

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 956, entitled

A bill to make appropriations for the department of human services for the fiscal year ending September 30, 2013; and to provide for the expenditure of the appropriations.

Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate, amended to read as follows:

(attached)

Third: That the Senate and House agree to the title of the bill to read as follows:

A bill to make appropriations for the department of human services for the fiscal year ending September 30, 2013; and to provide for the expenditure of the appropriations.

Bruce Caswell

David Agema

Roger Kahn

Greg MacMaster

Vincent Gregory

Shanelle Jackson

Conferees for the Senate

Conferees for the House

A bill to make appropriations for the department of human services for the fiscal year ending September 30, 2013; and to provide for the expenditure of the appropriations.

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LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of human services for the fiscal year ending September 30, 2013, from the following funds:

APPROPRIATION SUMMARY

Full-time equated classified positions..... 11,758.0
Full-time equated unclassified positions..... 6.0

1	Total full-time equated positions.....	11,764.0	
2	GROSS APPROPRIATION.....		\$ 6,553,832,200
3	Interdepartmental grant revenues:		
4	Total interdepartmental grants and intradepartmental		
5	transfers	30,581,300	
6	ADJUSTED GROSS APPROPRIATION.....		\$ 6,523,250,900
7	Federal revenues:		
8	Federal - supplemental nutrition assistance revenues		
9	(ARRA)	510,138,400	
10	Social security act, temporary assistance for needy		
11	families	579,039,800	
12	Total other federal revenues.....	4,295,621,300	
13	Special revenue funds:		
14	Total private revenues.....	7,876,600	
15	Total local revenues.....	32,529,400	
16	Total other state restricted revenues.....	86,901,500	
17	State general fund/general purpose.....		\$ 1,011,143,900
18	State general fund/general purpose schedule:		
19	Ongoing state general fund/general		
20	purpose	975,507,100	
21	One-time state general fund/general		
22	purpose	35,636,800	
23	Sec. 102. EXECUTIVE OPERATIONS		
24	Total full-time equated positions.....	639.7	
25	Full-time equated unclassified positions.....	6.0	
26	Full-time equated classified positions.....	633.7	
27	Unclassified salaries--6.0 FTE positions.....		\$ 700,000

1	Salaries and wages--257.7 FTE positions	15,700,300
2	Contractual services, supplies, and materials	11,260,700
3	Demonstration projects--7.0 FTE positions	6,447,100
4	Inspector general salaries and wages--132.0 FTE	
5	positions	7,429,000
6	Electronic benefit transfer EBT.....	13,009,000
7	Michigan community service commission--15.0 FTE	
8	positions	11,348,500
9	AFC, children's welfare and day care licensure--222.0	
10	FTE positions	26,055,000
11	State office of administrative hearings and rules	<u>6,831,000</u>
12	GROSS APPROPRIATION.....	\$ 98,780,600
13	Appropriated from:	
14	Interdepartmental grant revenues:	
15	IDG from department of education.....	13,874,900
16	Federal revenues:	
17	Social security act, temporary assistance for needy	
18	families	8,817,600
19	Total other federal revenues.....	44,807,000
20	Special revenue funds:	
21	Total private revenues.....	3,836,600
22	Total local revenues.....	16,400
23	Total other state restricted revenues.....	5,400
24	State general fund/general purpose.....	\$ 27,422,700
25	Sec. 103. CHILD SUPPORT ENFORCEMENT	
26	Full-time equated classified positions..... 180.7	
27	Child support enforcement operations--174.7 FTE	

1	positions	\$	20,038,700
2	Legal support contracts.....		113,253,600
3	Child support incentive payments.....		32,409,600
4	State disbursement unit--6.0 FTE positions.....		<u>8,289,400</u>
5	GROSS APPROPRIATION.....	\$	173,991,300
6	Appropriated from:		
7	Federal revenues:		
8	Total federal revenues.....		152,169,100
9	State general fund/general purpose.....	\$	21,822,200
10	Sec. 104. COMMUNITY ACTION AND ECONOMIC OPPORTUNITY		
11	Full-time equated classified positions.....		16.0
12	Bureau of community action and economic opportunity		
13	operations--16.0 FTE positions.....	\$	1,989,700
14	Community services block grant.....		25,840,000
15	Weatherization assistance.....		<u>28,340,000</u>
16	GROSS APPROPRIATION.....	\$	56,169,700
17	Appropriated from:		
18	Federal revenues:		
19	Social security act, temporary assistance for needy		
20	families		500
21	Total other federal revenues.....		56,169,200
22	State general fund/general purpose.....	\$	0
23	Sec. 105. ADULT AND FAMILY SERVICES		
24	Full-time equated classified positions.....		46.7
25	Executive direction and support--4.0 FTE positions...	\$	368,900
26	Guardian contract.....		490,200
27	Adult services policy and administration--6.0 FTE		

1	positions	688,500
2	Office of program policy--34.7 FTE positions	4,372,200
3	Employment and training support services	5,377,800
4	Wage employment verification reporting	547,300
5	Nutrition education--2.0 FTE positions	30,025,000
6	Elder law of Michigan MiCAFE contract	175,000
7	Elder abuse prosecuting attorney	<u>300,000</u>
8	GROSS APPROPRIATION	\$ 42,344,900
9	Appropriated from:	
10	Interdepartmental grant revenues:	
11	IDG from department of education	22,500
12	Federal revenues:	
13	Social security act, temporary assistance for needy	
14	families	4,860,400
15	Total other federal revenues	32,508,000
16	State general fund/general purpose	\$ 4,954,000
17	Sec. 106. CHILDREN'S SERVICES	
18	Full-time equated classified positions.....	121.8
19	Salaries and wages--59.2 FTE positions	\$ 3,184,200
20	Contractual services, supplies, and materials	1,134,900
21	Interstate compact	179,600
22	Families first	17,950,700
23	Strong families/safe children	12,350,100
24	Child protection and permanency--23.0 FTE positions ..	16,589,700
25	Family reunification program	3,977,100
26	Family preservation and prevention services	
27	administration--11.0 FTE positions	1,368,200

1	Children's trust fund administration--12.0 FTE	
2	positions	759,200
3	Children's trust fund grants.....	2,325,100
4	Attorney general contract.....	3,813,000
5	Prosecuting attorney contracts.....	2,561,700
6	Child protection.....	673,900
7	Domestic violence prevention and treatment--14.6 FTE	
8	positions	14,644,200
9	Rape prevention and services--0.5 FTE position.....	2,572,300
10	Child advocacy centers--0.5 FTE position.....	1,000,000
11	Child abuse and neglect-children's justice act--1.0	
12	FTE position	613,000
13	Family preservation and prevention services programs .	<u>2,500,000</u>
14	GROSS APPROPRIATION.....	\$ 88,196,900
15	Appropriated from:	
16	Federal revenues:	
17	Social security act, temporary assistance for needy	
18	families	48,793,400
19	Total other federal revenues.....	29,603,200
20	Special revenue funds:	
21	Compulsive gaming prevention fund.....	1,040,000
22	Sexual assault victims' prevention and treatment fund	1,000,000
23	Child advocacy centers fund.....	1,000,000
24	Children's trust fund.....	2,038,500
25	State general fund/general purpose.....	\$ 4,721,800
26	Sec. 107. CHILD WELFARE SERVICES	
27	Full-time equated classified positions.....	4,198.7

1	Children's services administration--97.0 FTE positions	\$ 6,831,400
2	Title IV-E compliance and accountability office--4.0	
3	FTE positions	495,600
4	Child welfare institute--35.0 FTE positions	5,833,900
5	Child welfare staffing enhancement--577.0 FTE	
6	positions	23,320,300
7	Child protective services workers--1,481.0 FTE	
8	positions	65,198,200
9	Direct care workers--1,073.0 FTE positions	50,583,800
10	Education planners--14.0 FTE positions	747,400
11	Permanency planning conference coordinators--55.0 FTE	
12	positions	3,218,900
13	Child welfare first line supervisors--522.0 FTE	
14	positions	36,691,400
15	Administrative support workers--226.0 FTE positions ..	10,074,700
16	Second line supervisors and technical staff--45.0 FTE	
17	positions	3,278,800
18	Permanency planning specialists--48.0 FTE positions ..	3,693,200
19	Contractual services, supplies, and materials	7,343,200
20	Settlement monitor	1,625,800
21	Foster care payments	205,788,600
22	Serious emotional disturbance - waiver program	3,269,000
23	Serious emotional disturbance - nonwaiver program	2,925,900
24	Guardianship assistance program	4,785,300
25	Child care fund	188,657,800
26	Child care fund administration--6.2 FTE positions	815,000
27	Adoption subsidies	215,422,000

1	Adoption support services--10.0 FTE positions	24,672,700
2	Youth in transition--5.5 FTE positions	14,439,200
3	Child welfare medical/psychiatric evaluations	6,607,500
4	Psychotropic oversight contracts	<u>1,118,200</u>
5	GROSS APPROPRIATION	\$ 887,437,800
6	Appropriated from:	
7	Interdepartmental grant revenues:	
8	IDG from department of education	237,600
9	Federal revenues:	
10	Social security act, temporary assistance for needy	
11	families	205,342,300
12	Total other federal revenues	292,782,300
13	Special revenue funds:	
14	Private - collections	1,600,000
15	Local funds - county chargeback	18,274,500
16	State general fund/general purpose	\$ 369,201,100
17	Sec. 108. JUVENILE JUSTICE SERVICES	
18	Full-time equated classified positions.....	183.0
19	W.J. Maxey training school--69.0 FTE positions	\$ 10,514,300
20	Bay pines center--42.0 FTE positions	4,457,400
21	Shawono center --42.0 FTE positions	4,523,900
22	County juvenile officers	3,649,600
23	Community support services--2.0 FTE positions	941,100
24	Juvenile justice administration and maintenance--23.0	
25	FTE positions	4,362,400
26	Juvenile accountability block grant--1.0 FTE position	1,281,300
27	Committee on juvenile justice administration--4.0 FTE	

