

(c) RESOURCES.—The Secretary shall ensure that appropriate personnel, funding, and other resources are provided to the Committee to carry out its responsibilities.

(d) BIENNIAL REPORTS TO THE SECRETARY.—(1) Not later than October 31, 2010, and not less frequently than every two years thereafter, the Committee shall submit to the Secretary a report on the programs and activities of the Department that relate to the payment of disability compensation. Each such report shall include—

(A) an assessment of the needs of veterans with respect to disability compensation; and

(B) such recommendations (including recommendations for administrative or legislative action) as the Committee considers appropriate.

(2) The Committee may submit to the Secretary such other reports and recommendations as the Committee considers appropriate.

(e) BIENNIAL REPORTS TO CONGRESS.—(1) Not later than 90 days after the receipt of a report required under subsection (d)(1), the Secretary shall transmit to the Committee on Veterans' Affairs of the Senate and the Committee on Veterans' Affairs of the House of Representatives a copy of such report, together with such comments and recommendations concerning such report as the Secretary considers appropriate.

(2) The Secretary shall submit with each report required under paragraph (1) a summary of all reports and recommendations of the Committee submitted to the Secretary under subsection (d)(2) since the previous report transmitted by the Secretary under paragraph (1) of this subsection.

(f) APPLICABILITY OF FEDERAL ADVISORY COMMITTEE ACT.—(1) Except as provided in paragraph (2), the provisions of the Federal Advisory Committee Act (5 U.S.C. App.) shall apply to the activities of the Committee under this section.

(2) Section 14 of such Act shall not apply to the Committee.

(Added Pub. L. 110-389, title II, §214(a), Oct. 10, 2008, 122 Stat. 4152.)

#### REFERENCES IN TEXT

The Federal Advisory Committee Act, referred to in subsec. (f), is Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 770, which is set out in the Appendix to Title 5, Government Organization and Employees.

#### PRIOR PROVISIONS

Prior sections 560 to 562 were renumbered sections 1560 to 1562 of this title, respectively.

Prior sections 601 to 603 and 610 to 613 were renumbered sections 1701 to 1703 and 1710 to 1713 of this title, respectively.

Another prior section 613, Pub. L. 85-857, Sept. 2, 1958, 72 Stat. 1143, related to fitting and training in use of prosthetic appliances, prior to repeal by section 103(b) of Pub. L. 93-82. See section 1714(a) of this title.

Prior sections 614 to 620C were renumbered sections 1714 to 1720C of this title, respectively.

Another prior section 620C, added Pub. L. 100-6, §2(a), Feb. 12, 1987, 101 Stat. 92, related to community-based psychiatric residential treatment for chronically mentally ill veterans, prior to repeal by Pub. L. 100-322, title I, §115(g)(1), May 20, 1988, 102 Stat. 502. See section 115(a)-(f) of Pub. L. 100-322, set out as a note under section 1712 of this title.

Prior sections 621 to 624 were renumbered sections 1721 to 1724 of this title, respectively.

Prior section 625, Pub. L. 85-857, Sept. 2, 1958, 72 Stat. 1144; Pub. L. 91-24, §6(a), June 11, 1969, 83 Stat. 34, related to arrests for crimes in hospital and domiciliary reservations, prior to repeal by Pub. L. 93-43, §§4(b), 10(a), June 18, 1973, 87 Stat. 79, 88, effective June 18, 1973.

Prior sections 626 to 631 were renumbered sections 1726 to 1731 of this title, respectively.

Another prior section 631, Pub. L. 85-857, Sept. 2, 1958, 72 Stat. 1145; Pub. L. 91-24, §6(b), June 11, 1969, 83 Stat. 34, related to grants to the Republic of the Philippines, prior to repeal by section 107(a) of Pub. L. 93-82.

Prior section 632 was renumbered section 1732 of this title.

Another prior section 632, Pub. L. 85-857, Sept. 2, 1958, 72 Stat. 1146; Pub. L. 88-40, June 13, 1963, 77 Stat. 66; Pub. L. 89-612, §2, Sept. 30, 1966, 80 Stat. 859; Pub. L. 91-24, §6(c), June 11, 1969, 83 Stat. 34, related to modification of agreement with the Republic of the Philippines effectuating the Act of July 1, 1948, prior to repeal by section 107(a) of Pub. L. 93-82.

Prior sections 633 to 635 and 641 to 643 were renumbered sections 1733 to 1735 and 1741 to 1743 of this title, respectively.

