



SENATE BILL No. 311

EXECUTIVE BUDGET

February 16, 1995, Introduced by Senators SCHWARZ,
MC MANUS and CONROY and referred to the Committee on
Appropriations.

A bill to make appropriations for the department of public health for the fiscal year ending September 30, 1996; to provide for the expenditure of those appropriations; to provide for reports; to prescribe certain powers and duties of the department of public health; and to provide for the disposition of fees and other income received by the department of public health.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 101. There is appropriated for the department of public health
2 for the fiscal year ending September 30, 1996, from the following funds:

3 DEPARTMENT OF PUBLIC HEALTH

4 APPROPRIATION SUMMARY:

5 Unclassified positions 6.0

1	Permanent career FTE employees	1,315.0	
2	GROSS APPROPRIATION		\$ 660,106,700
3	Interdepartmental grant revenues:		
4	Total interdepartmental grants and		
5	intradepartmental transfers		23,515,500
6	ADJUSTED GROSS APPROPRIATION		\$ 636,591,200
7	Federal revenues:		
8	Total federal revenues		335,644,700
9	Special revenue funds:		
10	Total local revenues		242,700
11	Total private revenues		34,666,300
12	Total other state restricted revenues		78,489,600
13	State general fund/general purpose		\$ 187,547,900
14	EXECUTIVE SERVICES		
15	Unclassified positions		\$ 378,300
16	Executive administration		5,208,100
17	Contractual services, supplies, and materials		281,000
18	Building occupancy charges		368,200
19	Equipment		1,016,200
20	Rent		600,200
21	Utilities		1,364,700
22	Workers' compensation		424,200
23	Health planning		945,100
24	Joint MDPH/MDNR laboratory operations		960,200
25	Management information systems		7,033,300
26	Maternal and infant health data and evaluation		592,600
27	Minority health grants and contracts		650,000
28	Office of general services		3,672,300
29	Office of minority health		275,300

1	Vital records & health statistics	<u>5,420,100</u>
2	GROSS APPROPRIATION	\$ 29,189,800
3	Appropriated from:	
4	Interdepartmental grant revenues:	
5	IDG from MDSS	50,000
6	Intradepartmental transfer-automated data	
7	processing charges	3,927,000
8	Federal revenues:	
9	Total federal revenues	3,854,700
10	Special revenue funds:	
11	Fees and collections	2,123,100
12	Michigan health initiative fund	148,000
13	Tobacco tax revenue	256,500
14	State general fund/general purpose	\$ 18,830,500
15	INFECTIOUS DISEASE CONTROL ADMINISTRATION	
16	Infectious disease control administration	\$ 338,500
17	Contractual services, supplies, and materials	<u>22,100</u>
18	GROSS APPROPRIATION	\$ 360,600
19	Appropriated from:	
20	State general fund/general purpose	\$ 360,600
21	INFECTIOUS DISEASE CONTROL	
22	AIDS counseling and testing	\$ 3,467,400
23	AIDS education and outreach	1,912,600
24	AIDS program administration	1,006,000
25	AIDS referral and care network grants	4,931,200
26	AIDS surveillance and prevention program	2,835,300
27	Disease surveillance	370,800
28	Division administration	465,000
29	Immunization local agreements	18,610,700

1	Immunization program management and field	
2	support	2,092,500
3	Lyme disease grant	75,000
4	National vaccine compensation fund	5,854,200
5	Sexually transmitted disease control local	
6	agreements	2,205,700
7	Sexually transmitted disease control management	
8	and field support	2,383,400
9	Recalcitrant AIDS and tuberculosis aid	162,000
10	Tuberculosis control program	<u>860,900</u>
11	GROSS APPROPRIATION	\$ 47,232,700
12	Appropriated from:	
13	Interdepartmental grant revenues:	
14	IDG from MDSS	1,065,000
15	Federal revenues:	
16	Total federal revenues	32,344,000
17	Special revenue funds:	
18	Local funds	242,700
19	Private funds	75,000
20	Michigan health initiative fund	4,550,800
21	Tobacco tax revenue	2,574,300
22	Vaccine sales and processing revenue	2,416,800
23	State general fund/general purpose	\$ 3,964,100
24	LABORATORY SERVICES	
25	Laboratory services administration	\$ 5,949,700
26	Contractual services, supplies, and materials	1,766,800
27	EPSDT blood lead screening	661,300
28	Newborn genetic screening	<u>1,765,700</u>
29	GROSS APPROPRIATION	\$ 10,143,500

