

HOUSE BILL No. 2983

By Committee on Judiciary

2-15

AN ACT relating to the adjutant general; relating to powers and duties; member of cabinet; amending K.S.A. 2001 Supp. 48-204 and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 2001 Supp. 48-204 is hereby amended to read as follows: 48-204. (a) The adjutant general shall:

(1) Be in control of the military department of the state and subordinate only to the governor in matters pertaining to the department;

(2) have general supervision over all the subordinate military departments, to include the department of the army national guard and the department of the air national guard;

(3) perform such duties as pertain to the adjutant general's department under the regulations and usage of the army of the United States;

(4) superintend the preparation of all returns and reports required by the United States from the state;

(5) require a certificate of the military service to be furnished, in accordance with K.S.A. 73-209 and amendments thereto, to any soldier who has served in the army in any of the state military organizations; ~~and~~

(6) audit and pass upon all claims of a military character against the state, and no contract of a military nature against the state shall be valid or paid until approved by the adjutant general; *and*

(7) *be a member of the governor's cabinet.*

(b) The adjutant general is authorized to:

(1) Adopt regulations pertaining to the preparation and rendering of reports and returns and to the care and preservation of public property as in the adjutant general's opinion the conditions demand, which regulations shall be operative and in force when promulgated in the form of general orders, circulars or circular letters;

(2) administer oaths in matters pertaining to the duties of the office as relates to: (A) Claims against the state; (B) the organization of boards of survey, courts-martial and courts of inquiry; (C) affidavits covering loss of military property belonging to the state or the United States; (D) oaths of office of officers of the Kansas national guard; (E) statements and reports required from officers pertaining to property and money account-

1 ability and expenditures; and (F) any other official military matters com-
2 ing before the adjutant general; and

3 (3) adopt an appropriate seal for use in the office, to be affixed to all
4 oaths that the adjutant general administers under authority of law, and to
5 authenticate all certificates required of the adjutant general.

6 Sec. 2. K.S.A. 2001 Supp. 48-204 is hereby repealed.

7 Sec. 3. This act shall take effect and be in force from and after its
8 publication in the statute book.

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