

2003—Subsec. (b)(1). Pub. L. 108-136, §402(1), substituted “482,400” for “480,000”.

Subsec. (b)(2). Pub. L. 108-136, §402(2), substituted “373,800” for “375,700”.

Subsec. (b)(4). Pub. L. 108-136, §402(3), substituted “359,300” for “359,000”.

2002—Subsec. (b)(2) to (4). Pub. L. 107-314, §402(a), substituted “375,700” for “376,000” in par. (2), “175,000” for “172,600” in par. (3), and “359,000” for “358,800” in par. (4).

Subsec. (e). Pub. L. 107-314, §402(b), struck out subsec. (e) which read as follows: “For a fiscal year for which the active duty end strength authorized by law pursuant to section 115(a)(1)(A) of this title for any of the armed forces is identical to or greater than the number applicable to that armed force under subsection (b), the Secretary of Defense may reduce that number by not more than 0.5 percent.”

2001—Subsec. (b)(2). Pub. L. 107-107, §402(1), substituted “376,000” for “372,000”.

Subsec. (b)(4). Pub. L. 107-107, §402(2), substituted “358,800” for “357,000”.

2000—Subsec. (b)(2) to (4). Pub. L. 106-398, §1 [[div. A], title IV, §402(a)], substituted “372,000” for “371,781” in par. (2), “172,600” for “172,148” in par. (3), and “357,000” for “360,877” in par. (4).

Subsec. (e). Pub. L. 106-398, §1 [[div. A], title IV, §403], inserted “or greater than” after “identical to”.

1999—Subsec. (b)(2) to (4). Pub. L. 106-65, §402(a), substituted “371,781” for “372,696” in par. (2), “172,148” for “172,200” in par. (3), and “360,877” for “370,802” in par. (4).

Subsec. (e). Pub. L. 106-65, §1066(b)(1), made technical amendment to directory language of Pub. L. 105-261, §402(b). See 1998 Amendment note below.

1998—Subsec. (b). Pub. L. 105-261, §402(a), substituted “480,000” for “495,000” in par. (1), “372,696” for “390,802” in par. (2), “172,200” for “174,000” in par. (3), and “370,802” for “371,577” in par. (4).

Subsec. (e). Pub. L. 105-261, §402(b), as amended by Pub. L. 106-65, §1066(b)(1), substituted “0.5 percent.” for “1 percent or, in the case of the Army, by not more than 1.5 percent.”

1997—Subsec. (b)(2). Pub. L. 105-85, §402(a)(1), substituted “390,802” for “395,000”.

Subsec. (b)(4). Pub. L. 105-85, §402(a)(2), substituted “371,577” for “381,000”.

Subsec. (e). Pub. L. 105-85, §402(b), inserted “or, in the case of the Army, by not more than 1.5 percent” before period at end.

1996—Subsec. (c). Pub. L. 104-201, §402(a)(2), added subsec. (c) and struck out former subsec. (c) which read as follows: “No funds appropriated to the Department of Defense may be used to implement a reduction of the active duty end strength for any of the armed forces for any fiscal year below the level specified in subsection (b) unless the Secretary of Defense submits to Congress notice of the proposed lower end strength levels and a justification for those levels. No action may then be taken to implement such a reduction for that fiscal year until the end of the six-month period beginning on the date of the receipt of such notice by Congress.”

Subsec. (d). Pub. L. 104-201, §402(a)(2), added subsec. (d). Former subsec. (d) redesignated (e).

Subsec. (e). Pub. L. 104-201, §402(a)(1), (b), redesignated subsec. (d) as (e) and substituted “not more than 1 percent” for “not more than 0.5 percent”. Former subsec. (e) redesignated (f).

Subsec. (f). Pub. L. 104-201, §402(a)(1), redesignated subsec. (e) as (f).

#### EFFECTIVE DATE OF 2000 AMENDMENT

Pub. L. 106-398, §1 [[div. A], title IV, §402(b)], Oct. 30, 2000, 114 Stat. 1654, 1654A-92, provided that: “The amendments made by subsection (a) [amending this section] shall take effect on October 1, 2000.”

#### EFFECTIVE DATE OF 1999 AMENDMENT

Pub. L. 106-65, div. A, title IV, §402(b), Oct. 5, 1999, 113 Stat. 585, provided that: “The amendments made by

subsection (a) [amending this section] shall take effect on October 1, 1999.”

Pub. L. 106-65, div. A, title X, §1066(b), Oct. 5, 1999, 113 Stat. 772, provided that the amendment made by section 1066(b) is effective Oct. 17, 1998, and as if included in the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999, Pub. L. 105-261, as enacted.

#### EFFECTIVE DATE OF 1998 AMENDMENT

Pub. L. 105-261, div. A, title IV, §402(c), Oct. 17, 1998, 112 Stat. 1996, provided that: “The amendments made by this section [amending this section] shall take effect on October 1, 1998.”

#### TRANSFER OF FUNCTIONS

For transfer of authorities, functions, personnel, and assets of the Coast Guard, including the authorities and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections 468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

#### CHAPTER 40—LEAVE

Sec.	
701.	Entitlement and accumulation.
702.	Cadets and midshipmen.
703.	Reenlistment leave.
704.	Use of leave; regulations.
704a.	Administration of leave: prohibition on authorizing, granting, or assigning leave not expressly authorized by law.
705.	Rest and recuperation absence: qualified members extending duty at designated locations overseas.
705a.	Rest and recuperation absence: certain members undergoing extended deployment to a combat zone.
706.	Administration of leave required to be taken.
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707a.	Payment upon disapproval of certain board of inquiry recommendations for excess leave required to be taken.
708.	Educational leave of absence.
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709a.	Expenses incurred in connection with leave canceled due to contingency operations: reimbursement.
710.	Career flexibility to enhance retention of members.

#### AMENDMENTS

2018—Pub. L. 115-232, div. A, title V, §551(b)(1), Aug. 13, 2018, 132 Stat. 1768, added item 710.

2016—Pub. L. 114-328, div. A, title V, §§521(b)(2), 522(b), Dec. 23, 2016, 130 Stat. 2115, 2116, added items 704a and 709a.

2011—Pub. L. 111-383, div. A, title V, §532(b), Jan. 7, 2011, 124 Stat. 4216, added item 705a.

2003—Pub. L. 108-136, div. A, title V, §621(b)(2), Nov. 24, 2003, 117 Stat. 1505, struck out “enlisted” before “members” in item 705.

2002—Pub. L. 107-314, div. A, title V, §§506(d), 572(b), 574(b)(2)(B), Dec. 2, 2002, 116 Stat. 2536, 2558, substituted “Rest and recuperation absence: qualified enlisted members extending duty at designated locations overseas” for “Rest and recuperative absence for qualified enlisted members extending duty at designated locations overseas” in item 705, added items 706, 707a, and 709, and struck out former item 706 “Administration of leave required to be taken pending review of certain court-martial convictions”.

1984—Pub. L. 98-525, title VII, §707(a)(2), Oct. 19, 1984, 98 Stat. 2572, added item 708.