

thorized President, in time of war or national emergency, to appoint any qualified person, including a person who is not a Regular or Reserve, in any temporary grade, provided for vacation of the appointment, and permitted, for purposes of determining grade, position on a promotion list, seniority in temporary grade, and eligibility for promotion, a medical or dental officer of the Air Force who is appointed in a temporary grade to be credited, when he enters active duty, with the constructive service authorized by section 8294(b) of this title. See section 603 of this title.

Section 8445, acts Aug. 10, 1956, ch. 1041, 70A Stat. 522; Sept. 2, 1958, Pub. L. 85-861, §1(180)(B), 72 Stat. 1532, provided that in addition to temporary appointments authorized, in time of war or national emergency, a regular officer or a reserve warrant officer may be appointed in any temporary grade higher than his regular or reserve grade, without vacating that grade, or a person who holds no commissioned grade in Regular Air Force be appointed in any temporary commissioned grade. See section 603 of this title.

A prior section 8446 was renumbered section 9176 of this title.

A prior section 8447, acts Aug. 10, 1956, ch. 1041, 70A Stat. 523; Sept. 2, 1958, Pub. L. 85-861, §1(180)(D), 72 Stat. 1532; Sept. 28, 1971, Pub. L. 92-129, title VI, §604, 85 Stat. 362, provided that temporary appointment of a person be made without reference to any other appointment that he may hold in the Air Force, temporary appointments of commissioned officers in the Regular Air Force be made by the President alone in grades below lieutenant colonel and by the President, by and with the consent of the Senate, in grades of lieutenant colonel and above, temporary appointments of commissioned officers in the reserve components of the Air Force be made by the President alone in grades below lieutenant colonel and by the President, by and with the consent of the Senate, in grades above major, and that the President may vacate at any time a temporary appointment in a commissioned grade, prior to repeal by Pub. L. 96-513, title II, §207, Dec. 12, 1980, 94 Stat. 2884, effective Sept. 15, 1981. See section 601 of this title.

Prior sections 8448 and 8449 were repealed by Pub. L. 96-513, title II, §208, Dec. 12, 1980, 94 Stat. 2884, effective Sept. 15, 1981.

Section 8448, acts Aug. 10, 1956, ch. 1041, 70A Stat. 523; Aug. 8, 1958, Pub. L. 85-603, §1(4), 72 Stat. 526; Sept. 2, 1958, Pub. L. 85-861, §33(a)(39), 72 Stat. 1566, authorized Secretary of the Air Force, upon his determination of need, to appoint qualified persons as warrant officers, with such appointments to continue at pleasure of Secretary, and such warrant officers entitled to count all periods of active duty under appointment as warrant or enlisted service for all purposes and to benefits of all laws and regulations applicable to retirement, pensions, and disability of members of Air Force on active duty. See section 602 of this title.

Section 8449, act Aug. 10, 1956, ch. 1041, 70A Stat. 523, provided that temporary promotions in warrant officer grades be governed by such regulations as the Secretary of the Air Force prescribe. See section 602 of this title.

A prior section 8450, act Aug. 10, 1956, ch. 1041, 70A Stat. 523, provided for suspension of laws for promotion or mandatory retirement or separation during war or emergency of temporary warrant officers of Air Force, prior to repeal by Pub. L. 90-235, §3(b)(1), Jan. 2, 1968, 81 Stat. 758.

AMENDMENTS

2018—Pub. L. 115-232 renumbered section 6932 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.

IMPLEMENTATION

Pub. L. 105-261, div. A, title V, §522(b)(3), Oct. 17, 1998, 112 Stat. 2013, provided that: "The Secretary of the Navy shall implement section 6932 [now 8432] of title 10, United States Code, as added by paragraph (1), as rapidly as feasible and shall ensure that the provisions of that section are applied to all recruit basic training classes beginning not later than the first such class that enters basic training on or after April 15, 1999."

