

**THE BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY**

RESOLUTION NO. 2008-52

**A RESOLUTION IN SUPPORT OF FEDERAL LEGISLATION TO RESTORE
FEDERAL ENTITLEMENT BENEFITS**

WHEREAS, U.S. Code of Federal Regulations, Title 42, Part 435.1009 states that federal financial participation (FFP) is not available for expenditures for services provided to individuals who are inmates of public institutions; and

WHEREAS, States can not afford to pay for medical services for persons being held in county jails and detention facilities who have lost their eligibility for federal benefits; and

WHEREAS, the cessation of federal benefits occurs prior to the issuance of formal charges or conviction; and

WHEREAS, counties must provide medical services to all persons incarcerated in local jails and detention facilities even prior to issuance of formal charges or convictions; and

WHEREAS, as the result of the federal regulation which terminates FFP for medical benefits for persons being held in county jails and detention facilities, all costs of medical care must be borne solely by counties.


NOW THEREFORE BE IT RESOLVED that the Santa Fe Board of County Commissioners requests and strongly urges Congress to amend necessary federal regulations to allow federal financial participation for medical benefits to incarcerated individuals until convicted and sentenced to secure detention.

APPROVED, ADOPTED AND PASSED, THIS 8th day of APRIL, 2008.

**THE BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY**

By: 
Jack Sullivan, Chair

APPROVED AS TO FORM:


Stephen C. Ross, County Attorney

ATTEST:


Valerie Espinoza, County Clerk

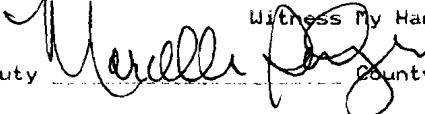




COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC RESOLUTIONS
PAGES: 2

I Hereby Certify That This Instrument Was Filed for
Record On The 24TH Day Of April, A.D., 2008 at 10:21
And Was Duly Recorded as Instrument # **1523346**
Of The Records Of Santa Fe County

Deputy  Witness My Hand And Seal Of Office
Valerie Espinoza
County Clerk, Santa Fe, NM

