

1803. Facilities for Reserve Components 18231
1805. Miscellaneous Provisions 18501

AMENDMENTS

2009—Pub. L. 111–84, div. A, title X, §1073(a)(33), Oct. 28, 2009, 123 Stat. 2474, substituted “Reserve Active-Status List” for “Reserve-Active Status List” in item for chapter 1409.

2004—Pub. L. 108–375, div. A, title V, §527(c), Oct. 28, 2004, 118 Stat. 1894, added item for chapter 1607.

1999—Pub. L. 106–65, div. A, title V, §551(a)(2), Oct. 5, 1999, 113 Stat. 614, added item for chapter 1611.

1997—Pub. L. 105–85, div. A, title V, §515(b), Nov. 18, 1997, 111 Stat. 1733, substituted “12551” for “[No present sections]” in item for chapter 1215.

1996—Pub. L. 104–201, div. A, title XII, §1211(a)(2), Sept. 23, 1996, 110 Stat. 2691, added item for chapter 1006.

Pub. L. 104–106, div. A, title V, §512(a)(2), title XV, §1501(b)(1), Feb. 10, 1996, 110 Stat. 305, 495, added item for chapter 1214 and substituted “Repayment Programs” for “Repayments” in item for chapter 1609.

PART I—ORGANIZATION AND ADMINISTRATION

Table with 3 columns: Chap., Definitions, and Sec. listing chapters 1001 through 1013 and their corresponding sections.

AMENDMENTS

1996—Pub. L. 104–201, div. A, title XII, §1211(a)(2), Sept. 23, 1996, 110 Stat. 2691, added item for chapter 1006.

CHAPTER 1001—DEFINITIONS

Table with 2 columns: Sec. and Definition of State.

§ 10001. Definition of State

In this subtitle, the term “State” includes the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, and Guam.

(Added Pub. L. 103–337, div. A, title XVI, §1661(a)(1), Oct. 5, 1994, 108 Stat. 2969.)

EFFECTIVE DATE OF 1996 AMENDMENT

Pub. L. 104–106, div. A, title XV, §1501(f)(2), Feb. 10, 1996, 110 Stat. 501, as amended by Pub. L. 105–85, div. A, title X, §1073(d)(1)(E)(ii), Nov. 18, 1997, 111 Stat. 1905, provided that: “The amendments made by sections 1672(a), 1673(a) (with respect to chapters 541 and 549), 1673(b)(2), 1673(b)(4), 1674(a), and 1674(b)(7) of the Reserve Officer Personnel Management Act [Pub. L. 103–337, amending the tables of chapters for subtitle B, part II of subtitle B, subtitle C, part II of subtitle C, subtitle D, and part II of subtitle D of this title and the tables of sections for chapters 539, 573, and 861 of this title] shall take effect on the effective date specified in section 1691(b)(1) of the Reserve Officer Personnel Management Act [set out as a note below] (notwithstanding section 1691(a) of such Act [set out as a note below]).”

EFFECTIVE DATE

Section 1691 of title XVI of div. A of Pub. L. 103–337 provided that:

“(a) EFFECTIVE DATE FOR AMENDMENTS.—Except as provided in subsection (b), the amendment made by section 1611 [enacting heading and analysis of this sub-

title and enacting part III of this subtitle] and the amendments made by subtitles C and D [subtitles C (§§1661 to 1665) and D (§§1671 to 1677) of title XVI of div. A of Pub. L. 103–337, see Tables for classification] shall take effect on December 1, 1994.

“(b) EFFECTIVE DATE FOR NEW RESERVE OFFICER PERSONNEL POLICIES.—(1) The provisions of part III of subtitle E of title 10, United States Code, as added by section 1611, shall become effective on October 1, 1996. The amendments made by part II [part II (§§1621 to 1630) of subtitle A of title XVI of div. A of Pub. L. 103–337, see Tables for classification], of subtitle A, by subtitle B [subtitle B (§§1631 to 1641) of title XVI of div. A of Pub. L. 103–337, see Tables for classification], and by section 1671(c)(2) [amending section 113 of this title] and paragraphs (2), (3)(B), (3)(C), and (4) of section 1675(d) [amending sections 12645 to 12647 of this title] shall take effect on October 1, 1996.

