

Legislative Report Card: Consent, Sexual Violence, and Gender-based Discrimination



2017-2018 Michigan Legislative Session

Last updated: 12/31/18

Bill Number and Description	Sponsors	Progress Indicator:				
		In Committee	Passed State House	Passed State Senate	In Governor's Office	Final Outcome:
<p>SB 337/338/368/369/410 and HB 4636-4639/4641/4642/4661/4690 : Prohibit Genital Cutting and Mutilation Procedures</p> <p>These bills would ban procedures that "circumcise, excise, or infibulate" a minor's vulva and/or clitoris. They would also add a "female genital mutilation violation" to the current code of criminal procedure and outline penalties, as well as provide for an education and outreach program related to female genital cutting.</p>	<p>Sponsored by: Margaret O'Brien, Rick Jones, Tonya Schuitmaker, Judy Emmons (Senate); Michele Haitenga, Holly Hughes, Roger Victory, Jason Sheppard, Clint Kesto, Roger Hauck, Pamela Hornberger, Tim Greimel, Stephanie Chang, Diana Farrington, Eric Leutheuser, Donna Lasinski, Pam Faris, Beth Griffin, Peter Lucido, Daire Rendon, Julie Alexander, Mary Whiteford, Tim Kelly, John Bizon, Bronna Kahle, Curtis VanderWall, Terry Sabo, William Sowerby, Jeremy Moss, Abdullah Hammoud, Winnie Brinks, Erika Geiss, Jim Ellison, Darrin Camilleri, Phil Phelps, Jewell Jones, John Chirkun, Fred Durhal, Sherry Gay-Dagnogo, Cara Clemente, Tom Cochran, Ronnie Peterson, Scott Dianda, Leslie Love, Jon Hoadley, Kristy Pagan, LaTanya Garrett, Patrick Green, Henry Yanez, Yousef Rabhi, Wendell Byrd, Andy Schor, Sheldon Neeley, Bettie Cook Scott, Robert Wittenberg, Adam Zemke, Dave Pagel, Kimberly LaSata, Julie Calley, Christine Greig, Sue Allor, James Lower, Jim Lilly (House)</p>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Signed into law on 7/11/17 with immediate effect
<p>HB 4020, HB 5538, HB 5659 and SB 873 : Expand Mandated Reporters of Abuse to Include Coaches</p> <p>These bills would expand the list of "mandatory reporters," or those required to report suspected child abuse or neglect incidents, to include K-12 school coaches and athletics volunteers.</p>	<p>Sponsored by: Pam Faris (HB 4020); Brandt Iden, Clint Kesto, Beth Griffin, Kimberly LaSata, Bronna Kahle, Gary Howell, Roger Hauck, Jeffrey Noble, Joseph Bellino, Beau LaFave, Holly Hughes, Pamela Hornberger, Peter Lucido, Jim Tedder, Curtis VanderWall, Jason Sheppard, Sue Allor, Tommy Brann (HB 5538); Beth Griffin, Diana Farrington, Leslie Love (HB 5659); Margaret O'Brien, Rick Jones, Kenneth Horn, Marty Knollenberg, David Knezek, Curtis Hertel, Steven Bieda, Tory Rocca, Judy Emmons, Ian Conyers, Jim Ananich, Hoon-Yung Hopgood, Patrick Colbeck, Jack Brandenburg, Jim Stamas, James Marleau, Dale Zorn, Mike Kowall, Peter MacGregor, Mike Shirkey, Tonya Schuitmaker (Senate)</p>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		<p>1/18/17 (HB 4020); 2/8/18 (HB 5538); 2/27/18 (HB 5659 and SB 873)</p> <p>5/24/18 (HB 5659)</p> <p>3/14/18 (SB 873)</p>
<p>HB 4975 : Require School Staff Trainings on Sexual Assault Disclosures</p> <p>This bill would require public schools and intermediate school districts to implement staff training and professional development that "enables school personnel to respond to student disclosures relating to assault in a manner that is culturally sensitive and psychologically adept and does not unduly further traumatize the student who makes the disclosure."</p>	<p>Sponsored by: Kevin Hertel, Steve Marino, Terry Sabo, John Chirkun, Sherry Gay-Dagnogo, Jim Ellison, Peter Lucido, Brian Elder, Robert Wittenberg, William Sowerby</p>	<input checked="" type="checkbox"/>				9/19/17
<p>HB 5247/5248/5249 and SB 665/666 : Expand Housing and Employment Protections for Sexual Violence Victims</p> <p>These bills would include sexual assault as a valid reason for taking sick leave, exempt survivors from disqualification of unemployment benefits, and prohibit housing discrimination for survivors. (NOTE: these bills are not tie-barred together, but we are including them as a set for the purposes of this tracker.)</p>	<p>Sponsored by: Kristy Pagan, Erika Geiss, Jon Hoadley, Patrick Green, Henry Yanez, Robert Wittenberg, Pam Faris, Vanessa Guerra, Darrin Camilleri, Sherry Gay-Dagnogo, Winnie Brinks, Adam Zemke, Stephanie Chang, Fred Durhal, Yousef Rabhi, Cara Clemente, Kevin Hertel, Donna Lasinski, Christine Greig, Sylvia Santana, LaTanya Garrett (House); Jim Ananich, Rebekah Warren, Hoon-Yung Hopgood, Curtis Hertel, David Knezek, Steven Bieda, Bert Johnson, Vincent Gregory, Coleman Young II, Morris Hood (Senate)</p>	<input checked="" type="checkbox"/>				11/28/17

