



Agency Legislative Proposal - 2020 Session

Document Name (e.g. OPM1015Budget.doc; OTG1015Policy.doc): CTMD 1

(If submitting electronically, please label with date, agency, and title of proposal – 092611_SDE_TechRevisions)

State Agency: Connecticut Military Department

Liaison: Captain Erich J. Heinonen

Phone: (860) 524-4961

E-mail: erich.j.heinonen.mil@mail.mil

Lead agency division requesting this proposal: The Adjutant General

Agency Analyst/Drafter of Proposal: Captain Heinonen

Title of Proposal: AAC the Organization of the State Guard

Statutory Reference: 27-9

Proposal Summary:

To clarify the Governor's authority with respect to the command and control of the Connecticut State Guard.

PROPOSAL BACKGROUND

◇ Reason for Proposal

Please consider the following, if applicable:

- (1) *Have there been changes in federal/state/local laws and regulations that make this legislation necessary?*
- (2) *Has this proposal or something similar been implemented in other states? If yes, what is the outcome(s)? Are other states considering something similar this year?*
- (3) *Have certain constituencies called for this action?*
- (4) *What would happen if this was not enacted in law this session?*

Current statutory provisions pertaining to the Connecticut State Guard require revision to clarify the Governor's authority with respect to the Connecticut State Guard, its organization and use. At least 22 states currently have volunteer state guards. The Military Department's 2012-2013 audit report and subsequent Formal Opinion of the Attorney General (2017-09) indicated that revision of the current statute would best serve the interests of the state and Military Department.



◇ **Origin of Proposal**

☐ **New Proposal**

☒ **Resubmission**

If this is a resubmission, please share:

- (1) What was the reason this proposal did not pass, or if applicable, was not included in the Administration's package?
- (2) Have there been negotiations/discussions during or after the previous legislative session to improve this proposal?
- (3) Who were the major stakeholders/advocates/legislators involved in the previous work on this legislation?
- (4) What was the last action taken during the past legislative session?

Reference Raised Senate Bill No. 224, 2018 Session. Senate Calendar No. 65, File No. 46. Died on Calendar. Reference House Bill No. 7246, 2019 Session. House passed. Senate Calendar No. 690. Died on Calendar on last day of session.

PROPOSAL IMPACT

◇ **AGENCIES AFFECTED** *(please list for each affected agency)*

Agency Name: Proposal does not affect other agencies.

Agency Contact (name, title, phone):

Date Contacted:

Approve of Proposal ☐ **YES** ☐ **NO** ☐ **Talks Ongoing**

Summary of Affected Agency's Comments

None

Will there need to be further negotiation? ☐ **YES** ☐ **NO**

◇ **FISCAL IMPACT** *(please include the proposal section that causes the fiscal impact and the anticipated impact)*

Municipal *(please include any municipal mandate that can be found within legislation)*

NONE

State

NONE

Federal

NONE

Additional notes on fiscal impact



◇ **POLICY and PROGRAMMATIC IMPACTS** *(Please specify the proposal section associated with the impact)*

This proposal is necessary to facilitate effective military operations by codifying the state's practice of utilizing the State Guard to execute military operations which is supported by the Attorney General's Formal Opinion 2017-09.

Insert fully drafted bill here

Be it enacted by the Senate and House of Representatives in General Assembly convened:

Section 27-9 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2019)*:

AN ACT CONCERNING THE ORGANIZATION OF THE CONNECTICUT STATE GUARD

Sec. 27-9. Organization of the Connecticut State Guard. The Governor may [Whenever the Connecticut National Guard is called into the federal service or whenever such a call, in the opinion of the Governor, is deemed to be imminent, the Governor shall forthwith] raise, organize, maintain and govern, [from the unorganized militia], a body of volunteer troops for state military duty. Said body of troops [, when so organized,] shall be known as "the Connecticut State Guard" and [for and during the time of its existence as herein provided it] shall be a part of the organized militia.



