

SENATE BILL 693

Unofficial Copy
P1

1998 Regular Session
(8lr2547)

ENROLLED BILL

-- Economic and Environmental Affairs/Commerce and Government Matters --

Introduced by Senators Blount and Astle, Astle, Middleton, Hoffman, Lawlah,
Stone, Collins, Ruben, Craig, Currie, Della, Dyson, Green, Hafer, Kelley,
Jimeno, Kasemeyer, Middlebrooks, Colburn, Munson, and Roesser

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Militia - Honor Guard at Burial Service of Veteran**

3 FOR the purpose of authorizing the Adjutant General to organize an honor guard
4 from the National Guard or the organized militia to attend the burial services of
5 certain veterans under certain circumstances; authorizing the Adjutant General
6 to request an honor guard from a certain veterans' organization to attend the
7 burial service of a certain veteran under certain circumstances; ~~providing for the~~
8 ~~composition of the honor guard~~; requiring the ~~Governor~~ Adjutant General to
9 adopt regulations to implement this Act; ~~providing the Adjutant General with~~
10 ~~the funds to compensate the honor guards and a certain staff at a certain rate~~;
11 and generally relating to militia and an honor guard at the burial service of a
12 certain veteran.

13 BY adding to
14 Article 65 - Militia

1 Section 6
2 Annotated Code of Maryland
3 (1995 Replacement Volume and 1997 Supplement)

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

6 **Article 65 - Militia**

7 6.

8 (A) ~~(1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS~~
9 ~~INDICATED.~~

10 ~~(2) "NATIONAL GUARD" MEANS THE ARMY NATIONAL GUARD, THE AIR~~
11 ~~NATIONAL GUARD, OR THE MARYLAND DEFENSE FORCE.~~

12 ~~(3) "VETERAN" MEANS AN INDIVIDUAL WHO:~~

13 ~~(I) SERVED ON ACTIVE DUTY IN THE ARMED FORCES OF THE~~
14 ~~UNITED STATES DURING A TIME OF CONFLICT, AS DEFINED BY THE DEPARTMENT OF~~
15 ~~DEFENSE; OR~~

16 ~~(II) SERVED AS A MEMBER OF THE NATIONAL GUARD AND DIED~~
17 ~~WHILE A MEMBER OF THE NATIONAL GUARD.~~

18 ~~(B)~~ (A) (1) THE ADJUTANT GENERAL MAY ORGANIZE A UNIFORMED
19 HONOR GUARD FROM THE NATIONAL GUARD OR THE ORGANIZED MILITIA TO
20 ATTEND THE BURIAL SERVICE OF A DECEASED VETERAN IF:

21 (I) THE COMMANDER OF AN ACCREDITED VETERANS'
22 ORGANIZATION OR A FRIEND OR RELATIVE OF THE DECEASED VETERAN REQUESTS
23 AN HONOR GUARD TO ATTEND THE BURIAL SERVICE;

24 (II) A UNIFORMED HONOR GUARD FROM THE ACTIVE ARMED
25 FORCES OR VETERANS' ORGANIZATION IS NOT AVAILABLE; AND

26 (III) THE ADJUTANT GENERAL DETERMINES THAT PROVISION OF
27 AN HONOR GUARD WILL NOT HAVE A DETRIMENTAL EFFECT ON THE READINESS OF
28 THE NATIONAL GUARD IN THE EVENT OF A STATE OR FEDERAL EMERGENCY OR THE
29 EMPLOYMENT OF A NATIONAL GUARD MEMBER.

30 (2) IF AN HONOR GUARD FROM THE ACTIVE ARMED FORCES IS NOT
31 AVAILABLE, THE ADJUTANT GENERAL MAY REQUEST AN HONOR GUARD FROM A
32 VETERANS' ORGANIZATION TO ATTEND THE BURIAL SERVICE OF A DECEASED
33 VETERAN.

34 ~~(C) THE HONOR GUARD SHALL PERFORM AS A MILITARY HONOR GUARD AND~~
35 ~~A SQUAD TO FIRE VOLLEYS AT THE BURIAL SERVICE OF A DECEASED VETERAN.~~

1 ~~(D) THE HONOR GUARD SHALL CONSIST OF NOT MORE THAN FIVE RIFLE~~
2 ~~BEARERS AND A BUGLER.~~

3 ~~(E) (B) REASONABLE COMPENSATION OF HONOR GUARD MEMBERS SHALL~~
4 ~~BE SET BY THE ADJUTANT GENERAL, BUT NOT TO EXCEED 75% OF 1 DAY'S BASIC PAY,~~
5 ~~PLUS OTHER EXPENSES INCURRED TO PARTICIPATE IN THE BURIAL SERVICE OF A~~
6 ~~DECEASED VETERAN.~~

7 ~~(C) THE ADJUTANT GENERAL SHALL ADOPT REGULATIONS TO IMPLEMENT~~
8 ~~THIS SECTION.~~

9 ~~(F) (1) THE GOVERNOR SHALL PROVIDE, IN THE ANNUAL BUDGET,~~
10 ~~SUFFICIENT FUNDS FOR THE COMPENSATION OF:~~

11 ~~(I) THE HONOR GUARDS; AND~~

12 ~~(II) THE NATIONAL GUARD PERSONNEL WHO COORDINATE HONOR~~
13 ~~GUARD PARTICIPATION IN THE BURIAL SERVICES.~~

14 ~~(2) COMPENSATION OF HONOR GUARD MEMBERS SHALL BE AT THE~~
15 ~~RATE OF 75% OF 1 DAY'S BASIC PAY; HOWEVER, THE COMPENSATION MAY NOT BE~~
16 ~~LESS THAN \$30 NOR MORE THAN \$60 PER DAY, PLUS OTHER EXPENSES INCURRED TO~~
17 ~~PARTICIPATE IN THE BURIAL SERVICE OF A DECEASED VETERAN.~~

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 October 1, 1998.