

Pub. L. 114-92, div. A, title VIII, §846, Nov. 25, 2015, 129 Stat. 916; Pub. L. 114-328, div. A, title VIII, §867(a), Dec. 23, 2016, 130 Stat. 2306; Pub. L. 115-91, div. A, title VIII, §844(a), (b), Dec. 12, 2017, 131 Stat. 1482.)

PRIOR PROVISIONS

A prior section 1762, added Pub. L. 101-510, div. A, title XII, §1202(a), Nov. 5, 1990, 104 Stat. 1654; amended Pub. L. 103-160, div. A, title IX, §904(d)(1), Nov. 30, 1993, 107 Stat. 1728; Pub. L. 106-65, div. A, title IX, §911(a)(1), Oct. 5, 1999, 113 Stat. 717, related to report by the Under Secretary of Defense for Acquisition, Technology, and Logistics to the Secretary of Defense on the status of the defense acquisition workforce, prior to repeal by Pub. L. 107-107, div. A, title X, §1048(e)(7)(A), Dec. 28, 2001, 115 Stat. 1227.

Provisions similar to those in this section were contained in Pub. L. 104-106, div. D, title XLIII, §4308, Feb. 10, 1996, 110 Stat. 669, which was set out as a note under section 1701 of this title, prior to repeal by Pub. L. 111-383, §872(b).

AMENDMENTS

2017—Subsec. (c). Pub. L. 115-91, §844(b), substituted “at any one time the demonstration project under this section may not exceed 130,000” for “the demonstration project under this section may not exceed 120,000”.

Subsec. (g). Pub. L. 115-91, §844(a), substituted “December 31, 2023” for “December 31, 2020”.

2016—Subsec. (b)(4). Pub. L. 114-328 added par. (4).

2015—Subsec. (g). Pub. L. 114-92 substituted “demonstration project” for “demonstration program” and “December 31, 2020” for “September 30, 2017”.

EFFECTIVE DATE OF 2016 AMENDMENT

Pub. L. 114-328, div. A, title VIII, §867(b), Dec. 23, 2016, 130 Stat. 2306, provided that: “Paragraph (4) of section 1762(b) of title 10, United States Code, as added by subsection (a), shall take effect on the first day of the first month beginning 60 days after the date of the enactment of this Act [Dec. 23, 2016].”

§ 1763. Repealed. Pub. L. 108-136, div. A, title VIII, § 835(1), Nov. 24, 2003, 117 Stat. 1551

Section, added Pub. L. 101-510, div. A, title XII, §1202(a), Nov. 5, 1990, 104 Stat. 1656; amended Pub. L. 103-160, div. A, title IX, §904(d)(1), Nov. 30, 1993, 107 Stat. 1728; Pub. L. 105-85, div. A, title X, §1073(a)(33), Nov. 18, 1997, 111 Stat. 1902; Pub. L. 107-107, div. A, title X, §1048(b)(2), Dec. 28, 2001, 115 Stat. 1225, related to reassignment of authority by Secretary of Defense.

§ 1764. Authority to establish different minimum requirements

(a) AUTHORITY.—(1) The Secretary of Defense may prescribe a different minimum number of years of experience, different minimum education qualifications, and different tenure of service qualifications to be required for eligibility for appointment or advancement to an acquisition position referred to in subsection (b) than is required for such position under or pursuant to any provision of this chapter.

(2) Any requirement prescribed under paragraph (1) for a position referred to in any paragraph of subsection (b) shall be applied uniformly to all positions referred to in such paragraph.

(b) APPLICABILITY.—This section applies to the following acquisition positions in the Department of Defense:

- (1) Contracting officer, except a position referred to in paragraph (6).

- (2) Program executive officer.
- (3) Senior contracting official.
- (4) Program manager.
- (5) Deputy program manager.
- (6) A position in the contract contingency force of an armed force that is filled by a member of that armed force.

(c) DEFINITION.—In this section, the term “contract contingency force”, with respect to an armed force, has the meaning given such term in regulations prescribed by the Secretary concerned.

(Added Pub. L. 108-136, div. A, title VIII, §835(2), Nov. 24, 2003, 117 Stat. 1551; amended Pub. L. 108-375, div. A, title VIII, §812(c), Oct. 28, 2004, 118 Stat. 2013.)

PRIOR PROVISIONS

A prior section 1764, added Pub. L. 101-510, div. A, title XII, §1202(a), Nov. 5, 1990, 104 Stat. 1656, related to authority to establish different minimum experience requirements, prior to repeal by Pub. L. 107-107, div. A, title X, §1048(e)(7)(A), Dec. 28, 2001, 115 Stat. 1227.

AMENDMENTS

2004—Subsec. (b)(1). Pub. L. 108-375, §812(c)(2), substituted “in paragraph (6)” for “in paragraph (5)”.

Subsec. (b)(5), (6). Pub. L. 108-375, §812(c)(1), added par. (5) and redesignated former par. (5) as (6).

CHAPTER 88—MILITARY FAMILY PROGRAMS AND MILITARY CHILD CARE

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SUBCHAPTER I—MILITARY FAMILY PROGRAMS

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1781a. Department of Defense Military Family Readiness Council.
1781b. Department of Defense policy and plans for military family readiness.
1781c. Office of Special Needs.
1782. Surveys of military families.
1783. Family members serving on advisory committees.
1784. Employment opportunities for military spouses.
1784a. Education and training opportunities for military spouses to expand employment and portable career opportunities.
1785. Youth sponsorship program.
1786. Dependent student travel within the United States.
1787. Reporting of child abuse.
1788. Additional family assistance.
1788a. Family support programs: immediate family members of members of special operations forces.
1789. Chaplain-led programs: authorized support.
1790. Military personnel citizenship processing.

AMENDMENTS

2017—Pub. L. 115-91, div. A, title V, §555(e), Dec. 12, 2017, 131 Stat. 1403, added item 1788a.

2016—Pub. L. 114-328, div. A, title IX, §933(a)(4)(B), (b)(5)(B), Dec. 23, 2016, 130 Stat. 2364, 2365, substituted “Office of Military Family Readiness Policy” for “Office of Family Policy” in item 1781 and “Office of Special Needs” for “Office of Community Support for Military Families With Special Needs” in item 1781c.

2011—Pub. L. 112-74, div. A, title VIII, §8070(b), Dec. 23, 2011, 125 Stat. 823, added item 1790.