

Chapter 404

WELFARE AND CHARITY

JOINT COUNTY MEDICAL CARE FACILITIES

Act 178 of 1929

AN ACT to provide for the establishment, operation and control of county medical care facilities by 2 or more counties of less than 1,000,000 population.

History: 1929, Act 178, Eff. Aug. 28, 1929 ;-- Am. 1953, Act 182, Eff. Oct. 2, 1953

The People of the State of Michigan enact:

404.1 Joint county medical care facility; committees, selection of site, officers, report; action of supervisors.

Sec. 1.

Any 2 or more counties within this state no one of which has a population of 1,000,000 or more persons may co-operate for the establishment, maintenance and operation of a joint county medical care facility. The board of supervisors of any county may appoint a committee to confer with a like committee similarly chosen by the board of supervisors in any other county or counties and may appoint a committee of 3 for the purpose of selecting a site for a joint county medical care facility. At such meeting the committees shall organize into a joint committee and shall select 1 of the members of such committee chairman and a second member secretary. A full report of the results of such meeting shall be made to the board of supervisors of each county concerned at the last ensuing meeting thereof. Thereupon each said board of supervisors shall have the power to take action with reference to the establishment, maintenance and operation of such joint county medical care facility, as is granted by the statutes of this state with reference to the construction of a medical care facility by a single county, in so far as such provisions are applicable.

History: 1929, Act 178, Eff. Aug. 28, 1929 ;-- CL 1929, 8283 ;-- CL 1948, 404.1 ;-- Am. 1953, Act 182, Eff. Oct. 2, 1953

404.2 Joint county medical care facilities; board of trustees, appointment, continuing in office; additional member; vacancy.

Sec. 2.

(1) If the county boards of commissioners of 2 or more counties determine, by separate action of each board, that a joint county medical care facility is to be constructed, each board shall appoint 3 members to serve as members of the board of trustees of the joint county medical care facility. Each county board of commissioners shall appoint trustees for identical terms. Until the effective date of the amendatory act that added subsection (2), each county board of commissioners shall appoint individuals who qualify as provided for the office of member of the county social welfare board. On and after the effective date of the amendatory act that added subsection (2), each county board of commissioners shall appoint individuals who qualify as provided in subsection (4). The board of trustees of the joint county medical care facility shall cooperate with the department of licensing and regulatory affairs in the construction and equipment of the facility.

(2) For a joint county medical care facility that is in existence on the effective date of the amendatory act that added this subsection, within 30 days after the effective date of the amendatory act that added this subsection and subject to subsection (4), each county board of commissioners shall appoint 1 individual to serve as an additional member of the board of trustees of the joint county medical care facility. A member of the board of trustees of the joint county medical care facility who holds office on the effective date of the amendatory act that added this subsection may continue in office until he or she resigns or otherwise vacates the office or until the expiration of his or her term.

(3) For a joint county medical care facility that is in existence on the effective date of the amendatory act that added this subsection, all of the following apply to the county board of commissioners responsible for filling a vacancy attributable to a member of the board of trustees who held that office on the effective date of the amendatory act that added this subsection:

(a) The county board of commissioners shall appoint an individual to fill a vacancy attributable to each of the first 2 members of the board of trustees to vacate the office.

(b) The county board of commissioners shall not appoint an individual to fill a vacancy attributable to the last of the 3 members of the board of trustees to vacate the office.

(4) For an appointment under subsection (1) or (2) or for an appointment to fill a vacancy in the board of trustees of a joint county medical care facility, which appointment occurs after the effective date of the amendatory act that added this subsection, the county board of commissioners responsible for appointing the member or filling the vacancy shall appoint an individual who qualifies based upon criteria established by the county board of commissioners.

History: 1929, Act 178, Eff. Aug. 28, 1929 ;-- CL 1929, 8284 ;-- CL 1948, 404.2 ;-- Am. 1953, Act 182, Eff. Oct. 2, 1953 ;-- Am. 2014, Act 39, Imd. Eff. Mar. 20, 2014

404.3 Joint county medical care facilities; cost of establishment; special tax, limit, accounting; apportionment of cost of operation.

Sec. 3.

