

**First Regular Session
Seventy-third General Assembly
STATE OF COLORADO**

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 21-0244.01 Conrad Imel x2313

SENATE BILL 21-026

SENATE SPONSORSHIP

Moreno, Bridges, Buckner, Coleman, Danielson, Donovan, Fenberg, Fields, Garcia, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Lee, Pettersen, Rodriguez, Story, Winter, Zenzinger

HOUSE SPONSORSHIP

Ortiz,

Senate Committees

State, Veterans, & Military Affairs

House Committees

State, Civic, Military, & Veterans Affairs

A BILL FOR AN ACT

101 **CONCERNING THE ELIGIBILITY OF DISCHARGED LGBT VETERANS FOR**
102 **SPECIFIED STATE BENEFITS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

A person may have been discharged other than honorably from the United States military due to the person's sexual orientation or gender identity or expression; statements, consensual sexual conduct, or consensual acts relating to sexual orientation or gender identity or expression; or the disclosure of statements, conduct, or acts that were prohibited by the armed services at the time of discharge. Because of the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

HOUSE
Amended 2nd Reading
March 26, 2021

SENATE
3rd Reading Unamended
February 22, 2021

SENATE
Amended 2nd Reading
February 19, 2021

person's discharge status as other than honorable, the person does not qualify for certain Colorado state programs or benefits.

The bill establishes a "discharged LGBT veteran" status for the purposes of Colorado law. A person discharged for the reasons described above is eligible to be a discharged LGBT veteran. A person who received a dishonorable discharge from the United States military is not eligible to qualify as a discharged LGBT veteran.

Pursuant to a process established by the division of veterans affairs, the board of veterans affairs determines whether a person qualifies as a discharged LGBT veteran. This determination does not change the veteran's official character of discharge on the veteran's discharge paperwork, nor does it affect a person's eligibility for federal veterans programs or benefits.

The bill amends various existing state programs and benefits to make a discharged LGBT veteran eligible for those programs and benefits.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1. Short title.** The short title of this act is the
3 "Restoration of Honor Act".

4 **SECTION 2.** In Colorado Revised Statutes, **add** 28-5-103 as
5 follows:

6 **28-5-103. Discharged LGBT veteran.** (1) (a) A PERSON IS A
7 DISCHARGED LGBT VETERAN IF THE PERSON, AS DETERMINED BY THE
8 BOARD OF VETERANS AFFAIRS, WAS DISCHARGED FROM THE ARMED
9 SERVICES DUE TO THE PERSON'S SEXUAL ORIENTATION OR GENDER
10 IDENTITY OR GENDER EXPRESSION; OR STATEMENTS, CONSENSUAL SEXUAL
11 CONDUCT, OR CONSENSUAL ACTS RELATING TO SEXUAL ORIENTATION OR
12 GENDER IDENTITY OR GENDER EXPRESSION UNLESS THE STATEMENTS,
13 CONDUCT, OR ACTS ARE PROHIBITED BY THE UNIFORM CODE OF MILITARY
14 JUSTICE ON GROUNDS OTHER THAN THE PERSON'S SEXUAL ORIENTATION,
15 GENDER IDENTITY, OR GENDER EXPRESSION; OR THE DISCLOSURE OF
16 STATEMENTS, CONDUCT, OR ACTS RELATING TO SEXUAL ORIENTATION OR

1 GENDER IDENTITY OR GENDER EXPRESSION THAT WERE PROHIBITED BY
2 THE ARMED SERVICES AT THE TIME OF DISCHARGE.

3 (b) NOTWITHSTANDING SUBSECTION (1)(a) OF THIS SECTION, A
4 PERSON WHO RECEIVED A DISHONORABLE DISCHARGE, BAD CONDUCT
5 DISCHARGE, OR, IF THE PERSON WAS AN OFFICER, A DISMISSAL FROM THE
6 ARMED SERVICES IS NOT ELIGIBLE TO BE A DISCHARGED LGBT VETERAN.

