

**SUBSTITUTE FOR  
SENATE BILL NO. 530**

A bill to amend 1939 PA 280, entitled  
"The social welfare act,"  
by amending section 117a (MCL 400.117a), as amended by 2017 PA 104.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 117a. (1) As used in this section and sections 117b to  
2 117g:

3           (a) "County juvenile agency" means that term as defined in  
4 section 2 of the county juvenile agency act, 1998 PA 518, MCL  
5 45.622.

6           (b) "County juvenile agency services" means all juvenile  
7 justice services for a juvenile who is within the court's  
8 jurisdiction under section 2(a) or (d) of chapter XIIIA of the

1 probate code of 1939, 1939 PA 288, MCL 712A.2, or within the  
2 jurisdiction of the court of general jurisdiction under section 606  
3 of the revised judicature act of 1961, 1961 PA 236, MCL 600.606, if  
4 that court commits the juvenile to a county or court juvenile  
5 facility under section 27a of chapter IV of the code of criminal  
6 procedure, 1927 PA 175, MCL 764.27a. If a juvenile who comes within  
7 the court's jurisdiction under section 2(a) or (d) of chapter XIIA  
8 of the probate code of 1939, 1939 PA 288, MCL 712A.2, is at that  
9 time subject to a court order in connection with a proceeding for  
10 which the court acquired jurisdiction under section 2(b) or (c) of  
11 chapter XIIA of the probate code of 1939, 1939 PA 288, MCL 712A.2,  
12 juvenile justice services provided to the juvenile before the court  
13 enters an order in the subsequent proceeding are not county  
14 juvenile agency services, except for juvenile justice services  
15 related to detention.

16 (C) "DONATED FUNDS" MEANS ANY GIFTS OF MONEY MADE AVAILABLE TO  
17 THE COUNTY CHILD CARE FUND FOR SERVICES FOR CHILD WELFARE OR  
18 DELINQUENCY MATTERS, INCLUDING JUVENILE JUSTICE SERVICES.

19 (D) "DONOR" MEANS THE ENTITY, PERSON, OR PERSONS PROVIDING THE  
20 DONATED FUNDS.

21 (E) "GROSS EXPENDITURE" MEANS THE TOTAL ADJUSTED EXPENDITURES  
22 INCLUDED IN A COUNTY'S MONTHLY EXPENDITURE REPORT AND SUBMITTED TO  
23 THE DEPARTMENT.

24 (F) "IN-HOME CARE" MEANS EXPENDITURE OF CHILD CARE FUND MONEY  
25 FOR SERVICES AND ITEMS LISTED IN THIS SECTION TO BE AN ALTERNATIVE  
26 TO OUT-OF-HOME CARE OR TO PROVIDE AN EARLY RETURN HOME FOR A CHILD  
27 PLACED OUT OF HIS OR HER HOME.

1           (G) "JUVENILE DETENTION FACILITY" MEANS A COUNTY-OPERATED OR  
2 COURT-OPERATED JUVENILE FACILITY LICENSED OR APPROVED AS A CHILD  
3 CARING INSTITUTION THAT HOUSES AND PROVIDES GROUP CARE, SHELTER  
4 CARE, OR DETENTION ADMINISTERED AND STAFFED BY COUNTY OR COURT  
5 EMPLOYEES.

6           (H) ~~(e)~~—"Juvenile justice service" means a service, exclusive  
7 of judicial functions, provided by a county for juveniles who are  
8 within or likely to come within the court's jurisdiction under  
9 section 2 of chapter XIIIA of the probate code of 1939, 1939 PA 288,  
10 MCL 712A.2, or within the jurisdiction of the court of general  
11 criminal jurisdiction under section 606 of the revised judicature  
12 act of 1961, 1961 PA 236, MCL 600.606, if that court commits the  
13 juvenile to a county or court juvenile facility under section 27a  
14 of chapter IV of the code of criminal procedure, 1927 PA 175, MCL  
15 764.27a. A service includes intake, detention, detention  
16 alternatives, probation, foster care, diagnostic evaluation and  
17 treatment, shelter care, or any other service approved by the  
18 office or county juvenile agency, as applicable, including  
19 preventive, diversionary, or protective care services. A juvenile  
20 justice service approved by the office or county juvenile agency  
21 must meet all applicable state and local government licensing  
22 standards.

