
By: Chairman, Commerce and Government Matters Committee (Departmental - Military)

Introduced and read first time: January 29, 1996

Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Emergency Management Assistance Compact**

3 FOR the purpose of authorizing interstate mutual aid activities in the event of a
4 gubernatorially declared disaster; establishing the Emergency Management
5 Assistance Compact; and generally relating to interstate emergency management
6 activities.

7 BY adding to

8 Article 41 - Governor - Executive and Administrative Departments
9 Section 19-101 and 19-102 to be under the new title "Title 19. Emergency
10 Management Assistance Compact"
11 Annotated Code of Maryland
12 (1993 Replacement Volume and 1995 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article 41 - Governor - Executive and Administrative Departments**

16 TITLE 19. EMERGENCY MANAGEMENT ASSISTANCE COMPACT

17 19-101.

18 THE EMERGENCY MANAGEMENT ASSISTANCE COMPACT IS ENTERED INTO
19 WITH ALL OTHER JURISDICTIONS WHICH ADOPT THE COMPACT IN A FORM
20 SUBSTANTIALLY AS THE COMPACT APPEARS IN § 19-102 OF THIS TITLE.

21 19-102.

22 EMERGENCY MANAGEMENT ASSISTANCE COMPACT

23 ARTICLE I

24 PURPOSE AND AUTHORITIES

25 THIS COMPACT IS MADE AND ENTERED INTO BY AND BETWEEN THE
26 PARTICIPATING MEMBER STATES WHICH ENACT THIS COMPACT, HEREINAFTER

2

1 CALLED PARTY STATES. FOR THE PURPOSES OF THIS COMPACT, THE TERM "STATES"
2 IS TAKEN TO MEAN THE SEVERAL STATES, THE COMMONWEALTH OF PUERTO RICO,
3 THE DISTRICT OF COLUMBIA, AND ALL U.S. TERRITORIAL POSSESSIONS.

4 THE PURPOSE OF THIS COMPACT IS TO PROVIDE FOR MUTUAL ASSISTANCE
5 BETWEEN THE STATES ENTERING INTO THIS COMPACT IN MANAGING ANY
6 EMERGENCY OR DISASTER THAT IS DULY DECLARED BY THE GOVERNOR OF THE
7 AFFECTED STATE(S), WHETHER ARISING FROM NATURAL DISASTER,
8 TECHNOLOGICAL HAZARD, MAN-MADE DISASTER, CIVIL EMERGENCY ASPECTS OF
9 RESOURCES SHORTAGES, COMMUNITY DISORDERS, INSURGENCY, OR ENEMY
10 ATTACK.

11 THIS COMPACT SHALL ALSO PROVIDE FOR MUTUAL COOPERATION IN
12 EMERGENCY-RELATED EXERCISES, TESTING, OR OTHER TRAINING ACTIVITIES
13 USING EQUIPMENT AND PERSONNEL SIMULATING PERFORMANCE OF ANY ASPECT
14 OF THE GIVING AND RECEIVING OF AID BY PARTY STATES OR SUBDIVISIONS OF
15 PARTY STATES DURING EMERGENCIES, SUCH ACTIONS OCCURRING OUTSIDE
16 ACTUAL DECLARED EMERGENCY PERIODS. MUTUAL ASSISTANCE IN THIS COMPACT
17 MAY INCLUDE THE USE OF THE STATES' NATIONAL GUARD FORCES, EITHER IN
18 ACCORDANCE WITH THE NATIONAL GUARD MUTUAL ASSISTANCE COMPACT OR BY
19 MUTUAL AGREEMENT BETWEEN STATES.

20 ARTICLE II

21 GENERAL IMPLEMENTATION

22 EACH PARTY STATE ENTERING INTO THIS COMPACT RECOGNIZES THAT MANY
23 EMERGENCIES TRANSCEND POLITICAL JURISDICTIONAL BOUNDARIES AND THAT
24 INTERGOVERNMENTAL COORDINATION IS ESSENTIAL IN MANAGING THESE AND
25 OTHER EMERGENCIES UNDER THIS COMPACT. EACH STATE FURTHER RECOGNIZES
26 THAT THERE WILL BE EMERGENCIES WHICH REQUIRE IMMEDIATE ACCESS AND
27 PRESENT PROCEDURES TO APPLY OUTSIDE RESOURCES TO MAKE A PROMPT AND
28 EFFECTIVE RESPONSE TO SUCH AN EMERGENCY. THIS IS BECAUSE FEW, IF ANY,
29 INDIVIDUAL STATES HAVE ALL THE RESOURCES THEY MAY NEED IN ALL TYPES OF
30 EMERGENCIES OR THE CAPABILITY OF DELIVERING RESOURCES TO AREAS WHERE
31 EMERGENCIES EXIST.

