

STATE OF NEW YORK

5195

2023-2024 Regular Sessions

IN SENATE

February 27, 2023

Introduced by Sen. SKOUFIS -- read twice and ordered printed, and when printed to be committed to the Committee on Veterans, Homeland Security and Military Affairs

AN ACT to amend the civil service law, the education law, the executive law, the veterans' services law, the general business law, the military law, the parks, recreation and historic preservation law, the real property tax law, the social services law, the vehicle and traffic law and the workers' compensation law, in relation to removing the requirement that a veteran served during wartime to be granted certain benefits

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

1 Section 1. Subdivision 1 of section 55-c of the civil service law, as
2 amended by chapter 340 of the laws of 2008, is amended to read as
3 follows:
4 1. The commission may determine up to five hundred positions with
5 duties such as can be performed by disabled veterans and veterans with
6 disabilities who are found otherwise qualified to perform satisfactorily
7 the duties of any such position. Upon such determination, the said posi-
8 tions shall be classified in the noncompetitive class, and may be filled
9 only by veterans of the armed forces of the United States [~~who served~~
10 ~~therein during time of war, as defined in paragraph (c) of subdivision~~
11 ~~one of section eighty-five of this chapter~~], and (a) who establish by
12 appropriate documentary evidence that they are disabled veterans, as
13 defined in paragraph (b) of subdivision one of section eighty-five of
14 this chapter, or (b) by those veterans, as defined in paragraph (a) of
15 subdivision one of section eighty-five of this chapter, who shall have
16 been certified by the employee health service of the department as being
17 disabled but capable of performing the duties of said positions. Prior-
18 ity in certification and referral of both such disabled veterans and
19 certified disabled but capable veterans shall be given to those veterans

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

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1 who received a wound in combat, as documented by the awarding of the
2 purple heart, as authorized by the United States department of defense,
3 and that wound is the cause of, or a substantially contributing factor
4 to, the degree of impairment, who otherwise meet the requirements of
5 this section. The number of veterans appointed pursuant to this section
6 shall not exceed five hundred.

7 § 2. Paragraph (b) of subdivision 1 of section 75 of the civil service
8 law, as amended by chapter 490 of the laws of 2019, is amended to read
9 as follows:

10 (b) a person holding a position by permanent appointment or employment
11 in the classified service of the state or in the several cities, coun-
12 ties, towns, or villages thereof, or in any other political or civil
13 division of the state or of a municipality, or in the public school
14 service, or in any public or special district, or in the service of any
15 authority, commission or board, or in any other branch of public
16 service, who was honorably discharged or released under honorable
17 circumstances from the armed forces of the United States including (i)
18 having a qualifying condition as defined in section three hundred fifty
19 of the executive law, and receiving a discharge other than bad conduct
20 or dishonorable from such service, or (ii) being a discharged LGBT
21 veteran, as defined in section three hundred fifty of the executive law,
22 and receiving a discharge other than bad conduct or dishonorable from
23 such service, [~~having served therein as such member in time of war as~~
24 ~~defined in section eighty-five of this chapter,~~] or who is an exempt
25 volunteer firefighter as defined in the general municipal law, except
26 when a person described in this paragraph holds the position of private
27 secretary, cashier or deputy of any official or department, or

28 § 3. Paragraph (b) of subdivision 1 of section 75 of the civil service
29 law, as amended by section 36 of part PP of chapter 56 of the laws of
30 2022, is amended to read as follows:

31 (b) a person holding a position by permanent appointment or employment
32 in the classified service of the state or in the several cities, coun-
33 ties, towns, or villages thereof, or in any other political or civil
34 division of the state or of a municipality, or in the public school
35 service, or in any public or special district, or in the service of any
36 authority, commission or board, or in any other branch of public
37 service, who was honorably discharged or released under honorable
38 circumstances from the armed forces of the United States including (i)
39 having a qualifying condition as defined in section one of the veterans'
40 services law, and receiving a discharge other than bad conduct or
41 dishonorable from such service, or (ii) being a discharged LGBT veteran,
42 as defined in section one of the veterans' services law, and receiving a
43 discharge other than bad conduct or dishonorable from such service,
44 [~~having served therein as such member in time of war as defined in~~
45 ~~section eighty-five of this chapter,~~] or who is an exempt volunteer
46 firefighter as defined in the general municipal law, except when a
47 person described in this paragraph holds the position of private secre-
48 tary, cashier or deputy of any official or department, or

49 § 4. Section 86 of the civil service law, as amended by chapter 490 of
50 the laws of 2019, is amended to read as follows:

51 § 86. Transfer of veterans or exempt volunteer firefighters upon abol-
52 ition of positions. If the position in the non-competitive or in the
53 labor class held by any honorably discharged veteran of the armed forces
54 of the United States or by any veteran of the armed forces of the United
55 States released under honorable circumstances from such service includ-
56 ing (i) having a qualifying condition as defined in section three

1 hundred fifty of the executive law, and receiving a discharge other than
2 bad conduct or dishonorable from such service, or (ii) being a
3 discharged LGBT veteran, as defined in section three hundred fifty of
4 the executive law, and receiving a discharge other than bad conduct or
5 dishonorable from such service, [~~who served therein in time of war as~~
6 ~~defined in section eighty five of this chapter,~~] or by an exempt volun-
7 teer firefighter as defined in the general municipal law, shall become
8 unnecessary or be abolished for reasons of economy or otherwise, the
9 honorably discharged veteran or exempt volunteer firefighter holding
10 such position shall not be discharged from the public service but shall
11 be transferred to a similar position wherein a vacancy exists, and shall
12 receive the same compensation therein. It is hereby made the duty of all
13 persons clothed with the power of appointment to make such transfer
14 effective. The right to transfer herein conferred shall continue for a
15 period of one year following the date of abolition of the position, and
16 may be exercised only where a vacancy exists in an appropriate position
17 to which transfer may be made at the time of demand for transfer. Where
18 the positions of more than one such veteran or exempt volunteer fire-
19 fighter are abolished and a lesser number of vacancies in similar posi-
20 tions exist to which transfer may be made, the veterans or exempt volun-
21 teer firefighters whose positions are abolished shall be entitled to
22 transfer to such vacancies in the order of their original appointment in
23 the service. Nothing in this section shall be construed to apply to the
24 position of private secretary, cashier or deputy of any official or
25 department. This section shall have no application to persons encom-
26 passed by section eighty-a of this chapter.

27 § 5. Section 86 of the civil service law, as amended by section 38 of
28 part PP of chapter 56 of the laws of 2022, is amended to read as
29 follows:

30 § 86. Transfer of veterans or exempt volunteer firefighters upon abol-
31 ition of positions. If the position in the non-competitive or in the
32 labor class held by any honorably discharged veteran of the armed forces
33 of the United States or by any veteran of the armed forces of the United
34 States released under honorable circumstances from such service includ-
35 ing (i) having a qualifying condition as defined in section one of the
36 veterans' services law, and receiving a discharge other than bad conduct
37 or dishonorable from such service, or (ii) being a discharged LGBT
38 veteran, as defined in section one of the veterans' services law, and
39 receiving a discharge other than bad conduct or dishonorable from such
40 service, [~~who served therein in time of war as defined in section eight-~~
41 ~~y five of this chapter,~~] or by an exempt volunteer firefighter as
42 defined in the general municipal law, shall become unnecessary or be
43 abolished for reasons of economy or otherwise, the honorably discharged
44 veteran or exempt volunteer firefighter holding such position shall not
45 be discharged from the public service but shall be transferred to a
46 similar position wherein a vacancy exists, and shall receive the same
47 compensation therein. It is hereby made the duty of all persons clothed
48 with the power of appointment to make such transfer effective. The right
49 to transfer herein conferred shall continue for a period of one year
50 following the date of abolition of the position, and may be exercised
51 only where a vacancy exists in an appropriate position to which transfer
52 may be made at the time of demand for transfer. Where the positions of
53 more than one such veteran or exempt volunteer firefighter are abolished
54 and a lesser number of vacancies in similar positions exist to which
55 transfer may be made, the veterans or exempt volunteer firefighters
56 whose positions are abolished shall be entitled to transfer to such

1 vacancies in the order of their original appointment in the service.
2 Nothing in this section shall be construed to apply to the position of
3 private secretary, cashier or deputy of any official or department. This
4 section shall have no application to persons encompassed by section
5 eighty-a of this chapter.

