F5, P1 5lr2404 CF SB 276

By: Delegates Patterson, Acevero, Allen, Attar, Buckel, Cardin, Guyton, Harris, McComas, Pasteur, Phillips, Pruski, Rose, Taveras, Williams, and Wims

Introduced and read first time: January 23, 2025 Assigned to: Ways and Means and Appropriations

A BILL ENTITLED

1 AN ACT concerning

2	Educational	Equality	for Serv	rice Mem	bers A	\ct
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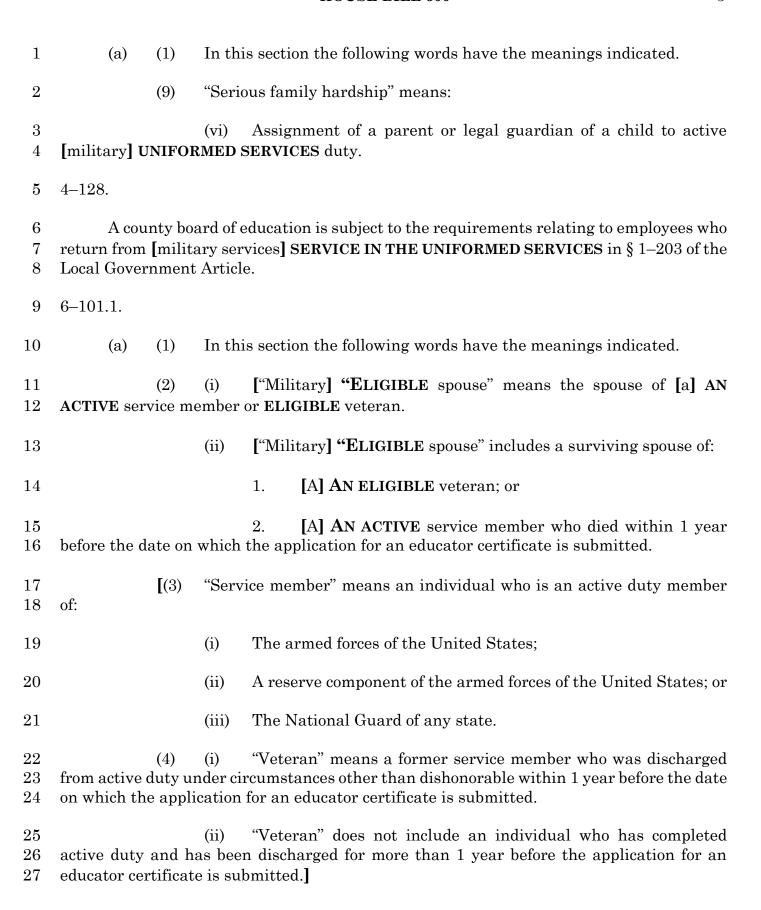
- FOR the purpose of establishing rules of interpretation related to the uniformed services; altering the rule of interpretation for "veteran"; altering the application of certain provisions of law governing education to apply to all uniformed services, rather than only the armed forces; and generally relating to veterans and uniformed services.
- 7 BY repealing and reenacting, without amendments,
- 8 Article Education
- 9 Section 1–101(a), 4–122.1(a)(1), and 7–101(c)(1)(i)
- 10 Annotated Code of Maryland
- 11 (2022 Replacement Volume and 2024 Supplement)
- 12 BY adding to
- 13 Article Education
- 14 Section 1–101(a–1), (a–2), (b–1), (k–1), (n), and (o)
- 15 Annotated Code of Maryland
- 16 (2022 Replacement Volume and 2024 Supplement)
- 17 BY repealing and reenacting, with amendments,
- 18 Article Education
- 19 Section 4–122.1(a)(9)(vi), 4–128, 6–101.1, 7–101(b)(2)(i) and (c)(1)(iv)6. and (4),
- 20 7–115(a), 7–115.1, 7–129(a), (b), and (d)(1), 13–516(b–1), 15–106.4(a) and (b),
- 21 15–124(a), 16–109, 18–205, 18–405(d)(3), 18–406(g), 18–501(b)(2)(iii),
- 22 18–601(c)(1) and (d)(2), 18–604(a), (c), and (d), 18–708(l)(7), 18–1910(c)(2),
- 23 18–3005(1)(iv), and 21–309(a)(5)(ii)1.
- 24 Annotated Code of Maryland
- 25 (2022 Replacement Volume and 2024 Supplement)
- 26 BY adding to

