

RESOLUTION NO 3-2024

A RESOLUTION SETTING THE DAILY RATE FOR INCARCERATION

WHEREAS, Montana Code Annotated 46-18-403(2) directs the Board of County Commissioners to annually establish by resolution the "credit for incarceration" rate and

WHEREAS, 46-18-403(2) also states that the daily credit for incarceration rate must be "equal to the actual cost" of incarceration, and

WHEREAS, it has been determined that the cost of incarceration at the Fergus County Detention Facility on an average daily basis is \$82.80 exclusive of inmate medical costs; and

NOW, THEREFORE, BE IT RESOLVED that the daily incarceration rate is hereby established at \$82.80 per day plus any medical costs; and

BE IT FURTHER RESOLVED those inmates housed in the Fergus County Detention Facility by their own choice and ordered by the court shall pay in advance and prior to payment of any fine \$82.80 for each day of incarceration; and

BE IT FURTHER RESOLVED those other jurisdictions that house inmates in the Fergus County Detention Facility shall be charged \$82.80 per day plus any medical costs; and

BE IT FURTHER RESOLVED that if a court judgement is for a fine and imprisonment until the fine is paid, the inmate shall be allowed a credit of \$82.80 for each day of incarceration; and

BE IT FURTHER RESOLVED that an inmate granted work release incarceration privileges shall reimburse Fergus County at a rate of \$41.40 per day; and

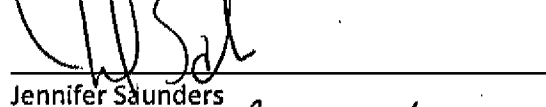
BE IT FURTHER RESOLVED that an inmate is responsible for actual costs of medication, medical services, or hospitalization while in the Fergus County Detention Facility based upon the individual's ability to pay and/or private provider health coverage or a bona fide and responsible third-party payor; and

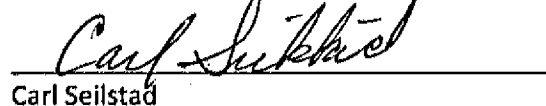
BE IT FURTHER RESOLVED that the County Attorney shall initiate proceedings to collect from an inmate any charges arising from medical services or hospitalization in accordance with 7-32-2245.

PASSED AND APPROVED THIS 2nd day of January 2024.

Board of Fergus County Commissioners


Ross Butcher


Jennifer Saunders


Carl Seilstad

Attest:


Janel J. Tucek, Clerk and Recorder

