

§ 10303. Navy Reserve Policy Board

A Navy Reserve Policy Board shall be convened at least once annually at the seat of government to consider, recommend, and report to the Secretary of the Navy on reserve policy matters. At least half of the members of the Board must be officers of the Navy Reserve.

(Added Pub. L. 103-337, div. A, title XVI, §1661(b)(1), Oct. 5, 1994, 108 Stat. 2981; amended Pub. L. 109-163, div. A, title V, §515(b)(1)(DD), (3)(H), Jan. 6, 2006, 119 Stat. 3233, 3234.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 5251(c) of this title, prior to repeal by Pub. L. 103-337, §1661(a)(3)(A).

AMENDMENTS

2006—Pub. L. 109-163, §515(b)(3)(H), substituted “Navy Reserve” for “Naval Reserve” in section catchline.

Pub. L. 109-163, §515(b)(1)(DD), substituted “Navy Reserve” for “Naval Reserve” in two places in text.

EFFECTIVE DATE

Section effective Dec. 1, 1994, except as otherwise provided, see section 1691 of Pub. L. 103-337, set out as a note under section 10001 of this title.

§ 10304. Marine Corps Reserve Policy Board

A Marine Corps Reserve Policy Board shall be convened at least once annually at the seat of government to consider, recommend, and report to the Secretary of the Navy on reserve policy matters. At least half of the members of the Board must be officers of the Marine Corps Reserve.

(Added Pub. L. 103-337, div. A, title XVI, §1661(b)(1), Oct. 5, 1994, 108 Stat. 2981.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 5252(c) of this title, prior to repeal by Pub. L. 103-337, §1661(a)(3)(A).

EFFECTIVE DATE

Section effective Dec. 1, 1994, except as otherwise provided, see section 1691 of Pub. L. 103-337, set out as a note under section 10001 of this title.

§ 10305. Air Force Reserve Forces Policy Committee

(a) There is in the Office of the Secretary of the Air Force an Air Reserve Forces Policy Committee on Air National Guard and Air Force Reserve Policy. The Committee shall review and comment upon major policy matters directly affecting the reserve components and the mobilization preparedness of the Air Force. The Committee's comments on such policy matters shall accompany the final report regarding any such matters submitted to the Secretary of the Air Force and the Chief of Staff.

(b) The committee consists of officers in the grade of colonel or above, as follows:

- (1) five members of the Regular Air Force on duty with the Air Staff;
- (2) five members of the Air National Guard of the United States not on active duty; and
- (3) five members of the Air Force Reserve not on active duty.

(c) The members of the Committee shall select the Chairman from among the members on the Committee not on active duty.

(d) A majority of the members of the Committee shall act whenever matters affecting both the Air National Guard of the United States and Air Force Reserve are being considered. However, when any matter solely affecting one of the Air Force Reserve components is being considered, it shall be acted upon only by the Subcommittee on Air National Guard Policy or the Subcommittee on Air Force Reserve Policy, as appropriate.

(e) The Subcommittee on Air National Guard Policy consists of the members of the Committee other than the Air Force Reserve members.

(f) The Subcommittee on Air Force Reserve Policy consists of the members of the Committee other than the Air National Guard members.

(g) Membership on the Air Staff Committee is determined by the Secretary of the Air Force and is for a minimum period of three years. Except in the case of members of the Committee from the Regular Air Force, the Secretary of the Air Force, when appointing new members, shall insure that among the officers of each component on the Committee there will at all times be two or more members with more than one year of continuous service on the Committee.

(h) There shall be not less than 10 officers of the Air National Guard of the United States and the Air Force Reserve on duty with the Air Staff, one-half of whom shall be from each of those components. These officers shall be considered as additional members of the Air Staff while on that duty.

(Aug. 10, 1956, ch. 1041, 70A Stat. 491, §8033; Pub. L. 85-861, §33(a)(17), Sept. 2, 1958, 72 Stat. 1565; Pub. L. 90-168, §2(21), Dec. 1, 1967, 81 Stat. 525; renumbered §8021 and amended Pub. L. 99-433, title V, §521(a)(6), Oct. 1, 1986, 100 Stat. 1059; renumbered §10305, Pub. L. 103-337, div. A, title XVI, §1661(b)(2)(B), Oct. 5, 1994, 108 Stat. 2981.)

