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NEW YORK

NEW YORK

1. New York law does authorize a "New York Guard" which is an element of the "organized militia" of the State enacted pursuant to Article XII, Section 1 of the New York State Constitution which provides that

"the defense and protection of the State and of the United States is an obligation of all persons within the State, and that the legislature shall provide for the discharge of that obligation and for the maintenance and regulation of an organized militia."

2. Composition

"the governor may organize, activate, increase, change, divide, consolidate, disband, reactivate or reorganize any unit, headquarters, staff or cadre of the New York guard and may prescribe the composition and types of units, the type of organization and the system of drill or instruction to be used in training such units; and for such purposes the governor is authorized to fix, increase or decrease the strength of any unit, headquarters, staff or cadre of the New York guard including the number of commissioned officers, warrant officers, non-commissioned officers and other enlisted personnel of any grade in any such unit, headquarters, staff or cadre, and to alter the grades of officers, warrant officers and non-commissioned officers."

3. Present Status

Colonel Thomas Vogel (518-457-3179) reports that the New York Guard is in a "Phase 1" cadre condition

involving 32 units consisting of a Command Headquarters, Three Brigades, each having Regimental Headquarters and Internal Security Battalions and Internal Security Companies.

Authorized Phase 1 strength is 1652 officers and enlisted. Assigned as of my contact with Col. Vogel (26 Sept 79) - 630.

Funding is provided by the State of New York. Recruiting is a perennial problem.

OKLAHOMA

OKLAHOMA

1. The Oklahoma Military Code, Title 44, §241, authorizes the Governor to organize the "Oklahoma State Guard."

"Whenever any part of the National Guard of this State is in active Federal service, the Governor, pursuant to the authority granted the States by the Act of Congress of October 21, 1940<sup>1</sup> and under such regulations as the Secretary of War may prescribe for discipline in training, is hereby authorized to enlist, organize, maintain, equip and discipline such military forces other than the National Guard as he may deem necessary to defend the State. Such forces shall be uniformed. Laws 1941, p. 170, §1."

<sup>1</sup>54 Stat. 1206, c. 904, 32 U.S.C.A. §194.

2. Hot Pursuit

The members of the Oklahoma State Guard are not required to serve outside the boundaries of Oklahoma.

3. Current Status

None

PENNSYLVANIA

PENNSYLVANIA

The Pennsylvania State Guard is authorized under Title 51, Military Affairs, Pennsylvania Consolidated Statutes.

The sections dealing with the State Guard (as differentiated from the National Guard), are presented below:

**51 § 102**

**"National Guard of the United States."** The Army National Guard of the United States and the Air National Guard of the United States.

**"Officer."** Commissioned or warrant officer.

**"Order."** General or special order, oral or written, whether issued pursuant to State or Federal authority.

**"Pennsylvania Guard."** Those organized units of the Pennsylvania military forces which are not Federally recognized or which serve under the authority of the Governor when the Pennsylvania National Guard, in whole or in part, is on extended Federal active duty.

**"Pennsylvania military forces."** The land, air and sea military units organized for the internal security of this Commonwealth.

**"Pennsylvania National Guard."** The Pennsylvania Army National Guard and the Pennsylvania Air National Guard.

**§ 103. Conformity with Federal legislation.**

It is the intent of this title that it shall be in conformity with all acts and regulations of the United States affecting the same subjects, and all provisions of this title shall be construed to effectuate this purpose.

**§ 301. Formation.**

**(a) Pennsylvania militia.**—The militia of this Commonwealth shall consist of:

(1) all able-bodied citizens of the United States and all other able-bodied persons who have declared their intention to become citizens of the United States, residing within this Commonwealth, who are at least 17 years six months of age and, except as hereinafter provided, not more than 55 years of age; and

(2) such other persons as may, upon their own application, be enlisted or commissioned therein.

**(b) Pennsylvania naval militia.**—The naval militia of this Commonwealth, when organized pursuant to rules and regulations promulgated by the Governor, shall consist of those persons as may, upon their own application, be enlisted or commissioned therein.



**§ 506. Organization of Pennsylvania Guard for emergency.**

Whenever the Pennsylvania National Guard, or any part thereof, shall be called or ordered into the service of the United States, the Governor may organize units of the Pennsylvania Guard for the internal security of this Commonwealth. The Governor shall comply with the laws of the United States for the organization, maintenance and functioning of this force. The Governor is further empowered to organize at any time a nucleus of Pennsylvania Guard personnel for the purpose of planning.

**§ 507. Draft from militia for emergency.**

The Governor shall have the power to order out for actual service with the Pennsylvania Guard by draft as many persons from the militia as necessity demands during a war or other emergency. The Governor is hereby authorized to form, adopt and prescribe such rules and regulations, and appoint such officers and civilian boards and fix their compensation, for the purpose of drafting the militia, when such process may be required, as deemed best and most expedient. Any such rules or regulations shall not conflict with any Federal Selective Service Act or National Draft Act in effect at the time.

**§ 509. Coordination with adjacent states.**

The Governor shall confer with the Governors or proper authorities of adjacent states for the purpose of coordinating and providing for the mutual defense and the internal security and for the exchange of authority to employ the Pennsylvania military forces in other states, and the employment of their armed forces within the boundaries of this Commonwealth. This power may be delegated to the Adjutant General.

**§ 702. Duties of department.**

The department shall have the power and its duty shall be:

(1) To distribute all orders from the Governor as Commander-in-Chief and perform such other duties as the Governor as Commander-in-Chief shall direct.

(2) To perform such duties and employ the power delegated to the department and the Adjutant General by the laws of the United States and the rules and regulations promulgated thereunder.

(3) To be an office of permanent record for all personnel papers, documents and forms pertaining to the Pennsylvania National Guard except where the laws of the United States require certain papers, documents or forms to be kept permanently in the National Guard Bureau or other department or section of the Department of the Army, or Department of the Air Force, as the case may be; to be an office of permanent record for personnel papers, documents and forms pertaining to the Pennsylvania Guard.

(4) To procure from the proper agency of the Department of Defense all authorized equipment, to ensure that such equipment is issued to the Pennsylvania National Guard and to keep all books and records, to account for said property and make those returns and reports concerning it as required by law.

(5) To keep in its custody all books and accounts of military property of the Commonwealth issued to Pennsylvania military forces and to safely and properly store such property when not issued.

(6) To pay the troops and make all other disbursements by requisition as otherwise provided by law.

(7) To supply to all officers, organizations and units, publications of laws, regulations and rules prescribed for use of Pennsylvania military forces.

(8) With the approval of the Governor as Commander-in-Chief, to sell or exchange, from time to time, such military stores belonging to the Commonwealth as are found to be unserviceable or in state of decay, or

which it may be deemed for the best interest of the Commonwealth to sell or exchange, but if the department is unable to obtain a bid for the property, it may be demolished or destroyed. The destruction of the property shall be witnessed by three disinterested officers of the Pennsylvania National Guard or, when organized, Pennsylvania Guard, and their certificate shall constitute proper authority to issue a voucher for marking off the property. All moneys received for stores so sold shall be paid into the State Treasury through the Department of Revenue.

(9) To audit and adjust all claims incident to the organization, training, discipline, maintenance and service of the Pennsylvania National Guard and Pennsylvania Guard, other than fixed allowances, and to pay such claims when audited and adjusted, but all claims paid thereunder shall be subject to audit by the Department of the Auditor General.

(10) To appoint a board of not less than three commissioned officers of the Pennsylvania National Guard for the purpose of investigating claims for damages based on injuries to persons, or damages to property, arising out of accident or negligence, and incident to the organization, training, discipline, maintenance and service of the Pennsylvania National Guard and, upon the recommendation of the board so appointed, to adjust and pay such claims for damages. Each claim shall be in an amount not exceeding \$2,500. All claims paid hereunder shall be subject to audit by the Department of the Auditor General. No claim shall be paid under the provisions of this paragraph when such claim has arisen from the operation of Commonwealth owned or Federally owned automobiles, when operated by Commonwealth officers or employees or officers and enlisted personnel of the Pennsylvania National Guard.

(11) To investigate the circumstances and to determine the amount of relief or pension payable as a result of the death or disability of a member of the Pennsylvania National Guard; to establish rules governing the filing of claims for pension or relief and to grant such pension or relief, under the laws of this Commonwealth concerning members of the Pennsylvania National Guard.

