

HOUSE BILL No. 5456

February 8, 1990, Introduced by Reps. Hollister and Ostling
and referred to the Committee on Appropriations.

A bill to amend section 63 of Act No. 280 of the Public Acts
of 1939, entitled as amended
"The social welfare act,"
being section 400.63 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 63 of Act No. 280 of the Public Acts of
2 1939, being section 400.63 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 63. (1) ~~All~~ EXCEPT AS OTHERWISE PROVIDED IN SUBSEC-
5 TION (3), ALL aid, relief, or assistance given under this act
6 ~~shall be~~ IS absolutely inalienable by ~~any~~ assignment, sale,
7 garnishment, execution, ADMINISTRATIVE WITHHOLDING ACTION BY A
8 STATE AGENCY, CHILD SUPPORT INCOME WITHHOLDING ORDER, or
9 otherwise. ~~, and in~~ IN the event of bankruptcy, ~~shall not~~
10 ~~pass to or through any trustee or other person acting on behalf~~

1 ~~of creditors~~ AID, RELIEF, OR ASSISTANCE GIVEN UNDER THIS ACT IS
2 EXEMPT PROPERTY.

3 (2) FOR PURPOSES OF SUBSECTION (1), ASSISTANCE GIVEN UNDER
4 THIS ACT INCLUDES, BUT IS NOT LIMITED TO, ALL OF THE FOLLOWING:

5 (A) ALL AID, RELIEF, OR ASSISTANCE GIVEN UNDER THIS ACT
6 DIRECTLY TO A RECIPIENT.

7 (B) STATE WARRANTS ISSUED TO A PROVIDER ON BEHALF OF A
8 RECIPIENT OR IN LIEU OF DIRECT PAYMENTS TO A RECIPIENT, INCLUD-
9 ING, BUT NOT LIMITED TO, ALL OF THE FOLLOWING:

10 (i) PAYMENTS TO A PROVIDER OF ADULT HOME HELP SERVICES.

11 (ii) PAYMENTS TO A PROVIDER OF VENDORED HEAT, ELECTRICITY,
12 OTHER UTILITIES, OR SHELTER.

13 (iii) PAYMENTS TO A PROVIDER FOR MEDICAID PERSONAL CARE
14 SUPPLEMENTS.

15 (iv) PAYMENTS TO A PROVIDER ON BEHALF OF A RECIPIENT IN AN
16 ADULT FOSTER CARE FACILITY, HOME FOR THE AGED, OR SUBSTANCE ABUSE
17 TREATMENT CENTER.

18 (v) PAYMENTS FOR DAY CARE SERVICES.

19 (C) ADOPTION SUBSIDY SUPPORT PAYMENTS.

20 (D) PAYMENTS FOR FOSTER CARE AND MAINTENANCE.

21 (E) PAYMENTS FOR OTHER PROGRAMS ADMINISTERED UNDER THIS
22 ACT.

23 (3) SUBSECTION (1) DOES NOT APPLY TO ACTIONS BY THE STATE
24 DEPARTMENT TO RECOVER OVERPAYMENTS FOR PROGRAMS ADMINISTERED BY
25 THE STATE DEPARTMENT.

26 (4) FOR PURPOSES OF THIS SECTION, "RECIPIENT" MEANS A PERSON
27 RECEIVING AID, RELIEF, OR ASSISTANCE UNDER THIS ACT.