

SUBSTITUTE FOR  
HOUSE BILL NO. 5713

A bill to make, supplement, and adjust appropriations for the department of human services for the fiscal year ending September 30, 2009; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 PART 1

2 LINE-ITEM APPROPRIATIONS

3 Sec. 101. There is appropriated for the department of human  
4 services to supplement appropriations for the fiscal year ending  
5 September 30, 2009, from the following funds:

6 DEPARTMENT OF HUMAN SERVICES

7 APPROPRIATION SUMMARY

8	GROSS APPROPRIATION.....	\$	21,558,000
9	Total interdepartmental grants and intradepartmental		

1	transfers .....		0
2	ADJUSTED GROSS APPROPRIATION.....	\$	21,558,000
3	Total federal revenues.....		4,608,800
4	Total local revenues.....		3,662,600
5	Total private revenues.....		0
6	Total other state restricted revenues.....		0
7	State general fund/general purpose.....	\$	13,286,600
8	<b>Sec. 102. CHILDREN'S SERVICES</b>		
9	Foster care payments.....	\$	<u>16,330,600</u>
10	GROSS APPROPRIATION.....	\$	16,330,600
11	Appropriated from:		
12	Federal revenues:		
13	Total federal revenues.....		4,608,800
14	Special revenue funds:		
15	Local funds - county chargeback.....		3,662,600
16	State general fund/general purpose.....	\$	8,059,200
17	<b>Sec. 103. JUVENILE JUSTICE SERVICES</b>		
18	Child care fund.....	\$	<u>5,227,400</u>
19	GROSS APPROPRIATION.....	\$	5,227,400
20	Appropriated from:		
21	State general fund/general purpose.....	\$	5,227,400

22 PART 2

23 PROVISIONS CONCERNING APPROPRIATIONS

24 **GENERAL SECTIONS**

25 Sec. 201. In accordance with the provisions of section 30 of

article IX of the state constitution of 1963, total state spending from state resources in this appropriation act for the fiscal year ending September 30, 2009 is \$13,286,600.00 and state appropriations paid to local units of government are \$5,227,400.00.

Sec. 202. The appropriations authorized under this act are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF HUMAN SERVICES

Child care fund.....	\$	<u>5,227,400</u>
TOTAL.....	\$	5,227,400

Sec. 203. (1) Beginning November 15, 2008, from the money appropriated in part 1 for foster care payments and child care fund, the department shall pay to private child placing agencies an administrative rate of not less than \$37.00 per day for foster care services.

(2) Beginning November 15, 2008, from the money appropriated in part 1 for foster care payments and child care fund, the department shall pay to each private residential service provider a per diem rate that is \$7.00 greater than the rate that provider received in the fiscal year ending September 30, 2008.

(3) It is the intent of the legislature that the appropriations noted in this section be utilized to assist private child placing agencies and private residential service providers in complying with the requirements of sections VI, VII, and XII of the settlement agreement in the case of Dwayne B., et al. v Granholm, et al., United States eastern district court case no. 2:06-cv-

1 13548. Each private child placing agency and residential services  
2 provider shall provide a letter to the department that gives  
3 sufficient assurance that new funding from the rate increases was  
4 used for this purpose. These letters shall be made available to the  
5 legislature upon request.