

(Added Pub. L. 107-314, div. A, title V, § 572(a), Dec. 2, 2002, 116 Stat. 2557.)

**§ 709a. Expenses incurred in connection with leave canceled due to contingency operations: reimbursement**

(a) AUTHORIZATION TO REIMBURSE.—The Secretary concerned may reimburse a member of the armed forces under the jurisdiction of the Secretary for travel and related expenses (to the extent not otherwise reimbursable under law) incurred by the member as a result of the cancellation of previously approved leave when—

(1) the leave is canceled in connection with the member's participation in a contingency operation; and

(2) the cancellation occurs within 48 hours of the time the leave would have commenced.

(b) REGULATIONS.—The Secretary of Defense and, in the case of the Coast Guard when it is not operating as a service in the Navy, the Secretary of Homeland Security shall prescribe regulations to establish the criteria for the applicability of subsection (a).

(c) CONCLUSIVENESS OF SETTLEMENT.—The settlement of an application for reimbursement under subsection (a) is final and conclusive.

(Added Pub. L. 114-328, div. A, title V, § 522(a), Dec. 23, 2016, 130 Stat. 2115.)

**CHAPTER 41—SPECIAL APPOINTMENTS, ASSIGNMENTS, DETAILS, AND DUTIES**

- Sec.  
711. Senior members of Military Staff Committee of United Nations: appointment.
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713. State Department: assignment or detail as couriers and building inspectors.
- [714, 715. Repealed.]
716. Commissioned officers: transfers among the armed forces, the National Oceanic and Atmospheric Administration, and the Public Health Service.
717. Members of the armed forces: participation in international sports.
- [718. Repealed.]
719. Department of Commerce: assignment or detail of members of the armed forces to National Oceanic and Atmospheric Administration.
- [720 to 722. Repealed.]
714. Senior leaders of the Department of Defense and other specified persons: authority to provide protection within the United States.<sup>1</sup>

**AMENDMENTS**

2016—Pub. L. 114-328, div. A, title IX, § 952(c)(2), Dec. 23, 2016, 130 Stat. 2375, added item 714 at the end of this analysis.

Pub. L. 114-328, div. A, title V, § 502(g)(2), (h)(2), Dec. 23, 2016, 130 Stat. 2103, struck out items 720 “Chief of Staff to President: appointment” and 722 “Attending Physician to the Congress: grade”.

2009—Pub. L. 111-84, div. A, title V, § 502(i)(2), Oct. 28, 2009, 123 Stat. 2277, struck out item 721 “General and flag officers: limitation on appointments, assignments, details, and duties outside an officer's own service”.

2006—Pub. L. 109-364, div. A, title V, § 507(a)(1)(B), Oct. 17, 2006, 120 Stat. 2180, added item 722.

2003—Pub. L. 108-136, div. A, title V, § 503(b), Nov. 24, 2003, 117 Stat. 1456, struck out item 714 “Defense attaché in France: required grade”.

1997—Pub. L. 105-85, div. A, title V, §§ 501(b), 597(b), Nov. 18, 1997, 111 Stat. 1724, 1766, added items 714 and 721.

1994—Pub. L. 103-337, div. A, title XVI, § 1671(b)(8), Oct. 5, 1994, 108 Stat. 3013, struck out item 715 “Reserve components: detail of members of regular and reserve components to assist”.

1986—Pub. L. 99-433, title I, § 110(a)(2), Oct. 1, 1986, 100 Stat. 1001, struck out item 718 “Secretary of Defense: detail of officers to assist”.

1983—Pub. L. 98-94, title X, § 1007(a)(2), Sept. 24, 1983, 97 Stat. 662, included reference to the Public Health Service in item 716.

1980—Pub. L. 96-513, title V, §§ 501(9)(B), 511(23)(C), Dec. 12, 1980, 94 Stat. 2908, 2922, substituted “assignment or detail of members of the armed forces to National Oceanic and Atmospheric Administration” for “assignment or detail to Environmental Science Services Administration” in item 719 and added item 720.

