

[§ 9741. Repealed. Pub. L. 108-375, div. A, title X, § 1072(c), Oct. 28, 2004, 118 Stat. 2058]

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 587, related to control and supervision of transportation of members, munitions of war, equipment, military property, and stores of the Air Force.

[§ 9742. Repealed. Pub. L. 104-201, div. A, title IX, § 906(c), Sept. 23, 1996, 110 Stat. 2620]

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 587, authorized President, through Secretary of the Air Force, to assume control of any transportation system in time of war. See section 2644 of this title.

[§ 9743. Repealed. Pub. L. 108-375, div. A, title X, § 1072(c), Oct. 28, 2004, 118 Stat. 2058]

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 587, related to use of transportation by officers of the Air Force.

[§ 9746. Repealed. Pub. L. 108-375, div. A, title X, § 1072(c), Oct. 28, 2004, 118 Stat. 2058]

Section, acts Aug. 10, 1956, ch. 1041, 70A Stat. 587; Pub. L. 98-443, § 9(k), Oct. 4, 1984, 98 Stat. 1708, related to civilian personnel in Alaska.

[§ 9748. Repealed. Pub. L. 87-651, title I, § 129(1), Sept. 7, 1962, 76 Stat. 514]

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 588, related to transportation of motor vehicles for members on permanent change of station.

CHAPTER 979—REAL PROPERTY

Sec.

9771. Acceptance of donations: land for mobilization, training, supply base, aviation field, or space mission-related facility.

[9772. Repealed.]

9773. Acquisition and construction: installations and depots.

[9774, 9775. Repealed.]

9776. Emergency construction: fortifications.

9777. Permits: military reservations; landing ferries, erecting bridges, driving livestock.

9778. Licenses: military reservations; erection and use of buildings; Young Men's Christian Association.

9779. Use of public property.

9780. Acquisition of buildings in District of Columbia.

9781. Disposition of real property at missile sites.

9782. Maintenance and repair of real property.

9783. Johnston Atoll: reimbursement for support provided to civil air carriers.

AMENDMENTS

2021—Pub. L. 116-283, div. A, title IX, § 923(e)(16)(C), (17)(C), Jan. 1, 2021, 134 Stat. 3818, 3819, added items 9771 and 9773 and struck out former items 9771 "Acceptance of donations: land for mobilization, training, supply base, or aviation field" and 9773 "Acquisition and construction: air bases and depots".

2018—Pub. L. 115-232, div. A, title VIII, § 806(d)(1), Aug. 13, 2018, 132 Stat. 1833, redesignated chapter 949 of this title as this chapter.

2000—Pub. L. 106-398, § 1 [[div. A], title III, § 383(b)], Oct. 30, 2000, 114 Stat. 1654, 1654A-86, added item 9783.

1997—Pub. L. 105-85, div. A, title II, § 242(b), Nov. 18, 1997, 111 Stat. 1667, added item 9782.

1987—Pub. L. 100-180, div. B, subdiv. 3, title II, § 2325(b), Dec. 4, 1987, 101 Stat. 1221, added item 9781.

1982—Pub. L. 97-214, § 10(a)(9)(B), July 12, 1982, 96 Stat. 175, struck out item 9774 "Construction: limitations".

1980—Pub. L. 96-513, title V, § 514(21), Dec. 12, 1980, 94 Stat. 2936, struck out item 9772 "Reservation and use for air base or testing field".

1973—Pub. L. 93-166, title V, § 509(e), Nov. 29, 1973, 87 Stat. 678, substituted "Construction: limitations" for "Construction of quarters: limitations on space and cost" in item 9774.

1971—Pub. L. 92-145, title V, § 509(b), Oct. 27, 1971, 85 Stat. 408, struck out item 9775 "Quarters: officers".

1958—Pub. L. 85-861, § 1(203)(B), Sept. 2, 1958, 72 Stat. 1542, added item 9780.

§ 9771. Acceptance of donations: land for mobilization, training, supply base, aviation field, or space mission-related facility

The Secretary of the Air Force may accept for the United States a gift of—

(1) land that he considers suitable and desirable for a permanent mobilization, training, or supply base; and

(2) land that he considers suitable and desirable for an aviation field or space mission-related facility, if the gift is from a citizen of the United States and its terms authorize the use of the property by the United States for any purpose.

(Aug. 10, 1956, ch. 1041, 70A Stat. 588; Pub. L. 116-283, div. A, title IX, § 923(e)(16)(A), (B), Jan. 1, 2021, 134 Stat. 3818.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
9771	10:1342. 10:1344.	Aug. 29, 1916, ch. 418 (6th and 8th pars. under "Office of the Chief Signal Officer"), 39 Stat. 622, 623.

10:1344 (last 40 words) is omitted as executed. The words "tract or tracts", in 10:1342 and 1344, are omitted as surplusage. The words "and remount station", in 10:1342, are omitted, since the property and civilian personnel of the Remount Service of the Quartermaster Corps were transferred to the Department of Agriculture by the Act of April 21, 1948, ch. 224, 62 Stat. 197 (7 U.S.C. 436-438). The words "by the United States for any purpose" are substituted for the words "for any other service of the United States which may hereafter appear desirable", in 10:1342. The words "from any person", in 10:1344, are omitted as surplusage.

AMENDMENTS

2021—Pub. L. 116-283, § 923(e)(16)(B), amended section catchline generally. Prior to amendment, catchline read as follows: "Acceptance of donations: land for mobilization, training, supply base, or aviation field".

Par. (2). Pub. L. 116-283, § 923(e)(16)(A), inserted "or space mission-related facility" after "aviation field".

[§ 9772. Repealed. Pub. L. 94-579, title VII, § 704(a), Oct. 21, 1976, 90 Stat. 2792]

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 588, authorized unappropriated public land or other property of United States to be reserved or used for air bases or testing fields.

