

Sec.  
[3582. Repealed.]  
3583. Requirement of exemplary conduct.

AMENDMENTS

1997—Pub. L. 105-85, div. A, title V, § 507(a)(2), Nov. 18, 1997, 111 Stat. 1727, added item 3583.

1980—Pub. L. 96-513, title V, § 502(14), Dec. 12, 1980, 94 Stat. 2910, struck out items 3571 “Rank: commissioned officers on active duty”, 3573 “Rank: commissioned officers in regular grades of brigadier general and major general; seniority list”, 3574 “Rank: commissioned officers in regular grades below brigadier general”, and 3582 “Command: retired officers”.

1978—Pub. L. 95-485, title VIII, § 820(f), Oct. 20, 1978, 92 Stat. 1627, struck out item 3580 “Command: commissioned officers of Women’s Army Corps”.

1968—Pub. L. 90-329, June 4, 1968, 82 Stat. 170, substituted “Army Medical Department” for “Army Medical Service” in item 3579.

Pub. L. 90-235, § 5(a)(3), Jan. 2, 1968, 81 Stat. 761, struck out item 3576 “Command: when different commands of Army and Marine Corps join”, and item 3578 “Command: commissioned officers of Army in same grade on duty at same place”.

**[§ 3571. Repealed. Pub. L. 96-513, title II, § 211, Dec. 12, 1980, 94 Stat. 2885]**

Section, acts Aug. 10, 1956, ch. 1041, 70A Stat. 204; Sept. 2, 1958, Pub. L. 85-861, § 1(85), 72 Stat. 1481; June 30, 1960, Pub. L. 86-559, § 1(21), 74 Stat. 271, provided that commissioned officers of the Army on active duty in the same grade rank among themselves according to date of rank and specified procedures for determining date of rank. See section 741 of this title.

EFFECTIVE DATE OF REPEAL

Repeal effective Sept. 15, 1981, see section 701 of Pub. L. 96-513, set out as an Effective Date of 1980 Amendment note under section 101 of this title.

**§ 3572. Rank: commissioned officers serving under temporary appointments**

The President may, in accordance with the needs of the Army, adjust dates of rank of commissioned officers of the Army serving in temporary grades.

(Aug. 10, 1956, ch. 1041, 70A Stat. 204.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
3572 .....	10:506d(c) (last sentence).	Aug. 7, 1947, ch. 512, § 515(c) (last sentence), 61 Stat. 907.

The word “commissioned” is inserted for clarity, since the source statute related only to commissioned officers. The words “in his discretion, from time to time” are omitted as surplusage.

**[§§ 3573, 3574. Repealed. Pub. L. 96-513, title II, § 211, Dec. 12, 1980, 94 Stat. 2885]**

Section 3573, act Aug. 10, 1956, ch. 1041, 70A Stat. 204, specified the date of rank of an officer whose regular grade is brigadier general and the date of rank of an officer whose regular grade is major general and provided that the names of general officers of the Regular Army be carried on a seniority list in the order of seniority in both regular grade and date of rank. See section 741 of this title.

Section 3574, acts Aug. 10, 1956, ch. 1041, 70A Stat. 205; Sept. 2, 1958, Pub. L. 85-861, §§ 1(86), 33(a)(24), 72 Stat. 1481, 1565, provided for determination of rank of commissioned officers of the same grade in the Regular Army who are on the same promotion list, rank of com-

missioned officers of the same grade in the Regular Army who are not on the same promotion list or not on a promotion list, and rank among graduates of each class at the United States Military, Naval, or Air Force Academies who, upon graduation, are appointed to the Regular Army. See section 741 of this title.

EFFECTIVE DATE OF REPEAL

Repeal effective Sept. 15, 1981, see section 701 of Pub. L. 96-513, set out as an Effective Date of 1980 Amendment note under section 101 of this title.

**§ 3575. Rank: warrant officers**

Warrant officers rank next below second lieutenants and rank among themselves within each warrant officer grade under regulations to be prescribed by the Secretary of the Army.

