

SENATE BILL 1008

P1, E4

2lr3245

By: **Senator Simonaire**

Introduced and read first time: February 25, 2022

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **References to Armed Forces – Inclusion of the United States Space Force**

3 FOR the purpose of amending certain provisions of law that mention the United States
4 Army, Navy, Air Force, Marines, and Coast Guard to include the United States Space
5 Force; and generally relating to references to the armed forces of the United States.

6 BY repealing and reenacting, with amendments,
7 Article – Alcoholic Beverages
8 Section 3–505 and 4–506
9 Annotated Code of Maryland
10 (2016 Volume and 2021 Supplement)

11 BY repealing and reenacting, with amendments,
12 Article – Business Regulation
13 Section 19–501
14 Annotated Code of Maryland
15 (2015 Replacement Volume and 2021 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article – Family Law
18 Section 9–108(a)
19 Annotated Code of Maryland
20 (2019 Replacement Volume and 2021 Supplement)

21 BY repealing and reenacting, with amendments,
22 Article – Public Safety
23 Section 13–510, 13–601(a), 13–704.1(a)(2)(i), 13–901(b), 13–902(a), 13–904,
24 13A–101(k), and 13A–506(c)
25 Annotated Code of Maryland
26 (2018 Replacement Volume and 2021 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3 **Article – Alcoholic Beverages**

4 3–505.

5 (a) A license holder or an employee of the license holder may require an individual
6 to sign a book that the license holder keeps if:

7 (1) the individual has shown documentary evidence that substantiates the
8 individual’s age to allow the purchase of alcoholic beverages; and

9 (2) the age of the individual remains in question.

10 (b) (1) The book authorized under subsection (a) of this section shall contain
11 copies of the following form:

12 Date..... 20....

13 To Be Filled in by Seller

14 _____ x
15 _____ x

16 IDENTIFICATION (CHECK ALL SHOWN)

- 17 _____ x
- 18 Driver’s License.....
- 19 Army I.D. Card
- 20
- 21 Birth Certificate Coast Guard I.D. Card
- 22 Service Discharge.....
- 23 Marine I.D. Card
- 24
- 25 Draft Card Navy I.D. Card
- 26 Air Force I.D. Card.....
- 27 **SPACE FORCE I.D. CARD**
- 28 Other (Specify)
- 29 _____ x
- 30 _____ x

31 DESCRIPTION OF PURCHASER

32 _____ x

1 Height X
 2 X
 3 Weight..... X
 4 Color of Eyes..... X
 5 Color of Hair X
 6 Outstanding Features X
 7 X
 8 X
 9 X
 10 X
 11 Seller's Signature X
 12 _____ X
 13 _____ X

To Be Filled in by Prospective Purchaser

15 I declare I am of legal age to purchase fermented malt beverages or intoxicating liquor, and
16 that I am subject to arrest and prosecution for misrepresenting my age.

17 Print full name X
 18 Street address..... X
 19 City X
 20 State..... X
 21 Signature X

22 (2) The license holder or an employee of the license holder shall record all
23 information required by each section of the form.

24 4-506.

25 (a) A license holder or an employee of the license holder may require an individual
26 to sign a book that the license holder keeps if:

27 (1) the individual has shown documentary evidence that substantiates the
28 individual's age to allow the purchase of alcoholic beverages; and

29 (2) the age of the individual remains in question.

30 (b) (1) The book authorized under subsection (a) of this section shall contain
31 copies of the following form:

Date..... 20....

To Be Filled in by Seller

34 _____
 35 _____

IDENTIFICATION (CHECK ALL SHOWN)

- Driver’s License..... Army I.D. Card.....
- Birth Certificate..... Coast Guard I.D. Card.....
- Service Discharge..... Marine I.D. Card.....
- Draft Card..... Navy I.D. Card.....
- Air Force I.D. Card..... **SPACE FORCE I.D. CARD.....**
- Other (Specify)

DESCRIPTION OF PURCHASER

- Height..... Weight.....
- Color of Eyes Color of Hair
- Outstanding Features.....
-
-
-
-
-
-
- Seller’s Signature.....

