

(Added Pub. L. 110-417, [div. A], title VIII, § 825(a), Oct. 14, 2008, 122 Stat. 4534.)

**§ 7318. Warranty requirements for shipbuilding contracts**

(a) **REQUIREMENT.**—A contracting officer for a contract for new construction for which funds are expended from the Shipbuilding and Conversion, Navy account shall require, as a condition of the contract, that the work performed under the contract is covered by a warranty for a period of at least one year.

(b) **WAIVER.**—If the contracting officer for a contract covered by the requirement under subsection (a) determines that a limited liability of warranted work is in the best interest of the Government, the contracting officer may agree to limit the liability of the work performed under the contract to a level that the contracting officer determines is sufficient to protect the interests of the Government and in keeping with historical levels of warranted work on similar vessels.

(Added Pub. L. 114-328, div. A, title X, § 1022(a)(1), Dec. 23, 2016, 130 Stat. 2388.)

**EFFECTIVE DATE**

Pub. L. 114-328, div. A, title X, § 1022(b), Dec. 23, 2016, 130 Stat. 2388, provided that: “Section 7318 of title 10, United States Code, as added by subsection (a), shall take effect on the later of the following dates:

“(1) The date of the enactment of the National Defense Authorization for Fiscal Year 2018.

“(2) September 30, 2017.”

**[CHAPTER 635—REPEALED]**

**[[§ 7341 to 7345. Repealed. Pub. L. 103-160, div. A, title VIII, § 824(a)(9), Nov. 30, 1993, 107 Stat. 1708]**

Section 7341, act Aug. 10, 1956, ch. 1041, 70A Stat. 453, related to authorized number of naval airplanes and lighter-than-air crafts.

Section 7342, act Aug. 10, 1956, ch. 1041, 70A Stat. 454, related to percentage of naval aircraft required to be constructed or manufactured in United States plants.

Section 7343, act Aug. 10, 1956, ch. 1041, 70A Stat. 454, related to manufacture of naval aircraft at plants owned by United States under certain circumstances.

Section 7344, act Aug. 10, 1956, ch. 1041, 70A Stat. 454, related to suspension of naval aircraft construction in case of treaty for limitation of naval armament.

Section 7345, added Pub. L. 101-189, div. A, title I, § 153(a)(1), Nov. 29, 1989, 103 Stat. 1387, related to submission of annual reports to Armed Services and Appropriations Committees of Senate and House of Representatives addressing aircraft requirements of the Navy.

**CHAPTER 637—SALVAGE FACILITIES**

Sec.	
7361.	Authority to provide for necessary salvage facilities.
7362.	Acquisition and transfer of vessels and equipment.
7363.	Settlement of claims.
7364.	Disposition of receipts.

**AMENDMENTS**

1996—Pub. L. 104-106, div. A, title X, § 1015, Feb. 10, 1996, 110 Stat. 424, amended analysis generally, adding items 7361 to 7364 and striking out former items 7361 “Naval salvage facilities: contracts for commercial facilities”, 7362 “Commercial use of naval facilities”, 7363

“Transfer of equipment: contract provisions”, 7365 “Settlement of claims”, and 7367 “Disposition of receipts”.

1994—Pub. L. 103-355, title II, § 2001(j)(3)(B), Oct. 13, 1994, 108 Stat. 3303, struck out item 7364 “Advancement of funds for salvage operations”.

1993—Pub. L. 103-160, div. A, title VIII, § 828(a)(8), Nov. 30, 1993, 107 Stat. 1713, struck out item 7366 “Limitation on appropriations”.

**§ 7361. Authority to provide for necessary salvage facilities**

(a) **AUTHORITY.**—The Secretary of the Navy may provide, by contract or otherwise, necessary salvage facilities for public and private vessels.

(b) **COORDINATION WITH SECRETARY OF HOMELAND SECURITY.**—The Secretary shall submit to the Secretary of Homeland Security for comment each proposed contract for salvage facilities that affects the interests of the Department of Homeland Security.

(c) **LIMITATION.**—The Secretary of the Navy may enter into a term contract under subsection (a) only if the Secretary determines that available commercial salvage facilities are inadequate to meet the requirements of national defense.

(d) **PUBLIC NOTICE.**—The Secretary may not enter into a contract under subsection (a) until the Secretary has provided public notice of the intent to enter into such a contract.