Agency Legislative Proposal - 2020 Session

Document Name (e.g. OPM1015Budget.doc; OTG1015Policy.doc): CTMD 2

(If submitting electronically, please label with date, agency, and title of proposal – 092611_SDE_TechRevisions)

State Agency: Connecticut Military Department

Liaison: Captain Erich Heinonen

Phone: (860) 524-4961

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Lead agency division requesting this proposal: The Adjutant General

Agency Analyst/Drafter of Proposal: Captain Heinonen

Title of Proposal: AAC Military Unit Bylaws and the Maximum Age of Service for Certain Members

Statutory Reference: 27-79 and 27-53

Proposal Summary:

To eliminate obsolete requirement for military unit bylaws and to allow the state to configure and administer its military units in a manner consistent with federal military units. To raise the maximum age of military service from age 64 to 70 for members of the band of the First and Second Company Governor's Foot Guard.

PROPOSAL BACKGROUND

◇ Reason for Proposal

Please consider the following, if applicable:

- (1) *Have there been changes in federal/state/local laws and regulations that make this legislation necessary?*
- (2) *Has this proposal or something similar been implemented in other states? If yes, what is the outcome(s)? Are other states considering something similar this year?*
- (3) *Have certain constituencies called for this action?*
- (4) *What would happen if this was not enacted in law this session?*

Proposal updates obsolete statutory language concerning the configuration and administration of military units of the armed forces of the state. This provision will eliminate an obsolete and antiquated requirement for units of the armed forces of the state to create bylaws, and will require the state to configure and administer state military units in a manner consistent with federal military units. The change will support the efficient and orderly conduct of state military operations. Raising the maximum age of military service supports recruiting and retention in the two militia units. The average age of members has steadily increased and current membership has expressed a desire to raise the maximum age to 70. This increase will afford new or current members the opportunity to continue to serve in the state militia in a capacity requiring less arduous duty.



◇ **Origin of Proposal**

☒ **New Proposal**

☒ **Resubmission**

If this is a resubmission, please share:

- (1) *What was the reason this proposal did not pass, or if applicable, was not included in the Administration's package?*
- (2) *Have there been negotiations/discussions during or after the previous legislative session to improve this proposal?*
- (3) *Who were the major stakeholders/advocates/legislators involved in the previous work on this legislation?*
- (4) *What was the last action taken during the past legislative session?*

Reference Raised House Bill No. 6166 concerning military bylaws, 2019 Session. Bill referred to Veterans Affairs Committee with substitute language. Bill died in committee. Addition of maximum age of military service is a new proposal.

PROPOSAL IMPACT

◇ **AGENCIES AFFECTED** *(please list for each affected agency)*

Agency Name: Proposal does not affect other agencies.

Agency Contact (name, title, phone):

Date Contacted:

Approve of Proposal ☐ **YES** ☐ **NO** ☐ **Talks Ongoing**

Summary of Affected Agency's Comments

None

Will there need to be further negotiation? ☐ **YES** ☐ **NO**

◇ **FISCAL IMPACT** *(please include the proposal section that causes the fiscal impact and the anticipated impact)*

Municipal *(please include any municipal mandate that can be found within legislation)*

NONE

State

NONE

Federal

NONE

Additional notes on fiscal impact

NONE



◇ **POLICY and PROGRAMMATIC IMPACTS** *(Please specify the proposal section associated with the impact)*

This proposal is necessary to ensure effective configuration and administration of organized militia units of the armed forces of the state, and supports recruiting and retention.

Insert fully drafted bill here

Be it enacted by the Senate and House of Representatives in General Assembly convened:

Section 27-53 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2020)*:

