



HOUSE BILL No. 4551

March 25, 1993, Introduced by Rep. Anthony and referred to the Committee on Military and Veterans' Affairs.

A bill to require those state agencies and departments administering federally or state funded employment services or job training programs to give priority to certain veterans and certain other persons; and to prescribe the powers and duties of certain state agencies and departments.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as the
2 "veteran right to employment services act".

3 Sec. 2. As used in this act:

4 (a) "Armed forces" means the army, air force, navy, marine
5 corps, coast guard, or other military force designated by con-
6 gress as a part of the armed forces of the United States.

7 (b) "Disabled veteran" means a person who is not a special
8 disabled veteran and who is either of the following:

1 (i) A veteran entitled to, or who but for the receipt of
2 military retirement pay would be entitled to, compensation under
3 laws administered by the United States department of veteran
4 affairs.

5 (ii) A veteran who was discharged or released from active
6 duty because of a service connected disability.

7 (c) "Employment services" means referrals to employers, sup-
8 portive services, or assistance in finding employment training.

9 (d) "Job training services" means any program that provides
10 training or training services to eligible applicants.

11 (e) "Other eligible person" means the spouse of a person in
12 the armed forces, if the person in the armed forces was or is any
13 of the following:

14 (i) A veteran who has a permanent and total service con-
15 nected disability, or who died of a service connected disability,
16 or who died while that disability was in existence.

17 (ii) Described in section 551 of chapter 10 of title 37 of
18 the United States Code, 37 U.S.C. 551, as being 1 or more of the
19 following:

20 (A) Missing.

21 (B) Missing in action.

22 (C) Captured, beleaguered, or besieged by a hostile force.

23 (D) Interned in a foreign country.

24 (E) Detained in a foreign country against his or her will.

25 (f) "Other veteran" means a veteran not classified as a
26 Vietnam era veteran or a recently separated veteran.

1 (g) "Recently separated veteran" means a veteran who did
2 each of the following:

3 (i) Served in the armed forces for a period of more than 180
4 days.

5 (ii) Separated from the armed services without a dishonor-
6 able discharge.

7 (h) "Special disabled veteran" means either of the
8 following:

9 (i) A veteran who is entitled to, or who but for the receipt
10 of military pay would be entitled to, compensation under any law
11 administered by the United States department of veteran affairs
12 for a disability rated by that department at 30% or more.

13 (ii) A veteran determined under section 3106 of title 38 of
14 the United States Code, 38 U.S.C. 3106, to have a serious employ-
15 ment handicap, and who is entitled to, or who but for the receipt
16 of military pay would be entitled to, compensation under any law
17 administered by the United States department of military affairs
18 for a disability rated by that department at 10% to 20%.

19 (i) "Veteran" means any of the following:

20 (i) A person who served on active duty in the armed forces
21 for a period of more than 180 days and separated from the armed
22 services in a manner other than a dishonorable discharge.

23 (ii) A person discharged or released from active duty
24 because of a service related disability.

25 (iii) A member of a reserve branch of the armed forces at
26 the time he or she was ordered to active duty pursuant to
27 section 672(a), (d), or (g), or sections 673 or 673b of title 10

1 of the United States Code, 10 U.S.C. 672, 673, and 673b, who
2 served on active duty during a period of war, or in a campaign or
3 expedition for which a campaign badge is authorized, and was
4 released from active duty in a manner other than a dishonorable
5 discharge.

6 (j) "Vietnam era veteran" means a veteran who served on
7 active duty in the armed forces at any time between August 5,
8 1964 and May 7, 1975.

9 Sec. 3. A state agency or department that administers a
10 federally or state funded employment services or job training
11 program, including a service or program administered under the
12 job training partnership act, Public Law 97-300, 96 Stat. 1322,
13 shall, to the extent permitted by federal law and in the manner
14 described in section 4, give priority to a candidate for a pro-
15 gram or a qualified service who is any of the following, in the
16 following order of priority:

17 (a) A special disabled veteran.

18 (b) A Vietnam era veteran.

19 (c) A disabled veteran who is not a special disabled
20 veteran.

21 (d) A recently separated veteran.

22 (e) Any other veteran.

23 (f) Any other eligible person.

24 Sec. 4. Each state agency or department that administers
25 employment services or job training services as described in sec-
26 tion 3 shall do each of the following:

1 (a) Provide to persons described in section 3, in the order
2 of priority stated in section 3, priority in employment services
3 and job training services available from that agency or depart-
4 ment over other candidates for those services.

5 (b) Provide to a person described in section 3 referral
6 assistance and a pamphlet prepared by the department of military
7 affairs that identifies employment services and job training ben-
8 efits and services available to that person through other agen-
9 cies or departments.

10 (c) Prepare and submit to the speaker of the house of repre-
11 sentatives and the majority leader of the senate and to the house
12 and senate committees on military affairs an annual written
13 report separately identifying each of the following:

14 (i) Each employment service or job training service or pro-
15 gram provided by that agency or department to persons in each
16 separate category described in section 3.

17 (ii) The procedures employed by that agency or department to
18 ensure compliance with this act.