

**SUBSTITUTE FOR  
HOUSE BILL NO. 5882**

A bill to make appropriations for the department of human services and certain state purposes related to public welfare services for the fiscal year ending September 30, 2011; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to provide for reports; to provide for the disposition of fees and other income received by the state agency; and to provide for the powers and duties of certain individuals, local governments, and state departments, agencies, and officers.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. Subject to the conditions set forth in this act, the



1 amounts listed in this part are appropriated for the department of  
 2 human services for the fiscal year ending September 30, 2011, from  
 3 the funds indicated in this part. The following is a summary of the  
 4 appropriations in this part:

5 **DEPARTMENT OF HUMAN SERVICES**

6 APPROPRIATION SUMMARY

7	Full-time equated classified positions .....	11,863.5	
8	Full-time equated unclassified positions .....	6.0	
9	Total full-time equated positions .....	11,869.5	
10	GROSS APPROPRIATION .....		\$ 6,962,426,100
11	Interdepartmental grant revenues:		
12	Total interdepartmental grants and intradepartmental		
13	transfers .....		1,230,300
14	ADJUSTED GROSS APPROPRIATION .....		\$ 6,961,195,800
15	Federal revenues:		
16	Federal - FMAP stimulus .....		6,499,700
17	Federal - food assistance administration (ARRA) .....		9,495,200
18	Federal - supplemental nutrition assistance revenues		
19	(ARRA) .....		566,785,600
20	Federal - emergency TANF contingency revenues (ARRA) .		189,737,300
21	Federal - transitional supportive housing revenues		
22	(ARRA) .....		2,000,000
23	Federal - faith-based grant revenues (ARRA) .....		250,000
24	Total other federal revenues .....		5,147,520,700
25	Special revenue funds:		
26	Total private revenues .....		14,483,500
27	Total local revenues .....		33,925,700



1	Total other state restricted revenues .....	60,433,500
2	State general fund/general purpose .....	\$ 930,064,600
3	<b>Sec. 102. EXECUTIVE OPERATIONS</b>	
4	Total full-time equated positions .....	670.7
5	Full-time equated unclassified positions .....	6.0
6	Full-time equated classified positions .....	664.7
7	Unclassified salaries--6.0 FTE positions .....	\$ 647,900
8	Salaries and wages--276.7 FTE positions .....	17,399,100
9	Contractual services, supplies, and materials .....	10,190,300
10	Demonstration projects--9.0 FTE positions .....	14,537,000
11	Inspector general salaries and wages--136.0 FTE	
12	positions.....	7,808,000
13	Electronic benefit transfer EBT .....	13,009,000
14	Michigan community service commission--15.0 FTE	
15	positions.....	9,129,900
16	AFC, children's welfare and day care licensure--228.0	
17	FTE positions.....	24,566,000
18	State office of administrative hearings and rules ....	<u>5,697,300</u>
19	GROSS APPROPRIATION .....	\$ 102,984,500
20	Appropriated from:	
21	Federal revenues:	
22	Federal - food assistance administration (ARRA) .....	7,985,700
23	Total other federal revenues .....	62,033,400
24	Special revenue funds:	
25	Total private revenues .....	8,205,300
26	Total local revenues .....	175,000
27	Total other state restricted revenues .....	25,000



1	State general fund/general purpose .....	\$	24,560,100
2	<b>Sec. 103. CHILD SUPPORT ENFORCEMENT</b>		
3	Full-time equated classified positions .....		198.7
4	Child support enforcement operations--192.7 FTE		
5	positions.....	\$	23,204,700
6	Legal support contracts .....		138,753,600
7	Child support incentive payments .....		32,409,600
8	State disbursement unit--6.0 FTE positions .....		<u>14,599,900</u>
9	GROSS APPROPRIATION .....	\$	208,967,800
10	Appropriated from:		
11	Federal revenues:		
12	Total federal revenues .....		193,477,100
13	Special revenue funds:		
14	Total local revenues .....		340,000
15	Total other state restricted revenues .....		770,000
16	State general fund/general purpose .....	\$	14,380,700
17	<b>Sec. 104. COMMUNITY ACTION AND ECONOMIC OPPORTUNITY</b>		
18	Full-time equated classified positions .....		19.0
19	Bureau of community action and economic opportunity		
20	operations--19.0 FTE positions.....	\$	2,197,400
21	Community services block grant .....		25,650,000
22	Weatherization assistance .....		<u>27,400,000</u>
23	GROSS APPROPRIATION .....	\$	55,247,400
24	Appropriated from:		
25	Federal revenues:		
26	Total federal revenues .....		55,247,400
27	State general fund/general purpose .....	\$	0



1	<b>Sec. 105. ADULT AND FAMILY SERVICES</b>		
2	Full-time equated classified positions .....	44.7	
3	Executive direction and support--5.0 FTE positions ...	\$	542,200
4	Guardian contract .....		600,000
5	Adult services policy and administration--6.0 FTE		
6	positions.....		651,300
7	Office of program policy--33.7 FTE positions .....		5,490,500
8	Employment and training support services .....		11,230,100
9	JET plus .....		8,500,000
10	Wage employment verification reporting .....		848,700
11	Urban and rural empowerment/enterprise zones .....		100
12	Nutrition education .....		30,000,000
13	Crisis prevention and elder law of Michigan food for		
14	the elderly project.....		<u>225,000</u>
15	GROSS APPROPRIATION .....	\$	58,087,900
16	Appropriated from:		
17	Federal revenues:		
18	Federal - emergency TANF contingency revenues (ARRA) .		13,323,000
19	Total other federal revenues .....		39,678,700
20	Special revenue funds:		
21	Total private revenues .....		25,000
22	State general fund/general purpose .....	\$	5,061,200
23	<b>Sec. 106. CHILDREN'S SERVICES</b>		
24	Full-time equated classified positions .....	131.8	
25	Salaries and wages--44.2 FTE positions .....	\$	2,929,600
26	Contractual services, supplies, and materials .....		875,900
27	Interstate compact .....		231,600



1	Children's benefit fund donations .....	21,000
2	Families first .....	18,450,700
3	Strong families/safe children--3.0 FTE positions .....	16,580,600
4	Child protection and permanency--37.5 FTE positions ..	19,030,900
5	Zero to three .....	3,843,800
6	Family reunification program .....	3,977,100
7	Family preservation and prevention services	
8	administration--14.5 FTE positions .....	1,301,900
9	Children's trust fund administration--12.0 FTE	
10	positions.....	1,039,400
11	Children's trust fund grants .....	3,825,100
12	ECIC, early childhood investment corporation .....	14,623,000
13	Attorney general contract .....	3,559,000
14	Prosecuting attorney contracts .....	2,561,700
15	Child protection--5.0 FTE positions .....	832,600
16	Domestic violence prevention and treatment--14.6 FTE	
17	positions.....	14,857,200
18	Rape prevention and services--0.5 FTE positions .....	3,300,000
19	Transitional supportive housing (ARRA) .....	2,000,000
20	Child advocacy centers--0.5 FTE positions .....	1,000,000
21	Child care fund in-home care incentive program .....	<u>5,000,000</u>
22	GROSS APPROPRIATION .....	\$ 119,841,100
23	Appropriated from:	
24	Interdepartmental grant revenues:	
25	Federal revenues:	
26	Federal - transitional supportive housing revenues	
27	(ARRA).....	2,000,000



1	Total other federal revenues .....	105,812,200
2	Special revenue funds:	
3	Private - children's benefit fund donations .....	21,000
4	Compulsive gaming prevention fund .....	1,040,000
5	Sexual assault victims' prevention and treatment fund	1,000,000
6	Child advocacy centers fund .....	1,000,000
7	Children's trust fund .....	3,811,100
8	State general fund/general purpose .....	\$ 5,156,800
9	<b>Sec. 107. CHILDREN'S RIGHTS SETTLEMENT</b>	
10	Full-time equated classified positions .....	3,494.0
11	Children's services administration--49.0 FTE positions	\$ 3,730,100
12	Title IV-E compliance and accountability office--5.0	
13	FTE positions .....	419,400
14	Child welfare institute--40.0 FTE positions .....	6,549,400
15	Child protective services workers--1,481.0 FTE	
16	positions .....	69,284,200
17	Direct care workers--958.0 FTE positions .....	52,463,000
18	Education planners--14.0 FTE positions .....	741,600
19	Permanency planning conference coordinators--55.0 FTE	
20	positions .....	2,313,600
21	Child welfare first line supervisors--519.0 FTE	
22	positions .....	27,577,400
23	Administrative support workers--241.0 FTE positions ..	12,348,500
24	Second line supervisors and technical staff--45.0 FTE	
25	positions .....	3,184,000
26	Permanency planning specialists--62.0 FTE positions ..	2,418,500
27	POS contract monitoring unit--10.0 FTE positions .....	579,200



1	Contractual services, supplies, and materials .....	5,601,100
2	Settlement monitor .....	1,625,800
3	Foster care payments .....	184,520,800
4	Foster care - children with serious emotional	
5	disturbance waiver .....	1,769,000
6	Guardianship assistance program .....	3,170,000
7	Child care fund .....	217,766,400
8	Child care fund administration--5.8 FTE positions ....	798,200
9	Adoption subsidies .....	230,785,200
10	Adoption support services--7.2 FTE positions .....	33,555,300
11	Youth in transition--2.0 FTE positions .....	<u>14,192,800</u>
12	GROSS APPROPRIATION .....	\$ 875,393,500
13	Appropriated from:	
14	Federal revenues:	
15	Federal - FMAP stimulus .....	6,261,400
16	Total other federal revenues .....	480,838,700
17	Special revenue funds:	
18	Private - collections .....	2,300,000
19	Local funds - county chargeback .....	19,247,100
20	State general fund/general purpose .....	\$ 366,746,300
21	<b>Sec. 108. JUVENILE JUSTICE SERVICES</b>	
22	Full-time equated classified positions .....	218.7
23	W.J. Maxey training school--83.0 FTE positions .....	\$ 12,217,000
24	Bay pines center--49.0 FTE positions .....	5,589,800
25	Shawono center--48.0 FTE positions .....	5,403,500
26	County juvenile officers .....	3,904,300
27	Community support services--2.0 FTE positions .....	1,399,100



1	Juvenile justice administration and maintenance--31.7	
2	FTE positions.....	4,390,200
3	W. J. Maxey memorial fund.....	45,000
4	Juvenile accountability incentive block grant--1.0 FTE	
5	positions.....	1,304,000
6	Committee on juvenile justice administration--4.0 FTE	
7	positions.....	538,700
8	Committee on juvenile justice grants .....	<u>5,000,000</u>
9	GROSS APPROPRIATION.....	\$ 39,791,600
10	Appropriated from:	
11	Federal revenues:	
12	Total federal revenues .....	9,154,300
13	Special revenue funds:	
14	Total private revenues .....	45,000
15	Local funds - state share education funds .....	1,526,200
16	Local funds - county chargeback .....	10,096,000
17	State general fund/general purpose .....	\$ 18,970,100
18	<b>Sec. 109. LOCAL OFFICE STAFF AND OPERATIONS</b>	
19	Full-time equated classified positions..... 6,317.5	
20	Field staff, salaries and wages--6,023.5 FTE positions	\$ 320,880,500
21	Limited-term field staff, salaries and wages--100.0	
22	FTE positions.....	2,755,100
23	Contractual services, supplies, and materials .....	12,818,800
24	Medical/psychiatric evaluations .....	6,831,900
25	Donated funds positions--158.0 FTE positions .....	12,854,900
26	Training and program support--24.0 FTE positions .....	3,344,200
27	Wayne County gifts and bequests .....	100,000



1	Volunteer services and reimbursement .....	1,036,100
2	Volunteer services and reimbursement (ARRA)--2.0 FTE	
3	positions.....	250,000
4	SSI advocates--10.0 FTE positions .....	<u>1,238,500</u>
5	GROSS APPROPRIATION .....	\$ 362,110,000
6	Appropriated from:	
7	Interdepartmental grant revenues:	
8	IDG from department of corrections .....	100,000
9	ADJUSTED GROSS APPROPRIATION .....	\$ 362,010,000
10	Federal revenues:	
11	Federal - faith-based grant revenues (ARRA) .....	250,000
12	Federal - food assistance administration (ARRA) .....	905,700
13	Total other federal revenues .....	221,530,000
14	Special revenue funds:	
15	Local funds .....	2,541,400
16	Private funds - donated funds .....	859,700
17	Private funds - Wayne County gifts .....	100,000
18	Private funds - hospital contributions .....	2,927,500
19	Supplemental security income recoveries .....	725,000
20	State general fund/general purpose .....	\$ 132,170,700
21	<b>Sec. 110. DISABILITY DETERMINATION SERVICES</b>	
22	Full-time equated classified positions .....	747.4
23	Disability determination operations--721.9 FTE	
24	positions.....	\$ 107,512,800
25	Medical consultation program--21.4 FTE positions .....	3,038,900
26	Retirement disability determination--4.1 FTE positions .....	<u>836,800</u>
27	GROSS APPROPRIATION .....	\$ 111,388,500



1	Appropriated from:	
2	Interdepartmental grant revenues:	
3	IDG from DTMB - office of retirement systems .....	1,130,300
4	ADJUSTED GROSS APPROPRIATION .....	\$ 110,258,200
5	Federal revenues:	
6	Total federal revenues .....	107,378,600
7	State general fund/general purpose .....	\$ 2,879,600
8	<b>Sec. 111. CENTRAL SUPPORT ACCOUNTS</b>	
9	Rent .....	\$ 46,134,200
10	Occupancy charge .....	8,260,500
11	Travel .....	7,062,100
12	Equipment .....	227,300
13	Worker's compensation .....	3,525,900
14	Advisory commissions .....	17,900
15	Payroll taxes and fringe benefits .....	<u>331,977,500</u>
16	GROSS APPROPRIATION .....	\$ 397,205,400
17	Appropriated from:	
18	Federal revenues:	
19	Federal - FMAP stimulus .....	238,300
20	Federal - emergency TANF contingency revenues (ARRA) .	4,068,400
21	Federal - food assistance administration (ARRA) .....	603,800
22	Total other federal revenues .....	241,901,400
23	State general fund/general purpose .....	\$ 150,393,500
24	<b>Sec. 112. PUBLIC ASSISTANCE</b>	
25	Full-time equated classified positions .....	27.0
26	Family independence program .....	\$ 428,835,100
27	State disability assistance payments .....	34,765,000



1	Food assistance program benefits .....	3,020,337,600
2	Food assistance program benefits (ARRA) .....	566,785,600
3	State supplementation .....	58,069,300
4	State supplementation administration .....	2,601,000
5	Low-income home energy assistance program .....	116,451,600
6	Food bank funding .....	1,345,000
7	Homeless programs .....	11,646,700
8	Multicultural integration funding .....	1,815,500
9	Chaldean community foundation .....	100
10	Indigent burial .....	4,209,200
11	Emergency services local office allocations .....	21,615,500
12	Licensed and registered child development and care ...	100,716,200
13	Enrolled child development and care .....	81,397,100
14	Child care services grants and contracts .....	3,025,000
15	Day care technology, and oversight--20.0 FTE positions	2,075,400
16	Refugee assistance program--7.0 FTE positions .....	<u>24,241,400</u>
17	GROSS APPROPRIATION .....	\$ 4,479,932,300
18	Appropriated from:	
19	Federal revenues:	
20	Federal - emergency TANF contingency revenues (ARRA) .	172,345,900
21	Federal supplemental nutrition assistance revenues	
22	(ARRA).....	566,785,600
23	Total other federal revenues .....	3,521,901,600
24	Special revenue funds:	
25	Child support collections .....	27,445,800
26	Supplemental security income recoveries .....	16,606,600
27	Public assistance recoupment revenue .....	7,010,000



1	State general fund/general purpose .....	\$	167,836,800
2	<b>Sec. 113. INFORMATION TECHNOLOGY</b>		
3	Information technology services and projects .....	\$	105,898,100
4	Child support automation .....		<u>45,578,000</u>
5	GROSS APPROPRIATION .....	\$	151,476,100
6	Appropriated from:		
7	Federal revenues:		
8	Total federal revenues .....		108,567,300
9	Special revenue funds:		
10	Total other state restricted revenues .....		1,000,000
11	State general fund/general purpose .....	\$	41,908,800

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

**GENERAL SECTIONS**

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2010-2011 is \$990,498,100.00 and state spending from state resources to be paid to local units of government for fiscal year 2010-2011 is \$102,301,900.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF HUMAN SERVICES

23	Child care fund .....	\$	93,596,500
24	County juvenile officers .....		3,657,600
25	State disability assistance payments .....		2,286,600



1	Legal support contracts .....	2,025,000
2	Child support enforcement operations .....	583,200
3	Family independence program .....	<u>153,000</u>
4	TOTAL .....	\$ 102,301,900

5       Sec. 202. The appropriations authorized under this act are  
6 subject to the management and budget act, 1984 PA 431, MCL 18.1101  
7 to 18.1594.

