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AMENDMENTS

2018—Pub. L. 115-232, div. A, title VIII, § 808(f)(2), Aug. 13, 2018, 132 Stat. 1839, redesignated items for chapters 301 to 453 as 701 to 783 and redesignated section numbers 3001 to 4831 as 7001 to 7831. Section numbers were conformed to the first section appearing in each chapter after renumbering by Pub. L. 115-232 to reflect the probable intent of Congress.

2011—Pub. L. 112-81, div. A, title V, § 591(a)(2), Dec. 31, 2011, 125 Stat. 1441, added item for chapter 446.

2003—Pub. L. 108-136, div. A, title V, § 576(a)(2), Nov. 24, 2003, 117 Stat. 1487, added item for chapter 375.

2000—Pub. L. 106-398, § 1 [(div. A), title III, § 344(a)(2)], Oct. 30, 2000, 114 Stat. 1654, 1654A-71, added item for chapter 434.

1999—Pub. L. 106-65, div. A, title VII, § 721(c)(7), Oct. 5, 1999, 113 Stat. 695, substituted “Disposition” for “In-quests; Disposition” and “4712” for “4711” in item for chapter 445.

1994—Pub. L. 103-337, div. A, title XVI, § 1672(a), Oct. 5, 1994, 108 Stat. 3015, struck out items for chapters 337 “Appointments as Reserve Officers”, 361 “Separation for Various Reasons”, and 363 “Separation or Transfer to Retired Reserve”.

1993—Pub. L. 103-160, div. A, title VIII, § 828(b)(2), Nov. 30, 1993, 107 Stat. 1714, struck out item for chapter 431 “Industrial Mobilization, Research, and Development”.

1987—Pub. L. 100-26, § 7(j)(10)(A), Apr. 21, 1987, 101 Stat. 283, substituted “3011” for “3010” as section number in item for chapter 303.

1980—Pub. L. 96-513, title V, §§ 502(1), 512(1), Dec. 12, 1980, 94 Stat. 2909, 2929, substituted “3010” for “3011” as section number in item for chapter 303, and struck out item for chapter 359 “Separation from Regular Army for Substandard Performance of Duty”, item for chapter 360 “Separation from Regular Army for Moral or Professional Dereliction or in Interests of National Security”, and item for chapter 365 “Retirement for Age”.

1968—Pub. L. 90-377, § 3, July 5, 1968, 82 Stat. 288, struck out item for chapter 351 “United States Disciplinary Barracks”.

Pub. L. 90-235, § 8(5), Jan. 2, 1968, 81 Stat. 764, struck out item for chapter 347 “The Uniform”.

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”.

1960—Pub. L. 86-616, §§ 2(b), 3(b), July 12, 1960, 74 Stat. 388, 390, substituted “Substandard Performance of Duty” for “Failure to Meet Standards” in item for of chapter 359 and added item for chapter 360.

1958—Pub. L. 85-861, § 1(95), Sept. 2, 1958, 72 Stat. 1487, substituted “3841” for “[No present sections]” in item for chapter 363.

PART I—ORGANIZATION

| | | |
|-------|------------------------------|------|
| Chap. | | Sec. |
| 701. | Definitions | 7001 |
| 703. | Department of the Army | 7011 |
| 705. | The Army Staff | 7031 |
| 707. | The Army | 7061 |

AMENDMENTS

2018—Pub. L. 115-232, div. A, title VIII, § 808(f)(2), Aug. 13, 2018, 132 Stat. 1839, redesignated items for chapters 301 to 307 as 701 to 707 and redesignated section numbers 3001 to 3061 as 7001 to 7061.

1987—Pub. L. 100-26, § 7(j)(10)(A), Apr. 21, 1987, 101 Stat. 283, substituted “3011” for “3010” as section number in item for chapter 303.

1980—Pub. L. 96-513, title V, § 512(1), Dec. 12, 1980, 94 Stat. 2929, substituted “3010” for “3011” as section number in item for chapter 303.

CHAPTER 701—DEFINITIONS

| | |
|-------|--------------|
| Sec. | |
| 7001. | Definitions. |

AMENDMENTS

2018—Pub. L. 115-232, div. A, title VIII, § 808(e)(1), (f)(1), Aug. 13, 2018, 132 Stat. 1839, redesignated chapter 301 of this title as this chapter and item 3001 as 7001.

§ 7001. Definitions

In this title, the term “Army” means the Army or Armies referred to in the Constitution of the United States, less that part established by law as the Air Force.

(Aug. 10, 1956, ch. 1041, 70A Stat. 157, § 3001; Pub. L. 100-26, § 7(k)(8), Apr. 21, 1987, 101 Stat. 284; renumbered § 7001, Pub. L. 115-232, div. A, title VIII, § 808(a), Aug. 13, 2018, 132 Stat. 1838.)

HISTORICAL AND REVISION NOTES

| <i>Revised section</i> | <i>Source (U.S. Code)</i> | <i>Source (Statutes at Large)</i> |
|------------------------|---------------------------|---|
| 3001 | 5:181-3(a), 10:1a(a). | June 28, 1950, ch. 383, § 2(a), 64 Stat. 263. |

The words “Army of the United States” and “are synonymous and” are omitted as surplusage, since the term “Army” is used throughout the revised title. 5:181-3(a) (last sentence) and 10:1a(a) (last sentence) are omitted as surplusage.

AMENDMENTS

2018—Pub. L. 115-232 renumbered section 3001 of this title as this section.

1987—Pub. L. 100-26 inserted “the term” after “In this title.”.

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.

