



## NATIONAL GUARD BUREAU

1636 DEFENSE PENTAGON  
WASHINGTON DC 20301-1636

CNGB DTM 1403.03

NGB-J1-P

18 October 2024

### MEMORANDUM FOR THE ADJUTANTS GENERAL AND THE COMMANDING GENERAL OF THE DISTRICT OF COLUMBIA

Subject: Assigning General Officers under the National Guard Military Technician (Dual Status) Compatibility Program

References: See Attachment A.

1. Purpose. This Chief of the National Guard Bureau (CNGB) Directive-Type Memorandum (DTM) establishes interim guidance for the authority to employ an Army general officer in a Military Technician (Dual Status) position under the National Guard Military Technician (Dual Status) Compatibility Program, in accordance with reference a.

2. Cancellation. None.

3. Applicability. This instruction applies to the National Guard of the States, Territories, and the District of Columbia, hereinafter referred to collectively as "States." The term "Military Technician (Dual Status)" in this CNGB DTM is defined in accordance with reference a.

4. Policy. It is National Guard policy to limit the assignment of general officers to Military Technician (Dual Status) positions under reference a.

a. Notwithstanding National Guard Bureau policy in reference a, paragraph 4.d., for assignment of general officers to Military Technician (Dual Status) positions, in select States:

(1) The Adjutant General (TAG) has the authority to employ a general officer in a Military Technician (Dual Status) position when the general officer is assigned as either a Full-time Division Commander or as a Full-time Assistant Division Commander of a tactical combat unit (Army National Guard Division).

(2) Only one Military Technician (Dual Status) general officer may be assigned per Division at any given time, to the position of Division Commander or Assistant Division Commander.

(3) Assigning general officer Military Technician (Dual Status) to an Assistant Division Commander position is limited to two years. TAGs may request an exception to policy in writing to extend an Assistant Division Commander beyond two years.

(4) The general officer assigned must have received Federal recognition.

b. A general officer assigned to a Division Commander or to an Assistant Division Commander position may not exceed the General Schedule grade of the position description to which they are assigned.

c. When processing appointments to these positions:

(1) TAG may consider setting pay under reference b for new appointees before the employee enters on duty.

(2) Unless extended in accordance with this CNGB DTM, a general officer appointed as a Military Technician (Dual Status) in an Assistant Division Commander position with a not-to-exceed date must be given a 30-calendar day termination notice a minimum of 30-calendar days prior to their not-to-exceed date.

(3) Current onboard Military Technician (Dual Status) general officers assigned to these positions are not entitled to grade and pay retention under provisions of reference c upon a subsequent Military Technician (Dual Status) reassignment.

(4) Following the Military Technician (Dual Status) assignment, the State must reassign the general officer to a military-compatible position in accordance with reference d, reference e, and reference f.

(5) If the general officer cannot be assigned to a military-compatible position following the assignment as Assistant Division Commander, the Military Technician (Dual Status) officer will promptly be separated from Military Technician (Dual Status) employment under paragraph (f)(1)(A) of reference f.

d. Military grade inversion within the Military Technician (Dual Status) workforce is prohibited.

## 5. Responsibilities.

a. TAGs. TAGs should:

(1) Submit exception to policy requests in writing to NGB Manpower and Personnel Directorate at least 120 days prior to the not-to-exceed date.

(2) Ensure general officers assigned to Military Technician (Dual Status) positions are notified at least 30 days before their not-to-exceed date of their termination from the position.

b. Director of NGB Manpower and Personnel. The Director of NGB Manpower and Personnel will ensure exception to policy requests are processed in a timely manner.

6. Procedures. An exception to policy request may be submitted electronically to <ng.ncr.ngb-arng.mbx.ngb-tns-inbox@army.mil>. Requests for extension beyond two

years must receive approval from the National Guard Bureau Director of Manpower and Personnel.

7. Information Collection Requirements. None.

8. Definitions. None.

9. Releasability. This CNGB DTM is approved for public release; distribution is unlimited. It is available at <<https://www.ngbpmc.ng.mil/>>.

10. Records Management. This CNGB DTM and all records created as a result, regardless of media and format, must be managed in accordance with the National Guard Bureau Records Management Program.

11. Compliance. Per the CNGB 5000.01 Issuance Series, the proponent will review this CNGB DTM annually on the anniversary of its effective date to either confirm the action has been completed, incorporate the directive into an CNGB Issuance, or to update and extend the CNGB DTM's continued applicability, currency, and consistency with Federal, Department of Defense, and National Guard Bureau policy.



STEVEN S. NORDHAUS  
General, USAF  
Chief, National Guard Bureau

Attachment:  
As stated

ATTACHMENT A

REFERENCES

PART I. REQUIRED

- a. Chief of the National Guard Bureau Instruction 1400.25, Vol. 303A, 12 July 2023, “National Guard Military Technician (Dual Status) Compatibility Program”
- b. 5 Code of Federal Regulations, Section 531.212, 11 June 2024, “Superior Qualifications and Special Needs Pay-setting Authority”
- c. Title 5 United States Code (U.S.C.) Part III, Subpart D, Chapter 53, Subchapter VI: “Grade and Pay Retention”
- d. Department of Defense Instruction 1205.18, 05 June 2020, “Full-Time Support (FTS) to the Reserve Components”
- e. 10 U.S.C. § 10216, “Military Technicians (Dual Status)”
- f. 32 U.S.C. § 709, “Technicians: Employment, Use, Status”
- g. Chief of the National Guard Bureau Instruction 1400.25, Vol. 511, 29 June 2020, “National Guard Technician and Civilian Personnel Classification and Position Management Program”

PART II. RELATED

- h. 10 U.S.C. § 10503, “Functions of National Guard Bureau: Charter”
- i. Department of Defense Directive 5105.77, 30 October 2015, “National Guard Bureau (NGB),” Incorporating Change 1, 10 October 2017