

SENATE BILL No. 1186

November 30, 2016, Introduced by Senators ANANICH, HOPGOOD, KNEZEK, JOHNSON, BIEDA and GREGORY and referred to the Committee on Families, Seniors and Human Services.

A bill to amend 1973 PA 116, entitled

"An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts,"

(MCL 722.111 to 722.128) by adding section 16a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 16A. (1) THERE IS CREATED A BODY POLITIC AND CORPORATE
2 KNOWN AS THE CHILD CARE EXECUTIVE PARTNERSHIP THAT SHALL ESTABLISH
3 AND GOVERN THE CHILD CARE EXECUTIVE PARTNERSHIP PROGRAM. THE
4 PURPOSE OF THE CHILD CARE EXECUTIVE PARTNERSHIP PROGRAM IS TO USE
5 STATE AND FEDERAL FUNDS AS INCENTIVES FOR MATCHING LOCAL FUNDS
6 DERIVED FROM LOCAL GOVERNMENTS, EMPLOYERS, CHARITABLE FOUNDATIONS,
7 AND OTHER SOURCES SO THAT COMMUNITIES OF THIS STATE MAY CREATE
8 LOCAL FLEXIBLE PARTNERSHIPS WITH EMPLOYERS. THE CHILD CARE

1 EXECUTIVE PARTNERSHIP PROGRAM FUNDS SHALL BE USED AT THE DISCRETION
2 OF LOCAL COMMUNITIES TO MEET THE NEEDS OF WORKING PARENTS. A CHILD
3 CARE PURCHASING POOL SHALL BE DEVELOPED WITH THE STATE, FEDERAL,
4 AND LOCAL FUNDS TO PROVIDE SUBSIDIES TO LOW-INCOME WORKING PARENTS
5 WHOSE FAMILY INCOME DOES NOT EXCEED THE ALLOWABLE INCOME FOR ANY
6 FEDERALLY SUBSIDIZED CHILD CARE PROGRAM WITH A DOLLAR-FOR-DOLLAR
7 MATCH FROM EMPLOYERS, LOCAL GOVERNMENT, AND OTHER MATCHING
8 CONTRIBUTIONS. THE FUNDS USED FROM THE CHILD CARE PURCHASING POOL
9 MUST BE USED TO SUPPLEMENT OR EXTEND THE USE OF EXISTING PUBLIC OR
10 PRIVATE FUNDS FOR DIRECT SERVICES.

11 (2) THE CHILD CARE EXECUTIVE PARTNERSHIP, STAFFED BY THE
12 DEPARTMENT, SHALL CONSIST OF A REPRESENTATIVE OF THE GOVERNOR AND 9
13 MEMBERS OF THE CORPORATE OR CHILD CARE COMMUNITY, APPOINTED BY THE
14 GOVERNOR. MEMBERS SHALL SERVE FOR A PERIOD OF 4 YEARS, EXCEPT THAT
15 THE REPRESENTATIVE OF THE GOVERNOR SHALL SERVE AT THE PLEASURE OF
16 THE GOVERNOR.

17 (3) THE CHILD CARE EXECUTIVE PARTNERSHIP SHALL BE CHAIRED BY A
18 MEMBER CHOSEN BY A MAJORITY VOTE AND SHALL MEET AT LEAST QUARTERLY
19 AND AT OTHER TIMES UPON THE CALL OF THE CHAIR. THE CHILD CARE
20 EXECUTIVE PARTNERSHIP MAY USE ANY METHOD OF TELECOMMUNICATIONS TO
21 CONDUCT MEETINGS, INCLUDING ESTABLISHING A QUORUM THROUGH
22 TELECOMMUNICATIONS, ONLY IF THE PUBLIC IS GIVEN PROPER NOTICE OF A
23 TELECOMMUNICATIONS MEETING AND REASONABLE ACCESS TO OBSERVE AND,
24 WHEN APPROPRIATE, PARTICIPATE.

25 (4) MEMBERS SHALL SERVE WITHOUT COMPENSATION BUT MAY BE
26 REIMBURSED FOR PER DIEM AND TRAVEL EXPENSES IN ACCORDANCE WITH
27 STATE LAW.

1 (5) THE CHILD CARE EXECUTIVE PARTNERSHIP SHALL HAVE ALL THE
2 POWERS AND AUTHORITY, NOT EXPLICITLY PROHIBITED BY LAW, NECESSARY
3 TO CARRY OUT AND EFFECTUATE THE PURPOSES OF THIS SECTION, AS WELL
4 AS THE FUNCTIONS, DUTIES, AND RESPONSIBILITIES OF THE PARTNERSHIP,
5 INCLUDING, BUT NOT LIMITED TO, THE FOLLOWING:

6 (A) MAKING RECOMMENDATIONS CONCERNING THE IMPLEMENTATION AND
7 COORDINATION OF THE SCHOOL READINESS PROGRAM.

8 (B) SOLICITING, ACCEPTING, RECEIVING, INVESTING, AND EXPENDING
9 FUNDS FROM PUBLIC OR PRIVATE SOURCES.

10 (C) CONTRACTING WITH PUBLIC OR PRIVATE ENTITIES AS NECESSARY.