6 § 6. Paragraph c of subdivision 1 of section 360 of the education law,
7 as amended by chapter 490 of the laws of 2019, is amended to read as
8 follows:

9 c. Adopt and enforce campus rules and regulations not inconsistent
10 with the vehicle and traffic law relating to parking, vehicular and
11 pedestrian traffic, and safety. Such rules and regulations may include
12 provisions for the disposition of abandoned vehicles, removal by towing
13 or otherwise of vehicles parked in violation of such rules at the
14 expense of the owner, the payment of fees for the registration or park-
15 ing of such vehicles, provided that such campus rules and regulations
16 may provide that any veteran attending the state university as a student
17 shall be exempt from any fees for parking or registering a motor vehi-
18 cle, and the assessment of administrative fines upon the owner or opera-
19 tor of such vehicles for each violation of the regulations. However, no
20 such fine may be imposed without a hearing or an opportunity to be heard
21 conducted by an officer or board designated by the board of trustees.
22 Such fines, in the case of an officer or employee of state university,
23 may be deducted from the salary or wages of such officer or employee
24 found in violation of such regulations, or in the case of a student of
25 state university found in violation of such regulations, the university
26 may withhold his grades and transcripts until such time as any fine is
27 paid. For purposes of this subdivision, the term "veteran" shall mean a
28 member of the armed forces of the United States who served in such armed
29 forces [~~in time of war~~] and who (i) was honorably discharged or released
30 under honorable circumstances from such service, or (ii) has a qualify-
31 ing condition, as defined in section three hundred fifty of the execu-
32 tive law, and has received a discharge other than bad conduct or
33 dishonorable from such service, or (iii) is a discharged LGBT veteran,
34 as defined in section three hundred fifty of the executive law, and has
35 received a discharge other than bad conduct or dishonorable from such
36 service.

37 § 7. Paragraph c of subdivision 1 of section 360 of the education law,
38 as amended by section 40 of part PP of chapter 56 of the laws of 2022,
39 is amended to read as follows:

40 c. Adopt and enforce campus rules and regulations not inconsistent
41 with the vehicle and traffic law relating to parking, vehicular and
42 pedestrian traffic, and safety. Such rules and regulations may include
43 provisions for the disposition of abandoned vehicles, removal by towing
44 or otherwise of vehicles parked in violation of such rules at the
45 expense of the owner, the payment of fees for the registration or park-
46 ing of such vehicles, provided that such campus rules and regulations
47 may provide that any veteran attending the state university as a student
48 shall be exempt from any fees for parking or registering a motor vehi-
49 cle, and the assessment of administrative fines upon the owner or opera-
50 tor of such vehicles for each violation of the regulations. However, no
51 such fine may be imposed without a hearing or an opportunity to be heard
52 conducted by an officer or board designated by the board of trustees.
53 Such fines, in the case of an officer or employee of state university,
54 may be deducted from the salary or wages of such officer or employee
55 found in violation of such regulations, or in the case of a student of
56 state university found in violation of such regulations, the university

1 may withhold his or her grades and transcripts until such time as any
2 fine is paid. For purposes of this subdivision, the term "veteran" shall
3 mean a member of the armed forces of the United States who served in
4 such armed forces [~~in time of war~~] and who (i) was honorably discharged
5 or released under honorable circumstances from such service, or (ii) has
6 a qualifying condition, as defined in section one of the veterans'
7 services law, and has received a discharge other than bad conduct or
8 dishonorable from such service, or (iii) is a discharged LGBT veteran,
9 as defined in section one of the veterans' services law, and has
10 received a discharge other than bad conduct or dishonorable from such
11 service.

12 § 8. Subdivision 5 of section 605 of the education law, as amended by
13 chapter 490 of the laws of 2019, is amended to read as follows:

14 5. Regents scholarships for [~~war~~] veterans. Regents scholarships for
15 [~~war~~] veterans shall be awarded on a competitive basis, for study begin-
16 ning with the college year nineteen hundred seventy-five--nineteen
17 hundred seventy-six. Six hundred such scholarships shall be awarded in
18 such year to veterans of the armed forces of the United States who have
19 served on active duty (other than for training) between October one,
20 nineteen hundred sixty-one and March twenty-nine, nineteen hundred
21 seventy-three, and who on the date by which applications are required to
22 be submitted (a) have been released from such active duty on conditions
23 not other than honorable, or (b) have a qualifying condition, as defined
24 in section three hundred fifty of the executive law, and have received a
25 discharge other than bad conduct or dishonorable from such service, or
26 (c) are discharged LGBT veterans, as defined in section three hundred
27 fifty of the executive law, and have received a discharge other than bad
28 conduct or dishonorable from such service. Such scholarships shall be
29 allocated to each county in the state in the same ratio that the number
30 of legal residents in such county, as determined by the most recent
31 federal census, bears to the total number of residents in the state;
32 provided, however, that no county shall be allocated fewer scholarships
33 than such county received during the year nineteen hundred sixty-eight-
34 -sixty-nine.

35 § 9. Subdivision 5 of section 605 of the education law, as amended by
36 section 42 of part PP of chapter 56 of the laws of 2022, is amended to
37 read as follows:

38 5. Regents scholarships for [~~war~~] veterans. Regents scholarships for
39 [~~war~~] veterans shall be awarded on a competitive basis, for study begin-
40 ning with the college year nineteen hundred seventy-five--nineteen
41 hundred seventy-six. Six hundred such scholarships shall be awarded in
42 such year to veterans of the armed forces of the United States who have
43 served on active duty (other than for training) between October one,
44 nineteen hundred sixty-one and March twenty-nine, nineteen hundred
45 seventy-three, and who on the date by which applications are required to
46 be submitted (a) have been released from such active duty on conditions
47 not other than honorable, or (b) have a qualifying condition, as defined
48 in section one of the veterans' services law, and have received a
49 discharge other than bad conduct or dishonorable from such service, or
50 (c) are discharged LGBT veterans, as defined in section one of the
51 veterans' services law, and have received a discharge other than bad
52 conduct or dishonorable from such service. Such scholarships shall be
53 allocated to each county in the state in the same ratio that the number
54 of legal residents in such county, as determined by the most recent
55 federal census, bears to the total number of residents in the state;
56 provided, however, that no county shall be allocated fewer scholarships

1 than such county received during the year nineteen hundred sixty-eight-
2 -sixty-nine.

3 § 10. The opening paragraph of subdivision 1 of section 668 of the
4 education law, as amended by chapter 580 of the laws of 1992, is amended
5 to read as follows:

6 Period of military service. For a student to be eligible, the parent,
7 or step-parent where the student is the dependent of the step-parent,
8 (i) must [~~have been a recipient of the armed forces expeditionary medal,
9 the navy expeditionary medal or the marine corps expeditionary medal for
10 participation in operations in Lebanon from June first, nineteen hundred
11 eighty three to December first, nineteen hundred eighty seven, in Gren-
12 da from October twenty third, nineteen hundred eighty three to November
13 twenty first, nineteen hundred eighty three, or in Panama from December
14 twentieth, nineteen hundred eighty nine to January thirty first, nine-
15 teen hundred ninety~~] have been a member of the armed forces of the
16 United States, and who (A) was discharged or released therefrom under
17 honorable conditions, or (B) has a qualifying condition, as defined in
18 section one of the veterans' services law, and has received a discharge
19 other than bad conduct or dishonorable from such service, or (C) is a
20 discharged LGBT veteran, as defined in section one of the veterans'
21 services law, or (ii) must have served on regular active duty (other
22 than for training) in the armed forces of the United States during part
23 of one of the following periods:

24 § 11. Paragraph d of subdivision 1 and paragraph a of subdivision 2 of
25 section 669-a of the education law, paragraph d of subdivision 1 as
26 amended by chapter 490 of the laws of 2019 and paragraph a of subdivi-
27 sion 2 as amended by section 3 of part N of chapter 57 of the laws of
28 2008, are amended to read as follows:

29 d. "Other eligible [~~combat~~] veteran" means: an individual who (i) is a
30 resident of this state, (ii) served in the armed forces of the United
31 States [~~in hostilities that occurred after February twenty eighth, nine-
32 teen hundred sixty one, as evidenced by their receipt of an Armed Forces
33 Expeditionary Medal, Navy Expeditionary Medal, or Marine Corps Expedi-
34 tionary Medal~~], and (iii) was either discharged under honorable condi-
35 tions, including but not limited to honorable discharge, discharge under
36 honorable conditions, or general discharge, or has a qualifying condi-
37 tion, as defined in section three hundred fifty of the executive law,
38 and has received a discharge other than bad conduct or dishonorable from
39 such service, or is a discharged LGBT veteran, as defined in section
40 three hundred fifty of the executive law, and has received a discharge
41 other than bad conduct or dishonorable from such service.

