

publish a revised list under subsec. (b)(2) of this section not later than six months after Dec. 4, 1987, which would take into account the amendments to this section and section 661 of this title made by Pub. L. 100-180, §1302.

#### TRANSITION TO JOINT OFFICER PERSONNEL POLICY

The list of positions required to be published by subsec. (b)(2) of this section to be published not later than six months after Oct. 1, 1986, see section 406(a)(2) of Pub. L. 99-433, set out as a note under section 661 of this title.

### CHAPTER 39—ACTIVE DUTY

- Sec.
671. Members not to be assigned outside United States before completing training.
- 671a. Members: service extension during war.
- 671b. Members: service extension when Congress is not in session.
672. Reference to chapter 1209.
673. Consideration of application for permanent change of station or unit transfer for members on active duty who are the victim of a sexual assault or related offense.
674. Temporary administrative reassignment or removal of a member on active duty accused of committing a sexual assault or related offense.
- [675 to 687. Renumbered.]
688. Retired members: authority to order to active duty; duties.
- 688a. Retired members: temporary authority to order to active duty in high-demand, low-density assignments.
689. Retired members: grade in which ordered to active duty and upon release from active duty.
690. Retired members ordered to active duty: limitation on number.
691. Permanent end strength levels to support two major regional contingencies.

#### AMENDMENTS

2013—Pub. L. 113-66, div. A, title XVII, §1713(b), Dec. 26, 2013, 127 Stat. 964, added item 674.

2011—Pub. L. 112-81, div. A, title V, §582(b), Dec. 31, 2011, 125 Stat. 1432, added item 673.

2006—Pub. L. 109-364, div. A, title VI, §621(d)(2)(B), Oct. 17, 2006, 120 Stat. 2255, substituted “Retired members: temporary authority to order to active duty in high-demand, low-density assignments” for “Retired aviators: temporary authority to order to active duty” in item 688a.

2002—Pub. L. 107-314, div. A, title V, §503(a)(2), Dec. 2, 2002, 116 Stat. 2530, added item 688a.

1996—Pub. L. 104-201, div. A, title V, §521(c), Sept. 23, 1996, 110 Stat. 2517, added items 688, 689, and 690 and struck out former item 688 “Retired members”.

Pub. L. 104-106, div. A, title IV, §401(b)(2), title XV, §1501(c)(7), Feb. 10, 1996, 110 Stat. 286, 499, struck out items 687 “Ready Reserve: muster duty” and 690 “Limitation on duty with Reserve Officer Training Corps units” and added item 691.

1994—Pub. L. 103-337, div. A, title XVI, §1671(b)(7), Oct. 5, 1994, 108 Stat. 3013, substituted “Reference to chapter 1209” for “Reserve components generally” in item 672 and struck out former items 673 to 686 and 689.

1991—Pub. L. 102-190, div. A, title X, §1061(a)(4)(B), Dec. 5, 1991, 105 Stat. 1472, substituted “Corps” for “Corp” in item 690.

Pub. L. 102-25, title VII, §701(e)(3), Apr. 6, 1991, 105 Stat. 114, transferred item 687 “Limitation on duty with Reserve Officer Training Corp units” to appear after item 689 and redesignated that item as 690.

1990—Pub. L. 101-510, div. A, title V, §559(a)(2), Nov. 5, 1990, 104 Stat. 1571, added item 687 “Limitation on duty with Reserve Officer Training Corp units”.

1989—Pub. L. 101-189, div. A, title V, §502(a)(2), Nov. 29, 1989, 103 Stat. 1436, added item 687.

1987—Pub. L. 100-180, div. A, title XII, §1231(4), Dec. 4, 1987, 101 Stat. 1160, amended analysis by transferring item 686 from the end to a position immediately below item 685.

1986—Pub. L. 99-661, div. A, title IV, §412(b)(2), Nov. 14, 1986, 100 Stat. 3862, added item 686 at end of analysis.

1983—Pub. L. 98-94, title X, §§1017(b)(4), 1021(b), Sept. 24, 1983, 97 Stat. 669, 670, substituted “Retired members” for “Regular components: retired members” in item 688, and added item 673c.

