

Senate Bill 144

By: Senators Islam of the 7th, Dugan of the 30th, Payne of the 54th, Anavitarte of the 31st,
Anderson of the 43rd and others

AS PASSED

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 38-2-151 of the Official Code of Georgia Annotated, relating to
2 adjutant general, duties, records, seal, and effect on documentary evidence, so as to remove
3 the requirement that the adjutant general include a roster of all commissioned officers in the
4 organized militia in the annual report to the Governor; to provide for the removal of the
5 requirement that the laws and regulations of such militia shall be indexed, printed, bound,
6 and distributed to all forces of the militia; to provide for related matters; to repeal conflicting
7 laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Code Section 38-2-151 of the Official Code of Georgia Annotated, relating to adjutant
11 general, duties, records, seal, and effect on documentary evidence, is amended as follows:

12 "38-2-151.

13 (a) The adjutant general shall be chief of staff to the Governor and subordinate only to the
14 Governor in matters pertaining to the Department of Defense and the military and naval
15 affairs of the state.

- 16 (b) Whenever the Governor and those who would act in succession to him or her under the
17 Constitution and laws of the state are unable to perform the duties of commander in chief,
18 the adjutant general shall command the militia.
- 19 (c) It shall be the duty of the adjutant general:
- 20 (1) To direct the planning and employment of the forces of the organized militia in
21 carrying out their state military mission;
- 22 (2) To establish unified command of state forces whenever they are jointly engaged; and
- 23 (3) To coordinate the military and naval affairs with the emergency management agency
24 of the state.
- 25 (d) The adjutant general shall:
- 26 (1) Be custodian of all military records and shall keep the same indexed and available
27 for ready reference;
- 28 (2) Keep an itemized account of all moneys received and disbursed from all sources; and
- 29 (3) Make an annual report to the Governor on the condition of the organized militia with
30 ~~a roster of all commissioned officers~~ and such other matters relating to the Military
31 Division, Department of Defense as ~~he~~ the adjutant general shall deem expedient; ~~and~~
- 32 ~~(4) Cause the laws and regulations relating to the militia to be indexed, printed, bound,~~
33 ~~and distributed to all forces of the organized militia.~~
- 34 (e) The adjutant general shall further perform such duties pertaining to ~~his~~ the office as
35 from time to time may be provided by the laws, rules, and regulations of the United States
36 and such as may be designated by the Governor.
- 37 (f) The adjutant general shall have a seal of office approved by the Governor, and all
38 copies and papers in the Military Division, Department of Defense which are duly certified
39 and authenticated under the seal shall be evidence in like manner as if the original were
40 produced."

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SECTION 2.

42 All laws and parts of laws in conflict with this Act are repealed.