

HOUSE BILL No. 4388

March 8, 2011, Introduced by Reps. Hooker, Agema, Tyler, Yonker, Hughes, Damrow, Liss, Outman, Daley, Heise, Opsommer, Jenkins, Jacobsen, MacGregor, Lori, Goike, Rogers and Bumstead and referred to the Committee on Families, Children, and Seniors.

A bill to amend 1939 PA 280, entitled
"The social welfare act,"
(MCL 400.1 to 400.119b) by adding section 10d.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 10D. (1) FOR A NEW APPLICANT APPLYING FOR BENEFITS,
2 SERVICE, OR ASSISTANCE THROUGH THE DEPARTMENT, THE DEPARTMENT SHALL
3 USE E-VERIFY TO ASCERTAIN THE LEGAL RESIDENCY STATUS OF THAT
4 APPLICANT BEFORE MAKING ANY BENEFIT, SERVICE, OR ASSISTANCE
5 AVAILABLE TO THE APPLICANT.

6 (2) BEGINNING ON THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT
7 ADDED THIS SECTION, FOR A CURRENT RECIPIENT OF BENEFITS, SERVICE,
8 OR ASSISTANCE THROUGH THE DEPARTMENT, UPON THE DEPARTMENT'S NEXT
9 ELIGIBILITY REVIEW OF THAT RECIPIENT, THE DEPARTMENT SHALL USE E-

1 VERIFY TO ASCERTAIN THE LEGAL RESIDENCY STATUS OF THAT RECIPIENT OR
2 KNOWN MEMBER OF THE RECIPIENT'S HOUSEHOLD BEFORE RENEWING
3 ELIGIBILITY FOR ANY BENEFIT, SERVICE, OR ASSISTANCE RECEIVED BY THE
4 RECIPIENT.

5 (3) IF THE DEPARTMENT CANNOT CONFIRM A RECIPIENT'S,
6 APPLICANT'S, OR KNOWN MEMBER OF A RECIPIENT'S HOUSEHOLD ADDRESS
7 USING E-VERIFY, THE DEPARTMENT SHALL NOT PROVIDE THE BENEFIT,
8 SERVICE, OR ASSISTANCE TO THE RECIPIENT OR APPLICANT.

9 (4) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ACT, AND
10 ACCORDING TO SECTIONS 10B AND 10C, THE DEPARTMENT SHALL DISCLOSE
11 THE ADDRESS OF A RECIPIENT, APPLICANT, OR KNOWN MEMBER OF A
12 RECIPIENT'S OR APPLICANT'S HOUSEHOLD TO A FEDERAL, STATE, OR LOCAL
13 LAW ENFORCEMENT OFFICER IF E-VERIFY RENDERS A NEGATIVE CONFIRMATION
14 OF LEGAL RESIDENCY STATUS.

15 (5) IF AT ANY TIME THE DEPARTMENT RECEIVES INFORMATION
16 INDICATING IDENTITY FRAUD AS THE BASIS OF POSITIVE CONFIRMATION OF
17 LEGAL STATUS ON THE PART OF A RECIPIENT, APPLICANT, OR KNOWN MEMBER
18 OF A RECIPIENT'S OR APPLICANT'S HOUSEHOLD, ALL BENEFITS, SERVICES,
19 AND ASSISTANCE SHALL IMMEDIATELY BE TERMINATED, AND A FEDERAL,
20 STATE, OR LOCAL LAW ENFORCEMENT OFFICER SHALL BE NOTIFIED
21 IMMEDIATELY.

22 (6) AS USED IN THIS SECTION, "E-VERIFY" MEANS THE UNITED
23 STATES DEPARTMENT OF HOMELAND SECURITY'S INTERNET-BASED SYSTEM THAT
24 ALLOWS AN EMPLOYER TO DETERMINE THE ELIGIBILITY OF AN EMPLOYEE TO
25 WORK IN THE UNITED STATES.