**§ 907. Augmenting department headquarters staff.**

(a) **General rule.**—With the approval of the Governor, the Adjutant General may augment the department headquarters with qualified personnel in the following categories:

- Retired Pennsylvania National Guard.
- Inactive Pennsylvania National Guard.
- Pennsylvania Guard.
- Retired Personnel, any Federal armed service.

**CHAPTER 13  
PENNSYLVANIA GUARD**

**Sec.**

- 1301. Composition of Pennsylvania Guard.
- 1302. Designation and change of location of units.
- 1303. General officers of Pennsylvania Guard.

**Enactment.** Chapter 13 was added August 1, 1975. P.L.233, No.92, effective January 1, 1976.

**§ 1301. Composition of Pennsylvania Guard.**

The Pennsylvania Guard shall consist of such units as may be prescribed by the Governor.

**§ 1302. Designation and change of location of units.**

The Governor shall designate the location of the several organizations and units and may change the same at his discretion. Organizations and units shall be located wherever practicable in armories owned by the Commonwealth.

**§ 1303. General officers of Pennsylvania Guard.**

(a) **General rule.**—Persons commissioned to and holding in the Pennsylvania Guard the rank of general officer shall be known as general officers of the Pennsylvania Guard. The number of general officers shall be determined by the Governor. General officers shall be appointed by the Governor with the consent of the Senate unless previously confirmed as a general officer by the Senate.

(b) **Qualifications.**—Any person appointed a general officer of the Pennsylvania Guard shall have served at least ten years as a commissioned officer in either the Pennsylvania National Guard, Pennsylvania Guard or any of the armed forces of the United States or their reserve components, which service may be cumulative.

**§ 2313. Retired Pennsylvania National Guard personnel.**

(a) **Promotions.**—Every former officer, warrant officer or enlisted person shall, upon application to the Adjutant General after his or her retirement, be promoted to the next higher grade in the Pennsylvania National Guard retired list above that presently held in a grade Federally recognized if the applicant:

- (1) has served a total of 25 years in armed forces of the United States or its components, ten years of which includes service in Pennsylvania National Guard with active Federal service counting as double time. The 25 years service shall be such as would be credited for retirement of National Guard and Reserve personnel; or
- (2) has attained the grade of major general in the Pennsylvania National Guard and has been Federally recognized in such grade; or
- (3) has served in the Pennsylvania National Guard, Pennsylvania Guard or both for a period of 25 or more years and who has served in his highest grade for at least one year.

Promotion to general officer on the retired list shall not require the consent of the Senate.

(b) **Computation of period of service.**—In considering the period of service under this section, the military service of personnel in the Pennsylvania National Guard engaged in the service of the United States or active service in the armed forces of the United States shall be included and counted double in calculating the period of service for retirement with increased grade under provisions of this section.

(c) **Wearing uniform following retirement.**—All retired officers and enlisted personnel shall be entitled to wear the uniform of their grade as retired officers and enlisted personnel of the Pennsylvania National Guard on all proper military and semi-military occasions within this Commonwealth.

(d) **Applicability of section.**—The provisions of retirement with increased rank shall be applicable when applied to officers retired prior to the effective date of this section and the provisions of this section shall apply to deceased officers on the retired list upon proper application to the Adjutant General by some duly recognized veterans' organization.

**Cross References.** Section 2313 is referred to in section 2504 of this title.

**§ 2316. Transfer of unaccepted personnel to Pennsylvania Guard.**

When the Pennsylvania National Guard, or any part thereof, is ordered or called into the service of the United States, officers, warrant officers and enlisted personnel of the Pennsylvania National Guard not accepted for Federal service because of physical defects, age or other cause may be immediately transferred to the rolls of the Pennsylvania Guard and assigned to units or organizations of the Pennsylvania Guard by the department. The officer, warrant officer and enlisted personnel so transferred may serve in the Pennsylvania Guard for the duration of the emergency plus six months unless sooner discharged under the terms of their State commission or enlistment contract.

**CHAPTER 25  
PENNSYLVANIA GUARD**

**Sec.**

- 2501. Oath of commissioned officers.
- 2502. Physical qualifications of officers and enlisted personnel.
- 2503. Enlistment contract and oath.
- 2504. Retirement of commissioned officers and enlisted personnel.

**Enactment.** Chapter 25 was added August 1, 1975, P.L.233, No.92, effective January 1, 1976.

**§ 2501. Oath of commissioned officers.**

Each commissioned officer before entering upon the duties of his appointment shall take and subscribe the following oath: "I, ....., do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the Commonwealth of Pennsylvania against all enemies; that I will bear true faith and allegiance to the same; that I will obey the orders of the Governor of the Commonwealth of Pennsylvania; that I make this obligation freely without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office ..... in the Pennsylvania Guard upon which I am about to enter."

**§ 2502. Physical qualifications of officers and enlisted personnel.**

The Governor will, by executive order, prescribe the age limitations and physical qualifications which will govern both officers and enlisted personnel in the Pennsylvania Guard, but no person shall be refused enlistment or a commission or in any way be discriminated against in the administration of this title by reason of his race, color, sex, creed or national origin.

**§ 2503. Enlistment contract and oath.**

Every person enlisting in the Pennsylvania Guard shall sign an enlistment contract and take and subscribe to the following oath of enlistment: "I do hereby acknowledge to have voluntarily enlisted this..... .. 19...., as a soldier in the Pennsylvania Guard for the period of the emergency plus six months unless sooner discharged by proper authority, and I do solemnly swear that I will bear true faith and allegiance to the United States of America and to the Commonwealth of Pennsylvania, and that I will serve them honestly and faithfully against all their enemies whomsoever, and that I will obey the order of the Governor of the Commonwealth of Pennsylvania and of the officers appointed over me according to law."

**§ 2504. Retirement of commissioned officers and enlisted personnel.**

Commissioned officers and enlisted personnel of the Pennsylvania Guard shall be controlled by section 2313 (relating to retired Pennsylvania National Guard personnel) for promotion on the Pennsylvania Guard retired list.

**CHAPTER 33  
PENNSYLVANIA GUARD**

**Sec.**

3301. Pay and expenses of officers and enlisted personnel.  
3302. Uniforms, arms and equipment.  
3303. Pennsylvania National Guard laws generally to apply.

**Enactment.** Chapter 33 was added August 1, 1975, P.L.233, No.92, effective January 1, 1976.

**§ 3301. Pay and expenses of officers and enlisted personnel.**

(a) **Armory drills.**—All officers and enlisted personnel will receive pay for armory assemblies not to exceed 60 assembly days in any one year. The rate of pay shall be in accordance with the corresponding grades and length of service of the current Armed Forces Pay and Allowance Act. An assembly shall consist of at least four hours of training.

(b) **Active State service.**—In the event of a calling of all or any part of the Pennsylvania Guard into active State service, the pay and transportation of officers and enlisted personnel shall be on the same basis as provided for similar grades under the current Armed Forces Pay and Allowance Act.

(c) **Annual training.**—The Governor is further authorized to provide an annual training period for the Pennsylvania Guard, not to exceed 30 days in any one year, during which period the pay, allowances and transportation of officers and enlisted men shall be on the same basis as provided for similar grades in the current Armed Forces Pay and Allowance Act.

**§ 3302. Uniforms, arms and equipment.**

The Governor is authorized to requisition from the Department of Defense such uniforms, arms and equipment as may be available for use of the Pennsylvania Guard as may be authorized by the Congress of the United States to be made available to the Pennsylvania Guard. In the event uniforms and equipment are not available from the Federal Government for the use of the Pennsylvania Guard, the Governor shall cause to be provided such uniforms, arms and equipment as may be necessary for the efficient functioning and operation of the Pennsylvania Guard.

**§ 3303. Pennsylvania National Guard laws generally to apply.**

All laws or sections of laws of this Commonwealth pertaining to the Pennsylvania National Guard shall be applicable and shall govern the Pennsylvania Guard except as modified or changed by the provisions of this chapter.

**CHAPTER 37**  
**DECORATIONS, MEDALS, BADGES AND AWARDS**

**Sec.**

3701. Authorized decorations, medals, badges and awards.  
3702. Specifications.  
3703. Wearing of military insignia by municipal employees.  
3704. Saving provision.

