

FIRST REGULAR SESSION

SENATE BILL NO. 421

90TH GENERAL ASSEMBLY

INTRODUCED BY SENATORS MATHEWSON AND MAXWELL.

Read 1st time February 9, 1999, and 1,000 copies ordered printed.

S1938.011

TERRY L. SPIELER, Secretary.

AN ACT

To repeal sections 41.140 and 41.150, RSMo 1994, relating to the adjutant general, and to enact in lieu thereof two new sections relating to the same subject.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Sections 41.140 and 41.150, RSMo 1994, are repealed and two new sections enacted in lieu thereof, to be known as sections 41.140 and 41.150, to read as follows:

41.140. 1. There shall be an adjutant general of the state appointed by the governor by and with the advice and consent of the senate who, at the time of his appointment, [has not less than ten years of previous military service as a commissioned officer with the military forces of this state, or the United States, or in any or all of such services combined, five years of the service being in field grade] **shall be a federally recognized Army or Air National Guard major general of the line, brigadier general of the line or be fully qualified, without waiver, for appointment to brigadier general of the line at the next reasonably available board conducted by National Guard Bureau.** His appointment as adjutant general shall not vacate his commission in the organized militia if the person appointed holds such commission. **The adjutant general shall be removed from office upon termination of federal recognition.**

2. The adjutant general shall have the rank designated by the governor and shall receive eighteen thousand dollars per annum. He shall make bond before entering upon the duties of his office in the sum of twenty thousand dollars, conditioned upon the faithful performance of his duties, to be approved by and filed in the office of the governor.

41.150. The adjutant general may assign two assistant adjutants general in the grade of [brigadier] **major** general or below, one from the ground forces and the other from the air forces

EXPLANATION--Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

of this state, who, at the time of their appointment, [have not less than four years of previous military service as a commissioned officer with the military forces of this state, another state or territory, the District of Columbia or the United States, or in any or all such services combined] **shall be a federally recognized Army or Air National Guard major general of the line, brigadier general of the line or be fully qualified, without waiver, for appointment to brigadier general of the line at the next reasonably available board conducted by National Guard Bureau.** The assistant adjutants general shall perform such duties as are assigned by the adjutant general; and during the absence of the adjutant general from the state, and during any period when he is unable to perform his duties, the senior assistant adjutant general may perform the duties of the adjutant general. The assistant adjutants general shall receive such compensation as the adjutant general determines. **The assistant adjutant general shall be removed from office upon termination of federal recognition.**

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