

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Public & Behavioral Health & Human Services.

HB22-1114 be amended as follows:

1 Amend printed bill, page 3, line 20, strike "and (6)".

2 Page 3, strike lines 22 through 27.

3 Page 4, strike lines 1 through 3.

4 Page 4, line 4, strike "(6)" and substitute "(5)".

5 Page 4, lines 5 and 6, strike "REGARDING THE IMPLEMENTATION OF
6 SUBSECTION (5) OF THIS SECTION".

7 Page 4, strike lines 13 through 15 and substitute "MINIMUM, THE REPORT
8 MUST IDENTIFY:

9 (I) A REIMBURSEMENT SYSTEM WITH A GOAL TO INCENTIVIZE AND
10 INCREASE TRANSPORTATION PROVIDER PARTICIPATION;

11 (II) HOW THE STATE DEPARTMENT WILL ENSURE COMPLIANCE
12 WITH APPLICABLE FEDERAL LAWS AND WAIVER REQUIREMENTS;

13 (III) A SYSTEM OF COMMON REPORTING TO ENSURE A RECIPIENT
14 DOES NOT EXCEED THE MEDICAID BENEFIT IN A MULTI-PROVIDER
15 SCENARIO; AND

16 (IV) BEST PRACTICES BASED ON WHAT OTHER STATES HAVE DONE
17 TO ALLOW TRANSPORTATION NETWORK COMPANIES TO PROVIDE
18 NONMEDICAL TRANSPORTATION SERVICES FOR INDIVIDUALS RECEIVING
19 SERVICES, INCLUDING BUT NOT LIMITED TO, REIMBURSEMENT RATES;
20 DRIVER COMPENSATION; INTEGRATION WITH PROGRAMS THAT PROVIDE
21 NONMEDICAL TRANSPORTATION SERVICES.

22 Page 4, after line 22 insert:

23 "(c) (I) UPON COMPLETION OF THE REPORT DESCRIBED IN
24 SUBSECTION (5)(a) OF THIS SECTION, THE STATE DEPARTMENT SHALL
25 ANALYZE AND REVIEW EACH OPERATIONAL TRANSPORTATION NETWORK
26 COMPANY, AS DEFINED IN SECTION 40-10.1-602 (3). THE STATE
27 DEPARTMENT SHALL VERIFY EACH TRANSPORTATION NETWORK
28 COMPANY'S VIABILITY TO ENSURE THE HEALTH, SAFETY, WELFARE, COST
29 EFFECTIVENESS, AND CAPABILITY IN EXPANDING NONMEDICAL
30 TRANSPORTATION SERVICES FOR INDIVIDUALS RECEIVING SERVICES
31 PURSUANT TO THIS SECTION AND COMPLY WITH ALL RULES PROMULGATED
32 PURSUANT TO SUBSECTION (5)(e)(I) OF THIS SECTION.

33 (II) NO LATER THAN JULY 1, 2024, THE STATE DEPARTMENT SHALL
34 AUTHORIZE VERIFIED TRANSPORTATION NETWORK COMPANIES TO PROVIDE

1 NONMEDICAL TRANSPORTATION SERVICES IF THE STATE DEPARTMENT
2 FINDS THE TRANSPORTATION NETWORK COMPANY VIABLE UNDER FEDERAL
3 REQUIREMENTS AND WITHIN BUDGETARY CONSTRAINTS.

4 (III) FOR THE PURPOSES OF THIS SUBSECTION (5)(c), "VERIFY"
5 MEANS A TRANSPORTATION NETWORK COMPANY MEETS ALL
6 REQUIREMENTS RESULTING FROM THE REPORT DESCRIBED IN SUBSECTION
7 (5)(a) OF THIS SECTION.

8 (d) THE STATE DEPARTMENT MAY SEEK ANY NECESSARY FEDERAL
9 AUTHORIZATION FOR THE IMPLEMENTATION OF THIS SUBSECTION (5).

10 (e) (I) THE STATE DEPARTMENT SHALL PROMULGATE ANY
11 NECESSARY RULES TO ENSURE TRANSPORTATION NETWORK COMPANIES
12 COMPLY WITH FEDERAL AND STATE OVERSIGHT REQUIREMENTS AND SHALL
13 INCLUDE ALL RELEVANT STAKEHOLDERS, INCLUDING MEDICAID
14 RECIPIENTS, TRANSPORTATION NETWORK COMPANIES, CURRENT
15 PROVIDERS AND DRIVERS FOR NONMEDICAL TRANSPORTATION SERVICES,
16 AND OTHER INTERESTED PARTIES IN THE DEVELOPMENT OF SUCH
17 REQUIREMENTS.

