

SENATE BILL No. 1186

May 11, 2004, Introduced by Senators LELAND and SCHAUER and referred to the Committee on Commerce and Labor.

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:

Sec. 353b. (1) As used in this section:

(a) "Contractor" means that term as defined in section 103 of
the construction lien act, 1980 PA 497, MCL 570.1103.

(b) "Wages" means that term as defined in section 106 of the
construction lien act, 1980 PA 497, MCL 570.1106.

(2) A contractor who knowingly coerces or assists a person
earning wages to falsely declare himself or herself to be an
independent contractor with intent to evade any applicable state
or federal law is guilty of a misdemeanor punishable by
imprisonment for not more than 93 days or a fine of not more than
\$10,000.00, or both.

1 (3) This provision is considered independent and cumulative
2 of any other remedies or penalties provided by law.