(e) **SALVAGE FACILITIES DEFINED.**—In this section, the term “salvage facilities” includes equipment and gear utilized to prevent, abate, or minimize damage to the environment.

(Added Pub. L. 104-106, div. A, title X, § 1015, Feb. 10, 1996, 110 Stat. 424; amended Pub. L. 107-296, title XVII, § 1704(b)(1), (6), Nov. 25, 2002, 116 Stat. 2314; Pub. L. 108-136, div. A, title III, § 315(a), Nov. 24, 2003, 117 Stat. 1431.)

**PRIOR PROVISIONS**

A prior section 7361, acts Aug. 10, 1956, ch. 1041, 70A Stat. 455; Aug. 6, 1981, Pub. L. 97-31, § 12(3)(D), 95 Stat. 154, authorized Secretary of the Navy to provide for necessary salvage facilities for public and private vessels, prior to the general amendment of this chapter by Pub. L. 104-106.

**AMENDMENTS**

2003—Subsec. (e). Pub. L. 108-136 added subsec. (e).

2002—Subsec. (b). Pub. L. 107-296 substituted “of Homeland Security” for “of Transportation” in heading and in two places in text.

**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.

**§ 7362. Acquisition and transfer of vessels and equipment**

(a) **AUTHORITY.**—The Secretary of the Navy may acquire or transfer for operation by private salvage companies such vessels and equipment as the Secretary considers necessary.

(b) **AGREEMENT ON USE.**—Before any salvage vessel or salvage gear is transferred by the Secretary to a private party, the private party must agree in writing with the Secretary that the ves-

sel or gear will be used to support organized offshore salvage facilities for a period of as many years as the Secretary considers appropriate.

(c) REFERENCE TO AUTHORITY TO ADVANCE FUNDS FOR IMMEDIATE SALVAGE OPERATIONS.—For authority for the Secretary of the Navy to advance to private salvage companies such funds as the Secretary considers necessary to provide for the immediate financing of salvage operations, see section 2307(g)(2) of this title.

(Added Pub. L. 104-106, div. A, title X, § 1015, Feb. 10, 1996, 110 Stat. 424.)

#### PRIOR PROVISIONS

A prior section 7362, act Aug. 10, 1956, ch. 1041, 70A Stat. 455, related to commercial use of naval facilities, prior to the general amendment of this chapter by Pub. L. 104-106.

#### § 7363. Settlement of claims

(a) AUTHORITY TO SETTLE CLAIM.—The Secretary of the Navy may settle any claim by the United States for salvage services rendered by the Department of the Navy and may receive payment of any such claim.

(b) SALVAGE SERVICES DEFINED.—In this section, the term “salvage services” includes services performed in connection with a marine salvage operation that are intended to prevent, abate, or minimize damage to the environment.

(Added Pub. L. 104-106, div. A, title X, § 1015, Feb. 10, 1996, 110 Stat. 425; amended Pub. L. 108-136, div. A, title III, § 315(b), Nov. 24, 2003, 117 Stat. 1431.)

#### PRIOR PROVISIONS

A prior section 7363, act Aug. 10, 1956, ch. 1041, 70A Stat. 455, related to contract provisions for transfer of Navy equipment to private parties, prior to the general amendment of this chapter by Pub. L. 104-106.

#### AMENDMENTS

2003—Pub. L. 108-136 designated existing provisions as subsec. (a), inserted heading, and added subsec. (b).

#### § 7364. Disposition of receipts

Amounts received under this chapter shall be credited to appropriations for maintaining naval salvage facilities. However, any amount received under this chapter in any fiscal year in excess of naval salvage costs incurred by the Navy during that fiscal year shall be deposited into the general fund of the Treasury.

(Added Pub. L. 104-106, div. A, title X, § 1015, Feb. 10, 1996, 110 Stat. 425.)

#### PRIOR PROVISIONS

A prior section 7364, act Aug. 10, 1956, ch. 1041, 70A Stat. 455, related to advancement of funds by the Secretary of the Navy to private companies for salvage operations, prior to repeal by Pub. L. 103-355, title II, § 2001(j)(1), Oct. 13, 1994, 108 Stat. 3303. See section 2307(g) of this title.