8       Sec. 203. As used in this act:

9       (a) "AFC" means adult foster care.

10       (b) "ARRA" means the American recovery and reinvestment act of  
11 2009, Public Law 111-5.

12       (c) "CFSSR" means child and family services review.

13       (d) "Children's rights settlement agreement" means the  
14 settlement agreement entered in the case of Dwayne B. vs. Granholm,  
15 docket no. 2:06-cv-13548 in the United States district court for  
16 the eastern district of Michigan.

17       (e) "Current fiscal year" means the fiscal year ending  
18 September 30, 2011.

19       (f) "DCH" means the department of community health.

20       (g) "Department" means the department of human services.

21       (h) "Director" means the director of the department of human  
22 services.

23       (i) "DTMB" means the department of technology, management, and  
24 budget.

25       (j) "ECIC" means early childhood investment corporation.

26       (k) "FMAP" means federal medical assistance percentage.

27       (l) "FTE" means full-time equated.



1 (m) "IDG" means interdepartmental grant.

2 (n) "JET" means jobs, education, and training program.

3 (o) "Previous fiscal year" means the fiscal year ending  
4 September 30, 2010.

5 (p) "RSDI" means retirement survivors disability insurance.

6 (q) "SSI" means supplemental security income.

7 (r) "Temporary assistance for needy families" or "TANF" or  
8 "title IV-A" means part A of title IV of the social security act,  
9 42 USC 601 to 604, 605 to 608, and 609 to 619.

10 (s) "Title IV-D" means part D of title IV of the social  
11 security act, 42 USC 651 to 655 and 656 to 669b.

12 (t) "Title IV-E" means part E of title IV of the social  
13 security act, 42 USC 670 to 673, 673b to 679, and 679b.

14 (u) "VA" means veterans affairs.

15 Sec. 204. The civil service commission shall bill the  
16 department at the end of the first fiscal quarter for up to 1%  
17 charge authorized by section 5 of article XI of the state  
18 constitution of 1963. Payments shall be made for the total amount  
19 of the billing by the end of the second fiscal quarter.

20 Sec. 207. (1) Sanctions, suspensions, conditions for  
21 provisional license status, and other penalties shall not be more  
22 stringent for private service providers than for public entities  
23 performing equivalent or similar services.

24 (2) Neither the department nor private service providers or  
25 licensees shall be granted preferential treatment or considered  
26 automatically to be in compliance with administrative rules based  
27 on whether they have collective bargaining agreements with direct



1 care workers. Private service providers or licensees without  
2 collective bargaining agreements shall not be subjected to  
3 additional requirements or conditions of licensure based on their  
4 lack of collective bargaining agreements.

5 Sec. 208. Unless otherwise specified, the department shall use  
6 the Internet to fulfill the reporting requirements of this act.  
7 This shall include transmission of reports via electronic mail,  
8 including a link to the Internet site, to the recipients identified  
9 for each reporting requirement, or it may include placement of  
10 reports on the Internet or Intranet site. On an annual basis, the  
11 department shall provide a cumulative listing of the reports to the  
12 house and senate appropriations subcommittees and the house and  
13 senate fiscal agencies and policy offices.

14 Sec. 209. Funds appropriated in part 1 shall not be used for  
15 the purchase of foreign goods or services, or both, if  
16 competitively priced and of comparable quality American goods or  
17 services, or both, are available. Preference should be given to  
18 goods or services, or both, manufactured or provided by Michigan  
19 businesses, if they are competitively priced and of comparable  
20 quality. In addition, preference should be given to goods or  
21 services, or both, that are manufactured or provided by Michigan  
22 businesses owned and operated by veterans, if they are  
23 competitively priced and of comparable quality.

24 Sec. 210. The director shall take all reasonable steps to  
25 ensure businesses in deprived and depressed communities compete for  
26 and perform contracts to provide services or supplies, or both. The  
27 director shall strongly encourage firms with which the department



1 contracts to subcontract with certified businesses in depressed and  
2 deprived communities for services, supplies, or both.

3       Sec. 211. Funds appropriated in part 1 shall not be used by a  
4 principal executive department, state agency, or authority to hire  
5 a person to provide legal services that are the responsibility of  
6 the attorney general. This prohibition does not apply to legal  
7 services for bonding activities and for those activities that the  
8 attorney general authorizes.

9       Sec. 212. (1) In addition to funds appropriated in part 1 for  
10 all programs and services, there is appropriated for write-offs of  
11 accounts receivable, deferrals, and for prior year obligations in  
12 excess of applicable prior year appropriations, an amount equal to  
13 total write-offs and prior year obligations, but not to exceed  
14 amounts available in prior year revenues or current year revenues  
15 that are in excess of the authorized amount.

16       (2) The department's ability to satisfy appropriation fund  
17 sources in part 1 shall not be limited to collections and accruals  
18 pertaining to services provided in the current fiscal year, but  
19 shall also include reimbursements, refunds, adjustments, and  
20 settlements from prior years. The department shall submit a written  
21 report by February 1 of the current fiscal year to the chairpersons  
22 of the senate and house appropriations subcommittees on the  
23 department budget that identifies all reimbursements, refunds,  
24 adjustments, and settlements from prior years to be used to satisfy  
25 appropriation fund sources.

26       Sec. 213. (1) The department may retain all of the state's  
27 share of food assistance overissuance collections as an offset to



1 general fund/general purpose costs. Retained collections shall be  
2 applied against federal funds deductions in all appropriation units  
3 where department costs related to the investigation and recoupment  
4 of food assistance overissuances are incurred. Retained collections  
5 in excess of such costs shall be applied against the federal funds  
6 deducted in the executive operations appropriation unit.

7 (2) The department shall report to the legislature during the  
8 senate and house budget hearings on the status of the food stamp  
9 error rate. The report shall include at least all of the following:

10 (a) An update on federal sanctions and federal requirements  
11 for reinvestment due to the food stamp error rate.

12 (b) Review of the status of training for employees who  
13 administer the food assistance program.

14 (c) An outline of the past year's monthly status of worker to  
15 food stamp cases and monthly status of worker to food stamp  
16 applications.

17 (d) Corrective action through policy, rules, and programming  
18 being taken to reduce the food stamp error rate.

19 (e) Any other information regarding the food stamp error rate,  
20 including information pertaining to technology and computer  
21 applications used for the food assistance program.

22 Sec. 214. (1) By February 1 of the current fiscal year, the  
23 department shall submit a report to the chairpersons of the senate  
24 and house appropriations subcommittees on the department budget,  
25 the senate and house fiscal agencies and policy offices, and the  
26 state budget director on the details of allocations within program  
27 budgeting line items and within the salaries and wages line items



1 in all appropriation units. The report shall include a listing, by  
2 account, dollar amount, and fund source, of salaries and wages;  
3 longevity and insurance; retirement; contractual services,  
4 supplies, and materials; equipment; travel; and grants within each  
5 program line item appropriated for the current fiscal year. With  
6 regard to federal appropriations, for each program line item funded  
7 by no more than 3 federal funding sources, the department shall  
8 provide estimates of the allocation of the appropriation for each  
9 specific federal funding source.

10 (2) On a bimonthly basis, the department shall report on the  
11 number of FTEs in pay status by type of staff. The department shall  
12 identify which FTEs are designated as limited-term staff.

13 Sec. 215. If a legislative objective of this act or the social  
14 welfare act, 1939 PA 280, MCL 400.1 to 400.119b, cannot be  
15 implemented without loss of federal financial participation because  
16 implementation would conflict with or violate federal regulations,  
17 the department shall notify the state budget director, the house  
18 and senate appropriations committees, and the house and senate  
19 fiscal agencies and policy offices of that fact.

20 Sec. 216. The department, in collaboration with the state  
21 budget office, shall submit to the house and senate appropriations  
22 subcommittees on the department budget, the house and senate fiscal  
23 agencies, and the house and senate policy offices on or before  
24 March 1 of the current fiscal year a report on appropriated and  
25 supportable FTE positions within the executive budget proposal for  
26 the fiscal year beginning October 1, 2011. The report shall contain  
27 all of the following information for each individual line item



1 contained in the executive budget proposal for the department  
2 budget:

3 (a) The number of FTEs to be funded from the line item.

4 (b) The amount that is proposed to be allocated to salary and  
5 wage costs from the gross appropriation for the line item.

6 (c) The amount that is proposed to be allocated to salary and  
7 wage costs from the gross appropriation for the line item on which  
8 was based the increase in the executive budget proposal from the  
9 amount appropriated for the line item in the department budget for  
10 the current fiscal year, if different from the amount in  
11 subdivision (b).

12 (d) The portion of the amount described in subdivision (b)  
13 that is proposed to be taken from each funding source identified in  
14 the budget.

15 (e) The gross salary and wage expenditures for the line item  
16 during the previous fiscal year and the estimated salary and wage  
17 expenditures for the line item during the current fiscal year.

18 (f) The estimated number of FTE positions supportable by the  
19 amount described in subdivision (b).

20 Sec. 217. (1) Due to the current budgetary problems in this  
21 state, out-of-state travel shall be limited to situations in which  
22 1 or more of the following conditions apply:

23 (a) The travel is required by legal mandate or court order or  
24 for law enforcement purposes.

25 (b) The travel is necessary to protect the health or safety of  
26 Michigan citizens or visitors or to assist other states in similar  
27 circumstances.



1 (c) The travel is necessary to produce budgetary savings or to  
2 increase state revenues, including protecting existing federal  
3 funds or securing additional federal funds.

4 (d) The travel is necessary to comply with federal  
5 requirements.

6 (e) The travel is necessary to secure specialized training for  
7 department workers or the staff of private providers through the  
8 child welfare institute that is not available within this state.

9 (f) The travel is financed entirely by federal or nonstate  
10 funds.

11 (2) Not later than January 1 of each year, each department  
12 shall prepare a travel report listing all travel by classified and  
13 unclassified employees outside this state in the immediately  
14 preceding fiscal year that was funded in whole or in part with  
15 funds appropriated in the department's budget. The report shall be  
16 submitted to the chairs and members of the house and senate  
17 appropriations committees, the fiscal agencies, and the state  
18 budget director. The report shall include the following  
19 information:

20 (a) The name of each person receiving reimbursement for travel  
21 outside this state or whose travel costs were paid by this state.

22 (b) The destination of each travel occurrence.

23 (c) The dates of each travel occurrence.

24 (d) A brief statement of the reason for each travel  
25 occurrence.

26 (e) The transportation and related costs of each travel  
27 occurrence, including the proportion funded with state general



1 fund/general purpose revenues, the proportion funded with state  
2 restricted revenues, the proportion funded with federal revenues,  
3 and the proportion funded with other revenues.

4 (f) A total of all out-of-state travel funded for the  
5 immediately preceding fiscal year.

6 Sec. 218. (1) By February 15 of the current fiscal year, the  
7 department shall prepare an annual report on the TANF federal block  
8 grant. The report shall include projected expenditures for the  
9 current fiscal year, an accounting of any previous year funds  
10 carried forward, and a summary of all interdepartmental or  
11 interagency agreements relating to the use of TANF funds. The  
12 report shall be forwarded to the state budget director and the  
13 house and senate appropriations subcommittees on the department  
14 budget and the house and senate fiscal agencies and policy offices.

15 (2) The state budget director shall give prior written notice  
16 to the members of the house and senate appropriations subcommittees  
17 for the department and to the house and senate fiscal agencies and  
18 policy offices of any proposed changes in utilization or  
19 distribution of TANF funding or the distribution of TANF  
20 maintenance of effort spending relative to the amounts reflected in  
21 the annual appropriations acts of all state agencies where TANF  
22 funding is appropriated. The written notice shall be given not less  
23 than 30 days before any changes being made in the funding  
24 allocations. This prior notice requirement also applies to new  
25 plans submitted in response to federal TANF reauthorization or  
26 replacement by an equivalent federal law.

27 (3) By February 15 of the current fiscal year, the department



1 shall prepare an annual report of its efforts to identify  
2 additional TANF maintenance of effort sources from all of the  
3 following, but not limited to:

- 4 (a) Other departments.
- 5 (b) Local units of government.
- 6 (c) Private sources.

7 Sec. 220. The department shall ensure that faith-based  
8 organizations are able to apply and compete for services, programs,  
9 or contracts that they are qualified and suitable to fulfill. The  
10 department shall not disqualify faith-based organizations solely on  
11 the basis of the religious nature of their organization or their  
12 guiding principles or statements of faith.

13 Sec. 221. If the revenue collected by the department from  
14 private and local sources exceeds the amount spent from amounts  
15 appropriated in part 1, the revenue may be carried forward, with  
16 approval from the state budget director, into the subsequent fiscal  
17 year.

18 Sec. 222. (1) The department shall report no later than April  
19 1 of the current fiscal year on each specific policy change made to  
20 implement a public act affecting the department that took effect  
21 during the prior calendar year to the house and senate  
22 appropriations subcommittees on the budget for the department, the  
23 joint committee on administrative rules, and the senate and house  
24 fiscal agencies.

25 (2) Funds appropriated in part 1 shall not be used by the  
26 department to adopt a rule that will apply to a small business and  
27 that will have a disproportionate economic impact on small



1 businesses because of the size of those businesses if the  
2 department fails to reduce the disproportionate economic impact of  
3 the rule on small businesses as provided under section 40 of the  
4 administrative procedures act of 1969, 1969 PA 306, MCL 24.240.

5 (3) As used in this section:

6 (a) "Rule" means that term as defined under section 7 of the  
7 administrative procedures act of 1969, 1969 PA 306, MCL 24.207.

8 (b) "Small business" means that term as defined under section  
9 7a of the administrative procedures act of 1969, 1969 PA 306, MCL  
10 24.207a.

11 Sec. 223. The department shall make a determination of  
12 Medicaid eligibility not later than 60 days after all information  
13 to make the determination is received from the applicant when  
14 disability is an eligibility factor. For all other Medicaid  
15 applicants, the department shall make a determination of Medicaid  
16 eligibility not later than 45 days after all information to make  
17 the determination is received from the applicant.

18 Sec. 224. The department shall approve or deny a Medicaid  
19 application for a patient of a nursing home within 45 days after  
20 the receipt of the necessary information.

21 Sec. 225. Lease number 2773 located at 14000 Schoolcraft  
22 Avenue, Detroit, Michigan, shall be canceled effective November 30,  
23 2010 at 11:59 p.m.

24 Sec. 259. From the funds appropriated in part 1 for  
25 information technology, the department shall pay user fees to the  
26 DTMB for technology-related services and projects. Such user fees  
27 shall be subject to provisions of an interagency agreement between



1 the department and agencies and the DTMB.

2 Sec. 264. The department shall not take disciplinary action  
3 against an employee for communicating with a member of the  
4 legislature or his or her staff.

5 Sec. 273. (1) The department shall quarterly report to the  
6 senate and house standing committees with primary jurisdiction over  
7 matters relating to human services and the senate and house  
8 appropriations subcommittees on the department budget any policy  
9 changes made to implement the provisions of enacted legislation,  
10 including the annual appropriation for the department budget.

11 (2) The department shall provide to the senate and house  
12 appropriations subcommittees on the department budget and senate  
13 and house standing committees with primary jurisdiction over  
14 matters relating to human services, the senate and house fiscal  
15 agencies, and the senate and house policy offices by July 1 of the  
16 current fiscal year a cumulative list of all policy changes in  
17 child welfare services, child support, work first, work  
18 requirements, adult and child safety, local staff program  
19 responsibilities, and day care and the most recent regulatory plan  
20 submitted to the state office of administrative hearings and rules.

21 (3) The department shall only use money appropriated in  
22 section 102 to prepare regulatory reform plans. Money appropriated  
23 in part 1 shall not be used to prepare regulatory reform plans or  
24 promulgate rules that exceed statutory authority granted to the  
25 department. If the department fails to comply with the provisions  
26 of section 39(1) of the administrative procedures act of 1969, 1969  
27 PA 306, MCL 24.239, money shall not be expended for the further



1 preparation of that regulatory plan or the promulgation of rules  
2 for that regulatory plan.

