

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.

[§ 9316. Repealed. Pub. L. 110-417, [div. A], title III, § 353(a), Oct. 14, 2008, 122 Stat. 4425]

Section, added Pub. L. 101-510, div. A, title XIV, § 1439(c), Nov. 5, 1990, 104 Stat. 1689, related to training and support for A-10 aircraft.

§ 9317. Degree granting authority for Air University

(a) **AUTHORITY.**—Except as provided in sections 9314 and 9315 of this title, under regulations prescribed by the Secretary of the Air Force, the commander of the Air University may, upon the recommendation of the faculty of the Air University components, confer appropriate degrees upon graduates who meet the degree requirements.

(b) **LIMITATION.**—A degree may not be conferred under this section unless—

(1) the Secretary of Education has recommended approval of the degree in accordance with the Federal Policy Governing Granting of Academic Degrees by Federal Agencies; and

(2) the Air University is accredited by the appropriate civilian academic accrediting agency or organization to award the degree, as determined by the Secretary of Education.

(c) **CONGRESSIONAL NOTIFICATION REQUIREMENTS.**—(1) When seeking to establish degree granting authority under this section, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and House of Representatives—

(A) a copy of the self assessment questionnaire required by the Federal Policy Governing Granting of Academic Degrees by Federal Agencies, at the time the assessment is submitted to the Department of Education's National Advisory Committee on Institutional Quality and Integrity; and

(B) the subsequent recommendations and rationale of the Secretary of Education regarding the establishment of the degree granting authority.

(2) Upon any modification or redesignation of existing degree granting authority, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and House of Representatives a report containing the rationale for the proposed modification or redesignation and any subsequent recommendation of the Secretary of Education on the proposed modification or redesignation.

(3) The Secretary of Defense shall submit to the Committees on Armed Services of the Senate and House of Representatives a report containing an explanation of any action by the appropriate academic accrediting agency or organization not to accredit the Air University to award any new or existing degree.

(Added Pub. L. 103-337, div. A, title IX, § 913(a)(1), Oct. 5, 1994, 108 Stat. 2828; amended Pub. L. 106-65, div. A, title V, § 543(a), (b)(1), Oct. 5, 1999, 113 Stat. 607; Pub. L. 108-375, div. A, title V,

§ 556(a), (c)(1), Oct. 28, 2004, 118 Stat. 1914, 1915; Pub. L. 110-181, div. A, title V, § 527, Jan. 28, 2008, 122 Stat. 105; Pub. L. 110-417, [div. A], title V, § 543(i)(1), Oct. 14, 2008, 122 Stat. 4464.)

AMENDMENTS

2008—Pub. L. 110-417 amended section generally. Prior to amendment, section consisted of subsecs. (a) and (b) relating to the authority of Air University to confer academic degrees and regulations under which authority would be exercised.

Subsec. (a)(4), (5). Pub. L. 110-181 added par. (4) and redesignated former par. (4) as (5).

2004—Pub. L. 108-375, § 556(c)(1), substituted “conferal of degrees” for “graduate-level degrees” in section catchline.

Subsec. (a). Pub. L. 108-375, § 556(a), substituted “may confer academic degrees as follows:” for “may confer—” in introductory provisions, “The” for “the” in pars. (1) to (3), period for semicolon in par. (1), and period for “; and” in par. (2) and added par. (4).

1999—Pub. L. 106-65, § 543(b)(1), substituted “graduate-level degrees” for “master of airpower art and science” in section catchline.

Subsec. (a). Pub. L. 106-65, § 543(a), amended heading and text of subsec. (a) generally. Prior to amendment, text read as follows: “Upon the recommendation of the faculty of the School of Advanced Airpower Studies of the Air University, the Commander of the university may confer the degree of master of airpower art and science upon graduates of the school who fulfill the requirements for the degree.”

EFFECTIVE DATE OF 2008 AMENDMENT

Amendment by Pub. L. 110-417 applicable to any degree granting authority established, modified, or redesignated on or after Oct. 14, 2008, for an institution of professional military education referred to in such amendment, see section 543(j) of Pub. L. 110-417, set out as a note under section 2161 of this title.

