

HOUSE BILL No. 5023

June 27, 1991, Introduced by Reps. Sikkema, Ostling, Johnson, Hillegonds, Martin, Horton, Hoekman, Walberg, Nye, Bender, Dalman, Jaye, DeLange, McBryde, London, Willis Bullard and Oxender and referred to the Committee on Appropriations.

A bill to amend sections 14, 55, 55a, and 115 of Act No. 280 of the Public Acts of 1939, entitled as amended

"The social welfare act,"

sections 14 and 55 as amended by Act No. 266 of the Public Acts of 1987, section 55a as amended by Act No. 251 of the Public Acts of 1980, and section 115 as amended by Act No. 75 of the Public Acts of 1988, being sections 400.14, 400.55, 400.55a, and 400.115 of the Michigan Compiled Laws; and to repeal certain parts of the act on a specific date.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 14, 55, 55a, and 115 of Act No. 280 of
2 the Public Acts of 1939, sections 14 and 55 as amended by Act
3 No. 266 of the Public Acts of 1987, section 55a as amended by Act
4 No. 251 of the Public Acts of 1980, and section 115 as amended by
5 Act No. 75 of the Public Acts of 1988, being sections 400.14,

1 400.55, 400.55a, and 400.115 of the Michigan Compiled Laws, are
 2 amended to read as follows:

3 Sec. 14. ~~-(1)-~~ The state department has all of the follow-
 4 ing additional powers and duties:

5 (a) To allocate and distribute to the county and district
 6 departments of social services, as provided in section 18, and in
 7 accordance with the rules promulgated by the director, money
 8 appropriated by the legislature or received from the federal gov-
 9 ernment for the relief of destitution or unemployment within the
 10 state, or a political subdivision of the state.

11 (b) To distribute, as provided in this act, subject to fed-
 12 eral rules and regulations, and in accordance with the rules
 13 promulgated by the director, money appropriated by the legisla-
 14 ture or received from the federal government for the granting of
 15 aid to dependent children and supplemental security income; for
 16 medical ~~, dental, optometric, nursing, pharmaceutical, and~~
 17 ASSISTANCE; FOR burial ~~relief~~ OR CREMATION SERVICES; for serv-
 18 ices furnished by professions under the public health code, Act
 19 No. 368 of the Public Acts of 1978, as amended, being sections
 20 333.1101 to 333.25211 of the Michigan Compiled Laws; and for
 21 other relief or welfare services provided by law.

22 (c) To operate a day care program in rural and urban areas
 23 and assist in the development of sound programs and standards for
 24 day care by public organizations throughout the state. ~~If the~~
 25 ~~director, commissioner, or those officials responsible for~~
 26 ~~enforcing a state or local building code determine that a~~

1 ~~dwelling unit fails to meet the standards of that code through~~
2 ~~fault of the landlord, the department may~~

3 (D) TO refuse to pay public assistance grants authorized
4 under this act for payment of rent on the dwelling unit AT THE
5 OPTION OF THE DIRECTOR, IF THE DIRECTOR, COMMISSIONER, OR THOSE
6 OFFICIALS RESPONSIBLE FOR ENFORCING A STATE OR LOCAL BUILDING
7 CODE DETERMINE THAT A DWELLING UNIT FAILS TO MEET THE STANDARDS
8 OF THAT CODE THROUGH FAULT OF THE LANDLORD. A written notice of
9 the refusal, stating the grounds for the refusal and listing the
10 defects to be corrected, shall be mailed immediately to the land-
11 lord by certified mail. During the period of refusal, the land-
12 lord may bring an action against the department in the nature of
13 quo warranto, but may not maintain an action for the rent or pos-
14 session of the premises. If the defects have been corrected or
15 if the department's refusal to pay is determined by a court of
16 competent jurisdiction to be wrongful, the department shall pay
17 the rent that is owed, but not more than the amount of the grants
18 withheld.

19 (E) ~~(g)~~ To assist other departments, agencies, and insti-
20 tutions of the federal and state governments, when so requested,
21 in performing services in conformity with the purposes of this
22 act. The director shall act as certifying agent for federal
23 departments or agencies in determining eligibility of applicants
24 for aid or service rendered by those departments or agencies.
25 The rules of the state ~~departments~~ DEPARTMENT under this sub-
26 section shall be binding upon the county departments of social
27 services.