3 (4) Money appropriated in part 1 shall not be used to prepare  
4 a regulatory plan or promulgate rules that fail to reduce the  
5 disproportionate economic impact on small businesses as required in  
6 section 40 of the administrative procedures act of 1969, 1969 PA  
7 306, MCL 24.240.

8 (5) Money appropriated in part 1 shall not be used to prepare  
9 a regulatory plan or promulgate rules that grant preferences to  
10 private providers of services based on whether that private  
11 provider has a collective bargaining agreement with its workers.

12 Sec. 274. The department, in collaboration with the state  
13 budget office, shall submit to the house and senate appropriations  
14 subcommittees on the department budget, the house and senate fiscal  
15 agencies, and the house and senate policy offices on the day the  
16 governor submits to the legislature the budget for the ensuing  
17 fiscal year a report on spending and revenue projections for each  
18 of the capped federal funds listed below. The report shall contain  
19 actual spending and revenue in the previous fiscal year, spending  
20 and revenue projections for the current fiscal year as enacted, and  
21 spending and revenue projections within the executive budget  
22 proposal for the fiscal year beginning October 1, 2011 for each  
23 individual line item for the department budget. The report shall  
24 also include federal funds transferred to other departments. The  
25 capped federal funds shall include, but not be limited to, all of  
26 the following:

27 (a) TANF.



1 (b) Child care and development funds.

2 (c) Title XX social services block grant.

3 (d) Title IV-B part I child welfare services block grant.

4 (e) Title IV-B part II promoting safe and stable families  
5 funds.

6 Sec. 278. (1) The department shall contract with 1 or more  
7 private consulting firms for revenue maximization services for all  
8 caseload services currently provided by the department.

9 (2) Contractors shall be reimbursed for revenue maximization  
10 services by allowing the contractors to retain a negotiated  
11 percentage of savings identified. The percentage of savings  
12 retained by a contractor shall not exceed 25%.

13 (3) The department shall provide a report to the senate and  
14 house appropriations subcommittees on the department budget, senate  
15 and house standing committees on human services matters, senate and  
16 house fiscal agencies and policy offices, and state budget director  
17 by April 1 of the current fiscal year on the waste, fraud, error,  
18 and abuse located through contracts authorized under subsection  
19 (1).

20 Sec. 279. (1) All contracts relating to human services shall  
21 be performance-based contracts that employ a client-centered  
22 results-oriented process that is based on measurable performance  
23 indicators and desired outcomes and includes the annual assessment  
24 of the quality of services provided.

25 (2) During the annual budget presentation, the department  
26 shall provide the senate and house appropriations subcommittees on  
27 the department budget and the senate and house fiscal agencies and



1 policy offices a report detailing measurable performance  
2 indicators, desired outcomes, and an assessment of the quality of  
3 services provided by the department during the previous fiscal  
4 year.

5 Sec. 280. The department shall submit a report to the house  
6 and senate appropriations subcommittees for the department budget,  
7 the house and senate fiscal agencies, the house and senate policy  
8 offices, and the state budget director by February 1 of the current  
9 fiscal year on the status of the department's information  
10 technology improvement initiatives. The report shall include  
11 details on the following:

12 (a) The amounts expended during the previous fiscal year and  
13 the first quarter of the current fiscal year by information  
14 technology project.

15 (b) The amounts of appropriations carried forward as work  
16 projects from previous fiscal years for information technology  
17 projects.

18 (c) A listing of the projects and activities undertaken during  
19 the previous fiscal year and during the first quarter of the  
20 current fiscal year.

21 (d) A narrative describing anticipated information technology  
22 needs for the department in future years.

23 Sec. 284. (1) In addition to the funds appropriated in part 1,  
24 there is appropriated an amount not to exceed \$200,000,000.00 for  
25 federal contingency funds. These funds are not available for  
26 expenditure until they have been transferred to another line item  
27 in this act under section 393(2) of the management and budget act,



1 1984 PA 431, MCL 18.1393.

2 (2) In addition to the funds appropriated in part 1, there is  
3 appropriated an amount not to exceed \$5,000,000.00 for state  
4 restricted contingency funds. These funds are not available for  
5 expenditure until they have been transferred to another line item  
6 in this act under section 393(2) of the management and budget act,  
7 1984 PA 431, MCL 18.1393.

8 (3) In addition to the funds appropriated in part 1, there is  
9 appropriated an amount not to exceed \$20,000,000.00 for local  
10 contingency funds. These funds are not available for expenditure  
11 until they have been transferred to another line item in this act  
12 under section 393(2) of the management and budget act, 1984 PA 431,  
13 MCL 18.1393.

14 (4) In addition to the funds appropriated in part 1, there is  
15 appropriated an amount not to exceed \$20,000,000.00 for private  
16 contingency funds. These funds are not available for expenditure  
17 until they have been transferred to another line item in this act  
18 under section 393(2) of the management and budget act, 1984 PA 431,  
19 MCL 18.1393.

20 Sec. 287. (1) The department shall work collaboratively with  
21 the child death review board and court system to improve  
22 communication and coordination between entities on the review and  
23 examination of child death in Michigan.

24 (2) The department shall notify the children's ombudsman  
25 within 1 business day after a child dies if any of the following  
26 apply:

27 (a) The child died during an active child protective services



1 investigation or an open child protective services case.

2 (b) The department received a prior child protective services  
3 complaint concerning the child's caretaker.

4 (c) The child's death may have resulted from child abuse or  
5 neglect.

6 Sec. 288. (1) The department shall not establish time limits  
7 on payments to providers for properly documented services purchased  
8 by the department.

9 (2) The department shall pay providers that meet the  
10 requirements of subsection (1) with state general fund/general  
11 purpose funds if federal funds cannot be used because of time  
12 restrictions on federal claims.

13 Sec. 289. The department shall pay a private child placing  
14 agency or child caring institution all verified and agreed to  
15 overdue payments for foster care and juvenile justice services  
16 provided to eligible youth under contract with the department.

17 Sec. 291. By November 1, 2010, the department shall submit a  
18 report to the house and senate appropriations subcommittees on the  
19 human services budget and the house and senate fiscal agencies on  
20 the Michigan home based child care council (MHBCCC). The report  
21 shall include all money that the department has processed,  
22 distributed, and transferred to the MHBCCC that is related to union  
23 dues for any contract to which this state is not a party, all money  
24 sent to MHBCCC or any successor organization, and any payment that  
25 has been made to the grantee designated by the agency designation  
26 administrative 10-9909 as reported by the Michigan state  
27 administrative board. The report shall cover all money provided to



1 the MHBCCC through September 30, 2010. Beginning on January 1,  
2 2011, the department shall, within 30 days after the end of each  
3 quarter, provide the same information required for the November 1,  
4 2010 report for the quarter to the same recipients.

5 Sec. 292. By November 1, 2010, the department shall submit a  
6 report to the house and senate appropriations subcommittees on the  
7 human services budget and the house and senate fiscal agencies  
8 regarding the child development and care program. The report shall  
9 include all of the following:

10 (a) Number of eligible child care providers by type receiving  
11 payment for child care services from the department on October 1,  
12 2008.

13 (b) Number of eligible child care providers by type receiving  
14 payment for child care services from the department on October 1,  
15 2010.

16 Sec. 293. The department may use money from the money  
17 appropriated in part 1 to strengthen marriage and family relations  
18 through the practice of marriage and family therapy for  
19 individuals, families, couples, or groups. The goal of the therapy  
20 shall be strengthening families by helping them avoid, eliminate,  
21 relieve, manage, or resolve marital or family conflict or discord.

22 Sec. 295. (1) From the money appropriated in part 1 for  
23 information technology services and projects, the department shall  
24 allocate \$300,000.00 to modify the "Bridges" eligibility system to  
25 permit greater cooperation between the department of state police  
26 and department's office of inspector general in identifying  
27 individuals with criminal justice disqualifications for program



1 eligibility inappropriately accessing benefits.

2 (2) The department shall ensure that the integration of the  
3 "Bridges" eligibility system into the law enforcement information  
4 network system is completed by July 1, 2011.

5 (3) By September 1 of the current fiscal year, the department  
6 shall report to the senate and house appropriations subcommittees  
7 on the department budget and the senate and house fiscal agencies  
8 and policy offices on the number of individuals with criminal  
9 justice disqualifications inappropriately accessing benefits that  
10 were identified through the use of the "Bridges" and the law  
11 enforcement information network system.

12 Sec. 296. Not later than October 15, 2011, the department  
13 shall prepare and transmit a report that provides for estimates of  
14 the total general fund/general purpose appropriation lapses at the  
15 close of the fiscal year. This report shall summarize the projected  
16 year-end general fund/general purpose appropriation lapses by major  
17 departmental program or program areas. The report shall be  
18 transmitted to the office of the state budget, the chairpersons of  
19 the senate and house appropriations committees, and the senate and  
20 house fiscal agencies.

21 Sec. 297. The department shall, with assistance from the  
22 department of community health, provide a report to the senate and  
23 house appropriations subcommittees on the department budget, the  
24 senate and house committees with primary jurisdiction over matters  
25 of health policy, the senate and house fiscal agencies, and the  
26 senate and house policy offices describing money collected through  
27 Medicaid estate recovery efforts and proposed changes to section



1 112g of the social welfare act, 1939 PA 280, MCL 400.112g, that  
2 could increase collections through Medicaid estate recovery.

3 **EXECUTIVE OPERATIONS**

4 Sec. 305. From the money appropriated in part 1 for  
5 demonstration projects, the department shall allocate \$100,000.00  
6 to support youthville Detroit.

7 Sec. 307. (1) Of the money appropriated in part 1 for  
8 demonstration projects, \$550,000.00 shall be distributed as  
9 provided in subsection (2). The amount distributed under this  
10 subsection shall not exceed 50% of the total operating expenses of  
11 the program described in subsection (2), with the remaining 50%  
12 paid by local United Way organizations and other nonprofit  
13 organizations and foundations.

14 (2) Money distributed under subsection (1) shall be  
15 distributed to Michigan 2-1-1, a nonprofit corporation organized  
16 under the laws of this state that is exempt from federal income tax  
17 under section 501(c)(3) of the internal revenue code, 26 USC  
18 501(c)(3), and whose mission is to coordinate and support a  
19 statewide 2-1-1 system. Michigan 2-1-1 shall use the money only to  
20 fulfill the Michigan 2-1-1 business plan adopted by Michigan 2-1-1  
21 in January 2005.

22 (3) Michigan 2-1-1 shall report annually to the department and  
23 the house and senate standing committees with primary jurisdiction  
24 over matters relating to human services and telecommunications on  
25 2-1-1 system performance, including, but not limited to, call  
26 volume by community health and human service needs and unmet needs



1 identified through caller data and customer satisfaction metrics.

2       Sec. 308. From the money appropriated in part 1 for  
3 demonstration projects, \$200,000.00 shall be expended on a contract  
4 with the University of Detroit Mercy to provide legal services for  
5 disabled veterans who are seeking eligibility under federal  
6 disability programs, including federal supplemental security  
7 income. The contract shall fund a statewide effort by the  
8 university through use of its mobile office to deliver these legal  
9 services.

10       Sec. 310. The department shall furnish the senate and house  
11 fiscal agencies and policy offices, the state budget office, and  
12 all members of the house and senate appropriations committees with  
13 a summary of any evaluation reports and subsequent approvals or  
14 disapprovals of juvenile residential facilities operated by the  
15 department, as required by section 6 of 1973 PA 116, MCL 722.116.  
16 If no evaluations are conducted during the fiscal year, the  
17 department shall notify the fiscal agencies and all members of the  
18 appropriate subcommittees of the house and senate appropriations  
19 committees.

20       Sec. 311. (1) The department shall administer licensing and  
21 regulation of licensees with the following standards:

22       (a) The highest priority shall be given to licensing  
23 activities that present the highest risk to vulnerable children or  
24 adults receiving services of licensees.

25       (b) Licensees shall be required to adhere to state law and  
26 departmental policy.

27       (c) The department shall use performance standards and



1 measures that are clearly explained to licensees or providers.

2 (d) The department shall use goals of higher quality, greater  
3 efficiency, and wider availability of services.

4 (e) The department shall provide clear and known opportunities  
5 for licensees and providers to raise questions or concerns about  
6 regulations and enforcement.

7 (f) The department shall provide effective outlets for judges  
8 and court employees to communicate and receive attention to  
9 concerns or questions about licensed or regulated providers.

10 (2) The department shall use standards and measures similar to  
11 those in subsection (1) for services it provides or administers  
12 that are similar to those provided by licensees.

13 Sec. 313. From the money appropriated in part 1 for  
14 demonstration projects, the department shall allocate \$300,000.00  
15 to support the conductive learning center.

16 **ADULT AND FAMILY SERVICES**

17 Sec. 415. (1) If money becomes available in part 1, the  
18 department may contract with independent contractors from various  
19 counties, including, but not limited to, faith-based and nonprofit  
20 organizations. Preference shall be given to independent contractors  
21 that provide at least 10% in matching funds, through any  
22 combination of local, state, or federal funds or in-kind or other  
23 donations. However, an independent contractor that cannot secure  
24 matching funds shall not be excluded from consideration for the  
25 fatherhood program.

26 (2) The department may choose providers that will work with



1 counties to help eligible fathers under TANF guidelines to acquire  
2 skills that will enable them to increase their responsible behavior  
3 toward their children and the mothers of their children. An  
4 increase of financial support for their children should be a very  
5 high priority as well as emotional support.

6 (3) A fatherhood initiative program established under this  
7 section shall minimally include at least 3 of the following  
8 components: promoting responsible, caring, and effective parenting  
9 through counseling; mentoring and parental education; enhancing the  
10 abilities and commitment of unemployed or low-income fathers to  
11 provide material support for their families and to avoid or leave  
12 welfare programs by assisting them to take advantage of job search  
13 programs, job training, and education to improve their work habits  
14 and work skills; improving fathers' ability to effectively manage  
15 family business affairs by means such as education, counseling, and  
16 mentoring in household matters; infant care; effective  
17 communication and respect; anger management; children's financial  
18 support; and drug-free lifestyle.

19 (4) The department is authorized to make allocations of TANF  
20 funds, of not more than 20% per county, under this section only to  
21 agencies that report necessary data to the department for the  
22 purpose of meeting TANF eligibility reporting requirements.

23 (5) Upon receipt of the promotion of responsible fatherhood  
24 funds from the United States department of health and human  
25 services, the department shall use the program criteria set forth  
26 in subsection (3) to implement the program with the federal funds.

27 Sec. 416. (1) If money becomes available in part 1, the



1 department may contract with independent contractors from various  
2 counties, including, but not limited to, faith-based and nonprofit  
3 organizations. Preference shall be given to independent contractors  
4 that provide at least 10% in matching funds, through any  
5 combination of local, state, or federal funds or in-kind or other  
6 donations. However, an independent contractor that cannot secure  
7 matching funds shall not be excluded from consideration for a  
8 marriage initiative program.

9 (2) The department may choose providers to work with counties  
10 that will work to support and strengthen marriages of those  
11 eligible under the TANF guidelines. The areas of work may include,  
12 but are not limited to, marital counseling, domestic violence  
13 counseling, family counseling, effective communication, and anger  
14 management as well as parenting skills to improve the family  
15 structure.

16 (3) A marriage initiative program established under this  
17 section may include, but is not limited to, 1 or more of the  
18 following: public advertising campaigns on the value of marriage  
19 and the skills needed to increase marital stability and health;  
20 education in high schools on the value of marriage, relationship  
21 skills, and budgeting; premarital, marital, family, and domestic  
22 violence counseling; effective communication; marriage mentoring  
23 programs which use married couples as role models and mentors in  
24 at-risk communities; anger management; and parenting skills to  
25 improve the family structure.

26 (4) The department is authorized to make allocations of TANF  
27 funds, of not more than 20% per county, under this section only to



1 agencies that report necessary data to the department for the  
2 purpose of meeting TANF eligibility reporting requirements.

3 (5) Upon receipt of the healthy marriage promotion grant from  
4 the United States department of health and human services, the  
5 department shall use the program criteria set forth in subsection  
6 (3) to implement the program with the federal funds.