23           (I) "OUT-OF-HOME CARE" MEANS PLACEMENT OUTSIDE OF THE  
24 RESIDENCE OF THE CHILD'S PARENT, LEGAL GUARDIAN, OR, EXCEPT AS  
25 PROVIDED IN THIS SUBDIVISION, RELATIVE WHERE THE CHILD IS FOUND,  
26 FROM WHICH THE CHILD WAS REMOVED BY THE AUTHORITY OF THE COURT, OR  
27 IN WHICH THE CHILD WILL BE PLACED ON A PERMANENT BASIS.

1 (2) A juvenile justice funding system for counties that are  
2 not county juvenile agencies, including a child care fund, is  
3 established and shall be administered under the department's  
4 superintending control.

5 (3) The department shall promulgate rules under the  
6 administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to  
7 24.328, to monitor juvenile justice services money and to prescribe  
8 child care fund accounting, reporting, and authorization controls  
9 and procedures and child care fund expenditure classifications. For  
10 counties required to have a child care fund, the department shall  
11 fund services that conform to the child care rules promulgated  
12 under this act.

13 (4) The department shall ~~provide for the distribution of~~  
14 **DISTRIBUTE** money appropriated by the legislature to counties for  
15 the cost of juvenile justice services as follows:

16 (A) **PAYMENT FOR EXPENDITURES FOR CHILDREN PLACED WITH THE**  
17 **DEPARTMENT FOR CARE, SUPERVISION, OR PLACEMENT, INCLUDING CHILDREN**  
18 **WHO ARE WITHIN THE COURT'S JURISDICTION UNDER SECTION 2(A) AND (B)**  
19 **OF CHAPTER XIIIA OF THE PROBATE CODE OF 1939, 1939 PA 288, MCL**  
20 **712A.2, SHALL BE PAID BY THE DEPARTMENT AND REIMBURSED BY THE**  
21 **COUNTY FOR ALL UNDISPUTED CHARGES. IMPLEMENTATION OF THIS**  
22 **SUBDIVISION TAKES EFFECT ON OCTOBER 1 OF THE FISCAL YEAR FOLLOWING**  
23 **THE APPROPRIATION TO SUPPORT NEW PAYMENT PROCESSES AND THE**  
24 **IMPLEMENTATION OF TECHNOLOGICAL CHANGES TO THE STATEWIDE AUTOMATED**  
25 **CHILD WELFARE INFORMATION SYSTEM.**

26 (B) **PAYMENT FOR EXPENDITURES FOR CHILDREN NOT PLACED WITH THE**  
27 **DEPARTMENT FOR CARE, SUPERVISION, OR PLACEMENT, INCLUDING CHILDREN**

1 WHO ARE WITHIN THE COURT'S JURISDICTION UNDER SECTION 2(A) AND (B)  
2 OF CHAPTER XIIIA OF THE PROBATE CODE OF 1939, 1939 PA 288, MCL  
3 712A.2, SHALL BE PAID BY A COUNTY AND BE REIMBURSED BY THE  
4 DEPARTMENT FOR ALL UNDISPUTED CHARGES. EXPENDITURES DESCRIBED IN  
5 THIS SUBDIVISION INCLUDE THE FOLLOWING:

6 (i) DIRECT EXPENDITURES FOR OUT-OF-HOME CARE, INCLUDING ALL OF  
7 THE FOLLOWING:

8 (A) SALARIES OF COUNTY- OR COURT-OPERATED DETENTION CENTER,  
9 SHELTER CARE, OR GROUP CARE FACILITY SPECIFIC EMPLOYEES, INCLUDING,  
10 BUT NOT LIMITED TO, ALL OF THE FOLLOWING:

11 (I) MANAGEMENT STAFF OF A FACILITY.

12 (II) DIRECT SERVICE STAFF OF A FACILITY.

13 (III) MENTAL HEALTH STAFF OF A FACILITY.

14 (IV) SUPPORT STAFF INCLUDING CLERICAL STAFF OF A FACILITY.

15 (V) JANITORIAL, MAINTENANCE, OR GROUND STAFF OF A FACILITY, OR  
16 ANY COMBINATION OF THESE.

17 (VI) KITCHEN STAFF OF A FACILITY.

18 (VII) SECURITY STAFF OF A FACILITY.

19 (VIII) CIRCUIT COURT EMPLOYEES WHO SUPPORT THE CHILD CARE FUND  
20 COUNTY- OR COURT-OPERATED DETENTION CENTER, SHELTER CARE, OR GROUP  
21 CARE FACILITY.