(Aug. 10, 1956, ch. 1041, 70A Stat. 205.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
3575 .....	10:593 (less 1st sentence).	Aug. 21, 1941, ch. 384, § 4 (less 1st sentence), 55 Stat. 653; May 29, 1954, ch. 249, § 19(e), 68 Stat. 167.

10:593 (2d sentence) is omitted as executed. The words “within each warrant officer grade” are inserted for clarity, since section 745 of this title covers rank between warrant officers in different warrant officer grades.

**[§ 3576. Repealed. Pub. L. 90-235, § 5(a)(2), Jan. 2, 1968, 81 Stat. 761]**

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 205, provided for command when different commands of the Army and Marine Corps joined or served together. See section 747 of this title.

**[§ 3578. Repealed. Pub. L. 90-235, § 5(a)(2), Jan. 2, 1968, 81 Stat. 761]**

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 205, provided for command when two or more commissioned officers of the Army in the same grade were on duty at the same place. See section 749 of this title.

**§ 3579. Command: commissioned officers of Army Medical Department**

(a) Except as provided in subsection (b), a commissioned officer of the Army Medical Department is not entitled to exercise command because of his rank, except within the Army Medical Department.

(b) An officer of the Medical Service Corps may exercise command of troops that are not part of the Army Medical Department whenever authorized by the Secretary of the Army. The Secretary of the Army may delegate such authority to appropriate commanders as the interest of the Army may require.

(Aug. 10, 1956, ch. 1041, 70A Stat. 206; Pub. L. 85-861, § 1(60), (87), Sept. 2, 1958, 72 Stat. 1462, 1482; Pub. L. 87-142, Aug. 17, 1961, 75 Stat. 364; Pub. L. 90-329, June 4, 1968, 82 Stat. 170; Pub. L. 96-513, title II, § 212(a), Dec. 12, 1980, 94 Stat. 2885; Pub. L. 98-525, title XIV, § 1405(46), Oct. 19, 1984, 98 Stat. 2625.)

HISTORICAL AND REVISION NOTES  
1956 ACT

<i>Revised section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
3579(a) .....	10:82.	R.S. 1169.
3579(b) .....	10:166e (less 1st sentence).	Apr. 16, 1947, ch. 38, §106 (less 1st sentence), 61 Stat. 44.

In subsection (a), the word “commissioned” is inserted for clarity. The words “Except as provided in section 94 of this title”, not contained in section 1169 of the Revised Statutes, but contained in 10:94, are omitted as surplusage, since 10:94 deals exclusively with assignments. The words “except within the Army Medical Service” are substituted for the words “in the line or in other staff corps”. Officers of the Army Nurse Corps and Women’s Medical Specialist Corps are not covered by subsection (a), since their command authority is specifically stated in subsection (b).

In subsection (b), 10:166e (last 22 words of 1st sentence) is omitted as superseded by sections 3012(e) and 3065 of this title. The words “may exercise command only” are substituted for the words “shall not be entitled \* \* \* to command except”. The words “by virtue of their rank” and “by competent authority” are omitted as surplusage.

1958 ACT

<i>Revised section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
3579(a) .....	10 App.:376(b).	Aug. 9, 1955, ch. 654, §2, 69 Stat. 579.

The amendment of subsec. (b) also reflects the authority contained in section 3357 of this title to appoint males as reserve officers of the Corps concerned.

AMENDMENTS

1984—Subsec. (a). Pub. L. 98-525 substituted “subsection (b)” for “subsection (c)”.

1980—Subsec. (a). Pub. L. 96-513, §212(a)(1), struck out “, other than an officer of the Army Nurse Corps or Army Medical Specialist Corps,” after “officer of the Army Medical Department”.

Subsecs. (b), (c). Pub. L. 96-513, §212(a)(2), (3), redesignated subsec. (c) as (b) and struck out former subsec. (b) which provided that an officer of the Army Nurse Corps or the Army Medical Specialist Corps exercise command only within his branch, or over persons placed under his charge.

