

HISTORICAL AND REVISION NOTES

| <i>Revised section</i> | <i>Source (U.S. Code)</i> | <i>Source (Statutes at Large)</i> |
|------------------------|--|--|
| 5131 | 5 U.S.C. 429 (less applicability to distribution of business among bureaus). | R.S. 419 (less applicability to distribution of business among bureaus); July 19, 1892, ch. 206, 27 Stat. 243 (6th par.); June 30, 1914, ch. 130, 38 Stat. 408 (4th par.); July 12, 1921, ch. 44, § 8 (1st 17 words of 1st par.), 42 Stat. 140; June 20, 1940, ch. 400, § 1(a), (b), 54 Stat. 492; May 13, 1942, ch. 303, § 1, 56 Stat. 276. |

The bureaus are listed alphabetically for convenience. This listing has no effect on the precedence of the bureaus.

AMENDMENTS

1966—Pub. L. 89-718 struck out cls. (3) to (6) which related to the Bureau of Naval Weapons, the Bureau of Ships, the Bureau of Supplies and Accounts, and the Bureau of Yards and Docks, respectively.

1959—Pub. L. 86-174 inserted reference to Bureau of Naval Weapons and struck out reference to Bureau of Aeronautics and Bureau of Ordnance.

EFFECTIVE DATE OF 1959 AMENDMENT

Pub. L. 86-174, § 2, Aug. 18, 1959, 73 Stat. 395, provided that the amendment of this section and section 5133 of this title and the repeal of sections 5136 and 5144 of this title shall be effective on July 1, 1960, or on any earlier date on which the Secretary of the Navy makes a formal finding that all the functions of the Bureau of Aeronautics and the Bureau of Ordnance have been transferred to the Bureau of Naval Weapons or elsewhere.

BUREAU OF NAVAL WEAPONS; TRANSFER OF FUNDS

Pub. L. 86-174, § 3, Aug. 18, 1959, 73 Stat. 396, provided that: "The unexpended balances of appropriations and funds available for use in connection with the exercise of any function transferred to the Bureau of Naval Weapons shall be transferred in the manner provided by section 407 of the National Security Act of 1947, as amended (5 U.S.C. 172f) [10 U.S.C. 126], for use in connection with the transferred functions."

§ 5132. Bureaus: distribution of business; orders; records; expenses

(a) Except as otherwise provided by law, the business of the executive part of the Department of the Navy shall be distributed among the bureaus as the Secretary of the Navy considers expedient and proper.

(b) Each bureau shall perform its duties under the authority of the Secretary, and its orders are considered as coming from the Secretary.

(c) Under the Secretary, each bureau has custody and charge of its records and accounts.

(d) Each bureau shall furnish to the Secretary estimates for its specific, general, and contingent expenses.

(Aug. 10, 1956, ch. 1041, 70A Stat. 285.)

HISTORICAL AND REVISION NOTES

| <i>Revised section</i> | <i>Source (U.S. Code)</i> | <i>Source (Statutes at Large)</i> |
|------------------------|---|---|
| 5132(a) | 5 U.S.C. 429 (as applicable to distribution of business among bureaus). 5 U.S.C. 455 (1st 23 words). | R.S. 419 (as applicable to distribution of business among bureaus). July 12, 1921, ch. 44, § 8 (1st par., 1st 37 words), 42 Stat. 140. |

HISTORICAL AND REVISION NOTES—CONTINUED

| <i>Revised section</i> | <i>Source (U.S. Code)</i> | <i>Source (Statutes at Large)</i> |
|------------------------|--|---|
| 5132(b) | 5 U.S.C. 430 (last 39 words). 5 U.S.C. 430b. 5 U.S.C. 455 (less 1st 23 words). | R.S. 420 (last 39 words). June 20, 1940, ch. 400, § 1(b) (2d sentence), 54 Stat. 493. July 12, 1921, ch. 44, § 8 (1st par., less 1st 37 words), 42 Stat. 140. |
| 5132(c) | 5 U.S.C. 430 (less last 39 words). | R.S. 420 (less last 39 words). |
| 5132(d) | 5 U.S.C. 431. | R.S. 430. |

In subsection (a) the phrase "Except as otherwise provided by law" is added to preserve provisions directing that the Chief of Naval Operations and other statutory offices and boards share in the business of the executive part of the Department of the Navy. The words "The Bureau of Aeronautics shall be charged with matters pertaining to naval aeronautics" in 5 U.S.C. 455 are omitted as implied in the name of the bureau and covered by the authority granted to the Secretary to distribute the business of the Department.

In subsection (b) the words "and shall have full force and effect as such" are omitted as surplusage.

In subsection (c) the words "Under the Secretary" are inserted to make the provisions of 5 U.S.C. 413 and 5 U.S.C. 430, the latter of which is here codified, harmonious and to give meaning to each provision.

TRANSFER OF FUNCTIONS

Transfer of functions of bureaus and reorganization, see note set out under section 5111 of this title.

§ 5133. Repealed. Pub. L. 114-328, div. A, title V, § 502(z)(1), Dec. 23, 2016, 130 Stat. 2104]

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 285; Pub. L. 86-174, § 2(2), Aug. 18, 1959, 73 Stat. 396; Pub. L. 87-649, § 14c(15), Sept. 7, 1962, 76 Stat. 501; Pub. L. 89-288, § 3, Oct. 22, 1965, 79 Stat. 1050; Pub. L. 89-718, § 35(2)-(4), Nov. 2, 1966, 80 Stat. 1120; Pub. L. 96-513, title V, § 503(9), Dec. 12, 1980, 94 Stat. 2911; Pub. L. 103-337, div. A, title V, § 504(b)(3), (5), Oct. 5, 1994, 108 Stat. 2751, related to rank of, pay and allowances for, and retirement of Bureau Chiefs.

TRANSFER OF FUNCTIONS

Transfer of functions of Offices of Bureau Chiefs, see note set out under section 5111 of this title.

§ 5134. Repealed. Pub. L. 87-649, § 14c(16), Sept. 7, 1962, 76 Stat. 501]

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 286, prescribed pay of deputy chiefs of bureaus. See Title 37, Pay and Allowances of the Uniformed Services.

EFFECTIVE DATE OF REPEAL

Repeal effective Nov. 1, 1962, see section 15 of Pub. L. 87-649, set out as an Effective Date note preceding section 101 of Title 37, Pay and Allowances of the Uniformed Services.

§ 5135. Bureau Chiefs: succession to duties

(a) When there is a vacancy in the office of chief of a bureau, or during the absence or disability of the chief of a bureau, the deputy chief of that bureau, unless otherwise directed by the President, shall perform the duties of the chief until a successor is appointed or the absence or disability ceases.

(b) When subsection (a) cannot be complied with because of the absence or disability of the deputy chief of the bureau, the heads of the major divisions of the bureau, in the order directed by the Secretary of the Navy, shall per-