

EFFECTIVE DATE OF 2009 AMENDMENT

Pub. L. 111-97, §2(c), Nov. 11, 2009, 123 Stat. 3007, provided that: “Subsection (b) of section 705 of such Act [Servicemembers Civil Relief Act] (50 U.S.C. App. 595), as added by subsection (a) of this section, shall apply with respect to absences from States described in such subsection (b) on or after the date of the enactment of this Act [Nov. 11, 2009], regardless of the date of the military or naval order concerned.”

§ 596. Business or trade obligations**(a) Availability of non-business assets to satisfy obligations**

If the trade or business (without regard to the form in which such trade or business is carried out) of a servicemember has an obligation or liability for which the servicemember is personally liable, the assets of the servicemember not held in connection with the trade or business may not be available for satisfaction of the obligation or liability during the servicemember's military service.

(b) Relief to obligors

Upon application to a court by the holder of an obligation or liability covered by this section, relief granted by this section to a servicemember may be modified as justice and equity require.

(Oct. 17, 1940, ch. 888, title VII, §706, as added Pub. L. 108-189, §1, Dec. 19, 2003, 117 Stat. 2865.)

TITLE VIII—CIVIL LIABILITY

§ 597. Enforcement by the Attorney General**(a) Civil action**

The Attorney General may commence a civil action in any appropriate district court of the United States against any person who—

(1) engages in a pattern or practice of violating this Act [sections 501 to 515 and 516 to 597b of this Appendix]; or

(2) engages in a violation of this Act that raises an issue of significant public importance.

(b) Relief

In a civil action commenced under subsection (a), the court may—

(1) grant any appropriate equitable or declaratory relief with respect to the violation of this Act [sections 501 to 515 and 516 to 597b of this Appendix];

(2) award all other appropriate relief, including monetary damages, to any person aggrieved by the violation; and

(3) may, to vindicate the public interest, assess a civil penalty—

(A) in an amount not exceeding \$55,000 for a first violation; and

(B) in an amount not exceeding \$110,000 for any subsequent violation.

(c) Intervention

Upon timely application, a person aggrieved by a violation of this Act [sections 501 to 515 and 516 to 597b of this Appendix] with respect to which the civil action is commenced may intervene in such action, and may obtain such appropriate relief as the person could obtain in a civil action under section 802 [section 597a of this Ap-

pendix] with respect to that violation, along with costs and a reasonable attorney fee.

(Oct. 17, 1940, ch. 888, title VIII, §801, as added Pub. L. 111-275, title III, §303(a), Oct. 13, 2010, 124 Stat. 2877.)

§ 597a. Private right of action**(a) In general**

Any person aggrieved by a violation of this Act [sections 501 to 515 and 516 to 597b of this Appendix] may in a civil action—

(1) obtain any appropriate equitable or declaratory relief with respect to the violation; and

(2) recover all other appropriate relief, including monetary damages.

(b) Costs and attorney fees

The court may award to a person aggrieved by a violation of this Act [sections 501 to 515 and 516 to 597b of this Appendix] who prevails in an action brought under subsection (a) the costs of the action, including a reasonable attorney fee.

(Oct. 17, 1940, ch. 888, title VIII, §802, as added Pub. L. 111-275, title III, §303(a), Oct. 13, 2010, 124 Stat. 2877.)

§ 597b. Preservation of remedies

Nothing in section 801 or 802 [section 597 or 597a of this Appendix] shall be construed to preclude or limit any remedy otherwise available under other law, including consequential and punitive damages.

(Oct. 17, 1940, ch. 888, title VIII, §803, as added Pub. L. 111-275, title III, §303(a), Oct. 13, 2010, 124 Stat. 2877.)

FIRST WAR POWERS ACT, 1941

ACT DEC. 18, 1941, CH. 593, 55 STAT. 838

TITLE I—COORDINATION OF EXECUTIVE BUREAUS IN THE INTEREST OF THE MORE EFFICIENT CONCENTRATION OF THE GOVERNMENT

§§ 601 to 605. Repealed. Pub. L. 89-554, §8(a), Sept. 6, 1966, 80 Stat. 651

Section 601, act Dec. 18, 1941, ch. 593, title I, §1, 55 Stat. 838, related to coordination of executive bureaus and offices by the President for national defense.

