

HOUSE BILL No. 4789

June 15, 1987, Introduced by Reps. Terrell, DeMars, Murphy, Clack, Perry Bullard, Stallworth, Gubow, Bennane, Leland, Brown, Harrison, Jondahl, Jacobetti and Saunders and referred to the Committee on Judiciary.

A bill to amend sections 55, 115, 115b, 115c, 115d, 115e, 116, 117a, and 117c of Act No. 280 of the Public Acts of 1939, entitled as amended

"The social welfare act,"

section 55 as amended by Act No. 486 of the Public Acts of 1980 and sections 117a and 117c as amended by Act No. 328 of the Public Acts of 1980, being sections 400.55, 400.115, 400.115b, 400.115c, 400.115d, 400.115e, 400.116, 400.117a, and 400.117c of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 55, 115, 115b, 115c, 115d, 115e, 116,
2 117a, and 117c of Act No. 280 of the Public Acts of 1939, section
3 55 as amended by Act No. 486 of the Public Acts of 1980 and
4 sections 117a and 117c as amended by Act No. 328 of the Public
5 Acts of 1980, being sections 400.55, 400.115, 400.115b, 400.115c,

1 400.115d, 400.115e, 400.116, 400.117a, and 400.117c of the
2 Michigan Compiled Laws, are amended to read as follows:

3 Sec. 55. The county department shall administer a public
4 welfare program, as follows:

5 (a) To grant general relief including medical care as
6 defined in this section and care in the county medical care
7 facility, but not including hospitalization and infirmary care
8 except for care in the county medical care facility or a county
9 infirmary existing on January 1, 1981, to any person domiciled in
10 the county who has a legal settlement in this state. General
11 relief may also be granted to a person who has a legal settlement
12 in this state but no domicile in the county and a recoupment may
13 be made when appropriate in the manner provided in cases of emer-
14 gency hospitalization under this act. In a temporary emergency,
15 general relief may be given to indigents without a settlement in
16 this state as the county department considers necessary, includ-
17 ing, if other funds are not available for the purpose, all neces-
18 sary expenses in transporting an indigent to his or her domicile
19 in this state, or in another state or nation, when information
20 reasonably tends to show that the person has a home available in
21 his or her place of domicile in this state or a legal residence
22 in another state or nation. A legal settlement in this state is
23 acquired by an emancipated person who has lived continuously in
24 this state for 1 year with the intent to make it his or her home
25 and who, during the 1-year period has not received public relief,
26 other than relief received during and as a direct result of a
27 civil defense emergency, or support from relatives. Time spent

1 in a public institution shall not be counted in determining
2 settlement. A legal settlement shall be lost by remaining away
3 from this state for an uninterrupted period of 1 year except that
4 absence from this state for labor or other special or temporary
5 purpose shall not occasion loss of settlement.

6 (b) To administer categorical assistance including medical
7 care.

8 (c) To supervise and be responsible for the operation of the
9 county infirmary and county medical care facility. In a county
10 having a population of 1,000,000 or more which maintains a county
11 infirmary or county hospital or a joint infirmary and hospital
12 providing for mental patients, the institution and the admissions
13 to the institution shall be subject to the control of a board to
14 be known as the board of county institutions. The board shall
15 consist of 5 members appointed by the county board of commission-
16 ers, except that in a county having a board of county auditors, 3
17 members of the board of county institutions shall be appointed by
18 the county board of commissioners and 2 members shall be
19 appointed by the board of county auditors. Each member of the
20 board shall hold office for a term and receive compensation as
21 the county board of commissioners provides by ordinance. In
22 relation to the administration of the institutions the board
23 shall have and succeed to all powers and duties formerly vested
24 by law, general, local or special, in the superintendents of the
25 poor in the county and the board of county institutions as con-
26 stituted on April 13, 1943. The board of county institutions of
27 the county may also maintain outpatient facilities for the

1 treatment of needy persons suffering from mental disorders. The
2 board shall also have the same powers as are given to the county
3 board in section 78.

