

1 SENATE BILL 224

2 **57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025**

3 INTRODUCED BY

4 Linda M. Trujillo

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10 AN ACT

11 RELATING TO MEDICAL MALPRACTICE; ALLOWING THE SUPERINTENDENT OF
12 INSURANCE TO INTERVENE IN MEDIATION AND COURT PROCEEDINGS THAT
13 INVOLVE THE MEDICAL MALPRACTICE ACT.

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

16 SECTION 1. A new section of the Medical Malpractice Act
17 is enacted to read:

18 "[NEW MATERIAL] MEDIATION--CONFIDENTIALITY--SUPERINTENDENT
19 PARTICIPATION.--

20 A. The superintendent may participate in any
21 mediation process that concerns a malpractice claim brought
22 pursuant to the Medical Malpractice Act.

23 B. Records maintained by the superintendent or the
24 third-party administrator of the fund concerning a malpractice
25 claim shall not be made public and shall not be subject to

.229652.1SA

underscoring material = new
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1 subpoena, but shall be used solely for the purpose of carrying
2 out the duties imposed by the Medical Malpractice Act.

3 C. Prior to approval of a settlement in district
4 court that may result in payment from the fund, the
5 superintendent shall be served notice and provided the
6 opportunity to intervene concerning the settlement."

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