

family and” and struck out “or lease” after “conveyance” and “or facilities” after “property”.

Subsec. (b)(4). Pub. L. 111-281, §221(a)(6)(A)(iii), struck out par. (4) which read as follows: “Income from any activities under this chapter, including interest on loan guarantees made under section 682 of this title, income and gains realized from investments under section 684 of this title, and any return of capital invested as part of such investments.”

Subsec. (c)(1). Pub. L. 111-281, §221(a)(6)(B), as amended by Pub. L. 111-330, amended par. (1) generally. Prior to amendment, par. (1) read as follows: “In such amounts as provided in appropriation Acts and except as provided in subsection (d), the Secretary may use amounts in the Coast Guard Housing Fund to carry out activities under this chapter with respect to military family and military unaccompanied housing units, including activities required in connection with the planning, execution, and administration of contracts entered into under the authority of this chapter.”

Subsec. (e). Pub. L. 111-281, §221(a)(6)(C), struck out “or (b)(3)” after “subsection (b)(2)”.

Subsecs. (f), (g). Pub. L. 111-281, §221(a)(6)(D), struck out subsecs. (f) and (g) which related to limitation on amount of budget authority and demonstration projects authorized, respectively.

2004—Subsec. (g). Pub. L. 108-293, §207(d)(1), substituted “Projects” for “Project” in heading.

Subsec. (g)(1). Pub. L. 108-293, §207(2), (3), substituted “demonstration projects” for “a demonstration project” and “Kodiak, Alaska, or any other Coast Guard installation in Alaska;” for “Kodiak, Alaska;”.

Subsec. (g)(2). Pub. L. 108-293, §207(d)(4), substituted “such a demonstration project” for “the demonstration project”.

Subsec. (g)(4). Pub. L. 108-293, §207(d)(5), substituted “such demonstration projects” for “the demonstration project”.

2002—Subsec. (b)(2). Pub. L. 107-296 substituted “of Homeland Security” for “of Transportation”.

Subsec. (f). Pub. L. 107-295, §402(b), substituted “\$40,000,000” for “\$20,000,000”.

Subsec. (g). Pub. L. 107-295, §402(c), added subsec. (g).

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2010 AMENDMENT

Pub. L. 111-330, §1, Dec. 22, 2010, 124 Stat. 3569, provided that the amendment made by section 1(2) is effective with the enactment of Pub. L. 111-281.

EFFECTIVE DATE OF 2002 AMENDMENT

Amendment by Pub. L. 107-296 effective on the date of transfer of the Coast Guard to the Department of Homeland Security, see section 1704(g) of Pub. L. 107-296, set out as a note under section 101 of Title 10, Armed Forces.

AMOUNTS CREDITED TO COAST GUARD HOUSING FUND

Pub. L. 116-93, div. D, title II, §232, Dec. 20, 2019, 133 Stat. 2517, provided that: “Beginning in fiscal year 2021 and for each fiscal year thereafter, amounts credited to the Coast Guard Housing Fund pursuant to paragraphs (3) through (5) of subsection (b) of section 2946 of title 14, United States Code, shall be classified as discretionary offsetting receipts.”

§ 2947. Reports

The Secretary shall prepare and submit to Congress, concurrent with the budget submitted pursuant to section 1105 of title 31, a report identifying the contracts or agreements for the conveyance of properties pursuant to this chapter executed during the prior calendar year.

(Added Pub. L. 104-324, title II, §208(a), Oct. 19, 1996, 110 Stat. 3913, §688; amended Pub. L. 107-296, title XVII, §1704(a), Nov. 25, 2002, 116

Stat. 2314; Pub. L. 111-281, title II, §221(a)(8), Oct. 15, 2010, 124 Stat. 2920; renumbered §2947, Pub. L. 115-282, title I, §117(b), Dec. 4, 2018, 132 Stat. 4230.)

Editorial Notes

AMENDMENTS

2018—Pub. L. 115-282 renumbered section 688 of this title as this section.

