

Original sponsor: Bradley

Offered: 5/15/75
Referred: Finance

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 SENATE CS FOR HOUSE BILL NO. 195

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Alaska National Guard; and
7 providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. It is the intent of sec. 2 of this Act to acquaint Army
10 National Guard units in the state with unfamiliar urban and rural areas and
11 conditions so that a broader base of unit experience and knowledge will be
12 developed, thereby rendering them more capable of serving and protecting the
13 citizens of the state.

14 * Sec. 2. AS 26.05 is amended by adding a new section to read:

15 Sec. 26.05.235. ACTIVE DUTY TRAINING SITES. Unless prohibited by
16 federal regulation, no less than once every two training years, each
17 unit of the Alaska Army National Guard shall train for annual active
18 duty training at a site other than its regular based training site.
19 Every effort shall be made to select a training site in the opposite
20 type of environment from that of the regular based training site.

21 * Sec. 3. AS 26.05.160(a) is amended to read:

22 (a) The adjutant general of the state is appointed by the governor
23 for a term of three years. However, if the National Guard Advisory
24 Board, within 90 days from the date the three-year term expires, recom-
25 mends a second three-year term by majority vote, the adjutant general
26 may serve a second term, subject to the approval of the governor. After
27 service of six years employment as adjutant general, employment with
28 the Department of Military Affairs shall be terminated permanently.

29 The governor shall prescribe the grade of the adjutant general which

1 shall not exceed major general. To be eligible for appointment as
2 adjutant general, a person shall be a citizen of the state. The adju-
3 tant general shall make returns and reports to the Chief, National Guard
4 Bureau, and to the governor or to the officers designated by the Chief,
5 National Guard Bureau, and the governor, at the times and in the form
6 prescribed.

7 * Sec. 4. AS 26.05.160 is amended by adding new subsections to read:

8 (c) The adjutant general must have held or hold a federally
9 recognized field-grade commission with at least five years service in
10 the Alaska Army or Air National Guard on initial appointment.

11 (d) The adjutant general, upon appointment, must have completed
12 the command general staff course or its equivalent and one of the war
13 colleges.

14 (e) The adjutant general shall be appointed from a list of not
15 less than three officers having the qualifications specified in (a) -
16 (c) of this section, submitted by majority vote of the National Guard
17 Advisory Board.

18 * Sec. 5. AS 26.05 is amended by adding a new section to read:

19 Sec. 26.05.165. NATIONAL GUARD ADVISORY BOARD. (a) There is
20 created the National Guard Advisory Board, whose members are appointed
21 by the governor and serve at his pleasure. The National Guard Advisory
22 Board is composed of the following:

23 (1) an employee of the Department of Military Affairs who
24 is an active member of the Alaska National Guard;

25 (2) an officer in the Alaska Army National Guard, not
26 employed by the Department of Military Affairs;

27 (3) an enlisted man in the Alaska Army National Guard, not
28 employed by the Department of Military Affairs;

29 (4) an officer in the Alaska Air National Guard, not employed

1 by the Department of Military Affairs;

2 (5) an enlisted man in the Alaska Air National Guard, not
3 employed by the Department of Military Affairs;

4 (6) two interested residents from the general public.

5 (b) The National Guard Advisory Board shall

6 (1) submit lists of recommended officers for the governor's
7 consideration under sec. 160(e) of this chapter;

8 (2) recommend to the governor policies concerning the
9 administration and operation of the Alaska National Guard;

10 (3) recommend legislation that will enhance the recruitment,
11 retention, and retirement program within the Alaska National Guard;

12 (4) recommend basic force requirements and unit structuring
13 which should be pursued with the National Guard Bureau which will add
14 to the state's militia posture.

15 (c) Members appointed under (a)(1) - (5) of this section shall
16 be members of the Alaska National Guard Association, Inc.

17 * Sec. 6. AS 26.05.180 is repealed and re-enacted to read:

18 Sec. 26.05.180. HEADQUARTERS STAFF OF THE ALASKA NATIONAL GUARD.

19 (a) The headquarters staff of the Alaska National Guard is composed of
20 an Army National Guard component, an Air National Guard component, and a
21 Naval Militia component. The Army National Guard component and the Air
22 National Guard component shall each be commanded by an assistant ad-
23 jutant general appointed by the adjutant general with the concurrence of
24 the governor, subject to confirmation by the legislature. These appoin-
25 tees may not be employees of the Department of Military Affairs and
26 shall hold office for a period of three years or two years after receiv-
27 ing federal recognition in the grade of brigadier general, whichever
28 period is longer. Upon completion of his term of office, the assistant
29 adjutant general shall be transferred to the applicable reserve com-

1 ponent and retired from the state militia. An officer retired under
2 this section is eligible for appointment as adjutant general. On
3 initial appointment, an assistant adjutant general must hold a federally
4 recognized field-grade commission with at least five years service in
5 the Alaska Army National Guard or in the Alaska Air National Guard.

6 (b) If the adjutant general is an Air Force officer, he may, with
7 the approval of the governor, request that the assistant adjutant
8 general for the Army National Guard component be an employee of the
9 Department of Military Affairs and if the adjutant general is an Army
10 officer he may, with the approval of the governor, request that the
11 assistant adjutant general for the Air National Guard component be an
12 employee of the Department of Military Affairs. An employee whose
13 Alaska National Guard commission is terminated under (a) of this section
14 may be an employee of the Department of Military Affairs in a capacity
15 commensurate with his administrative ability.

16 (c) The Department of Military Affairs shall be organized along
17 civilian lines to the maximum extent possible. Notwithstanding AS 44.17
18 there may be no more than one deputy commissioner in the department.
19 The positions established in the department may be filled by either
20 state or federal employees. A state employee who is a director of a
21 division or has a higher administrative position shall hold a federally
22 recognized position in the Alaska Army or Air National Guard or the
23 Naval Militia unless he has been employed with the Department of Military
24 Affairs for a period of five years or more as of the effective date of
25 this Act.

26 * Sec. 7. This Act takes effect immediately in accordance with AS 01.10.-
27 070(c).