**Enactment.** Chapter 37 was added August 1, 1975, P.L.233, No.92, effective January 1, 1976.

**§ 3701. Authorized decorations, medals, badges and awards.**

**(a) General rule.**—The following decorations, medals, badges and awards are authorized to be presented by the Governor in the name of the Commonwealth:

- (1) Pennsylvania Cross for Valor.
- (2) Pennsylvania Distinguished Service Medal.
- (3) Pennsylvania Meritorious Service Medal.
- (4) Pennsylvania Commendation Medal.
- (5) State Medal for Federal Service during any war.
- (6) Pennsylvania Service Ribbon or Medal for active State service during an emergency.
- (7) Pennsylvania Twenty Year Service Medal.
- (8) Major General Thomas R. White, Jr. Medal.
- (9) General Thomas J. Stewart Medal.
- (10) Pennsylvania Outstanding Aeronautical Achievement Award.
- (11) Marksmanship Medals or Badges.

**(b) Method of award.**—The following decorations, medals, badges and awards will be awarded under the following conditions:

- (1) The Pennsylvania Cross for Valor shall be awarded by the Governor to members of the Pennsylvania National Guard, Pennsylvania Guard or the armed forces of the United States or their reserve components for acts of bravery or valor above the ordinary gallantry of other members of the services.
- (2) The Pennsylvania Distinguished Service Medal shall be awarded by the Governor to members of the Pennsylvania National Guard, Pennsylvania Guard or armed forces of the United States or their reserve components in recognition of meritorious service beyond the normal dictates of duty to this Commonwealth.
- (3) The Pennsylvania Meritorious Service Medal shall be awarded by the Governor to civilians and members of the Pennsylvania National Guard, Pennsylvania Guard or the armed forces of the United States or their reserve components in recognition of meritorious service rendered this Commonwealth and while holding a position of great responsibility.
- (4) The qualifications for awarding the Pennsylvania Commendation Medal, the State Medal for Federal Service during any war, the Service Ribbon or Medal for active State service during an emergency, the Penn-

sylvania Twenty Year Service Medal, the Major General Thomas R. White, Jr. Medal, the General Thomas J. Stewart Medal, the Pennsylvania Outstanding Aeronautical Achievement Award, and the Marksmanship Medals, or Badges, shall be prescribed by the Adjutant General by regulation.

(5) The Adjutant General is empowered to establish such other decorations, medals, badges and awards as he may prescribe by regulation.

(c) **Recommendations for medals.**—All recommendations for decorations, medals, badges and awards, except those of the Governor, must be forwarded to the Governor through the department.

**§ 3702. Specifications.**

The Adjutant General shall prescribe the detailed specifications and design for said decorations, medals, badges and awards, and is authorized to procure those items in the prescribed manner. The Adjutant General shall issue appropriate rules and regulations for the wearing of said decorations, medals, badges and awards in accordance with the customs and traditions of the Pennsylvania National Guard.

**§ 3703. Wearing of military insignia by municipal employees.**

It is unlawful for any official of the Commonwealth or any political subdivision thereof to forbid or prohibit by ordinance, rule, or regulation the wearing, by any of its employees or agents, of any service bar or insignia provided or authorized by the Federal Government, indicating military service in any war, upon any part of the uniform worn by them as employees or agents of the political subdivision.

**§ 3704. Saving provision.**

Nothing in this chapter shall be construed as to invalidate or repeal any decorations, medals, badges or awards heretofore presented.

**SUBPART D  
RIGHTS AND IMMUNITIES**

**Chapter**

41. Rights and Immunities

**CHAPTER 41  
RIGHTS AND IMMUNITIES**

**Sec.**

- 4101. Equality of treatment and opportunity for members.
- 4102. Leaves of absence for certain government employees.
- 4103. Exemption of uniforms and equipment.
- 4104. Exemption from arrest.
- 4105. Exemption from civil process.
- 4106. Exemptions from further military service and jury duty.
- 4107. Legal aid.
- 4108. Liability of Commonwealth for judgments against personnel on State duty.

**Enactment.** Chapter 41 was added August 1, 1975, P.L.233, No.92, effective January 1, 1976.



**§ 4101. Equality of treatment and opportunity for members.**

It is hereby declared to be the policy of this Commonwealth that there shall be equality of treatment and opportunity for all persons in the Pennsylvania National Guard and the Pennsylvania Guard, without regard to race, creed, color, national origin or sex. Such policy shall be put into effect giving due regard to the powers of the Federal Government which are or may be exercised over the Pennsylvania National Guard and to the time required to effectuate changes without impairing the efficiency or morale of the Pennsylvania National Guard.

**§ 4102. Leaves of absence for certain government employees.**

All officers and employees of the Commonwealth, or its instrumentalities, or any political subdivision thereof, or its instrumentalities, who are commissioned or enlisted members of the Pennsylvania National Guard, shall be entitled to leave of absence from their respective duties without loss of pay, time or efficiency rating on all days during which they shall, as members of the Pennsylvania National Guard, be engaged in active State duty. All such officers and employees shall be entitled to leave of absence from their respective duties without loss of pay, time or efficiency rating on all days not exceeding 15 days in any one year during which they shall, as members of the Pennsylvania National Guard, be engaged in training under orders authorized by law.

**§ 4103. Exemption of uniforms and equipment.**

The uniform and accoutrements of every commissioned officer and enlisted man shall be free from all suits, distresses, executions or sales for debt or payment of taxes.

**§ 4104. Exemption from arrest.**

No officer or enlisted person shall be arrested on any warrant, except for treason or felony, while going to, remaining at, or returning from, a place where he is ordered to attend for military duty.

**§ 4105. Exemption from civil process.**

No civil process shall issue or be enforced against any officer or enlisted person of the Pennsylvania National Guard in the active service of the Commonwealth during so much of the term as he shall be engaged in active service under orders nor until 30 days after he shall have been relieved therefrom. The operation of all statutes of limitations and presumptions arising from lapse of time shall be suspended upon all claims by or against such officer or enlisted person during the aforesaid period.

**§ 4106. Exemptions from further military service and jury duty.**

In addition to the exemptions now allowed by law, any person who shall have performed duty in the Pennsylvania National Guard for a period of nine years or who served for nine months or a longer period in active service of the United States and was honorably discharged or mustered out, shall be exempt from further military service, except in case of war, invasion or insurrection. Every officer and enlisted person of the Pennsylvania National Guard shall be exempt from jury duty during the period of his active service.

**§ 4107. Legal aid.**

Members of the Pennsylvania Military Forces on State duty shall receive legal assistance from the Commonwealth for any charge of criminal or civil liability resulting from their duty. The assistance shall be limited to members acting under lawful orders or on good faith reliance on an order which a reasonable person would consider to be lawful under the circumstances. No assistance shall be provided by the Commonwealth when the Pennsylvania National Guard is called into the service of the United States.

**§ 4108. Liability of Commonwealth for judgments against personnel on State duty.**

The Commonwealth of Pennsylvania shall be responsible for the payment of all judgments and costs secured against a member of the Pennsylvania Military Forces on State duty who was acting under lawful orders or who in good faith relied on an order which a reasonable person would consider to be lawful under the circumstances.

**CHAPTER 47**  
**FRESH PURSUIT BY MILITARY FORCES**

**Sec.**

4701. Fresh pursuit by Commonwealth forces.

4702. Fresh pursuit by forces of other states.

*Enactment.* Chapter 47 was added August 1, 1975, P.L.233, No.92, effective January 1, 1976.

**§ 4701. Fresh pursuit by Commonwealth forces.**

(a) **General rule.**—No military forces of this Commonwealth, other than the Pennsylvania National Guard, shall be required to serve outside the boundaries of this Commonwealth, except that any organization, unit or detachment of such forces, upon order of the officer in immediate command thereof, may continue in fresh pursuit of insurrectionists, saboteurs, enemies or enemy forces beyond the borders of this Commonwealth into another state until they are apprehended or captured by such organization, unit or detachment, or until the military or police forces of the other state or the forces of the United States have had a reasonable opportunity to take up the pursuit or to apprehend or capture such persons, provided such other state shall have given authority by law for such pursuit by such forces of the Commonwealth.

(b) **Surrender of prisoner by Commonwealth forces.**—Any such person who shall be apprehended or captured in such other state by an organization, unit or detachment of the forces of this Commonwealth, shall without unnecessary delay be surrendered to the military or police forces of the state in which he is taken or to the United States, but such surrender shall not constitute a waiver by this State of its right to extradite or prosecute such person for any crime committed in this Commonwealth.

**§ 4702. Fresh pursuit by forces of other states.**

(a) **General rule.**—Any military forces, or organization, unit or detachment thereof, of another state, who are in fresh pursuit of insurrectionists, saboteurs, enemies or enemy forces, may continue such pursuit into this Commonwealth until the military or police forces of this Commonwealth or the forces of the United States have had a reasonable opportunity to take up the pursuit or to apprehend or capture such persons, and are hereby authorized to arrest or capture such persons within this Commonwealth while in fresh pursuit.