42 a. Tuition awards are available for all Vietnam, Persian Gulf, Afghan-
43 istan and other eligible [~~combat~~] veterans, as defined in subdivision
44 one of this section, who are enrolled, pursuant to paragraph a of subdivi-
45 sion four of section six hundred sixty-one of this part, in approved
46 undergraduate or graduate programs at degree granting institutions or
47 enrolled in approved vocational training programs and who apply for a
48 tuition assistance program award pursuant to section six hundred sixty-
49 seven of this subpart.

50 § 12. Paragraph d of subdivision 1 of section 669-a of the education
51 law, as amended by section 46 of part PP of chapter 56 of the laws of
52 2022, is amended to read as follows:

53 d. "Other eligible [~~combat~~] veteran" means: an individual who (i) is a
54 resident of this state, (ii) served in the armed forces of the United
55 States [~~in hostilities that occurred after February twenty eighth, nine-
56 teen hundred sixty one, as evidenced by their receipt of an Armed Forces~~

1 ~~Expeditionary Medal, Navy Expeditionary Medal, or Marine Corps Expedi-~~
2 ~~tionary Medal]~~, and (iii) was either discharged under honorable condi-
3 tions, including but not limited to honorable discharge, discharge under
4 honorable conditions, or general discharge, or has a qualifying condi-
5 tion, as defined in section one of the veterans' services law, and has
6 received a discharge other than bad conduct or dishonorable from such
7 service, or is a discharged LGBT veteran, as defined in section one of
8 the veterans' services law, and has received a discharge other than bad
9 conduct or dishonorable from such service.

10 § 13. Subdivision 3 of section 350 of the executive law is amended to
11 read as follows:

12 3. The term "veteran" means a person, male or female, resident of this
13 state, who has served in the active military or naval service of the
14 United States [~~during a war in which the United States engaged~~] and who
15 has been released from such service otherwise than by dishonorable
16 discharge, or who has been furloughed to the reserve.

17 § 14. Subdivision 1 of section 356 of the executive law is amended to
18 read as follows:

19 1. A state veterans' service agency established by the division pursu-
20 ant to this article shall have power and it shall be its duty to inform
21 military and naval authorities of the United States and assist members
22 of the armed forces and veterans, who are residents of this state, and
23 their families, in relation to (1) matters pertaining to educational
24 training and retraining services and facilities, (2) health, medical and
25 rehabilitation services and facilities, (3) provisions of federal, state
26 and local laws and regulations affording special rights and privileges
27 to members of the armed forces and [~~war~~] veterans and their families,
28 (4) employment and re-employment services, and (5) other matters of
29 similar, related or appropriate nature. The state veterans' service
30 agency also shall perform such other duties as may be assigned by the
31 state director.

32 § 15. Subdivision 1 of section 13 of the veterans' services law is
33 amended to read as follows:

34 1. A state veterans' service agency established by the department
35 pursuant to this article shall have power and it shall be its duty to
36 inform military and naval authorities of the United States and assist
37 members of the uniformed services and veterans, who are residents of
38 this state, and their families, in relation to (1) matters pertaining to
39 educational training and retraining services and facilities, (2) health,
40 medical and rehabilitation services and facilities, (3) provisions of
41 federal, state and local laws and regulations affording special rights
42 and privileges to members of the uniformed services and [~~war~~] veterans
43 and their families, (4) employment and re-employment services, and (5)
44 other matters of similar, related or appropriate nature. The state
45 veterans' service agency also shall perform such other duties as may be
46 assigned by the state commissioner.

47 § 16. Subdivision 1 of section 358 of the executive law, as amended by
48 chapter 482 of the laws of 2019, is amended to read as follows:

49 1. A local veterans' service agency shall have power under the direc-
50 tion of the state veterans' service agency, and it shall be its duty to
51 inform military and naval authorities of the United States and assist
52 members of the armed forces and veterans, who are residents of this
53 state, and their families, in relation to (1) matters pertaining to
54 educational training and retraining services and facilities, (2) health,
55 medical and rehabilitation services and facilities, (3) provisions of
56 federal, state and local laws and regulations affording special rights

1 and privileges to members of the armed forces and ~~[war]~~ veterans and
2 their families, (4) employment and re-employment services, (5) the proc-
3 ess of submitting an application for a discharge upgrade to the
4 discharge upgrade advisory board, and (6) other matters of similar,
5 related or appropriate nature. The local veterans' service agency may
6 also assist families of members of the reserve components of the armed
7 forces and the organized militia ordered into active duty to ensure that
8 they are made aware of and are receiving all appropriate support avail-
9 able to them and are placed in contact with the agencies responsible for
10 such support, including, but not limited to, the division of military
11 and naval affairs and other state agencies responsible for providing
12 such support. The local veterans' service agency also shall perform such
13 other duties as may be assigned by the state director.

14 § 17. Subdivision 1 of section 15 of the veterans' services law is
15 amended to read as follows:

16 1. A local veterans' service agency shall have power under the direc-
17 tion of the state veterans' service agency, and it shall be its duty to
18 inform military and naval authorities of the United States and assist
19 members of the uniformed services and veterans, who are residents of
20 this state, and their families, in relation to (1) matters pertaining to
21 educational training and retraining services and facilities, (2) health,
22 medical and rehabilitation services and facilities, (3) provisions of
23 federal, state and local laws and regulations affording special rights
24 and privileges to members of the uniformed services and ~~[war]~~ veterans
25 and their families, (4) employment and re-employment services, (5) the
26 process of submitting an application for a discharge upgrade to the
27 discharge upgrade advisory board, and (6) other matters of similar,
28 related or appropriate nature. The local veterans' service agency may
29 also assist families of members of the reserve components of the
30 uniformed services and the organized militia ordered into active duty to
31 ensure that they are made aware of and are receiving all appropriate
32 support available to them and are placed in contact with the agencies
33 responsible for such support, including, but not limited to, the divi-
34 sion of military and naval affairs and other state agencies responsible
35 for providing such support. The local veterans' service agency also
36 shall perform such other duties as may be assigned by the state commis-
37 sioner.

