

COUNTY JUVENILE AGENCY ACT (EXCERPT)
Act 518 of 1998

45.627 County juvenile agency; powers and duties.

Sec. 7.

- (1) A county juvenile agency shall provide or contract for provision of all of the following:
 - (a) An effective program of supervision and care for juveniles committed to the county juvenile agency by the family division of circuit court or court of general criminal jurisdiction.
 - (b) Appropriate county juvenile agency services.
 - (c) Appropriate services and facilities necessary for public wards it is responsible for.
- (2) A county juvenile agency may do any of the following:
 - (a) Operate training schools or programs, halfway houses, youth camps, diagnostic centers, detention facilities, short-term treatment centers, group homes, or other facilities.
 - (b) Provide institutional care, boarding care, halfway house care, supervision in the community, or other juvenile programs or services.
 - (c) Obtain appropriate services from state, local, or private agencies, if those services meet all applicable state and local government licensing standards.
 - (d) Provide appropriate juvenile justice services to any juvenile.
- (3) Except as otherwise provided, a county juvenile agency shall pay the providers of services or materials for which it has contracted within 45 days after receiving a request for payment as provided in the contract.
- (4) A county juvenile agency shall negotiate with providers for prepayment contract clauses that do not exceed 33%.
- (5) Unless a county juvenile agency has negotiated a different prepayment contract clause as provided in subsection (4), payments for residential care services shall be not less than 1/4 of the anticipated total cost when care is first provided, not less than 1/4 of the anticipated total cost when 1/3 of the care is provided, not less than 1/4 of the anticipated total cost when 2/3 of the care is provided, and the balance owed when care is completed.
- (6) If 1 or more appropriate juvenile residential care providers located or doing business in this state have bed space available, a county juvenile agency shall use that space rather than a space available by a provider located or doing business in another state. This requirement does not apply if the provider located or doing business in another state offers a specialized program that is not available in this state.
- (7) A county juvenile agency shall not use religion, race, color, national origin, or sex as a criterion for discriminating against or granting preferential treatment in contracting with providers.

History: 1998, Act 518, Imd. Eff. Jan. 12, 1999