

HOUSE BILL 359

E4

3lr0111

By: **Chair, Health and Government Operations Committee (By Request – Departmental – Military)**

Introduced and read first time: January 25, 2013

Assigned to: Health and Government Operations

Committee Report: Favorable

House action: Adopted

Read second time: February 20, 2013

CHAPTER _____

1 AN ACT concerning

2 **Militia – Maryland Defense Force – Enlistment Period**

3 FOR the purpose of altering the enlistment period for the Maryland Defense Force to a
4 period determined by the commanding officer based on the specialty of the
5 recruit and the needs of the militia; and generally relating to the Maryland
6 Defense Force.

7 BY repealing and reenacting, with amendments,
8 Article – Public Safety
9 Section 13–504
10 Annotated Code of Maryland
11 (2011 Replacement Volume and 2012 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article – Public Safety**

15 13–504.

16 (a) An officer or warrant officer commissioned or appointed in the Maryland
17 Defense Force shall take the oath prescribed in § 13–509 of this subtitle.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (b) An individual who enlists in the Maryland Defense Force shall take an
2 oath substantially in the form required for enlisted personnel of the National Guard,
3 substituting "Maryland Defense Force" where necessary in the oath.

4 (c) (1) Except as provided in paragraph (2) of this subsection, the
5 enlistment period in the Maryland Defense Force is [2 years] **DETERMINED BY THE**
6 **COMMANDING OFFICER BASED ON THE SPECIALTY OF THE RECRUIT AND THE**
7 **NEEDS OF THE MILITIA** and may be renewed.

8 (2) In the case that a state of war exists between the United States
9 and any other nation, or that there is a federal or State declaration of emergency
10 presently in force in the State, all enlistments shall continue until 3 months after said
11 state of war or emergency ends, unless the enlisted individual is discharged sooner by
12 proper authority.

13 (d) The Governor may accept the resignation of an officer or grant a
14 discharge to an enlisted individual at any time.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 2013.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.