

These minutes contain materials which paraphrase and/or summarize statements made during this session. Only text enclosed in quotation marks

report a speaker's exact words. For complete contents of the proceedings, please refer to the tapes.

HOUSE COMMITTEE ON JUDICIARY CIVIL LAW AND JUDICIAL ADMINISTRATION

June 29, 1991Hearing Room 357 1:00 p.m.Tapes 135

MEMBERS PRESENT:Rep. Ray Baum, Chair Rep. Marie Bell Rep. Tom Brian
Rep. Kelly Clark Rep. Jim Edmunson Rep. Rod Johnson Rep. Kevin Mannix
Rep. Randy Miller

STAFF PRESENT: Holly Robinson, Committee Counsel Jeff Steve,
Committee Assistant

MEASURES HEARD:SB 1142 - PH

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TAPE 135, SIDE A

004 CHAIR BAUM: Opens Subcommittee on Civil Law and Judicial Administration at 3:25 p.m.

Opens public hearing on SB 1142.

PUBLIC HEARING - SB 1142

008 REP. EDMUNSON: Understands hospital fee schedules would be applied to reimbursement for services rendered to prisoners and others under this bill.

Are the hospital fee schedules the same ones used by the Department of Insurance and Finance in workers compensation cases? We have addressed the fee schedule issue this session. Will SB 114 2 automatically pay you back on whatever hospital fee regulation is provided by workers compensation cases or will this be an outdated provision if that fee schedule law has been changed?

020 HOLLY ROBINSON: It is the current fee schedules at the time, so would be in accordance with what the Department of Insurance and Finance is doing.

There is currently a tremendous amount of confusion about when police entities are responsible for paying costs of individuals who are injured in the course of an arrest or detention, or at a point between the time the individual is stopped and when he is incarcerated.

Current law says that once the individual is incarcerated there is clear liability. Before that point there is confusion.

SB 1142 attempts to resolve that problem by implementing a criminal assessment fine that would fund an account used to pay for the medical expenses for injuries incurred by suspects during detention.

045 CLARK: Why does SB 1142 think there is any more money in criminals than there was in other bills?

044 ROBINSON: In the same way that the assessment piece done up front puts money in the DUII Fund. There is a group of criminals that come out of the system quickly and produce a fair amount of money. SB 1142 tacks on to that part of the fee assessment system.

The assessments are additional assessments. The amount of the assessment depends on the amount of the fine imposed by the court.

055 REP. BRIAN: This is the fund that is predominantly the Unified Traffic Fund.

070 CHAIR BAUM: Closes public hearing on SB 1142.

Opens work session on SB 1142.

WORK SESSION - SB 1142

071 MOTION: REP. CLARK: Moves SB 1142 to the full Judiciary Committee with a do pass recommendation.

VOTE: On a roll call vote, motion passes unanimously. Rep. Bell is excused.

080 CHAIR BAUM: Rep. Mannix will carry the bill.

Adjourns subcommittee at 3:34 p.m.

Transcribed by:

Pat Zwick