

HOUSE BILL No. 6159

June 12, 2018, Introduced by Reps. Cochran, Sabo, Chang, Lasinski, Guerra, Brinks, Geiss, Greig, Green, Pagan, Yancey, Gay-Dagnogo, Wittenberg, Rabhi and Jones and referred to the Committee on Law and Justice.

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

SEC. 21D. (1) IT IS AN AFFIRMATIVE DEFENSE IN A PROSECUTION FOR A FELONY OR MISDEMEANOR VIOLATION OF A LAW OF THIS STATE THAT THE DEFENDANT COMMITTED THE OFFENSE AS A RESULT OF BEING OR HAVING BEEN A VICTIM OF HUMAN TRAFFICKING UNDER CHAPTER LXVIIIA OF THE MICHIGAN PENAL CODE, 1931 PA 328, MCL 750.462A TO 750.462H.

(2) THE DEFENDANT BEARS THE BURDEN OF PROVING THE DEFENSE UNDER SUBSECTION (1) BY A PREPONDERANCE OF THE EVIDENCE.

Enacting section 1. This amendatory act takes effect 90 days

1 after the date it is enacted into law.