

gram 11, to carry out family support programs under this section.

(d) ANNUAL REPORT.—

(1) REPORT REQUIRED.—Not later than March 1, 2019, and each March 1 thereafter, the Commander, in coordination with the Under Secretary of Defense for Personnel and Readiness, shall submit to the congressional defense committees a report describing the progress made in achieving the goals of the family support programs conducted under this section.

(2) ELEMENTS OF REPORTS.—Each report under this subsection shall include the following:

(A) A detailed description of the programs conducted under this section to address family support requirements for family members of members of the armed forces assigned to special operations forces.

(B) An assessment of the impact of the programs on military readiness and on family members of members of the armed forces assigned to special operations forces.

(C) A description of the special operations-peculiar aspects of the programs and a comparison and differentiation of these programs with other programs conducted by the Secretaries of the military departments to provide family support services to immediate family members of members of the armed forces.

(D) Recommendations for incorporating lessons learned into other family support programs.

(E) Any other matters the Commander considers appropriate regarding the programs.

(e) DEFINITIONS.—In this section:

(1) The term “Commander” means the Commander of the United States Special Operations Command.

(2) The term “immediate family members” has the meaning given that term in section 1789(c) of this title.

(3) The term “special operations forces” means those forces of the armed forces identified as special operations forces under section 167(i)¹ of this title.

(4) The term “family support services” includes costs of transportation, food, lodging, child care, supplies, fees, and training materials for immediate family members of members of the armed forces assigned to special operations forces while participating in programs under subsection (a).

(Added and amended Pub. L. 115–91, div. A, title V, § 555(a)–(d), Dec. 12, 2017, 131 Stat. 1402, 1403; Pub. L. 115–232, div. A, title V, § 572, Aug. 13, 2018, 132 Stat. 1778.)

REFERENCES IN TEXT

Section 167(i) of this title, referred to in subsec. (e)(3), was redesignated section 167(j) of this title by Pub. L. 114–328, div. A, title IX, § 922(c)(2)(A), Dec. 23, 2016, 130 Stat. 2356.

CODIFICATION

Text of section, as added by Pub. L. 115–91, is based on text of subsecs. (a), (b), (d), and (e) of section 554 of

Pub. L. 113–66, div. A, title V, Dec. 26, 2013, 127 Stat. 765, which was formerly set out as a note under section 1788 of this title, prior to repeal by Pub. L. 115–91, div. A, title X, § 1081(e), Dec. 12, 2017, 131 Stat. 1601.

AMENDMENTS

2018—Subsecs. (a), (b)(1). Pub. L. 115–232, § 572(1), substituted “services” for “activities”.

Subsec. (b)(2). Pub. L. 115–232, § 572(2), substituted “service” for “activity”.

Subsec. (c). Pub. L. 115–232, § 572(3), substituted “\$10,000,000” for “\$5,000,000”.

Subsec. (e)(4). Pub. L. 115–232, § 572(4), added par. (4).

2017—Subsec. (a). Pub. L. 115–91, § 555(d)(3), struck out “Pilot” before “Programs” in heading and substituted “programs to provide” for “up to three pilot programs to assess the feasibility and benefits of providing” in text.

Pub. L. 115–91, § 555(d)(1), (2), substituted “armed forces” for “Armed Forces” and struck out “pilot” before “program”.

Subsec. (b)(1). Pub. L. 115–91, § 555(d)(1), substituted “armed forces” for “Armed Forces”.

Subsec. (b)(2). Pub. L. 115–91, § 555(d)(2), struck out “pilot” before “program”.

Subsec. (c). Pub. L. 115–91, § 555(b)(1), (c), redesignated subsec. (d) as (c) and substituted “, from funds available for Major Force Program 11, to carry out family support programs under this section.” for “specified in subsection (f) to carry out the pilot programs under subsection (a).”

Subsec. (d). Pub. L. 115–91, § 555(b)(2), added subsec. (d). Former subsec. (d) redesignated (c).

Subsec. (e)(2). Pub. L. 115–91, § 555(d)(4)(A), substituted “this title” for “title 10, United States Code”.

Subsec. (e)(3). Pub. L. 115–91, § 555(d)(4)(B), substituted “this title” for “such title”.

Pub. L. 115–91, § 555(d)(1), substituted “armed forces” for “Armed Forces”.

§ 1789. Chaplain-led programs: authorized support

(a) AUTHORITY.—The Secretary of a military department may provide support services described in subsection (b) to support chaplain-led programs to assist members of the armed forces on active duty and their immediate family members, and members of reserve components in an active status and their immediate family members, in building and maintaining a strong family structure.

(b) AUTHORIZED SUPPORT SERVICES.—The support services referred to in subsection (a) are costs of transportation, food, lodging, child care, supplies, fees, and training materials for members of the armed forces and their family members while participating in programs referred to in that subsection, including participation at retreats and conferences.

(c) IMMEDIATE FAMILY MEMBERS.—In this section, the term “immediate family members”, with respect to a member of the armed forces, means—

(1) the member’s spouse; and

(2) any child (as defined in section 1072(6) of this title) of the member who is described in subparagraph (D) of section 1072(2) of this title.

(Added Pub. L. 108–136, div. A, title V, § 582(a)(1), Nov. 24, 2003, 117 Stat. 1489.)

EFFECTIVE DATE

Pub. L. 108–136, div. A, title V, § 582(b), Nov. 24, 2003, 117 Stat. 1490, provided that: “Section 1789 of title 10, United States Code, as added by subsection (a), shall take effect on October 1, 2003.”