7 (2) UPON APPLICATION, AND IN ACCORDANCE WITH THE PROCESS
8 ESTABLISHED BY THE DIVISION OF VETERANS AFFAIRS PURSUANT TO THIS
9 SECTION, THE BOARD OF VETERANS AFFAIRS SHALL DETERMINE WHETHER
10 A PERSON IS A DISCHARGED LGBT VETERAN.

11 (3) (a) THE DIVISION OF VETERANS AFFAIRS SHALL ESTABLISH A
12 CONSISTENT AND UNIFORM PROCESS TO DETERMINE WHETHER A PERSON
13 IS A DISCHARGED LGBT VETERAN, INCLUDING, AT A MINIMUM,
14 STANDARDS FOR VERIFYING THE PERSON'S STATUS AS A DISCHARGED
15 LGBT VETERAN.

16 (b) (I) THE PROCESS MUST REQUIRE A PERSON APPLYING FOR
17 CLASSIFICATION AS A DISCHARGED LGBT VETERAN TO SUBMIT A COPY OF
18 THE PERSON'S DD214 FORM ISSUED BY THE UNITED STATES GOVERNMENT,
19 A PERSONAL AFFIDAVIT OF THE CIRCUMSTANCES SURROUNDING THE
20 DISCHARGE, AND ANY RELEVANT RECORDS PERTAINING TO THE
21 DISCHARGE.

22 (II) A PERSON WHO DOES NOT HAVE THE DOCUMENTS DESCRIBED
23 IN SUBSECTION (3)(b)(I) OF THIS SECTION IS NOT AUTOMATICALLY
24 DISQUALIFIED FROM BEING CLASSIFIED AS A DISCHARGED LGBT VETERAN.
25 IF THE PERSON DOES NOT HAVE THE DOCUMENTS, THE PERSON MUST
26 SUBMIT AN AFFIDAVIT CERTIFYING THAT THE PERSON DOES NOT HAVE THE
27 DOCUMENTS.

1 (c) THE DIVISION OF VETERANS AFFAIRS SHALL ESTABLISH A
2 METHOD FOR A PERSON DETERMINED BY THE BOARD OF VETERANS AFFAIRS
3 TO BE A DISCHARGED LGBT VETERAN TO DEMONSTRATE STATUS AS A
4 DISCHARGED LGBT VETERAN.

5 **SECTION 3.** In Colorado Revised Statutes, **amend** 28-5-100.3
6 as follows:

7 **28-5-100.3. Definitions.** As used in this ~~article~~ ARTICLE 5, unless
8 the context otherwise requires:

9 (1) "DISCHARGED LGBT VETERAN" MEANS A PERSON WHO THE
10 STATE BOARD OF VETERANS AFFAIRS DETERMINES TO BE A DISCHARGED
11 LGBT VETERAN PURSUANT TO SECTION 28-5-103.

12 ~~(1)~~ (2) "Veteran" means a person who served in the active
13 military, naval, or air service of the United States and who was
14 discharged or released under conditions other than dishonorable, in
15 accordance with U.S.C. title 38, as amended.

16 **SECTION 4.** In Colorado Revised Statutes, 28-5-703, **add** (5) as
17 follows:

18 **28-5-703. Rules - duties.** (5) THE BOARD SHALL DETERMINE
19 WHETHER A PERSON IS A DISCHARGED LGBT VETERAN PURSUANT TO
20 SECTION 28-5-103.

21 **SECTION 5.** In Colorado Revised Statutes, 28-5-705, **add** (1)(i)
22 as follows:

23 **28-5-705. Duties.** (1) The division, in accordance with its rules,
24 shall perform the following duties and functions:

25 (i) ESTABLISH A CONSISTENT AND UNIFORM PROCESS TO
26 DETERMINE WHETHER A VETERAN QUALIFIES AS A DISCHARGED LGBT
27 VETERAN, AS DESCRIBED IN SECTION 28-5-103.

