

SUBSTITUTE FOR
HOUSE BILL NO. 5106

A bill to amend 1967 PA 150, entitled
"Michigan military act,"
by amending section 151 (MCL 32.551), as amended by 2013 PA 99.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 151. **(1)** The governor is the commander-in-chief of the
2 ~~organized militia.~~ **MICHIGAN NATIONAL GUARD.** He **OR SHE** may order to
3 active state service any members of the ~~organized militia~~ **MICHIGAN**
4 **NATIONAL GUARD** in case of riot, tumult, breach of the peace, **OR**
5 resistance of process, or for service in aid of civil authority,
6 whether state or federal, or in time of actual or imminent public
7 danger, disaster, crisis, catastrophe, or other public emergency
8 within this state or to respond to acts or threats of terrorism or
9 to safeguard military or other vital resources of this state or of

1 the United States. If the governor and his **OR HER** legal successor
2 are absent ~~—OR~~ disabled ~~—or~~ cannot be communicated with, the
3 adjutant general, if he **OR SHE** believes the danger great and
4 imminent, may order out, in the name of the governor, such troops
5 of the ~~organized militia~~ **MICHIGAN NATIONAL GUARD** as he **OR SHE**
6 believes necessary to meet the emergency.

7 **(2) IN CIRCUMSTANCES OTHER THAN THOSE DESCRIBED IN SUBSECTION**
8 **(1), THE GOVERNOR MAY ORDER ANY MEMBER OF THE MICHIGAN NATIONAL**
9 **GUARD TO ACTIVE STATE SERVICE FOR DUTIES IN SUPPORT OF THE FULL-**
10 **TIME OPERATION OF THE MICHIGAN NATIONAL GUARD. HOWEVER, A MEMBER OF**
11 **THE MICHIGAN NATIONAL GUARD WHO IS CALLED TO ACTIVE SERVICE UNDER**
12 **THIS SUBSECTION DOES NOT HAVE ANY POLICE POWERS OR ARREST**
13 **AUTHORITY.**

14 Enacting section 1. This amendatory act takes effect 90 days
15 after the date it is enacted into law.