

CHAPTER 444—S.F.No. 1794

An act relating to veterans; redefining the term "veteran"; setting criteria for educational assistance; amending Minnesota Statutes 1988, sections 197.447; and 197.75, subdivision 2.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1988, section 197.447, is amended to read:

197.447 VETERAN, DEFINED.

The word "veteran" as used in Minnesota Statutes except in sections 43A.11, 196.02, 196.07, 197.59, 197.60, 136C.13, 196.21, 197.971, and 202.038 243.251, means ~~any person~~ a citizen of the United States or a resident alien who has been separated under honorable conditions from any branch of the armed forces of the United States after having served on active duty for 181 consecutive days or by reason of disability incurred while serving on active duty, ~~and who is a citizen of the United States or resident alien or who has active military service certified under section 401, Public Law Number 95-202. The active military service must be certified by the United States Secretary of Defense as active military service and a discharge under honorable conditions must be issued by the Secretary.~~

Sec. 2. Minnesota Statutes 1988, section 197.75, subdivision 2, is amended to read:

Subd. 2. **LIMITATIONS.** ~~None of The provisions of benefits in~~ subdivision 1 ~~shall be made are not~~ available to ~~any a~~ veteran who is entitled to the same or similar benefits under ~~any a~~ law or regulation of the United States ~~now in force or hereafter created, unless the, with the exceptions in paragraphs (a) and (b).~~

(a) ~~A~~ A veteran ~~shall have who has~~ been eligible for and ~~exhausted has used up~~ the benefits the veteran is entitled to under the laws of the United States, ~~through use thereof, in which event the veteran shall be is~~ entitled to the benefits provided for by subdivision 1.

(b) A veteran who has had less than ten years of eligibility for educational assistance under federal law because of the December 31, 1989, delimiting date and who has lost more than four months of that eligibility is entitled to the benefits provided for by subdivision 1.

Presented to the governor April 12, 1990

Signed by the governor April 16, 1990, 4:30 p.m.

New language is indicated by underline, deletions by ~~strikeout~~.