

106-398, §1 [[div. A], title V, §533(a)-(d), (f), Oct. 30, 2000, 114 Stat. 1654, 1654A-110, 1654A-111; Pub. L. 109-163, div. A, title VI, §687(c)(15), Jan. 6, 2006, 119 Stat. 3336; Pub. L. 115-91, div. A, title VI, §618(a)(1)(R), Dec. 12, 2017, 131 Stat. 1426.)

AMENDMENTS

2017—Subsec. (f). Pub. L. 115-91 inserted “or 373” before “of title 37” in introductory provisions of par. (1) and in par. (2).

2006—Subsec. (f)(1). Pub. L. 109-163, §687(c)(15)(A), substituted “shall be subject to the repayment provisions of section 303a(e) of title 37” for “may be required to repay the full amount of financial assistance” in introductory provisions.

Subsec. (f)(2). Pub. L. 109-163, §687(c)(15)(B), inserted “Any requirement to repay any portion of financial assistance received under this section shall be administered under the regulations issued under section 303a(e) of title 37.” before “The Secretary of the Navy may waive” in introductory provisions.

2000—Pub. L. 106-398, §1 [[div. A], title V, §533(f)(1)], substituted “Class: college tuition assistance program” for “Class program: officer candidates pursuing degrees” in section catchline.

Subsec. (a). Pub. L. 106-398, §1 [[div. A], title V, §533(a)(1), (f)(2)], struck out “for Financial Assistance Program” after “Authority” in heading and “enlisted” after “an eligible” in introductory provisions.

Subsec. (a)(2). Pub. L. 106-398, §1 [[div. A], title V, §533(c)], substituted “four” for “three”.

Subsec. (b)(1). Pub. L. 106-398, §1 [[div. A], title V, §533(a)(2)(A)], substituted “a member” for “an enlisted member” in introductory provisions.

Subsec. (b)(1)(A). Pub. L. 106-398, §1 [[div. A], title V, §533(a)(2)(B)], substituted “a member of” for “an officer candidate in”.

Subsec. (b)(1)(B). Pub. L. 106-398, §1 [[div. A], title V, §533(b)(1)(A), (B)], redesignated subpar. (C) as (B) and struck out former subpar. (B) which read as follows: “meet the applicable age requirement specified in paragraph (2);”.

Subsec. (b)(1)(C), (D). Pub. L. 106-398, §1 [[div. A], title V, §533(b)(1)(B), (C)], redesignated subpar. (D) as (C) and substituted “paragraph (2)” for “paragraph (3)”.

Subsec. (b)(2), (3). Pub. L. 106-398, §1 [[div. A], title V, §533(b)(2)-(4)], redesignated par. (3) as (2), substituted “paragraph (1)(C)” for “paragraph (1)(D)” in introductory provisions, and struck out former par. (2) which read as follows:

“(2)(A) In the case of a member pursuing a baccalaureate degree, the member meets the age requirements of this paragraph if the member will be under 27 years of age on June 30 of the calendar year in which the member is projected to be eligible for appointment as a commissioned officer in the Marine Corps through the Marine Corps Platoon Leaders Class program, except that if the member has served on active duty, the member may, on such date, be any age under 30 years that exceeds 27 years by a number of months that is not more than the number of months that the member served on active duty.

“(B) In the case of a member pursuing a doctor of jurisprudence or bachelor of laws degree, the member meets the age requirements of this paragraph if the member will be under 31 years of age on June 30 of the calendar year in which the member is projected to be eligible for appointment as a commissioned officer in the Marine Corps through the Marine Corps Platoon Leaders Class program, except that if the member has served on active duty, the member may, on such date, be any age under 35 years that exceeds 31 years by a number of months that is not more than the number of months that the member served on active duty.”

Subsec. (f)(1). Pub. L. 106-398, §1 [[div. A], title V, §533(d)(1)(A), (B)], in introductory provisions, substituted “An enlisted member who” for “A member who” and inserted “and an officer who receives financial assistance under this section may be required to

repay the full amount of financial assistance,” after “for more than four years.”.

Subsec. (f)(1)(A). Pub. L. 106-398, §1 [[div. A], title V, §533(d)(1)(C)], inserted “or, if already a commissioned officer in the Marine Corps, refuses to accept an assignment on active duty when offered” after “when offered”.

Subsec. (f)(2). Pub. L. 106-398, §1 [[div. A], title V, §533(d)(2)], added par. (2) and struck out former par. (2) which read as follows: “The Secretary of the Navy may waive the obligated service under paragraph (1) of a person who is not physically qualified for appointment under section 532 of this title and later is determined by the Secretary of the Navy under section 505 of this title to be unqualified for service as an enlisted member of the Marine Corps due to a physical or medical condition that was not the result of misconduct or grossly negligent conduct.”

SAVINGS PROVISION

For savings provision relating to payment or repayment of any bonus, incentive pay, special pay, or similar pay obligated to be paid before Apr. 1, 2006, under a provision of this section amended by section 687(c) of Pub. L. 109-163, see section 687(f) of Pub. L. 109-163, set out as a note under section 510 of this title.

TRANSITION PROVISION

Pub. L. 106-65, div. A, title V, §551(d), Oct. 5, 1999, 113 Stat. 614, provided that:

“(1) An enlisted member of the Marine Corps Reserve selected for training as an officer candidate under section 12209 of title 10, United States Code, before implementation of a financial assistance program under section 16401 of such title (as added by subsection (a)) may, upon application, participate in the financial assistance program established under section 16401 of such title (as added by subsection (a)) if the member—

“(A) is eligible for financial assistance under such section 16401;

“(B) submits a request for the financial assistance to the Secretary of the Navy not later than 180 days after the date on which the Secretary establishes the financial assistance program; and

“(C) enters into a written agreement described in subsection (b)(3) of such section.

“(2) Section 205(f) of title 37, United States Code, as added by subsection (c), applies to a member referred to in paragraph (1).”

PART V—SERVICE, SUPPLY, AND PROCUREMENT

Table with 2 columns: Chap. and Sec.
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CHAPTER 1801—ISSUE OF SERVICEABLE MATERIAL TO RESERVE COMPONENTS

[No present sections]

CHAPTER 1803—FACILITIES FOR RESERVE COMPONENTS

Table with 2 columns: Sec. and Description
18231. Purpose.
18232. Definitions.
18233. Acquisition.
18233a. Notice and wait requirements for certain projects.
18233b. Authority to carry out small projects with operation and maintenance funds.
18234. Location and use.
18235. Administration; other use permitted by Secretary.