22 (B) FRINGE BENEFITS, INCLUDING PAYROLL TAXES, MEDICAL, VISION  
23 AND DENTAL INSURANCE, GROUP LIFE INSURANCE, DISABILITY INSURANCE,  
24 ACCIDENT INSURANCE, HEALTH SAVINGS ACCOUNTS, RETIREMENT  
25 CONTRIBUTIONS, WORKER'S COMPENSATION, AND ACCRUED SEVERANCE  
26 BENEFITS OF COUNTY- OR COURT-OPERATED DETENTION CENTER, SHELTER  
27 CARE, OR GROUP CARE FACILITY SPECIFIC EMPLOYEES AND CIRCUIT COURT

1 ADMINISTRATION WHO ADMINISTRATION AND SUPPORT THE CHILD CARE FUND  
2 COUNTY- OR COURT-OPERATED DETENTION CENTER, SHELTER CARE, OR GROUP  
3 CARE FACILITY.

4 (C) CLOTHING FOR CHILDREN.

5 (D) FOOD FOR CHILDREN.

6 (E) MEALS FURNISHED TO STAFF WHO ARE ON DUTY AT A COUNTY- OR  
7 COURT-OPERATED DETENTION CENTER, SHELTER CARE, OR GROUP CARE  
8 FACILITY AND ASSIGNED RESPONSIBILITIES FOR THE SUPERVISION AND CARE  
9 OF THE YOUTH DURING FACILITY MEALTIME.

10 (F) HYGIENE SUPPLIES FOR CHILDREN, INCLUDING SHAMPOO, SOAP, OR  
11 TOOTHPASTE.

12 (G) EDUCATION COSTS FOR CHILDREN WHO ARE TEMPORARY RESIDENTS  
13 IN A COUNTY- OR COURT-OPERATED DETENTION CENTER, SHELTER CARE, OR  
14 GROUP CARE FACILITY AND FOR WHOM ATTENDANCE IN A PUBLIC SCHOOL  
15 SYSTEM OR LOCAL EDUCATION AGENCY IS NOT AN OPTION.

16 (H) UTILITIES OF A COUNTY- OR COURT-OPERATED DETENTION CENTER,  
17 SHELTER CARE, OR GROUP CARE FACILITY, INCLUDING WATER, GAS,  
18 ELECTRIC, TRASH, AND SEWER.

19 (I) JANITORIAL SUPPLIES OF A COUNTY- OR COURT-OPERATED  
20 DETENTION CENTER, SHELTER CARE, OR GROUP CARE FACILITY.

21 (J) KITCHEN SUPPLIES OF A COUNTY- OR COURT-OPERATED DETENTION  
22 CENTER, SHELTER CARE, OR GROUP CARE FACILITY.

23 (K) LAUNDRY SUPPLIES OR SERVICE OF A COUNTY- OR COURT-OPERATED  
24 DETENTION CENTER, SHELTER CARE, OR GROUP CARE FACILITY.

25 (L) LINEN SUPPLIES OR SERVICE OF A COUNTY- OR COURT-OPERATED  
26 DETENTION CENTER, SHELTER CARE, OR GROUP CARE FACILITY, INCLUDING  
27 TOWELS AND BEDDING.

1 (M) OFFICE SUPPLIES THAT ARE DEDICATED SOLELY TO THE COUNTY-  
2 OR COURT-OPERATED DETENTION CENTER, SHELTER CARE, OR GROUP CARE  
3 FACILITY.

4 (N) CELLULAR TELEPHONES, LANDLINE TELEPHONES, AND 2-WAY RADIOS  
5 USED FOR COMMUNICATION THAT ARE DEDICATED SOLELY TO THE COUNTY- OR  
6 COURT-OPERATED DETENTION CENTER, SHELTER CARE, OR GROUP CARE  
7 FACILITY.

8 (O) COPY MACHINE CHARGES THAT ARE DEDICATED TO THE COUNTY- OR  
9 COURT-OPERATED DETENTION CENTER, SHELTER CARE, OR GROUP CARE  
10 FACILITY.

11 (P) MATTRESS, BOX SPRING, OR BED FRAME USED IN A COUNTY- OR  
12 COURT-OPERATED DETENTION CENTER, SHELTER CARE, OR GROUP CARE  
13 FACILITY.

14 (Q) MEDICAL, DENTAL, PSYCHOLOGICAL, AND PSYCHIATRIC SERVICES,  
15 INCLUDING MEDICATION, FOR CHILDREN WHO ARE NOT COVERED BY ANOTHER  
16 SOURCE WHICH SERVICES ARE NOT TO DETERMINE COMPETENCY.