32 THE PROMPT, FULL, AND EFFECTIVE UTILIZATION OF RESOURCES OF THE
33 PARTICIPATING STATES, INCLUDING ANY RESOURCES ON HAND OR AVAILABLE
34 FROM THE FEDERAL GOVERNMENT OR ANY OTHER SOURCE, THAT ARE ESSENTIAL
35 TO THE SAFETY, CARE, AND WELFARE OF THE PEOPLE IN THE EVENT OF ANY
36 EMERGENCY OR DISASTER DECLARED BY A PARTY STATE, SHALL BE THE
37 UNDERLYING PRINCIPLE ON WHICH ALL ARTICLES OF THIS COMPACT SHALL BE
38 UNDERSTOOD.

39 ON BEHALF OF THE GOVERNOR OF EACH STATE PARTICIPATING IN THE
40 COMPACT, THE LEGALLY DESIGNATED STATE OFFICIAL WHO IS ASSIGNED
41 RESPONSIBILITY FOR EMERGENCY MANAGEMENT WILL BE RESPONSIBLE FOR
42 FORMULATION OF THE APPROPRIATE INTERSTATE MUTUAL AID PLANS AND
43 PROCEDURES NECESSARY TO IMPLEMENT THIS COMPACT.

1 ARTICLE III

2 PARTY STATE RESPONSIBILITIES

3 (A) IT SHALL BE THE RESPONSIBILITY OF EACH PARTY STATE TO
4 FORMULATE PROCEDURAL PLANS AND PROGRAMS FOR INTERSTATE
5 COOPERATION IN THE PERFORMANCE OF THE RESPONSIBILITIES LISTED IN THIS
6 ARTICLE. IN FORMULATING SUCH PLANS, AND IN CARRYING THEM OUT, THE PARTY
7 STATES, INsofar AS PRACTICAL, SHALL:

8 (1) REVIEW INDIVIDUAL STATE HAZARDS ANALYSES AND, TO THE
9 EXTENT REASONABLY POSSIBLE, DETERMINE ALL THOSE POTENTIAL
10 EMERGENCIES THE PARTY STATES MIGHT JOINTLY SUFFER, WHETHER DUE TO
11 NATURAL DISASTER, TECHNOLOGICAL HAZARD, MAN-MADE DISASTER,
12 EMERGENCY ASPECTS OF RESOURCES SHORTAGES, CIVIL DISORDERS,
13 INSURGENCY, OR ENEMY ATTACK.

14 (2) REVIEW PARTY STATES' INDIVIDUAL EMERGENCY PLANS AND
15 DEVELOP A PLAN WHICH WILL DETERMINE THE MECHANISM FOR THE INTERSTATE
16 MANAGEMENT AND PROVISION OF ASSISTANCE CONCERNING ANY POTENTIAL
17 EMERGENCY.

18 (3) DEVELOP INTERSTATE PROCEDURES TO FILL ANY IDENTIFIED GAPS
19 AND TO RESOLVE ANY IDENTIFIED INCONSISTENCIES OR OVERLAPS IN EXISTING OR
20 DEVELOPED PLANS.

21 (4) ASSIST IN WARNING COMMUNITIES ADJACENT TO OR CROSSING THE
22 STATE BOUNDARIES.

23 (5) PROTECT AND ASSURE UNINTERRUPTED DELIVERY OF SERVICES,
24 MEDICINES, WATER, FOOD, ENERGY AND FUEL, SEARCH AND RESCUE, AND
25 CRITICAL LIFELINE EQUIPMENT, SERVICES, AND RESOURCES, BOTH HUMAN AND
26 MATERIAL.

27 (6) INVENTORY AND SET PROCEDURES FOR THE INTERSTATE LOAN
28 AND DELIVERY OF HUMAN AND MATERIAL RESOURCES, TOGETHER WITH
29 PROCEDURES FOR REIMBURSEMENT OR FORGIVENESS.

