

By Senator Jones

13-00362-10

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1                   A bill to be entitled  
 2           An act relating to medical expenses of inmates paid by  
 3           a county or municipality; amending s. 901.35, F.S.;  
 4           requiring that payments made by a county or  
 5           municipality to a provider for certain services for an  
 6           arrested person be made at the state's Medicaid rate;  
 7           providing an effective date.

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

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 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 person  
 19 was arrested, if the arrest was for violation of a state law or  
 20 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 a 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 a  
 28 county or municipality and a provider, any payments made by the  
 29 county or municipality under this section to the provider for

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30 medical care, treatment, hospitalization, and transportation of  
31 an arrested person shall be made at the state's Medicaid rate  
32 for such services.

33 Section 2. This act shall take effect July 1, 2010.