1 (F) ~~(h)~~ To collect and compile statistics, make special
2 fact-finding studies, and publish reports in reference to the
3 field of welfare, including a biennial report as provided in sec-
4 tion 17.

5 (G) ~~(i)~~ To arbitrate and decide disputed or contested
6 claims between 2 or more counties relative to the settlement or
7 domicile of a person or family given or in need of any form of
8 public aid or relief, and to determine and declare the county of
9 settlement or domicile in any instance when so requested or on
10 the department's own volition. All decisions and determinations
11 made under this subdivision shall be binding upon the county
12 departments of social services.

13 (H) ~~(j)~~ To administer or supervise relief or welfare func-
14 tions vested in the department by law, and to provide for the
15 progressive codification of the laws governing relief and welfare
16 problems.

17 (I) ~~(k)~~ To inspect county infirmaries and places of deten-
18 tion for juveniles for the purpose of obtaining facts pertaining
19 to the usefulness and proper management of the infirmaries and
20 places of detention, and of promoting proper, efficient, and
21 humane administration of those infirmaries and places of
22 detention. A reasonable order of the department fixing minimum
23 standards of sanitation, fire protection, food, and comfortable
24 lodging may be enforced, through mandamus or injunction in the
25 circuit court for the county where the county infirmary or place
26 of detention for the juveniles is located, through proper
27 proceedings instituted by the attorney general on behalf of the

1 department. The burden of proof shall be on the department to
2 establish the reasonableness of the order.

3 (J) ~~(I)~~ To promulgate by rules a recommended schedule of
4 payment for care and maintenance, pursuant to the administrative
5 procedures act of 1969, Act No. 306 of the Public Acts of 1969,
6 as amended, being sections 24.201 to 24.328 of the Michigan
7 Compiled Laws, to be used, as provided by law, in determining the
8 amount of payment to be made by patients, their guardians, or
9 relatives who are liable for the care and maintenance of persons
10 entitled to treatment under the mental health code, Act No. 258
11 of the Public Acts of 1974, as amended, being sections 330.1001
12 to 330.2106 of the Michigan Compiled Laws. The department in
13 promulgating the schedule may give consideration to the person's
14 income, the number of other persons he or she is obligated to
15 support, his or her estate, medical and other necessary expenses,
16 and other relevant matters.

17 (K) ~~(N)~~ To provide or contract for legal services for per-
18 sons receiving assistance under this act in guardianship and sup-
19 port proceedings.

20 (L) ~~(P)~~ To provide services to adults and aging persons,
21 which shall include:

22 (i) Services for the blind in accordance with the rehabili-
23 tation act of 1973, ~~29 U.S.C. 701 to 796i~~ PUBLIC LAW 93-112,
24 87 STAT. 355.

25 (ii) Services authorized in title XX of the social security
26 act, CHAPTER 531, 49 STAT. 620, 42 U.S.C. 1397 to 1397e.

1 (M) ~~(q)~~ To license and regulate child care organizations
 2 and programs as described in Act No. 116 of the Public Acts of
 3 1973, as amended, being sections 722.111 to 722.128 of the
 4 Michigan Compiled Laws.

5 ~~(2) Other sections of this act notwithstanding, all powers~~
 6 ~~and duties of the county social services boards to develop,~~
 7 ~~implement, and administer a program of general public relief, are~~
 8 ~~transferred to the state department effective beginning with the~~
 9 ~~first county fiscal year following December 1, 1975. However, in~~
 10 ~~a county that operates a patient care management system pursuant~~
 11 ~~to section 66j, the county social services board may change the~~
 12 ~~eligibility standards and coverages for medical care for persons~~
 13 ~~eligible for services under a patient care management system~~
 14 ~~subject to the consent of the county board of commissioners, or,~~
 15 ~~in a charter county, subject to the consent of the county board~~
 16 ~~of commissioners and the county executive.~~

