



CHIEF NATIONAL GUARD BUREAU INSTRUCTION

NGB-J5
DISTRIBUTION: A

CNGBI 5500.01
15 June 2017

NATIONAL GUARD INTERACTION WITH STATE DEFENSE FORCES

References: See Enclosure A.

1. Purpose. This instruction establishes policy and assigns responsibilities for the interaction between State Defense Forces (SDF), the National Guard Bureau (NGB), and the National Guard (NG) in accordance with (IAW) references a and b.

2. Cancellation. This instruction rescinds and replaces NG Regulation 10-4, 02 November 2011, "National Guard Interaction with State Defense Forces."

3. Applicability. This instruction applies to all NG elements.

4. Policy. It is NG policy that the NG may interact with SDFs to train and conduct exercises and maneuvers in support of domestic or civil support operations, as appropriate. The NG will consider the SDF as any other State entity with respect to preparation for and participation in domestic or civil support operations, and the related use of Federal equipment, with the exception of the specific restrictions in section 109 of reference a.

a. The NG will not spend Federal funds, to include pay and allowances, subsistence, transportation, medical care and treatment, or use of Federal equipment for activities with the primary purpose of training or otherwise for the support of SDFs IAW section 109 of reference a.

b. The NG may not extend to SDFs authorization to use facilities provided for members of the United States (U.S.) Armed Forces and their dependents (for example, military clothing stores, commissary facilities, and nonappropriated fund facilities).

c. No one may wear the uniform of the U.S. Armed Forces except members of the U.S. Armed Forces, IAW section 771 of reference b. The prohibition

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includes any distinctive part of the uniform or anything similar to a distinctive part of the uniform. However, States wishing to adopt a modified version of the Army service and utility uniforms for SDF use must change all insignia IAW paragraph 23-8 of reference c and register with the Chief of the National Guard Bureau (CNGB) through the Adjutant General (TAG) of that State or Territory, or the Commanding General of the District of Columbia (CG).

d. SDF members are not authorized to receive Federal awards or decorations except IAW references d and e.

e. A person may not become a member of an SDF if he or she is a member of a reserve component of the U.S. Armed Forces, per section 109(e) of reference a.

5. Definitions. See Glossary.

6. Responsibilities.

a. TAGS and CG. TAGs and the CG will:

(1) Ensure Federal funds and equipment are used IAW applicable laws and regulations and ensure that NG support provided to SDF complies with this instruction.

(2) Ensure that any sharing of Federal resources is IAW guidance from the CNGB, and the U.S. Property and Fiscal Officer (USPFO) in the State.

(3) Review for compliance with law and policy any proposal by their State, Territory, or the District of Columbia to adopt a modified version of the Army service and utility uniforms IAW paragraph 23-8 of reference c, and forward this information to the Director of NGB's Manpower and Personnel Directorate (NGB-J1).

b. NGB-J1. The Director of NGB-J1, in coordination with TAGs and CG, will maintain on behalf of the CNGB a registry of SDFs adopting a modified version of the Army service and utility uniforms, IAW paragraph 23-8 of reference c.

c. Domestic Operations and Force Development Directorate (NGB-J3/7). The Director of NGB-J3/7 may request TAGs and the CG to provide the NGB, through the NG Coordination Center, their respective SDF availability, capability, and capacity to support State civil authority requirements.

d. Logistics Directorate (NGB-J4). The Director of NGB-J4 will provide advice and guidance to USPFOs concerning NG requests to loan or donate Federal resources to SDFs or exchange Federal resources with SDFs in support

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of State civil authorities IAW applicable Department of Defense (DoD) and Service-specific policy, including references f, g, h, i, and j.


e. Strategy, Policy, Plans, and International Affairs Directorate (NGB-J5).

The Director of NGB-J5 will serve as the proponent for this instruction. The proponent is authorized to approve exceptions to this instruction, provided that any exception granted is consistent with law and DoD policy.

