

EFFECTIVE DATE OF 1980 AMENDMENT

Amendment by Pub. L. 96-513 effective Dec. 12, 1980, see section 701(b)(3) of Pub. L. 96-513, set out as a note under section 101 of this title.

§ 956. Deserters, prisoners, members absent without leave: expenses and rewards

Funds appropriated to the Department of Defense may be used for the following purposes:

(1) Expenses for the apprehension and delivery of deserters, prisoners, and members absent without leave, including the payment of rewards, in an amount not to exceed \$75, for the apprehension of any such person.

(2) Expenses of prisoners confined in non-military facilities.

(3) Payment of a gratuity of not to exceed \$25 to each prisoner upon release from confinement in a military or contract prison facility.

(4) The issue of authorized articles to prisoners and other persons in military custody.

(5) Under such regulations as the Secretary concerned may prescribe, expenses incident to the maintenance, pay, and allowances of prisoners of war, other persons in the custody of the Army, Navy, or Air Force whose status is determined by the Secretary concerned to be similar to prisoners of war, and persons detained in the custody of the Army, Navy, or Air Force pursuant to Presidential proclamation.

(Added Pub. L. 98-525, title XIV, § 1401(b)(1), Oct. 19, 1984, 98 Stat. 2614.)

PRIOR PROVISIONS

Provisions similar to those in pars. (1) to (5) of this section were contained in the following appropriation acts, with the exception of the provisions similar to par. (2) which first appeared in the act of July 1, 1943:

Oct. 12, 1984, Pub. L. 98-473, title I, § 101(h) [title VIII, § 8006], 98 Stat. 1904, 1923.

Dec. 8, 1983, Pub. L. 98-212, title VII, §§ 706, 709, 97 Stat. 1437, 1439.

Dec. 21, 1982, Pub. L. 97-377, title I, § 101(c) [title VII, §§ 706, 709], 96 Stat. 1833, 1850, 1851.

Dec. 29, 1981, Pub. L. 97-114, title VII, §§ 706, 709, 95 Stat. 1578, 1579.

Dec. 15, 1980, Pub. L. 96-527, title VII, §§ 706, 709, 94 Stat. 3081.

Dec. 21, 1979, Pub. L. 96-154, title VII, §§ 706, 709, 93 Stat. 1152, 1153.

Oct. 13, 1978, Pub. L. 95-457, title VIII, §§ 806, 809, 92 Stat. 1243, 1244.

Sept. 21, 1977, Pub. L. 95-111, title VIII, §§ 805, 808, 91 Stat. 899, 900.

Sept. 22, 1976, Pub. L. 94-419, title VII, §§ 705, 708, 90 Stat. 1291, 1292.

Feb. 9, 1976, Pub. L. 94-212, title VII, §§ 705, 708, 90 Stat. 168, 169.

Oct. 8, 1974, Pub. L. 93-437, title VIII, §§ 805, 808, 88 Stat. 1224, 1225.

Jan. 2, 1974, Pub. L. 93-238, title VII, §§ 705, 708, 87 Stat. 1038, 1039.

Oct. 26, 1972, Pub. L. 92-570, title VII, §§ 705, 708, 86 Stat. 1196, 1197.

Dec. 18, 1971, Pub. L. 92-204, title VII, §§ 705, 708, 85 Stat. 727, 728.

Jan. 11, 1971, Pub. L. 91-668, title VIII, §§ 805, 808, 84 Stat. 2030, 2031.

Dec. 29, 1969, Pub. L. 91-171, title VI, §§ 605, 608, 83 Stat. 480.

Oct. 17, 1968, Pub. L. 90-580, title V, §§ 504, 507, 82 Stat. 1129, 1130.

Sept. 29, 1967, Pub. L. 90-96, title VI, §§ 604, 607, 81 Stat. 242.

Oct. 15, 1966, Pub. L. 89-687, title VI, §§ 604, 607, 80 Stat. 991.

Sept. 29, 1965, Pub. L. 89-213, title VI, §§ 604, 607, 79 Stat. 873, 874.

Aug. 19, 1964, Pub. L. 88-446, title V, §§ 504, 507, 78 Stat. 474, 475.

Oct. 17, 1963, Pub. L. 88-149, title V, §§ 504, 507, 77 Stat. 264.