17 Sec. 55. ~~The~~ EACH county ~~department~~ shall administer a
 18 public welfare program, as follows:

19 (a) To ~~grant general assistance, including~~ PROVIDE
 20 OUTPATIENT medical care ~~as defined in this section and care in~~
 21 ~~the county medical care facility, but not including hospitaliza-~~
 22 ~~tion and infirmary care except for care in the county medical~~
 23 ~~care facility or a county infirmary existing on January 1, 1981,~~
 24 to any NEEDY person domiciled in the county ~~who has a legal set-~~
 25 ~~tlement in this state. General assistance~~ TO THE EXTENT OF
 26 FUNDS GRANTED BY THE STATE. MEDICAL CARE MAY ALSO BE PROVIDED IN
 27 A MEDICAL CARE FACILITY. MEDICAL CARE may ~~also~~ be granted to a

1 person who has ~~a legal settlement in this state but~~ no domicile
2 in the county and a recoupment may be made when appropriate FROM
3 THE COUNTY OF DOMICILE. THIS SECTION PERMITS THE USE OF A CASE
4 MANAGEMENT SYSTEM, A PATIENT CARE MANAGEMENT SYSTEM, OR OTHER
5 ALTERNATIVE SYSTEM FOR PROVIDING MEDICAL CARE. ~~in the manner~~
6 ~~provided in cases of emergency hospitalization under this act.~~
7 ~~In a temporary emergency, general assistance may be given to~~
8 ~~indigents without a settlement in this state as the county~~
9 ~~department considers necessary, including, if other funds are not~~
10 ~~available for the purpose, all necessary expenses in transporting~~
11 ~~an indigent to his or her domicile in this state, or in another~~
12 ~~state or nation, when information reasonably tends to show that~~
13 ~~the person has a home available in his or her place of domicile~~
14 ~~in this state or a legal residence in another state or nation. A~~
15 ~~legal settlement in this state is acquired by an emancipated~~
16 ~~person who has lived continuously in this state for 1 year with~~
17 ~~the intent to make it his or her home and who, during the 1 year~~
18 ~~period has not received public assistance, other than assistance~~
19 ~~received during and as a direct result of a civil defense emer-~~
20 ~~gency, or support from relatives. Time spent in a public insti-~~
21 ~~tution shall not be counted in determining settlement. A legal~~
22 ~~settlement shall be lost by remaining away from this state for an~~
23 ~~uninterrupted period of 1 year except that absence from this~~
24 ~~state for labor or other special or temporary purpose shall not~~
25 ~~occasion loss of settlement.~~
26 ~~(b) To administer categorical assistance including medical~~
27 ~~care.~~

1 (B) ~~(c)~~ To supervise and be responsible for the operation
2 of the county infirmary and county medical care facility, IF
3 AVAILABLE IN THE COUNTY. ~~In a county having a population of~~
4 ~~1,000,000 or more which maintains a county infirmary or county~~
5 ~~hospital or a joint infirmary and hospital providing for mental~~
6 ~~patients, the institution and the admissions to the institution~~
7 ~~shall be subject to the control of a board to be known as the~~
8 ~~board of county institutions. The board shall consist of 5 mem-~~
9 ~~bers appointed by the county board of commissioners, except that~~
10 ~~in a county having a board of county auditors, 3 members of the~~
11 ~~board of county institutions shall be appointed by the county~~
12 ~~board of commissioners and 2 members shall be appointed by the~~
13 ~~board of county auditors. Each member of the board shall hold~~
14 ~~office for a term and receive compensation as the county board of~~
15 ~~commissioners provides by ordinance. In relation to the adminis-~~
16 ~~tration of the institutions the board shall have and succeed to~~
17 ~~all powers and duties formerly vested by law, general, local or~~
18 ~~special, in the superintendents of the poor in the county and the~~
19 ~~board of county institutions as constituted on April 13, 1943.~~
20 ~~The board of county institutions of the county may also maintain~~
21 ~~outpatient facilities for the treatment of needy persons suffer-~~
22 ~~ing from mental disorders. The board shall also have the same~~
23 ~~powers as are given to the county board in section 78.~~

24 (C) ~~(d)~~ To furnish in all cases, insofar as practicable,
25 care and treatment ~~which~~ THAT will tend to restore needy per-
26 sons to a condition of financial and social independence.

1 (D) ~~(e)~~ To require that each applicant ~~shall~~ furnish
2 proof satisfactory to the county board that the applicant is
3 entitled to the aid, assistance, or benefit sought.

