

HOUSE BILL No. 5113

September 28, 1989, Introduced by Reps. Stabenow, Hollister, Wallace, Gubow, DeLange, Ciaramitaro and Leland and referred to the Committee on Mental Health.

A bill to amend section 244 of Act No. 258 of the Public Acts of 1974, entitled as amended

"Mental health code,"

as amended by Act No. 289 of the Public Acts of 1986, being section 330.1244 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 244 of Act No. 258 of the Public Acts of
2 1974, as amended by Act No. 289 of the Public Acts of 1986, being
3 section 330.1244 of the Michigan Compiled Laws, is amended to
4 read as follows:

5 Sec. 244. In addition to the duties and powers elsewhere
6 provided in this chapter, the department shall:

7 (a) Seek to develop and establish arrangements and
8 procedures for the effective coordination and integration of
9 state services and county program services.

1 (b) Review and evaluate, at times and in a manner the
2 department considers appropriate, the relevancy, quality, effec-
3 tiveness, and efficiency of county programs. In developing or
4 operating its county program information system, the department
5 shall not collect any information that would make it possible to
6 identify by name any individual who receives a service from a
7 county program. Any such information in the possession of the
8 department before August 6, 1974, shall not be disclosed by the
9 department.

10 (c) Provide consultative services to counties seeking to
11 establish a county program, and provide other consultative serv-
12 ices to county programs as the department considers feasible and
13 appropriate.

14 (d) Establish, or approve a county program's establishment
15 of, financial liability schedules, provisions, and procedures for
16 persons who receive mental health services from county programs,
17 in accordance with section 844. A person shall not be denied a
18 county program service because of an inability to pay for the
19 service on the part of those who are financially liable.

20 (e) Audit, or cause to be audited, the expenditure of state
21 funds by county programs. Copies of audit reports shall be for-
22 warded to the auditor general.

23 (f) Promulgate such rules, pursuant to the administrative
24 procedures act of 1969, Act No. 306 of the Public Acts of 1969,
25 as amended, being sections 24.201 to 24.328 of the Michigan
26 Compiled Laws, as it considers necessary or appropriate to
27 implement the objectives and provisions of this chapter.

1 ~~(g) Before planning and locating a specialized residential~~
2 ~~service as defined in section 300, including a residential home,~~
3 ~~in a city, village, or township, seek the advice and consultation~~
4 ~~of the governing body of the city, village, or township in which~~
5 ~~the specialized residential service is proposed to be located.~~

6 Section 2. This amendatory act shall not take effect unless
7 all of the following bills of the 85th Legislature are enacted
8 into law:

9 (a) Senate Bill No. ____ or House Bill No. 5111 (request
10 no. 03701'89).

11 (b) Senate Bill No. ____ or House Bill No. 5109 (request
12 no. 03702'89).

13 (c) Senate Bill No. ____ or House Bill No. 5112 (request
14 no. 03703'89).

15 (d) Senate Bill No. ____ or House Bill No. 5114 (request
16 no. 03705'89 *).

17 (e) Senate Bill No. ____ or House Bill No. 5110 (request
18 no. 03706'89).