18 (II) PURSUANT TO SECTION 40-10.1-105 (1)(l), TRANSPORTATION
19 NETWORK COMPANIES ARE NOT SUBJECT TO REGULATION BY THE PUBLIC
20 UTILITIES COMMISSION WHEN PROVIDING NONMEDICAL TRANSPORTATION
21 SERVICES PURSUANT TO THIS SECTION AND ARE INSTEAD SUBJECT TO
22 RULES PROMULGATED BY THE STATE DEPARTMENT PURSUANT TO THIS
23 SUBSECTION (5)(e).

24 (f) THIS SUBSECTION (5) DOES NOT APPLY TO A PROVIDER
25 AUTHORIZED TO PROVIDE TRANSPORTATION SERVICES PURSUANT TO PART
26 8 OF ARTICLE 1 OF TITLE 25.5 PRIOR TO THE EFFECTIVE DATE OF THIS
27 SUBSECTION (5).".

28 Page 4, line 24, strike "and (6)".

29 Page 4, strike lines 26 and 27 and substitute "**developmental disabilities**
30 **- rules.**"

31 Page 5, strike lines 1 through 8.

32 Page 5, line 9, strike "(6)" and substitute "(5)".

33 Page 5, lines 10 and 11, strike "REGARDING THE IMPLEMENTATION OF
34 SUBSECTION (5) OF THIS SECTION".

35 Page 5, strike lines 18 through 20 and substitute "MINIMUM, THE REPORT
36 MUST IDENTIFY:

37 (I) A REIMBURSEMENT SYSTEM WITH A GOAL TO INCENTIVIZE AND

1 INCREASE TRANSPORTATION PROVIDER PARTICIPATION;
2 (II) HOW THE STATE DEPARTMENT WILL ENSURE COMPLIANCE
3 WITH APPLICABLE FEDERAL LAWS AND WAIVER REQUIREMENTS;
4 (III) A SYSTEM OF COMMON REPORTING TO ENSURE A RECIPIENT
5 DOES NOT EXCEED THE MEDICAID BENEFIT IN A MULTI-PROVIDER
6 SCENARIO; AND
7 (IV) BEST PRACTICES BASED ON WHAT OTHER STATES HAVE DONE
8 TO ALLOW TRANSPORTATION NETWORK COMPANIES TO PROVIDE
9 NONMEDICAL TRANSPORTATION SERVICES FOR INDIVIDUALS RECEIVING
10 SERVICES, INCLUDING BUT NOT LIMITED TO, REIMBURSEMENT RATES;
11 DRIVER COMPENSATION; INTEGRATION WITH PROGRAMS THAT PROVIDE
12 NONMEDICAL TRANSPORTATION SERVICES.

13 Page 5, after line 27 insert:

14 "(c) (I) UPON COMPLETION OF THE REPORT DESCRIBED IN
15 SUBSECTION (5)(a) OF THIS SECTION, THE STATE DEPARTMENT SHALL
16 ANALYZE AND REVIEW EACH OPERATIONAL TRANSPORTATION NETWORK
17 COMPANY, AS DEFINED IN SECTION 40-10.1-602 (3). THE STATE
18 DEPARTMENT SHALL VERIFY EACH TRANSPORTATION NETWORK
19 COMPANY'S VIABILITY TO ENSURE THE HEALTH, SAFETY, WELFARE, COST
20 EFFECTIVENESS, AND CAPABILITY IN EXPANDING NONMEDICAL
21 TRANSPORTATION SERVICES FOR INDIVIDUALS RECEIVING SERVICES
22 PURSUANT TO THIS SECTION AND COMPLY WITH ALL RULES PROMULGATED
23 PURSUANT TO SUBSECTION (5)(e)(I) OF THIS SECTION.

