
By: **Chairman, Budget and Taxation Committee (By Request -
Departmental - Public Safety and Correctional Services)**

Introduced and read first time: January 27, 2003

Rules suspended

Assigned to: Budget and Taxation

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 13, 2003

CHAPTER _____

1 AN ACT concerning

2 **State Reimbursement - Medical Expenditures to Local Detention Centers**

3 FOR the purpose of altering the law relating to State reimbursement of counties for
4 the medical expenses for inmates confined in a local correctional facility by
5 limiting the reimbursement to ~~a certain percentage for all~~ costs that exceed a
6 certain amount for each inmate; altering a certain definition; providing for a
7 delayed effective date; and generally relating to State reimbursement to local
8 correctional facilities.

9 BY repealing and reenacting, with amendments,
10 Article - Correctional Services
11 Section 9-401(f) and 9-405
12 Annotated Code of Maryland
13 (1999 Volume and 2002 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article - Correctional Services**

17 9-401.

18 (f) "Total actual annual operating costs":

19 (1) includes all costs directly associated with or directly attributable to
20 the start-up and operation of a local correctional facility; and

- 1 (2) does not include:
- 2 (i) overhead costs allocated from other governmental units;
- 3 (ii) debt service related to the local correctional facility that was not
4 initiated wholly or partly for the specific purpose of accommodating State inmates;
- 5 (iii) income to the local correctional facility from:
- 6 1. federal sources;
- 7 2. the State, other than from the Department; or
- 8 3. inmate contributions, including payment for room and
9 board from work releases;
- 10 (iv) unreasonable or unnecessary costs, as the Commissioner of
11 Correction determines, for services or programs that are not provided at State
12 correctional facilities; or
- 13 (v) the medical expenses for an inmate described under § 9-405 of
14 this subtitle that exceed [\$25,000] \$50,000 in a fiscal year.

15 9-405.

16 After each fiscal year the State shall reimburse a county for medical expenses
17 ~~AT A RATE OF 50% FOR ALL COSTS~~ that exceed [\$25,000] \$50,000 for each inmate
18 confined in a local correctional facility, regardless of whether the inmate has been
19 sentenced.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
21 effect July 1, ~~2003~~ 2004.