1 **SECTION 6.** In Colorado Revised Statutes, 22-32-132, **amend**
2 (1) introductory portion, (2)(a), and (2)(b) as follows:

3 **22-32-132. Diplomas - veterans.** (1) Upon the request of an
4 honorably discharged veteran OR A DISCHARGED LGBT VETERAN, AS
5 DEFINED IN SECTION 28-5-100.3, a board of education of a school district
6 may award a diploma to the ~~honorably discharged~~ veteran if ~~he or she~~ THE
7 VETERAN:

8 (2) Notwithstanding any provision of subsection (1) of this section
9 to the contrary, a board of education of a school district may award a
10 diploma:

11 (a) Posthumously to an honorably discharged veteran OR
12 DISCHARGED LGBT VETERAN, upon the request of an immediate family
13 member or legal guardian of the ~~honorably discharged~~ veteran; or

14 (b) Even though an honorably discharged veteran OR DISCHARGED
15 LGBT VETERAN has already successfully completed a high school
16 equivalency examination, as defined in section 22-33-102 (8.5).

17 **SECTION 7.** In Colorado Revised Statutes, 23-3.3-901, **amend**
18 (4)(d) as follows:

19 **23-3.3-901. Teach Colorado grant initiative created - award**
20 **of grants - legislative declaration.** (4) In awarding grants through the
21 teach Colorado grant initiative, the department shall give special
22 consideration to scholarships that:

23 (d) Are designed to assist honorably discharged veterans AND
24 DISCHARGED LGBT VETERANS, AS DEFINED IN SECTION 28-5-100.3, of the
25 armed forces in entering the teaching profession; or

26 **SECTION 8.** In Colorado Revised Statutes, 23-7.4-203, **amend**
27 (1) as follows:

1 **23-7.4-203. Tuition classification of armed forces veterans.**

2 (1) (a) Notwithstanding any provision of this article 7.4 or article 7 of
3 this title 23 to the contrary, beginning with the fall semester of the
4 2009-2010 academic year, the governing board of each state institution
5 of higher education in Colorado shall adopt a policy that grants in-state
6 tuition status to an honorably discharged member of the armed forces of
7 the United States AND A DISCHARGED LGBT VETERAN, AS DEFINED IN
8 SECTION 28-5-100.3, who enrolls in the state institution of higher
9 education and who meets, for any length of time, the presumptions and
10 rules for maintaining a domicile in Colorado described in section
11 23-7-103.

12 (b) Notwithstanding any provision of this article 7.4 or article 7
13 of this title 23 to the contrary, beginning with the fall semester of the
14 2009-2010 academic year, the governing board of each state institution
15 of higher education in Colorado may adopt a policy that grants in-state
16 tuition status to a dependent of an honorably discharged member of the
17 armed forces of the United States OR A DISCHARGED LGBT VETERAN, AS
18 DEFINED IN SECTION 28-5-100.3, who enrolls in the state institution of
19 higher education if the honorably discharged member of the armed forces
20 OR DISCHARGED LGBT VETERAN meets, for any length of time, the
21 presumptions and rules for maintaining a domicile in Colorado described
22 in section 23-7-103.

23 **SECTION 9.** In Colorado Revised Statutes, 26-12-205, **amend**
24 (3)(b) as follows:

25 **26-12-205. Homelake military veterans cemetery - definitions**
26 **- fund - rules.** (3) (b) Burial and interment may be provided at the
27 cemetery for any spouse, surviving spouse, or dependent parent of an

1 honorably discharged veteran OR DISCHARGED LGBT VETERAN, AS
2 DEFINED IN SECTION 28-5-100.3, of any branch of the armed forces of the
3 United States.