HISTORICAL AND REVISION NOTES
1956 ACT

<i>Revised section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
8033(a)	10:38 (1st par., less last 37 words).	June 3, 1916, ch. 134, § 5 (less last par.); June 4, 1920, ch. 227, subch. I, § 5 (1st 7 pars.); Sept. 22, 1922, ch. 423, § 1.
8033(b)	10:38 (last 37 words of 1st par.).	July 2, 1926, ch. 721, § 5; May 21, 1928, ch. 647; added June 15, 1933, ch. 87, § 2 (less last par.), 48 Stat. 153; June 3, 1938, ch. 319; July 14, 1939, ch. 269; June 28, 1950, ch. 383, § 401(b), 64 Stat. 271.
8033(c)	10:38 (1st sentence, less proviso, of 2d par.).	
8033(d)	10:38 (proviso of 1st sentence of 2d par.).	
8033(e)	10:38 (2d sentence, and 3d sentence less proviso, of 2d par.).	
8033(f)	10:38 (proviso of 3d sentence, and last sentence, of 2d par.).	
8033(g)	5:626(f).	July 26, 1947, ch. 343, § 207(f), 61 Stat. 503.

In subsection (a), the words “the following subjects” are inserted for clarity.

In subsections (a) and (c), the words “of officers”, after the word “committee”, are inserted for clarity. The words “and of” are substituted for the words “to which shall be added”.

In subsection (e), the words “For the purpose specified herein” are omitted as surplusage. The words “on that duty” are substituted for the words “so serving”.

In subsection (g), the word “perform” is substituted for the words “be charged with”. All of 5:626(f) except the first proviso of the first sentence is omitted as executed. The words “Territories, Puerto Rico, the Canal Zone, and the District of Columbia” are inserted to conform to other sections of this title which, in de-

scribing the National Guard, also include these jurisdictions.

1958 ACT

The change is necessary to make subsection (d) coextensive with subsection (c), to which it was a proviso in the source law, the Act of June 3, 1916, chapter 134, section 5 (1st sentence of 2d par.) (formerly 10 U.S.C. 38 (1st sentence of 2d par.)).

AMENDMENTS

1994—Pub. L. 103-337 renumbered section 8021 of this title as this section.

1986—Pub. L. 99-433, § 521(a)(6)(C), renumbered section 8033 of this title as this section, and substituted “Air Force Reserve Forces Policy Committee” for “Reserve components of Air Force; policies and regulations for government of: functions of National Guard Bureau with respect to Air National Guard” in section catchline.

Subsec. (a). Pub. L. 99-433, § 521(a)(6)(A), substituted “Policy. The Committee” for “Policy which”, inserted “and the mobilization preparedness”, and substituted “Air Force. The” for “Air Force and the” and “Secretary of the Air Force and the Chief of Staff” for “Chief of Staff, and the Assistant Secretary responsible for reserve affairs”.

Subsec. (b)(2). Pub. L. 99-433, § 521(a)(6)(B), inserted “and” after the semicolon.

1967—Pub. L. 90-168 amended section generally, and among other changes, redesignated subsec. (e) as (h) and increased from seven to eight the number of subsecs. in the section and in such subsecs. (a)–(h) restated with certain changes the existing authority relating to the Staff Committee on Air Force Reserve Policy within the Office of the Secretary of the Air Force, reduced the membership of the Committee from 21 to 15, reduced the grade requirements so as to permit inclusion of colonels, and provided that the Committee review and comment on all major policies affecting Air Force Reserve matters and that the Committee comments accompany any final submission to the Chief of Staff and Assistant Secretary responsible for Reserve matters.

1958—Subsec. (d). Pub. L. 85-861 substituted “affecting the organization, distribution, training, appointment, assignment, promotion, or discharge of members of the Air Force Reserve and those of either” for “affecting the Air Force Reserve and either”.

