

subsection (c) of section 5901 of title 5 for an allowance paid under that section.

(Added Pub. L. 100-178, title VI, §601(a), Dec. 2, 1987, 101 Stat. 1015, §1606; amended Pub. L. 101-189, div. A, title III, §336(b), Nov. 29, 1989, 103 Stat. 1419; renumbered §1622, Pub. L. 104-201, div. A, title XVI, §1632(a)(2), Sept. 23, 1996, 110 Stat. 2745.)

Editorial Notes

PRIOR PROVISIONS

A prior section 1622, added Pub. L. 99-145, title IX, §924(a)(1), Nov. 8, 1985, 99 Stat. 698; amended Pub. L. 99-500, §101(c) [title X, §933], Oct. 18, 1986, 100 Stat. 1783-82, 1783-161; Pub. L. 99-591, §101(c) [title X, §933], Oct. 30, 1986, 100 Stat. 3341-82, 3341-161; Pub. L. 99-661, div. A, title IX, formerly title IV, §933, Nov. 14, 1986, 100 Stat. 3940, renumbered title IX, Pub. L. 100-26, §3(5), Apr. 21, 1987, 101 Stat. 273; Pub. L. 101-189, div. A, title VIII, §853(c)(2), Nov. 29, 1989, 103 Stat. 1518, related to education, training, and experience requirements for persons assigned as program managers of major defense acquisition programs, prior to repeal by Pub. L. 101-510, div. A, title XII, §1207(c)(1), Nov. 5, 1990, 104 Stat. 1665, effective Oct. 1, 1991.

AMENDMENTS

1996—Pub. L. 104-201 renumbered section 1606 of this title as this section.

1989—Subsec. (b)(2). Pub. L. 101-189 substituted “The maximum allowance provided under section 1593(b) of this title” for “\$360 per year”.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 1989 AMENDMENT

Amendment by Pub. L. 101-189 effective Jan. 1, 1990, see section 336(c) of Pub. L. 101-189, set out as an Effective Date note under section 1593 of this title.

§ 1623. Financial assistance to certain employees in acquisition of critical skills

(a) The Secretary of Defense shall establish an undergraduate training program with respect to civilian employees of the Defense Intelligence Agency that is similar in purpose, conditions, content, and administration to the program which the Secretary of Defense is authorized to establish under section 16 of the National Security Agency Act of 1959 (50 U.S.C. 3614) for civilian employees of the National Security Agency.

(b) Any payments made by the Secretary to carry out the program required to be established by subsection (a) may be made in any fiscal year only to the extent that appropriated funds are available for that purpose.

(Added Pub. L. 101-193, title V, §507(a)(1), Nov. 30, 1989, 103 Stat. 1709, §1608; renumbered §1623, Pub. L. 104-201, div. A, title XVI, §1632(a)(2), Sept. 23, 1996, 110 Stat. 2745; amended Pub. L. 113-291, div. A, title X, §1071(c)(9), Dec. 19, 2014, 128 Stat. 3509.)

Editorial Notes

PRIOR PROVISIONS

A prior section 1623, added Pub. L. 99-145, title IX, §924(a)(1), Nov. 8, 1985, 99 Stat. 698; amended Pub. L. 99-661, div. A, title XIII, §1343(a)(10), Nov. 14, 1986, 100 Stat. 3993; Pub. L. 100-26, §7(j)(4), Apr. 21, 1987, 101 Stat. 283; Pub. L. 101-189, div. A, title VIII, §853(c)(3), Nov. 29, 1989, 103 Stat. 1519, related to education, training, and

experience requirements for general and flag officers assigned to a procurement command, prior to repeal by Pub. L. 101-510, div. A, title XII, §1207(c)(3), Nov. 5, 1990, 104 Stat. 1665, effective Oct. 1, 1992.

A prior section 1624, added Pub. L. 99-145, title IX, §924(a)(1), Nov. 8, 1985, 99 Stat. 698, required a training program for quality assurance personnel, prior to repeal by Pub. L. 101-510, div. A, title XII, §1207(c)(4), Nov. 5, 1990, 104 Stat. 1665; Pub. L. 102-190, div. A, title X, §1061(a)(26)(C)(i), Dec. 5, 1991, 105 Stat. 1474, effective Oct. 1, 1993.

AMENDMENTS

2014—Subsec. (a). Pub. L. 113-291 substituted “(50 U.S.C. 3614)” for “(50 U.S.C. 402 note)”.

1996—Pub. L. 104-201 renumbered section 1608 of this title as this section.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Pub. L. 101-193, title V, §507(b), Nov. 30, 1989, 103 Stat. 1710, provided that: “Section 1608 [now 1623] of title 10, United States Code, as added by subsection (a), shall take effect on the date of enactment of this Act [Nov. 30, 1989].”

CHAPTER 87—DEFENSE ACQUISITION WORKFORCE

Subchapter		Sec.
I.	General Authorities and Responsibilities	1701
II.	Acquisition Positions And Acquisition Workforce Career Fields	1721
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Editorial Notes

AMENDMENTS

2019—Pub. L. 116-92, div. A, title VIII, §861(f)(3)(B), (j)(7)(B), Dec. 20, 2019, 133 Stat. 1518, 1519, substituted “Acquisition Positions And Acquisition Workforce Career Fields” for “Defense Acquisition Positions” in item for subchapter II and “Critical Acquisition Positions” for “Acquisition Corps” in item for subchapter III.

1991—Pub. L. 102-25, title VII, §704(b)(1), Apr. 6, 1991, 105 Stat. 119, made technical amendment to directory language of Pub. L. 101-510, div. A, title XII, §1202(a), Nov. 5, 1990, 104 Stat. 1638, which enacted this chapter.