11 (D) APPROVING AN ANNUAL BUDGET.

12 (E) PROVIDING A REPORT TO THE GOVERNOR, THE SPEAKER OF THE
13 HOUSE OF REPRESENTATIVES, AND THE SENATE MAJORITY LEADER ON OR
14 BEFORE DECEMBER 1 OF EACH YEAR.

15 (6) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBSECTION,
16 THE CORPORATE BODY POLITIC PREVIOUSLY ESTABLISHED BY PRIOR LAW IS
17 THE CORPORATE BODY POLITIC FOR PURPOSES OF THIS SECTION AND SHALL
18 CONTINUE IN EXISTENCE. ALL MEMBER TERMS OF THE EXISTING CORPORATE
19 BODY POLITIC EXPIRE AS OF SEPTEMBER 30, 2018, AND NEW MEMBERS SHALL
20 BE APPOINTED BEGINNING OCTOBER 1, 2018, IN ACCORDANCE WITH THIS
21 SUBSECTION.

22 (7) THE LEGISLATURE SHALL ANNUALLY DETERMINE THE AMOUNT OF
23 STATE OR FEDERAL LOW-INCOME CHILD CARE MONEY THAT SHALL BE USED TO
24 CREATE CHILD CARE EXECUTIVE PARTNERSHIP PROGRAM CHILD CARE
25 PURCHASING POOLS IN COUNTIES CHOSEN BY THE CHILD CARE EXECUTIVE
26 PARTNERSHIP PROVIDED THAT AT LEAST 2 OF THE COUNTIES HAVE
27 POPULATIONS OF NO MORE THAN 300,000. THE LEGISLATURE SHALL ANNUALLY

1 REVIEW THE EFFECTIVENESS OF THE CHILD CARE PURCHASING POOL PROGRAM
2 AND REEVALUATE THE PERCENTAGE OF ADDITIONAL STATE OR FEDERAL FUNDS,
3 IF ANY, THAT CAN BE USED FOR THE PROGRAM'S EXPANSION. TO ENSURE A
4 SEAMLESS SERVICE DELIVERY AND EASE OF ACCESS FOR FAMILIES, THE
5 OFFICE SHALL ADMINISTER THE CHILD CARE PURCHASING POOL FUNDS.

6 (8) THE DEPARTMENT, IN CONJUNCTION WITH THE CHILD CARE
7 EXECUTIVE PARTNERSHIP, SHALL DEVELOP PROCEDURES FOR DISBURSEMENT OF
8 FUNDS THROUGH THE CHILD CARE PURCHASING POOLS. IN ORDER TO BE
9 CONSIDERED FOR FUNDING, AN EARLY LEARNING COALITION OR THE
10 DEPARTMENT MUST COMMIT TO ALL OF THE FOLLOWING:

11 (A) MATCHING THE STATE PURCHASING POOL FUNDS ON A DOLLAR-FOR-
12 DOLLAR BASIS.

13 (B) EXPENDING ONLY PUBLIC FUNDS THAT ARE MATCHED BY EMPLOYERS,
14 LOCAL GOVERNMENT, AND OTHER MATCHING CONTRIBUTORS WHO CONTRIBUTE TO
15 THE PURCHASING POOL. PARENTS SHALL ALSO PAY A FEE THAT MAY NOT BE
16 LESS THAN THE AMOUNT IDENTIFIED IN THE EARLY LEARNING COALITION'S
17 SCHOOL READINESS PROGRAM SLIDING FEE SCALE.

18 (9) EACH EARLY LEARNING COALITION SHALL ESTABLISH A COMMUNITY
19 CHILD CARE TASK FORCE FOR EACH CHILD CARE PURCHASING POOL. THE TASK
20 FORCE MUST BE COMPOSED OF EMPLOYERS, PARENTS, PRIVATE CHILD CARE
21 PROVIDERS, AND 1 REPRESENTATIVE FROM THE LOCAL CHILDREN'S SERVICES
22 COUNCIL, IF A CHILDREN'S SERVICES COUNCIL EXISTS IN THE AREA OF THE
23 PURCHASING POOL. THE EARLY LEARNING COALITION IS EXPECTED TO
24 RECRUIT THE TASK FORCE MEMBERS FROM EXISTING CHILD CARE COUNCILS,
25 COMMISSIONS, OR TASK FORCES ALREADY OPERATING IN THE AREA OF A
26 PURCHASING POOL. A MAJORITY OF THE TASK FORCE SHALL CONSIST OF
27 EMPLOYERS.

1 (10) EACH PARTICIPATING EARLY LEARNING COALITION SHALL DEVELOP
2 A PLAN FOR THE USE OF CHILD CARE PURCHASING POOL FUNDS. THE PLAN
3 MUST SHOW HOW MANY CHILDREN WILL BE SERVED BY THE PURCHASING POOL,
4 HOW MANY WILL BE NEW TO RECEIVING CHILD CARE SERVICES, AND HOW THE
5 EARLY LEARNING COALITION INTENDS TO ATTRACT NEW EMPLOYERS AND THEIR
6 EMPLOYEES TO THE PROGRAM.

7 Enacting section 1. This amendatory act takes effect 90 days
8 after the date it is enacted into law.