

# SENATE BILL No. 1076

March 4, 2004, Introduced by Senators HAMMERSTROM and JOHNSON and referred to the Committee on Health Policy.

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 204 (MCL 330.1204), as amended by 1995 PA 290.

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

1       Sec. 204. (1) ~~A~~ **Except as provided in subsection (4), a**  
2 community mental health services program established under this  
3 chapter shall be a county community mental health agency, a  
4 community mental health organization, or a community mental  
5 health authority. A county community mental health agency is an  
6 official county agency. A community mental health organization  
7 or a community mental health authority is a public governmental  
8 entity separate from the county or counties that establish it.

9       (2) Procedures and policies for a community mental health  
10 organization or a community mental health authority shall be set

1 by the board of the community mental health services program.  
2 Procedures and policies for a county community mental health  
3 agency shall be set by the board of commissioners or boards of  
4 commissioners as prescribed in this subsection. If a county  
5 community mental health services agency represents a single  
6 county, the county's board of commissioners shall determine the  
7 procedures and policies that shall be applicable to the agency.  
8 If a county community mental health services agency represents 2  
9 or more counties, the boards of commissioners of the represented  
10 counties shall by agreement determine the procedures and policies  
11 that shall be applicable to the agency. In a charter county with  
12 an elected county executive, the county executive shall determine  
13 the procedures and policies that shall be applicable to the  
14 agency.

15 (3) The procedures and policies for multicounty community  
16 mental health services programs shall not take effect until at  
17 least 3 public hearings on the proposed procedures and policies  
18 have been held.

19 (4) **If a single charter county that has situated totally**  
20 **within that county a city having a population of at least 500,000**  
21 **establishes a community mental health services program, that**  
22 **community mental health services program shall be established as**  
23 **a community mental health authority as specified under section**  
24 **205.**

25 Enacting section 1. This amendatory act does not take  
26 effect unless all of the following bills of the 92nd Legislature  
27 are enacted into law:

1 (a) Senate Bill No. 1077.

2

3 (b) Senate Bill No. 1078.

4

5 (c) Senate Bill No. 1079.

6

7 (d) Senate Bill No. 1080.

8