38 § 18. Subdivision 1 of section 364 of the executive law, as added by
39 chapter 424 of the laws of 1961, paragraph a as amended by chapter 490
40 of the laws of 2019, clause 7 of subparagraph (v) of paragraph a as
41 amended by chapter 606 of the laws of 2021, and paragraph c as added by
42 chapter 751 of the laws of 1985, is amended to read as follows:

43 1. a. The word "veteran," as used in this article shall be taken to
44 mean and include any person who is a resident of the state of New York,
45 and who (i) has been or may be given an honorable, general or ordinary
46 discharge or any other form of release from such service, except a
47 dishonorable discharge, a bad conduct discharge, an undesirable
48 discharge, a discharge without honor or a discharge for the good of the
49 service, or (ii) has a qualifying condition, as defined in section three
50 hundred fifty of this article, and has received a discharge other than
51 bad conduct or dishonorable from such service, or (iii) is a discharged
52 LGBT veteran, as defined in section three hundred fifty of this article,
53 and has received a discharge other than bad conduct or dishonorable from
54 such service~~[, and who (iv) was a recipient of the armed forces expedi-~~
55 ~~tionary medal, the navy expeditionary medal or the marine corps expedi-~~
56 ~~tionary medal for participation in operations in Lebanon from June~~

1 ~~first, nineteen hundred eighty three to December first, nineteen hundred~~
2 ~~eighty seven, in Grenada from October twenty third, nineteen hundred~~
3 ~~eighty three to November twenty first, nineteen hundred eighty three, or~~
4 ~~in Panama from December twentieth, nineteen hundred eighty nine to Janu-~~
5 ~~ary thirty first, nineteen hundred ninety, or (v) served on active duty~~
6 ~~for ninety days or more in the armed forces of the United States during~~
7 ~~any one of the following wars or hostilities:~~

8 ~~(1) in the Spanish American war from the twenty first day of April,~~
9 ~~eighteen hundred ninety eight to the eleventh day of April, eighteen~~
10 ~~hundred ninety nine, inclusive;~~

11 ~~(2) in the Philippine insurrection or the China relief expedition from~~
12 ~~the eleventh day of April, eighteen hundred ninety nine to the fourth~~
13 ~~day of July, nineteen hundred two, inclusive;~~

14 ~~(3) in the Mexican border campaign from the ninth day of May, nineteen~~
15 ~~hundred sixteen, to the fifth day of April, nineteen hundred seventeen,~~
16 ~~inclusive;~~

17 ~~(4) in world war I from the sixth day of April, nineteen hundred~~
18 ~~seventeen to the eleventh day of November, nineteen hundred eighteen,~~
19 ~~inclusive;~~

20 ~~(5) in world war II from the seventh day of December, nineteen hundred~~
21 ~~forty one to the thirty first day of December, nineteen hundred forty-~~
22 ~~six, inclusive, or who was employed by the War Shipping Administration~~
23 ~~or Office of Defense Transportation or their agents as a merchant seaman~~
24 ~~documented by the United States Coast Guard or Department of Commerce,~~
25 ~~or as a civil servant employed by the United States Army Transport~~
26 ~~Service (later redesignated as the United States Army Transportation~~
27 ~~Corps, Water Division) or the Naval Transportation Service, and who~~
28 ~~served satisfactorily as a crew member during the period of armed~~
29 ~~conflict, December seventh, nineteen hundred forty one, to August~~
30 ~~fifteenth, nineteen hundred forty five, aboard merchant vessels in~~
31 ~~oceangoing, i.e., foreign, intercoastal, or coastwise service as such~~
32 ~~terms are defined under federal law (46 USCA 10301 & 10501) and further~~
33 ~~to include "near foreign" voyages between the United States and Canada,~~
34 ~~Mexico, or the West Indies via ocean routes, or public vessels in ocean-~~
35 ~~going service or foreign waters and who has received a Certificate of~~
36 ~~Release or Discharge from Active Duty and a discharge certificate, or an~~
37 ~~Honorable Service Certificate/Report of Casualty, from the Department of~~
38 ~~Defense, or who served as a United States civilian employed by the Amer-~~
39 ~~ican Field Service and served overseas under United States Armies and~~
40 ~~United States Army Groups in world war II during the period of armed~~
41 ~~conflict, December seventh, nineteen hundred forty one through May~~
42 ~~eighth, nineteen hundred forty five, and who (i) was discharged or~~
43 ~~released therefrom under honorable conditions, or (ii) has a qualifying~~
44 ~~condition, as defined in section three hundred fifty of this article,~~
45 ~~and has received a discharge other than bad conduct or dishonorable from~~
46 ~~such service, or (iii) is a discharged LGBT veteran, as defined in~~
47 ~~section three hundred fifty of this article, and has received a~~
48 ~~discharge other than bad conduct or dishonorable from such service, or~~
49 ~~who served as a United States civilian Flight Crew and Aviation Ground~~
50 ~~Support Employee of Pan American World Airways or one of its subsid-~~
51 ~~aries or its affiliates and served overseas as a result of Pan Ameri-~~
52 ~~can's contract with Air Transport Command or Naval Air Transport Service~~
53 ~~during the period of armed conflict, December fourteenth, nineteen~~
54 ~~hundred forty one through August fourteenth, nineteen hundred forty-~~
55 ~~five, and who (iv) was discharged or released therefrom under honorable~~
56 ~~conditions, or (v) has a qualifying condition, as defined in section~~

~~three hundred fifty of this article, and has received a discharge other than bad conduct or dishonorable from such service, or (vi) is a discharged LGBT veteran, as defined in section three hundred fifty of this article, and has received a discharge other than bad conduct or dishonorable from such service;~~

~~(6) in the Korean hostilities from the twenty seventh day of June, nineteen hundred fifty to the thirty first day of January, nineteen hundred fifty five, inclusive;~~

~~(7) in the Vietnam conflict from the first day of November, nineteen hundred fifty five to the seventh day of May, nineteen hundred seventy five;~~

~~(8) in the Persian Gulf conflict from the second day of August, nineteen hundred ninety to the end of such conflict].~~

b. The word "veteran" shall also mean any person who meets the other requirements of paragraph a of this subdivision, who served on active duty for less than ninety days, if he or she was discharged or released from such service for a service-connected disability [~~or who served for a period of ninety consecutive days or more and such period began or ended during any war or period of hostilities as defined in paragraph a of this subdivision~~].

c. The term "active duty" as used in this article shall mean full time duty in the armed forces, other than active duty for training; provided, however, that "active duty" shall also include any period of active duty for training during which the individual concerned was disabled or died from a disease or injury incurred or aggravated during such period.

§ 19. Subdivision 1 of section 23 of the veterans' services law is amended to read as follows:

1. a. The word "veteran" means a veteran as defined in section one of this article who is a resident, and who (i) has been or may be released from such service under other than dishonorable conditions, or (ii) has a qualifying condition, as defined in section one of this article, and has received a discharge other than bad conduct or dishonorable from such service, or (iii) is a discharged LGBT veteran, as defined in section one of this article, and has received a discharge other than bad conduct or dishonorable from such service[~~, and who (iv) was a recipient of the armed forces expeditionary medal, the navy expeditionary medal or the marine corps expeditionary medal for participation in operations in Lebanon from June first, nineteen hundred eighty three to December first, nineteen hundred eighty seven, in Grenada from October twenty third, nineteen hundred eighty three to November twenty first, nineteen hundred eighty three, or in Panama from December twentieth, nineteen hundred eighty nine to January thirty first, nineteen hundred ninety, or (v) served on active duty for ninety days or more in the uniformed services of the United States during any one of the following wars or hostilities:~~

~~(1) in the Spanish American war from the twenty first day of April, eighteen hundred ninety eight to the eleventh day of April, eighteen hundred ninety nine, inclusive;~~

~~(2) in the Philippine insurrection or the China relief expedition from the eleventh day of April, eighteen hundred ninety nine to the fourth day of July, nineteen hundred two, inclusive;~~

~~(3) in the Mexican border campaign from the ninth day of May, nineteen hundred sixteen, to the fifth day of April, nineteen hundred seventeen, inclusive;~~

1 ~~(4) in World War I from the sixth day of April, nineteen hundred~~
2 ~~seventeen to the eleventh day of November, nineteen hundred eighteen,~~
3 ~~inclusive;~~