7 Sec. 418. From the funds appropriated in part 1 for employment  
8 and training support services, the department may expand the  
9 availability of individual development accounts (IDAs) with  
10 \$200,000.00 for allocation to qualified IDA programs established  
11 through the Michigan IDA partnership to serve TANF-eligible  
12 households in Michigan. The Michigan IDA partnership shall  
13 encourage each TANF-eligible household served to claim the federal  
14 and state earned income tax credit (EITC) and to incorporate all or  
15 part of any tax credit received in the household's IDA savings  
16 plan, and shall provide the household with information concerning  
17 available free tax assistance resources. In addition, the Michigan  
18 IDA partnership and its program sites shall participate in  
19 community EITC coalitions established under the plan to increase  
20 the EITC participation of TANF families referenced in section 666.  
21 The same amount shall be appropriated annually to further expand  
22 IDA opportunities to low-income families to become more financially  
23 self-sufficient through financial education, saving, wise  
24 investment in home ownership, postsecondary education, small  
25 business development, or a combination of those programs.

26 Sec. 423. (1) From the money appropriated in part 1 for crisis  
27 prevention and senior food aid projects, the department shall



1 allocate \$75,000.00 to support ongoing efforts in Barry County to  
2 provide programs to women or children, or both, facing crisis  
3 situations as a result of domestic violence or abuse.

4 (2) From the money appropriated in part 1 for crisis  
5 prevention and senior food aid projects, the department shall  
6 allocate not less than \$100,000.00 to assist this state's elderly  
7 population to participate in the food assistance program. The money  
8 may be used as state matching funds to acquire available United  
9 States department of agriculture funding to provide outreach  
10 program activities, such as eligibility screen and information  
11 services, as part of a statewide food stamp hotline.

12 (3) Of the funds appropriated in part 1 for crisis prevention  
13 and senior food aid projects, the department shall allocate  
14 \$25,000.00 for a food aid outreach project in Muskegon County and  
15 \$25,000.00 for a food aid outreach project in Kent County.

## 16 CHILDREN'S SERVICES

17 Sec. 501. During the current fiscal year, 85% or more of  
18 children who have been in care for 1 year or longer while legally  
19 available for adoption or with an established goal of reunification  
20 with their families shall be permanently placed. During the annual  
21 budget presentation, the department shall report on the number of  
22 children supervised by the department and by private agencies who  
23 remain in foster care more than 12 and less than 24 months and  
24 those who remain in foster care 24 months or more.

25 Sec. 502. From the funds appropriated in part 1 for foster  
26 care, the department shall provide 50% reimbursement to Indian



1 tribal governments for foster care expenditures for children who  
2 are under the jurisdiction of Indian tribal courts and who are not  
3 otherwise eligible for federal foster care cost sharing.

4 Sec. 503. The department shall continue adoption subsidy  
5 payments to families after the eighteenth birthday of an adoptee  
6 who meets the following criteria:

7 (a) Has not yet graduated from high school or passed a high  
8 school equivalency examination.

9 (b) Is making progress toward completing high school.

10 (c) For a child adopted before the age of 16, has not yet  
11 reached his or her nineteenth birthday.

12 (d) For a child adopted at or after the age of 16, has not yet  
13 reached his or her twentieth birthday.

14 Sec. 504. The department will ensure that children aged 14  
15 years and older in foster care and youth transitioning from foster  
16 care to adulthood have access to the range of supportive services  
17 necessary to support their preparation for and successful  
18 transition to adulthood, including, but not limited to, independent  
19 living services eligible for federal reimbursement under the Chafee  
20 program, and shall maintain sufficient resources to deliver  
21 independent living services to all children in foster care custody  
22 of the department who qualify for them.

23 Sec. 505. (1) The department shall continue to implement a  
24 plan to provide client-centered results-oriented foster care  
25 programs.

26 (2) The department shall provide a quarterly report to the  
27 senate and house appropriations subcommittees on the department



1 budget and the senate and house fiscal agencies and policy offices  
2 outlining this state's performance in meeting the mandated measures  
3 for placement stability, timeliness of reunification, permanency of  
4 reunification, and timeliness of adoptions and other measures  
5 mandated in the children's rights settlement agreement.

6 (3) As part of the quarterly report described in subsection  
7 (2), the department shall include the number of private agencies  
8 allowed to conduct their own staff training, including the number  
9 of private agency training staff, as allowed under section 585.

10 (4) By March 1, 2011, the department and Wayne County shall  
11 provide to the senate and house appropriations committees on the  
12 department budget and the senate and house fiscal agencies and  
13 policy offices a report for youth served in the previous fiscal  
14 year and in the first quarter of the current fiscal year outlining  
15 the number of youth served within each juvenile justice system, the  
16 type of setting for each youth, performance outcomes, and financial  
17 costs or savings.

18 (5) By November 1, 2011, the department shall post on the  
19 department's website a list of all relevant departmental training  
20 materials available to private child placing agencies that are  
21 allowed to conduct their own training in accordance with section  
22 585. The department shall also provide to private child placing  
23 agencies that are allowed to conduct their own training any updated  
24 training materials as they become available.

25 Sec. 506. (1) The department shall provide a report to the  
26 senate and house appropriations subcommittees on the department  
27 budget, the senate and house fiscal agencies, and the senate and



1 house policy offices by February 1 of the current fiscal year  
2 detailing changes in program policy, outcome measurement, and  
3 training by the department and courts to meet the requirements of  
4 the fostering connections to success and increasing adoptions act  
5 of 2008, Public Law 110-351, 122 Stat. 3949.

6 (2) By February 1 of the current fiscal year, the department  
7 shall provide the senate and house appropriations subcommittees on  
8 the department budget, the senate and house fiscal agencies, and  
9 the senate and house policy offices a report detailing recent  
10 department communication with the federal government related to the  
11 provision of foster care, juvenile justice, and adoption services.  
12 The report shall include information detailing federal  
13 recommendations made to the department and courts, any sanction or  
14 warning of possible future sanction assessed on this state by the  
15 federal government, the status of the performance improvement plan  
16 submitted to the federal government, and efforts by the department  
17 to increase federal financial support for children's services in  
18 this state.

19 Sec. 507. The department's ability to satisfy appropriation  
20 deducts in part 1 for foster care private collections shall not be  
21 limited to collections and accruals pertaining to services provided  
22 only in the current fiscal year but may include revenues collected  
23 during the current fiscal year for services provided in prior  
24 fiscal years.

25 Sec. 508. (1) In addition to the amount appropriated in part 1  
26 for children's trust fund grants, money granted or money received  
27 as gifts or donations to the children's trust fund created by 1982



1 PA 249, MCL 21.171 to 21.172, is appropriated for expenditure.

2 (2) The state child abuse and neglect prevention board may  
3 initiate a joint project with another state agency to the extent  
4 that the project supports the programmatic goals of both the state  
5 child abuse and neglect prevention board and the state agency. The  
6 department may invoice the state agency for shared costs of a joint  
7 project in an amount authorized by the state agency, and the state  
8 child abuse and neglect prevention board may receive and expend  
9 funds for shared costs of a joint project in addition to those  
10 authorized by part 1.

11 (3) The department may collaborate with the state child abuse  
12 and neglect prevention board to develop recommendations on how to  
13 best incorporate child abuse prevention strategies and practices  
14 into suggested changes in state statute and department policy. The  
15 department shall provide any recommendations developed with the  
16 state child abuse and prevention board to the senate and house  
17 standing committees on human services and appropriations  
18 subcommittees on the department budget not later than March 1 of  
19 the current fiscal year.

20 (4) From the funds appropriated in part 1 for the children's  
21 trust fund, the department may utilize interest and investment  
22 revenue from the current fiscal year only for programs,  
23 administration, services, or all sanctioned by the child abuse and  
24 neglect prevention board.

25 (5) The department and the child abuse neglect and prevention  
26 board shall collaborate to ensure that administrative delays are  
27 avoided and the local grant recipients and direct service providers



1 receive money in an expeditious manner. The department and board  
2 shall seek to have the children's trust fund grants distributed no  
3 later than October 31 of the current fiscal year.

4 Sec. 509. (1) From the funds appropriated in part 1, the  
5 department shall not expend funds to preserve or reunite a family,  
6 unless there is a court order requiring the preservation or  
7 reuniting of the family or the court denies the petition, if either  
8 of the following would result:

9 (a) A child would be living in the same household with a  
10 parent or other adult who has been convicted of criminal sexual  
11 conduct against a child.

12 (b) A child would be living in the same household with a  
13 parent or other adult against whom there is a substantiated charge  
14 of sexual abuse against a child.

15 (2) Notwithstanding subsection (1), this section shall not  
16 prohibit counseling or other services provided by the department,  
17 if the service is not directed toward influencing the child to  
18 remain in an abusive environment, justifying the actions of the  
19 abuser, or reuniting the family.

20 Sec. 510. The department shall not be required to put up for  
21 bids a contract with a service provider if the service provider is  
22 nationally accredited or is currently the only provider in the  
23 service area.

24 Sec. 513. (1) The department shall not expend money  
25 appropriated in part 1 to pay for the direct placement by the  
26 department of a child in an out-of-state facility unless all of the  
27 following conditions are met:



1 (a) There is no appropriate placement available in this state  
2 as determined by the department interstate compact office.

3 (b) An out-of-state placement exists that is nearer to the  
4 child's home than the closest appropriate in-state placement as  
5 determined by the department interstate compact office.

6 (c) The out-of-state facility meets all of the licensing  
7 standards of this state for a comparable facility.

8 (d) The out-of-state facility meets all of the applicable  
9 licensing standards of the state in which it is located.

10 (e) The department has done an on-site visit to the out-of-  
11 state facility, reviewed the facility records, reviewed licensing  
12 records and reports on the facility, and believes that the facility  
13 is an appropriate placement for the child.

14 (2) The department shall not expend money for a child placed  
15 in an out-of-state facility without approval of the deputy director  
16 for children's services. The department shall notify the  
17 appropriate state agency in that state including the name of the  
18 out-of-state provider who accepted the placement.

19 (3) The department shall submit a report by February 1 of each  
20 year on the number of children who were placed in out-of-state  
21 facilities during the previous fiscal year, the number of Michigan  
22 children residing in such facilities at the time of the report, the  
23 total cost and average per diem cost of these out-of-state  
24 placements to this state, and a list of each such placement  
25 arranged by the Michigan county of residence for each child.

26 Sec. 514. The department shall make a comprehensive report  
27 concerning children's protective services (CPS) to the legislature,



1 including the senate and house policy offices and the state budget  
2 director, by January 1 of the current fiscal year, that shall  
3 include all of the following:

4 (a) Statistical information including, at a minimum, all of  
5 the following:

6 (i) The total number of reports of abuse or neglect  
7 investigated under the child protection law, 1975 PA 238, MCL  
8 722.621 to 722.638, and the number of cases classified under  
9 category I or category II and the number of cases classified under  
10 category III, category IV, or category V.

11 (ii) Characteristics of perpetrators of abuse or neglect and  
12 the child victims, such as age, relationship, race, and ethnicity  
13 and whether the perpetrator exposed the child victim to drug  
14 activity, including the manufacture of illicit drugs, that exposed  
15 the child victim to substance abuse, a drug house, or  
16 methamphetamine.

17 (iii) The mandatory reporter category in which the individual  
18 who made the report fits, or other categorization if the individual  
19 is not within a group required to report under the child protection  
20 law, 1975 PA 238, MCL 722.621 to 722.638.

21 (b) New policies related to children's protective services  
22 including, but not limited to, major policy changes and court  
23 decisions affecting the children's protective services system  
24 during the immediately preceding 12-month period.

25 (c) The information contained in the report required under  
26 section 8d(5) of the child protection law, 1975 PA 238, MCL  
27 722.628d, on cases classified under category III.



1 (d) The department policy, or changes to the department  
2 policy, regarding termination of parental rights or foster  
3 placement for children who have been exposed to the production of  
4 illicit drugs in their dwelling place or a place frequented by the  
5 children.

6 (e) The department policy, or changes to the department  
7 policy, regarding children who have been exposed to the production  
8 or manufacture of methamphetamines.

9 Sec. 515. The department shall use performance-based models  
10 for all foster care services provided by the department and child  
11 placing agencies. The goal of these models shall be to ensure that  
12 foster care services are provided in a manner that increases the  
13 state's compliance with CFPSR and children's rights settlement  
14 agreement goals. Not later than March 30 of the current fiscal  
15 year, the department shall provide an update to the senate and  
16 house appropriations subcommittees on the department budget, the  
17 senate and house fiscal agencies and policy offices, and the office  
18 of the state budget on benchmarks developed in conjunction with  
19 private providers for this performance model and county  
20 representatives from Genesee, Kent, Macomb, Oakland, and Wayne  
21 Counties, results the department or child placing agencies have  
22 achieved in improving permanency placements, and recommendations  
23 for further improvements for foster care services across the entire  
24 state.

25 Sec. 517. (1) From the money appropriated in part 1, the  
26 department is authorized to allocate money to multipurpose  
27 collaborative bodies. Priority for activities and services shall be



1 given to at-risk children and families and cases classified by the  
2 department as category III or category IV under sections 8 and 8d  
3 of the child protection law, 1975 PA 238, MCL 722.628 and 722.628d.

4 (2) Funds appropriated in part 1 for zero to three may be used  
5 to fund community-based collaborative prevention services designed  
6 to do any of the following:

7 (a) Foster positive parenting skills especially for parents of  
8 children under 3 years of age.

9 (b) Improve parent/child interaction.

10 (c) Promote access to needed community services.

11 (d) Increase local capacity to serve families at risk.

12 (e) Improve school readiness.

13 (f) Support healthy family environments that discourage  
14 alcohol, tobacco, and other drug use.

15 (3) The department shall demonstrate that the planned services  
16 are part of the community's integrated comprehensive family support  
17 strategy endorsed by the community collaborative and, where there  
18 is a great start collaborative, demonstrate that the planned  
19 services are part of the community's great start strategic plan.

20 (4) Projects funded through the appropriation provided for in  
21 subsection (2) shall provide a 25% local match of which not more  
22 than 10% is in-kind goods or services unless the maximum percentage  
23 is waived by the department.

24 Sec. 523. (1) The department shall report on prevention  
25 programs for which money is appropriated in part 1 to the senate  
26 and house appropriations subcommittees on the department budget  
27 during the annual budget presentation. The report shall contain all



1 of the following for each program:

2 (a) The average cost per recipient served.

3 (b) Measurable performance indicators.

4 (c) Desired outcomes or results and goals that can be measured  
5 on an annual basis, or desired results for a defined number of  
6 years.

7 (d) Monitored results.

8 (e) Innovations that may include savings or reductions in  
9 administrative costs.

10 (2) If money becomes available in part 1 for youth in  
11 transition, domestic violence prevention and treatment, and teenage  
12 parent counseling, the department is authorized to make allocations  
13 of TANF funds only to agencies that report necessary data to the  
14 department for the purpose of meeting TANF eligibility reporting  
15 requirements.

16 (3) An agency that receives teenage parent counseling money  
17 shall provide at least 10% in matching funds, through any  
18 combination of local, state, or federal money or in-kind or other  
19 donations.

20 Sec. 532. (1) The department, in collaboration with  
21 representatives of private child and family agencies, shall revise  
22 and improve the annual licensing review process and the annual  
23 contract compliance review process for child placing agencies and  
24 child caring institutions. The improvement goals shall be safety  
25 and care for children. Improvements to the review process shall be  
26 directed toward alleviating administrative burdens so that agency  
27 resources may be focused on children. The revision shall include



1 identification of duplicative staff activities and information  
2 sought from child placing agencies and child caring institutions in  
3 the annual review process. The department shall report to the  
4 senate and house appropriations subcommittees on the department  
5 budget, the senate and house fiscal agencies and policy offices,  
6 and the state budget director on or before January 15 of the  
7 current fiscal year on the findings of the annual licensing review.

8 (2) The department shall conduct licensing reviews no more  
9 than once every 2 years for child placing agencies and child caring  
10 institutions that are nationally accredited and have no outstanding  
11 violations.

12 (3) The department shall develop a plan to license relatives  
13 of foster children as foster care providers to ensure consistent  
14 high standards of care for those foster children. The department  
15 shall report on the plan to the senate and house appropriations  
16 subcommittees with oversight over the department budget, the senate  
17 and house standing policy committees generally concerned with  
18 children's issues, the senate and house fiscal agencies and policy  
19 offices, and the state budget director as part of the reports  
20 required by section 582.

21 Sec. 533. (1) The department shall make payments to child  
22 placing facilities for out-of-home care services within 30 days of  
23 receiving all necessary documentation from those agencies.

24 (2) The department shall explore various types of automated  
25 payments to private nonprofit child placing facilities to improve  
26 speed and accuracy of payments.