4 **SECTION 10.** In Colorado Revised Statutes, 28-5-502, **amend**
5 (1) introductory portion as follows:

6 **28-5-502. Interment of deceased veterans.** (1) It is the duty of
7 the county commissioners in each county of this state to designate some
8 proper person in each county whose duty it is to cause the decent
9 interment of the bodies of honorably discharged military personnel AND
10 DISCHARGED LGBT VETERANS:

11 **SECTION 11.** In Colorado Revised Statutes, **amend** 28-5-505 as
12 follows:

13 **28-5-505. Cemetery subdivision - state may acquire and**
14 **maintain.** The state has authority to acquire, establish, maintain, and
15 improve in any cemetery in the state a suitable subdivision to be used as
16 a burial place for honorably discharged veterans AND DISCHARGED LGBT
17 VETERANS. Such subdivision ~~shall~~ MUST consist of lots, each of sufficient
18 area to accommodate at least eight interments of deceased veterans. No
19 charge shall be made for burial space in such subdivision.

20 **SECTION 12.** In Colorado Revised Statutes, 28-5-802, **amend**
21 (1) as follows:

22 **28-5-802. Qualifications - term of office.** (1) The county
23 veterans service officer or assistant at the time of appointment ~~shall~~ MUST
24 be a resident of the state, ~~shall~~ have served in the United States Army, Air
25 Force, Navy, Marine Corps, or Coast Guard, or any auxiliary branch
26 thereof and ~~shall~~ have been honorably discharged therefrom OR BE A
27 DISCHARGED LGBT VETERAN, or ~~shall~~ be an officer released from active

1 duty with the armed forces and placed on inactive duty therein. Before
2 such appointments ~~shall be~~ ARE made, the board of county commissioners
3 making ~~such~~ THE appointments ~~shall have sought~~ MUST SEEK the advice
4 and counsel of the chief officer of each post of the regularly established
5 and existing veterans organizations of the county wherein ~~such~~ THE
6 officer or assistant is to serve as to the qualifications and experience of
7 the applicant for ~~such~~ THE position. ~~Such~~ THE appointee ~~shall~~ MUST be
8 well-qualified based on ~~his or her~~ THE APPOINTEE'S education and
9 experience to perform the duties of county veterans service officer. The
10 division shall recommend education and experience qualifications for the
11 position of county veterans service officer.

12 **SECTION 13.** In Colorado Revised Statutes, **amend** 31-30-210
13 as follows:

14 **31-30-210. Qualifications - notice of examination.** Applicants
15 for appointment ~~shall~~ MUST be citizens of the United States and reside in
16 the city and county of such municipality for one year next preceding the
17 date of their application. All examinations ~~shall~~ MUST be impartial and
18 only relate to the fitness of such persons examined for the service they
19 wish to enter. ~~No question shall~~ QUESTIONS MUST NOT relate to political
20 or religious affiliation, and ~~no appointment shall~~ AN APPOINTMENT MUST
21 NOT be affected in any manner by ~~such~~ political or religious affiliation.
22 Notice of time, place, and scope of such examination ~~shall~~ MUST be given
23 in ~~said~~ THE notice published in said paper. ~~No person shall be certified to~~
24 ~~appointment~~ A PERSON whose standing ~~shall be~~ IS less than sixty-five
25 percent of complete proficiency MAY NOT BE CERTIFIED TO APPOINTMENT.
26 Preference ~~shall~~ MUST be given to persons honorably discharged from the
27 naval or military service of the United States AND TO DISCHARGED LGBT

1 VETERANS, AS DEFINED IN SECTION 28-5-100.3, and whose qualifications
2 are otherwise equal.

3 **SECTION 14.** In Colorado Revised Statutes, 31-31-410, **amend**
4 (2)(b) as follows:

5 **31-31-410. Purchased or rolled-over service credit.** (2) A
6 member may purchase up to five years of service credit for periods of
7 active duty in the uniformed services of the United States, subject to all
8 of the following conditions:

9 (b) The member provides documentation of the dates of service
10 in the uniformed services of the United States and that the member was
11 honorably discharged from such service OR IS A DISCHARGED LGBT
12 VETERAN, AS DEFINED IN SECTION 28-5-100.3;

13 **SECTION 15.** In Colorado Revised Statutes, 33-6-107, **amend**
14 (8)(c) as follows:

15 **33-6-107. Licensing violations - penalties - rule.** (8) (c) The
16 commission shall promulgate a rule allowing veterans, including
17 active-duty, reserve-duty, or national guard personnel, to obtain a hunter
18 education certificate without attending a hunter education course if the
19 veteran successfully passes a test-out option as developed by the
20 commission. To qualify, a veteran must be discharged under honorable
21 conditions OR BE A DISCHARGED LGBT VETERAN, AS DEFINED IN SECTION
22 28-5-100.3.

23 **SECTION 16.** In Colorado Revised Statutes, 42-1-102, **add**
24 (24.3) as follows:

25 **42-1-102. Definitions.** As used in articles 1 to 4 of this title 42,
26 unless the context otherwise requires:

27 (24.3) "DISCHARGED LGBT VETERAN" HAS THE SAME MEANING

1 AS SET FORTH IN SECTION 28-5-100.3.

2 **SECTION 17.** In Colorado Revised Statutes, 42-3-213, **amend**
3 (1)(a)(VII), (1)(a)(XI), (1)(a)(XII), (1)(a)(XV), (1)(a)(XVI), (1)(a)(XVII),
4 (1)(a)(XXV), (1)(a)(XXVIII), (1)(a)(XXIX), (1)(a)(XXX), (6)(b)(III),
5 (8)(b), (12), (13)(b), (16)(b), (16)(c), (17)(b), (18)(b) introductory portion,
6 (18)(b)(I), (26)(b), (29)(b), (30)(b), and (31)(b); and **add** (1)(a.5) as
7 follows:

8 **42-3-213. License plates - military veterans - rules -**
9 **retirement.** (1) (a) The department shall issue one or more sets of license
10 plates to the following persons who own a truck that does not exceed
11 sixteen thousand pounds empty weight, a passenger car, a motorcycle, or
12 a noncommercial or recreational vehicle:

13 (VII) An honorably discharged OR DISCHARGED LGBT VETERAN,
14 OR A retired, reserve, or active member of the United States Marine
15 Corps;

16 (XI) An honorably discharged OR DISCHARGED LGBT VETERAN,
17 OR A retired, reserve, or active member of the United States Army;

18 (XII) ~~Effective July 1, 2006,~~ An honorably discharged OR
19 DISCHARGED LGBT VETERAN, OR A retired, reserve, or active member of
20 the United States Navy;

21 (XV) An honorably discharged OR DISCHARGED LGBT VETERAN,
22 OR A retired, reserve, auxiliary, or active member of the United States
23 Coast Guard;

24 (XVI) A serving member or honorably discharged OR
25 DISCHARGED LGBT VETERAN or retired member of any component of the
26 United States Air Force;

27 (XVII) An honorably discharged OR DISCHARGED LGBT

1 VETERAN, OR A retired, reserve, or active member of the special forces of
2 the United States armed forces;

3 (XXV) An honorably discharged OR DISCHARGED LGBT
4 VETERAN, OR A retired, reserve, or active member of the Navy SEALs;

5 (XXVIII) An honorably discharged OR DISCHARGED LGBT
6 VETERAN, OR A retired, reserve, or active member of the 10th mountain
7 division of the United States Army;

8 (XXIX) An honorably discharged OR DISCHARGED LGBT
9 VETERAN, OR A retired, reserve, or active member of a submarine crew of
10 the United States Navy; or

11 (XXX) An honorably discharged OR DISCHARGED LGBT VETERAN
12 or retired woman veteran of the United States armed forces.