4 (d) To furnish in all cases, insofar as practicable, care
5 and treatment which will tend to restore needy persons to a con-
6 dition of financial and social independence.

7 (e) To require that each applicant shall furnish proof sat-
8 isfactory to the county board that the applicant is entitled to
9 the aid, relief, assistance, or benefit sought.

10 (f) To investigate, in respect to each application for any
11 form of public aid or relief, the circumstances of the applicant,
12 both at the time of application and periodically during the
13 receipt of aid or relief.

14 (g) To maintain adequate social and financial records per-
15 taining to each recipient of aid or relief and so far as is prac-
16 ticable engage in the prevention of social disabilities.

17 (h) To investigate, when requested by the ~~probate~~ DOMESTIC
18 RELATIONS court, matters pertaining to dependent, neglected, and
19 delinquent children and wayward minors, under the jurisdiction of
20 the ~~probate~~ DOMESTIC RELATIONS court to provide supervision and
21 foster care as provided by court order, and to furnish the court,
22 on request, investigational service in respect to the hospital-
23 ization of children under the program of the Michigan crippled
24 children commission, which services shall include the ~~followup~~
25 FOLLOW-UP investigation and continuing observations.

26 (i) To assist other departments, agencies, and institutions
27 of the federal, state, and county governments, when so requested,

1 in performing services in conformity with the purposes of this
2 act.

3 (j) To assist in the development of sound programs and stan-
4 dards of child welfare, and promote programs and policies looking
5 toward the prevention of dependency, neglect, and delinquency and
6 other conditions affecting adversely the welfare of families and
7 children.

8 (k) To create within the county department a division of
9 medical care. The county board may appoint a properly qualified
10 and licensed doctor of medicine as the head of the division and
11 an advisory committee. The advisory committee shall consist of 1
12 doctor of medicine, nominated by the county medical society; 1
13 dentist, nominated by the district dental society; and 1 drug-
14 gist, nominated by the district pharmaceutical association, to
15 assist in formulating policies of medical care and auditing and
16 reviewing bills. "Medical care" as used in this act means medi-
17 cal care rendered under the supervision of a licensed physician
18 in an organized out-patient department of a hospital licensed by
19 the department of public health under part 215 of THE PUBLIC
20 HEALTH CODE, Act No. 368 of the Public Acts of 1978, being sec-
21 tions 333.21501 to 333.21531 of the Michigan Compiled Laws, or
22 home and office attendance by a physician licensed under part 170
23 of Act No. 368 of the Public Acts of 1978, as amended, being sec-
24 tions 333.17001 to 333.17088 of the Michigan Compiled Laws; part
25 175 of Act No. 368 of the Public Acts of 1978, as amended, being
26 sections 333.17501 to 333.17556 of the Michigan Compiled Laws; or
27 part 180 of Act No. 368 of the Public Acts of 1978, as amended,

1 being sections 333.18001 to 333.18033 of the Michigan Compiled
2 Laws; and when prescribed by the physician, diagnostic services
3 requiring the use of equipment not available in the physician's
4 offices, if the services do not require overnight care, dental
5 service, optometric service, bedside nursing service in the home,
6 or pharmaceutical service. The private physician-patient rela-
7 tionship shall be maintained. The normal relationships between
8 the recipients of dental, optometric, nursing, and pharmaceutical
9 services, and the services furnished by a physician or podiatrist
10 or a licensee under part 164 of Act No. 368 of the Public Acts of
11 1978, being sections 333.16401 to 333.16431 of the Michigan
12 Compiled Laws, and the persons furnishing these services shall be
13 maintained. This section shall not affect the office of a city
14 physician or city pharmacist established under a city charter, a
15 county health officer, or the medical superintendent of a county
16 hospital. This section shall permit eligible sick to select
17 either a private professional attendant as defined in this subdi-
18 vision or the city physician or city pharmacist established under
19 a city charter.

20 (l) To cause to be suitably buried the body of a deceased
21 indigent person who has a domicile in the county, when requested
22 by the person's relative or friend, or of a stranger, when
23 requested by a public official following an inquest.

