

HOUSE BILL NO. 5535

February 20, 2020, Introduced by Rep. Reilly and referred to the Committee on Health Policy.

A bill to amend 2014 PA 461, entitled
"Human trafficking health advisory board act,"
by amending section 3 (MCL 752.993).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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

5 (a) The director of the department of **health and** human



1 services or his or her designated representative from within the
2 department of **health and** human services.

3 (b) The **executive** director of the ~~department of community~~
4 ~~health~~ **Michigan children's services agency** or his or her designated
5 representative from within the ~~department of community~~
6 ~~health~~ **Michigan children's services agency**.

7 (c) One individual appointed by the governor from a list of 3
8 individuals submitted by the senate majority leader. The individual
9 must be licensed or authorized to engage in the practice of
10 medicine under part 170 of the public health code, 1978 PA 368, MCL
11 333.17001 to ~~333.17084,~~ **333.17097**, or part 175 of the public health
12 code, 1978 PA 368, MCL 333.17501 to 333.17556.

13 (d) One individual appointed by the governor from a list of 3
14 individuals submitted by the speaker of the house of
15 representatives. The individual must be licensed or authorized to
16 engage in the practice of medicine under part 170 of the public
17 health code, 1978 PA 368, MCL 333.17001 to ~~333.17084,~~ **333.17097**, or
18 part 175 of the public health code, 1978 PA 368, MCL 333.17501 to
19 333.17556.

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

24 (f) Two individuals appointed by the governor who are human
25 trafficking survivors.

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

28 (h) One individual appointed by the governor who is a
29 registered professional nurse licensed to engage in the practice of



1 nursing under part 172 of the public health code, 1978 PA 368, MCL
2 333.17201 to 333.17242, and who is experienced in an emergency
3 department, emergency room, or trauma center of a hospital licensed
4 under article 17 of the public health code, 1978 PA 368, MCL
5 333.20101 to ~~333.22260~~.**333.21925**.

6 (2) The members first appointed to the board under subsection
7 (1)(c) to (h) shall be appointed ~~within 90 days after the effective~~
8 ~~date of this act.~~**by April 14, 2015**.

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

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

23 (5) The governor may remove a member of the board for
24 incompetence, dereliction of duty, malfeasance, misfeasance, or
25 nonfeasance in office, or any other good cause.

26 (6) The first meeting of the board ~~shall~~**must** be called not
27 ~~more than 180 days after the effective date of this act.~~**later than**
28 **July 13, 2015**. Before this first meeting, the governor shall
29 appoint the chairperson of the board from among the members listed



1 in subsection (1). At the first meeting, the board shall elect from
2 among its members a vice-chairperson and other officers as it
3 considers necessary or appropriate who shall serve 1-year terms and
4 who may be reelected. After the first meeting, the board shall meet
5 at least quarterly, or more frequently at the call of the
6 chairperson or if requested by a majority of the members then
7 serving.

8 (7) A majority of the members of the board constitute a quorum
9 for the transaction of business at a meeting of the board. A
10 majority of the members present and serving are required for the
11 official action of the board.

12 (8) The business that the board may perform ~~shall~~**must** be
13 conducted at a public meeting of the board held in compliance with
14 the open meetings act, 1976 PA 267, MCL 15.261 to 15.275.

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

19 (10) Members of the board shall serve without compensation.
20 However, members of the board may be reimbursed for their actual
21 and necessary expenses incurred in the performance of their
22 official duties as members of the board.

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

25 Enacting section 2. This amendatory act does not take effect
26 unless Senate Bill No. ____ or House Bill No. 5510 (request no.
27 04667'19) of the 100th Legislature is enacted into law.

