

SENATE BILL No. 972

July 1, 1988, Introduced by Senators WELBORN, DINGELL, BINSFELD, NICHOLS, DI NELLO, CROPSEY, BARCIA, SCHWARZ and VAUGHN and referred to the Committee on Criminal Justice, Urban Affairs, and Economic Development.

A bill to amend the title and sections 1, 2, and 9 of Act No. 214 of the Public Acts of 1963, entitled

"An act to authorize the establishment of regional facilities for the diagnosis and custody of delinquent and neglected minors; powers and duties of board of supervisors and department of social welfare; create board of trustees, powers and duties of; to authorize taxation for such facilities; to provide penalties; and to repeal certain acts and parts of acts,"

section 1 as amended by Act No. 77 of the Public Acts of 1988, being sections 720.651, 720.652, and 720.659 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. The title and sections 1, 2, and 9 of Act
2 No. 214 of the Public Acts of 1963, section 1 as amended by Act
3 No. 77 of the Public Acts of 1988, being sections 720.651,
4 720.652, and 720.659 of the Michigan Compiled Laws, are amended
5 to read as follows:

1 TITLE

2 An act to authorize the establishment of regional facilities
3 for the diagnosis and custody of delinquent and neglected minors;
4 TO PROVIDE FOR THE powers and duties of board of supervisors and
5 department of ~~social welfare~~ CHILDREN AND YOUTH SERVICES; TO
6 create board of trustees, AND THE powers and duties ~~of~~ THEREOF;
7 to authorize taxation for ~~such~~ REGIONAL facilities; to provide
8 penalties; and to repeal certain acts and parts of acts.

9 Sec. 1. A county or 2 or more contiguous counties, after
10 approval of the state department of ~~social~~ CHILDREN AND YOUTH
11 services, may combine together to construct and operate regional
12 facilities for the diagnosis and custody of minors detained under
13 section 14, 15, or 16 of chapter XIIIA of Act No. 288 of the
14 Public Acts of 1939, as amended, being sections 712A.14, 712A.15,
15 and 712A.16 of the Michigan Compiled Laws, or under section 27a
16 of chapter IV of the code of criminal procedure, Act No. 175 of
17 the Public Acts of 1927, being section 764.27a of the Michigan
18 Compiled Laws.

19 Sec. 2. The board of supervisors of any county or any con-
20 tiguous counties, by resolution, may authorize the judge of pro-
21 bate of the county or of the contiguous counties to request the
22 state department of ~~social welfare~~ CHILDREN AND YOUTH SERVICES
23 to survey the situation and determine the need for a detention
24 home in the area, or ~~whenever~~ IF the judge of probate ~~shall be~~
25 ~~requested,~~ IS REQUESTED in writing ~~—~~ by 1% but not less than
26 25 electors of the county to initiate proceedings for the
27 organization of the district for the operation of a regional

1 detention home. In either event, the judge of probate shall be
2 authorized to refer the question to the state department of
3 ~~social welfare~~ CHILDREN AND YOUTH SERVICES for its recommenda-
4 tions and approval relative to ALL OF THE FOLLOWING:

5 (1) The size of the district or number of counties to be
6 served. ~~—~~

7 (2) The size and type of buildings to be erected. ~~—, and~~

8 (3) The facilities and operating program to be provided in
9 ~~such~~ THE home.

10 Sec. 9. The state department of ~~social welfare~~ CHILDREN
11 AND YOUTH SERVICES shall supervise and inspect local and regional
12 facilities and places of detention for juveniles for the purpose
13 of obtaining facts ~~in a manner pertaining to~~ CONCERNING the
14 usefulness and proper management of ~~such~~ THE facilities AND
15 PLACES OF DETENTION, and in promoting proper, efficient, and
16 humane administration ~~thereof~~ OF THE FACILITIES AND PLACES OF
17 DETENTION, and shall promulgate rules and standards ~~with rela-~~
18 ~~tion thereto~~ CONCERNING THE FACILITIES AND PLACES OF DETENTION.
19 Any reasonable order with respect to such facility may be
20 enforced through mandamus or injunction by the circuit court of
21 the county where the facility is located, through proper proceed-
22 ings instituted by the attorney general on behalf of the depart-
23 ment OF CHILDREN AND YOUTH SERVICES. Any superintendent or
24 employee of any facility subject to inspection under the provi-
25 sions of this act, who shall refuse to admit any duly authorized
26 representative of the department of ~~social welfare~~ CHILDREN AND
27 YOUTH SERVICES for the purpose of visitation and inspection, or

1 who shall refuse or neglect to furnish the information required
2 by the ~~-said-~~ department OF CHILDREN AND YOUTH SERVICES, or its
3 duly authorized representative, shall be guilty of a
4 misdemeanor. The superintendent and staff of each place of
5 detention for juveniles shall keep ~~-such-~~ THE records with
6 respect to the operation of ~~-such-~~ THE place of detention as
7 ~~-shall-be-~~ prescribed by the department of ~~-social-welfare~~
8 CHILDREN AND YOUTH SERVICES.

9 Section 2. This amendatory act shall not take effect unless
10 all of the following bills of the 84th Legislature are enacted
11 into law:

12 (a) Senate Bill No. 956.

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14 (b) Senate Bill No. 957.

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16 (c) Senate Bill No. 958.

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18 (d) Senate Bill No. 959.

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20 (e) Senate Bill No. 960.

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22 (f) Senate Bill No. 961.

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24 (g) Senate Bill No. 962.

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26 (h) Senate Bill No. 963.

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1 (i) Senate Bill No. 964.

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3 (j) Senate Bill No. 965.

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5 (k) Senate Bill No. 966.

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7 (l) Senate Bill No. 967.

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9 (m) Senate Bill No. 968.

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11 (n) Senate Bill No. 969.

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13 (o) Senate Bill No. 970.

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15 (p) Senate Bill No. 971.

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17 (q) Senate Bill No. 973.

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19 (r) Senate Bill No. 974.

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21 Section 3. This amendatory act shall take effect October 1,
22 1988.