	2	HOUSE BILL 600
1 2 3		Article – General Provisions Section 1–101.1, 1–101.2, 1–103.1, 1–114.1, 1–114.2, and 1–116 Annotated Code of Maryland
4		(2019 Replacement Volume and 2024 Supplement)
5	BY re	pealing and reenacting, with amendments,
6		Article – General Provisions
7		Section 1–117
8		Annotated Code of Maryland
9		(2019 Replacement Volume and 2024 Supplement)
0	BY re	pealing and reenacting, with amendments,
1		Article – State Government
2		Section 9–901
13		Annotated Code of Maryland
4		(2021 Replacement Volume and 2024 Supplement)
5		SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
16	That t	the Laws of Maryland read as follows:
17		Article – Education
18	1–101	
19 20	the m	(a) In this article, unless the context requires otherwise, the following words have eanings indicated.
21		(A-1) "ACTIVE DUTY" HAS THE MEANING STATED IN § 9-901 OF THE STATE
22	GOVE	ERNMENT ARTICLE.
23		(A-2) "ACTIVE SERVICE MEMBER" HAS THE MEANING STATED IN § 9-901 OF
24	THE S	STATE GOVERNMENT ARTICLE.
25		(B-1) "ARMED FORCES" HAS THE MEANING STATED IN § 9-901 OF THE STATE
26	Gove	ERNMENT ARTICLE.
27		(K-1) "RESERVE COMPONENT" HAS THE MEANING STATED IN § 9-901 OF THE

- 29 (N) "Uniformed services" has the meaning stated in § 9–901 of the 30 State Government Article.
- 31 (O) "VETERAN" HAS THE MEANING STATED IN § 9–901 OF THE STATE 32 GOVERNMENT ARTICLE.
- 33 4–122.1.

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STATE GOVERNMENT ARTICLE.



- 1 (3) (I) "ELIGIBLE VETERAN" MEANS A VETERAN WHO WAS DISCHARGED FROM ACTIVE DUTY WITHIN 1 YEAR BEFORE THE DATE ON WHICH THE APPLICATION FOR AN EDUCATOR CERTIFICATE IS SUBMITTED.
- 4 (II) "ELIGIBLE VETERAN" DOES NOT INCLUDE A VETERAN WHO 5 HAS BEEN DISCHARGED FROM ACTIVE DUTY FOR MORE THAN 1 YEAR BEFORE THE 6 APPLICATION FOR AN EDUCATOR CERTIFICATE IS SUBMITTED.
- 7 (b) The State Superintendent shall expedite educator certification for [a] AN 8 ACTIVE service member, ELIGIBLE veteran, or [military] ELIGIBLE spouse.
- 9 (c) To qualify for expedited educator certification under this section, [a] AN 10 ACTIVE service member, ELIGIBLE veteran, or [military] ELIGIBLE spouse shall:
- 11 (1) Submit an application for educator certification;
- 12 (2) Hold a valid educator license or certificate in good standing issued in 13 another state;
- 14 $\,$ (3) Meet the applicable qualifications for certification in COMAR 15-13A.12.01.04 and .05; and
- 16 (4) Pay the applicable certification fee.
- 17 (d) (1) Subject to paragraph (2) of this subsection, the State Superintendent, 18 at the request of a local school system, may issue a temporary educator certificate to [a] AN 19 ACTIVE service member, ELIGIBLE veteran, or [military] ELIGIBLE spouse who holds a 20 valid educator certificate or license in good standing issued in another state but who does 21 not meet the qualifications for educator certification in this State.
- 22 (2) A temporary educator certificate issued under this subsection 23 authorizes the ACTIVE service member, ELIGIBLE veteran, or [military] ELIGIBLE spouse, 24 for a limited period of time, as determined by the State Superintendent, to be employed as 25 an educator in the State while the ACTIVE service member, ELIGIBLE veteran, or 26 [military] ELIGIBLE spouse completes additional requirements for certification in this 27 State.
- 28 (e) The Department shall publish prominently on its website the process for obtaining expedited educator certification under this section.
- 30 (f) The State Board may adopt regulations to carry out this section.
- 31 7–101.
- 32 (b) (2) (i) **[**Upon**] ON** request and in accordance with a county board's policies concerning residency, a county superintendent:

$\frac{1}{2}$	1. May allow a child to attend school in the county even if the child is not domiciled in that county with the child's parent or guardian; and
3 4 5	2. Shall allow a dependent child of [a] AN ACTIVE service member who is relocating to the State on [military] OFFICIAL orders to enroll in school the county in accordance with § 7–115.1 of this subtitle.
6 7	(c) (1) (i) In this subsection the following words have the meaning indicated.
8	(iv) "Serious family hardship" means:
9 10	6. Assignment of a parent or legal guardian of a child active [military] UNIFORMED SERVICES duty.
11	(4) The affidavit shall be in the following form:
12 13	(i) I, the undersigned, am over eighteen (18) years of age ar competent to testify to the facts and matters set forth herein.
14 15 16	(ii) (name of child), whose date of birth, is living with me because of the following serious family hardship: (checked that is applicable)
17 18 19 20 21 22 23	death of father/mother/legal guardian serious illness of father/mother/legal guardian drug addiction of father/mother/legal guardian incarceration of father/mother/legal guardian abandonment by father/mother/legal guardian assignment of a parent or legal guardian of a child to active [military UNIFORMED SERVICES duty]
24 25 26	(iii) The name and last known address of the child's parent(s) or leg guardian is:
2728	
29	(iv) My kinship relation to the child is
30 31	(v) My address is:
32	Street Apt. No.

City		State	Zip Code
and 7 days a we	(vi) eek on	I assumed informal kinship care of(day/month/year).	this child for 24 hours a day
is:	(vii)	The name and address of the last s	school that the child attended
enrolled in the	evit and county potation, the	The county superintendent may ve conduct an audit on a case—by—case k ublic school system. If the county su he child shall be removed from the p	pasis after the child has been perintendent discovers fraud
of the foregoing	(ix) are true	I solemnly affirm under the penaltic to the best of my knowledge, information	
		Signature of affiant	
		(Day/month/year)	
		Any person who willfully makes a reject to a penalty payable to the countime the child fraudulently attends a	ty for three times the pro rata
7–115.			
personnel] ACT	TIVE SER all pursu	te the transfer of school—aged stud VICE MEMBERS to and from the pure reciprocity agreements with other	blic schools of this State, the
7–115.1.			
(a) (1)	In th	is section the following words have the	he meanings indicated.
child, a stepchi service member	ild, an ac	endent child" means an individual o dopted child, or a financially depend	_

1	(3)	"Enr	ollment" includes course registration and charter school lotteries.
2 3	[(4) States armed force	(i) ees.	"Service member" means an active duty member of the United
4 5	active duty order	(ii) s.]	"Service member" includes a member of the National Guard on
6 7 8 9 10	service member v domiciled in that	who is county	uperintendent shall allow a dependent child of [a] AN ACTIVE relocating to the State on [military] OFFICIAL orders and is not during the enrollment period to apply for enrollment in a public he same manner and at the same time as individuals domiciled in
11 12 13	(c) (1) member's [milita with:		in 10 days of the published arrival date on the ACTIVE service TICIAL orders, the ACTIVE service member shall provide the school
14 15	dependent child o	(i) of the A	Satisfactory evidence of the dependent child's status as a CTIVE service member;
16 17	orders to relocate	(ii) ; and	A copy of the ACTIVE service member's [military] OFFICIAL
18		(iii)	Proof of residence in the county.
19 20	(2) as proof of reside:		ACTIVE service member may use the address of any of the following
21		(i)	A temporary on-base lodging facility;
22		(ii)	A purchased or leased home or apartment; or
23 24	housing unit.	(iii)	Any federal government housing unit or off-base military
25	7–129.		
26	(a) (1)	In th	is section the following words have the meanings indicated.
27	(2)	"Mili	tary–connected student" means a student who is a dependent of:
28 29	[of:	(i)	[A current] AN ACTIVE DUTY UNIFORMED SERVICES member

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13-516.

