

AMENDMENTS

1987—Pub. L. 100-26 inserted “the term” after “In this title.”.

**CHAPTER 303—DEPARTMENT OF THE ARMY**

- Sec.
- 3011. Organization.
- 3012. Department of the Army: seal.
- 3013. Secretary of the Army.
- 3014. Office of the Secretary of the Army.
- 3015. Under Secretary of the Army.
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- 3017. Secretary of the Army: successors to duties.
- 3018. Administrative Assistant.
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- 3020. Inspector General.
- 3021. Army Reserve Forces Policy Committee.
- 3022. Financial management.
- 3023. Chief of Legislative Liaison.
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AMENDMENTS

- 2006—Pub. L. 109-163, div. A, title IX, §904(c)(2), Jan. 6, 2006, 119 Stat. 3401, added item 3024.
- 2002—Pub. L. 107-314, div. A, title V, §504(c)(1)(B), Dec. 2, 2002, 116 Stat. 2532, added item 3023.
- 1988—Pub. L. 100-456, div. A, title VII, §702(a)(3), Sept. 29, 1988, 102 Stat. 1994, added item 3022.
- 1986—Pub. L. 99-433, title V, §501(b), Oct. 1, 1986, 100 Stat. 1039, amended analysis generally, substituting items 3011 to 3021 for former items 3010 to 3019.
- 1967—Pub. L. 90-168, §2(17), Dec. 1, 1967, 81 Stat. 524, added item 3019.
- 1964—Pub. L. 88-426, title III, §§305(40)(B), 306(j)(2), Aug. 14, 1964, 78 Stat. 427, 431, struck out “; compensation” from item 3012, and struck out item 3018 “Compensation of General Counsel”.
- 1962—Pub. L. 87-651, title II, §210(b), Sept. 7, 1962, 76 Stat. 524, added item 3010.
- 1958—Pub. L. 85-861, §1(59)(B), Sept. 2, 1958, 72 Stat. 1462, added item 3018.

**[§ 3010. Renumbered § 3011]**

**§ 3011. Organization**

The Department of the Army is separately organized under the Secretary of the Army. It operates under the authority, direction, and control of the Secretary of Defense.

(Added Pub. L. 87-651, title II, §210(a), Sept. 7, 1962, 76 Stat. 524, §3010; renumbered §3011, Pub. L. 99-433, title V, §501(a)(2), Oct. 1, 1986, 100 Stat. 1034.)

HISTORICAL AND REVISION NOTES

<i>Revised section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
3010 .....	5:171a(c)(7) (1st sentence, as applicable to Department of Army).	July 26, 1947, ch. 343, §202(c)(7) (1st sentence, as applicable, to Department of Army); added Aug. 6, 1958, Pub. L. 85-599, §3(a) (1st sentence of 8th par., as applicable to Department of Army), 72 Stat. 516.

The word “operates” is substituted for the words “shall function”.

PRIOR PROVISIONS

A prior section 3011 was renumbered section 3012 of this title.

**§ 3012. Department of the Army: seal**

The Secretary of the Army shall have a seal for the Department of the Army. The design of

the seal must be approved by the President. Judicial notice shall be taken of the seal.

(Aug. 10, 1956, ch. 1041, 70A Stat. 157, §3011; renumbered §3012, Pub. L. 99-433, title V, §501(a)(2), Oct. 1, 1986, 100 Stat. 1034.)

HISTORICAL AND REVISION NOTES

<i>Revised section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
3011 .....	5:181-1(d).	July 26, 1947, ch. 343, §205(d), 61 Stat. 501.

The words “of office” are omitted as surplusage.

PRIOR PROVISIONS

A prior section 3012 was renumbered section 3013 of this title and subsequently repealed.

**§ 3013. Secretary of the Army**

(a)(1) There is a Secretary of the Army, appointed from civilian life by the President, by and with the advice and consent of the Senate. The Secretary shall, to the greatest extent practicable, be appointed from among persons most highly qualified for the position by reason of background and experience, including persons with appropriate management or leadership experience. The Secretary is the head of the Department of the Army.

(2) A person may not be appointed as Secretary of the Army within five years after relief from active duty as a commissioned officer of a regular component of an armed force.

(b) Subject to the authority, direction, and control of the Secretary of Defense and subject to the provisions of chapter 6 of this title, the Secretary of the Army is responsible for, and has the authority necessary to conduct, all affairs of the Department of the Army, including the following functions:

- (1) Recruiting.
- (2) Organizing.
- (3) Supplying.
- (4) Equipping (including research and development).
- (5) Training.
- (6) Servicing.
- (7) Mobilizing.
- (8) Demobilizing.
- (9) Administering (including the morale and welfare of personnel).
- (10) Maintaining.

(11) The construction, outfitting, and repair of military equipment.

(12) The construction, maintenance, and repair of buildings, structures, and utilities and the acquisition of real property and interests in real property necessary to carry out the responsibilities specified in this section.

(c) Subject to the authority, direction, and control of the Secretary of Defense, the Secretary of the Army is also responsible to the Secretary of Defense for—

- (1) the functioning and efficiency of the Department of the Army;
- (2) the formulation of policies and programs by the Department of the Army that are fully consistent with national security objectives and policies established by the President or the Secretary of Defense;