

this chapter. The Secretary may enter into contracts, cooperative agreements, and grant agreements with State and local governments to assist in carrying out the Secretary's responsibilities under this chapter. Services that may be obtained under this subsection include identifying, investigating, and cleaning up off-site contamination that may have resulted from the release of a hazardous substance or pollutant at a Coast Guard facility.

(e) Section 119 of the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9619) applies to response action contractors that carry out response actions under this chapter. The Coast Guard shall indemnify response action contractors to the extent that adequate insurance is not generally available at a fair price at the time the contractor enters into the contract to cover the contractor's reasonable, potential, long-term liability.

(Added Pub. L. 101-225, title II, §222(a), Dec. 12, 1989, 103 Stat. 1917; amended Pub. L. 114-120, title II, §209(11), Feb. 8, 2016, 130 Stat. 41.)

AMENDMENTS

2016—Subsec. (c)(3). Pub. L. 114-120 substituted "State" for "state".

§ 692. Environmental Compliance and Restoration Account

(a) There is established for the Coast Guard an account known as the Coast Guard Environmental Compliance and Restoration Account. All sums appropriated to carry out the Coast Guard's environmental compliance and restoration functions under this chapter or another law shall be credited or transferred to the account and remain available until expended.

(b) Funds may be obligated or expended from the account to carry out the Coast Guard's environmental compliance and restoration functions under this chapter or another law.

(c) In proposing the budget for any fiscal year under section 1105 of title 31, United States Code, the President shall set forth separately the amount requested for the Coast Guard's environmental compliance and restoration activities under this chapter or another law.

(d) Amounts recovered under section 107 of the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9607) for the Secretary's response actions at current and former Coast Guard facilities shall be credited to the account.

(Added Pub. L. 101-225, title II, §222(a), Dec. 12, 1989, 103 Stat. 1918.)

§ 693. Annual list of projects to Congress

The Commandant of the Coast Guard shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a prioritized list of projects eligible for environmental compliance and restoration funding for each fiscal year concurrent with the President's budget submission for that fiscal year.

(Added Pub. L. 101-225, title II, §222(a), Dec. 12, 1989, 103 Stat. 1918; amended Pub. L. 112-213, title II, §213(b), Dec. 20, 2012, 126 Stat. 1553.)

AMENDMENTS

2012—Pub. L. 112-213 amended section generally. Prior to amendment, section required the Secretary to submit to Congress an annual report on the progress made in implementing this chapter.

PART II—COAST GUARD RESERVE AND AUXILIARY

Table with 2 columns: Chap. and Sec.
21. Coast Guard Reserve 701
23. Coast Guard Auxiliary 821
25. General Provisions for Coast Guard Reserve and Auxiliary 891

AMENDMENTS

1986—Pub. L. 99-640, §10(a)(2), Nov. 10, 1986, 100 Stat. 3549, substituted "701" for "751" in item for chapter 21.
1950—Act Aug. 3, 1950, ch. 536, §34, 64 Stat. 408, substituted "Sec." for "Page".

CHAPTER 21—COAST GUARD RESERVE

SUBCHAPTER A

GENERAL

Table with 2 columns: Sec. and Description
701. Organization.
702. Authorized strength.
703. Coast Guard Reserve Boards.
704. Grades and ratings; military authority.
705. Benefits.
706. Temporary members of the Reserve; eligibility and compensation.
707. Temporary members of the Reserve; disability or death benefits.
708. Temporary members of the Reserve; certificate of honorable service.
709. Reserve student aviation pilots; Reserve aviation pilots; appointments in commissioned grade.
709a. Reserve student pre-commissioning assistance program.
710. Appointment or wartime promotion; retention of grade upon release from active duty.
711. Exclusiveness of service.
712. Active duty for emergency augmentation of regular forces.
713. Enlistment of members engaged in schooling.

SUBCHAPTER B

COMMISSIONED OFFICERS

Table with 2 columns: Sec. and Description
720. Definitions.
721. Applicability of this subchapter.
722. Suspension of this subchapter in time of war or national emergency.
723. Effect of this subchapter on retirement and retired pay.
724. Authorized number of officers.
725. Precedence.
726. Running mates.
727. Constructive credit upon initial appointment.
728. Promotion of Reserve officers on active duty.
729. Promotion; recommendations of selection boards.
730. Selection boards; appointment.
731. Establishment of promotion zones under running mate system.
732. Eligibility for promotion.
733. Recommendation for promotion of an officer previously removed from an active status.
734. Qualifications for promotion.
735. Promotion; acceptance; oath of office.
736. Date of rank upon promotion; entitlement to pay.
737. Type of promotion; temporary.
738. Effect of removal by the President or failure of consent of the Senate.

Sec.	
739.	Failure of selection for promotion.
740.	Failure of selection and removal from an active status.
741.	Retention boards; removal from an active status to provide a flow of promotion.
742.	Maximum ages for retention in an active status.
743.	Rear admiral and rear admiral (lower half); maximum service in grade.
744.	Appointment of a former Navy or Coast Guard officer.
745.	Grade on entry upon active duty.
746.	Recall of a retired officer; grade upon release.

AMENDMENTS

2016—Pub. L. 114-120, title II, §209(12), Feb. 8, 2016, 130 Stat. 41, substituted “Reserve student aviation pilots; Reserve aviation pilots; appointments in commissioned grade” for “Reserve student aviation pilots; reserve aviation pilots; appointments in commissioned grade” in item 709 and “Failure of selection and removal from an active status” for “Failure of selection and removal from active status” in item 740.

