

(1) ASSIGN THE NATIONAL GUARD TO DIVISIONS, BRIGADES, AND OTHER TACTICAL UNITS; AND

(2) DETAIL OFFICERS FROM THE NATIONAL GUARD OR THE UNITED STATES ARMY OR AIR FORCE TO COMMAND THOSE UNITS.

(B) LIMITATIONS.

A COMMANDING OFFICER OF A COMPLETE UNIT ORGANIZED IN THE STATE MAY NOT BE DISPLACED UNDER THIS SECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 65, § 40.

In subsection (a)(2) of this section, the reference to the "Air Force" is added to conform to federal law providing for command by officers of the United States Air Force. See General Revisor's Note to title.

Defined term: "National Guard" § 13-101

13-404. POWER OF NATIONAL GUARD TO RECEIVE PROPERTY AND REVENUES.

(A) DESIGNATION AS LAW ENFORCEMENT AGENCY.

EXCEPT AS OTHERWISE AUTHORIZED BY LAW, THE NATIONAL GUARD:

(1) IS DESIGNATED AS A LAW ENFORCEMENT AGENCY FOR THE SOLE PURPOSE OF RECEIVING PROPERTY AND REVENUES; AND

(2) MAY RECEIVE PROPERTY AND REVENUES UNDER 18 U.S.C. § 981(E)(2), 19 U.S.C. § 1616A(C)(1)(B)(II), AND 21 U.S.C. §§ 881(E)(1)(A) AND (E)(3) FROM THOSE FEDERAL UNITS THAT ARE SUPPORTED BY NATIONAL GUARD MEMBERS IN THE COUNTER DRUG PROGRAM.

(B) USAGE OF PROPERTY AND REVENUES RECEIVED.

(1) ANY PROPERTY OR REVENUES RECEIVED BY THE NATIONAL GUARD UNDER THIS SECTION SHALL BE USED TO SUPPLEMENT THE RESOURCES ALLOCATED TO THE COUNTER DRUG PROGRAM.

(2) THE USE OF THE PROPERTY AND REVENUES SHALL CONFORM TO THE GUIDELINES OF THE UNITED STATES DEPARTMENT OF JUSTICE, THE UNITED STATES DEPARTMENT OF DEFENSE, AND THE UNITED STATES DEPARTMENT OF THE TREASURY.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 65, § 8B.

In subsection (b)(2) of this section, the former reference "received by the National Guard" is deleted as surplusage.

Defined term: "National Guard" § 13-101