

SUBSTITUTE FOR
SENATE BILL NO. 731

A bill to amend 1967 PA 150, entitled
"Michigan military act,"
(MCL 32.501 to 32.851) by adding section 236.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 236. (1) AN OFFICER OR ENLISTED PERSON SERVING IN THE
2 NATIONAL GUARD WHILE UNDER STATE JURISDICTION SHALL TAKE A
3 DEPARTMENT-ADMINISTERED POST-TRAUMATIC STRESS DISORDER
4 QUESTIONNAIRE AND A TRAUMATIC BRAIN INJURY QUESTIONNAIRE BEFORE
5 BEING DEPLOYED IN OPERATION IRAQI FREEDOM, OPERATION ENDURING
6 FREEDOM, OR ANY OTHER OVERSEAS SERVICE PURSUANT TO ANY FUTURE
7 DECLARATION OF WAR BY THE UNITED STATES CONGRESS OR THE BEGINNING
8 OF AN EMERGENCY CONDITION RECOGNIZED BY THE ISSUANCE OF A
9 PRESIDENTIAL PROCLAMATION OR A PRESIDENTIAL EXECUTIVE ORDER. THE

1 OFFICER OR ENLISTED PERSON IS EXEMPT FROM THIS REQUIREMENT IF HE OR
2 SHE HAS COMPLETED SIMILAR QUESTIONNAIRES APPROVED BY THE UNITED
3 STATES DEPARTMENT OF VETERANS AFFAIRS OR THE UNITED STATES
4 DEPARTMENT OF DEFENSE WHILE UNDER THE CONTROL OF THE FEDERAL
5 GOVERNMENT.

6 (2) AN OFFICER OR ENLISTED PERSON SERVING IN THE NATIONAL
7 GUARD WITHIN 90 DAYS OF HIS OR HER RETURN TO STATE JURISDICTION
8 FROM OPERATION IRAQI FREEDOM, OPERATING ENDURING FREEDOM, OR ANY
9 OTHER OVERSEAS SERVICE PURSUANT TO ANY FUTURE DECLARATION OF WAR BY
10 THE UNITED STATES CONGRESS OR THE BEGINNING OF AN EMERGENCY
11 CONDITION RECOGNIZED BY THE ISSUANCE OF A PRESIDENTIAL PROCLAMATION
12 OR A PRESIDENTIAL EXECUTIVE ORDER SHALL TAKE A DEPARTMENT-
13 ADMINISTERED POST-TRAUMATIC STRESS DISORDER QUESTIONNAIRE AND A
14 TRAUMATIC BRAIN INJURY QUESTIONNAIRE.

15 (3) AN OFFICER OR ENLISTED PERSON SERVING IN THE NATIONAL
16 GUARD AND WHO HAS RETURNED TO STATE JURISDICTION FROM OPERATION
17 IRAQI FREEDOM OR OPERATION ENDURING FREEDOM SHALL TAKE A
18 DEPARTMENT-ADMINISTERED POST-TRAUMATIC STRESS DISORDER
19 QUESTIONNAIRE AND A TRAUMATIC BRAIN INJURY QUESTIONNAIRE. THE
20 OFFICER OR ENLISTED PERSON IS EXEMPT FROM THIS REQUIREMENT IF HE OR
21 SHE HAS COMPLETED SIMILAR QUESTIONNAIRES APPROVED BY THE UNITED
22 STATES DEPARTMENT OF VETERANS AFFAIRS OR THE UNITED STATES
23 DEPARTMENT OF DEFENSE WHILE UNDER THE CONTROL OF THE FEDERAL
24 GOVERNMENT.

25 (4) THE OFFICER OR ENLISTED PERSON IS EXEMPT FROM DEPARTMENT-
26 ADMINISTERED POST-TRAUMATIC STRESS DISORDER AND TRAUMATIC BRAIN
27 INJURY REQUIREMENTS IF HE OR SHE HAS COMPLETED SIMILAR

1 QUESTIONNAIRES APPROVED BY THE UNITED STATES DEPARTMENT OF VETERANS
2 AFFAIRS OR THE UNITED STATES DEPARTMENT OF DEFENSE WHILE UNDER THE
3 CONTROL OF THE FEDERAL GOVERNMENT.

4 (5) AN OFFICER OR ENLISTED PERSON WHO HAS BEEN DISCHARGED FROM
5 THE NATIONAL GUARD, AN ACTIVE DUTY SERVICEMEMBER RESIDING IN
6 MICHIGAN, OR A FEDERAL RESERVIST RESIDING IN MICHIGAN WHO HAS BEEN
7 DEPLOYED IN OPERATION IRAQI FREEDOM OR OPERATION ENDURING FREEDOM
8 MAY TAKE A DEPARTMENT-ADMINISTERED POST-TRAUMATIC STRESS DISORDER
9 QUESTIONNAIRE AND A TRAUMATIC BRAIN INJURY QUESTIONNAIRE FREE OF
10 CHARGE.

11 (6) THE QUESTIONNAIRES SHALL BE DEVELOPED BY THE DEPARTMENT
12 WITH THE ASSISTANCE OF ANY STATEWIDE ASSOCIATIONS SPECIALIZING IN
13 TRAUMATIC BRAIN INJURIES, THE ANN ARBOR VETERAN ADMINISTRATION
14 MEDICAL CENTER, AND THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH AND
15 SHALL BE APPROVED BY THE UNITED STATES DEPARTMENT OF VETERANS
16 AFFAIRS OR THE UNITED STATES DEPARTMENT OF DEFENSE.

17 (7) ALL POST-TRAUMATIC STRESS DISORDER AND TRAUMATIC BRAIN
18 INJURY QUESTIONNAIRES SHALL BE STORED AS ELECTRONIC DOCUMENTS BY
19 THE DEPARTMENT.

20 (8) AS USED IN THIS SECTION, "DEPARTMENT" MEANS THE DEPARTMENT
21 OF MILITARY AND VETERANS AFFAIRS.