2002—Pub. L. 107-295, title IV, §413(b), Nov. 25, 2002, 116 Stat. 2120, added item 709a.

2000—Pub. L. 106-398, §1 [[div. A], title V, §502(b)(2)(B)], Oct. 30, 2000, 114 Stat. 1654, 1654A-100, substituted “Establishment of promotion zones under running mate system” for “Placement in promotion zone; consideration for promotion” in item 731.

1985—Pub. L. 99-145, title V, §514(c)(3)(B), Nov. 8, 1985, 99 Stat. 629, substituted “rear admiral (lower half)” for “commodore” in item 743.

1983—Pub. L. 97-417, §2(17)(B), Jan. 4, 1983, 96 Stat. 2087, inserted “and commodore” after “Rear admiral” in item 743.

1982—Pub. L. 97-295, §2(22), Oct. 12, 1982, 96 Stat. 1303, inserted “previously removed from an active status” in item 733.

1981—Pub. L. 97-136, §6(c)(3), Dec. 29, 1981, 95 Stat. 1706, substituted “Exclusiveness of service” for “Exemption from military training and draft; exclusiveness of service” in item 711.

1980—Pub. L. 96-322, §1, Aug. 4, 1980, 94 Stat. 1002, revised analysis generally by adding items 701 to 713 and 720 to 746, and by omitting items 751 to 765, undesignated center heading “Commissioned Officers” following item 765, and items 770 to 798.

1974—Pub. L. 93-283, §1(14), May 14, 1974, 88 Stat. 141, added items 765 and 796 to 798.

1972—Pub. L. 92-479, §2, Oct. 9, 1972, 86 Stat. 795, added item 764.

1962—Pub. L. 87-704, §1(b), Sept. 27, 1962, 76 Stat. 633, added item 763.

Pub. L. 87-649, §7(d), Sept. 7, 1962, 76 Stat. 495, substituted “Benefits” for “Pay, allowances, and other benefits” in item 755.

1960—Pub. L. 86-559, §2(4), June 30, 1960, 74 Stat. 281, added item 787a.

1958—Pub. L. 85-861, §5(3), Sept. 2, 1958, 72 Stat. 1555, added heading “Commissioned Officers” and items 770 to 795.

1956—Act Aug. 10, 1956, ch. 1041, §§15(b), 16(b), 70A Stat. 625, 626, added items 751a, 752a, 753a, 758a, and 759a.

SUBCHAPTER A

GENERAL

§ 701. Organization

The Coast Guard Reserve is a component of the Coast Guard. It shall be organized, administered, trained, and supplied under the direction of the Commandant.

(Added Pub. L. 96-322, §1, Aug. 4, 1980, 94 Stat. 1003.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 751a of this title prior to the complete revision of this chapter by Pub. L. 96-322.

WOMEN’S BRANCH OF THE COAST GUARD RESERVE

Pub. L. 93-174, §3, Dec. 5, 1973, 87 Stat. 692, provided that: “Effective upon enactment of this Act [Dec. 5, 1973], all members of the women’s branch of the Coast Guard Reserve who were serving on active or inactive duty on the day before enactment shall become members of the Coast Guard Reserve without loss of grade, rate, date of rank, or other benefits earned by their prior service.”

§ 702. Authorized strength

(a) The President shall prescribe the authorized strength of the Coast Guard Reserve if not otherwise prescribed by law.

(b) Subject to the authorized strength of the Coast Guard Reserve, the Secretary shall determine, at least annually, the authorized strength in numbers in each grade necessary to provide for mobilization requirements. Without the consent of the member concerned, a member of the Reserve may not be reduced in grade because of the Secretary’s determination.

(Added Pub. L. 96-322, §1, Aug. 4, 1980, 94 Stat. 1003.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 752a of this title prior to the complete revision of this chapter by Pub. L. 96-322.

COAST GUARD RESERVE COMPONENTS TRANSITION INITIATIVES

Pub. L. 103-160, title V, §564(a), (b), Nov. 30, 1993, 107 Stat. 1669, 1670, provided that:

“(a) APPLICABILITY OF CERTAIN BENEFITS.—The Secretary of Transportation shall prescribe such regulations as necessary so as to apply to the members of the Coast Guard Reserve the provisions of subtitle B of title XLIV of the Defense Conversion, Reinvestment, and Transition Assistance Act of 1992 (division D of Public Law 102-484; 106 Stat. 2712) [enacting section 1331a [now 12731a] of Title 10, Armed Forces, amending sections 1174a, 1175, and 2133 of Title 10 and section 3012 of Title 38, Veterans’ Benefits, and enacting provisions set out as a note under section 12681 of Title 10], including the amendments made by those provisions. For purposes of the application of any of such provisions to the Coast Guard Reserve, any reference in those provisions to the Secretary of Defense or Secretary of a military department shall be treated as referring to the Secretary of Transportation.

“(b) REGULATIONS.—Regulations prescribed for the purposes of this section shall to the extent practicable be identical to the regulations prescribed by the Secretary of Defense under those provisions.”

[For transfer of authorities, functions, personnel, and assets of the Coast Guard, including the authorities and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections 468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.]

§ 703. Coast Guard Reserve Boards

(a) The Secretary shall convene a Coast Guard Reserve Policy Board at least annually to consider, recommend, and report to the Secretary on Reserve policy matters. At least one-half of