§ 9311. Twenty years or more: regular or reserve commissioned officers

(a) The Secretary of the Air Force may, upon the officer's request, retire a regular or reserve commissioned officer of the Air Force or the Space Force who has at least 20 years of service computed under section 9326 of this title, at least 10 years of which have been active service as a commissioned officer.

(b)(1) The Secretary of Defense may authorize the Secretary of the Air Force, during the period specified in paragraph (2), to reduce the requirement under subsection (a) for at least 10 years of active service as a commissioned officer to a period (determined by the Secretary of the Air Force) of not less than eight years.

(2) The period specified in this paragraph is the period beginning on January 7, 2011, and ending on September 30, 2013.

The words "a regular or reserve commissioned officer of the Air Force" are substituted for the words "any officer on the active list of the * * * Regular Air Force of the United States". The words "Philippine Scouts" are omitted as obsolete. The words "has at least 20" are substituted for the words "shall have completed not less than twenty". The words "upon his request" are substituted for the words "upon his own application". The words "service computed under section 8926 of this title" are substituted for the words "active Federal service in the armed forces of the United States", since that revised section makes explicit the service covered.

HISTORICAL AND REVISION NOTES

The words "a regular or reserve commissioned officer of the Air Force" are substituted for the words "any officer on the active list of the * * * Regular Air Force * * * or any officer of the reserve components of the * * * Air Force of the United States". The words "Philippine Scouts" are omitted as obsolete. The words "has at least 20" are substituted for the words "shall have completed not less than twenty". The words "upon his request" are substituted for the words "upon his own application". The words "service computed under section 8926 of this title" are substituted for the words "active Federal service in the armed forces of the United States", since that revised section makes explicit the service covered.

AMENDMENTS


2018—Pub. L. 115–232, § 806(b)(13), renumbered section 8911 of this title as this section.

Subsec. (a). Pub. L. 115–232, § 806(a), substituted “section 9326” for “section 8926”.


Pub. L. 109–163 designated existing provisions as par. (1), substituted “‘during the period specified in paragraph (2),’” for “‘during the period beginning on October 1, 1990, and ending on December 31, 2001,’” and added par. (2).


1998—Subsec. (b). Pub. L. 105–261 substituted “‘during the period beginning on October 1, 1990, and ending on September 30, 2001,’” for “‘during the nine-year period beginning on October 1, 1990.’”

1993—Subsec. (b). Pub. L. 103–160 substituted “‘nine-year period’” for “‘five-year period’”.

1990—Pub. L. 101–510 designated existing provisions as subsec. (a) and added subsec. (b).

The words “regular or reserve commissioned officer of the Air Force” are substituted for the words “any officer” of the active list of the Regular Air Force or any officer of the reserve components of the Regular Air Force of the United States”.

The words “‘active Federal service in the armed forces of the United States’” are substituted for the words “active Federal service of the United States”.

HISTORICAL AND REVISION NOTES

8911 ........ 10:948a. (1st sentence).

§ 9314. Twenty to thirty years: enlisted members

Under regulations to be prescribed by the Secretary of the Air Force, an enlisted member of the Air Force or the Space Force who has at least 20 years, but less than 30 years, of service computed under section 9232 of this title may, upon his request, be retired.

The words “the period beginning on October 1, 1990, and ending on December 31, 2001” are substituted for the words “the date of the enactment of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011”.

The words “the date of the enactment of the National Defense Authorization Act for Fiscal Year 2006” are substituted for the words “January 6, 2006.”

The words “‘January 6, 2006,’” are substituted for the words “‘the date of the enactment of the National Defense Authorization Act for Fiscal Year 2006’”.


1998—Subsec. (b). Pub. L. 105–261 substituted “‘during the period beginning on October 1, 1990, and ending on September 30, 2001’” for “‘during the nine-year period beginning on October 1, 1990.’”

1993—Subsec. (b). Pub. L. 103–160 substituted “‘nine-year period’” for “‘five-year period’”.

1990—Pub. L. 101–510 designated existing provisions as subsec. (a) and added subsec. (b).

The words “any officer” of the active list of the Regular Air Force or any officer of the reserve components of the Regular Air Force of the United States” are substituted for the words “any officer on the active list of the Regular Air Force or the Space Force”.

The words “active Federal service in the armed forces of the United States” are substituted for the words “active Federal service of the United States”.

The words “‘active Federal service in the armed forces of the United States’” are substituted for the words “active Federal service of the United States”.

HISTORICAL AND REVISION NOTES

8914 ........ 10:948a. (1st sentence).

