

# HOUSE BILL No. 5838

September 8, 2016, Introduced by Rep. Barrett and referred to the Committee on Criminal Justice.

A bill to amend 1931 PA 328, entitled  
"The Michigan penal code,"  
by amending section 459 (MCL 750.459), as amended by 2014 PA 331.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 459. (1) A person ~~who~~ **SHALL NOT** knowingly ~~transports~~  
2 **TRANSPORT** or ~~causes~~ **CAUSE** to be transported, or ~~aids~~ **AID** or ~~assists~~  
3 **ASSIST** in obtaining transportation for, by any means of conveyance,  
4 into, through, or across this state, any person for the purpose of  
5 prostitution or with the intent and purpose to induce, entice, or  
6 compel that person to become a prostitute. **A PERSON WHO VIOLATES**  
7 **THIS SUBSECTION** is guilty of a felony ~~—~~ punishable by imprisonment  
8 for not more than 20 years **OR A FINE OF NOT MORE THAN \$20,000.00,**  
9 **OR BOTH.**

10           (2) **A PERSON SHALL NOT KNOWINGLY SELL OR OFFER TO SELL TRAVEL**

1 SERVICES THAT INCLUDE OR FACILITATE TRAVEL FOR THE PURPOSE OF  
2 ENGAGING IN WHAT WOULD BE A VIOLATION OF THIS CHAPTER, CONCERNING  
3 PROSTITUTION, OR OF CHAPTER LXVIIA, CONCERNING HUMAN TRAFFICKING,  
4 IF THE VIOLATION OCCURRED IN THIS STATE. EXCEPT AS PROVIDED IN  
5 SUBSECTION (3), A PERSON WHO VIOLATES THIS SUBSECTION IS GUILTY OF  
6 A FELONY PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 5 YEARS OR A  
7 FINE OF NOT MORE THAN \$10,000.00, OR BOTH.

8 (3) IF A PERSON VIOLATES SUBSECTION (2) AND THE VIOLATION  
9 INVOLVES CONDUCT AGAINST A MINOR, THE PERSON IS GUILTY OF A FELONY  
10 PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 10 YEARS OR A FINE OF  
11 NOT MORE THAN \$15,000.00, OR BOTH.

12 (4) ~~(2)~~—A person who violates this section may be prosecuted,  
13 indicted, tried, and convicted in any county or city in or through  
14 which he OR SHE shall transport or attempt to transport any person  
15 in violation of this section.

16 (5) AS USED IN THIS SECTION, "TRAVEL SERVICES" MEANS  
17 TRANSPORTATION BY AIR, SEA, OR GROUND, HOTEL OR OTHER LODGING  
18 ACCOMMODATIONS, PACKAGE TOURS, OR THE PROVISION OF VOUCHERS OR  
19 COUPONS TO BE REDEEMED FOR FUTURE TRAVEL, OR ACCOMMODATIONS FOR A  
20 FEE, COMMISSION, OR OTHER VALUABLE CONSIDERATION.

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