1980—Pub. L. 96-513, title V, §501(8), Dec. 12, 1980, 94 Stat. 2907, struck out item 687 “Non-Regulars: readjustment payment upon involuntary release from active duty” and added items 688 and 689.

1979—Pub. L. 96-107, title III, §303(a)(2), Nov. 9, 1979, 93 Stat. 806, struck out item 686 “Reports to Congress”.

1976—Pub. L. 94-286, §1, May 14, 1976, 90 Stat. 517, added item 673b.

1968—Pub. L. 90-235, §1(a)(1)(B), Jan. 2, 1968, 81 Stat. 753, added items 671a and 671b.

1967—Pub. L. 90-40, §6(2), June 30, 1967, 81 Stat. 106, added item 673a.

1962—Pub. L. 87-651, title I, §102(b), Sept. 7, 1962, 76 Stat. 508, added item 687.

1958—Pub. L. 85-861, §1(16), Sept. 2, 1958, 72 Stat. 1441, added items 684 and 685.

#### § 671. Members not to be assigned outside United States before completing training

(a) A member of the armed forces may not be assigned to active duty on land outside the United States and its territories and possessions until the member has completed the basic training requirements of the armed force of which he is a member.

(b) In time of war or a national emergency declared by Congress or the President, the period of required basic training (or its equivalent) may not (except as provided in subsection (c)) be less than 12 weeks.

(c)(1) A period of basic training (or equivalent training) shorter than 12 weeks may be established by the Secretary concerned for members of the armed forces who have been credentialed in a medical profession or occupation and are serving in a health-care occupational specialty, as determined under regulations prescribed under paragraph (2). Any such period shall be established under regulations prescribed under paragraph (2) and may be established notwithstanding section 4(a) of the Military Selective Service Act (50 U.S.C. 3803(a)).

(2) The Secretary of Defense, and the Secretary of Homeland Security with respect to the Coast Guard when it is not operating as a service in the Navy, shall prescribe regulations for the purposes of paragraph (1). The regulations prescribed by the Secretary of Defense shall apply uniformly to the military departments.

(Aug. 10, 1956, ch. 1041, 70A Stat. 27; Pub. L. 94-106, title VIII, §802(b), Oct. 7, 1975, 89 Stat. 537; Pub. L. 99-661, div. A, title V, §501, Nov. 14, 1986, 100 Stat. 3863; Pub. L. 103-160, div. A, title V, §511, Nov. 30, 1993, 107 Stat. 1648; Pub. L. 107-296, title XVII, §1704(b)(1), Nov. 25, 2002, 116 Stat. 2314; Pub. L. 114-328, div. A, title X, §1081(b)(1)(A)(v), Dec. 23, 2016, 130 Stat. 2418.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
671 .....	50 App.:454(a) (words between semicolon and proviso of 6th par.).	June 24, 1948, ch. 625, §4(a) (words between semicolon and proviso of 6th par.); restated June 19, 1951, ch. 144, §1(d) (words between semicolon and proviso of 6th par.), 65 Stat. 78.

The words “four months of basic training or its equivalent” are substituted for the words “the equivalent of at least four months of basic training”. The words “who is enlisted, inducted, appointed, or ordered to active duty after the date of enactment of the 1951 Amendments to the Universal Military Training and Service Act [June 19, 1951]” and “at any installation located” are omitted as surplusage.

AMENDMENTS

2016—Subsec. (c)(1). Pub. L. 114-328 substituted “(50 U.S.C. 3803(a))” for “(50 U.S.C. App. 454(a))”.

2002—Subsec. (c)(2). Pub. L. 107-296 substituted “of Homeland Security” for “of Transportation”.

1993—Subsec. (b). Pub. L. 103-160, §511(1), inserted “(except as provided in subsection (c))” after “may not”.

Subsec. (c). Pub. L. 103-160, §511(2), added subsec. (c).

1986—Pub. L. 99-661 amended section generally. Prior to amendment, section read as follows: “No member of an armed force may be assigned to active duty on land outside the United States and its Territories and possessions, until he has had twelve weeks of basic training or its equivalent.”

