

CERTIFICATION OF ENROLLMENT

SENATE BILL 5477

Chapter 240, Laws of 1991

52nd Legislature
1991 Regular Session

"VETERAN" REDEFINED

EFFECTIVE DATE: 7/28/91

Passed by the Senate April 28, 1991
Yeas 48 Nays 0

JOEL PRITCHARD
President of the Senate

Passed by the House April 27, 1991
Yeas 98 Nays 0

JOE KING
**Speaker of the
House of Representatives**

Approved May 17, 1991

BOOTH GARDNER
Governor of the State of Washington

CERTIFICATE

I, Gordon Golob, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5477** as passed by the Senate and the House of Representatives on the dates hereon set forth.

GORDON A. GOLOB
Secretary

FILED

May 17, 1991 - 10:01 a.m.

**Secretary of State
State of Washington**

SENATE BILL 5477

AS RECOMMENDED BY THE CONFERENCE COMMITTEE

Passed Legislature - 1991 Regular Session

State of Washington 52nd Legislature 1991 Regular Session

By Senators Conner, Rasmussen, Bauer and Nelson.

Read first time February 1, 1991. Referred to Committee on
Governmental Operations.

1 AN ACT Relating to veterans; and amending RCW 41.04.005, 72.36.035,
2 and 73.04.090.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 41.04.005 and 1984 c 36 s 1 are each amended to read
5 as follows:

6 As used in RCW 41.04.005, 41.04.010, 41.16.220, and 41.20.050
7 "veteran" includes every person, who at the time he or she seeks the
8 benefits of RCW 28B.40.361, 41.04.005, 41.04.010, 41.16.220, 41.20.050,
9 41.40.170, 73.04.110, or 73.08.080 has received an honorable discharge
10 or received a discharge for physical reasons with an honorable record
11 and(~~(1) Has served in any branch of the armed forces of the United~~
12 ~~States between World War I and World War II or during any period of~~
13 ~~war; or (2) has served in any branch of the armed forces of the United~~
14 ~~States and has received the armed forces expeditionary medal, or Marine~~

1 ~~Corps and Navy expeditionary medal, for opposed action on foreign~~
2 ~~soil))~~ who meets at least one of the following two criteria:

3 (1) The person has served between World War I and World War II or
4 during any period of war as either (a) a member in any branch of the
5 armed forces of the United States, (b) a member of the women's air
6 forces service pilots, or (c) a U.S. documented merchant mariner with
7 service aboard an oceangoing vessel operated by the war shipping
8 administration, the office of defense transportation, or their agents,
9 during the period of armed conflict, December 7, 1941, to August 15,
10 1945, or a civil service crewmember with service aboard a U.S. army
11 transport service or U.S. naval transportation service vessel in
12 oceangoing service during the period of armed conflict December 7,
13 1941, to August 15, 1945; or

14 (2) The person has received the armed forces expeditionary medal,
15 or marine corps and navy expeditionary medal, for opposed action on
16 foreign soil, for service (a) in any branch of the armed forces of the
17 United States; or (b) as a member of the women's air forces service
18 pilots.

19 A "period of war" includes World War I, World War II, the Korean
20 conflict, the Vietnam era, and the period beginning on the date of any
21 future declaration of war by the congress and ending on the date
22 prescribed by presidential proclamation or concurrent resolution of the
23 congress. The "Vietnam era" means the period beginning August 5, 1964,
24 and ending on May 7, 1975.

25 **Sec. 2.** RCW 72.36.035 and 1977 ex.s. c 186 s 11 are each amended
26 to read as follows:

27 For purposes of this chapter, unless the context clearly indicates
28 otherwise, "actual bona fide residents of this state" shall mean
29 persons who have a domicile in the state of Washington immediately

1 prior to application for membership in the soldiers' home or colony or
2 veterans' home. The term "domicile" shall mean a person's true, fixed,
3 and permanent home and place of habitation, and shall be the place
4 where the person intends to remain, and to which the person expects to
5 return when the person leaves without intending to establish a new
6 domicile elsewhere. "Veteran" has the same meaning established in RCW
7 41.04.005.

8 **Sec. 3.** RCW 73.04.090 and 1974 ex.s. c 171 s 45 are each amended
9 to read as follows:

10 All benefits, advantages or emoluments, not available upon equal
11 terms to all citizens, including but not being limited to preferred
12 rights to public employment, civil service preference, exemption from
13 license fees or other impositions, preference in purchasing state
14 property and special pension or retirement rights, which by any law of
15 this state have been made specially available to war veterans or to
16 persons who have served in the armed forces or defense forces of the
17 United States, shall be available only to persons who have been subject
18 to full and continuous military control and discipline as actual
19 members of the federal armed forces or to persons defined as "veterans"
20 in RCW 41.04.005. Service with such forces in a civilian capacity, or
21 in any capacity wherein a person retained the right to terminate his or
22 her service or to refuse full obedience to military superiors, shall
23 not be the basis for eligibility for such benefits. Service in any of
24 the following shall not for purposes of this section be considered as
25 military service: The office of emergency services or any component
26 thereof; the American Red Cross; the United States Coast Guard
27 Auxiliary; United States Coast Guard Reserve Temporary; United States
28 Coast and Geodetic Survey; American Field Service; Civil Air Patrol;
29 Cadet Nurse Corps, and any other similar organization.

Passed the Senate April 28, 1991.
Passed the House April 27, 1991.
Approved by the Governor May 17, 1991.
Filed in Office of Secretary of State May 17, 1991.