4 ~~(5) in World War II from the seventh day of December, nineteen hundred~~
5 ~~forty-one to the thirty-first day of December, nineteen hundred forty-~~
6 ~~six, inclusive, or who was employed by the War Shipping Administration~~
7 ~~or Office of Defense Transportation or their agents as a merchant seaman~~
8 ~~documented by the United States Coast Guard or Department of Commerce,~~
9 ~~or as a civil servant employed by the United States Army Transport~~
10 ~~Service (later redesignated as the United States Army Transportation~~
11 ~~Corps, Water Division) or the Naval Transportation Service; and who~~
12 ~~served satisfactorily as a crew member during the period of armed~~
13 ~~conflict, December seventh, nineteen hundred forty one, to August~~
14 ~~fifteenth, nineteen hundred forty five, aboard merchant vessels in~~
15 ~~ocean-going, i.e., foreign, intercoastal, or coastwise service as such~~
16 ~~terms are defined under federal law (46 USCA 10301 & 10501) and further~~
17 ~~to include "near foreign" voyages between the United States and Canada,~~
18 ~~Mexico, or the West Indies via ocean routes, or public vessels in ocean-~~
19 ~~going service or foreign waters and who has received a Certificate of~~
20 ~~Release or Discharge from Active Duty and a discharge certificate, or an~~
21 ~~Honorable Service Certificate/Report of Casualty, from the Department of~~
22 ~~Defense, or who served as a United States civilian employed by the Amer-~~
23 ~~ican Field Service and served overseas under United States Armies and~~
24 ~~United States Army Groups in World War II during the period of armed~~
25 ~~conflict, December seventh, nineteen hundred forty one through May~~
26 ~~eighth, nineteen hundred forty five, and who (i) was discharged or~~
27 ~~released therefrom under honorable conditions, or (ii) has a qualifying~~
28 ~~condition, as defined in section one of this article, and has received a~~
29 ~~discharge other than bad conduct or dishonorable from such service, or~~
30 ~~(iii) is a discharged LGBT veteran, as defined in section one of this~~
31 ~~article, and has received a discharge other than bad conduct or~~
32 ~~dishonorable from such service, or who served as a United States civil-~~
33 ~~ian Flight Crew and Aviation Ground Support Employee of Pan American~~
34 ~~World Airways or one of its subsidiaries or its affiliates and served~~
35 ~~overseas as a result of Pan American's contract with Air Transport~~
36 ~~Command or Naval Air Transport Service during the period of armed~~
37 ~~conflict, December fourteenth, nineteen hundred forty one through August~~
38 ~~fourteenth, nineteen hundred forty five, and who (iv) was discharged or~~
39 ~~released therefrom under honorable conditions, or (v) has a qualifying~~
40 ~~condition, as defined in section one of this article, and has received a~~
41 ~~discharge other than bad conduct or dishonorable from such service, or~~
42 ~~(vi) is a discharged LGBT veteran, as defined in section one of this~~
43 ~~article, and has received a discharge other than bad conduct or~~
44 ~~dishonorable from such service;~~

45 ~~(6) in the Korean hostilities from the twenty-seventh day of June,~~
46 ~~nineteen hundred fifty to the thirty first day of January, nineteen~~
47 ~~hundred fifty five, inclusive;~~

48 ~~(7) in the Vietnam conflict from the first day of November, nineteen~~
49 ~~hundred fifty-five to the seventh day of May, nineteen hundred seventy-~~
50 ~~five;~~

51 ~~(8) in the Persian Gulf conflict from the second day of August, nine-~~
52 ~~teen hundred ninety to the end of such conflict].~~

53 b. The word "veteran" shall also mean any person who meets the other
54 requirements of paragraph a of this subdivision, who served on active
55 duty for less than ninety days, if he or she was discharged or released
56 from such service for a service-connected disability [~~or who served for~~

~~1 a period of ninety consecutive days or more and such period began or
2 ended during any war or period of hostilities as defined in paragraph a
3 of this subdivision].~~

4 c. The term "active duty" as used in this article shall mean full time
5 duty in the uniformed services, other than active duty for training;
6 provided, however, that "active duty" shall also include any period of
7 active duty for training during which the individual concerned was disa-
8 bled or died from a disease or injury incurred or aggravated during such
9 period.

10 § 20. Paragraph b of subdivision 1 of section 366 of the executive
11 law, as added by chapter 743 of the laws of 2006, is amended to read as
12 follows:

13 b. "Veteran" means a person, male or female, resident of this state,
14 who has served in the active military, naval or air service of the
15 United States [~~during a time of war in which the United States engaged~~]
16 and who has been released from such service otherwise than by dishonor-
17 able discharge, or who has been furloughed to the reserve;

18 § 21. Subdivisions 1 and 2 of section 32 of the general business law,
19 as amended by chapter 490 of the laws of 2019, are amended to read as
20 follows:

21 1. Every member of the armed forces of the United States who (a) was
22 honorably discharged from such service, or (b) has a qualifying condi-
23 tion, as defined in section three hundred fifty of the executive law,
24 and has received a discharge other than bad conduct or dishonorable from
25 such service, or (c) is a discharged LGBT veteran, as defined in section
26 three hundred fifty of the executive law, and has received a discharge
27 other than bad conduct or dishonorable from such service, and who is a
28 resident of this state and a veteran [~~of any war, or who shall have
29 served in the armed forces of the United States overseas~~], and the
30 surviving spouse of any such veteran, if a resident of the state, shall
31 have the right to hawk, peddle, vend and sell goods, wares or merchan-
32 dise or solicit trade upon the streets and highways within the county of
33 his or her residence, as the case may be, or if such county is embraced
34 wholly by a city, within such city, by procuring a license for that
35 purpose to be issued as herein provided. No part of the lands or prem-
36 ises under the jurisdiction of the division of the state fair in the
37 department of agriculture and markets, shall be deemed a street or high-
38 way within the meaning of this section.

39 2. Any such former member of the armed forces of the United States may
40 present to the clerk of any county in which he has resided for a period
41 of at least six months, his original certificate of release or discharge
42 from active duty, or a copy thereof duly certified by the recording
43 officer or a certificate in lieu of lost discharge issued by a depart-
44 ment of the armed forces of the United States which shall show that the
45 person presenting it is a veteran [~~of any war, or that he has served
46 overseas in the armed forces of the United States~~]. He shall also fill
47 out a blank which shall when filled out state his name, residence at the
48 time of application, nature of goods to be sold, and if the applicant is
49 working on commission or percentage for any person, firm or corporation,
50 the name and business address of such person, firm or corporation. This
51 statement shall be signed by the applicant in the presence of the county
52 clerk, or a deputy designated by him, and the name on this application
53 and on the original certificate of release or discharge from active duty
54 shall be compared by the county clerk to ascertain if the person so
55 applying is the same person named in the original certificate of release
56 or discharge from active duty. Such county clerk when so satisfied shall

1 issue, without cost, to such former member of the armed forces of the
2 United States, a license certifying him to be entitled to the benefits
3 of this section.

4 § 22. Subdivision 1 of section 32 of the general business law, as
5 amended by section 55 of part PP of chapter 56 of the laws of 2022, is
6 amended to read as follows:

7 1. Every member of the armed forces of the United States who (a) was
8 honorably discharged from such service, or (b) has a qualifying condi-
9 tion, as defined in section one of the veterans' services law, and has
10 received a discharge other than bad conduct or dishonorable from such
11 service, or (c) is a discharged LGBT veteran, as defined in section one
12 of the veterans' services law, and has received a discharge other than
13 bad conduct or dishonorable from such service, and who is a resident of
14 this state and a veteran [~~of any war, or who shall have served in the~~
15 ~~armed forces of the United States overseas~~], and the surviving spouse of
16 any such veteran, if a resident of the state, shall have the right to
17 hawk, peddle, vend and sell goods, wares or merchandise or solicit trade
18 upon the streets and highways within the county of his or her residence,
19 as the case may be, or if such county is embraced wholly by a city,
20 within such city, by procuring a license for that purpose to be issued
21 as herein provided. No part of the lands or premises under the jurisdic-
22 tion of the division of the state fair in the department of agriculture
23 and markets, shall be deemed a street or highway within the meaning of
24 this section.