1	positions	331,200
2	Committee on juvenile justice grants	<u>5,000,000</u>
3	GROSS APPROPRIATION	\$ 35,061,200
4	Appropriated from:	
5	Federal revenues:	
6	Total federal revenues	7,091,300
7	Special revenue funds:	
8	Local funds - state share education funds	2,135,800
9	Local funds - county chargeback	8,921,100
10	State general fund/general purpose	\$ 16,913,000
11	Sec. 109. LOCAL OFFICE STAFF AND OPERATIONS	
12	Full-time equated classified positions	5,798.0
13	Field staff, salaries and wages--5,559.0 FTE positions	\$ 291,359,000
14	Contractual services, supplies, and materials	12,082,300
15	Medical/psychiatric evaluations	1,420,100
16	Donated funds positions--208.0 FTE positions	13,197,200
17	Training and program support--21.0 FTE positions	2,756,400
18	Volunteer services and reimbursement	1,142,400
19	SSI advocates--10.0 FTE positions	<u>755,500</u>
20	GROSS APPROPRIATION	\$ 322,712,900
21	Appropriated from:	
22	Interdepartmental grant revenues:	
23	IDG from department of corrections	100,000
24	IDG from department of education	7,835,400
25	Federal revenues:	
26	Social security act, temporary assistance for needy	
27	families	60,630,100

1	Total other federal revenues.....	126,927,600
2	Special revenue funds:	
3	Local funds.....	3,181,600
4	Private funds - donated funds.....	2,440,000
5	Supplemental security income recoveries.....	605,900
6	State general fund/general purpose.....	\$ 120,992,300
7	Sec. 110. DISABILITY DETERMINATION SERVICES	
8	Full-time equated classified positions.....	572.4
9	Disability determination operations--546.9 FTE	
10	positions	\$ 83,048,100
11	Medical consultation program--21.4 FTE positions	2,436,200
12	Retirement disability determination--4.1 FTE positions	<u>411,300</u>
13	GROSS APPROPRIATION.....	\$ 85,895,600
14	Appropriated from:	
15	Interdepartmental grant revenues:	
16	IDG from DTMB - office of retirement services.....	522,800
17	Federal revenues:	
18	Total federal revenues.....	83,114,000
19	State general fund/general purpose.....	\$ 2,258,800
20	Sec. 111. CENTRAL SUPPORT ACCOUNTS	
21	Rent.....	\$ 43,603,000
22	Occupancy charge.....	8,236,400
23	Travel.....	7,265,900
24	Equipment.....	62,600
25	Worker's compensation.....	1,928,800
26	Payroll taxes and fringe benefits.....	<u>365,161,900</u>
27	GROSS APPROPRIATION.....	\$ 426,258,600

1	Appropriated from:	
2	Interdepartmental grant revenues:	
3	IDG from department of education.....	6,044,500
4	Federal revenues:	
5	Social security act, temporary assistance for needy	
6	families	97,687,400
7	Total other federal revenues.....	168,322,700
8	State general fund/general purpose.....	\$ 154,204,000
9	Sec. 112. PUBLIC ASSISTANCE	
10	Full-time equated classified positions..... 7.0	
11	Family independence program.....	\$ 255,268,500
12	State disability assistance payments.....	27,103,000
13	Food assistance program benefits.....	3,007,487,900
14	Food assistance program benefits (ARRA)	510,138,400
15	State supplementation.....	62,231,500
16	State supplementation administration.....	2,118,600
17	Low-income home energy assistance program.....	174,951,600
18	Food bank funding.....	1,795,000
19	Homeless programs.....	15,721,900
20	Chaldean community foundation.....	1,000,000
21	Multicultural integration funding.....	1,515,500
22	Unclaimed bodies.....	1,000,000
23	Emergency services local office allocations.....	16,092,600
24	Refugee assistance program--7.0 FTE positions	<u>27,929,900</u>
25	GROSS APPROPRIATION.....	\$ 4,104,354,400
26	Appropriated from:	
27	Federal revenues:	

1	Federal supplemental nutrition assistance revenues	
2	(ARRA)	510,138,400
3	Social security act, temporary assistance for needy	
4	families	104,720,700
5	Total other federal revenues	3,207,501,800
6	Special revenue funds:	
7	Child support collections	29,145,800
8	Supplemental security income recoveries	14,955,900
9	Merit award trust fund	30,100,000
10	Public assistance recoupment revenue	7,010,000
11	State general fund/general purpose	\$ 200,781,800
12	Sec. 113. INFORMATION TECHNOLOGY	
13	Information technology services and projects	\$ 115,450,900
14	Child support automation	<u>41,735,500</u>
15	GROSS APPROPRIATION	\$ 157,186,400
16	Appropriated from:	
17	Interdepartmental grant revenues:	
18	IDG from department of education	1,943,600
19	Federal revenues:	
20	Social security act, temporary assistance for needy	
21	families	15,987,400
22	Total other federal revenues	87,020,000
23	State general fund/general purpose	\$ 52,235,400
24	Sec. 114. ONE-TIME BASIS ONLY	
25	State employee lump-sum payments	\$ 10,541,900
26	Inspector general information technology	2,500,000
27	Before- or after-school program	1,000,000

1	Seita scholarship program.....	750,000
2	Juvenile justice behavioral health study.....	500,000
3	Medicaid eligibility review.....	250,000
4	State emergency relief energy services.....	<u>59,900,000</u>
5	GROSS APPROPRIATION.....	\$ 75,441,900
6	Appropriated from:	
7	Federal revenues:	
8	Social security act, temporary assistance for needy	
9	families	32,200,000
10	Total other federal revenues.....	7,605,100
11	State general fund/general purpose.....	\$ 35,636,800

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2012-2013

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2012-2013 is \$1,098,045,400.00 and state spending from state resources to be paid to local units of government for fiscal year 2012-2013 is \$100,595,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF HUMAN SERVICES

24	Child care fund.....	\$ 93,192,300
25	County juvenile officers.....	3,401,800

1	State disability assistance payments	1,564,100
2	Legal support contracts	2,341,000
3	Child support enforcement operations	13,500
4	Family independence program	<u>82,300</u>
5	TOTAL	\$ 100,595,000

6 Sec. 202. The appropriations authorized under this act are
7 subject to the management and budget act, 1984 PA 431, MCL 18.1101
8 to 18.1594.

9 Sec. 203. As used in this act:

10 (a) "AFC" means adult foster care.

11 (b) "ARRA" means the American recovery and reinvestment act of
12 2009, Public Law 111-5.

13 (c) "Children's rights settlement agreement" means the
14 settlement agreement entered in the case of Dwayne B. vs. Snyder,
15 docket no. 2:06-cv-13548 in the United States district court for
16 the eastern district of Michigan.

17 (d) "Current fiscal year" means the fiscal year ending
18 September 30, 2013.

19 (e) "Department" means the department of human services.

20 (f) "Director" means the director of the department of human
21 services.

22 (g) "FTE" means full-time equated.

23 (h) "IDG" means interdepartmental grant.

24 (i) "JET" means jobs, education, and training program.

25 (j) "Previous fiscal year" means the fiscal year ending
26 September 30, 2012.

27 (k) "SSI" means supplemental security income.

1 (l) "Temporary assistance for needy families" or "TANF" or
2 "title IV-A" means part A of title IV of the social security act,
3 42 USC 601 to 619.

4 (m) "Title IV-D" means part D of title IV of the social
5 security act, 42 USC 651 to 669b.

6 (n) "Title IV-E" means part E of title IV of the social
7 security act, 42 USC 670 to 679c.

8 Sec. 204. The civil service commission shall bill departments
9 and agencies at the end of the first fiscal quarter for the 1%
10 charge authorized by section 5 of article XI of the state
11 constitution of 1963. Payments shall be made for the total amount
12 of the billing by the end of the second fiscal quarter.

13 Sec. 207. (1) Sanctions, suspensions, conditions for
14 provisional license status, and other penalties shall not be more
15 stringent for private service providers than for public entities
16 performing equivalent or similar services.

17 (2) Neither the department nor private service providers or
18 licensees shall be granted preferential treatment or considered
19 automatically to be in compliance with administrative rules based
20 on whether they have collective bargaining agreements with direct
21 care workers. Private service providers or licensees without
22 collective bargaining agreements shall not be subjected to
23 additional requirements or conditions of licensure based on their
24 lack of collective bargaining agreements.

25 Sec. 208. Unless otherwise specified, the department shall use
26 the Internet to fulfill the reporting requirements of this act.
27 This requirement shall include transmission of reports via

1 electronic mail to the recipients identified for each reporting
2 requirement, and it shall include placement of reports on the
3 Internet.

4 Sec. 209. Funds appropriated in part 1 shall not be used for
5 the purchase of foreign goods or services, or both, if
6 competitively priced and of comparable quality American goods or
7 services, or both, are available. Preference should be given to
8 goods or services, or both, manufactured or provided by Michigan
9 businesses, if they are competitively priced and of comparable
10 quality. In addition, preference should be given to goods or
11 services, or both, that are manufactured or provided by Michigan
12 businesses owned and operated by veterans, if they are
13 competitively priced and of comparable quality.

14 Sec. 211. Funds appropriated in part 1 shall not be used by a
15 principal executive department, state agency, or authority to hire
16 a person to provide legal services that are the responsibility of
17 the attorney general. This prohibition does not apply to legal
18 services for bonding activities and for those outside services that
19 the attorney general authorizes.

20 Sec. 212. (1) In addition to funds appropriated in part 1 for
21 all programs and services, there is appropriated for write-offs of
22 accounts receivable, deferrals, and for prior year obligations in
23 excess of applicable prior year appropriations, an amount equal to
24 total write-offs and prior year obligations, but not to exceed
25 amounts available in prior year revenues or current year revenues
26 that are in excess of the authorized amount.

27 (2) The department's ability to satisfy appropriation fund

1 sources in part 1 shall not be limited to collections and accruals
2 pertaining to services provided in the current fiscal year, but
3 shall also include reimbursements, refunds, adjustments, and
4 settlements from prior years.

