

Introduced by Senator Johannessen

February 28, 1997

An act to amend Section 1012 of the Military and Veterans Code, relating to veterans.

LEGISLATIVE COUNSEL'S DIGEST

SB 1324, as introduced, Johannessen. Veterans home: eligibility.

Existing law establishes a Veterans' Home of California at specified sites for aged and disabled veterans who served in the United States during a war period or period of hostility, as defined, or in time of peace in a campaign or expedition for service in which a medal has been authorized by the government of the United States.

This bill would delete the requirement that the services be during a war period or period of hostility, as defined, or in time of peace in a campaign or expedition for service in which a medal has been authorized, and would instead give priority to veterans who served during a time of war over veterans who served during a time of peace.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 1012 of the Military and
- 2 Veterans Code is amended to read:
- 3 1012. (a) The home is for aged and disabled persons
- 4 who served in the armed forces of the United States

1 ~~during a war period or period of hostility, as defined by~~
 2 ~~law, or in time of peace in a campaign or expedition for~~
 3 ~~service in which a medal has been authorized by the~~
 4 ~~government of the United States, who were discharged~~
 5 or released from active duty under honorable conditions
 6 from service, who are eligible for hospitalization or
 7 domiciliary care in a veterans' facility in accordance with
 8 the rules and regulations of the United States ~~Veterans'~~
 9 ~~Administration~~ *Department of Veterans Affairs*, and who
 10 are bona fide residents of this state at the time of
 11 application; and for the spouses of these persons if all of
 12 the following conditions are satisfied:

- 13 ~~(a)~~
- 14 (1) Space is available.
- 15 ~~(b)~~
- 16 (2) Joint residency will be in the best interests of the
 17 home member, as determined by the administrator.
- 18 ~~(c)~~
- 19 (3) The spouse is a bona fide resident of this state at the
 20 time of application for admission to the home and is
 21 married to, and has resided with, the home member for
 22 at least one year.
- 23 ~~(d)~~
- 24 (4) The home member and spouse agree to pay the
 25 fees and charges for joint residency which the
 26 administrator may establish.
- 27 *(b) Veterans who qualify for benefits under this*
 28 *chapter due to service during a time of war, shall be given*
 29 *priority over veterans who qualify due to service during*
 30 *a time of peace.*
- 31 (c) A resident spouse may continue residence after the
 32 veteran's death.
- 33 (d) The property of the home shall be used for this
 34 purpose.

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