

1990—Pub. L. 101-510 added subsec. (a) and redesignated former subsecs. (a) to (c) as (b) to (d), respectively.

EFFECTIVE DATE OF 1996 AMENDMENT

Pub. L. 104-201, div. A, title V, § 501(b), Sept. 23, 1996, 110 Stat. 2510, provided that: “Paragraph (2) of section 5022(a) of title 10, United States Code, as added by subsection (a), shall take effect upon the occurrence of the first vacancy in the position of Chief of Naval Research after the date of the enactment of this Act [Sept. 23, 1996].”

DEMONSTRATION PROJECT TO INCREASE SMALL BUSINESS AND UNIVERSITY PARTICIPATION IN OFFICE OF NAVAL RESEARCH EFFORTS TO EXTEND BENEFITS OF SCIENCE AND TECHNOLOGY RESEARCH TO FLEET

Pub. L. 107-107, div. A, title II, § 262, Dec. 28, 2001, 115 Stat. 1044, provided that:

“(a) PROJECT REQUIRED.—The Secretary of the Navy, acting through the Chief of Naval Research, shall carry out a demonstration project to increase access to Navy facilities of small businesses and universities that are engaged in science and technology research beneficial to the fleet.

“(b) PROJECT ELEMENTS.—In carrying out the demonstration project, the Secretary shall—

“(1) establish and operate a Navy Technology Extension Center at a location to be selected by the Secretary;

“(2) permit participants in the Small Business Innovation Research Program (SBIR) and Small Business Technology Transfer Program (STTR) that are awarded contracts by the Office of Naval Research to access and use Navy Major Range Test Facilities Base (MRTFB) facilities selected by the Secretary for purposes of carrying out such contracts, and charge such participants for such access and use at the same established rates that Department of Defense customers are charged; and

“(3) permit universities, institutions of higher learning, and federally funded research and development centers collaborating with participants referred to in paragraph (2) to access and use such facilities for such purposes, and charge such entities for such access and use at such rates.

“(c) PERIOD OF PROJECT.—The demonstration project shall be carried out during the three-year period beginning on the date of the enactment of this Act [Dec. 28, 2001].

“(d) REPORT.—Not later than February 1, 2004, the Secretary shall submit to Congress a report on the demonstration project. The report shall include a description of the activities carried out under the demonstration project and any recommendations for the improvement or expansion of the demonstration project that the Secretary considers appropriate.”

§ 5023. Office of Naval Research: appropriations; time limit

(a) Sums appropriated for the Office of Naval Research may be used to pay the cost of performing its duties under section 5022 of this title including the cost of—

- (1) administration;
- (2) conduct of research and development work in Government facilities; and
- (3) conduct of research and development work under contracts with individuals, corporations, and educational or scientific institutions.

(b) Sums appropriated for the purposes of this section, if obligated during the fiscal year for which appropriated, remain available for expenditure for four years after the end of that fiscal year. Any balance not spent after that four-

year period shall be carried to the surplus fund and covered into the Treasury.

(Aug. 10, 1956, ch. 1041, 70A Stat. 291, § 5152; renumbered § 5023 and amended Pub. L. 99-433, title V, §§ 511(d), 514(c)(2), Oct. 1, 1986, 100 Stat. 1048, 1055.)

HISTORICAL AND REVISION NOTES

<i>Revised section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
5152	5 U.S.C. 475d(a) (less 2d sentence). 5 U.S.C. 475d(b).	Aug. 1, 1946, ch. 727, § 5 (a) (less 2d sentence), 60 Stat. 780. Aug. 1, 1946, ch. 727, § 5 (b), 60 Stat. 780.

The authorization to make appropriations for the Office of Naval Research is omitted as unnecessary. The word “administration” is substituted for the words “administrative expenses” for brevity.

AMENDMENTS

1986—Pub. L. 99-433, § 511(d), renumbered section 5152 of this title as this section.

Subsec. (a). Pub. L. 99-433, § 514(c)(2), substituted “section 5022” for “section 5151”.

§ 5024. Naval Research Advisory Committee

(a) The Secretary of the Navy may appoint a Naval Research Advisory Committee consisting of not more than 15 civilians preeminent in the fields of science, research, and development work. One member of the Committee must be from the field of medicine. Each member serves for such term as the Secretary specifies.

(b) The Committee shall meet at such times as the Secretary specifies to consult with and advise the Chief of Naval Operations and the Chief of Naval Research.

(c) No law imposing restrictions, requirements, or penalties in relation to the employment of persons, the performance of services, the payment or receipt of compensation in connection with any claim, proceeding, or matter involving the United States applies to members of the Committee solely by reason of their membership on the Committee.

(Aug. 10, 1956, ch. 1041, 70A Stat. 291, § 5153; Pub. L. 97-60, title II, § 205, Oct. 14, 1981, 95 Stat. 1007; renumbered § 5024 and amended Pub. L. 99-433, title V, §§ 511(d), 514(d)(2), Oct. 1, 1986, 100 Stat. 1048, 1055.)

HISTORICAL AND REVISION NOTES

<i>Revised section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
5153	5 U.S.C. 475c.	Aug. 1, 1946, ch. 727, § 4, 60 Stat. 779; Sept. 3, 1954, ch. 1263, § 12, 68 Stat. 1229.

In subsection (c) the words “in the amount” are omitted as unnecessary.