4 (E) ~~(f)~~ To investigate, in respect to each application for
5 any form of public aid or assistance, the circumstances of the
6 applicant, both at the time of application and periodically
7 during the receipt of aid or assistance.

8 (F) ~~(g)~~ To maintain adequate social and financial records
9 pertaining to each recipient of aid or assistance and so far as
10 is practicable engage in the prevention of social disabilities.

11 ~~(h) To investigate, when requested by the probate court,~~
12 ~~matters pertaining to dependent, neglected, and delinquent chil-~~
13 ~~dren and wayward minors, under the jurisdiction of the probate~~
14 ~~court to provide supervision and foster care as provided by court~~
15 ~~order, and to furnish the court, on request, investigational~~
16 ~~service in respect to the hospitalization of children under the~~
17 ~~program of services for crippled children established under part~~
18 ~~58 of the public health code, Act No. 368 of the Public Acts of~~
19 ~~1978, being sections 333.5801 to 333.5879 of the Michigan~~
20 ~~Compiled Laws, which services shall include the follow up inves-~~
21 ~~tigation and continuing observations.~~

22 (G) ~~(i)~~ To assist other departments, agencies, and insti-
23 tutions of the federal, state, and county governments, when ~~so~~
24 requested, in performing services in conformity with the purposes
25 of this act.

26 (H) ~~(j)~~ To assist in the development of sound programs and
27 standards of child welfare, and promote programs and policies

1 ~~looking toward the prevention of~~ TO PREVENT dependency,
2 neglect, and delinquency and other conditions affecting adversely
3 the welfare of families and children.

4 ~~(k) To create within the county department a division of~~
5 ~~medical care. The county board may appoint a properly qualified~~
6 ~~and licensed doctor of medicine as the head of the division and~~
7 ~~an advisory committee. The advisory committee shall consist of +~~
8 ~~doctor of medicine, nominated by the county medical society; +~~
9 ~~dentist, nominated by the district dental society; and + pharma-~~
10 ~~cist, nominated by the district pharmaceutical association, to~~
11 ~~assist in formulating policies of medical care and auditing and~~
12 ~~reviewing bills. "Medical care" as used in this act means medi-~~
13 ~~cal care rendered under the supervision of a licensed physician~~
14 ~~in an organized out patient department of a hospital licensed by~~
15 ~~the department of public health under article 17 of the public~~
16 ~~health code, Act No. 368 of the Public Acts of 1978, being sec-~~
17 ~~tions 333.20101 to 333.22181 of the Michigan Compiled Laws, or~~
18 ~~home and office attendance by a physician, osteopathic physician~~
19 ~~and surgeon, or podiatrist licensed under article 15 of the~~
20 ~~public health code, Act No. 368 of the Public Acts of 1978, being~~
21 ~~sections 333.16101 to 333.18838 of the Michigan Compiled Laws,~~
22 ~~and when prescribed by the physician, osteopathic physician and~~
23 ~~surgeon, or podiatrist, diagnostic services requiring the use of~~
24 ~~equipment not available in his or her offices, if the services do~~
25 ~~not require overnight care, dental service, optometric service,~~
26 ~~bedside nursing service in the home, or pharmaceutical service.~~
27 ~~The private physician patient relationship shall be maintained.~~

~~1 The normal relationships between the recipients of dental,~~
~~2 optometric, nursing, and pharmaceutical services, and the serv-~~
~~3 ices furnished by a physician, osteopathic physician and surgeon,~~
~~4 podiatrist, or a chiropractor licensed under article 15 of the~~
~~5 public health code, Act No. 368 of the Public Acts of 1978, being~~
~~6 sections 333.16101 to 333.18838 of the Michigan Compiled Laws,~~
~~7 and the persons furnishing these services shall be maintained.~~
~~8 This section shall not affect the office of a city physician or~~
~~9 city pharmacist established under a city charter, a county health~~
~~10 officer, or the medical superintendent of a county hospital.~~
~~11 This section shall permit the use of a case management system, a~~
~~12 patient care management system, or other alternative system for~~
~~13 providing medical care.~~

14 (I) ~~(l)~~ To ~~cause to be suitably buried the body of~~
 15 ARRANGE AND FUND BURIAL OR CREMATION SERVICES FOR a deceased
 16 indigent person who has a domicile in the county, when requested
 17 by the person's relative or friend, or ~~of a stranger,~~ when
 18 requested by a public official following an inquest.

