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BILL



ANALYSIS

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House Bill 5107 (Substitute S-1 as reported)
Sponsor: Representative Kurt Heise
House Committee: Criminal Justice
Senate Committee: Families, Seniors and Human Services

CONTENT

The bill would create the "Human Trafficking Notification Act" to do the following:

- Require the Department of Transportation to post a human trafficking notice at each rest stop and welcome facility in Michigan.
- Require a local unit of government to post a human trafficking notice at a rest stop or welcome facility it operated.
- Require a local unit, or an authority allowed by law, to post a human trafficking notice on the premises of a station it operated that provided bus or rail service.
- Require public airports, adult entertainment establishments, and the owners of property that had been found to constitute a public nuisance due to prostitution or human trafficking to post a human trafficking notice.
- Establish requirements for the content, format, and size of human trafficking notices.
- Require human trafficking notices to be posted in English and Spanish, and allow the Department of Licensing and Regulatory Affairs (LARA) to require them to be posted in other languages in certain areas of the State.
- Require LARA to post a sample human trafficking notice on its website.
- Provide for LARA to enforce the posting requirements and allow LARA to impose fines.

The proposed Act would take effect 90 days after its enactment, but would not apply unless sufficient funds were appropriated to LARA for it to carry out the duties required by the Act.

Legislative Analyst: Patrick Affholter

FISCAL IMPACT

The bill would have a negative, but likely minor, fiscal impact on the Department of Licensing and Regulatory Affairs. The bill would introduce a number of new administrative costs to LARA, including those associated with the production and posting of human trafficking notices on its website, rule promulgation, and enforcement costs. Some of these costs could be offset by fine revenue from establishments that did not comply with human trafficking notice posting requirements, but the bill is unclear as to what the disposition of the fine revenue would be.

The bill also would result in indeterminate, but likely nominal, increased expenses for the Department of Transportation and affected local units of government, related to the notice-posting requirements.

Date Completed: 3-18-16

Fiscal Analyst: Josh Sefton
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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.