



HOUSE BILL No. 5878

November 10 1994, Introduced by Reps Willard DeMars Anthony, Tesanovich and Cropsey and referred to the Committee on Appropriations

A bill to amend sections 1 and 6 of Act No 9 of the Public Acts of the First Extra Session of 1946 entitled as amended

An act to create the Michigan veterans trust fund and to define who shall be eligible to receive assistance therefrom to provide for the disbursement of the income thereof and surplus therein to create a board of trustees, and to prescribe its powers and duties to provide for county and district committees and their powers duties, and expenses to prescribe penalties and to make appropriations to carry out the provisions of this act '

being sections 35 601 and 35 606 of the Michigan Compiled Laws

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Sections 1 and 6 of Act No 9 of the Public Acts
2 of the First Extra Session of 1946 being sections 35 601 and
3 35 606 of the Michigan Compiled Laws, are amended to read as
4 follows

5 Sec 1 ~~There is created the~~ THE Michigan veterans trust
6 fund IS CREATED in the state treasury ~~to be~~ THE MICHIGAN

1 VETERANS TRUST FUND SHALL BE accounted for — AND safeguarded
 2 and the income ~~thereof~~ and ~~the surplus therein to~~ IN THE
 3 FUND SHALL be disbursed as provided in this act The postwar
 4 reserve fund created by Act No 4 of the Public Acts of 1943 as
 5 amended, being sections 35 651 to 35 653 of the Michigan Compiled
 6 Laws is transferred to the Michigan veterans trust fund Of
 7 the funds ~~so~~ transferred \$50 000 000 00 shall remain in the
 8 Michigan veterans trust fund as a trust Two hundred thousand
 9 dollars of the money in the trust fund is appropriated to the
 10 Michigan veterans trust fund board of trustees and transferred
 11 to an emergency loan fund, to be disbursed by the board of trust-
 12 ees to Michigan veterans or their legal dependents or to children
 13 of deceased veterans who may be engaged ~~upon~~ IN a course of
 14 instruction under any state or federal educational program by the
 15 procedure and under the regulations prescribed by the Michigan
 16 veterans' trust fund board of trustees to best safeguard the
 17 emergency loan fund and serve its purpose Income accruing in
 18 the trust fund in excess of the trust of \$50 000 000 00 and the
 19 \$200 000 00 appropriated to the Michigan veterans trust fund
 20 board of trustees shall be available and shall be disbursed
 21 upon requisition of the board of trustees to provide for the
 22 needs of Michigan veterans as ~~defined by~~ DESCRIBED IN Act
 23 No 190 of the Public Acts of 1965 as amended being sections
 24 35 61 and 35 62 of the Michigan Compiled Laws their ~~wives~~
 25 SPOUSES and dependents in the manner provided in this act ~~The~~
 26 ~~fund shall be excluded in determining any surplus or deficiency~~
 27 ~~in the general fund of the state~~ PRINCIPAL OR EARNINGS OF THE

1 MICHIGAN VETLRANS TRUST FUND SHALL NOT BE TRANSFERRED TO THE
 2 GENERAL FUND OF THE STATE TO SUPPORT APPROPRIATIONS FOR PURPOSES
 3 OTHER THAN THOSE AUTHORIZED BY THE MICHIGAN VETERANS TRUST FUND
 4 BOARD OF TRUSTEES PRINCIPAL AND EARNINGS OF THE MICHIGAN
 5 VETERANS TRUST FUND SHALL BE EXCLUDED IN THE DETERMINATION OF
 6 ANY SURPLUS OR DEFICIENCY IN THE GENERAL FUND OF THE STATE The
 7 transfer made in this section shall be ~~deemed~~ CONSIDERED to be
 8 an appropriation under section 3 of Act No 4 of the Public Acts
 9 of 1943 being section 35 653 of the Michigan Compiled Laws For
 10 the purposes of eligibility for participation in the emergency
 11 loan fund under this section, the period of service shall be the
 12 same as that prescribed by the United States veterans
 13 administration

