

American National Red Cross and for detail of an officer of Medical Corps of the Army to be in charge of first-aid department of American National Red Cross. See section 711a of this title.

**[§ 3540. Repealed. Pub. L. 88-647, title III, § 301(7), Oct. 13, 1964, 78 Stat. 1071]**

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 202, related to detail of members of regular or reserve components as professors and instructors in military science and tactics to educational institutions, and is covered by section 2111 of this title.

**[§§ 3541, 3542. Repealed. Pub. L. 103-337, div. A, title XVI, §§ 1661(c)(2), 1662(g)(2), Oct. 5, 1994, 108 Stat. 2982, 2996]**

Section 3541, act Aug. 10, 1956, ch. 1041, 70A Stat. 202, authorized President to assign regular and reserve Army officers to National Guard Bureau. See section 10507 of this title.

Section 3542, act Aug. 10, 1956, ch. 1041, 70A Stat. 202, authorized President to detail certain officers as chief and assistant chief of staff of divisions of Army National Guard in Federal service. See section 12502(a) of this title.

EFFECTIVE DATE OF REPEAL

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

**§ 3543. Aides: detail; number authorized**

(a) Each major general of the Army is entitled to three aides selected by him from commissioned officers of the Army in any grade below major.

(b) Each brigadier general of the Army is entitled to two aides selected by him from commissioned officers of the Army in any grade below captain.

(Aug. 10, 1956, ch. 1041, 70A Stat. 202.)

HISTORICAL AND REVISION NOTES

| Revised section | Source (U.S. Code)          | Source (Statutes at Large) |
|-----------------|-----------------------------|----------------------------|
| 3543(a) .....   | 10:498 (1st 20 words).      | R.S. 1098.                 |
| 3543(b) .....   | 10:498 (less 1st 20 words). |                            |

In subsection (a), the words “commissioned officers \* \* \* in any grade below major” are substituted for the words “captains or lieutenants”.

In subsections (a) and (b), the words “is entitled to” are substituted for the words “shall have”.

In subsection (b), the words “commissioned officers in any grade below captain” are substituted for the word “lieutenants”.

**[§§ 3544, 3545. Repealed. Pub. L. 90-235, § 4(a)(6), (b)(1), Jan. 2, 1968, 81 Stat. 759, 760]**

Section 3544, act Aug. 10, 1956, ch. 1041, 70A Stat. 203, restricted performance of civil functions by commissioned officers of Regular Army. See section 973 of this title.

Section 3545, act Aug. 10, 1956, ch. 1041, 70A Stat. 203, provided that cooking for enlisted members of Army should be superintended by officers of organizations to which members belonged.

**[§ 3546. Repealed. Pub. L. 85-861, § 36B(7), Sept. 2, 1958, 72 Stat. 1570]**

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 203, required officers of the Medical Corps and contract surgeons to attend families of members of the Army.

**§ 3547. Duties: chaplains; assistance required of commanding officers**

(a) Each chaplain shall, when practicable, hold appropriate religious services at least once on each Sunday for the command to which he is assigned, and shall perform appropriate religious burial services for members of the Army who die while in that command.

(b) Each commanding officer shall furnish facilities, including necessary transportation, to any chaplain assigned to his command, to assist the chaplain in performing his duties.

(Aug. 10, 1956, ch. 1041, 70A Stat. 203.)

HISTORICAL AND REVISION NOTES

| Revised section | Source (U.S. Code)   | Source (Statutes at Large)  |
|-----------------|--|---|
| 3547(a) .....   | 10:238.  | R.S. 1125.  |
| 3547(b) .....   | 10:239.<br>[Uncodified; Feb. 2, 1901,<br>ch. 192, §12 (last sentence),<br>31 Stat. 750]. | R.S. 1127.<br>Feb. 2, 1901, ch. 192, §12<br>(last sentence), 31 Stat.<br>750. |

In subsection (a), the words “members of the Army” are substituted for the words “officers and soldiers”.

In subsection (b), the words “regiments, hospitals, and posts”, in 10:239, are omitted, since at the time of the enactment of section 1127 of the Revised Statutes, chaplains were authorized only for regiments, hospitals, and posts. The revised section preserves the broad coverage of the original statute. The words “Each commanding officer shall” are substituted for the words “It shall be the duty of commanders”, in 10:239. The word “furnish” is substituted for the words “to afford”, in 10:239. The words “including necessary transportation” are substituted for the last sentence of section 12 of the Act of February 2, 1901, ch. 192, 31 Stat. 750. The words “his command” are substituted for the words “the same”, in 10:239. The words “to assist” are substituted for the words “as may aid them”, in 10:239.

**§ 3548. Duties: warrant officers; limitations**

Under regulations prescribed by the President, a warrant officer may be assigned to perform duties that necessarily include those normally performed by a commissioned officer.

(Aug. 10, 1956, ch. 1041, 70A Stat. 203.)

HISTORICAL AND REVISION NOTES

| Revised section | Source (U.S. Code)     | Source (Statutes at Large)                                      |
|-----------------|------------------------|---|
| 3548 .....      | 10:593 (1st sentence). | Aug. 21, 1941, ch. 384, § 4<br>(1st sentence), 55 Stat.<br>653. |

10:593 (1st sentence, less provisos) is omitted as superseded by section 3012(e) of this title. 10:593 (last proviso) is omitted as covered by section 936(a)(4) of this title (article 136(a)(4) of the Uniform Code of Military Justice). The words “may be assigned” are substituted for the words “shall be vested with power to”.

**CHAPTER 345—RANK AND COMMAND**

|              |   |
|--------------|---|
| Sec.         |   |
| [3571.       | Repealed.]  |
| 3572.        | Rank: commissioned officers serving under temporary appointments. |
| [3573, 3574. | Repealed.]  |
| 3575.        | Rank: warrant officers.   |
| [3576, 3578. | Repealed.]  |
| 3579.        | Command: commissioned officers of Army Medical Department.        |
| [3580.       | Repealed.]  |
| 3581.        | Command: chaplains.   |

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.)