
JOINT ENFORCEMENT TASK FORCE ON MISCLASSIFICATION AND PAYROLL

Meeting Notes

September 23, 2021
10:00 am – 12:00 pm

A. Workgroup Updates

1. DFI Registration – Cynthia Buchko
 - a. Met last month
 - Presentation from DFI about requirements of entities registering
 - Heard from DWD and DOR and their challenges
 - b. Next Steps - Meeting on 10/11
 - Will be exploring what other states are doing
 - Enforcement mechanisms
 - Recommendations on changes
2. Upstream Liability – Mark Reihl –
 - a. Met on August 11th
 - Welcomed new member from sub-contractor community – Matt Marcellis
 - Kylie from Rep S. office presented on research
 - Recognized the difficulty of discussion without the recommendations in the governor's budget that were not enacted
 - Would have to go through the legislature and would need to hear from other stakeholders
 - b. Next step - will schedule next meeting to include additional stakeholders
3. Independent Contractor Test – Steve Peters
 - a. The Workgroup has met twice
 - Researched and learned about other states and their tests
 - Continued to explore different factor tests
 - Group has not answered the question of if they want to streamline test
 - More research is needed
 - b. Next steps - Discussion of Michigan's test at next meeting and come to next workforce meeting with recommendations

B. Committee Updates

1. Outreach and Education Committee – Jesús Villa
 - Put together outreach and communication materials
 - Distribution of materials put on hold due to resource constraints
 - Exploring options for funding

2. Joint Investigations and Enforcement – Maria Guerra Lapacek

- DFI language in audit letters - Registration with DFI is mandatory
- Type of information would be helpful for DFI to collect from registering entities
 - Who are the people behind the LLCs?
 - Have written recommendations on what information they would like to see collected
- DOR Presented in the independent contractor group
- Enforcement and education are tied together
- Heard from DOJ and are pursuing a couple of ideas on enforcement
- Will be scheduling next meeting middle of October

C. Legislative Updates

1. DWD Legislative updates – Cara Connors – Power point provided
2. Other Legislative updates – Representative Sinicki' s office reported that 5 bills are being drafted based on the original recommendations of the task force and the Governor's biennial budget proposal

D. Discussion items

1. Recap of [UMOS presentation](#) and discussion –
 - a. Expanding Education and Outreach committees work to include the issue of trafficking and create an awareness campaign - Maria agrees to look into types of laws that the taskforce could add to their recommendations
 - b. Trafficking has increased in the construction industry - Share the UMOS presentation to raise awareness
 - c. Jesus will move forward with the ed and comm on the labor/human trafficking awareness
2. Mark Riehl told the group that DOL is offering grant money available to combat fraud
3. Agenda items for December 16, 2021 at 10 am
 - a. Public Comment
 - b. Recommendations from the work groups