

Second Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO

**REREVISED**

*This Version Includes All Amendments  
Adopted in the Second House*

LLS NO. 18-0879.01 Brita Darling x2241

**HOUSE BILL 18-1321**

**HOUSE SPONSORSHIP**

**McKean and Arndt**, Ginal

**SENATE SPONSORSHIP**

**Moreno and Martinez Humenik**, Kefalas

**House Committees**

Health, Insurance, & Environment  
Appropriations

**Senate Committees**

State, Veterans, & Military Affairs  
Appropriations

SENATE  
Amended 3rd Reading  
May 8, 2018

**A BILL FOR AN ACT**

101 **CONCERNING EFFICIENT ADMINISTRATION OF NONEMERGENCY**  
102 **MEDICAL TRANSPORTATION WITHIN THE EXISTING BENEFIT**  
103 **UNDER THE MEDICAL ASSISTANCE PROGRAM, AND, IN**  
104 **CONNECTION THEREWITH, MAKING AND REDUCING AN**  
105 **APPROPRIATION.**

SENATE  
Amended 2nd Reading  
May 7, 2018

**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

HOUSE  
3rd Reading Unamended  
April 25, 2018

The bill requires the department of health care policy and financing (department) to create and implement a method for meeting

HOUSE  
Amended 2nd Reading  
April 24, 2018

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.

urgent transportation needs within the existing nonemergency medical transportation benefit under the medical assistance program.

The method created by the department must provide medical service provider and facility access to approved providers who can meet urgent transportation needs, and include an efficient method for obtaining and paying for the transportation services.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, **add** 25.5-5-324 as  
3 follows:

4 **25.5-5-324. Nonemergency medical transportation - urgent**  
5 **transportation need - report - repeal.** (1) ON OR BEFORE JANUARY 1,  
6 2019, THE STATE DEPARTMENT SHALL CREATE AND IMPLEMENT AN  
7 EFFICIENT AND COST-EFFECTIVE METHOD FOR MEETING URGENT  
8 TRANSPORTATION NEEDS WITHIN THE EXISTING NONEMERGENCY MEDICAL  
9 TRANSPORTATION BENEFIT UNDER THE MEDICAL ASSISTANCE PROGRAM.  
10 URGENT TRANSPORTATION NEEDS INCLUDE DISCHARGE FROM INPATIENT,  
11 EMERGENCY SERVICES, AND OTHER URGENT BUT NONEMERGENCY  
12 SERVICES, AS DETERMINED BY THE STATE DEPARTMENT.

13 (2) THE METHOD CREATED BY THE STATE DEPARTMENT MUST  
14 INCLUDE, AT A MINIMUM:

15 (a) MEDICAL SERVICE PROVIDER OR FACILITY ACCESS TO  
16 APPROVED TRANSPORTATION PROVIDERS FOR PATIENTS WITH URGENT  
17 TRANSPORTATION NEEDS;

18 (b) ACCESS TO TRANSPORTATION PROVIDERS WHO HAVE OBTAINED  
19 THE NECESSARY BACKGROUND CHECKS, DRUG TESTS, TRAINING, AND  
20 VEHICLE INSPECTIONS, AS REQUIRED BY THE STATE DEPARTMENT; AND

21 (c) AN EFFICIENT METHOD FOR OBTAINING AND PAYING FOR  
22 TRANSPORTATION SERVICES FOR URGENT TRANSPORTATION NEEDS.

1 (3) THE STATE DEPARTMENT MAY CONTRACT FOR BACKGROUND  
2 CHECKS, DRUG TESTS, TRAINING, AND VEHICLE INSPECTIONS THAT MAY BE  
3 REQUIRED PURSUANT TO SUBSECTION (2) OF THIS SECTION.