Aug. 9, 1962, Pub. L. 87-577, title I, § 101, title V, §§ 504, 507, 76 Stat. 318, 328.

Aug. 17, 1961, Pub. L. 87-144, title I, § 101, title II, § 201, title VI, §§ 604, 607, 75 Stat. 365-369, 375, 376.

July 7, 1960, Pub. L. 86-601, title I, § 101, title II, § 201, title V, §§ 504, 507, 74 Stat. 338-340, 342, 350.

Aug. 18, 1959, Pub. L. 86-166, title I, § 101, title II, § 201, title V, §§ 604, 607, 73 Stat. 366-368, 370, 378, 379.

Aug. 22, 1958, Pub. L. 85-724, title III, § 301, title V, § 501, title VI, § 604, 72 Stat. 713, 714, 721, 722, 723.

Aug. 2, 1957, Pub. L. 85-117, title III, § 301, title V, § 501, title VI, § 604, 71 Stat. 313, 314, 321, 323.

July 2, 1956, ch. 488, title III, § 301, title V, § 501, title VI, § 604, 70 Stat. 456, 457, 464, 465, 467.

July 13, 1955, ch. 358, title III, § 301, title V, § 501, title VI, § 606, 69 Stat. 303, 304, 312, 313, 315.

June 30, 1954, ch. 432, title IV, § 401, title VI, § 601, title VII, § 706, 68 Stat. 338, 339, 347, 348, 350.

Aug. 1, 1953, ch. 305, title III, § 301, title V, § 501, title VI, § 610, 67 Stat. 338, 339, 348, 350.

July 10, 1952, ch. 630, title III, § 301, title V, § 501, title VI, § 612, 66 Stat. 519, 520, 530, 532.

Oct. 18, 1951, ch. 512, title III, § 301, title V, § 501, title VI, § 612, 65 Stat. 426, 429, 443, 446.

Sept. 6, 1950, ch. 896, Ch. X, title III, § 301, title V, § 501, title VI, § 614, 64 Stat. 732, 735, 750, 753.

Oct. 29, 1949, ch. 787, title III, § 301, title V, § 501, title VI, § 616, 63 Stat. 990-992, 1015, 1020.

June 24, 1948, ch. 632, §§ 1, 11, 62 Stat. 653, 655, 669.

July 30, 1947, ch. 357, title I, §§ 1, 12, 61 Stat. 555, 557, 572.

July 16, 1946, ch. 583, §§ 1, 13, 60 Stat. 546-548, 565.

July 3, 1945, ch. 265, §§ 1, 15, 59 Stat. 388-390, 406.

June 28, 1944, ch. 303, §§ 1, 15, 58 Stat. 578, 580, 595.

July 1, 1943, ch. 185, §§ 1, 15, 57 Stat. 352, 354, 369.

July 2, 1942, ch. 477, §§ 1, 14, 56 Stat. 615, 617, 633.

Dec. 17, 1941, ch. 591, title I, § 103, 55 Stat. 813.

June 30, 1941, ch. 262, § 1, 55 Stat. 371, 373.

June 13, 1940, ch. 343, § 1, 54 Stat. 357-359.

Apr. 26, 1939, ch. 88, § 1, 53 Stat. 598, 600.

June 11, 1938, ch. 37, § 1, 52 Stat. 648, 649.

July 1, 1937, ch. 423, § 1, 50 Stat. 448, 450.

May 15, 1936, ch. 404, § 1, title I, 49 Stat. 1284, 1286.

Apr. 9, 1935, ch. 54, § 1, title I, 49 Stat. 127, 128.

Apr. 26, 1934, ch. 165, title I, 48 Stat. 619, 621.

Mar. 4, 1933, ch. 281, title I, 47 Stat. 1575, 1577.

July 14, 1932, ch. 482, title I, 47 Stat. 668, 670, 671.

Feb. 23, 1931, ch. 279, title I, 46 Stat. 1281-1284.

May 28, 1930, ch. 348, title I, 46 Stat. 436, 438.

Feb. 28, 1929, ch. 366, title I, 45 Stat. 1354, 1356.

Mar. 23, 1928, ch. 232, title I, 45 Stat. 330, 332.

Feb. 23, 1927, ch. 167, title I, 44 Stat. 1110, 1113.