To Be Filled in by Prospective Purchaser

I declare I am of legal age to purchase fermented malt beverages or intoxicating liquor, and that I am subject to arrest and prosecution for misrepresenting my age.

- Print full name.....
- Street address
- City State.....
- Signature.....

(2) The license holder or an employee of the license holder shall record all information required by each section of the form.

Article – Business Regulation

19–501.

In this subtitle, “soldier” means:

1 (1) an active duty member of the armed forces of the United States,
2 including the Army, Marine Corps, Navy, Air Force, Coast Guard, National Guard, Reserve
3 forces, **SPACE FORCE**, and any other standard United States military agency; or

4 (2) a federal active duty member of the State National Guard or Reserve
5 force.

6 Article – Family Law

7 9–108.

8 (a) In this section:

9 (1) “deployment” means compliance with military orders received by a
10 member of the United States Army, Navy, Air Force, Marine Corps, Coast Guard, National
11 Guard, **SPACE FORCE**, or any other Reserve component to report for combat operations or
12 other active service for which the member is required to report unaccompanied by any
13 family member or that is classified by the member’s branch as remote; and

14 (2) “deployment” does not include National Guard or Reserve annual
15 training, inactive duty days, or drill weekends.

16 Article – Public Safety

17 13–510.

18 (a) (1) The Governor shall appoint and commission each commissioned officer
19 or appoint each warrant officer of the organized militia on recommendation of the Adjutant
20 General.

21 (2) The appointments under paragraph (1) of this subsection do not require
22 confirmation by the Senate of Maryland.

23 (b) (1) Each individual commissioned or appointed as an officer or warrant
24 officer shall be:

25 (i) an officer, warrant officer, or enlisted individual of the National
26 Guard;

27 (ii) a retired or former officer or warrant officer of the United States
28 Army, Navy, Marine Corps, Air Force, [or] Coast Guard, **OR SPACE FORCE**, or any
29 auxiliary thereof;

30 (iii) an individual with prior enlisted service in the United States
31 Army, Navy, Marine Corps, Air Force, [or] Coast Guard, **OR SPACE FORCE**, or any
32 auxiliary thereof;

1 (iv) a graduate of the United States Military Academy, Naval
2 Academy, Coast Guard Academy, Merchant Marine Academy, or Air Force Academy;

3 (v) a graduate of a school, college, university, or officers' training
4 school who received military instruction under the supervision of an officer of the United
5 States Army, Navy, Marine Corps, Air Force, [or] Coast Guard, **OR SPACE FORCE** who
6 certified the graduate's fitness for appointment as a commissioned officer; or

7 (vi) an individual not otherwise identified in items (i) through (v) of
8 this paragraph who is specially qualified for service by achievement in any professional,
9 technical, or public service capacity or otherwise displays extraordinary qualifications for
10 commissioning as an officer of the Maryland Defense Force.

11 (2) Before taking office, each member of the National Guard shall take the
12 oath prescribed in § 13-407 of this title and each member of the Maryland Defense Force
13 shall take the oath prescribed in § 13-509 of this subtitle.

14 (c) When initially appointed, a general officer or colonel of the organized militia
15 must:

16 (1) be an officer in the National Guard of a grade of O-4 or higher; or

17 (2) have served in any component or auxiliary of the United States Army,
18 Navy, Marine Corps, Air Force, [or] Coast Guard, **OR SPACE FORCE** or National Guard
19 with the grade of O-4 or higher.

20 (d) When initially appointed, a lieutenant-colonel or major of the line must have
21 had service as an officer for at least 2 years in any component or auxiliary of the United
22 States Army, Navy, Marine Corps, Air Force, [or] Coast Guard, **OR SPACE FORCE** or
23 National Guard.

24 (e) Subsections (c) and (d) of this section do not apply in the case of:

25 (1) officers promoted to the grade of major or above from within the
26 Maryland Defense Force; or

27 (2) officers qualified under subsection (b)(1)(vi) of this section.

28 13-601.

29 (a) (1) On the recommendation of the Adjutant General, the Governor may
30 grant to an officer of the organized militia a brevet commission of the next higher grade
31 than the regular commission held by the officer.

