

SENATE BILL NO. 395

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR BRATTIN.

1806S.01I

ADRIANE D. CROUSE, Secretary

AN ACT

To amend chapter 217, RSMo, by adding thereto one new section relating to inmate charges for medical treatment at correctional facilities.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 217, RSMo, is amended by adding thereto one new section, to be known as section 217.243, to read as follows:

217.243. 1. Any inmate who receives an on-site nonemergency medical examination or treatment from the correctional center's medical personnel shall be assessed a co-pay fee of fifty cents per visit for the medical examination or treatment.

2. Inmates shall be charged a co-pay fee except for the following:

- (1) Health care services based on staff referrals;**
- (2) Staff-approved follow-up treatment for chronic illnesses;**
- (3) Preventive health care;**
- (4) Emergency services;**
- (5) Prenatal care;**
- (6) Diagnosis or treatment of chronic infectious diseases;**
- (7) Mental health care; or**
- (8) Substance abuse treatment.**

18 3. Inmates without funds shall not be charged,
19 provided they are considered to be indigent and are unable
20 to pay the co-pay fee.

21 4. The department may promulgate rules to implement
22 the provisions of this section. Any rule or portion of a
23 rule, as that term is defined in section 536.010, that is
24 created under the authority delegated in this section shall
25 become effective only if it complies with and is subject to
26 all of the provisions of chapter 536 and, if applicable,
27 section 536.028. This section and chapter 536 are
28 nonseverable and if any of the powers vested with the
29 general assembly pursuant to chapter 536 to review, to delay
30 the effective date, or to disapprove and annul a rule are
31 subsequently held unconstitutional, then the grant of
32 rulemaking authority and any rule proposed or adopted after
33 August 28, 2021, shall be invalid and void.

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