Pub. L. 96-215, § 2(b), Mar. 25, 1980, 94 Stat. 123, inserted “and to and from National Oceanic and Atmospheric Administration” after “between armed forces” in item 716.

1970—Pub. L. 91-392, § 2, Sept. 1, 1970, 84 Stat. 834, substituted “armed forces” for “Army, Navy, Air Force, and Marine Corps” in item 716.

1968—Pub. L. 90-235, § 4(a)(1)(B), Jan. 2, 1968, 81 Stat. 759, added item 711a.

1966—Pub. L. 89-683, § 1(2), Oct. 15, 1966, 80 Stat. 960, added item 719.

1962—Pub. L. 87-651, title I, § 103(b), title II, § 205(b), Sept. 7, 1962, 76 Stat. 508, 519, redesignated item 716, relating to participation of members of the armed forces in international sports, as 717, and added item 718.

1960—Pub. L. 86-533, § 1(5)(B), June 29, 1960, 74 Stat. 246, repealed item 714 “Reports to Congress on length of tours of duty outside United States by members of Army and Air Force”.

1958—Pub. L. 85-861, § 1(18), Sept. 2, 1958, 72 Stat. 1442, added item 716, relating to participation of members of the armed forces in international sports.

Pub. L. 85-599, § 11(1), Aug. 6, 1958, 72 Stat. 521, added item 716, relating to transfers of commissioned officers.

**REPORTS ON MEMBERS OF THE ARMED FORCES AND CIVILIAN EMPLOYEES OF THE DEPARTMENT OF DEFENSE SERVING IN THE LEGISLATIVE BRANCH**

Pub. L. 109-364, div. A, title XI, § 1104, Oct. 17, 2006, 120 Stat. 2409, as amended by Pub. L. 112-81, div. A, title X, § 1066(c), Dec. 31, 2011, 125 Stat. 1588, provided that:

“(a) REPORTS ON DETAILS AND FELLOWSHIPS OF LONG DURATION.—Whenever a member of the Armed Forces or a civilian employee of the Department of Defense serves continuously in the Legislative Branch for more than 12 consecutive months in one or a combination of covered legislative details or fellowships, the Secretary of Defense shall submit to the congressional defense committees, within 90 days, and quarterly thereafter for as long as the service continues, a report on the service of the member or employee.

“(b) REPORTS ON CERTAIN MILITARY DETAILS AND FELLOWSHIPS.—If a member of the Armed Forces is assigned to a covered legislative detail or fellowship as the last tour of duty of such member before retirement or separation from the Armed Forces in contravention of the regulations of the Department of Defense, the Secretary shall submit to the congressional defense committees [Committees on Armed Services and Appropriations of the Senate and the House of Representatives] a report on the assignment of such member to such covered legislative detail or fellowship. The report shall include a rationale for the waiver of the regulations of the Department in order to permit the detail or fellowship.

“(c) REPORT ELEMENTS.—Each report under subsection (a) or (b) shall set forth, for each member of the Armed Forces or civilian employee of the Department of Defense covered by such report, the following:

<sup>1</sup> See 2016 Amendment note below.

- “(1) The name of such member or employee.
  - “(2) In the case of a member, the Armed Force of such member.
  - “(3) The committee or member of Congress to which such member or employee is detailed or assigned.
  - “(4) A general description of the projects or tasks undertaken or to be undertaken, as applicable, by such member or employee as a detailee, fellow, or both.
  - “(5) The anticipated termination date of the current detail or fellowship of such member or employee.
- “(d) COVERED LEGISLATIVE DETAIL OR FELLOWSHIP DEFINED.—In this section, the term ‘covered legislative detail or fellowship’ means the following:
- “(1) A detail under the provisions of Department of Defense Directive 1000.17.
  - “(2) A legislative fellowship (including a legislative fellowship under the provisions of Department of Defense Directive 1322.6).”

**§ 711. Senior members of Military Staff Committee of United Nations: appointment**

The President, by and with the advice and consent of the Senate, may appoint an officer of the Army, an officer of the Navy or the Marine Corps, and an officer of the Air Force, as senior members of the Military Staff Committee of the United Nations.