1975—Pub. L. 94-106 reduced minimum period of basic training from four months to twelve weeks.

EFFECTIVE DATE OF 2002 AMENDMENT

Amendment by Pub. L. 107-296 effective on the date of transfer of the Coast Guard to the Department of Homeland Security, see section 1704(g) of Pub. L. 107-296, set out as a note under section 101 of this title.

§ 671a. Members: service extension during war

Unless terminated at an earlier date by the Secretary concerned, the period of active service of any member of an armed force is extended for the duration of any war in which the United States may be engaged and for six months thereafter.

(Added Pub. L. 90-235, §1(a)(1)(A), Jan. 2, 1968, 81 Stat. 753.)

§ 671b. Members: service extension when Congress is not in session

(a) Notwithstanding any other provision of law, when the President determines that the national interest so requires, he may, if Congress is not in session, having adjourned sine die, authorize the Secretary of Defense to extend for not more than six months enlistments, appointments, periods of active duty, periods of active duty for training, periods of obligated service, or other military status, in any component of the armed forces, that expire before the thirtieth day after Congress next convenes or reconvenes.

(b) An extension under this section continues until the sixtieth day after Congress next convenes or reconvenes or until the expiration of the period of extension specified by the Secretary of Defense, whichever occurs earlier, unless sooner terminated by law or Executive order.

(Added Pub. L. 90-235, §1(a)(1)(A), Jan. 2, 1968, 81 Stat. 753; amended Pub. L. 101-189, div. A, title VI, §653(a)(3), Nov. 29, 1989, 103 Stat. 1462.)

AMENDMENTS

1989—Subsec. (a). Pub. L. 101-189 substituted “armed forces” for “Armed Forces of the United States”.

§ 672. Reference to chapter 1209

Provisions of law relating to service of members of reserve components on active duty are set forth in chapter 1209 of this title (beginning with section 12301).

(Added Pub. L. 103-337, div. A, title XVI, §1662(e)(4), Oct. 5, 1994, 108 Stat. 2992.)

PRIOR PROVISIONS

A prior section 672 was renumbered section 12301 of this title.

EFFECTIVE DATE

Section effective Dec. 1, 1994, except as otherwise provided, see section 1691 of Pub. L. 103-337, set out as a note under section 10001 of this title.

§ 673. Consideration of application for permanent change of station or unit transfer for members on active duty who are the victim of a sexual assault or related offense

(a) **TIMELY CONSIDERATION AND ACTION.**—The Secretary concerned shall provide for timely determination and action on an application for consideration of a change of station or unit transfer submitted by a member of the armed forces serving on active duty who was a victim of a sexual assault or other offense covered by section 920, 920c, or 930 of this title (article 120, 120c, or 130 of the Uniform Code of Military Justice) so as to reduce the possibility of retaliation against the member for reporting the sexual assault or other offense.

(b) **REGULATIONS.**—The Secretary concerned shall issue regulations to carry out this section, within guidelines provided by the Secretary of Defense. These guidelines shall provide that the application submitted by a member described in subsection (a) for a change of station or unit transfer must be approved or disapproved by the member’s commanding officer within 72 hours of the submission of the application. Additionally, if the application is disapproved by the commanding officer, the member shall be given the opportunity to request review by the first general officer or flag officer in the chain of command of the member, and that decision must be made within 72 hours of submission of the request for review.

(Added Pub. L. 112-81, div. A, title V, §582(a), Dec. 31, 2011, 125 Stat. 1432; amended Pub. L. 113-66, div. A, title X, §1091(a)(8), title XVII, §1712, Dec. 26, 2013, 127 Stat. 876, 963; Pub. L. 115-91, div. A, title X, §1081(c)(2)(A), Dec. 12, 2017, 131 Stat. 1599.)

PRIOR PROVISIONS

A prior section 673 was renumbered section 12302 of this title.

AMENDMENTS

2017—Subsec. (a). Pub. L. 115-91 substituted “920c, or 930” for “920a, or 920c” and “120c, or 130” for “120a, or 120c”.