

STARKE COUNTY COMMISSIONERS ORDINANCE 2014-\_\_\_\_  
**JAIL: ESTABLISHMENT OF STARKE COUNTY SHERIFF'S  
INMATE MEDICAL FUND AND INMATE CO-  
PAYMENTS FOR MEDICAL TREATMENT**

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WHEREAS, the Starke County Sheriff's Office Jail Division provides medical care for inmates housed in the Starke County Jail; and,

WHEREAS, Ind. Code § 11-12-5-5 provides, subject to statutory conditions, that inmates whose treatment is not covered by their insurance or otherwise self-paid by them "may be required to make a copayment in an amount of not more than fifteen (\$15) for each provision of any of the following services:

1. Medical care.
2. Dental care.
3. Eye care.
4. Any other health care service; and,

WHEREAS, I.C. § 11-12-5-5 provides that funds collected pursuant to its authority "must be deposited into the county medical care for inmates fund."

NOW, THEREFORE, BE IT ORDAINED that the Starke County Code be amended to add Commissioners Ordinance 2014-\_\_\_\_, **JAILS: ESTABLISHMENT OF STARKE COUNTY SHERIFF'S INMATE MEDICAL FUND AND INMATE CO-PAYMENTS FOR MEDICAL TREATMENT** superseding, replacing and repealing all prior ordinances inconsistent with the terms hereof. The ordinance is as follows:

### Section I. Definitions

In this Ordinance:

1. **Inmate.** Any person confined in Starke County Jail for whom the county has a duty to provide medical services, or to whom the county provides medical services.
2. **Medical Services.** Any medical, dental, eye care or any other health care service. By way of illustration and not by way of limitation, Medical Services includes (a) healthcare provider visits including visits by a physician, physician's assistant, nurse practitioner, registered nurse or licensed professional nurse, (b) a mental health care provider visit, including a psychologist visit or a mental health counselor visit, (c) a

dentist visit, (c) prescription medication, (d) off-site medical services, including a hospital visit, laboratory work, medical imagining or any other similar service or treatment.

3. **Self-paying Inmate.** Any inmate who has insurance coverage for the medical services they receive, or who otherwise pays for the medical services.
4. **Exempt Inmate** means an inmate who (a) does not have funds in the inmates commissary account or trust account at the time the service is provided, and also does not have funds in the inmates commissary of trust account within sixty (60) days after the service is provided, (b) is provided emergency medical services, (c) received medical services as a result of an injury received in the county jail; or (d) receives services at the request of the sheriff or jail administrator.

## Section II. Statement of Purpose and Policy

The purpose of this ordinance is implement I.C. § 11-12-5-5 in the Starke County Jail, subject to all the terms and amendments thereof. This Ordinance shall be construed to be consistent with the terms of said statute.

## Section III. County Medical Care for Inmates Fund

The "County Medical Care for Inmates Fund" is hereby established, and shall receive all co-payments authorized hereunder. The Auditor is directed to issue a budget fund number with respect to the fund. The County Medical Care for Inmates Fund is exempt from appropriation requirements so long as such funds are used solely to provide Medical Services (as defined herein) to Inmates in the Starke County Jail.

## Section IV. Implementation

(A) **Inmate Co-Payments for Medical Services.** Inmates shall make a co-payment of an amount of not more than fifteen dollars (\$15) for each provision of any of the following services:

1. Medical care.
2. Dental care.
3. Eye care,
4. Any other health care service.

(B) **Exemptions.** Self-paying Inmates and Exempt Inmates, as defined above are not required to make co-payments for self-paid or exempt medical services.

(C) **Deposit of Co-Payments.** Money collected pursuant to this ordinance shall be deposited into the County Medical Care for Inmates Fund.

Presented to the Board of Commissioners of Starke County, Indiana, and approved on the final reading the \_\_\_\_\_ day of July 2014, by the following vote:

COMMISSIONERS OF STARKE COUNTY

VOTE

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Jennifer Davis, *President*

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Kathryn Norem, *Commissioner*

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Kent Danford, *Commissioner*

ATTEST:

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Katherine Chaffins, *Auditor*  
*Of Starke County Indiana*