“(2) Any reference in subtitle E of this title to the effective date of this title is a reference to the effective date prescribed in paragraph (1).

“(3) The personnel policies applicable to Reserve officers under the provisions of law in effect on the day before the date prescribed in subsection (a) and replaced by the Reserve officer personnel policies prescribed in part III of subtitle E of title 10, United States Code, as added by section 1611, shall, notwithstanding the provisions of subsection (a), continue in effect until the effective date prescribed in paragraph (1).

“(4) The authority to prescribe regulations under the provisions of part III of subtitle E of title 10, United States Code, as added by section 1611, shall take effect on the date of the enactment of this Act [Oct. 5, 1994].”

SHORT TITLE OF 1996 AMENDMENT

Pub. L. 104–201, div. A, title XII, §1201, Sept. 23, 1996, 110 Stat. 2689, provided that: “This title [enacting chapter 1006 and sections 5143, 5144, and 10543 of this title, amending sections 113, 641, 3038, 8038, and 10216 of this title and section 404 of Title 37, Pay and Allowances of the Uniformed Services, enacting provisions set out as notes under this section and sections 10171 and 10543 of this title, and repealing provisions set out as a note under section 3074 of this title] may be cited as the ‘Reserve Forces Revitalization Act of 1996.’”

SHORT TITLE

Pub. L. 103–337, div. A, title XVI, §1601, Oct. 5, 1994, 108 Stat. 2921, provided that: “This title [see Tables for classification] may be cited as the ‘Reserve Officer Personnel Management Act.’”

CONGRESSIONAL STATEMENT OF PURPOSE

Pub. L. 104–201, div. A, title XII, §1202, Sept. 23, 1996, 110 Stat. 2689, provided that: “The purpose of this title [see Short Title of 1996 Amendment note above] is to revise the basic statutory authorities governing the organization and administration of the reserve components of the Armed Forces in order to recognize the realities of reserve component partnership in the Total Force and to better prepare the American citizen-soldier, sailor, airman, and Marine in time of peace for duties in war.”

PRESERVATION OF SUSPENDED STATUS OF LAWS SUSPENDED ON SEPTEMBER 30, 1996

Pub. L. 103–337, div. A, title XVI, §1692, Oct. 5, 1994, 108 Stat. 3027, provided that: “If a provision of law that is in a suspended status on the day before the effective date of this title under section 1691(b)(1) [set out above] is transferred or amended by this title [see Tables for classification], the suspended status of that provision is not affected by that transfer or amendment.”

PRESERVATION OF PRE-EXISTING RIGHTS, DUTIES, PENALTIES, AND PROCEDINGS

Pub. L. 103–337, div. A, title XVI, §1693, Oct. 5, 1994, 108 Stat. 3027, provided that: “Except as otherwise provided in this title [see Tables for classification], the

provisions of this title and the amendments made by this title do not affect rights and duties that matured, penalties that were incurred, or proceedings that were begun before the effective date of this title under section 1691(b)(1) [set out above].”

CHAPTER 1003—RESERVE COMPONENTS GENERALLY

Sec.	
10101.	Reserve components named.
10102.	Purpose of reserve components.
10103.	Basic policy for order into Federal service.
10104.	Army Reserve: composition.
10105.	Army National Guard of the United States: composition.
10106.	Army National Guard: when a component of the Army.
10107.	Army National Guard of the United States: status when not in Federal service.
10108.	Navy Reserve: administration.
10109.	Marine Corps Reserve: administration.
10110.	Air Force Reserve: composition.
10111.	Air National Guard of the United States: composition.
10112.	Air National Guard: when a component of the Air Force.
10113.	Air National Guard of the United States: status when not in Federal service.
10114.	Coast Guard Reserve.

AMENDMENTS

2006—Pub. L. 109-163, div. A, title V, § 515(b)(4)(E), Jan. 6, 2006, 119 Stat. 3235, substituted “Navy Reserve” for “Naval Reserve” in item 10108.

1996—Pub. L. 104-106, div. A, title XV, § 1501(b)(2)(B), Feb. 10, 1996, 110 Stat. 495, substituted “into Federal service” for “of National Guard into Federal service” in item 10103.

§ 10101. Reserve components named

The reserve components of the armed forces are:

- (1) The Army National Guard of the United States.
- (2) The Army Reserve.
- (3) The Navy Reserve.
- (4) The Marine Corps Reserve.
- (5) The Air National Guard of the United States.
- (6) The Air Force Reserve.
- (7) The Coast Guard Reserve.