1 1. The United States military serving in the Army, Navy, Air 2 Force, Marine Corps, Space Force, or Coast Guard on active duty: 3 2. The Maryland National Guard or the National Guard of 4 any other state; or 5 A reserve force of the United States military]; 3. 6 (II) A MEMBER OF A RESERVE COMPONENT; or 7 A member [of a military or reserve force] described in item [(ii)] **(III)** 8 (i) **OR (II)** of this paragraph who was killed in the line of duty. 9 (3)"Program" means the Purple Star Schools Program. (b) There is a Purple Star Schools Program. 10 (1) The purpose of the Program is to recognize public schools that provide 11 (2)12 strong services and support for military-connected students and their families when, as a result of [military service] OFFICIAL ORDERS, a military-connected student transfers 13 14 schools. 15 At a minimum, the Department's criteria for a Purple Star School shall 16 require a public school to: 17 Designate a staff member as a [military] UNIFORMED SERVICES (1)liaison, whose duties shall include: 18 19 Identifying military-connected students who are newly enrolled (i) 20 or soon to be enrolled at the school: 21Serving as the point of contact between the school and newly enrolled or soon to be enrolled military-connected students and their families; 2223Determining appropriate school services available to newly (iii) 24enrolled or soon to be enrolled military-connected students; 25Assisting in coordinating school programs for newly enrolled or (iv) soon to be enrolled military-connected students; and 26 27 Generally aiding with a military–connected student's transition (v) 28 to a new school;

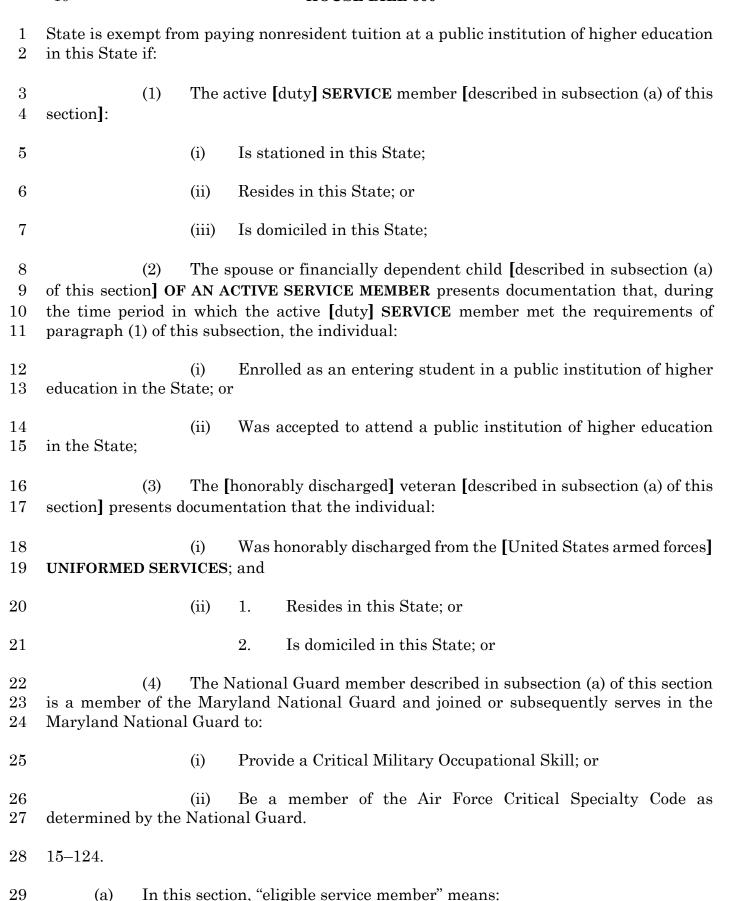
1 In this subsection, "service member" means an individual who is an (b-1) (1) 2 active duty member of: 3 The armed forces of the United States: (i) 4 (ii) A reserve component of the armed forces of the United States; or 5 (iii) The National Guard of any state. 6 In calculating an individual's years of experience in an (2)(i) 7 occupation or profession, the EMS Board shall give credit to the individual for all relevant experience as [a] AN ACTIVE service member. 8 9 The EMS Board shall credit any training and education [(ii)] **(2)** 10 provided by the [military] UNIFORMED SERVICES and completed by [a] AN ACTIVE 11 service member toward any training or education requirements for licensure or certification 12 if the training or education is determined by the EMS Board to be: 13 [1.] (I) Substantially equivalent to the training or 14 education required by the EMS Board; and [2.] (II) 15 Not otherwise contrary to any other licensing 16 requirement. 17 15-106.4.18 (a) This section applies to the following individuals: 19 An active duty member of the United States armed forces AN ACTIVE (1)20 **SERVICE MEMBER:** 21 (2)The spouse of [an active duty member of the United States armed 22 forces AN ACTIVE SERVICE MEMBER: 23 (3)A financially dependent child of an active duty member of the United States armed forces AN ACTIVE SERVICE MEMBER; 2425[An honorably discharged veteran of the United States armed forces] A **(4)** 26 VETERAN; or 27 A member of the National Guard as defined in § 13-405(a)(3) of the (5)28Public Safety Article.