1 Appropriated from:

2 Interdepartmental grant revenues:

3 IDG from MDOC 137,500

4 IDG from MDSS 661,300

5 Federal revenues:

6 Total federal revenue 150,000

7 Special revenue funds:

8 Fees and collections 2,833,900

9 State general fund/general purpose \$ 6,360,800

10 BIOLOGIC PRODUCTS

11 Biologic products administration \$ 3,315,100

12 Contractual services, supplies, and materials 915,400

13 Biologic products processing 8,127,500

14 Contracts for projects 1,052,900

15 GROSS APPROPRIATION \$ 13,410,900

16 Appropriated from:

17 Interdepartmental grant revenues:

18 IDG from MDSS 55,400

19 Federal revenues:

20 Total federal revenue 1,120,000

21 Special revenue funds:

22 Red cross contract and processing revenues 725,000

23 Biologic products sales and other revenues 8,535,200

24 State general fund/general purpose \$ 2,975,300

25 ENVIRONMENTAL HEALTH ADMINISTRATION AND SUPPORT SERVICES

26 Environmental health administration \$ 381,900

27 Contractual services, supplies, and materials 21,300

28 Health risk assessment 4,317,500

29 GROSS APPROPRIATION \$ 4,720,700

1	Appropriated from:	
2	Interdepartmental grant revenues:	
3	IDG from MDNR	460,000
4	Federal revenues:	
5	Total federal revenue	2,275,000
6	Special revenue funds:	
7	Fees and collections	55,100
8	State general fund/general purpose	\$ 1,930,600
9	COMMUNITY ENVIRONMENTAL HEALTH	
10	Community environmental administration	\$ 6,998,100
11	Contractual services, supplies, and materials	341,400
12	Implementation of environmental response act	10,500,000
13	Medical waste program	360,300
14	Migrant labor housing fund	75,000
15	Water laboratory certification program	165,000
16	Water supply program	169,600
17	Water system monitoring program	<u>5,699,000</u>
18	GROSS APPROPRIATION	\$ 24,308,400
19	Appropriated from:	
20	Interdepartmental grant revenues:	
21	IDG from MDNR	10,500,000
22	Federal revenues:	
23	Total federal revenue	3,522,300
24	Special revenue funds:	
25	Fees and collections	4,540,900
26	State general fund/general purpose	\$ 5,745,200
27	OCCUPATIONAL HEALTH	
28	Occupational health standards commission	
29	(\$50 per diem and related expenses)	\$ 9,300

1	Occupational health administration	4,684,900
2	Contractual services, supplies, and materials . .	243,400
3	Asbestos and lead abatement program	3,276,400
4	Dry cleaning program	305,700
5	Employer/employee education and training	584,700
6	Occupational risk reporting system	<u>165,800</u>
7	GROSS APPROPRIATION	\$ 9,270,200
8	Appropriated from:	
9	Interdepartmental grant revenues:	
10	IDG from MDOL	320,100
11	Federal revenues:	
12	Total federal revenue	5,723,500
13	Special revenue funds:	
14	Fees and collections	952,100
15	State general fund/general purpose	\$ 2,274,500
16	RADIOLOGICAL HEALTH	
17	Radiological health administration	\$ 2,016,700
18	Contractual services, supplies, and materials . .	128,500
19	Radiological health projects	<u>1,240,800</u>
20	GROSS APPROPRIATION	\$ 3,386,000
21	Appropriated from:	
22	Interdepartmental grant revenues:	
23	IDG from MDCOM, public service commission	555,800
24	Federal revenues:	
25	Total federal revenues	789,800
26	Special revenue funds:	
27	Fees and collections	1,234,900
28	Sale of publications	4,500
29	State general fund/general purpose	\$ 801,000

1	HEALTH SYSTEMS ADMINISTRATION		
2	Health systems administration	\$	15,108,500
3	Contractual services, supplies, and materials . .		568,400
4	Administrative hearings		207,800
5	Clinical laboratory improvement		2,945,600
6	Emergency medical services program state staff . .		1,087,400
7	Fire safety inspection		175,000
8	Health facilities management information		
9	system		613,400
10	Local health services		372,200
11	Primary care services grant		167,600
12	Training and evaluation		<u>320,000</u>
13	GROSS APPROPRIATION	\$	21,565,900
14	Appropriated from:		
15	Interdepartmental grant revenues:		
16	IDG from MDTR, Michigan state hospital		
17	finance authority		93,400
18	Federal revenues:		
19	Total federal revenue		12,903,400
20	Special revenue funds:		
21	Fees and collections		2,566,000
22	Tobacco tax revenue		468,500
23	State general fund/general purpose	\$	5,534,600
24	HEALTH SYSTEMS LOCAL GRANTS		
25	Communities first	\$	191,000
26	Emergency medical services grants and		
27	contracts		962,100
28	Indian health care		309,500
29	Local public health infrastructure		825,300

1	Local public health surveillance	2,275,000
2	Michigan essential health care provider program .	1,229,100
3	Primary care services	1,872,200
4	Refugee health program	142,300
5	Rural health grant	168,800
6	State/local cost sharing	<u>33,387,300</u>
7	GROSS APPROPRIATION	\$ 41,362,600
8	Appropriated from:	
9	Interdepartmental grant revenues:	
10	IDG from MDSS	190,000
11	Federal revenues:	
12	Total federal revenue	3,136,900
13	Special revenue funds:	
14	Private funds	40,000
15	Tobacco tax revenue	2,775,000
16	State general fund/general purpose	\$ 35,220,700
17	CENTER FOR HEALTH PROMOTION	
18	AIDS and risk reduction clearinghouse and	
19	media campaign	\$ 1,700,000
20	Alzheimer's information network	150,000
21	Cancer prevention and control program	6,962,000
22	Center administration	323,100
23	Chronic disease prevention	9,365,600
24	Diabetes local agreements	227,400
25	Employee wellness program grants (include	
26	\$50.00 per diem and expenses for the risk	
27	reduction and AIDS policy commission)	2,450,000
28	Health education, promotion, and research	
29	programs	1,995,900

1	Injury control intervention project	324,800
2	Physical fitness, nutrition, and health	1,750,000
3	Public health traffic safety coordination	152,600
4	School health curriculum	2,000,000
5	School health education project	80,000
6	Smoking prevention program	1,487,500
7	Spinal cord and traumatic brain injury	
8	registry	50,000
9	Survey and analysis	471,800
10	Tobacco free Michigan	4,909,300
11	Violence prevention	<u>2,634,600</u>
12	GROSS APPROPRIATION	\$ 37,034,600
13	Appropriated from:	
14	Federal revenues:	
15	Total federal revenue	11,299,100
16	Special revenue funds:	
17	Private funds	17,500
18	Michigan health initiative fund	4,874,000
19	Sales of publications	45,000
20	Tobacco tax revenue	16,921,300
21	State general fund/general purpose	\$ 3,877,700
22	BUREAU OF CHILD AND FAMILY SERVICES	
23	Child and family services administration	\$ 6,080,300
24	Contractual services, supplies, and materials	1,327,100
25	Automated data processing	2,905,100
26	Special projects	<u>1,794,300</u>
27	GROSS APPROPRIATION	\$ 12,106,800
28	Appropriated from:	
29	Federal revenues:	

