

SENATE BILL 865

E4

9lr2865

By: **Senators Jennings and Simonaire**

Introduced and read first time: February 4, 2019

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Military Veterans**

3 FOR the purpose of designating certain individuals as Maryland Military Veterans;
4 establishing that a Maryland Military Veteran is not entitled to certain benefits,
5 rights, or privileges applicable to certain veterans; establishing that a Maryland
6 Military Veteran designation is separate from the entitlements due to certain
7 veterans; requiring the Governor to annually commemorate Maryland Military
8 Veterans on a certain day; authorizing the use of the State flag in certain burial
9 services; and generally relating to Maryland Military Veterans.

10 BY adding to

11 Article – Public Safety
12 Section 13–213.1 and 13–215.1
13 Annotated Code of Maryland
14 (2018 Replacement Volume)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
16 That the Laws of Maryland read as follows:

17 **Article – Public Safety**

18 **13–213.1.**

19 **(A) AN INDIVIDUAL SHALL BE DESIGNATED AS A MARYLAND MILITARY**
20 **VETERAN IF THE INDIVIDUAL:**

21 **(1) SERVED AS A MEMBER OF THE ORGANIZED MILITIA OF THE STATE;**

22 **(2) WAS DISCHARGED OR RELEASED UNDER CONDITIONS OTHER**
23 **THAN DISHONORABLE; AND**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(3) SERVED ON STATE ACTIVE DUTY FOR ANY PERIOD OF TIME.**

2 **(B) (1) A MARYLAND MILITARY VETERAN IS NOT ENTITLED TO ANY**
3 **STATE PROGRAM OF BENEFITS, RIGHTS, OR PRIVILEGES APPLICABLE TO A VETERAN**
4 **DETERMINED ELIGIBLE UNDER 38 U.S.C. § 101.**

5 **(2) THE DESIGNATION OF A MARYLAND MILITARY VETERAN SHALL**
6 **BE SEPARATE FROM, AND NOT SUPPLANT, THE ENTITLEMENTS DUE TO A VETERAN**
7 **DETERMINED ELIGIBLE UNDER 38 U.S.C. § 101.**

8 **(C) THE GOVERNOR ANNUALLY SHALL COMMEMORATE MARYLAND**
9 **MILITARY VETERANS ON MARYLAND DAY.**

10 **13-215.1.**

11 **THE STATE FLAG MAY BE USED IN THE BURIAL SERVICE OF A DECEASED**
12 **MARYLAND MILITARY VETERAN.**

13 **SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect**
14 **October 1, 2019.**