

HB26-1328 be amended as follows:

1 Amend printed bill, page 15, strike lines 6 through 27.

2 Page 16, strike lines 1 through 19 and substitute:

3 "(1) THE STATE DEPARTMENT SHALL, SUBJECT TO AVAILABLE
4 APPROPRIATIONS, AUDIT TRANSPORTATION PROVIDERS TO ENSURE
5 REIMBURSEMENT IS MADE ONLY FOR TRIPS PERFORMED BY CREDENTIALLED
6 DRIVERS OPERATING CREDENTIALLED VEHICLES PURSUANT TO THE RULES
7 ADOPTED PURSUANT TO SECTION 25.5-1-802.

8 (2) THE STATE DEPARTMENT MAY USE DATA ANALYTICS,
9 COMPLAINTS BY MEMBERS, AND OTHER PROGRAM INTEGRITY INDICATORS
10 TO PRIORITIZE WHICH TRANSPORTATION PROVIDERS TO AUDIT. THE STATE
11 DEPARTMENT IS NOT REQUIRED TO ANNUALLY PERFORM AUDITS BUT MUST
12 PERFORM AUDITS AS RESOURCES ALLOW. AN AUDIT OF A TRANSPORTATION
13 PROVIDER MAY INCLUDE A REVIEW OF THE FOLLOWING, AS THEY RELATE
14 TO THE PROVIDER:

15 (a) CLAIMS SUBMITTED;

16 (b) THE PROVIDER'S POLICIES AND PROCEDURES;

17 (c) DRIVER AND VEHICLE CREDENTIALS;

18 (d) COMPLIANCE WITH STATE DEPARTMENT AND BROKER
19 REQUIREMENTS;

20 (e) TRIP RECORDS;

21 (f) MEMBER GRIEVANCES, COMPLAINTS, AND INCIDENTS,
22 INCLUDING THEIR RESOLUTION; OR

23 (g) OTHER DATA NECESSARY TO EVALUATE SAFETY, TIMELINESS,
24 AND QUALITY OF THE SERVICES PROVIDED BY THE PROVIDER.

25 (3) THE STATE DEPARTMENT SHALL, SUBJECT TO AVAILABLE
26 APPROPRIATIONS, CONDUCT AUDITS OF EACH TRANSPORTATION BROKER
27 AT LEAST ANNUALLY. THE DEPARTMENT MAY USE THIRD-PARTY
28 CONTRACTORS TO CONDUCT AUDITS OF TRANSPORTATION BROKERS. AN
29 AUDIT OF A TRANSPORTATION BROKER MAY INCLUDE A REVIEW OF THE
30 BROKER'S:

31 (a) POLICIES AND PROCEDURES;

32 (b) TRIP DISTRIBUTION AMONG TRANSPORTATION PROVIDERS,
33 INCLUDING ANALYSIS BY GEOGRAPHY AND TRIP TYPE;

34 (c) COMPLIANCE WITH PROHIBITIONS ON TRIP CAPS ESTABLISHED
35 IN STATE DEPARTMENT RULE;

36 (d) COMPLIANCE WITH DRIVER, VEHICLE, AND PROVIDER
37 CREDENTIALING REQUIREMENTS ESTABLISHED IN STATE DEPARTMENT
38 RULE; AND

39 (f) RESPONSE TO MEMBER REQUESTS FOR SPECIFIC
40 TRANSPORTATION PROVIDERS, INCLUDING WHETHER THEY WERE HONORED
41 AND, IF NOT, THE REASON FOR DENIAL.

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