

1 H.207

2 Introduced by Representatives Birong of Vergennes, Hango of Berkshire,  
3 Sibilia of Dover, Austin of Colchester, Batchelor of Derby,  
4 Goslant of Northfield, Gregoire of Fairfield, Harrison of  
5 Chittenden, Lefebvre of Orange, Leffler of Enosburgh, Martel  
6 of Waterford, Morgan, L. of Milton, Morgan, M. of Milton,  
7 Morrissey of Bennington, Page of Newport City, Savage of  
8 Swanton, and Scheuermann of Stowe

9 Referred to Committee on

10 Date:

11 Subject: Adjutant and Inspector General; qualifications

12 Statement of purpose of bill as introduced: This bill proposes to establish  
13 minimum qualifications for candidates to become the Adjutant General.

14 An act relating to establishing minimum qualifications to become the  
15 Adjutant General

16 It is hereby enacted by the General Assembly of the State of Vermont:

17 Sec. 1. 20 V.S.A. § 363 is amended to read:

18 § 363. OFFICERS GENERALLY

19 (a)(1) The General Assembly shall biennially elect an Adjutant and  
20 Inspector General, ~~who~~ for a term of two years.

1           (2) An Adjutant and Inspector General appointed to fill a vacancy  
2           occurring during a term shall serve the remainder of the unexpired term.

3           (3)(A) To be eligible to serve as Adjutant and Inspector General, an  
4           individual shall:

5                   (i) be a resident of Vermont;

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

7                   (iii) be a current member of the U.S. Army, the U.S. Air Force, the  
8           U.S. Army Reserve, the U.S. Air Force Reserve, the Army National Guard, or  
9           the Air National Guard, or be eligible to return to active service in the Army  
10           National Guard or the Air National Guard; and

11                   (iv) be a graduate of a Senior Service College, currently enrolled  
12           in a Senior Service College, or eligible to be enrolled in a Senior Service  
13           College during the biennium in which the individual would first be appointed.

14           (B) As used in this section, “resident of Vermont” means an  
15           individual who is domiciled in Vermont as evidenced by an intent to maintain  
16           a principal dwelling place in Vermont indefinitely and to return to Vermont if  
17           temporarily absent, coupled with an act or acts consistent with that intent.

18           (b) The Adjutant and Inspector General shall also be Quartermaster  
19           General with the rank of a major general.

20           (c)(1) The Adjutant General may appoint a ~~deputy~~ Deputy with appropriate  
21           rank, the approval of the Governor. The Adjutant General may also appoint an

1 Assistant Adjutant General for Army, an Assistant Adjutant General for Air, an  
2 Assistant Adjutant General for Joint Operations, a Sergeant Major, and a Chief  
3 Master Sergeant, without pay, with the approval of the Governor.

4 (2) The Adjutant and Inspector General may remove the appointed  
5 assistant adjutant generals and sergeants and shall be responsible for their acts.

6 (3) Upon appointment, each ~~Assistant Adjutant General~~ assistant  
7 adjutant general shall be a federally recognized officer of the National Guard  
8 of the rank of lieutenant colonel or above, and shall have a rank of colonel or  
9 brigadier general, and the Sergeant Major shall be a federally recognized  
10 noncommissioned officer of the National Guard of the rank of master sergeant  
11 or first sergeant or above, and the Chief Master Sergeant shall be a federally  
12 recognized noncommissioned officer of the rank of senior master sergeant or  
13 first sergeant.

14 (4) The Deputy, ~~Assistants~~ assistants, and ~~Sergeants~~ sergeants shall  
15 perform duties as the Adjutant and Inspector General ~~and Quartermaster~~  
16 ~~General~~ shall direct.

17 (d)(1) In the absence or disability of the ~~officer~~ Adjutant and Inspector  
18 General, the Deputy shall perform the duties of that office.

19 (2) In case a vacancy occurs in the office of Adjutant and Inspector  
20 General ~~and Quartermaster General~~, the Deputy shall assume and discharge the  
21 duties of the office until the vacancy is filled.

1        (e) ~~The appointments~~ Appointments made pursuant to subsections (a) and  
2        (c) of this section shall be in writing and recorded in the ~~office~~ Office of the  
3        Secretary of State.

4        (f) All other officers of the National Guard shall be chosen in accordance  
5        with rules adopted by the Governor consistent with the laws of this State and  
6        the United States.

7        Sec. 2. EFFECTIVE DATE

8        This act shall take effect on July 1, 2021.