

after Oct. 5, 1994, see section 635(e) of Pub. L. 103-337, set out as a note under section 1405 of this title.

EFFECTIVE DATE OF 1983 AMENDMENT

Amendment by section 922 of Pub. L. 98-94 effective Oct. 1, 1983, see section 922(e) of Pub. L. 98-94, set out as a note under section 1401 of this title.

Amendment by section 923 of Pub. L. 98-94 applicable with respect to (1) the computation of retired or retainer pay of any individual who becomes entitled to that pay after Sept. 30, 1983, and (2) the recomputation of retired pay under this section, of any individual who after Sept. 30, 1983, becomes entitled to recompute retired pay under this section, see section 923(g) of Pub. L. 98-94, set out as a note under section 1174 of this title.

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.

**CHAPTER 373—CIVILIAN EMPLOYEES**

- Sec.  
4021. Army War College and United States Army Command and General Staff College: civilian faculty members.  
[4022, 4023. Repealed.]  
4024. Expert accountant for Inspector General.  
4025. Production of supplies and munitions: hours and pay of laborers and mechanics.  
4027. Civilian special agents of the Criminal Investigation Command: authority to execute warrants and make arrests.

AMENDMENTS

- 2000—Pub. L. 106-398, §1 [[div. A], title V, §554(a)(2)], Oct. 30, 2000, 114 Stat. 1654, 1654A-126, added item 4027.  
1989—Pub. L. 101-189, div. A, title XI, §1124(b)(2), Nov. 29, 1989, 103 Stat. 1559, added item 4021.  
1983—Pub. L. 98-94, title IX, §932(b)(2), Sept. 24, 1983, 97 Stat. 650, struck out item 4022 “Contract surgeons”.  
1962—Pub. L. 87-651, title I, §116(2), Sept. 7, 1962, 76 Stat. 513, struck out item 4023 “Service club and library services”.  
1958—Pub. L. 85-861, §1(102), Sept. 2, 1958, 72 Stat. 1489, struck out item 4021 “Appointment: professional and scientific services”.

**§ 4021. Army War College and United States Army Command and General Staff College: civilian faculty members**

(a) **AUTHORITY OF SECRETARY.**—The Secretary of the Army may employ as many civilians as professors, instructors, and lecturers at the Army War College or the United States Army Command and General Staff College as the Secretary considers necessary.

(b) **COMPENSATION OF FACULTY MEMBERS.**—The compensation of persons employed under this section shall be as prescribed by the Secretary.

(c) **APPLICATION TO CERTAIN FACULTY MEMBERS.**—(1) Except as provided in paragraph (2), this section shall apply with respect to persons who are selected by the Secretary for employment as professors, instructors, and lecturers at the Army War College or the United States Army Command and General Staff College after the end of the 90-day period beginning on November 29, 1989.

(2) This section shall not apply with respect to professors, instructors, and lecturers employed at the Army War College or the United States Army Command and General Staff College if the duration of the principal course of instruction

offered at the college involved is less than 10 months.

(Added Pub. L. 101-189, div. A, title XI, §1124(b)(1), Nov. 29, 1989, 103 Stat. 1558; amended Pub. L. 107-107, div. A, title X, §1048(c)(12), Dec. 28, 2001, 115 Stat. 1226.)

PRIOR PROVISIONS

A prior section 4021, act Aug. 10, 1956, ch. 1041, 70A Stat. 233, related to appointments in professional and scientific service, prior to repeal by Pub. L. 85-861, §36B(11), Sept. 2, 1958, 72 Stat. 1570.

AMENDMENTS

2001—Subsec. (c)(1). Pub. L. 107-107 substituted “November 29, 1989” for “the date of the enactment of this section”.

**§ 4022. Repealed. Pub. L. 98-94, title IX, § 932(b)(1), Sept. 24, 1983, 97 Stat. 650]**

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 233, related to employment of contract surgeons in an emergency. See section 1091 of this title.

EFFECTIVE DATE OF REPEAL

Repeal effective Oct. 1, 1983, but with contracts entered into under the authority of this section before Oct. 1, 1983, which are in effect on Oct. 1, 1983, to remain in effect in accordance with the terms of such contracts, see section 932(f) of Pub. L. 98-94, set out as an Effective Date note under section 1091 of this title.

**§ 4023. Repealed. Pub. L. 87-651, title I, § 116(1), Sept. 7, 1962, 76 Stat. 513]**

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 233, related to employment of civilians in service club and library services.

**§ 4024. Expert accountant for Inspector General**

The Secretary of the Army shall appoint an expert accountant to perform duties under the Inspector General.

(Aug. 10, 1956, ch. 1041, 70A Stat. 234.)

HISTORICAL AND REVISION NOTES

| Revised section | Source (U.S. Code) | Source (Statutes at Large)   |
|-----------------|--------------------|--|
| 4024 .....      | 10:52.             | Feb. 24, 1891, ch. 284 (7th clause under “Miscellaneous”), 26 Stat. 773. |

The words “in case of vacancy” are omitted as surplusage.

**§ 4025. Production of supplies and munitions: hours and pay of laborers and mechanics**

During a national emergency declared by the President, the regular working hours of laborers and mechanics of the Department of the Army producing military supplies or munitions are 8 hours a day or 40 hours a week. However, under regulations prescribed by the Secretary of the Army these hours may be exceeded. Each laborer or mechanic who works more than 40 hours in a workweek shall be paid at a rate not less than one and one-half times the regular hourly rate for each hour in excess of 40.

(Aug. 10, 1956, ch. 1041, 70A Stat. 234.)

