

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Stewart K.

1 Amend the Health and Human Services Committee Report, dated March
2 31, 2026, page 1, strike lines 1 and 2 and substitute:

3 "Amend printed bill, page 3, strike lines 2 through 7 and substitute:

4 "(4) (a) "Transportation provider" means an individual or ENTITY,
5 INCLUDING, BUT NOT LIMITED TO, A NONPROFIT, PUBLIC, OR business
6 entity, ~~other than a transportation broker~~, that:

7 ~~(a)~~ (I) Provides transportation services TO MEDICAID MEMBERS; or

8 ~~(b)~~ (II) Arranges the facilitation of transportation services FOR
9 MEDICAID MEMBERS by an individual.

10 (b) "TRANSPORTATION PROVIDER" DOES NOT INCLUDE A
11 TRANSPORTATION BROKER OR A TRANSPORTATION NETWORK COMPANY AS
12 DEFINED IN SECTION 40-10.1-602."."

13 Page 4 of the bill, line 17, strike "THE STATE DEPARTMENT" and substitute
14 "THE TRANSPORTATION BROKER"."

15 Page 1 of the report, line 11, strike "AND".

16 Page 1 of the report, line 13, strike "NEMT."." and substitute "NEMT;
17 AND

18 (h) A NONPROFIT OR PUBLIC TRANSPORTATION PROVIDER
19 REPRESENTING BOTH RURAL AND URBAN SERVICE AREAS."."

20 Page 1 of the report, after line 13 insert:

21 "Page 5 of the bill, after line 11 insert:

22 "(c) WHEN APPOINTING OR APPROVING NEMT PROVIDER
23 REPRESENTATIVES TO THE BOARD, THE TRANSPORTATION BROKER AND
24 THE STATE DEPARTMENT SHALL ENSURE EQUITABLE REPRESENTATION
25 AMONG:

26 (I) FOR-PROFIT TRANSPORTATION PROVIDERS;

27 (II) NONPROFIT TRANSPORTATION PROVIDERS; AND

28 (III) PUBLIC TRANSPORTATION PROVIDERS, INCLUDING LOCAL
29 GOVERNMENT OR PUBLIC TRANSIT AGENCIES."."

30 Page 1 of the report, strike lines 19 through 21.

31 Page 2 of the report, strike lines 1 through 3 and substitute:

32 "(k) ESTABLISH POLICIES REQUIRING TRANSPORTATION PROVIDERS
33 OR THE TRANSPORTATION BROKER, OR BOTH, TO UTILIZE A DIGITAL
34 DISPATCH SOFTWARE SYSTEM THAT AUTOMATICALLY RECORDS PICK-UP
35 AND DROP-OFF ADDRESSES, GPS COORDINATES, TIMES OF PICK-UP AND

1 DROP-OFF, ROUTES DRIVEN, MILES DRIVEN, AND THE DRIVER AND VEHICLE
2 THAT PERFORMED THE TRIP; AND".

3 Page 2 of the report, line 16, strike "CURE." and substitute "CURE.

4 (12) THE STATE DEPARTMENT SHALL ENSURE ALL
5 TRANSPORTATION PROVIDERS, DRIVERS, AND VEHICLES ARE
6 CREDENTIALLED IN A MANNER SUFFICIENT TO PROTECT MEMBER SAFETY
7 AND ENSURE PROGRAM INTEGRITY. THE STATE DEPARTMENT SHALL
8 ESTABLISH REQUIREMENTS FOR TRANSPORTATION PROVIDER, DRIVER, AND
9 VEHICLE CREDENTIALING THROUGH CONTRACT OR PROGRAM POLICY. THE
10 TRANSPORTATION BROKER SHALL VERIFY COMPLIANCE WITH
11 CREDENTIALING REQUIREMENTS.

12 (13) SERVICES PROVIDED BY NONCOMPLIANT OR
13 NONCREDENTIALLED DRIVERS OR IN NONCOMPLIANT OR NONCREDENTIALLED
14 VEHICLES ARE NOT ELIGIBLE FOR REIMBURSEMENT.

15 (14) FOR THE PRIMARY PURPOSE OF SAFETY, DRIVER
16 ACCOUNTABILITY, AND FRAUD PREVENTION, TRANSPORTATION PROVIDERS
17 SHALL USE VEHICLES EQUIPPED WITH TWO-WAY VIDEO DASH CAMERAS
18 AND A VIDEO RECORDING SYSTEM WHEN TRANSPORTING MEMBERS. THE
19 VIDEO DASH CAMERA AND VIDEO RECORDING SYSTEM MUST CAPTURE
20 VISUAL DOCUMENTATION OF TRIPS, INCLUDING IMAGES OF PICK-UP AND
21 DROP-OFF OF A MEMBER. THE POLICIES REGARDING THE USE OF VIDEO
22 RECORDING DURING TRANSPORTATION SERVICES ESTABLISHED PURSUANT
23 TO SUBSECTION (10)(g) OF THIS SECTION MUST ADDRESS MEMBER
24 PRIVACY, OPERATIONAL FEASIBILITY, AND COMPLIANCE WITH APPLICABLE
25 FEDERAL AND STATE LAWS AND RELATED REGULATORY STANDARDS,
26 INCLUDING MEDICAID REQUIREMENTS. VIDEO RECORDINGS OF MEMBERS
27 ARE NOT REQUIRED FOR BILLING PURPOSES, BUT MAY BE USED FOR
28 AUDITING PURPOSES. THIS SUBSECTION (14) DOES NOT APPLY TO
29 TRANSPORTATION PROVIDERS OPERATING FLEETS OF FIVE OR FEWER
30 VEHICLES.