17 (R) PERIODICALS AND BOOKS OF A COUNTY- OR COURT-OPERATED  
18 DETENTION CENTER, SHELTER CARE, OR GROUP CARE FACILITY.

19 (S) RECREATIONAL SUPPLIES, PROGRAMS, AND TELEVISION IN A  
20 COUNTY- OR COURT-OPERATED DETENTION CENTER, SHELTER CARE, OR GROUP  
21 CARE FACILITY.

22 (T) TRAINING FOR CHILD CARE FUND-FUNDED STAFF AND IN-SERVICE  
23 EDUCATION DIRECTLY RELATED TO THE OUT-OF-HOME PROGRAM, EXCLUDING  
24 TUITION GRANTS OR SCHOLARSHIPS FOR COLLEGE CREDIT.

25 (U) MILEAGE REIMBURSEMENT RATE COSTS FOR TRANSPORTING CHILDREN  
26 OF A COUNTY- OR COURT-OPERATED DETENTION CENTER, SHELTER CARE, OR  
27 GROUP CARE FACILITY. MILEAGE REIMBURSEMENT RATES USED MUST ADHERE

1 TO THE COUNTY OR TRIBE PUBLISHED RATES. MILEAGE REIMBURSEMENT RATES  
2 COVER ALL COSTS OF OPERATING A VEHICLE, INCLUDING MAINTENANCE,  
3 REPAIRS, TAXES, GAS, INSURANCE, AND REGISTRATION FEES.

4 (V) DRUG TESTING FOR CHILDREN.

5 (W) BIRTH CERTIFICATES FOR CHILDREN.

6 (X) INCENTIVES FOR YOUTH.

7 (Y) INTERPRETER FEES FOR NONJUDICIAL PROCESSES.

8 (Z) PRINTING, BINDING, AND POSTAGE FOR MATERIALS RELATING TO  
9 THE EDUCATION OR CORRESPONDENCE RELATING TO CHILDREN IN THE COUNTY-  
10 OR COURT-OPERATED DETENTION CENTER, SHELTER CARE, OR GROUP CARE  
11 FACILITY.

12 (AA) MEMBERSHIP DUES OR FEES FOR PROFESSIONAL CREDENTIAL  
13 MAINTENANCE OF STAFF WHO PROVIDE OR SUPPORT A SERVICE TO CHILDREN  
14 UNDER THE CHILD CARE FUND, OR PROFESSIONAL STAFF FOR WHOM  
15 PROFESSIONAL LICENSURE IS REQUIRED IN THEIR RESPECTIVE JOB  
16 DESCRIPTION.

17 (BB) CONTRACTED PERSONNEL, PROGRAMMING, OR SERVICES, OR ANY  
18 COMBINATION OF THESE.

19 (CC) NONSCHEDULED PAYMENTS.

20 (DD) NEW SERVICES THAT THE DEPARTMENT MAY AGREE WITH COUNTIES  
21 AND TRIBES TO INCLUDE THAT ARE NOT IDENTIFIED IN THIS SECTION THAT  
22 SUPPORT ELIGIBLE CHILDREN AND FAMILIES.

23 (ii) ADMINISTRATIVE OR INDIRECT EXPENDITURES FOR OUT-OF-HOME  
24 CARE. AN ADMINISTRATIVE OR INDIRECT COST PAYMENT EQUAL TO 10% OF A  
25 COUNTY'S TOTAL MONTHLY GROSS EXPENDITURES WILL AUTOMATICALLY BE  
26 DISTRIBUTED TO THE COUNTY ON A MONTHLY BASIS. A COUNTY IS NOT  
27 REQUIRED TO SUBMIT DOCUMENTATION TO THE DEPARTMENT FOR ANY OF THE



1 EXPENDITURES THAT ARE COVERED UNDER THE 10% PAYMENT.

2 (iii) DIRECT EXPENDITURES FOR IN-HOME CARE, INCLUDING THE  
3 FOLLOWING:

4 (A) SALARIES OF CIRCUIT COURT EMPLOYEES WHO SUPPORT THE CHILD  
5 CARE FUND IN-HOME CARE PROGRAM.