25 § 23. Subdivision 2 of section 238 of the military law, as amended by
26 chapter 490 of the laws of 2019, is amended to read as follows:

27 2. Any person, except members of the armed forces of the United
28 States, members of the organized militia of this or any other state,
29 personnel of the independent military organizations designated in
30 section two hundred forty of this article, members of associations whol-
31 ly composed of persons who (a) were honorably discharged from the armed
32 forces of the United States, or (b) have a qualifying condition, as
33 defined in section [~~three hundred fifty of the executive law~~] one of the
34 veterans' services law, and have received a discharge other than bad
35 conduct or dishonorable from the armed forces of the United States, or
36 (c) are discharged LGBT veterans, as defined in section [~~three hundred~~
37 ~~fifty of the executive law~~] one of the veterans' services law, and have
38 received a discharge other than bad conduct or dishonorable from the
39 armed forces of the United States, and members of associations wholly
40 composed of sons of veterans [~~of any war of the United States~~], who
41 shall wear any uniform or any device, strap, knot or insignia of any
42 design or character used as a designation of grade, rank or office, such
43 as are by law or by regulation, duly promulgated, prescribed for the use
44 of the organized militia or similar thereto; or,

45 § 24. Section 245 of the military law, as amended by chapter 490 of
46 the laws of 2019, is amended to read as follows:

47 § 245. Retirement allowances of certain [~~war~~] veterans. Any member of
48 a teachers' retirement system to which the city of New York is required
49 by law to make contributions on account of such member who (i) is an
50 honorably discharged member of any branch of the armed forces of the
51 United States, or (ii) has a qualifying condition, as defined in section
52 three hundred fifty of the executive law, and has received a discharge
53 other than bad conduct or dishonorable, or (iii) is a discharged LGBT
54 veteran, as defined in section three hundred fifty of the executive law,
55 and has received a discharge other than bad conduct or dishonorable,
56 [~~having served as such during the time of war~~] and who has attained the

1 age of fifty years, may retire upon his own request upon written appli-
2 cation to the board setting forth at what time not less than thirty days
3 subsequent to the execution and filing thereof he desires to be retired,
4 provided that such member at the time so specified for his retirement
5 shall have completed at least twenty-five years of allowable service.
6 Upon retirement such member shall receive an annuity of equivalent actu-
7 arial value to his accumulated deductions, and, in addition, a pension
8 beginning immediately, having a value equal to the present value of the
9 pension that would have become payable had he continued at his current
10 salary to the age at which he would have first become eligible for
11 service retirement, provided, however, that the said member on making
12 application for retirement shall pay into the retirement fund a sum of
13 money which calculated on an actuarial basis, together with his prior
14 contributions and other accumulations in said fund then to his credit,
15 shall be sufficient to entitle the said member to the same annuity and
16 pension that he would have received had he remained in the service of
17 the city until he had attained the age at which he otherwise would have
18 first become eligible for service retirement.

19 Notwithstanding any other provision of this section or of any general,
20 special or local law or code to the contrary, a member of any such
21 teachers' retirement system who (i) is separated or discharged under
22 honorable conditions from any branch of the armed forces of the United
23 States, or (ii) has a qualifying condition, as defined in section three
24 hundred fifty of the executive law, and has received a discharge other
25 than bad conduct or dishonorable, or (iii) is a discharged LGBT veteran,
26 as defined in section three hundred fifty of the executive law, and has
27 received a discharge other than bad conduct or dishonorable, [~~having~~
28 ~~served as such during the time of war~~] and who has attained the age of
29 fifty years, may retire upon his own request upon written application to
30 the board setting forth at what time, not less than thirty days subse-
31 quent to the execution and filing thereof, he desires to be retired,
32 provided that such member at that time so specified for his retirement
33 shall have completed at least twenty-five years of allowable service.
34 Upon reaching his previously selected minimum retirement age, such
35 member shall receive an annuity of equivalent actuarial value, at that
36 time, to his accumulated deductions, and, in addition, a pension based
37 upon his credited years of allowable service, plus the pension-for-in-
38 creased-take-home-pay, if any. Should such member die before reaching
39 his retirement age, then any beneficiary under a selected option shall
40 be eligible for benefits under such option at the date upon which the
41 member would have reached his selected retirement age.

42 § 25. Section 245 of the military law, as amended by section 72 of
43 part PP of chapter 56 of the laws of 2022, is amended to read as
44 follows:

45 § 245. Retirement allowances of certain [~~war~~] veterans. 1. Any member
46 of a teachers' retirement system to which the city of New York is
47 required by law to make contributions on account of such member who (i)
48 is an honorably discharged member of any branch of the armed forces of
49 the United States, or (ii) has a qualifying condition, as defined in
50 section one of the veterans' services law, and has received a discharge
51 other than bad conduct or dishonorable, or (iii) is a discharged LGBT
52 veteran, as defined in section one of the veterans' services law, and
53 has received a discharge other than bad conduct or dishonorable, [~~having~~
54 ~~served as such during the time of war~~] and who has attained the age of
55 fifty years, may retire upon his or her own request upon written appli-
56 cation to the board setting forth at what time not less than thirty days

1 subsequent to the execution and filing thereof he or she desires to be
2 retired, provided that such member at the time so specified for his or
3 her retirement shall have completed at least twenty-five years of allow-
4 able service. Upon retirement such member shall receive an annuity of
5 equivalent actuarial value to his or her accumulated deductions, and, in
6 addition, a pension beginning immediately, having a value equal to the
7 present value of the pension that would have become payable had he or
8 she continued at his or her current salary to the age at which he or she
9 would have first become eligible for service retirement, provided,
10 however, that the said member on making application for retirement shall
11 pay into the retirement fund a sum of money which calculated on an actu-
12 arial basis, together with his or her prior contributions and other
13 accumulations in said fund then to his or her credit, shall be suffi-
14 cient to entitle the said member to the same annuity and pension that he
15 or she would have received had he or she remained in the service of the
16 city until he or she had attained the age at which he or she otherwise
17 would have first become eligible for service retirement.

18 2. Notwithstanding any other provision of this section or of any
19 general, special or local law or code to the contrary, a member of any
20 such teachers' retirement system who (i) is separated or discharged
21 under honorable conditions from any branch of the armed forces of the
22 United States, or (ii) has a qualifying condition, as defined in section
23 one of the veterans' services law, and has received a discharge other
24 than bad conduct or dishonorable, or (iii) is a discharged LGBT veteran,
25 as defined in section one of the veterans' services law, and has
26 received a discharge other than bad conduct or dishonorable, [~~having~~
27 ~~served as such during the time of war~~] and who has attained the age of
28 fifty years, may retire upon his or her own request upon written appli-
29 cation to the board setting forth at what time, not less than thirty
30 days subsequent to the execution and filing thereof, he or she desires
31 to be retired, provided that such member at that time so specified for
32 his or her retirement shall have completed at least twenty-five years of
33 allowable service. Upon reaching his or her previously selected minimum
34 retirement age, such member shall receive an annuity of equivalent actu-
35 arial value, at that time, to his or her accumulated deductions, and, in
36 addition, a pension based upon his or her credited years of allowable
37 service, plus the pension-for-increased-take-home-pay, if any. Should
38 such member die before reaching his or her retirement age, then any
39 beneficiary under a selected option shall be eligible for benefits under
40 such option at the date upon which the member would have reached his or
41 her selected retirement age.

42 § 26. Section 246 of the military law, as amended by chapter 43 of the
43 laws of 1967, is amended to read as follows:

44 § 246. Leave of absence for public employees who are [~~war~~]
45 veterans to continue study. Notwithstanding the provisions of any law to the
46 contrary, every public officer and employee, who served in the armed
47 forces of the United States [~~on or after September sixteenth, nineteen~~
48 ~~hundred forty, and prior to the termination of hostilities in world war~~
49 ~~II, or during the period of hostilities engaged in by the armed forces~~
50 ~~of the United States on and after June twenty-fifth, nineteen hundred~~
51 ~~fifty, or who served in the armed forces of the United States after~~
52 ~~January thirty first, nineteen hundred fifty five, and]~~ who is eligible
53 under the provisions enacted by the congress of the United States known
54 as "Servicemen's Readjustment Act of nineteen hundred forty-four," or
55 "Veterans' Readjustment Assistance Act of nineteen hundred fifty-two,"
56 or "Veterans' Readjustment Benefits Act of nineteen hundred sixty-six,"

1 to continue the pursuit of studies or to take a refresher or retraining
2 course shall be granted a leave of absence from his position for the
3 period of such course of study, not to exceed four years. Such public
4 officer or employee shall be reinstated to his position provided he
5 makes application for such reinstatement within sixty days after the
6 termination of such course of study.

