



**CHAIRMAN'S
NO. 7-2001**

**MEMORANDUM
MARCH 22, 2001**

**TO: SHERIFFS, CHIEF ADMINISTRATIVE OFFICERS, COMMISSIONERS OF
CORRECTION, NYC WARDENS**

RE: FEDERAL PRISONER HEALTH CARE COPAYMENT ACT OF 2000

The U.S. Department of Justice recently sent out a memorandum to all state, local and federal detention facilities dated January 5, 2001, explaining Public Law 106-294, the Federal Prisoner Health Care Copayment Act of 2000. The Act allows certain state and local governments to assess and collect a reasonable fee from a federal prisoner's account for health care services provided while the inmate is confined in a nonfederal institution pursuant to an agreement between the Federal Government and the state or local government.

Attached please find a legal opinion from Brian M. Callahan, an attorney in the Commission's Office of Counsel, which addresses the applicability of the Act in New York State. If you should have any questions after reviewing this opinion, please feel free to contact either myself or the Commission's Office of Counsel, and we will be glad to assist you.

Alan J. Croce, Chairman/Commissioner