6 (B) FRINGE BENEFITS, INCLUDING PAYROLL TAXES, MEDICAL AND  
7 DENTAL INSURANCE, GROUP LIFE INSURANCE, DISABILITY INSURANCE,  
8 ACCIDENT INSURANCE, HEALTH SAVINGS ACCOUNTS, RETIREMENT  
9 CONTRIBUTIONS, AND ACCRUED SEVERANCE BENEFITS OF CIRCUIT COURT  
10 EMPLOYEES WHO SUPPORT THE CHILD CARE FUND IN-HOME CARE PROGRAM. FOR  
11 A COUNTY THAT RECEIVES THE JUVENILE COURT OFFICER GRANT AND THE  
12 APPOINTED JUVENILE COURT OFFICER WORKS WITHIN AN APPROVED PROGRAM,  
13 THE PROPORTIONAL FRINGE BENEFITS FOR THE JUVENILE COURT OFFICER MAY  
14 BE REIMBURSABLE.

15 (C) MILEAGE REIMBURSEMENT RATE COSTS ASSOCIATED WITH THE CHILD  
16 CARE FUND IN-HOME CARE PROGRAM. MILEAGE REIMBURSEMENT RATES USED  
17 MUST ADHERE TO THE COUNTY OR TRIBE PUBLISHED RATES. MILEAGE  
18 REIMBURSEMENT RATES COVER ALL COSTS OF OPERATING A VEHICLE,  
19 INCLUDING MAINTENANCE, REPAIRS, TAXES, GAS, INSURANCE, AND  
20 REGISTRATION FEES.

21 (D) PROGRAM SUPPLIES AND MATERIALS, INCLUDING, BUT NOT LIMITED  
22 TO, ALL OF THE FOLLOWING:

23 (I) PROGRAM-SPECIFIC SUPPLIES, INCLUDING RISK OR NEEDS  
24 ASSESSMENTS, RECOGNITION PLAQUES, AND EDUCATIONAL OR PROGRAM  
25 LICENSES.

26 (II) OFFICE SUPPLIES RELATED TO PROGRAM ACTIVITIES AND PRO-  
27 SOCIAL ACTIVITIES.

1 (III) FOOD RELATED TO PROGRAM ACTIVITIES AND PRO-SOCIAL  
2 ACTIVITIES.

3 (IV) DRUG TEST KITS.

4 (V) TETHERS AND OTHER FORMS OF ELECTRONIC MONITORING.

5 (E) OTHER COSTS, INCLUDING ALL OF THE FOLLOWING:

6 (I) CELLULAR TELEPHONES AND OTHER SAFETY TRACKING TECHNOLOGY  
7 FOR CHILD CARE FUND-FUNDED STAFF.

8 (II) TRAINING FOR CHILD CARE FUND-FUNDED STAFF AND IN-SERVICE  
9 EDUCATION RELATED TO THE IN-HOME CARE COMPONENT, EXCLUDING TUITION  
10 GRANTS OR SCHOLARSHIPS FOR COLLEGE CREDIT.

11 (III) EDUCATION COSTS FOR CHILDREN WHO ARE PROHIBITED FROM  
12 SCHOOL ATTENDANCE IN A PUBLIC SCHOOL SYSTEM OR THE LOCAL EDUCATION  
13 AGENCY OR HAVE SEVERE EDUCATIONAL ISSUES AND HAVE BEEN COURT  
14 ORDERED INTO A CHILD CARE FUND-FUNDED EDUCATIONAL PROGRAM.

15 (IV) PRINTING, BINDING, OR POSTAGE FOR MATERIALS RELATING TO  
16 THE EDUCATION OR CORRESPONDENCE ON BEHALF OF CHILDREN IN THE IN-  
17 HOME CARE PROGRAM.

18 (V) MEMBERSHIP DUES OR FEES - PROFESSIONAL CREDENTIAL  
19 MAINTENANCE OF STAFF WHO PROVIDE OR SUPPORT A SERVICE TO CHILDREN  
20 UNDER THE CHILD CARE FUND OR PROFESSIONAL STAFF FOR WHOM  
21 PROFESSIONAL LICENSURE IS REQUIRED IN THEIR RESPECTIVE JOB  
22 DESCRIPTIONS.

23 (VI) BUSINESS CARDS.

24 (F) OTHER PROGRAM-SPECIFIC ACTIVITIES COSTS, INCLUDING  
25 ENTRANCE FEES FOR PROGRAMS.

26 (G) CONFERENCE TRAVEL COSTS FOR OTHER NON-CHILD-CARE-FUND-  
27 RELATED TRAINING, INCLUDING EVIDENCE-BASED AND PROMISING PRACTICES

1 TRAINING.

2 (H) CONTRACTED PERSONNEL, PROGRAMMING, OR SERVICES, OR ANY  
3 COMBINATION OF THESE.