19 (J) ~~(m)~~ To administer additional welfare functions as are
 20 vested in the ~~department, including hospitalization~~ COUNTY.

21 (K) ~~(n)~~ To act as an agent for the state department in
 22 matters requested by the state department under the rules of the
 23 state department.

24 ~~(o) To provide temporary general assistance for each family~~
 25 ~~found ineligible for aid to dependent children assistance by~~
 26 ~~reason of unsuitable family home as provided in section 56.~~

1 Sec. 55a. ~~(1) In determining the eligibility of an~~
2 ~~applicant for general assistance, and before granting the~~
3 ~~assistance, except temporary assistance pending disposition of~~
4 ~~the case, the county and district departments of social services~~
5 ~~shall conform to the following:~~

6 ~~(a) Require each applicant entitled to alimony or separate~~
7 ~~maintenance to seek the assistance of the friend of the court.~~

8 ~~(b) Clear with the proper legal authorities the case of an~~
9 ~~applicant who is deserted by his or her spouse to determine the~~
10 ~~advisability of legal action to obtain support.~~

11 ~~(c) If it is indicated that eligibility for benefits from~~
12 ~~other programs such as unemployment compensation, old age and~~
13 ~~survivors insurance benefits, federal veterans' benefits, aid to~~
14 ~~families with dependent children, or supplemental security income~~
15 ~~exists, secure a clearance in writing with each appropriate~~
16 ~~agency.~~

17 ~~(d) Require an employable person to work on a work relief or~~
18 ~~work training project, or other departmental approved activity,~~
19 ~~if available, in return for assistance given. A person partici-~~
20 ~~pating in a work relief or work training project shall be enti-~~
21 ~~tled to the benefits provided by Act No. 317 of the Public Acts~~
22 ~~of 1969, as amended, being sections 418.101 to 418.941 of the~~
23 ~~Michigan Compiled Laws. All work relief or work training~~
24 ~~projects or other departmental approved activities authorized by~~
25 ~~this section shall be subject to all of the following~~
26 ~~conditions:~~

1 ~~(i) Any person required to work on an approved project or~~
2 ~~activity, upon claiming to be physically incapable to work when~~
3 ~~so assigned, shall be given a thorough medical examination by~~
4 ~~competent medical authorities to ascertain his or her ability to~~
5 ~~participate in the required project or activity.~~

6 ~~(ii) Each person assigned to an approved project or activity~~
7 ~~may be required to register for employment with the Michigan~~
8 ~~employment security commission, if the service is available, and~~
9 ~~to investigate all bona fide employment opportunities.~~

10 ~~(e) Determine that each employable applicant, mentally and~~
11 ~~physically able to work, is not currently refusing to accept~~
12 ~~available employment for which wages not less than the usual rate~~
13 ~~paid by that employer for the particular kind of employment are~~
14 ~~being offered.~~

15 ~~(2) Any employable person who, without good cause, fails to~~
16 ~~participate in an approved project or activity or to accept~~
17 ~~available lawful employment for which wages, not less than the~~
18 ~~usual rate paid by that employer for that particular kind of~~
19 ~~employment are being offered, shall have his or her needs removed~~
20 ~~from the general assistance grant and shall not be eligible for~~
21 ~~general assistance for 3 months.~~ (1) THE STATE DEPARTMENT SHALL
22 ESTABLISH AND ADMINISTER A STATE FAMILY ASSISTANCE PROGRAM FOR
23 NEEDY FAMILIES WITH 1 OR MORE UNEMANCIPATED CHILDREN WHO DO NOT
24 QUALIFY FOR AID TO FAMILIES WITH DEPENDENT CHILDREN. THE PROGRAM
25 SHALL UTILIZE THE SAME NEED AND PAYMENT STANDARDS AS THE PROGRAM
26 OF AID TO FAMILIES WITH DEPENDENT CHILDREN. ELIGIBILITY CRITERIA
27 SHALL BE THE SAME AS FOR AID TO FAMILIES WITH DEPENDENT CHILDREN,

1 EXCEPT FOR THE REQUIREMENT THAT THE CHILD BE DEPRIVED OF PARENTAL
2 SUPPORT OR CARE. A WOMAN WITH AN UNBORN CHILD QUALIFIES FOR THE
3 STATE FAMILY ASSISTANCE PROGRAM IF PREGNANCY IS MEDICALLY VERI-
4 FIED AND THE WOMAN MEETS OTHER ELIGIBILITY CRITERIA.

