact information provided by the commenter.