4 (4) (a) THE STATE DEPARTMENT SHALL ANNUALLY REPORT ON THE  
5 IMPLEMENTATION AND EFFECTIVENESS OF THE PROCESS CREATED IN THIS  
6 SECTION FOR MEETING URGENT TRANSPORTATION NEEDS WITHIN THE  
7 NONEMERGENCY MEDICAL TRANSPORTATION BENEFIT. THE STATE  
8 DEPARTMENT SHALL PRESENT THE REPORT AS PART OF ITS ANNUAL  
9 PRESENTATION TO THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE  
10 SENATE AND THE PUBLIC HEALTH AND HUMAN SERVICES COMMITTEE OF  
11 THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, THAT  
12 IS HELD EACH YEAR DURING THE INTERIM PRIOR TO THE LEGISLATIVE  
13 SESSION, AS REQUIRED PURSUANT TO SECTION 2-7-203.

14 (b) NOTWITHSTANDING THE PROVISIONS OF SECTION 24-1-136  
15 (11)(a)(I) TO THE CONTRARY, THE REPORT REQUIRED PURSUANT TO THIS  
16 SECTION SHALL CONTINUE UNTIL THE BEGINNING OF THE 2025  
17 LEGISLATIVE SESSION.

18 (c) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2025.

19 **SECTION 2. Appropriation - adjustments to 2018 long bill.**

20 (1) For the 2018-19 state fiscal year, \$377,621 is appropriated to the  
21 department of health care policy and financing. Of this appropriation  
22 \$359,295 is from the general fund and \$18,326 is from the healthcare  
23 affordability and sustainability fee cash fund created in section  
24 25.5-4-402.4 (5)(a), C.R.S. To implement this act, the department may  
25 use this appropriation as follows:

26 (a) \$25,688 for use by the executive director's office for personal  
27 services, which consists of \$16,833 from the general fund and \$8,855

1 from the healthcare affordability and sustainability fee cash fund, and  
2 which amount is based on an assumption that the department will require  
3 an additional 0.8 FTE;

4 (b) \$2,731 for use by the executive director's office for operating  
5 expenses, which consists of \$1,790 from the general fund and \$941 from  
6 the healthcare affordability and sustainability fee cash fund;

7 (c) \$21,750 from the general fund for medicaid management  
8 information system maintenance and projects; and

9 (d) \$327,452 for medical and long-term care services for medicaid  
10 eligible individuals, which consists of \$318,922 from the general fund,  
11 which amount is subject to the "(M)" notation as defined in the annual  
12 general appropriation act for the same fiscal year, and \$8,530 from the  
13 healthcare affordability and sustainability fee cash fund.

14 (2) For the 2018-19 state fiscal year, the general assembly  
15 anticipates that the department of health care policy and financing will  
16 receive \$436,989 in federal funds to implement this act. The  
17 appropriation in subsection (1) of this section is based on the assumption  
18 that the department will receive this amount of federal funds to be used  
19 as follows:

20 (a) \$25,688 for use by the executive director's office for personal  
21 services;

22 (b) \$2,732 for use by the executive director's office for operating  
23 expenses;

24 (c) \$65,250 for medicaid management information system  
25 maintenance and projects; and

26 (d) \$343,319 for medical and long-term care services for medicaid  
27 eligible individuals.

1           (3) To implement this act, appropriations made in the annual  
2 general appropriation act for the 2018-19 state fiscal year to the  
3 department of health care policy and financing are adjusted as follows:

4           (a) The general fund appropriation for medical and long-term care  
5 services for medicaid eligible individuals is decreased by \$359,295; and

6           (b) The cash funds appropriation from the healthcare affordability  
7 and sustainability fee cash fund created in section 25.5-4-402.4 (5)(a),  
8 C.R.S., for medical and long-term care services for medicaid eligible  
9 individuals is decreased by \$52,378.

10           (4) The decrease of the appropriations in subsection (3) of this  
11 section is based on the assumption that the anticipated amount of federal  
12 funds received for the 2018-19 state fiscal year by the department of  
13 health care policy and financing for medical and long-term care services  
14 for medicaid eligible individuals will decrease by \$507,240.

15           **SECTION 3. Safety clause.** The general assembly hereby finds,  
16 determines, and declares that this act is necessary for the immediate  
17 preservation of the public peace, health, and safety.