

**CHAPTER 943—DISPOSAL OF OBSOLETE OR SURPLUS MATERIAL**

Sec.	
[9681.]	Repealed.]
9682.	Obsolete or excess material: sale to National Council of Boy Scouts of America.
9684.	Surplus obsolete ordnance: sale to patriotic organizations.
9685.	Obsolete ordnance: loan to educational institutions and State soldiers' and sailors' orphans' homes.
9686.	Obsolete ordnance: gift to State homes for soldiers and sailors.

AMENDMENTS

2016—Pub. L. 114-328, div. A, title XII, § 1253(a)(2)(E), Dec. 23, 2016, 130 Stat. 2532, struck out item 9681 “Surplus war material: sale to States and foreign governments”.

**[§ 9681. Repealed. Pub. L. 114-328, div. A, title XII, § 1253(a)(1)(D), Dec. 23, 2016, 130 Stat. 2532]**

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 583; Pub. L. 96-513, title V, § 514(18), Dec. 12, 1980, 94 Stat. 2936; Pub. L. 107-217, § 3(b)(36), Aug. 21, 2002, 116 Stat. 1298, related to sale to States and certain foreign governments of surplus war material.

**§ 9682. Obsolete or excess material: sale to National Council of Boy Scouts of America**

Subject to regulations under section 121 of title 40, the Secretary of the Air Force, under such conditions as he may prescribe, may sell obsolete or excess material to the National Council of the Boy Scouts of America. Sales under this section shall be at fair value to the Department of the Air Force, including packing, handling, and transportation.

(Aug. 10, 1956, ch. 1041, 70A Stat. 583; Pub. L. 96-513, title V, § 514(18), Dec. 12, 1980, 94 Stat. 2936; Pub. L. 107-217, § 3(b)(37), Aug. 21, 2002, 116 Stat. 1298.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
9682 .....	10:1259.	May 15, 1937, ch. 193, 50 Stat. 167; Oct. 31, 1951, ch. 654, § 2(7), 65 Stat. 707.

The words “obsolete or excess material” are substituted for the words “such obsolete material as may not be needed by the Department of the Army, and such other material as may be spared” to conform to the Federal Property and Administrative Services Act of 1949, as amended (40 U.S.C. 471 et seq.). The words “in his discretion” are omitted as surplusage.

AMENDMENTS

2002—Pub. L. 107-217 substituted “section 121 of title 40” for “section 205 of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 486)”.

1980—Pub. L. 96-513 substituted “section 205 of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 486)” for “section 486 of title 40”.

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.

**§ 9684. Surplus obsolete ordnance: sale to patriotic organizations**

Subject to regulations under section 121 of title 40, the Secretary of the Air Force may sell, without advertisement and at prices that he considers reasonable—

(1) surplus obsolete small arms and ammunition and equipment for them, to any patriotic organization for military purposes; and

(2) surplus obsolete brass or bronze cannons, carriages, and cannon balls, for public parks, public buildings, and soldiers' monuments.

(Aug. 10, 1956, ch. 1041, 70A Stat. 583; Pub. L. 96-513, title V, § 514(18), Dec. 12, 1980, 94 Stat. 2936; Pub. L. 107-217, § 3(b)(38), Aug. 21, 2002, 116 Stat. 1298.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
9684 .....	50:64. 50:68.	May 28, 1908, ch. 215, § 14, 35 Stat. 443; June 28, 1950, ch. 383, § 402(g), 64 Stat. 273; Oct. 31, 1951, ch. 654, § 2(26), 65 Stat. 707. Mar. 4, 1909, ch. 319, § 47, 35 Stat. 1075; June 28, 1950, ch. 383, § 402(i), 64 Stat. 273; Oct. 31, 1951, ch. 654, § 2(26), 65 Stat. 707.

50:64 (proviso) and 50:68 (proviso) are omitted as surplusage.

The words “the Chief of Ordnance” are omitted, since the functions which, for the Army, are assigned by statute to subordinate officers of the Army, are, for the Air Force, assigned to the Secretary of the Air Force.

AMENDMENTS

2002—Pub. L. 107-217 substituted “section 121 of title 40” for “section 205 of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 486)” in introductory provisions.

1980—Pub. L. 96-513 substituted “section 205 of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 486)” for “section 486 of title 40”.

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.

**§ 9685. Obsolete ordnance: loan to educational institutions and State soldiers' and sailors' orphans' homes**

(a) Upon the recommendation of the Governor of the State concerned or Guam or the Virgin Islands, the Secretary of the Air Force, under regulations to be prescribed by him and without cost to the United States for transportation, may lend obsolete ordnance and ordnance stores to State, Guam, and the Virgin Islands educational institutions and to State soldiers' and sailors' orphans' homes, for drill and instruction. However, no loan may be made under this subsection to an institution to which ordnance or ordnance stores may be issued under any law that was in effect on June 30, 1906, and is still in effect.

(b) The Secretary shall require a bond from each institution or home to which property is lent under subsection (a), in double the value of the property lent, for the care and safekeeping