

No. 1978-155

AN ACT

HB 884

Amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for the issuance of a United States flag for certain deceased members of the Pennsylvania National Guard and the Pennsylvania Guard.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Title 51 (Military Affairs), act of November 25, 1970 (P.L.707, No.230), known as the Pennsylvania Consolidated Statutes, is amended by adding a section to read:

§ 3705. *Furnishing United States flag for deceased members.*

(a) *General rule.*—The department shall furnish a United States flag to drape the casket of each deceased member who at the time of death was:

(1) *An active member of the Pennsylvania National Guard or the Pennsylvania Guard.*

(2) *A retired member of the Pennsylvania National Guard or the Pennsylvania Guard.*

(3) *Discharged from the Pennsylvania National Guard or the Pennsylvania Guard for a disability incurred or aggravated in the line of duty.*

(b) *Exception.*—Any member eligible for a burial flag under the provisions of 38 United States Code § 901 (relating to flags) is not authorized to receive the United States flag under the provisions of this section.

(c) *Appropriation for cost.*—The necessary appropriations to pay for any flags issued under this section shall, at each regular session of the General Assembly, be included in the items pertaining to the department, in the act of Assembly providing for the ordinary expenses of the Executive, Judicial and Legislative Departments of the Commonwealth.

Section 2. This act shall take effect in 60 days.

APPROVED—The 28th day of September, A. D. 1978.

MILTON J. SHAPP