

HOUSE BILL NO. 4092

February 03, 2021, Introduced by Reps. Filler, Whitsett, Glenn, Whiteford, Calley, Brabec, Kahle, Rendon, Paquette, Bollin, Wozniak, Lasinski, Clemente, Camilleri, Hammoud, Yancey, Anthony, Puri, Thanedar, Bolden, Stone and Jones and referred to the Committee on Judiciary.

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
(MCL 760.1 to 777.69) by adding section 21d to chapter VIII.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER VIII

1
2 **Sec. 21d. (1) It is an affirmative defense in a prosecution**
3 **for a felony or misdemeanor violation of a law of this state that**
4 **the defendant committed the offense as a direct result of his or**
5 **her being a victim of human trafficking under chapter LXVIIA of the**

1 Michigan penal code, 1931 PA 328, MCL 750.462a to 750.462h.

2 (2) The defendant bears the burden of proving the defense
3 under subsection (1) by a preponderance of the evidence.

4 Enacting section 1. This amendatory act takes effect 90 days
5 after the date it is enacted into law.