

# Senate Bill 801

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## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: Allows the Adjutant General (AG) to have two Assistant AGs from the Air National Guard to help lead. Gives an Acting AG 30 days from the start of their duties to give to the state a fidelity bond. (Flesch Readability Score: 69.5).

Increases from one to two the number of Assistant Adjutants General from the Air National Guard of Oregon that the Adjutant General may appoint.

Provides an Acting Adjutant General 30 days after assuming the duties of the office to give the state a fidelity bond when an absence of the Adjutant General is caused by death or other inability.

## A BILL FOR AN ACT

1  
2 Relating to the office of Adjutant General; amending ORS 396.165.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 396.165 is amended to read:

5 396.165. (1) The Adjutant General may appoint [*three*] **four** Assistant Adjutants General, two  
6 from the Army National Guard of Oregon and [*one*] **two** from the Air National Guard of Oregon who  
7 shall serve at the pleasure of the Adjutant General or until relieved by reason of resignation,  
8 withdrawal of federal recognition or for cause to be determined by a court-martial. Voluntary entry  
9 onto extended active duty by a person holding the office of Assistant Adjutant General shall be  
10 deemed automatic resignation of such officer.

11 (2) To be eligible for appointment to the office of Assistant Adjutant General, a person must be  
12 an officer of the Oregon National Guard, federally recognized in the grade of lieutenant colonel or  
13 higher, and must have completed at least six years service in the Oregon National Guard as a  
14 federally recognized officer.

15 (3) An Assistant Adjutant General may be appointed in the grade of lieutenant colonel or higher,  
16 but not exceeding that of brigadier general. An Assistant Adjutant General may be promoted by the  
17 Governor to any grade not exceeding that of brigadier general, to serve in such grade only upon  
18 receipt of federal recognition therein.

19 (4) The Assistant Adjutants General shall perform such duties as may be assigned by the Adju-  
20 tant General.

21 (5) An Assistant Adjutant General shall be compensated at a rate determined by the Oregon  
22 Department of Administrative Services.

23 (6) In any absence of the Adjutant General caused by death or other inability to perform the  
24 duties of the office, the Governor or the Adjutant General may designate an Assistant Adjutant  
25 General to be the Acting Adjutant General. Except when the Governor or the Adjutant General  
26 designates another of the Assistant Adjutants General to be the Acting Adjutant General, the As-  
27 sistant Adjutant General senior in military grade shall assume the responsibilities and powers and

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 perform all the duties required of the Adjutant General, and shall be Acting Adjutant General. An  
2 officer serving as Acting Adjutant General under this section shall continue to receive the salary  
3 authorized for an Assistant Adjutant General, when the officer is a state employee, but shall other-  
4 wise receive the salary authorized for the Adjutant General. The Acting Adjutant General shall  
5 serve until the Adjutant General is again able to perform the duties of the office, or if such office  
6 is vacant, until an Adjutant General is regularly appointed and qualified. [*While so serving,*] **Within**  
7 **30 days after assuming the duties of the office,** the Acting Adjutant General shall give to the  
8 state a fidelity bond in the same manner and in the same sum as is required from the Adjutant  
9 General.

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