24 (m) To administer additional welfare functions as are vested
25 in the department, including hospitalization.

1 (n) To act as an agent for the state department in matters
2 requested by the state department under the rules of the state
3 department.

4 (o) To provide temporary general relief for each family
5 found ineligible for aid to dependent children assistance by
6 reason of unsuitable family home as provided in section 56.

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

8 (a) Operating training schools, the children's institute,
9 halfway houses, youth camps, diagnostic centers, state operated
10 regional detention facilities, regional short-term treatment cen-
11 ters, group homes, and other facilities and programs established
12 with the approval of the legislature to provide an effective pro-
13 gram of ~~out of home~~ OUT OF HOME care for delinquent or
14 neglected children committed to or placed in the care and custody
15 of the department by ~~probate courts~~ THE DOMESTIC RELATIONS
16 COURT or, ~~where~~ IF provided by law, BY the voluntary action of
17 parents or guardians.

18 (b) Encouraging and assisting in the development and coordi-
19 nation of new programs as well as the coordination of prevailing
20 programs at all levels of government and with those public and
21 private nonprofit agencies and groups providing care or training
22 or supervision for delinquent and neglected children.

23 (c) Devising and making available a system of supervision
24 for juveniles on conditional release from facilities of the
25 department by establishing departmental programs, or, with the
26 approval of the legislature, by agreement with other units of
27 state, regional, or local government or with private agencies.

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

3 (i) Subsidies or incentives to insure adequate locally-based
4 probation and other social services for children under the juris-
5 diction of the ~~juvenile division of the probate~~ DOMESTIC
6 RELATIONS court.

7 (ii) Cost-sharing programs between the state and county con-
8 cerning children's services, including funding prescribed in sec-
9 tions 117c ~~to~~ AND 117d.

10 (iii) Allocation of funds budgeted to the department for
11 governmental or private organizations operating delinquency pre-
12 vention programs or projects in accordance with standards estab-
13 lished by the office.

14 (e) Establishing, with the approval of the legislature,
15 training programs for delinquent youth by contract with govern-
16 ment and private agencies. The programs may be conducted through
17 camps established by the department or in cooperation with the
18 department of natural resources or with other organizations.

19 (f) Developing a coordinated system of care for delinquent
20 and neglected children committed to the department. The develop-
21 ment of treatment programs and other centers shall be coordinated
22 with locally-operated programs for treatment, detention, and
23 diagnosis.

24 (g) Gathering and making available statistics and informa-
25 tion about the operation of the various state, regional, and
26 local components of the program of neglect and delinquency

1 services and presenting the information to the legislature and
2 the public through biennial reports.

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

6 (i) Undertaking special studies regarding the development of
7 intensive probation, new probation methods, and other services
8 specifically aimed at reduction of detention and ~~out of home~~
9 OUT OF HOME care.

10 (j) Evaluating state statutes, court rules, and funding
11 arrangements related to problems of children and youth and recom-
12 mending proposals for appropriate changes to insure equity in the
13 availability of services and the protection of the rights of
14 children and youth.

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

17 (l) Receiving any donation, grant, or gift of money or prop-
18 erty without obligation to the state for the benefit of its pro-
19 grams or for children placed with, or committed to, its care.
20 The office, on receipt of the donation, grant, or gift, shall
21 remit it immediately to the state treasury to be credited to the
22 youth services trust fund which is created in the state
23 treasury.

24 (m) Services for children and youth authorized in title ~~4~~
25 IV and title ~~20~~ XX of the social security act, 42 U.S.C. 601 to
26 ~~659~~ 676 and 1397 to 1397f.

