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BILL ANALYSIS

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Senate Bill 130 (as introduced 2-1-05)  
Sponsor: Senator Alan Sanborn  
Committee: Judiciary

Date Completed: 5-2-05

### **CONTENT**

The bill would create a new act to prohibit a person who was convicted of a "listed offense" from serving as a coach on an independent youth athletic team based in Michigan, unless the person disclosed to the team's sanctioning organization that he or she had been convicted of a listed offense. A violation of the proposed act would be a misdemeanor punishable by a maximum fine of \$500.

Under the bill, "convicted" would mean that term as defined in the Sex Offenders Registration Act (SORA). Under SORA, "convicted" means having a judgment of conviction or a probation order entered in any court having jurisdiction over criminal offenses, including a conviction subsequently set aside; being assigned to youthful trainee status under the Holmes Youthful Trainee Act (HYTA) before October 1, 2004; being assigned to youthful trainee status under HYTA after that date, if youthful trainee status is revoked and an adjudication of guilt is entered; having an order of disposition entered under the juvenile code that is open to the general public under the code; or having an order of disposition or other adjudication in a juvenile matter in another state or country.

"Listed offense" would mean an alcohol- or controlled substance-related driving violation under the Michigan Vehicle Code or an offense for which sex offender registration is required under SORA.

"Independent youth athletic team" would mean a sports team that includes a person under 18 years of age as a team member; is sanctioned by an incorporated organization; and is not sanctioned by or affiliated with a public or private school.

Legislative Analyst: Patrick Affholter

### **FISCAL IMPACT**

The bill would have no fiscal impact on the State and an indeterminate fiscal impact on local governments. There are no data to indicate how many offenders would be convicted of the proposed misdemeanor. Public libraries would benefit from any additional penal fine revenue.

Fiscal Analyst: Bethany Wicksall

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