(Aug. 10, 1956, ch. 1041, 70A Stat. 32; Pub. L. 114-328, div. A, title V, §502(f), Dec. 23, 2016, 130 Stat. 2103.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
711 .....	10:506b(c) (less last 12 words).	Aug. 7, 1947, ch. 512, §504(c) (less last 12 words), 61 Stat 886.

The words “Within the limitations as to numbers in grade prescribed in this Act”, so far as they relate to the Army and the Air Force, are omitted as executed by the declaration of the national emergency on December 16, 1950, in accordance with an opinion of the Judge Advocate General of the Army (JAGA 1951/6180, 17 Oct. 1951). So far as they relate to the Navy and the Marine Corps they are omitted as surplusage. The words “may appoint” are inserted to make it explicit that the revised section prescribes the appointment as well as the rank and pay that go with it. The word “grade” is substituted for the word “rank”. The words “Navy or Marine Corps” are substituted for the words “Navy, including the Marine Corps”. The words “Army, \* \* \* Air Force” are substituted for the words “Army less the Air Corps \* \* \* Air Corps”. The words “pay and allowances of a vice admiral or lieutenant general” are omitted as surplusage, since this is implicit upon appointment to the grade. The words “and Naval” are omitted to conform to the name “Military Staff Committee” established by Article 47 of the United Nations Charter.

AMENDMENTS

2016—Pub. L. 114-328 struck out second sentence which read as follows: “An officer so appointed has the grade of lieutenant general or vice admiral, as the case may be, while serving under that appointment.”

**§ 711a. American National Red Cross: detail of commissioned officers**

Commissioned officers of the Army, Navy, and Air Force may be detailed for duty with the American National Red Cross, by the Secretary of the military department concerned, as follows:

- (1) for duty with the Service to the Armed Forces Division—
  - (A) one or more officers of the Army Medical Department;
  - (B) one or more officers of the Medical Department of the Navy; and
  - (C) one or more officers selected from among medical officers, dental officers, veterinary officers, medical service officers, nurses, and medical specialists of the Air Force; and
- (2) to be in charge of the first-aid department—
  - (A) an officer of the Medical Corps of the Army;
  - (B) an officer of the Medical Corps of the Navy; or
  - (C) a medical officer of the Air Force.

(Added Pub. L. 90-235, §4(a)(1)(A), Jan. 2, 1968, 81 Stat. 759; amended Pub. L. 90-329, June 4, 1968, 82 Stat. 170; Pub. L. 96-513, title V, §511(21), Dec. 12, 1980, 94 Stat. 2921.)

AMENDMENTS

1980—Pub. L. 96-513 struck out “(a)” before “Commissioned”.

1968—Subsec. (a)(1)(A). Pub. L. 90-329 substituted “Army Medical Department” for “Army Medical Service”.

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.

**§ 712. Foreign governments: detail to assist**

(a) Upon the application of the country concerned, the President, whenever he considers it in the public interest, may detail members of the Army, Navy, Air Force, and Marine Corps to assist in military matters—

- (1) any republic in North America, Central America, or South America;
- (2) the Republic of Cuba, Haiti, or Santo Domingo; and
- (3) during a war or a declared national emergency, any other country that he considers it advisable to assist in the interest of national defense.

(b) Subject to the prior approval of the Secretary of the military department concerned, a member detailed under this section may accept any office from the country to which he is detailed. He is entitled to credit for all service while so detailed, as if serving with the armed forces of the United States. Arrangements may be made by the President, with countries to which such members are detailed to perform functions under this section, for reimbursement to the United States or other sharing of the cost of performing such functions.

(Aug. 10, 1956, ch. 1041, 70A Stat. 32; Pub. L. 85-477, ch. V, §502(k), June 30, 1958, 72 Stat. 275.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
712(a) .....	10:540 (less provisos). 34:441a (less provisos).	May 19, 1926, ch. 334, 44 Stat. 565; May 14, 1935, ch. 109, 49 Stat. 218;
712(b) .....	10:540 (provisos). 34:441a (provisos).	Oct. 1, 1942, ch. 571, 56 Stat. 763.