(b) **Surrender of prisoner to Commonwealth forces.**—Any such person who shall be captured or arrested by the military forces of such other state while in this Commonwealth, shall, without unnecessary delay, be surrendered to the military or police forces of this Commonwealth, to be dealt with according to law.

(c) **Construction of section.**—This section shall not be construed so as to make unlawful any arrest in this Commonwealth which would otherwise be lawful.

TEXAS

TEXAS

## 1. Organization of the Texas State Guard (TSG)

State Headquarters

6 Military Police Group Headquarters

30 Military Police Battalion Headquarters

129 Military Police Companies

Emergency Communications Platoon

Total - 167 units stationed in 130 unit locations in 120 Texas cities. Of the 30 Battalions, 25 are assigned to the various groups and 5 are separate battalions.

Strength - Officers	469
Enlisted	1,649
Ready Reserve Off. Pool	<u>1</u>
Total	2,119 (31 Aug 78)

2. Missions

"The two (2) primary missions of the Texas State Guard are to provide military assistance to civil authorities during disasters or emergencies and to assume the State responsibilities of the Texas Army National Guard upon their mobilization into active Federal military service."

TEXAS STATE GUARD

*duplicate*

STATUTORY AUTHORITY. Upon the mobilization of the National Guard in 1940, the Governors of the various States were left without a military support force, available for call by the Governor, to provide military assistance to civil authorities during periods of disaster or emergency. Congress amended the National Defense Act to authorize the various States to organize military forces for this purpose. The Texas State Guard (then the Texas Defense Guard) was organized under the authority of the Texas Defense Guard Act, enacted by the 47th Texas Legislature on 10 February 1941. Our present organization is authorized, organized and controlled under the authority of Articles 5765 and 5768, Revised Civil Statutes of Texas.

RESPONSIBILITY. The Office of the Texas State Guard fulfills dual responsibilities to The Adjutant General of Texas for all matters pertaining to the Texas State Guard, and to the Commanding General of the Texas State Guard for the operation of the State Headquarters, and for all aspects of command, administration and supervision of all units.

MISSION. The mission of the Texas State Guard is to maintain an organized, trained military force, capable of timely and effective response in strength, to perform military support operations upon order by the Governor under all conditions prescribed by the civil statutes of Texas; to provide military assistance to civil authorities, in either an active or voluntary duty status, under conditions of disaster or emergency not requiring the use of weapons; and to assume the state responsibilities of the Texas National Guard upon their mobilization into Federal Military Service.

ORGANIZATION. The organization of the Texas State Guard consists of a State Headquarters, 6 Military Police Group Headquarters, 30 Military Police

Battalion Headquarters, 129 Military Police Companies and an Emergency Communications Platoon, for a total of 167 units stationed in 130 unit locations in 120 Texas cities. Of the 30 battalions, 25 are assigned to the various groups and 5 are separate battalions.

REORGANIZATIONS. In order to reinforce or replace the Texas Army National Guard, the Texas State Guard is required to maintain a unit at each Army National Guard Armory in Texas. In addition, some units are organized in cities and towns, where there is no National Guard unit, in cases where the local government specifically requests a unit and pledges its support. During State Fiscal Year 1978, two unsatisfactory units were inactivated. These included Co F, 301st MP Bn, at Refugio and Co F, 403d MP Bn, at Lamesa. Two new units organized during the year were HQ, 5th MP Gp, at Wichita Falls and an Emergency Communications Platoon at Austin. Other reorganizations were directed to provide improved supervision of subordinate units. Four separate battalions (501st at Lubbock, 502d at Amarillo, 503d at Wichita Falls and 504th at Stephenville) were redesignated and assigned to the 5th MP Group.

PERSONNEL. All personnel of the Texas State Guard are appointed, commissioned or enlisted under the authority of the Governor of Texas. Enlisted personnel are promoted, reassigned, and discharged on Orders published by units. All officer personnel are appointed, promoted, reassigned and separated on Orders published by Headquarters, Texas State Guard. Each applicant is carefully screened to insure that only qualified citizens of good moral character, who have a sincere dedication to serving the people of Texas, are accepted. Intensive efforts have been made this past year to improve the participation of all members, to eliminate inactive, nonparticipating personnel and to

recruit new members for all units. This program has resulted in a decrease in enlisted strength of 311 members, while the overall strength of the Texas State Guard shows a loss of 280. During the year, a total of 700 enlisted and officer personnel were recruited and 980 were discharged. Inactive personnel are being replaced by active, participating members. The Ready Reserve Officer Pool has been reduced to one officer. The strength of the Texas State Guard as of 31 August 1978 was as follows:

<u>UNIT</u>	<u>ASSIGNED AND ATTACHED OFFICERS</u>	<u>READY RESERVE OFFICER POOL</u>	<u>ASSIGNED ENLISTED PERS</u>	<u>TOTALS</u>
HQ, TSG (Austin)	36		1	37
HQ, 1st MP Gp (Fort Worth)	8		0	8
HQ, 2d MP Gp (Houston)	10		5	15
HQ, 3d MP Gp (McAllen)	5		2	7
HQ, 4th MP Gp (Midland)	11		5	16
HQ, 5th MP Gp (Wichita Falls)	2		0	2
HQ, 6th MP Gp (Austin)	10		9	19
101st MP Bn (Denton)	15		96	111
102d MP Bn (Dallas)	15		28	43
103d MP Bn (Sep) (Longview)	17		79	96
104th MP Bn (Sep) (Texarkana)	11		44	55
105th MP Bn (Fort Worth)	16		95	111
106th MP Bn (Greenville)	3		5	8
107th MP Bn (Waxahachie)	8		13	21
108th MP Bn (Sep) (Jacksonville)	12		66	78
201st MP Bn (El Campo)	7		14	21
202d MP Bn (Houston)	14		58	72
203d MP Bn (Bryan)	15		86	101
207th MP Bn (Nacogdoches)	5		24	29



<u>UNIT</u>	<u>ASSIGNED AND ATTACHED OFFICERS</u>	<u>READY RESERVE OFFICER POOL</u>	<u>ASSIGNED ENLISTED PERS</u>	<u>TOTALS</u>
208th MP Bn (Beaumont)	13		51	64
301st MP Bn (Corpus Christi)	14		62	76
302d MP Bn (Victoria)	15		42	57
303d MP Bn (McAllen)	19		76	95
401st MP Bn (Abilene)	19		86	105
402d MP Bn (San Angelo)	11		73	84
403d MP Bn (Andrews)	15		106	121
404th MP Bn (SFSW) (El Paso)	16		49	65
501st MP Bn (Lubbock)	10		40	50
502d MP Bn (Amarillo)	10		53	63
503d MP Bn (Wichita Falls)	11		54	65
504th MP Bn (Stephenville)	14		35	49
601st MP Bn (Austin)	13		49	62
602d MP Bn (Waco)	9		44	53
604th MP Bn (Sep) (Athens)	12		53	65
605th MP Bn (San Antonio)	17		68	85
606th MP Bn (New Braunfels)	10		38	48
607th MP Bn (Temple)	20		40	60
Emergency Comm Plt (Austin)	1		0	1
Ready Reserve Pool	<u>          </u>	<u>1</u>	<u>          </u>	<u>1</u>
STATE TOTALS	469	1	1649	2119

## Recapitulation by Major Commands:

<u>UNIT</u>	<u>ASSIGNED AND ATTACHED OFFICERS</u>	<u>READY RESERVE OFFICER POOL</u>	<u>ASSIGNED ENLISTED PERS</u>	<u>TOTALS</u>
HQ, TSG (Austin)	36		1	37
1st MP Gp (Fort Worth)	65		237	302
2d MP Gp (Houston)	64		238	302
3d MP Gp (McAllen)	53		182	235
4th MP Gp (Midland)	56		270	326
5th MP Gp (Wichita Falls)	47		182	229
6th MP Gp (Austin)	79		248	327
Separate Battalions (Statewide)	68		291	359
Emerg Comm Plt (Austin)	1		0	1
Ready Reserve Pool		1		1
STATE TOTALS	469	1	1649	2119

PERSONNEL AND ADMINISTRATIVE ACTIONS. Publications prepared and distributed during the year included 94 Orders and 15 Permanent Orders, 12 bulletins containing 202 items of instruction and information, 17 Recruiting Prospect Lists containing names and addresses of 561 former members of the Texas Army National Guard, 1 regulation, 2 officer rosters, 1 station list and 1 personnel directive. 505 Identification Cards were prepared and issued.

