

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 192

S. P. 85

In Senate, January 15, 1963

Referred to Committee on Veterans and Military Affairs. Sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary

Presented by Senator Boardman of Washington.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-THREE

AN ACT Relating to the Organization of the Maine State Guard.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., c. 14, § 89, amended. Section 89 of chapter 14 of the Revised Statutes is amended to read as follows:

'Sec. 89. Authority and name. ~~Whenever any part of the National Guard of this State as in active federal service, the~~ The Governor is authorized to organize and maintain within this State ~~during such period in time of peace, war or other emergency,~~ under such regulations as the Secretary of the Army of the United States may prescribe for the organization, standard of training, instruction and discipline, such military forces ~~distinct from the National Guard and the organized militia~~ as the Governor, as Commander in Chief, may deem necessary to defend this State and protect its sovereignty. ~~Such forces shall be known as the Maine State Guard and they shall be uniformed at the expense of the State.~~

Such forces shall be composed of officers commissioned or assigned, and such able-bodied male citizens of the State and such other able-bodied men who have or shall have declared their intention to become citizens of the United States as shall volunteer therein, who shall be more than 17 years of age; ~~provided the~~ The restriction as to citizenship shall not apply to soldiers and sailors who have previously served honestly and faithfully in the United States Army, Air Force, Navy, Marine Corps, the organized militia or the National Guard; ~~and provided further, that youths.~~ Youths not less than 16 years of age may be enrolled if written consent thereto is given by parents or guardian ~~may be enrolled in the state guard or other authorized state military or naval units.~~

~~Such forces shall be replacements of and distinct from the National Guard and shall be known as the "Maine State Guard"~~

~~Such forces shall be uniformed and the expense thereof shall be paid by the state~~

A person may not become a member of the Maine State Guard if he is a member of the National Guard or other reserve component of the armed forces of the United States.'

Sec. 2. R. S., c. 14, § 99, repealed and replaced. Section 99 of chapter 14 of the Revised Statutes is repealed and the following enacted in place thereof:

'Sec. 99. Period of service. The term of service or enlistment of officers commissioned and men enlisted in such forces shall be that prescribed for officers and enlisted men of the National Guard.'

Sec. 3. Appropriations. There is appropriated from the Unappropriated Surplus of the General Fund to the Department of Adjutant General the sum of \$5,000 for the fiscal year ending June 30, 1964 and the sum of \$5,000 for the fiscal year ending June 30, 1965 to carry out the provisions of this act.

STATEMENT OF FACTS

This appropriation, if approved, would support the initial organization and maintenance of a Maine State Guard. At the present time provisions allow for the establishment of such an organization only where a portion of the Maine National Guard has been ordered or called into the active military service of the United States. Our State and Nation are in a critical time and the organization of a Maine State Guard is urgently needed. Funds requested would be used for necessary in and out of state travel of persons supervising and organizing the Maine State Guard. (\$1,000) It is estimated that \$4,000 each year would be required to provide the force with necessary items with which it would be performing its mission.