31 (15) THE DATA COLLECTED PURSUANT TO SUBSECTION (10)(k) OF
32 THIS SECTION MUST ONLY BE MADE AVAILABLE TO THE STATE
33 DEPARTMENT OR THE TRANSPORTATION BROKER IN DIGITAL FORMAT.".

34 Page 2 of the report, strike lines 18 through 23 and substitute:
35 "Page 7 of the bill, strike lines 10 through 17.

36 Renumber succeeding subsections accordingly."

37 Page 2 of the report, line 29, strike "(14)" and substitute "(17)".

38 Page 3 of the report, after line 16 insert:

1 "Page 8 of the bill, line 19, strike "**providers.**" and substitute "**providers**
2 **- repeal.**".

3 Page 3 of the report, line 30, strike "IMPLEMENTED." and substitute
4 "IMPLEMENTED. THE PROHIBITION ON DIRECTING MEMBERS AWAY FROM
5 PREFERRED TRANSPORTATION PROVIDERS DOES NOT APPLY WHEN THE
6 PROVIDER IS SUBJECT TO TRIP CAPS OR MARKET-SHARE RESTRICTIONS AS
7 PART OF A CORRECTIVE ACTION PLAN PURSUANT TO SECTION 25.5-1-802
8 (11).".

9 Page 3 of the report, before line 31 insert:

10 "Page 12 of the bill, strike lines 15 through 18 and substitute:

11 "(12) THE TRANSPORTATION BROKER SHALL ENSURE ALL
12 TRANSPORTATION PROVIDERS MEET THE CREDENTIALING REQUIREMENTS
13 ESTABLISHED BY STATE DEPARTMENT RULE. NOTHING IN THIS SUBSECTION
14 (12) PROHIBITS A TRANSPORTATION BROKER FROM IMPOSING ADDITIONAL
15 CREDENTIALING, TRAINING, OR SAFETY REQUIREMENTS NECESSARY TO
16 ENSURE MEMBER SAFETY, PROGRAM INTEGRITY, OR QUALITY OF
17 SERVICE."

18 Page 12 of the bill, line 19, after "(13)" insert "(a)".

19 Page 12 of the bill, line 20, strike "A TRANSPORTATION PROVIDER" and
20 substitute "AN NEMT TRANSPORTATION PROVIDER".

21 Page 12 of the bill, after line 25 insert:

22 "(b) A TRANSPORTATION BROKER THAT ENTERED INTO A
23 CONTRACT WITH THE STATE DEPARTMENT PRIOR TO JANUARY 1, 2026, TO
24 PROVIDE TRANSPORTATION SERVICES AS A TRANSPORTATION PROVIDER
25 MAY CONTINUE PROVIDING TRANSPORTATION SERVICES AS A
26 TRANSPORTATION PROVIDER UNTIL SEPTEMBER 1, 2026. A
27 TRANSPORTATION BROKER WHO HAS CONTRACTED WITH THE STATE
28 DEPARTMENT TO PROVIDE TRANSPORTATION SERVICES AS A
29 TRANSPORTATION PROVIDER AND WHOSE CONTRACT IS EXECUTED,
30 AMENDED, OR RENEWED ON OR AFTER JANUARY 1, 2026, SHALL NOT
31 OPERATE, OWN OR CONTROL AN NEMT TRANSPORTATION PROVIDER THAT
32 OPERATES IN COLORADO PURSUANT TO SUBSECTION (13)(a) OF THIS
33 SECTION.

34 (c) SUBSECTION (13)(b) OF THIS SECTION AND THIS SUBSECTION
35 (13)(c) ARE REPEALED, EFFECTIVE JANUARY 1, 2027.".

36 Page 4 of the report, line 20, strike "25.5-1-802." and substitute
37 "25.5-1-802 AND MUST MEET THE SAME DRIVER, VEHICLE, SAFETY, AND

1 CREDENTIALING REQUIREMENTS ESTABLISHED BY THE STATE DEPARTMENT
2 FOR TRANSPORTATION PROVIDERS PARTICIPATING IN THE NEMT
3 PROGRAM."

4 Page 4 of the report, lines 22 and 23, strike "SECTION AND MAY PROVIDE
5 NEMT SERVICES TO MEMBERS." and substitute "SECTION."

6 Page 6 of the report, line 13, strike "POPULATIONS." and substitute
7 "POPULATIONS AND SERVICES."

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