The words “now or hereafter”, in 10:948a, are omitted as surplusage. The words “computed under section 8925 of this title” are substituted for the words “active Federal service”, in 10:948, and “active Federal military service”, in 10:948a, since that revised section makes explicit the service covered. The words “be retired from” are substituted for the words “will be placed on the retired list of”, in 10:948. The words “completed a minimum”, in 10:948; “the period of”, “be subject to”, “period of”, and “now or after August 10, 1946”, in 10:948a; are omitted as surplusage.

**PRIOR PROVISIONS**

Prior sections 9314, 9314a, 9314b, and 9315 were renumbered sections 9414, 9414a, 9414b, and 9415 of this title, respectively.


**AMENDMENTS**

2021—Pub. L. 116–283 inserted “or the Space Force” after “member of the Air Force”. Pub. L. 115–232 renumbered section 8914 of this title as this section and substituted “section 9252” for “section 8925”.

1994—Pub. L. 103–337 struck out at end “A regular enlisted member then becomes a member of the Air Force Reserve. A member retired under this section shall perform such active duty as may be prescribed by law until his service computed under section 8925 of this title, plus his inactive service as a member of the Air Force Reserve, equals 30 years.”

1980—Pub. L. 96–343 struck out “regular” before “enlisted members” in section catchline and substituted in text “an enlisted member” for “a regular enlisted member”, “A regular enlisted member” for “He”, and “Air Force Reserve. A member retired under this section” for “Air Force, and”.

**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.

**EFFECTIVE DATE OF 1980 AMENDMENT**

Amendment by Pub. L. 96–343 effective with respect to retired pay payable for months beginning after Sept. 8, 1980, see section 9(c) of Pub. L. 96–343, set out as a note under section 7314 of this title.

**TEMPORARY EARLY RETIREMENT AUTHORITY**

For provisions authorizing the Secretary of the Air Force, during the period beginning Oct. 1, 1992, and ending Oct. 1, 1995, to apply this section to an enlisted member with at least 15 but less than 20 years of service by substituting “at least 15” for “at least 20”, see section 4403 of Pub. L. 101–417, set out as a note under section 1293 of this title.

§ 9317. Thirty years or more: regular enlisted members

A regular enlisted member of the Air Force or the Space Force who has at least 30 years of service computed under section 8925 of this title shall be retired upon his request.


**HISTORICAL AND REVISION NOTES**

<table>
<thead>
<tr>
<th>Revised section</th>
<th>Source (U.S. Code)</th>
<th>Source (Statutes at Large)</th>
</tr>
</thead>
<tbody>
<tr>
<td>8917 ...</td>
<td>10:947 (less proviso).</td>
<td>Mar. 2, 1907, ch. 2515, §1 (1st 35 words), 34 Stat. 1217</td>
</tr>
<tr>
<td>10:947a (less last 11 words)</td>
<td></td>
<td>Feb. 14, 1885, ch. 67 (less 48d through 58d words); restated Sept. 30, 1890, ch. 1293 (less 43d through 53d words), 26 Stat. 504.</td>
</tr>
</tbody>
</table>

The word “regular” is inserted to conform to an opinion of the Judge Advocate General of the Army (JAGA 1953/2301, 23 Mar. 1953). The words “upon his request” are substituted for the words “upon making application to the President”, in 10:947, and “by application to the President”, in 10:947a. The words “either as a private or non-commissioned officer, or both”, in 10:947a, are omitted as surplusage. The words “shall be retired” are substituted for the words “be placed upon the retired list”, in 10:947, and “be placed on the retired list here-tofore created”, in 10:947a. The words “computed under section 8925 of this title” are inserted for clarity. The 21 words before the proviso and the proviso of the Act of February 14, 1885, as restated, are not contained in 10:947a. They are also omitted from the revised section, since the proviso is executed and the 21 words before the proviso are omitted as covered by formula E of section 8991 of this title.

**PRIOR PROVISIONS**

A prior section 9317 was renumbered section 9417 of this title.

**AMENDMENTS**


2018—Pub. L. 115–232 renumbered section 8917 of this title as this section and substituted “section 9252” for “section 8925”.

**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.

§ 9318. Thirty years or more: regular commissioned officers

A regular commissioned officer of the Air Force or the Space Force who has at least 30 years of service computed under section 9326 of this title may be retired upon his request, in the discretion of the President.


**HISTORICAL AND REVISION NOTES**

<table>
<thead>
<tr>
<th>Revised section</th>
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</thead>
<tbody>
<tr>
<td>8918 ...</td>
<td>10:943.</td>
<td>R.S. 1243; Dec. 16, 1930, ch. 14, §1 (as applicable to R.S. 1243); 46 Stat. 1628.</td>
</tr>
</tbody>
</table>

The word “commissioned” is inserted, since the retirement of warrant officers for length of service is covered by section 1293 of this title. The word “regular” is inserted, since 10:943 is applicable historically only to officers of a regular component. The words “and placed on the retired list” are omitted as surplusage. The