

“other than one of the Regular Air Force on the active list” are inserted, since members of the Regular Air Force on the active list are on continuous active duty. The word “additional” is inserted, since the detail under this section is active duty. The words “the officer may be ordered to that additional duty” are substituted for the words “such subsequent active duty may \* \* \* the officer concerned”.

In subsection (c), the words “of whose Air National Guard he is a member” are substituted for the words “whichever is concerned”.

In subsection (d), the words “as a condition of a detail under subsection (a)” are substituted for the words “prior to his detail pursuant to the provisions of this paragraph”. The words “accept the discharge” are substituted for the words “be discharged”.

In subsection (e), the words “during an enlistment” are inserted for clarity.

In subsection (f), the last sentence is substituted for 5:626q (words within parentheses of last proviso).

In subsection (g), the words “under this section” are substituted for 5:626r (9th through 41st words).

#### AMENDMENTS

2021—Pub. L. 116-283, §923(d)(1)(C), substituted “Members of Air Force and Space Force: detail as students, observers and investigators at educational institutions, industrial plants, and hospitals” for “Members of Air Force: detail as students, observers, and investigators at educational institutions, industrial plants, and hospitals” in section catchline.

Subsec. (a). Pub. L. 116-283, §923(d)(1)(A)(i), inserted “and members of the Space Force” after “members of the Air Force”.

Subsec. (b). Pub. L. 116-283, §923(d)(1)(A)(ii), inserted “or the Regular Space Force” after “Regular Air Force”.

Subsec. (c). Pub. L. 116-283, §923(d)(1)(A)(iii), (B), inserted “or Reserve of the Space Force” after “Reserve of the Air Force” and substituted “the Reserve’s” for “his” and “the Reserve” for “he”.

Subsec. (e). Pub. L. 116-283, §923(d)(1)(A)(iv), inserted “or the Space Force” after “Air Force”.

Subsec. (f). Pub. L. 116-283, §923(d)(1)(A)(v)(II), which directed amendment by inserting “or the Space Force Reserve” after “the reserve components of the Air Force”, was executed by making the insertion after “the total of reserve components of the Air Force” to reflect the probable intent of Congress.

Pub. L. 116-283, §923(d)(1)(A)(v)(I), inserted “or the Regular Space Force” after “Regular Air Force”.

2018—Pub. L. 115-232 renumbered section 9301 of this title as this section.

2006—Subsec. (c). Pub. L. 109-163 substituted “State, the Commonwealth of Puerto Rico, the District of Columbia, Guam, or the Virgin Islands” for “State or Territory, Puerto Rico, or the District of Columbia”.

1988—Subsec. (c). Pub. L. 100-456 struck out “the Canal Zone,” after “Puerto Rico.”

1980—Subsec. (b). Pub. L. 96-513 substituted “active-duty list” for “active list”.

1973—Subsec. (b). Pub. L. 93-169 struck out provisions which limited to four years the maximum period for which an officer detailed for additional active duty upon termination of detail is required to serve.

#### 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. 96-513 effective Sept. 15, 1981, see section 701 of Pub. L. 96-513, set out as a note under section 101 of this title.

### § 9402. Enlisted members Air Force or Space Force: schools

(a) So far as consistent with the requirements of military training and service, and under regulations to be prescribed by the Secretary of the Air Force with the approval of the President, enlisted members of the Air Force and enlisted members of the Space Force shall be permitted to study and receive instruction to increase their military efficiency and to enable them to return to civilian life better equipped for industrial, commercial, and business occupations. Part of this instruction may be vocational education in agriculture or the mechanic arts. Civilian teachers may be employed to aid Air Force officers and Space Force officers in this instruction.

(b) Schools for the instruction of enlisted members of the Air Force or the Space Force in the common branches of education, including United States history, shall be maintained at all air bases at which members of the Air Force or the Space Force are stationed. The Secretary may detail members of the Air Force or the Space Force to carry out this subsection. The commander of each air base where schools are maintained under this subsection shall provide a suitable room or building for school and religious purposes.

(Aug. 10, 1956, ch. 1041, 70A Stat. 560, §9302; renumbered §9402, Pub. L. 115-232, div. A, title VIII, §806(a)(3), Aug. 13, 1918, 132 Stat. 1832; amended Pub. L. 116-283, div. A, title IX, §923(d)(2)(A), (B), Jan. 1, 2021, 134 Stat. 3813, 3814.)

#### HISTORICAL AND REVISION NOTES

| Revised section | Source (U.S. Code) | Source (Statutes at Large)            |
|-----------------|--------------------|---------------------------------------|
| 9302(a) .....   | 10:1176.           | June 3, 1916, ch. 134, §27.           |
| 9302(b) .....   | 10:1172.           | (last par.), 39 Stat. 186. R.S. 1231. |

In subsection (a), the first 12 words are substituted for 10:1176 (1st 5, and last 18, words). The words “and the Secretary of the Army shall have the power at all times to suspend, increase, or decrease the amount of such instruction offered” are omitted as surplusage.

In subsection (b), the words “garrisons, and permanent camps” are omitted as covered by the word “posts”. The word “including” is substituted for the words “and especially in”. The word “members” is substituted for the words “officers and enlisted men”. The words “as may be necessary”, “It \* \* \* be the duty”, and “or garrison” are omitted as surplusage.

#### AMENDMENTS

2021—Pub. L. 116-283, §923(d)(2)(B), amended section catchline generally. Prior to amendment, catchline read as follows: “Enlisted members of Air Force: schools”.