24 (II) NO LATER THAN JULY 1, 2024, THE STATE DEPARTMENT SHALL
25 AUTHORIZE VERIFIED TRANSPORTATION NETWORK COMPANIES TO PROVIDE
26 NONMEDICAL TRANSPORTATION SERVICES IF THE STATE DEPARTMENT
27 FINDS THE TRANSPORTATION NETWORK COMPANY VIABLE UNDER FEDERAL
28 REQUIREMENTS AND WITHIN BUDGETARY CONSTRAINTS.

29 (III) FOR THE PURPOSES OF THIS SUBSECTION (5)(c), "VERIFY"
30 MEANS A TRANSPORTATION NETWORK COMPANY MEETS ALL
31 REQUIREMENTS RESULTING FROM THE REPORT DESCRIBED IN SUBSECTION
32 (5)(a) OF THIS SECTION.

33 (d) THE STATE DEPARTMENT MAY SEEK ANY NECESSARY FEDERAL
34 AUTHORIZATION FOR THE IMPLEMENTATION OF THIS SUBSECTION (5).

35 (e) (I) THE STATE DEPARTMENT SHALL PROMULGATE ANY
36 NECESSARY RULES TO ENSURE TRANSPORTATION NETWORK COMPANIES
37 COMPLY WITH FEDERAL AND STATE OVERSIGHT REQUIREMENTS AND SHALL
38 INCLUDE ALL RELEVANT STAKEHOLDERS, INCLUDING MEDICAID
39 RECIPIENTS, TRANSPORTATION NETWORK COMPANIES, CURRENT
40 PROVIDERS AND DRIVERS FOR NONMEDICAL TRANSPORTATION SERVICES,
41 AND OTHER INTERESTED PARTIES IN THE DEVELOPMENT OF SUCH

1 REQUIREMENTS.

2 (II) PURSUANT TO SECTION 40-10.1-105 (1)(I), TRANSPORTATION

3 NETWORK COMPANIES ARE NOT SUBJECT TO REGULATION BY THE PUBLIC

4 UTILITIES COMMISSION WHEN PROVIDING NONMEDICAL TRANSPORTATION

5 SERVICES PURSUANT TO THIS SECTION AND ARE INSTEAD SUBJECT TO

6 RULES PROMULGATED BY THE STATE DEPARTMENT PURSUANT TO THIS

7 SUBSECTION (5)(e).

8 (f) THIS SUBSECTION (5) DOES NOT APPLY TO A PROVIDER

9 AUTHORIZED TO PROVIDE TRANSPORTATION SERVICES PURSUANT TO PART

10 8 OF ARTICLE 1 OF TITLE 25.5 PRIOR TO THE EFFECTIVE DATE OF THIS

11 SUBSECTION (5).".

12 Page 6, line 2, strike "and (9)".

13 Page 6, strike lines 6 through 15 and substitute "**of human services -**

14 **rules.**".

