

TITLE 32—NATIONAL GUARD

This title was enacted by act Aug. 10, 1956, ch. 1041, § 2, 70A Stat. 596

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75	Rep. See T. 5 §§ 502, 3551, 5534, 6323(a), (b)
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81	Rep.
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174	T. 10 §§ 3541, 8541
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181a	T. 10 § 4312
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194(b)	109. Rep. in part.
194 (less (b))	109
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POSITIVE LAW; CITATION

This title has been made positive law by section 2 of act Aug. 10, 1956, ch. 1041, 70A Stat. 596, which provided in part that: "Title 32 of the United States Code, entitled 'National Guard', is revised, codified, and enacted into law, and may be cited as 'Title 32, United States Code, §—.'"

REPEALS

Section 53 of act Aug. 10, 1956, ch. 1041, 70A Stat. 641, repealed the sections or parts of sections of the Revised Statutes or Statutes at Large covering provisions codi-

fied in this act, "except with respect to rights and duties that matured, penalties that were incurred, and proceedings that were begun, before the effective date of this act [Aug. 10, 1956] and except as provided in section 49".

SAVINGS AND SEVERABILITY PROVISIONS

Section 49 of act Aug. 10, 1956, ch. 1041, 70A Stat. 640, provided that:

"(a) In sections 1-48 of this Act, it is the legislative purpose to restate, without substantive change, the law replaced by those sections on the effective date of this Act. However, laws effective after March 31, 1955, that are inconsistent with this Act shall be considered as superseding it to the extent of the inconsistency.

"(b) References that other laws, regulations, and orders make to the replaced law shall be considered to be made to the corresponding provisions of sections 1-48.

"(c) Actions taken and offenses committed under the replaced law shall be considered to have been taken or committed under the corresponding provisions of sections 1-48.

"(d) If a part of this Act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this Act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

"(e) In chapter 47 of title 10, United States Code, enacted by section 1 of this Act, no inference of a legislative construction is to be drawn from the part in which any article is placed nor from the catchlines of the part or the article as set out in that chapter.

"(f) The enactment of this Act does not increase or decrease the pay or allowances, including retired pay and retainer pay, of any person.

"(g) The enactment of this Act does not affect the status of persons who, on the effective date of this Act, have the status of warrant officer, of the Army Mine Planter Service."

RESTATEMENT OF SUSPENDED OR TEMPORARILY SUPERSEDED PROVISIONS

Section 50 of act Aug. 10, 1956, ch. 1041, 70A Stat. 640, provided that: "If on the effective date of this Act a provision of law that is restated in this Act and repealed by section 53 would have been in a suspended or temporarily superseded status but for its repeal, the provisions of this Act that restate that provision have the same suspended or temporarily superseded status."

IMPROVEMENT OF UNITED STATES CODE BY PUB. L. 85-861; LEGISLATIVE PURPOSE; REPEAL OF INCONSISTENT PROVISIONS; CORRESPONDING PROVISIONS; SAVINGS AND SEVERABILITY PROVISIONS; STATUS; REPEALS

Section 34 of Pub. L. 85-861 provided that:

"(a) In sections 1-32 of this Act, it is the legislative purpose to restate, without substantive change, the law replaced by those sections on the effective date of this Act. However, laws effective after December 31, 1957, that are inconsistent with this Act shall be considered as superseding it to the extent of the inconsistency.

"(b) References that other laws, regulations, and orders make to the replaced law shall be considered to be made to the corresponding provisions of sections 1-32.

"(c) Actions taken under the replaced law shall be considered to have been taken under the corresponding provisions of sections 1-32.

"(d) If a part of this Act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this Act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

"(e) The enactment of this Act does not increase or decrease the pay or allowances, including retired and retainer pay, of any person."

Section 35 of Pub. L. 85-861 provided that: "If on the effective date of this Act [Sept. 2, 1958] a provision of

law that is restated in this Act and repealed by section 36 would have been in a suspended or temporarily superseded status but for its repeal, the provisions of this Act that restate that provision have the same suspended or temporarily superseded status."

Section 36 of Pub. L. 85-861 repealed certain laws except with respect to rights and duties that matured, penalties that were incurred, and proceedings that were begun, before Sept. 2, 1958.

TITLE REFERRED TO IN OTHER SECTIONS

This title is referred to in title 10 section 14317.

CHAPTER 1—ORGANIZATION

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112.	Drug interdiction and counter-drug activities.

AMENDMENTS

1989—Pub. L. 101-189, div. A, title XII, §1207(a)(2), Nov. 29, 1989, 103 Stat. 1566, added item 112.

1971—Pub. L. 92-119, §1(b), Aug. 13, 1971, 85 Stat. 340, substituted "Availability" for "Apportionment" in item 107.

1958—Pub. L. 85-861, §2(4), Sept. 2, 1958, 72 Stat. 1543, added item 111.

CROSS REFERENCES

Army National Guard of United States and Air National Guard of United States—

Active Federal service, see section 12401 of Title 10, Armed Forces.

Component of Army and Air Force, see sections 10106 and 10112 of Title 10.

Composition, see sections 10105 and 10111 of Title 10.

Enlistment, see sections 12102 and 12107 of Title 10.

Inactive status of reserves assigned to inactive Army National Guard or inactive Air National Guard, see section 10141 of Title 10.

Officers, discharge, see sections 3820 and 8820 of Title 10.

Ready Reserve as including units and members of, see section 10145 of Title 10.

Reserve components, see section 10101 et seq. of Title 10.

Reserve Forces Policy Board membership to include two members each from, see section 10301 of Title 10.

Status when not in Federal service, see sections 10107 and 10113 of Title 10.

Strength, see section 12001 of Title 10.

Transfer of members from Ready Reserve to Standby Reserve, see section 10146 of Title 10.

Transfer of members to Army Reserve or Air Force Reserve, see sections 12105, 12213, and 12214 of Title 10.

Insurrection, see section 331 et seq. of Title 10.

Militia of District of Columbia, see D.C. Code, §39-101 et seq.

National Guard Bureau—

Assignment of regular or reserve officers of Army or Air Force, see section 10507 of Title 10, Armed Forces.

Chief, appointment, see section 10502 of Title 10.

Commissioned officers of Army National Guard of United States and Air National Guard of United States, duty in Bureau, see section 12402 of Title 10.