27 Sec. 536. (1) The department shall place all children within



1 their own county or within a 75-mile radius of the home from which  
2 the child entered custody, whichever is greater, unless 1 or more  
3 of the following applies:

4 (a) The child's needs are so exceptional that they cannot be  
5 met by a family or facility within the county or 75-mile radius.

6 (b) The child needs re-placement and the child's permanency  
7 goal is to be returned to his or her parents who at the time reside  
8 out of the county or 75-mile radius.

9 (c) The child is to be placed with a relative out of the  
10 county or 75-mile radius.

11 (d) The child is to be placed in an appropriate preadoptive or  
12 adoptive home that is out of the county or 75-mile radius.

13 (2) If placement outside the county or 75-mile radius is made,  
14 either of the following applies:

15 (a) In a "designated county", as defined in section IV.A.3 of  
16 the children's rights settlement agreement, the county  
17 administrator of children's services shall be specifically required  
18 to certify the circumstances supporting the placement in writing,  
19 based on his or her own examination of the circumstances and the  
20 child's needs and best interests.

21 (b) In any other county, the children's services field manager  
22 shall be specifically required to certify the circumstances  
23 supporting the placement in writing, based on his or her own  
24 examination of the circumstances and the child's needs and best  
25 interests.

26 Sec. 537. The department, in collaboration with child placing  
27 agencies, shall develop a strategy to implement section 1150 of the



1 social welfare act, 1939 PA 280, MCL 400.115o. The strategy shall  
2 include a requirement that a department caseworker responsible for  
3 preparing a recommendation to a court concerning a juvenile  
4 placement shall provide, as part of the recommendation, information  
5 regarding the requirements of section 115o of the social welfare  
6 act, 1939 PA 280, MCL 400.115o.

7       Sec. 539. The department shall work in collaboration with  
8 representatives from child placing agencies to ensure appropriate  
9 placement for children who have been adjudicated abused, neglected,  
10 or delinquent and for whom residential treatment is required. The  
11 department and the representatives from the child placing agencies  
12 shall focus on statewide placement criteria to address the best  
13 interests of the child in need of services. The placement criteria  
14 shall include a continuum of care settings and options as  
15 appropriate for each child and his or her needs at specific times,  
16 including home placements, relative placements, shelter placements,  
17 and other options.

18       Sec. 540. The department shall issue a request for proposals  
19 for treatment foster care services and/or group homes no later than  
20 January 1 of the current fiscal year. The request for proposals for  
21 treatment foster care shall be based on standards established by  
22 the legislatively established public/private specialized foster  
23 care subcommittee in 2005. Each nonprofit agency that has an  
24 existing foster care contract with the state of Michigan shall be  
25 eligible to respond to the request for proposals, with a goal that  
26 services be part of a continuum of services offered by the  
27 nonprofit agency.



1           Sec. 544. The department shall continue pilot projects with  
2 applications pending for accelerated residential treatment.

3           Sec. 546. (1) From the money appropriated in part 1 for foster  
4 care payments and from child care fund, the department shall pay  
5 providers of foster care services not less than a \$37.00  
6 administrative rate.

7           (2) From the funds appropriated in part 1 for foster care  
8 payments and from child care fund, the department shall pay  
9 providers of general independent living services not less than a  
10 \$28.00 administrative rate. For specialized independent living  
11 services, the administrative rate paid shall not be less than the  
12 administrative rate paid in fiscal year 2008-2009.

13           (3) The department shall calculate and report by December 1 of  
14 the current fiscal year to the house and senate appropriations  
15 subcommittees on the department budget on the cost of care, on a  
16 per diem basis, for foster care services delivered directly by the  
17 department.

18           Sec. 548. During the annual budget presentation to the house  
19 and senate appropriations subcommittees on the department budget,  
20 the department shall report on progress in implementing the  
21 recommendations of the task force that studied the disproportionate  
22 representation of African-American and other children of color in  
23 the child welfare and juvenile justice systems as required under  
24 former section 548 of the fiscal year 2005-2006 budget act for the  
25 department.

26           Sec. 556. The department shall submit a quarterly report by  
27 February 1, May 1, August 1, and November 1 of each fiscal year to



1 the chairpersons of the senate and house appropriations committees,  
2 the senate and house fiscal agencies, and the senate and house  
3 policy offices that includes all of the following:

4 (a) A description of how the department is complying with  
5 federal requirements to notify prospective adoptive parents about  
6 adoption subsidies for which those prospective adoptive parents may  
7 qualify.

8 (b) The number of requests received by the department from  
9 adoptive parents for money or reimbursement of costs to attend  
10 conferences that include training or discussion of significant  
11 adoption issues, the proportion of these requests approved by the  
12 department, and the total annual expenditure for approved requests.

13 (c) The number of fair hearing requests from adoptive parents  
14 received by the department challenging the amount of the adoption  
15 subsidy, broken down by the stated reason for the challenge.

16 (d) The number of adoption subsidy payments suspended when the  
17 child is still in the custody of the adoptive parent, but no longer  
18 in the physical care of the adoptive parent.

19 Sec. 562. (1) The department shall allow a county to submit a  
20 claim for title IV-E foster care funding for a placement in a  
21 secure residential facility if the county can demonstrate that the  
22 reason for the secure placement is a diagnosed medical necessity  
23 and not protection of the public.

24 (2) The department shall submit a claim for title IV-E foster  
25 care funding for a placement in a secure residential facility if  
26 the county can demonstrate that the reason for the secure placement  
27 is a diagnosed medical necessity and not protection of the public.



1           Sec. 565. (1) From the funds appropriated in part 1 for  
2 federally funded family preservation programs, the department shall  
3 allocate \$1,600,000.00 to Wayne County to provide home-based  
4 programs as part of the county expansion of community-based  
5 services to serve the county's adjudicated delinquent and abused  
6 and neglected youth.

7           (2) Federal revenues shall be paid to Wayne County as  
8 reimbursement for actual costs incurred, consistent with  
9 established federal requirements.

10           (3) As a condition of receipt of federal funds pursuant to  
11 subsection (1), Wayne County shall provide the department with a  
12 plan for the use of allocated funds in a format to be specified by  
13 the department. The county shall also provide the department with  
14 all information required to demonstrate the appropriateness and  
15 allowability of expenditures and to meet federal financial and  
16 programmatic reporting requirements.

17           Sec. 566. (1) Subject to subsection (2), beginning October 1,  
18 2008, preference shall be given in the provision of direct foster  
19 care services to public and private agencies that are nationally  
20 accredited.

21           (2) Beginning October 1, 2007, the department shall not enter  
22 into or maintain a contract with a for-profit child placing agency,  
23 or with a nonprofit child placing agency that uses a for-profit  
24 management group or contracts with a for-profit organization for  
25 its management, to provide direct foster care services unless the  
26 agency was licensed on or before August 1, 2007 and, if the agency  
27 is a nonprofit child placing agency that uses a for-profit



1 management group or contracts with a for-profit organization for  
2 its management, the contract with the for-profit group or  
3 organization existed prior to August 1, 2007.

4       Sec. 568. (1) From the money appropriated in part 1 for child  
5 welfare improvements, the department may allow the private sector  
6 to compete for the money to achieve permanency placement for  
7 children in foster care and prioritize funding for children in  
8 foster care who have barriers to permanency placement.

9       (2) The department shall submit quarterly reports to the  
10 legislature that include all of the following information on the  
11 appropriation adjustments described in section 568(2) of 2007 PA  
12 131 and those same appropriations adjustments in this act:

13       (a) The number of positions hired or paid from these  
14 appropriations, what their titles and responsibilities will be,  
15 what performance objectives and measurable outcomes they are  
16 required to satisfy, and what they are being paid in salaries,  
17 wages, and fringe benefits. If a community-based provider of  
18 adoption services assumes an adoption case that was previously  
19 handled by a public agency or worker, the time that the case was  
20 handled by the public agency or worker shall not be counted in a  
21 performance measure without the consent of the community-based  
22 provider.

23       (b) Information on any contracts for services that have been  
24 awarded and the performance objectives and measurable outcomes that  
25 are incorporated in the contracts and the successes or failures  
26 that are achieved as a result.

27       (c) Detailed information on any money spent for child welfare



1 improvements and what measurable outcome is expected for the money  
2 being spent.

3       Sec. 570. (1) From the money appropriated in part 1 for the  
4 guardianship assistance program, the department shall provide  
5 assistance under this program to children who are eligible under  
6 section 3 of the guardianship assistance act, 2008 PA 260, MCL  
7 722.873.

8       (2) The department shall report during the annual budget  
9 presentation to the senate and house appropriations subcommittees  
10 on the department budget the number of guardianship subsidies and  
11 recommendations for any modifications in the guardianship  
12 assistance program.

13       Sec. 571. The department shall maintain a title IV-E  
14 compliance and accountability office with the following goals and  
15 responsibilities:

16       (a) Study efforts in other states to determine best practices  
17 for title IV-E-related activities and measures to maximize the  
18 receipt of federal money for eligible cases.

19       (b) Coordinate compliance with federal regulations in order to  
20 receive title IV-E money.

21       (c) Provide necessary technical assistance to local units of  
22 government, including courts, to ensure proper handling of cases  
23 and paperwork in preparation for federal audits and reviews.

24       (d) Coordinate a program to provide private persons, groups,  
25 and corporations with incentives to make tax-deductible  
26 contributions intended to assist foster care families to overcome  
27 barriers to becoming licensed and eligible to receive title IV-E



1 money.

2 (e) As part of the reports required by section 582, provide  
3 information to the house and senate appropriations subcommittees on  
4 the department budget on activities and progress toward meeting the  
5 responsibilities outlined above.

6 Sec. 573. From the money appropriated in part 1 for adoption  
7 support services, \$1,049,400.00 is allocated to support adoption  
8 contracts focusing on long-term permanent wards who have been wards  
9 for more than 1 year after termination of parental rights. Private  
10 agencies shall receive \$16,000.00 for each finalized placement  
11 under the program.

12 Sec. 574. (1) From the money appropriated in part 1 for foster  
13 care payments, \$2,500,000.00 is allocated to support contracts with  
14 child placing agencies to facilitate the licensure of relative  
15 caregivers as foster parents. Agencies shall receive \$2,300.00 for  
16 each facilitated licensure. The agency facilitating the licensure  
17 would retain the placement and continue to provide case management  
18 services for at least 50% of the newly licensed cases for which the  
19 placement was appropriate to the agency. Up to 50% of the newly  
20 licensed cases would have direct foster care services provided by  
21 the department.

22 (2) From the money appropriated for foster care payments,  
23 \$375,000.00 is allocated to support family incentive grants to  
24 private and community-based foster care service providers to assist  
25 with home improvements or payment for physical exams for applicants  
26 needed by foster families to accommodate foster children.

27 Sec. 575. (1) Of the money provided for the training of human



1 services workers, particularly caseworkers, the department shall  
2 use appropriated money to begin cultural sensitivity training and  
3 awareness with the goal of effectively reducing the number of  
4 minority children inappropriately removed from their homes for  
5 neglect and placed in the foster care system when more appropriate  
6 action would include the provision of support services to the  
7 family.

8 (2) Of the money appropriated to the department for family  
9 preservation and prevention, more specific focus shall be placed on  
10 preserving and reunifying families.

11 (3) As a condition for receiving appropriated money, the  
12 department and the office of the friend of the court shall work in  
13 cooperation to provide support services to families of custodial  
14 parents who have been awarded child support from a parent who is  
15 incarcerated.

16 Sec. 577. From the money appropriated in part 1, the  
17 department may allow a community collaborative to use strong  
18 families safe children program funds for a prevention program that  
19 meets standards agreed upon between the community collaborative and  
20 county department offices in accordance with federal regulations  
21 regarding expenditure of strong families safe children program  
22 funds.

23 Sec. 578. The department and child placing agencies shall  
24 utilize a standardized assessment tool to ensure greater  
25 cooperation between the department and the department of community  
26 health and to measure the mental health treatment needs of every  
27 child supervised by the department. The department shall use the



1 results of this assessment process to determine what services are  
2 to be provided to the child while under department supervision.

3       Sec. 580. The department and the department of community  
4 health shall initiate efforts to identify mental health programs  
5 and activities where the services of the 2 departments overlap, or  
6 are uncoordinated. The goal shall be to provide adequate and stable  
7 mental health services which address the need of the individual  
8 child without duplicative, confusing, or needlessly complex  
9 services. The department shall report on these coordination efforts  
10 with the department of community health during the annual budget  
11 presentations to the senate and house appropriations subcommittees  
12 with jurisdiction over the department budget.

13       Sec. 581. (1) The money appropriated in part 1 for adoption  
14 support services shall be used by the department to increase the  
15 rates paid to private adoption agencies for all categories of  
16 adoption placements and adoption finalizations to reflect the rate  
17 schedule below:

18 Reimbursement	Placement Rate	Finalization Rate	Total Payment
19 Category			
20 Basic: More than	\$3,405	\$2,270	\$5,675
21 12 months			
22 Standard: 9-12	\$3,538	\$2,364	\$5,902
23 months, statewide			
24 Enhanced: 8	\$5,771	\$3,846	\$9,617
25 months, statewide			
26 Premium: 5	\$7,371	\$4,914	\$12,285
27 months, statewide			



1	Residential	\$8,513	\$5,676	\$14,189
2	MARE	\$13,094	\$8,730	\$21,824
3	In-state Transfer			\$1,845
4	Interstate: Existing			\$1,844
5	Services			
6	Interstate: New			\$3,546
7	Services			

8           (2) The additional revenue shall be used by private adoption  
9 agencies to increase the number of adoption workers to a level  
10 sufficient to meet the 15:1 cases-to-worker ratio requirements for  
11 adoption workers within the children's rights settlement agreement.

12           Sec. 582. On the first working day of February and August, for  
13 the preceding 6 months, the department shall submit a comprehensive  
14 child welfare improvement report, compiling material required by  
15 each section of this act related to child welfare. This report will  
16 be provided to the senate and house appropriations subcommittees on  
17 the department budget, the senate and house standing committees on  
18 human services, the senate and house fiscal agencies, the senate  
19 and house policy offices, and the state budget director and will  
20 provide an overview of the status of all initiatives the department  
21 is required to carry out by this appropriation act and the impact  
22 of those initiatives on meeting the benchmarks established in the  
23 federal child and family service review process and the  
24 requirements established in the children's rights settlement  
25 agreement. The report may include information about other  
26 initiatives of the department and its service delivery partners  
27 which support improvements in safety, permanency, and well-being



1 for the children and families served by Michigan's child welfare  
2 system.

3       Sec. 583. By February 1 of the current fiscal year, the  
4 department shall provide to the senate and house appropriations  
5 subcommittees on the department budget, the senate and house  
6 standing committees on families and human services, and the senate  
7 and house fiscal agencies and policy offices a report detailing the  
8 number of individuals participating as foster parents during the  
9 previous fiscal year who dropped out of the program. The report  
10 shall also provide explanatory data on the primary reasons that  
11 foster parents chose to leave the program.

12       Sec. 584. The department shall provide recommendations to the  
13 senate and house appropriations subcommittees on the department  
14 budget, the senate and house standing committees on families and  
15 human services, and the senate and house fiscal agencies and policy  
16 offices on changes to current state statutes that would ensure more  
17 effective communication between caseworkers and courts  
18 administering foster care cases.

19       Sec. 585. The department shall allow private nationally  
20 accredited foster care and adoption agencies to conduct their own  
21 staff training, based on current department policies and  
22 procedures, provided that the agency trainer and training materials  
23 are accredited by the department and that the agency documents to  
24 the department that the training was provided. The department shall  
25 provide access to any training materials requested by the private  
26 agencies to facilitate this training.

27       Sec. 586. (1) The department shall request a modification of



1 the staffing requirement imposed by the children's rights  
2 settlement agreement. The modification would permit the department  
3 to ensure that 95% of purchase of service monitors will have a  
4 caseload of no more than 90 cases in the current fiscal year.

5 (2) The department shall evaluate the effectiveness of the  
6 purchase of service monitoring function to do all of the following:

7 (a) Eliminate tasks that are duplicative in nature.

8 (b) Establish standards for the duties of all purchase of  
9 services workers, including responsibilities to attend review  
10 hearings, frequency of conducting visits with children and  
11 families, and other county-by-county differences that currently  
12 exist.

13 (c) Review and approve case practice decisions in a timely  
14 manner to avoid delays in providing services to families and  
15 achieving permanency.

