

**AMENDMENT TO H.R. 4310, AS REPORTED
OFFERED BY MS. BORDALLO OF GUAM**

1 At the end of subtitle D of title III, add the following
2 new section:

3 **SEC. 3__ . CODIFICATION OF NATIONAL GUARD STATE**
4 **PARTNERSHIP PROGRAM.**

5 (a) STATE PARTNERSHIP PROGRAM.—

6 (1) IN GENERAL.—Chapter 1 of title 32, United
7 States Code, is amended by adding at the end the
8 following new section:

9 **“§ 116. State Partnership Program**

10 “(a) AVAILABILITY OF APPROPRIATED FUNDS.—(1)
11 Funds appropriated to the Department of Defense, includ-
12 ing for the Air and Army National Guard, shall be avail-
13 able for the payment of costs to conduct activities under
14 the State Partnership Program, whether inside the United
15 States or outside the United States, for purposes as fol-
16 lows:

17 “(A) To support the objectives of the com-
18 mander of the combatant command for the theater
19 of operations in which such contacts and activities
20 are conducted.

1 “(B) To support the objectives of the United
2 States chief of mission of the partner nation with
3 which contacts and activities are conducted.

4 “(C) To build international partnerships and
5 defense and security capacity.

6 “(D) To strengthen cooperation between the de-
7 partments and agencies of the United States Gov-
8 ernment and agencies of foreign governments to sup-
9 port building of defense and security capacity.

10 “(E) To facilitate intergovernmental collabora-
11 tion between the United States Government and for-
12 eign governments in the areas of defense and secu-
13 rity.

14 “(F) To facilitate and enhance the exchange of
15 information between the United States Government
16 and foreign governments on matters relating to de-
17 fense and security.

18 “(2) Costs under paragraph (1) may include costs as
19 follows:

20 “(A) Costs of pay and allowances of members
21 of the National Guard.

22 “(B) Travel and necessary expenses of United
23 States personnel outside of the Department of De-
24 fense in the State Partnership Program.

1 “(C) Travel and necessary expenses of foreign
2 participants directly supporting activities under the
3 State Partnership Program.

4 “(b) LIMITATIONS.—(1) Funds shall not be available
5 under subsection (a) for activities described in that sub-
6 section that are conducted in a foreign country unless
7 jointly approved by the commander of the combatant com-
8 mand concerned and the chief of mission concerned.

9 “(2) Funds shall not be available under subsection
10 (a) for the participation of a member of the National
11 Guard in activities described in that subsection in a for-
12 eign country unless the member is on active duty in the
13 armed forces at the time of such participation.

14 “(3) Funds shall not be available under subsection
15 (a) for interagency activities involving United States civil-
16 ian personnel or foreign civilian personnel unless the par-
17 ticipation of such personnel in such activities—

18 “(A) contributes to responsible management of
19 defense resources;

20 “(B) fosters greater respect for and under-
21 standing of the principle of civilian control of the
22 military;

23 “(C) contributes to cooperation between United
24 States military and civilian governmental agencies

1 and foreign military and civilian government agen-
2 cies; or

3 “(D) improves international partnerships and
4 capacity on matters relating to defense and security.

5 “(c) REIMBURSEMENT.—In the event of the partici-
6 pation of United States Government participants (other
7 than personnel of the Department of Defense) in activities
8 for which payment is made under subsection (a), the head
9 of the department or agency concerned shall reimburse the
10 Secretary of Defense for the costs associated with the par-
11 ticipation of such personnel in such contacts and activities.
12 Amounts reimbursed the Department of Defense under
13 this subsection shall be deposited in the appropriation or
14 account from which amounts for the payment concerned
15 were derived. Any amounts so deposited shall be merged
16 with amounts in such appropriation or account, and shall
17 be available for the same purposes, and subject to the
18 same conditions and limitations, as amounts in such ap-
19 propriation or account.

20 “(d) DEFINITIONS.—In this section:

21 “(1) The term ‘State Partnership Program’
22 means a program that establishes a defense and se-
23 curity relationship between the National Guard of a
24 State or territory and the military and security
25 forces, and related disaster management, emergency

1 response, and security ministries, of a foreign coun-
2 try.

3 “(2) The term ‘activities’, for purposes of the
4 State Partnership Program, means any military-to-
5 military activities or interagency activities for a pur-
6 pose set forth in subsection (a)(1).

7 “(3) The term ‘interagency activities’ means the
8 following:

9 “(A) Contacts between members of the Na-
10 tional Guard and foreign civilian personnel out-
11 side the ministry of defense of the foreign coun-
12 try concerned on matters within the core com-
13 petencies of the National Guard.

14 “(B) Contacts between United States civil-
15 ian personnel and members of the Armed
16 Forces of a foreign country on matters within
17 such core competencies.

18 “(4) The term ‘matter within the core com-
19 petencies of the National Guard’ means matters with
20 respect to the following:

21 “(A) Disaster response and mitigation.

22 “(B) Defense support to civil authorities.

23 “(C) Consequence management and instal-
24 lation protection.

1 “(D) Response to a chemical, biological,
2 radiological, nuclear, or explosives (CBRNE)
3 event.

4 “(E) Border and port security and co-
5 operation with civilian law enforcement.

6 “(F) Search and rescue.

7 “(G) Medicine.

8 “(H) Counterdrug and counternarcotics
9 activities.

10 “(I) Public affairs.

11 “(J) Employer support and family support
12 for reserve forces.

13 “(5) The term ‘United States civilian personnel’
14 means the following:

15 “(A) Personnel of the United States Gov-
16 ernment (including personnel of departments
17 and agencies of the United States Government
18 other than the Department of Defense) and
19 personnel of State and local governments of the
20 United States.

21 “(B) Members and employees of the legis-
22 lative branch of the United States Government.

23 “(C) Non-governmental individuals.

24 “(6) The term ‘foreign civilian personnel’
25 means the following:

1 “(A) Civilian personnel of a foreign gov-
2 ernment at any level (including personnel of
3 ministries other than ministries of defense).

4 “(B) Non-governmental individuals of a
5 foreign country.”.

6 (2) CLERICAL AMENDMENT.—The table of sec-
7 tions at the beginning of chapter 1 of such title is
8 amended by adding at the end the following new
9 item:

“116. State Partnership Program.”.

10 (b) REPEAL OF SUPERSEDED AUTHORITY.—Section
11 1210 of the National Defense Authorization Act for Fiscal
12 Year 2010 (Public Law 111–84; 123 Stat. 2517; 32
13 U.S.C. 107 note) is repealed.