EFFECTIVE DATE

Pub. L. 103-337, div. A, title IX, § 913(b), Oct. 5, 1994, 108 Stat. 2828, provided that: “The authority provided by section 9317(a) of title 10, United States Code, as added by subsection (a), shall become effective on the date on which the Secretary of Education determines that the requirements established by the School of Advanced Airpower Studies of the Air University for the degree of master of airpower art and science are in accordance with generally applicable requirements for a degree of master of arts or a degree of master of science.”

§ 9319. Recruit basic training: separate housing for male and female recruits

(a) **PHYSICALLY SEPARATE HOUSING.**—(1) The Secretary of the Air Force shall provide for housing male recruits and female recruits separately and securely from each other during basic training.

(2) To meet the requirements of paragraph (1), the sleeping areas and latrine areas provided for male recruits shall be physically separated from the sleeping areas and latrine areas provided for female recruits by permanent walls, and the areas for male recruits and the areas for female recruits shall have separate entrances.

(3) The Secretary shall ensure that, when a recruit is in an area referred to in paragraph (2), the area is supervised by one or more persons who are authorized and trained to supervise the area.

(b) **ALTERNATIVE SEPARATE HOUSING.**—If male recruits and female recruits cannot be housed as

provided under subsection (a) by October 1, 2001, at a particular installation, the Secretary of the Air Force shall require (on and after that date) that male recruits in basic training at such installation be housed in barracks or other troop housing facilities that are only for males and that female recruits in basic training at such installation be housed in barracks or other troop housing facilities that are only for females.

(c) CONSTRUCTION PLANNING.—In planning for the construction of housing to be used for housing recruits during basic training, the Secretary of the Air Force shall ensure that the housing is to be constructed in a manner that facilitates the housing of male recruits and female recruits separately and securely from each other.

(d) BASIC TRAINING DEFINED.—In this section, the term “basic training” means the initial entry training program of the Air Force that constitutes the basic training of new recruits.

(Added Pub. L. 105–261, div. A, title V, §521(c)(1), Oct. 17, 1998, 112 Stat. 2011.)

IMPLEMENTATION

Pub. L. 105–261, div. A, title V, §521(c)(3), Oct. 17, 1998, 112 Stat. 2012, provided that: “The Secretary of the Air Force shall implement section 9319 of title 10, United States Code, as added by paragraph (1), as rapidly as feasible and shall ensure that the provisions of that section are applied to all recruit basic training classes beginning not later than the first such class that enters basic training on or after April 15, 1999.”

§ 9320. Recruit basic training: privacy

The Secretary of the Air Force shall require that access by military training instructors and other training personnel to a living area in which recruits are housed during basic training shall be limited after the end of the training day, other than in the case of an emergency or other exigent circumstance, to military training instructors and other training personnel who are of the same sex as the recruits housed in that living area or to superiors in the chain of command of those recruits who, if not of the same sex as the recruits housed in that living area, are accompanied by a member (other than a recruit) who is of the same sex as the recruits housed in that living area.

(Added Pub. L. 105–261, div. A, title V, §522(c)(1), Oct. 17, 1998, 112 Stat. 2013.)

IMPLEMENTATION

Pub. L. 105–261, div. A, title V, §522(c)(3), Oct. 17, 1998, 112 Stat. 2013, provided that: “The Secretary of the Air Force shall implement section 9320 of title 10, United States Code, as added by paragraph (1), as rapidly as feasible and shall ensure that the provisions of that section are applied to all recruit basic training classes beginning not later than the first such class that enters basic training on or after April 15, 1999.”

CHAPTER 903—UNITED STATES AIR FORCE ACADEMY

Sec.	
9331.	Establishment; Superintendent; faculty.
9332.	Departments and professors: titles.
9333.	Superintendent; faculty: appointment and detail.
9333a.	Superintendent: condition for detail to position.
9334.	Command and supervision.

