

1 A bill to be entitled
 2 An act relating to medical expenses of arrested persons;
 3 amending s. 901.35, F.S.; requiring payments to providers
 4 of medical services for certain arrested persons to be
 5 made according to the state's Medicaid rate for such
 6 services in the absence of a formal, written payment
 7 agreement; providing an effective date.

8
 9 Be It Enacted by the Legislature of the State of Florida:

10
 11 Section 1. Subsection (2) of section 901.35, Florida
 12 Statutes, is amended to read:

13 901.35 Financial responsibility for medical expenses.--

14 (2) Upon a showing that reimbursement from the sources
 15 listed in subsection (1) is not available, the costs of medical
 16 care, treatment, hospitalization, and transportation shall be
 17 paid:

18 (a) From the general fund of the county in which the
 19 person was arrested, if the arrest was for violation of a state
 20 law or county ordinance; or

21 (b) From the municipal general fund, if the arrest was for
 22 violation of a municipal ordinance.

23
 24 The responsibility of the county or municipality to pay ~~for~~
 25 ~~payment of~~ such medical costs shall exist only until such time
 26 as an arrested person is released from the custody of the
 27 arresting agency. Absent a formal written agreement between the
 28 county or municipality and the provider, any payments made by

HB 823

2009

29 the county or municipality under this subsection to a provider
30 of medical or related transportation services for an arrested
31 person shall be made at the state's Medicaid rate for such
32 services.

33 Section 2. This act shall take effect upon becoming a law.