In subsection (d) references to sections of title 18 and to R.S. 190 are omitted as unnecessary and the words “No law” are substituted for the words “Nothing * * * in any other provision of Federal law”.

AMENDMENTS

1986—Pub. L. 99-433, § 511(d), renumbered section 5153 of this title as this section.

Subsec. (c). Pub. L. 99-433, § 514(d)(2), substituted “claim, proceeding,” for “claim proceeding”.

1981—Subsecs. (c), (d). Pub. L. 97-60 redesignated subsec. (d) as (c). Former subsec. (c), which allowed each

member of the Committee compensation of \$50 for each day or part of a day that the member attended any regularly called meeting of the Committee and also allowed that member reimbursement for all travel expenses incident to that attendance, was struck out.

TERMINATION OF ADVISORY COMMITTEES

Advisory committees in existence on Jan. 5, 1973, to terminate not later than the expiration of the 2-year period following Jan. 5, 1973, unless, in the case of a committee established by the President or an officer of the Federal Government, such committee is renewed by appropriate action prior to the expiration of such 2-year period, or in the case of a committee established by the Congress, its duration is otherwise provided for by law. See section 14 of Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 776, set out in the Appendix to Title 5, Government Organization and Employees.

§ 5025. Financial management

(a) The Secretary of the Navy shall provide that the Assistant Secretary of the Navy for Financial Management shall direct and manage financial management activities and operations of the Department of the Navy, including ensuring that financial management systems of the Department of the Navy comply with subsection (b). The authority of the Assistant Secretary for such direction and management shall include the authority to—

(1) supervise and direct the preparation of budget estimates of the Department of the Navy and otherwise carry out, with respect to the Department of the Navy, the functions specified for the Under Secretary of Defense (Comptroller) in section 135(c) of this title;

(2) approve and supervise any project to design or enhance a financial management system for the Department of the Navy; and

(3) approve the establishment and supervise the operation of any asset management system of the Department of the Navy, including—

(A) systems for cash management, credit management, and debt collection; and

(B) systems for the accounting for the quantity, location, and cost of property and inventory.

(b)(1) Financial management systems of the Department of the Navy (including accounting systems, internal control systems, and financial reporting systems) shall be established and maintained in conformance with—

(A) the accounting and financial reporting principles, standards, and requirements established by the Comptroller General under section 3511 of title 31; and

(B) the internal control standards established by the Comptroller General under section 3512 of title 31.

(2) Such systems shall provide for—

(A) complete, reliable, consistent, and timely information which is prepared on a uniform basis and which is responsive to the financial information needs of department management;

(B) the development and reporting of cost information;

(C) the integration of accounting and budgeting information; and

(D) the systematic measurement of performance.

(c) The Assistant Secretary shall maintain a five-year plan describing the activities the Department of the Navy proposes to conduct over the next five fiscal years to improve financial management. Such plan shall be revised annually.

(d) The Assistant Secretary of the Navy for Financial Management shall transmit to the Secretary of the Navy a report each year on the activities of the Assistant Secretary during the preceding year. Each such report shall include a description and analysis of the status of Department of the Navy financial management.

(Added Pub. L. 100-456, div. A, title VII, §702(b)(2), Sept. 29, 1988, 102 Stat. 1994; amended Pub. L. 103-337, div. A, title X, §1070(a)(15), Oct. 5, 1994, 108 Stat. 2856; Pub. L. 104-106, div. A, title XV, §1503(b)(1), Feb. 10, 1996, 110 Stat. 512.)

AMENDMENTS

1996—Subsec. (a)(1). Pub. L. 104-106 substituted “Under Secretary of Defense (Comptroller)” for “Comptroller of the Department of Defense”.

1994—Subsec. (a)(1). Pub. L. 103-337 substituted “135(c)” for “137(c)”.

EFFECTIVE DATE

Section effective Jan. 20, 1989, see section 702(e)(1) of Pub. L. 100-456, set out as an Effective Date of 1988 Amendment note under section 3016 of this title.

§ 5026. Consultation with Commandant of the Marine Corps on major decisions directly concerning Marine Corps aviation

The Secretary of the Navy shall ensure that the views of the Commandant of the Marine Corps are given appropriate consideration before a major decision is made by an element of the Department of the Navy outside the Marine Corps on a matter that directly concerns Marine Corps aviation.

(Added Pub. L. 105-261, div. A, title IX, §935(a), Oct. 17, 1998, 112 Stat. 2109.)

§ 5027. Chief of Legislative Affairs

(a) There is a Chief of Legislative Affairs in the Department of the Navy.

(b) The Chief of Legislative Affairs shall perform legislative affairs functions as specified for the Office of the Secretary of the Navy by section 5014(c)(1)(F) of this title.

(Added Pub. L. 107-314, div. A, title V, §504(d)(1)(A), Dec. 2, 2002, 116 Stat. 2532; amended Pub. L. 114-328, div. A, title V, §502(v), Dec. 23, 2016, 130 Stat. 2104.)

AMENDMENTS

2016—Subsec. (a). Pub. L. 114-328 struck out second sentence which read as follows: “An officer assigned to that position shall be an officer in the grade of rear admiral.”

§ 5028. Director of Small Business Programs

(a) DIRECTOR.—There is a Director of Small Business Programs in the Department of the Navy. The Director is appointed by the Secretary of the Navy.

(b) OFFICE OF SMALL BUSINESS PROGRAMS.—The Office of Small Business Programs of the Department of the Navy is the office that is es-