Apr. 15, 1926, ch. 146, title I, 44 Stat. 259, 262.

Feb. 12, 1925, ch. 225, title I, 43 Stat. 900.

Provisions similar to those in par. (5) of this section were contained in Pub. L. 98-212, title VII, § 706, Dec. 8, 1983, 97 Stat. 1437, which was set out as a note under section 138 of this title, prior to repeal by Pub. L. 98-525, §§ 1403(a)(1), eff. Oct. 1, 1985.

EFFECTIVE DATE

Section effective Oct. 1, 1985, see section 1404 of Pub. L. 98-525, set out as a note under section 520b of this title.

CHAPTER 49—MISCELLANEOUS PROHIBITIONS AND PENALTIES

Sec.

971.

Service credit: officers may not count service performed while serving as cadet or midshipman.

- Sec.
972. Members: effect of time lost.
973. Duties: officers on active duty; performance of civil functions restricted.
974. Military musical units and musicians: performance policies; restriction on performance in competition with local civilian musicians.
[975. Renumbered.]
976. Membership in military unions, organizing of military unions, and recognition of military unions prohibited.
[977. Repealed.]
978. Drug and alcohol abuse and dependency: testing of new entrants.
979. Prohibition on loan and grant assistance to persons convicted of certain crimes.
980. Limitation on use of humans as experimental subjects.
981. Limitation on number of enlisted aides.
982. Members: service on State and local juries.
983. Institutions of higher education that prevent ROTC access or military recruiting on campus: denial of grants and contracts from Department of Defense, Department of Education, and certain other departments and agencies.
985. Persons convicted of capital crimes; certain other persons: denial of specified burial-related benefits.
[986. Repealed.]
987. Terms of consumer credit extended to members and dependents: limitations.

AMENDMENTS

2009—Pub. L. 111-84, div. A, title V, § 591(b), Oct. 28, 2009, 123 Stat. 2337, substituted “Military musical units and musicians: performance policies; restriction on performance in competition with local civilian musicians” for “Uniform performance policies for military bands and other musical units” in item 974.

2008—Pub. L. 110-181, div. A, title V, § 590(a)(2), title X, § 1072(b)(2), Jan. 28, 2008, 122 Stat. 138, 330, added item 974 and struck out item 986 “Security clearances: limitations”.

Pub. L. 110-181, div. A, title X, § 1063(c)(6), Jan. 28, 2008, 122 Stat. 323, amended directory language of Pub. L. 109-364, § 670(b). See 2006 Amendment note below.

2006—Pub. L. 109-364, div. A, title VI, § 670(b), Oct. 17, 2006, 120 Stat. 2269, as amended by Pub. L. 110-181, div. A, title X, § 1063(c)(6), Jan. 28, 2008, 122 Stat. 323, added item 987.

Pub. L. 109-163, div. A, title VI, § 662(c)(2), Jan. 6, 2006, 119 Stat. 3315, substituted “Persons convicted of capital crimes; certain other persons: denial of specified burial-related benefits” for “Persons convicted of capital crimes: denial of certain burial-related benefits” in item 985.

2004—Pub. L. 108-375, div. A, title VI, § 651(f)(1), Oct. 28, 2004, 118 Stat. 1972, struck out item 977 “Operation of commissary stores: assignment of active duty members generally prohibited”.

2001—Pub. L. 107-107, div. A, title X, § 1048(g)(2), Dec. 28, 2001, 115 Stat. 1228, amended directory language of Pub. L. 106-65. See 1999 Amendment note below.

2000—Pub. L. 106-398, § 1 [[div. A], title X, § 1071(b)], Oct. 30, 2000, 114 Stat. 1654, 1654A-276, added item 986.

1999—Pub. L. 106-65, div. A, title V, § 549(a)(2), Oct. 5, 1999, 113 Stat. 611, as amended by Pub. L. 107-107, div. A, title X, § 1048(g)(2), Dec. 28, 2001, 115 Stat. 1228, substituted “Institutions of higher education that prevent ROTC access or military recruiting on campus: denial of grants and contracts from Department of Defense, Department of Education, and certain other departments and agencies” for “Institutions of higher education that prohibit Senior ROTC units: denial of Department of Defense grants and contracts” in item 983.