¹ See References in Text note below.

§ 1790. Military personnel citizenship processing

Using funds provided for operation and maintenance and notwithstanding section 2215 of this title, the Secretary of Defense may reimburse the Secretary of Homeland Security for costs associated with the processing and adjudication by the United States Citizenship and Immigration Services (USCIS) of applications for naturalization described in sections 328(b)(4) and 329(b)(4) of the Immigration and Nationality Act (8 U.S.C. 1439(b)(4) and 1440(b)(4)). Such reimbursements shall be deposited and remain available as provided by subsections (m) and (n) of section 286 of such Act (8 U.S.C. 1356). Such reimbursements shall be based on actual costs incurred by USCIS for processing applications for naturalization, and shall not exceed \$7,500,000 per fiscal year.

(Added Pub. L. 112-74, div. A, title VIII, §8070(a), Dec. 23, 2011, 125 Stat. 822; amended Pub. L. 112-239, div. A, title X, §1076(f)(22), Jan. 2, 2013, 126 Stat. 1953.)

AMENDMENTS

2013—Pub. L. 112-239, in section catchline, substituted “Military personnel citizenship processing” for “MILITARY PERSONNEL CITIZENSHIP PROCESSING”, and in text, struck out “AUTHORIZATION OF PAYMENTS.—” before “Using funds” and substituted “this title” for “title 10, United States Code”, “8 U.S.C. 1439(b)(4)” for “8 U.S.C. §§1439(b)(4)”, and “subsections (m) and (n) of section 286 of such Act (8 U.S.C. 1356)” for “sections 286(m) and (n) of such Act (8 U.S.C. §1356(m))”.

SUBCHAPTER II—MILITARY CHILD CARE

Sec.	
1791.	Funding for military child care.
1792.	Child care employees.
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1799.	Child care services and youth program services for dependents: participation by children and youth otherwise ineligible.
1800.	Definitions.

AMENDMENTS

1999—Pub. L. 106-65, div. A, title V, §584(a)(2), Oct. 5, 1999, 113 Stat. 636, added items 1798, 1799, and 1800 and struck out former item 1798 “Definitions”.

§ 1791. Funding for military child care

It is the policy of Congress that the amount of appropriated funds available during a fiscal year for operating expenses for military child development centers and programs shall be not less than the amount of child care fee receipts that are estimated to be received by the Department of Defense during that fiscal year.

(Added Pub. L. 104-106, div. A, title V, §568(a)(1), Feb. 10, 1996, 110 Stat. 332.)

PRIOR PROVISIONS

Provisions similar to those in this subchapter were contained in Pub. L. 101-189, div. A, title XV, Nov. 29,

1989, 103 Stat. 1589, which was set out as a note under section 113 of this title, prior to repeal by Pub. L. 104-106, §568(e)(2).

ENHANCING MILITARY CHILDCARE PROGRAMS AND ACTIVITIES OF THE DEPARTMENT OF DEFENSE

Pub. L. 115-91, div. A, title V, §558, Dec. 12, 2017, 131 Stat. 1405, provided that:

“(a) **HOURS OF OPERATION OF MILITARY CHILDCARE DEVELOPMENT CENTERS.**—Each Secretary of a military department shall ensure, to the extent practicable, that the hours of operation of each childcare development center under the jurisdiction of the Secretary are established and maintained in manner that takes into account the demands and circumstances of members of the Armed Forces, including members of the reserve components, who use such center in facilitation of the performance of their military duties.

“(b) **MATTERS TO BE TAKEN INTO ACCOUNT.**—The demands and circumstances to be taken into account under subsection (a) for purposes of setting and maintaining the hours of operation of a childcare development center shall include the following:

“(1) Mission requirements of units whose members use the childcare development center.

“(2) The unpredictability of work schedules, and fluctuations in day-to-day work hours, of such members.

“(3) The potential for frequent and prolonged absences of such members for training, operations, and deployments.

“(4) The location of the childcare development center on the military installation concerned, including the location in connection with duty locations of members and applicable military family housing.

“(5) Such other matters as the Secretary of the military department concerned considers appropriate for purposes of this section.

“(c) **CHILDCARE COORDINATORS FOR MILITARY INSTALLATIONS.**—Each Secretary of a military department may provide for a childcare coordinator at each military installation under the jurisdiction of the Secretary at which are stationed significant numbers of members of the Armed Forces with accompanying dependent children, as determined by the Secretary. The childcare coordinator may work with the commander of the installation to ensure that childcare is available and responsive to the needs of members assigned to the installation.”

REPORTS ON CHILD DEVELOPMENT CENTERS AND FINANCIAL ASSISTANCE FOR CHILD CARE FOR MEMBERS OF THE ARMED FORCES

Pub. L. 111-383, div. A, title V, §587, Jan. 7, 2011, 124 Stat. 4230, provided that:

“(a) **REPORTS REQUIRED.**—Not later than six months after the date of the enactment of this Act [Jan. 7, 2011], and every two years thereafter, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on Department of Defense child development centers and financial assistance for child care provided by the Department of Defense off-installation to members of the Armed Forces.

“(b) **ELEMENTS.**—Each report required by subsection (a) shall include the following, current as of the date of such report:

“(1) The number of child development centers currently located on military installations.

“(2) The number of dependents of members of the Armed Forces utilizing such child development centers.

“(3) The number of dependents of members of the Armed Forces that are unable to utilize such child development centers due to capacity limitations.

“(4) The types of financial assistance available for child care provided by the Department of Defense off-installation to members of the Armed Forces (including eligible members of the reserve components).