

REFERENCE TITLE: **homeland security force**

State of Arizona
Senate
Forty-eighth Legislature
First Regular Session
2007

SB 1132

Introduced by
Senators Harper: Huppenthal, Johnson, Verschoor; Representative Clark

AN ACT

AMENDING TITLE 26, CHAPTER 1, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 26-128; MAKING AN APPROPRIATION; RELATING TO STATE HOMELAND SECURITY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 26, chapter 1, article 2, Arizona Revised Statutes,
3 is amended by adding section 26-128, to read:

4 26-128. Homeland security committee; force; administration

5 A. THE HOMELAND SECURITY COMMITTEE IS ESTABLISHED CONSISTING OF THREE
6 MEMBERS OF THE SENATE WHO ARE APPOINTED BY THE PRESIDENT OF THE SENATE, THREE
7 MEMBERS OF THE HOUSE OF REPRESENTATIVES WHO ARE APPOINTED BY THE SPEAKER OF
8 THE HOUSE OF REPRESENTATIVES AND THREE MEMBERS WHO ARE APPOINTED BY THE
9 GOVERNOR, WITH A PREFERENCE FOR HONORABLY DISCHARGED VETERANS.

10 B. THE HOMELAND SECURITY FORCE IS ESTABLISHED UNDER THE DIRECTION OF
11 THE COMMITTEE. THE COMMITTEE SHALL REGULATE THE MEMBERSHIP AND ORGANIZATION
12 OF THE HOMELAND SECURITY FORCE.

13 C. AFTER CONSIDERATION OF FEDERAL DEPLOYMENT LEVELS OF THE NATIONAL
14 GUARD, IF THE GOVERNOR DETERMINES THAT AN EMERGENCY EXISTS OR THAT IT IS
15 NECESSARY TO PROTECT LIVES OR PROPERTY IN THIS STATE, THE GOVERNOR MAY
16 REQUEST ABLE-BODIED CITIZENS OF THIS STATE WHO ARE AT LEAST EIGHTEEN YEARS OF
17 AGE TO VOLUNTEER FOR SERVICE IN THE HOMELAND SECURITY FORCE.

18 D. THE HOMELAND SECURITY FORCE:

19 1. SHALL BE FUNDED BY LEGISLATIVE APPROPRIATIONS.

20 2. SHALL NOT RECEIVE COMPENSATION, BUT MEMBERS ARE ELIGIBLE FOR
21 REIMBURSEMENT OF EXPENSES FROM THE DEPARTMENT OF EMERGENCY AND MILITARY
22 AFFAIRS.

23 3. SHALL HAVE OFFICERS WITH PRIOR MILITARY EXPERIENCE WHO ARE
24 APPOINTED BY THE GOVERNOR PURSUANT TO RULES ADOPTED BY THE HOMELAND SECURITY
25 COMMITTEE.

26 4. SHALL BE UNDER DIRECT CONTROL OF THE GOVERNOR AND RECEIVE TRAINING
27 FROM THE ADJUTANT GENERAL.

28 5. SHALL ATTEND REQUIRED TRAINING ON NOT MORE THAN ONE SATURDAY PER
29 MONTH AND BE SUBJECT TO THE ORDERS OF APPOINTED OFFICERS. MEMBERS OF THE
30 NATIONAL GUARD MAY ASSIST IN TRAINING.

31 6. SHALL NOT BE SUBJECT TO FEDERAL ACTIVE DUTY.

32 7. SHALL BE EXEMPT FROM THE CODE OF MILITARY JUSTICE BUT ARE SUBJECT
33 TO THE LAWS OF THIS STATE.

34 E. MEMBERS OF THE HOMELAND SECURITY FORCE SHALL NOT DISCUSS THEIR
35 SEXUAL ORIENTATION WITH THE MEDIA AS A TOPIC OF AN INTERVIEW. THE ADJUTANT
36 GENERAL SHALL EXPEL A MEMBER FOR VIOLATION OF THIS SUBSECTION UNLESS THE
37 GOVERNOR DETERMINES THAT THE VIOLATION WAS UNINTENTIONAL.

38 Sec. 2. Appropriation; homeland security force; exemption

39 A. The sum of \$_____ is appropriated from the state general
40 fund in fiscal year 2007-2008 to the governor for administration of the
41 homeland security force.

42 B. The appropriation made in subsection A of this section is exempt
43 from the provisions of section 35-190, Arizona Revised Statutes, relating to
44 lapsing of appropriations.