

TITLE 1: GOVERNMENT
DIVISION 2: EXECUTIVE BRANCH

§ 20127. Eligibility.

Persons eligible for interment or inurnment shall include:

(a) Any former member or member of the armed forces who was born in the Commonwealth of the Northern Mariana Islands or was a resident of the CNMI at entrance to or separation from the armed forces, or was a resident of the CNMI for two consecutive years; and

(1) Died while serving on active duty;

(2) Served as an active member of the armed forces and was honorably discharged or released under honorable conditions.

(3) Any citizen of the United States who, during any wars in which the United States has been or may hereafter be engaged, served in the armed forces of any government allied with the United States during that war, whose last such service terminated honorably, who was a citizen of the United States at the time of entry in such service and at the time of death; or

(4) Served as a member of a reserve component of the armed forces, the Army National Guard, the Air National Guard, or the Reserve Officers' Training Corps of the Army, Navy, or Air Force and whose death occurred under honorable conditions while serving on active duty for training or performing full-time service, or while hospitalized or undergoing treatment for service-related conditions.

(5) Reservists and National Guard members, as well as their spouses and dependent children, are eligible if they were entitled to retired pay at the time of death, or would have been if they were over age 60.

(b) The spouse, widow, or widower of an eligible active duty member or veteran, including the widow or widower of a member of the armed forces lost or buried at sea or officially determined to be permanently absent in the status of missing in action;

(c) The surviving spouse of a veteran whose remarriage was annulled or otherwise declared void by a court of competent jurisdiction;

(d) Minor children of an eligible active duty member or veterans who are unmarried and:

(1) Who are under twenty-one years of age; or

(2) Who are under twenty-three years of age and pursuing a course of instruction at an approved educational institution;

(e) Adult children of an eligible active duty member or veterans who were declared physically or mentally disabled and incapable of self-support before attaining the age of twenty-one years, and have written documentation such as medical records, or a letter from an attending physician;

(f) Commissioned Officers of other services who were detailed or transferred to active duty and who served honorably and were provided with a DD Form 214, or equivalent, upon separation; and

(g) The remains of eligible persons previously interred in other locations may be reinterred.

Source: PL 17-61 § 2(20137) (November 8, 2011), modified.

Commission Comment: The Commission changed “declare” to “declared” in subsection (c); “approve” to “approved” in subsection (d); and added a period at the end of subsection (g) to correct manifest errors pursuant to 1 CMC § 3806(g).