## HOUSE BILL No. 4675

May 24, 2011, Introduced by Reps. Ananich and Durhal and referred to the Committee on Commerce.

A bill to prohibit discrimination against unemployed individuals in advertisements for employment; and to provide for civil fines.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

Sec. 1. This act shall be known and may be cited as the "fair consideration of the unemployed act".

Sec. 2. As used in this act, "employer" means a person that engages the services of 1 or more individuals for compensation.

Sec. 3. (1) An employer or an agent, representative, or designee of an employer shall not publish by traditional means or post electronically an employment advertisement that includes any of the following:
(a) A provision stating or suggesting that current employment is a job qualification.
(b) A provision stating or suggesting that an application from a job applicant who is currently unemployed will not be reviewed and the applicant will not be considered for an interview or be hired.
(c) A provision stating or suggesting that only applications for employment from applicants who are currently employed will be considered or reviewed.
(2) This act does not prohibit either of the following:
(a) Granting a preference in employment decisions to current employees of the employer.
(b) Requiring previous experience that is relevant to the employment.

Sec. 4. An employer or an agent, representative, or designee of an employer that violates this act is responsible for the following:
(a) For the first violation, a civil fine of not more than $\$ 5,000.00$.
(b) For each subsequent violation, a civil fine of not more than $\$ 10,000.00$.

