

HOUSE BILL NO. 5044

October 08, 2019, Introduced by Reps. Garrett, Whiteford, Brann, Yaroach, Crawford and Vaupel and referred to the Committee on Health Policy.

A bill to amend 1994 PA 203, entitled
"Foster care and adoption services act,"
by amending section 4c (MCL 722.954c), as amended by 2014 PA 337.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 4c. (1) The supervising agency shall obtain from the
2 parent, guardian, or custodian of each child who is placed in its
3 care the name and address of the child's medical provider and a
4 signed document for the release of the child's medical records. The
5 supervising agency shall require that a child's medical provider

1 remain constant while the child is in foster care, unless the
2 child's current primary medical provider is a managed care health
3 plan or unless doing so would create an unreasonable burden for the
4 relative, foster parent, or other custodian.

5 (2) The supervising agency shall develop a medical passport
6 for each child who comes under its care. The medical passport ~~shall~~
7 **must** contain all of the following:

8 (a) All medical information required by policy or law to be
9 provided to foster parents.

10 (b) Basic medical history.

11 (c) A record of all immunizations.

12 (d) Any other information concerning the child's physical and
13 mental health, including information that the child may be a victim
14 of human trafficking.

15 (3) Each foster care worker who transfers a child's medical
16 passport to another foster care worker shall sign and date the
17 passport, verifying that he or she has sought and obtained the
18 necessary information required under subsection (2) and any
19 additional information required under department policy. The
20 supervising agency shall provide a copy of each medical passport
21 and updates as required by the department for maintenance in a
22 central location.

23 (4) If a child under the care of a supervising agency has
24 suffered sexual abuse, serious physical abuse, mental illness, or
25 is alleged to be the victim of human trafficking, the supervising
26 agency shall have an experienced and licensed mental health
27 professional as defined under section ~~100b(16)(a)~~, **100b(18)(a)**,
28 (b), or (d) of the mental health code, 1974 PA 258, MCL 330.1100b,
29 who is trained in children's psychological assessments perform an

1 assessment or psychological evaluation of the child. The costs of
2 the assessment or evaluation ~~shall~~**must** be borne by the supervising
3 agency.

4 (5) A child's supervising agency shall ensure that the child
5 receives a medical examination when the child is first placed in
6 foster care. One objective of this examination is to provide a
7 record of the child's medical and physical status upon entry into
8 foster care.

9 (6) If an assessment or psychological evaluation required
10 under subsection (4) indicates that a child may have been a victim
11 of human trafficking, the supervising agency shall provide, in
12 addition to any reunification, adoption, or other services provided
13 to a child under the supervising agency's care, counseling services
14 appropriate for minor victims of human trafficking.

15 Enacting section 1. This amendatory act does not take effect
16 unless Senate Bill No.____ or House Bill No. 5043 (request no.
17 03213'19) of the 100th Legislature is enacted into law.