

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 SENATE BILL 1942

By: Lamb

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5  
6 AS INTRODUCED

7 An Act relating to veterans; amending 72 O.S. 2001,  
8 Section 67.13a, as amended by Section 4, Chapter 302,  
9 O.S.L. 2004 (72 O.S. Supp. 2007, Section 67.13a),  
10 which relates to defining war veterans; modifying  
11 certain language; updating statutory reference; and  
12 providing an effective date.

13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. AMENDATORY 72 O.S. 2001, Section 67.13a, as  
15 amended by Section 4, Chapter 302, O.S.L. 2004 (72 O.S. Supp. 2007,  
16 Section 67.13a), is amended to read as follows:

17 Section 67.13a Except for the purposes of determining military  
18 service credit for state retirement, the words "war veterans" used  
19 in Section 67.13 of this title shall be construed to mean such  
20 honorably discharged persons as served:

21 1. In the Armed Forces of the United States at any time during  
22 the period from April 6, 1917, to November 11, 1918, both dates  
23 inclusive;

1           2. In the Armed Forces of the United States as members of the  
2 45th Division at any time during the period from September 16, 1940,  
3 to December 7, 1941, both dates inclusive;

4           3. In the Armed Forces of the United States at any time during  
5 the period from December 7, 1941, to December 31, 1946, both dates  
6 inclusive;

7           4. In the Armed Forces of the United States at any time during  
8 the period from June 27, 1950, to January 31, 1955, both dates  
9 inclusive;

10          5. For a period of ninety (90) days or more, unless discharged  
11 from active duty for a service-connected disability, in the Armed  
12 Forces of the United States during the period of time in which the  
13 United States participated in a war, campaign or battle, but  
14 excluding any person who shall have served on active duty for  
15 training only, unless discharged from active duty for service-  
16 connected disability;

17          6. In the Armed Forces of the United States at any time during  
18 the period which began on:

19           a. February 28, 1961, and ended on May 7, 1975, in the  
20           case of a veteran who served in the Republic of  
21           Vietnam during that period, and

22           b. August 5, 1964, and ended on May 7, 1975, in all other  
23           cases,  
24

1 except that such period shall be deemed to have ended on December  
2 31, 1976, when determining eligibility for education and training  
3 benefits; or

4 7. In the Armed Forces of the United States on or after August  
5 1, 1990, during the period of time in which the United States  
6 participates in a war, military or naval campaign, or expedition,  
7 excluding any person who shall have served on active duty for  
8 training only, unless discharged from active duty for service-  
9 connected disability.

10 The term "war veterans" shall include only those persons who  
11 shall have served during the times or in the areas prescribed in  
12 this section, and those persons who were awarded service medals, as  
13 authorized by the United States Department of Defense as reflected  
14 in the veteran's Defense Department Form 214, related to the Vietnam  
15 Conflict who served prior to August 5, 1964. Any honorably  
16 discharged war veteran of any of the Armed Forces of the United  
17 States shall be entitled to such tax exemptions to include but not  
18 be limited to tax-exempt veterans' benefits as provided in paragraph  
19 12 of Section 2887 of Title 68 of the Oklahoma Statutes, special  
20 permits and veterans' preferences for state employment; provided,  
21 ~~that~~ any person who shall have served on active duty for training  
22 purposes only shall not be entitled to any such tax exemptions,  
23 special permits or veterans' preferences.

1       The provisions of ~~this act~~ Section 67.13 et seq. of this title  
2 shall include military retirees, whose retirement was based only on  
3 active service, that have been rated as having twenty percent (20%)  
4 or greater service-connected disability by the Veterans  
5 Administration or the Armed Forces of the United States. For the  
6 purpose of defining military service or status as a war veteran for  
7 the granting of military service credit in the retirement systems of  
8 the State of Oklahoma, the specific statutory provisions and  
9 definitions of each respective system shall govern exclusively.

10       SECTION 2. This act shall become effective November 1, 2008.

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12       51-2-3405           LTL           1/22/2008 6:25:16 PM

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