

STATE OF NEW YORK

1310

2021-2022 Regular Sessions

IN ASSEMBLY

January 8, 2021

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

AN ACT to amend the military law, in relation to the issuance of a New
York State Korean War Service Medal

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

1 Section 1. Section 247 of the military law is amended by adding a new
2 subdivision 1-d to read as follows:

3 1-d. The adjutant general is hereby authorized to present in the name
4 of the legislature of the state of New York, a medal, to be known as the
5 "New York State Korean War Service Medal", bearing a suitable
6 inscription, to any person: (i) who is a citizen of the state of New
7 York, or (ii) who was a citizen of the state of New York while serving
8 in the armed forces of the United States; (iii) who served in the United
9 States Armed Forces, defined as army, air force, navy, marine corps, or
10 coast guard, or the organized militia on active duty abroad in the Kore-
11 an War during the period of time from June twenty-fifth, nineteen
12 hundred fifty through July twenty-seventh, nineteen hundred fifty-three;
13 and (iv) who was honorably discharged or released under honorable
14 circumstances during the Korean War. Not more than one New York State
15 Korean War Service Medal shall be awarded or presented, under the
16 provisions of this subdivision, to any person whose entire service
17 subsequent to the time of the receipt of such medal shall not have been
18 honorable. For each succeeding year as provided herein, such person
19 shall be entitled to wear, as the chief of staff of the state may
20 direct, a ribbon whose color and design shall be selected by the divi-
21 sion of military affairs. In the event of the death of any person during
22 or subsequent to the receipt of such certificate it shall be presented
23 to such representative of the deceased as may be designated. The adju-
24 tant general, in consultation with the director of the division of
25 veterans' affairs, shall make such rules and regulations as may be

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

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1 deemed necessary for the proper presentation and distribution of such
2 medals.

3 § 2. Subdivision 4 of section 247 of the military law, as amended by
4 chapter 332 of the laws of 2018, is amended to read as follows:

5 4. This section shall not be construed to require that a recipient of
6 the conspicuous service cross, the conspicuous service star, the Cold
7 War Certificate ~~[or]~~, the New York State Silver Rose Veterans Service
8 Certificate or the New York State Korean War Service Medal has been a
9 resident of the state of New York at the time of his or her entry into
10 the United States army, air force, navy, marine corps, or nurses corps.

11 § 3. This act shall take effect on the one hundred twentieth day after
12 it shall have become a law. The division of military and naval affairs
13 is authorized to promulgate any and all rules and regulations and take
14 any other measures necessary to implement the provisions of this act on
15 its effective date on or before such date.