



# HOUSE BILL No. 5042

September 13, 1995, Introduced by Reps. Profit, DeMars and Varga and referred to the Committee on Appropriations.

A bill to amend section 2 of Act No. 245 of the Public Acts of 1935, entitled as amended

"An act to provide educational opportunities for the children of certain members of the armed forces of the United States,"

as amended by Act No. 27 of the Public Acts of 1980, being section 35.112 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 2 of Act No. 245 of the Public Acts of  
2 1935, as amended by Act No. 27 of the Public Acts of 1980, being  
3 section 35.112 of the Michigan Compiled Laws, is amended to read  
4 as follows:

5 Sec. 2. (1) The Michigan veterans' trust fund board of  
6 trustees shall determine the eligibility of a person who ~~may~~  
7 ~~make application~~ APPLIES for the benefits ~~provided in~~ UNDER  
8 section 1 and shall satisfy itself of the attendance and progress

1 of that person at the institution and of the accuracy of the  
2 charge or charges submitted to the board by the authorities of  
3 the institution on account of the person's attendance at the  
4 institution. A member of the board or the secretary shall not  
5 receive compensation for ~~the~~ HIS OR HER services. The board of  
6 trustees shall promulgate rules pursuant to THE ADMINISTRATIVE  
7 PROCEDURES ACT OF 1969, Act No. 306 of the Public Acts of 1969,  
8 ~~as amended,~~ being sections 24.201 to ~~24.315~~ 24.328 of the  
9 Michigan Compiled Laws, to provide uniform consideration of per-  
10 sons who are eligible for the benefits of this act. A RULE SHALL  
11 NOT PROHIBIT RETROACTIVE PAYMENT OF A BENEFIT DESCRIBED IN SEC-  
12 TION 1 FOR AN INDIVIDUAL WHO WAS OTHERWISE ELIGIBLE FOR THE BENE-  
13 FIT AT THE TIME HE OR SHE ATTENDED A STATE TAX-SUPPORTED EDUCA-  
14 TIONAL OR TRAINING INSTITUTION OF A SECONDARY OR COLLEGE GRADE.  
15 The appropriations provided to the institutions or state board of  
16 education for this purpose shall be made to the Michigan  
17 veterans' trust fund board of trustees.

18 (2) The Michigan veterans' trust fund board of trustees  
19 shall notify each person who, before ~~the effective date of this~~  
20 ~~subsection~~ MARCH 7, 1980, was determined to be ineligible for  
21 benefits provided in section 1 because the person was the child  
22 of a veteran who, as the result of wartime service, had been  
23 totally disabled, but had died before the person made his or her  
24 application. The notice shall advise the person that he or she  
25 may be eligible for and may reapply for benefits provided in sec-  
26 tion 1.