CHAPTER 853—UNITED STATES NAVAL ACADEMY

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PRIOR PROVISIONS

A prior chapter 853, consisting of sections 8681 to 8693, related to miscellaneous rights and benefits in the Air Force, prior to renumbering as chapter 933 of this title.

AMENDMENTS

2018—Pub. L. 115-232, div. A, title VIII, §807(e)(3), (f)(1), Aug. 13, 2018, 132 Stat. 1837, 1838, redesignated chapter 603 of this title as this chapter and items 6951 to 6956 and 6958 to 6981 as 8451 to 8456 and 8458 to 8481, respectively.

2016—Pub. L. 114-328, div. A, title XII, §1248(b)(2)(B), Dec. 23, 2016, 130 Stat. 2525, struck out items 6957 "Se-

lection of persons from foreign countries”, 6957a “Exchange program with foreign military academies”, and 6957b “Foreign and cultural exchange activities”.

2013—Pub. L. 112-239, div. A, title V, § 542(b), Jan. 2, 2013, 126 Stat. 1737, added item 6981.

2008—Pub. L. 110-417, [div. A], title V, § 541(b)(2), Oct. 14, 2008, 122 Stat. 4455, added item 6957b.

Pub. L. 110-181, div. A, title V, § 508(a)(2), Jan. 28, 2008, 122 Stat. 97, added items 6970 and 6970a and struck out former item 6970 “Permanent professors: retirement for years of service; authority for deferral”.

2006—Pub. L. 109-364, div. A, title X, § 1071(g)(2), Oct. 17, 2006, 120 Stat. 2402, made technical correction to directory language of Pub. L. 108-375, § 544(b)(2). See 2004 Amendment note below.

Pub. L. 109-364, div. A, title V, § 532(d)(2), title X, § 1071(a)(34), Oct. 17, 2006, 120 Stat. 2206, 2400, substituted colon for semicolon in item 6965 and added item 6980.

Pub. L. 109-163, div. A, title V, § 509(b)(2), Jan. 6, 2006, 119 Stat. 3230, added item 6970.

2004—Pub. L. 108-375, div. A, title V, § 545(b)(2), Oct. 28, 2004, 118 Stat. 1908, added item 6979.

Pub. L. 108-375, div. A, title V, § 544(b)(2), Oct. 28, 2004, 118 Stat. 1907, as amended by Pub. L. 109-364, div. A, title X, § 1071(g)(2), Oct. 17, 2006, 120 Stat. 2402, added item 6978.

2000—Pub. L. 106-398, § 1 [[div. A], title IX, § 942(e)(1)], Oct. 30, 2000, 114 Stat. 1654, 1654A-242, added items 6973 and 6974 and struck out former items 6973 “Gifts and bequests: acceptance for benefit of Naval Academy” and 6974 “Gifts and bequests: acceptance for benefit of museum”.

1999—Pub. L. 106-65, div. A, title V, § 532(a)(4)(D), div. B, title XXVIII, § 2871(b)(2), Oct. 5, 1999, 113 Stat. 604, 875, added items 6951a and 6975.

1998—Pub. L. 105-261, div. A, title X, § 1063(b)(2), Oct. 17, 1998, 112 Stat. 2131, added item 6977.

1997—Pub. L. 105-85, div. A, title V, § 542(b)(2), div. B, title XXVIII, § 2871(a)(2), Nov. 18, 1997, 111 Stat. 1742, 2015, added items 6957a and 6976.

1996—Pub. L. 104-201, div. A, title III, § 370(d), Sept. 23, 1996, 110 Stat. 2499, struck out item 6970 “Storekeeper: detail; returns; inspection of accounts” and substituted “trade shops, dairy, and laundry: nonappropriated fund instrumentality and accounts” for “laundry, barber shop, cobbler shop, tailor shop, and dairy: disposition of funds” in item 6971.

