

Sec.

## AMENDMENTS

2018—Pub. L. 115-232, div. A, title VIII, §808(e)(2)(B), (f)(1), Aug. 13, 2018, 132 Stat. 1839, redesignated chapter 375 of this title as this chapter and item 4061 as 7381.

**§ 7381. Fatality reviews**

(a) REVIEW OF FATALITIES.—The Secretary of the Army shall conduct a multidisciplinary, impartial review (referred to as a “fatality review”) in the case of each fatality known or suspected to have resulted from domestic violence or child abuse against any of the following:

(1) A member of the Army on active duty.

(2) A current or former dependent of a member of the Army on active duty.

(3) A current or former intimate partner who has a child in common or has shared a common domicile with a member of the Army on active duty.

(b) MATTERS TO BE INCLUDED.—The report of a fatality review under subsection (a) shall, at a minimum, include the following:

(1) An executive summary.

(2) Data setting forth victim demographics, injuries, autopsy findings, homicide or suicide methods, weapons, police information, assailant demographics, and household and family information.

(3) Legal disposition.

(4) System intervention and failures, if any, within the Department of Defense.

(5) A discussion of significant findings.

(6) Recommendations for systemic changes, if any, within the Department of the Army and the Department of Defense.

(c) OSD GUIDANCE.—The Secretary of Defense shall prescribe guidance, which shall be uniform for the military departments, for the conduct of reviews by the Secretary under subsection (a).

(Added Pub. L. 108-136, div. A, title V, §576(a)(1), Nov. 24, 2003, 117 Stat. 1486, §4061; renumbered §7381, Pub. L. 115-232, div. A, title VIII, §808(b)(16), Aug. 13, 2018, 132 Stat. 1839.)

## PRIOR PROVISIONS

Prior sections 7391 to 7394 were repealed by Pub. L. 97-295, §1(50)(A), Oct. 12, 1982, 96 Stat. 1299.

Section 7391, acts Aug. 10, 1956, ch. 1041, 70A Stat. 456; July 10, 1962, Pub. L. 87-533, §1(a)(2), 76 Stat. 154, provided for a United States Naval Oceanographic Office attached to the Office of the Chief of Naval Operations which would provide navigational aids, charts, books, and manuals, and was reenacted as former section 2791 of this title.

Section 7392, acts Aug. 10, 1956, ch. 1041, 70A Stat. 456; July 10, 1962, Pub. L. 87-533, §1(a)(3), 76 Stat. 154, provided that the Secretary of the Navy may have the United States Naval Oceanographic Office prepare navigational aids, charts, and books, and that he may publish and distribute such materials and buy copyrights of existing navigational aids, charts, and books, and was reenacted as section 451 of this title.

Section 7393, acts Aug. 10, 1956, ch. 1041, 70A Stat. 456; July 10, 1962, Pub. L. 87-533, §1(a)(4), 76 Stat. 154, directed that certain identifying information be printed on United States Naval Oceanographic pilot charts, and that the Department of Commerce’s Weather Bureau provide the Naval Oceanographic Office with data necessary for their preparation, and was reenacted as section 452 of this title.

Section 7394, acts Aug. 10, 1956, ch. 1041, 70A Stat. 457; July 10, 1962, Pub. L. 87-533, §1(a)(5), 76 Stat. 154; Aug.

14, 1964, Pub. L. 88-436, §1(a), 78 Stat. 443, directed that publications by the Naval Oceanographic Office be sold under regulations of the Secretary of the Navy, and that proceeds be covered into the Treasury, and was reenacted as section 453 of this title.

Prior sections 7395 and 7396 were renumbered sections 8715 and 8716 of this title, respectively.

## AMENDMENTS

2018—Pub. L. 115-232 renumbered section 4061 of this title as this section.

## EFFECTIVE DATE OF 2018 AMENDMENT

Amendment by Pub. L. 115-232 effective Feb. 1, 2019, with provision for the coordination of amendments and special rule for certain redesignations, see section 800 of Pub. L. 115-232, set out as a note preceding section 3001 of this title.

## EFFECTIVE DATE

Pub. L. 108-136, div. A, title V, §576(d), Nov. 24, 2003, 117 Stat. 1488, provided that: “Sections 4061, 6036, and 9061 [now 7381, 8226, and 9381] of title 10, United States Code, as added by this section, apply with respect to fatalities that occur on or after the date of the enactment of this Act [Nov. 24, 2003].”