Section 602, act Dec. 18, 1941, ch. 593, title I, §2, 55 Stat. 838, related to consolidation of offices.

Section 603, act Dec. 18, 1941, ch. 593, title I, §3, 55 Stat. 838, related to expenditure of appropriations.

Section 604, act Dec. 18, 1941, ch. 593, title I, §4, 55 Stat. 839, related to elimination of certain bureaus.

Section 605, act Dec. 18, 1941, ch. 593, title I, §5, 55 Stat. 839, related to suspension of conflicting laws.

TITLE II—CONTRACTS

§ 611. Repealed. Pub. L. 89-554, §8(a), Sept. 6, 1966, 80 Stat. 651

Section, acts Dec. 18, 1941, ch. 593, title II, §201, 55 Stat. 839; Jan. 12, 1951, ch. 1230, §1, 64 Stat. 1257, related to exemption of war contracts from certain restrictions.

TITLE III—TRADING WITH THE ENEMY

§ 616. Omitted

CODIFICATION

Section, act Dec. 18, 1941, ch. 593, title III, §301, 55 Stat. 839, amended section 5 of the Trading with the Enemy Act, which is classified to section 5 of this Appendix and section 95a of Title 12, Banks and Banking.

§ 617. Repealed. Pub. L. 89-554, 8(a), Sept. 6, 1966, 80 Stat. 651

Section, act Dec. 18, 1941, ch. 593, title III, §302, 55 Stat. 840, confirmed certain acts, etc., made under the Trading with the Enemy Act.

§ 618. Repealed. July 5, 1947, ch. 327, § 1, 61 Stat. 449

Section, act Dec. 18, 1941, ch. 593, title III, §303, 55 Stat. 840, related to censorship of communications during World War II and penalties and forfeitures for violations thereof.

§§ 619, 620. Transferred

CODIFICATION

Section 619, act Dec. 18, 1941, ch. 593, title III, §304, as added Mar. 8, 1946, ch. 83, §1, 60 Stat. 50, amended the Trading with the Enemy Act by adding a section 32, and was transferred to section 32 of this Appendix.

Section 620, act Dec. 18, 1941, ch. 593, title III, §305, as added Aug. 8, 1946, ch. 878, §1, 60 Stat. 925, amended the Trading with the Enemy Act by adding sections 33 to 37, and was transferred to sections 33 to 37 of this Appendix.

TITLE IV—TIME LIMIT AND SHORT TITLE

§§ 621, 622. Repealed. Pub. L. 89-554, § 8(a), Sept. 6, 1966, 80 Stat. 651

Section 621, act Dec. 18, 1941, ch. 593, title IV, §401, 55 Stat. 841, provided that sections 601 to 605 and 611 of this Appendix would terminate six months after the termination of the war or such earlier time as the Congress or President may designate.

Section 622, act Dec. 18, 1941, ch. 593, title IV, §402, 55 Stat. 841, provided that act Dec. 18, 1941, may be cited as the "First War Powers Act, 1941".

SECOND WAR POWERS ACT, 1942

ACT MAR. 27, 1942, CH. 199, 56 STAT. 176

TITLE I—EMERGENCY POWERS OF THE INTERSTATE COMMERCE COMMISSION OVER MOTOR AND WATER CARRIERS

§§ 631 to 631b. Repealed. Pub. L. 95-473, § 4(b), Oct. 17, 1978, 92 Stat. 1468

Section 631, act Mar. 27, 1942, ch. 199, title I, §101, 56 Stat. 177, amended section 304 of former Title 49, Transportation.

Section 631a, act Mar. 27, 1942, ch. 199, title I, §102, 56 Stat. 177, amended section 310a of former Title 49.

