

# HOUSE BILL NO. 5860

June 26, 2024, Introduced by Reps. Paquette, Maddock, Alexander, Beeler, Rigas, Bruck and Meerman and referred to the Committee on Government Operations.

A bill to prohibit the use of state funds, personnel, facilities, or other state resources to implement the provisions of an unratified treaty; and to provide remedies.

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

1           Sec. 1. This act may be cited as the "unratified treaties  
2 implementation prohibition act".

3           Sec. 2. As used in this act:

4           (a) "Person" means an individual or a partnership,  
5 corporation, limited liability company, association, governmental  
6 entity, or other legal entity.

1           (b) "Unratified treaty" means a treaty or other international  
2 agreement that has not been approved by a 2/3 vote of the United  
3 States Senate and ratified by the President of the United States,  
4 under section 2 of article II of the Constitution of the United  
5 States.

6           Sec. 3. A person shall not use state funds, personnel,  
7 facilities, or other state resources to implement the provisions of  
8 an unratified treaty.

9           Sec. 4. (1) A violation of section 3 raises a cause of action  
10 in state court for injunctive and declaratory relief, plus  
11 compensatory damages of up to \$10,000.00 per violation, and  
12 attorney fees.

13           (2) A state department or agency or a political subdivision of  
14 this state that publishes a rule, regulation, or guidance  
15 recommending or requiring compliance with a provision of an  
16 unratified treaty bears the burden of proof to show that the rule,  
17 regulation, or guidance was developed independent of influence by a  
18 person proposing the unratified treaty and independent of influence  
19 from any international entity and that the unratified treaty was  
20 not a factor in determining whether to publish the rule,  
21 regulation, or guidance.