1968—Pub. L. 90-329 substituted “Army Medical Department” for “Army Medical Service” in section catchline and in subsecs. (a) and (c).

1961—Subsec. (a). Pub. L. 87-142, §1(1), substituted “Except as provided in subsection (c), a” for “A”.

Subsec. (c). Pub. L. 87-142, §1(2), added subsec. (c).

1958—Subsec. (a). Pub. L. 85-861, §1(60), substituted “Army Medical Specialist Corps” for “Women’s Medical Specialist Corps”.

Subsec. (b). Pub. L. 85-861, §1(60), (87), substituted “Army Medical Specialist Corps” for “Women’s Medical Specialist Corps” and “his” for “her own” and “her”.

EFFECTIVE DATE OF 1980 AMENDMENT

Amendment by Pub. L. 96-513 effective Sept. 15, 1981, but the authority to prescribe regulations under the amendment by Pub. L. 96-513 effective on Dec. 12, 1980, see section 701 of Pub. L. 96-513, set out as a note under section 101 of this title.

**[§ 3580. Repealed. Pub. L. 95-485, title VIII, § 820(f), Oct. 20, 1978, 92 Stat. 1627]**

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 206, provided that the Secretary of the Army prescribe the military authority that commissioned officers of the Women’s Army Corps may exercise.

**§ 3581. Command: chaplains**

A chaplain has rank without command.

(Aug. 10, 1956, ch. 1041, 70A Stat. 206.)

HISTORICAL AND REVISION NOTES

<i>Revised section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
3581 .....	10:235.	R.S. 1122.

The words “and shall be on the same footing with other officers of the Army, as to tenure of office, retirement, and pensions” are omitted as obsolete, since there is no distinction between the status of a chaplain as an officer and the status of other officers of the Army.

**[§ 3582. Repealed. Pub. L. 96-513, title II, § 211, Dec. 12, 1980, 94 Stat. 2885]**

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 206, provided that a retired officer has no right to command except when on active duty. See section 750 of this title.

EFFECTIVE DATE OF REPEAL

Repeal effective Sept. 15, 1981, see section 701 of Pub. L. 96-513, set out as an Effective Date of 1980 Amendment note under section 101 of this title.

**§ 3583. Requirement of exemplary conduct**

All commanding officers and others in authority in the Army are required—

(1) to show in themselves a good example of virtue, honor, patriotism, and subordination;

(2) to be vigilant in inspecting the conduct of all persons who are placed under their command;

(3) to guard against and suppress all dissolute and immoral practices, and to correct, according to the laws and regulations of the Army, all persons who are guilty of them; and

(4) to take all necessary and proper measures, under the laws, regulations, and customs of the Army, to promote and safeguard the morale, the physical well-being, and the general welfare of the officers and enlisted persons under their command or charge.

(Added Pub. L. 105-85, div. A, title V, §507(a)(1), Nov. 18, 1997, 111 Stat. 1726.)

[CHAPTER 347—REPEALED]

**[§§ 3611, 3612. Repealed. Pub. L. 90-235, § 8(2), Jan. 2, 1968, 81 Stat. 764]**

Section 3611, act Aug. 10, 1956, ch. 1041, 70A Stat. 206, provided that President could prescribe the uniform of the Army.

Section 3612, act Aug. 10, 1956, ch. 1041, 70A Stat. 206, provided for disposition of uniforms of enlisted members of Army who were discharged and for disposition of uniforms of and issuance of civilian clothing to enlisted members of Army who were discharged otherwise than honorably.

**CHAPTER 349—MISCELLANEOUS  
PROHIBITIONS AND PENALTIES**

Sec.

[3631 to 3638. Repealed.]

3639. Enlisted members: officers not to use as servants.

AMENDMENTS

2008—Pub. L. 110-181, div. A, title V, §590(b)(2)(A), Jan. 28, 2008, 122 Stat. 138, struck out item 3634 “Army