1	Total federal revenue	9,451,400
2	Special revenue funds:	
3	Private funds	213,000
4	Tobacco tax revenue	155,100
5	State general fund/general purpose	\$ 2,287,300
6	CHILD AND FAMILY SERVICES GRANTS	
7	Adolescent health care services	\$ 2,892,300
8	Child and adult respite care reimbursement to	
9	the department of mental health	2,500,000
10	Dental programs	310,400
11	Early and periodic screening, diagnosis, and	
12	treatment outreach	8,200,000
13	Family planning local agreements	7,492,600
14	Healthy Michigan for children - reimbursement to	
15	the department of management and budget	1,000,000
16	Infant and child support services - reimbursement	
17	to the department of social services	2,000,000
18	Lead paint program	491,800
19	Local maternal and child health services	1,271,200
20	Maternity, infant, and children's health	
21	care local agreements	7,034,700
22	Migrant health care	166,100
23	Poison control	300,000
24	Pregnancy prevention program	7,243,100
25	Prenatal care community demonstration projects	58,200
26	Prenatal care outreach and service	
27	delivery support	8,462,100
28	Sudden infant death syndrome program	121,300
29	Women, infants, and children program local	

1	agreements and food costs	<u>137,491,700</u>
2	GROSS APPROPRIATION	\$ 187,035,500
3	Appropriated from:	
4	Interdepartmental grant revenues:	
5	IDG from MDSS	4,800,000
6	Federal revenues:	
7	Total federal revenue	125,571,100
8	Special revenue funds:	
9	Private funds	532,400
10	Private-WIC food program formula rebates	33,332,500
11	Tobacco tax revenue	13,150,000
12	State general fund/general purpose	\$ 9,649,500
13	CHILDREN'S SPECIAL HEALTH CARE SERVICES	
14	Program administration	\$ 5,086,700
15	Contractual services, supplies, and materials	888,400
16	Amputee program	184,600
17	Bequests for care and services	810,500
18	Case management services	3,923,500
19	Conveyor contract	489,100
20	Medical care and treatment	102,984,100
21	Pediatric AIDS prevention and control	582,200
22	Sickle cell and other genetic services	<u>1,729,400</u>
23	GROSS APPROPRIATION	\$ 116,678,500
24	Appropriated from:	
25	Interdepartmental grant revenues:	
26	IDG from MDMH	700,000
27	Federal revenues:	
28	Total federal revenue	57,050,100
29	Special revenue funds:	

1	Private-bequests	455,900
2	Fees and collections	5,023,600
3	State general fund/general purpose	\$ 53,448,900
4	SUBSTANCE ABUSE PROGRAM ADMINISTRATION	
5	Substance abuse program administration	\$ 2,302,400
6	Contractual services, supplies, and materials	137,900
7	Federal projects	<u>1,384,300</u>
8	GROSS APPROPRIATION	\$ 3,824,600
9	Appropriated from:	
10	Federal revenues:	
11	Total federal revenue	1,261,400
12	Special revenue funds:	
13	State license and fine revenues	200,000
14	State general fund/general purpose	\$ 2,363,200
15	SUBSTANCE ABUSE GRANTS AND CONTRACTS	
16	Chemically-dependent pregnant women and	
17	children program	\$ 2,100,000
18	Community substance abuse prevention,	
19	education, and treatment grants	63,519,600
20	Federal and other special projects	7,011,700
21	Highway safety projects	337,200
22	Medicaid reimbursement for substance abuse	
23	services	17,769,300
24	Program enhancement, evaluation, and data	
25	services	1,137,600
26	State disability assistance program	
27	substance abuse services	<u>6,600,000</u>
28	GROSS APPROPRIATION	\$ 98,475,400
29	Appropriated from:	

1	Federal revenues:	
2	Total federal revenue	65,192,000
3	Special revenue funds:	
4	State license and fine revenues	1,360,000
5	State general fund/general purpose	\$ 31,923,400

6 **GENERAL SECTIONS**

7 Sec. 201. The expenditures and funding sources authorized under
8 this bill are subject to the management and budget act, Act No. 431 of
9 the Public Acts of 1984, being sections 18.1101 to 18.1594 of the
10 Michigan Compiled Laws.

11 Sec. 202. (1) The amounts appropriated from one fund to another
12 fund shall be authorized pursuant to annual appropriations within the
13 departments responsible for each fund's appropriations.

14 (2) Funds for which the state is acting as the custodian or agent
15 are not subject to annual appropriation.

16 Sec. 203. (1) The number of permanent career FTE employees shall
17 not exceed the number listed in section 101 of this bill unless an
18 exception has been granted by the director of the department of
19 management and budget. Exceptions shall only be given if failure to
20 fill the positions will result in rendering the department unable to
21 deliver basic services, cause a loss of revenue to the state, or
22 necessitate additional expenditures that exceed savings from
23 maintaining a vacancy. On the fifteenth of each month, the department
24 of management and budget shall report to the house and senate
25 appropriations committees and the governor any exceptions that have
26 been granted in the preceding month.

27 (2) Permanent career appointments shall be used as defined by the
28 civil service commission.

29 (3) The number of FTEs to be funded by each individual line item

1 amount shall be determined by the department within the overall limit
2 on permanent career FTEs for the department.

3 Sec. 204. (1) Any federal, local, private, or state restricted
4 funds received by a department in addition to the amount appropriated
5 in section 101, are appropriated.

