

HOUSE BILL NO. 5874

March 03, 2022, Introduced by Reps. Markkanen, Marino and Borton and referred to the Committee on Military, Veterans and Homeland Security.

A bill to amend 1967 PA 150, entitled
"Michigan military act,"
(MCL 32.501 to 32.851) by adding section 132a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 132a. (1) Under the Michigan legislative state medal
2 program established under section 132, the legislature may award
3 the Michigan legislative medal of honor.

4 (2) The Michigan legislative medal of honor is the highest
5 legislatively issued military award of this state. All of the
6 following apply to the awarding of the medal:

1 (a) The medal may be awarded to a living or deceased service
2 member who satisfies any of the following requirements:

3 (i) Was born in this state.

4 (ii) Was a resident of this state when the service member
5 entered military service.

6 (iii) Died in this state.

7 (b) The medal must be awarded to a service member who
8 voluntarily performs a deed of personal bravery or self-sacrifice
9 involving risk of life that is so conspicuous as to clearly
10 distinguish the service member for gallantry and intrepidity above
11 the service member's comrades. Awarding of the medal must be
12 determined in accordance with the standard of extraordinary merit.
13 The medal may be awarded only on incontestable proof of performance
14 of the deed.

15 (c) The legislative council administrator shall submit the
16 following information to the chairpersons of the house of
17 representatives and senate committees that have responsibility for
18 military and veterans affairs:

19 (i) If the legislative council administrator determines that a
20 nominee does not qualify for the medal, the name of the nominee and
21 the reasons why the nominee does not qualify for the medal.

22 (ii) If the legislative council administrator determines that a
23 nominee qualifies for the medal and recommends the nominee for the
24 medal, his or her recommendation, the nomination, and any
25 supporting documents.

26 (d) The legislature may award the medal by concurrent
27 resolution. The legislature shall not, during a single regular
28 session, award the medal to more than the following 2 individuals:

29 (i) One service member who served between January 1, 1836 and

1 December 31, 1955.

2 (ii) One service member who served on or after January 1, 1956.

3 (e) Upon passage of the concurrent resolution described in
4 subdivision (d), the speaker of the house of representatives and
5 the majority leader of the senate shall award the medal in the
6 presence of the legislator or legislators who sponsored the
7 concurrent resolution and the representative and senator of the
8 district where the individual being awarded the medal resides or
9 last resided.

10 (f) If the legislature determines that a recommendation does
11 not meet the standards for awarding the medal, the legislature may
12 determine that the recommendation meets the standards for the
13 Michigan legislative medal of valor under section 132b.

14 (3) As used in this section:

15 (a) "Legislative council administrator" means the council
16 administrator appointed by the legislative council under section
17 104a of the legislative council act, 1986 PA 268, MCL 4.1104a, or
18 his or her designee.

19 (b) "Medal" means the Michigan legislative medal of honor
20 described in subsection (1).

21 (c) "Service member" means a member or former member of the
22 state military establishment, another state's military
23 establishment, or the United States Armed Forces.

24 (d) "United States Armed Forces" means the United States Army,
25 Navy, Marine Corps, Air Force, or Coast Guard, including the
26 reserve components.

27 Enacting section 1. This amendatory act does not take effect
28 unless all of the following bills of the 101st Legislature are
29 enacted into law:

1 (a) Senate Bill No. ____ or House Bill No. ____ (request no.
2 03838'21).

3 (b) Senate Bill No. ____ or House Bill No. ____ (request no.
4 03839'21).

5 (c) Senate Bill No. ____ or House Bill No. ____ (request no.
6 05388'22).