

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Representative Fairchild**

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED §12-61-105 TO
9 CHANGE REFERENCES FROM ACTIVE MILITIA AND ADD COMBAT
10 VETERANS TO PERSONS ELIGIBLE FOR APPOINTMENT AS ADJUTANT
11 GENERAL, AND FOR OTHER PURPOSES."

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13 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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15 SECTION 1. Arkansas Code Annotated §12-61-105 is amended to read as
16 follows:

17 "12-61-105. Adjutant General - Qualifications - Salary.

18 (a) There shall be an Adjutant General of the state who shall be
19 appointed by the Governor and shall be a commissioned officer in the Adjutant
20 General's department of the National Guard of this state and shall have rank
21 not higher than major general.

22 (b) To be eligible for appointment, he shall be a citizen of the United
23 States and a resident of the State of Arkansas, and:

24 (1) He must be an officer in the Arkansas National Guard or the
25 Reserve Forces of the United States with not less than seven (7) successive
26 years' service immediately next preceding his appointment; or

27 (2) He must have been in service in the Arkansas National Guard,
28 the Reserve Forces of the United States, or on active duty with the United
29 States Armed Forces as a commissioned officer for a combined period of fifteen
30 (15) years, eight (8) of which were as a field grade officer or general
31 officer, or both combined; or

32 (3) He must have held the rank of a field grade officer in
33 the Arkansas National Guard or the Reserve Forces of the United States, and, as
34 such, have been called into federal service and have commanded a unit during
35 such service; or

1 (4) He must be an officer in the Arkansas National Guard or the
2 Reserve Forces of the United States who is a decorated war veteran and has
3 commanded a unit in combat.

4 (c) (1) The pay of the Adjutant General and the assistant adjutant
5 general shall be the same as is allowed to officers of like grade, service,
6 and rank by the pay tables of the United States Army or Air Force at the time
7 such pay accrues.

8 (2) The Adjutant General is permitted to receive payments in
9 addition to regular salary as provided by 21-5-201 et seq. while serving in
10 the federal position of technician while also serving as Adjutant General.
11 Such additional payments are provided for in Title IV of the Intergovernmental
12 Personnel Act of 1970, Public Law 91-648.

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14 SECTION 2. All provisions of this act of a general and permanent nature
15 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
16 Revision Commission shall incorporate the same in the Code.

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18 SECTION 3. If any provision of this act or the application thereof to
19 any person or circumstance is held invalid, such invalidity shall not affect
20 other provisions or applications of the act which can be given effect without
21 the invalid provision or application, and to this end the provisions of this
22 act are declared to be severable.

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24 SECTION 4. All laws and parts of laws in conflict with this act are
25 hereby repealed.

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