Prior section 644, added Pub. L. 91-178, §2(a), Dec. 30, 1969, 83 Stat. 836; amended Pub. L. 93-82, title IV, §403(b), Aug. 2, 1973, 87 Stat. 196, authorized appropriations to be used for making grants to States which had submitted and had approved applications for assistance in remodeling, modification, or alteration of existing hospital or domiciliary facilities in State homes providing care and treatment for veterans, prior to repeal by Pub. L. 95-62, §§2, 5, July 5, 1977, 91 Stat. 262, 263, effective Oct. 1, 1977, but with provision for the continuing force and effect of the terms and conditions of grants made prior to Oct. 1, 1977, under prior section 644 and with additional provision for the modification of the terms and conditions of both grants made under that section prior to Oct. 1, 1977, and of grants made under subchapter III of chapter 81 of this title prior to Oct. 1, 1977.

Prior sections 651 to 654 and 661 to 664 were renumbered sections 1751 to 1754 and 1761 to 1764 of this title, respectively.

## CHAPTER 7—EMPLOYEES

### SUBCHAPTER I—GENERAL EMPLOYEE MATTERS

Sec.	
701.	Placement of employees in military installations.
703.	Miscellaneous authorities respecting employees.
705.	Telephone service for medical officers and facility directors.
707.	Benefits for employees at overseas offices who are United States citizens.
709.	Employment restrictions.
711.	Grade reductions.
[712.]	Repealed.]
713.	Senior executives: removal, demotion, or suspension based on performance or misconduct.
714.	Employees: removal, demotion, or suspension based on performance or misconduct.
715.	Congressional testimony by employees: treatment as official duty.
717.	Limitation on administrative leave.
719.	Reduction of benefits of employees convicted of certain crimes.
721.	Recoupment of bonuses or awards paid to employees of Department.
723.	Recoupment of relocation expenses paid on behalf of employees of Department.
725.	Annual performance plan for political appointees.
726.	Annual report on performance awards and bonuses awarded to certain high-level employees.
727.	Reassignment of senior executives.
728.	Misuse of Department purchase cards.

Sec.

## SUBCHAPTER II—WHISTLEBLOWER COMPLAINTS

731. Adverse actions against supervisory employees who commit prohibited personnel actions relating to whistleblower complaints.
732. Protection of whistleblowers as criteria in evaluation of supervisors.
733. Training regarding whistleblower disclosures. [734 to 736. Repealed.]

## SUBCHAPTER III—EXECUTIVE MANAGEMENT FELLOWSHIP PROGRAM

741. Executive Management Fellowship Program.

## AMENDMENTS

2018—Pub. L. 115-407, title V, § 501(b), Dec. 31, 2018, 132 Stat. 5376, which directed adding item 728 after item 728, was executed by adding item 728 after item 727 to reflect the probable intent of Congress.

Pub. L. 115-188, § 2(b), June 21, 2018, 132 Stat. 1491, which directed adding item 727 after item 725, was executed by adding item 727 after item 726 to reflect the probable intent of Congress.

Pub. L. 115-182, title V, § 501(b), June 6, 2018, 132 Stat. 1475, added item 726.

2017—Pub. L. 115-46, title II, §§ 202(c), 203(b), Aug. 12, 2017, 131 Stat. 962, added item 725 and added item for subchapter III and item 741.

Pub. L. 115-41, title I, § 102(b), title II, §§ 201(c), 202(b)(1), 203(a)(2), 204(b), 205(b), June 23, 2017, 131 Stat. 867, 869, 873, 875-877, substituted “removal, demotion, or suspension” for “removal” in item 713, added items 714, 719, 721, 723, and 731 to 733, and struck out former items 731 “Whistleblower complaint defined”, 732 “Treatment of whistleblower complaints”, and 733 “Adverse actions against supervisory employees who commit prohibited personnel actions relating to whistleblower complaints”, and items 734 “Evaluation criteria of supervisors and treatment of bonuses”, 735 “Training regarding whistleblower complaints”, and 736 “Reports to Congress”.

2016—Pub. L. 114-315, title V, § 503(a)(2), Dec. 16, 2016, 130 Stat. 1568, added item 717.

Pub. L. 114-223, div. A, title II, § 247(a)(2)(B), (b)(2), Sept. 29, 2016, 130 Stat. 890, 891, added item for subchapter I, added item 715, and added item for subchapter II and items 731 to 736.