The cost of establishment and construction of said county medical care facility shall be borne by each county in proportion to the assessed valuation of said county. The board of supervisors of each county becoming a party to the erection of a joint county medical care facility under the provisions of this act, may raise in any 1 year for construction or maintenance purposes a sum not exceeding .1 mill on each dollar of assessed valuation of said county. Such tax shall be regarded as a special tax, and moneys received therefrom shall be transmitted by the treasurer of the county in which it is collected to the treasurer of the county in which said joint county medical care facility is to be located and constructed. All such moneys shall be and remain in a special fund and shall be used solely for the purposes for which the tax is spread: Provided, however, That the money so received for construction purposes and not needed therefor, may be expended by the board of trustees for the maintenance and operation of said joint county medical care facility. Money expended for the construction, equipment and installation of equipment of any joint county medical care facility shall be paid out by the county treasurer having such fund in charge, on the order of the board of trustees of such joint county medical care facility. The maintenance and operation of such joint county medical care facility shall be borne by each county in proportion to the number of persons kept by each county in said medical care facility.

History: 1929, Act 178, Eff. Aug. 28, 1929 ;-- CL 1929, 8285 ;-- CL 1948, 404.3 ;-- Am. 1953, Act 182, Eff. Oct. 2, 1953

404.4 Contracts; bids, rules and regulations; approval of state welfare commission.

Sec. 4.

Contracts for the construction and equipping of any joint county medical care facility to be erected under the provisions of this act, shall be let by the board of trustees of said joint county medical care facility subject to the approval of the state department of social welfare. Such work may be let as an entirety or in sections as may be deemed more advantageous. In all cases where the cost of construction exceeds the sum of \$500.00, bids shall be advertised in 1 or more newspapers published and circulated within the counties concerned, not less than 2 weeks prior to the date when bids are to be received. Subject to the provisions of this act, the board of trustees of said joint county medical care facility may adopt reasonable rules and regulations concerning the manner of advertising for bids and the letting of contracts. In all cases, the right to reject any and all bids presented shall be reserved. Each contract let hereunder shall provide that the work shall be done subject to the approval of the state department of social welfare.

History: 1929, Act 178, Eff. Aug. 28, 1929 ;-- CL 1929, 8286 ;-- CL 1948, 404.4 ;-- Am. 1953, Act 182, Eff. Oct. 2, 1953

404.5 Board of trustees; powers and duties; operating personnel; disbursements.

Sec. 5.

The board of trustees shall make and publish rules and regulations governing the operation of joint county medical care facilities. It shall be the duty of the board of trustees and all employees to observe such rules and regulations. Wilful failure or refusal shall constitute grounds for removal. Subject to this act and to such rules and regulations such board of trustees shall operate the joint medical care facility under its charge and shall employ a superintendent and such other employees as may be necessary, and may fix the compensation thereof. Such compensation shall be paid out of the maintenance fund of the joint county medical care facility in the same manner as the salaries of other county employees are paid. Money to defray the expenses of maintenance shall be paid by the county treasurer having such fund in his custody on the warrant of the president of the board of trustees of the joint county medical care facility, and shall be countersigned by the secretary.

History: 1929, Act 178, Eff. Aug. 28, 1929 ;-- CL 1929, 8287 ;-- CL 1948, 404.5 ;-- Am. 1953, Act 182, Eff. Oct. 2, 1953

404.6 Board of trustees; corporate powers; application of laws concerning construction, operation and maintenance.

Sec. 6.

Said board of trustees heretofore provided for shall be a corporation and shall possess the usual powers of a corporation for public purposes, and they shall have all powers conferred upon them as conferred upon the county social welfare boards, by the laws relating to the construction, operation and maintenance of county medical care facilities. All laws governing the construction, operation and maintenance of a county medical care facility are applicable to the construction, operation and maintenance of a joint county medical care facility, unless otherwise expressly provided in this act.

History: 1929, Act 178, Eff. Aug. 28, 1929 ;-- CL 1929, 8288 ;-- CL 1948, 404.6 ;-- Am. 1953, Act 182, Eff. Oct. 2, 1953

ALIENS IN INSTITUTIONS

Act 59 of 1921

AN ACT to relieve the county and state from the support of certain classes of aliens who are subject to deportation from the United States; making an appropriation therefor and providing penalties for the non-performance of duties under the provisions of this act.

