

SENATE BILL No. 1104

February 3, 2010, Introduced by Senators BRATER, GLEASON, SCOTT and JACOBS and referred to the Committee on Appropriations.

A bill to amend 1974 PA 258, entitled
"Mental health code,"
by amending section 1002a (MCL 330.2002a).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1002a. (1) For a person confined in a place of detention
2 operated by a political subdivision of the state ~~and~~ who requests
3 mental health services, mental health services shall be provided by
4 the appropriate community mental health program ~~pursuant~~ **ACCORDING**
5 to the responsibilities described in section 206.

6 (2) The department of ~~mental~~ **COMMUNITY** health shall promulgate
7 rules ~~pursuant to Act No. 306 of the Public Acts of 1969, as~~
8 ~~amended, being sections 24.201 to 24.315 of the Michigan Compiled~~
9 ~~Laws,~~ **ACCORDING TO THE ADMINISTRATIVE PROCEDURES ACT OF 1969, 1969**

1 PA 306, MCL 24.201 TO 24.328, establishing a procedure for the
2 voluntary admission into a state mental health facility of a person
3 confined in a place of detention operated by a political
4 subdivision of the state.

5 (3) The involuntary admission into a state mental health
6 facility of a person confined in a place of detention operated by a
7 political subdivision of the state shall be governed by sections
8 423 to 444.

9 (4) NOTWITHSTANDING THE ABILITY OF A COMMUNITY MENTAL HEALTH
10 PROGRAM TO OBTAIN REIMBURSEMENT FOR PROVIDING MENTAL HEALTH
11 SERVICES FROM EITHER THE PRISONER, THE PERSON CHARGED, A THIRD
12 PARTY, OR ANY COMBINATION OF THOSE, THE FINANCIAL LIABILITY FOR
13 PROVIDING MENTAL HEALTH SERVICES SHALL BE THE RESPONSIBILITY OF THE
14 COMMUNITY MENTAL HEALTH PROGRAM PROVIDING THE MENTAL HEALTH
15 SERVICES WITHIN THE COUNTY.