

## LEGISLATIVE BILL 313

Approved by the Governor March 21, 1991

Introduced by Conway, 17; Baack, 47

AN ACT relating to military memorials; to amend section 55-101, Reissue Revised Statutes of Nebraska, 1943; to provide duties related to military ceremonies and honors; to authorize the display of POW/MIA flags; to harmonize provisions; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 55-101, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

55-101. Sections 55-101 to 55-180 and section 2 of this act shall be known and may be cited as the Military Code.

Sec. 2. The Adjutant General shall conduct military ceremonies and honors in accordance with laws, regulations, or customs of the appropriate branch of the service. When an American flag is not provided by other sources, the Adjutant General shall provide an American flag for presentation during the funeral service honors ceremony for an active Nebraska National Guard member or for an honorably discharged Nebraska National Guard member who completed at least twenty years of service.

Sec. 3. (1) Upon the request of any veterans organization, any other group, or any person, a POW/MIA flag may be displayed on or near the State Capitol, the Governor's Mansion, or any courthouse, city or village hall, schoolhouse, or other public administrative building in this state. Such flag shall be displayed in accordance with accepted flag protocol.

(2) The organization, group, or person making such request shall purchase and maintain the POW/MIA flag.

(3) For purposes of this section, a POW/MIA flag shall mean a flag recognized and accepted by internationally recognized veterans organizations as memorializing prisoners of war and persons declared missing in action as a result of military service.

Sec. 4. That original section 55-101, Reissue Revised Statutes of Nebraska, 1943, is repealed.