4 (I) UNIT COST CONTRACTS, INCLUDING ALL OF THE FOLLOWING:

5 (I) CONTRACTED - DRUG TESTING - LAB (PER "DRUG TEST" BASIS).

6 (II) CONTRACTED - COUNSELOR FEES - (PER "HOUR" BASIS).

7 (III) CONTRACTED - GROUP SESSION DOLLAR PER SESSION (PER  
8 "SESSION" BASIS). GROUP ROSTER DOCUMENTATION REQUIRED.

9 (IV) CONTRACTED - PSYCHOLOGICAL EVALUATIONS, EXCLUDING  
10 COMPETENCY EXAMINATIONS - (PER "EVALUATION" BASIS).

11 (V) CONTRACTED - SERVICE PROVIDERS (PER "SERVICE" BASIS).

12 (J) CLOSED-END CONTRACTS. CLOSED-END CONTRACTS INCLUDE, BUT  
13 ARE NOT LIMITED TO, ALL OF THE FOLLOWING:

14 (I) UNIVERSITY CONTRACTS, INCLUDING "PROGRAM EVALUATION".

15 (II) PRIVATE AGENCY SERVICES CONTRACTS.

16 (III) EDUCATIONAL SERVICES CONTRACTS.

17 (IV) COURT APPOINTED SPECIAL ADVOCATE (CASA) AND WRAPAROUND  
18 CONTRACTS.

19 (V) OTHER CONTRACTS IDENTIFIABLE TO THE PROGRAM.

20 (K) NONSCHEDULED PAYMENTS OR CASE SERVICES PAYMENTS. A

21 NONSCHEDULED PAYMENT IS A PAYMENT TO AN INDIVIDUAL OR ORGANIZATION  
22 FOR ITEMS SPECIFIED AND DEFINED IN THE CHILD CARE FUND HANDBOOK  
23 THAT ARE NOT INCLUDED IN THE STATE-ESTABLISHED PER DIEM RATE. A  
24 NONSCHEDULED PAYMENT MAY INCLUDE THE FOLLOWING LIST:

25 (I) EMERGENCY COSTS, INCLUDING IMMEDIATE FOOD, CLOTHING,  
26 MEDICAL, OR DENTAL NEEDS THAT ARE NOT COVERED BY ANOTHER SOURCE.

27 (II) GYMNASIUM OR OTHER PRO-SOCIAL ACTIVITY REQUIRING A

1 MEMBERSHIP PER CHILD RELATED TO PROGRAM ACTIVITIES.

2 (III) REWARDS OR INCENTIVE PAY FOR YOUTH RELATED TO PROGRAM  
3 ACTIVITIES.

4 (IV) BUS TOKENS OR GAS CARDS RELATED TO PROGRAM ACTIVITIES.

5 (V) MENTOR COSTS - MEALS, MILEAGE, MOVIES, OR SOCIAL COSTS  
6 RELATED TO PROGRAM ACTIVITIES.

7 (VI) NONCONTRACTED SERVICE PROVIDER RELATED TO PROGRAM  
8 ACTIVITIES.

9 (VII) NONCONTRACTED GROUP SESSION RELATED TO PROGRAM  
10 ACTIVITIES.

11 (VIII) NONCONTRACTED PSYCHOLOGICAL EVALUATIONS, EXCLUDING  
12 COMPETENCY EXAMINATIONS.

13 (IX) FAMILY ASSESSMENT OR EVALUATIONS.

14 (X) NONCONTRACTED COUNSELOR FEES.

15 (XI) NONCONTRACTED DRUG TESTING - LABS.

16 (XII) CAMPS OR FIELD TRIPS.

17 (XIII) BIRTH CERTIFICATES FOR CHILDREN.

18 (L) NEW SERVICES THAT THE DEPARTMENT MAY AGREE WITH COUNTIES  
19 AND TRIBES TO INCLUDE THAT ARE NOT IDENTIFIED IN THIS SECTION THAT  
20 SUPPORT ELIGIBLE CHILDREN AND FAMILIES.