Enlisted personnel actions for the year included:

Enlistments	561
Discharges	872
Transfers	<u>91</u>
TOTAL:	1524

## Officer personnel actions during the year included:

Appointments	139
Promotions	60
Reassignments	50
Transfers	144
Retirements	2
Details	2
Separations	<u>108</u>
TOTAL:	505

TEXAS STATE GUARD AWARDS PROGRAM: The purpose of the awards program is to provide recognition for members of the Texas State Guard for acts of valor and for exceptional service or achievement.

Texas decorations are awarded on an individual basis in recognition of and as a reward for heroic, extraordinary, outstanding and meritorious acts, achievements and service in the Military Forces of Texas. Texas Service Medals are awarded generally in recognition of honorable performance of duty during designated periods of service. Certificates of Commendation are awarded to units and individuals in recognition of outstanding performance of duties.

During the period from 1 September 1977 through 31 August 1978, the following awards were requested, processed and presented to units and members of the Texas State Guard:

Texas Outstanding Service Medal-----	1
Texas Medal of Merit-----	1
Adjutant General's Individual Award-----	4
Texas Faithful Service Medals-----	30
Texas State Guard Service Medals-----	45
Federal Service Medal-----	3
The Adjutant General's Certificate of Commendation-----	48
Commanding General's Certificate of Commendation-----	<u>5</u>
TOTAL:	137

**UNIFORMS AND ACCESSORIES:** The Texas Legislature has appropriated \$36,000.00 each year for State Fiscal Years 1976, 1977, 1978 and 1979 for purchase of uniforms and accessories to be issued to enlisted members of the Texas State Guard. In order to establish and maintain a Statewide supply program, Headquarters, Texas State Guard, has added responsibilities to prepare specifications and purchase requests for all items of uniforms and accessories; to receive and verify quantity and quality of shipments; to store and secure all military clothing on hand; to maintain property records for all items received and issued; to establish and supervise property book accounts for all 167 units of the Texas State Guard; to receive and process all requests for issue of uniforms for enlisted members of the Texas State Guard; to physically deliver uniforms to unit locations throughout the State; and to conduct property account transfers when accountable officers are reassigned.

Items of uniforms and accessories purchased in FY 76 and FY 77 included 2300 utility (fatigue) shirts, 2300 utility trousers, 2300 utility caps, 2300 trousers belts, 2300 belt buckles, 1459 field jackets, 2370 color shoulder insignia, 4600 subdued shoulder insignia and 4600 identification tapes. During FY 78, an additional 841 field jackets were purchased and 726 pairs of combat boots were contracted for delivery. Total amount obligated for uniforms purchased in FY 78 was \$35,986, leaving an unobligated balance of \$14.

A comprehensive regulation has been published and distributed to establish strict accounting procedures on the unit level. During the past year, 84 separate property book accounts have been established, 494 uniforms have been issued and 5 property book accounts have been transferred.

**TRAINING:** Specific training emphasis was given to that portion of the mission to provide military assistance to civil authorities under conditions of disaster

or emergency. Training subjects included traffic control, crowd control, hazardous materials, property protection, light rescue, first aid, shelter management, and other subjects related to providing emergency assistance to state and local Civil Preparedness and Disaster Relief officials. All units are required to perform at least two training assemblies each month. However, some units prefer to conduct weekly training assemblies and a number of units are conducting weekend assemblies, performing more than sixteen hours of training in a two day period.

The appropriation for other State Guard Operations provided \$30,000 for troop pay to support training of the Texas State Guard for the State Fiscal Year 1 September 1977 to 31 August 1978. These funds were utilized to conduct twenty-eight disaster relief exercises for battalions and seven Command and Staff Area Training Conferences, which included a Command Post Exercise called CPX Stormy Summer. Four Headquarters Staff Training Conferences were conducted without pay. The total amount expended for these exercises and conferences was \$27,441. An additional \$2,543 was transferred to support classified salaries, leaving an unobligated balance of \$16.

The training program for FY 78 required the preparation of 13 training directives, 24 training manuscripts and 21 payrolls. 353 correspondence training course enrollments were also processed for members of the Texas State Guard.

\$23,400 was appropriated to support travel to supervise units and training activities. Allocations were made to Group and Battalion Commanders to give some support for their supervisory visits. A total of \$23,395 was expended for travel in FY 78, leaving a balance of \$5. During the year, 391 travel requests and 313 travel vouchers were prepared and processed.

LOCAL COMMUNITY SUPPORT ACTIVITIES: Units of the Texas State Guard provided support to their local units of the Texas Army National Guard by making scheduled security inspections of armories during Annual Training, by furnishing guards and guides for departing and returning troop convoys and by performing other services as requested. During this fiscal year, Texas State Guard units have assisted local authorities, agencies and organizations by providing color guards, firing squads, traffic control and special programs in support of local parades, ceremonies, military funerals, rodeos, sports events and other local special occasions in cities and towns throughout Texas. These service projects provide needed services to communities and improve communications and coordination with local agencies, which enhances the potential for effective local disaster preparedness plans and operations.

EMERGENCY STATE ACTIVE DUTY. As a precaution for Hurricane Anita, the Adjutant General's Department's Emergency Communication Van was dispatched to McAllen and the AGTEX Communications Center was activated during the period 1-2 September 1977. Four members of Company B, 601st MP Battalion, were called to State Active Duty to support this emergency communications operation.

Nine State Guardsmen were called to State Active Duty for the period 2-9 August 1978 to assist in the emergency communications operations in support of flood relief operations at Kerrville, Bandera, Albany and Graham, as a result of heavy rains caused by Tropical Storm Amelia. These nine members included four from State Headquarters, one from the Emergency Communications Platoon, one from Headquarters, 6th MP Group, and three from Company B, 601st MP Battalion, of Austin.

On State Active Duty flood relief operations at Albany during the period 4-6 August 1978 were six members of Company A, 401st MP Battalion, of Abilene.

Four members of Headquarters, 503d MP Battalion, of Wichita Falls, were called to State Active Duty to participate in flood relief operations at Graham for the period 6-7 August 1978.

During Fiscal Year 1978, twenty-three members of six units of the Texas State Guard participated in Emergency State Active Duty military support operations.

VOLUNTARY ASSISTANCE DURING EMERGENCIES. In addition to the reported operations in a State Active Duty status, units of the Texas State Guard also responded in a voluntary status, without pay, to assist local civil authorities in eleven separate emergencies.

Seven members of the 301st MP Battalion used the radio in the Corpus Christi armory to assist in keeping the emergency radio net open during the night of 1-2 September 1977 as a precautionary measure due to Hurricane Anita.

On 11 December 1977, Company D, 402d MP Battalion, of Coleman, provided traffic control and crowd control at the site of a major residential fire in Coleman. On the following day, 12 December 1977, another serious fire in a residential area occurred and Company D again responded to assist in controlling traffic in support of civil authorities.

In freezing weather on 9 February 1978, Company D, 604th MP Battalion, of Kerens, was requested to search for an elderly, senile man, discovered missing from his home. Company D found the man in a state of shock, lying in a ditch, clad only in pajamas. He was administered first aid, rushed to a hospital and survived the ordeal.

While participating in a training exercise at Breckenridge on 18 March 1978, the 401st MP Battalion, of Abilene, responded to a request to direct traffic

and control access to the area of a dangerous grass fire. Keeping the narrow road open for emergency vehicles and fire trucks was of great assistance to the firefighters.

The 604th MP Battalion of Athens responded to a request for traffic control for a fire at the Clements Boy Scout Reservation near Athens on 22 March 1978.

A train derailment at Nacogdoches on 14 May 1978 resulted in an immediate response from the 207th MP Battalion to support local police and railroad personnel. Fortunately, the Nacogdoches unit had conducted a disaster relief exercise one week earlier, based on a simulated train derailment.

Two members of the 604th MP Battalion at Athens happened on the scene of a one car accident on Highway 175 east of Athens on 4 May 1978. The car had rolled over several times and contained one elderly lady, who was dead, and another, who was seriously injured. First aid was administered to the survivor and an ambulance was called.

Athens' 604th MP Battalion again provided worthwhile voluntary service during the period 11-15 May 1978 in evacuating residents in the area of a leaking gas well ten miles south of Athens. National Guard armories at Athens, Kerens and Corsicana were used to house these residents during the danger period. While employed in this activity, the 604th also provided assistance in the search and evacuation of residents of an Athens Nursing Home, due to a fire, which resulted in four deaths.

