

HOUSE BILL No. 5461

March 8, 2012, Introduced by Reps. Shaughnessy, LaFontaine, Muxlow, Goike, Callton and Shirkey and referred to the Committee on Commerce.

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
by amending section 14c of chapter XVII (MCL 777.14c), as added
by 2002 PA 29.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 CHAPTER XVII

2 Sec. 14c. (1) This chapter applies to the following felonies
3 enumerated in chapter 421 of the Michigan Compiled Laws:

4	M.C.L.	Category	Class	Description	Stat Max
5	421.54 (a) (ii) (B)	Property	H	Unemployment comp fraud – failure to comply with act/rule \$25,000-\$100,000	2

1	421.54 (a) (ii) (C)	Property	G	Unemployment comp fraud – failure to comply with act/rule over \$100,000	5
2	421.54 (a) (iv) (B)	Property	H	Unemployment comp fraud – willful violation of act/rule over \$100,000	2
3	421.54 (b) (ii) (B)	Property	H	Unemployment comp fraud – false statement or misrepresentation over \$25,000	2
4	421.54 (b) (ii) (C)	Property	H	Unemployment comp fraud – false statement or misrepresentation without actual loss	2
5	421.54 (d)	Property	H	Unemployment comp fraud – disclose confidential information for financial gain	1
6	421.54 (M)	PROPERTY	VARIABLE	UNEMPLOYMENT COMP FRAUD – KNOWING FALSE STATEMENT OR REPRESENTATION OR FAILURE TO DISCLOSE MATERIAL FACT	VARIABLE
7	421.54a	Property	G	Unemployment comp fraud – false statement as condition of employment	10
8	421.54b(b) (i)	Property	H	Unemployment comp fraud – conspiracy with loss of \$25,000 or less	2
9	421.54b(b) (ii)	Property	G	Unemployment comp fraud – conspiracy with loss over \$25,000	5

1	421.54b(b) (iii)	Property	H	Unemployment comp fraud – conspiracy with no actual loss	2
2	421.54c(b) (ii)	Property	H	Unemployment comp fraud – embezzlement of \$25,000 to under \$100,000	2
3	421.54c(b) (iii)	Property	G	Unemployment comp fraud – embezzlement of \$100,000 or more	5
4	421.54c(b) (iv)	Property	H	Unemployment comp fraud – embezzlement with no actual loss	2

5 (2) FOR A VIOLATION OF SECTION 54(M) OF THE MICHIGAN
6 EMPLOYMENT SECURITY ACT, 1936 (EX SESS) PA 1, MCL 421.54,
7 DETERMINE THE OFFENSE CLASS AND STATUTORY MAXIMUM SENTENCE BASED
8 ON THE PREDICATE OFFENSE.

9 Enacting section 1. This amendatory act does not take effect
10 unless Senate Bill No.____ or House Bill No. 5185(request no.
11 04476'11) of the 96th Legislature is enacted into law.