

ALERT! ALERT! ALERT!

WATCH FOR THIS ISSUE IN YOUR STATE LEGISLATURE

***A Bill to - Require official Congressional Declaration to release the
(Your State) National Guard to active-duty combat titled:
“Defend the Guard Act”***

- **(Your State) could lose its national guard.** The National Guard is a primary Ready Reserve component of the U.S. Armed forces. If the Department of Defense cannot rely on the (Your State) National Guard to deploy overseas in support of lawful military operations it could pull the (Your State) National Guard’s federal recognition or, at the least, funding, equipment, and infrastructure, leading to the loss of thousands of jobs and \$millions in income.
- **The U.S. Constitution does not allow governors to refuse consent to the use of the militia.** The President is the commander in chief of the militia of the several states when called into the actual service of the United States (Art. II, § 2, c. 1). Congress sets the terms upon which the militia is called into federal service (Art I, § 8, c. 16). *Governors only get input because Congress allows it and only on terms which Congress has set, as in 10 USC § 12301.*
- **The National Guard is federally funded so that the federal government has the National Guard available for federal military priorities.** Default status for the National Guard is called federally funded Title 32 status, which sets the terms on which National Guard forces train for war while under the command of a state governor. National Guard forces and officers must be “federally recognized” to receive federal funds. The state can call the National Guard into state service at state expense. *If the federal government does not get the benefit of training our National Guard and having it ready for missions, it will not pay for it.*
- **The ‘Defend the Guard Act’ does nothing to limit Congress’ military activities.** While the purpose of ‘no more wars without a congressional declaration’ is well intended, correcting the situation by isolating (your state) from defense missions does nothing to change the situation which is rooted at the national level.
- **See the links below for further information.**

[Defend The Guard | Uphold The Constitution \(DefendtheGuard.us\)](http://DefendTheGuard.com)

[Defend the Guard: A Powerful Check on Unconstitutional War Powers | Tenth Amendment Center.com](http://DefendtheGuard.com)

For further information contact:

Roger A. Hagan, rahagan@msn.com, (406) 459-0773, Legislative Liaison-MTNGA/EANGMT