

HOUSE BILL 251

55TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2021

INTRODUCED BY

Anthony Allison

AN ACT

RELATING TO INDIAN AFFAIRS; REQUIRING TRIBAL SOVEREIGNTY IN
INDIAN MANAGED CARE ENTITY CONTRACTS WITH THE HUMAN SERVICES
DEPARTMENT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. [NEW MATERIAL] TRIBAL SOVEREIGNTY IN INDIAN
MANAGED CARE ENTITY CONTRACTS--RIGHT TO SELF-DETERMINATION.--

The human services department shall not require a sovereign
Indian nation, tribe or pueblo to be a party to any Indian
managed care entity contract with the state. The human
services department shall follow the Indian tribe, nation or
pueblo's sovereign will according to the laws and processes of
the Indian nation, tribe or pueblo. The human services
department shall respect the rights of the Indian nations,
tribes and pueblos to self-determination and to control their

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respective health care decisions.

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