

HOUSE MESSAGE SUMMARY

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BILL: CS/CS/SB 250, 1st Eng.
INTRODUCER: Justice Appropriations Committee, Judiciary Committee, and Senators Margolis, King, and others
SUBJECT: Human Trafficking
PREPARED BY: Senate Committee on Criminal Justice
DATE: May 3, 2006

I. Amendments Contained in Message:

House Amendment 1 - 115783 (body with title)

II. Summary of Amendments Contained in Message:

House Amendment 1 replaces the substance of the Senate bill that passed out of the Senate (“Senate bill”) with the substance of HB 469, the House companion to the Senate bill. Most of House Amendment 1 is identical to the Senate bill, but there are some differences. The definition of the term “forced labor or services” and the elements of second degree felony human trafficking in House Amendment 1 and the Senate bill are not identical. House Amendment 1 defines the term “maintain” and includes a requirement for standards for law enforcement and prosecutor training regarding human trafficking; the Senate bill does not.

The Senate bill allows statewide prosecutors to prosecute multi-jurisdictional cases involving human trafficking; House Amendment 1 does not. The Senate bill allows for the Statewide Prosecutor to be appointed to a state elected office upon vacating office, but prohibits the Statewide Prosecutor from qualifying as a candidate for election to any state elected office for a period of 2 years following vacation from office. Regarding the last difference noted, Senate and House staffs advised the Senate and House sponsors that the appointment provision in the Senate bill appears to violate the single subject rule, since it bears no relation to the bill’s subject (“human trafficking”). Therefore, the elimination of the appointment provision by House Amendment 1 “cures” this potential single subject defect.