

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
7045 .....	34 U.S.C. 1076e.	July 31, 1947, ch. 420, § 61 Stat. 706.

The section is enlarged to cover officers of the Air Force under authority of § 305(a) of the National Security Act of 1947, as amended (5 U.S.C. 171e).

In subsection (a) the words “at the request of the Secretary of the Army and the Secretary of the Treasury” are omitted as surplusage. The words “to receive instruction” are inserted after the listing of the services and the words “attendance and” are omitted. The word “grades” is substituted for the word “ranks”.

In subsection (c) the words “rules and” are omitted. The words “who are officers of the naval service” are substituted for the words “of the United States Navy”, since officers of the Marine Corps are occasionally ordered to attend the Postgraduate School on the same basis as officers of the Navy.

AMENDMENTS

2006—Subsec. (a)(2)(C). Pub. L. 109-364, § 543(a), substituted “armed forces” for “Navy or Marine Corps”.

Pub. L. 109-163, § 526(a)(1)(B), added subpar. (C). Former subpar. (C) redesignated (D).

Subsec. (a)(2)(D). Pub. L. 109-364, § 543(b)(2), added subpar. (D). Former subpar. (D) redesignated (E).

Pub. L. 109-163, § 526(a)(1)(A), (C), redesignated subpar. (C) as (D) and substituted “subparagraphs (A), (B), and (C)” for “subparagraphs (A) and (B)”.

Subsec. (a)(2)(E). Pub. L. 109-364, § 543(b)(1), (c)(1), redesignated subpar. (D) as (E) and substituted “(C), and (D)” for “and (C)”.

Subsec. (b)(2). Pub. L. 109-364, § 543(c)(2), substituted “(a)(2)(E)” for “(a)(2)(D)”.

Pub. L. 109-163, § 526(a)(2), substituted “subsection (a)(2)(D)” for “subsection (a)(2)(C)”.

Subsec. (d). Pub. L. 109-163, § 526(b), added subsec. (d).

2003—Subsec. (a)(2). Pub. L. 108-136, § 532(a), amended par. (2) generally. Prior to amendment, par. (2) read as follows: “The Secretary may permit an enlisted member of the armed forces who is assigned to the Naval Postgraduate School or to a nearby command to receive instruction at the Naval Postgraduate School. Admission of enlisted members for instruction under this paragraph shall be on a space-available basis.”

Subsec. (b). Pub. L. 108-136, § 532(b), designated first sentence as par. (1) and substituted “Except as provided under paragraph (3), the Department” for “The Department” and “members” for “officers”, designated second sentence as par. (2) and inserted “under subsection (a)(2)(C)” after “permitted” and “on a space-available basis” after “instruction at the Postgraduate School” and struck out “(taking into consideration the admission of enlisted members on a space-available basis)” before period at end, and added par. (3).

2002—Subsec. (a)(1). Pub. L. 107-296, § 1704(b)(5)(A), substituted “Secretary of the Army, the Secretary of the Air Force, and the Secretary of Homeland Security” for “Secretaries of the Army, Air Force, and Transportation”.

Subsec. (b). Pub. L. 107-296, § 1704(b)(5), substituted “Department of Homeland Security” for “Department of Transportation” and “Secretary of the Army, the Secretary of the Air Force, and the Secretary of Homeland Security” for “Secretaries of the Army, Air Force, and Transportation”.

1998—Subsec. (c). Pub. L. 105-261 struck out “the” after “are subject to”.

1997—Pub. L. 105-85, § 551(b)(1), substituted “Officers of the other armed forces; enlisted members:” for “Officers of Army, Air Force, and Coast Guard:” in section catchline.

Subsec. (a). Pub. L. 105-85, § 551(a)(1), designated existing provisions as par. (1) and added par. (2).

Subsec. (b). Pub. L. 105-85, § 551(a)(2), substituted “officers detailed” for “the students detailed” and in-

serted at end “In the case of an enlisted member permitted to receive instruction at the Postgraduate School, the Secretary of the Navy shall charge that member only for such costs and fees as the Secretary considers appropriate (taking into consideration the admission of enlisted members on a space-available basis).”

Subsec. (c). Pub. L. 105-85, § 551(a)(3), substituted “members” for “officers” in two places and “such regulations, as determined appropriate by the Secretary of the Navy,” for “same regulations”.

1980—Subsec. (a). Pub. L. 96-513, § 513(23), substituted references to Transportation Department and Secretary for references to Treasury Department and Secretary, respectively.

Subsec. (b). Pub. L. 96-513, § 513(23)(A), substituted reference to Transportation Secretary for reference to Treasury Secretary.

EFFECTIVE DATE OF 2002 AMENDMENT

Amendment by Pub. L. 107-296 effective on the date of transfer of the Coast Guard to the Department of Homeland Security, see section 1704(g) of Pub. L. 107-296, set out as a note under section 101 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.

§ 7046. Officers of foreign countries: admission

(a) The Secretary of the Navy, upon authorization of the President, may permit commissioned officers of the military services of foreign countries to receive instruction at the Naval Postgraduate School.

(b) Officers receiving instruction under this section are subject to the same regulations governing attendance, discipline, discharge, and standards of study as apply to students who are officers of the United States naval service.

(c) No officer of a foreign country is entitled to an appointment in the Navy or the Marine Corps by reason of his completion of the prescribed course of study at the Postgraduate School.

(Aug. 10, 1956, ch. 1041, 70A Stat. 438.)

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7046 .....	34 U.S.C. 1076d.	July 31, 1947, ch. 420, § 61 Stat. 706.

In subsection (b) the words “rules and” are omitted. The words “United States naval service” are substituted for the words “United States Navy” for uniformity.

In subsection (c) the words “to any office or position” are omitted as surplusage. The words “or Marine Corps” are inserted, as the word “Navy” in this context has been interpreted to include officers of the Marine Corps.

§ 7047. Students at institutions of higher education: admission

(a) ADMISSION PURSUANT TO RECIPROCAL AGREEMENT.—The Secretary of the Navy may enter into an agreement with an accredited institution of higher education to permit a student described in subsection (b) enrolled at that institution to receive instruction at the Naval Postgraduate School on a tuition-free basis. In exchange for the admission of the student, the