5 Sec. 213. The department may retain all of the state's share
6 of food assistance overissuance collections as an offset to general
7 fund/general purpose costs. Retained collections shall be applied
8 against federal funds deductions in all appropriation units where
9 department costs related to the investigation and recoupment of
10 food assistance overissuances are incurred. Retained collections in
11 excess of such costs shall be applied against the federal funds
12 deducted in the executive operations appropriation unit.

13 Sec. 214. On a quarterly basis, the department shall report on
14 the number of FTEs in pay status by type of staff.

15 Sec. 215. If a legislative objective of this act or the social
16 welfare act, 1939 PA 280, MCL 400.1 to 400.119b, cannot be
17 implemented without loss of federal financial participation because
18 implementation would conflict with or violate federal regulations,
19 the department shall notify the state budget director, the house
20 and senate appropriations committees, and the house and senate
21 fiscal agencies and policy offices of that fact.

22 Sec. 217. The departments and agencies receiving
23 appropriations in part 1 shall prepare a report on out-of-state
24 travel expenses not later than January 1 of each year. The travel
25 report shall be a listing of all travel by classified and
26 unclassified employees outside this state in the immediately
27 preceding fiscal year that was funded in whole or in part with

1 funds appropriated in the department's budget. The report shall be
2 submitted to the house and senate standing committees on
3 appropriations, the house and senate fiscal agencies, and the state
4 budget director. The report shall include the following
5 information:

6 (a) The dates of each travel occurrence.

7 (b) The total transportation and related costs of each travel
8 occurrence, including the proportion funded with state general
9 fund/general purpose revenues, the proportion funded with state
10 restricted revenues, the proportion funded with federal revenues,
11 and the proportion funded with other revenues.

12 Sec. 219. The department shall maintain a searchable website
13 accessible by the public at no cost that includes, but is not
14 limited to, all of the following:

15 (a) Fiscal year-to-date expenditures by category.

16 (b) Fiscal year-to-date expenditures by appropriation unit.

17 (c) Fiscal year-to-date payments to a selected vendor,
18 including the vendor name, payment date, payment amount, and
19 payment description.

20 (d) The number of active department employees by job
21 classification.

22 (e) Job specifications and wage rates.

23 Sec. 220. The department shall ensure that faith-based
24 organizations are able to apply and compete for services, programs,
25 or contracts that they are qualified and suitable to fulfill. The
26 department shall not disqualify faith-based organizations solely on
27 the basis of the religious nature of their organization or their

1 guiding principles or statements of faith.

2 Sec. 221. (1) If the revenue collected by the department from
3 private and local sources exceeds the amount spent from amounts
4 appropriated in part 1, the revenue may be carried forward, with
5 approval from the state budget director, into the subsequent fiscal
6 year.

7 (2) The department shall provide a report on the amount of
8 each revenue stream to be carried forward, as well as the
9 cumulative amount, for the closing fiscal year by October 30, 2013,
10 to the senate and house appropriations subcommittees on the
11 department budget, the senate and house standing committees on
12 families and human services, and the senate and house fiscal
13 agencies and policy offices.

14 Sec. 222. The department shall report no later than April 1 of
15 the current fiscal year on each specific policy change made to
16 implement a public act affecting the department that took effect
17 during the prior calendar year to the house and senate
18 appropriations subcommittees on the budget for the department, the
19 joint committee on administrative rules, and the senate and house
20 fiscal agencies.

21 Sec. 225. The department may hire physicians to be part of the
22 medical review team (MRT) on a temporary basis if Medicaid
23 applications are backlogged more than 2,000. The temporary
24 physicians shall be retained until the backlog has dropped below
25 2,000 for 2 consecutive months. The role of the physicians will be
26 to obtain medical evidence from and grant medical determinations to
27 applicants.

1 Sec. 240. The department shall notify the house and senate
2 appropriations committees and the house and senate fiscal agencies
3 of any changes to a child welfare master contract that results in
4 increased rates or increased spending on services not less than 30
5 days before the change takes effect.

6 Sec. 250. Amounts appropriated in part 1 for information
7 technology may be designated as work projects and carried forward
8 to support technology projects under the direction of the
9 department of technology, management, and budget. Funds designated
10 in this manner are not available for expenditure until approved as
11 work projects under section 451a of the management and budget act,
12 1984 PA 431, MCL 18.1451a.

13 Sec. 251. The department and agencies receiving appropriations
14 in part 1 shall receive and retain copies of all reports funded
15 from appropriations in part 1. Federal and state guidelines for
16 short-term and long-term retention of records shall be followed.
17 The department may electronically retain copies of reports unless
18 otherwise required by federal and state guidelines.

19 Sec. 259. From the funds appropriated in part 1 for
20 information technology, departments and agencies shall pay user
21 fees to the department of technology, management, and budget for
22 technology-related services and projects. The user fees shall be
23 subject to provisions of an interagency agreement between the
24 department and agencies and the department of technology,
25 management, and budget.

26 Sec. 264. The department shall not take disciplinary action
27 against an employee for communicating with a member of the

1 legislature or his or her staff.

2 Sec. 265. Within 14 days after the release of the executive
3 budget recommendation, the department shall provide the state
4 budget director, the senate and house appropriations chairs, the
5 senate and house appropriations subcommittees on the department
6 budget, respectively, and the senate and house fiscal agencies with
7 an annual report on estimated state restricted fund balances, state
8 restricted fund projected revenues, and state restricted fund
9 expenditures for the fiscal years ending September 30, 2012 and
10 September 30, 2013.

11 Sec. 274. (1) The department, in collaboration with the state
12 budget office, shall submit to the house and senate appropriations
13 subcommittees on the department budget, the house and senate fiscal
14 agencies, and the house and senate policy offices on the day the
15 governor submits to the legislature the budget for the ensuing
16 fiscal year a report on spending and revenue projections for each
17 of the capped federal funds listed below. The report shall contain
18 actual spending and revenue in the previous fiscal year, spending
19 and revenue projections for the current fiscal year as enacted, and
20 spending and revenue projections within the executive budget
21 proposal for the fiscal year beginning October 1, 2013 for each
22 individual line item for the department budget. The report shall
23 also include federal funds transferred to other departments. The
24 capped federal funds shall include, but not be limited to, all of
25 the following:

26 (a) TANF.

27 (b) Title XX social services block grant.

1 (c) Title IV-B part I child welfare services block grant.

2 (d) Title IV-B part II promoting safe and stable families
3 funds.

4 (2) By February 15 of the current fiscal year, the department
5 shall prepare an annual report of its efforts to identify
6 additional TANF maintenance of effort sources from all of the
7 following, but not limited to:

8 (a) Other departments.

9 (b) Local units of government.

10 (c) Private sources.

11 Sec. 279. (1) All contracts relating to human services shall
12 be performance-based contracts that employ a client-centered
13 results-oriented process that is based on measurable performance
14 indicators and desired outcomes and includes the annual assessment
15 of the quality of services provided.

16 (2) During the annual budget presentation, the department
17 shall provide the senate and house appropriations subcommittees on
18 the department budget and the senate and house fiscal agencies and
19 policy offices a report detailing measurable performance
20 indicators, desired outcomes, and an assessment of the quality of
21 services provided by the department during the previous fiscal
22 year.

23 Sec. 284. (1) In addition to the funds appropriated in part 1,
24 there is appropriated an amount not to exceed \$200,000,000.00 for
25 federal contingency funds. These funds are not available for
26 expenditure until they have been transferred to another line item
27 in this act under section 393(2) of the management and budget act,

1 1984 PA 431, MCL 18.1393.

2 (2) In addition to the funds appropriated in part 1, there is
3 appropriated an amount not to exceed \$5,000,000.00 for state
4 restricted contingency funds. These funds are not available for
5 expenditure until they have been transferred to another line item
6 in this act under section 393(2) of the management and budget act,
7 1984 PA 431, MCL 18.1393.

8 (3) In addition to the funds appropriated in part 1, there is
9 appropriated an amount not to exceed \$20,000,000.00 for local
10 contingency funds. These funds are not available for expenditure
11 until they have been transferred to another line item in this act
12 under section 393(2) of the management and budget act, 1984 PA 431,
13 MCL 18.1393.

14 (4) In addition to the funds appropriated in part 1, there is
15 appropriated an amount not to exceed \$20,000,000.00 for private
16 contingency funds. These funds are not available for expenditure
17 until they have been transferred to another line item in this act
18 under section 393(2) of the management and budget act, 1984 PA 431,
19 MCL 18.1393.

20 (5) In addition to the funds appropriated in part 1, there is
21 appropriated an amount not to exceed \$40,000,000.00 for federal
22 TANF contingency funds. It is the intent of the legislature that
23 these funds shall be used to meet any shortfalls in budgeting for
24 ongoing expenses that meet the eligibility requirements of the TANF
25 block grant and for any other appropriate program expenses. These
26 funds are not available for expenditure until they have been
27 transferred to another line item in this act under section 393(2)

1 of the management and budget act, 1984 PA 431, MCL 18.1393.

2 Sec. 290. Any public advertisement for state assistance shall
3 also inform the public of the welfare fraud hotline operated by the
4 department.

5 Sec. 291. (1) The department shall verify, using the e-verify
6 system, that all new department employees, and new hire employees
7 of contractors and subcontractors paid from funds appropriated in
8 this act, are legally present in the United States. The department
9 may verify this information directly or may require contractors and
10 subcontractors to verify the information and submit a certification
11 to the department.

12 (2) By March 1 of the current fiscal year, the department
13 shall submit to the house and senate appropriations committees and
14 the house and senate fiscal agencies a report certifying that it
15 has verified, or has required contractors and subcontractors to
16 verify, using the e-verify system, that all new department
17 employees and new hire employees of contractors and subcontractors
18 are legally present in the United States.