30 (7) PROVIDE, TO THE EXTENT AUTHORIZED BY LAW, FOR TEMPORARY
31 SUSPENSION OF ANY STATUTES OR ORDINANCES THAT RESTRICT THE
32 IMPLEMENTATION OF THE ABOVE RESPONSIBILITIES.

33 (B) THE AUTHORIZED REPRESENTATIVE OF A PARTY STATE MAY REQUEST
34 ASSISTANCE OF ANOTHER PARTY STATE BY CONTACTING THE AUTHORIZED
35 REPRESENTATIVE OF THAT STATE. THE PROVISIONS OF THIS COMPACT SHALL
36 APPLY ONLY TO REQUESTS FOR ASSISTANCE MADE BY AND TO AUTHORIZED
37 REPRESENTATIVES. REQUESTS MAY BE VERBAL OR IN WRITING. IF VERBAL, THE
38 REQUEST SHALL BE CONFIRMED IN WRITING WITHIN 30 DAYS OF THE VERBAL
39 REQUEST. REQUESTS SHALL PROVIDE THE FOLLOWING INFORMATION:

40 (1) A DESCRIPTION OF THE EMERGENCY SERVICE FUNCTION FOR
41 WHICH ASSISTANCE IS NEEDED, INCLUDING, BUT NOT LIMITED TO, FIRE SERVICES,

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1 LAW ENFORCEMENT, EMERGENCY MEDICAL, TRANSPORTATION,
2 COMMUNICATIONS, PUBLIC WORKS AND ENGINEERING, BUILDING INSPECTION,
3 PLANNING AND INFORMATION ASSISTANCE, MASS CARE, RESOURCE SUPPORT,
4 HEALTH AND MEDICAL SERVICES, AND SEARCH AND RESCUE.

5 (2) THE AMOUNT AND TYPE OF PERSONNEL, EQUIPMENT, MATERIALS
6 AND SUPPLIES NEEDED, AND A REASONABLE ESTIMATE OF THE LENGTH OF TIME
7 THEY WILL BE NEEDED.

8 (3) THE SPECIFIC PLACE AND TIME FOR STAGING OF THE ASSISTING
9 PARTY'S RESPONSE AND A POINT OF CONTACT AT THAT LOCATION.

10 (C) THERE SHALL BE FREQUENT CONSULTATION BETWEEN STATE OFFICIALS
11 WHO HAVE ASSIGNED EMERGENCY MANAGEMENT RESPONSIBILITIES AND OTHER
12 APPROPRIATE REPRESENTATIVES OF THE PARTY STATES WITH AFFECTED
13 JURISDICTIONS AND THE UNITED STATES GOVERNMENT, WITH FREE EXCHANGE OF
14 INFORMATION, PLANS, AND RESOURCE RECORDS RELATING TO EMERGENCY
15 CAPABILITIES.

16 ARTICLE IV

17 LIMITATIONS

18 ANY PARTY STATE REQUESTED TO RENDER MUTUAL AID OR CONDUCT
19 EXERCISES AND TRAINING FOR MUTUAL AID SHALL TAKE SUCH ACTION AS IS
20 NECESSARY TO PROVIDE AND MAKE AVAILABLE THE RESOURCES COVERED BY
21 THIS COMPACT IN ACCORDANCE WITH THE TERMS HEREOF; PROVIDED THAT IT IS
22 UNDERSTOOD THAT THE STATE RENDERING AID MAY WITHHOLD RESOURCES TO
23 THE EXTENT NECESSARY TO PROVIDE REASONABLE PROTECTION FOR SUCH STATE.

