

**Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 26-0078.01 Chelsea Princell x4335

SENATE BILL 26-063

SENATE SPONSORSHIP

Hinrichsen,

HOUSE SPONSORSHIP

Ricks,

Senate Committees
Business, Labor, & Technology

House Committees

A BILL FOR AN ACT

101 **CONCERNING NONEMERGENCY MEDICAL TRANSPORTATION SERVICES**
102 **FOR MEDICAID MEMBERS.**

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>.)

The bill requires a transportation broker to contract with at least 5 transportation providers to provide nonemergency transportation services to medicaid members.

A transportation provider must meet certain requirements before providing transportation services.

The bill requires that medicaid members be able to preapprove

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

nonemergency medical transportation services and choose a preferred transportation provider to receive nonemergency transportation services through.

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

2 **SECTION 1.** In Colorado Revised Statutes, 25.5-1-802, **add** (4)
3 as follows:

4 **25.5-1-802. Medicaid transportation services - safety and**
5 **oversight - rules.**

6 (4) (a) A TRANSPORTATION BROKER SHALL CONTRACT WITH AT
7 LEAST FIVE TRANSPORTATION PROVIDERS TO PROVIDE TRANSPORTATION
8 SERVICES TO MEMBERS. A TRANSPORTATION PROVIDER SHALL:

9 (I) HAVE AT LEAST THREE YEARS OF TRANSPORTATION
10 EXPERIENCE;

11 (II) OPERATE A DISPATCH CENTER WITH DRIVER MONITORING
12 CAPABILITIES;

13 (III) MAINTAIN A PHYSICAL OFFICE SPACE THAT IS SUITABLE FOR
14 PROVIDING TRANSPORTATION SERVICES;

15 (IV) MAINTAIN A WEBSITE TO ACCOMMODATE ONLINE BOOKING;
16 AND

17 (V) IMPLEMENT A DRIVER TRAINING PROGRAM, VEHICLE
18 INSPECTIONS, AND A SUBSTANCE USE TESTING PROGRAM FOR DRIVERS.

19 (b) A TRANSPORTATION BROKER SHALL:

20 (I) HANDLE ALL SCHEDULING, TRANSPORTATION, AND BILLING FOR
21 TRANSPORTATION SERVICES PROVIDED BY THE TRANSPORTATION
22 PROVIDER;

23 (II) MAINTAIN DETAILED RECORDS OF OPERATION AND
24 REGISTRATIONS OR CREDENTIALS THE TRANSPORTATION PROVIDER IS

1 REQUIRED TO COMPLY WITH AND WORK WITH THE TRANSPORTATION
2 PROVIDER AND THE STATE DEPARTMENT TO PROVIDE TRANSPORTATION
3 SERVICES;

4 (III) CONDUCT THE ANNUAL PERFORMANCE REVIEW;

5 (IV) PROMPTLY ADDRESS AND RESOLVE ALL CLIENT COMPLAINTS;

6 AND

7 (V) MAINTAIN AND UTILIZE A DAILY INSPECTION SHEET FOR
8 VEHICLES USED TO PROVIDE TRANSPORTATION SERVICES.

9 (c) UPON RECEIPT OF A CLAIM FOR PAYMENT FOR NONEMERGENCY
10 MEDICAL TRANSPORTATION TRIPS OF FIFTY-TWO MILES OR MORE, THE
11 STATE DEPARTMENT MUST ISSUE PAYMENT TO THE TRANSPORTATION
12 PROVIDER THAT PROVIDED THE NONEMERGENCY MEDICAL
13 TRANSPORTATION SERVICES WITHIN FOURTEEN CALENDAR DAYS AFTER
14 RECEIVING THE CLAIM FOR PAYMENT.

15 (d) A TRANSPORTATION BROKER SHALL ANNUALLY CONDUCT A
16 PERFORMANCE REVIEW OF EACH TRANSPORTATION PROVIDER THE
17 TRANSPORTATION BROKER CONTRACTS WITH TO PROVIDE
18 TRANSPORTATION SERVICES TO MEMBERS.

19 (e) A MEMBER WHO UTILIZES NONEMERGENCY MEDICAL
20 TRANSPORTATION SERVICES MUST BE ABLE TO PREAPPROVE
21 NONEMERGENCY MEDICAL TRANSPORTATION AND CHOOSE A PREFERRED
22 TRANSPORTATION PROVIDER TO RECEIVE NONEMERGENCY
23 TRANSPORTATION SERVICES THROUGH.

24 (f) DISPUTES THAT ARISE BETWEEN A TRANSPORTATION PROVIDER
25 AND THE TRANSPORTATION BROKER OR MEMBER MAY BE ADJUDICATED BY
26 THE STATE DEPARTMENT IN ACCORDANCE WITH SECTION 24-4-105.

27 (g) THE STATE DEPARTMENT MAY ADOPT RULES AS NECESSARY TO

1 IMPLEMENT THIS SUBSECTION (4).

2 **SECTION 2. Safety clause.** The general assembly finds,
3 determines, and declares that this act is necessary for the immediate
4 preservation of the public peace, health, or safety or for appropriations for
5 the support and maintenance of the departments of the state and state
6 institutions.