7. Summary of Changes. This is the initial publication of CNGBI 5500.01.

8. Releasability. This instruction is approved for public release; distribution is unlimited. Copies are obtained through <<http://www.ngbpdc.ngb.army.mil>>.

9. Effective Date. This instruction is effective upon signature and must be reissued, cancelled, or certified as current every five years.



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Enclosures:

A -- References

GL -- Glossary

ENCLOSURE A

REFERENCES

PART I. REQUIRED

- a. Title 32, United States Code, “National Guard”
- b. Title 10, U.S.C., “Armed Forces”
- c. Army Regulation 670-1, 10 April 2015, “Wear and Appearance of Army Uniforms and Insignia”
- d. AF Instruction 36-2803, 18 December 2013, “The Air Force Military Awards and Decorations Program”, as amended
- e. Army Regulation 600-8-22, 25 June 2015, “Military Awards”
- f. DoD Manual 4160.21, 22 October 2015, “Defense Material Disposition”
- g. DoD Instruction 5000.64, 19 May 2011, “Accountability and Management of DoD Equipment and Other Accountable Property”
- h. Army Regulation 700-131, 23 August 2004, “Loan, Lease, and Donation of Army Material”
- i. Army Regulation 735-5, 9 November 2016, “Property Accountability Policies”
- j. AF Instruction 23-111, 29 October 2013, “Management of Government Property in Possession of the Air Force”, as amended

PART II. RELATED

- k. Constitution of the United States, Articles I and IV
- l. Office of Management and Budget Circular A-123, 15 July 2016, “Management’s Responsibility for Enterprise Risk Management and Internal Control”
- m. DoD 7000.14-R, Department of Defense Financial Management Regulations (FMRS), November 2014, Volume 11A: “Reimbursable Operations Policy”
- n. DoD Directive 1100.20, 12 April 2004, “Support and Services for Eligible Organizations and Activities Outside the Department of Defense”

- o. DoD Directive 3025.18, 29 Dec 2010, “Defense Support of Civil Authorities”, as amended
- p. DoD Instruction 3025.22, 26 July 2013, “The Use of the National Guard for Defense Support of Civil Authorities”
- q. DoD Instruction 4000.19, 25 April 2013, “Support Agreements”
- r. DoD Directive 5105.77, 30 October 2015, “National Guard Bureau (NGB)”
- s. DoD Directive 5105.83, 05 January 2011, “National Guard Joint Force Headquarters – State (NG-JFHQs-State)”, as amended
- t. DoD Instruction 5010.40, 30 May 2013, “Managers’ Internal Control Program Procedures”
- u. Army Regulation 11-2, 04 January 2010, “Managers’ Internal Control Program”
- v. DoD Instruction 1334.01, 26 October 2005, “Wearing of the Uniform”
- w. AF Instruction 36-2903, 18 July 2011, “Dress and Personal Appearance of Air Force Personnel”, as amended
- x. AF Instruction 65-201, 9 February 2016, “Managers’ Internal Control Program Procedures”

GLOSSARY

PART I. ACRONYMS

CG	Commanding General of the District of Columbia National Guard
CNGB	Chief of the National Guard Bureau
DARNG	Director of the Army National Guard
DoD	Department of Defense
IAW	In accordance with
NG	National Guard
NGB	National Guard Bureau
NGB-J1	Manpower and Personnel Directorate
NGB-J4	Logistics Directorate
NGB-J3/7	Domestic Operations and Force Development Directorate
NGB-J5	Strategy, Policy, Plans, and International Affairs Directorate
SDF	State Defense Force
TAG	The Adjutants General
U.S.	United States
USPFO	United States Property and Fiscal Officer

PART II. DEFINITIONS

State -- For the purposes of this instruction, unless the context indicates otherwise, "State" means a State, the Commonwealth of Puerto Rico, the District of Columbia, or the Territories of Guam and the United States Virgin Islands.

State Defense Forces -- Military forces established under State law pursuant to reference a. They are recruited, organized, trained, equipped, and employed under State law and with State funds.