24 EACH PARTY STATE SHALL AFFORD TO THE EMERGENCY FORCES OF ANY
25 PARTY STATE, WHILE OPERATING WITHIN ITS STATE LIMITS UNDER THE TERMS
26 AND CONDITIONS OF THIS COMPACT, THE SAME POWERS, EXCEPT THAT OF ARREST
27 UNLESS SPECIFICALLY AUTHORIZED BY THE RECEIVING STATE, DUTIES, RIGHTS,
28 AND PRIVILEGES AS ARE AFFORDED FORCES OF THE STATE IN WHICH THEY ARE
29 PERFORMING EMERGENCY SERVICES. EMERGENCY FORCES WILL CONTINUE
30 UNDER THE COMMAND AND CONTROL OF THEIR REGULAR LEADERS, BUT THE
31 ORGANIZATIONAL UNITS WILL COME UNDER THE OPERATIONAL CONTROL OF THE
32 EMERGENCY SERVICES AUTHORITIES OF THE STATE RECEIVING ASSISTANCE.
33 THESE CONDITIONS MAY BE ACTIVATED, AS NEEDED, ONLY SUBSEQUENT TO A
34 DECLARATION OF A STATE OF EMERGENCY OR DISASTER BY THE GOVERNOR OF
35 THE PARTY STATE THAT IS TO RECEIVE ASSISTANCE OR UPON COMMENCEMENT OF
36 EXERCISES OR TRAINING FOR MUTUAL AID AND SHALL CONTINUE SO LONG AS THE
37 EXERCISES OR TRAINING FOR MUTUAL AID ARE IN PROGRESS, THE STATE OF
38 EMERGENCY OR DISASTER REMAINS IN EFFECT, OR LOANED RESOURCES REMAIN
39 IN THE RECEIVING STATE(S), WHICHEVER IS LONGER.

40 ARTICLE V

41 LICENSES AND PERMITS

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1 WHENEVER ANY PERSON HOLDS A LICENSE, CERTIFICATE, OR OTHER PERMIT
2 ISSUED BY ANY STATE PARTY TO THE COMPACT EVIDENCING THE MEETING OF
3 QUALIFICATIONS FOR PROFESSIONAL, MECHANICAL, OR OTHER SKILLS, AND WHEN
4 SUCH ASSISTANCE IS REQUESTED BY THE RECEIVING PARTY STATE, SUCH PERSON
5 SHALL BE DEEMED LICENSED, CERTIFIED, OR PERMITTED BY THE STATE
6 REQUESTING ASSISTANCE TO RENDER AID INVOLVING SUCH SKILL TO MEET A
7 DECLARED EMERGENCY OR DISASTER, SUBJECT TO SUCH LIMITATIONS AND
8 CONDITIONS AS THE GOVERNOR OF THE REQUESTING STATE MAY PRESCRIBE BY
9 EXECUTIVE ORDER OR OTHERWISE.

10 ARTICLE VI

11 LIABILITY

12 OFFICERS OR EMPLOYEES OF A PARTY STATE RENDERING AID IN ANOTHER
13 STATE PURSUANT TO THIS COMPACT SHALL BE CONSIDERED AGENTS OF THE
14 REQUESTING STATE FOR TORT LIABILITY AND IMMUNITY PURPOSES. NO PARTY
15 STATE OR ITS OFFICERS OR EMPLOYEES RENDERING AID IN ANOTHER STATE
16 PURSUANT TO THIS COMPACT SHALL BE LIABLE ON ACCOUNT OF ANY ACT OR
17 OMISSION IN GOOD FAITH ON THE PART OF SUCH FORCES WHILE SO ENGAGED OR
18 ON ACCOUNT OF THE MAINTENANCE OR USE OF ANY EQUIPMENT OR SUPPLIES IN
19 CONNECTION THEREWITH. GOOD FAITH IN THIS ARTICLE SHALL NOT INCLUDE
20 WILLFUL MISCONDUCT, GROSS NEGLIGENCE, OR RECKLESSNESS.

21 ARTICLE VII

22 SUPPLEMENTARY AGREEMENTS

23 INASMUCH AS IT IS PROBABLE THAT THE PATTERN AND DETAIL OF THE
24 MACHINERY FOR MUTUAL AID AMONG TWO OR MORE STATES MAY DIFFER FROM
25 THAT AMONG THE STATES THAT ARE PARTY HERETO, THIS COMPACT CONTAINS
26 ELEMENTS OF A BROAD BASE COMMON TO ALL STATES, AND NOTHING HEREIN
27 CONTAINED SHALL PRECLUDE ANY STATE FROM ENTERING INTO SUPPLEMENTARY
28 AGREEMENTS WITH ANOTHER STATE OR AFFECT ANY OTHER AGREEMENTS
29 ALREADY IN FORCE BETWEEN STATES. SUPPLEMENTARY AGREEMENTS MAY
30 COMPREHEND, BUT SHALL NOT BE LIMITED TO, PROVISIONS FOR EVACUATION AND
31 RECEPTION OF INJURED AND OTHER PERSONS AND THE EXCHANGE OF MEDICAL,
32 FIRE, POLICE, PUBLIC UTILITY, RECONNAISSANCE, WELFARE, TRANSPORTATION
33 AND COMMUNICATIONS PERSONNEL, AND EQUIPMENT AND SUPPLIES.

