

# HOUSE BILL No. 6586

September 20, 2006, Introduced by Reps. Stahl, Kooiman and Pastor and referred to the Committee on Family and Children Services.

A bill to amend 1939 PA 280, entitled  
"The social welfare act,"  
by amending sections 57, 57d, and 57e (MCL 400.57, 400.57d, and  
400.57e), section 57 as added by 1995 PA 223, section 57d as  
amended by 2005 PA 323, and section 57e as amended by 2001 PA 280.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1       Sec. 57. (1) As used in this section and sections 57a to ~~57g~~  
2       57v:  
3       (a) "Adult-supervised household" means either of the  
4       following:  
5       (i) The place of residence of a parent, stepparent, or legal  
6       guardian of a minor parent.

1 (ii) A living arrangement not described in subparagraph (i) that  
2 the ~~family independence agency~~ **DEPARTMENT** approves as a family  
3 setting that provides care and control of a minor parent and his or  
4 her child and supportive services including, but not limited to,  
5 counseling, guidance, or supervision.

6 (b) "Caretaker" means an individual who is acting as parent  
7 for a child in the absence or because of the disability of the  
8 child's parent or stepparent and who is the child's legal guardian,  
9 grandparent, great grandparent, great-great grandparent, sibling,  
10 stepsibling, aunt, great aunt, great-great aunt, uncle, great  
11 uncle, great-great uncle, nephew, niece, first cousin, or first  
12 cousin once-removed, a spouse of any person listed above, a parent  
13 of the putative father, or an unrelated individual aged 21 or older  
14 whose appointment as legal guardian of the child is pending.

15 (c) "Child" means an individual who is not emancipated under  
16 ~~Act No. 293 of the Public Acts of 1968, being sections 722.1 to~~  
17 ~~722.6 of the Michigan Compiled Laws~~ **1968 PA 293, MCL 722.1 TO**  
18 **722.6**, who lives with a parent or caretaker, and who is either of  
19 the following:

20 (i) Under the age of 18.

21 (ii) Age 18 or 19, a full-time high school student, and  
22 reasonably expected to graduate from high school before the age of  
23 20.

24 (d) "Family" means 1 or more of the following:

25 (i) A household consisting of a child and either of the  
26 following:

27 (A) A parent or stepparent of the child.

1 (B) A caretaker of the child.

2 (ii) A pregnant woman.

3 (iii) A parent of a child in foster care.

4 (e) "Family independence assistance" means financial  
5 assistance provided to a family under the family independence  
6 program.

7 (f) "Family independence assistance group" means all those  
8 members of a program group who receive family independence  
9 assistance.

10 (g) "Family independence program" means the program of  
11 financial assistance established under section 57a.

12 (h) "Minor parent" means an individual under the age of 18 who  
13 is not emancipated under ~~Act No. 293 of the Public Acts of 1968~~  
14 **1968 PA 293, MCL 722.1 TO 722.6**, and who is either the biological  
15 parent of a child living in the same household or a pregnant woman.

16 (i) "Payment standard" means the standard upon which family  
17 independence program benefits are based if the family independence  
18 assistance group has no net income.

19 **(J) "PERSONAL RESPONSIBILITY PLAN" MEANS A DOCUMENT DESCRIBED**  
20 **IN SECTION 57E THAT IS EXECUTED BY A FAMILY IN RETURN FOR RECEIVING**  
21 **FAMILY INDEPENDENCE ASSISTANCE.**

22 **(K) "PERSONAL WORK PLAN" MEANS A DOCUMENT DESCRIBED IN SECTION**  
23 **57D THAT IS EXECUTED BY A WORK FIRST PROGRAM PARTICIPANT IN RETURN**  
24 **FOR RECEIVING FAMILY INDEPENDENCE ASSISTANCE.**

25 **(l) ~~-(j)-~~** "Program group" means a family and all those  
26 individuals living with a family whose income and assets are  
27 considered for purposes of determining financial eligibility for

1 family independence assistance.

2 (M) ~~-(k)-~~ "Recipient" means an individual receiving family  
3 independence assistance.

4 ~~----- (l) "Social contract" means a document described in section 57e~~  
5 ~~that is executed by a family in return for the receipt of family~~  
6 ~~independence assistance.~~

7 (N) ~~-(m)-~~ "Substance abuse" means that term as defined in  
8 section 6107 of the public health code, ~~Act No. 368 of the Public~~  
9 ~~Acts of 1978, being section 333.6107 of the Michigan Compiled Laws~~  
10 **1978 PA 368, MCL 333.6107.**

11 (O) ~~-(n)-~~ "Substance abuse treatment" means outpatient or  
12 inpatient services or participation in alcoholics anonymous or a  
13 similar program.

