



# Trans Health Project

*Working for Transgender Equal Rights*

## New Mexico Health Insurance Guidance

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New Mexico has explicit insurance guidance on transgender-related health care.

### Regulations:

N.M. Admin. Code 13.10.32.13

#### Summary:

“An Insurer who is legally obligated to provide contraceptive supplies or services shall do so without discriminating against the covered person on the basis of race, color, national origin, sex, sexual orientation, gender expression or identity, marital status, age, citizenship, immigration status, or disability. This includes, but is not limited to, providing coverage for of any method of over-the-counter contraception without regard to the sex, or **gender identity** or expression, of the covered person.”

### Bulletins and Announcements:

**Bulletin:** [New Mexico Superintendent of Insurance committed to protecting civil rights in health care](#)

**Issued by:** Office of Superintendent of Insurance

**Issued on:** May 13, 2020

#### Summary:

This is a statement regarding the Section 1557 rollback rule, stating that NM would continue to exercise its authority under the NM Human Rights Act and NM Insurance Code.

**Bulletin:** [Transgender Non-Discrimination in Health Insurance Benefits](#)

**Issued by:** New Mexico Office of Superintendent of Insurance

**Issued on:** Aug. 23, 2018

#### Summary:

Interpreting the Affordable Care Act, New Mexico Human Rights Act and New Mexico Insurance Code to prohibit health care services related to gender transition when the services are otherwise covered under the policy. It also prohibits denials of sex-specific care.

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