Sec. 27-53. Retirement of members. Retirement promotions. (a) When a member of the armed forces of the state or the Governor's military staff, whose service has been honorable, has served ten years, he or she may, if he or she makes a timely application to the Adjutant General through the chain of command prior to such member's retirement date, be retired from active service and placed upon the retired list. Such retirement shall be in the highest grade in which he or she has served. When such service equals or exceeds twenty years, he or she may, upon his or her application to the Adjutant General, through the chain of command prior to such member's retirement date, be commissioned at or promoted to the next higher grade than the highest grade at which he or she may have held at any time, either in the armed forces of the state or the Governor's military staff or the armed forces of the United States, which higher grade shall not be above the grade of a brigadier general or sergeant major, and shall thereafter be placed upon the retired list with such grade. Members may only receive the retirement promotion provided under this section one time. In determining such term of service of twenty years, there may be added to any term of not less than ten years' service in the armed forces of the state or the Governor's military staff the term of service with the armed forces of the United States, either active, inactive or reserve. Retirement shall be obligatory for all members reaching the age of sixty-four years or as required for members of the National Guard and naval militia by laws and regulations pertaining thereto, except that members of the band of the First and Second Company Governor's Foot Guard may serve until reaching the age of seventy years.

Section 27-79 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2020)*:

Sec. 27-79. Bylaws of organizations. [Each organization of the armed forces of the state] The Governor shall [make bylaws for its government, which shall be binding on its members when approved by the regimental or corresponding commander and the Adjutant General; and all fines and dues imposed by such bylaws may be collected in accordance with such procedure as the Adjutant General may, by regulation, prescribe, provided notice shall be given to any delinquent of the incurrence of any fine or dues within thirty days of the date when the same has been incurred and notice may be given collectively



of such fines or dues or both. The commanding officer of the organization shall be the president of the association created in the bylaws, except that, if two or more organizations combine in one association, the senior commanding officer shall be president. The treasurer shall be elected from the enlisted personnel of the organization or, if two or more organizations combine, from among the enlisted personnel of one of the organizations. The treasurer of each such organization shall give a bond to such organization in an amount satisfactory to the Adjutant General. The premium on such bond shall be paid by such organization] determine the organizational structure of the organized militia. Military units of the organized shall be composed in a manner consistent with National Guard or federal military units of similar composition, size and purpose. The Adjutant General may issue bylaws for the administration of organized militia units.



Agency Legislative Proposal - 2020 Session

Document Name (e.g. OPM1015Budget.doc; OTG1015Policy.doc): CTMD 3

CTMD #

(If submitting electronically, please label with date, agency, and title of proposal – 092611_SDE_TechRevisions)

State Agency: Connecticut Military Department

Liaison: Captain Erich J. Heinonen

Phone: (860) 524-4961

E-mail: erich.j.heinonen.mil@mail.mil

Lead agency division requesting this proposal: Fiscal Division

Agency Analyst/Drafter of Proposal: Captain Heinonen

Title of Proposal: AAC Establishment of a Law Enforcement Support Program Account

Statutory Reference: 10 USC § 2576a

Proposal Summary:

To establish a separate non-lapsing fund within the General Fund in order to execute the fiscal requirements of the federal program administered by the Military Department through which excess Department of Defense equipment is transferred to state Law Enforcement Agencies.

PROPOSAL BACKGROUND

◇ Reason for Proposal

Please consider the following, if applicable:

- (1) *Have there been changes in federal/state/local laws and regulations that make this legislation necessary?*
- (2) *Has this proposal or something similar been implemented in other states? If yes, what is the outcome(s)? Are other states considering something similar this year?*
- (3) *Have certain constituencies called for this action?*
- (4) *What would happen if this was not enacted in law this session?*

The Secretary of Defense is authorized by 10 USC § 2576a to transfer to state Law Enforcement Agencies, personal property that is excess to the needs of the Department of Defense and that the Secretary determines is suitable to be used by such agencies in law enforcement activities, with preferences for counter-drug / counter-terrorism or border security activities, under such terms prescribed by the Secretary. The Governor designated the Military Department as the state agency to implement this program statewide, as well as to conduct program management and oversight. The program is funded by fees paid to the Military Department by participating law enforcement agencies. The Military Department requires a non-lapsing fund to execute the program's fiscal requirements.



◇ **Origin of Proposal** ☐ **New Proposal** ☒ **Resubmission**

If this is a resubmission, please share:

- (1) *What was the reason this proposal did not pass, or if applicable, was not included in the Administration's package?*
- (2) *Have there been negotiations/discussions during or after the previous legislative session to improve this proposal?*
- (3) *Who were the major stakeholders/advocates/legislators involved in the previous work on this legislation?*
- (4) *What was the last action taken during the past legislative session?*

Reference Raised Senate Bill No. 860, 2019 Session. Senate Calendar No. 134, File No. 226.
Died on Calendar.

