

# HOUSE BILL No. 5426

January 17, 2018, Introduced by Rep. Kosowski and referred to the Committee on Law and Justice.

A bill to amend 1931 PA 328, entitled  
"The Michigan penal code,"  
(MCL 750.1 to 750.568) by adding section 286.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           **SEC. 286. (1) A PERSON SHALL NOT MISREPRESENT HIS OR HER**  
2           **CURRENT OR FORMER MILITARY STATUS WHEN HE OR SHE MAKES ANY OF THE**  
3           **FOLLOWING CLAIMS, ORALLY OR IN WRITING OR BY FALSE DISPLAY, WITH**  
4           **THE INTENT TO DEFRAUD, OBTAIN EMPLOYMENT, OR BE ELECTED OR**  
5           **APPOINTED TO PUBLIC OFFICE:**

6           **(A) THAT HE OR SHE IS ENTITLED TO WEAR MILITARY AWARDS,**  
7           **MILITARY DECORATIONS, OR MILITARY RANK.**

8           **(B) THAT HE OR SHE SERVED IN THE UNITED STATES ARMED FORCES, A**  
9           **RESERVE COMPONENT OF THE UNITED STATES ARMED FORCES, OR THE**

1 NATIONAL GUARD.

2 (C) THAT HE OR SHE SERVED IN THE MILITARY DURING A WARTIME  
3 ERA, WHETHER OR NOT THERE WAS A DECLARED WAR, OR SERVED IN A COMBAT  
4 ZONE.

5 (D) THAT HE OR SHE SERVED, OR IS SERVING, IN THE MILITARY AT A  
6 CERTAIN LOCATION, WITH A CERTAIN RANK OR RATING, OR ENGAGED IN A  
7 CERTAIN MISSION, OR ANY OTHER CLAIM CONCERNING HIS OR HER ACTUAL  
8 MILITARY SERVICE.

9 (2) EACH VIOLATION OF THIS SECTION IS A SEPARATE OFFENSE.

10 (3) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A  
11 MISDEMEANOR PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 93 DAYS OR  
12 A FINE OF NOT MORE THAN \$500.00, OR BOTH.

13 (4) A PERSON MAY BE CHARGED WITH, CONVICTED OF, AND SENTENCED  
14 FOR ANY OTHER VIOLATION OF LAW IN ADDITION TO THE VIOLATION OF THIS  
15 SECTION.

16 Enacting section 1. This amendatory act takes effect 90 days  
17 after the date it is enacted into law.