

cording to the laws and regulations of the Air Force, all persons who are guilty of them; and (4) to take all necessary and proper measures, under the laws, regulations, and customs of the Air Force, to promote and safeguard the morale, the physical well-being, and the general welfare of the officers and enlisted persons under their command or charge.

(Added Pub. L. 105-85, div. A, title V, § 507(b)(1), Nov. 18, 1997, 111 Stat. 1727.)

[CHAPTER 847—REPEALED]

[[§ 8611, 8612. Repealed. Pub. L. 90-235, § 8(2), Jan. 2, 1968, 81 Stat. 764]

Section 8611, act Aug. 10, 1956, ch. 1041, 70A Stat. 531, provided that President could prescribe uniform of Air Force.

Section 8612, act Aug. 10, 1956, ch. 1041, 70A Stat. 531, provided for disposition of uniforms of enlisted members of Air Force who were discharged and for disposition of uniforms of and issuance of civilian clothing to enlisted members of Air Force who were discharged otherwise than honorably.

CHAPTER 849—MISCELLANEOUS PROHIBITIONS AND PENALTIES

Sec.

[8631 to 8638. Repealed.]

8639. Enlisted members: officers not to use as servants.

AMENDMENTS

2008—Pub. L. 110-181, div. A, title V, § 590(b)(2)(C), Jan. 28, 2008, 122 Stat. 138, struck out item 8634 “Air Force band: may not be paid for performance outside air base”.

1980—Pub. L. 96-513, title V, § 514(4), Dec. 12, 1980, 94 Stat. 2935, struck out items 8632 “Members of Air Force: forfeiture of pay during absence from duty due to disease from intemperate use of alcohol or drugs”, 8633 “Commissioned officers: forfeiture of pay when dropped from rolls”, and 8636 “Enlisted members: pay and allowances not to accrue during suspended sentence of dishonorable discharge”.

1968—Pub. L. 90-235, §§ 6(a)(10), 7(b)(5), Jan. 2, 1968, 81 Stat. 762, 763, struck out items 8631 “Dealing in quartermaster supplies prohibited”, 8635 “Enlisted members: restriction on civilian employment”, and 8637 “Enlisted members: forfeiture of right to pension by deserters”.

1958—Pub. L. 85-861, § 1(186), 33(a)(40), Sept. 2, 1958, 72 Stat. 1533, 1566, substituted “8632” for “8362” in item 8632, and struck out item 8638 “Enlisted members: required to make up time lost”.

[[§ 8631. Repealed. Pub. L. 90-235, § 7(b)(1), Jan. 2, 1968, 81 Stat. 763]

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 532, prohibited any officer of Air Force who was engaged in procurement or sale of quartermaster supplies from dealing in said supplies.

[[§ 8632, 8633. Repealed. Pub. L. 87-649, § 14c(54), (55), Sept. 7, 1962, 76 Stat. 501, 502]

Sections, act Aug. 10, 1946, ch. 1041, 70A Stat. 532, provided for forfeiture of pay during absence from duty due to disease from intemperate use of alcohol or drugs, and for forfeiture when dropped from rolls. See sections 802 and 803 of Title 37, Pay and Allowances of the Uniformed Services.

EFFECTIVE DATE OF REPEAL

Repeal effective Nov. 1, 1962, see section 15 of Pub. L. 87-649, set out as an Effective Date note preceding sec-

tion 101 of Title 37, Pay and Allowances of the Uniformed Services.

[[§ 8634. Repealed. Pub. L. 110-181, div. A, title V, § 590(b)(1), Jan. 28, 2008, 122 Stat. 138]

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 532; Pub. L. 101-510, div. A, title III, § 327(c), Nov. 5, 1990, 104 Stat. 1532, generally prohibited Air Force band from being paid for performance outside air base. See section 974 of this title.

[[§ 8635. Repealed. Pub. L. 90-235, § 6(a)(7), Jan. 2, 1968, 81 Stat. 762]

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 532, set forth restrictions on civilian employment for enlisted members of Air Force on active duty.