Notwithstanding any other provision of this article, an individual described in

subsection (a) of this section who attends a public institution of higher education in the

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1 A currently serving member of any branch of the armed forces of the (1) 2 United States, including the National Guard and the military reserves AN ACTIVE 3 SERVICE MEMBER; and 4 A veteran of any branch of the armed forces of the United States, 5 including the National Guard and the military reserves, who has received an honorable discharge or a certificate of satisfactory completion of military service. 6 7 16-109.8 Each community college shall: 9 Ensure all student advisors are trained on the unique needs and (1) 10 resources available for students who are veterans: 11 (2)Employ at least one employee who, as a component of the employee's job duties and responsibilities, provides comprehensive and intensive enrollment and 12 13 advising services to current and prospective students who are veterans; and 14 (3) Establish a veterans resource center on campus to: 15 (i) Provide access to federal and State veterans resources: 16 (ii) Serve as a quiet place for veterans to study; 17 Enable veterans to connect to other veterans, helping them (iii) renew the bonds of [military] service; and 18 19 (iv) Be the central hub for all activities on campus related to 20 veterans. 2118-205.22Subject to rules and regulations adopted by the Commission, the Office shall grant 23a deferment from the service obligation component of student financial assistance awarded 24under this title to: 25An [individual] ACTIVE SERVICE MEMBER who has been assigned (1) [military] duty outside of the State; or 26

The spouse of an [individual] ACTIVE SERVICE MEMBER who has been

29 18–405.

assigned [military] duty outside of the State.

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- 1 (d) Each Senator may award not more than 10% of the funds available under this 2 subtitle to applicants planning to attend accredited undergraduate, graduate, or 3 professional institutions outside the State, provided the applicant:
- 4 (3) Is an [individual who is on active duty with the United States military]
 5 ACTIVE SERVICE MEMBER who is domiciled in this State.
- 6 18–406.
- 7 (g) A recipient of a senatorial scholarship who is an [individual who is on active 8 duty with the United States military] **ACTIVE SERVICE MEMBER** and otherwise meets the 9 conditions of subsection (a) or (b) of this section may be domiciled in this State rather than 10 eligible for in—State tuition under this article.
- 11 18–501.
- 12 (b) A scholarship awarded under this subtitle may be used at:
- 13 (2) An accredited undergraduate, graduate, or professional institution 14 outside the State, if the applicant:
- 15 (iii) Is an [individual who is on active duty with the United States 16 military] ACTIVE SERVICE MEMBER who is domiciled in this State; and
- 17 18–601.
- 18 (c) (1) The program for [military] UNIFORMED SERVICES and public safety 19 personnel and their eligible dependents is the Edward T. and Mary A. Conroy Memorial 20 Scholarship Program.
- 21 (d) (2) To apply for a scholarship under this section, the following persons are 22 required to be a resident of Maryland at the time of application or at the time of the 23 disabling or fatal event:
- 24 (i) A son, daughter, stepson, stepdaughter, or the surviving spouse 25 of a member of the [armed forces] UNIFORMED SERVICES who:
- 26 1. Died as a result of [military] service after December 7, 27 1941;
- 28 2. Suffered a service connected 100% permanent disability 29 after December 7, 1941; or
- 30 3. Was declared to be a prisoner of war or missing in action, if that occurred on or after January 1, 1960, as a result of the Vietnam conflict, and if the child was born prior to or while the parent was a prisoner of war or missing in action;

