

**CHAPTER 941—ISSUE OF SERVICEABLE MATERIAL OTHER THAN TO ARMED FORCES**

- Sec.  
9651. Arms, tentage, and equipment: educational institutions not maintaining units of A.F.R.O.T.C.
- 9652. Rifles and ammunition for target practice: educational institutions having corps of cadets.
- 9653. Ordnance and ordnance stores: District of Columbia high schools.
- 9654. Supplies: military instruction camps.
- 9655. Arms and ammunition: agencies and departments of United States.
- 9656. Aircraft and equipment: civilian aviation schools.

AMENDMENTS

2009—Pub. L. 111–84, div. A, title X, §1073(a)(32), Oct. 28, 2009, 123 Stat. 2474, transferred item 9515 “Charter air transportation services: minimum annual purchase amount for carriers participating in Civil Reserve Air Fleet” to chapter 931 of this title.

2008—Pub. L. 110–417, [div. A], title X, §1033(b), Oct. 14, 2008, 122 Stat. 4593, added item 9515 at end.

**§ 9651. Arms, tentage, and equipment: educational institutions not maintaining units of A.F.R.O.T.C.**

Under such conditions as he may prescribe, the Secretary of the Air Force may issue arms, tentage, and equipment that he considers necessary for proper military training, to any educational institution at which no unit of the Air Force Reserve Officers’ Training Corps is maintained, but which has a course in military training prescribed by the Secretary and which has at least 100 physically fit students over 14 years of age.

(Aug. 10, 1956, ch. 1041, 70A Stat. 581; Pub. L. 99–145, title XIII, §1301(d)(3), Nov. 8, 1985, 99 Stat. 736.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
9651 .....	10:1180.	June 3, 1916, ch. 134, §55c (words before semicolon); added June 4, 1920, ch. 227, subch. I, §35 (words of last par. before semicolon), 41 Stat. 780.

The reference to schools “other than those provided for in section 381 of this title” is omitted as covered by the descriptions of the educational institutions.

AMENDMENTS

1985—Pub. L. 99–145 struck out “male” before “students”.

**§ 9652. Rifles and ammunition for target practice: educational institutions having corps of cadets**

(a) The Secretary of the Air Force may lend, without expense to the United States, magazine rifles and appendages that are not of the existing service models in use at the time, and that are not necessary for a proper reserve supply, to any educational institution having a uniformed corps of cadets of sufficient number for target practice. He may also issue 40 rounds of ball cartridges for each cadet for each range at which

target practice is held, but not more than 120 rounds each year for each cadet participating in target practice.

(b) The institutions to which property is lent under subsection (a) shall use it for target practice, take proper care of it, and return it when required.

(c) The Secretary shall prescribe regulations to carry out this section, containing such other requirements as he considers necessary to safeguard the interests of the United States.

(Aug. 10, 1956, ch. 1041, 70A Stat. 582.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
9652(a) .....	10:1185 (1st par.).	Apr. 27, 1914, ch. 72 (last proviso and last par. under “Manufacture of Arms”), 38 Stat. 370.
9652(b) .....	10:1185 (last par., less 1st 22, and last 19, words).	
9652(c) .....	10:1185 (1st 22, and last 19, words of last par.).	

In subsection (a), the words, “and carrying on military training” and “the maintenance of” are omitted as surplusage. In clause (2), the words “suitable to said arm” are omitted as surplusage.

In subsection (b), the words “shall use it for target practice” are substituted for the words “insuring the designed use of the property issued”. The words “take proper care of it” are substituted for the words “providing against loss to the United States through lack of proper care”.

**§ 9653. Ordnance and ordnance stores: District of Columbia high schools**

The Secretary of the Air Force, under regulations to be prescribed by him, may issue to the high schools of the District of Columbia ordnance and ordnance stores required for military instruction and practice. The Secretary shall require a bond in double the value of the property issued under this section, for the care and safekeeping of that property and, except for property properly expended, for its return when required.

(Aug. 10, 1956, ch. 1041, 70A Stat. 582.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
9653 .....	10:1183.	Feb. 5, 1891, J. Res. 9, 26 Stat. 1113.

The words “at his discretion and”, “belonging to the Government, and which can be spared for that purpose”, and “in each case” are omitted as surplusage. The words “high schools of the” are substituted for the words “High School of Washington”, since the various high schools of the District of Columbia have succeeded the Washington High School that existed at the time the statute was enacted. The words “except for property properly expended” are inserted for clarity.

**§ 9654. Supplies: military instruction camps**

Under such conditions as he may prescribe, the Secretary of the Air Force may issue, to any educational institution at which an Air Force officer is detailed as professor of air science and tactics, such supplies as are necessary to establish and maintain a camp for the military instruction of its students. The Secretary shall require a bond in the value of the property issued under this section, for the care and safekeeping

of that property and, except for property properly expended, for its return when required. (Aug. 10, 1956, ch. 1041, 70A Stat. 582.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
9654 .....	10:1182.	May 18, 1916, ch. 124, 39 Stat. 123.

