

COMMITTEE ON GOVERNMENT
HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1424
(Reference to Senate engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Title 13, chapter 24, Arizona Revised Statutes, is
3 amended by adding section 13-2414, to read:

4 13-2414. Impersonating a veteran; classification; definitions

5 A. A PERSON COMMITS IMPERSONATING A VETERAN OF THE UNITED STATES
6 ARMED FORCES IF THE PERSON KNOWINGLY MISREPRESENTS THEMSELVES TO BE A
7 VETERAN AND ENGAGES IN ANY OF THE FOLLOWING CONDUCT WITH THE INTENT TO
8 OBTAIN MONEY, PROPERTY OR ANY TANGIBLE BENEFIT:

9 1. THE PERSON KNOWINGLY MISREPRESENTS THEMSELVES TO BE A VETERAN OF
10 ANY BRANCH OF THE UNIFORMED SERVICES OF THE UNITED STATES WITHOUT HAVING
11 SERVED IN THAT BRANCH AS AN ENLISTED SERVICE MEMBER, WARRANT OFFICER OR
12 COMMISSIONED OFFICER.

13 2. THE PERSON KNOWINGLY MISREPRESENTS THEMSELVES TO BE A RECIPIENT
14 OF A DECORATION, MEDAL, BADGE OR TAB THAT WAS NOT LAWFULLY EARNED THROUGH
15 MILITARY SERVICE.

16 3. THE PERSON KNOWINGLY MISREPRESENTS THEMSELVES TO HAVE GRADUATED
17 FROM A MILITARY SCHOOL FROM WHICH THE PERSON DID NOT GRADUATE OR TO HAVE
18 OBTAINED A RATING OR MILITARY OCCUPATIONAL SPECIALTY THAT THE PERSON DID
19 NOT OBTAIN.

20 4. THE PERSON FALSELY CLAIMS ATTENDANCE AT ANY OF THE FOLLOWING
21 ACADEMIES OR SCHOOLS:

22 (a) UNITED STATES MILITARY ACADEMY.

23 (b) UNITED STATES NAVAL ACADEMY.

24 (c) UNITED STATES AIR FORCE ACADEMY.

(d) UNITED STATES COAST GUARD ACADEMY.

(e) UNITED STATES MERCHANT MARINE ACADEMY.

(f) UNITED STATES MARINE CORP AND UNITED STATES ARMY SERGEANT MAJORS ACADEMY.

(g) UNITED STATES AIR FORCE CHIEFS COURSE.

(h) UNITED STATES NAVY SENIOR ENLISTED ACADEMY.

(i) ALL OTHER MILITARY BRANCH SCHOOLS THAT PRODUCE AN ADDITIONAL SKILLS IDENTIFIER QUALIFICATION, INCLUDING RANGER, SEAL, RECON OR SPECIAL FORCES.

5. THE PERSON KNOWINGLY MISREPRESENTS THEMSELVES TO BE A COMBAT VETERAN.

6. THE PERSON FALSIFIES OR ALTERS MILITARY DOCUMENTS OR RECORDS.

7. THE PERSON KNOWINGLY MISREPRESENTS THEMSELVES TO HAVE RECEIVED A CHARACTERIZATION OF DISCHARGE THAT THE PERSON DID NOT RECEIVE.

8. THE PERSON KNOWINGLY MISREPRESENTS THEMSELVES TO BE A VETERAN PURSUANT TO THIS SUBSECTION IN THE FURTHERANCE OF A CAMPAIGN FOR POLITICAL OFFICE.

B. CERTIFIED SEPARATION DOCUMENTS FROM THE APPLICABLE UNIFORMED SERVICE OR THE NATIONAL ARCHIVES AND RECORD ADMINISTRATION THAT SUPPORT THE PERSON'S CLAIMS CONSTITUTE A COMPLETE DEFENSE TO PROSECUTION. BEFORE FILING A COMPLAINT OR SEEKING AN INDICTMENT, A PROSECUTING AGENCY SHALL OBTAIN FROM THE APPLICABLE UNIFORMED SERVICE OR THE NATIONAL ARCHIVES AND RECORD ADMINISTRATION A CERTIFIED COPY OF THE PERSON'S SEPARATION DOCUMENTS OR SHALL RECEIVE NOTICE THAT SUCH DOCUMENTS DO NOT EXIST.

C. IF THE PERSON IS SERVING AS A STATE, COUNTY, MUNICIPAL OR DISTRICT ELECTED OFFICIAL AT THE TIME OF CONVICTION, THE PERSON SHALL BE REMOVED FROM OFFICE WITHIN TEN CALENDAR DAYS AFTER SENTENCING.

D. THIS SECTION DOES NOT APPLY TO ACTORS OR ACTRESSES WHO PLAY A VETERAN IN CONJUNCTION WITH A ROLE IN A PRODUCTION INTENDED FOR ENTERTAINMENT OR TO INDIVIDUALS EXPERIENCING HOMELESSNESS.

E. IMPERSONATING A VETERAN IS A CLASS 1 MISDEMEANOR. IMPERSONATING A VETERAN IS A CLASS 6 FELONY IF THE BENEFIT OBTAINED HAS A VALUE OF AT LEAST \$500 BUT LESS THAN \$5,000. IMPERSONATING A VETERAN IS A CLASS 5 FELONY IF

1 THE BENEFIT OBTAINED HAS A VALUE OF AT LEAST \$5,000 BUT LESS THAN \$10,000.
2 IMPERSONATING A VETERAN IS A CLASS 4 FELONY IF THE BENEFIT OBTAINED IS AT
3 LEAST \$10,000.

4 F. FOR THE PURPOSES OF THIS SECTION:

5 1. "COMBAT VETERAN" MEANS A CURRENT OR FORMER MEMBER OF THE
6 UNIFORMED SERVICES WHO SERVED IN A LOCATION WHERE THE RECEIPT OF IMMINENT
7 DANGER PAY OR HOSTILE FIRE PAY WAS AUTHORIZED.

8 2. "TANGIBLE BENEFIT" MEANS FINANCIAL REMUNERATION, AN EFFECT ON THE
9 OUTCOME OF A CRIMINAL OR CIVIL COURT PROCEEDING, OR ANY BENEFIT RELATING TO
10 SERVICE IN THE MILITARY THAT IS PROVIDED BY A FEDERAL, STATE OR LOCAL
11 GOVERNMENTAL ENTITY.

12 Sec. 2. Short title

13 This act may be cited as the "Master Sergeant Orlando Dona Valor
14 Act".

15 Amend title to conform

And, as so amended, it do pass

WALT BLACKMAN
CHAIRMAN

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