1 Sec. 115b. (1) The office shall assume responsibility for
2 all children committed to the state department by the ~~juvenile~~
3 ~~division of the probate~~ DOMESTIC RELATIONS court under THE YOUTH
4 REHABILITATION SERVICES ACT, Act No. 150 of the Public Acts of
5 1974, being sections 803.301 to 803.309 of the Michigan Compiled
6 Laws; and Act No. 220 of the Public Acts of 1935, as amended,
7 being sections 400.201 to 400.214 of the Michigan Compiled Laws.
8 Upon the recommendation of the office, the department may provide
9 institutional care, supervision in the community, boarding care,
10 halfway house care, and other children and youth services and
11 programs necessary to meet the needs of those children; or may
12 obtain appropriate services from other state agencies, local
13 public agencies, or private agencies. If the program of another
14 state agency is considered to best serve the needs of the child,
15 the other state agency shall give priority to the child.

16 (2) The department, acting in compliance with policies and
17 standards developed by the office, shall study and act upon a
18 request for service as to, or a report received of, neglect,
19 exploitation, abuse, cruelty, or abandonment of a child by a
20 parent, guardian, custodian, or person serving in loco parentis,
21 or a report concerning a child in need of protection. On the
22 basis of the findings of the study, the department shall assure,
23 ~~where~~ IF necessary, the provision of appropriate social serv-
24 ices to the child, parent, guardian, custodian, or person serving
25 in loco parentis, to reinforce and supplement the parental capa-
26 bilities, so that the behavior or situation causing the problem
27 is corrected or the child is otherwise protected. The

1 department, in assuring the provision of services, and in
2 providing the services ~~—~~ shall encourage participation by other
3 existing governmental units or licensed agencies and may contract
4 with those agencies for the purchase of any service within the
5 scope of this subsection. The department shall initiate action
6 in an appropriate court if the conduct of a parent, guardian, or
7 custodian requires. The department, in conjunction with the
8 office, shall promulgate rules necessary for implementing the
9 services authorized in this subsection. The rules shall include
10 provision for local citizen participation in the program to
11 assure local understanding, coordination, and cooperative action
12 with other community resources. In the provision of services,
13 ~~there shall be~~ A maximum utilization SHALL BE MADE of other
14 public, private, and voluntary resources available within a
15 community.

16 (3) When an agency or organization proposes to place for
17 adoption, with a person domiciled in this state, a child who is a
18 citizen of or resides in, a country other than the United States
19 or Canada, the department shall conduct, within 180 days after
20 receipt of the request from the agency or organization, the
21 investigation prescribed by section ~~46 of chapter 10~~ 9426 of
22 THE REVISED JUDICATURE ACT OF 1961, Act No. ~~288~~ 236 of the
23 Public Acts of ~~1939~~ 1961, being section ~~710.46~~ 600.9426 of
24 the Michigan Compiled Laws. In a county where the office deter-
25 mines it to be more feasible both geographically and economical-
26 ly, the department may purchase the adoption services up to the

1 actual cost of providing those services. The department shall
2 charge parent fees prescribed by the legislature.

3 (4) The office shall be responsible for the development,
4 interpretation, and dissemination of policy regarding departmen-
5 tal investigations requested or ordered by the ~~probate~~ DOMESTIC
6 RELATIONS court under section 55(h) and the provision of foster
7 care services authorized by this act. Foster care services shall
8 include foster care of state wards, aid to dependent children
9 foster care, foster care of wards of the ~~juvenile division of~~
10 ~~the probate~~ DOMESTIC RELATIONS court placed under the care and
11 supervision of the department by order of the court, and volun-
12 tary parental placement of children in foster care.

13 Sec. 115c. The office may approve or disapprove the placing
14 of a child in this state in a family home of persons unrelated to
15 the child by a person not a resident of this state or in any
16 family home of this state by an agency or organization which does
17 not have a place of business in this state. Written approval of
18 the proposed placement shall be obtained from the office. The
19 person, agency, or organization shall furnish the office with
20 necessary information regarding the child and the prospective
21 foster parents and a guaranty required by the office to protect
22 the interests of the county in which the child is to be placed.
23 The information shall be forwarded to the county agency of the
24 county in which the prospective home is located, if the judge of
25 ~~probate~~ THE DOMESTIC RELATIONS COURT has given prior general
26 consent to the procedure, or to the director of a licensed
27 child-placing agency, or to an employee of the department who

1 shall investigate the home. If, in the employee's opinion, the
2 placement should be made, the employee shall file an approval
3 with the office. If the proposed placement is or appears to be
4 planned with a view to an adoption of the child under the law of
5 this state by the family with whom the child is to be placed, the
6 prior approval of the proposed placement by the judge of ~~probate~~
7 ~~of~~ THE DOMESTIC RELATIONS COURT FOR the county of residence of
8 the family is also required. When requested, the office may
9 require supervision of the child in the home until the child is
10 legally adopted or otherwise discharged from care.

