

# MILITARY

## CHAPTER 431

SENATE BILL NO. 2381  
(Senators Lips, Dotzenrod)  
(Representatives Ulmer, Rydell)

### VETERANS' CEMETERY

AN ACT to create and enact a new section to chapter 37-03 of the North Dakota Century Code, relating to the establishment of a state veterans' cemetery; and to provide an appropriation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 37-03 of the North Dakota Century Code is hereby created and enacted to read as follows:

North Dakota veterans' cemetery - Administration. The adjutant general shall establish and operate the North Dakota veterans' cemetery, which the adjutant general shall locate within or adjacent to Fort Abraham Lincoln state park. The adjutant general may accept and utilize private and federal funds to establish and operate the veterans' cemetery. The adjutant general, with the approval of the governor, may enter into an agreement with the director of the state parks and recreation department for the maintenance of the cemetery. The adjutant general shall provide lots in the state veterans' cemetery for the interment of deceased members of the national guard and veterans, and their spouses, minor children, and unmarried adult children who were physically or mentally disabled and incapable of self-support. The adjutant general may adopt, amend, or rescind any rules under chapter 28-32 as deemed necessary to implement and administer this section.

SECTION 2. APPROPRIATION. There is hereby appropriated any funds received by the adjutant general from federal and private sources for the purpose of constructing and operating the North Dakota veterans' cemetery at or adjacent to Fort Abraham Lincoln state park for the biennium beginning July 1, 1989, and ending June 30, 1991.

Approved March 28, 1989  
Filed March 28, 1989

## CHAPTER 432

SENATE BILL NO. 2349  
(Nalewaja, Heinrich, J. Meyer, Stenehjem, Peterson)

**VETERANS' AID FUND**

AN ACT to amend and reenact sections 37-14-03.3, 37-14-04, 37-14-05, 37-14-06, and 37-14-07 of the North Dakota Century Code, relating to the veterans' aid fund.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 37-14-03.3 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

37-14-03.3. Revolving fund. The sum of seven hundred thousand dollars is a permanent revolving fund of the veterans' aid fund and may not revert to the general fund and must be used solely for the purpose of making loans to any veteran as defined by section 37-01-40; ~~however, nothing in this and to a surviving spouse of a veteran if the spouse has not remarried. This section prohibits~~ does not prohibit the department of veterans' affairs, in its discretion, from using any interest the fund accrues or has already earned or accrued ~~for the purposes of collecting~~ to collect loans if in the opinion of the department ~~the veteran~~ a person has the financial means to repay, and ~~he~~ that person deliberately refuses to do so.

SECTION 2. AMENDMENT. Section 37-14-04 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

37-14-04. Veterans' aid fund - Purpose. The purpose of the veterans' aid fund is to make loans or advancements to any veteran as defined by section 37-01-40 ~~and to a surviving spouse of a veteran if the spouse has not remarried.~~ A ~~veteran~~ qualified applicant may be permitted to make more than one loan providing the ~~veteran~~ applicant has satisfied payment requirements of a previous loan.

SECTION 3. AMENDMENT. Section 37-14-05 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

37-14-05. Application for aid. ~~Any such veteran~~ A qualified person may ~~make application apply~~ to the department of veterans' affairs in such form as it ~~may provide~~ provides, either while ~~he or she~~ the applicant is waiting for relief or assistance from ~~such other~~ another agency, state or federal, ~~as may provide relief to him;~~ or for further assistance for ~~his~~ the applicant's education, or otherwise.

SECTION 4. AMENDMENT. Section 37-14-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

37-14-06. Department may provide aid. If the department of veterans' affairs is satisfied that an applicant is a veteran, as defined by section

37-01-40, or the surviving spouse of a veteran and has not remarried, and that the applicant is a citizen and resident of this state, the department may loan to the applicant, or a guardian of the applicant, a sum from the veterans' aid fund not to exceed ~~the sum of~~ two thousand dollars.

SECTION 5. AMENDMENT. Section 37-14-07 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

37-14-07. Repayment to be made to aid fund. Upon the granting of such an application and at the time of such disbursement, the applicant, or his the applicant's legally appointed guardian, ~~must be required to shall~~ execute an agreement with the department of veterans' affairs that within a specified period of two not to exceed four years from the date of the receipt of the last item of such the advancement ~~he~~, the applicant will repay to the state of ~~North Dakota~~ for the use of the veterans' aid fund the full amount of all advancements made to him the applicant with interest as provided in rules ~~and~~ regulations adopted pursuant to under section 37-14-10, but not to exceed ten percent annually. One-half of the interest must be waived if timely repayment is made to the fund. The department ~~has the authority to may~~ take necessary legal action to collect, compromise, or settle loans if in the opinion of the department the veteran person has the financial means to repay, and ~~he~~ the person deliberately refuses to do so. The department ~~shall also have the authority to may~~ release from financial liability any veteran ~~whom~~ person it determines is financially unable to repay the loan through no fault of the veteran's person.

Approved March 28, 1989  
Filed March 28, 1989

## CHAPTER 433

SENATE BILL NO. 2137

(Committee on Human Services and Veterans Affairs)

(At the request of the Administrative Committee on Veterans' Affairs)

### VETERANS' HOME OBJECTIVE AND CONTRIBUTIONS

AN ACT to amend and reenact section 37-15-02 and subsection 3 of section 37-15-14.1 of the North Dakota Century Code, relating to the object of the veterans' home and membership contributions for residents of the veterans' home.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 37-15-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

37-15-02. Object of veterans' home. The object of the veterans' home is to provide domiciliary and long-term care as defined under chapter 23-16 for:

1. All veterans as defined in section 37-01-40 and all honorably discharged soldiers of the North Dakota national guard who heretofore or hereafter may become permanently disabled from any cause while in line and discharge of duty.
2. The spouses and surviving spouses of those mentioned in subsection 1 if they meet the requirements for admission under section 37-15-10.

SECTION 2. AMENDMENT. Subsection 3 of section 37-15-14.1 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

3. All moneys received as a result of charging the membership contribution authorized by subsection 1 must be deposited in a special fund in the state treasury to be known as the "veterans' home improvement fund". The fund must be invested by the state investment board in the manner provided in chapter 21-10, and all income received, less amounts deducted pursuant to section 21-10-10, must be deposited in, or reinvested for the benefit of, the veterans' home improvement fund. Moneys in the veterans' home improvement fund must, subject to and following legislative appropriations, be expended only for expansion of present facilities of the home, for development of new facilities, for enrichment of living conditions, or for additional care for members of the home, as such expansion, development, enrichment, or additional care is deemed necessary by the administrative committee. ~~All moneys expended from the veterans' home improvement fund must be paid out on vouchers prepared by the secretary of the administrative committee on veterans' affairs.~~ The office of management and budget shall prepare the warrant-checks.

Approved March 28, 1989  
Filed March 28, 1989