

LEGISLATIVE BILL 33

Approved by the Governor February 12, 1973

Introduced by Rasmussen, 41

AN ACT to amend section 80-301, Reissue Revised Statutes of Nebraska, 1943, relating to soldiers and sailors; to provide for care of widows and mothers of veterans as prescribed; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 80-301, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

80-301. There shall be established and maintained by the State of Nebraska an institution to be known as the Nebraska Veterans' Home, the object of which shall be to provide domiciliary and nursing home care and subsistence (1) to all persons who served in the armed forces of the United States during a period of war as defined in section 80-401.01; Provided, that at the time of making his application for admission to such home (a) the applicant has been a bona fide resident of the State of Nebraska for at least two years; (b) he has become disabled due to service, old age, or otherwise to an extent that it would prevent him from earning a livelihood; and (c) his income from all sources is such that he would be dependent wholly or partially upon public charities for support, or the type of care needed is available only at a state institution; (2) to the wife of any such person admitted to such home, who has attained the age of fifty years and has been married to such member for at least two years before her entrance into the home; (3) to the widows and mothers of eligible servicemen and women, as defined in subdivision (1) of this section, who died while in the service of the United States, or who have since died of a service connected disability as determined by the Veterans Administration; and (4) to the widows of eligible servicemen, as defined in subdivision (1) of this section, who have since died; Provided, such widows and mothers referred to in subdivision (3) or (4) of this section shall, at the time of applying, have been bona fide residents of the State of Nebraska for at least two years, have attained the age of fifty years, be unable to earn a livelihood, and be dependent wholly or partially upon public charities, or the type of care needed is available only at a state institution. No one admitted to the home under

conditions herein enumerated shall have a vested right to a continued residence in such home if such person shall cease to meet any of the above eligibility requirements; Provided, no woman who has been regularly admitted shall be denied continued residence solely because of her marriage to a member of the home; and provided further, that veterans, wives, widows, and mothers admitted to the Nebraska Veterans' Home under the provisions of this section, who have an income in excess of forty dollars per month, including federal pension, compensation, social security, or have sufficient assets will be required to reimburse the state monthly a reasonable amount for the expense of their maintenance, this amount to be determined by the Board of Inquiry and Review; and provided further, all money paid to the state by members of the Nebraska Veterans' Home in compliance with this section will be deposited in the Institutional Cash Fund for the Nebraska Veterans' Home. Any money in the Veterans' Home Building Fund or the Institutional Cash Fund for the Nebraska Veterans' Home available for investment shall be invested by the state investment officer pursuant to the provisions of sections 72-1237 to 72-1259.

Sec. 2. That original section 80-301, Reissue Revised Statutes of Nebraska, 1943, is repealed.