13 (a.5) BEFORE ISSUING A LICENSE PLATE TO A DISCHARGED LGBT
14 VETERAN PURSUANT TO THIS SECTION, THE DEPARTMENT SHALL REQUIRE
15 THE APPLICANT TO DEMONSTRATE STATUS AS A DISCHARGED LGBT
16 VETERAN IN THE MANNER PRESCRIBED BY THE DIVISION OF VETERANS
17 AFFAIRS PURSUANT TO SECTION 28-5-103 (3)(c).

18 (6) **Survivors of the attack on Pearl Harbor.** (b) Any natural
19 person may use a survivors of the attack on Pearl Harbor special license
20 plate if such person:

21 (III) Received an honorable discharge from the United States
22 armed forces OR IS A DISCHARGED LGBT VETERAN; and

23 (8) **Honorably discharged, discharged LGBT, or retired**
24 **veteran, or active member of the U.S. Marine Corps.** (b) A natural
25 person who has received an honorable discharge OR IS A DISCHARGED
26 LGBT VETERAN, is retired, or is an active or reserve member of the
27 United States Marine Corps may use a United States Marine Corps

1 special license plate. When applying for such a license plate, an applicant
2 shall submit proof of an honorable discharge OR STATUS AS AN LGBT
3 VETERAN or proof that the applicant is currently an active or reserve
4 member of the United States Marine Corps.

5 (12) **Honorably discharged, discharged LGBT, or retired**
6 **veteran, reserve, or active member of the United States Army.**

7 (a) The United States Army special license plate shall be designed to
8 indicate that the owner of the motor vehicle to which such license plate
9 is attached is an honorably discharged OR DISCHARGED LGBT VETERAN,
10 OR A retired, reserve, or active member of the United States Army.

11 (b) A natural person may use a United States Army special license
12 plate if such person is an honorably discharged or DISCHARGED LGBT
13 VETERAN, OR A retired, reserve, or active member of the United States
14 Army.

15 (c) The department or an authorized agent shall not issue an
16 United States Army special license plate to an applicant until the
17 applicant provides a DD214 form issued by the United States government
18 or other evidence sufficient to demonstrate that the applicant is an
19 honorably discharged, DISCHARGED LGBT VETERAN, retired, reserve, or
20 active member of the United States Army.

21 (13) **Honorably discharged, discharged LGBT, or retired**
22 **veteran, or active member of the United States Navy.** (b) A natural

23 person who has received an honorable discharge, IS A DISCHARGED LGBT
24 VETERAN, is retired, or is an active or reserve member of the United
25 States Navy ~~shall be authorized to~~ MAY use a United States Navy special
26 license plate. When applying for such a license plate, an applicant shall
27 submit a DD214 form issued by the United States government or other

1 evidence sufficient to demonstrate that the applicant has an honorable
2 discharge, PROOF OF THE APPLICANT'S STATUS AS A DISCHARGED LGBT
3 VETERAN, or proof that the applicant is currently an active or reserve
4 member of the United States Navy.

5 **(16) Honorably discharged, discharged LGBT veteran, retired**
6 **veteran, auxiliary, or active member of the United States Coast**
7 **Guard.** (b) On or after January 1, 2008, a natural person who has
8 received an honorable discharge, IS A DISCHARGED LGBT VETERAN, is
9 retired, or is an active, auxiliary, or reserve member of the United States
10 Coast Guard ~~shall be authorized to~~ MAY use a United States Coast Guard
11 special license plate.

12 (c) When applying for such a license plate, an applicant shall
13 submit a DD214 form issued by the United States government or other
14 evidence sufficient to demonstrate that the applicant has an honorable
15 discharge, PROOF OF THE APPLICANT'S STATUS AS A DISCHARGED LGBT
16 VETERAN, or proof that the applicant is currently an active, auxiliary, or
17 reserve member of the United States Coast Guard.

