

Department of Legislative Services
2010 Session

FISCAL AND POLICY NOTE

House Bill 1037 (Delegate Hixson, *et al.*)
Health and Government Operations

Public Safety - National Guard Deployment - Governor's Powers

This bill specifies that the Governor must request the return of units of the National Guard to the control of the State if an authorization for use of military force has expired under its own terms or is no longer valid authority for federal control of the units.

Fiscal Summary

State Effect: None. Any change in State activities under the bill does not materially affect State finances.

Local Effect: None.

Small Business Effect: None.

Analysis

Current Law/Background: If the National Guard or any of its units are ordered into active military service by the President, the Governor may increase the military force and organize those units as the emergency requires.

The State's National Guard units have been called up, in some cases multiple times, for deployments in Iraq and Afghanistan. The State's National Guard dates back to 1636 and is descended from the Colonial Militia. It has participated in virtually every conflict since the Revolutionary War. Guardsmen played a key role in World War I and World War II, and members of the State's National Guard were among the first wave of soldiers to storm the beaches of Normandy.

Additional Information

Prior Introductions: Similar bills were introduced in 2009. SB 501 had a hearing before the Senate Education, Health, and Environmental Affairs Committee, but no further action was taken. HB 907 received an unfavorable report from the House Health and Government Operations Committee.

Cross File: SB 571 (Senator Madaleno, *et al.*) - Education, Health, and Environmental Affairs.

Information Source(s): Governor's Office, Military Department, Department of Legislative Services

Fiscal Note History: First Reader - March 1, 2010
ncs/ljm

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