



HOUSE BILL No. 6141

September 25, 1996, Introduced by Reps. Alley, Middaugh, DeMars and Profit and referred to the Committee on Appropriations.

A bill to amend Act No. 150 of the Public Acts of 1967, entitled "Michigan military act," as amended, being sections 32.501 to 32.851 of the Michigan Compiled Laws, by adding section 412.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 150 of the Public Acts of 1967, as
2 amended, being sections 32.501 to 32.851 of the Michigan Compiled
3 Laws, is amended by adding section 412 to read as follows:

4 SEC. 412. (1) A PERSON WHO MEETS ALL OF THE FOLLOWING
5 REQUIREMENTS MAY APPLY FOR RETROACTIVE RETIREMENT PAY BENEFITS
6 UNDER THIS SECTION:

7 (A) ON OR AFTER OCTOBER 9, 1980, THE PERSON BECAME ELIGIBLE
8 TO RETIRE UNDER SECTION 411(1)(B), (C), OR (D).

1 (B) BEFORE OCTOBER 9, 1980, THE PERSON HAD TRANSFERRED FROM
2 THE MICHIGAN NATIONAL GUARD TO THE INDIVIDUAL READY RESERVE.

3 (C) BECAUSE OF THE TRANSFER DESCRIBED IN SUBDIVISION (B),
4 THE PERSON DID NOT RECEIVE NOTIFICATION OF HIS OR HER ELIGIBILITY
5 FOR RETIREMENT UNDER SECTION 411(1)(B), (C), OR (D).

6 (2) BEGINNING ON THE EFFECTIVE DATE OF THIS SECTION AND
7 ENDING 1 YEAR AFTER THE EFFECTIVE DATE OF THIS SECTION, A PERSON
8 DESCRIBED IN SUBSECTION (1) MAY APPLY FOR RETROACTIVE RETIREMENT
9 PAY. THE APPLICATION SHALL BE IN WRITING AND FILED WITH THE
10 RETIREMENT BOARD. THE MEMBER SHALL PROVIDE THE RETIREMENT BOARD
11 WITH DOCUMENTATION AS REQUIRED BY THE RETIREMENT BOARD.

12 (3) NOT LATER THAN 60 DAYS AFTER RECEIPT OF AN APPLICATION
13 FILED UNDER SUBSECTION (2), THE RETIREMENT BOARD SHALL PAY TO A
14 PERSON ENTITLED TO RETROACTIVE RETIREMENT PAY UNDER THIS SECTION
15 A LUMP SUM PAYMENT EQUAL TO THE AMOUNT THE PERSON WOULD HAVE
16 RECEIVED UNDER THIS ACT FROM THE DATE HE OR SHE WAS ELIGIBLE
17 UNDER SECTION 411(1)(B), (C), OR (D), TO THE DATE OF APPLICATION,
18 LESS ANY OTHER RETIREMENT PAY BENEFITS RECEIVED BY THE MEMBER
19 UNDER THIS ACT.