

By Senator Wilson

33-03591-08

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1 A bill to be entitled

2 An act relating to medical assistance eligibility of
3 inmates; creating s. 409.9025, F.S.; providing for
4 suspension of medical assistance for certain incarcerated
5 persons while such persons are inmates; providing an
6 exception; providing for eligibility following release
7 from incarceration; providing that, to the extent
8 permitted under federal law, the time during which such
9 person is an inmate shall not be included in any
10 calculation of when the person must recertify his or her
11 eligibility; providing an effective date.

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

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15 Section 1. Section 409.9025, Florida Statutes, is created
16 to read:

17 409.9025 Eligibility while an inmate.--

18 (1) Notwithstanding any other provision of law other than
19 s. 409.9021, in the event that a person who is an inmate in the
20 state's correctional system as defined in s. 944.02, in a county
21 detention facility as defined in s. 951.23, or in a municipal
22 detention facility as defined in s. 951.23 was in receipt of
23 medical assistance under this chapter immediately prior to being
24 admitted as an inmate, such person shall remain eligible for
25 medical assistance while an inmate, except that no medical
26 assistance shall be furnished under this chapter for any care,
27 services, or supplies provided during such time as the person is
28 an inmate; however, nothing in this section shall be deemed as
29 preventing the provision of medical assistance for inpatient

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30 hospital services furnished to an inmate at a hospital outside of
31 the premises of the inmate's facility to the extent that federal
32 financial participation is available for the costs of such
33 services.

34 (2) Upon release from incarceration, such person shall
35 continue to be eligible for receipt of medical assistance
36 furnished under this chapter until such time as the person is
37 otherwise determined to no longer be eligible for such
38 assistance.

39 (3) To the extent permitted by federal law, the time during
40 which such person is an inmate shall not be included in any
41 calculation of when the person must recertify his or her
42 eligibility for medical assistance in accordance with this
43 chapter.

44 Section 2. This act shall take effect July 1, 2008.