34 ARTICLE VIII

35 COMPENSATION

36 EACH PARTY STATE SHALL PROVIDE FOR THE PAYMENT OF COMPENSATION
37 AND DEATH BENEFITS TO INJURED MEMBERS OF THE EMERGENCY FORCES OF
38 THAT STATE AND REPRESENTATIVES OF DECEASED MEMBERS OF SUCH FORCES IN
39 CASE SUCH MEMBERS SUSTAIN INJURIES OR ARE KILLED WHILE RENDERING AID
40 PURSUANT TO THIS COMPACT, IN THE SAME MANNER AND ON THE SAME TERMS AS
41 IF THE INJURY OR DEATH WERE SUSTAINED WITHIN THEIR OWN STATE.

1 ARTICLE IX

2 REIMBURSEMENT

3 ANY PARTY STATE RENDERING AID IN ANOTHER STATE PURSUANT TO THIS
4 COMPACT SHALL BE REIMBURSED BY THE PARTY STATE RECEIVING SUCH AID FOR
5 ANY LOSS OR DAMAGE TO OR EXPENSE INCURRED IN THE OPERATION OF ANY
6 EQUIPMENT AND THE PROVISION OF ANY SERVICE IN ANSWERING A REQUEST FOR
7 AID AND FOR THE COSTS INCURRED IN CONNECTION WITH SUCH REQUESTS;
8 PROVIDED, THAT ANY AIDING PARTY STATE MAY ASSUME IN WHOLE OR IN PART
9 SUCH LOSS, DAMAGE, EXPENSE, OR OTHER COST, OR MAY LOAN SUCH EQUIPMENT
10 OR DONATE SUCH SERVICES TO THE RECEIVING PARTY STATE WITHOUT CHARGE
11 OR COST; AND PROVIDED FURTHER, THAT ANY TWO OR MORE PARTY STATES MAY
12 ENTER INTO SUPPLEMENTARY AGREEMENTS ESTABLISHING A DIFFERENT
13 ALLOCATION OF COSTS AMONG THOSE STATES. ARTICLE VIII EXPENSES SHALL NOT
14 BE REIMBURSABLE UNDER THIS ARTICLE.

15 ARTICLE X

16 EVACUATION

17 PLANS FOR THE ORDERLY EVACUATION AND INTERSTATE RECEPTION OF
18 PORTIONS OF THE CIVILIAN POPULATION AS THE RESULT OF ANY EMERGENCY OR
19 DISASTER OF SUFFICIENT PROPORTIONS TO SO WARRANT, SHALL BE WORKED OUT
20 AND MAINTAINED BETWEEN THE PARTY STATES AND THE EMERGENCY
21 MANAGEMENT/SERVICES DIRECTORS OF THE VARIOUS JURISDICTIONS WHERE ANY
22 TYPE OF INCIDENT REQUIRING EVACUATIONS MIGHT OCCUR. SUCH PLANS SHALL
23 BE PUT INTO EFFECT BY REQUEST OF THE STATE FROM WHICH EVACUEES COME
24 AND SHALL INCLUDE THE MANNER OF TRANSPORTING SUCH EVACUEES, THE
25 NUMBER OF EVACUEES TO BE RECEIVED IN DIFFERENT AREAS, THE MANNER IN
26 WHICH FOOD, CLOTHING, HOUSING, AND MEDICAL CARE WILL BE PROVIDED, THE
27 REGISTRATION OF EVACUEES, THE PROVIDING OF FACILITIES FOR THE
28 NOTIFICATION OF RELATIVES OR FRIENDS, AND THE FORWARDING OF SUCH
29 EVACUEES TO OTHER AREAS OR THE BRINGING IN OF ADDITIONAL MATERIALS,
30 SUPPLIES, AND ALL OTHER RELEVANT FACTORS. SUCH PLANS SHALL PROVIDE THAT
31 THE PARTY STATE RECEIVING EVACUEES AND THE PARTY STATE FROM WHICH THE
32 EVACUEES COME SHALL MUTUALLY AGREE AS TO REIMBURSEMENT OF
33 OUT-OF-POCKET EXPENSES INCURRED IN RECEIVING AND CARING FOR SUCH
34 EVACUEES, FOR EXPENDITURES FOR TRANSPORTATION, FOOD, CLOTHING,
35 MEDICINES AND MEDICAL CARE, AND LIKE ITEMS. SUCH EXPENDITURES SHALL BE
36 REIMBURSED AS AGREED BY THE PARTY STATE FROM WHICH THE EVACUEES
37 COME. AFTER THE TERMINATION OF THE EMERGENCY OR DISASTER, THE PARTY
38 STATE FROM WHICH THE EVACUEES COME SHALL ASSUME THE RESPONSIBILITY
39 FOR THE ULTIMATE SUPPORT OF REPATRIATION OF SUCH EVACUEES.

