

PUBLIC EMPLOYEE DOMESTIC PARTNER BENEFIT RESTRICTION ACT (EXCERPT)
Act 297 of 2011

15.583 Medical or other fringe benefits; individual residing in same residence as public employee; prohibition.

Sec. 3.

(1) A public employer shall not provide medical benefits or other fringe benefits for an individual currently residing in the same residence as a public employee, if the individual is not 1 or more of the following:

- (a) Married to the employee.
 - (b) A dependent of the employee, as defined in the internal revenue code of 1986.
 - (c) Otherwise eligible to inherit from the employee under the laws of intestate succession in this state.
- (2) A provision in a contract entered into after the effective date of this act that conflicts with the requirements of this act is void.

History: 2011, Act 297, Imd. Eff. Dec. 22, 2011

Constitutionality: The court in *Bassett v Snyder*, 59 F Supp 3d 837 (ED Mich, 2014), held that sections 3 and 4 of the public employee domestic partner benefit restriction act, 2011 PA 297, MCL 15.583 and 15.584, violated the Equal Protection Clause of the United States Constitution. The court granted a permanent injunction against enforcing the act.