

Senate Study Bill 3155 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE
ON JUDICIARY BILL BY
CHAIRPERSON SODDERS)

A BILL FOR

1 An Act relating to charges and expenses incurred by a county on
2 behalf of prisoners.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 356.15, Code 2016, is amended to read as
2 follows:

3 **356.15 Expenses.**

4 1. All-charges Charges and expenses for the safekeeping
5 and maintenance of prisoners shall be allowed by the board of
6 supervisors, except those for the following:

7 a. A person committed or detained by the authority of the
8 courts of the United States, in which ~~eases~~ case the United
9 States must pay such expenses to the county, ~~or those.~~

10 b. A person committed for violation of a city ordinance, in
11 which case the city shall pay expenses to the county, ~~or those.~~

12 c. A person committed or detained from another state, in
13 which case the governmental entity from the other state sending
14 the prisoners shall pay expenses to the county.

15 2. a. Charges and expenses for the safekeeping and
16 maintenance of prisoners shall not include the cost of
17 providing inpatient or outpatient medical care when a prisoner
18 receives such care prior to sentencing at an off-site hospital
19 or other off-site medical facility.

20 b. The medical care costs incurred by a prisoner prior to
21 sentencing at an off-site hospital or other off-site medical
22 facility shall remain with the prisoner or other responsible
23 party. For the purposes of this subsection, "responsible
24 party" includes but is not limited to, as applicable, a private
25 insurer, Medicaid, or any other party legally responsible for
26 the medical care costs. If no other responsible party exists,
27 the off-site hospital or other off-site medical facility shall,
28 through all reasonable means, attempt to collect such medical
29 care costs from the prisoner.

30 EXPLANATION

31 The inclusion of this explanation does not constitute agreement with
32 the explanation's substance by the members of the general assembly.

33 This bill relates to the charges and expenses incurred by a
34 county on behalf of prisoners.

35 The bill modifies Code section 356.15 by prohibiting the

1 payment of charges and expenses by a county on behalf of a
2 prisoner who receives inpatient or outpatient medical care
3 prior to sentencing at an off-site hospital or off-site medical
4 facility.

5 The bill provides that the medical care costs incurred by a
6 prisoner prior to sentencing at an off-site hospital or other
7 off-site medical facility shall remain with the prisoner or
8 other responsible party. The bill defines "responsible party"
9 as including but not limited to a private insurer, Medicaid,
10 or any other party legally responsible for the medical care
11 costs. The bill further provides that if no other responsible
12 party exists, the off-site hospital or other off-site medical
13 facility shall, through all reasonable means, attempt to
14 collect such costs from the prisoner.

15 The bill also makes changes to Code section 356.15 to enhance
16 the readability of the Code section.