

HOUSE BILL No. 6438

October 4, 2018, Introduced by Rep. Yaroeh and referred to the Committee on Military and Veterans Affairs.

A bill to amend 1967 PA 150, entitled
"Michigan military act,"
by amending section 251 (MCL 32.651), as amended by 2008 PA 305.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 251. (1) The governor, as commander-in-chief, may
2 activate within the military establishment such number of units, to
3 be known as the Michigan ~~volunteer~~-defense force, as the governor
4 considers necessary for adequate emergency assistance to the state.
5 When activated by proper authority, the Michigan ~~volunteer~~-defense
6 force shall perform missions as determined by the department of
7 military and veterans affairs in cooperation with the department of
8 state police and the state emergency preparedness plan. During
9 times other than a national emergency, organization of the Michigan
10 ~~volunteer~~-defense force shall not exceed 15% of the Michigan

1 ~~national guard~~ **NATIONAL GUARD** authorized strength.

2 (2) A list of former officers, warrant officers, and enlisted
3 personnel of the Michigan ~~national guard~~ **NATIONAL GUARD** shall be
4 maintained with their consent in the office of the adjutant general
5 to aid in forming the Michigan ~~volunteer~~ defense force.

6 (3) The adjutant general may accept funding for the Michigan
7 ~~volunteer~~ defense force from sources other than the state or
8 federal government but shall expend those funds only ~~pursuant to~~ **IN**
9 **ACCORDANCE WITH** an appropriations act. The adjutant general shall
10 deposit the funds in a special account within the department of
11 military and veterans affairs.

12 ~~— (4) As used in this act, a reference to the Michigan defense~~
13 ~~force means the Michigan volunteer defense force.~~

14 (4) ~~(5)~~ The department **OF MILITARY AND VETERANS AFFAIRS** shall
15 establish affirmative action guidelines for membership goals in the
16 Michigan ~~volunteer~~ defense force ~~. The department shall~~ **AND** take
17 all steps necessary to carry out and implement those guidelines.

18 (5) ~~(6)~~ Members of the Michigan ~~volunteer~~ defense force shall
19 not be equipped with any type of weapon except under the following
20 conditions:

21 (a) The president has called or ordered all or part of the
22 ~~national guard~~ **NATIONAL GUARD** into federal service in time of a
23 national emergency and the mission of the Michigan ~~volunteer~~
24 defense force to whom weapons are issued consists primarily of the
25 protection of public property.

26 (b) During training to be conducted by the national guard or
27 state police in the proper use of ~~such~~ **THOSE** weapons.

1 (6) ~~(7)~~ Not later than 1 year after ~~the effective date of the~~
2 ~~amendatory act that added this subsection~~ **DECEMBER 18, 2008** and
3 each year thereafter, **AFTER THAT**, the department of military and
4 veterans affairs shall report to the standing committees of the
5 senate and house of representatives that are responsible for
6 legislation concerning military affairs, and the senate and house
7 appropriations committees ~~as to~~ **REGARDING** the proposed and actual
8 status of development of the Michigan ~~volunteer~~ defense force. The
9 reports ~~shall~~ **MUST** include all of the following:

10 (a) Regulations or proposed regulations to define and limit
11 the type and duration of missions that ~~may be undertaken by the~~
12 Michigan ~~volunteer~~ defense force **MAY UNDERTAKE**.

13 (b) Proposals for meeting the training and equipment needs of
14 the Michigan ~~volunteer~~ defense force in fulfilling the missions
15 ~~that IT may be undertaken,~~ **UNDERTAKE**, and a 3-year projection of
16 the costs of that training and equipment.

17 (c) A description of the requirements or proposed
18 requirements, including physical ability, for membership in the
19 Michigan ~~volunteer~~ defense force.

20 (d) Procedures ~~that are used~~ **IN USE** or ~~are proposed to be used~~
21 to screen membership in the Michigan ~~volunteer~~ defense force ~~as to~~
22 **REGARDING** character and fitness, including standards ~~that will~~ **TO**
23 ensure that ~~no person~~ **AN INDIVIDUAL** with a serious criminal record
24 is **NOT** a member.

25 (e) ~~The~~ **A** plan detailing **THE** methods and procedures **USED** for
26 ~~the coordination of~~ **COORDINATING** the operations of the Michigan
27 ~~volunteer~~ defense force with the state police, local law

1 enforcement agencies, and state and federal disaster relief
2 authorities.

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