11 Sec. 115d. (1) The office shall develop a plan for the
12 establishment, maintenance, and operation of regional facilities
13 to detain children concerning whom an order of detention has been
14 issued under sections ~~14, 15, and 16 of chapter 12A~~ 9624, 9625,
15 AND 9626 of THE REVISED JUDICATURE ACT OF 1961, Act No. ~~288~~ 236
16 of the Public Acts of ~~1939, as amended,~~ 1961, being sections
17 ~~712A.14 to 712A.16~~ 600.9624, 600.9625, AND 600.9626 of the
18 Michigan Compiled Laws. The primary focus of the plan shall be
19 on providing a service network to areas of the state which do not
20 have detention facilities.

21 (2) The plan shall include:

22 (a) An assessment of need for secure detention beds, and a
23 proposal for providing and funding the needed beds.

24 (b) An evaluation of detention alternatives and a proposal
25 for caring for children needing custody while awaiting court
26 hearings.

1 (c) Provisions for a transportation network to serve areas
2 at a distance from secure facilities.

3 (3) The plan shall encourage the use of emergency shelter
4 facilities and alternatives to secure detention where
5 appropriate.

6 (4) The plan shall provide that the county from which an
7 order of detention is issued by the ~~juvenile division of the~~
8 ~~probate~~ DOMESTIC RELATIONS court shall be liable to the state
9 for 50% of the cost of care of the child.

10 (5) In formulating the plan, the office shall consult with
11 law enforcement agencies, judges of ~~probate~~ THE DOMESTIC RELA-
12 TIONS COURT, public and private agencies which deal with
13 children's services, and other persons concerned with children
14 and youth services.

15 (6) The plan shall be submitted to the legislature not later
16 than March 31, 1979, and shall be revised annually.

17 Sec. 115e. (1) The department, to the extent of funds
18 appropriated for that purpose, may assume the administration and
19 operation or the administration, operation, and facilities of a
20 detention home established as an agency of the ~~probate~~ DOMESTIC
21 RELATIONS court under section ~~16 of chapter 12A~~ 9626 of THE
22 REVISED JUDICATURE ACT OF 1961, Act No. ~~288~~ 236 of the Public
23 Acts of ~~1939~~ 1961, being section ~~712A.16~~ 600.9626 of the
24 Michigan Compiled Laws.

25 (2) The department shall not assume the administration and
26 operation nor the administration, operation, and facilities of a
27 detention home unless an agreement is made with the county board

1 of commissioners and the presiding judge of the ~~probate~~
2 DOMESTIC RELATIONS court to transfer the administration and oper-
3 ation or the administration, operation, and facilities of the
4 detention home to the department.

5 (3) The department may offer persons employed at a detention
6 home transferred pursuant to this section, as of the effective
7 date of the transfer, the opportunity to be employed in the state
8 classified service ~~in accordance with~~ PURSUANT TO procedures
9 established by the ~~Michigan~~ civil service commission.

10 Sec. 116. (1) With respect to ~~juvenile court~~ probation
11 staff OF THE DOMESTIC RELATIONS COURT, the office shall:

12 (a) Develop and recommend to the supreme court standards and
13 qualifications for employment and other criteria designed to
14 develop an adequate career service.

15 (b) Maintain information as to court employment needs and
16 assist in recruitment of qualified personnel.

17 (c) Provide, with legislative approval, a statewide system
18 of preservice and inservice training, which may include full and
19 part-time scholarships.

20 (d) Develop recommendations regarding the functions of the
21 office of county juvenile officer.