Sec.	
9335.	Dean of the Faculty.
9336.	Permanent professors; director of admissions.
[9337.	Repealed.]
9338.	Civilian faculty: number; compensation.
9341.	Faculty and other officers: leaves of absence.
9341a.	Cadets: appointment by the President.
9342.	Cadets: appointment; numbers, territorial distribution.
9343.	Cadets: appointment; to bring to full strength.
[9344 to 9345a.	Repealed.]
9346.	Cadets: requirements for admission.
9347.	Cadets; nominees: effect of redistricting of States.
9348.	Cadets: agreement to serve as officer.
9349.	Cadets: organization; service; instruction.
9350.	Cadets: clothing and equipment.
9351.	Cadets: deficiencies in conduct or studies; effect of failure on successor.
9352.	Cadets: hazing.
9353.	Cadets: degree and commission on graduation.
9354.	Buildings and grounds: buildings for religious worship.
9355.	Board of Visitors.
9356.	Acceptance of guarantees with gifts for major projects.
9357.	Grants for faculty research for scientific, literary, and educational purposes: acceptance; authorized grantees.
9359.	Mixed-funded athletic and recreational extracurricular programs: authority to manage appropriated funds in same manner as non-appropriated funds.
9360.	Cadets: charges and fees for attendance; limitation.
9361.	Policy on sexual harassment and sexual violence.
9362.	Support of athletic programs.

AMENDMENTS

2016—Pub. L. 114–328, div. A, title V, §591(b), title XII, §1248(b)(2)(C), Dec. 23, 2016, 130 Stat. 2152, 2525, struck out items 9337 “Chaplain”, 9344 “Selection of persons from foreign countries”, 9345 “Exchange program with foreign military academies”, and 9345a “Foreign and cultural exchange activities”.

2009—Pub. L. 111–84, div. A, title V, §528(b), Oct. 28, 2009, 123 Stat. 2290, added item 9362.

2008—Pub. L. 110–417, [div. A], title V, §541(c)(2), Oct. 14, 2008, 122 Stat. 4456, added item 9345a.

2006—Pub. L. 109–364, div. A, title X, §1071(g)(2), Oct. 17, 2006, 120 Stat. 2402, made technical correction to directory language of Pub. L. 108–375, §544(c)(2). See 2004 Amendment note below.

Pub. L. 109–364, div. A, title V, §532(d)(3), Oct. 17, 2006, 120 Stat. 2206, added item 9361.

2004—Pub. L. 108–375, div. A, title V, §545(c)(2), Oct. 28, 2004, 118 Stat. 1909, added item 9360.

Pub. L. 108–375, div. A, title V, §544(c)(2), Oct. 28, 2004, 118 Stat. 1907, as amended by Pub. L. 109–364, div. A, title X, §1071(g)(2), Oct. 17, 2006, 120 Stat. 2402, added item 9359.

1999—Pub. L. 106–65, div. A, title V, §532(a)(4)(F), div. B, title XXVIII, §2871(c)(2), Oct. 5, 1999, 113 Stat. 604, 877, added items 9333a and 9356.

1998—Pub. L. 105–261, div. A, title X, §1063(c)(2), Oct. 17, 1998, 112 Stat. 2132, added item 9357.

1997—Pub. L. 105–85, div. A, title V, §542(c)(2), Nov. 18, 1997, 111 Stat. 1743, added item 9345.

1996—Pub. L. 104–106, div. A, title V, §533(c)(2), Feb. 10, 1996, 110 Stat. 315, struck out item 9356 “Athletics program: athletic director; nonappropriated fund account”.

1994—Pub. L. 103–337, div. A, title V, §556(c)(2), Oct. 5, 1994, 108 Stat. 2775, added item 9356.

1993—Pub. L. 103–160, div. A, title V, §533(b)(2), Nov. 30, 1993, 107 Stat. 1658, added item 9338.

1989—Pub. L. 101–189, div. A, title V, §515(b)(2), Nov. 29, 1989, 103 Stat. 1441, substituted “director of admissions” for “registrar” in item 9336.