

**As Reported by the House Veterans Affairs Committee**

**129th General Assembly**

**Regular Session**

**2011-2012**

**Am. H. B. No. 532**

**Representatives Kozlowski, Gonzales**

**Cosponsors: Representatives Henne, Gardner, Derickson, Adams, J., Bulp,  
Pillich, Garland, Grossman, Sears, Szollosi, Hottinger, Buchy, Fende,  
Wachtmann, Lundy, Ruhl, Yuko, Reece, Dovilla, Boose, Conditt, Stebelton,  
Maag, Young, Goodwin, Johnson, Landis, Butler, Fedor, Hagan, C., Martin,  
Milkovich, Rosenberger**

—

**A B I L L**

To amend section 5913.11 of the Revised Code to 1  
revise the Ohio Military Medal of Distinction law, 2  
and to make an appropriation. 3

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That section 5913.11 of the Revised Code be 4  
amended to read as follows: 5

**Sec. 5913.11.** (A) There is hereby created the Ohio military 6  
medal of distinction. The adjutant general shall design the medal 7  
and coordinate an eligibility establishment program. An individual 8  
is eligible for the medal if the individual was killed ~~in the line~~ 9  
~~of duty~~ on or after September 10, 2001, while doing one of the 10  
following: 11

(1) Engaging in an action against an enemy of the United 12  
States; 13

(2) Engaging in military operations involving conflict with 14

an opposing foreign force; 15

(3) Serving with friendly foreign forces engaged in an armed 16  
conflict against an opposing armed force in which the United 17  
States is not a belligerent party; or 18

(4) Serving in a combat zone designated by presidential 19  
order. 20

(B) To receive the Ohio military medal of distinction, an 21  
individual shall be at least one of the following at the time the 22  
member was killed ~~in the line of duty~~: 23

(1) ~~An Ohio~~ A national guard member who is a resident of this 24  
state; 25

(2) An Ohio national guard member; 26

(3) A United States military reserves member who is a 27  
resident of this state; 28

~~(3)(4)~~ A United States armed forces member who is ~~either~~ a 29  
resident of this state ~~or stationed in this state by a United~~ 30  
~~States department of defense order.~~ 31

(C) (1) At least once per year, ~~both houses of the general~~ 32  
~~assembly~~ the adjutant general shall obtain provide a list of 33  
eligible medal recipients ~~from~~ to the adjutant general department 34  
of veterans services and meet in joint convention to and the 35  
governor. The adjutant general shall prepare a medal for each 36  
eligible medal recipient. The medal shall be presented to the 37  
recipient's primary next of kin, as designated by the recipient. 38  
If the recipient has not designated a primary next of kin or if 39  
the designated primary next of kin is deceased, the primary next 40  
of kin shall be determined under the rules of the United States 41  
department of defense. 42

(2) The governor and the general assembly annually shall hold 43  
a joint ceremony to recognize the medal recipients for the prior 44

year and to present each medal to the recipient's primary next of kin, as determined under division (C)(1) of this section. 45  
Beginning in 2013, in any year in which the governor holds a wreath-laying ceremony to honor the deceased veterans of the state, the ceremony to recognize the medal recipients shall be held on the same day as the wreath-laying ceremony. 46  
47  
48  
49  
50

(D)(1) If a parent of the medal recipient is the primary next of kin, as determined under division (C)(1) of this section, and the medal recipient's parents are not married to each other or are legally separated from each other, the medal recipient's other living parent may request a duplicate medal at no cost. 51  
52  
53  
54  
55

If neither of the medal recipient's parents is the primary next of kin, as determined under division (C)(1) of this section, the living parents of the medal recipient jointly may request a duplicate medal at no cost, except that if the parents of the medal recipient are not married to each other or are legally separated from each other, each living parent may request a duplicate medal at no cost. 56  
57  
58  
59  
60  
61  
62

If the medal recipient's spouse is not the primary next of kin, the spouse may request a duplicate medal at no cost. 63  
64

The adjutant general shall prescribe a form by which a parent or spouse may request a duplicate medal under division (D) (1) of this section. 65  
66  
67

(2) A surviving spouse, a natural or adopted child who is at least eighteen years of age, a parent, a brother or sister, whether of the whole or the half blood, who is at least eighteen years of age, an aunt or uncle who is at least eighteen years of age, or a grandparent of a medal recipient may apply to the adjutant general, on a form prescribed by the adjutant general, to receive a duplicate medal. The applicant shall include with the application a fee in an amount to be determined by the adjutant 68  
69  
70  
71  
72  
73  
74  
75

general. The adjutant general shall set the fee at an amount no 76  
greater than the cost of producing the duplicate medal. 77

(E) There is in the state treasury the military medal of 78  
distinction fund. The fund shall consist of all fees collected 79  
from applicants for duplicate medals as well as appropriations 80  
made by the general assembly for purposes of the Ohio military 81  
medal of distinction program. The fund shall be used to pay for 82  
the production of medals. Investment earnings of the fund shall be 83  
credited to the fund. 84

**Section 2.** That existing section 5913.11 of the Revised Code 85  
is hereby repealed. 86

**Section 3.** All items in this section are hereby appropriated 87  
as designated out of any moneys in the state treasury to the 88  
credit of the State Special Revenue Fund Group. For all 89  
appropriations made in this act, those in the first column are for 90  
fiscal year 2012 and those in the second column are for fiscal 91  
year 2013. The appropriations made in this act are in addition to 92  
any other appropriations made for the FY 2012-FY 2013 biennium. 93

Appropriations

ADJ ADJUTANT GENERAL 94

State Special Revenue Fund Group 95

5LY0 745626 Military Medal of \$ 0 \$ 2,500 96  
Distinction

TOTAL SSR State Special Revenue \$ 0 \$ 2,500 97  
Fund Group

TOTAL ALL BUDGET FUND GROUPS \$ 0 \$ 2,500 98

MILITARY MEDAL OF DISTINCTION 99

On the effective date of this act, or as soon as possible 100  
thereafter, the Director of Budget and Management shall transfer 101  
\$2,500 cash from the General Revenue Fund to the Military Medal of 102

Distinction Fund (Fund 5LY0). The amount transferred shall be used 103  
by the Adjutant General for the purposes described in section 104  
5913.11 of the Revised Code. 105

**Section 4.** Within the limits set forth in this act, the 106  
Director of Budget and Management shall establish accounts 107  
indicating the source and amount of funds for each appropriation 108  
made in this act, and shall determine the form and manner in which 109  
appropriation accounts shall be maintained. Expenditures from 110  
appropriations contained in this act shall be accounted for as 111  
though made in Am. Sub. H.B. 153 of the 129th General Assembly. 112

The appropriations made in this act are subject to all 113  
provisions of Am. Sub. H.B. 153 of the 129th General Assembly that 114  
are generally applicable to such appropriations. 115