22 (2) The office may provide consultation and assistance serv-
23 ices to the juvenile probation service of the ~~probate~~ DOMESTIC
24 RELATIONS court.

25 ~~(3) The office shall develop a plan which permits the vol-~~
26 ~~untary transfer of county juvenile court probation staff to the~~
27 ~~department by the joint concurrence of the county board of~~

~~1 commissioners and the presiding judge of the probate court. The~~
~~2 plan shall include procedures for negotiations between the state,~~
~~3 as represented by the office, and the affected county board of~~
~~4 commissioners, the county board of social services, and the pre-~~
~~5 siding judge of the probate court for that county. The plan~~
~~6 shall afford persons employed as juvenile court probation staff,~~
~~7 who are transferred pursuant to the plan, the opportunity to be~~
~~8 employed in the state classified civil service in compliance with~~
~~9 procedures established by the Michigan civil service commission.~~
~~10 The plan shall enable the court to maintain sufficient staff to~~
~~11 enforce court orders and to perform the preliminary inquiry and~~
~~12 monitoring of court wards required by chapter 12A of Act No. 288~~
~~13 of the Public Acts of 1939, as amended, being sections 712A.1 to~~
~~14 712A.28 of the Michigan Compiled Laws. The plan shall be submit-~~
~~15 ted to the legislature not later than 18 months after the effec-~~
~~16 tive date of this subsection.~~

17 Sec. 117a. (1) As used in THIS SECTION AND sections ~~117a-~~
18 ~~117B to 117f,~~ "juvenile justice service" means a service, exclu-
19 sive of judicial functions, provided by a county for juveniles
20 who are within, or are likely to come within, the jurisdiction of
21 the ~~juvenile division of the probate~~ DOMESTIC RELATIONS court
22 under section ~~2 of chapter 12A~~ 9602 of THE REVISED JUDICATURE
23 ACT OF 1961, Act No. ~~288~~ 236 of the Public Acts of ~~1939, as~~
24 ~~amended,~~ 1961, being section ~~712A.2~~ 600.9602 of the Michigan
25 Compiled Laws. A service includes intake, detention, detention
26 alternatives, probation, foster care, diagnostic evaluation and
27 treatment, shelter care, or any other service approved by the

1 office, including preventive, diversionary, or protective care
2 services.

3 (2) A juvenile justice funding system, including a child
4 care fund, is established and shall be administered under the
5 superintending control of the office.

6 (3) The department, in conjunction with the office, shall
7 promulgate rules pursuant to THE ADMINISTRATIVE PROCEDURES ACT OF
8 1969, Act No. 306 of the Public Acts of 1969, as amended, BEING
9 SECTIONS 24.201 TO 24.328 OF THE MICHIGAN COMPILED LAWS, to moni-
10 tor juvenile justice services money and to prescribe child care
11 fund accounting, reporting, and authorization controls and proce-
12 dures, and child care fund expenditure classifications. The
13 office shall fund services that conform to the child care rules
14 promulgated under this act.

15 (4) The office shall provide for the distribution of money
16 appropriated by the legislature to counties for the foster care
17 of children. The amount distributed to each county shall equal
18 50% of the annual expenditures from the child care fund of the
19 county established in section 117c, except that neither expendi-
20 tures made pursuant to section 117c(3) nor expenditures that
21 exceed the amount of a budget approved under section 117c shall
22 be included. A distribution shall not be made to a county which
23 does not comply with the requirements of this act. The office
24 may reduce the amount distributed to each county by the amount
25 owed to the state for care received in a state operated facility,
26 for care received pursuant to Act No. 220 of the Public Acts of
27 1935, as amended, being sections 400.201 to 400.214 of the

1 Michigan Compiled Laws, or pursuant to THE YOUTH REHABILITATION
2 SERVICES ACT, Act No. 150 of the Public Acts of 1974, being sec-
3 tions 803.301 to 803.309 of the Michigan Compiled Laws. The dis-
4 tribution may be reduced by the amount of uncontested liability.

5 (5) The office shall establish guidelines for the develop-
6 ment of county juvenile justice service plans.

