



July 24, 2024

Human Services Department  
Office of the Secretary  
ATTN: Medical Assistance Division Public Comments  
P.O. Box 2348  
Santa Fe, New Mexico 87504-2348  
[HSD-madrules@hsd.nm.gov](mailto:HSD-madrules@hsd.nm.gov)

**RE: ATA ACTION SUPPORT FOR PROPOSED RULE 8.321.2 NMAC TELEHEALTH PROVISIONS**

Dear Secretary Armijo and Director Flannery,

On behalf of ATA Action, I am writing you to express our support for the telehealth provisions in Proposed Rule 8.321.2 NMAC Specialized Behavioral Health Provider Enrollment and Reimbursement provisions.

ATA Action, the American Telemedicine Association's affiliated trade association focused on advocacy, advances policy to ensure all individuals have permanent access to telehealth services across the care continuum. ATA Action supports the enactment of state and federal telehealth coverage and fair payment policies to secure telehealth access for all Americans, including those in rural and underserved communities. ATA Action recognizes that telehealth and virtual care have the potential to truly transform the health care delivery system – by improving patient outcomes, enhancing safety and effectiveness of care, addressing health disparities, and reducing costs – if only allowed to flourish.

§ 8.321.2.20(3), § 8.321.2.20(4), § 8.321.2.21, § 8.321.2.28 (B), and § 8.321.2.39(E) would all serve as a rational expansions of New Mexico's telehealth policy. The proposed rules would expand the use of telehealth for Crisis Stabilization Services, Mobile Crisis Intervention Services, Crisis Triage Centers, Medication Assisted Treatment for OUD and OUD treatment programs, and Therapeutic Interventions, easing access to care for vulnerable patients.

Thank you for your support for telehealth. We encourage you and your colleagues to pass the telehealth amendments in proposed rule 8.321.2 NMAC in the interest of expanding New Mexican patients' access to affordable, high-quality care. Please let us know if there is anything that we can do to assist you in your efforts to adopt practical telehealth policy in New Mexico. If you have any questions or would like to engage in additional discussion regarding the telehealth industry's perspective, please contact me at [kzebley@ataaction.org](mailto:kzebley@ataaction.org).

Kind regards,

A handwritten signature in black ink, appearing to read "Kye Zebley", is written over a faint orange "ATA ACTION" logo.

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Kyle Zebley  
Executive Director  
ATA Action