

2008—Pub. L. 110-417, §331(b)(1), amended section catchline generally. Prior to amendment, catchline read as follows: “Annual report”.

Subsec. (a). Pub. L. 110-417, §2832, in heading substituted “Annual Report Related to Installations Energy Management” for “Report Required”, in par. (1) inserted “, the Energy Independence and Security Act of 2007 (Public Law 110-140),” after “(Public Law 109-58)”, and added par. (6).

Subsec. (b). Pub. L. 110-417, §331(a), added subsec. (b) and struck out former subsec. (b) which related to requirements for the initial report to be submitted by the Secretary of Defense.

CHANGE OF NAME

“Assistant Secretary of Defense for Operational Energy Plans and Programs” substituted for “Director of Operational Energy Plans and Programs” in subsec. (b)(1) and “Assistant Secretary” substituted for “Director” in two places in subsec. (b)(2)(G) on authority of section 901(a) of Pub. L. 111-383, set out as a note under section 131 of this title.

Subtitle B—Army

PART I—ORGANIZATION

Table with 2 columns: Chap. and Sec.
301. Definitions 3001
303. Department of the Army 3011
305. The Army Staff 3031
307. The Army 3061

PART II—PERSONNEL

Table with 2 columns: Chap. and Sec.
331. Strength 3201
333. Enlistments 3251
335. Appointments in the Regular Army [337. Repealed.] 3281
339. Temporary Appointments 3441
341. Active Duty 3491
343. Special Appointments, Assignments, Details, and Duties 3531
345. Rank and Command 3571
[347. Repealed.]
349. Miscellaneous Prohibitions and Penalties 3631
[351. Repealed.]
353. Miscellaneous Rights and Benefits 3681
355. Hospitalization 3721
357. Decorations and Awards 3741
[359. Repealed.]
[360. Repealed.]
[361. Repealed.]
[363. Repealed.]
[365. Repealed.]
367. Retirement for Length of Service ... 3911
369. Retired Grade 3961
371. Computation of Retired Pay 3991
373. Civilian Employees 4021
375. Miscellaneous Investigation Requirements and Other Duties 4061

PART III—TRAINING

Table with 2 columns: Chap. and Sec.
401. Training Generally 4301
403. United States Military Academy 4331
[405. Repealed.]
407. Schools and Camps 4411

PART IV—SERVICE, SUPPLY, AND PROCUREMENT

Table with 2 columns: Chap. and Sec.
[431. Repealed.]
433. Procurement 4531
434. Armaments Industrial Base 4551

Table with 2 columns: Chap. and Sec.
435. Issue of Serviceable Material to Armed Forces 4561
437. Utilities and Services 4591
439. Sale of Serviceable Material 4621
441. Issue of Serviceable Material Other Than to Armed Forces 4651
443. Disposal of Obsolete or Surplus Material 4681
445. Disposition of Effects of Deceased Persons; Captured Flags 4712
446. Army National Military Cemeteries 4721
447. Transportation 4741
449. Real Property 4771
451. Military Claims 4801
453. Accountability and Responsibility 4831

AMENDMENTS

2011—Pub. L. 112-81, div. A, title V, §591(a)(2), Dec. 31, 2011, 125 Stat. 1441, added item for chapter 446.

2003—Pub. L. 108-136, div. A, title V, §576(a)(2), Nov. 24, 2003, 117 Stat. 1487, added item for chapter 375.

2000—Pub. L. 106-398, §1 [[div. A], title III, §344(a)(2)], Oct. 30, 2000, 114 Stat. 1654, 1654A-71, added item for chapter 434.

1999—Pub. L. 106-65, div. A, title VII, §721(c)(7), Oct. 5, 1999, 113 Stat. 695, substituted “Disposition” for “Inquests; Disposition” and “4712” for “4711” in item for chapter 445.

