

By: Noriega

H.B. No. 800

A BILL TO BE ENTITLED

AN ACT

relating to the qualifications for appointment as adjutant general.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 431.022(b), Government Code, is amended to read as follows:

(b) The adjutant general is appointed by the governor, with the advice and consent of the senate if in session, to a term expiring February 1 of each odd-numbered year. To be qualified for appointment as adjutant general a person must:

(1) when appointed be serving as a federally recognized officer of not less than field grade in the Texas National Guard;

(2) have previously served on active duty or active duty for training with the army or air force; and

(3) have completed at least 10 years' service as a federally recognized commissioned officer with ~~[an active unit of]~~ the United States armed forces or National Guard or the Texas National Guard, including at least five years with the Texas National Guard.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2003.