19 Sec. 293. The department may use funds from the funds
20 appropriated in part 1 to strengthen marriage and family relations
21 through the practice of marriage and family therapy for
22 individuals, families, couples, or groups. The goal of the therapy
23 shall be strengthening families by helping them avoid, eliminate,
24 relieve, manage, or resolve marital or family conflict or discord.

25 Sec. 294. Funds appropriated in part 1 for the statewide
26 automated child welfare information system is contingent upon the
27 approval of an advanced planning document from the administration

1 for children and families. If the necessary matching funds are
2 identified and legislatively transferred to the information and
3 technology services and projects line item for this purpose, any
4 corresponding federal revenue required shall be appropriated at a
5 50% federal match rate. This appropriation may be designated as a
6 work project under section 451a of the management and budget act,
7 1984 PA 431, MCL 18.1451a, and carried forward to support
8 completion of this project.

9 Sec. 296. Not later than November 15, the department shall
10 prepare and transmit a report that provides for estimates of the
11 total general fund/general purpose appropriation lapses at the
12 close of the fiscal year. This report shall summarize the projected
13 year-end general fund/general purpose appropriation lapses by major
14 departmental program or program areas. The report shall be
15 transmitted to the office of the state budget, the chairpersons of
16 the senate and house appropriations committees, and the senate and
17 house fiscal agencies.

18 Sec. 298. By March 1 of the current fiscal year, the
19 department shall provide to the senate and house appropriations
20 subcommittees on the department budget, the senate and house fiscal
21 agencies, and the senate and house policy offices an annual report
22 on the supervisor-to-staff ratio by department divisions and
23 subdivisions.

24 **EXECUTIVE OPERATIONS**

25 Sec. 307. (1) From the funds appropriated in part 1 for
26 demonstration projects, \$400,000.00 shall be distributed as

1 provided in subsection (2). The amount distributed under this
2 subsection shall not exceed 50% of the total operating expenses of
3 the program described in subsection (2), with the remaining 50%
4 paid by local United Way organizations and other nonprofit
5 organizations and foundations.

6 (2) Funds distributed under subsection (1) shall be
7 distributed to Michigan 2-1-1, a nonprofit corporation organized
8 under the laws of this state that is exempt from federal income tax
9 under section 501(c)(3) of the internal revenue code, 26 USC
10 501(c)(3), and whose mission is to coordinate and support a
11 statewide 2-1-1 system. Michigan 2-1-1 shall use the funds only to
12 fulfill the Michigan 2-1-1 business plan adopted by Michigan 2-1-1
13 in January 2005.

14 (3) Michigan 2-1-1 shall refer to the department any calls
15 received reporting fraud, waste, or abuse of state-administered
16 public assistance.

17 (4) Michigan 2-1-1 shall report annually to the department and
18 the house and senate standing committees with primary jurisdiction
19 over matters relating to human services and telecommunications on
20 2-1-1 system performance, including, but not limited to, call
21 volume by community health and human service needs and unmet needs
22 identified through caller data and customer satisfaction metrics.

23 **ADULT AND FAMILY SERVICES**

24 Sec. 415. (1) If funds become available in part 1, the
25 department may contract with independent contractors from various
26 counties, including, but not limited to, faith-based and nonprofit

1 organizations. Preference shall be given to independent contractors
2 that provide at least 10% in matching funds, through any
3 combination of local, state, or federal funds or in-kind or other
4 donations. However, an independent contractor that cannot secure
5 matching funds shall not be excluded from consideration for the
6 fatherhood program.

7 (2) The department may choose providers that will work with
8 counties to help eligible fathers under TANF guidelines to acquire
9 skills that will enable them to increase their responsible behavior
10 toward their children and the mothers of their children. An
11 increase of financial support for their children should be a very
12 high priority as well as emotional support.

13 (3) A fatherhood initiative program established under this
14 section shall minimally include at least 3 of the following
15 components: promoting responsible, caring, and effective parenting
16 through counseling; mentoring and parental education; enhancing the
17 abilities and commitment of unemployed or low-income fathers to
18 provide material support for their families and to avoid or leave
19 welfare programs by assisting them to take advantage of job search
20 programs, job training, and education to improve their work habits
21 and work skills; improving fathers' ability to effectively manage
22 family business affairs by means such as education, counseling, and
23 mentoring in household matters; infant care; effective
24 communication and respect; anger management; children's financial
25 support; and drug-free lifestyle.

26 (4) The department is authorized to make allocations of TANF
27 funds, of not more than 20% per county, under this section only to

1 agencies that report necessary data to the department for the
2 purpose of meeting TANF eligibility reporting requirements.

3 (5) Upon receipt of the promotion of responsible fatherhood
4 funds from the United States department of health and human
5 services, the department shall use the program criteria set forth
6 in subsection (3) to implement the program with the federal funds.

7 Sec. 416. (1) If funds become available in part 1, the
8 department may contract with independent contractors from various
9 counties, including, but not limited to, faith-based and nonprofit
10 organizations. Preference shall be given to independent contractors
11 that provide at least 10% in matching funds, through any
12 combination of local, state, or federal funds or in-kind or other
13 donations. However, an independent contractor that cannot secure
14 matching funds shall not be excluded from consideration for a
15 marriage initiative program.

16 (2) The department may choose providers to work with counties
17 that will work to support and strengthen marriages of those
18 eligible under the TANF guidelines. The areas of work may include,
19 but are not limited to, marital counseling, domestic violence
20 counseling, family counseling, effective communication, and anger
21 management as well as parenting skills to improve the family
22 structure.

23 (3) A marriage initiative program established under this
24 section may include, but is not limited to, 1 or more of the
25 following: public advertising campaigns on the value of marriage
26 and the skills needed to increase marital stability and health;
27 education in high schools on the value of marriage, relationship

1 skills, and budgeting; premarital, marital, family, and domestic
2 violence counseling; effective communication; marriage mentoring
3 programs which use married couples as role models and mentors in
4 at-risk communities; anger management; and parenting skills to
5 improve the family structure.

6 (4) The department is authorized to make allocations of TANF
7 funds, of not more than 20% per county, under this section only to
8 agencies that report necessary data to the department for the
9 purpose of meeting TANF eligibility reporting requirements.

10 (5) Upon receipt of the healthy marriage promotion grant from
11 the United States department of health and human services, the
12 department shall use the program criteria set forth in subsection
13 (3) to implement the program with the federal funds.

14 Sec. 420. (1) From the funds appropriated in part 1, the
15 department shall contract with the prosecuting attorneys
16 association of Michigan for 2 elder abuse resource prosecuting
17 attorneys positions to provide the support and services necessary
18 to increase the capability of the state's prosecutors, adult
19 protective service system, and criminal justice system to
20 effectively identify, investigate, and prosecute elder abuse and
21 financial exploitation.

22 (2) By March 1 of the current fiscal year, the prosecuting
23 attorneys association shall provide a report on the efficacy of the
24 contract to the state budget office, the house and senate
25 appropriations subcommittees on the department budget, the house
26 and senate fiscal agencies, and the house and senate policy
27 offices.

1 Sec. 423. From the funds appropriated in part 1 for elder law
2 of Michigan MiCAFE contract, the department shall allocate not less
3 than \$175,000.00 to the elder law of Michigan MiCAFE to assist this
4 state's elderly population to participate in the food assistance
5 program. The funds may be used as state matching funds to acquire
6 available United States department of agriculture funding to
7 provide outreach program activities, such as eligibility screen and
8 information services, as part of a statewide food stamp hotline.

9 Sec. 424. Not later than April 1, 2013, the department may
10 enter into a contract with a nonprofit entity that operates
11 throughout this state to provide vehicle purchases and vehicle
12 repairs for all low-income individuals who the department
13 determines are eligible. The department shall work in conjunction
14 with the nonprofit entity to ensure that the barriers to self-
15 sufficiency are removed for each individual.

16 Sec. 425. From the funds appropriated in part 1, the
17 department shall provide individuals not more than \$500.00 for
18 vehicle repairs, including any repairs done in the previous 12
19 months. However, the department may in its discretion pay for
20 repairs up to \$900.00. Payments under this section shall include
21 the combined total of payments made by the department and work
22 participation program. By December 31, the department shall provide
23 to the senate and house appropriations subcommittees on the
24 department budget, the senate and house fiscal agencies, and the
25 senate and house policy offices a report detailing the number of
26 payments for repairs that exceeded \$500.00 in the prior fiscal
27 year.

1 **CHILDREN'S SERVICES**

2 Sec. 501. A goal is established that not more than 35% of all
3 children in foster care at any given time during the current fiscal
4 year will have been in foster care for 24 months or more. During
5 the annual budget presentation, the department shall provide a
6 report describing the steps that will be taken to achieve the
7 specific goal established in this section.

8 Sec. 502. From the funds appropriated in part 1 for foster
9 care, the department shall provide 50% reimbursement to Indian
10 tribal governments for foster care expenditures for children who
11 are under the jurisdiction of Indian tribal courts and who are not
12 otherwise eligible for federal foster care cost sharing.

13 Sec. 503. The department shall oversee a contract with an
14 outside vendor to establish per diem rates for private agencies
15 providing foster care, residential care, and juvenile justice, and
16 to establish per diem rates for the department providing same
17 services, using an economic rate-setting methodology that results
18 in a rate that is adequate, reasonable, cost-based, compliant with
19 federal regulations, and supportive of state contractual
20 requirements. The outside vendor shall consult with private
21 providers that have contracts with the department on establishing
22 the costs of providing services. The outside vendor shall establish
23 an agreement among the private providers and the department on the
24 parameters for setting the costs before recommending the per diem
25 rates. The rates shall be established by an outside vendor before
26 the implementation of contracts. The department shall provide to

1 the senate and house appropriations subcommittees on the department
2 budget, the senate and house standing committees on families and
3 human services, and the senate and house fiscal agencies and policy
4 offices a report detailing the rates by March 1 of the current
5 fiscal year.

6 Sec. 504. The department shall establish the statewide
7 automated child welfare information system by September 30, 2013.