1994—Pub. L. 103-337, div. A, title XVI, §1672(a), Oct. 5, 1994, 108 Stat. 3015, struck out items for chapters 337 “Appointments as Reserve Officers”, 361 “Separation for Various Reasons”, and 363 “Separation or Transfer to Retired Reserve”.

1993—Pub. L. 103-160, div. A, title VIII, §828(b)(2), Nov. 30, 1993, 107 Stat. 1714, struck out item for chapter 431 “Industrial Mobilization, Research, and Development”.

1987—Pub. L. 100-26, §7(j)(10)(A), Apr. 21, 1987, 101 Stat. 283, substituted “3011” for “3010” as section number in item for chapter 303.

1980—Pub. L. 96-513, title V, §§502(1), 512(1), Dec. 12, 1980, 94 Stat. 2909, 2929, substituted “3010” for “3011” as section number in item for chapter 303, and struck out item for chapter 359 “Separation from Regular Army for Substandard Performance of Duty”, item for chapter 360 “Separation from Regular Army for Moral or Professional Dereliction or in Interests of National Security”, and item for chapter 365 “Retirement for Age”.

1968—Pub. L. 90-377, §3, July 5, 1968, 82 Stat. 288, struck out item for chapter 351 “United States Disciplinary Barracks”.

Pub. L. 90-235, §8(5), Jan. 2, 1968, 81 Stat. 764, struck out item for chapter 347 “The Uniform”.

1964—Pub. L. 88-647, title III, §301(11), Oct. 13, 1964, 78 Stat. 1072, struck out item for chapter 405 “Reserve Officers’ Training Corps”.

1960—Pub. L. 86-616, §§2(b), 3(b), July 12, 1960, 74 Stat. 388, 390, substituted “Substandard Performance of Duty” for “Failure to Meet Standards” in item for of chapter 359 and added item for chapter 360.

1958—Pub. L. 85-861, §1(95), Sept. 2, 1958, 72 Stat. 1487, substituted “3841” for “[No present sections]” in item for chapter 363.

PART I—ORGANIZATION

Table with 2 columns: Chap. and Sec.
301. Definitions 3001
303. Department of the Army 3011
305. The Army Staff 3031
307. The Army 3061

AMENDMENTS

1987—Pub. L. 100-26, §7(j)(10)(A), Apr. 21, 1987, 101 Stat. 283, substituted “3011” for “3010” as section number in item for chapter 303.

1980—Pub. L. 96-513, title V, §512(1), Dec. 12, 1980, 94 Stat. 2929, substituted “3010” for “3011” as section number in item for chapter 303.

CHAPTER 301—DEFINITIONS

Sec.
3001. Definitions.

§ 3001. Definitions

In this title, the term “Army” means the Army or Armies referred to in the Constitution of the United States, less that part established by law as the Air Force.

(Aug. 10, 1956, ch. 1041, 70A Stat. 157; Pub. L. 100–26, §7(k)(8), Apr. 21, 1987, 101 Stat. 284.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
3001	5:181–3(a), 10:1a(a).	June 28, 1950, ch. 383, §2(a), 64 Stat. 263.

The words “Army of the United States” and “are synonymous and” are omitted as surplusage, since the term “Army” is used throughout the revised title. 5:181–3(a) (last sentence) and 10:1a(a) (last sentence) are omitted as surplusage.

AMENDMENTS

1987—Pub. L. 100–26 inserted “the term” after “In this title.”.

CHAPTER 303—DEPARTMENT OF THE ARMY

Sec.
3011. Organization.
3012. Department of the Army: seal.
3013. Secretary of the Army.
3014. Office of the Secretary of the Army.
3015. Under Secretary of the Army.
3016. Assistant Secretaries of the Army.
3017. Secretary of the Army: successors to duties.
3018. Administrative Assistant.
3019. General Counsel.
3020. Inspector General.
3021. Army Reserve Forces Policy Committee.
3022. Financial management.
3023. Chief of Legislative Liaison.
3024. Director of Small Business Programs.