EFFECTIVE DATE OF REPEAL

Pub. L. 94-579, title VII, § 704(a), Oct. 21, 1976, 90 Stat. 2792, provided that this section is repealed effective on and after Oct. 21, 1976.

SAVINGS PROVISION

Repeal by Pub. L. 94-579 not to be construed as terminating any valid lease, permit, patent, etc., existing on Oct. 21, 1976, see note under section 1701 of Title 43, Public Lands.

§ 9773. Acquisition and construction: installations and depots

(a) The Secretary of the Air Force shall determine the sites of such additional permanent Air Force and Space Force military installations and depots in all strategic areas of the United States and the Commonwealths, possessions, and holdings as he considers necessary. He shall determine when the enlargement of existing installations and depots is necessary for the effective peacetime training of the Air Force or the Space Force.

(b) In determining the sites of new installations and depots, the Secretary shall consider the following regions for the purposes indicated—

- (1) the Atlantic northeast, for training in cold weather and in fog;
- (2) the Atlantic southeast and Caribbean areas, for training in long-range operations, especially those incident to reinforcing the defenses of the Panama Canal;
- (3) the southeastern United States, to provide a depot necessary to maintain the Air Force;
- (4) the Pacific northwest, to establish and maintain air communication with Alaska;
- (5) Alaska, for training under conditions of extreme cold;
- (6) the Rocky Mountain area, to provide a depot necessary to maintain the Air Force, and for training in operations from fields in high altitudes; and
- (7) other regions, for the establishment of intermediate installations to provide for transcontinental movements of the Air Force or Space Force for maneuvers.

(c) In selecting sites for installations and depots covered by this section and in determining the alteration or enlargement of existing installations or depots, the Secretary shall consider the need—

- (1) to form the nucleus for concentration of Air Force or Space Force units in time of war;
- (2) to permit, in time of peace, training and effective planning in each strategic area for the use and expansion of commercial, municipal, and private flying installations in time of war;
- (3) to locate, in each strategic area in which it is considered necessary, adequate storage facilities for munitions and other articles necessary to facilitate the movement, concentration, maintenance, and operation of the Air Force or the Space Force; and
- (4) to afford the maximum warning against surprise attack by enemy aircraft upon aviation of the United States and its necessary installations consistent with maintaining, in connection with existing or contemplated landing fields, the full power of the Air Force or the Space Force for operations necessary in the defense of the United States, and in the defense and reinforcement of the Commonwealths, possessions, and holdings.

(d) In carrying out this section, the Secretary, on behalf of the United States, may acquire title, in fee simple and free of encumbrance, to any land that he considers necessary—

- (1) by accepting title without cost to the United States;

(2) by exchanging military reservations or parts thereof for that land, upon the written approval of the President; or

(3) by purchase or condemnation, if acquisition by gift or exchange is impracticable.

(e) The Secretary may, by purchase, gift, lease, or otherwise, acquire at desired locations bombing and machine gun ranges necessary for practice by, and the training of, tactical units.

(f) At each installation or depot established under this section, the Secretary shall remove or remodel existing structures as necessary; do necessary grading; and provide buildings, utilities, communication systems, landing fields and mats, roads, walks, aprons, docks, runways, facilities for the storage and distribution of ammunition, fuel, oil, necessary protection against bombs, and all appurtenances to the foregoing.

(g) The Secretary may direct the transportation of personnel, and the purchase, renovation, and transportation of material, that he considers necessary to carry out this section.

(Aug. 10, 1956, ch. 1041, 70A Stat. 588; Pub. L. 109-163, div. A, title X, §1057(a)(3), Jan. 6, 2006, 119 Stat. 3440; Pub. L. 116-283, div. A, title IX, §923(e)(17)(A), (B), Jan. 1, 2021, 134 Stat. 3818, 3819.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
9773(a)	10:1343a (1st sentence).	Aug. 12, 1935, ch. 511, §§1-3, 49 Stat. 610.
9773(b)	10:1343a (2d sentence).	
9773(c)	10:1343a (less 1st and 2d sentences).	
9773(d)	10:1343b.	
9773(e)	10:1343c (last sentence).	
9773(f)	10:1343c (1st sentence).	
9773(g)	10:1343c (2d sentence).	

In subsection (a), the word "shall" is substituted for the words "is authorized and directed to". The words "Territories, Commonwealths," are substituted for the word "Alaska" to make it clear that the section covers all territory of the United States. The words "Air Force" are substituted for the words "General Headquarters Air Force and the Air Corps components of our overseas garrisons".

In subsection (b), the words "to provide", "to permit", "in addition", and "incident to the concentration of" are omitted as surplusage.

In subsection (c), the introductory clause is substituted for 10:1343a (1st 41 words of 3d sentence). The words "to locate" are substituted for the words "there shall be provided". The words "aviation of the United States" are substituted for the words "our own aviation". The words, "Territories, Commonwealths," are inserted to conform to subsection (a). The words "The stations shall be suitably located", "of the set-up", "by responsible personnel", "there shall be provided", "General Headquarters", "in peace and war", "such close and distant * * * over land and sea", and "The stations and depots shall be located with a view", and 10:1343a (4th clause of 3d sentence) are omitted as surplusage.

In subsection (d), clause (3) is substituted for 10: 1343b (last 26 words). 10:1043b (24 words before 1st proviso) is omitted as surplusage.

In subsection (f), the word "shall" is substituted for the words "is further authorized and directed to". The word "provide" is substituted for the words "construct, install, and equip, or complete the construction, installation, and equipment". The words "technical buildings and utilities" are omitted as covered by the words "buildings" and "utilities". The words "sewer, water, power, station and aerodrome lighting" are omitted as