21 (iv) ADMINISTRATIVE OR INDIRECT EXPENDITURES FOR IN-HOME CARE.  
22 AN ADMINISTRATIVE OR INDIRECT COST PAYMENT EQUAL TO 10% OF A  
23 COUNTY'S TOTAL MONTHLY GROSS EXPENDITURES WILL AUTOMATICALLY BE  
24 DISTRIBUTED TO THE COUNTY ON A MONTHLY BASIS. A COUNTY IS NOT  
25 REQUIRED TO SUBMIT DOCUMENTATION TO THE DEPARTMENT FOR ANY OF THE  
26 EXPENDITURES THAT ARE COVERED UNDER THE 10% PAYMENT.

27 (C) ~~(a) For a county that is not a county juvenile agency, the~~

1 **THE COUNTY** amount distributed shall equal 50% of the annual  
2 expenditures from the child care fund of the county established  
3 under section 117c, except that expenditures under section 117c(3)  
4 and expenditures that exceed the amount of a budget approved under  
5 section 117c shall not be included. A distribution under this  
6 subdivision shall not be made to a county that does not comply with  
7 the requirements of this act. ~~The~~ **SUBJECT TO A COUNTY'S APPROVAL,**  
8 **THE** department may reduce the amount distributed to a county by the  
9 amount owed to the state for care received in a state operated  
10 facility or for care received under 1935 PA 220, MCL 400.201 to  
11 400.214, or under the youth rehabilitation services act, 1974 PA  
12 150, MCL 803.301 to 803.309. ~~The distribution may be reduced by the~~  
13 ~~amount of uncontested liability.~~

14 (D) ~~(b)~~ For a county that is a county juvenile agency, ~~the~~ **A**  
15 county's block grant amount as determined under section 117g in  
16 equal distributions on October 1, January 1, April 1, and July 1 of  
17 each state fiscal year.

18 (E) ~~(e)~~ Notwithstanding the provisions in subdivision (a),  
19 subject to appropriations, until September 30, 2018, the department  
20 shall pay 100% of the costs of the \$9.20 increase to the  
21 administrative rate for providers of foster care services provided  
22 in the annual appropriation for the department budget. For the  
23 purposes of this subdivision only, "foster care" means 24-hour  
24 substitute care for children placed away from their parents or  
25 guardians, as a result of a court order under section 2(b) of  
26 chapter XIIA of the probate code of 1939, 1939 PA 288, MCL 712A.2,  
27 in placements supervised by the department or a private child

1 placing agency under contract with the department for foster care  
2 services. Foster care services include supervision of placements in  
3 foster family homes, foster family group homes, and preadoptive  
4 placements.

5 (F) ~~(d)~~ Notwithstanding the provisions of subdivision ~~(a)~~,  
6 (C), until September 30, 2018, the department shall pay 100% of the  
7 administrative rate for providers of treatment foster care services  
8 and foster care services provided in the annual appropriation for  
9 the department budget. For the purposes of this subdivision only,  
10 "foster care" means 24-hour substitute care for children placed  
11 away from their parents or guardians, as a result of a court order  
12 under section 2(b) of chapter XIIIA of the probate code of 1939,  
13 1939 PA 288, MCL 712A.2, in placements supervised by the department  
14 or a private child placing agency under contract with the  
15 department for foster care services. Foster care services include  
16 supervision of placements in foster family homes, foster family  
17 group homes, treatment foster care, preadoptive placements, and  
18 supervision of children reunified with the parent with whom the  
19 child lived at the time of removal.

20 (G) ~~(e)~~ Notwithstanding the provisions in subdivision ~~(a)~~,  
21 (C), until September 30, 2018, the department shall pay 100% of the  
22 costs of any rate increase to the providers of residential foster  
23 care services under contract with the department, as provided in  
24 the annual appropriation for the department budget.

25 (H) ~~(f)~~ Notwithstanding the provisions in subdivision ~~(a)~~ (C)  
26 and subject to appropriations, in a county with a population of not  
27 less than 575,000 or more than 650,000, for the purpose of this

1 subdivision only for cases transferred by the department to a child  
2 placing agency, the department shall pay 100% of the administrative  
3 rate to providers responsible for foster care case management  
4 services to families of children who are court-ordered into foster  
5 care due to child abuse or child neglect and placed in the care and  
6 supervision of the department, regardless of placement setting  
7 until the prospective payment system described in subdivision ~~(g)~~  
8 **(I)** is implemented. This subdivision does not apply after May 1,  
9 ~~2018-2019~~.