32 (2) The Governor may grant a brevet commission to an officer of the
33 organized militia of a grade equal to the highest grade in which the officer previously served

1 in the organized militia or in the United States Army, Navy, Marine Corps, Air Force, [or]
2 Coast Guard, **OR SPACE FORCE**.

3 13-704.1.

4 (a) (2) "Military service" means:

5 (i) in the case of a service member who is a member or reserve
6 member of the Army, Navy, Air Force, Marine Corps, [or] Coast Guard, **OR SPACE FORCE**,
7 full-time duty in the active military service of the United States, including:

8 1. full-time training duty;

9 2. annual training duty; and

10 3. attendance while at a school designated as a service school
11 by federal law or by the secretary of the military department concerned;

12 13-901.

13 (b) Without authority under the laws of the United States or this State, a person
14 may not wear a uniform or distinctive part of a uniform or an item similar to a uniform or
15 a distinctive part of a uniform of:

16 (1) the United States Army, Navy, Air Force, Marine Corps, [or] Coast
17 Guard, **OR SPACE FORCE**; [or]

18 (2) the National Guard of this State, another state, or the United States;

19 (3) the Maryland Defense Force; or

20 (4) an auxiliary of any of the military units listed in this subsection.

21 13-902.

22 (a) This section does not apply to a member of the United States Army, Navy, Air
23 Force, Marines, [or] Coast Guard, **OR SPACE FORCE**, the organized militia of this State
24 or another state, an officer of the Maryland Defense Force, or a member of associations
25 wholly composed of soldiers honorably discharged from the armed forces of the United
26 States.

27 13-904.

28 (a) A person who is the owner or who is an agent of the owner of a place of
29 amusement or recreation open to the public may not refuse admission to an officer or
30 enlisted individual of the United States Army, Navy, Marine Corps, Coast Guard, [or] Air

1 Force, **OR SPACE FORCE** or the organized militia of this State or of another state because
2 the officer or enlisted individual is in uniform.

3 (b) A person who violates this section is guilty of a misdemeanor and on conviction
4 is subject to imprisonment not exceeding 6 months or a fine not exceeding \$500 or both.

5 13A–101.

6 (k) “Judge advocate” means a commissioned officer of the organized state military
7 forces who is a member in good standing of the bar of the highest court of a state:

8 (1) (i) certified or designated as a judge advocate in the Judge Advocate
9 General’s Corps of the Army, Air Force, Navy, [or] the Marine Corps, **OR SPACE FORCE**
10 or designated as a law specialist as an officer of the Coast Guard, or a reserve component
11 of one of these; or

12 (ii) certified as a non–federally recognized judge advocate, under
13 regulations adopted pursuant to this provision, by the senior judge advocate of the
14 commander of the force in the state military forces of which the accused is a member, as
15 competent to perform such military justice duties required by this code; or

16 (2) if no judge advocate certified under item (1) of this subsection is
17 available, certified by a senior judge advocate of the commander of another force in the
18 state military forces, as the convening authority directs.

19 13A–506.

20 (c) In the instance when a defense counsel is not a member of the bar of the
21 highest court of the State, the defense counsel shall be deemed admitted pro hac vice,
22 subject to filing a certificate with the military judge setting forth the qualifications that
23 counsel is:

24 (1) (i) a commissioned officer of the armed forces of the United States
25 or a component thereof;

26 (ii) a member in good standing of the bar of the highest court of a
27 state; and

28 (iii) certified as a judge advocate in the Judge Advocate General’s
29 Corps of the Army, Air Force, Navy, [or] Marine Corps, **OR SPACE FORCE**; or

30 (2) a judge advocate as defined in § 13A–101 of this title.

31 SECTION 2. AND BE IT FURTHER ENACTED, That the publisher of the
32 Annotated Code of Maryland, in consultation with and subject to the approval of the
33 Department of Legislative Services, shall correct, with no further action required by the
34 General Assembly, cross–references and terminology rendered incorrect by this Act. The

1 publisher shall adequately describe any correction that is made in an editor's note following
2 the section affected.

3 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
4 1, 2022.