[[§ 8636. Repealed. Pub. L. 87-649, § 14c(56), Sept. 7, 1962, 76 Stat. 502]

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 533, provided that pay and allowances do not accrue to an enlisted member of Air Force who is in confinement under sentence of dishonorable discharge, while execution of sentence to discharge is suspended. See section 858b of this title.

EFFECTIVE DATE OF REPEAL

Repeal effective Nov. 1, 1962, see section 15 of Pub. L. 87-649, set out as an Effective Date note preceding section 101 of Title 37, Pay and Allowances of the Uniformed Services.

[[§ 8637. Repealed. Pub. L. 90-235, § 7(b)(1), Jan. 2, 1968, 81 Stat. 763]

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 533, provided that an enlisted member of Air Force who deserted forfeited all rights to a pension.

[[§ 8638. Repealed. Pub. L. 85-861, § 36B(27), Sept. 2, 1958, 72 Stat. 1571]

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 533, required enlisted members to make up time lost. See section 972(a) of this title.

§ 8639. Enlisted members: officers not to use as servants

No officer of the Air Force may use an enlisted member of the Air Force as a servant.

(Aug. 10, 1956, ch. 1041, 70A Stat. 533.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
8639	10:608.	R.S. 1232.

The words “in any case whatever” are omitted as surplusage.

[CHAPTER 851—REPEALED]

[[§ 8662, 8663. Repealed. Pub. L. 90-377, § 6(3), July 5, 1968, 82 Stat. 288]

Section 8662, act Aug. 10, 1956, ch. 1041, 70A Stat. 533, provided for military training, organization, and equipping of prisoners who have been sent to United States Disciplinary Barracks.

Section 8663, act Aug. 10, 1956, ch. 1041, 70A Stat. 533, authorized Secretary of Air Force to parole or remit sentence and restore to duty offenders who are confined in the United States Disciplinary Barracks.

**CHAPTER 853—MISCELLANEOUS RIGHTS
AND BENEFITS**

Sec.
8681. Presentation of United States flag upon retirement.
[8682, 8683. Repealed.]
8684. Service credit: regular enlisted members; service as an officer to be counted as enlisted service.
[8685 to 8690. Repealed.]
8691. Flying officer rating: qualifications.
[8692, 8693. Repealed.]

AMENDMENTS

1998—Pub. L. 105-261, div. A, title VI, §644(c)(2), Oct. 17, 1998, 112 Stat. 2049, added item 8681.

1994—Pub. L. 103-337, div. A, title XVI, §1674(b)(6), Oct. 5, 1994, 108 Stat. 3016, struck out item 8686 “Members of Air National Guard of United States: credit for service as members of Air National Guard”.

1986—Pub. L. 99-661, div. A, title VI, §604(f)(1)(B)(iv), Nov. 14, 1986, 100 Stat. 3877, struck out item 8687 “Compensation: members of Air Force other than of regular Air Force; when same as that provided for members of Regular Air Force”.

1985—Pub. L. 99-145, title XIII, §1301(d)(1)(B), Nov. 8, 1985, 99 Stat. 736, struck out item 8683 “Service credit: certain service as a nurse, woman medical specialist, or civilian employee of Army Medical Department to be counted”.

1980—Pub. L. 96-513, title V, §514(5), Dec. 12, 1980, 94 Stat. 2935, struck out item 8689 “Assignments and allotments of pay”.

1971—Pub. L. 92-168, §3(2), Nov. 24, 1971, 85 Stat. 489, struck out item 8692 “Pilot rating in time of peace: qualifications”.

1968—Pub. L. 90-235, §§6(a)(5), 7(a)(6), (b)(6), Jan. 2, 1968, 81 Stat. 762, 763, struck out items 8682 “Service credit: officers; service as cadet not counted”, 8685 “Regular Air Force; Air Force Reserve: female members; definition of ‘dependents’”, 8690 “Exemption from arrest for debt: enlisted members”, and 8693 “Replacement of certificates of discharge”.

1958—Pub. L. 85-861, §1(189), Sept. 2, 1958, 72 Stat. 1534, struck out items 8681 “Air Force Register: Regular Air Force officers; service to be listed” and 8688 “Death gratuity”.