History: 1921, Act 59, Imd. Eff. Apr. 15, 1921

The People of the State of Michigan enact:

404.31 Alien inmates of state, county, or private institution, or home for children; reports; list; order of deportation; release from institution or home; delivery to office holding warrant of deportation.

Sec. 1.

Whenever any alien is committed to or becomes an inmate of any state, county, or private institution, or a home for children, it shall be the duty of the manager, superintendent, warden, or other person in charge of the institution or home to forthwith report to the department of corrections that the alien is an inmate of that institution or home. The department of corrections shall keep on file a correct list of all such persons reported and to immediately report that fact to the nearest office of the United States immigration service. Upon the issuance of an order of deportation by the proper federal authority, and upon the release of the alien from the institution or home, the manager, superintendent, warden, or other person in charge of the institution or home shall deliver the alien into the custody of the United States officer holding the warrant of deportation.

History: 1921, Act 59, Imd. Eff. Apr. 15, 1921 ;-- CL 1929, 8289 ;-- CL 1948, 404.31 ;-- Am. 1985, Act 56, Imd. Eff. June 14, 1985

404.32 Institutional records; contents; blanks for recording.

Sec. 2.

The keeper, manager, superintendent, warden, or person in charge of any institution described in section 1 shall keep a record of all persons committed to or who become inmates of that institution. The record shall contain the following information: name, age, whether married or single, whether he or she can read or write, place of birth, nationality, names and addresses of parents or nearest relatives, or friends, date of arrival in United States, port of arrival, name of steamship, and if a naturalized citizen of the United States the date and place of naturalization. The state treasurer, upon request, shall furnish each of the institutions described in this act printed blanks for the purpose of recording the information described in this section.

History: 1921, Act 59, Imd. Eff. Apr. 15, 1921 ;-- CL 1929, 8290 ;-- CL 1948, 404.32 ;-- Am. 2002, Act 85, Imd. Eff. Mar. 26, 2002

404.34 Noncompliance with act; penalties.

Sec. 4.

Failure on the part of any person to perform any duty enjoined upon him by the provisions of this act shall be deemed a misdemeanor, and upon conviction thereof such person shall be subject to a fine of not less than 50 dollars nor more than 500 dollars, or to imprisonment in the county jail for a term of not less than 30 days nor more than 6 months; or to both such fine and imprisonment in the discretion of the court.

History: 1921, Act 59, Imd. Eff. Apr. 15, 1921 ;-- CL 1929, 8291 ;-- CL 1948, 404.34

SUBSIDIZATION OF PRIVATE CHARITABLE INSTITUTIONS OR AGENCIES

Act 46 of 1925

AN ACT to authorize boards of supervisors to make appropriations to subsidize private institutions or agencies functioning within the state of Michigan for the benefit of various classes of people needing special care, training or treatment.

History: 1925, Act 46, Imd. Eff. Apr. 9, 1925

404.51 Private charitable institutions or agencies; county subsidy.

Sec. 1.

The board of supervisors of each county in this state is hereby authorized and empowered, subject to the provisions of this act, to appropriate such sums of money as it may deem advisable to subsidize private charitable institutions or agencies rendering service to people residing within the state who might otherwise become public charges.

History: 1925, Act 46, Imd. Eff. Apr. 9, 1925 ;-- CL 1929, 8292 ;-- CL 1948, 404.51

404.52 Private charitable institutions or agencies; restrictions on appropriations; records, public access.

Sec. 2.

No such appropriation of funds shall be legal unless the institution or agency for which the appropriation is made, is incorporated under the laws of this state, is undenominational and is so organized that its benefits are available to any person regardless of nationality, residing in the state. Each and every institution or agency which benefits by an appropriation made by any board of supervisors shall keep an accurate record and account of all moneys received and expended and file a report of its expenditures at the October session of the board of supervisors following the appropriation. The books containing the receipt and expenditure of funds for the care, training or treatment of its inmates shall be available to any citizen of this state.

History: 1925, Act 46, Imd. Eff. Apr. 9, 1925 ;-- CL 1929, 8293 ;-- CL 1948, 404.52

404.53 Traveling expenses not paid by county; patient, attendant.

Sec. 3.