Company B, 502d MP Battalion, of Borger, responded to a request to provide traffic control at the site of an explosion and fire at the Phillips Refinery at Borger on 11-12 July 1978.

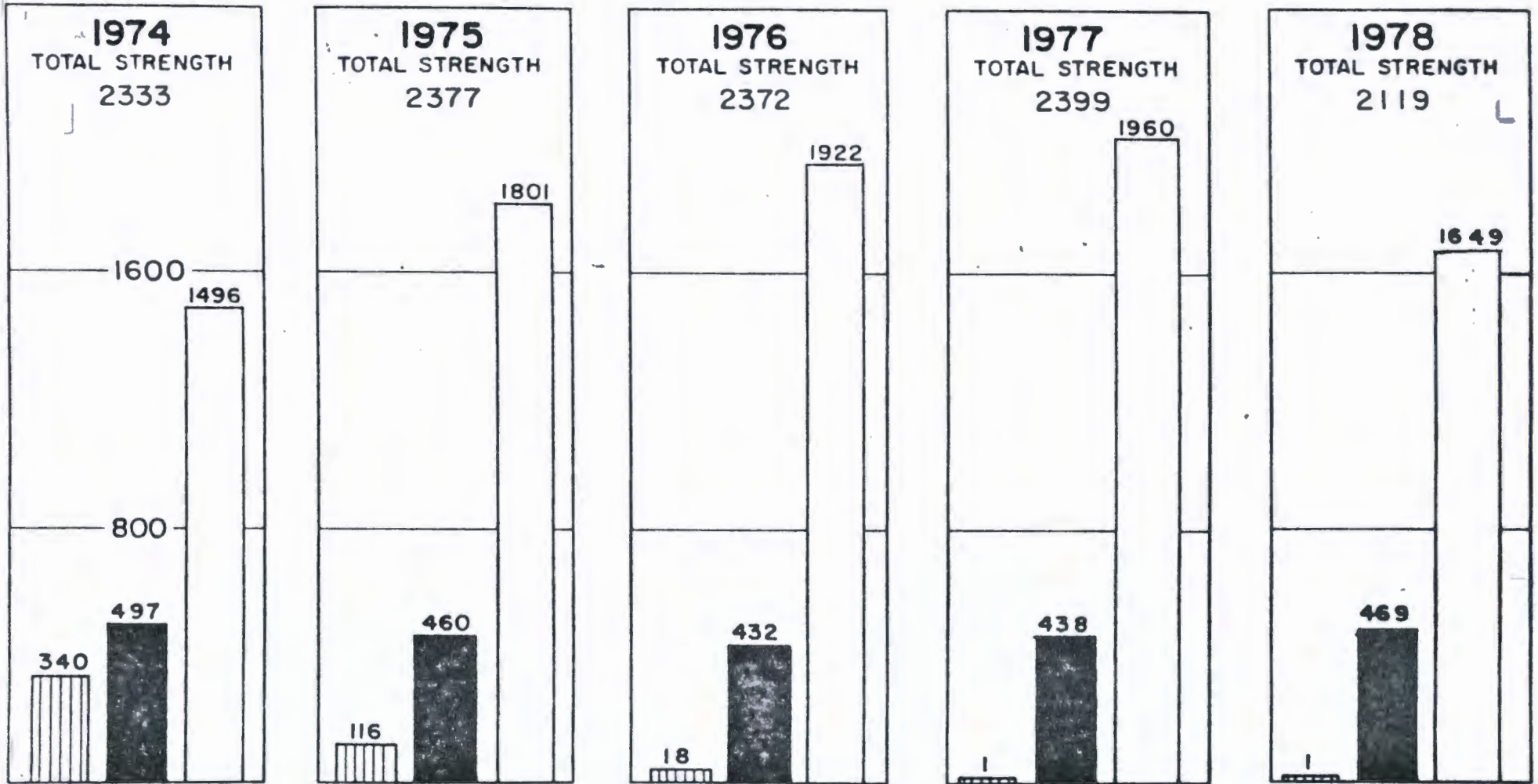
2 CHARTS FOLLOW:

1. Organization Chart
2. Five Year Strength Comparison



# TEXAS STATE GUARD FIVE YEAR STRENGTH COMPARISON 1974-1978

31 AUGUST 1978



**RESERVE OFFICERS  
(INACTIVE)**



**ASSIGNED OFFICERS**



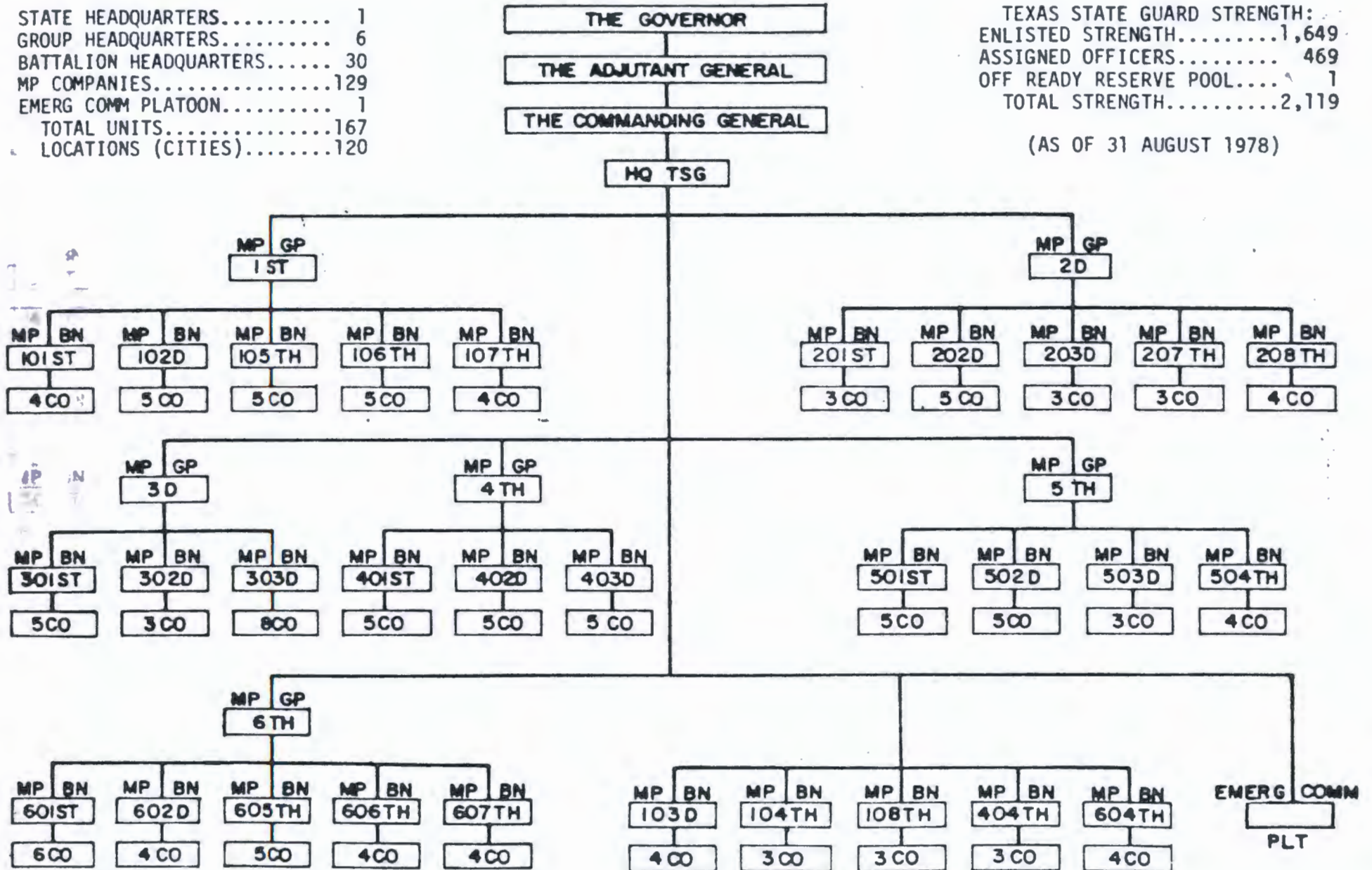
**ENLISTED PERSONNEL**

# TEXAS STATE GUARD ORGANIZATION CHART

STATE HEADQUARTERS..... 1  
 GROUP HEADQUARTERS..... 6  
 BATTALION HEADQUARTERS..... 30  
 MP COMPANIES.....129  
 EMERG COMM PLATOON..... 1  
 TOTAL UNITS.....167  
 LOCATIONS (CITIES).....120

