

SENATE BILL No. 232

March 14, 2017, Introduced by Senators ANANICH, HOPGOOD, HERTEL, JOHNSON and BIEDA and referred to the Committee on Appropriations.

A bill to amend 1973 PA 116, entitled

"An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts,"

(MCL 722.111 to 722.128) by adding section 16a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 16A. (1) THERE IS CREATED A BODY CORPORATE AND POLITIC
2 KNOWN AS THE CHILD CARE EXECUTIVE PARTNERSHIP THAT SHALL ESTABLISH
3 AND GOVERN THE CHILD CARE EXECUTIVE PARTNERSHIP PROGRAM. THE CHILD
4 CARE EXECUTIVE PARTNERSHIP PROGRAM IS CREATED TO USE STATE AND
5 FEDERAL FUNDS AS INCENTIVES FOR MATCHING LOCAL FUNDS DERIVED FROM
6 LOCAL GOVERNMENTS, EMPLOYERS, CHARITABLE FOUNDATIONS, AND OTHER
7 SOURCES SO THAT COMMUNITIES OF THIS STATE MAY CREATE LOCAL FLEXIBLE

PARTNERSHIPS WITH EMPLOYERS. THE CHILD CARE EXECUTIVE PARTNERSHIP PROGRAM FUNDS SHALL BE USED AT THE DISCRETION OF LOCAL COMMUNITIES TO MEET THE NEEDS OF WORKING PARENTS. A CHILD CARE PURCHASING POOL SHALL BE DEVELOPED WITH THE STATE, FEDERAL, AND LOCAL FUNDS TO PROVIDE SUBSIDIES TO LOW-INCOME WORKING PARENTS WHOSE FAMILY INCOME DOES NOT EXCEED THE ALLOWABLE INCOME FOR ANY FEDERALLY SUBSIDIZED CHILD CARE PROGRAM WITH A DOLLAR-FOR-DOLLAR MATCH FROM EMPLOYERS, LOCAL GOVERNMENT, AND OTHER MATCHING CONTRIBUTIONS. THE FUNDS USED FROM THE CHILD CARE PURCHASING POOL MUST BE USED TO SUPPLEMENT OR EXTEND THE USE OF EXISTING PUBLIC OR PRIVATE FUNDS FOR DIRECT SERVICES.

(2) THE CHILD CARE EXECUTIVE PARTNERSHIP, STAFFED BY THE DEPARTMENT OF EDUCATION, SHALL CONSIST OF A REPRESENTATIVE OF THE GOVERNOR AND 9 MEMBERS OF THE CORPORATE OR CHILD CARE COMMUNITY, APPOINTED BY THE GOVERNOR. MEMBERS SHALL SERVE FOR A PERIOD OF 4 YEARS, EXCEPT THAT THE REPRESENTATIVE OF THE GOVERNOR SHALL SERVE AT THE PLEASURE OF THE GOVERNOR.

(3) THE CHILD CARE EXECUTIVE PARTNERSHIP SHALL BE CHAIRED BY A MEMBER CHOSEN BY A MAJORITY VOTE AND SHALL MEET AT LEAST QUARTERLY AND AT OTHER TIMES UPON THE CALL OF THE CHAIR. THE CHILD CARE EXECUTIVE PARTNERSHIP MAY USE ANY METHOD OF TELECOMMUNICATIONS TO CONDUCT MEETINGS, INCLUDING ESTABLISHING A QUORUM THROUGH TELECOMMUNICATIONS, ONLY IF THE PUBLIC IS GIVEN PROPER NOTICE OF A TELECOMMUNICATIONS MEETING AND REASONABLE ACCESS TO OBSERVE AND, WHEN APPROPRIATE, PARTICIPATE.

(4) MEMBERS SHALL SERVE WITHOUT COMPENSATION BUT MAY BE REIMBURSED FOR PER DIEM AND TRAVEL EXPENSES IN ACCORDANCE WITH

1 STATE LAW.

2 (5) THE CHILD CARE EXECUTIVE PARTNERSHIP SHALL HAVE ALL THE
3 POWERS AND AUTHORITY, NOT EXPLICITLY PROHIBITED BY LAW, NECESSARY
4 TO CARRY OUT AND EFFECTUATE THE PURPOSES OF THIS SECTION, AS WELL
5 AS THE FUNCTIONS, DUTIES, AND RESPONSIBILITIES OF THE PARTNERSHIP,
6 INCLUDING, BUT NOT LIMITED TO, THE FOLLOWING:

7 (A) MAKING RECOMMENDATIONS CONCERNING THE IMPLEMENTATION AND
8 COORDINATION OF THE SCHOOL READINESS PROGRAM.

9 (B) SOLICITING, ACCEPTING, RECEIVING, INVESTING, AND EXPENDING
10 FUNDS FROM PUBLIC OR PRIVATE SOURCES.

11 (C) CONTRACTING WITH PUBLIC OR PRIVATE ENTITIES AS NECESSARY.

12 (D) APPROVING AN ANNUAL BUDGET.

13 (E) PROVIDING A REPORT TO THE GOVERNOR, THE SPEAKER OF THE
14 HOUSE OF REPRESENTATIVES, AND THE SENATE MAJORITY LEADER ON OR
15 BEFORE DECEMBER 1 OF EACH YEAR.

