

## LEGISLATIVE BILL 241

Approved by the Governor March 30, 1994

Introduced by Landis, 46; Crosby, 29; Lynch, 13; Wehrbein, 2; Coordsen, 32; Will, 8; Pedersen, 39; Fisher, 35; Hall, 7; Bromm, 23; Preister, 5; Horgan, 4; Vrtiska, 1; Beutler, 28; Wickersham, 49; Hillman, 48; Bernard-Stevens, 42; Robak, 22; Hudkins, 21; Robinson, 16; Hohenstein, 17; Schellpeper, 18; Jones, 43; Rasmussen, 20; Schimek, 27; Elmer, 38; Ashford, 6; Avery, 3; Cudaback, 36; Bohlke, 33; Witek, 31; McKenzie, 34

AN ACT relating to veterans aid; to amend section 80-401.01, Revised Statutes Supplement, 1993; to change provisions relating to recognized veterans organizations; and to repeal the original section.  
Be it enacted by the people of the State of Nebraska,

Section 1. That section 80-401.01, Revised Statutes Supplement, 1993, be amended to read as follows:  
80-401.01. For purposes of sections 80-401 to 80-412, unless the context otherwise requires:

(1) Recognized veterans organization shall mean the American Legion, the American Ex-Prisoners of War, the Disabled American Veterans, the Military Order of the Purple Heart, the Paralyzed Veterans of America, the Veterans of Foreign Wars of the United States, the Vietnam Veterans of America, and any other veterans organization which the Director of Veterans' Affairs determines (a) is recognized by the United States Department of Veterans Affairs for claims representation, (b) has a presence in each of this state's congressional districts, and (c) maintains a state headquarters sanctioned by its national organization. A recognized veterans organization shall mean a veterans organization that has been chartered by the Congress of the United States, which maintains a fully staffed state headquarters, and which, at the time an appointment is to be made, has enrolled in its membership in Nebraska at least ten percent of the World War I, World War II, Korean War, and Vietnam War veterans eligible therefor; except that the Disabled American Veterans organization shall have enrolled in its membership in Nebraska at least ten percent of those Nebraska veterans receiving service-connected compensation from the United States Department of Veterans Affairs. The recognized veterans organizations shall be the American Legion, Disabled American Veterans, Paralyzed Veterans of America, and Veterans of Foreign Wars of the United States.

(2) Veteran of the Spanish-American War shall mean a person who served on active duty in the armed forces of the United States between April 21, 1898, and July 4, 1902, and who received an honorable discharge, or its equivalent, from such service or who, being a citizen of the United States at the time of his or her entry into such service, served with the military forces of any government allied with the United States in that war;

(3) Veteran of World War I shall mean a person who served on active duty in the armed forces of the United States between April 6, 1917, and November 11, 1918, and who has received an honorable discharge, or its equivalent, from such service or who, being a resident of the United States at the time of his or her entry into such service, served with the military forces of any government allied with the United States in that war;

(4) Veteran of World War II shall mean a person who served on active duty in the armed forces of the United States between December 7, 1941, and December 31, 1946, and who received an honorable discharge, or its equivalent, from such service or who, being a citizen of the United States at the time of his or her entry into such service, served with the military forces of any government allied with the United States in that war and who received an honorable discharge, or its equivalent, from such service;

(5) Veteran of the Korean War shall mean a person who served on active duty in the armed forces of the United States between June 25, 1950, and January 31, 1955, and who received an honorable discharge, or its equivalent, from such service or who, being a citizen of the United States at the time of his or her entry into such service, served with the military forces of any government allied with the United States in that war and who received an honorable discharge, or its equivalent, from such service;

(6) Veteran of the Vietnam War shall mean a person who served on active duty in the armed forces of the United States between August 5, 1964, and May 7, 1975, and who received an honorable discharge, or its equivalent, from such service or who, being a citizen of the United States at the time of

his or her entry into such service, served with the military forces of any government allied with the United States in that war and who received an honorable discharge, or its equivalent, from such service;

(7) Veteran of Lebanon shall mean a person who served on active duty in the armed forces of the United States between August 25, 1982, and February 26, 1984, and who received an honorable discharge, or its equivalent, from such service or who, being a citizen of the United States at the time of his or her entry into such service, served with the military forces of any government allied with the United States in that war and who received an honorable discharge, or its equivalent, from such service;

(8) Veteran of Grenada shall mean a person who served on active duty in the armed forces of the United States between October 23, 1983, and November 23, 1983, and who received an honorable discharge, or its equivalent, from such service or who, being a citizen of the United States at the time of his or her entry into such service, served with the military forces of any government allied with the United States in that war and who received an honorable discharge, or its equivalent, from such service;

(9) Veteran of Panama shall mean a person who served on active duty in the armed forces of the United States between December 20, 1989, and January 31, 1990, and who received an honorable discharge, or its equivalent, from such service or who, being a citizen of the United States at the time of his or her entry into such service, served with the military forces of any government allied with the United States in that war and who received an honorable discharge, or its equivalent, from such service;

(10) Veteran of the Persian Gulf War shall mean a person who served on active duty in the armed forces of the United States beginning on August 2, 1990, and ending on the date thereafter prescribed by presidential proclamation or by law, and who received an honorable discharge, or its equivalent, from such service or who, being a citizen of the United States at the time of his or her entry into such service, served with the military forces of any government allied with the United States in that war and who received an honorable discharge, or its equivalent, from such service;

(11) Active duty shall mean full-time duty in the armed forces other than active duty for training; and

(12) Active duty for training shall mean full-time duty in the armed forces performed by reserves for training purposes.

Sec. 2. That original section 80-401.01, Revised Statutes Supplement, 1993, is repealed.