8 Sec. 505. By March 1 of the current fiscal year, the
9 department and Wayne County shall provide to the senate and house
10 appropriations committees on the department budget and the senate
11 and house fiscal agencies and policy offices a report for youth
12 served in the previous fiscal year and in the first quarter of the
13 current fiscal year outlining the number of youth served within
14 each juvenile justice system, the type of setting for each youth,
15 performance outcomes, and financial costs or savings.

16 Sec. 506. The department shall guarantee that a child under
17 state or court supervision who receives Medicaid will continue to
18 receive Medicaid with no break in coverage if the child moves to
19 another county and remains under the supervision of the state or
20 court. The state or court supervision in this section may be
21 provided through public or private service providers.

22 Sec. 507. The department's ability to satisfy appropriation
23 deducts in part 1 for foster care private collections shall not be
24 limited to collections and accruals pertaining to services provided
25 only in the current fiscal year but may include revenues collected
26 during the current fiscal year for services provided in prior
27 fiscal years.

1 Sec. 508. (1) In addition to the amount appropriated in part 1
2 for children's trust fund grants, money granted or money received
3 as gifts or donations to the children's trust fund created by 1982
4 PA 249, MCL 21.171 to 21.172, is appropriated for expenditure.

5 (2) The department and the child abuse neglect and prevention
6 board shall collaborate to ensure that administrative delays are
7 avoided and the local grant recipients and direct service providers
8 receive money in an expeditious manner. The department and board
9 shall seek to have the children's trust fund grants distributed no
10 later than October 31 of the current fiscal year.

11 Sec. 510. The department, in conjunction with the legislature
12 and representatives from the counties and private child welfare
13 providers, shall carry out a work group to determine how the state
14 can best assist counties on identifying and providing performance-
15 based community programs for foster care and juvenile justice. By
16 March 1, 2013, the department shall provide to the senate and house
17 appropriations subcommittees on the department budget, the senate
18 and house standing committees on families and human services, and
19 the senate and house fiscal agencies and policy offices a report
20 detailing the work group findings.

21 Sec. 511. (1) By February 1, 2013, the department, in
22 conjunction with the legislature, representatives from private
23 providers, state court administrators, and other interested
24 parties, shall carry out a work group to determine which statewide,
25 standardized assessment tools will be used for children in both the
26 foster care and juvenile justice systems, and the costs of
27 implementing the tools. The tools shall be used by the state, the

1 private providers, and the courts for all children under their
2 supervision. By March 1, 2013, the department shall provide to the
3 senate and house appropriations subcommittees on the department
4 budget, the senate and house standing committees on families and
5 human services, and the senate and house fiscal agencies and policy
6 offices a report detailing the work group findings.

7 (2) The department shall track the number and percentage of
8 children who received both a physical and mental health assessment
9 before placement in the foster care and juvenile justice systems
10 and provide quarterly reports to the senate and house
11 appropriations subcommittees on the department budget, the senate
12 and house standing committees on families and human services, and
13 the senate and house fiscal agencies and policy offices on the
14 number and percentage of children who received the assessments.

15 Sec. 512. The department shall conduct an analysis of expenses
16 in the child care fund at the county level. By March 1, 2013, the
17 department shall provide to the senate and house appropriations
18 subcommittees on the department budget, the senate and house
19 standing committees on families and human services, and the senate
20 and house fiscal agencies and policy offices a report detailing the
21 findings.

22 Sec. 513. (1) The department shall not expend funds
23 appropriated in part 1 to pay for the direct placement by the
24 department of a child in an out-of-state facility unless all of the
25 following conditions are met:

26 (a) There is no appropriate placement available in this state
27 as determined by the department interstate compact office.

1 (b) An out-of-state placement exists that is nearer to the
2 child's home than the closest appropriate in-state placement as
3 determined by the department interstate compact office.

4 (c) The out-of-state facility meets all of the licensing
5 standards of this state for a comparable facility.

6 (d) The out-of-state facility meets all of the applicable
7 licensing standards of the state in which it is located.

8 (e) The department has done an on-site visit to the out-of-
9 state facility, reviewed the facility records, reviewed licensing
10 records and reports on the facility, and believes that the facility
11 is an appropriate placement for the child.

12 (2) The department shall not expend money for a child placed
13 in an out-of-state facility without approval of the deputy director
14 for children's services. The department shall notify the
15 appropriate state agency in that state including the name of the
16 out-of-state provider who accepted the placement.

17 (3) The department shall submit a report by February 1 of the
18 current fiscal year on the number of children who were placed in
19 out-of-state facilities during the previous fiscal year, the number
20 of Michigan children residing in such facilities at the time of the
21 report, the total cost and average per diem cost of these out-of-
22 state placements to this state, and a list of each such placement
23 arranged by the Michigan county of residence for each child.

24 Sec. 514. The department shall make a comprehensive report
25 concerning children's protective services (CPS) to the legislature,
26 including the senate and house policy offices and the state budget
27 director, by January 1 of the current fiscal year, that shall

1 include all of the following:

2 (a) Statistical information including, at a minimum, all of
3 the following:

4 (i) The total number of reports of abuse or neglect
5 investigated under the child protection law, 1975 PA 238, MCL
6 722.621 to 722.638, and the number of cases classified under
7 category I or category II and the number of cases classified under
8 category III, category IV, or category V.

9 (ii) Characteristics of perpetrators of abuse or neglect and
10 the child victims, such as age, relationship, race, and ethnicity
11 and whether the perpetrator exposed the child victim to drug
12 activity, including the manufacture of illicit drugs, that exposed
13 the child victim to substance abuse, a drug house, or
14 methamphetamine.

15 (iii) The mandatory reporter category in which the individual
16 who made the report fits, or other categorization if the individual
17 is not within a group required to report under the child protection
18 law, 1975 PA 238, MCL 722.621 to 722.638.

19 (iv) The number of cases that resulted in the separation of the
20 child from the parent or guardian and the period of time of that
21 separation, up to and including termination of parental rights.

22 (v) For the reported complaints of abuse or neglect by
23 teachers, school administrators, and school counselors, the number
24 of cases classified under category I or category II and the number
25 of cases classified under category III, category IV, or category V.

26 (vi) For the reported complaints of abuse or neglect by
27 teachers, school administrators, and school counselors, the number

1 of cases that resulted in separation of the child from the parent
2 or guardian and the period of time of that separation, up to and
3 including termination of parental rights.

4 (b) New policies related to children's protective services
5 including, but not limited to, major policy changes and court
6 decisions affecting the children's protective services system
7 during the immediately preceding 12-month period.

8 (c) The information contained in the report required under
9 section 8d(5) of the child protection law, 1975 PA 238, MCL
10 722.628d, on cases classified under category III.

11 (d) The department policy, or changes to the department
12 policy, regarding children who have been exposed to the production
13 or manufacture of methamphetamines.

14 Sec. 515. The department, in conjunction with court and county
15 personnel and representatives of the private child welfare agencies
16 operating in Kent County, shall conduct a work group that will
17 identify a plan for implementing a pilot program to privatize all
18 foster care and adoption services, except for child protective
19 services, in Kent County by September 30, 2013.

20 Sec. 516. The department shall prepare a report by county that
21 includes the number and percentage of foster care parents who were
22 successfully retained in the foster care program and compares
23 figures at the beginning of the fiscal year to the end-of-year
24 totals and provide the report by October 30, 2013 to the senate and
25 house appropriations subcommittees on the department budget, the
26 senate and house standing committees on families and human
27 services, and the senate and house fiscal agencies and policy

1 offices.

2 Sec. 517. The department, in conjunction with the legislature,
3 shall conduct a work group on the feasibility of implementing a
4 dual-track child protective services pilot program and shall
5 examine the state's definition of child abuse and shall determine
6 whether the definition should be amended. By March 1, 2013, the
7 department shall provide a report on the findings of the work group
8 to the senate and house appropriations subcommittees on the
9 department budget, the senate and house standing committees on
10 families and human services, and the senate and house fiscal
11 agencies and policy offices.

12 Sec. 519. The department shall permit any private agency that
13 has an existing contract with this state to provide foster care
14 services to be also eligible to provide treatment foster care
15 services.

16 Sec. 523. (1) By March 15 of the current fiscal year, the
17 department shall report on family preservation programs for which
18 money is appropriated in part 1 to the senate and house
19 appropriations subcommittees on the department budget. The report
20 shall contain all of the following for each program:

21 (a) The average cost per recipient served.

22 (b) Measurable performance indicators.

23 (c) Desired outcomes or results and goals that can be measured
24 on an annual basis, or desired results for a defined number of
25 years.

26 (d) Monitored results.

27 (e) Innovations that may include savings or reductions in

1 administrative costs.

2 (2) If money becomes available in part 1 for youth in
3 transition and domestic violence prevention and treatment, the
4 department is authorized to make allocations of TANF funds only to
5 agencies that report necessary data to the department for the
6 purpose of meeting TANF eligibility reporting requirements.

7 Sec. 525. The department shall implement the same on-site
8 evaluation processes for privately operated child welfare and
9 juvenile justice residential facilities as is used to evaluate
10 state-operated facilities. Penalties for noncompliance shall be the
11 same for privately operated child welfare and juvenile justice
12 residential facilities and state-operated facilities.

13 Sec. 526. From the funds appropriated in part 1 for foster
14 care payments and related administrative costs, the department may
15 implement the federally approved title IV-E child welfare waiver
16 demonstration project.

17 Sec. 527. Per the department's request for 577.0 additional
18 FTEs, the funds to cover these costs shall be transferred from the
19 child welfare staffing enhancement line item to the appropriate
20 salary and wages, central support, information technology, and
21 contractual services, supplies, and materials line items. These
22 funds are not available for expenditure until they have been
23 transferred to another line item in this act under section 393(2)
24 of the management and budget act, 1984 PA 431, MCL 18.1393.

