

AMENDED IN SENATE JUNE 4, 2007

SENATE BILL

No. 983

Introduced by Senator Correa

February 23, 2007

~~An act to add Section 399.9 to the Military and Veterans Code, relating to military benefits. An act to amend Section 161 of the Military and Veterans Code, relating to the State Militia.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 983, as amended, Correa. ~~National Guard: education benefits. State Militia: office of the Adjutant General.~~

Existing law specifies the membership of the office of the Adjutant General and includes within that membership an officer, who may be of the rank of brigadier general, who is the Deputy Adjutant General of the Joint Staff Division.

This bill would revise those provisions with respect to that officer to replace the obsolete reference to the "Joint Staff Division" with a reference to the "Director, Joint Staff."

~~Existing law provides certain benefits for qualifying members of the California National Guard.~~

~~This bill would create the California National Guard Education Assistance Program, for the purpose of promoting recruitment and retention of California National Guard, as specified. This bill would require the Adjutant General to adopt policies and procedures necessary to implement this program, as provided.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~yes~~ no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 161 of the Military and Veterans Code is
2 amended to read:

3 161. The office of the Adjutant General consists of one officer
4 of the rank of lieutenant general who is the Adjutant General, one
5 officer of the rank of brigadier general who is the Assistant
6 Adjutant General, one officer who may be of the rank of brigadier
7 general who is the Deputy Adjutant General, Army Division, one
8 officer who may be of the rank of brigadier general who is the
9 Deputy Adjutant General, Air Division, one officer who may be
10 of the rank of brigadier general who is the Deputy Adjutant
11 General, *Director*, Joint Staff-~~Division~~, and other officers as are
12 prescribed by the laws or regulations of the United States. No
13 person is eligible for appointment as the Assistant Adjutant General
14 unless he or she had not less than a total of five (5) years of
15 commissioned service in the National Guard of the United States,
16 of which at least three (3) years shall be service as a field grade
17 officer in the California National Guard within the preceding
18 10-year period prior to the date of appointment and of which at
19 least three (3) years shall have been in command of Army or air
20 troops at the battalion or equivalent or higher command level or
21 three (3) years as a staff officer at brigade or equivalent or higher
22 staff level. The Assistant Adjutant General is subordinate only to
23 the Governor and the Adjutant General.

24 SECTION 1. ~~Section 399.9 is added to the Military and~~
25 ~~Veterans Code, to read:~~

26 ~~399.9. (a) The California National Guard Education Assistance~~
27 ~~Program is hereby created for the purpose of promoting recruitment~~
28 ~~and retention of Member of the California National Guard by~~
29 ~~providing reimbursement of approved postsecondary education~~
30 ~~costs:~~

31 ~~(b) The Adjutant General shall adopt policies and procedures~~
32 ~~necessary to implement this program, with respect to, but not be~~
33 ~~limited to, the following:~~

- 34 ~~(1) Eligibility requirements for program participation.~~
35 ~~(2) Costs eligible for reimbursement.~~
36 ~~(3) Eligible participant benefits.~~
37 ~~(4) Eligible participant responsibilities.~~

1 ~~(e) The Adjutant General shall have the final authority with~~
2 ~~respect to the administration of this program.~~

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