

20081456er

1  
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.