EFFECTIVE DATE OF 1967 AMENDMENT

For effective date of amendment by Pub. L. 90-168, see section 7 of Pub. L. 90-168, set out as a note under section 138 of this title.

EFFECTIVE DATE OF 1958 AMENDMENT

Amendment by Pub. L. 85-861 effective Aug. 10, 1956, see section 33(g) of Pub. L. 85-861, set out as a note under section 101 of this title.

CHAPTER 1011—NATIONAL GUARD BUREAU

Sec.	
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AMENDMENTS

2017—Pub. L. 115-91, div. A, title III, § 333(b)(2), Dec. 12, 2017, 131 Stat. 1356, added item 10504 and struck out former item 10504 “Chief of National Guard Bureau: annual report”.

2011—Pub. L. 112-81, div. A, title V, § 511(d)(2), Dec. 31, 2011, 125 Stat. 1393, substituted “Vice Chief of the National Guard Bureau” for “Director of the Joint Staff of the National Guard Bureau” in item 10505.

2008—Pub. L. 110-181, div. A, title XVIII, §§ 1812(b)(2), 1813(c)(2), Jan. 28, 2008, 122 Stat. 497, 498, substituted “Functions of National Guard Bureau: charter” for “Functions of National Guard Bureau: charter from Secretaries of the Army and Air Force” in item 10503 and added item 10508.

2004—Pub. L. 108-375, div. A, title V, §§ 507(b)(2), 508(c)(2), Oct. 28, 2004, 118 Stat. 1876, 1877, inserted “; succession” after “grade” in item 10502 and substituted “Director of the Joint Staff” for “Vice Chief” in item 10505.

1996—Pub. L. 104-106, div. A, title XV, § 1501(b)(5), (7)(B), Feb. 10, 1996, 110 Stat. 496, inserted “Sec.” at top of column of section numbers and struck out item 10508 “Definition”.

1994—Pub. L. 103-337, div. A, title XVI, § 1661(c)(1)(B), Oct. 5, 1994, 108 Stat. 2982, added item 10507.

§ 10501. National Guard Bureau

(a) NATIONAL GUARD BUREAU.—There is in the Department of Defense the National Guard Bureau, which is a joint activity of the Department of Defense.

(b) PURPOSES.—The National Guard Bureau is the channel of communications on all matters pertaining to the National Guard, the Army National Guard of the United States, and the Air National Guard of the United States between (1) the Department of the Army and Department of the Air Force, and (2) the several States.

(Added Pub. L. 103-337, div. A, title IX, § 904(a), Oct. 5, 1994, 108 Stat. 2824; amended Pub. L. 110-181, div. A, title XVIII, § 1812(a), Jan. 28, 2008, 122 Stat. 497.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 3040(a) of this title, prior to repeal by Pub. L. 103-337, § 904(b)(1).

AMENDMENTS

2008—Subsec. (a). Pub. L. 110-181 substituted “joint activity of the Department of Defense” for “joint bureau of the Department of the Army and the Department of the Air Force”.

EFFECTIVE DATE

Pub. L. 103-337, div. A, title IX, § 904(d), Oct. 5, 1994, 108 Stat. 2827, as amended by Pub. L. 104-106, div. A, title XV, § 1504(a)(6), Feb. 10, 1996, 110 Stat. 513, provided that: “The provisions of chapter 1011 of title 10, United States Code, as added by subsection (a), shall become effective, and the repeal made by subsection (b) [repealing section 3040 of this title] and the amendment made by subsection (c) [amending section 108 of Title 32, National Guard] shall take effect, at the end of the 90-day period beginning on the date of the enactment of this Act [Oct. 5, 1994].”

§ 10502. Chief of the National Guard Bureau: appointment; adviser on National Guard matters; grade; succession

(a) APPOINTMENT.—There is a Chief of the National Guard Bureau, who is responsible for the organization and operations of the National Guard Bureau. The Chief of the National Guard Bureau is appointed by the President, by and with the advice and consent of the Senate. Such appointment shall be made from officers of the Army National Guard of the United States or