

FEB 4 1998

JUDICIARY

HOUSE FILE 2145
BY SCHRADER

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to liability for health care expenses associated
2 with an escaped prisoner or inmate and providing for the
3 payment of inmate expenses from the general fund of the state.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2145

1 Section 1. NEW SECTION. 356.15A ESCAPED PRISONERS --
2 HEALTH CARE EXPENSES.

3 An entity, other than the entity responsible for the jail,
4 alternative jail, county detention facility, or municipal
5 holding facility to or in which a prisoner has been committed,
6 detained, or confined, which apprehends the prisoner following
7 an escape, is not liable for payment of any charges and
8 expenses for health care provided to the prisoner during the
9 time that the prisoner is not confined by the facility to or
10 in which the prisoner is committed, detained, or confined.
11 Payment of such charges shall be made from moneys in the
12 general fund of the state not otherwise appropriated.

13 Sec. 2. NEW SECTION. 904.320 ESCAPED INMATES -- HEALTH
14 CARE EXPENSES.

15 An entity, other than the department of corrections, which
16 apprehends an inmate following an escape, is not liable for
17 payment of any charges and expenses for health care provided
18 to the inmate during the time that the inmate is not confined
19 by the state correctional institution to or in which the
20 inmate is committed or detained.

21 EXPLANATION

22 This bill provides that an entity, other than the facility
23 to or in which a prisoner has been committed, detained, or
24 confined, or the department of corrections relative to an
25 inmate committed to or detained in a state correctional
26 institution, which apprehends an escaped prisoner or inmate,
27 is not liable for payment of any charges or expenses for
28 health care provided to the escapee during the time that
29 prisoner or inmate is an escapee. Any such charges with
30 respect to inmates under the control of the department of
31 corrections are to be paid from the general fund of the state.

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