**PART III—TRAINING**

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751.	Training Generally .....	7401
753.	United States Military Academy .....	7431
757.	Schools and Camps .....	7481

## AMENDMENTS

2018—Pub. L. 115-232, div. A, title VIII, §808(f)(2), Aug. 13, 2018, 132 Stat. 1839, redesignated items for chapters 401, 403, and 407 as 751, 753, and 757, respectively, and redesignated section numbers 4301, 4331, and 4411 as 7401, 7431, and 7481, respectively.

1964—Pub. L. 88-647, title III, §301(11), Oct. 13, 1964, 78 Stat. 1072, struck out item for chapter 405 “Reserve Officers’ Training Corps”.

**CHAPTER 751—TRAINING GENERALLY**

Sec.	
7401.	Members of Army: detail as students, observers, and investigators at educational institutions, industrial plants, and hospitals.
7402.	Enlisted members of Army: schools.
7403.	Army Ranger training: instructor staffing; safety.
7406.	Service schools: leaves of absence for instructors.
7409.	Rifle ranges: availability for use by members and civilians.
7414.	Degree granting authority for United States Army Command and General Staff College.
7415.	The Judge Advocate General’s School: master of laws in military law.
7417.	Military history fellowships.
7418.	Drill sergeant trainees: human relations training.
7419.	Recruit basic training: separate housing for male and female recruits.
7420.	Recruit basic training: privacy.
7421.	Degree granting authority for United States Army War College.

## AMENDMENTS

2018—Pub. L. 115-232, div. A, title VIII, §808(e)(3), (f)(1), Aug. 13, 2018, 132 Stat. 1839, redesignated chapter 401 of this title as this chapter and items 4301 to 4321 as 7401 to 7421, respectively.

2017—Pub. L. 115-91, div. A, title X, §1051(a)(27)(B), Dec. 12, 2017, 131 Stat. 1562, struck out item 4316 “Reporting requirements”.

2008—Pub. L. 110-417, [div. A], title V, § 543(c)(2), (d)(2), Oct. 14, 2008, 122 Stat. 4459, 4460, added items 4314 and 4321 and struck out former items 4314 “United States Army Command and General Staff College degree” and 4321 “United States Army War College: master of strategic studies degree”.

1999—Pub. L. 106-65, div. A, title V, § 542(b), Oct. 5, 1999, 113 Stat. 607, added item 4321.

1998—Pub. L. 105-261, div. A, title V, §§ 521(a)(2), 522(a)(2), Oct. 17, 1998, 112 Stat. 2010, 2012, added items 4319 and 4320.

Pub. L. 105-225, § 6(b), Aug. 12, 1998, 112 Stat. 1499, repealed items 4312 “National rifle and pistol matches: small-arms firing school” and 4313 “National Matches and small-arms school: expenses”.

1997—Pub. L. 105-85, div. A, title V, § 557(a)(2), Nov. 18, 1997, 111 Stat. 1750, added item 4318.

1996—Pub. L. 104-106, div. A, title V, § 562(a)(2), title XVI, § 1624(a)(2), Feb. 10, 1996, 110 Stat. 324, 522, added item 4303 and struck out items 4307 “Director of civilian marksmanship: detail”, 4308 “Promotion of civilian marksmanship: authority of the Secretary of the Army”, 4310 “Rifle instruction: detail of members of Army”, and 4311 “Rifle instruction: issue of rifles and ammunition”.

1993—Pub. L. 103-35, title II, § 201(b)(2)(B), (g)(10)(B), May 31, 1993, 107 Stat. 98, 100, substituted “National Matches and small-arms school” for “Promotion of civilian marksmanship” in item 4313, struck out item 4316 “Military history fellowships”, and added item 4317.

1992—Pub. L. 102-484, div. A, title III, § 380(a)(2), (b)(2), (d)(2), title X, § 1076(b), Oct. 23, 1992, 106 Stat. 2390, 2391, 2512, added items 4308 and 4309 and struck out former items 4308 and 4309, resulting in no change in item 4308 and in substituting “availability” for “available” in item 4309, and added two items 4316.

Pub. L. 102-484, div. A, title III, § 380(c)(2), Oct. 23, 1992, 106 Stat. 2391, which directed amendment of item 4313 by striking out “rifle”, could not be executed because the word did not appear subsequent to amendment by Pub. L. 101-510. See 1990 Amendment note below.

1990—Pub. L. 101-510, div. A, title III, § 328(g)(2), Nov. 5, 1990, 104 Stat. 1534, added items 4308, 4309, and 4313 and struck out former items 4308 “Civilian rifle ranges: establishment; instruction”, 4309 “Rifle ranges: recommendations to Congress; regulations”, and 4313 “National rifle matches and small-arms school: expenses”.

