

## **TITLE 11: CORRECTIONS**



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### Article 12: Community Corrections Chapter 5: County Jail Inmates

#### § 11-12-5-5 HEALTH CARE CO-PAYMENTS.

(A) A person confined to the county jail shall be required to make a co-payment of \$10 for each provision of any of the following services:

- (1) Medical care;
- (2) Dental care;
- (3) Eye care; and
- (4) Any other health related service.

(B) A person confined in the county jail is not required to make co-payments under this county code section if:

- (1) The person does not have funds in the person's commissary account or trust account:
  - (a) At that the time the service is provided; and
  - (b) Within 30 days after the service is provided.
- (2) The service is provided in an emergency;
- (3) The service is provided as a result of an injury received in the county jail; or
- (4) The service is provided at the request of the Sheriff or Jail Commander.

(C) The Sheriff is authorized to remove the \$10 co-payment from the person's commissary account or trust account at the time the service is rendered or at any time within 30 days of the date the service is rendered. This withdrawal is authorized for each time health care services are rendered to a person confined at the county jail. If the funds in a commissary or trust account are less than \$10, the Sheriff may withdraw the balance in the account.

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(D) All money collected must be immediately delivered to the County Auditor for deposit into the County Medical Care for Inmates Fund.

(E) Inmates requesting health-care related services shall be given verbal notice of the co-payment requirement, but failure to give the notice does not excuse the inmate from making the required co-payment. The Sheriff or Jail Commander shall also notify the person confined at the county jail each time a withdrawal is made from the person's commissary account or trust account for health care co-payments.

(F) This county code section does not apply to a person confined in the county jail who falls into any of the following categories:

(1) Maintains a policy of insurance from a private company covering the following for services rendered pursuant to that policy:

- (a) Medical care;
- (b) Dental care;
- (c) Eye care; or
- (d) Any other health care related service.

(2) Is willing to pay for the person's own medical care; or

(3) Is committed to the Indiana Department of Correction.

(G) Any further rules for implementation of this county code section adopted by the Sheriff shall be submitted to the Board of County Commissioners for approval.  
(Ord. 1994-2, passed 9-23-1994; Ord. 1996-, passed - -1996)

### Article 12: Community Corrections Chapter 6: County Corrections Fund

#### § 11-12-6-6 COUNTY CORRECTIONS FUND.

(A) The County Board of Commissioners hereby creates and establishes the County Misdemeanant Fund to receive deposits from the State of Indiana in accordance with I.C. 11-12-6 *et seq.*

(B) All funds currently in the County Corrections Fund shall be transferred to the County Misdemeanant Fund.

(C) The County Misdemeanant Fund shall be administered by the County Council. The Fund shall consist of deposits received from the state in accordance with I.C. 11-12-6.

(D) The County Misdemeanant Fund may be used only for funding the operation of the county jail, jail programs or other local correctional facilities. Any money remaining in the County Misdemeanant fund at the end of the year does not revert to any other fund, but remains in the County Misdemeanant Fund.

(Ord. 1991-3, passed 4-5-1991; Ord. 1992-2, passed 2-7-1992; Ord. 1993-1, passed 2-12-1993; Ord. 1994-1, passed 1-28-1994; Ord. 1995-1, passed 1-27-1995; Ord. 1996-1, passed 1-25-1996; Ord. 1997-1, passed 2-20-1997; Ord. 1999-4, passed 2-5-1999; Ord. 2002-6, passed 7-25-2002)