DEEMING RULE FOR REFERENCES TO PROVISIONS OF
TITLE 10 REDESIGNATED BY PUB. L. 115-232

Pub. L. 115-232, div. A, title VIII, §809(t), Aug. 13, 2018, 132 Stat. 1844, provided that: “Any reference in a provision of law (other than a provision amended by this section [see Tables for classification]) to a section or chapter redesignated by this part [part II (§§806-809) of sub-title A of title VIII of div. A of Pub. L. 115-232, see Tables for classification] shall be deemed to refer to the section or chapter as so redesignated.”

CHAPTER 703—DEPARTMENT OF THE ARMY

| | |
|-------|--|
| Sec. | |
| 7011. | Organization. |
| 7012. | Department of the Army: seal. |
| 7013. | Secretary of the Army. |
| 7014. | Office of the Secretary of the Army. |
| 7015. | Under Secretary of the Army. |
| 7016. | Assistant Secretaries of the Army. |
| 7017. | Secretary of the Army: successors to duties. |
| 7018. | Administrative Assistant. |
| 7019. | General Counsel. |
| 7020. | Inspector General. |
| 7021. | Army Reserve Forces Policy Committee. |
| 7022. | Financial management. |
| 7023. | Chief of Legislative Liaison. |
| 7024. | Director of Small Business Programs. |

AMENDMENTS

2018—Pub. L. 115-232, div. A, title VIII, §808(e)(1), (f)(1), Aug. 13, 2018, 132 Stat. 1839, redesignated chapter 303 of this title as this chapter and items 3011 to 3024 as 7011 to 7024, respectively.

2006—Pub. L. 109-163, div. A, title IX, §904(c)(2), Jan. 6, 2006, 119 Stat. 3401, added item 3024.

2002—Pub. L. 107-314, div. A, title V, §504(c)(1)(B), Dec. 2, 2002, 116 Stat. 2532, added item 3023.

1988—Pub. L. 100-456, div. A, title VII, §702(a)(3), Sept. 29, 1988, 102 Stat. 1994, added item 3022.

1986—Pub. L. 99-433, title V, §501(b), Oct. 1, 1986, 100 Stat. 1039, amended analysis generally, substituting items 3011 to 3021 for former items 3010 to 3019.

1967—Pub. L. 90-168, §2(17), Dec. 1, 1967, 81 Stat. 524, added item 3019.

1964—Pub. L. 88-426, title III, §§305(40)(B), 306(j)(2), Aug. 14, 1964, 78 Stat. 427, 431, struck out “; compensation” from item 3012, and struck out item 3018 “Compensation of General Counsel”.

1962—Pub. L. 87-651, title II, §210(b), Sept. 7, 1962, 76 Stat. 524, added item 3010.

1958—Pub. L. 85-861, §1(59)(B), Sept. 2, 1958, 72 Stat. 1462, added item 3018.

§ 7011. Organization

The Department of the Army is separately organized under the Secretary of the Army. It operates under the authority, direction, and control of the Secretary of Defense.

(Added Pub. L. 87-651, title II, §210(a), Sept. 7, 1962, 76 Stat. 524, §3010; renumbered §3011, Pub. L. 99-433, title V, §501(a)(2), Oct. 1, 1986, 100 Stat. 1034; renumbered §7011, Pub. L. 115-232, div. A, title VIII, §808(a), Aug. 13, 2018, 132 Stat. 1838.)

HISTORICAL AND REVISION NOTES

| Revised section | Source (U.S. Code) | Source (Statutes at Large) |
|-----------------|---|---|
| 3010 | 5:171a(c)(7) (1st sentence, as applicable to Department of Army). | July 26, 1947, ch. 343, §202(c)(7) (1st sentence, as applicable, to Department of Army); added Aug. 6, 1958, Pub. L. 85-599, §3(a) (1st sentence of 8th par., as applicable to Department of Army), 72 Stat. 516. |

The word “operates” is substituted for the words “shall function”.

AMENDMENTS

2018—Pub. L. 115-232 renumbered section 3011 of this title as this section.

1986—Pub. L. 99-433 renumbered section 3010 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.

§ 7012. Department of the Army: seal

The Secretary of the Army shall have a seal for the Department of the Army. The design of the seal must be approved by the President. Judicial notice shall be taken of the seal.

(Aug. 10, 1956, ch. 1041, 70A Stat. 157, §3011; renumbered §3012, Pub. L. 99-433, title V, §501(a)(2), Oct. 1, 1986, 100 Stat. 1034; renumbered §7012, Pub. L. 115-232, div. A, title VIII, §808(a), Aug. 13, 2018, 132 Stat. 1838.)

HISTORICAL AND REVISION NOTES

| Revised section | Source (U.S. Code) | Source (Statutes at Large) |
|-----------------|--------------------|--|
| 3011 | 5:181-1(d). | July 26, 1947, ch. 343, §205(d), 61 Stat. 501. |

The words “of office” are omitted as surplusage.

AMENDMENTS

2018—Pub. L. 115-232 renumbered section 3012 of this title as this section.

1986—Pub. L. 99-433 renumbered section 3011 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.

§ 7013. Secretary of the Army

(a)(1) There is a Secretary of the Army, appointed from civilian life by the President, by and with the advice and consent of the Senate. The Secretary shall, to the greatest extent practicable, be appointed from among persons most highly qualified for the position by reason of background and experience, including persons with appropriate management or leadership experience. The Secretary is the head of the Department of the Army.

(2) A person may not be appointed as Secretary of the Army within five years after relief from active duty as a commissioned officer of a regular component of an armed force.

(b) Subject to the authority, direction, and control of the Secretary of Defense and subject to the provisions of chapter 6 of this title, the Secretary of the Army is responsible for, and has the authority necessary to conduct, all affairs of the Department of the Army, including the following functions:

- (1) Recruiting.
- (2) Organizing.
- (3) Supplying.
- (4) Equipping (including research and development).