The words “at his discretion and” and “belonging to the Government, and which can be spared for that purpose, as may appear to be” are omitted as surplusage. The words “except for property properly expended” are inserted for clarity. The word “stores” is omitted as covered by the word “supplies”.

**§ 9655. Arms and ammunition: agencies and departments of United States**

(a) Whenever required for the protection of public money and property, the Secretary of the Air Force may lend arms and their accouterments, and issue ammunition, to a department or independent agency of the United States, upon request of its head. Property lent or issued under this subsection may be delivered to an officer of the department or agency designated by the head thereof, and that officer shall account for the property to the Secretary of the Air Force. Property lent or issued under this subsection and not properly expended shall be returned when it is no longer needed.

(b) The department or agency to which property is lent or issued under subsection (a) shall transfer funds to the credit of the Department of the Air Force to cover the costs of—

- (1) ammunition issued;
- (2) replacing arms and accouterments that have been lost or destroyed or cannot be repaired;
- (3) repairing arms and accouterments returned to the Department of the Air Force; and
- (4) making and receiving shipments by the Department of the Air Force.

(Aug. 10, 1956, ch. 1041, 70A Stat. 582.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
9655(a) .....	50:61 (less proviso).	Mar. 3, 1879, ch. 183 (2d par. under “Miscellaneous”); restated Apr. 14, 1937, ch. 79, 50 Stat. 63.
9655(b) .....	50:61 (proviso).	

In subsection (a), the word “lend” is substituted for the word “issue”, with respect to arms and accouterments, since the property must be returned when the necessity for its use has expired. The words “and not properly expended” are inserted for clarity. The words “United States” are substituted for the word “Government”. The word “their” is substituted for the words “suitable \* \* \* for use therewith”. The words “it is no longer needed” are substituted for the words “the necessity for their use has expired”.

In subsection (b), the words “hereafter”, “borrowed”, and “under the authority of this section” are omitted as surplusage.

**§ 9656. Aircraft and equipment: civilian aviation schools**

The Secretary of the Air Force, under regulations to be prescribed by him, may lend aircraft,

aircraft parts, and aeronautical equipment and accessories that are required for instruction, training, and maintenance, to accredited civilian aviation schools at which personnel of the Department of the Air Force or the Department of the Army are pursuing a course of instruction and training under detail by competent orders.

(Aug. 10, 1956, ch. 1041, 70A Stat. 583; Pub. L. 97-295, §1(53), Oct. 12, 1982, 96 Stat. 1301.)

HISTORICAL AND REVISION NOTES  
1956 ACT

Revised section	Source (U.S. Code)	Source (Statutes at Large)
9656 .....	10:298b.	Apr. 3, 1939, ch. 35, §4, 53 Stat. 556.

The words “in his discretion and”, “rules”, “limitations”, and “on hand and belonging to the Government such articles as may appear to be” are omitted as surplusage. The words “Department of the Air Force or the Department of the Army” are substituted for the words “Military Establishment”, since the authority is reciprocal.

1982 ACT

In 10:9656, the words “, and at least one of which is designated by the Civil Aeronautics Authority for the training of Negro air pilots” are stricken as obsolete.

AMENDMENTS

1982—Pub. L. 97-295 struck out “, and at least one of which is designated by the Civil Aeronautics Authority for the training of Negro air pilots” after “competent orders”.

**CHAPTER 943—DISPOSAL OF OBSOLETE OR SURPLUS MATERIAL**

Sec.	
9681.	Surplus war material: sale to States and foreign governments.
9682.	Obsolete or excess material: sale to National Council of Boy Scouts of America.
9684.	Surplus obsolete ordnance: sale to patriotic organizations.
9685.	Obsolete ordnance: loan to educational institutions and State soldiers' and sailors' orphans' homes.
9686.	Obsolete ordnance: gift to State homes for soldiers and sailors.

**§ 9681. Surplus war material: sale to States and foreign governments**

Subject to regulations under section 121 of title 40, the Secretary of the Air Force may sell surplus war material and supplies, except food, of the Department of the Air Force, for which there is no adequate domestic market, to any State or to any foreign government with which the United States was at peace on June 5, 1920. Sales under this section shall be made upon terms that the Secretary considers expedient.

(Aug. 10, 1956, ch. 1041, 70A Stat. 583; Pub. L. 96-513, title V, §514(18), Dec. 12, 1980, 94 Stat. 2936; Pub. L. 107-217, §3(b)(36), Aug. 21, 2002, 116 Stat. 1298.)