A prior section 7365, acts Aug. 10, 1956, ch. 1041, 70A Stat. 456; Aug. 29, 1972, Pub. L. 92-417, § 1(4), 86 Stat. 654, related to settlement of claims, prior to the general amendment of this chapter by Pub. L. 104-106. See section 7363 of this title.

A prior section 7366, act Aug. 10, 1956, ch. 1041, 70A Stat. 456, related to limitation on appropriations for naval salvage facilities, prior to repeal by Pub. L. 103-160, div. A, title VIII, § 824(a)(10), Nov. 30, 1993, 107 Stat. 1708.

A prior section 7367, act Aug. 10, 1956, ch. 1041, 70A Stat. 456, related to disposition of receipts, prior to the general amendment of this chapter by Pub. L. 104-106. See section 7364 of this title.

### CHAPTER 639—UNITED STATES NAVAL OBSERVATORY

Sec.

[7391 to 7394. Repealed.]

7395. Naval Observatory: administration.

7396. Naval Observatory: exchange of information with foreign offices.

#### AMENDMENTS

1982—Pub. L. 97-295, § 1(50)(F), Oct. 12, 1982, 96 Stat. 1300, struck out “NAVAL OCEANOGRAPHIC OFFICE AND” from chapter heading.

Pub. L. 97-295, § 1(50)(B), Oct. 12, 1982, 96 Stat. 1299, struck out items 7391 “United States Naval Oceanographic Office: establishment and duties”, 7392 “United States Naval Oceanographic Office: maps, charts and books”, 7393 “United States Naval Oceanographic Office: pilot charts”, and 7394 “Price of maps, charts, and navigational publications”.

1964—Pub. L. 88-436, § 1(b), Aug. 14, 1964, 78 Stat. 436, substituted “navigational publications” for “nautical books” in item 7394.

1962—Pub. L. 87-533, § 1(a)(1), (b), July 10, 1962, 76 Stat. 154, 155, substituted “United States Naval Oceanographic” for “Hydrographic” in chapter heading and in items 7391 to 7393.

#### [[§ 7391 to 7394. Repealed. Pub. L. 97-295, § 1(50)(A), Oct. 12, 1982, 96 Stat. 1299]

Section 7391, acts Aug. 10, 1956, ch. 1041, 70A Stat. 456; July 10, 1962, Pub. L. 87-533, § 1(a)(2), 76 Stat. 154, provided for a United States Naval Oceanographic Office attached to the Office of the Chief of Naval Operations which would provide navigational aids, charts, books, and manuals, and was reenacted as former section 2791 of this title.

Section 7392, acts Aug. 10, 1956, ch. 1041, 70A Stat. 456; July 10, 1962, Pub. L. 87-533, § 1(a)(3), 76 Stat. 154, provided that the Secretary of the Navy may have the United States Naval Oceanographic Office prepare navigational aids, charts, and books, and that he may publish and distribute such materials and buy copyrights of existing navigational aids, charts, and books, and was reenacted as section 451 of this title.

Section 7393, acts Aug. 10, 1956, ch. 1041, 70A Stat. 456; July 10, 1962, Pub. L. 87-533, § 1(a)(4), 76 Stat. 154, directed that certain identifying information be printed on United States Naval Oceanographic pilot charts, and that the Department of Commerce’s Weather Bureau provide the Naval Oceanographic Office with data necessary for their preparation, and was reenacted as section 452 of this title.

Section 7394, acts Aug. 10, 1956, ch. 1041, 70A Stat. 457; July 10, 1962, Pub. L. 87-533, § 1(a)(5), 76 Stat. 154; Aug. 14, 1964, Pub. L. 88-436, § 1(a), 78 Stat. 443, directed that publications by the Naval Oceanographic Office be sold under regulations of the Secretary of the Navy, and that proceeds be covered into the Treasury, and was reenacted as section 453 of this title.

#### § 7395. Naval Observatory: administration

(a) The Naval Observatory shall be attached to the Office of the Chief of Naval Operations.

(b) The Superintendent of the Naval Observatory shall be detailed from officers in the line of the Navy serving in the grade of captain or above.

(c) The Secretary of the Navy may detail any officer of the Navy, competent for that duty, to supervise the Nautical Almanac.

(Aug. 10, 1956, ch. 1041, 70A Stat. 457.)