

By Representative Culp

1                                   A bill to be entitled  
2           An act relating to corrections; requiring a  
3           state correctional institution, or the  
4           Department of Corrections acting in its behalf,  
5           to seek reimbursement for costs of  
6           incarceration for a prisoner, including certain  
7           medical and dental expenses, which have not  
8           been reimbursed as otherwise provided by law;  
9           specifying order of sources of reimbursement;  
10          providing for deduction of the costs from the  
11          prisoner's cash account, placement of a lien  
12          against the account or the prisoner's other  
13          personal property, or reimbursement from the  
14          proceeds of the prisoner's insurance policy,  
15          health care corporation proceeds, or other  
16          source; providing that the lien may be carried  
17          over to future incarceration under certain  
18          circumstances; requiring the prisoner to  
19          cooperate with such reimbursement efforts;  
20          providing for sanctions in case of willful  
21          refusal to cooperate, including placement of a  
22          lien against the prisoner's cash account or  
23          other personal property and ineligibility to  
24          receive gain-time; providing an effective date.

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26 Be It Enacted by the Legislature of the State of Florida:

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28           Section 1. Financial responsibility for costs of  
29 incarceration, including medical or dental expenses.--

30           (1) A state correctional institution, or the  
31 Department of Corrections acting in its behalf, which incurs

1 costs of incarceration for a prisoner which have not been  
2 reimbursed as otherwise provided for by law, including costs  
3 of providing medical or dental care, treatment,  
4 hospitalization, or transportation, may seek reimbursement for  
5 the costs of incarceration, including such expenses incurred,  
6 in the following order:

7 (a) From the prisoner by deducting the cost from the  
8 prisoner's cash account on deposit with the state correctional  
9 institution. If the prisoner's cash account does not contain  
10 sufficient funds to cover the costs of incarceration,  
11 including such expenses, the state correctional institution or  
12 the department may place a lien against the prisoner's cash  
13 account or other personal property, to provide payment in the  
14 event sufficient funds become available at a later time. Any  
15 existing lien may be carried over to future incarceration of  
16 the same prisoner, except as otherwise provided by law.

17 (b) From an insurance company, health care  
18 corporation, or other source if the prisoner or person is  
19 covered by an insurance policy or subscribes to a health care  
20 corporation or other source for those expenses.

21 (2) A prisoner shall cooperate with the state  
22 correctional institution and the department in seeking  
23 reimbursement under paragraphs(1)(a) and (b) for expenses  
24 incurred by the state correctional institution for the  
25 prisoner. A prisoner who willfully refuses to cooperate with  
26 the reimbursement efforts of the state correctional  
27 institution may have a lien placed against the prisoner's cash  
28 account or other personal property and may not receive  
29 gain-time as provided by s. 944.275, Florida Statutes.

30 Section 2. This act shall take effect October 1 of the  
31 year in which enacted.

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HOUSE SUMMARY

Requires a state correctional institution, or the Department of Corrections acting in its behalf, to seek reimbursement for costs of incarceration for a prisoner, including certain medical and dental expenses, which have not been reimbursed as otherwise provided by law. Provides for deduction of the costs from the prisoner's cash account, placement of a lien against the account or the prisoner's other personal property, or reimbursement from the proceeds of the prisoner's insurance policy, health care corporation proceeds, or other source. Provides that the lien may be carried over to future incarceration under certain circumstances. Requires the prisoner to cooperate with such reimbursement efforts, and provides for sanctions in case of willful refusal to cooperate.