PROPOSAL IMPACT

◇ **AGENCIES AFFECTED** *(please list for each affected agency)*

Agency Name: Proposal does not affect other agencies.

Agency Contact (name, title, phone):

Date Contacted:

Approve of Proposal ☐ **YES** ☐ **NO** ☐ **Talks Ongoing**

Summary of Affected Agency's Comments

Will there need to be further negotiation? ☐ **YES** ☐ **NO**

◇ **FISCAL IMPACT** *(please include the proposal section that causes the fiscal impact and the anticipated impact)*

Municipal *(please include any municipal mandate that can be found within legislation)*

NONE

State

NONE

Federal

NONE

Additional notes on fiscal impact

NONE

◇ **POLICY and PROGRAMMATIC IMPACTS** *(Please specify the proposal section associated with the impact)*

A dedicated fund is necessary and the proper mechanism for processing programmatic fees.



Insert fully drafted bill here

Be it enacted by the Senate and House of Representatives in General Assembly convened:

NEW SECTION (Effective July 1, 2020):

Law Enforcement Support Office Program Account. There is established an account to be known as the "Law Enforcement Support Office Program Account" which shall be a separate, non-lapsing account within the General Fund. The account shall contain any moneys required by law to be deposited in the account, which shall include, but not be limited to, the participation fees submitted by law enforcement agencies. Moneys in the account shall be expended by the Adjutant General for the purposes of facilitating the operations of the Law Enforcement Support Program.



Agency Legislative Proposal - 2020 Session

Document Name (e.g. OPM1015Budget.doc; OTG1015Policy.doc): CTMD 4
CTMD #

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State Agency: Connecticut Military Department

Liaison: Captain Erich J. Heinonen

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E-mail: erich.j.heinonen.mil@mail.mil

Lead agency division requesting this proposal: Military Funeral Honors Program

Agency Analyst/Drafter of Proposal: Captain Heinonen

Title of Proposal: AAC Establishment of a Military Funeral Honors Ribbon

Statutory Reference: 27-76

Proposal Summary:

To establish a service ribbon for members of the National Guard or organized militia who satisfactorily perform honor guard details at funerals of veterans of the United States armed forces or the National Guard pursuant to section 27-76 of the General Statutes, as determined by the Adjutant General.

PROPOSAL BACKGROUND

◇ **Reason for Proposal**

Please consider the following, if applicable:

- (1) *Have there been changes in federal/state/local laws and regulations that make this legislation necessary?*
- (2) *Has this proposal or something similar been implemented in other states? If yes, what is the outcome(s)? Are other states considering something similar this year?*
- (3) *Have certain constituencies called for this action?*
- (4) *What would happen if this was not enacted in law this session?*

Recommendation from the current program manager of the military funeral honors program. The award provides a means to appropriately recognize members of the agency's funeral honors team and serves to encourage participation in the program by members of the armed forces of the state.



◇ **Origin of Proposal** ☒ **New Proposal** ☐ **Resubmission**

If this is a resubmission, please share:

- (1) *What was the reason this proposal did not pass, or if applicable, was not included in the Administration's package?*
- (2) *Have there been negotiations/discussions during or after the previous legislative session to improve this proposal?*
- (3) *Who were the major stakeholders/advocates/legislators involved in the previous work on this legislation?*
- (4) *What was the last action taken during the past legislative session?*

PROPOSAL IMPACT

◇ **AGENCIES AFFECTED** *(please list for each affected agency)*

Agency Name: Proposal does not affect other agencies.

