



2013 ASSEMBLY BILL 135

April 4, 2013 - Introduced by Representatives PETRYK, BIES, BERNIER, BROOKS, KAHL, T. LARSON, MURPHY and ENDSLEY, cosponsored by Senators PETROWSKI, CARPENTER, JAUCH, LASSA, OLSEN and SCHULTZ. Referred to Committee on Veterans.

1 **AN ACT** *to repeal* 321.10 (1) (e); *to amend* 15.04 (2), 321.10 (2) and 321.10 (6);
2 and *to create* 321.10 (1) (cm) of the statutes; **relating to:** authorization for an
3 additional deputy adjutant general in the department of military affairs.

Analysis by the Legislative Reference Bureau

This bill creates a third deputy adjutant general in the department of military affairs to be funded from federal money. The new deputy may serve as the joint chief of staff. The current separate position of joint chief of staff is repealed. The new deputy will coordinate the department's response to disasters and other domestic requests for assistance from the civil authorities.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 **SECTION 1.** 15.04 (2) of the statutes is amended to read:
5 15.04 (2) DEPUTY. Each secretary of a department or head of an independent
6 agency under s. 230.08 (2) (L) may appoint a deputy who shall serve at the pleasure
7 of the secretary or agency head outside the classified service. The deputy shall
8 exercise the powers, duties and functions of the secretary or head in the absence of

ASSEMBLY BILL 135**SECTION 1**

1 the secretary or head, and shall perform such other duties as the secretary or head
2 prescribes. The adjutant general may appoint ~~2~~ 3 deputies as described in s. 321.10
3 (1) (b) ~~and, (c), and cm.~~ In this subsection "secretary" includes the attorney general
4 and the state superintendent of public instruction.

5 **SECTION 2.** 321.10 (1) (cm) of the statutes is created to read:

6 321.10 (1) (cm) A deputy adjutant general for civil authority support, who may
7 be of either army or air and whose rank may not exceed brigadier general unless
8 selected for a military position requiring federal recognition as a major general. The
9 deputy adjutant general for support for civil authorities may serve as a chief of staff.

10 **SECTION 3.** 321.10 (1) (e) of the statutes is repealed.

11 **SECTION 4.** 321.10 (2) of the statutes is amended to read:

12 321.10 (2) In the absence or incapacity of the adjutant general, the senior
13 ranking deputy adjutant general for army ~~or, air, or civil authority support~~ shall have
14 all the powers and duties of the adjutant general.

15 **SECTION 5.** 321.10 (6) of the statutes is amended to read:

16 321.10 (6) The terms of the deputy adjutants general for army and air shall be
17 5 years beginning on the first day of the 7th month of the term of the adjutant
18 general. The term for the deputy adjutant general for civil authority support shall
19 be at the discretion of the adjutant general. The deputy adjutants general may be
20 reappointed to successive terms.

21 **SECTION 6. Nonstatutory provisions; military affairs.**

22 (1) DEPUTY ADJUTANT GENERAL. The authorized FTE positions for the
23 department of military affairs are increased by 1.0 FED positions, to be funded from

ASSEMBLY BILL 135

1 the appropriation under section 20.465 (1) (m) of the statutes, for the purpose of
2 creating a deputy adjutant general for civil authority support.

3 (END)