HISTORICAL AND REVISION NOTES

| Revised section | Source (U.S. Code) | Source (Statutes at Large)                  |
|-----------------|--------------------|---|
| 4025 .....      | 5:189a.            | July 2, 1940, ch. 508, §4(b), 54 Stat. 714. |

The words “Notwithstanding the provisions of any other law” are omitted as surplusage. The word “producing” is substituted for the words “who are engaged in the manufacture or production”. The last sentence is substituted for 5:189a (last 34 words).

**§ 4027. Civilian special agents of the Criminal Investigation Command: authority to execute warrants and make arrests**

(a) AUTHORITY.—The Secretary of the Army may authorize any Department of the Army civilian employee described in subsection (b) to have the same authority to execute and serve warrants and other processes issued under the authority of the United States and to make arrests without a warrant as may be authorized under section 1585a of this title for special agents of the Defense Criminal Investigative Service.

(b) AGENTS TO HAVE AUTHORITY.—Subsection (a) applies to any employee of the Department of the Army who is a special agent of the Army Criminal Investigation Command (or a successor to that command) whose duties include conducting, supervising, or coordinating investigations of criminal activity in programs and operations of the Department of the Army.

(c) GUIDELINES FOR EXERCISE OF AUTHORITY.—The authority provided under subsection (a) shall be exercised in accordance with guidelines prescribed by the Secretary of the Army and approved by the Secretary of Defense and the Attorney General and any other applicable guidelines prescribed by the Secretary of the Army, the Secretary of Defense, or the Attorney General.

(Added Pub. L. 106-398, §1 [[div. A], title V, §554(a)(1)], Oct. 30, 2000, 114 Stat. 1654, 1654A-126.)

**CHAPTER 375—MISCELLANEOUS INVESTIGATION REQUIREMENTS AND OTHER DUTIES**

|       |                   |
|-------|-------------------|
| Sec.  |                   |
| 4061. | Fatality reviews. |

**§ 4061. Fatality reviews**

(a) REVIEW OF FATALITIES.—The Secretary of the Army shall conduct a multidisciplinary, impartial review (referred to as a “fatality review”) in the case of each fatality known or suspected to have resulted from domestic violence or child abuse against any of the following:

- (1) A member of the Army on active duty.
- (2) A current or former dependent of a member of the Army on active duty.

(3) A current or former intimate partner who has a child in common or has shared a common domicile with a member of the Army on active duty.

(b) MATTERS TO BE INCLUDED.—The report of a fatality review under subsection (a) shall, at a minimum, include the following:

- (1) An executive summary.
- (2) Data setting forth victim demographics, injuries, autopsy findings, homicide or suicide

methods, weapons, police information, assailant demographics, and household and family information.

- (3) Legal disposition.
- (4) System intervention and failures, if any, within the Department of Defense.
- (5) A discussion of significant findings.
- (6) Recommendations for systemic changes, if any, within the Department of the Army and the Department of Defense.

(c) OSD GUIDANCE.—The Secretary of Defense shall prescribe guidance, which shall be uniform for the military departments, for the conduct of reviews by the Secretary under subsection (a).

(Added Pub. L. 108-136, div. A, title V, §576(a)(1), Nov. 24, 2003, 117 Stat. 1486.)

EFFECTIVE DATE

Pub. L. 108-136, div. A, title V, §576(d), Nov. 24, 2003, 117 Stat. 1488, provided that: “Sections 4061, 6036, and 9061 of title 10, United States Code, as added by this section, apply with respect to fatalities that occur on or after the date of the enactment of this Act [Nov. 24, 2003].”

**PART III—TRAINING**

|       |                                      |      |
|-------|--------------------------------------|------|
| Chap. |                                      | Sec. |
| 401.  | Training Generally .....             | 4301 |
| 403.  | United States Military Academy ..... | 4331 |
| [405. | Repealed.]                           |      |
| 407.  | Schools and Camps .....              | 4411 |

AMENDMENTS

1964—Pub. L. 88-647, title III, §301(11), Oct. 13, 1964, 78 Stat. 1072, struck out item for chapter 405 “Reserve Officers’ Training Corps”.

**CHAPTER 401—TRAINING GENERALLY**

|                |  |
|----------------|--|
| Sec.           |  |
| 4301.          | Members of Army: detail as students, observers, and investigators at educational institutions, industrial plants, and hospitals. |
| 4302.          | Enlisted members of Army: schools.   |
| 4303.          | Army Ranger training: instructor staffing; safety.   |
| 4306.          | Service schools: leaves of absence for instructors.  |
| [4307, 4308.   | Repealed.]   |
| 4309.          | Rifle ranges: availability for use by members and civilians.   |
| [4310 to 4313. | Repealed.]   |
| 4314.          | Degree granting authority for United States Army Command and General Staff College.  |
| 4315.          | The Judge Advocate General’s School: master of laws in military law.   |
| 4316.          | Reporting requirements.  |
| 4317.          | Military history fellowships.  |
| 4318.          | Drill sergeant trainees: human relations training.   |
| 4319.          | Recruit basic training: separate housing for male and female recruits.   |
| 4320.          | Recruit basic training: privacy.   |
| 4321.          | Degree granting authority for United States Army War College.  |

AMENDMENTS

2008—Pub. L. 110-417, [div. A], title V, §543(c)(2), (d)(2), Oct. 14, 2008, 122 Stat. 4459, 4460, added items 4314 and 4321 and struck out former items 4314 “United States Army Command and General Staff College degree” and 4321 “United States Army War College: master of strategic studies degree”.

1999—Pub. L. 106-65, div. A, title V, §542(b), Oct. 5, 1999, 113 Stat. 607, added item 4321.