Agency Contact (name, title, phone):

Date Contacted:

Approve of Proposal ☐ **YES** ☐ **NO** ☐ **Talks Ongoing**

Summary of Affected Agency's Comments

Will there need to be further negotiation? ☐ **YES** ☐ **NO**

◇ **FISCAL IMPACT** *(please include the proposal section that causes the fiscal impact and the anticipated impact)*

Municipal *(please include any municipal mandate that can be found within legislation)*

NONE

State

NONE

Federal

NONE

Additional notes on fiscal impact

NONE

◇ **POLICY and PROGRAMMATIC IMPACTS** *(Please specify the proposal section associated with the impact)*

A state military award to recognize meritorious service providing military honors to deceased veterans is in keeping with military customs, courtesies, and traditions, and positively impacts the morale of participating members of the armed forces of the state.



Insert fully drafted bill here

Be it enacted by the Senate and House of Representatives in General Assembly convened:

NEW SECTION (Effective July 1, 2020):

The Adjutant General, at his or her discretion, may issue a service ribbon, within available appropriations, to members of the armed forces of the state who satisfactorily provide honor guard details at the funerals of veterans of the United States armed forces or National Guard in accordance with section 27-76 of this chapter.



Agency Legislative Proposal - 2020 Session

Document Name (e.g. OPM1015Budget.doc; OTG1015Policy.doc): CTMD 5

CTMD #

(If submitting electronically, please label with date, agency, and title of proposal – 092611_SDE_TechRevisions)

State Agency: Connecticut Military Department

Liaison: Captain Erich J. Heinonen

Phone: (860) 524-4961

E-mail: erich.j.heinonen.mil@mail.mil

Lead agency division requesting this proposal: The Adjutant General

Agency Analyst/Drafter of Proposal: Captain Heinonen

Title of Proposal: AAC Military Permits

Statutory Reference: 30 -34

Proposal Summary:

To expand military permits to include the sale of alcoholic liquors at military facilities.

PROPOSAL BACKGROUND

◇ Reason for Proposal

Please consider the following, if applicable:

- (1) *Have there been changes in federal/state/local laws and regulations that make this legislation necessary?*
- (2) *Has this proposal or something similar been implemented in other states? If yes, what is the outcome(s)? Are other states considering something similar this year?*
- (3) *Have certain constituencies called for this action?*
- (4) *What would happen if this was not enacted in law this session?*

Clarification of existing language and preparation for future agency initiatives.

◇ Origin of Proposal

☒ New Proposal

☐ Resubmission

If this is a resubmission, please share:

- (1) *What was the reason this proposal did not pass, or if applicable, was not included in the Administration's package?*
- (2) *Have there been negotiations/discussions during or after the previous legislative session to improve this proposal?*
- (3) *Who were the major stakeholders/advocates/legislators involved in the previous work on this legislation?*
- (4) *What was the last action taken during the past legislative session?*



PROPOSAL IMPACT

◇ **AGENCIES AFFECTED** *(please list for each affected agency)*

Agency Name: Proposal does not affect other agencies. Agency Contact (name, title, phone): Date Contacted:
Approve of Proposal <input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> Talks Ongoing
Summary of Affected Agency's Comments
Will there need to be further negotiation? <input type="checkbox"/> YES <input type="checkbox"/> NO

◇ **FISCAL IMPACT** *(please include the proposal section that causes the fiscal impact and the anticipated impact)*

Municipal <i>(please include any municipal mandate that can be found within legislation)</i> NONE
State Potential revenue of approximately \$2k annually for the agency's non-lapsing morale, welfare and recreation account
Federal NONE
Additional notes on fiscal impact NONE

◇ **POLICY and PROGRAMMATIC IMPACTS** *(Please specify the proposal section associated with the impact)*

This proposal clarifies current agency operations as it concerns the operation of the federal Army and Air Force Exchange Service on state military installations, and provides flexibility for future expansion of similar state operations which would better serve members of the armed forces of the state.



Insert fully drafted bill here

Be it enacted by the Senate and House of Representatives in General Assembly convened:

Section 30-34 of the general statutes is repealed and the following is substituted in lieu thereof
(*Effective July 1, 2020*):

Military permit. A military permit shall allow the retail sale of [beer] alcoholic liquor at any camp or military installation used and controlled by the Connecticut National Guard or the state guard to be consumed on or off the premises. The annual fee for a military permit shall be thirty dollars.