6 (2) Funds appropriated in subsection (1) totalling less than
7 \$50,000.00 during the fiscal year from any one source may be expended
8 for the purposes for which the funds were made available. Receipt of
9 these funds shall be reported to the senate and house appropriations
10 committees and the house and senate fiscal agencies within thirty days
11 after the close of each fiscal quarter.

12 (3) Funds appropriated in subsection (1) totalling \$50,000.00 or
13 more during the fiscal year are not available for expenditure until
14 they have been transferred to another line item in this act through an
15 administrative transfer as defined in section 393(1) of Act No. 431 of
16 the Public Acts of 1984, as amended, being section 18.1393(1) of the
17 Michigan Compiled Laws.

18 Sec. 205. The department of civil service shall bill departments
19 and/or agencies at the end of the first fiscal quarter for the 1%
20 charges authorized by section 5 of Article XI of the State Constitution
21 of 1963. Payments shall be made for the total amount of the billing by
22 the end of the second fiscal quarter.

23 Sec. 206. As used in this act:

24 (a) "AIDS" means acquired immunodeficiency syndrome.

25 (b) "Department" or "MDPH" means the Michigan department of public
26 health.

27 (c) "EPSDT" means early and periodic screening, diagnosis, and
28 treatment.

29 (d) "HIV" means human immunodeficiency virus.

30 (e) "IDG" means interdepartmental grant.

1 (f) "MDCOM" means the Michigan department of commerce.

2 (g) "MDMH" means the Michigan department of mental health.

3 (h) "MDNR" means the Michigan department of natural resources.

4 (i) "MDOC" means the Michigan department of corrections.

5 (j) "MDOL" means the Michigan department of labor.

6 (k) "MDSS" means the Michigan department of social services.

7 (l) "MDTR" means the Michigan department of treasury.

8 (m) "WIC" means women, infants, and children.

9 Sec. 207. Basic health services for the fiscal year beginning
10 October 1, 1995, for the purpose of part 23 of the public health code,
11 Act No. 368 of the Public Acts of 1978, being sections 333.2301 to
12 333.2321 of the Michigan Compiled Laws, are those described by the
13 department in its proposed program statement dated October 16, 1981,
14 and in the "prenatal postpartum care, proposed basic health service
15 program statement" included in the department document entitled "A Study
16 of Prenatal Care as a Basic Service," dated March 1, 1986, and for
17 which the legislature has made funds available in amounts necessary to
18 ensure their availability and accessibility or a subsequent list of
19 services developed pursuant to proposed changes in the public health
20 code, Act No. 368 of the Public Acts of 1978, should these changes
21 become effective during fiscal year 1995-96. The services described in
22 the statement are: immunizations, communicable disease control,
23 venereal disease control, tuberculosis control, prevention of gonorrhea
24 eye infection in newborns, screening newborns for phenylketonuria,
25 screening newborns for hypothyroidism, health/medical annex of
26 emergency preparedness plan, licensing and surveillance of agricultural
27 labor camps, and prenatal care. If a subsequent service list is
28 developed, it shall be submitted to the members of the senate and house
29 appropriations subcommittees on public health, the senate and house
30 fiscal agencies, and the department of management and budget, who will

1 have 30 days to review and comment prior to implementation.

2 Sec. 208. If the revenue collected by the department from fees and
3 collections exceeds the amount appropriated in section 101, the revenue
4 may be carried forward into the subsequent fiscal year. The revenue
5 carried forward under this section shall be used as the first source of
6 funds in the subsequent fiscal year.

7 Sec. 209. The department shall not pay for a billing received from
8 a contractor or service provider that is submitted more than 12 months
9 after the bill for goods or services is provided.

10 Sec. 210. The department may contract with the Michigan public
11 health institute for the design and implementation of projects and for
12 other public health related activities prescribed in section 2611 of
13 the public health code, Act No. 368 of the Public Acts of 1978, being
14 section 333.2611 of the Michigan Compiled Laws. The department may
15 develop a master agreement with the institute for up to a 3-year period
16 to carry out these purposes. The department shall report on projects to
17 be carried out by the institute, expected project duration, and project
18 cost by November 1, 1995 and May 1, 1996 to the house and senate
19 appropriations subcommittees on public health, senate and house fiscal
20 agencies, and the department of management and budget. For the purposes
21 of this section, the Michigan public health institute shall be
22 considered a public health agency.

23 Sec. 211. The healthy Michigan fund act requires that healthy
24 Michigan funds shall be utilized to improve the public health of the
25 citizens of Michigan. All unexpended funds shall lapse to the healthy
26 Michigan fund and be available for appropriation in the following
27 fiscal year.

28 Sec. 212. The department of public health shall develop request for
29 proposal guidelines for funds to be distributed under the tobacco tax.
30 The guidelines shall provide opportunities for funding by

1 nongovernmental agencies. The department shall not specify funding for
2 any particular type of organization, except that line item that is
3 identified as funding for local health departments. Where line item
4 appropriations are awarded through a request for proposal process, the
5 most appropriate agency or agencies agreeing to meet the department's
6 guidelines shall be chosen. Local health departments may be offered
7 the opportunity to administer funds to community based organizations,
8 when the local health department is deemed appropriate and agrees to
9 administer the contract in accordance with the department's guidance.

10 Sec. 213. The state departments, agencies, and commissions
11 receiving Healthy Michigan funds from section 101 shall report
12 quarterly beginning October 1, 1995, to the senate and house
13 appropriations committees, the senate and house fiscal agencies, and
14 the department of management and budget on the following:

15 (a) Detailed spending plan by appropriation line item including
16 description of programs.

17 (b) Allocations from funds appropriated under these sections.

18 (c) Description of allocations or bid processes including need or
19 demand indicators used to determine allocations.

