

HOUSE BILL No. 5945

April 23, 2002, Introduced by Reps. Hart, Vander Veen, Kuipers, Hager, Jelinek, Schauer, Toy, Pappageorge and Jansen and referred to the Committee on Family and Children Services.

A bill to amend 1984 PA 431, entitled
"The management and budget act,"
by amending section 367 (MCL 18.1367), as amended by 1999 PA 8,
and by adding section 365.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 SEC. 365. (1) BEGINNING JANUARY 1, 2003, THE MICHIGAN
2 CHILDREN'S CABINET IS CREATED WITHIN THE DEPARTMENT.
3 (2) THE MICHIGAN CHILDREN'S CABINET SHALL CONSIST OF THE
4 FOLLOWING MEMBERS:
5 (A) THE DIRECTOR OF THE DEPARTMENT OF CAREER DEVELOPMENT.
6 (B) THE DIRECTOR OF THE DEPARTMENT OF COMMUNITY HEALTH.
7 (C) THE DIRECTOR OF THE FAMILY INDEPENDENCE AGENCY.
8 (D) THE DIRECTOR OF THE DEPARTMENT OF MANAGEMENT AND
9 BUDGET.

1 (E) THE SUPERINTENDENT OF PUBLIC INSTRUCTION.

2 (F) THE DIRECTOR OF THE DEPARTMENT OF CORRECTIONS.

3 (G) THE STATE COURT ADMINISTRATOR.

4 (H) THE CHILDREN'S OMBUDSMAN.

5 (3) THE GOVERNOR MAY REMOVE A MEMBER OF THE MICHIGAN
6 CHILDREN'S CABINET FOR INCOMPETENCY, DERELICTION OF DUTY, MALFEA-
7 SANCE, MISFEASANCE, OR NONFEASANCE IN OFFICE, OR ANY OTHER GOOD
8 CAUSE.

9 (4) THE FIRST MEETING OF THE MICHIGAN CHILDREN'S CABINET
10 SHALL BE CALLED BY THE GOVERNOR. AT THE FIRST MEETING, THE
11 MICHIGAN CHILDREN'S CABINET SHALL ELECT FROM AMONG ITS MEMBERS A
12 CHAIRPERSON AND OTHER OFFICERS AS IT CONSIDERS NECESSARY OR
13 APPROPRIATE. AFTER THE FIRST MEETING, THE MICHIGAN CHILDREN'S
14 CABINET SHALL MEET AT LEAST EVERY 2 MONTHS, OR MORE FREQUENTLY AT
15 THE CALL OF THE CHAIRPERSON OR IF REQUESTED BY 3 OR MORE
16 MEMBERS.

17 (5) A MAJORITY OF THE MEMBERS OF THE MICHIGAN CHILDREN'S
18 CABINET CONSTITUTE A QUORUM FOR THE TRANSACTION OF BUSINESS AT A
19 MEETING OF THE MICHIGAN CHILDREN'S CABINET. A MAJORITY OF THE
20 MEMBERS PRESENT ARE REQUIRED FOR OFFICIAL ACTION OF THE MICHIGAN
21 CHILDREN'S CABINET.

22 (6) THE BUSINESS THAT THE MICHIGAN CHILDREN'S CABINET MAY
23 PERFORM SHALL BE CONDUCTED AT A PUBLIC MEETING OF THE MICHIGAN
24 CHILDREN'S CABINET HELD IN COMPLIANCE WITH THE OPEN MEETINGS ACT,
25 1976 PA 267, MCL 15.261 TO 15.275.

26 (7) A WRITING PREPARED, OWNED, USED, IN THE POSSESSION OF,
27 OR RETAINED BY THE MICHIGAN CHILDREN'S CABINET IN THE PERFORMANCE

1 OF AN OFFICIAL FUNCTION IS SUBJECT TO THE FREEDOM OF INFORMATION
2 ACT, 1976 PA 442, MCL 15.231 TO 15.246.

3 (8) MEMBERS OF THE MICHIGAN CHILDREN'S CABINET SHALL SERVE
4 WITHOUT COMPENSATION. HOWEVER, MEMBERS OF THE MICHIGAN
5 CHILDREN'S CABINET MAY BE REIMBURSED FOR THEIR ACTUAL AND NECES-
6 SARY EXPENSES INCURRED IN THE PERFORMANCE OF THEIR OFFICIAL
7 DUTIES AS MEMBERS OF THE MICHIGAN CHILDREN'S CABINET.

8 (9) THE MICHIGAN CHILDREN'S CABINET SHALL DO ALL OF THE
9 FOLLOWING:

10 (A) HOLD HEARINGS AND SOLICIT AND REVIEW INFORMATION AND
11 RECOMMENDATIONS FROM AFFECTED STATE AGENCIES AND PROGRAMS AND
12 OTHER SOURCES TO ESTABLISH AGREEMENT AMONG AND SUPPORT BY THE
13 AFFECTED STATE AGENCIES AND PROGRAMS WITH RESPECT TO SERVICES AND
14 PROGRAMS FOR CHILDREN AND THEIR FAMILIES.

15 (B) IDENTIFY AND POOL FUNDS FROM AS MANY SOURCES AS POSSIBLE
16 FOR SERVICES AND PROGRAMS FOR CHILDREN AND THEIR FAMILIES.

17 (C) DEVELOP COST EFFECTIVE PURCHASING SYSTEMS FOR PURCHASE
18 OF SERVICES.

19 (D) DEVELOP FUNDING MECHANISMS TO EFFECT GREATER COORDINA-
20 TION OF SERVICES.