7

1 ARTICLE XI

2 IMPLEMENTATION

3 (A) THIS COMPACT SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS
4 ENACTMENT INTO LAW BY ANY TWO STATES. THEREAFTER, THIS COMPACT SHALL
5 BECOME EFFECTIVE AS TO ANY OTHER STATE UPON ITS ENACTMENT BY SUCH
6 STATE.

7 (B) ANY PARTY STATE MAY WITHDRAW FROM THIS COMPACT BY ENACTING
8 A STATUTE REPEALING THE SAME, BUT NO SUCH WITHDRAWAL SHALL TAKE
9 EFFECT UNTIL 30 DAYS AFTER THE GOVERNOR OF THE WITHDRAWING STATE HAS
10 GIVEN NOTICE IN WRITING OF SUCH WITHDRAWAL TO THE GOVERNORS OF ALL
11 OTHER PARTY STATES. SUCH ACTION SHALL NOT RELIEVE THE WITHDRAWING
12 STATE FROM OBLIGATIONS ASSUMED HEREUNDER PRIOR TO THE EFFECTIVE DATE
13 OF WITHDRAWAL.

14 (C) DULY AUTHENTICATED COPIES OF THIS COMPACT AND OF SUCH
15 SUPPLEMENTARY AGREEMENTS AS MAY BE ENTERED INTO SHALL, AT THE TIME OF
16 THEIR APPROVAL, BE DEPOSITED WITH EACH OF THE PARTY STATES AND WITH THE
17 FEDERAL EMERGENCY MANAGEMENT AGENCY AND OTHER APPROPRIATE
18 AGENCIES OF THE UNITED STATES GOVERNMENT.

19 ARTICLE XII

20 VALIDITY

21 THIS COMPACT SHALL BE CONSTRUED TO EFFECTUATE THE PURPOSES STATED
22 IN ARTICLE I HEREOF. IF ANY PROVISION OF THIS COMPACT IS DECLARED
23 UNCONSTITUTIONAL, OR THE APPLICABILITY THEREOF TO ANY PERSON OR
24 CIRCUMSTANCES IS HELD INVALID, THE CONSTITUTIONALITY OF THE REMAINDER
25 OF THIS COMPACT AND THE APPLICABILITY THEREOF TO OTHER PERSONS AND
26 CIRCUMSTANCES SHALL NOT BE AFFECTED THEREBY.

27 ARTICLE XIII

28 ADDITIONAL PROVISIONS

29 NOTHING IN THIS COMPACT SHALL AUTHORIZE OR PERMIT THE USE OF
30 MILITARY FORCE BY THE NATIONAL GUARD OF A STATE AT ANY PLACE OUTSIDE
31 THAT STATE IN ANY EMERGENCY FOR WHICH THE PRESIDENT IS AUTHORIZED BY
32 LAW TO CALL INTO FEDERAL SERVICE THE MILITIA, OR FOR ANY PURPOSE FOR
33 WHICH THE USE OF THE ARMY OR THE AIR FORCE WOULD IN THE ABSENCE OF
34 EXPRESS STATUTORY AUTHORIZATION BE PROHIBITED UNDER SECTION 1385 OF
35 TITLE 18 OF THE UNITED STATES CODE.

36 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
37 October 1, 1996.