

**Introduced by Committee on Veterans Affairs (Senators Denham (Chair), Cedillo, Correa, Maldonado, Negrete McLeod, Wiggins, and Wyland)**

February 26, 2009

---

An act to amend Section 890 of the Military and Veterans Code, relating to veterans.

LEGISLATIVE COUNSEL'S DIGEST

SB 423, as introduced, Committee on Veterans Affairs. Veterans: educational assistance: dependents.

Existing law defines "veterans" for the purposes of the various programs bestowing benefits upon veterans, including, but not limited to, educational assistance for dependents of veterans.

This bill would make technical, nonsubstantive changes to that definition.

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

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

- 1 SECTION 1. Section 890 of the Military and Veterans Code
- 2 is amended to read:
- 3 890. ~~As used in~~ *For purposes of this article:*
- 4 (a) "Veterans" means (1) any person who served in the Army,
- 5 Navy, or Marine Corps of the United States and was killed in action
- 6 or died as a result of war service in the World War since April 6,
- 7 1917; (2) any member of the Army, Navy, Coast Guard or Marine
- 8 Corps of the United States, or any of their auxiliaries, including,
- 9 but not limited to, the Philippine Commonwealth Army, the

1 Regular Scouts (“Old Scouts”), and the Special Philippine Scouts  
2 (“New Scouts”), who was killed in action in World War II on or  
3 after December 7, 1941, and prior to January 1, 1947, or who died  
4 at any time as a result of war service during ~~such~~ *that* period; (3)  
5 any member of the armed forces of the United States who was  
6 killed in action during any period of hostilities in which the United  
7 States is engaged, or who died or was totally disabled at any time  
8 as a result of active service during ~~any such~~ *that* period or during  
9 the induction period; or (4) any person who, at the time of entry  
10 into the armed forces of the United States was a resident of this  
11 state and was subsequently declared by the United States  
12 government to be missing in action, captured in the line of duty  
13 by hostile forces, or forcibly detained or interned in the line of  
14 duty by a foreign government or power.

15 (b) “Dependent of a veteran” means the natural or adopted child  
16 of a veteran, or stepchild of a veteran as defined by the United  
17 States Department of Veterans Affairs for compensation purposes,  
18 the unmarried surviving spouse of a veteran, or the spouse of a  
19 totally disabled veteran.

20 (c) “Induction period” means (1) the period beginning September  
21 16, 1940, and ending December 6, 1941, and the period beginning  
22 January 1, 1947, and ending June 26, 1950, and (2) the period  
23 beginning on February 1, 1955, and ending on the day before the  
24 first day thereafter on which individuals (other than individuals  
25 liable for induction by reason of a prior deferment) are no longer  
26 liable for induction for training and service into the armed forces  
27 under the Universal Military Training and Service Act.