20 (d) Eligibility criteria for program participation and maximum
21 benefit levels where applicable.

22 (e) Outcome measures to be used to evaluate programs.

23 (f) Any other information deemed necessary by the house or senate
24 appropriations committees or the department of management and budget.

25 Sec. 214. The use of state restricted tobacco tax revenue received
26 for the purpose of tobacco prevention, education, and reduction efforts
27 and deposited in the healthy Michigan fund shall not be used for
28 lobbying as defined in Act No. 472 of the Public Acts of 1978, being
29 sections 4.411 to 4.431 of the Michigan Compiled Laws.

30 Sec. 215. In order to achieve the savings assumed in section 101,

1 the department shall initiate a transition to managed care service
2 delivery systems, and where appropriate, to capitated service systems
3 in the medicaid substance abuse and the children's special health care
4 services program.

5 Sec. 216. From the funds appropriated in section 101 such payments
6 of wages and salaries as are made for classified state employees shall
7 be made in accordance with applicable laws, rules, and regulations of
8 the civil service commission. The funds identified in section 101 for
9 unclassified employees are based upon prior year levels adjusted
10 consistent with pay plan recommendations for non-exclusively
11 represented employees (NEREs) of the civil service commission, except
12 in the case of department directors and heads of type I agencies, where
13 the funds provided are in an amount equal the standards established by
14 the civil service commission as the maximum pay for state executive
15 service classification 20 and state executive service classification 18
16 employees, respectively. Although the funds identified in section 101
17 for unclassified employees are based upon the standards set forth
18 above, the exact salaries of individual unclassified employees shall be
19 set by the appointing authority, not to exceed the state executive
20 service classification 20 maximum payment in the case of a department
21 director, or the state executive service classification 18 maximum
22 payment in the case of a head of a type I agency. The salaries of
23 individual unclassified employees shall be a matter of public record.

24 **EXECUTIVE SERVICES**

25 Sec. 301. Of the amount appropriated in section 101 from revenues
26 from fees and collections, not more than \$250,000.00 received from the
27 sale of vital records death data shall be used for improvements in the
28 vital records and health statistics program. The amount described in
29 this section shall not revert to the general fund at the end of the
30 fiscal year ending September 30, 1996.

1 INFECTIOUS DISEASE CONTROL

2 Sec. 401. State funds appropriated in any other account in section
3 101 may be used to supplant not more than \$350,000.00 in federal funds
4 projected for immunization, if the federal funds are unavailable. The
5 department shall inform the senate and house appropriations
6 subcommittees on public health, senate and house fiscal agencies, and
7 the department of management and budget of the specific line items
8 reduced pursuant to this section.

9 Sec. 402. In the expenditure of funds appropriated in section 101
10 for AIDS programs, the department and its subcontractors shall ensure
11 that adolescents receive priority for prevention, education, and
12 outreach services.

13 Sec. 403. In developing and implementing AIDS provider education
14 activities, the department may provide funding to the Michigan state
15 medical society to continue to serve as lead agency to convene a
16 consortium of health care providers, to design needed educational
17 efforts, to fund other statewide provider groups, and to ensure
18 implementation of these efforts, in accordance with a plan approved by
19 the department.

20 Sec. 404. If an employee of the department of corrections comes in
21 contact with a prisoner and that contact involves the risk of exposure
22 to the prisoner's blood or bodily fluids, upon the employee's request
23 the department shall inform the employee of the results of the
24 prisoner's HIV test if known by the department.

25 COMMUNITY ENVIRONMENTAL HEALTH

26 Sec. 501. The department shall review and certify laboratories used
27 or intended for use in the testing of water from public water supplies
28 in accordance with section 11 of the safe drinking water act, Act No.
29 399 of the Public Acts of 1976, being section 325.1011 of the Michigan
30 Compiled Laws. The department may contract with the national sanitation

1 foundation, international, to assist in administering this section.

2 Sec. 502. (1) The department shall not reimburse a claim by an
3 operator of an agricultural labor camp pursuant to sections 12431 and
4 12432 of the public health code, Act No. 368 of the Public Acts of
5 1978, being sections 333.12431 and 333.12432 of the Michigan Compiled
6 Laws, from the amount appropriated in section 101 for migrant labor
7 housing grants, until that portion of the labor camp utilized for
8 migrant housing is in compliance with all state statutes and rules
9 pertaining to the licensure of migrant labor camps as determined by
10 on-site inspections both before and after occupancy.

11 (2) The amount appropriated in section 101 for migrant labor
12 housing grants expended by the department for remodeling projects shall
13 only be expended on remodeling projects started after January 1, 1987.
14 The department of public health shall report before February 1, 1996 to
15 the department of management and budget, the senate and house
16 appropriations subcommittees on public health, and the senate and house
17 fiscal agencies on the utilization of the program and program
18 expenditures. The report shall include the name of each agricultural
19 labor camp that received a grant, the amount of the grant for each
20 agricultural labor camp, and a summary of the improvements that were
21 made.

22 (3) An agricultural labor camp operator receiving a grant from the
23 department for remodeling from the amount appropriated in section 101
24 for migrant labor housing grants shall not do either of the following:

25 (a) Convert a migratory housing unit that has been remodeled with
26 grant funding to a use other than for migratory housing within 3 years
27 after receipt of the grant.

28 (b) Charge rent to an occupant of a migratory housing unit that has
29 been remodeled with grant funding within 3 years after receipt of the
30 grant.

1 (4) If an agricultural labor camp operator violates subsection (3),
2 the department shall institute proceedings to recover the grant funds
3 from the operator.