7 (6) A county receiving state funds for ~~in-home~~ IN HOME or
8 ~~out-of-home~~ OUT OF HOME care of children shall submit reports
9 to the department at least quarterly or as otherwise required by
10 the office. The reports shall be submitted on forms provided by
11 the executive director and shall include the number of children
12 receiving foster care services and the number of days of care
13 that were provided.

14 (7) The office shall develop a reporting system which shall
15 provide that reimbursement shall be made only on submission of
16 billings based on care given to a specific, individual child.
17 The system shall be implemented not later than October 1, 1982.

18 Sec. 117c. (1) The county treasurer is designated as the
19 custodian of all money provided for the use of the county depart-
20 ment of social services and the ~~juvenile division of the~~
21 ~~probate~~ DOMESTIC RELATIONS court. The treasurer shall create
22 and maintain a child care fund. The following money shall be
23 deposited in the child care fund:

24 (a) All money raised by the county for the use of the county
25 department of social services for the foster care of children
26 with respect to whom the ~~juvenile division of the probate~~
27 DOMESTIC RELATIONS court has not taken jurisdiction.

1 (b) Money for the foster care of children under the
2 jurisdiction of the ~~juvenile division of the probate~~ DOMESTIC
3 RELATIONS court raised by the county with the view of receiving
4 supplementary funds for this purpose from the state government as
5 provided in section 117a.

6 (c) All funds made available by the state government for
7 foster care of children.

8 (d) All payments made in respect to support orders issued by
9 the ~~probate~~ DOMESTIC RELATIONS court for the reimbursement of
10 government for expenditures made or to be made from the child
11 care fund for the foster care of children.

12 (e) All prepayments and refunds for reimbursement of county
13 departments of social services for the foster care of children.

14 (f) All funds made available to the county for the foster
15 care of children from any other source whatsoever, except gifts
16 which are conditioned on a different disposition or reimburse-
17 ments of the general fund.

18 (2) The child care fund shall be used for the costs of pro-
19 viding foster care for children under sections 18c and 117a and
20 under the jurisdiction of the ~~probate~~ DOMESTIC RELATIONS
21 court.

22 (3) The child care fund may be used for payment of the
23 county's share of the cost of maintaining children at the
24 Michigan children's institute pursuant to Act No. 220 of the
25 Public Acts of 1935, as amended, being sections 400.201 to
26 400.214 of the Michigan Compiled Laws, or state wards pursuant to
27 THE YOUTH REHABILITATION SERVICES ACT, Act No. 150 of the Public

1 Acts of 1974, being sections 803.301 to 803.309 of the Michigan
2 Compiled Laws.

3 (4) The account for the child care fund shall be maintained
4 separate and apart from all other accounts of county funds. The
5 fund shall be used exclusively for carrying out the purposes
6 authorized by this act. The county board of commissioners shall
7 distinguish in its appropriations for the child care fund the
8 sums of money to be used by the ~~juvenile division of the~~
9 ~~probate~~ DOMESTIC RELATIONS court and those to be used by the
10 county department of social services. The treasurer shall keep
11 these segregated in proper subaccounts.

12 (5) A county annually shall develop and submit a plan and
13 budget for the funding of foster care services to the office for
14 approval. Funds shall not be distributed under section 117a
15 except for reimbursement of expenditures made pursuant to an
16 approved plan and budget. The office shall not approve plans and
17 budget which exceed the amount appropriated by the legislature.

18 (6) A county shall make and preserve accurate records of its
19 juvenile justice services and expenditures. Upon the request of
20 the office the information contained in the records shall be
21 available to the office.

22 Section 2. (1) This amendatory act shall take effect
23 January 1, 1989.

24 (2) This amendatory act shall not take effect unless all of
25 the following bills of the 84th Legislature are enacted into
26 law:

1 (a) Senate Bill No. _____ or House Bill No. 4788 (request
2 no. 01706'87).

3 (b) Senate Bill No. _____ or House Bill No. 4795 (request
4 no. 01727'87).