18 **(17) Honorably discharged, discharged LGBT veteran, retired**
19 **veteran, or active member of the United States Air Force.** (b) A
20 natural person who has received an honorable discharge, IS A DISCHARGED
21 LGBT VETERAN, is retired, or is an active or reserve member of any
22 component of the United States Air Force ~~shall be authorized to~~ MAY use
23 a United States Air Force special license plate.

24 **(18) Honorably discharged, discharged LGBT, or retired**
25 **veteran, or active member of the United States Army special forces.**
26 (b) Beginning January 1, 2008, a natural person who has received an
27 honorable discharge, IS A DISCHARGED LGBT VETERAN, or is an active or

1 reserve member of the United States Army special forces may use a
2 United States Army special forces license plate. When applying for such
3 a license plate, an applicant shall submit:

4 (I) Proof of an honorable discharge or retirement, PROOF OF
5 STATUS AS A DISCHARGED LGBT VETERAN, or proof that the applicant is
6 currently an active or reserve member of the United States Army special
7 forces;

8 (26) **Honorably discharged, retired veteran, or active member**
9 **of the Navy SEALs.** (b) A natural person who has received an honorable
10 discharge, IS A DISCHARGED LGBT VETERAN, is retired, or is an active or
11 reserve member of the United States Navy SEALs may use a United
12 States Navy SEALs license plate. To qualify for the license plate, an
13 applicant must submit a DD214 form issued by the United States
14 government and a certification from the UDT/SEAL association, inc., the
15 Rocky Mountain chapter of the UDT/SEAL association, inc., or a
16 successor organization that the applicant has an honorable discharge
17 from, is retired from, or is currently an active or reserve member of the
18 Navy SEALs.

19 (29) **Veteran, reserve member, or active member of the 10th**
20 **mountain division of the United States Army.** (b) A natural person
21 who meets the conditions established in ~~subparagraph (XXVIII) of~~
22 ~~paragraph (a) of subsection (1)~~ SUBSECTION (1)(a)(XXVIII) of this
23 section may use a "10th mountain division" license plate. To qualify for
24 the license plate, an applicant must submit a DD214 form issued by the
25 United States government or other evidence sufficient to demonstrate that
26 the applicant is a veteran, A DISCHARGED LGBT VETERAN, a reserve
27 member, or an active member of the 10th mountain division of the United

1 States Army.

2 (30) **Honorably discharged, retired veteran, or reserve or**
3 **active member of the United States Navy submarine service.** (b) A
4 natural person who has received an honorable discharge from, IS A
5 DISCHARGED LGBT VETERAN OF, is retired from, or is an active or reserve
6 member of the submarine service may use a submarine service license
7 plate.

8 (31) **Honorably discharged, discharged LGBT veteran, or**
9 **retired woman veteran of the United States armed forces.** (b) A
10 woman who has received an honorable discharge from, IS A DISCHARGED
11 LGBT VETERAN OF, or is retired from the United States armed forces ~~is~~
12 ~~authorized to~~ MAY use a United States woman veteran license plate. When
13 applying for the license plate, an applicant must submit a DD214 form
14 issued by the United States government or other evidence sufficient to
15 demonstrate that the applicant is a woman and has an honorable discharge
16 from, or is retired from, the United States armed forces. AN APPLICANT
17 WHO IS A DISCHARGED LGBT VETERAN MUST SUBMIT A DD214 FORM AND
18 DEMONSTRATE STATUS AS A DISCHARGED LGBT VETERAN.

19 **SECTION 18. Act subject to petition - effective date.** This act
20 takes effect November 11, 2021; except that, if a referendum petition is
21 filed pursuant to section 1 (3) of article V of the state constitution against
22 this act or an item, section, or part of this act within the ninety-day period
23 after final adjournment of the general assembly, then the act, item,
24 section, or part will not take effect unless approved by the people at the
25 general election to be held in November 2022 and, in such case, will take
26 effect on the date of the official declaration of the vote thereon by the
27 governor.