7 § 27. Section 13.19 of the parks, recreation and historic preservation
8 law, as amended by chapter 649 of the laws of 1977, is amended to read
9 as follows:

10 § 13.19 Free use of campsites. Notwithstanding the provisions of any
11 other law, any person who is blind, non-ambulatory, or an amputee or any
12 veteran [~~of the wars of the United States~~], who has at any time been
13 awarded by the federal government an allowance towards the purchase of
14 an automobile or is eligible for such an award shall be permitted to use
15 any of the public campsites, parks and other public places of recreation
16 in this state, upon the same terms and conditions as apply to the gener-
17 al public, but without the payment of any fees or other charges for the
18 use of such campsites, parks and other public places of recreation.

19 § 28. Paragraph (e) of subdivision 1 of section 458-a of the real
20 property tax law, as amended by chapter 490 of the laws of 2019, is
21 amended to read as follows:

22 (e) "Veteran" means a person (i) who served in the active military,
23 naval, or air service [~~during a period of war, or who was a recipient of~~
24 ~~the armed forces expeditionary medal, navy expeditionary medal, marine~~
25 ~~corps expeditionary medal, or global war on terrorism expeditionary~~
26 ~~medal~~], and who (1) was discharged or released therefrom under honorable
27 conditions, or (2) has a qualifying condition, as defined in section
28 three hundred fifty of the executive law, and has received a discharge
29 other than bad conduct or dishonorable from such service, or (3) is a
30 discharged LGBT veteran, as defined in section three hundred fifty of
31 the executive law, and has received a discharge other than bad conduct
32 or dishonorable from such service, (ii) who was employed by the War
33 Shipping Administration or Office of Defense Transportation or their
34 agents as a merchant seaman documented by the United States Coast Guard
35 or Department of Commerce, or as a civil servant employed by the United
36 States Army Transport Service (later redesignated as the United States
37 Army Transportation Corps, Water Division) or the Naval Transportation
38 Service; and who served satisfactorily as a crew member during the peri-
39 od of armed conflict, December seventh, nineteen hundred forty-one, to
40 August fifteenth, nineteen hundred forty-five, aboard merchant vessels
41 in oceangoing, i.e., foreign, intercoastal, or coastwise service as such
42 terms are defined under federal law (46 USCA 10301 & 10501) and further
43 to include "near foreign" voyages between the United States and Canada,
44 Mexico, or the West Indies via ocean routes, or public vessels in ocean-
45 going service or foreign waters and who has received a Certificate of
46 Release or Discharge from Active Duty and a discharge certificate, or an
47 Honorable Service Certificate/Report of Casualty, from the department of
48 defense, (iii) who served as a United States civilian employed by the
49 American Field Service and served overseas under United States Armies
50 and United States Army Groups in world war II during the period of armed
51 conflict, December seventh, nineteen hundred forty-one through May
52 eighth, nineteen hundred forty-five, and who (1) was discharged or
53 released therefrom under honorable conditions, or (2) has a qualifying
54 condition, as defined in section three hundred fifty of the executive
55 law, and has received a discharge other than bad conduct or dishonorable
56 from such service, or (3) is a discharged LGBT veteran, as defined in

1 section three hundred fifty of the executive law, and has received a
2 discharge other than bad conduct or dishonorable from such service, (iv)
3 who served as a United States civilian Flight Crew and Aviation Ground
4 Support Employee of Pan American World Airways or one of its subsid-
5 iaries or its affiliates and served overseas as a result of Pan Ameri-
6 can's contract with Air Transport Command or Naval Air Transport Service
7 during the period of armed conflict, December fourteenth, nineteen
8 hundred forty-one through August fourteenth, nineteen hundred forty-
9 five, and who (1) was discharged or released therefrom under honorable
10 conditions, or (2) has a qualifying condition, as defined in section
11 three hundred fifty of the executive law, and has received a discharge
12 other than bad conduct or dishonorable from such service, or (3) is a
13 discharged LGBT veteran, as defined in section three hundred fifty of
14 the executive law, and has received a discharge other than bad conduct
15 or dishonorable from such service, or (v) notwithstanding any other
16 provision of law to the contrary, who are members of the reserve compo-
17 nents of the armed forces of the United States who (1) received an
18 honorable discharge or release therefrom under honorable conditions, or
19 (2) has a qualifying condition, as defined in section three hundred
20 fifty of the executive law, and has received a discharge other than bad
21 conduct or dishonorable from such service, or (3) is a discharged LGBT
22 veteran, as defined in section three hundred fifty of the executive law,
23 and has received a discharge other than bad conduct or dishonorable from
24 such service, but are still members of the reserve components of the
25 armed forces of the United States provided that such members meet all
26 other qualifications under the provisions of this section.

27 § 29. Paragraph (e) of subdivision 1 of section 458-a of the real
28 property tax law, as amended by section 83 of part PP of chapter 56 of
29 the laws of 2022, is amended to read as follows:

30 (e) "Veteran" means a person (i) who served in the active military,
31 naval, or air service [~~during a period of war, or who was a recipient of~~
32 ~~the armed forces expeditionary medal, navy expeditionary medal, marine~~
33 ~~corps expeditionary medal, or global war on terrorism expeditionary~~
34 ~~medal,~~] and who (1) was discharged or released therefrom under honorable
35 conditions, or (2) has a qualifying condition, as defined in section one
36 of the veterans' services law, and has received a discharge other than
37 bad conduct or dishonorable from such service, or (3) is a discharged
38 LGBT veteran, as defined in section one of the veterans' services law,
39 and has received a discharge other than bad conduct or dishonorable from
40 such service, (ii) who was employed by the War Shipping Administration
41 or Office of Defense Transportation or their agents as a merchant seaman
42 documented by the United States Coast Guard or Department of Commerce,
43 or as a civil servant employed by the United States Army Transport
44 Service (later redesignated as the United States Army Transportation
45 Corps, Water Division) or the Naval Transportation Service; and who
46 served satisfactorily as a crew member during the period of armed
47 conflict, December seventh, nineteen hundred forty-one, to August
48 fifteenth, nineteen hundred forty-five, aboard merchant vessels in
49 oceangoing, i.e., foreign, intercoastal, or coastwise service as such
50 terms are defined under federal law (46 USCA 10301 & 10501) and further
51 to include "near foreign" voyages between the United States and Canada,
52 Mexico, or the West Indies via ocean routes, or public vessels in ocean-
53 going service or foreign waters and who has received a Certificate of
54 Release or Discharge from Active Duty and a discharge certificate, or an
55 Honorable Service Certificate/Report of Casualty, from the department of
56 defense, (iii) who served as a United States civilian employed by the

1 American Field Service and served overseas under United States Armies
2 and United States Army Groups in world war II during the period of armed
3 conflict, December seventh, nineteen hundred forty-one through May
4 eighth, nineteen hundred forty-five, and who (1) was discharged or
5 released therefrom under honorable conditions, or (2) has a qualifying
6 condition, as defined in section one of the veterans' services law, and
7 has received a discharge other than bad conduct or dishonorable from
8 such service, or (3) is a discharged LGBT veteran, as defined in section
9 one of the veterans' services law, and has received a discharge other
10 than bad conduct or dishonorable from such service, (iv) who served as a
11 United States civilian Flight Crew and Aviation Ground Support Employee
12 of Pan American World Airways or one of its subsidiaries or its affil-
13 iates and served overseas as a result of Pan American's contract with
14 Air Transport Command or Naval Air Transport Service during the period
15 of armed conflict, December fourteenth, nineteen hundred forty-one
16 through August fourteenth, nineteen hundred forty-five, and who (1) was
17 discharged or released therefrom under honorable conditions, or (2) has
18 a qualifying condition, as defined in section one of the veterans'
19 services law, and has received a discharge other than bad conduct or
20 dishonorable from such service, or (3) is a discharged LGBT veteran, as
21 defined in section one of the veterans' services law, and has received a
22 discharge other than bad conduct or dishonorable from such service, or
23 (v) notwithstanding any other provision of law to the contrary, who are
24 members of the reserve components of the armed forces of the United
25 States who (1) received an honorable discharge or release therefrom
26 under honorable conditions, or (2) has a qualifying condition, as
27 defined in section one of the veterans' services law, and has received a
28 discharge other than bad conduct or dishonorable from such service, or
29 (3) is a discharged LGBT veteran, as defined in section one of the
30 veterans' services law, and has received a discharge other than bad
31 conduct or dishonorable from such service, but are still members of the
32 reserve components of the armed forces of the United States provided
33 that such members meet all other qualifications under the provisions of
34 this section.

