

MICHIGAN PROFESSIONAL EMPLOYER ORGANIZATION REGULATORY ACT (EXCERPT)
Act 370 of 2010

***** 338.3741.amended THIS AMENDED SECTION IS EFFECTIVE JANUARY 1, 2012 *****

338.3741.amended Prohibited conduct; opportunity for hearing; penalties.

Sec. 21. (1) Beginning September 1, 2012, a person that commits 1 or more of the following is subject to the penalties described in subsection (2):

- (a) Practices fraud or deceit in obtaining or renewing a license.
- (b) Aids or abets another person in the unlicensed practice of an occupation.
- (c) Engages in activities regulated under this section without obtaining a license under this act or demonstrating that the person is exempt from licensure under this act.

(d) If the person is a licensee or an officer of a licensee, is convicted of a crime relating to the operation of a PEO.

- (e) Engages in false advertising.

(2) After notice and opportunity for hearing under the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, the department shall do 1 or more of the following if it determines that a person violated this act, a rule adopted under this act, or an order issued under this act:

- (a) Place a limitation on a license.
- (b) Suspend a license.
- (c) Deny a license or renewal of a license.
- (d) Revoke a license.
- (e) Impose an administrative fine to be paid to the department, not to exceed \$5,000.00.
- (f) Censure the person or license.
- (g) Place the licensee on probation.
- (h) Require restitution to be made, based on proofs submitted to and findings made by the hearing examiner after a contested case.

History: 2010, Act 370, Eff. July 1, 2011;—Am. 2011, Act 125, Eff. Jan. 1, 2012.