

tional Guard by the laws of the State concerned.

(e) EXCLUSION FROM END-STRENGTH COMPUTATION.—(1) Members of the National Guard on active duty or full-time National Guard duty for the purposes of administering (or during fiscal year 1993 otherwise implementing) this section shall not be counted toward the annual end strength authorized for reserves on active duty in support of the reserve components of the armed forces or toward the strengths authorized in sections 517 and 524 of title 10.

(2) The Secretary of Defense shall submit to the Committees on Armed Services of the Senate and House of Representatives an annual report specifying for the period covered by the report the number of members of the National Guard excluded under paragraph (1) from the computation of end strengths.

(f) DEFINITIONS.—For purposes of this section:

(1) The term "counter-drug activities" includes the use of National Guard personnel, while not in Federal service, in any law enforcement activities authorized by State and local law and requested by the Governor.

(2) The term "Governor of a State" means, in the case of the District of Columbia, the Commanding General of the National Guard of the District of Columbia.

(3) The term "State" means each of the several States, the District of Columbia, the Commonwealth of Puerto Rico, or a territory or possession of the United States.

(Added Pub. L. 101-180, div. A, title XII, § 1207(a)(1), Nov. 29, 1989, 103 Stat. 1564; amended Pub. L. 102-25, title VII, § 703, Apr. 6, 1991, 105 Stat. 118; Pub. L. 102-396, title IX, § 9099A, Oct. 6, 1992, 106 Stat. 1926.)

#### PRIOR PROVISIONS

Similar provisions were contained in Pub. L. 100-456, div. A, title XI, § 1105, Sept. 29, 1988, 102 Stat. 2047, which was set out as a note under section 374 of Title 10, Armed Forces, and was repealed by Pub. L. 101-189, div. A, title XII, § 1207(b), Nov. 29, 1989, 103 Stat. 1566.

#### AMENDMENTS

1992—Subsec. (e)(1). Pub. L. 102-396 inserted "(or during fiscal year 1993 otherwise implementing)" after "administering".

1991—Subsec. (c)(2). Pub. L. 102-25 substituted "in consultation with the Director of National Drug Control Policy" for "in consultation with—

"(A) the Attorney General of the United States in the case of a plan submitted for fiscal year 1990; and

"(B) the Director of National Drug Control Policy in the case of a plan submitted for subsequent fiscal years."

## CHAPTER 3—PERSONNEL

### 8314. Adjutants general

[See main edition for text of (a)]

(b) The President shall appoint the adjutant general of the District of Columbia and prescribe his grade and qualifications.

[See main edition for text of (c)]

(d) The adjutant general of each State and Territory, Puerto Rico, and the District of Co-

lumbia, and officers of the National Guard, shall make such returns and reports as the Secretary of the Army or the Secretary of the Air Force may prescribe, and shall make those returns and reports to the Secretary concerned or to any officer designated by him.

(As amended Nov. 5, 1990, Pub. L. 101-510, div. A, title XIII, § 1322(b), 104 Stat. 1672; Dec. 5, 1991, Pub. L. 102-190, div. A, title V, § 553, 105 Stat. 1371.)

#### AMENDMENTS

1991—Subsec. (b). Pub. L. 102-190 struck out "each Territory and" before "the District of Columbia" in first sentence, and struck out at end "To be eligible for appointment as adjutant general of a Territory, a person must be a citizen of that jurisdiction."

1990—Subsec. (d). Pub. L. 101-510 struck out at end "Each Secretary shall send with his annual report to Congress an abstract of the returns and reports of the adjutants general and such comments as he considers necessary for the information of Congress."

### 8316. Detail of members of Army National Guard for rifle instruction of civilians

#### SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 101, 715 of this title; title 10 sections 101, 701, 1054, 1089, 1332, 1333; title 28 section 2071; title 38 sections 101, 1965, 4304.

### 8324. Discharge of officers; termination of appointment

#### SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 10 sections 3855, 8855.

## CHAPTER 5—TRAINING

### 8501. Training generally

#### PILOT PROGRAM TO USE NATIONAL GUARD PERSONNEL IN MEDICALLY UNDERSERVED COMMUNITIES

Pub. L. 102-484, div. A, title III, § 376, Oct. 23, 1992, 106 Stat. 2385, provided that:

"(a) PILOT PROGRAM.—Under regulations prescribed by the Secretary of Defense, the Chief of the National Guard Bureau shall enter into an agreement with each of the Governors of one or more States to carry out a pilot program during fiscal years 1993 and 1994 to provide training and professional development opportunities for members of the National Guard through the provision of health care to residents of medically underserved communities in those States with the use of personnel and equipment of the National Guard.

"(b) FUNDING ASSISTANCE.—Under the agreement, the Chief of the National Guard Bureau shall provide funds for the pay, allowances, clothing, subsistence, travel, and related expenses of personnel of the National Guard participating in the pilot program and for medical supplies and equipment to be used to provide health care to medically underserved populations. Of the funds authorized to be appropriated for fiscal year 1993 for operation and maintenance under this title [see Tables for classification] for the Army National Guard, not more than \$5,000,000 may be used by the Chief of the National Guard Bureau to provide funding under the agreements.

"(c) MAINTENANCE OF EFFORT.—The Chief of the National Guard Bureau shall ensure that each agreement under subsection (a) provides that the provision of services under the pilot program will supplement and increase the level of services that would be provided with non-Federal funds in the absence of such serv-