1994—Pub. L. 103-337, div. A, title V, § 556(b)(2), Oct. 5, 1994, 108 Stat. 2775, which amended analysis by adding item 6975 “Athletics program: athletic director; nonappropriated fund account”, was repealed by Pub. L. 104-106, div. A, title V, § 533(b), Feb. 10, 1996, 110 Stat. 315, as amended by Pub. L. 105-85, div. A, title X, § 1073(d)(1)(C), Nov. 18, 1997, 111 Stat. 1905.

1983—Pub. L. 98-94, title X, § 1004(b)(2), Sept. 24, 1983, 97 Stat. 659, substituted “Selection of persons from foreign countries” for “Admission of foreigners for instruction: restrictions, conditions” in item 6957.

§ 8451. Location

The United States Naval Academy shall be located at Annapolis, Maryland.

(Aug. 10, 1956, ch. 1041, 70A Stat. 428, § 6951; renumbered § 8451, Pub. L. 115-232, div. A, title VIII, § 807(c)(1), Aug. 13, 2018, 132 Stat. 1836.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
6951	34 U.S.C. 1021.	R.S. 1511.

The words “United States” are inserted before the words “Naval Academy” to state the full title. The word “established” is omitted as executed. The words “in the State of” are omitted as surplusage.

PRIOR PROVISIONS

A prior section 8451, act Aug. 10, 1956, ch. 1041, 70A Stat. 524, provided that an officer who is promoted to

a temporary grade is considered to have accepted his promotion on date of order announcing it, unless he expressly declines promotion, prior to repeal by Pub. L. 96-513, title II, § 207, Dec. 12, 1980, 94 Stat. 2884, effective Sept. 15, 1981.

AMENDMENTS

2018—Pub. L. 115-232 renumbered section 6951 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.

§ 8451a. Superintendent

(a) There is a Superintendent of the United States Naval Academy. The immediate governance of the Naval Academy is under the Superintendent.

(b) The Superintendent shall be detailed to that position by the President. As a condition for detail to that position, an officer shall acknowledge that upon termination of that detail the officer shall be retired pursuant to section 8371(a) of this title, unless such retirement is waived under section 8371(b) of this title.

(c) An officer who is detailed to the position of Superintendent shall be so detailed for a period of not less than three years. In any case in which an officer serving as Superintendent is re-assigned or retires before having completed three years service as Superintendent, or otherwise leaves that position (other than due to death) without having completed three years service in that position, the Secretary of the Navy shall submit to Congress notice that such officer left the position of Superintendent without having completed three years service in that position, together with a statement of the reasons why that officer did not complete three years service in that position.

(Added Pub. L. 106-65, div. A, title V, § 532(a)(2)(B), Oct. 5, 1999, 113 Stat. 603, § 6951a; amended Pub. L. 108-375, div. A, title V, § 541(b)(2), Oct. 28, 2004, 118 Stat. 1903; renumbered § 8451a and amended Pub. L. 115-232, div. A, title VIII, §§ 807(c)(1), 809(a), Aug. 13, 2018, 132 Stat. 1836, 1840.)

AMENDMENTS

2018—Pub. L. 115-232, § 807(c)(1), renumbered section 6951a of this title as this section.

Subsec. (b). Pub. L. 115-232, § 809(a), substituted “section 8371(a)” for “section 6371(a)” and “section 8371(b)” for “section 6371(b)”.

2004—Subsec. (b). Pub. L. 108-375, § 541(b)(2)(A), inserted before period at end “pursuant to section 6371(a) of this title, unless such retirement is waived under section 6371(b) of this title”.

Subsec. (c). Pub. L. 108-375, § 541(b)(2)(B), added subsec. (c).

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.

APPLICATION OF SECTION TO SUPERINTENDENTS SERVING ON OCTOBER 5, 1999

Section not applicable to an officer serving on Oct. 5, 1999, in the position of Superintendent of the United