

1 HB40
2 208190-1
3 By Representative Hall
4 RFD: Military and Veterans Affairs
5 First Read: 02-FEB-21
6 PFD: 11/30/2020

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8 SYNOPSIS: Under current law, a member of the National
9 Guard or the Naval Militia of Alabama may wear
10 certain decorations and medals on his or her
11 uniform, including decorations and medals relating
12 to the Civil War, both confederate and federal
13 service.

14 This bill would prohibit a member of the
15 National Guard or the Naval Militia of Alabama from
16 wearing on his or her uniform any decorations or
17 medals relating to service to the confederacy
18 during the Civil War.

19 Also under current law, the Armory
20 Commission of Alabama may permit the use of any
21 armory by various patriotic and civic
22 organizations.

23 This bill would remove any specific
24 reference to the Sons of Confederate and Federal
25 Veterans and the Daughters of the Confederacy from
26 the list of organizations allowed by the Armory
27 Commission of Alabama to use an armory.

1 This bill would also make nonsubstantive,
2 technical revisions to update the existing code
3 language to current style.

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5 A BILL
6 TO BE ENTITLED
7 AN ACT

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9 Relating to military affairs and civil defense; to
10 amend Section 31-2-77, Code of Alabama 1975, to prohibit a
11 member of the National Guard or Naval Militia of Alabama from
12 wearing decorations or medals relating to confederate service
13 on his or her uniform; to amend Section 31-4-14, Code of
14 Alabama 1975, to remove certain groups from the list of
15 organizations allowed by the Armory Commission of Alabama to
16 use an armory; to make nonsubstantive, technical revisions to
17 update the existing code language to current style.

18 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

19 Section 1. Sections 31-2-77 and 31-4-14, Code of
20 Alabama 1975, are amended to read as follows:

21 "§31-2-77.

22 "All service medals and decorations awarded for
23 service in the United States Armed Forces, and authorized to
24 be worn with the uniform of the United States Armed Forces,
25 are authorized for the uniform of the National Guard and Naval
26 Militia of Alabama on occasions prescribed for officers of the
27 United States Armed Forces; ~~provided, that.~~ The the following

1 state medals and decorations are authorized for wear with the
2 uniform of the National Guard and Naval Militia of the State
3 of Alabama: State service medals authorized in this chapter;
4 medals and decorations awarded by recognized patriotic
5 organizations such as are associated with the service of
6 Revolutionary War ancestry; the War of 1812; the Mexican War;
7 the Civil War, ~~both confederate and~~ relating to federal
8 service; the Spanish American War; the World Wars, 1917-1918,
9 1941-1945; Korea; Viet Nam; and such other medals and
10 decorations as may be recommended by the Military Advisory
11 Board of the State and approved by the Governor, ~~provided~~
12 ~~further, that only.~~ Only one service medal or similar insignia
13 each, for the United States or state, shall be worn for any
14 one war. This ~~provision shall~~ section does not apply to
15 decorations of the state or the United States, or foreign
16 decorations, the award of which has been approved by the state
17 and the United States, that are subjects of individual
18 citations, such as the Medal of Honor, the Distinguished
19 Service Cross, the Distinguished Service Medal, the French
20 Croix de Guerre, and similar decorations.

21 "§31-4-14.

22 "Whenever in the opinion of the Armory Commission it
23 is practicable to do so, each armory of the National Guard or
24 Naval Militia shall contain a room suitable for meetings of
25 associations composed of veterans of the Spanish-American War,
26 the World Wars, the Korean War and the Viet Nam War, and shall
27 be available for ~~such~~ meetings under ~~such~~ rules and

1 regulations as may be prescribed by the commanding officer of
2 the National Guard unit or units using ~~such~~ the armory. The
3 Armory Commission of Alabama may permit the use of any armory
4 for assembly and other purposes of various patriotic and civic
5 organizations such as ~~the Sons of Confederate and Federal~~
6 ~~Veterans,~~ the American Legion, Veterans of Foreign Wars,
7 ~~Daughters of the Confederacy,~~ the Chamber of Commerce, ~~etc.~~
8 and other similar organizations, as may be deemed advisable,
9 where the use does not interfere with the use of the armory by
10 the National Guard unit or units occupying same. When the unit
11 or units of the National Guard or Naval Militia occupying an
12 armory ceases to exist for any reason, the Armory Commission
13 shall make a decision whether it is in the best interest of
14 the state to keep the armory or whether the same shall be sold
15 and the proceeds deposited back in the Armory Fund, or if same
16 should be rented and the proceeds placed in the Armory Fund.
17 Any sales made ~~must~~ shall be public ones and have the time,
18 place, and terms of the proposed sale advertised for one month
19 prior to the sale in at least six daily newspapers of the
20 state, of which at least three ~~must~~ shall be outside the
21 county in which the armories are located, and each ~~must~~ shall
22 be in different cities."

23 Section 2. This act shall become effective on the
24 first day of the third month following its passage and
25 approval by the Governor, or its otherwise becoming law.