

LEGISLATIVE BILL 571

Approved by the Governor March 6, 1978

Introduced by Government, Military and Veterans Affairs
Committee, Rasmussen, 41, Chmn.; George, 16;
Duis, 39; Simon, 31; Stoney, 4; Maxey, 46;
Chambers, 11

AN ACT to amend section 80-401.01, Reissue Revised
Statutes of Nebraska, 1943, relating to
soldiers and sailors; to provide an
eligibility date in defining Vietnam veterans;
to repeal the original section; and to declare
an emergency.

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

Section 1. That section 80-401.01, Reissue
Revised Statutes of Nebraska, 1943, be amended to read as
follows:

80-401.01. As used in this act, unless the
context otherwise requires:

(1) A recognized veterans' organization shall
mean a veterans' organization that has been chartered by
the Congress of the United States, which maintains a
fully staffed state headquarters and which, at the time
an appointment is to be made, shall have enrolled in its
membership in Nebraska at least ten per cent of the World
War I, World War II, Korean War and Vietnam War veterans
eligible therefor; Provided, that the Disabled American
Veterans organization shall have enrolled in its
membership in Nebraska at least ten per cent of those
Nebraska veterans receiving service-connected
compensation from the Veterans Administration;

(2) Veteran of World War I shall mean a person
who served on active duty in the armed forces of the
United States between April 6, 1917, and November 11,
1918, and who has received an honorable discharge, or its
equivalent, from such service or who, being a citizen of
the United States at the time of his entry into such
service, served with the military forces of any
government allied with the United States in that war;

(3) Veteran of World War II shall mean a person
who served on active duty in the armed forces of the
United States between December 7, 1941, and December 31,
1946, and who received an honorable discharge, or its
equivalent, from such service or who, being a citizen of

the United States at the time of his entry into such service, served with the military forces of any government allied with the United States in that war and who received an honorable discharge, or its equivalent, from such service;

(4) Veteran of the Korean War shall mean a person who served on active duty in the armed forces of the United States between June 25, 1950, and January 31, 1955, and who received an honorable discharge, or its equivalent, from such service or who, being a citizen of the United States at the time of his entry into such service, served with the military forces of any government allied with the United States in that war and who received an honorable discharge, or its equivalent, from such service;

(5) Veteran of the Vietnam War shall mean a person who served on active duty, other than for training purposes, for thirty days or more, unless discharged for a service incurred disability, in the armed forces of the United States between August 5, 1964, and ~~the date set by the Congress of the United States on cessation of hostilities in Vietnam~~ May 7, 1975, and who received an honorable discharge, or its equivalent, from such service or who, being a citizen of the United States at the time of his entry into such service, served with the military forces of any government allied with the United States in that war and who received an honorable discharge, or its equivalent, from such service; and

(6) Veteran of the Spanish-American War shall mean a person who served on active duty in the armed forces of the United States between April 21, 1898, and July 4, 1902, and received an honorable discharge, or its equivalent, from such service or who, being a citizen of the United States at the time of his entry into such service, served with the military forces of any government allied with the United States in that war.

Sec. 2. That original section 80-401.01, Reissue Revised Statutes of Nebraska, 1943, is repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.