TEXAS STATE GUARD STRENGTH:  
 ENLISTED STRENGTH.....1,649  
 ASSIGNED OFFICERS..... 469  
 OFF READY RESERVE POOL..... 1  
 TOTAL STRENGTH.....2,119

(AS OF 31 AUGUST 1978)



## Table of Organization, Gp HQ, MP Gp, TSG

1 October 1970  
(Updated 15 July 1977)GROUP HEADQUARTERS  
MILITARY POLICE GROUP  
TEXAS STATE GUARD

<u>DESIGNATION</u>	<u>OFFICER</u>	<u>ENLISTED</u>	<u>TOTAL</u>
<u>COLONEL</u> Group Commander	1		1
<u>LIEUTENANT COLONEL</u> Executive Officer S2 S3 Chaplain Communications Officer	5		5
<u>MAJOR</u> S1 S4 Civil Defense Liaison Officer Asst Communications Officer Information Officer	5		5
<u>CAPTAIN</u> HQ Detachment Commander*	1		1
<u>LIEUTENANT</u> Radio Engineer (2 positions)	2		2
<u>MASTER SERGEANT</u> Group Sergeant Major Communications Sergeant Major		2	2
<u>SERGEANT FIRST CLASS</u> Assistant S1 Assistant S2 Assistant S3 Assistant S4 Civil Defense NCO Asst Radio Engineer (2 positions) Radio Technician (2 positions)		9	9
<u>SERGEANT</u> S3 Clerk Radio Operator (2 positions)		3	3
<b>TOTALS</b>	<b>14</b>	<b>14</b>	<b>28</b>

\* The HQ Detachment Commander assists the Gp S1 in the administration and management of the headquarters.

## Table of Organization, Bn HQ, MP Bn, TSG

1 October 1970  
(Updated 15 July 1977)BATTALION HEADQUARTERS  
MILITARY POLICE BATTALION  
TEXAS STATE GUARD

<u>DESIGNATION</u>	<u>OFFICER</u>	<u>ENLISTED</u>	<u>TOTAL</u>
<u>LIEUTENANT COLONEL</u> Battalion Commander	1		1
<u>MAJOR</u> Executive Officer S3 Chaplain Communications Officer	4		4
<u>CAPTAIN</u> S1 S2 S4 Information Officer Civil Defense Liaison Officer	5		5
<u>LIEUTENANT</u> Assistant Communications Officer	1		1
<u>MASTER SERGEANT</u> Battalion Sergeant Major*		1	1
<u>SERGEANT FIRST CLASS</u> Assistant S1 Assistant S2 Assistant S3 Communications Sergeant		4	4
<u>SERGEANT</u> S3 Clerk		1	1
<u>CORPORAL</u> Radio Operator		1	1
<b>TOTALS</b>	<b>11</b>	<b>7</b>	<b>18</b>

\* Individuals assigned as Battalion Sergeants Major will not exceed the grade of Master Sergeant and will not assume the rank of Sergeant Major, unless appointed on HQ, TSG, Orders as a Command Sergeant Major, upon approval by the TSG Command Sergeant Major Selection Board.

## Table of Organization, MP Co, TSG

22 July 1970  
(Updated 15 July 1977)

## MILITARY POLICE COMPANY

## TEXAS STATE GUARD

<u>DESIGNATION</u>	<u>CO HQ</u>	<u>MP SQUAD</u>	<u>OFFICER</u>	<u>ENLISTED</u>	<u>TOTAL</u>
<u>CAPTAIN</u> Company Commander	(1)		1		1
<u>LIEUTENANT</u> Executive Officer	(1)		1		1
<u>MASTER SERGEANT</u> First Sergeant	(1)			1	1
<u>SERGEANT FIRST CLASS</u> Platoon Sergeant	(1)			4	4
Communications Sergeant	(1)				
Supply Sergeant	(1)				
Mess Steward	(1)				
<u>STAFF SERGEANT</u> Squad Leader		(1)		1	1
<u>SERGEANT</u> Asst Squad Leader		(1)		1	1
<u>PRIVATE (OR PFC)</u> Military Policeman or Military Policewoman		(8)		8	8
<b>TOTALS</b>	<b>(7)</b>	<b>(10)</b>	<b>2</b>	<b>15</b>	<b>17</b>

Table of Organization, Emer Comm Plt, TSG

1 October 1977

## EMERGENCY COMMUNICATIONS PLATOON

## TEXAS STATE GUARD

<u>DESIGNATION</u>	<u>PLT HQ</u>	<u>COMM TEAMS (4)</u>	<u>OFF</u>	<u>ENL</u>	<u>TOTAL</u>
<u>LIEUTENANT</u> Platoon Leader	(1)		1		1
<u>MASTER SERGEANT</u> Platoon Sergeant	(1)			1	1
<u>SERGEANT FIRST CLASS</u> Team Chief		(4)		4	4
<u>STAFF SERGEANT</u> Maintenance Technician		(4)		4	4
<u>SERGEANT</u> Radio Operator		(8)		8	8
<b>TOTALS</b>	<b>(2)</b>	<b>(16)</b>	<b>1</b>	<b>17</b>	<b>18</b>

PART III

## PART III

SPECIFIC RECOMMENDATIONS

1. Recommended that a planning nucleus of the Pennsylvania Guard be established to study this project. The Governor is empowered to organize a planning nucleus of Pennsylvania Guard personnel under Section 506, Title 51, Pennsylvania State Code.
2. Recommend that the nucleus should consist of not more than ten qualified individuals and that its responsibility should encompass a complete survey of all existing Guard programs and other pertinent organizations to arrive at a desirable force-structure. This survey and recommended force-structure should be completed by the nucleus within three months after its formation. Col. Rosenbaum and Mr. Farr volunteer their services to serve on the planning nucleus.
3. Possible approaches to be considered by the nucleus should include:
  - a. The New Jersey method - concept of a divided headquarters with those not intended to be mobilized to be assigned to the State Guard



- on M-Day including the adjutant general.
- b. The Texas State Guard - fully funded and highly manned internal security units in being.
  - c. New York and California - an expanded cadre and headquarters but not expanded to fill out all units.
4. Recommend that a further report be made to General Scott when replies have been received to Scabbard & Blade's inquiries to the Reserve Chiefs of the services regarding retired reserve computer input and identification. (See attached letters).

EDWARD W. ROSENBAUM  
NATIONAL COMMANDER  
11001 DECATUR ROAD  
PHILADELPHIA, PENNSYLVANIA  
19154

07  
EDWIN E. GLOVER  
NATIONAL EXECUTIVE OFFICER  
P. O. BOX 1021  
STILLWATER, OKLAHOMA  
74074

FRED I. JONES  
DEPUTY NATIONAL COMMANDER  
943 S. ADAMS STREET  
HUNSDALE, ILLINOIS  
60821

The National Society



Scabbard and Blade

FOUNDED 1904 1905, INCORPORATED 1955  
NATIONAL HEADQUARTERS

October 1, 1979

Rear Admiral Frederick Palmer  
Chief of Naval Reserve  
U.S. Naval Base  
New Orleans, La. 70146-

Dear Admiral Palmer:

The National Society of Scabbard and Blade is undertaking a study of State Militia concepts in the interest of national security. Part of this study will address the use of retired reservists as a potential manpower source for State Militia service. By "state militia" we refer to a "State Guard" as opposed to the "National Guard". The latter, upon federalization in an emergency, could leave the various states without an organized local military force unless there also existed a State Militia or Home Guard.

Therefore, in connection with the study, we wish to pose these questions in regard to the Navy:

1. Can members of the Retired Reserve be identified by state to their respective Adjutant General by month or FY quarter at the time of their retirement?
2. Can members of the Retired Reserve, presently eligible for retired pay at age 60, be identified by state to their respective Adjutant General?
3. Can members of the Retired Reserve, now receiving pay at age 60, be identified by state to their respective Adjutant General?

Data with respect to such reservists should include SSN, Specialty Code, home address, retired grade. Such data could be bumped to state computers where available.

If such data could not be furnished to the Adjutant Generals of the states, we would welcome any suggestions as to what legislation or directive would be necessary to effect such release of data.

Rear Adm. Frederick Palmer

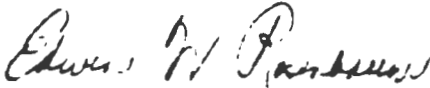
-2-

October 1, 1979

Upon completion of our study, we will be glad to share our findings and recommendations. This study might lead to an additional mission for the retired reserve.