AMENDMENTS

2006—Pub. L. 109–163, div. A, title IX, §904(c)(2), Jan. 6, 2006, 119 Stat. 3401, added item 3024.
2002—Pub. L. 107–314, div. A, title V, §504(c)(1)(B), Dec. 2, 2002, 116 Stat. 2532, added item 3023.
1988—Pub. L. 100–456, div. A, title VII, §702(a)(3), Sept. 29, 1988, 102 Stat. 1994, added item 3022.
1986—Pub. L. 99–433, title V, §501(b), Oct. 1, 1986, 100 Stat. 1039, amended analysis generally, substituting items 3011 to 3021 for former items 3010 to 3019.
1967—Pub. L. 90–168, §2(17), Dec. 1, 1967, 81 Stat. 524, added item 3019.
1964—Pub. L. 88–426, title III, §§305(40)(B), 306(j)(2), Aug. 14, 1964, 78 Stat. 427, 431, struck out “; compensation” from item 3012, and struck out item 3018 “Compensation of General Counsel”.
1962—Pub. L. 87–651, title II, §210(b), Sept. 7, 1962, 76 Stat. 524, added item 3010.
1958—Pub. L. 85–861, §1(59)(B), Sept. 2, 1958, 72 Stat. 1462, added item 3018.

[§ 3010. Renumbered § 3011]

§ 3011. Organization

The Department of the Army is separately organized under the Secretary of the Army. It operates under the authority, direction, and control of the Secretary of Defense.

(Added Pub. L. 87–651, title II, §210(a), Sept. 7, 1962, 76 Stat. 524, §3010; renumbered §3011, Pub.

L. 99–433, title V, §501(a)(2), Oct. 1, 1986, 100 Stat. 1034.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
3010	5:171a(c)(7) (1st sentence, as applicable to Department of Army).	July 26, 1947, ch. 343, §202(c)(7) (1st sentence, as applicable, to Department of Army); added Aug. 6, 1958, Pub. L. 85–599, §3(a) (1st sentence of 8th par., as applicable to Department of Army), 72 Stat. 516.

The word “operates” is substituted for the words “shall function”.

PRIOR PROVISIONS

A prior section 3011 was renumbered section 3012 of this title.

§ 3012. Department of the Army: seal

The Secretary of the Army shall have a seal for the Department of the Army. The design of the seal must be approved by the President. Judicial notice shall be taken of the seal.

(Aug. 10, 1956, ch. 1041, 70A Stat. 157, §3011; renumbered §3012, Pub. L. 99–433, title V, §501(a)(2), Oct. 1, 1986, 100 Stat. 1034.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
3011	5:181–1(d).	July 26, 1947, ch. 343, §205(d), 61 Stat. 501.

The words “of office” are omitted as surplusage.

PRIOR PROVISIONS

A prior section 3012 was renumbered section 3013 of this title and subsequently repealed.

§ 3013. Secretary of the Army

(a)(1) There is a Secretary of the Army, appointed from civilian life by the President, by and with the advice and consent of the Senate. The Secretary is the head of the Department of the Army.

(2) A person may not be appointed as Secretary of the Army within five years after relief from active duty as a commissioned officer of a regular component of an armed force.

(b) Subject to the authority, direction, and control of the Secretary of Defense and subject to the provisions of chapter 6 of this title, the Secretary of the Army is responsible for, and has the authority necessary to conduct, all affairs of the Department of the Army, including the following functions:

- (1) Recruiting.
- (2) Organizing.
- (3) Supplying.
- (4) Equipping (including research and development).
- (5) Training.
- (6) Servicing.
- (7) Mobilizing.
- (8) Demobilizing.
- (9) Administering (including the morale and welfare of personnel).
- (10) Maintaining.
- (11) The construction, outfitting, and repair of military equipment.