4 (5) The department may also expend the amount appropriated in
5 section 101 for migrant labor housing grants for construction of new
6 migrant labor housing. Project grants shall not exceed \$2,000.00 per
7 unit. An applicant is not eligible for more than a \$10,000.00 grant in
8 any fiscal year. Units shall be equivalent in construction to units
9 approved by the farmers home administration for low interest
10 construction loans and shall be not less than 484 square feet in size
11 with a minimum of 1 bedroom, a kitchen, flush toilet, lavatory, and
12 bathing facilities.

13 (6) In administering the grants for new migrant housing, the
14 department shall use application, agreement, claim, and payment
15 procedures set forth in R 325.3635 to R 325.3641 of the Michigan
16 administrative code.

17 (7) Effective October 1, 1995 only one valid matching grant
18 application and/or one valid new migrant labor housing grant
19 application per camp is allowed to be on file with the department. All
20 other grant applications are to be voided.

21 **HEALTH SYSTEMS LOCAL GRANTS**

22 Sec. 601. The amount appropriated in section 101 for state/local
23 cost sharing may be used for special grants to local health departments
24 to satisfy minimum funding levels prescribed by section 2477 of the
25 public health code, Act No. 368 of the Public Acts of 1978, being
26 section 333.2477 of the Michigan Compiled Laws, and any other
27 authorized supplement. The special grants shall not exceed a total of
28 \$250,000.00. If proposed changes to sections 2471 to 2498 of the public
29 health code, Act No. 368 of the Public Acts of 1978, being sections
30 333.2471 to 333.2498 of the Michigan Compiled Laws, are enacted during

1 fiscal year 1995-96, the department shall adjust funding from the
2 amount appropriated in section 101 for state/local cost sharing to
3 comply with the revisions in the public health code.

4 Sec. 602. If a county receiving funding from the amount
5 appropriated in section 101 for local public health infrastructure is
6 part of a district health department or in an associated arrangement
7 with other local health departments on June 1, 1992 and then ceases to
8 be part of such an arrangement, the allocation to that county from the
9 local public health infrastructure appropriation shall be reduced by
10 50% from the amount originally allocated.

11 Sec. 603. Of the amount appropriated in section 101 for state/local
12 cost sharing, \$16,308,100 is an increase from fiscal year 1993-94.
13 Distributions from the increased appropriation shall be made only in
14 the counties that maintain local spending in fiscal year 1995-96 of at
15 least the amount expended in fiscal year 1992-93.

16 Sec. 604. (1) Funds appropriated in section 101 for state/local
17 cost sharing shall be allocated as follows:

18 (a) To reimburse local health departments on a 50% basis of the net
19 allowable costs for providing the following nine required services:
20 immunizations, infectious disease control, sexually transmitted disease
21 control, hearing screening, vision services, food protection, public
22 water supply, private groundwater supply, and on-site sewage
23 management.

24 (b) To be allocated as grants for core services based upon an
25 agreed modified formula.

26 (c) To be allocated as public health improvement block grants to
27 insure that all local health departments will be held harmless.

28 (2) The department shall report by April 1, 1996 to the senate and
29 house subcommittees on public health, senate and house fiscal agencies,
30 and the department of management and budget a list of the funding

1 schedule for the nine required services, core service grants, and
2 public health improvement block grants to local health departments.

3 (3) If a subsequent list of services is developed pursuant to
4 proposed changes in the public health code, Act No. 368 of the Public
5 Acts of 1978, should these changes become effective during fiscal year
6 1995-96, it shall be submitted to the members of the senate and house
7 appropriations subcommittee on public health, the senate and house
8 fiscal agencies, and the department of management and budget, who will
9 have 30 days to review and comment prior to implementation.

10 **CENTER FOR HEALTH PROMOTION**

11 Sec. 701. From the state funds appropriated in section 101 for the
12 center for health promotion, the department shall allocate funds to
13 promote awareness, education, and early detection of breast, cervical,
14 and prostate cancer, and provide for other health promotion media
15 activities.

16 Sec. 702. Of the amount appropriated in section 101 for the spinal
17 cord and traumatic brain injury registry, no less than \$35,000.00 shall
18 be provided to the southeastern Michigan spinal cord injury system
19 (SMSCIS) for the design and implementation of a spinal cord and
20 traumatic brain injury registry if SMSCIS submits a proposal that is
21 acceptable to the department.

22 Sec. 703. (1) The amount appropriated in section 101 for the school
23 health curricula shall be allocated in 1995-96 to provide grants to or
24 contract with certain districts and intermediate districts for the
25 provision of a school health education curriculum. Provision of the
26 curriculum, such as the Michigan model or another comprehensive school
27 health education curriculum, shall be in accordance with the health
28 education goals established by the Michigan model for the comprehensive
29 school health education state steering committee. The state steering
30 committee shall be comprised of a representative from each of the

1 following offices and departments:

2 (a) The department of education.

3 (b) The department of mental health.

4 (c) The department of public health.

5 (d) The office of substance abuse services in the department of
6 public health.

7 (e) The department of social services.

8 (f) The department of state police.

9 (2) Upon written or oral request, a pupil not less than 18 years of
10 age or a parent or legal guardian of a pupil less than 18 years of age,
11 within a reasonable period of time after the request is made, shall be
12 informed of the content of a course in the health education curriculum
13 and may examine textbooks and other classroom materials that are
14 provided to the pupil or materials that are presented to the pupil in
15 the classroom. This subsection does not require a school board to
16 permit pupil or parental examination of test questions and answers,
17 scoring keys, or other examination instruments or data used to
18 administer an academic examination.

19 Sec. 704. Of the funds appropriated in section 101 for Alzheimer's
20 information network, the department shall allocate funds to regional
21 information and referral centers, to be used only for information and
22 referral services.