35 § 30. Subdivision 1 of section 168 of the social services law, as
36 amended by chapter 490 of the laws of 2019, is amended to read as
37 follows:

38 1. Veteran means a person, male or female, who has served in the armed
39 forces of the United States [~~in time of war~~], or who was a recipient of
40 the armed forces expeditionary medal, navy expeditionary medal or marine
41 corps expeditionary medal for participation in operations in Lebanon
42 from June first, nineteen hundred eighty-three to December first, nine-
43 teen hundred eighty-seven, in Grenada from October twenty-third, nine-
44 teen hundred eighty-three to November twenty-first, nineteen hundred
45 eighty-three, or in Panama from December twentieth, nineteen hundred
46 eighty-nine to January thirty-first, nineteen hundred ninety, and who
47 (1) has been honorably discharged or released under honorable circum-
48 stances from such service or furloughed to the reserve, or (2) has a
49 qualifying condition, as defined in section three hundred fifty of the
50 executive law, and has received a discharge other than bad conduct or
51 dishonorable from such service, or (3) is a discharged LGBT veteran, as
52 defined in section three hundred fifty of the executive law, and has
53 received a discharge other than bad conduct or dishonorable from such
54 service.

1 § 31. Subdivision 1 of section 168 of the social services law, as
2 amended by section 86 of part PP of chapter 56 of the laws of 2022, is
3 amended to read as follows:

4 1. Veteran means a person, male or female, who has served in the armed
5 forces of the United States [~~in time of war~~], or who was a recipient of
6 the armed forces expeditionary medal, navy expeditionary medal or marine
7 corps expeditionary medal for participation in operations in Lebanon
8 from June first, nineteen hundred eighty-three to December first, nine-
9 teen hundred eighty-seven, in Grenada from October twenty-third, nine-
10 teen hundred eighty-three to November twenty-first, nineteen hundred
11 eighty-three, or in Panama from December twentieth, nineteen hundred
12 eighty-nine to January thirty-first, nineteen hundred ninety, and who
13 (1) has been honorably discharged or released under honorable circum-
14 stances from such service or furloughed to the reserve, or (2) has a
15 qualifying condition, as defined in section one of the veterans'
16 services law, and has received a discharge other than bad conduct or
17 dishonorable from such service, or (3) is a discharged LGBT veteran, as
18 defined in section one of the veterans' services law, and has received a
19 discharge other than bad conduct or dishonorable from such service.

20 § 32. Subdivision 3 of section 404-a of the vehicle and traffic law,
21 as added by chapter 601 of the laws of 1987, is amended to read as
22 follows:

23 3. Registration of vehicles owned by severely disabled veterans. The
24 commissioner shall assign to such motor vehicles, including any vans or
25 pick-up trucks used for transporting handicapped veterans which are not
26 used for commercial purposes and which are owned by such veterans or a
27 not-for-profit corporation serving such veterans, a distinctive number
28 and issue and deliver in such manner as the commissioner may prescribe
29 to the owner a certification of registration, in such form as the
30 commissioner shall prescribe and two number plates, called disabled
31 veteran plates. Said severely disabled veteran plates shall conform to
32 the requirements of section four hundred one of this [~~chapter~~] **article**,
33 but shall bear distinctive marks to distinguish them from number plates
34 to be issued to other persons, qualifying under this [~~chapter~~] **article**.
35 The commissioner in his discretion, may issue, for any registration
36 year, only one plate as a set for a motor vehicle, in which event a set
37 of severely disabled veteran plates for a motor vehicle shall consist of
38 one plate. Where a severely disabled veteran owns more than one vehicle
39 and such vehicle or vehicles is or are used by severely disabled members
40 of the owner's family who reside with the owner, the commissioner shall
41 issue one set of plates for each additional vehicle used by such severe-
42 ly disabled veteran, provided that such user qualifies as a severely
43 disabled veteran in the manner required by this section. For purposes of
44 this subdivision, the term "severely disabled veteran" shall mean any
45 member of the armed forces of the United States [~~who served in time of~~
46 ~~war, as defined in section eighty-five of the civil service law, and~~]
47 whose disability qualifies him as a severely disabled person within the
48 meaning of such term as defined in subdivision four of this section.

49 § 33. Paragraphs f and g of subdivision 6 of section 54 of the work-
50 ers' compensation law, as amended by chapter 205 of the laws of 1993,
51 are amended to read as follows:

52 f. Notwithstanding the provisions of paragraph a of this subdivision
53 or any other provision of this chapter, any executive officer of a reli-
54 gious, charitable or educational corporation and the officers of a
55 municipal corporation, and officers of any post or chapter of organiza-
56 tions of veterans [~~of any war~~] of the United States may be brought with-

1 in the coverage of the insurance contract as if they were employees by
2 any such corporation filing with the insurance carrier, upon a form
3 prescribed by the chair of the workers' compensation board, a notice
4 that the corporation elects to bring one or more executive officers of
5 such corporation named in the notice within the coverage of this chap-
6 ter. Such election shall be effective with respect to all policies
7 issued to such corporation by such insurance carrier as long as it shall
8 continuously insure the corporation. If such election is revoked, it
9 shall be in writing on a form prescribed by the chair and filed with the
10 chair and with the insurance carrier and a copy thereof furnished to
11 each officer as to whom such revocation is applicable, upon a form
12 prescribed by the chair. Such revocation shall not be effective until
13 thirty days after such filing. The estimation of the wage values of
14 executive officers within the coverage of the insurance contract shall
15 be reasonable and separately stated and added to the valuation of the
16 payrolls upon which the premium is computed.

17 g. The executive officers brought within the coverage of the insurance
18 contract, and the dependents of any such executive officers, including
19 executive officers of religious, charitable or educational corporations
20 and officers of municipal corporations, and officers of any post or
21 chapter of organizations of veterans [~~of any war~~] of the United States
22 that have elected to bring their officers within the coverage of the
23 policy, shall have the same rights and remedies as any employee and
24 shall be entitled to compensation and medical care as provided by this
25 chapter, and the insurance carrier shall be liable therefor and for
26 payments into the special funds provided in this chapter as in the case
27 of an employee. The executive officers who may be brought within the
28 coverage of an insurance contract shall include an officer of a corpo-
29 ration who at all times during the period involved between them owns all
30 of the issued and outstanding stock of the corporation and holds all of
31 the offices pursuant to paragraph (e) of section seven hundred fifteen
32 of the business corporation law or two executive officers of a corpo-
33 ration who at all times during the period involved between them own all
34 of the issued and outstanding stock of such corporation and hold all
35 such offices and who is the executive officer or who are the executive
36 officers of a corporation that has no other persons who are employees
37 required to be covered under this chapter.

38 § 34. This act shall take effect immediately; provided however, that
39 sections three, five, seven, nine, twelve, fifteen, seventeen, nineteen,
40 twenty-two, twenty-five, twenty-nine and thirty-one of this act shall
41 take effect on the same date and in the same manner as part PP of chap-
42 ter 56 of the laws of 2022 take effect; provided further, however, that
43 the amendments to article 17 of the executive law made by sections thir-
44 teen, fourteen, sixteen, eighteen and twenty of this act shall not
45 affect the repeal of such article and shall be deemed repealed there-
46 with.