25 Sec. 532. (1) The department, in collaboration with
26 representatives of private child and family agencies, shall revise
27 and improve the annual licensing review process and the annual

1 contract compliance review process for child placing agencies and
2 child caring institutions. The improvement goals shall be safety
3 and care for children. Improvements to the review process shall be
4 directed toward alleviating administrative burdens so that agency
5 resources may be focused on children. The revision shall include
6 identification of duplicative staff activities and information
7 sought from child placing agencies and child caring institutions in
8 the annual review process. The department shall report to the
9 senate and house appropriations subcommittees on the department
10 budget, the senate and house fiscal agencies and policy offices,
11 and the state budget director on or before January 15 of the
12 current fiscal year on the findings of the annual licensing review.

13 (2) The department shall conduct licensing reviews no more
14 than once every 2 years for child placing agencies and child caring
15 institutions that are nationally accredited and have no outstanding
16 violations.

17 Sec. 533. (1) The department shall make payments to child
18 placing facilities for in-home and out-of-home care services and
19 adoption services within 30 days of receiving all necessary
20 documentation from those agencies.

21 (2) The department shall establish a work group in conjunction
22 with the legislature and private service providers to develop a
23 plan to implement electronic invoices and payments for all
24 contracts with child placing agencies.

25 (3) The department shall provide a report on the activities
26 under this section by March 1, 2013 for implementation in the
27 fiscal year ending September 30, 2014.

1 Sec. 537. The department, in collaboration with child placing
2 agencies, shall develop a strategy to implement section 115o of the
3 social welfare act, 1939 PA 280, MCL 400.115o. The strategy shall
4 include a requirement that a department caseworker responsible for
5 preparing a recommendation to a court concerning a juvenile
6 placement shall provide, as part of the recommendation, information
7 regarding the requirements of section 115o of the social welfare
8 act, 1939 PA 280, MCL 400.115o.

9 Sec. 540. If a physician or psychiatrist who is providing
10 services to state or court wards placed in a residential facility
11 submits a formal request to the department to change the
12 psychotropic medication of a ward, the department shall, if the
13 ward is a state ward, make a determination on the proposed change
14 within 30 days after the request or, if the ward is a temporary
15 court ward, seek parental consent within 7 business days after the
16 request.

17 Sec. 546. (1) From the funds appropriated in part 1 for foster
18 care payments and from child care fund, the department shall pay
19 providers of foster care services not less than a \$37.00
20 administrative rate.

21 (2) From the funds appropriated in part 1 for foster care
22 payments and from child care fund, the department shall pay
23 providers of general independent living services not less than a
24 \$28.00 administrative rate.

25 (3) From the funds appropriated in part 1, the department
26 shall reinstate the specialized independent living services
27 administrative rate to levels that were in place for the fiscal

1 year ending September 30, 2011.

2 Sec. 556. The department shall provide an annual report to the
3 subcommittees of the senate and house appropriations committees on
4 the department budget with the number of complaints filed by
5 adoptive parents who were not notified that their adopted child had
6 special needs.

7 Sec. 574. (1) From the funds appropriated in part 1 for foster
8 care payments, \$2,500,000.00 is allocated to support contracts with
9 child placing agencies to facilitate the licensure of relative
10 caregivers as foster parents. Agencies shall receive \$2,300.00 for
11 each facilitated licensure. The agency facilitating the licensure
12 would retain the placement and continue to provide case management
13 services for at least 50% of the newly licensed cases for which the
14 placement was appropriate to the agency. Up to 50% of the newly
15 licensed cases would have direct foster care services provided by
16 the department.

17 (2) From the funds appropriated for foster care payments,
18 \$375,000.00 is allocated to support family incentive grants to
19 private and community-based foster care service providers to assist
20 with home improvements or payment for physical exams for applicants
21 needed by foster families to accommodate foster children.

22 Sec. 583. By February 1 of the current fiscal year, the
23 department shall implement the recommendations of the work group
24 conducted in the fiscal year ending September 30, 2012 to determine
25 what caused individuals participating as foster parents during the
26 previous fiscal year to drop out of the program. The department
27 shall provide to the senate and house appropriations subcommittees

1 on the department budget, the senate and house standing committees
2 on families and human services, and the senate and house fiscal
3 agencies and policy offices a report detailing the department's
4 progress in implementing the recommendations.

5 Sec. 585. (1) The department shall allow private nationally
6 accredited foster care and adoption agencies to conduct their own
7 staff training, based on current department policies and
8 procedures, provided that the agency trainer and training materials
9 are accredited by the department and that the agency documents to
10 the department that the training was provided. The department shall
11 provide access to any training materials requested by the private
12 agencies to facilitate this training.

13 (2) The department shall post on the department's website a
14 list of all relevant departmental training materials available to
15 private child placing agencies that are allowed to conduct their
16 own training in accordance with this section. The department shall
17 also provide to private child placing agencies that are allowed to
18 conduct their own training any updated training materials as they
19 become available.

20 Sec. 588. (1) Concurrently with public release, the department
21 shall transmit all reports from the court-appointed settlement
22 monitor, including, but not limited to, the needs assessment and
23 period outcome reporting, to the state budget office, the senate
24 and house appropriations subcommittees on the department budget,
25 and the senate and house fiscal agencies, without revision.

26 (2) The department shall report quarterly to the state budget
27 office, the senate and house appropriations subcommittees on the

1 department budget, and the senate and house fiscal agencies, on the
2 number of children enrolled in the guardianship assistance and
3 foster care - children with serious emotional disturbance waiver
4 programs.

5 Sec. 589. (1) From the funds appropriated in part 1 to
6 facilitate the transfer of foster care cases currently under
7 department supervision from department supervision to private child
8 placing agency supervision, the department shall not transfer any
9 foster care cases that require a county contribution to the private
10 agency administrative rate.

11 (2) On a monthly basis, the department shall report on the
12 number of all foster care cases administered by the department and
13 all foster care cases administered by private providers.

14 **PUBLIC ASSISTANCE**

15 Sec. 601. Whenever a client agrees to the release of his or
16 her name and address to the local housing authority, the department
17 shall request from the local housing authority information
18 regarding whether the housing unit for which vendoring has been
19 requested meets applicable local housing codes. Vendoring shall be
20 terminated for those units that the local authority indicates in
21 writing do not meet local housing codes until such time as the
22 local authority indicates in writing that local housing codes have
23 been met.

24 Sec. 604. (1) The department shall operate a state disability
25 assistance program. Except as provided in subsection (3), persons
26 eligible for this program shall include needy citizens of the

1 United States or aliens exempted from the supplemental security
2 income citizenship requirement who are at least 18 years of age or
3 emancipated minors meeting 1 or more of the following requirements:

4 (a) A recipient of supplemental security income, social
5 security, or medical assistance due to disability or 65 years of
6 age or older.

7 (b) A person with a physical or mental impairment which meets
8 federal supplemental security income disability standards, except
9 that the minimum duration of the disability shall be 90 days.

10 Substance abuse alone is not defined as a basis for eligibility.

11 (c) A resident of an adult foster care facility, a home for
12 the aged, a county infirmary, or a substance abuse treatment
13 center.

14 (d) A person receiving 30-day postresidential substance abuse
15 treatment.

16 (e) A person diagnosed as having acquired immunodeficiency
17 syndrome.

18 (f) A person receiving special education services through the
19 local intermediate school district.

20 (g) A caretaker of a disabled person who meets the
21 requirements specified in subdivision (a), (b), (e), or (f).

22 (2) Applicants for and recipients of the state disability
23 assistance program shall be considered needy if they:

24 (a) Meet the same asset test as is applied for the family
25 independence program.

26 (b) Have a monthly budgetable income that is less than the
27 payment standards.

1 (3) Except for a person described in subsection (1)(c) or (d),
2 a person is not disabled for purposes of this section if his or her
3 drug addiction or alcoholism is a contributing factor material to
4 the determination of disability. "Material to the determination of
5 disability" means that, if the person stopped using drugs or
6 alcohol, his or her remaining physical or mental limitations would
7 not be disabling. If his or her remaining physical or mental
8 limitations would be disabling, then the drug addiction or
9 alcoholism is not material to the determination of disability and
10 the person may receive state disability assistance. Such a person
11 must actively participate in a substance abuse treatment program,
12 and the assistance must be paid to a third party or through vendor
13 payments. For purposes of this section, substance abuse treatment
14 includes receipt of inpatient or outpatient services or
15 participation in alcoholics anonymous or a similar program.

16 Sec. 605. The level of reimbursement provided to state
17 disability assistance recipients in licensed adult foster care
18 facilities shall be the same as the prevailing supplemental
19 security income rate under the personal care category.

20 Sec. 606. County department offices shall require each
21 recipient of family independence program and state disability
22 assistance who has applied with the social security administration
23 for supplemental security income to sign a contract to repay any
24 assistance rendered through the family independence program or
25 state disability assistance program upon receipt of retroactive
26 supplemental security income benefits.

27 Sec. 607. (1) The department's ability to satisfy

1 appropriation deductions in part 1 for state disability
2 assistance/supplemental security income recoveries and public
3 assistance recoupment revenues shall not be limited to recoveries
4 and accruals pertaining to state disability assistance, or family
5 independence assistance grant payments provided only in the current
6 fiscal year, but may include revenues collected during the current
7 year that are prior year related and not a part of the department's
8 accrued entries.

9 (2) The department may use supplemental security income
10 recoveries to satisfy the deduct in any line in which the revenues
11 are appropriated, regardless of the source from which the revenue
12 is recovered.

13 Sec. 608. Adult foster care facilities providing domiciliary
14 care or personal care to residents receiving supplemental security
15 income or homes for the aged serving residents receiving
16 supplemental security income shall not require those residents to
17 reimburse the home or facility for care at rates in excess of those
18 legislatively authorized. To the extent permitted by federal law,
19 adult foster care facilities and homes for the aged serving
20 residents receiving supplemental security income shall not be
21 prohibited from accepting third-party payments in addition to
22 supplemental security income provided that the payments are not for
23 food, clothing, shelter, or result in a reduction in the
24 recipient's supplemental security income payment.