<p>HB 5334 : Expand Mandated Reporting of Sexual Assault of One Child Against Another</p> <p>This bill would expand the current list of mandated reports to include school bus drivers. It would also require mandated reporters to report any incidents they hear of one child sexually assaulting another child.</p>	<p><i>Sponsored by: Aaron Miller</i></p>	<p><input checked="" type="checkbox"/></p>				
<p>HB 5444 and HB 5541 : Expand Mandated Reporters of Abuse to Physical Therapists and PT Assistants</p> <p>These bills would expand the list of "mandatory reporters," or those required to report suspected child abuse or neglect incidents, to include physical therapists and physical therapy assistants.</p>	<p><i>Sponsored by: Jeff Yaroch, Tommy Brann, Terry Sabo, Pam Faris, Donna Lasinski, Kristy Pagan, Adam Zemke (HB 5444); Roger Hauck (HB 5541)</i></p>	<p><input checked="" type="checkbox"/></p>				
<p>HB 5530-5532 : Enhance Student Survivor Safety Regarding Sexual Assault in School Environments</p> <p>These bills would help maintain safe and supportive school environments for students, particularly for survivors of criminal sexual conduct. Bills 5530-5532 would prohibit a sexual assault perpetrator from returning to the same school as the survivor, and makes sexual assault against another student in the district grounds for suspension or expulsion. (NOTE: these bills are not tie-barred together, but we are including them as a set for the purposes of this tracker.)</p>	<p><i>Sponsored by: Lana Theis, Sylvia Santana, Jeffrey Noble, Mary Whiteford, Daire Rendon, Tim Kelly, John Bizon, Rob VerHeulen, Gary Glenn, Joseph Bellino, Bronna Kahle, Julie Alexander, Diana Farrington, Pamela Hornberger, Tom Barrett, Beth Griffin, Jason Sheppard, Curtis VanderWall, Beau LaFave, Eric Leutheuser, Peter Lucido, John Reilly, Jeff Yaroch</i></p>	<p><input checked="" type="checkbox"/></p>	<p><input checked="" type="checkbox"/></p>	<p><input checked="" type="checkbox"/></p>	<p><input checked="" type="checkbox"/></p>	<p>Signed into law on 5/10/18 with immediate effect</p>
<p>HB 5539 : Expand Student Safety Hotline to Cover Sexual Assault Reporting</p> <p>This bill would include "sexual abuse, assault, or rape" as incidents that may be confidentially reported via a 24-hour student safety hotline.</p>	<p><i>Sponsored by: Kimberly LaSata, Jon Hoadley, Kristy Pagan, Clint Kesto, Brandt Iden, Beth Griffin, Bronna Kahle, Julie Alexander</i></p>	<p><input checked="" type="checkbox"/></p>	<p><input checked="" type="checkbox"/></p>	<p><input checked="" type="checkbox"/></p>	<p><input checked="" type="checkbox"/></p>	<p>Signed into law on 12/18/18 with immediate effect</p>
<p>HB 5556/5557 : Require Policies and Staff Trainings on Child Sexual Abuse Prevention in MI Schools</p> <p>These bills would mandate having a set policy and staff trainings on prevention, awareness, and responding appropriately to disclosures of child sexual abuse for both public and non-public schools in Michigan.</p>	<p><i>Sponsored by: Robert Kosowski</i></p>	<p><input checked="" type="checkbox"/></p>				
<p>HB 5585 : Revise Age of Consent Between Student and School Employee</p> <p>This bill would change the current law around the age of consent between a student and teacher or school employee, so that the staff person would be guilty of a criminal sexual conduct regardless of the age of the student.</p>	<p><i>Sponsored by: Bronna Kahle</i></p>	<p><input checked="" type="checkbox"/></p>				<p>2/15/18</p>

