

**SUBSTITUTE FOR  
SENATE BILL NO. 736**

A bill to amend 1846 RS 171, entitled  
"Of county jails and the regulation thereof,"  
by amending sections 4 and 4a (MCL 801.4 and 801.4a), as amended by  
1984 PA 119.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 4. (1) Except as provided in **SUBSECTION (2) AND** sections  
2   5 and 5a, all charges and expenses of safekeeping and maintaining  
3   prisoners and persons charged with an offense, shall be paid from  
4   the county treasury, the accounts therefor being first settled and  
5   allowed by the county board of commissioners.

6       **(2) IF MEDICAL CARE OR TREATMENT IS PROVIDED TO AN INDIVIDUAL**  
7   **DESCRIBED IN SUBSECTION (1), THE HEALTH CARE PROVIDER SHALL MAKE A**  
8   **REASONABLE EFFORT TO DETERMINE WHETHER THAT INDIVIDUAL IS COVERED**  
9   **BY A HEALTH CARE POLICY, A CERTIFICATE OF INSURANCE, OR OTHER**

1 SOURCE FOR THE PAYMENT OF MEDICAL EXPENSES. IF THE COUNTY SHERIFF  
2 WHO HAS CUSTODY OVER THE INDIVIDUAL IS AWARE THAT THE INDIVIDUAL IS  
3 COVERED BY ANY HEALTH CARE POLICY, CERTIFICATE OF INSURANCE, OR  
4 OTHER SOURCE OF PAYMENT, THE SHERIFF SHALL PROVIDE THAT INFORMATION  
5 TO THE HEALTH CARE PROVIDER. IF THE HEALTH CARE PROVIDER DETERMINES  
6 THAT THE INDIVIDUAL, AT THE TIME OF ADMISSION OR TREATMENT, IS A  
7 MEDICAID RECIPIENT OR A BENEFICIARY OF ANY HEALTH CARE POLICY,  
8 CERTIFICATE OF INSURANCE, OR OTHER SOURCE FOR THE PAYMENT OF SOME  
9 OR ALL OF THOSE EXPENSES, THE HEALTH CARE PROVIDER SHALL FIRST SEEK  
10 REIMBURSEMENT FROM THAT SOURCE, SUBJECT TO THE TERMS AND CONDITIONS  
11 OF THE APPLICABLE HEALTH CARE POLICY, CERTIFICATE OF INSURANCE, OR  
12 MEDICAID CONTRACT, BEFORE SUBMITTING THOSE EXPENSES TO THE COUNTY.  
13 WHEN SUBMITTING AN INVOICE TO THE COUNTY FOR THE PAYMENT OF MEDICAL  
14 EXPENSES UNDER THIS SECTION, A HEALTH CARE PROVIDER SHALL PROVIDE A  
15 STATEMENT THAT THE HEALTH CARE PROVIDER HAS MADE A REASONABLE  
16 EFFORT TO DETERMINE WHETHER THE INDIVIDUAL WAS COVERED BY A HEALTH  
17 CARE POLICY, CERTIFICATE OF INSURANCE, OR OTHER SOURCE FOR THE  
18 PAYMENT OF MEDICAL EXPENSES. A COUNTY MAY ENTER INTO AGREEMENTS  
19 WITH HEALTH CARE PROVIDERS TO ESTABLISH PROCEDURES FOR THE  
20 SUBMISSION OF INVOICES FOR MEDICAL EXPENSES UNDER THIS SECTION AND  
21 THE PAYMENT OF THOSE INVOICES.

22 Sec. 4a. (1) Except as provided in **SUBSECTION (2) AND** sections  
23 5 and 5a, all charges and expenses of safekeeping and maintaining  
24 persons in the county jail charged with violations of city,  
25 village, or township ordinances shall be paid from the county  
26 treasury if a district court of the first or second class has  
27 jurisdiction of the offense.

1           (2) IF MEDICAL CARE OR TREATMENT IS PROVIDED TO AN INDIVIDUAL  
2 DESCRIBED IN SUBSECTION (1), THE HEALTH CARE PROVIDER SHALL MAKE A  
3 REASONABLE EFFORT TO DETERMINE WHETHER THAT INDIVIDUAL IS COVERED  
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