

MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION

ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 2371

H. P. 1872

House of Representatives, January 16, 1974

Referred to the Committee on State Government. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mr. Stillings of Berwick.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FOUR

**AN ACT to Reorganize the Department of Military, Civil Emergency
Preparedness and Veterans' Services.**

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., T. 37-A, § 1, repealed and replaced. Section 1 of Title 37-A of the Revised Statutes, as enacted by section 1 of chapter 580 of the public laws of 1971, is repealed and the following enacted in place thereof:

§ 1. Department of Military, Civil Emergency Preparedness and Veterans' Services

1. Department. There is created and established a Department of Military, Civil Emergency Preparedness and Veterans' Services, in this Title called the "department", to coordinate and improve the discharge of State Government's responsibility relating to the military, veterans', civil emergency preparedness and public safety, to consist of the Adjutant General and the following as heretofore created and established: The Military Department to be named the Military Bureau, the Department of Civil Emergency Preparedness and Public Safety to be named the Bureau of Civil Emergency Preparedness, and the Department of Veterans' Services to be named the Bureau of Veterans' Services.

The Adjutant General shall be the head of the department. The Adjutant General shall be appointed by the Governor and serve at the pleasure of the Governor. He shall have the grade not to exceed that of Major General. The Adjutant General shall administer the department, subordinate only to the

Governor and shall adopt such methods of administration not inconsistent with the law as he may deem necessary to render the department efficient. The Adjutant General is authorized to transfer personnel at his discretion from one bureau to another bureau within the department and is authorized to prepare a budget for the department.

The duly appointed Deputy Adjutant General shall have all the powers and duties of the Adjutant General in the case of the absence of the Adjutant General or his inability to act, or in the case of vacancy in said office, until such vacancy shall have been filled by the Governor, as provided by law.

2. **Military Bureau.** The Military Bureau shall have a director. He shall be the duly appointed Deputy Adjutant General. He shall not hold any other state office for compensation.

3. **Bureau of Veterans' Services and Bureau of Civil Emergency Preparedness.** The Bureau of Veterans' Services and the Bureau of Civil Emergency Preparedness each shall have a director. The Director of the Bureau of Veterans' Services shall be a war veteran and a person qualified by experience, training and a demonstrated interest in veterans' services. Each director shall be appointed by the Adjutant General, with the advice and consent of the Governor and Council, to serve at the pleasure of the Adjutant General. Neither director shall hold any other state office for compensation.

Sec. 2. R. S., T. 37-A, § 214, amended. The first sentence of section 214 of Title 37-A of the Revised Statutes, as enacted by section 1 of chapter 580 of the public laws of 1971, is amended to read as follows:

The Adjutant General of the State ~~shall be~~ who is the Director of the ~~Military Bureau~~ Department of Military, Civil Emergency Preparedness and Veterans' Services ~~and~~ shall also be ex officio, chief of staff for the State.

Sec. 3. R. S., T. 37-A, § 214, amended. Section 214 of Title 37-A of the Revised Statutes, as enacted by section 1 of chapter 580 of the public laws of 1971 and as amended, is further amended by adding at the end the following new paragraph:

The Adjutant General may appoint, subject to the approval of the Governor, an Assistant Adjutant General for the Army National Guard and an Assistant Adjutant General for the Air National Guard, who may each hold the grade of brigadier general, to serve at his will and pleasure. The qualifications for these appointments shall be the same as those prescribed by the the Adjutant General in section 213. Each Assistant Adjutant General shall be responsible for the general supervision of training and administration of the affairs of the Army National Guard and the Air National Guard respectively, and such other duties as are prescribed by the Adjutant General. The Adjutant General shall appoint one of the Assistant Adjutants General to serve as Deputy Adjutant General and such deputy, regardless of rank, shall have all the powers and duties of the Adjutant General in the case of the absence of the Adjutant General or his inability to act, or in the case of vacancy in said office until such vacancy shall have been filled by the Com-

mander in Chief, as provided by law. The Deputy Adjutant General shall be the Director of the Military Bureau and shall perform the duties outlined in this section.

STATEMENT OF FACT

Pursuant to Management and Cost Survey recommendation #1, Department of Military, Civil Emergency Preparedness and Veterans' Services, this bill reorganizes the department. This reorganization is intended to allow the Adjutant General to devote full-time efforts to supervision while delegating line responsibility to the Deputy Adjutant General, who is the Director of the Military Bureau.

This recommendation was supported by the Governor in his Special Message to the Special Session of the 106th Legislature on January 10, 1974.