1987—Pub. L. 100-180, div. A, title V, § 504(b), Dec. 4, 1987, 101 Stat. 1086, added item 4315.

1974—Pub. L. 93-365, title VII, § 708(a)(2), Aug. 5, 1974, 88 Stat. 407, added item 4314.

**§ 7401. Members of Army: detail as students, observers, and investigators at educational institutions, industrial plants, and hospitals**

(a) The Secretary of the Army may detail members of the Army as students at such technical, professional, and other civilian educational institutions, or as students, observers, or investigators at such industrial plants, hospitals, and other places, as are best suited to enable them to acquire knowledge or experience in the specialties in which it is considered necessary that they perfect themselves.

(b) An officer, other than one of the Regular Army on the active-duty list, who is detailed under subsection (a) shall be ordered to additional active duty immediately upon termination of the detail, for a period at least as long as the detail. However, if the detail is for 90 days or less, the officer may be ordered to that additional duty only with his consent and in the discretion of the Secretary.

(c) No Reserve of the Army may be detailed as a student, observer, or investigator, or ordered

to active duty under this section, without his consent and, if a member of the Army National Guard of the United States, without the approval of the governor or other appropriate authority of the State, the Commonwealth of Puerto Rico, the District of Columbia, Guam, or the Virgin Islands of whose Army National Guard he is a member.

(d) The Secretary may require, as a condition of a detail under subsection (a), that an enlisted member accept a discharge and be reenlisted in his component for at least three years.

(e) The total length of details of an enlisted member of the Army under subsection (a) during one enlistment may not exceed 50 percent of that enlistment.

(f) At no time may more than 8 percent of the authorized strength in commissioned officers, 8 percent of the authorized strength in warrant officers, or 2 percent of the authorized strength in enlisted members, of the Regular Army, or more than 8 percent of the actual strength in commissioned officers, 8 percent of the actual strength in warrant officers, or 2 percent of the actual strength in enlisted members, of the total of reserve components of the Army, be detailed as students under subsection (a). For the purposes of this subsection, the actual strength of each category of Reserves includes both members on active duty and those not on active duty.

(g) Expenses incident to the detail of members under this section shall be paid from any funds appropriated for the Department of the Army.

(Aug. 10, 1956, ch. 1041, 70A Stat. 234, § 4301; Pub. L. 93-169, Nov. 29, 1973, 87 Stat. 689; Pub. L. 96-513, title V, § 502(23), Dec. 12, 1980, 94 Stat. 2910; Pub. L. 100-456, div. A, title XII, § 1234(a)(1), Sept. 29, 1988, 102 Stat. 2059; Pub. L. 109-163, div. A, title X, § 1057(a)(9), Jan. 6, 2006, 119 Stat. 3441; renumbered § 7401, Pub. L. 115-232, div. A, title VIII, § 808(c)(1), Aug. 13, 2018, 132 Stat. 1839.)

HISTORICAL AND REVISION NOTES

<i>Revised section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
4301(a) .....	10:535 (1st 75 words).	June 3, 1916, ch. 134.
4301(b) .....	10:535 (less 1st 75 words, and less provisos).	§ 127a (13th par.); added June 4, 1920, ch. 227, subch. I, § 51 (13th par.); restated June 8, 1926, ch. 495; May 13, 1941, ch. 113; June 30, 1941, ch. 262 (4th proviso under “Finance Department”); restated June 19, 1948, ch. 501, § 1, 62 Stat. 477.
4301(c) .....	10:535 (1st proviso).	June 19, 1948, ch. 501, § 2, 62 Stat. 478.
4301(d) .....	10:535 (words of 2d proviso before semicolon).	
4301(e) .....	10:535 (words of 2d proviso after semicolon).	
4301(f) .....	10:535 (last proviso).	
4301(g) .....	10:535a.	

In subsection (a), the words “members of the Army” are substituted for the words “personnel of the Army of the United States, without regard to component”.

In subsection (b), the words “is detailed under subsection (a)” are substituted for the words “receives such instruction”. The words “as long as the detail” are substituted for the words “equal to the duration of his period of instruction”. The words “However, if the detail is for” are substituted for the words “except that where the duration of such training is”. The words “other than one of the Regular Army on the active list” are inserted, since members of the Regular Army on the active list are on continuous active duty. The word “additional” is inserted, since the detail under this section is active duty. The words “the officer may be ordered to that additional duty” are substituted for the words “such subsequent active duty may \* \* \* the officer concerned”.