25 Sec. 609. The state supplementation level under the
26 supplemental security income program for the personal care/adult
27 foster care and home for the aged categories shall not be reduced

1 during the current fiscal year. The legislature shall be notified
2 not less than 30 days before any proposed reduction in the state
3 supplementation level.

4 Sec. 610. (1) In developing good cause criteria for the state
5 emergency relief program, the department shall grant exemptions if
6 the emergency resulted from unexpected expenses related to
7 maintaining or securing employment.

8 (2) For purposes of determining housing affordability
9 eligibility for state emergency relief, a group is considered to
10 have sufficient income to meet ongoing housing expenses if their
11 total housing obligation does not exceed 75% of their total net
12 income.

13 (3) State emergency relief payments shall not be made to
14 individuals who have been found guilty of fraud in regard to
15 obtaining public assistance.

16 (4) State emergency relief payments shall not be made
17 available to persons who are out-of-state residents or illegal
18 immigrants.

19 (5) State emergency relief payments for rent assistance shall
20 be distributed directly to landlords and shall not be added to
21 Michigan bridge cards.

22 Sec. 611. The state supplementation level under the
23 supplemental security income program for the living independently
24 or living in the household of another categories shall not exceed
25 the minimum state supplementation level as required under federal
26 law or regulations.

27 Sec. 612. The department shall implement an asset test as part

1 of the eligibility determination for applicants and existing
2 recipients of the refugee assistance program medical benefits.

3 Sec. 613. The department shall provide reimbursements for the
4 final disposition of indigent persons if the deceased's remains
5 have not been claimed by a person having the right to control the
6 disposition of the body regardless of whether there is no person
7 with that right, the person cannot be located, or the person fails
8 or refuses to exercise that right. The maximum allowable
9 reimbursement for the final disposition shall be \$800.00. In
10 addition, reimbursement for a cremation permit fee of up to \$75.00
11 and for mileage at the standard rate will also be made available
12 for an eligible cremation. The reimbursements under this section
13 shall be used for disposal by cremation unless the deceased's
14 expressed religious preference prohibits cremation.

15 Sec. 615. Except as required by federal law or regulations,
16 funds appropriated in part 1 shall not be used to provide public
17 assistance to a person who is an illegal alien. This section shall
18 not prohibit the department from entering into contracts with food
19 banks, emergency shelter providers, or other human services
20 agencies who may, as a normal part of doing business, provide food
21 or emergency shelter.

22 Sec. 616. The department shall require retailers that
23 participate in the electronic benefits transfer program to charge
24 no more than \$2.50 in fees for cash back as a condition of
25 participation.

26 Sec. 617. The department shall prepare a report on the number
27 and percentage of public assistance recipients, categorized by type

1 of assistance received, who were no longer eligible for assistance
2 because of their status in the law enforcement information network
3 and provide the report by October 1, 2013 to the senate and house
4 appropriations subcommittees on the department budget, the senate
5 and house standing committees on families and human services, and
6 the senate and house fiscal agencies and policy offices.

7 Sec. 619. (1) Subject to subsection (2), the department shall
8 exempt from the denial of title IV-A assistance and food assistance
9 benefits under 21 USC 862a any individual who has been convicted of
10 a felony that included the possession, use, or distribution of a
11 controlled substance, after August 22, 1996, provided that the
12 individual is not in violation of his or her probation or parole
13 requirements. Benefits shall be provided to such individuals as
14 follows:

15 (a) A third-party payee or vendor shall be required for any
16 cash benefits provided.

17 (b) An authorized representative shall be required for food
18 assistance receipt.

19 (2) Subject to federal approval, an individual is not entitled
20 to the exemption in this section if the individual was convicted in
21 2 or more separate cases of a felony that included the possession,
22 use, or distribution of a controlled substance after August 22,
23 1996.

24 Sec. 643. As a condition of receipt of federal TANF funds,
25 homeless shelters and human services agencies shall collaborate
26 with the department to obtain necessary TANF eligibility
27 information on families as soon as possible after admitting a

1 family to the homeless shelter. From the funds appropriated in part
2 1 for homeless programs, the department is authorized to make
3 allocations of TANF funds only to the agencies that report
4 necessary data to the department for the purpose of meeting TANF
5 eligibility reporting requirements. Homeless shelters or human
6 services agencies that do not report necessary data to the
7 department for the purpose of meeting TANF eligibility reporting
8 requirements will not receive reimbursements which exceed the per
9 diem amount they received in fiscal year 2000. The use of TANF
10 funds under this section should not be considered an ongoing
11 commitment of funding.

12 Sec. 645. An individual or family is considered homeless, for
13 purposes of eligibility for state emergency relief, if living
14 temporarily with others in order to escape domestic violence. For
15 purposes of this section, domestic violence is defined and verified
16 in the same manner as in the department's policies on good cause
17 for not cooperating with child support and paternity requirements.

18 Sec. 653. From the funds appropriated in part 1 for food
19 assistance, an individual who is the victim of domestic violence
20 and does not qualify for any other exemption may be exempt from the
21 3-month in 36-month limit on receiving food assistance under 7 USC
22 2015. This exemption can be extended an additional 3 months upon
23 demonstration of continuing need.

24 Sec. 657. The department shall notify persons eligible for
25 extended family independence program benefits under section 57s of
26 the social welfare act, 1939 PA 280, MCL 400.57s, that receiving
27 extended family independence program benefits will count toward the

1 federal and state lifetime limits.

2 Sec. 660. From the funds appropriated in part 1 for food bank
3 funding, the department is authorized to make allocations of TANF
4 funds only to the agencies that report necessary data to the
5 department for the purpose of meeting TANF eligibility reporting
6 requirements. The agencies that do not report necessary data to the
7 department for the purpose of meeting TANF eligibility reporting
8 requirements will not receive allocations in excess of those
9 received in fiscal year 2000. The use of TANF funds under this
10 section should not be considered an ongoing commitment of funding.

11 Sec. 669. The department shall allocate up to \$2,880,000.00
12 for the annual clothing allowance. The allowance shall be granted
13 to all eligible children in a family independence program group
14 that does not include an adult.

15 Sec. 672. (1) The department's office of inspector general
16 shall report to the senate and house of representatives
17 appropriations subcommittees on the department budget, the senate
18 and house fiscal agencies, and the senate and house policy offices
19 by March 1 of the current fiscal year on department efforts to
20 reduce inappropriate use of Michigan bridge cards. The department
21 shall provide information on the number of recipients of services
22 who used their electronic benefit transfer card inappropriately and
23 the current status of each case, the number of recipients whose
24 benefits were revoked, whether permanently or temporarily, as a
25 result of inappropriate use, and the number of retailers that were
26 fined or removed from the electronic benefit transfer program for
27 permitting inappropriate use of the cards.

1 (2) As used in this section, "inappropriate use" means not
2 used to meet a family's ongoing basic needs, including food,
3 clothing, shelter, utilities, household goods, personal care items,
4 and general incidentals.

5 Sec. 677. The department shall establish a state goal for the
6 percentage of family independence program (FIP) cases involved in
7 employment activities. The percentage established shall not be less
8 than 50%. On a monthly basis, the department shall report to the
9 senate and house appropriations subcommittees on the department
10 budget, the senate and house fiscal agencies and policy offices,
11 and the state budget director on the current percentage of FIP
12 cases involved in JET employment activities and an estimate of the
13 current percentage of FIP cases that meet federal work
14 participation requirements.

15 Sec. 686. (1) The department shall ensure that program policy
16 requires caseworkers to confirm that individuals presenting
17 personal identification issued by another state seeking assistance
18 through the family independence program, food assistance program,
19 state disability assistance program, or medical assistance program
20 are not receiving benefits from any other state.

21 (2) The department shall require caseworkers to confirm the
22 address provided by any individual seeking family independence
23 program benefits or state disability assistance benefits.

24 (3) The department shall prohibit individuals with property
25 assets assessed at a value higher than \$500,000.00 from accessing
26 assistance through department-administered programs, unless such a
27 prohibition would violate federal rules and guidelines.

1 (4) The department shall require caseworkers to obtain an up-
2 to-date telephone number during the eligibility determination or
3 redetermination process for individuals seeking medical assistance
4 benefits. On a monthly basis, the department shall provide the
5 department of community health an updated list of telephone numbers
6 for medical assistance recipients.

7 Sec. 696. From the funds appropriated in part 1, the
8 department shall allocate \$1,000,000.00 to the Chaldean community
9 foundation. This money shall be utilized to provide translation
10 services, health care services, youth tutoring and mentoring
11 programs, and refugee resettlement services.

12 JUVENILE JUSTICE SERVICES

13 Sec. 706. Counties shall be subject to 50% chargeback for the
14 use of alternative regional detention services, if those detention
15 services do not fall under the basic provision of section 117e of
16 the social welfare act, 1939 PA 280, MCL 400.117e, or if a county
17 operates those detention services programs primarily with
18 professional rather than volunteer staff.

19 Sec. 707. In order to be reimbursed for child care fund
20 expenditures, counties are required to submit department-developed
21 reports to enable the department to document potential federally
22 claimable expenditures. This requirement is in accordance with the
23 reporting requirements specified in section 117a(7) of the social
24 welfare act, 1939 PA 280, MCL 400.117a.

25 Sec. 708. As a condition of receiving funds appropriated in
26 part 1 for the child care fund line item, by December 15 of the

1 current fiscal year, counties shall have an approved service
2 spending plan for the current fiscal year. Counties must submit the
3 service spending plan to the department by October 1 of the current
4 fiscal year for approval. The department shall approve within 30
5 calendar days after receipt a properly completed service plan that
6 complies with the requirements of the social welfare act, 1939 PA
7 280, MCL 400.1 to 400.119b.

8 Sec. 710. The department, Wayne County, and the third circuit
9 court may rewrite the memorandum of understanding (MOU) that
10 permits Wayne County to manage its juvenile justice system so that
11 the MOU takes into account all interested parties, including, but
12 not limited to, the legislature.

13 Sec. 719. The department shall notify the legislature at least
14 30 days before closing or making any change in the status,
15 including the licensed bed capacity and operating bed capacity, of
16 a state juvenile justice facility.

