

**WARRICK COUNTY COMMISSIONERS  
ORDINANCE NUMBER 2004-03**

**An Ordinance Rescinding and Replacing  
Certain Portions of Ordinance No. 1999-35  
Amending and Establishing Co-payment Requirements for Certain  
Medical Services Rendered to Inmates**

WHEREAS, the Board of Commissioners of Warrick County, Indiana ("Board" and "County" respectively) previously entered and passed Ordinance Number 1999-35 that rescinded and replaced certain portions of Ordinance Number 1994-16 establishing co-payment requirements for certain medical services rendered to inmates; and

WHEREAS, this Board has determined a need to modify certain terms of Ordinance Number 1999-35; and

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Warrick County, Indiana, as follows:

1. Paragraph (D) of Section 38.02 of Ordinance Number 1999-35 is hereby rescinded, and in its place there shall be substituted the following paragraph:  
  
“(D) The co-payments required by division (B) are:  
  
(1) Doctor visit - \$15.00;  
  
(2) Dentist visit - \$15.00;  
  
(3) Optometrist visit - \$15.00;  
  
(4) Prescription Handling Fee - \$3.00; and  
  
(5) Other health care services - \$5.00.”
2. That attached for reference hereto, made a part hereof, and marked as “Exhibit A” is a revised draft of the entire Section 38.02 reflecting the foregoing revisions.

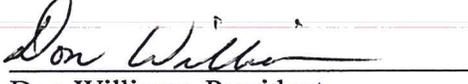
This ordinance shall be in full force and effect from and after its passage by the Board of Commissioners of the County of Warrick, State of Indiana.

**PASSED** by the Board of Commissioners of the County of Warrick on this 18<sup>th</sup> day of February, 2004, and upon said date signed and executed by the members of

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said Board and attested by the Warrick County Auditor.

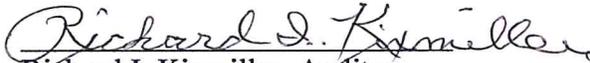
BOARD OF COMMISSIONERS OF WARRICK COUNTY, INDIANA

  
Don Williams, President

  
Carl Jay Conner, Vice President

  
Phillip H. Baxter, Member

ATTEST:

  
Richard I. Kixmiller, Auditor

## CHAPTER 38: COUNTY CORRECTIONAL FACILITY

### SECTION 38.02 CO-PAYMENT REQUIREMENTS FOR CERTAIN MEDICAL SERVICES RENDERED TO INMATES

- (A) This section does not apply to a person confined at the county correctional facility who:
- (1) Has a policy of health insurance from a private company which policy covers, and provides payment for, medical care, dental care, eye care or other health related services;
  - (2) Is entitled to payment for health services by any state or federal program.
- (B) (1) Except as provided in division (C) below, any person confined in the county correctional facility who is subject to this section shall make a co-payment in the amount set out herein for each provision of any of the following medical services:
- (a) Medical care;
  - (b) Dental care;
  - (c) Eye Care; or
  - (d) Any other health related service.
- (2) Co-payments shall be deducted from the person's commissary or trust account.
- (C) (1) Persons confined who are subject to this section shall not be required to make the co-payment set out in division (B) if:
- (a) The person does not have funds in the person's commissary or trust account with which to make the payment at the time service is provided;
  - (b) The person does not have funds in the person's commissary or trust account, with which to make the payment, within 30 days after the service is provided;
  - (c) The service provided is an emergency service;
  - (d) The service provided is as a result of an injury received while an inmate at the facility; or
  - (e) The service is provided at the direction of the Sheriff or jail administrator or medical staff.

(2) If services are provided to a person who, within 30 days after the service is rendered, has a balance in such person's commissary or trust account, then such co-payment fee shall be deducted from the commissary or trust account.

(D) The co-payments required by division (B) are:

(1) Doctor visit	\$15
(2) Dentist visit	\$15
(3) Optometrist visit	\$15
(4) Prescription Handling Fee	\$3
(5) Other health care services	\$5

(E) There is herewith created the Medical Care for Inmates fund. Such fund shall be the fund into which all co-payments required by this section shall be deposited. Such fund shall only be used for payment of inmate health related services provided by the county at the county's cost. The creation of this fund shall not be deemed to prevent payment of health related services for inmates in the county correctional facility by the county General Fund.

(BC Ord. 1994-16, passed 7-11-94; Am. BC Ord. 1999-35, passed 9-27-99; Am. BC Ord. 2004-03, passed 2-18-04)