

**Sixty-third Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 8, 2013**

HOUSE BILL NO. 1057
(Government and Veterans Affairs Committee)
(At the request of the Adjutant General)

AN ACT to create and enact two new subsections to section 37-01-01, a new section to chapter 37-03, and section 37-01-10.2 of the North Dakota Century Code, relating to the definition and authority of the adjutant general to present awards; and to amend and reenact sections 37-01-09 and 37-01-10.1 of the North Dakota Century Code, relating to service medals awarded to national guard members.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. Two new subsections to section 37-01-01 of the North Dakota Century Code are created and enacted as follows:

"Adjutant general coin" means a coin or medallion bearing the state's adjutant general's organization insignia or emblem.

"Disaster response coin" means a coin or medallion bearing a design to commemorate the response during a state disaster or emergency.

SECTION 2. A new section to chapter 37-03 of the North Dakota Century Code is created and enacted as follows:

North Dakota adjutant general and disaster response coin - Presented by whom - Qualifications.

The adjutant general may present an adjutant general coin to deserving individuals who have distinguished themselves through exceptional service to the mission of the North Dakota national guard or department of emergency services. The adjutant general may present a disaster response coin to deserving individuals who have distinguished themselves through exceptional service during times of disaster or emergency in the state.

SECTION 3. AMENDMENT. Section 37-01-09 of the North Dakota Century Code is amended and reenacted as follows:

37-01-09. Service medals.

The commander in chief of the national guard of this state may issue an order providing suitable service medals or ribbons or marks of distinction for all officers and enlisted ~~men~~members who have served in the national guard for an aggregate period of five, ten, ~~fifteen,~~ and twenty, ~~thirty,~~ and forty years, respectively, and for a like service thereafter or for service on active duty with the armed forces of the United States. Such service medals or ribbons may also be awarded to any member of the armed forces of the United States who shall serve in an active duty capacity with the North Dakota national guard for a period of two or more years.

SECTION 4. AMENDMENT. Section 37-01-10.1 of the North Dakota Century Code is amended and reenacted as follows:

37-01-10.1. North Dakota legion of merit medal - Presented by whom - Qualifications - Regulations governing.

The governor, in the name of the legislative assembly, may present a military medal known as the "North Dakota legion of merit" to any member or former member of the North Dakota national guard who, in the discharge of the person's military duty, has been distinguished by outstanding service ~~and twenty years of duty~~ to the North Dakota national guard, and that person's community, state, and nation. Such medal may also be awarded to a member or former member of the armed forces of the United States or of the national guard of another state who performs outstanding service for the guard of this state. The medal must bear a suitable inscription and must be of military design as prescribed by the adjutant general. The medal must be awarded by the board of awards in the same manner as prescribed in section 37-01-10.

SECTION 5. Section 37-01-10.2 of the North Dakota Century Code is created and enacted as follows:

37-01-10.2. North Dakota state flag - Presented by whom - Qualifications.

A North Dakota state flag may be presented upon retirement to any member of the North Dakota national guard upon the completion of twenty good years or more of military service.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-third Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1057.

House Vote: Yeas 91 Nays 0 Absent 3

Senate Vote: Yeas 46 Nays 0 Absent 1

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2013.

Approved at _____ M. on _____, 2013.

Governor

Filed in this office this _____ day of _____, 2013,

at _____ o'clock _____ M.

Secretary of State