5 (2) THE STATE DEPARTMENT SHALL ESTABLISH AND ADMINISTER A
6 STATE DISABILITY ASSISTANCE PROGRAM TO ASSIST NEEDY INDIVIDUALS,
7 AS DESCRIBED IN THIS SUBSECTION. AN INDIVIDUAL IS ELIGIBLE TO
8 RECEIVE ASSISTANCE UNDER THIS SUBSECTION IF HE OR SHE MEETS ALL
9 OF THE FOLLOWING REQUIREMENTS:

10 (A) IS 18 YEARS OF AGE OR OLDER, OR AN EMANCIPATED MINOR.

11 (B) MEETS NEED AND PAYMENT STANDARDS ESTABLISHED BY THE
12 STATE DEPARTMENT.

13 (C) IS 1 OR MORE OF THE FOLLOWING:

14 (i) A RECIPIENT OF SUPPLEMENTAL SECURITY INCOME, SOCIAL
15 SECURITY, OR MEDICAL ASSISTANCE DUE TO DISABILITY.

16 (ii) A PERSON WHO IS MEDICALLY DIAGNOSED AS UNABLE TO WORK
17 FOR AT LEAST 90 DAYS AS THE RESULT OF A PHYSICAL OR MENTAL
18 IMPAIRMENT.

19 (iii) A RESIDENT OF AN ADULT FOSTER CARE FACILITY, HOME FOR
20 THE AGED, COUNTY INFIRMARY, OR SUBSTANCE ABUSE TREATMENT CENTER.

21 (iv) A PERSON RECEIVING 30-DAY POSTRESIDENTIAL SUBSTANCE
22 ABUSE TREATMENT.

23 (v) A PERSON DIAGNOSED AS HAVING ACQUIRED IMMUNODEFICIENCY
24 SYNDROME.

25 (vi) A PERSON RECEIVING SPECIAL EDUCATION PROGRAMS AND SERV-
26 ICES PURSUANT TO ARTICLE 3 OF THE SCHOOL CODE OF 1976, ACT

1 NO. 451 OF THE PUBLIC ACTS OF 1976, BEING SECTIONS 380.1701 TO
2 380.1766 OF THE MICHIGAN COMPILED LAWS.

3 (vii) A CARETAKER OF A PERSON DESCRIBED IN SUBPARAGRAPHS
4 (i), (ii), (v), OR (vi).

5 (3) THE STATE DEPARTMENT SHALL REQUIRE A RECIPIENT OF
6 ASSISTANCE UNDER THIS SECTION TO DO ALL OF THE FOLLOWING:

7 (A) IF ENTITLED TO ALIMONY, SEPARATE MAINTENANCE, OR CHILD
8 SUPPORT, SEEK THE ASSISTANCE OF THE FRIEND OF THE COURT.

9 (B) COOPERATE WITH THE STATE DEPARTMENT IN SEEKING TO OBTAIN
10 ANY SUPPORT TO WHICH HE OR SHE IS ENTITLED.

11 (C) APPLY FOR ANY OTHER LOCAL, STATE, OR FEDERAL BENEFITS
12 FOR WHICH HE OR SHE MAY BE ELIGIBLE.

13 (D) AGREE TO REIMBURSE THE STATE DEPARTMENT FOR ASSISTANCE
14 PAID UNDER THIS SECTION FOR ANY PERIOD FOR WHICH THE RECIPIENT
15 RECEIVES ASSISTANCE FROM ANOTHER SOURCE.

16 (E) PARTICIPATE IN PROGRAMS REQUIRED BY THE STATE DEPARTMENT
17 TO RESTORE SELF-SUFFICIENCY.

18 (4) IF A PERSON FAILS WITHOUT GOOD CAUSE TO PARTICIPATE IN A
19 PROGRAM REQUIRED UNDER SUBSECTION (3)(E), THE STATE DEPARTMENT
20 MAY APPLY THE SAME SANCTIONS AS IT APPLIES UNDER THE PROGRAM OF
21 AID TO FAMILIES WITH DEPENDENT CHILDREN.

