

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 596

A bill to create the human trafficking health advisory board act; to provide for an interdepartmental human trafficking health advisory board; to prescribe the membership of the human trafficking health advisory board; and to prescribe the duties and responsibilities of the human trafficking health advisory board.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as the "human
2 trafficking health advisory board act".

3 Sec. 2. As used in this act:

4 (a) "Board" means the human trafficking health advisory board
5 created in section 3.

6 (b) "Human trafficking" means a violation of chapter LXVIIA of
7 the Michigan penal code, 1931 PA 328, MCL 750.462a to 750.462h.

1 Sec. 3. (1) The human trafficking health advisory board is
2 created as an autonomous entity within the department of community
3 health. The board shall consist of the following members:

4 (a) The director of the department of human services or his or
5 her designated representative from within the department of human
6 services.

7 (b) The director of the department of community health or his
8 or her designated representative from within the department of
9 community health.

10 (c) One individual appointed by the governor from a list of 3
11 individuals submitted by the senate majority leader. The individual
12 must be licensed or authorized to engage in the practice of
13 medicine under part 170 of the public health code, 1978 PA 368, MCL
14 333.17001 to 333.17084, or part 175 of the public health code, 1978
15 PA 368, MCL 333.17501 to 333.17556.

16 (d) One individual appointed by the governor from a list of 3
17 individuals submitted by the speaker of the house of
18 representatives. The individual must be licensed or authorized to
19 engage in the practice of medicine under part 170 of the public
20 health code, 1978 PA 368, MCL 333.17001 to 333.17084, or part 175
21 of the public health code, 1978 PA 368, MCL 333.17501 to 333.17556.

22 (e) One individual appointed by the governor who has
23 experience and expertise in the field of intervention in or
24 prevention of human trafficking or treatment of human trafficking
25 survivors.

26 (f) Two individuals appointed by the governor who are human
27 trafficking survivors.

1 (g) One individual appointed by the governor who is a mental
2 health professional.

3 (h) One individual appointed by the governor who is a
4 registered professional nurse licensed to engage in the practice of
5 nursing under part 172 of the public health code, 1978 PA 368, MCL
6 333.17201 to 333.17242, and who is experienced in an emergency
7 department, emergency room, or trauma center of a hospital licensed
8 under article 17 of the public health code, 1978 PA 368, MCL
9 333.20101 to 333.22260.

10 (2) The members first appointed to the board under subsection
11 (1)(c) to (h) shall be appointed within 90 days after the effective
12 date of this act.

13 (3) Of the members initially appointed to the board under
14 subsection (1)(c) to (h), 1 member shall be appointed for a term
15 that expires on December 31, 2015, 1 member shall be appointed for
16 a term that expires on December 31, 2016, 2 members shall be
17 appointed for a term that expires on December 31, 2017, and 3
18 members shall be appointed for terms that expire on December 31,
19 2018. At the expiration of an initial appointment, a member shall
20 be appointed for a term of 4 years.

21 (4) A member who attends less than 66 percent of the scheduled
22 meetings of the board in any calendar year shall be considered to
23 have vacated his or her appointment. Upon notification of a vacancy
24 under this subsection or any other vacancy, the governor shall fill
25 the vacancy in the same manner as the original appointment.

26 (5) The governor may remove a member of the board for
27 incompetence, dereliction of duty, malfeasance, misfeasance, or

1 nonfeasance in office, or any other good cause.

2 (6) The first meeting of the board shall be called not more
3 than 180 days after the effective date of this act. Before this
4 first meeting, the governor shall appoint the chairperson of the
5 board from among the members listed in subsection (1). At the first
6 meeting, the board shall elect from among its members a vice-
7 chairperson and other officers as it considers necessary or
8 appropriate who shall serve 1-year terms and who may be reelected.
9 After the first meeting, the board shall meet at least quarterly,
10 or more frequently at the call of the chairperson or if requested
11 by a majority of the members then serving.

12 (7) A majority of the members of the board constitute a quorum
13 for the transaction of business at a meeting of the board. A
14 majority of the members present and serving are required for the
15 official action of the board.

16 (8) The business that the board may perform shall be conducted
17 at a public meeting of the board held in compliance with the open
18 meetings act, 1976 PA 267, MCL 15.261 to 15.275.

19 (9) A writing prepared, owned, used, in the possession of, or
20 retained by the board in the performance of an official function is
21 subject to the freedom of information act, 1976 PA 442, MCL 15.231
22 to 15.246.

23 (10) Members of the board shall serve without compensation.
24 However, members of the board may be reimbursed for their actual
25 and necessary expenses incurred in the performance of their
26 official duties as members of the board.

27 Sec. 4. The board shall do all of the following:

1 (a) Collect and analyze information concerning medical and
2 mental health services available to survivors of human trafficking
3 in this state.

4 (b) Identify state and local agencies within this state and
5 other states, as well as within the federal government, that are
6 involved with issues relating to human trafficking, and coordinate
7 the dissemination of information concerning medical and mental
8 health services available to survivors of human trafficking in this
9 state.

10 (c) Meet annually with local health agencies to review the
11 existing medical and mental health services available to assist
12 survivors of human trafficking and establish a program to make
13 those survivors better aware of the services that are available to
14 them.

15 (d) Establish a program to improve public awareness of medical
16 and mental health services available to survivors of human
17 trafficking in this state.

18 (e) Review existing state laws and administrative rules
19 relating to medical and mental health policies affecting survivors
20 of human trafficking and make recommendations to the legislature
21 and state agencies to improve those laws and rules to address
22 medical and mental health services available to survivors of human
23 trafficking in this state.

24 (f) File an annual report with the chairs of the committees
25 concerned with health policy of the senate and the house of
26 representatives regarding its activities under this act. The report
27 shall be filed not later than February 1 of each year.

1 (g) File an annual report with the Michigan domestic violence
2 and treatment board concerning the human trafficking health
3 advisory board's activities under this act no later than February 1
4 of each year.

5 Sec. 5. The board shall coordinate its efforts with those of
6 the human trafficking commission established under section 3 of the
7 human trafficking commission act, 2014 PA 325, MCL 752.973.

8 Enacting section 1. This act takes effect January 14, 2015.