16 Sec. 587. (1) The appropriation in part 1 for the child care  
17 fund in-home care incentive program shall be used to encourage  
18 counties to increase the number of children in the child welfare  
19 and juvenile justice systems receiving in-home care services as  
20 opposed to out-of-home placements. Funds shall cover the costs of  
21 in-home care services that are eligible for temporary assistance  
22 for needy families funding. To receive reimbursement under the  
23 program, a county shall document that expenditures for in-home care  
24 services for the current fiscal year exceeded those of the previous  
25 fiscal year. Each county shall receive reimbursement from the  
26 department in an amount equal to 75% of the documented increase in  
27 in-home care expenditures. However, if the amount of eligible



1 expenditures claimed by all counties exceeds the appropriation in  
2 part 1, each county will receive a prorated share of its documented  
3 increase in in-home care expenditures. Each county shall provide  
4 for the remaining 25% of costs from its child care fund.

5 (2) To participate in the child care fund in-home care  
6 incentive program, a county shall submit to the department by  
7 December 15 of each year, in a manner determined by the department,  
8 a report outlining its proposed budget for the incentive program  
9 for the current fiscal year and an overview of measures to be used  
10 to monitor outcomes for youth receiving services under the program.  
11 The department must approve a final report by the following  
12 February 15 for the county to be eligible for program  
13 reimbursement.

14 Sec. 588. (1) Concurrent with public release, the department  
15 shall transmit all reports from the court-appointed settlement  
16 monitor, including, but not limited to, the needs assessment and  
17 period outcome reporting, to the state budget office, the senate  
18 and house appropriations subcommittees on the department budget,  
19 and the senate and house fiscal agencies, without revision.

20 (2) The department shall report monthly to the state budget  
21 office, the senate and house appropriations subcommittees on the  
22 department budget, and the senate and house fiscal agencies, on the  
23 number of children enrolled in the guardianship assistance and  
24 foster care - children with serious emotional disturbance waiver  
25 programs.

26 Sec. 589. From the money appropriated in part 1 to facilitate  
27 the transfer of foster care cases currently under department



1 supervision from department supervision to private child placing  
2 agency supervision, the department shall not transfer any foster  
3 care cases that require a county contribution to the private agency  
4 administrative rate.

5 **PUBLIC ASSISTANCE**

6 Sec. 601. (1) The department may terminate a vendor payment  
7 for shelter upon written notice from the appropriate local unit of  
8 government that a recipient's rental unit is not in compliance with  
9 applicable local housing codes or when the landlord is delinquent  
10 on property tax payments. A landlord shall be considered to be in  
11 compliance with local housing codes when the department receives  
12 from the landlord a signed statement stating that the rental unit  
13 is in compliance with local housing codes and that statement is not  
14 contradicted by the recipient and the local housing authority. The  
15 department shall terminate vendor payments if a taxing authority  
16 notifies the department that taxes are delinquent.

17 (2) Whenever a client agrees to the release of his or her name  
18 and address to the local housing authority, the department shall  
19 request from the local housing authority information regarding  
20 whether the housing unit for which vendoring has been requested  
21 meets applicable local housing codes. Vendoring shall be terminated  
22 for those units that the local authority indicates in writing do  
23 not meet local housing codes until such time as the local authority  
24 indicates in writing that local housing codes have been met.

25 (3) In order to participate in the rent vendoring programs of  
26 the department, a landlord shall cooperate in weatherization and



1 conservation efforts directed by the department or by an energy  
2 provider participating in an agreement with the department when the  
3 landlord's property has been identified as needing services.

4       Sec. 603. (1) The department, as it determines is appropriate,  
5 shall enter into agreements with energy providers by which cash  
6 assistance recipients and the energy providers agree to permit the  
7 department to make direct payments to the energy providers on  
8 behalf of the recipient. The payments may include heat and electric  
9 payment requirements from recipient grants and amounts in excess of  
10 the payment requirements.

11       (2) The department shall establish caps for natural gas, wood,  
12 electric heat service, deliverable fuel heat services, and for  
13 electric service based on available federal funds.

14       (3) The department shall review and adjust the standard  
15 utility allowance for the state food assistance program to ensure  
16 that it reflects current energy costs in the state.

17       Sec. 604. (1) The department shall operate a state disability  
18 assistance program. Except as provided in subsection (3), persons  
19 eligible for this program shall include needy citizens of the  
20 United States or aliens exempted from the supplemental security  
21 income citizenship requirement who are at least 18 years of age or  
22 emancipated minors meeting 1 or more of the following requirements:

23       (a) A recipient of supplemental security income, social  
24 security, or medical assistance due to disability or 65 years of  
25 age or older.

26       (b) A person with a physical or mental impairment which meets  
27 federal supplemental security income disability standards, except



1 that the minimum duration of the disability shall be 90 days.  
2 Substance abuse alone is not defined as a basis for eligibility.

3 (c) A resident of an adult foster care facility, a home for  
4 the aged, a county infirmary, or a substance abuse treatment  
5 center.

6 (d) A person receiving 30-day postresidential substance abuse  
7 treatment.

8 (e) A person diagnosed as having acquired immunodeficiency  
9 syndrome.

10 (f) A person receiving special education services through the  
11 local intermediate school district.

12 (g) A caretaker of a disabled person as defined in subdivision  
13 (a), (b), (e), or (f) above.

14 (2) Applicants for and recipients of the state disability  
15 assistance program shall be considered needy if they:

16 (a) Meet the same asset test as is applied to applicants for  
17 the family independence program.

18 (b) Have a monthly budgetable income that is less than the  
19 payment standards.

20 (3) Except for a person described in subsection (1)(c) or (d),  
21 a person is not disabled for purposes of this section if his or her  
22 drug addiction or alcoholism is a contributing factor material to  
23 the determination of disability. "Material to the determination of  
24 disability" means that, if the person stopped using drugs or  
25 alcohol, his or her remaining physical or mental limitations would  
26 not be disabling. If his or her remaining physical or mental  
27 limitations would be disabling, then the drug addiction or



1 alcoholism is not material to the determination of disability and  
2 the person may receive state disability assistance. Such a person  
3 must actively participate in a substance abuse treatment program,  
4 and the assistance must be paid to a third party or through vendor  
5 payments. For purposes of this section, substance abuse treatment  
6 includes receipt of inpatient or outpatient services or  
7 participation in alcoholics anonymous or a similar program.

8 (4) A refugee or asylee who loses his or her eligibility for  
9 the federal supplemental security income program by virtue of  
10 exceeding the maximum time limit for eligibility as delineated in 8  
11 USC 1612 and who otherwise meets the eligibility criteria under  
12 this section shall be eligible to receive benefits under the state  
13 disability assistance program.

14 Sec. 605. The level of reimbursement provided to state  
15 disability assistance recipients in licensed adult foster care  
16 facilities shall be the same as the prevailing supplemental  
17 security income rate under the personal care category.

18 Sec. 606. County department offices shall require each  
19 recipient of family independence program and state disability  
20 assistance who has applied with the social security administration  
21 for supplemental security income to sign a contract to repay any  
22 assistance rendered through the family independence program or  
23 state disability assistance program upon receipt of retroactive  
24 supplemental security income benefits.

25 Sec. 607. (1) The department's ability to satisfy  
26 appropriation deductions in part 1 for state disability  
27 assistance/supplemental security income recoveries and public



1 assistance recoupment revenues shall not be limited to recoveries  
2 and accruals pertaining to state disability assistance, or family  
3 independence assistance grant payments provided only in the current  
4 fiscal year, but may include revenues collected during the current  
5 year that are prior year related and not a part of the department's  
6 accrued entries.

7 (2) The department may use supplemental security income  
8 recoveries to satisfy the deduct in any line in which the revenues  
9 are appropriated, regardless of the source from which the revenue  
10 is recovered.

11 Sec. 608. Adult foster care facilities providing domiciliary  
12 care or personal care to residents receiving supplemental security  
13 income or homes for the aged serving residents receiving  
14 supplemental security income shall not require those residents to  
15 reimburse the home or facility for care at rates in excess of those  
16 legislatively authorized. To the extent permitted by federal law,  
17 adult foster care facilities and homes for the aged serving  
18 residents receiving supplemental security income shall not be  
19 prohibited from accepting third-party payments in addition to  
20 supplemental security income provided that the payments are not for  
21 food, clothing, shelter, or result in a reduction in the  
22 recipient's supplemental security income payment.

23 Sec. 609. The state supplementation level under the  
24 supplemental security income program for the personal care/adult  
25 foster care and home for the aged categories shall not be reduced  
26 during the current fiscal year. The legislature shall be notified  
27 not less than 30 days before any proposed reduction in the state



1 supplementation level.

2       Sec. 610. In developing good cause criteria for the state  
3 emergency relief program, the department shall grant exemptions if  
4 the emergency resulted from unexpected expenses related to  
5 maintaining or securing employment.

6       Sec. 611. A provider of indigent burial services may collect  
7 additional payment from relatives or other persons on behalf of the  
8 deceased if the total additional payment does not exceed \$4,000.00.

9       Sec. 612. For purposes of determining housing affordability  
10 eligibility for state emergency relief, a group is considered to  
11 have sufficient income to meet ongoing housing expenses if their  
12 total housing obligation does not exceed 75% of their total net  
13 income.

14       Sec. 613. (1) From the money appropriated in part 1 for  
15 indigent burial, the maximum allowable reimbursement limit for  
16 indigent burials shall be \$700.00, which shall be distributed as  
17 follows:

18       (a) \$455.00 to the funeral director.

19       (b) \$145.00 to the cemetery or crematorium.

20       (c) \$100.00 to the provider of the vault.

21       (2) From the money appropriated in part 1 for indigent burial,  
22 the department may work with funeral directors to establish a  
23 regional or statewide pilot program that would include the  
24 following elements:

25       (a) The project shall provide funding only for the direct  
26 cremation of bodies of indigent persons that are not claimed by a  
27 person who has the right to control the disposition of the body.



1 (b) The payment to a funeral director for these services shall  
2 be \$800.00 plus mileage reimbursement for transportation costs at  
3 the standard rate established by the department of technology,  
4 management, and budget for travel reimbursement for nonstate  
5 vehicles and the cost of the cremation permit.

6 (c) The department may deviate from the payment limits  
7 established in subsection (1) in making payments under the program.

8 (d) The department shall forward a copy of the program to the  
9 senate and house of representatives appropriations subcommittees  
10 with jurisdiction over the department budget.

11 Sec. 614. The funds available in part 1 for burial services  
12 shall be available if the deceased was an eligible recipient and an  
13 application for emergency relief funds was made within 10 business  
14 days of the burial or cremation of the deceased person. Each  
15 provider of burial services shall be paid directly by the  
16 department.

17 Sec. 615. Except as required by federal law or regulations,  
18 funds appropriated in part 1 shall not be used to provide public  
19 assistance to a person who is an illegal alien. This section shall  
20 not prohibit the department from entering into contracts with food  
21 banks, emergency shelter providers, or other human services  
22 agencies who may, as a normal part of doing business, provide food  
23 or emergency shelter.

24 Sec. 617. In operating the family independence program with  
25 funds appropriated in part 1, the department shall not approve as a  
26 minor parent's adult supervised household a living arrangement in  
27 which the minor parent lives with his or her partner as the



1 supervising adult.

2       Sec. 618. The department may only reduce, terminate, or  
3 suspend assistance provided under the social welfare act, 1939 PA  
4 280, MCL 400.1 to 400.119b, without prior notice in 1 or more of  
5 the following situations:

6       (a) The only eligible recipient has died.

7       (b) A recipient member of a program group or family  
8 independence assistance group has died.

9       (c) A recipient child is removed from his or her family home  
10 by court action.

11       (d) A recipient requests in writing that his or her assistance  
12 be reduced, terminated, or suspended.

13       (e) A recipient has been approved to receive assistance in  
14 another state.

15       (f) A change in either state or federal law that requires  
16 automatic grant adjustments for classes of recipients.

17       (g) The only eligible recipient in the household has been  
18 incarcerated.

19       (h) A recipient is no longer a Michigan resident.

20       (i) A recipient is closed on 1 case to be activated on  
21 another.

22       (j) Federal payments (other than RSDI, railroad retirement, or  
23 VA) to the group have begun or increased.

24       (k) A recipient is disqualified for intentional program  
25 violation.

26       (l) When the department's negative action is upheld in an  
27 administrative hearing.



1           Sec. 619. The department shall exempt from the denial of title  
2 IV-A assistance and food assistance benefits, contained in 21 USC  
3 862a, any individual who has been convicted of a felony that  
4 included the possession, use, or distribution of a controlled  
5 substance, after August 22, 1996, provided that the individual is  
6 not in violation of his or her probation or parole requirements.  
7 Benefits shall be provided to such individuals as follows:

8           (a) A third-party payee or vendor shall be required for any  
9 cash benefits provided.

10           (b) An authorized representative shall be required for food  
11 assistance receipt.

12           Sec. 621. Funds appropriated in part 1 may be used to support  
13 multicultural integration and support services. The department  
14 shall distribute all of the funds described in this section based  
15 on assessed community needs.

16           Sec. 631. The department shall maintain policies and  
17 procedures to achieve all of the following:

18           (a) The identification of individuals on entry into the system  
19 who have a history of domestic violence, while maintaining the  
20 confidentiality of that information.

21           (b) Referral of persons so identified to counseling and  
22 supportive services.

23           (c) In accordance with a determination of good cause, the  
24 waiving of certain requirements of family independence programs  
25 where compliance with those requirements would make it more  
26 difficult for the individual to escape domestic violence or would  
27 unfairly penalize individuals who have been victims of domestic



1 violence or who are at risk of further domestic violence.

2       Sec. 635. Within 24 hours of receiving all information  
3 necessary to process an application for payments for child  
4 development and care, the department shall determine whether the  
5 child care provider to whom the payments, if approved, would be  
6 made, is listed on the child abuse and neglect central registry. If  
7 the provider is listed on the central registry, the department  
8 shall immediately send written notice denying the applicant's  
9 request for child development and care payments.

10       Sec. 643. As a condition of receipt of federal TANF funds,  
11 homeless shelters and human services agencies shall collaborate  
12 with the department to obtain necessary TANF eligibility  
13 information on families as soon as possible after admitting a  
14 family to the homeless shelter. From the funds appropriated in part  
15 1 for homeless programs, the department is authorized to make  
16 allocations of TANF funds only to the agencies that report  
17 necessary data to the department for the purpose of meeting TANF  
18 eligibility reporting requirements. Homeless shelters or human  
19 services agencies that do not report necessary data to the  
20 department for the purpose of meeting TANF eligibility reporting  
21 requirements will not receive reimbursements which exceed the per  
22 diem amount they received in fiscal year 2000. The use of TANF  
23 funds under this section should not be considered an ongoing  
24 commitment of funding.

25       Sec. 645. An individual or family is considered homeless, for  
26 purposes of eligibility for state emergency relief, if living  
27 temporarily with others in order to escape domestic violence. For



1 purposes of this section, domestic violence is defined and verified  
2 in the same manner as in the department's policies on good cause  
3 for not cooperating with child support and paternity requirements.

4 Sec. 653. From the funds appropriated in part 1 for food  
5 assistance, an individual who is the victim of domestic violence  
6 and does not qualify for any other exemption may be exempt from the  
7 3-month in 36-month limit on receiving food assistance under 7 USC  
8 2015. This exemption can be extended an additional 3 months upon  
9 demonstration of continuing need.

10 Sec. 657. (1) The department shall allocate \$3,000,000.00 for  
11 the operation of a statewide before- and after-school program  
12 targeted to children in kindergarten through ninth grade. To be  
13 eligible to be part of the statewide program, a program must serve  
14 geographic areas near school buildings that do not meet federal no  
15 child left behind annual yearly progress (AYP) requirements and be  
16 included in the AYP plans of the affected school districts as a  
17 means to improve outcomes and serve children living in households  
18 with income below 200% of the federal poverty guidelines as  
19 established by the United States department of health and human  
20 services.

21 (2) The department shall require an applicant for before- and  
22 after-school funding under this section to demonstrate how its  
23 program would facilitate extensive involvement with the parents of  
24 children served by the program and to show how other programming  
25 being offered on the site would enhance the before- and after-  
26 school funding. Priority for funding shall be given to programs  
27 that can demonstrate effectiveness in these areas.



1           (3) The department shall evaluate each before- and after-  
2 school program that is part of the statewide program with special  
3 emphasis on the academic accomplishments and attendance records of  
4 program participants.