14 (P) **"SUPPLEMENTAL SECURITY INCOME" MEANS THE PROGRAM OF**  
15 **SUPPLEMENTAL SECURITY INCOME PROVIDED UNDER TITLE XVI.**

16 (Q) ~~-(o)-~~ "Work first" means the program of employment and  
17 training administered by the ~~Michigan jobs commission~~ **DEPARTMENT**  
18 **OF LABOR AND ECONOMIC GROWTH** for applicants and recipients of  
19 family independence assistance.

20 (2) A reference in this act to "aid to dependent children" or  
21 "aid to families with dependent children" means "family  
22 independence **PROGRAM** assistance".

23 Sec. 57d. (1) ~~The department and the department of labor and~~  
24 ~~economic growth shall conduct joint orientation sessions for family~~  
25 ~~independence assistance applicants no less frequently than weekly.~~  
26 After the department makes an initial determination that an adult  
27 or a child aged 16 or older who is not attending elementary or

1 secondary school full-time is eligible for family independence  
2 **PROGRAM** assistance **AND IS NOT EXEMPT FROM WORK FIRST PARTICIPATION**,  
3 that individual shall attend ~~a joint~~ **AN** orientation session **WITH**  
4 **THE MICHIGAN WORKS AGENCY AS A CONDITION OF ELIGIBILITY BEFORE**  
5 **RECEIPT OF FAMILY INDEPENDENCE PROGRAM ASSISTANCE**. After completion  
6 of the orientation, the individual ~~—, the department,~~ and a work  
7 first ~~representative~~ **CASEWORKER** shall develop the family's  
8 ~~family self-sufficiency~~ **PERSONAL WORK** plan in accordance with  
9 ~~section 57e~~ **SUBSECTION (7)**.

10 (2) If the individual fails to cooperate with **THE** work first  
11 **PROGRAM** or other required employment and training activities, **THE**  
12 **WORK FIRST CASEWORKER NOTIFIES THE DEPARTMENT AND** the family is  
13 ineligible for family independence **PROGRAM** assistance.

14 (3) The department shall impose penalties under section 57g if  
15 the individual fails to comply with any of the following:

16 (a) Work first activities.

17 (b) Employment and training activities.

18 (c) Child support requirements.

19 (4) The department shall impose penalties under section 57g if  
20 the individual fails to comply with the individual's ~~family self-~~  
21 ~~sufficiency plan's~~ **PERSONAL RESPONSIBILITY PLAN OR PERSONAL WORK**  
22 **PLAN** requirements.

23 (5) If the individual is complying with the ~~family self-~~  
24 ~~sufficiency~~ **PERSONAL RESPONSIBILITY PLAN AND PERSONAL WORK** plan,  
25 the department, a work first ~~representative~~ **CASEWORKER**, and the  
26 recipient shall revise the ~~family self-sufficiency~~ **PERSONAL**  
27 **RESPONSIBILITY PLAN OR PERSONAL WORK** plan if necessary and the

1 family independence assistance **PROGRAM** group shall continue to  
2 receive family independence **PROGRAM** assistance ~~so~~ **AS** long as the  
3 recipients meet family independence **PROGRAM** assistance ~~program~~  
4 requirements.

5 (6) The department shall reassess the recipient's eligibility  
6 for family independence **PROGRAM** assistance not later than 24 months  
7 after the date the application for family independence **PROGRAM**  
8 assistance was approved. At the time of a reassessment under this  
9 subsection, the recipient shall meet with his or her department  
10 caseworker and work first program caseworker and redevelop the  
11 ~~family self-sufficiency~~ **PERSONAL RESPONSIBILITY PLAN AND PERSONAL**  
12 **WORK** plan.

13 (7) **A PERSONAL WORK PLAN SHALL BE DEVELOPED BY EACH RECIPIENT**  
14 **REFERRED TO THE WORK FIRST PROGRAM AND THE WORK FIRST CASEWORKER**  
15 **AFTER THE INITIAL WORK FIRST PROGRAM EVALUATION AND ASSESSMENT BY**  
16 **THE WORK FIRST CASEWORKER. THE PERSONAL WORK PLAN SHALL BE APPROVED**  
17 **BY THE DEPARTMENT. THE PERSONAL WORK PLAN SHALL OUTLINE THE**  
18 **RECIPIENT'S EMPLOYMENT GOALS AND THE STEPS NECESSARY TO ACHIEVE**  
19 **THOSE GOALS. THE PERSONAL WORK PLAN SHALL INCLUDE A TIMELINE WITHIN**  
20 **WHICH THOSE GOALS OUTLINED IN THE PERSONAL WORK PLAN SHALL BE MET.**  
21 **THE PERSONAL WORK PLAN SHALL OUTLINE THE RESPONSIBILITIES OF THE**  
22 **RECIPIENT AND THE MICHIGAN WORKS AGENCY.**

