

1 SB355  
2 109156-1  
3 By Senator Mitchell  
4 RFD: Veterans and Military Affairs  
5 First Read: 02-FEB-10

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8 SYNOPSIS: Currently, to be eligible for veterans'  
9 educational benefits, the veteran must have been a  
10 permanent resident of Alabama for at least one year  
11 prior to entrance into service.

12 This bill would allow a veteran who has been  
13 a resident for 30 days prior to application for  
14 benefits to be eligible to receive the benefits.

15  
16 A BILL  
17 TO BE ENTITLED  
18 AN ACT

19  
20 To amend Section 31-6-11, Code of Alabama 1975,  
21 relating to veterans' educational benefits, to allow a veteran  
22 who has been a resident for 30 days prior to application for  
23 benefits to be eligible to receive the benefits.

24 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

25 Section 1. Section 31-6-11, Code of Alabama 1975, is  
26 amended to read as follows:

27 "§31-6-11.

1           "(a) Before an application of any veteran for  
2 benefits under this chapter can be approved, such veteran  
3 shall submit proof, satisfactory to the State Department of  
4 Veterans' Affairs, of:

5           "(1) Identification;

6           "(2) Having been a permanent resident of the State  
7 of Alabama for at least ~~one year~~ 30 days immediately prior to  
8 his or her entrance into service; and

9           "(3) An honorable discharge or other proof of  
10 honorable termination of at least 24 months of service in the  
11 armed forces, or if such veteran was discharged or released by  
12 reason of service-connected disability then proof of honorable  
13 termination of less than 24 months of service is acceptable.

14           "(b) Before the application of a wife, widow or  
15 child of a disabled veteran or a deceased veteran or  
16 serviceman for educational benefits under this chapter is  
17 approved, proof, satisfactory to the State Department of  
18 Veterans' Affairs, must be submitted:

19           "(1) Establishing the identification of such wife,  
20 widow or child as the wife, widow or child of the veteran or  
21 serviceman, as the case may be;

22           "(2) Of such veteran or serviceman having been a  
23 permanent resident of the State of Alabama for at least ~~one~~  
24 year 30 days immediately prior to his or her entrance into  
25 service, or if the applicant is the wife, widow or child of a  
26 totally and permanently disabled veteran, then proof either of  
27 the veteran's having been a permanent resident of the State of

1 Alabama for at least ~~one year~~ 30 days prior to his entrance  
2 into service or proof that such veteran has been a bona fide  
3 resident of this state for at least five years immediately  
4 prior to the filing of the application for benefits under this  
5 chapter or immediately prior to his death if the veteran is  
6 deceased; and,

7 "(3) An honorable discharge or other proof of  
8 honorable termination of service of the veteran or serviceman  
9 in the armed forces for a period of at least 90 days between  
10 the dates mentioned in this chapter, or service of less than  
11 90 days if the veteran or serviceman was discharged or  
12 released by reason of service-connected disability.

13 "(c) The service upon which any benefits are awarded  
14 under this chapter shall have been rendered during wartime or  
15 under extrahazardous conditions; and this condition of  
16 eligibility shall be established by the State Department of  
17 Veterans' Affairs."

18 Section 2. This act shall become effective on the  
19 first day of the third month following its passage and  
20 approval by the Governor, or its otherwise becoming law.