<p>HB 5610 : Prohibit Employee Disclosure of Contraceptive Use</p> <p>This bill would prevent employees from asking an employee or job applicant about whether or not they use contraception.</p>	<p><i>Sponsored by: Kristy Pagan, Erika Geiss, Vanessa Guerra, Christine Greig, Jeremy Moss, Cara Clemente, William Sowerby, Yousef Rabhi, Jim Ellison, Tim Sneller, Sara Cambensy, Robert Wittenberg, Abdullah Hammoud, Tenisha Yancey, Stephanie Chang, Winnie Brinks, Pam Faris, Donna Lasinski, Jon Hoadley, Sylvia Santana, Leslie Love</i></p>	<input checked="" type="checkbox"/>				
<p>HB 5792 : Encourage Colleges to Develop Campus Sexual Assault Improvement Plans</p> <p>This bill encourages institutes of higher education (colleges, universities, etc.) to each develop a 5-year campus sexual assault improvement plan, which may include reporting data, methods to improve service provision to survivors, training for Title IX coordinations, and education for students and employees.</p>	<p><i>Sponsored by: Jon Hoadley, Stephanie Chang, Kristy Pagan, Brandt Iden, Tim Greimel, Roger Hauck, Erika Geiss, Klint Kesto, Cara Clemente</i></p>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
<p>HB 5793 : Require Oversight and Parental Consent for Minor Medical Care Involving Penetration</p> <p>This bill would require that any medical treatment or procedure that requires vaginal or anal penetration of a minor 1) have another medical assistant or licensed professional present during the treatment and 2) have the written consent of the parent or guardian of the minor patient.</p>	<p><i>Sponsored by: Lana Theis, Pamela Hornberger, Klint Kesto, Daire Rendon, Brandt Iden</i></p>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
<p>HB 5796 : Develop Training Package for Mandated Reporters</p> <p>This bill would require MDHHS to develop a comprehensive training package for mandated reports of suspected child abuse and neglect around sexual assault and violence.</p>	<p><i>Sponsored by: Kristy Pagan, Cara Clemente, Brandt Iden, Jon Hoadley, Roger Hauck, Tim Greimel, Erika Geiss, Klint Kesto, Stephanie Chang, Yousef Rabhi</i></p>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
<p>HB 5797 : Maintain Anonymity of Victims of Sexual Misconduct</p> <p>This bill amends the Freedom of Information Act and exempts the disclosure of someone's identity who has brought forward a lawsuit alleging sexual misconduct. This would protect survivors of sexual assault who are anonymously pursuing legal action from having to reveal their identity.</p>	<p><i>Sponsored by: Kristy Pagan, Cara Clemente, Jon Hoadley, Brandt Iden, Erika Geiss, Tim Greimel, Roger Hauck, Klint Kesto, Stephanie Chang</i></p>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
<p>HB 5800 : Protect Students Reporting Sexual Assault</p> <p>This bill would prohibit schools from suspending or expelling any student who reports being sexually assaulted, and outlines that the student must be referred to the Title IX coordinator who will take appropriate action.</p>	<p><i>Sponsored by: Kristy Pagan, Cara Clemente, Jon Hoadley, Brandt Iden, Erika Geiss, Tim Greimel, Roger Hauck, Klint Kesto, Stephanie Chang</i></p>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
<p>SB 655-658/954-956 : Maintain Confidentiality of Address for Victims of Sexual Assault</p> <p>These bills would help maintain the confidentiality of victims of sexual assault, stalking, and domestic violence. They prohibit the disclosure of these individuals' addresses in school records, voting offices, driver's licenses, jury duty, etc. They allow these victims to have a state-designated address in lieu of their personal residential address.</p>	<p><i>Sponsored by: Margaret O'Brien, Rick Jones, Tonya Schuitmaker (SB 655-658); Rick Jones (SB 954-956)</i></p>	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>		