23 (8) **THE PERSONAL WORK PLAN SHALL BE REVIEWED BY THE RECIPIENT**  
24 **AND THE WORK FIRST CASEWORKER NOT LATER THAN 90 DAYS AFTER ITS**  
25 **DEVELOPMENT AND NOT LATER THAN 12 MONTHS AFTER THE INITIAL REVIEW.**

26 Sec. 57e. (1) Each family receiving family independence  
27 assistance shall execute a ~~social contract~~ **PERSONAL**

1 **RESPONSIBILITY PLAN** outlining the responsibilities of members of  
2 the family independence **PROGRAM** assistance group, **THE CONTRACTUAL**  
3 **NATURE OF FAMILY INDEPENDENCE PROGRAM ASSISTANCE, AND THE FOCUS ON**  
4 **THE GOAL OF ATTAINING SELF-SUFFICIENCY.** The ~~social contract~~  
5 **PERSONAL RESPONSIBILITY PLAN** shall be developed ~~jointly~~ by the  
6 ~~family independence agency~~ **DEPARTMENT** and the adult family members  
7 ~~and~~ **OF THE FAMILY INDEPENDENCE ASSISTANCE PROGRAM GROUP. THE**  
8 **DEPARTMENT SHALL COMPLETE A THOROUGH ASSESSMENT TO FACILITATE**  
9 **DEVELOPMENT OF THE PERSONAL RESPONSIBILITY PLAN, INCLUDING**  
10 **CONSIDERATION OF REFERRAL TO A LIFE SKILLS PROGRAM, AND**  
11 **DETERMINATION AS TO WHETHER THE FAMILY INDEPENDENCE ASSISTANCE**  
12 **PROGRAM GROUP'S ADULT MEMBERS ARE ELIGIBLE TO PARTICIPATE IN THE**  
13 **WORK FIRST PROGRAM OR ARE EXEMPT FROM WORK FIRST PARTICIPATION**  
14 **UNDER SECTION 57G. THE PERSONAL RESPONSIBILITY PLAN** shall identify  
15 compliance goals that are to be met by members of the family  
16 independence assistance **PROGRAM** group **AND GOALS AND**  
17 **RESPONSIBILITIES OF THE MEMBERS OF THE FAMILY INDEPENDENCE**  
18 **ASSISTANCE PROGRAM GROUP, THE DEPARTMENT, AND THE WORK FIRST**  
19 **PROGRAM.** The ~~social contract~~ **PERSONAL RESPONSIBILITY PLAN** shall  
20 reflect the individual needs and abilities of the particular  
21 family, and shall include at least all of the following:  
22       (a) The obligation of each adult and each child aged 16 or  
23 older who is not attending elementary or secondary school full-time  
24 to participate in **THE** work first **PROGRAM** unless exempt under  
25 section 57f.  
26       (b) The obligation of each minor parent who has not completed  
27 secondary school to attend school.

(c) Except as provided in section 57f(3), the obligation of each adult to engage in employment, work first activities, education or training, community service activities, or self-improvement activities, as determined appropriate by the ~~family independence agency, up to 40 hours per week~~ **DEPARTMENT**.

(d) The obligation to cooperate in the establishment of paternity and the procurement of child support, if applicable.

(e) The obligation of a recipient who fails to comply with compliance goals due to substance abuse to participate in substance abuse treatment and submit to any periodic drug testing required by the treatment program.

(f) Any other obligation the ~~family independence agency~~ **DEPARTMENT** determines is necessary to enable the family to achieve independence.

(2) The ~~family independence agency~~ **DEPARTMENT** shall monitor each family's compliance with the ~~social contract~~ **PERSONAL RESPONSIBILITY PLAN**.

Enacting section 1. This amendatory act does not take effect unless all of the following bills of the 93rd Legislature are enacted into law:

(a) Senate Bill No. \_\_\_\_\_ or House Bill No. 6580(request no. 05677'06).

(b) Senate Bill No. \_\_\_\_\_ or House Bill No. 6581(request no. 05678'06).

(c) Senate Bill No. \_\_\_\_\_ or House Bill No. 6583(request no. 05679'06).

(d) Senate Bill No. \_\_\_\_\_ or House Bill No. 6584(request no.

1 05680'06).

2 (e) Senate Bill No.\_\_\_\_\_ or House Bill No. 6587(request no.  
3 05681'06).

4 (f) Senate Bill No.\_\_\_\_\_ or House Bill No. 6585(request no.  
5 05683'06).