

Aspect	State Active Duty (SAD)	Title 32	Title 10
Control	Governor & State Adjutant General	Governor & State Adjutant General (with federal authorization/funding)	President → SecDef → Service Secretaries (Governor loses control)
Funding	Paid by state funds (may seek FEMA reimbursement if tied to disaster declaration)	Paid by federal funds (but under state control); USPFO monitors use	Paid by federal funds ; subject to DoD fiscal rules
Posse Comitatus (PCA)	Not applicable – Guardsmen may perform law enforcement if authorized by state law	Not applicable – still state control, so Guardsmen may support law enforcement	Applies – Guardsmen are U.S. troops; no LE powers unless exception (e.g., Insurrection Act)
Typical Uses	Local/state missions: firefighting, floods, riots	Federally funded domestic missions: disaster relief, border security, pandemic response	Federal missions: overseas deployments, homeland defense, large-scale DSCA
Benefits & Status	State rules apply; may lack federal benefits (retirement points, Tricare, etc.)	Federal pay, benefits, retirement points; identical to active duty	Full federal pay, benefits, retirement points
Oversight	State legislature & governor	NGB oversight via USPFO for proper use of federal \$\$	DoD oversight; governed by Title 10 U.S.C.
Law Enforcement Role	Permitted under state law	Permitted under state law	Restricted by PCA

STATE ACTIVE DUTY

Year / Event	Nature of Mission	Details / Sources
2024 Wildland Fire Support	Fire suppression / emergency response	Under Governor Tina Kotek’s emergency declaration (Executive Order 24-13), the Oregon Department of Forestry requested Guard support. Guard Soldiers and Airmen were placed in state active duty to assist with fire suppression (e.g., hand crews, medevac, water buckets).
2020 Portland Protests (George Floyd / civil unrest)	Crowd support / civil disturbance	Gov. Kate Brown activated the Oregon National Guard to assist with the George Floyd protests in Portland. For example, she “called in 50 Oregon National Guard members ... to provide a support function only.” Another deployment related to the 2020 Election: “50 Oregon Guard Troops Briefly Deployed Amid Post-Election Rioting ... placed on state active-duty status ... after Gov. Kate Brown issued an executive order ... to support unified command with Oregon State Police.”

Oregon Constitution, Article V, Section 9: »The Governor shall be Commander in Chief of the military • forces of this State;

ORS 396.125 – Governor as Commander in Chief of Oregon National Guard.

ORS 399.065 – Governor may order the Guard to active state duty “in case of invasion, disaster, insurrection, riot, breach of the peace, or imminent danger thereof” and “for organization, maintenance, discipline or training of the organized militia or for ceremonial functions.”

ORS 401.165 (Emergency Management) – Governor may declare a state of emergency and mobilize Guard assets as part of the Oregon Emergency Response System.

TITLE 32 DUTY

Year / Event	Nature of Mission	Details / Sources
2020–2022 COVID-19 Response	Pandemic emergency operations	Up to 1,250 ORNG Soldiers and Airmen activated under Title 32 §502(f); supported hospitals, vaccination clinics, and testing sites across Oregon.
Ongoing (since 2000s) – WMD Civil Support Team (102nd CST)	CBRN/WMD incident support	Oregon’s 102nd CST operates full-time under Title 32; assists with hazmat events and regularly supports the World Athletics Championships in Eugene.
Since 1990s – Counterdrug Program	Support to law enforcement	Oregon Guard personnel perform counterdrug analysis, aviation, and financial support missions under Title 32 §112; embedded in state/federal task forces.
2001–2002 Operation Noble Eagle (post-9/11)	Homeland security / airport protection	National Guard nationwide used Title 32 for airport security; Oregon ANG documented at PDX providing immediate surge defense.
Wildfire Pre-Season Training	Disaster readiness / training	Federal Title 32 funds used to train and certify ORNG troops ahead of fire season; ensured readiness for later State Active Duty firefighting missions.

32 U.S.C. § 502(a) - Weekend drills, annual training periods

32 U.S.C. § 502(f) - “workhorse” authority for almost all Guard Title 32 activations (disasters, civil support, CST, COVID, etc.).

32 U.S.C. § 901–908 – National Guard in Homeland Defense Activities (SoW approval, radar/air defense support, etc.)

32 U.S.C. § 112 – Counterdrug Support

TITLE 10 DUTY

Year / Event	Nature of Mission	Details / Sources
Operation Noble Eagle (Post-9/11, 2001–2002)	Homeland defense / air sovereignty	Oregon Air National Guard's 142d Fighter Wing conducted 24/7 air defense alert missions in Title 10 status, flying combat air patrols to protect U.S. airspace.
Operation Spartan Shield / Freedom's Sentinel (2015–present)	Ongoing Middle East support	Rotations of Oregon Army and Air Guard units mobilized under Title 10 to Kuwait, Iraq, and Afghanistan for security cooperation, base defense, and sustainment.
Operation Allies Welcome (2021)	Afghan refugee resettlement support	Oregon Guard personnel mobilized under Title 10 to assist with reception and resettlement of Afghan evacuees at U.S. bases.
Ukraine Support (2022–present)	NATO reassurance / deterrence	Oregon Guard units (including 41st IBCT elements) mobilized under Title 10 to train and support allied forces in Europe during the Ukraine crisis.

Authority (10 U.S.C.)	Governor's Consent Required?	Typical Use
§ 12301(a) – Full Mobilization Declared war or national emergency (Congress/President)	✗ No	WWII, Korean War
§ 12302 – Partial Mobilization Presidential declaration of national emergency	✗ No	Desert Storm, OIF/OEF
§ 12304 – Presidential Reserve Call-up (PRC) President, no national emergency required	✗ No	Kosovo, Haiti
§ 12304a – Disaster / Domestic Response Federal mobilization upon governor's request	✓ Yes	Natural disasters, <u>Stafford Act incidents</u>
§ 12304b – Preplanned Operational Support Service Sec. with presidential notification	✗ No	Overseas rotational deployments
§ 251–255 (Insurrection Act) President federalizes Guard to restore law & order	✗ No	Civil Rights Integration, LA Riots
§ 12406 – Guard in Federal Service suppress rebellion, enforce laws	✗ No	Domestic emergencies, Repel invasion, rebellion