23 Sec. 705. The department shall ensure that outreach networks
24 supported with funds appropriated in section 101 for chronic disease
25 prevention shall cover a regional area that would serve more than 3
26 counties or two or more health departments.

27 Sec. 706. The funds appropriated in section 101 for physical
28 fitness, nutrition, and health shall not be used for per diem
29 reimbursement to members of the governor's council on physical fitness.

30 Sec. 707. The funds appropriated in section 101 for physical

1 fitness, nutrition, and health shall be distributed for the purpose of
2 lifetime physical fitness. These activities shall include, but are not
3 limited to, walking, jogging, aerobics, swimming, bicycling, weight
4 training, stretching, cross country skiing, and dance. The funds shall
5 not be used to support team sports activities.

6 Sec. 708. Of the funds appropriated in section 101 for tobacco free
7 Michigan, not less than \$50,000.00 shall be allocated for prenatal
8 smoking cessation programs.

9 Sec. 709. From the funds appropriated in section 101 for tobacco
10 free Michigan, a maximum of 2.5% shall be allocated to adolescent
11 health care centers that currently provide smoking prevention programs.
12 These funds shall be distributed under the current adolescent health
13 center allocation formula.

14 Sec. 710. (1) The funds appropriated in section 101 for violence
15 prevention shall be used for, but not be limited to, the following:

16 (a) Programs aimed at the prevention of spouse, partner, or child
17 abuse and rape.

18 (b) Programs aimed at the prevention of workplace violence.

19 (2) The emphasis of programs supported with the funds appropriated
20 in section 101 for violence prevention and for the state coordinating
21 council on violence shall be on prevention.

22 (3) In awarding grants from the amounts appropriated in section 101
23 for violence prevention, the department shall give equal consideration
24 to public and private nonprofit applicants.

25 Sec. 711. From the funds appropriated in section 101 for physical
26 fitness, nutrition, and health, up to \$1,000,000.00 may be allocated to
27 the Michigan physical fitness and sports foundation. The allocation to
28 the Michigan physical fitness and sports foundation is contingent upon
29 the foundation providing at least a 20% match.

30 **CHILD AND FAMILY SERVICES GRANTS**

1 Sec. 801. The department shall review the basis for the
2 distribution of funds to local health departments and other public and
3 private agencies for the women, infants, and children food supplement
4 program; family planning; early and periodic screening, diagnosis, and
5 treatment program; and prenatal care outreach and service delivery
6 support program and indicate the basis upon which any projected
7 underexpenditures by local public and private agencies shall be
8 reallocated to other local agencies that demonstrate need.

9 Sec. 802. (1) Agencies receiving funds appropriated from section
10 101 for adolescent health care services shall meet all of the following
11 criteria:

12 (a) Require each adolescent health clinic funded by the agency to
13 report to the department on an annual basis all of the following
14 information:

15 (i) Funding sources of the adolescent health clinic.

16 (ii) Demographic information of populations served including sex,
17 age, and race.

18 (iii) Utilization data that reflects the number of visits and
19 repeat visits and types of services provided per visit.

20 (iv) Types and number of referrals to other health care agencies.

21 (b) Require each local school board funded by the agency to
22 establish a local advisory committee before the planning phase of an
23 adolescent health clinic intended to provide services within that
24 school district. The advisory committee shall be comprised of not less
25 than 50% residents of the local school district, and shall not be
26 comprised of more than 50% health care providers. A person who is
27 employed by the sponsoring agency shall not have voting privileges as a
28 member of the advisory committee. All advisory committee meetings shall
29 be open to the public with at least a one-week notice of the meeting
30 date published in the local newspaper.

1 (c) Not allow an adolescent health clinic funded by the agency, as
2 part of the services offered, to provide abortion counseling or
3 services, or to make referrals for abortion services.

4 (d) If a local advisory committee established under subdivision (b)
5 recommends that family planning be provided as a service, require that
6 any public information brochure include family planning in its
7 description of the entire array of services provided by the adolescent
8 health clinic.

9 (e) Require each adolescent health clinic funded by the agency to
10 have a written policy on parental consent, developed by the local
11 advisory committee and submitted to the local school board for approval
12 if the services are provided in a building where instruction is
13 provided in grades kindergarten through 12.

14 (2) A local advisory committee established under subsection (1)(b),
15 in cooperation with the sponsoring agency, shall submit written
16 recommendations regarding the implementation and types of services
17 rendered by an adolescent health clinic to the local school board for
18 approval of adolescent health services rendered in a building where
19 instruction is provided in grades kindergarten through 12.

20 (3) The department shall submit a report to the members of the
21 senate and house appropriations subcommittees on public health, senate
22 and house fiscal agencies, and the department of management and budget
23 based on the information provided under subsection (1)(a). The report
24 is due 90 days after the end of the calendar year.

25 Sec. 803. Of the funds appropriated in section 101 for adolescent
26 health care services, \$1,840,830.00 shall be allocated to teen centers
27 as follows: \$90,000.00 base funding, and of the remaining funding 25%
28 distributed on the number of users, 50% distributed on the number of
29 visits, and 25% distributed on the number of services. This formula
30 does not apply to the alternative models.

1 Sec. 804. Before April 1, 1996, the department shall submit a
2 report to the members of the house and senate appropriations
3 subcommittees on public health, the house and senate fiscal agencies,
4 and the department of management and budget on planned allocations from
5 the amounts appropriated in section 101 for maternity, infant, and
6 children's health care local agreements, prenatal care outreach and
7 service delivery support, family planning local agreements, and
8 pregnancy prevention program. Using applicable federal definitions, the
9 report shall include information on all of the following:

10 (a) Funding allocations.

11 (b) Basis for grantee selection.

12 (c) Expected cost per client served by grantee.

13 (d) Number of women, children, and/or adolescents expected to be
14 served.

