

# AFFIDAVIT OF PUBLICATION

## STATE OF NEW MEXICO

County of Bernalillo SS

NOTICE OF PUBLIC HEARING  
THE NEW MEXICO  
DEPARTMENT OF HEALTH  
WILL HOLD A PUBLIC HEARING  
ON THE PROPOSED NEW RULE  
48NM MACMATERNAL MORTALITY  
AND SEVERAL OTHER MATTERS

Elise Rodriguez, the undersigned, authorized Representative of the Albuquerque Journal, on oath states that this newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Session Laws of 1937, that payment therefore has been made of assessed as court cost; and that the notice, copy of which is hereto attached, was published in said paper in the regular daily edition, for 1 time(s) on the following date(s):

06/21/2022



Sworn and subscribed before me, a Notary Public, in and for the County of Bernalillo and State of New Mexico this 21 day of June of 2022

PRICE \$747.75

Statement to come at the end of month.

ACCOUNT NUMBER 1031196



OFFICIAL SEAL  
Phyllis A. Santora

NOTARY PUBLIC - State of New Mexico

My Commission Expires 7-19-2022



#### 7.4.8.10 – Membership

- This section describes the statutory makeup of the committee membership and the process for the appointment of the committee members.
- This section describes that members other than the nominated members will be recruited through an open call which will be posted along with an application on the Department's website. This will allow for the casting of a broad net in the recruitment of committee members.
- Once the applications are received, staff will use a scoring matrix to objectively evaluate the applications. The use of the scoring matrix is intended to assure a consistent and transparent means of evaluation. Scoring criteria will be applied to assure that applicants who are working in and representing communities that are the most impacted by maternal mortality will be prioritized when reviewing applications. This process will ensure the representation of highly impacted communities as required by the statute. Applicants with specific expertise in fields that encounter issues related to maternal mortality and morbidity will also be prioritized to ensure a well-rounded and knowledgeable committee composition.
- The rule also establishes service terms, reimbursement requirements, and training for committee members.

#### 7.4.8.11 – Case Identification

- Maternal Mortality –
- This section identifies committee operational staff and the NM Department of Health Bureau of Vital Records and Health Statistics as the parties responsible for identifying cases of maternal mortality for the committee to review. A timeframe and reporting criteria are also identified.

#### 7.4.8.12 – Data Collection

- This section outlines the individuals that are required to report cases of maternal mortality, the committee's authority to obtain the health and any law enforcement information connected to those cases and how that information may be collected. This section also provides for interviews of individuals connected to a mortality case. This process is important as the information needed for the review may not be fully contained within the medical or law enforcement records alone.
- This section also provides that the race and ethnicity of the deceased will be noted in otherwise de-identified case summaries for the committee to consider the possibilities of racism, bias and inequity having had a role in the death of that individual. The importance of considering that information is to build awareness of those factors as potential contributors to maternal mortality and to inform committee recommendations on how to address those factors.

#### 7.4.8.13 – Committee Responsibilities

- This section describes the operation of the committees and what is expected of the committee members including what they will be responsible for producing.

#### 7.4.8.14 – Case Review Process

- This section provides the process by which the committee reviews case summaries and how the committee's decisions are recorded and reported. This section also provides a method for how a committee member might address concerns about information missed by the case abstractor. For example, if a committee member is concerned that information related to racial justice and health equity is missing from a case summary, that committee member may request a review of that work or request that a new abstractor be assigned.

#### 7.4.8.15 – Confidentiality of Records, Proceedings, and Findings:

- This section outlines the provisions for the maintenance of confidentiality during meetings, how the confidentiality records will be maintained and who will have access to those records.

#### 7.4.8.16 – Dissemination of Information; Development of Recommendations; Advancement of recommendations

- This section describes how the information produced by the committee including aggregated and de-identified data, analysis and prevention recommendations will be distributed.

Any interested member of the public may attend the hearing and submit data, views, or arguments either orally or in writing on the proposed rule amendments during the hearing. To access the hearing by telephone: please call 1-844-992-4726. Your telephone comments will be recorded. To access the hearing via internet: please go to Webex.com; click the "Join" button; click the "Join a meeting" button; enter the following meeting number and password where indicated on screen—Meeting number (access code): 2491 423 0759 #, Meeting password: GmyeZQZs386; click the "OK" button. You may also provide comment via Chat during the live streaming.

Written public comment regarding the proposed rule amendments can be submitted by either mailing the comment to the following address:

Sheila Apodaca  
Office of General Counsel  
New Mexico Department of Health  
1190 St. Francis Drive, Suite N-4095  
Santa Fe, NM 87505  
(505) 827-2997

Or preferably by e-mailing the comment to the e-mail address: [Sheila.Apodaca@state.nm.us](mailto:Sheila.Apodaca@state.nm.us).

Written comments must be received by the close of the public rule hearing on July 26, 2022. All written comments will be published on the agency website at <http://nmhealth.org/about/asd/cmo/rules/> within three (3) days of receipt and will be available at the New Mexico Department of Health Public Health Division for public inspection.

If you are an individual with a disability who is in need of special assistance or accommodations to attend or participate in the hearing, please contact Sheila Apodaca by telephone at (505) 827-2997. The Department requests at least ten (10) days advance notice to provide requested special accommodations.

The foregoing are summaries of the proposed rule. The proposed rule includes various additional substantive revisions not identified here. Free copies of the full text of the proposed rule may be obtained online from the Department's website at <https://nmhealth.org/publication/regulation/>

Journal: June 21, 2022