21 (E) ASSIST AND ADVISE THE GOVERNOR IN DEVELOPING A
22 CHILDREN'S BUDGET FOR ALL SERVICES AND PROGRAMS FOR CHILDREN
23 UNDER THE AGE OF 19 AND THEIR FAMILIES.

24 (F) HOLD HEARINGS AND SOLICIT AND REVIEW INFORMATION AND
25 RECOMMENDATIONS FROM INTERESTED PARTIES AND ORGANIZATIONS WITH
26 RESPECT TO SERVICES AND PROGRAMS FOR CHILDREN AND THEIR
27 FAMILIES.

1 (G) DEVELOP A WEBSITE TO DISSEMINATE AND RECEIVE INFORMATION
2 ABOUT THE MICHIGAN CHILDREN'S CABINET.

3 (10) BEGINNING JANUARY 1, 2004 AND EACH JANUARY 1 FOLLOWING
4 2004, THE MICHIGAN CHILDREN'S CABINET SHALL SUBMIT AN ANNUAL
5 REPORT TO THE LEGISLATURE ENTITLED "IMPROVING THE LIVES OF
6 MICHIGAN CHILDREN". THIS ANNUAL REPORT SHALL CONTAIN AT LEAST
7 ALL OF THE FOLLOWING:

8 (A) A LISTING OF ALL CURRENT INTERAGENCY PARTNERSHIPS.

9 (B) A LISTING OF ALL CHANGES IN INTERAGENCY RELATIONSHIPS IN
10 THE IMMEDIATELY PRECEDING 12-MONTH PERIOD IN AREAS SPECIFIC TO
11 CHILDREN'S SERVICES.

12 (C) A LISTING OF SPECIFIC GOALS OF THE MICHIGAN CHILDREN'S
13 CABINET FOR IMPROVING THE LIVES OF MICHIGAN'S CHILDREN IN THE
14 CONTEXT OF THEIR INDIVIDUAL DEPARTMENTS FOR THE ENSUING FISCAL
15 YEAR AND FOR THE IMMEDIATELY SUBSEQUENT 5-FISCAL-YEAR PERIOD.

16 (D) AN ACTION PLAN OF HOW THE GOALS DESCRIBED IN SUBDIVISION
17 (C) WILL BE MET.

18 (E) A DETAILED DESCRIPTION OF EACH INTERDEPARTMENTAL TRANS-
19 FER REGARDING AN ITEM DESCRIBED IN THE CHILDREN'S BUDGET.

20 (F) BEGINNING WITH THE JANUARY 1, 2005 ANNUAL REPORT AND FOR
21 EACH ANNUAL REPORT AFTER JANUARY 1, 2005, A DETAILED ACCOUNT OF
22 WHAT THE MICHIGAN CHILDREN'S CABINET AND EACH STATE AGENCY REPRESENTED IN THE MICHIGAN CHILDREN'S CABINET DID TO MEET THE GOALS
23 DESCRIBED IN SUBDIVISION (C) AND THE CURRENT STATUS OF THOSE
24 GOALS.
25 GOALS.

26 Sec. 367. (1) Concurrent with transmitting the state budget
27 to the legislature, the governor shall submit to the legislature

1 and the fiscal agencies executive budget bills containing
2 itemized statements of estimated state spending to be paid to
3 local units of government, individual line item amounts, includ-
4 ing the number of FTE positions to be funded by each individual
5 line item amount, for the proposed expenditures and any necessary
6 bills for additional revenue to provide financing for the pro-
7 posed expenditures.

8 (2) One executive budget bill and 1 enacted budget bill
9 shall contain all of the following:

10 (a) The estimated revenue for each state operating fund in
11 sufficient detail to provide for comparison with actual revenue.

12 (b) Summary totals for each state operating fund to reflect
13 that recommended expenditures for each fund are within proposed
14 and estimated resources.

15 (c) A statement of estimated state spending to be paid to
16 units of local government, total state spending from state
17 sources of financing, and the state-local proportion derived from
18 that data.

19 (3) ONE EXECUTIVE BUDGET BILL AND 1 ENACTED BUDGET BILL
20 SHALL BE THE CHILDREN'S BUDGET AND CONTAIN INDIVIDUAL LINE ITEM
21 AMOUNTS, INCLUDING THE NUMBER OF FTE POSITIONS TO BE FUNDED BY
22 EACH INDIVIDUAL LINE ITEM AMOUNT, AND APPROPRIATE BOILERPLATE
23 LANGUAGE FOR ALL STATE APPROPRIATIONS REGARDING SERVICES AND PRO-
24 GRAMS FOR CHILDREN UNDER THE AGE OF 19 AND THEIR FAMILIES.

25 (4) BEGINNING OCTOBER 1, 2002 AND EVERY OCTOBER 1 AFTER
26 2003, THE DEPARTMENT SHALL PRESENT A PRELIMINARY CHILDREN'S
27 BUDGET PROPOSAL TO THE LEGISLATURE THAT DELINEATES ALL FUNDS THAT

1 ARE BEING SPENT ON CHILDREN IN THIS STATE. THE PROPOSED
2 CHILDREN'S BUDGET SHALL INCLUDE THE APPROPRIATE PORTIONS OF THE
3 FOLLOWING PROPOSED BUDGETS:

- 4 (A) DEPARTMENT OF COMMUNITY HEALTH.
- 5 (B) DEPARTMENT OF EDUCATION.
- 6 (C) DEPARTMENT OF CAREER DEVELOPMENT.
- 7 (D) DEPARTMENT OF CORRECTIONS.
- 8 (E) FAMILY INDEPENDENCE AGENCY.
- 9 (F) HIGHER EDUCATION.
- 10 (G) COMMUNITY COLLEGES.