15 Page 6, line 16, strike "(9)" and substitute "(8)".

16 Page 6, lines 17 and 18, strike "REGARDING THE IMPLEMENTATION OF

17 SUBSECTION (8) OF THIS SECTION".

18 Page 6, strike lines 25 through 27 and substitute "MINIMUM, THE REPORT

19 MUST IDENTIFY:

20 (I) A REIMBURSEMENT SYSTEM WITH A GOAL TO INCENTIVIZE AND

21 INCREASE TRANSPORTATION PROVIDER PARTICIPATION;

22 (II) HOW THE STATE DEPARTMENT WILL ENSURE COMPLIANCE

23 WITH APPLICABLE FEDERAL LAWS AND WAIVER REQUIREMENTS;

24 (III) A SYSTEM OF COMMON REPORTING TO ENSURE A RECIPIENT

25 DOES NOT EXCEED THE MEDICAID BENEFIT IN A MULTI-PROVIDER

26 SCENARIO; AND

27 (IV) BEST PRACTICES BASED ON WHAT OTHER STATES HAVE DONE

28 TO ALLOW TRANSPORTATION NETWORK COMPANIES TO PROVIDE

29 NONMEDICAL TRANSPORTATION SERVICES FOR INDIVIDUALS RECEIVING

30 SERVICES, INCLUDING BUT NOT LIMITED TO, REIMBURSEMENT RATES;

31 DRIVER COMPENSATION; INTEGRATION WITH PROGRAMS THAT PROVIDE

32 NONMEDICAL TRANSPORTATION SERVICES.

33 Page 7, after line 7 insert:

34 "(c) (I) UPON COMPLETION OF THE REPORT DESCRIBED IN

35 SUBSECTION (8)(a) OF THIS SECTION, THE STATE DEPARTMENT SHALL

36 ANALYZE AND REVIEW EACH OPERATIONAL TRANSPORTATION NETWORK

1 COMPANY, AS DEFINED IN SECTION 40-10.1-602 (3). THE STATE
2 DEPARTMENT SHALL VERIFY EACH TRANSPORTATION NETWORK
3 COMPANY'S VIABILITY TO ENSURE THE HEALTH, SAFETY, WELFARE, COST
4 EFFECTIVENESS, AND CAPABILITY IN EXPANDING NONMEDICAL
5 TRANSPORTATION SERVICES FOR INDIVIDUALS RECEIVING SERVICES
6 PURSUANT TO THIS SECTION AND COMPLY WITH ALL RULES PROMULGATED
7 PURSUANT TO SUBSECTION (8)(e)(I) OF THIS SECTION.

8 (II) NO LATER THAN JULY 1, 2024, THE STATE DEPARTMENT SHALL
9 AUTHORIZE VERIFIED TRANSPORTATION NETWORK COMPANIES TO PROVIDE
10 NONMEDICAL TRANSPORTATION SERVICES IF THE STATE DEPARTMENT
11 FINDS THE TRANSPORTATION NETWORK COMPANY VIABLE UNDER FEDERAL
12 REQUIREMENTS AND WITHIN BUDGETARY CONSTRAINTS.

13 (III) FOR THE PURPOSES OF THIS SUBSECTION (8)(c), "VERIFY"
14 MEANS A TRANSPORTATION NETWORK COMPANY MEETS ALL
15 REQUIREMENTS RESULTING FROM THE REPORT DESCRIBED IN SUBSECTION
16 (8)(a) OF THIS SECTION.

17 (d) THE STATE DEPARTMENT MAY SEEK ANY NECESSARY FEDERAL
18 AUTHORIZATION FOR THE IMPLEMENTATION OF THIS SUBSECTION (8).

19 (e) (I) THE STATE DEPARTMENT SHALL PROMULGATE ANY
20 NECESSARY RULES TO ENSURE TRANSPORTATION NETWORK COMPANIES
21 COMPLY WITH FEDERAL AND STATE OVERSIGHT REQUIREMENTS AND SHALL
22 INCLUDE ALL RELEVANT STAKEHOLDERS, INCLUDING MEDICAID
23 RECIPIENTS, TRANSPORTATION NETWORK COMPANIES, CURRENT
24 PROVIDERS AND DRIVERS FOR NONMEDICAL TRANSPORTATION SERVICES,
25 AND OTHER INTERESTED PARTIES IN THE DEVELOPMENT OF SUCH
26 REQUIREMENTS.

27 (II) PURSUANT TO SECTION 40-10.1-105 (1)(I), TRANSPORTATION
28 NETWORK COMPANIES ARE NOT SUBJECT TO REGULATION BY THE PUBLIC
29 UTILITIES COMMISSION WHEN PROVIDING NONMEDICAL TRANSPORTATION
30 SERVICES PURSUANT TO THIS SECTION AND ARE INSTEAD SUBJECT TO
31 RULES PROMULGATED BY THE STATE DEPARTMENT PURSUANT TO THIS
32 SUBSECTION (8)(e).

33 (f) THIS SUBSECTION (8) DOES NOT APPLY TO A PROVIDER
34 AUTHORIZED TO PROVIDE TRANSPORTATION SERVICES PURSUANT TO PART
35 8 OF ARTICLE 1 OF TITLE 25.5 PRIOR TO THE EFFECTIVE DATE OF THIS
36 SUBSECTION (8).".

