

HOUSE BILL No. 5485

February 5, 2004, Introduced by Reps. Garfield, Nofs, Drolet, Pastor, Milosch, Taub, Stahl, Brandenburg, Elkins, LaJoy and DeRossett and referred to the Committee on Veterans Affairs and Homeland Security.

A bill to amend 1965 PA 190, entitled

"An act to provide for a system of uniformity of service for veterans,"

by amending section 1 (MCL 35.61), as amended by 1997 PA 131.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. ~~In order to~~ **To** provide for the uniformity of
 2 service dates for veterans, the following dates and terms ~~shall~~
 3 ~~be applicable~~ **apply** to all acts of the state relative to
 4 veterans:

5 (a) "Veteran" means a person ~~—~~ who ~~served~~ **was** in the
 6 active ~~military forces,~~ **service of the armed forces or merchant**
 7 **marines of the United States** during a period of war or who
 8 received the armed forces expeditionary or other campaign service
 9 medal during an emergency condition and who was discharged or
 10 released ~~therefrom~~ **from that service** under honorable
 11 conditions. "Veteran" also includes a person who died in active

1 ~~military forces~~ **service of the armed forces or merchant marines**
 2 **of the United States.**

3 (b) "Spanish-American war" means the period beginning ~~on~~
 4 April 21, 1898 ~~,~~ and ending ~~on~~ July 4, 1902, includes the
 5 Philippine insurrection and the Boxer rebellion, and in the case
 6 of a veteran who served with the United States military forces
 7 engaged in hostilities in the Moro province, means the period
 8 beginning ~~on~~ April 21, 1898 ~~,~~ and ending ~~on~~ July 15, 1903.

9 (c) "World War I" means the period beginning ~~on~~ April 6,
 10 1917 ~~,~~ and ending ~~on~~ November 11, 1918 ~~,~~ and, in the case
 11 of a veteran who served with the United States military forces in
 12 Russia, means the period beginning ~~on~~ April 6, 1917 ~~,~~ and
 13 ending ~~on~~ April 1, 1920.

14 (d) "World War II" means the period ~~beginning~~ **from** December
 15 7, 1941 ~~,~~ ~~and ending~~ **through** December 31, 1946. ~~,~~ ~~both dates~~
 16 ~~inclusive.~~

17 (e) "Korean conflict" means the period between June 27, 1950
 18 ~~,~~ ~~to~~ **and** January 31, 1955.

19 (f) "Civil war and confederate veterans" **means veterans** who
 20 served between April 12, 1861 ~~,~~ and May 26, 1865.

21 (g) "Indian ~~wars~~ **war period**" **means January 1, 1817 through**
 22 **December 31, 1898.** Since the Indian wars were fought
 23 intermittently over a period of years, the determination as to
 24 whether a person ~~shall be considered as having~~ rendered
 25 military service during these wars will be carefully considered
 26 by the state veterans' trust fund. ~~January 1, 1817, through~~
 27 ~~December 31, 1898, is considered Indian war period.~~

1 (h) "~~Mexican wars. Since there were several skirmishes~~
2 ~~involving the Mexican border, such as~~ **war period veteran**" means
3 **a veteran who served in any of the following skirmishes:**

4 (i) **The Mexican border troubles of 1911-1916. —;**

5 (ii) **The Veracruz expedition of April 21, 1914 — to**
6 **November 26, 1914. —;**

7 (iii) **The punitive expedition into Mexico — of March 15,**
8 **1916 — to February 5, 1917. —;** ~~therefore the persons rendering~~
9 ~~military service in any of these skirmishes shall be considered~~
10 ~~veterans of the Mexican wars between 1911 and February 5, 1917.~~

11 (i) Future dates. The period beginning on the date of any
12 future declaration of war by the congress or the beginning of an
13 emergency condition recognized by the issuance of a presidential
14 proclamation or a presidential executive order and in which the
15 armed forces expeditionary medal or other campaign service medals
16 are awarded according to presidential executive order and ending
17 on a date prescribed by presidential proclamation or concurrent
18 resolution of the congress.

19 (j) Veterans of the Korean conflict and veterans having
20 served after January 31, 1955 — in an area of hazardous duty
21 for which an armed forces expeditionary or Vietnam service medal
22 was received or veterans having served in the Vietnam era, which
23 is that period beginning February 28, 1961 — and ending on May
24 7, 1975.

25 Enacting section 1. This amendatory act does not take
26 effect unless Senate Bill No. _____ or House Bill No. 5486
27 (request no. 06101'04 a) of the 92nd Legislature is enacted into

1 law.