



HOUSE BILL No. 4275

February 1, 1995, Introduced by Rep. Nye and referred to the Committee on Human Services.

A bill to amend section 4 of Act No. 218 of the Public Acts of 1979, entitled as amended "Adult foster care facility licensing act," being section 400.704 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 4 of Act No. 218 of the Public Acts of
2 1979, being section 400.704 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 4. (1) "Council" means the adult foster care licens-
5 ing advisory council created in section 8.

6 (2) "Department" means the department of social services.

7 (3) "Developmental disability" means a disability as defined
8 in section ~~500(h)~~ 500 of THE MENTAL HEALTH CODE, Act No. 258
9 of the Public Acts of 1974, as amended, being section 330.1500 of
10 the Michigan Compiled Laws.

1 (4) "Director" means the director of social services.

2 (5) "Foster care" means the provision of supervision, per-
3 sonal care, and protection in addition to room and board, for 24
4 hours a day, 5 or more days a week, and for 2 or more consecutive
5 weeks for compensation. FOSTER CARE DOES NOT INCLUDE AN ARRANGE-
6 MENT IN WHICH AN INDIVIDUAL PROVIDES THE SERVICES DESCRIBED IN
7 THIS SUBSECTION IN HIS OR HER HOME TO NOT MORE THAN 1 INDIVIDUAL,
8 IF ALL OF THE FOLLOWING REQUIREMENTS ARE MET:

9 (A) THE INDIVIDUAL PROVIDING THE SERVICES IS RELATED TO THE
10 INDIVIDUAL RECEIVING THE SERVICES OR HAD MORE THAN A CASUAL
11 ACQUAINTANCE WITH THE INDIVIDUAL RECEIVING SERVICES BEFORE THAT
12 INDIVIDUAL MOVED INTO HIS OR HER HOME.

13 (B) THE ARRANGEMENT IS NOT THE RESULT OF A GENERAL OFFER
14 MADE BY ADVERTISEMENT OR THIRD-PARTY REFERRAL.

15 (C) THE INDIVIDUAL RECEIVING SERVICES DOES NOT PAY FOR THE
16 SERVICES OTHER THAN CONTRIBUTING HIS OR HER FAIR SHARE OF HOUSE-
17 HOLD EXPENSES.