1998—Pub. L. 105-261, div. A, title V, § 569(b), Oct. 17, 1998, 112 Stat. 2032, struck out item 974 “Civilian employment: enlisted members”.

1997—Pub. L. 105-85, div. A, title X, § 1077(a)(2), Nov. 18, 1997, 111 Stat. 1915, added item 985.

1996—Pub. L. 104-201, div. A, title V, § 581(c)(3), Sept. 23, 1996, 110 Stat. 2538, struck out “enlisted” after “count” in item 971.

Pub. L. 104-106, div. A, title V, §§ 541(b), 561(c)(2), Feb. 10, 1996, 110 Stat. 316, 322, substituted “Members: effect of time lost” for “Enlisted members: required to make up time lost” in item 972 and added item 983.

1993—Pub. L. 103-160, div. A, title III, § 351(b), Nov. 30, 1993, 107 Stat. 1627, added item 977.

1989—Pub. L. 101-189, div. A, title XVI, § 1622(b)(3), Nov. 29, 1989, 103 Stat. 1604, struck out item 975 “Prohibition on the sale of certain defense articles from the stocks of the Department of Defense”.

1988—Pub. L. 100-456, div. A, title V, § 521(a)(2), Sept. 29, 1988, 102 Stat. 1973, substituted “Drug and alcohol abuse and dependency: testing of new entrants” for “Mandatory testing for drug, chemical, and alcohol abuse” in item 978.

1987—Pub. L. 100-180, div. A, title V, § 513(a)(2), Dec. 4, 1987, 101 Stat. 1091, substituted “Mandatory testing for drug, chemical, and alcohol abuse” for “Denial of entrance into the armed forces of persons dependent on drugs or alcohol” in item 978.

1986—Pub. L. 99-661, div. A, title V, § 502(b), Nov. 14, 1986, 100 Stat. 3864, added item 982.

1984—Pub. L. 98-525, title XIV, § 1401(c)(2), Oct. 19, 1984, 98 Stat. 2615, added items 979 to 981.

1982—Pub. L. 97-306, title IV, § 408(c)(2), Oct. 14, 1982, 96 Stat. 1446, struck out item 977 “Denial of certain benefits to persons who fail to complete at least two years of an original enlistment”.

Pub. L. 97-295, § 1(14)(B), Oct. 12, 1982, 96 Stat. 1290, added item 978.

1980—Pub. L. 96-513, title V, § 501(12), Dec. 12, 1980, 94 Stat. 2908, substituted “officers on active duty” for “Regular officers” in item 973.

Pub. L. 96-342, title X, § 1002(b), Sept. 8, 1980, 94 Stat. 1119, added item 977.

1979—Pub. L. 96-107, title VIII, § 821(b), Nov. 9, 1979, 93 Stat. 820, redesignated item 975 relating to membership in military unions as 976.

1978—Pub. L. 95-610, § 2(b), Nov. 8, 1978, 92 Stat. 3088, added item 975 relating to military unions.

Pub. L. 95-485, title VIII, § 815(b), Oct. 20, 1978, 92 Stat. 1626, added item 975 relating to sale of certain defense articles.

1968—Pub. L. 90-235, §§ 4(a)(5)(B), 6(a)(6)(B), Jan. 2, 1968, 81 Stat. 759, 762, added items 973 and 974.

1958—Pub. L. 85-861, § 1(20), Sept. 2, 1958, 72 Stat. 1442, added items 971 and 972.

§ 971. Service credit: officers may not count service performed while serving as cadet or midshipman

(a) PROHIBITION ON COUNTING ENLISTED SERVICE PERFORMED WHILE AT SERVICE ACADEMY OR IN NAVY RESERVE.—The period of service under an enlistment or period of obligated service while also performing service as a cadet or midshipman or serving as a midshipman in the Navy Reserve may not be counted in computing, for any purpose, the length of service of an officer of an armed force or an officer in the Commissioned Corps of the Public Health Service.

(b) PROHIBITION ON COUNTING SERVICE AS A CADET OR MIDSHIPMAN.—In computing length of service for any purpose, service as a cadet or midshipman may not be credited to any of the following officers:

- (1) An officer of the Navy or Marine Corps.
- (2) A commissioned officer of the Army or Air Force.
- (3) An officer of the Coast Guard.
- (4) An officer in the Commissioned Corps of the Public Health Service.