

HOUSE BILL No. 5828

July 13, 1988, Introduced by Reps. Maynard, Bartnik, Sitz and Griffin and referred to the Committee on Military and Veterans' Affairs.

A bill to amend the title and sections 1, 2, and 3 of Act No. 359 of the Public Acts of 1921, entitled as amended

"An act to provide for the issuance of veterans' licenses without cost to former members of the coast guard, soldiers, sailors or marines of the military or naval service of the United States, to hawk, vend and peddle their own goods, wares and merchandise within this state,"

being sections 35.441, 35.442, and 35.443 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. The title and sections 1, 2, and 3 of Act
2 No. 359 of the Public Acts of 1921, being sections 35.441,
3 35.442, and 35.443 of the Michigan Compiled Laws, are amended to
4 read as follows:

TITLE

1
2 An act to provide for the issuance of veterans' licenses
3 without cost to former members of the ~~coast guard, soldiers,~~
4 ~~sailors or marines of the military or naval service~~ ARMED FORCES
5 of the United States ~~, to hawk, vend and peddle~~ SELL their
6 own goods ~~, wares and merchandise~~ within this state; AND TO
7 PROVIDE PENALTIES.

8 Sec. 1. (1) Every honorably discharged member of the ~~coast~~
9 ~~guard, soldier, sailor or marine of the military or naval~~
10 ~~service~~ ARMED FORCES of the United States, who is a resident of
11 this state, and a veteran of ~~the War of the Rebellion, or of the~~
12 ~~Spanish American War, or of the~~ World War I, ~~or of~~ World War
13 II, or ~~of~~ any other war in which the United States of America
14 has been or shall be a participant, ~~shall have~~ HAS the right to
15 ~~hawk, vend and peddle~~ SELL his OR HER own goods ~~, wares and~~
16 ~~merchandise~~ within this state ~~, by~~ procuring a license for
17 that purpose ~~to be~~ issued as ~~herein~~ provided IN THIS ACT,
18 which shall be valid for a period of 1 year.

19 (2) ~~For~~ EXCEPT AS PROVIDED IN SUBSECTION (3), FOR the pur-
20 poses of the administration of this act, a Michigan veteran of
21 World War II ~~shall be deemed to be~~ IS any person ~~, male or~~
22 ~~female,~~ whose legal residence is in Michigan, who entered upon
23 or was in active service in the ~~army, navy, marine corps or~~
24 ~~coast guard,~~ ARMED FORCES of the United States ~~, at any time~~
25 for at least 90 days from ~~and after~~ August 27, 1940, UP to and
26 including the date of the termination of World War II, whether by
27 induction, enlistment, commission, warrant, or otherwise, and who

1 has been honorably discharged, retired, or separated ~~therefrom,~~
2 FROM ACTIVE MILITARY SERVICE or who has reverted to an inactive
3 status ~~therefrom~~ under honorable conditions. ~~Provided,~~
4 ~~That former members~~

5 (3) A FORMER MEMBER of the women's auxiliary army corps who
6 refused to accept transfer to or induction into the women's army
7 corps shall not be ~~deemed to be veterans within the meaning of~~
8 ~~this definition~~ CONSIDERED A MICHIGAN VETERAN OF WORLD WAR II.

9 Sec. 2. (1) ~~On~~ UPON the presentation to the clerk of any
10 county ~~,~~ in which any former member of the ~~coast guard, sol-~~
11 ~~dier, sailor or marine may reside,~~ ARMED FORCES RESIDES of a
12 certificate of honorable discharge from the ~~coast guard, army,~~
13 ~~navy or marine corps~~ ARMED FORCES of the United States, ~~which~~
14 ~~discharge shall show~~ SHOWING that the person presenting it is a
15 veteran of ~~the War of the Rebellion, or of the Spanish American~~
16 ~~War, or of the~~ World War I, ~~or of~~ World War II, ~~or of~~ any
17 other war in which the United States of America has been or shall
18 be a participant, ~~such~~ THE county clerk shall issue without
19 cost to ~~such~~ THE veteran ~~,~~ a veteran's license ~~,~~ certifying
20 him OR HER to be entitled to the benefits of this act. The
21 county clerk shall provide ~~himself with~~ proper ~~blank~~ forms
22 and books and shall keep a record of all licenses issued under
23 ~~the provisions of~~ this act. A ~~veteran's~~ license issued
24 ~~without cost~~ under ~~the provisions of~~ this act ~~,~~ shall be
25 personal to the licensee. ~~and any~~ AN assignment or transfer
26 ~~thereof shall be absolutely~~ OF THE LICENSE IS void.

1 (2) A PERSON LICENSED UNDER THIS ACT WHO KNOWINGLY MAKES A
2 FALSE REPRESENTATION THAT THE PROCEEDS FROM THE SALE OF HIS OR
3 HER GOODS BENEFIT A VETERANS' GROUP IS GUILTY OF A MISDEMEANOR.

4 Sec. 3. Nothing in this act shall be construed as contra-
5 vening the provisions of Act No. ~~191~~ 51 of the Public Acts of
6 ~~1901 or Act No. 294 of the Public Acts of 1913, as amended,~~
7 ~~known as the "itinerant vendors" and "transient merchants" acts~~
8 1925, BEING SECTIONS 445.371 TO 445.378 OF THE MICHIGAN COMPILED
9 LAWS.