Section 631b, act Mar. 27, 1942, ch. 199, title I, §103, 56 Stat. 177, amended section 911 of former Title 49.

TITLE II—ACQUISITION AND DISPOSITION OF PROPERTY

§§ 632, 632a. Omitted

CODIFICATION

Sections 632 and 632a were omitted as terminated pursuant to section 645 of this Appendix.

Section 632, act Mar. 27, 1942, ch. 199, title II, §201, 56 Stat. 177, added section 2 to act July 2, 1917, ch. 35, section 171a of Title 50, War and National Defense, authorizing the acquisition and disposition of property for military, naval, or other war purposes.

Section 632a, act Mar. 27, 1942, ch. 199, title II, §202, as added Dec. 28, 1945, ch. 590, §1(a), 59 Stat. 658, provided that the authority granted by section 2 of act July 2, 1917, should not be exercised after Dec. 28, 1945.

The following Executive Orders related to the exercise of authority under section 632: No. 9129, eff. Apr. 13, 1942, 7 F.R. 2810; No. 9150, eff. Apr. 28, 1942, 7 F.R. 3217; No. 9186, eff. June 5, 1942, 7 F.R. 4317; No. 9194, eff. July 7, 1942, 7 F.R. 5257; No. 9211, eff. Aug. 1, 1942, 7 F.R. 6030; No. 9217, eff. Aug. 7, 1942, 7 F.R. 6177; No. 9218, eff. Aug. 11, 1942, 7 F.R. 6381; No. 9249, eff. Oct. 1, 1942, 7 F.R. 7874; No. 9280, eff. Dec. 5, 1942, 7 F.R. 10179; No. 9321, eff. Mar. 25, 1943, 8 F.R. 3749; and President's letter of July 31, 1943, 8 F.R. 10702.

TITLE III—PRIORITIES POWERS

§ 633. Omitted

CODIFICATION

Section, acts Mar. 27, 1942, ch. 199, title III, §301, 56 Stat. 177; Dec. 20, 1944, ch. 614, 58 Stat. 827; Aug. 7, 1946, ch. 770, §1(26), (31), 60 Stat. 868, which amended section 1152 of this Appendix, was omitted as terminated pursuant to the provisions of section 645 of this Appendix.

TITLE IV—PURCHASE BY FEDERAL RESERVE BANKS OF GOVERNMENT OBLIGATIONS

§ 634. Omitted

CODIFICATION

Section, act Mar. 27, 1942, ch. 199, title IV, §401, 56 Stat. 180, which amended section 355(b) of Title 12, Banks and Banking, was omitted as terminated pursuant to the provisions of section 645 of this Appendix.

TITLE V—WAIVER OF NAVIGATION AND INSPECTION LAWS

§ 635. Omitted

CODIFICATION

Section, act Mar. 27, 1942, ch. 199, title V, §501, 56 Stat. 180, which authorized waiver of navigation and inspection laws, was omitted as terminated pursuant to the provisions of section 645 of this Appendix.

VESSELS OF WAR SHIPPING ADMINISTRATION AND THOSE TRAVELLING BETWEEN PUERTO RICO AND UNITED STATES

Treasury Decisions No. 50756, Oct. 30, 1942, 7 F.R. 9005 and No. 50811, Feb. 5, 1943, 8 F.R. 1757, related respectively to those vessels.

TITLE VI—POWER TO REQUISITION

§§ 636, 636a. Omitted

CODIFICATION

Section 636, act Mar. 27, 1942, ch. 199, title VI, §601, 56 Stat. 181, amended section 721 of this Appendix, which was omitted from the Code.

Section 636a, act Mar. 27, 1942, ch. 199, title VI, §602, 56 Stat. 181, amended section 721 of this Appendix, which was omitted from the Code.

TITLE VII—POLITICAL ACTIVITY

§ 637. Repealed. Pub. L. 89-554, § 8(a), Sept. 6, 1966, 80 Stat. 651

Section, act Mar. 27, 1942, ch. 199, title VII, §701, 56 Stat. 181, amended section 1181 of former Title 5, Execu-