(Added Pub. L. 103-337, div. A, title XVI, § 1661(a)(1), Oct. 5, 1994, 108 Stat. 2970; amended Pub. L. 109-163, div. A, title V, § 515(b)(1)(Z), Jan. 6, 2006, 119 Stat. 3233.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 261(a) of this title, prior to repeal by Pub. L. 103-337, § 1661(a)(2)(A).

AMENDMENTS

2006—Par. (3). Pub. L. 109-163 substituted “Navy Reserve” for “Naval Reserve”.

CHANGE OF NAME

Pub. L. 109-163, div. A, title V, § 515(a)(1), Jan. 6, 2006, 119 Stat. 3233, provided that: “The reserve component of the Armed Forces known as the Naval Reserve is redesignated as the Navy Reserve.”

Pub. L. 109-163, div. A, title V, § 515(h), Jan. 6, 2006, 119 Stat. 3237, as amended by Pub. L. 111-383, div. A, title X, § 1075(h)(1), Jan. 7, 2011, 124 Stat. 4377, provided that: “Any reference in any law, regulation, document, record, or other paper of the United States to the Naval

Reserve, other than a reference to the Naval Reserve regarding the United States Naval Reserve Retired List, shall be considered to be a reference to the Navy Reserve.”

Pub. L. 108-375, div. A, title V, § 517, Oct. 28, 2004, 118 Stat. 1884, which authorized the Secretary of the Navy, with the President’s approval, to redesignate the Naval Reserve as the “Navy Reserve”, was repealed by Pub. L. 109-163, div. A, title V, § 515(a)(2), Jan. 6, 2006, 119 Stat. 3233.

EFFECTIVE DATE

Chapter effective Dec. 1, 1994, except as otherwise provided, see section 1691 of Pub. L. 103-337, set out as a note under section 10001 of this title.

TRANSFER OF FUNCTIONS

For transfer of authorities, functions, personnel, and assets of the Coast Guard, including the authorities and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections 468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

PILOT PROGRAM ON ENHANCEMENTS OF DEPARTMENT OF DEFENSE EFFORTS ON MENTAL HEALTH IN THE NATIONAL GUARD AND RESERVES THROUGH COMMUNITY PARTNERSHIPS

Pub. L. 112-239, div. A, title VII, § 706, Jan. 2, 2013, 126 Stat. 1800, as amended by Pub. L. 113-66, div. A, title V, § 511(b), Dec. 26, 2013, 127 Stat. 751, provided that:

“(a) PROGRAM AUTHORITY.—The Secretary of Defense may carry out a pilot program to enhance the efforts of the Department of Defense in research, treatment, education, and outreach on mental health, substance use disorders, traumatic brain injury, and suicide prevention in members of the National Guard and Reserves, their family members, and their caregivers through community partners.

“(b) AGREEMENTS WITH COMMUNITY PARTNERS.—In carrying out the pilot program authorized by subsection (a), the Secretary may enter into partnership agreements with community partners described in subsection (c) using a competitive and merit-based award process.

“(c) COMMUNITY PARTNER DESCRIBED.—A community partner described in this subsection is a private non-profit organization or institution that meets such qualifications as the Secretary shall establish for purposes of the pilot program and engages in one or more of the following:

“(1) Research on the causes, development, and innovative treatment of mental health and substance use disorders and traumatic brain injury in members of the National Guard and Reserves, their family members, and their caregivers.

“(2) Identifying and disseminating evidence-based treatments of mental health and substance use disorders and traumatic brain injury described in paragraph (1).

“(3) Outreach and education to such members, their families and caregivers, and the public about mental health, substance use disorders, traumatic brain injury, and suicide prevention.

“(d) DURATION.—The duration of the pilot program may not exceed three years.

“(e) REPORT.—Not later than 180 days before the completion of the pilot program, the Secretary of Defense shall submit to the Secretary of Veterans Affairs and the congressional defense committees [Committees on Armed Services and Appropriations of the Senate and the House of Representatives] a report on the results of the pilot program, including the number of members of the National Guard and Reserves provided treatment or services by community partners, and a description and assessment of the effectiveness and achievements of