Thanking you for your consideration of the foregoing, I am

Sincerely yours,



EDWARD W. ROSENBAUM, Colonel USAFR (Ret.)  
National Commander

cc: National Advisory Council  
National Staff

ewr/gf

EDWARD W. ROSENBAUM  
 NATIONAL COMMANDER  
 10801 DECATUR ROAD  
 PHILADELPHIA, PENNSYLVANIA  
 19154

EDWIN E. GLOVER  
 NATIONAL EXECUTIVE OFFICER  
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FRED I. JONES  
 DEPUTY NATIONAL COMMANDER  
 943 S. ADAMS STREET  
 HENSDALE, ILLINOIS  
 60821

The National Society



Scabbard and Blade

FOUNDED 1904 1905, INCORPORATED 1988

NATIONAL HEADQUARTERS

October 1, 1979

Brigadier General William R. Berkman  
 Chief of Army Reserve  
 DAAR  
 Room 3E390 The Pentagon  
 Washington, D.C. 20310

Dear General Berkman:

The National Society of Scabbard and Blade is undertaking a study of State Militia concepts in the interest of national security. Part of this study will address the use of retired reservists as a potential manpower source for State Militia service. By "state militia" we refer to a "State Guard" as opposed to the "National Guard". The latter, upon federalization in an emergency, could leave the various states without an organized local military force unless there also existed a State Militia or Home Guard.

Therefore, in connection with the study, we wish to pose these questions in regard to Army:

1. Can members of the Retired Reserve be identified by state to their respective Adjutant General by month or FY quarter at the time of their retirement?
2. Can members of the Retired Reserve, presently eligible for retired pay at age 60, be identified by state to their respective Adjutant General?
3. Can members of the Retired Reserve, now receiving pay at age 60, be identified by state to their respective Adjutant General?

Data with respect to such reservists should include SSN, MOS, home address, retired grade. Such data could be bumped to state computers where available.

If such data could not be furnished to the Adjutant Generals of the states, we would welcome any suggestions as to what legislation or directive would be necessary to effect such release of data.

Brig.Gen. Wm.R. Berkman

-2-

October 1, 1979

Upon completion of our study, we will be glad to share our findings and recommendations. This study might lead to an additional mission for the retired reserve.

Thanking you for your consideration of the foregoing, I am

Sincerely yours,



EDWARD W. ROSENBAUM, Colonel USAFR (Ret.)  
National Commander

EWR/gf

cc: National Advisory Council  
National Staff

The National Society



Scabbard and Blade

FOUNDED 1904-1905, INCORPORATED 1985

NATIONAL HEADQUARTERS

October 1, 1979

Major General Richard Bodycombe  
Chief of Air Force Reserve  
Washington, D.C. 20330

Dear General Bodycombe:

The National Society of Scabbard and Blade is undertaking a study of State Militia concepts in the interest of national security. Part of this study will address the use of retired reservists as a potential manpower source for State Militia service. By "state militia" we refer to a "State Guard" as opposed to the "National Guard". The latter, upon federalization in an emergency, could leave the various states without an organized local military force unless there also existed a State Militia or Home Guard.

Therefore, in connection with the study, we wish to pose these questions in regard to Air Force:

1. Can members of the Retired Reserve be identified by state to their respective Adjutant General by month or FY quarter at the time of their retirement?
2. Can members of the Retired Reserve, presently eligible for retired pay at age 60, be identified by state to their respective Adjutant General?
3. Can members of the Retired Reserve, now receiving pay at age 60, be identified by state to their respective Adjutant General?

Data with respect to such reservists should include SSN, AFSC'S, home address, retired grade. Such data could be bumped to state computers where available.

If such data could not be furnished to the Adjutant Generals of the states, we would welcome any suggestions as to what legislation or directive would be necessary to effect such release of data.

Maj.Gen. Richard Bodycombe

-2-

October 1, 1979

Upon completion of our study, we will be glad to share our findings and recommendations. This study might lead to an additional mission for the retired reserve.

Thanking you for your consideration of the foregoing, I am

Sincerely yours,



EDWARD W. ROSENBAUM, Colonel USAFR (Ret.)  
National Commander

cc: National Advisory Council  
National Staff

EWR/gf

ILLUSTRATIONS





*Reproduced by permission from a drawing by S. Underwood*

**FIRST TROOP.**  
**PHILADELPHIA CITY CAVALRY.**

*Published by J. H. Nesmith Philad<sup>a</sup> 1823*



*Drawn by A. Ruler*

*Engr'd by J. H. Neveach*

**JUNIOR ARTILLERISTS**

*Published by J. H. Gosnell, Printer, N.Y.*



Drawn by A. J. ...

...

2<sup>d</sup> TROOP.  
MILITARY BAND

...



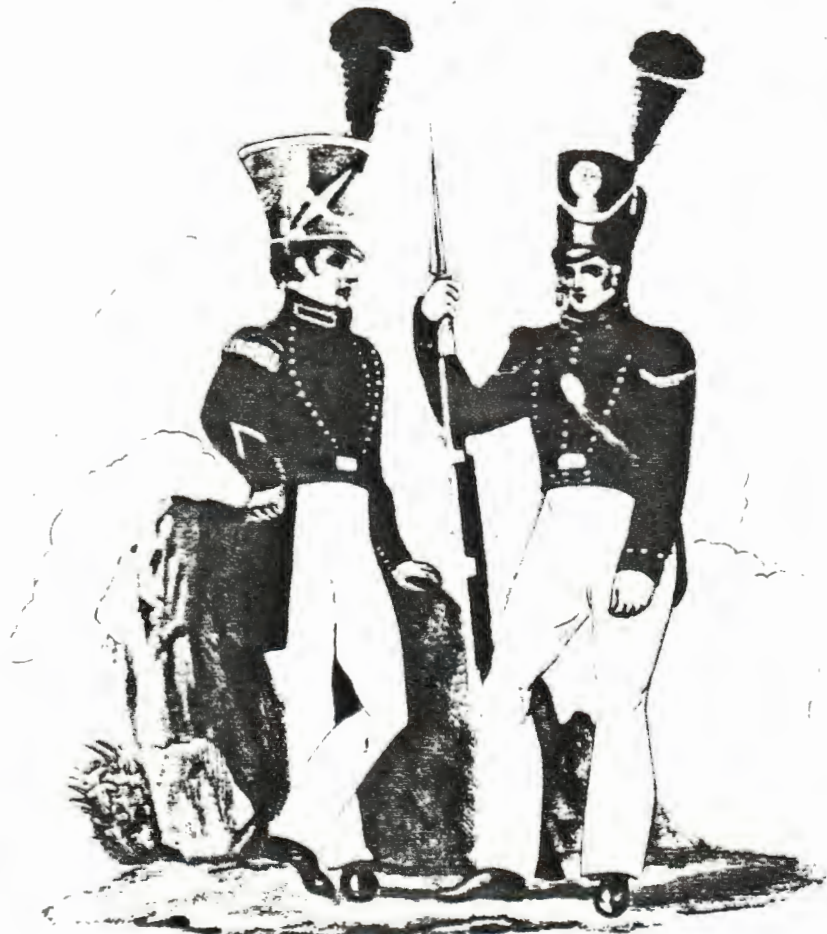
*Report by J. W. Smith from a drawing by A. B. Hall*

**WASHINGTON BLUES.**

*Published by J. W. Smith, Philad. 1862*



STANDARD MODEL OFFICER.



*Eng. by J. H. Smith for a copy of the same  
1st Co. 2d Co.*

WASHINGTON GUARDS.



*Designed by G.S. Jones from a drawing by J. Jones*

GOVERNOUR'S GUARDS

THE GOVERNOUR'S GUARDS  
UNIFORM  
The uniform of the Governor's Guards consists of a dark, high-collared jacket with buttons, light-colored breeches, and a tall, dark hat with a large, dark plume. The soldier is holding a rifle in his right hand and gesturing with his left hand. In the background, there are other figures and a landscape with a fence or barrier.



PHILADELPHIA CADETS





WASHINGTON GRAYS.



OXFORD LIGHT INFANTRY.

Published by J. H. Colver, at the Office of the Editor.

BIBLIOGRAPHIC REFERENCE - ILLUSTRATIONS

The SOLDIER'S MANUAL, for Cavalry, Artillery, Light Infantry, and Infantry. (Philadelphia: Published by James H. Nesmith, 1824).