37 Page 7, line 9, strike "and (8)".

38 Page 7, strike lines 12 through 21 and substitute "**waiver - duties of the**
39 **department - rules.**".

40 Page 7, line 22, strike "(8)" and substitute "(7)".

1 Page 7, lines 23 and 24, strike "REGARDING THE IMPLEMENTATION OF
2 SUBSECTION (7) OF THIS SECTION".

3 Page 8, strike lines 4 through 6 and substitute "MINIMUM, THE REPORT
4 MUST IDENTIFY:

5 (I) A REIMBURSEMENT SYSTEM WITH A GOAL TO INCENTIVIZE AND
6 INCREASE TRANSPORTATION PROVIDER PARTICIPATION;

7 (II) HOW THE STATE DEPARTMENT WILL ENSURE COMPLIANCE
8 WITH APPLICABLE FEDERAL LAWS AND WAIVER REQUIREMENTS;

9 (III) A SYSTEM OF COMMON REPORTING TO ENSURE A RECIPIENT
10 DOES NOT EXCEED THE MEDICAID BENEFIT IN A MULTI-PROVIDER
11 SCENARIO; AND

12 (IV) BEST PRACTICES BASED ON WHAT OTHER STATES HAVE DONE
13 TO ALLOW TRANSPORTATION NETWORK COMPANIES TO PROVIDE
14 NONMEDICAL TRANSPORTATION SERVICES FOR INDIVIDUALS RECEIVING
15 SERVICES, INCLUDING BUT NOT LIMITED TO, REIMBURSEMENT RATES;
16 DRIVER COMPENSATION; INTEGRATION WITH PROGRAMS THAT PROVIDE
17 NONMEDICAL TRANSPORTATION SERVICES.

18 Page 8, after line 13 insert:

19 "(c) (I) UPON COMPLETION OF THE REPORT DESCRIBED IN
20 SUBSECTION (7)(a) OF THIS SECTION, THE STATE DEPARTMENT SHALL
21 ANALYZE AND REVIEW EACH OPERATIONAL TRANSPORTATION NETWORK
22 COMPANY, AS DEFINED IN SECTION 40-10.1-602 (3). THE STATE
23 DEPARTMENT SHALL VERIFY EACH TRANSPORTATION NETWORK
24 COMPANY'S VIABILITY TO ENSURE THE HEALTH, SAFETY, WELFARE, COST
25 EFFECTIVENESS, AND CAPABILITY IN EXPANDING NONMEDICAL
26 TRANSPORTATION SERVICES FOR INDIVIDUALS RECEIVING SERVICES
27 PURSUANT TO THIS SECTION AND COMPLY WITH ALL RULES PROMULGATED
28 PURSUANT TO SUBSECTION (7)(e)(I) OF THIS SECTION.

29 (II) NO LATER THAN JULY 1, 2024, THE STATE DEPARTMENT SHALL
30 AUTHORIZE VERIFIED TRANSPORTATION NETWORK COMPANIES TO PROVIDE
31 NONMEDICAL TRANSPORTATION SERVICES IF THE STATE DEPARTMENT
32 FINDS THE TRANSPORTATION NETWORK COMPANY VIABLE UNDER FEDERAL
33 REQUIREMENTS AND WITHIN BUDGETARY CONSTRAINTS.

34 (III) FOR THE PURPOSES OF THIS SUBSECTION (7)(c), "VERIFY"
35 MEANS A TRANSPORTATION NETWORK COMPANY MEETS ALL
36 REQUIREMENTS RESULTING FROM THE REPORT DESCRIBED IN SUBSECTION
37 (7)(a) OF THIS SECTION.

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39 AUTHORIZATION FOR THE IMPLEMENTATION OF THIS SUBSECTION (7).

40 (e) (I) THE STATE DEPARTMENT SHALL PROMULGATE ANY

1 NECESSARY RULES TO ENSURE TRANSPORTATION NETWORK COMPANIES
2 COMPLY WITH FEDERAL AND STATE OVERSIGHT REQUIREMENTS AND SHALL
3 INCLUDE ALL RELEVANT STAKEHOLDERS, INCLUDING MEDICAID
4 RECIPIENTS, TRANSPORTATION NETWORK COMPANIES, CURRENT
5 PROVIDERS AND DRIVERS FOR NONMEDICAL TRANSPORTATION SERVICES,
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7 REQUIREMENTS.

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9 NETWORK COMPANIES ARE NOT SUBJECT TO REGULATION BY THE PUBLIC
10 UTILITIES COMMISSION WHEN PROVIDING NONMEDICAL TRANSPORTATION
11 SERVICES PURSUANT TO THIS SECTION AND ARE INSTEAD SUBJECT TO
12 RULES PROMULGATED BY THE STATE DEPARTMENT PURSUANT TO THIS
13 SUBSECTION (7)(e).