2010—Pub. L. 111-281 amended section generally. Prior to amendment, section required Secretary to include with the annual budget various reports and other materials in support of the budget.

2002—Par. (4). Pub. L. 107-296 substituted “of Homeland Security” for “of Transportation”.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2002 AMENDMENT

Amendment by Pub. L. 107-296 effective on the date of transfer of the Coast Guard to the Department of Homeland Security, see section 1704(g) of Pub. L. 107-296, set out as a note under section 101 of Title 10, Armed Forces.

FINAL REPORT

Pub. L. 104-324, title II, §208(b), Oct. 19, 1996, 110 Stat. 3913, provided that by March 1, 2000, the Secretary of the department in which the Coast Guard was operating was to submit to Congress a report on the use by the Secretary of the authorities provided by former chapter 18 of this title.

SUBTITLE III—COAST GUARD RESERVE AND AUXILIARY

Chap.		Sec.
37.	Coast Guard Reserve	3701
39.	Coast Guard Auxiliary	3901
41.	General Provisions for Coast Guard Reserve and Auxiliary	4101

Editorial Notes

AMENDMENTS

2018—Pub. L. 115-282, title I, §118(a), Dec. 4, 2018, 132 Stat. 4232, inserted subtitle III designation and heading and added items for chapters 37 to 41.

CHAPTER 37—COAST GUARD RESERVE

SUBCHAPTER I—ADMINISTRATION

Sec.	
3701.	Organization.
3702.	Authorized strength.
3703.	Coast Guard Reserve Boards.
3704.	Grades and ratings; military authority.
3705.	Benefits.
3706.	Temporary members of the Reserve; eligibility and compensation.
3707.	Temporary members of the Reserve; disability or death benefits.
3708.	Temporary members of the Reserve; certificate of honorable service.
3709.	Reserve student aviation pilots; Reserve aviation pilots; appointments in commissioned grade.
3710.	Reserve student pre-commissioning assistance program.
3711.	Appointment or wartime promotion; retention of grade upon release from active duty.
3712.	Exclusiveness of service.
3713.	Active duty for emergency augmentation of regular forces.
3714.	Enlistment of members engaged in schooling.

Sec.

SUBCHAPTER II—PERSONNEL

3731. Definitions.
 3732. Applicability of this subchapter.
 3733. Suspension of this subchapter in time of war or national emergency.
 3734. Effect of this subchapter on retirement and retired pay.
 3735. Authorized number of officers.
 3736. Precedence.
 3737. Running mates.
 3738. Constructive credit upon initial appointment.
 3738a. Direct commissioning authority for individuals with critical skills.
 3739. Promotion of Reserve officers on active duty.
 3740. Promotion; recommendations of selection boards.
 3741. Selection boards; appointment.
 3742. Establishment of promotion zones under running mate system.
 3743. Eligibility for promotion.
 3744. Recommendation for promotion of an officer previously removed from an active status.
 3745. Qualifications for promotion.
 3746. Promotion; acceptance; oath of office.
 3747. Date of rank upon promotion; entitlement to pay.
 3748. Type of promotion; temporary.
 3749. Effect of removal by the President or failure of consent of the Senate.
 3750. Failure of selection for promotion.
 3751. Failure of selection and removal from an active status.
 3752. Retention boards; removal from an active status to provide a flow of promotion.
 3753. Maximum ages for retention in an active status.
 3754. Rear admiral and rear admiral (lower half); maximum service in grade.
 3755. Appointment of a former Navy or Coast Guard officer.
 3756. Grade on entry upon active duty.
 3757. Recall of a retired officer; grade upon release.

