

HOUSE BILL 1028

E4

0lr3006
CF SB 810

By: **Delegates Bartlett and Jenkins**

Introduced and read first time: February 15, 2010

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Local Correctional Facilities – Inmates – Fees for Medical and Dental Visits**

3 FOR the purpose of altering certain fees for medical and dental visits charged to
4 inmates in a local correctional facility; and generally relating to fees charged to
5 inmates in a local correctional facility.

6 BY repealing and reenacting, without amendments,
7 Article – Correctional Services
8 Section 1–101(a) and (j)
9 Annotated Code of Maryland
10 (2008 Replacement Volume and 2009 Supplement)

11 BY repealing and reenacting, with amendments,
12 Article – Correctional Services
13 Section 11–203(c)
14 Annotated Code of Maryland
15 (2008 Replacement Volume and 2009 Supplement)

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

18 **Article – Correctional Services**

19 1–101.

20 (a) In this article the following words have the meanings indicated.

21 (j) “Local correctional facility” means a correctional facility that is operated:

22 (1) by one or more counties; or

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) by a municipal corporation.

2 11-203.

3 (c) (1) In addition to obtaining any reimbursement authorized under
4 subsection (b) of this section and subject to paragraph (4) of this subsection, the
5 governing body of each county shall establish a reasonable fee, not to exceed:

6 (I) \$4, for each visit by an inmate in a local correctional facility
7 to [an institutional medical unit or] A noninstitutional physician, dentist, or
8 optometrist;

9 (II) \$8 FOR EACH VISIT BY AN INMATE IN A LOCAL
10 CORRECTIONAL FACILITY TO AN INSTITUTIONAL MEDICAL UNIT; AND

11 (III) \$35 FOR EACH VISIT BY AN INMATE IN A LOCAL
12 CORRECTIONAL FACILITY TO AN INSTITUTIONAL DENTIST.

13 (2) The per visit fee shall be deducted from an inmate's spending
14 financial account, reserve financial account, or similar account held by the managing
15 official on behalf of the inmate.

16 (3) The fees collected under this subsection shall be deposited in the
17 general fund of the county.

18 (4) This subsection does not apply to a visit by an inmate to a medical
19 unit or a physician, dentist, or optometrist if the visit is:

20 (i) required as a part of the intake process;

21 (ii) required for an initial physical examination;

22 (iii) due to a referral by a nurse or physician's assistant;

23 (iv) provided during a follow-up visit that is initiated by a
24 medical professional from the local correctional facility;

25 (v) initiated by a medical or mental health staff member of the
26 local correctional facility; or

27 (vi) required for necessary treatment.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 October 1, 2010.