

HOUSE BILL No. 5939

September 20, 2012, Introduced by Reps. Oakes, Ananich, Santana, Tlaib, Hovey-Wright, Brown, Dillon, Stanley, McCann, Cavanagh, Brunner and Lipton and referred to the Committee on Judiciary.

A bill to amend 1974 PA 258, entitled
"Mental health code,"
by amending section 208 (MCL 330.1208), as amended by 1995 PA 290.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 208. (1) Services provided by a community mental health
2 services program shall be directed to individuals who have a
3 serious mental illness, serious emotional disturbance, or
4 developmental disability.

5 (2) Services may be directed to individuals who have other
6 mental disorders that meet criteria specified in the most recent
7 diagnostic and statistical manual of mental health disorders
8 published by the American psychiatric association and may also be
9 directed to the prevention of mental disability and the promotion
10 of mental health. Resources that have been specifically designated
11 to community mental health services programs for services to

1 individuals with dementia, alcoholism, or substance abuse or for
2 the prevention of mental disability and the promotion of mental
3 health shall be utilized for those specific purposes.

4 (3) Priority shall be given to ~~the provision of~~ **PROVIDING**
5 services to ~~individuals~~ **ALL OF THE FOLLOWING:**

6 (A) **INDIVIDUALS** with the most severe forms of serious mental
7 illness, serious emotional disturbance, and developmental
8 disability. ~~Priority shall also be given to the provision of~~
9 ~~services to individuals~~

10 (B) **INDIVIDUALS** with a serious mental illness, serious
11 emotional disturbance, or developmental disability in urgent or
12 emergency situations.

13 (C) **INDIVIDUALS WHO HAVE BEEN ORDERED TO OBTAIN MENTAL HEALTH**
14 **SERVICES UNDER SECTION 85 OF CHAPTER VII OF THE CODE OF CRIMINAL**
15 **PROCEDURE, 1927 PA 175, MCL 767.85.**

16 (4) An individual shall not be denied a service because an
17 individual who is financially liable is unable to pay for the
18 service.

19 Enacting section 1. This amendatory act does not take effect
20 unless Senate Bill No. ____ or House Bill No. 5938 (request no.
21 02551'11) of the 96th Legislature is enacted into law.