

SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1001 be amended to read as follows:

- 1 Page 20, line 37, delete "3,962,000 3,962,000" and insert
- 2 "**12,036,162 11,936,631**".
- 3 Page 20, line 41, delete "3,569,600 3,569,600" and insert
- 4 "**10,028,930 9,949,305**".
- 5 Page 20, line 45, delete "465,600 465,600" and insert
- 6 "**1,308,121 1,297,735**".
- 7 Page 95, delete line 49.
- 8 Page 96, delete lines 1 through 4.
- 9 Page 113, line 32, delete "[EFFECTIVE JANUARY 1, 2013
- 10 (RETROACTIVE)]:" and insert "[EFFECTIVE JULY 1, 2013]:".
- 11 Page 120, line 45, after "individual's" insert "**state tax liability on**".
- 12 Page 120, line 45, delete "from" and insert "**attributable to**".
- 13 Page 120, line 45, after "credit" insert "**percentage**".
- 14 Page 120, line 46, after "by" insert "**adding**".
- 15 Page 139, delete lines 49 through 51, begin a new paragraph and
- 16 insert:
- 17 "SECTION 117. IC 11-10-3-7 IS ADDED TO THE INDIANA
- 18 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 19 [EFFECTIVE JULY 1, 2013]: **Sec. 7. If the department or a county**
- 20 **incurs medical care expenses in providing medical care to an**
- 21 **inmate who is committed to the department and the medical care**
- 22 **expenses are not reimbursed, the department or the county shall**
- 23 **attempt to determine the amount, if any, of the medical care**
- 24 **expenses that may be paid:**
- 25 (1) **by a policy of insurance that is maintained by the inmate**
- 26 **and that covers medical care, dental care, eye care, or any**
- 27 **other health care related service; or**
- 28 (2) **by Medicaid.**
- 29 SECTION 118. IC 11-12-5-7, AS ADDED BY P.L.213-2005,
- 30 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

1 JULY 1, 2013]: Sec. 7. (a) As used in this section, "medical care
2 expenses" refers to expenses relating to the following services provided
3 to a county jail inmate:

- 4 (1) Medical care.
- 5 (2) Dental care.
- 6 (3) Eye care.
- 7 (4) Any other health care related service.

8 (b) Notwithstanding section 6 of this chapter and subject to
9 subsection (c), as a term of a sentence, a court may order a county jail
10 inmate to reimburse a county for all or a portion of medical care
11 expenses incurred by the county in providing medical care to the
12 inmate.

13 (c) A county jail inmate may not be required to reimburse a county
14 for medical care expenses under this section if:

- 15 (1) all the charges for which the inmate was detained in the
16 county jail are dismissed; or
- 17 (2) the inmate is acquitted of all charges for which the inmate was
18 detained in the county jail.

19 (d) In determining the amount of reimbursement that an inmate may
20 be required to pay under subsection (b), the court shall consider the
21 inmate's ability to pay.

22 (e) If a court orders a county jail inmate to reimburse a county for
23 medical care expenses under subsection (b), the amount of the medical
24 care expenses shall be reduced by the amount of any copayment the
25 inmate was required to make for the medical care expenses under
26 IC 11-10-3-5 or section 5 of this chapter.

27 **(f) Subject to subsection (c), if a county incurs medical care
28 expenses in providing medical care to an inmate and the medical
29 care expenses are not reimbursed, the county shall attempt to
30 determine the amount, if any, of the medical care expenses that
31 may be paid:**

- 32 **(1) by a policy of insurance that is maintained by the inmate
33 and that covers medical care, dental care, eye care, or any
34 other health care related service; or**
- 35 **(2) by Medicaid."**

36 Page 140, delete lines 1 through 41.

37 Page 216, delete lines 40 through 51.

38 Delete page 217.

39 Page 218, delete lines 1 through 40.

40 Page 219, line 34, delete "[EFFECTIVE JULY 1, 2013]" and insert
41 "[EFFECTIVE UPON PASSAGE]"

42 Page 219, line 34, delete ", on" and insert "**before**".

43 Renumber all SECTIONS consecutively.

(Reference is to EHB 1001 as printed April 5, 2013.)

Senator KENLEY