14 Sec 6 The board of trustees shall establish ~~in the sev-~~
 15 ~~eral counties of the state~~ representative veteran county commit-
 16 tees AT THE COUNTY LEVEL for the administration of the MONEY
 17 allocated ~~moneys on the local level~~ PURSUANT TO SECTION 4 and
 18 may combine 2 or more counties into a district ~~when~~ IF in the
 19 opinion of the board of trustees a more efficient local adminis-
 20 tration may result ~~therefrom~~ Each veteran county or district
 21 committee shall consist of 1 representative of the American
 22 Legion 1 representative of the Veterans of Foreign Wars of the
 23 United States 1 representative of the Disabled American
 24 Veterans 1 representative of the American Veterans of World War
 25 II-Korean-Vietnam to be appointed by the board of trustees upon
 26 recommendation of the organizations named ~~when~~ IF in a county,
 27 or district not more than 2 of the ~~above named~~ 4 organizations

1 DESCRIBED IN THIS SECTION have organized and functioning local
2 units the 2 organizations existing in that county or district
3 are empowered to jointly recommend the appointment of a third
4 honorably discharged veteran as ~~defined by~~ DESCRIBED IN Act
5 No 190 of the Public Acts of 1965 as amended to serve on the
6 county or district committee The board of trustees may also
7 appoint on a county or district committee a representative of a
8 local veterans organization ~~now in existence or which may be~~
9 ~~hereafter organized, which~~ THAT has in its membership not less
10 than 3 of all veterans originally entering the service from the
11 territory covered by the county or district committee Each
12 member of a county or district committee shall be an honorably
13 separated veteran as ~~defined by~~ DESCRIBED IN Act No 190 of the
14 Public Acts of 1965 as amended The board of trustees may
15 remove a member of a county or district committee for misfeas-
16 ance malfeasance or nonfeasance in office after hearing
17 Members of county and district committees shall serve without
18 compensation but shall be entitled to actual and necessary
19 expenses incurred in carrying out their duties ~~such~~ THOSE
20 expenses together with administration expenses to be paid from
21 ~~moneys~~ MONEY allocated to county and district committees as
22 provided in this act THE BOARD OF TRUSTEES MAY APPOINT ADDI-
23 TIONAL STAFF TO SUPPORT THE COUNTY AND DISTRICT COMMITTEES AS
24 NECESSARY THE STAFF MAY BE APPOINTED FOR TERMS OF 1 TO 3 YEARS
25 AND THEY SHALL SERVE AT THE PLEASURE OF THE BOARD OF TRUSTEES
26 THEY SHALL BE SUBORDINATE TO THE COMMITTEE MEMBERS AND SHALL
27 COMPLY WITH ALL DIRECTIVES AND GUIDELINES OF THE COMMITTEE THE

1 BOARD OF TRUSTEES MAY PAY THE STAFF A STIPEND FOR THEIR
2 ASSISTANCE IN THE PREPARATION OF APPLICATIONS FOR EMERGENCY
3 GRANTS THE STIPENDS SHALL BE SET AS LOW AS POSSIBLE IN ORDER TO
4 MAXIMIZE THE FUNDS AVAILABLE FOR EMERGENCY GRANTS The county
5 boards of commissioners or board of county auditors in counties
6 having boards of county auditors shall provide suitable office
7 space ACCEPTABLE TO THE BOARD OF TRUSTEES AND MEETING ITS
8 REQUIREMENTS for veteran county and district committees A vet-
9 eran who considers himself OR HERSELF aggrieved ~~at~~ BY a deci-
10 sion rendered by a county or district committee in connection
11 with a request for assistance may appeal to the board of trust-
12 ees and the decision of the board of trustees on an appeal
13 referred to it ~~shall be~~ IS final and binding on the veteran and
14 the county or district committee