14 (f) THIS SUBSECTION (7) DOES NOT APPLY TO A PROVIDER
15 AUTHORIZED TO PROVIDE TRANSPORTATION SERVICES PURSUANT TO PART
16 8 OF ARTICLE 1 OF TITLE 25.5 PRIOR TO THE EFFECTIVE DATE OF THIS
17 SUBSECTION (7).".

18 Page 8, line 15, strike "and (9)".

19 Page 8, strike lines 17 through 26 and substitute "**medicine - rules.**".

20 Page 8, line 27, strike "(9)" and substitute "(8)".

21 Page 9, lines 1 and 2, strike "REGARDING THE IMPLEMENTATION OF
22 SUBSECTION (8) OF THIS SECTION".

23 Page 9, strike lines 9 through 11 and substitute "MINIMUM, THE REPORT
24 MUST IDENTIFY:

25 (I) A REIMBURSEMENT SYSTEM WITH A GOAL TO INCENTIVIZE AND
26 INCREASE TRANSPORTATION PROVIDER PARTICIPATION;

27 (II) HOW THE STATE DEPARTMENT WILL ENSURE COMPLIANCE
28 WITH APPLICABLE FEDERAL LAWS AND WAIVER REQUIREMENTS;

29 (III) A SYSTEM OF COMMON REPORTING TO ENSURE A RECIPIENT
30 DOES NOT EXCEED THE MEDICAID BENEFIT IN A MULTI-PROVIDER
31 SCENARIO; AND

32 (IV) BEST PRACTICES BASED ON WHAT OTHER STATES HAVE DONE
33 TO ALLOW TRANSPORTATION NETWORK COMPANIES TO PROVIDE
34 NONMEDICAL TRANSPORTATION SERVICES FOR INDIVIDUALS RECEIVING
35 SERVICES, INCLUDING BUT NOT LIMITED TO, REIMBURSEMENT RATES;
36 DRIVER COMPENSATION; INTEGRATION WITH PROGRAMS THAT PROVIDE
37 NONMEDICAL TRANSPORTATION SERVICES.

1 Page 9, after line 18 insert:

2 "(c) (I) UPON COMPLETION OF THE REPORT DESCRIBED IN
3 SUBSECTION (8)(a) OF THIS SECTION, THE STATE DEPARTMENT SHALL
4 ANALYZE AND REVIEW EACH OPERATIONAL TRANSPORTATION NETWORK
5 COMPANY, AS DEFINED IN SECTION 40-10.1-602 (3). THE STATE
6 DEPARTMENT SHALL VERIFY EACH TRANSPORTATION NETWORK
7 COMPANY'S VIABILITY TO ENSURE THE HEALTH, SAFETY, WELFARE, COST
8 EFFECTIVENESS, AND CAPABILITY IN EXPANDING NONMEDICAL
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18 MEANS A TRANSPORTATION NETWORK COMPANY MEETS ALL
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22 AUTHORIZATION FOR THE IMPLEMENTATION OF THIS SUBSECTION (8).

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25 COMPLY WITH FEDERAL AND STATE OVERSIGHT REQUIREMENTS AND SHALL
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27 RECIPIENTS, TRANSPORTATION NETWORK COMPANIES, CURRENT
28 PROVIDERS AND DRIVERS FOR NONMEDICAL TRANSPORTATION SERVICES,
29 AND OTHER INTERESTED PARTIES IN THE DEVELOPMENT OF SUCH
30 REQUIREMENTS.

31 (II) PURSUANT TO SECTION 40-10.1-105 (1)(I), TRANSPORTATION
32 NETWORK COMPANIES ARE NOT SUBJECT TO REGULATION BY THE PUBLIC
33 UTILITIES COMMISSION WHEN PROVIDING NONMEDICAL TRANSPORTATION
34 SERVICES PURSUANT TO THIS SECTION AND ARE INSTEAD SUBJECT TO
35 RULES PROMULGATED BY THE STATE DEPARTMENT PURSUANT TO THIS
36 SUBSECTION (8)(e).

37 (f) THIS SUBSECTION (8) DOES NOT APPLY TO A PROVIDER
38 AUTHORIZED TO PROVIDE TRANSPORTATION SERVICES PURSUANT TO PART
39 8 OF ARTICLE 1 OF TITLE 25.5 PRIOR TO THE EFFECTIVE DATE OF THIS
40 SUBSECTION (8)."

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