16 (6) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBSECTION,
17 THE BODY CORPORATE AND POLITIC PREVIOUSLY ESTABLISHED BY PRIOR LAW
18 IS THE BODY CORPORATE AND POLITIC FOR PURPOSES OF THIS SECTION AND
19 SHALL CONTINUE IN EXISTENCE. ALL MEMBER TERMS OF THE EXISTING BODY
20 CORPORATE AND POLITIC EXPIRE AS OF SEPTEMBER 30, 2020, AND NEW
21 MEMBERS SHALL BE APPOINTED BEGINNING OCTOBER 1, 2020, IN ACCORDANCE
22 WITH THIS SUBSECTION.

23 (7) THE LEGISLATURE SHALL ANNUALLY DETERMINE THE AMOUNT OF
24 STATE OR FEDERAL LOW-INCOME CHILD CARE MONEY THAT SHALL BE USED TO
25 CREATE CHILD CARE EXECUTIVE PARTNERSHIP PROGRAM CHILD CARE
26 PURCHASING POOLS IN COUNTIES CHOSEN BY THE CHILD CARE EXECUTIVE
27 PARTNERSHIP PROVIDED THAT AT LEAST 2 OF THE COUNTIES HAVE

1 POPULATIONS OF NO MORE THAN 300,000. THE LEGISLATURE SHALL ANNUALLY
2 REVIEW THE EFFECTIVENESS OF THE CHILD CARE PURCHASING POOL PROGRAM
3 AND REEVALUATE THE PERCENTAGE OF ADDITIONAL STATE OR FEDERAL FUNDS,
4 IF ANY, THAT CAN BE USED FOR THE CHILD CARE PURCHASING POOL
5 PROGRAM'S EXPANSION. TO ENSURE A SEAMLESS SERVICE DELIVERY AND EASE
6 OF ACCESS FOR FAMILIES, THE DEPARTMENT OF EDUCATION SHALL
7 ADMINISTER THE CHILD CARE PURCHASING POOL FUNDS.

8 (8) THE DEPARTMENT OF EDUCATION, IN CONJUNCTION WITH THE CHILD
9 CARE EXECUTIVE PARTNERSHIP, SHALL DEVELOP PROCEDURES FOR
10 DISBURSEMENT OF FUNDS THROUGH THE CHILD CARE PURCHASING POOLS. IN
11 ORDER TO BE CONSIDERED FOR FUNDING, AN EARLY LEARNING COALITION OR
12 THE DEPARTMENT OF EDUCATION MUST COMMIT TO ALL OF THE FOLLOWING:

13 (A) MATCHING THE STATE PURCHASING POOL FUNDS ON A DOLLAR-FOR-
14 DOLLAR BASIS.

15 (B) EXPENDING ONLY PUBLIC FUNDS THAT ARE MATCHED BY EMPLOYERS,
16 LOCAL GOVERNMENT, AND OTHER MATCHING CONTRIBUTORS WHO CONTRIBUTE TO
17 THE CHILD CARE PURCHASING POOL. PARENTS SHALL ALSO PAY A FEE THAT
18 MAY NOT BE LESS THAN THE AMOUNT IDENTIFIED IN THE EARLY LEARNING
19 COALITION'S SCHOOL READINESS PROGRAM SLIDING FEE SCALE.

20 (9) EACH EARLY LEARNING COALITION SHALL ESTABLISH A COMMUNITY
21 CHILD CARE TASK FORCE FOR EACH CHILD CARE PURCHASING POOL. THE
22 COMMUNITY CHILD CARE TASK FORCE MUST BE COMPOSED OF EMPLOYERS,
23 PARENTS, PRIVATE CHILD CARE PROVIDERS, AND 1 REPRESENTATIVE FROM
24 THE LOCAL CHILDREN'S SERVICES COUNCIL, IF A CHILDREN'S SERVICES
25 COUNCIL EXISTS IN THE AREA OF THE CHILD CARE PURCHASING POOL. THE
26 EARLY LEARNING COALITION IS EXPECTED TO RECRUIT THE CHILD CARE TASK
27 FORCE MEMBERS FROM EXISTING CHILD CARE COUNCILS, COMMISSIONS, OR

1 TASK FORCES ALREADY OPERATING IN THE AREA OF A CHILD CARE
2 PURCHASING POOL. A MAJORITY OF THE CHILD CARE TASK FORCE SHALL
3 CONSIST OF EMPLOYERS.

4 (10) EACH PARTICIPATING EARLY LEARNING COALITION SHALL DEVELOP
5 A PLAN FOR THE USE OF CHILD CARE PURCHASING POOL FUNDS. THE PLAN
6 MUST SHOW HOW MANY CHILDREN WILL BE SERVED BY THE CHILD CARE
7 PURCHASING POOL, HOW MANY WILL BE NEW TO RECEIVING CHILD CARE
8 SERVICES, AND HOW THE EARLY LEARNING COALITION INTENDS TO ATTRACT
9 NEW EMPLOYERS AND THEIR EMPLOYEES TO THE CHILD CARE EXECUTIVE
10 PARTNERSHIP PROGRAM.

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