5           Sec. 659. The department may provide staff support to the Kent  
6 school services network to assist in addressing the multiple needs  
7 of children and families at community schools. The department may  
8 also participate in the expansion of this program in Kent County as  
9 well as other areas of the state that may use the Kent school  
10 services network program as a model.

11           Sec. 660. From the funds appropriated in part 1 for food bank  
12 funding, the department is authorized to make allocations of TANF  
13 funds only to the agencies that report necessary data to the  
14 department for the purpose of meeting TANF eligibility reporting  
15 requirements. The agencies that do not report necessary data to the  
16 department for the purpose of meeting TANF eligibility reporting  
17 requirements will not receive allocations in excess of those  
18 received in fiscal year 2000. The use of TANF funds under this  
19 section should not be considered an ongoing commitment of funding.

20           Sec. 665. The department shall partner with the department of  
21 transportation and may partner with other entities to use TANF and  
22 other sources of available funding to support public transportation  
23 needs of TANF-eligible individuals. This partnership shall place a  
24 priority on transportation needs for employment or seeking  
25 employment or medical or health-related transportation.

26           Sec. 666. The department shall continue efforts to increase  
27 the participation of eligible family independence program



1 recipients in the federal and state earned income tax credit.

2       Sec. 669. (1) The department shall distribute cash and food  
3 assistance to recipients electronically by using debit or  
4 purchasing cards.

5       (2) The department shall allocate up to \$12,751,000.00 for the  
6 annual clothing allowance. The allowance shall be granted to all  
7 eligible children as defined by the department.

8       (3) The department shall take steps to inform family  
9 independence program recipients eligible for the allowance under  
10 subsection (2) that the money is to be used for clothing for  
11 eligible children.

12       Sec. 671. Not later than January 1, 2011, the department shall  
13 impose a sanctions policy for criminal or fraudulent behavior for  
14 the child development and care program.

15       Sec. 672. (1) The department shall report to the senate and  
16 house of representatives appropriations subcommittees on the  
17 department budget, the senate and house fiscal agencies, and the  
18 senate and house policy offices by May 1 of the current fiscal year  
19 on department efforts to reduce inappropriate use of electronic  
20 benefit transfer cards. The department shall provide information on  
21 the number of recipients of services who used their electronic  
22 benefit transfer card inappropriately and the current status of  
23 each case.

24       (2) As used in this section, "inappropriate use" means not  
25 used to meet a family's ongoing basic needs, including food,  
26 clothing, shelter, utilities, household goods, personal care items,  
27 and general incidentals.



1           Sec. 673. The department shall immediately send notification  
2 to a client participating in the state child development and care  
3 program and his or her child care provider if the client's  
4 eligibility is reduced or eliminated.

5           Sec. 674. (1) The department shall continue administrative  
6 efforts to reduce waste, fraud, and abuse within the child  
7 development and care program. Beginning December 31 of the current  
8 fiscal year, the department shall report annually to the senate and  
9 house appropriations subcommittees for the department budget, the  
10 senate and house fiscal agencies and policy offices, and the state  
11 budget director on the estimated impact of efforts to reduce  
12 inappropriate payments through the child development and care  
13 program.

14           (2) The department may contract with a private entity to  
15 utilize information technology or other methods of management and  
16 oversight of child development and care payments to ensure that  
17 payments made through the child development and care program are  
18 accurate and appropriate.

19           Sec. 675. (1) The department shall establish a 1-time basic  
20 training requirement for all enrolled child development and care  
21 aides and relative care providers. All enrolled providers will be  
22 required to complete the basic training requirement in order to be  
23 eligible for state child development and care reimbursement  
24 payments.

25           (2) The department shall ensure that additional annual  
26 training beyond the basic training requirement is available for  
27 enrolled providers and shall make enhanced reimbursement payments



1 to enrolled providers who complete at least 10 hours of optional  
2 annual training as outlined in subsection (3).

3 (3) From the money appropriated in part 1 for licensed and  
4 registered child development and care and enrolled child  
5 development and care, the department shall make payments to child  
6 care providers in accordance with the provisions of this  
7 subsection. The maximum hourly rates paid to child care providers  
8 shall vary depending upon provider type and the age of the child in  
9 care as outlined below:

10 (a) For children up to 2-1/2 years old, the maximum hourly  
11 rate, including the infant and toddler incentive, shall be as  
12 follows:

13 (i) For child care centers, \$3.75.

14 (ii) For family child care homes and group child care homes,  
15 \$2.90.

16 (iii) For enrolled providers who complete 10 hours of annual  
17 training, \$2.20.

18 (iv) For enrolled providers who do not complete 10 hours of  
19 annual training, \$1.85.

20 (b) For children over the age of 2-1/2 years, the maximum  
21 hourly rate shall be as follows:

22 (i) For child care centers, \$2.50.

23 (ii) For family child care homes and group child care homes,  
24 \$2.40.

25 (iii) For enrolled providers who complete 10 hours of annual  
26 training, \$1.85.

27 (iv) For enrolled providers who do not complete 10 hours of



1 annual training, \$1.60.

2 (4) The department shall establish policies and rules for  
3 determining eligibility for the enhanced reimbursement payments to  
4 enrolled providers who complete 10 hours of annual training and  
5 shall ensure that the policies and rules are communicated to all  
6 enrolled providers that receive state reimbursement payments.

7 Sec. 676. (1) The department shall collaborate with the state  
8 board of education to extend the duration of the Michigan after-  
9 school partnership and oversee its efforts to implement the policy  
10 recommendations and strategic next steps identified in the Michigan  
11 after-school initiative's report of December 15, 2003.

12 (2) From the funds appropriated in part 1, \$25,000.00 shall be  
13 used to support the Michigan after-school partnership and to  
14 leverage other private and public funding to engage the public and  
15 private sectors in building and sustaining high-quality out-of-  
16 school-time programs and resources. The co-chairs shall name a  
17 fiduciary agent and may authorize the fiduciary to expend funds and  
18 hire people to accomplish the work of the Michigan after-school  
19 partnership.

20 (3) Each year, on or before December 31, the Michigan after-  
21 school partnership shall report its progress in reaching the  
22 recommendations set forth in the Michigan after-school initiative's  
23 report to the senate and house committees on appropriations, the  
24 senate and house fiscal agencies and policy offices, and the state  
25 budget director.

26 Sec. 677. The department shall establish a state goal for the  
27 percentage of family independence program (FIP) cases involved in



1 employment activities. The percentage established shall not be less  
2 than 50%. On a quarterly basis, the department shall report to the  
3 senate and house appropriations subcommittees on the department  
4 budget, the senate and house fiscal agencies and policy offices,  
5 and the state budget director on the current percentage of FIP  
6 cases involved in JET employment activities and an estimate of the  
7 current percentage of FIP cases that meet federal work  
8 participation requirements. If the FIP case percentage is below the  
9 goal for more than 2 consecutive quarters, the department shall  
10 develop a plan to increase the percentage of FIP cases involved in  
11 employment-related activities. The department shall deliver the  
12 plan during the next annual budget presentation to the senate and  
13 house appropriations subcommittees on the department budget.

14 Sec. 678. (1) The department shall provide the house and  
15 senate appropriations subcommittees on the department budget with  
16 an annual report on the activities of the early childhood  
17 investment corporation (ECIC). The report is due by February 15 of  
18 each year and shall contain at least the following information:

- 19 (a) Detail of the amounts of grants awarded.  
20 (b) The grant recipients.  
21 (c) The activities funded by each grant.  
22 (d) An analysis of each grant recipient's success in  
23 addressing the development of a comprehensive system of early  
24 childhood services and supports.

25 (2) All ECIC contracts for comprehensive systems planning  
26 shall be bid out through a statewide request-for-proposal process.

27 Sec. 679. If money becomes available, the department shall



1 provide \$250,000.00 to the boys and girls club of Michigan from the  
2 child care services grants and contracts line in part 1.

3 Sec. 682. The department shall notify the house and senate  
4 appropriations subcommittees on the department budget, the house  
5 and senate fiscal agencies, and the house and senate policy staffs  
6 by February 1 of the current fiscal year regarding the JET program  
7 savings for the previous fiscal year and the details on the  
8 proposed use of that money.

9 Sec. 683. (1) From the money appropriated in part 1 for SSI  
10 advocacy, \$300,000.00 shall be paid to the Michigan state bar  
11 foundation for SSI advocacy services provided by the legal services  
12 association of Michigan for cases which had been referred prior to  
13 October 1, 2011, but which are not yet settled, completed, or  
14 resolved. The department shall develop a payment system for these  
15 cases which allows the legal services association of Michigan to  
16 retain prepayments authorized under this section and other payments  
17 under section 44 of the social welfare act, 1939 PA 280, MCL  
18 400.44.

19 (2) Beginning October 1, 2010, the department may refer cases  
20 needing additional SSI legal assistance to the legal services  
21 association of Michigan. The referral shall notify the client that  
22 legal assistance provided by the legal services association of  
23 Michigan may be eligible to receive as a fee a portion of the  
24 client's SSI lump-sum payment from the social security  
25 administration as authorized by section 44 of the social welfare  
26 act, 1939 PA 280, MCL 400.44.

27 (3) Any department client of state disability assistance or



1 family independence program services who desires or needs  
2 additional SSI legal assistance beyond what can be provided by the  
3 department shall be given a copy of a notice that includes the name  
4 and contract information for the geographically appropriate legal  
5 services program for the area of his or her residence. The notice  
6 shall include a statement that this legal assistance may be paid in  
7 part by a lump-sum SSI payment from the social security  
8 administration as authorized by section 44 of the social welfare  
9 act, 1939 PA 280, MCL 400.44.

10 (4) The department shall work with the legal services  
11 association of Michigan to develop a process by which clients who  
12 already have legal representation are identified as not referred to  
13 the legal services association of Michigan.

14 (5) The department shall work with the legal services  
15 association of Michigan to develop a streamlined process by which  
16 medical and legal records necessary for the legal representation  
17 can be more readily shared.

18 Sec. 685. (1) Not later than March 1 of the current fiscal  
19 year, the department shall report to the senate and house  
20 appropriations subcommittees with jurisdiction over the department  
21 budget, and to the senate and house appropriations subcommittees  
22 with jurisdiction over the department of community health budget,  
23 on the number of recipients that applied for Medicaid coverage, the  
24 number of recipients that were approved for Medicaid coverage, and  
25 the number of recipients that were denied Medicaid coverage. The  
26 report shall describe these statistics comparing the current and  
27 previous fiscal years and summarize department programs to assist



1 persons in applying for Medicaid.

2 (2) Not later than March 1 of the current fiscal year, the  
3 department shall report to the senate and house appropriations  
4 subcommittees with jurisdiction over the department budget, and to  
5 the senate and house subcommittees with jurisdiction over the  
6 department of community health budget, on the number of applicants  
7 for home help services. The department shall give a summary report  
8 on the number of approved applications, denied applications,  
9 pending applications, and the number of applications in which the  
10 applicant was eligible for nursing home services.

11 Sec. 686. (1) The department shall ensure that program policy  
12 requires caseworkers to confirm that individuals presenting  
13 personal identification issued by another state seeking assistance  
14 through the family independence program, food assistance program,  
15 state disability assistance program, or medical assistance program  
16 are not receiving benefits from any other state.

17 (2) The department shall explore changes in program policies  
18 to ensure that caseworkers confirm the address provided by any  
19 individual seeking family independence program benefits or state  
20 disability assistance benefits.

21 (3) The department shall explore changes in program policy  
22 that would ensure that individuals with property assets assessed at  
23 a value higher than \$500,000.00 would not be able to access  
24 assistance through department-administered programs.

25 (4) The department shall modify program policy to ensure that  
26 caseworkers request an up-to-date telephone number during the  
27 eligibility determination or redetermination process for



1 individuals seeking medical assistance benefits. On a monthly  
2 basis, the department shall provide the department of community  
3 health an updated list of telephone numbers for medical assistance  
4 recipients.

5       Sec. 688. The department in conjunction with Michigan works!  
6 shall examine and report on the incidence of reported barriers  
7 among families terminated from the family independence program  
8 because of noncompliance with work-related requirements. The report  
9 shall be submitted to the house and senate appropriations  
10 subcommittees on the department budget, the house and senate fiscal  
11 agencies, the house and senate policy offices, and the state budget  
12 director by April 1 of the current fiscal year.

13       Sec. 691. The department shall not distribute public  
14 assistance or subsidies to the parent or parents of school-age  
15 children if that parent or those parents have not signed a parent,  
16 student, teacher compact outlining the role of each party in the  
17 educational success of the student as required by the federal no  
18 child left behind act of 2001, Public Law 107-110.

19       Sec. 695. The funds appropriated in part 1 for food assistance  
20 program benefits (ARRA) that are financed by federal funds  
21 designated as ARRA funding represent federal funds associated with  
22 the American recovery and reinvestment act of 2009, Public Law 111-  
23 5. These federal funds are temporary in nature.

24       Sec. 696. From the money appropriated in part 1, the  
25 department shall allocate \$100.00 to the Chaldean community  
26 foundation. This money shall be utilized to provide translation  
27 services, health care services, youth tutoring and mentoring



1 programs, and refugee resettlement services.

2 **JUVENILE JUSTICE SERVICES**

3 Sec. 705. (1) The department, in conjunction with private  
4 juvenile justice residential programs, shall develop a methodology  
5 for measuring goals, objectives, and performance standards for the  
6 delivery of juvenile justice residential programs based on national  
7 standards and best practices. The department will provide a unified  
8 data collection mechanism to ensure consistent reporting of  
9 aggregate case information from the courts. These goals,  
10 objectives, and performance standards shall apply to both public  
11 and private delivery of juvenile justice residential programs, and  
12 data shall be collected from both private and public juvenile  
13 justice residential programs that can be used to evaluate  
14 performance achievements, including, but not limited to, the  
15 following:

16 (a) Admission and release data and other information related  
17 to demographics of population served.

18 (b) Program descriptions and information related to treatment,  
19 educational services, and conditions of confinement.

20 (c) Program outcomes including recidivism rates for youth  
21 served by the facility.

22 (d) Trends in census and population demographics.

23 (e) Staff and resident safety.

24 (f) Facility profile.

25 (2) The department during the annual budget presentation shall  
26 outline the progress of the development of the goals, objectives,



1 and performance standards, as well as the information collected  
2 through the implementation of the performance measurement program.

3 The presentation shall include all of the following:

4 (a) Actual cost and actual days of care by facility for the  
5 most recently completed fiscal year. This report shall also include  
6 the actual number of youth served as well as demographic  
7 information.

8 (b) Actual cost per day per youth by facility for the most  
9 recently completed fiscal year.

10 (c) An analysis of the variance between the estimated cost and  
11 days of care assumed in the original appropriation and the figures  
12 in subdivisions (a) and (b).

13 (d) Both the number of authorized FTE positions for each  
14 facility and the number of actual on-board FTE positions for the  
15 most recently completed fiscal year.

16 Sec. 706. Counties shall be subject to 50% chargeback for the  
17 use of alternative regional detention services, if those detention  
18 services do not fall under the basic provision of section 117e of  
19 the social welfare act, 1939 PA 280, MCL 400.117e, or if a county  
20 operates those detention services programs primarily with  
21 professional rather than volunteer staff.

22 Sec. 707. In order to be reimbursed for child care fund  
23 expenditures, counties are required to submit department-developed  
24 reports to enable the department to document potential federally  
25 claimable expenditures. This requirement is in accordance with the  
26 reporting requirements specified in section 117a(7) of the social  
27 welfare act, 1939 PA 280, MCL 400.117a.



1           Sec. 708. (1) As a condition of receiving money appropriated  
2 in part 1 for the child care fund line item, by February 15 of the  
3 current fiscal year, counties shall have an approved service  
4 spending plan for the current fiscal year. Counties must submit the  
5 service spending plan to the department by December 15 of the  
6 current fiscal year for approval. The department shall approve  
7 within 30 calendar days after receipt a properly completed service  
8 plan that complies with the requirements of the social welfare act,  
9 1939 PA 280, MCL 400.1 to 400.119b.

10           (2) The department shall provide a report on the number of  
11 counties that fail to submit a service spending plan by December 15  
12 of the current fiscal year. The report shall be submitted to the  
13 house and senate appropriations subcommittees on the department  
14 budget, the house and senate fiscal agencies, and the house and  
15 senate policy offices by February 15 of the current fiscal year.