Editorial Notes

AMENDMENTS

2021—Pub. L. 116–283, div. G, title LVXXXII [LXXXII], § 8205(b), (c), Jan. 1, 2021, 134 Stat. 4648, substituted “CHAPTER 37” for “CHAPTER 1” in the chapter heading and added item 3738a. Item 3738a was added to the analysis for this chapter by section 8205(b) of Pub. L. 116–283 to reflect the probable intent of Congress, notwithstanding directory language adding that item to the analysis for “subchapter II of chapter 37”. The technical amendment by section 8205(c) of Pub. L. 116–283 corrected the chapter number from “CHAPTER 1” to “CHAPTER 37”.

2018—Pub. L. 115–282, title I, § 118(a), Dec. 4, 2018, 132 Stat. 4232, inserted chapter 1 designation and heading and added items 3701 to 3757.

SUBCHAPTER I—ADMINISTRATION

Editorial Notes

AMENDMENTS

2018—Pub. L. 115–282, title I, § 118(c)(1), Dec. 4, 2018, 132 Stat. 4236, inserted subchapter I designation and heading.

§ 3701. Organization

The Coast Guard Reserve is a component of the Coast Guard. It shall be organized, administered, trained, and supplied under the direction of the Commandant.

(Added Pub. L. 96–322, § 1, Aug. 4, 1980, 94 Stat. 1003, § 701; renumbered § 3701, Pub. L. 115–282, title I, § 118(b), Dec. 4, 2018, 132 Stat. 4233.)

Editorial Notes

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 751a of this title prior to the complete revision of former chapter 21 of this title by Pub. L. 96–322.

AMENDMENTS

2018—Pub. L. 115–282 renumbered section 701 of this title as this section.

Statutory Notes and Related Subsidiaries

WOMEN’S BRANCH OF THE COAST GUARD RESERVE

Pub. L. 93–174, § 3, Dec. 5, 1973, 87 Stat. 692, provided that: “Effective upon enactment of this Act [Dec. 5, 1973], all members of the women’s branch of the Coast Guard Reserve who were serving on active or inactive duty on the day before enactment shall become members of the Coast Guard Reserve without loss of grade, rate, date of rank, or other benefits earned by their prior service.”

§ 3702. Authorized strength

(a) The President shall prescribe the authorized strength of the Coast Guard Reserve if not otherwise prescribed by law.

(b) Subject to the authorized strength of the Coast Guard Reserve, the Secretary shall determine, at least annually, the authorized strength in numbers in each grade necessary to provide for mobilization requirements. Without the consent of the member concerned, a member of the Reserve may not be reduced in grade because of the Secretary’s determination.

(Added Pub. L. 96–322, § 1, Aug. 4, 1980, 94 Stat. 1003, § 702; renumbered § 3702, Pub. L. 115–282, title I, § 118(b), Dec. 4, 2018, 132 Stat. 4233.)

Editorial Notes

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 752a of this title prior to the complete revision of former chapter 21 of this title by Pub. L. 96–322.

AMENDMENTS

2018—Pub. L. 115–282 renumbered section 702 of this title as this section.

Statutory Notes and Related Subsidiaries

COAST GUARD RESERVE COMPONENTS TRANSITION INITIATIVES

Pub. L. 103–160, title V, § 564(a), (b), Nov. 30, 1993, 107 Stat. 1669, 1670, provided that:

“(a) APPLICABILITY OF CERTAIN BENEFITS.—The Secretary of Transportation shall prescribe such regulations as necessary so as to apply to the members of the Coast Guard Reserve the provisions of subtitle B of title XLIV of the Defense Conversion, Reinvestment, and Transition Assistance Act of 1992 (division D of Public Law 102–484; 106 Stat. 2712) [enacting section 1331a [now 12731a] of Title 10, Armed Forces, amending sections 1174a, 1175, and 2133 of Title 10 and section 3012 of Title 38, Veterans’ Benefits, and enacting provisions set out as a note under section 12681 of Title 10], including the amendments made by those provisions. For purposes of the application of any of such provisions to the Coast Guard Reserve, any reference in those provisions to the Secretary of Defense or Secretary of a military department shall be treated as referring to the Secretary of Transportation.