

# STATE OF NEW YORK

8095

2019-2020 Regular Sessions

## IN ASSEMBLY

May 31, 2019

Introduced by M. of A. BARRETT -- read once and referred to the Committee on Veterans' Affairs

AN ACT to amend the executive law, in relation to directing the division of veterans' services to maintain a discharge advisory board

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 353 of the executive law is amended by adding a new  
2 subdivision 24 to read as follows:

3 24. To maintain a discharge upgrade advisory board within the division  
4 to provide written non-binding advisory opinions to veterans of the  
5 state of New York appealing their character of discharge from the  
6 discharge review board or the board for corrections of military records  
7 for their branch of service on the federal level. Individuals may submit  
8 an application with evidence, including all relevant documents, which  
9 shall be reviewed by the discharge upgrade advisory board in a timely  
10 manner. If such board finds the veteran's application for a discharge  
11 upgrade is meritorious, then the board will provide the veteran with a  
12 written opinion advocating for the discharge review board or board for  
13 corrections of military records to grant that veteran's appeal. The  
14 division shall post information on the discharge upgrade advisory board  
15 on its official webpage. The annual report required by subdivision elev-  
16 en of this section shall contain information including, but not limited  
17 to, a listing of the members of the discharge upgrade advisory board,  
18 the number of cases reviewed, and the number of cases where a veteran's  
19 application was found to be meritorious.

20 § 2. This act shall take effect on the sixtieth day after it shall  
21 have become a law.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets  
[-] is old law to be omitted.

LBD13121-01-9