

1 TO THE HOUSE OF REPRESENTATIVES:

2 The Committee on General, Housing and Military Affairs to which was  
3 referred House Bill No. 278 entitled “An act relating to selection of the  
4 Adjutant and Inspector General” respectfully reports that it has considered the  
5 same and recommends that the bill be amended by striking out all after the  
6 enacting clause and inserting in lieu thereof the following:

7 Sec. 1. 20 V.S.A. § 370 is added to read:

8 § 370. ADJUTANT AND INSPECTOR GENERAL RECOMMENDATION

9 BOARD

10 (a) The Adjutant and Inspector General Recommendation Board is created  
11 to nominate candidates for Adjutant and Inspector General.

12 (b)(1) The Board shall consist of 10 members who shall be selected as  
13 follows:

14 (A) The Senate Committee on Committees shall appoint four  
15 members of the Senate, not all of whom shall be members of the same party.

16 (B) The Speaker of the House shall appoint four members of the  
17 House, not all of whom shall be members of the same party.

18 (C) The Governor shall appoint two members who shall have served  
19 in the U.S. Armed Forces.

20 (2) The members of the Board appointed by the Governor shall serve for  
21 terms of two years and may serve for no more than three terms. The members

1 of the Board appointed by the House and Senate shall serve for terms of  
2 two years and may serve for no more than three consecutive terms. All  
3 appointments shall occur between January 1 and February 1 of each  
4 odd-numbered year, except to fill a vacancy. Members shall serve until their  
5 successors are elected or appointed.

6 (3) The members shall elect their own chair who will serve for a term of  
7 two years.

8 (c) Legislative members of the Board shall be entitled to per diem  
9 compensation and reimbursement for expenses in accordance with 2 V.S.A.  
10 § 406. Members of the Board who are not otherwise compensated by their  
11 employer shall be entitled to per diem compensation and reimbursement for  
12 expenses in the same manner as Board members are compensated under  
13 32 V.S.A. § 1010. All compensation and reimbursement shall be paid from the  
14 legislative appropriation.

15 (d) A quorum of the Board shall consist of six members.

16 (e) The Board is authorized to use the staff and services of appropriate  
17 State agencies and departments as necessary to conduct investigations of  
18 applicants.

1 Sec. 2. 20 V.S.A. § 371 is added to read:

2 § 371. DECLARATION OF CANDIDACY FOR ADJUTANT AND  
3 INSPECTOR GENERAL

4 (a) A candidate for Adjutant and Inspector General shall, not later than four  
5 months prior to the election, declare candidacy and demonstrate that he or she  
6 meets the qualifications set forth in 2 V.S.A. § 12(c)(1)–(5) on a form provided  
7 by the Board.

8 Sec. 3. 20 V.S.A. § 372 is added to read:

9 § 372. DUTIES OF RECOMMENDATION BOARD

10 (a) Establishment of criteria and standards. The Board shall adopt rules  
11 under 3 V.S.A. chapter 25 that establish criteria and standards for the  
12 evaluation and nomination of qualified candidates for Adjutant and Inspector  
13 General. In adopting criteria and standards, the Board shall consult with  
14 current and retired members of the Vermont Army National Guard and  
15 Vermont Air National Guard. The criteria and standards adopted by the Board  
16 shall include:

17 (1) leadership;

18 (2) integrity;

19 (3) administrative and communicative skills; and

20 (4) other criteria and standards as determined by the Board from time

21 to time.

1       (b) Interview and selection. The Board shall interview each candidate for  
 2       Adjutant and Inspector General that meets the qualifications set forth in  
 3       2 V.S.A. § 12(c)(1)–(5). After interviewing each qualified candidate, the  
 4       Board shall evaluate the candidates based on the criteria and standards  
 5       established pursuant to subsection (a) of this section, and select no more than  
 6       three candidates to nominate for election to the position of Adjutant and  
 7       Inspector General.

8       (c) Nomination. The Board shall submit a list of its nominees for Adjutant  
 9       and Inspector General to the General Assembly at least seven weeks prior to  
 10       the election of the Adjutant and Inspector General. The list shall constitute the  
 11       complete list of all candidates for the General Assembly to vote on pursuant to  
 12       2 V.S.A. § 12.

13       Sec. 4. 2 V.S.A. § 12 is amended to read:

14       § 12. LEGISLATIVE ELECTIONS; UNIFORM BALLOTS

15                               \* \* \*

16       (b) A candidate for office, other than for Adjutant and Inspector General,  
 17       shall, not later than one week preceding the election, notify the ~~secretary of~~  
 18       ~~state~~ Secretary of State in writing of his or her candidacy, naming the  
 19       particular office. If he or she fails so to notify the ~~secretary of state~~ Secretary  
 20       of State, his or her name shall not be printed on the ballot. No ballot may be

1 used other than the official ballot provided by the ~~secretary of state~~ Secretary  
2 of State.

3 (c) A candidate for Adjutant and Inspector General shall:

4 (1) be a resident of Vermont;

5 (2) have attained the rank of lieutenant colonel (O-5) or above;

6 (3) be a commissioned officer or former commissioned officer of the  
7 U.S. Army, the U.S. Air Force, the U.S. Army Reserve, the U.S. Air Force  
8 Reserve, the Army National Guard, or the Air National Guard;

9 (4) be a current member of the U.S. Armed Forces or eligible to be  
10 recalled to active duty;

11 (5) be a graduate of a Senior Service College, be currently enrolled in a  
12 Senior Service College, or be eligible to be enrolled in a Senior Service  
13 College during the biennium in which the candidate would first be  
14 appointed; and

15 (6) be nominated by the Adjutant and Inspector General  
16 Recommendation Board pursuant to 20 V.S.A. § 372.

17 Sec. 5. EFFECTIVE DATE

18 This act shall take effect on July 1, 2015.

19  
20 (Committee vote: \_\_\_\_\_)

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3

\_\_\_\_\_

Representative \_\_\_\_\_

FOR THE COMMITTEE

DRAFT