

HB6239, As Passed House, September 17, 2002

**SUBSTITUTE FOR
HOUSE BILL NO. 6239**

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
(MCL 750.1 to 750.568) by adding section 353b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 353B. (1) AS USED IN THIS SECTION:
2 (A) "CONTRACTOR" MEANS THAT TERM AS DEFINED IN SECTION 103
3 OF THE CONSTRUCTION LIEN ACT, 1980 PA 497, MCL 570.1103.
4 (B) "WAGES" MEANS THAT TERM AS DEFINED IN SECTION 106 OF THE
5 CONSTRUCTION LIEN ACT, 1980 PA 497, MCL 570.1106.
6 (2) A CONTRACTOR WHO KNOWINGLY COERCES OR ASSISTS A PERSON
7 EARNING WAGES TO FALSELY DECLARE HIMSELF OR HERSELF TO BE AN
8 INDEPENDENT CONTRACTOR WITH INTENT TO EVADE ANY APPLICABLE STATE
9 OR FEDERAL LAW IS GUILTY OF A MISDEMEANOR PUNISHABLE BY
10 IMPRISONMENT FOR NOT MORE THAN 93 DAYS OR A FINE OF NOT MORE THAN
11 \$10,000.00, OR BOTH.

HB6239, As Passed House, September 17, 2002

House Bill No. 6239

2

1 (3) THIS PROVISION IS CONSIDERED INDEPENDENT AND CUMULATIVE
2 OF ANY OTHER REMEDIES OR PENALTIES PROVIDED BY LAW.

3 (4) THIS SECTION TAKES EFFECT APRIL 1, 2003.