



# HOUSE BILL No. 5542

January 31, 1996, Introduced by Reps. Bush and Cropsey and referred to the Committee on Judiciary and Civil Rights.

A bill to amend section 2 of Act No. 359 of the Public Acts of 1921, entitled as amended

"An act to provide for the issuance of veterans' licenses without cost to former members of the armed forces of the United States to sell their own goods within this state; and to prescribe remedies,"

as amended by Act No. 20 of the Public Acts of 1989, being section 35.442 of the Michigan Compiled Laws.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1 Section 1. Section 2 of Act No. 359 of the Public Acts of  
2 1921, as amended by Act No. 20 of the Public Acts of 1989, being  
3 section 35.442 of the Michigan Compiled Laws, is amended to read  
4 as follows:

5 Sec. 2. (1) Upon the presentation to the clerk of any  
6 county, in which any former member of the armed forces resides,  
7 of a certificate of honorable discharge from the armed forces of

1 the United States, showing that the person presenting it served  
2 at least 180 days of active duty service or upon the presentation  
3 to the clerk of a certificate from the United States department  
4 of veterans affairs certifying that the person has a service con-  
5 nected disability, the county clerk shall issue without cost to  
6 the former member a veteran's license certifying him or her to be  
7 entitled to the benefits of this act. The county clerk shall  
8 provide proper forms and books and shall keep a record of all  
9 licenses issued under this act. A license issued under this act  
10 is personal to the licensee. An assignment or transfer of the  
11 license is void.

12 (2) The licensee while engaged in selling goods under this  
13 act shall conspicuously display a sign at the place of sale  
14 ~~which~~ THAT contains the following information in not less than  
15 18-point boldfaced type:

16 (a) The name of the licensee.

17 (b) The license number.

18 (c) A statement in substantially the following form:

19 "THE PROFIT FROM THE SALE OF THIS PRODUCT IS FOR MY PERSONAL  
20 BENEFIT".

21 (3) At the time of sale of goods under this act, a written  
22 statement of not less than 12-point boldfaced type shall be  
23 printed on or attached to the goods, in substantially the follow-  
24 ing form:

25 "The profit from the sale of this product is for my personal  
26 benefit".

1 (4) A person shall not knowingly make a false representation  
2 that the proceeds from goods sold under this act benefit a  
3 veterans' organization. As used in this subsection "veterans'  
4 organization" means any of the following:

5 (a) A veterans' organization chartered under federal law.

6 (b) An organization composed of veterans as defined in Act  
7 No. 190 of the Public Acts of 1965, being sections 35.61 to 35.62  
8 of the Michigan Compiled Laws, that is organized for a bona fide  
9 fraternal, benevolent, educational, philanthropic, humane, patri-  
10 otic, or eleemosynary purpose.

11 (5) A person who violates subsection (2), (3), or (4) is  
12 responsible for a STATE civil infraction and may be ~~liable for~~  
13 ORDERED TO PAY a civil fine of not more than \$1,000.00.

14 ~~(6) The prosecutor for the county in which a person vio-~~  
15 ~~lated this act shall bring a civil action in any court of compe-~~  
16 ~~tent jurisdiction to enforce this act.~~