

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 1112

A bill to amend 1975 PA 238, entitled
"Child protection law,"
(MCL 722.621 to 722.638) by adding section 12b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 12B. (1) THE TASK FORCE ON THE PREVENTION OF SEXUAL ABUSE
2 OF CHILDREN IS CREATED WITHIN THE DEPARTMENT.

3 (2) THE GOVERNOR SHALL APPOINT MEMBERS TO THE TASK FORCE IN
4 CONSULTATION WITH THE DEPARTMENT. THE APPOINTMENT OF MEMBERS MUST
5 REFLECT THE GEOGRAPHIC DIVERSITY OF THIS STATE. MEMBERS OF THE TASK
6 FORCE MUST INCLUDE THE FOLLOWING:

7 (A) INDIVIDUALS WHO HAVE EXPERIENCE AND EXPERTISE IN THE
8 FIELDS OF INTERVENTION AND PREVENTION OF CHILD ABUSE AND NEGLECT,
9 EDUCATION, OR CHILD WELFARE.

10 (B) A REPRESENTATIVE FROM THE MICHIGAN COALITION TO END
11 DOMESTIC AND SEXUAL VIOLENCE.

12 (C) A REPRESENTATIVE FROM THE MICHIGAN DOMESTIC AND SEXUAL

1 VIOLENCE PREVENTION AND TREATMENT BOARD.

2 (D) A REPRESENTATIVE FROM THE MICHIGAN CHAPTER OF THE NATIONAL
3 CHILDREN'S ALLIANCE.

4 (E) AN ADMINISTRATOR OR STAFF MEMBER OF A CHILD ASSESSMENT
5 CENTER.

6 (F) A LICENSED THERAPIST TRAINED TO COUNSEL OR TREAT CHILD
7 SEXUAL ABUSE VICTIMS.

8 (G) A CIRCUIT COURT JUDGE OR HIS OR HER DESIGNEE.

9 (H) A SCHOOL DISTRICT BOARD MEMBER, INTERMEDIATE SCHOOL
10 DISTRICT BOARD MEMBER, OR PUBLIC SCHOOL ACADEMY BOARD MEMBER.

11 (3) THE DEPARTMENT DIRECTOR OR HIS OR HER DESIGNEE SHALL SERVE
12 AS THE TASK FORCE'S PRESIDING OFFICER. THE TASK FORCE SHALL MEET AT
13 THE CALL OF THE PRESIDING OFFICER. THE TASK FORCE SHALL MAKE
14 RECOMMENDATIONS FOR REDUCING CHILD SEXUAL ABUSE IN THIS STATE. THE
15 TASK FORCE SHALL ALSO MAKE RECOMMENDATIONS FOR SCHOOL POLICIES THAT
16 ADDRESS THE SEXUAL ABUSE OF CHILDREN. IN MAKING THOSE
17 RECOMMENDATIONS, THE TASK FORCE SHALL DO ALL OF THE FOLLOWING:

18 (A) GATHER INFORMATION CONCERNING CHILD SEXUAL ABUSE
19 THROUGHOUT THIS STATE.

20 (B) RECEIVE REPORTS AND TESTIMONY FROM INDIVIDUALS, STATE AND
21 LOCAL AGENCIES, COMMUNITY-BASED ORGANIZATIONS, AND OTHER PUBLIC AND
22 PRIVATE ORGANIZATIONS.

23 (C) REVIEW STEPS TAKEN AND PROGRAMS ESTABLISHED IN OTHER
24 STATES TO REDUCE CHILD SEXUAL ABUSE.

25 (D) CREATE GOALS FOR STATE POLICY THAT ARE AIMED AT PREVENTING
26 CHILD SEXUAL ABUSE.

27 (E) CREATE RECOMMENDATIONS AND GUIDELINES FOR SCHOOL POLICIES

1 ADDRESSING SEXUAL ABUSE OF CHILDREN ACCORDING TO SECTION 1505 OF
2 THE REVISED SCHOOL CODE, 1976 PA 451, MCL 380.1505. THESE
3 RECOMMENDATIONS AND GUIDELINES SHALL BE FLEXIBLE ENOUGH TO ALLOW
4 ACCOMMODATION FOR LOCAL AUTONOMY AND VALUES.

5 (F) CREATE RECOMMENDATIONS AND GUIDELINES FOR AGE-APPROPRIATE,
6 EVIDENCE-BASED CHILD SEXUAL ABUSE AWARENESS.

7 (G) CREATE RECOMMENDATIONS AND GUIDELINES FOR SCHOOL PERSONNEL
8 TO RESPOND APPROPRIATELY TO PUPILS AFFECTED BY SEXUAL ABUSE.

9 (H) CREATE RECOMMENDATIONS AND GUIDELINES FOR PROVIDING
10 EDUCATIONAL MATERIAL TO PARENTS AND GUARDIANS ON THE WARNING SIGNS
11 OF CHILD SEXUAL ABUSE AND INFORMATION ON ASSISTANCE AND REFERRALS
12 OR RESOURCES.

13 (I) DEVELOP A CHILD SEXUAL ABUSE PROTOCOL TO BE UTILIZED BY
14 ALL COMMUNITY PARTNERS IN ORDER TO HELP TO IDENTIFY, PREVENT, AND
15 INVESTIGATE CHILD SEXUAL ABUSE.

16 (J) SUBMIT A FINAL REPORT WITH THE TASK FORCE'S
17 RECOMMENDATIONS TO THE GOVERNOR AND THE LEGISLATURE NOT LATER THAN
18 365 DAYS AFTER THE MEMBERS OF THE TASK FORCE ARE APPOINTED.

19 (4) THE RECOMMENDATIONS DESCRIBED UNDER SUBSECTION (3) MAY
20 INCLUDE PROPOSALS FOR SPECIFIC STATUTORY CHANGES AND METHODS TO
21 FOSTER COOPERATION AMONG STATE AGENCIES AND BETWEEN THE STATE AND
22 LOCAL GOVERNMENT.

23 (5) THE TASK FORCE SHALL CONSULT WITH THE EMPLOYEES OF THE
24 DEPARTMENT WHO WORK ON CHILD PROTECTION MATTERS, THE DEPARTMENT OF
25 STATE POLICE, THE STATE BOARD OF EDUCATION, AND ANY OTHER STATE
26 AGENCY OR DEPARTMENT NECESSARY TO ACCOMPLISH THE TASK FORCE'S
27 RESPONSIBILITIES UNDER THIS SECTION.

1 (6) THE MEMBERS OF THE TASK FORCE SHALL SERVE WITHOUT
2 COMPENSATION AND SHALL NOT BE REIMBURSED FOR THEIR EXPENSES.

3 (7) THE TASK FORCE SHALL BE ABOLISHED UPON SUBMISSION OF THE
4 FINAL REPORT REQUIRED IN SUBSECTION (3) TO THE GOVERNOR AND THE
5 LEGISLATURE.

6 (8) UPON WRITTEN REQUEST FROM A CHILD OR THE CHILD'S PARENT OR
7 LEGAL GUARDIAN, THAT CHILD SHALL BE EXCUSED, WITHOUT PENALTY, FROM
8 PARTICIPATING IN THE TASK FORCE'S INFORMATION-GATHERING EFFORTS.

9 (9) AS USED IN THIS SECTION, "TASK FORCE" MEANS THE TASK FORCE
10 ON THE PREVENTION OF SEXUAL ABUSE OF CHILDREN CREATED IN SUBSECTION
11 (1) .

12 Enacting section 1. This amendatory act does not take effect
13 unless Senate Bill No. 1113 of the 96th Legislature is enacted into
14 law.