17 Sec. 721. If the demand for placements at state-operated
18 juvenile justice residential facilities exceeds capacity, the
19 department shall not increase the available occupancy or services
20 at the facilities, and shall post a request for proposals for a
21 contract with not less than 1 private provider of residential
22 services for juvenile justice youth to be a residential facility of
23 last resort.

24 **LOCAL OFFICE SERVICES**

25 Sec. 750. The department shall maintain out-stationed

1 eligibility specialists in community-based organizations, community
2 mental health agencies, nursing homes, and hospitals unless a
3 community-based organization, community mental health agency,
4 nursing home, or hospital requests that the program be discontinued
5 at its facility.

6 Sec. 753. By January 1, 2012, the department shall implement
7 the recommendations of the 2004 public private partnership
8 initiative's training committee to define, design, and implement a
9 train-the-trainer program to certify private agency staff to
10 deliver child welfare staff training, explore the use of e-learning
11 technologies, and include consumers in the design and
12 implementation of training. The intent of the legislature is to
13 reduce training and travel costs for both the department and the
14 private agencies. The department shall report no later than
15 December 1 of the current fiscal year on each specific policy
16 change made to implement enacted legislation and the plans to
17 implement the recommendations, including timelines, to the senate
18 and house appropriations subcommittees on the department budget,
19 the senate and house standing committees on human services matters,
20 the senate and house fiscal agencies and policy offices, and the
21 state budget director.

22 **CHILD SUPPORT ENFORCEMENT**

23 Sec. 901. (1) The appropriations in part 1 assume a total
24 federal child support incentive payment of \$26,500,000.00.

25 (2) From the federal money received for child support
26 incentive payments, \$12,000,000.00 shall be retained by the state

1 and expended for child support program expenses.

2 (3) From the federal money received for child support
3 incentive payments, \$14,500,000.00 shall be paid to the counties
4 based on each county's performance level for each of the federal
5 performance measures as established in 45 CFR 305.2.

6 (4) If the child support incentive payment to the state from
7 the federal government is greater than \$26,500,000.00, then 100% of
8 the excess shall be retained by the state and is appropriated until
9 the total retained by the state reaches \$15,397,400.00.

10 (5) If the child support incentive payment to the state from
11 the federal government is greater than the amount needed to satisfy
12 the provisions identified in subsections (1), (2), (3), and (4),
13 the additional funds shall be subject to appropriation by the
14 legislature.

15 (6) If the child support incentive payment to the state from
16 the federal government is less than \$26,500,000.00, then the state
17 and county share shall each be reduced by 50% of the shortfall.

18 Sec. 909. (1) If statewide retained child support collections
19 exceed \$38,300,000.00, 75% of the amount in excess of
20 \$38,300,000.00 is appropriated to legal support contracts. This
21 excess appropriation may be distributed to eligible counties to
22 supplement and not supplant county title IV-D funding.

23 (2) Each county whose retained child support collections in
24 the current fiscal year exceed its fiscal year 2004-2005 retained
25 child support collections, excluding tax offset and financial
26 institution data match collections in both the current year and
27 fiscal year 2004-2005, shall receive its proportional share of the

1 75% excess.

2 Sec. 910. (1) If title IV-D-related child support collections
3 are escheated, the state budget director is authorized to adjust
4 the sources of financing for the funds appropriated in part 1 for
5 legal support contracts to reduce federal authorization by 66% of
6 the escheated amount and increase general fund/general purpose
7 authorization by the same amount. This budget adjustment is
8 required to offset the loss of federal revenue due to the escheated
9 amount being counted as title IV-D program income in accordance
10 with federal regulations at 45 CFR 304.50.

11 (2) The department shall notify the chairs of the house and
12 senate appropriations subcommittees on the department budget and
13 the house and senate fiscal agencies within 15 days of the
14 authorization adjustment in subsection (1).

15 **COMMUNITY ACTION AND ECONOMIC OPPORTUNITY**

16 Sec. 1105. The department shall report to the house and senate
17 appropriations subcommittees on the department budget, the house
18 and senate fiscal agencies, the house and senate policy offices,
19 and the state budget office by February 1 of the current fiscal
20 year on the number of homes, the approximate value of each home,
21 and the square footage of each home weatherized through the
22 appropriations in section 104 during the preceding quarter of the
23 calendar year.

24 **ONE-TIME BASIS ONLY**

25 Sec. 1201. From the funds appropriated in part 1, the

1 department shall allocate \$2,500,000.00 for information technology
2 improvements that will improve the office of inspector general's
3 efforts to reduce waste, fraud, and abuse.

4 Sec. 1203. The department shall allocate \$1,000,000.00 for the
5 operation of a statewide before- or after-school program targeted
6 to children in kindergarten through ninth grade. Eligible programs
7 must serve geographic areas near school buildings that do not meet
8 federal no child left behind annual yearly progress (AYP)
9 requirements and that include the before- or after-school programs
10 in the AYP plans as a means to improve outcomes and serve children
11 living in households with income below 200% of the federal poverty
12 guidelines as established by the United States department of health
13 and human services.

14 Sec. 1205. (1) From the funds appropriated in part 1, the
15 department shall allocate \$500,000.00 to enter into a contract with
16 a state university or outside research entity to conduct a
17 behavioral health study of juvenile justice facilities operated or
18 contracted for by the state. The study shall utilize diagnostic
19 clinical interviews with and records reviews for a representative
20 random sample of juvenile justice system detainees to develop a
21 report on each of the following:

22 (a) The proportion of juvenile justice detainees with a
23 primary diagnosis of emotional disorder, the percentage of those
24 detainees considered to currently require mental health treatment,
25 and the proportion of those detainees currently receiving mental
26 health services, including a description and breakdown,
27 encompassing, at a minimum, the categories of inpatient,

1 residential, and outpatient care, of the type of mental health
2 services provided to those detainees.

3 (b) The proportion of juvenile justice detainees with a
4 primary diagnosis of addiction disorder, the percentage of those
5 detainees considered to currently require substance abuse
6 treatment, and the proportion of those detainees currently
7 receiving substance abuse services, including a description and
8 breakdown, encompassing, at a minimum, the categories of
9 residential and outpatient care, of the type of substance abuse
10 services provided to those detainees.

11 (c) The proportion of juvenile justice detainees with a dual
12 diagnosis of emotional disorder and addiction disorder, the
13 percentage of those detainees considered to currently require
14 treatment for their condition, and the proportion of those
15 detainees currently receiving that treatment, including a
16 description and breakdown, encompassing, at a minimum, the
17 categories of mental health inpatient, mental health residential,
18 mental health outpatient, substance abuse residential, and
19 substance abuse outpatient, of the type of treatment provided to
20 those detainees.

21 (d) Data indicating whether juvenile justice detainees with a
22 primary diagnosis of emotional disorder, a primary diagnosis of
23 addiction disorder, and a dual diagnosis of emotional disorder and
24 addiction disorder were previously hospitalized in a state
25 psychiatric hospital for persons with mental illness. These data
26 shall be broken down according to each of these 3 respective
27 categories.

1 (e) Data indicating whether and with what frequency juvenile
2 justice detainees with a primary diagnosis of emotional disorder, a
3 primary diagnosis of addiction disorder, and a dual diagnosis of
4 emotional disorder and addiction disorder have been detained
5 previously. These data shall be broken down according to each of
6 these 3 respective categories.

7 (f) Data classifying the types of offenses historically
8 committed by juvenile justice detainees with a primary diagnosis of
9 emotional disorder, a primary diagnosis of addiction disorder, and
10 a dual diagnosis of emotional disorder and addiction disorder.
11 These data shall be broken down according to each of these 3
12 respective categories.

13 (g) Data indicating whether juvenile justice detainees have
14 previously received services managed by a community mental health
15 program or substance abuse coordinating agency. These data shall be
16 broken down according to the respective categories of detainees
17 with a primary diagnosis of emotional disorder, a primary diagnosis
18 of addiction disorder, and a dual diagnosis of emotional disorder
19 and addiction disorder.

20 (2) The report referenced under subsection (1) would be
21 provided not later than June 30 of the current fiscal year to the
22 senate and house appropriations subcommittees on human services,
23 the senate and house fiscal agencies and policy offices, and the
24 state budget director.

25 Sec. 1207. (1) The department shall make a determination of
26 Medicaid eligibility not later than 60 days after all information
27 to make the determination is received from the applicant if

1 disability is an eligibility factor. For all other Medicaid
2 applicants, including patients of a nursing home, the department
3 shall make a determination of Medicaid eligibility within 45 days
4 of application.

5 (2) From the funds appropriated in part 1, the department
6 shall implement at 2 local offices a LEAN process to increase the
7 efficiency of Medicaid eligibility determination not later than
8 December 1, 2012. The goals of the LEAN process shall include, but
9 not be limited to, identifying ways to reduce the number of days
10 that a determination is made for applicants who have submitted all
11 required information from 60 days to 45 days for applicants for
12 whom disability is an eligibility factor, and 45 days to 30 days
13 for patients who reside in nursing homes and all other Medicaid
14 applicants.

15 (3) Not later than April 1, 2013, the department shall provide
16 a report to the senate and house appropriations subcommittees on
17 the department budget, the senate and house standing committees on
18 families and human services, and the senate and house fiscal
19 agencies and policy offices detailing the outcomes of the LEAN
20 process, the department's progress in achieving the eligibility
21 standard of promptness at the 2 local offices, and the department's
22 plan for implementing efficiency standards identified in the LEAN
23 process statewide.

24 Sec. 1208. From the funds appropriated in part 1 for Seita
25 scholarship program, the department shall allocate \$750,000.00 to
26 the Seita scholarship program.

PART 2A

PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS

FOR FISCAL YEAR 2013-2014

GENERAL SECTIONS

Sec. 1301. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2014 for the line items listed in part 1. The fiscal year 2013-2014 appropriations are anticipated to be the same as those for fiscal year 2012-2013, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2013 consensus revenue estimating conference.