

# MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION  
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE  
4

5 Legislative Document

No. 604

6  
7 H.P. 506

House of Representatives, February 8, 1983

8 Received by the Clerk of the House on February 8, 1983. Referred to the  
9 Committee on Labor, and ordered printed pursuant to Joint Rule 14.

10 EDWIN H. PERT, Clerk

Presented by Representative Higgins of Scarborough.  
Cosponsor: Representative Beaulieu of Portland.

11  
12 STATE OF MAINE  
13

14 IN THE YEAR OF OUR LORD  
15 NINETEEN HUNDRED AND EIGHTY-THREE  
16

17 AN ACT to Increase the Penalty for  
18 Nonpayment of Reportable Wages under the  
19 Unemployment Compensation Laws.  
20

21 Be it enacted by the People of the State of Maine as  
22 follows:

23 26 MRSA §1051, sub-§§1 to 3, as repealed and  
24 replaced by PL 1979, c. 515, §9, are amended to read:

25 1. False statement or representation. A person  
26 is guilty of unemployment fraud if he makes a false  
27 statement or representation knowing it to be false or  
28 knowingly fails to disclose a material fact:

29 A. To obtain or increase any benefit or other  
30 payment under this chapter or under an employment  
31 security law of any other state or of the Federal  
32 Government;

1 B. To prevent or reduce the payment of unemploy-  
2 ment benefits to any individual;

3 C. To avoid becoming or remaining an employer  
4 under this ~~chapter~~ chapter; or

5 D. To avoid or reduce any contribution or other  
6 payment required from an employing unit under  
7 this chapter.

8 Each false statement or representation or failure to  
9 disclose a material fact shall ~~constitute~~ constitute a  
10 separate offense. Unemployment fraud is a ~~Class E~~  
11 Class D crime.

12 2. Separate offense. Any person who willfully  
13 fails or refuses to make any contributions or other  
14 payments, to furnish any reports required by this  
15 chapter or to produce or permit the inspection or  
16 copying of records as required shall ~~be~~ is guilty of  
17 a ~~Class E~~ Class D crime. Each failure or refusal  
18 shall constitute a separate offense.

19 3. Class D crime. Any person who willfully vio-  
20 lates any provision of this chapter or any regulation  
21 thereunder, the violation of which is made unlawful  
22 or the observance of which is required under the  
23 terms of this chapter, and for which a penalty is  
24 neither prescribed herein nor provided by any other  
25 applicable statute, shall ~~be~~ is guilty of a ~~Class E~~  
26 Class D crime.

27 STATEMENT OF FACT

28 This bill increases the penalty for making false  
29 statements or representations under the labor laws  
30 from a Class E to a Class D crime.

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