

Senate Fiscal Agency
P. O. Box 30036
Lansing, Michigan 48909-7536

SFA**BILL ANALYSIS**

Telephone: (517) 373-5383
Fax: (517) 373-1986
TDD: (517) 373-0543

House Bill 5568 (Substitute H-2 as passed by the House)
Sponsor: Representative Janet Kukuk
House Committee: Criminal Law and Corrections
Senate Committee: Judiciary

Date Completed: 5-23-00

CONTENT

The bill would amend the Michigan Penal Code to prohibit a person from transferring or attempting to transfer the legal or physical custody of an individual to another person for money or other valuable consideration, except as otherwise permitted by law. A person also could not acquire or attempt to acquire the legal or physical custody of an individual for payment of money or other valuable consideration to another person, except as otherwise permitted by law.

A violation of the bill would be a felony, punishable by up to 20 years' imprisonment, a maximum fine of \$100,000, or both.

The bill would take effect on September 1, 2000.

Proposed MCL 750.136c

Legislative Analyst: P. Affholter

FISCAL IMPACT

House Bill 5568 (H-2) would have an indeterminate fiscal impact on State and local government.

There are no data available to indicate how many people could be convicted of buying or selling another individual. If the crime were a Class B felony, the minimum sentencing range would be between 0-18 months and 117-160 months. Assuming that two people a year were convicted of this offense and were sentenced to and served a minimum term of 160 months, given an average annual cost of incarceration of \$22,000, the annual cost of incarceration would be \$587,000.

Fiscal Analyst: K. Firestone

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.