

HB0074S01 compared with HB0074

~~deleted text~~ shows text that was in HB0074 but was deleted in HB0074S01.

Inserted text shows text that was not in HB0074 but was inserted into HB0074S01.

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Representative Paul Ray proposes the following substitute bill:

NATIONAL GUARD GENERAL OFFICER AMENDMENTS

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Paul Ray

Senate Sponsor: _____

LONG TITLE

General Description:

This bill modifies benefits received by full-time, state employed general officers of the Utah National Guard.

Highlighted Provisions:

This bill:

- ▶ provides that general officers of the Utah National Guard shall receive ~~a subsistence allowance and housing allowance~~ pay and allowances that ~~is~~ are commensurate with their military grade or assigned position, time in grade, and time in service as established in the United States Department of Defense Finance and Accounting Services annual pay and allowances chart; and
- ▶ makes technical corrections.

Money Appropriated in this Bill:

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None

Other Special Clauses:

~~{ None }~~ This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:

39-1-2, as last amended by Laws of Utah 2005, Chapter 65

39-1-21, as last amended by Laws of Utah 2012, Chapter 369

39-1-24, as last amended by Laws of Utah 2012, Chapter 215

Be it enacted by the Legislature of the state of Utah:

Section 1. Section 39-1-2 is amended to read:

39-1-2. Militia divided into two parts.

(1) The militia of this state shall be divided into two parts: the National Guard and the unorganized militia.

(2) The National Guard shall consist of:

(a) a joint forces headquarters commanded by the adjutant general and authorized a general officer as deputy commander;

(b) a department for army commanded by ~~[a general officer]~~ the assistant adjutant general for the army; and

(c) a department for air commanded by ~~[a general officer]~~ the assistant adjutant general for air.

(3) The numerical strength, composition, distribution, organization, arms, uniforms, equipment, training and discipline of the National Guard shall be prescribed by the governor in conformity with the laws and regulations of the United States and the laws of this state.

(4) The unorganized militia shall consist of all members of the militia not members of the National Guard.

Section ~~{1}~~2. Section 39-1-21 is amended to read:

39-1-21. General Officers -- Salary.

~~[The adjutant general]~~ ~~{General}~~ Full-time, state employed general officers shall:

(1) receive a salary ~~[established by the governor within the salary range fixed in Title 67, Chapter 22, State Officer Compensation]~~ ~~{, subsistence allowance,}~~ that makes their total

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federal and ~~{housing allowance that is}~~ state compensation at least commensurate with the pay and allowances for their military grade or assigned position, time in grade, and time in service as established in the United States Department of Defense Finance and Accounting Services annual pay and allowances chart; and

(2) devote all of [~~the {} adjutant general's~~] the general ~~{officers'}~~ officer's time during the office hours of the military department to the duties of [~~the office~~] ~~{their}~~ the general officer's respective offices.

Section 3. Section 39-1-24 is amended to read:

39-1-24. Duties of assistant adjutants general.

(1) The assistant adjutant general detailed for permanent duty shall serve in the office of the adjutant general, performing duties assigned him by the adjutant general. In the absence or disability of the adjutant general he shall perform the duties of the adjutant general, unless otherwise delegated by the adjutant general to another qualified officer. The assistant adjutant general detailed for permanent duty shall serve with pay from the state.

(2) The assistant adjutant general not detailed for permanent duty in the office of the adjutant general [shall] may serve [without] with pay from the state and perform duties assigned him by the adjutant general.

Section 4. Effective date.

If approved by two-thirds of all the members elected to each house, this bill takes effect upon approval by the governor, or the day following the constitutional time limit of Utah Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto, the date of veto override.