10 **(I)** ~~(g)~~ Notwithstanding the provisions in subdivision ~~(a)~~ **(C)**  
11 and subject to appropriations, the department shall implement a  
12 prospective payment system as part of a state-administered  
13 performance-based child welfare system in a county with a  
14 population of not less than 575,000 or more than 650,000, for  
15 foster care case management in accordance with section 503 of  
16 article X of 2014 PA 252. The county is only required to contribute  
17 to foster care services payments in an amount that does not exceed  
18 the average of the annual net contribution made by the county for  
19 cases received under section 2(b) of chapter XIIIA of the probate  
20 code of 1939, 1939 PA 288, MCL 712A.2, in the 5 previous fiscal  
21 years before October 1, 2015. The prospective payment system as  
22 part of the state-administered performance-based child welfare  
23 system shall be implemented as described in this subdivision but  
24 shall not include in-home care service funding. This subdivision  
25 does not apply after May 1, ~~2018-2019~~.

26 **(J)** ~~(h)~~ Subdivisions ~~(f)~~ **(H)** and ~~(g)~~ **(I)** only impact child  
27 abuse and child neglect services and not juvenile justice program

1 funding. This subdivision does not apply after May 1, ~~2018~~-2019.

2 (5) THE PURPOSES FOR WHICH FUNDING UNDER THIS SECTION SHALL BE  
3 DISTRIBUTED AS PROVIDED UNDER SUBSECTION (4) MAY BE ALLOWED UNLESS  
4 OTHERWISE ACCESSIBLE AND AVAILABLE BY OTHER PUBLIC ASSISTANCE  
5 PROGRAMS NECESSARY TO ACHIEVE THE GOALS AND OUTCOMES FOR IN-HOME  
6 CARE OR OUT-OF-HOME CARE. REIMBURSEMENT SHALL NOT BE MADE FOR COSTS  
7 ASSOCIATED WITH AN OTHERWISE ELIGIBLE CHILD OR FAMILY, OR BOTH, IF  
8 THE REASON FOR THE UNAVAILABILITY OF PUBLIC ASSISTANCE IS DUE TO  
9 INTENTIONAL PROGRAM VIOLATIONS AND DISQUALIFICATION OF ANY PUBLIC  
10 ASSISTANCE.

11 (6) ALL SERVICE PROVIDERS SHALL SUBMIT A REQUEST FOR PAYMENT  
12 WITHIN 1 CALENDAR YEAR OF THE DATE OF SERVICE. A REQUEST FOR  
13 PAYMENT SUBMITTED AFTER 1 CALENDAR YEAR FROM THE DATE OF SERVICE  
14 REQUIRES THE PROVIDER TO SUBMIT AN EXCEPTION REQUEST TO THE COUNTY  
15 OR THE DEPARTMENT FOR APPROVAL OR DENIAL.

16 (7) THE COUNTY OR THE DEPARTMENT IS NOT SUBJECT TO AN OFFSET,  
17 CHARGEBACK, OR REIMBURSEMENT LIABILITY WHEN A CHILD CARE FUND COST  
18 IS APPROVED BY THE COUNTY OR THE DEPARTMENT FOR PAYMENT AFTER 1  
19 YEAR FROM THE DATE OF SERVICE.

20 (8) THE COUNTY IS NOT SUBJECT TO AN OFFSET, CHARGEBACK, OR  
21 REIMBURSEMENT LIABILITY FOR PRIOR EXPENDITURES RESULTING FROM AN  
22 ERROR IN FOSTER CARE FUND SOURCE DETERMINATIONS.

23 (9) ~~(5)~~The department is liable for the costs of all juvenile  
24 justice services in a county that is a county juvenile agency other  
25 than county juvenile agency services.

26 (10) ~~(6)~~The department shall establish guidelines for the  
27 development of county juvenile justice service plans in counties



1 that are not county juvenile agencies.

2 (11) ~~(7)~~—A county that is not a county juvenile agency and  
3 receives state funds for in-home or out-of-home care of children  
4 shall submit reports to the department at least quarterly or as the  
5 department otherwise requires. The reports shall be submitted on  
6 forms provided by the executive director and shall include the  
7 number of children receiving foster care services and the number of  
8 days of care provided.

9 (12) ~~(8)~~—The department shall maintain a reporting system  
10 providing that reimbursement under subsection ~~(4)(a)~~ **(4)(C)** shall  
11 be made only on submission of billings based on care given to a  
12 specific, individual child.

13 Enacting section 1. This amendatory act takes effect 90 days  
14 after the date it is enacted into law.

15 Enacting section 2. This amendatory act does not take effect  
16 unless Senate Bill No. 529 of the 99th Legislature is enacted into  
17 law.