Subsec. (a). Pub. L. 116-283, §923(d)(2)(A)(i), inserted “and enlisted members of the Space Force” after “members of the Air Force” and “and Space Force officers” after “Air Force officers”.

Subsec. (b). Pub. L. 116-283, §923(d)(2)(A)(ii), inserted “or the Space Force” after “Air Force” wherever appearing.

2018—Pub. L. 115-232 renumbered section 9302 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.

DELEGATION OF FUNCTIONS

Functions of President under subsec. (a) of this section delegated to Secretary of Defense, see section 1(6) of Ex. Ord. No. 11390, Jan. 22, 1968, 33 F.R. 841, set out as a note under section 301 of Title 3, The President.

**§ 9403. Aviation cadets and aviation students: schools**

The Secretary of the Air Force shall establish and maintain—

- (1) one or more schools for the training and instruction of aviation cadets; and
- (2) courses of instruction for aviation students at one or more established flying schools.

(Aug. 10, 1956, ch. 1041, 70A Stat. 560, §9303; renumbered §9403, Pub. L. 115-232, div. A, title VIII, §806(a)(3), Aug. 13, 2018, 132 Stat. 1832.)

HISTORICAL AND REVISION NOTES

| Revised section | Source (U.S. Code)  | Source (Statutes at Large)  |
|-----------------|---------------------|---|
| 9303 .....      | 10:296.<br>10:296a. | July 11, 1919, ch. 8 (2d par. under "Air Service"), 41 Stat. 109.<br>June 3, 1941, ch. 165, §2, 55 Stat. 239. |

AMENDMENTS

2018—Pub. L. 115-232 renumbered section 9303 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.

**§ 9404. Aviation students: detail of enlisted members of Air Force**

The Secretary of the Air Force may detail enlisted Regulars of the Air Force, and enlisted Reserves of the Air Force who are on active duty, for training and instruction as aviation students in their respective grades at schools selected by him.

(Aug. 10, 1956, ch. 1041, 70A Stat. 560, §9304; renumbered §9404, Pub. L. 115-232, div. A, title VIII, §806(a)(3), Aug. 13, 2018, 132 Stat. 1832.)

HISTORICAL AND REVISION NOTES

| Revised section | Source (U.S. Code) | Source (Statutes at Large)           |
|-----------------|--------------------|--------------------------------------|
| 9304 .....      | 10:298a-1.         | June 3, 1941, ch. 167, 55 Stat. 241. |

The words "under such regulations as he may prescribe" are omitted, since the Secretary has inherent authority to issue regulations appropriate to exercising his statutory functions. 10:298a-1 (1st proviso) is omitted as impliedly repealed by section 10 of the Insurance Act of 1951, ch. 39, 65 Stat. 36. 10:298a-1 (last proviso) is omitted as surplusage. The words "active duty" are substituted for the words "active Federal service".

AMENDMENTS

2018—Pub. L. 115-232 renumbered section 9304 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.

**§ 9405. Civilian flying school instructors: instruction at Air Force training commands**

(a) The Secretary of the Air Force may provide for the instruction and training, at Air Force training commands, of civilians selected from the instructional staffs of civilian flying schools that are accredited by the Department of the Air Force for the education and training of members of the Air Force.

(b) The training of civilians under subsection (a) shall be without cost to the United States, except for supplies necessary for training purposes.

(c) A civilian undergoing training under subsection (a) may be treated in a Government hospital if he becomes sick or is injured. However, that treatment shall be without cost to the United States except for services of Government medical personnel and the use of hospital equipment other than medicine or supplies.

(d) No civilian who sustains a personal injury, and no dependent of a civilian who dies of disease or injury, while undergoing training under subsection (a), is entitled to any compensation, pension, or gratuity for that injury or death.

(Aug. 10, 1956, ch. 1041, 70A Stat. 560, §9305; renumbered §9405, Pub. L. 115-232, div. A, title VIII, §806(a)(3), Aug. 13, 2018, 132 Stat. 1832.)

HISTORICAL AND REVISION NOTES

| Revised section | Source (U.S. Code)         | Source (Statutes at Large)              |
|-----------------|----------------------------|---|
| 9305(a) .....   | 10:292c-1 (less provisos). | Apr. 3, 1939, ch. 35, §3, 53 Stat. 556. |
| 9305(b) .....   | 10:292c-1 (1st proviso).   |   |
| 9305(c) .....   | 10:292c-1 (2d proviso).    |   |
| 9305(d) .....   | 10:292c-1 (last proviso).  |   |

In subsection (a), the words "under such rules and regulations as he may prescribe" are omitted, since the Secretary has inherent authority to issue regulations appropriate to exercising his statutory functions. The words "Air Force training commands" are substituted for the words "the Air Corps Training Center", since those commands now perform the functions formerly performed by the Air Corps Training Center. The words "in his discretion", "experience", and "upon their own applications" are omitted as surplusage. The words "and may provide for the instruction and training" are substituted for the words "is authorized to enroll as students \* \* \* for the pursuit of such courses of instruction as may be prescribed therefor".

In subsection (b), the words "the furnishing of such" are omitted as surplusage. The words "matériel, or equipment" are omitted as covered by the word "supplies", as defined in section 101(26) of this title.

In subsection (c), the word "Government" is substituted for the words "Medical Department" to conform to the first sentence of the revised subsection.

AMENDMENTS

2018—Pub. L. 115-232 renumbered section 9305 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