- 1 (ii) A prisoner of war or missing in action, if that occurred on or after 2 January 1, 1960, as a result of the Vietnam conflict and was a resident of this State at the 3 time the person was declared to be a prisoner of war or missing in action; 4 (iii) A veteran , as defined under § 9–901 of the State Government 5 Article, who: 6 1. Suffers a service connected disability of 25% or greater; 7 and 8 2. Has exhausted or is no longer eligible for federal veterans' 9 educational benefits: 10 A son, daughter, stepson, or stepdaughter of or the surviving 11 spouse of a victim of the September 11, 2001, terrorist attacks; 12 A son, daughter, stepson, or stepdaughter of a school employee who, as a result of an act of violence: 13 14 1. Died in the line of duty; or Sustained an injury in the line of duty that rendered the 15 school employee 100% disabled; or 16 17 The surviving spouse of a school employee who, as a result of an (vi) act of violence: 18 19 1. Died in the line of duty; or 20 Sustained an injury in the line of duty that rendered the 21school employee 100% disabled. 22 18-604. 23 For purposes of this section, an individual served in the Afghanistan or Iraq 24conflict if the individual was [a] AN ACTIVE SERVICE member [of the uniformed services 25 of the United States] who served in:
- 29 on or after March 19, 2003.

Afghanistan or contiguous air space, as defined in federal regulations,

Iraq or contiguous waters or air space, as defined in federal regulations,

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(1)

(2)

on or after October 24, 2001; or

30 (c) An individual may apply to the Office for a scholarship under this section if 31 the individual:

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18–1910.

1	(1) Is a resident of Maryland;
2 3	(2) (i) Is accepted for admission or enrolled in the regular undergraduate program at an eligible institution; or
4 5 6	(ii) Is accepted for admission or enrolled in a 2-year terminal certificate program in which the course work is acceptable for transfer credit for an accredited baccalaureate program in an eligible institution; and
7 8	(3) (i) 1. Is a veteran[, as defined under § 9–901 of the State Government Article,] who served in the Afghanistan or Iraq conflict;
9 10	2. Is an active [duty member of the armed forces] SERVICE MEMBER who served in the Afghanistan or Iraq conflict; or
11 12 13	3. Is a member of a reserve component [of the armed forces of the United States or the Maryland National Guard] who was activated as a result of the Afghanistan or Iraq conflict described in subsection (a) of this section; or
14	(ii) Is a son, daughter, stepson, stepdaughter, or spouse of:
15 16	1. A veteran or AN active [duty] SERVICE member [of the armed forces] who is serving or has served in the Afghanistan or Iraq conflict; or
17 18 19	2. A member of the reserve [or Maryland National Guard] COMPONENT who was activated as a result of the Afghanistan or Iraq conflict described in subsection (a) of this section.
20 21 22 23	(d) A scholarship awarded under this section may supplement, but is not contingent on, any federal education benefits for which a recipient qualifies as a result of an individual's [military] service or status as a dependent of [a] AN ACTIVE SERVICE member [of the armed forces] or of a veteran [of the armed forces].
24	18–708.
$\begin{array}{c} 25 \\ 26 \end{array}$	(l) (7) The Office shall grant a deferment from the service obligation required under this section to:
27 28	(i) An [individual] ACTIVE SERVICE MEMBER who has been assigned [military] duty outside the State; or
29	(ii) The spouse of an [individual] ACTIVE SERVICE MEMBER who

has been assigned [military] duty outside the State.

