STATE OF NEW YORK

2091--A

Cal. No. 680

2021-2022 Regular Sessions

IN SENATE

January 19, 2021

Introduced by Sens. JORDAN, ADDABBO, AKSHAR, GALLIVAN, GRIFFO, HELMING -- read twice and ordered printed, and when printed to be committed to the Committee on Veterans, Homeland Security and Military Affairs -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

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 Assembly, do enact as follows:

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

1-d. The adjutant general, subject to available appropriation authority or with funds otherwise available, is hereby authorized to present in the name of the legislature of the state of New York, a medal, to be known as the "New York State Korean War Service Medal", bearing a suitable inscription, to any person: (i) who is a resident of the state of New York, or (ii) who was a resident of the state of New York while serving in the armed forces of the United States; (iii) who served in the United States Armed Forces, defined as army, air force, navy, marine corps, or coast guard, or the organized militia on active duty abroad in the Korean War during the period of time from June twenty-fifth, nineteen hundred fifty through July twenty-seventh, nineteen hundred fifty-three; and (iv) who was honorably discharged or released under honorable circumstances subsequent to such service. Not more than one New York State Korean War Service Medal shall be awarded or presented, under the provisions of this subdivision, to any person whose entire service subsequent to the time of the receipt of such medal shall not have been honorable. For each succeeding star as provided herein, such person shall be entitled to wear, as the chief of staff of the state may direct, a ribbon whose color and design shall be selected by the divi-

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

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sion of military affairs. In the event of the death of any person during or subsequent to the receipt of such certificate it shall be presented to such representative of the deceased as may be designated. The adjutant general, in consultation with the director of the division of veterans' affairs, shall make such rules and regulations as may be deemed necessary for the proper presentation and distribution of such medals.

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

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

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