

# HOUSE BILL NO. 5475

February 06, 2020, Introduced by Reps. Love, Garrett, Hope, Tyrone Carter, Brenda Carter, Cynthia Johnson, Tate, Bolden, Yancey, Byrd and Jones and referred to the Committee on Regulatory Reform.

A bill to require the establishment of a task force on the licensing of adult entertainment establishments and performers; and to provide for the powers and duties of certain state governmental officers and entities.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1           Sec. 1. As used in this act, "department" means the department
- 2   of licensing and regulatory affairs.



1       Sec. 3. (1) The department shall establish a task force to  
2 develop and recommend statewide standards for the licensing and  
3 regulation of adult entertainment establishments and short-term  
4 adult entertainment venues and engagements, and the licensing of  
5 adult entertainment performers, including, but not limited to,  
6 recommendations concerning all of the following:

7       (a) For the licensing of performers, a minimum age  
8 requirement, safety training pre-requisites, and medical  
9 requirements, including, but not limited to, general physical exams  
10 before licensure or license renewal.

11       (b) For the licensing and regulation of establishments and  
12 short-term venues and engagements, all of the following:

13       (i) Standards for licensing of the venue of an adult  
14 entertainment establishment, including, but not limited to, minimal  
15 structural, safety, and liability insurance requirements.

16       (ii) Standards for licensing of a short-term adult  
17 entertainment venue.

18       (iii) Standards for licensing of the owner and managers of an  
19 adult entertainment establishment. As used in this subparagraph,  
20 "owner" includes an individual, partnership, corporation,  
21 association, or other legal entity.

22       (iv) Standards for licensing of short-term adult entertainment  
23 engagements undertaken by an adult entertainment performer or  
24 performers.

25       (c) Licensing fees for all of the following:

26       (i) Performers, owners, and managers of adult entertainment  
27 establishments.

28       (ii) Short-term adult entertainment venues.

29       (iii) Short-term adult entertainment engagements.



(d) License renewal and inspection timelines for all of the following:

(i) Performers, owners, and managers of adult entertainment establishments.

(ii) Adult entertainment establishments.

(e) Penalties and fines for violation of the recommended licensing standards as they apply to each of the following:

(i) Performers, owners, and managers of adult entertainment establishments.

(ii) Adult entertainment establishments.

(iii) Short-term venues for adult entertainment.

(2) Subject to subsection (3), the task force shall consist of the following members appointed by the governor:

(a) A representative of the department as an ex officio member without a vote. The representative of the department shall serve as chair of the task force.

(b) The state treasurer, or his or her designee, as an ex officio member without a vote.

(c) The director of the department of state police.

(d) The director of the law department of the city of Detroit, or his or her designee.

(e) One police officer of the police department of the city of Detroit, appointed by the mayor of Detroit.

(f) Three current or former performers who work or worked in the adult entertainment industry.

(g) Three current or former owners of adult entertainment establishments.

(h) Three current or former managers of adult entertainment establishments.



1 (3) The members of the task force described in subsection  
2 (2)(f), (g), and (h) shall be appointed in accordance with the  
3 following:

4 (a) The senate majority leader, the senate minority leader,  
5 the speaker of the house of representatives, and the minority  
6 leader of the house of representatives shall each recommend to the  
7 governor 2 individuals from each of the categories listed in  
8 subsection (2)(f), (g), and (h).

9 (b) The governor shall select 1 individual from each of the 2  
10 individuals recommended by the legislative leaders described in  
11 subdivision (a) for each of the categories described in that  
12 subdivision for a total of 4 candidates for each category. The  
13 governor shall appoint 3 of the 4 candidates in each category to  
14 serve on the task force.

15 Sec. 5. The task force shall present a report of its  
16 recommendations to the governor, the speaker of the house, the  
17 senate majority leader, and the chairs of the house and senate  
18 regulatory reform committees not later than 1 year after the date  
19 of its establishment.

20 Sec. 7. At the time the report described in section 5 is  
21 presented, the department shall provide a list of all adult  
22 entertainment establishments in this state that includes  
23 information on business hours, whether the establishment serves  
24 food and alcohol, whether the establishment has private rooms,  
25 booths, or suites, and the employment status of the performers that  
26 perform at the listed establishment.