- 1 (c) (2)The time that a qualified beneficiary spends in active duty as a member 2 of the [United States armed forces] UNIFORMED SERVICES shall be added to the time 3 period allowed to exercise the benefits under a prepaid contract before a termination under paragraph (1) of this subsection. 4 5 18-3005. 6 To qualify for participation in the Program, an individual shall: 7 (1) (iv) 1. Have been honorably discharged from the [United States 8 armed forces, the National Guard, UNIFORMED SERVICES or a reserve component of the United States armed forces] within 18 months of the date of application; 9 10 2. Be a resident of Maryland; and 11 Have graduated from a public or private nonprofit 12 institution of higher education; 13 21 - 309.14 "Qualified employee with a disability" includes: (a) (5)(ii) 15 An individual who has been determined by the Maryland 1. 16 Department of Labor, in consultation with the U.S. Department of Veterans Affairs, as 17 having been discharged or released from active duty in the [armed forces of the United States UNIFORMED SERVICES for a service-connected disability; and 18 Article - General Provisions 19 20 1–101.1. "ACTIVE DUTY" HAS THE MEANING STATED IN § 9-901 OF THE STATE 21GOVERNMENT ARTICLE. 22 23 1-101.2. 24"ACTIVE SERVICE MEMBER" HAS THE MEANING STATED IN § 9-901 OF THE 25 STATE GOVERNMENT ARTICLE.
- 27 "ARMED FORCES" HAS THE MEANING STATED IN § 9–901 OF THE STATE 28 GOVERNMENT ARTICLE.

1-103.1.

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- 1 **1–114.1.**
- 2 "RESERVE COMPONENT" HAS THE MEANING STATED IN § 9–901 OF THE STATE
- 3 GOVERNMENT ARTICLE.
- 4 **1–114.2.**
- 5 "SERVICE MEMBER" HAS THE MEANING STATED IN § 9–901 OF THE STATE
- 6 GOVERNMENT ARTICLE.
- 7 **1–116.**
- 8 "Uniformed services" has the meaning stated in § 9–901 of the State
- 9 GOVERNMENT ARTICLE.
- 10 1–117.
- With respect to any State program of benefits, rights, or privileges applicable to a
- veteran under this Code, "veteran" includes [, if the individual is eligible under 38 U.S.C. §
- 13 101, a member of the commissioned corps of:
- 14 (1) the Public Health Service; or
- 15 (2) the National Oceanic and Atmospheric Administration or its
- 16 predecessor, the Coast and Geodetic Survey AN INDIVIDUAL WHO MEETS THE
- 17 DEFINITION OF "VETERAN" UNDER § 9–901 OF THE STATE GOVERNMENT ARTICLE.
- 18 Article State Government
- 19 9–901.
- 20 (a) In this subtitle the following words have the meanings indicated.
- 21 (B) "ACTIVE DUTY" HAS THE MEANING STATED IN 37 U.S.C. § 101.
- 22 (C) "ACTIVE SERVICE MEMBER" MEANS AN INDIVIDUAL WHO IS:
- 23 (1) AN ACTIVE DUTY MEMBER OF THE UNIFORMED SERVICES; OR
- 24 (2) SERVING IN A RESERVE COMPONENT OF THE UNIFORMED
- 25 SERVICES ON ACTIVE DUTY ORDERS.
- [(b)] (D) "ARMED FORCES" HAS THE MEANING STATED IN 10 U.S.C. § 101.
- 27 (E) "Board" means the Board of Trustees of the Maryland Veterans Trust.

- 1 **[(c)] (F)** "Department" means the Department of Veterans and Military 2 Families.
- 3 (G) "MILITARY FAMILY" INCLUDES THE SPOUSE AND DEPENDENT 4 CHILDREN OF A SERVICE MEMBER OR VETERAN RELATED BY BLOOD, MARRIAGE, OR 5 ADOPTION.
- 6 (H) "RESERVE COMPONENT" HAS THE MEANING STATED IN 37 U.S.C. § 101.
- 7 [(d)] (I) "Secretary" means the Secretary of Veterans and Military Families.
- 8 (J) "SERVICE MEMBER" MEANS AN INDIVIDUAL WHO IS A MEMBER OF:
- 9 (1) THE UNIFORMED SERVICES; OR
- 10 (2) A RESERVE COMPONENT OF THE UNIFORMED SERVICES.
- [(e)] (K) "Trust" means the Maryland Veterans Trust.
- 12 (L) "Uniformed services" has the meaning stated in 37 U.S.C. § 101.
- [(f)] (M) Except as otherwise provided [in this subtitle], "veteran" [means an individual who served on active duty in the armed forces of the United States, other than for training, and was discharged or released under conditions other than dishonorable] HAS
- 16 THE MEANING STATED IN 38 U.S.C. § 101.
- SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July $1,\ 2025.$