

HOUSE BILL No. 2425

By Committee on Federal and State Affairs

3-5

AN ACT concerning certain counties; relating to payment of certain expenses; amending K.S.A. 2002 Supp. 19-4444 and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 2002 Supp. 19-4444 is hereby amended to read as follows: 19-4444. (a) *Except as provided by subsection (b), the agency shall approve all expenditures to be made by and claims to be paid on behalf of such agency and the law enforcement department and shall certify the same to the board of county commissioners of the county to be allowed from the funds provided for the operation of such agency and department, except that*

(b) *When a determination has been made that a prisoner held within the county has no other resources:*

(1) *Costs incurred for medical care and treatment of the prisoner shall be paid by the state if such care and treatment is required due to injury of the prisoner by an officer or employee of the state while acting as such officer or employee. When such medical expenses have been paid by the state, the state may seek reimbursement of such expenses from the prisoner. If the state determines that the prisoner is covered under a current individual or group accident and health insurance policy, medical service plan contract, hospital service corporation contract, hospital and medical service corporation contract, fraternal benefit society or health maintenance organization contract, then the state may require the prisoner or the provider rendering health care services to the prisoner to submit a claim for such health care services rendered in accordance with the prisoner's policy or contract.*

(2) *All other costs incurred by the agency or department for medical care and treatment of prisoners held within the county the prisoner shall be paid from the county general fund when a determination has been made that the prisoner has no other resources. When medical expenses have been paid out of the county general fund of any county in this state adopting the provisions of K.S.A. 19-4424 et seq., and amendments thereto, for a prisoner held within such county, the county may seek reimbursement of such expenses from the prisoner. If the county deter-*

1 mines that a prisoner of the county jail is covered under a current indi-
2 vidual or group accident and health insurance policy, medical service plan
3 contract, hospital service corporation contract, hospital and medical serv-
4 ice corporation contract, fraternal benefit society or health maintenance
5 organization contract, then the county may require the prisoner of such
6 county jail or the provider rendering health care services to the prisoner
7 to submit a claim for such health care services rendered in accordance
8 with the prisoner's policy or contract.

9 Sec. 2. K.S.A. 2002 Supp. 19-4444 is hereby repealed.

10 Sec. 3. This act shall take effect and be in force from and after its
11 publication in the statute book.

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