

07/05/2012

Ordinance

81-2012

ORDINANCE 81-2012

AN ORDINANCE AMENDING SECTION 24-51 OF THE CODE OF ORDINANCES RELATING TO INMATE MEDICAL FEES TO INCREASE THE CO-PAYMENT AN INMATE PAYS FOR MEDICAL CARE FROM FIVE DOLLARS (\$5.00) TO FIFTEEN DOLLARS (\$15.00), TO REQUIRE AN INMATE TO PAY THE COST OF PRESCRIPTION MEDICATION IF THE PRESCRIPTION IS FOURTEEN DOLLARS AND NINETY-NINE CENTS (\$14.99) OR LESS AND TO PAY A CO-PAYMENT OF FIFTEEN DOLLARS (\$15.00) IF THE PRESCRIPTION COSTS MORE THAN FOURTEEN DOLLARS AND NINETY-NINE CENTS (\$14.99), TO INCLUDE A BOOKING FEE OF THIRTY-FIVE DOLLARS (\$35.00), AND TO PROVIDE THAT ANY FEES RECEIVED SHALL BE USED TO HELP OFFSET THE COSTS OF OPERATING THE DETENTION CENTER.

BE IT ORDAINED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:


Section 1 – That Section 24-51 of the Lexington-Fayette Urban County Government Code of Ordinances be and hereby is amended to read as follows:

24-51 Inmate booking and medical fees

- (1) Pursuant to KRS 441.265, unless contrary to law or contractual agreement:
 - (a) a booking fee of thirty-five dollars (\$35.00) shall be paid by any inmate booked into the detention center;
 - (b) a medical co-payment of fifteen dollars (\$15.00) shall be paid by any inmate who receives medical treatment or services while confined in the detention center; and
 - (c) a prescription co-payment of the actual cost of the prescription if it is fourteen dollars and ninety-nine cents (\$14.99) or less and fifteen dollars (\$15.00) if the cost is more than fourteen dollars and ninety-nine cents (\$14.99) shall be paid by any inmate who receives prescription medication.
- (2) No inmate confined in the detention center shall be denied any necessary medical care because of his inability to pay the medical co-payment.
- (3) For purposes of this section, inmate shall mean any person confined in the detention center who is charged with or convicted of an offense; held for extradition or as a material witness; or confined for any other reason.
- (4) Amounts owed may be automatically deducted from the inmate's property or canteen account. A negative balance may be run in an inmate's account so that if funds become available or if the inmate reenters the detention center at a later date, the fees may be deducted from the inmate's property or canteen account.
- (5) Any fees received under this section shall be forwarded to the department of finance for placement in the budget of the division of community corrections to help offset costs of operating the facility.

Section 2 – That this Ordinance shall become effective on July 1, 2012.

PASSED URBAN COUNTY COUNCIL: July 5, 2012

MAYOR 

ATTEST:


CLERK OF URBAN COUNTY COUNCIL

PUBLISHED: July 12, 2012 – 1T

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Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Jim Gray
Mayor

Clay Mason
Commissioner

To: Richard Moloney, CAO
Mayor Jim Gray
Councilmembers

From: Rodney Ballard, Director *RB*
Division of Community Corrections

Date: May 15, 2012

Subject: Approval of an Ordinance Amending Section 24-51 of the Code of Ordinances

Requesting approval of an ordinance amending Section 24-51 of the Code of Ordinances relating to inmate medical fees to increase the co-payment an inmate pays for medical care from \$5 to \$15, to require an inmate to pay the cost of prescription medication less than \$15 or to pay a co-pay of \$15 for all other prescriptions, and to increase the booking fee from \$20 to \$35; and to provide that any fees received shall be used to help offset the costs of operating the Detention Center.

Funds are fully budgeted in the following accounts: 1101-505402-5421-41570 (booking fee) and 1101-505402-5421-41600 (medical reimbursement).

cc: Clay Mason, Commissioner
Department of Public Safety