15 (e) Expected first and third party collections by source of
16 payment.

17 (f) The extent to which grantees meet federal indicators, when
18 applicable.

19 (g) Actual numbers served and amounts expended in the categories
20 described in subdivisions (a) to (e) for the fiscal year 1994-95.

21 Sec. 805. For all programs for which an appropriation is made in
22 section 101 for child and family services grants, the department shall
23 contract with those local public and private nonprofit agencies best
24 able to serve clients. Factors to be used by the department in
25 evaluating agencies under this section shall include ability to serve
26 high-risk population groups; ability to serve low-income clients, where
27 applicable; availability of, and access to, service sites; management
28 efficiency; cost effectiveness; and ability to meet federal standards,
29 where applicable.

30 Sec. 806. Each family planning program receiving federal title X

1 family planning funds shall be in compliance with all performance and
2 quality assurance indicators that the United States department of
3 health and human services, public health service specifies as its
4 common reporting requirements. An agency not in compliance with the
5 indicators shall not receive supplemental or reallocated funds.

6 Sec. 807. Of the amount appropriated in section 101 for prenatal
7 care outreach and service delivery support, not more than 10% shall be
8 expended for local administration, data processing, and evaluation.

9 Sec. 808. The funds appropriated in section 101 for adolescent
10 health care services shall not be used to fund grants for planning for
11 or community coordination of additional adolescent health care
12 programs.

13 Sec. 809. A clinic, institution, or other health facility receiving
14 state funding for family planning purposes shall provide to a client
15 seeking family planning services, at initial contact, a pamphlet
16 containing educational information to assist the patient in making
17 responsible parenting decisions. The pamphlet shall include, but not be
18 limited to, information regarding the physical, financial, and time
19 commitment involved in parenting. The pamphlets required by this
20 section shall be provided by the department. The pamphlets shall be
21 written in English and in clear, nontechnical terms. Copies of the
22 pamphlets shall also be printed in Spanish and distributed upon request
23 to the clinics, institutions, and other health facilities described in
24 this section.

25 Sec. 810. The department is authorized to pursue reimbursement for
26 family planning services for persons at or below 185% of the federal
27 poverty level from the federal Medicaid program. If the department
28 receives such approval from the federal government, the department may
29 receive and expend available federal funding to enhance or expand
30 family planning services. Any such enhancement or expansion shall not

1 result in general fund/general purpose expenditures more than existing
2 general fund/general purpose appropriations for these purposes.

3 Sec. 811. Agencies which currently receive pregnancy prevention
4 funds and either receive or are eligible for other family planning
5 funds may receive their family planning funds directly from the
6 department of public health and may be designated as delegate agencies.

7 Sec. 812. State funds appropriated in section 101 for pregnancy
8 prevention programs shall not be used to provide abortion counseling,
9 referrals, or services.

10 Sec. 813. Of the funds appropriated in section 101 for poison
11 control, the department of public health may transfer \$150,000.00 to
12 the department of social services.

13 Sec. 814. If federal medicaid revenues are earned in the family
14 planning program under a federal family planning medicaid waiver,
15 amounts appropriated from the tobacco tax equivalent to the federal
16 medicaid earnings shall be allocated on a quarterly basis as follows:

17 (a) 50% for violence prevention

18 (b) 25% for adolescent health care services

19 (c) 10% for dental programs.

20 (d) 15% for prenatal care outreach and service delivery support.

21 **CHILDREN'S SPECIAL HEALTH CARE SERVICES**

22 Sec. 901. Money appropriated in section 101 for medical care and
23 treatment of crippled children shall be paid according to reimbursement
24 policies determined by the Michigan medical assistance program.

25 Exceptions to these policies may be taken with the prior approval of
26 the department of management and budget.

27 Sec. 902. The department may do one or more of the following:

28 (a) Provide special formula for eligible clients with specified
29 metabolic and allergic disorders.

30 (b) Provide medical care and treatment to eligible patients with

1 cystic fibrosis who are 21 years of age or older.

2 (c) Provide genetic diagnostic and counseling services for eligible
3 families.

4 (d) Provide medical care and treatment to eligible patients with
5 hereditary coagulation defects, commonly known as hemophilia, who are
6 21 years of age or older.

7 **SUBSTANCE ABUSE GRANTS AND CONTRACTS**

8 Sec. 1001. Of the funds appropriated in section 101 for substance
9 abuse, not more than 10% of state administered funds may be expended
10 for administration of coordinating agencies.

11 Sec. 1002. The funding in section 101 for substance abuse services
12 shall be distributed in a manner so as to provide priority to service
13 providers which furnish child care services to clients with children.

14 Sec. 1003. In allocating the amount appropriated in section 101 for
15 community substance abuse prevention, education, and treatment grants,
16 the department shall follow federal laws and regulations.

17 Sec. 1004. In spending the funds appropriated in section 101 for
18 community substance abuse prevention, education, and treatment grants,
19 the office of substance abuse services and its subcontractors shall
20 give priority for services to chemically dependent pregnant women and
21 women with dependent children.

22 Sec. 1005. (1) The funds appropriated in section 101 for the state
23 disability assistance substance abuse services program shall be used to
24 support per diem room and board payments in substance abuse residential
25 facilities. Eligibility of clients for the state disability assistance
26 substance abuse services program shall be determined in accordance with
27 section 805 of Act No. 168 of the Public Acts of 1992.

28 (2) The department shall reimburse all licensed substance abuse
29 programs eligible to participate in the program at a rate equivalent to
30 that paid by the department of social services to adult foster care

1 providers. Programs accredited by department-approved accrediting
2 organizations shall be reimbursed at the personal care rate, while all
3 other eligible programs shall be reimbursed at the domiciliary care
4 rate.