

HB 319

2010

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

HB 319

2010

29 | county or municipality under this section to the provider for  
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.