22 Sec. 115. Services to children and youth shall include:

23 (a) Operating training schools, the children's institute,
24 halfway houses, youth camps, diagnostic centers, state operated
25 regional detention facilities, regional short-term treatment cen-
26 ters, group homes, and other facilities and programs established
27 with the approval of the legislature to provide an effective

1 program of out-of-home care for delinquent or neglected children
2 committed to or placed in the care and custody of the department
3 by probate courts, courts of general criminal jurisdiction, or,
4 where provided by law, the voluntary action of parents or
5 guardians.

6 (b) Encouraging and assisting in the development and coordi-
7 nation of new programs as well as the coordination of prevailing
8 programs at all levels of government ~~and~~ with those public and
9 private nonprofit agencies and groups providing care or training
10 or supervision for delinquent and neglected children.

11 (c) Devising and making available a system of supervision
12 for juveniles on conditional release from facilities of the
13 department by establishing departmental programs, or, with the
14 approval of the legislature, by agreement with other units of
15 state, regional, or local government or with private agencies.

16 (d) Administering grants, subsidies, incentive payments, and
17 other fiscal programs authorized by the legislature including:

18 (i) Subsidies or incentives to insure adequate locally-based
19 probation and other social services for children under the juris-
20 diction of the juvenile division of the probate court.

21 (ii) Cost-sharing programs between the state and county con-
22 cerning children's services, including funding prescribed in sec-
23 tions 117c to 117d.

24 (iii) Allocation of funds budgeted to the department for
25 governmental or private organizations operating delinquency pre-
26 vention programs or projects in accordance with standards
27 established by the office.

1 (e) Establishing, with the approval of the legislature,
2 training programs for delinquent youth by contract with govern-
3 ment and private agencies. The programs may be conducted through
4 camps established by the department or in cooperation with the
5 department of natural resources or with other organizations.

6 (f) Developing a coordinated system of care for delinquent
7 and neglected children committed to the department. The develop-
8 ment of treatment programs and other centers shall be coordinated
9 with locally-operated programs for treatment, detention, and
10 diagnosis.

11 (g) Gathering and making available statistics and informa-
12 tion about the operation of the various state, regional, and
13 local components of the program of neglect and delinquency serv-
14 ices and presenting the information to the legislature and the
15 public through biennial reports.

16 (h) Conducting, or causing to be conducted, research neces-
17 sary to provide effective and adequate children and youth serv-
18 ices and programs throughout the state.

19 (i) Undertaking special studies regarding the development of
20 intensive probation, new probation methods, and other services
21 specifically aimed at reduction of detention and out-of-home
22 care.

23 (j) Evaluating state statutes, court rules, and funding
24 arrangements related to problems of children and youth and recom-
25 mending proposals for appropriate changes to insure equity in the
26 availability of services and the protection of the rights of
27 children and youth.

1 (k) Assisting the legislature in the evaluation of the plan
2 developed under former Act No. 280 of the Public Acts of 1975.

3 (l) Receiving any donation, grant, or gift of money or prop-
4 erty without obligation to the state for the benefit of its pro-
5 grams or for children placed with or committed to its care. The
6 office, on receipt of the donation, grant, or gift, shall remit
7 it immediately to the state treasury to be credited to the youth
8 services trust fund which is created in the state treasury.

9 (m) ~~Services~~ PROVIDING SERVICES for children and youth
10 authorized in title IV of the social security act, 42 U.S.C. 601
11 to 603, 604 to 632, 633 to 673, 674 to 679 and in title XX of the
12 social security act, 42 U.S.C. 1397 to 1397e.

13 (N) INVESTIGATING, IF REQUESTED BY THE PROBATE COURT, MAT-
14 TERS PERTAINING TO DEPENDENT, NEGLECTED, OR DELINQUENT MINORS
15 UNDER THE PROBATE COURT'S JURISDICTION.

16 Section 2. Sections 14c, 24, and 55c of Act No. 280 of the
17 Public Acts of 1939, being sections 400.14c, 400.24, and 400.55c
18 of the Michigan Compiled Laws, are repealed.

19 Section 3. This amendatory act shall take effect October 1,
20 1991.