It shall be lawful for any board of supervisors through a committee appointed by it or through its county agent or probate judge, to pay the traveling expenses of any individual to and from any such institution or agency within the state of Michigan. It shall also be lawful to pay the traveling expenses of an attendant conducting such person to or from said institution or agency when the service of an attendant is in the judgment of said committee, county agent or probate judge, necessary for the protection of the person so conveyed.

History: 1925, Act 46, Imd. Eff. Apr. 9, 1925 ;-- CL 1929, 8294 ;-- CL 1948, 404.53

INDIGENT AFFLICTED ADULTS AND PREGNANT WOMEN

Act 267 of 1915

404.101-404.112 Repealed. 1964, Act 256, Eff. Aug. 28, 1964.

INDIGENT ADDICTS

Act 68 of 1907

AN ACT to authorize the boards of supervisors of the several counties of the state of Michigan to make contracts for the cure of drunkenness, the morphine and cigarette habits, and other like addictions.

History: 1907, Act 68, Eff. Sept. 28, 1907

The People of the State of Michigan enact:

404.201 Indigent liquor or drug addict; petition for treatment, contents.

Sec. 1.

Any inhabitant of this state may petition the board of supervisors of the county, wherein any indigent person addicted to the excessive use of any intoxicating liquors or of morphia, laudanum, cocaine, opium or other narcotics to such an extent as to become an habitual drunkard, resides, for leave to send such drunkard, at the expense of the county, to any reputable institute for the treatment of such cases, designated by such board of supervisors under the conditions hereinafter contained, which petition shall set forth the name, age and condition of such drunkard, that such drunkard is not financially able to incur the expense of such treatment, and that such habitual drunkard is willing and has agreed to attend such institute for the cure of drunkenness, which petition shall be verified by the person making such request and shall contain in addition thereto the written agreement of such drunkard to take such treatment, if allowed by the board, and a further statement signed by 3 reputable taxpayers of the county, and the supervisor of the township, ward or village, where such drunkard resides, stating that they are familiar with the facts set forth in the petition and with the financial circumstances of the drunkard and that they deem it a proper case for such action by the board of supervisors.

History: 1907, Act 68, Eff. Sept. 28, 1907 ;-- CL 1915, 5292 ;-- CL 1929, 8304 ;-- CL 1948, 404.201

404.202 Indigent liquor or drug addict; contract for treatment, expense limitation.

Sec. 2.

When such petition is filed, the board of supervisors may, if satisfied that the facts set forth in the petition are true, make and enter into a contract with the institution for the cure of such cases, for the treatment of the same, and the said board of supervisors shall order that the expense for the treatment, not exceeding 100 dollars, be paid out of the county treasury in the manner that other claims and bills against the county are paid.

History: 1907, Act 68, Eff. Sept. 28, 1907 ;-- CL 1915, 5293 ;-- CL 1929, 8305 ;-- CL 1948, 404.202

404.203 Drunkard; definition.

Sec. 3.

A drunkard, as defined herein, shall include all persons who use alcoholic, spirituous, malt, brewed, fermented or vinous liquors, or morphia, laudanum, cocaine, opium or other narcotic to such an extent as to deprive him or her of a reasonable degree of self-control.

History: 1907, Act 68, Eff. Sept. 28, 1907 ;-- CL 1915, 5294 ;-- CL 1929, 8306 ;-- CL 1948, 404.203

404.204 Institutions eligible for contracts.

Sec. 4.

Such contract with such institute for the cure of said cases shall be made and entered into with one which is located in the state of Michigan, that can satisfy said board that not less than 75 per cent of the persons having taken a full course of treatment, consisting of not less than 4 weeks, have been cured and have remained cured for at least 1 year thereafter.

History: 1907, Act 68, Eff. Sept. 28, 1907 ;-- CL 1915, 5295 ;-- CL 1929, 8307 ;-- CL 1948, 404.204

404.205 Reimbursement of county; amount turned into general fund.

Sec. 5.

Any person who shall be treated at any institute under the provisions of this statute may at any time reimburse the county by paying to the county treasurer the amount thereof, and the treasurer shall give him a receipt for the amount so paid, which receipt shall state that such payment is for reimbursement, as aforesaid, and the amount so paid shall be turned into the general fund.

History: 1907, Act 68, Eff. Sept. 28, 1907 ;-- CL 1915, 5296 ;-- CL 1929, 8308 ;-- CL 1948, 404.205