2014—Pub. L. 113-146, title VII, § 707(a)(2), Aug. 7, 2014, 128 Stat. 1800, added item 713.

2001—Pub. L. 107-103, title V, § 509(a)(2), Dec. 27, 2001, 115 Stat. 997, struck out item 712 “Full-time equivalent positions: limitation on reduction”.

1994—Pub. L. 103-446, title XI, § 1102(b), Nov. 2, 1994, 108 Stat. 4681, added item 712.

## SUBCHAPTER I—GENERAL EMPLOYEE MATTERS

## AMENDMENTS

2016—Pub. L. 114-223, div. A, title II, § 247(a)(2)(A), Sept. 29, 2016, 130 Stat. 890, inserted subchapter heading.

**§ 701. Placement of employees in military installations**

The Secretary may place employees of the Department in such Army, Navy, and Air Force installations as may be considered advisable for the purpose of adjudicating disability claims of, and giving aid and advice to, members of the Armed Forces who are about to be discharged or released from active military, naval, or air service.

(Added Pub. L. 102-83, § 2(a), Aug. 6, 1991, 105 Stat. 394.)

## PRIOR PROVISIONS

Prior sections 701 and 702 were renumbered sections 1901 and 1902 of this title, respectively.

Provisions similar to those in this section were contained in section 231 of this title prior to repeal by Pub. L. 102-83, § 2(a).

## REEMPLOYMENT OF FORMER EMPLOYEES AT DEPARTMENT OF VETERANS AFFAIRS

Pub. L. 115-46, title II, § 204, Aug. 12, 2017, 131 Stat. 963, provided that:

“(a) IN GENERAL.—Notwithstanding sections 3309 through 3318 of title 5, United States Code, the Secretary of Veterans Affairs may noncompetitively appoint a qualified former career or career conditional employee to any position within the competitive service at the Department of Veterans Affairs that is one grade or equivalent higher than the grade or equivalent of the position at the Department most recently occupied by the employee.

“(b) LIMITATION.—The Secretary may not appoint a qualified former employee to a position that is more than one grade (or equivalent) higher than the position at the Department most recently occupied by the employee.

“(c) DEFINITION OF QUALIFIED FORMER EMPLOYEE.—For purposes of this section, the term ‘qualified former employee’ means any individual who—

“(1) formerly occupied any career or career conditional position at the Department of Veterans Affairs within 2 years before applying for reemployment at the Department;

“(2) voluntarily left such position, or was subject to a reduction in force, and had a satisfactory performance record while occupying such position; and

“(3) since leaving such position has maintained licensing requirements, related to the position, if any, and gained skill, knowledge, or other factors related to the position.”

## PROMOTIONAL OPPORTUNITIES FOR TECHNICAL EXPERTS AT DEPARTMENT OF VETERANS AFFAIRS

Pub. L. 115-46, title II, § 205, Aug. 12, 2017, 131 Stat. 963, provided that: “Not later than one year after the date of the enactment of this Act [Aug. 12, 2017], the Secretary of Veterans Affairs shall establish a promotional track system for employees of the Department of Veterans Affairs that the Secretary determines are technical experts pursuant to regulations prescribed by the Secretary for purposes of carrying out this section. Such system shall—

“(1) provide any such employee the opportunity to advance within the Department without being required to transition to a management position; and

“(2) for purposes of achieving career advancement—

“(A) provide for the establishment of new positions within the Department; and

“(B) notwithstanding any other provision of law, provide for increases in pay for any such employee.”

## EMPLOYMENT OF STUDENTS AND RECENT GRADUATES BY DEPARTMENT OF VETERANS AFFAIRS

Pub. L. 115-46, title II, § 206, Aug. 12, 2017, 131 Stat. 963, provided that:

“(a) IN GENERAL.—The Secretary of Veterans Affairs shall prescribe regulations to allow for excepted service appointments of students and recent graduates leading to conversion to career or career conditional employment of a student or recent graduate of a qualifying educational institution, as defined by the Department.

“(b) APPLICABILITY.—The conversion authority described in subsection (a) shall be applicable to individuals in good standing who—

“(1) are employed in a qualifying internship or fellowship program at the Department;

“(2) are employed in the Department in a volunteer capacity and performing substantive duties comparable to those of individuals in internship or fellowship programs and meet the required number of hours for conversion;

“(3) are employed in the Department under a contract or agreement with an external nonprofit organi-