16           Sec. 717. (1) If funds become available, the department shall  
17 contract with a state university to conduct a behavioral health  
18 study of juvenile justice facilities operated or contracted for by  
19 the state. The study shall utilize diagnostic clinical interviews  
20 with and records reviews for a representative random sample of  
21 juvenile justice system detainees to develop a report on each of  
22 the following:

23           (a) The proportion of juvenile justice detainees with a  
24 primary diagnosis of emotional disorder, the percentage of those  
25 detainees considered to currently require mental health treatment,  
26 and the proportion of those detainees currently receiving mental  
27 health services, including a description and breakdown,



1 encompassing, at a minimum, the categories of inpatient,  
2 residential, and outpatient care, of the type of mental health  
3 services provided to those detainees.

4 (b) The proportion of juvenile justice detainees with a  
5 primary diagnosis of addiction disorder, the percentage of those  
6 detainees considered to currently require substance abuse  
7 treatment, and the proportion of those detainees currently  
8 receiving substance abuse services, including a description and  
9 breakdown, encompassing, at a minimum, the categories of  
10 residential and outpatient care, of the type of substance abuse  
11 services provided to those detainees.

12 (c) The proportion of juvenile justice detainees with a dual  
13 diagnosis of emotional disorder and addiction disorder, the  
14 percentage of those detainees considered to currently require  
15 treatment for their condition, and the proportion of those  
16 detainees currently receiving that treatment, including a  
17 description and breakdown, encompassing, at a minimum, the  
18 categories of mental health inpatient, mental health residential,  
19 mental health outpatient, substance abuse residential, and  
20 substance abuse outpatient, of the type of treatment provided to  
21 those detainees.

22 (d) Data indicating whether juvenile justice detainees with a  
23 primary diagnosis of emotional disorder, a primary diagnosis of  
24 addiction disorder, and a dual diagnosis of emotional disorder and  
25 addiction disorder were previously hospitalized in a state  
26 psychiatric hospital for persons with mental illness. These data  
27 shall be broken down according to each of these 3 respective



1 categories.

2 (e) Data indicating whether and with what frequency juvenile  
3 justice detainees with a primary diagnosis of emotional disorder, a  
4 primary diagnosis of addiction disorder, and a dual diagnosis of  
5 emotional disorder and addiction disorder have been detained  
6 previously. These data shall be broken down according to each of  
7 these 3 respective categories.

8 (f) Data classifying the types of offenses historically  
9 committed by juvenile justice detainees with a primary diagnosis of  
10 emotional disorder, a primary diagnosis of addiction disorder, and  
11 a dual diagnosis of emotional disorder and addiction disorder.  
12 These data shall be broken down according to each of these 3  
13 respective categories.

14 (g) Data indicating whether juvenile justice detainees have  
15 previously received services managed by a community mental health  
16 program or substance abuse coordinating agency. These data shall be  
17 broken down according to the respective categories of detainees  
18 with a primary diagnosis of emotional disorder, a primary diagnosis  
19 of addiction disorder, and a dual diagnosis of emotional disorder  
20 and addiction disorder.

21 (2) The report referenced under subsection (1) would be  
22 provided not later than June 30 of the current fiscal year to the  
23 senate and house appropriations subcommittees on human services,  
24 the senate and house fiscal agencies and policy offices, and the  
25 state budget director.

26 Sec. 719. The department shall notify the legislature at least  
27 30 days before closing or making any change in the status,



1 including the licensed bed capacity and operating bed capacity, of  
2 a state juvenile justice facility.

3 Sec. 720. (1) The department shall implement the  
4 recommendations on a methodology for measuring goals, objectives,  
5 and performance standards developed in conjunction with private  
6 providers of juvenile justice residential programs required in  
7 section 705 of 2004 PA 344.

8 (2) The department shall allocate money to public and private  
9 providers of juvenile justice services based on their ability to  
10 demonstrate results in all of the following:

11 (a) Lower recidivism rates.

12 (b) Higher school completion rates or GED completion rates.

13 (c) Shorter average stays in a residential facility.

14 (d) Lower average actual cost per resident.

15 (e) Availability of appropriate services to residents.

16 (3) The department shall comply with section 115o of the  
17 social welfare act, 1939 PA 280, MCL 400.115o, regarding placement  
18 of juvenile offenders, and shall refer to that statutory  
19 requirement in making referral recommendations to courts for secure  
20 residential programs.

21 Sec. 721. The department shall report to the house and senate  
22 appropriations subcommittees on the department budget by October 1  
23 of the current fiscal year on the placement of juvenile offenders  
24 who need services in community-based or privately operated  
25 facilities.

26 Sec. 723. A private provider of juvenile services may receive  
27 funding for both secure and nonsecure services if the provider has



1 appropriate services for each security level and adequate measures  
2 to physically separate residents of each security level.

3       Sec. 726. (1) Beginning October 1, 2007, from the money  
4 appropriated in part 1 for foster care payments and child care  
5 fund, the department shall not enter into or maintain a contract  
6 with a for-profit provider of residential services for juvenile  
7 justice and abused or neglected youth, or with a nonprofit provider  
8 of residential services for juvenile justice and abused or  
9 neglected youth that uses a for-profit management group or  
10 contracts with a for-profit organization for its management, unless  
11 the provider was licensed on or before August 1, 2007 and, if the  
12 provider is a nonprofit provider of residential services for  
13 juvenile justice and abused or neglected youth that uses a for-  
14 profit management group or contracts with a for-profit organization  
15 for its management, the contract between the provider and the for-  
16 profit group or organization existed prior to August 1, 2007.

17       (2) A provider of residential services for juvenile justice  
18 and abused or neglected youth shall not receive a daily rate less  
19 than \$137.00.

20       **LOCAL OFFICE SERVICES**

21       Sec. 750. (1) The department shall maintain out-stationed  
22 eligibility specialists in community-based organizations, nursing  
23 homes, and hospitals unless a community-based organization, nursing  
24 home, or hospital requests that the program be discontinued at its  
25 facility.

26       (2) The department shall continue to develop and expand



1 opportunities for applicants for department assistance or services  
2 to apply for the assistance or services over the Internet.

3 Sec. 751. (1) From the funds appropriated in part 1, the  
4 department may implement school-based family resource centers based  
5 on the following guidelines:

6 (a) The center is supported by the local school district.

7 (b) The programs and information provided at the center do not  
8 conflict with sections 1169, 1507, and 1507b of the revised school  
9 code, 1976 PA 451, MCL 380.1169, 380.1507, and 380.1507b.

10 (c) Notwithstanding subdivision (b), the center shall provide  
11 information regarding crisis pregnancy centers or adoption service  
12 providers in the area.

13 (2) The department shall notify the senate and house  
14 subcommittees on the department budget, the senate and house fiscal  
15 agencies and policy offices, and the state budget office of family  
16 resource center expansion efforts and shall provide all of the  
17 following at the beginning of the selection process or no later  
18 than 5 days after eligible schools receive opportunity  
19 notification:

20 (a) A list of eligible schools.

21 (b) The selection criteria to be used.

22 (c) The projected number to be opened.

23 (d) The financial implications for expansion, including  
24 funding sources.

25 Sec. 752. If sufficient funding becomes available from local  
26 sources, the department shall support the operation of 2 additional  
27 family resource centers in Genesee County, 3 additional family



1 resource centers in Kent County, and 1 additional family resource  
2 center in Ingham County.

3       Sec. 753. The department shall implement the recommendations  
4 of the 2004 public private partnership initiative's training  
5 committee to define, design, and implement a train-the-trainer  
6 program to certify private agency staff to deliver child welfare  
7 staff training, explore the use of e-learning technologies, and  
8 include consumers in the design and implementation of training. The  
9 intent of the legislature is to reduce training and travel costs  
10 for both the department and the private agencies. The department  
11 shall report no later than December 1 of the current fiscal year on  
12 each specific policy change made to implement enacted legislation  
13 and the plans to implement the recommendations, including  
14 timelines, to the senate and house appropriations subcommittees on  
15 the department budget, the senate and house standing committees on  
16 human services matters, the senate and house fiscal agencies and  
17 policy offices, and the state budget director.

18       Sec. 754. From the money appropriated in part 1, the  
19 department shall provide \$850,000.00 to contract with a vendor for  
20 a customer service resource center. The customer service resource  
21 center shall be operational by April 1, 2011 and will assist in  
22 screening calls to county offices in order to allow caseworkers to  
23 devote more time to eligibility determination and case management  
24 activities. Staff duties at the customer service resource center  
25 shall include answering routine inquiries from clients and  
26 applicants and providing application assistance.

27       Sec. 755. From the money appropriated in part 1 within the



1 field staff, salaries and wages line item for 200 limited-term  
2 eligibility full-time employees, the department shall inform all  
3 employees hired with these funds that their employment is temporary  
4 and should not be considered permanent. Any temporary employee  
5 hired may be given preference by the department for hiring if a  
6 suitable full-time permanent position becomes available within the  
7 department.

8       Sec. 756. The money appropriated in part 1 for limited-term  
9 field staff, salaries and wages shall only be expended to support  
10 the addition of 50 new limited-term eligibility specialist  
11 positions to be hired on or after January 1, 2011 and another 50  
12 new limited-term eligibility specialist positions to be hired on or  
13 after April 1, 2011. However, no expenditures shall be made from  
14 this authorization until after the department has a signed contract  
15 with a vendor to establish a customer service resource center as  
16 required under section 754, and no expenditures shall be made from  
17 this authorization for the 50 limited-term eligibility specialist  
18 positions to be hired on or after April 1, 2011 until a customer  
19 service resource center as required under section 754 is  
20 operational.

21       Sec. 757. (1) The department shall collect data from each  
22 county office to evaluate whether the department efficiently and  
23 accurately meets the needs of public assistance applicants who have  
24 language barriers.

25       (2) Based on the data collected under subsection (1), the  
26 department shall review the current number of interpreter contracts  
27 to determine whether the current level of interpreter services is



1 sufficient and whether the allocation of qualified interpreters  
2 across county offices is appropriate. The department shall create  
3 an assignment system for bilingual caseworkers that ensures  
4 placement of bilingual caseworkers in offices where the need is the  
5 greatest based on the number of bilingual client cases.

6 **DISABILITY DETERMINATION SERVICES**

7 Sec. 801. The department disability determination services in  
8 agreement with the DTMB office of retirement systems will develop  
9 the medical information and make recommendations for medical  
10 disability retirement for state employees, state police, judges,  
11 and schoolteachers.

12 **CHILD SUPPORT ENFORCEMENT**

13 Sec. 901. (1) The appropriations in part 1 assume a total  
14 federal child support incentive payment of \$26,500,000.00.

15 (2) From the federal money received for child support  
16 incentive payments, \$12,000,000.00 shall be retained by the state  
17 and expended for child support program expenses.

18 (3) From the federal money received for child support  
19 incentive payments, \$14,500,000.00 shall be paid to the counties  
20 based on each county's performance level for each of the federal  
21 performance measures as established in 45 CFR 305.2.

22 (4) If the child support incentive payment to the state from  
23 the federal government is greater than \$26,500,000.00, then 100% of  
24 the excess shall be retained by the state and is appropriated until  
25 the total retained by the state reaches \$15,397,400.00.



1           (5) If the child support incentive payment to the state from  
2 the federal government is greater than the amount needed to satisfy  
3 the provisions identified in subsections (1), (2), (3), and (4),  
4 the additional funds shall be subject to appropriation by the  
5 legislature.

6           (6) If the child support incentive payment to the state from  
7 the federal government is less than \$26,500,000.00, then the state  
8 and county share shall each be reduced by 50% of the shortfall.

9           Sec. 902. (1) The department shall continue its work to fix  
10 and improve the child support computer system using the funding  
11 carried forward from prior fiscal years.

12           (2) The department shall consult with the department of  
13 treasury and any outside consultant with collections expertise  
14 under contract with the department of treasury to develop a plan to  
15 maximize the collection of child support and child support  
16 arrearage settlement for the purposes of this section.

17           (3) The department, through the child support leadership  
18 group, shall provide semiannual reports to the legislature  
19 concerning money expended and improvements made as a result of this  
20 section.

21           Sec. 903. The department may facilitate with the department of  
22 community health a program under which the departments  
23 independently or jointly contract with local friend of the court  
24 offices to update and maintain the child support statewide database  
25 with health insurance information in cases in which the court has  
26 ordered a party to the case to maintain health insurance coverage  
27 for the minor child or children involved in the case and to assist



1 in the recovery of money paid by the state for health care costs  
2 that are otherwise recoverable from a party to the case. The  
3 program shall be in addition to a program or programs under  
4 existing contract between either or both of the departments with a  
5 private entity on September 1 of the current fiscal year. The  
6 program shall be entirely funded with state and federal funds from  
7 money first recovered or through costs that are avoided by charging  
8 the insurance coverage for minor children from state programs to  
9 private insurance.

10 Sec. 907. The office of child support in cooperation with the  
11 state court administrative office shall establish a pilot program  
12 to examine the effectiveness of contracting with a public or  
13 private collection agency as authorized under section 10 of the  
14 office of child support act, 1971 PA 174, MCL 400.240. The pilot  
15 program shall be implemented during the current fiscal year. Any  
16 restricted revenue collected pursuant to this section shall not be  
17 expended until the department and representatives from counties and  
18 the friends of the court meet and agree upon recommendations for  
19 use of the revenue. The revenue is subject to appropriation by the  
20 legislature.

21 Sec. 909. (1) If statewide retained child support collections  
22 exceed \$38,300,000.00, 75% of the amount in excess of  
23 \$38,300,000.00 is appropriated to legal support contracts. This  
24 excess appropriation may be distributed to eligible counties to  
25 supplement and not supplant county title IV-D funding.

26 (2) Each county whose retained child support collections in  
27 the current fiscal year exceed its fiscal year 2004-2005 retained



1 child support collections, excluding tax offset and financial  
2 institution data match collections in both the current year and  
3 fiscal year 2004-2005, shall receive its proportional share of the  
4 75% excess.

5 (3) Payments to counties participating in projects pursuant to  
6 section 907 shall be reduced by the amount paid to the vendor. This  
7 authorization adjustment shall be made upon notification of the  
8 chairs of the house and senate appropriations subcommittees on the  
9 department budget, the house and senate fiscal agencies, and the  
10 state budget director.

11 Sec. 910. (1) If title IV-D-related child support collections  
12 are escheated, the state budget director is authorized to adjust  
13 the sources of financing for the funds appropriated in part 1 for  
14 legal support contracts to reduce federal authorization by 66% of  
15 the escheated amount and increase general fund/general purpose  
16 authorization by the same amount. This budget adjustment is  
17 required to offset the loss of federal revenue due to the escheated  
18 amount being counted as title IV-D program income in accordance  
19 with federal regulations at 45 CFR 304.50.

20 (2) The department shall notify the chairs of the house and  
21 senate appropriations subcommittees on the department budget and  
22 the house and senate fiscal agencies within 15 days of the  
23 authorization adjustment in subsection (1).

#### 24 COMMUNITY ACTION AND ECONOMIC OPPORTUNITY

25 Sec. 1101. Not later than September 30 of each year, the  
26 department shall submit for public hearing to the chairpersons of



1 the house and senate appropriations subcommittees dealing with  
2 appropriations for the department budget the proposed use and  
3 distribution plan for community services block grant funds  
4 appropriated in part 1 for the succeeding fiscal year.

5       Sec. 1102. The department shall develop a plan based on  
6 recommendations from the department of civil rights and from Native  
7 American organizations to assure that the community services block  
8 grant funds are equitably distributed. The plan must be developed  
9 by October 31 of the current fiscal year, and the plan shall be  
10 delivered to the appropriations subcommittees on the department  
11 budget in the senate and house, the senate and house fiscal  
12 agencies, and the state budget director.

13       Sec. 1104. The department shall award up to \$500,000.00 in  
14 competitive grants to organizations based on their education and  
15 outreach with the earned income tax credit (EITC). Organizations  
16 shall be given preference based on their emphasis on clients who  
17 have never filed for the EITC, clients with children, and clients  
18 for whom receipt of the EITC will make it easier for them to move  
19 off public assistance.

20       Sec. 1105. The department shall report quarterly to the house  
21 and senate appropriations subcommittees on the department budget,  
22 the house and senate fiscal agencies, the house and senate policy  
23 offices, and the state budget office by February 1, May 1, August  
24 1, and November 1 of each fiscal year on the number of homes  
25 weatherized through the appropriations in section 104 during the  
26 preceding quarter of the calendar year.