§ 8681. Presentation of United States flag upon retirement

(a) PRESENTATION OF FLAG.—Upon the release of a member of the Air Force from active duty for retirement, the Secretary of the Air Force shall present a United States flag to the member.

(b) MULTIPLE PRESENTATIONS NOT AUTHORIZED.—A member is not eligible for a presentation of a flag under subsection (a) if the member has previously been presented a flag under this section or any other provision of law providing for the presentation of a United States flag incident to release from active service for retirement.

(c) NO COST TO RECIPIENT.—The presentation of a flag under this section shall be at no cost to the recipient.

(Added Pub. L. 105-261, div. A, title VI, §644(c)(1), Oct. 17, 1998, 112 Stat. 2049; amended Pub. L. 106-65, div. A, title VI, §652(e), Oct. 5, 1999, 113 Stat. 666.)

PRIOR PROVISIONS

A prior section 8681, act Aug. 10, 1956, ch. 1041, 70A Stat. 534, prescribed service to be listed in official Air Force Register, prior to repeal by Pub. L. 85-861, §36B(28), Sept. 2, 1958, 72 Stat. 1571.

AMENDMENTS

1999—Subsec. (b). Pub. L. 106-65 substituted “under this section or any other provision of law providing for the presentation of a United States flag incident to release from active service for retirement.” for “under this section or section 3681 or 6141 of this title or section 516 of title 14.”

EFFECTIVE DATE

Section applicable with respect to releases from active duty described in this section, sections 3681 and 6141 of this title, and section 516 of Title 14, Coast Guard, on or after Oct. 1, 1998, see section 644(e) of Pub. L. 105-261, set out as a note under section 3681 of this title.

[§ 8682. Repealed. Pub. L. 90-235, § 6(a)(2), Jan. 2, 1968, 81 Stat. 761]

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 535, provided that in computing length of service, no commissioned officer of Air Force could be credited with service as a cadet at the Military Academy or the Air Force Academy, or as a midshipman at the Naval Academy, if he was appointed as a cadet or midshipman after Aug. 24, 1912. See section 971 of this title.

[§ 8683. Repealed. Pub. L. 99-145, title XIII, § 1301(d)(1)(A), Nov. 8, 1985, 99 Stat. 736]

Section, acts Aug. 10, 1956, ch. 1041, 70A Stat. 535; Sept. 2, 1958, Pub. L. 85-861, §1(156), 72 Stat. 1513; Aug. 25, 1959, Pub. L. 86-197, §1(7), 73 Stat. 426, related to service credit for certain service as a nurse, woman medical specialist, or civilian employee of Army Medical Department.

PERSON PERFORMING ACTIVE SERVICE ON DAY BEFORE
REPEAL OF SECTION

Pub. L. 99-145, title XIII, §1301(d)(1)(C), Nov. 8, 1985, 99 Stat. 736, provided that: “The repeal made by subparagraph (A) [repealing this section] shall not apply in the case of a person who performed active service described in section 8683 of title 10, United States Code, as such section was in effect on the day before the date of the enactment of this Act [Nov. 8, 1985].”

§ 8684. Service credit: regular enlisted members; service as an officer to be counted as enlisted service

An enlisted member of the Regular Air Force is entitled to count active service as an officer in the Air Force, and in the Army, as enlisted service for all purposes.

(Aug. 10, 1956, ch. 1041, 70A Stat. 535.)

HISTORICAL AND REVISION NOTES

<i>Revised section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
8684	10:631a (last proviso).	July 14, 1939, ch. 267, § 1 (last proviso); restated May 29, 1954, ch. 249, § 19(b) (last proviso), 68 Stat. 166.

[§ 8685. Repealed. Pub. L. 90-235, § 7(a)(3), Jan. 2, 1968, 81 Stat. 763]

Section, acts Aug. 10, 1956, ch. 1041, 70A Stat. 535; Sept. 2, 1958, Pub. L. 85-861, §1(187), 72 Stat. 1534, set forth restrictions on consideration of a husband or child as dependent of a female member of Regular Air Force, Air National Guard of the United States or Air Force Reserve.