

By Representative Smith

1 A bill to be entitled
2 An act relating to the National Guard; amending
3 s. 250.10, F.S.; revising language with respect
4 to the appointment of the Adjutant General;
5 providing for the performance of the duties of
6 Adjutant General by certain assistants;
7 providing an effective date.

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9 Be It Enacted by the Legislature of the State of Florida:

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11 Section 1. Subsections (1), (4), and (6) of section
12 250.10, Florida Statutes, are amended to read:

13 250.10 Appointment and duties of the Adjutant
14 General.--

15 (1) In case of a vacancy, the Governor shall, subject
16 to confirmation by the Senate, appoint a federally recognized
17 officer of the Florida National Guard who shall have served
18 therein as such for the preceding ~~at least~~ 5 years and
19 attained the rank of colonel ~~major~~ or higher, to be the
20 Adjutant General of the state with the rank of not less than
21 brigadier general or such higher rank as may be authorized by
22 applicable tables of organization of the Department of the
23 Army. The Adjutant General and all other officers of the
24 Florida National Guard on permanent duty with the ~~Military~~
25 Department of Military Affairs and who are paid from state
26 funds shall receive the pay and allowances of their respective
27 grade as prescribed by applicable pay tables of the national
28 military establishment for similar grade and period of service
29 of personnel, unless a different rate of pay and allowances be
30 specified in the appropriation bill, in which event such pay
31 shall be the amount therein specified. An officer, with his

1 or her consent, may be ordered to active state service for
2 administrative duty with the ~~Military~~ Department of Military
3 Affairs at a grade lower than the officer currently holds.

4 (4) The Adjutant General shall employ a federally
5 recognized officer of the Florida National Guard who shall
6 have served therein as such for the preceding ~~at least~~ 5 years
7 and have obtained the rank of colonel ~~major~~ or higher, to be
8 the Assistant Adjutant General for Army who shall perform such
9 duties as the Adjutant General may require. ~~The Assistant~~
10 ~~Adjutant General for Army is one of two senior Assistant~~
11 ~~Adjutants General within the State of Florida and shall~~ In the
12 absence of the Adjutant General the most senior in rank
13 Assistant Adjutant General for Air and Army shall be the
14 acting Adjutant General and perform the duties required of the
15 Adjutant General.

16 (6) The Adjutant General shall employ a federally
17 recognized officer of the Florida National Guard, who shall
18 have served therein as such for the preceding ~~at least~~ 5 years
19 and have attained the rank of colonel ~~major~~ or higher, to be
20 the Assistant Adjutant General for Air who shall perform such
21 duties as the Adjutant General may require. ~~The Assistant~~
22 ~~Adjutant General for Air is one of two senior Assistant~~
23 ~~Adjutants General within the State of Florida and shall~~ In the
24 absence of the Adjutant General the most senior in rank
25 Assistant Adjutant General for Air and Army shall be the
26 acting Adjutant General and perform the duties required of the
27 Adjutant General.

28 Section 2. This act shall take effect upon becoming a
29 law.

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HOUSE SUMMARY

Revises a provision of law with respect to the Adjutant General of the state to provide that the person appointed shall have served as an officer in the Florida National Guard for the preceding 5 years and attained the rank of colonel or higher. Provides that in the absence of the Adjutant General the most senior in rank Assistant Adjutant General for Air and Army shall be the acting Adjutant General and perform the duties of the Adjutant General.