SUBCHAPTER I—GENERAL AUTHORITIES AND RESPONSIBILITIES

Sec.	
1701.	Management policies.
1701a.	Management for acquisition workforce excellence.
1701b.	Enhanced pay authority for certain acquisition and technology positions.
1702.	Under Secretary of Defense for Acquisition and Sustainment: authorities and responsibilities.
[1703.	Repealed.]
1704.	Service acquisition executives: authorities and responsibilities.
1705.	Department of Defense Acquisition Workforce Development Account.
1706.	Government performance of certain acquisition functions.
[1707.	Repealed.] ¹

¹New section 1707 enacted by Pub. L. 116-283 without corresponding amendment of subchapter analysis.

Editorial Notes**AMENDMENTS**

2021—Pub. L. 116–283, div. A, title X, § 1081(a)(30), title XI, § 1114(b), Jan. 1, 2021, 134 Stat. 3872, 3895, added items 1701b and 1702 and struck out former item 1702 “Under Secretary of Defense for Acquisition, Technology, and Logistics: authorities and responsibilities”.

2019—Pub. L. 116–92, div. A, title X, § 1010(a)(2)(B), Dec. 20, 2019, 133 Stat. 1576, substituted “Department of Defense Acquisition Workforce Development Account” for “Department of Defense Acquisition Workforce Development Fund” in item 1705.

2013—Pub. L. 112–239, div. A, title VIII, § 824(a)(2), Jan. 2, 2013, 126 Stat. 1833, added item 1706.

2011—Pub. L. 111–383, div. A, title VIII, § 871(b), Jan. 7, 2011, 124 Stat. 4300, added item 1701a.

2008—Pub. L. 110–181, div. A, title VIII, § 852(a)(2), Jan. 28, 2008, 122 Stat. 250, added item 1705.

2003—Pub. L. 108–136, div. A, title VIII, § 836(1), Nov. 24, 2003, 117 Stat. 1551, struck out items 1703 “Director of Acquisition Education, Training, and Career Development”, 1705 “Directors of Acquisition Career Management in the military departments”, 1706 “Acquisition career program boards”, and 1707 “Personnel in the Office of the Secretary of Defense and in the Defense Agencies”.

2001—Pub. L. 107–107, div. A, title X, § 1048(b)(3)(B), Dec. 28, 2001, 115 Stat. 1225, substituted “Under Secretary of Defense for Acquisition, Technology, and Logistics: authorities and responsibilities” for “Under Secretary of Defense for Acquisition and Technology: authorities and responsibilities” in item 1702.

1993—Pub. L. 103–160, div. A, title IX, § 904(d)(2), Nov. 30, 1993, 107 Stat. 1728, inserted “and Technology” after “Acquisition” in item 1702.

§ 1701. Management policies

(a) **POLICIES AND PROCEDURES.**—The Secretary of Defense shall establish policies and procedures for the effective management (including accession, education, training, and career development) of persons serving in acquisition positions in the Department of Defense.

(b) **UNIFORM IMPLEMENTATION.**—The Secretary shall ensure that, to the maximum extent practicable, acquisition workforce policies and procedures established in accordance with this chapter are uniform in their implementation throughout the Department of Defense.

(Added Pub. L. 101–510, div. A, title XII, § 1202(a), Nov. 5, 1990, 104 Stat. 1638.)

Statutory Notes and Related Subsidiaries**EFFECTIVE DATE**

Pub. L. 101–510, div. A, title XII, § 1211, Nov. 5, 1990, 104 Stat. 1667, provided that: “Except as otherwise provided in this title [see Short Title note below], this title and the amendments made by this title, including chapter 87 of title 10, United States Code (as added by section 1202), shall take effect on the date of the enactment of this Act [Nov. 5, 1990].”

SHORT TITLE

Pub. L. 101–510, div. A, title XII, § 1201, Nov. 5, 1990, 104 Stat. 1638, provided that: “This title [enacting this chapter, sections 5379 and 5380 of title 5, Government Organization and Employees, and section 317 of title 37, Pay and Allowances of the Uniformed Services, amending sections 101 and 2435 of this title and sections 4107, 4301, 5102, 5532, 5724, 5742, 5924, 5942, 8344, and 8468 of title 5, repealing sections 1621 to 1624 of this title, enacting provisions set out as notes under this section and sections 1621 to 1623, 1705, 1721, 1722, 1724, 1733, 1734, 1746, 1761, 1762, and 2435 of this title, sections 3326, 5380,

and 5532 of title 5, and section 317 of title 37, and repealing provisions set out as a note under section 2304 of this title] may be cited as the ‘Defense Acquisition Workforce Improvement Act’.”

REGULATIONS

Pub. L. 101–510, div. A, title XII, § 1210(a), Nov. 5, 1990, 104 Stat. 1667, provided that: “Unless otherwise provided in this title [see Short Title note above] and in subsection (b) [set out below], the Secretary of Defense shall promulgate regulations to implement this title and the amendments made by this title not later than one year after the date of the enactment of this Act [Nov. 5, 1990].”

CONTINUATION OF PAY

Pub. L. 116–283, div. A, title XI, § 1114(c)(2), Jan. 1, 2021, 134 Stat. 3895, provided that: “The repeal in paragraph (1) [repealing section 1111 of Pub. L. 114–92, formerly set out as a note below] shall not be interpreted to prohibit the payment of basic pay at rates fixed under such section 1111 before the date of the enactment of this Act [Jan. 1, 2021] for positions having terms that continue after that date.”

EXCHANGE PROGRAM FOR ACQUISITION WORKFORCE EMPLOYEES

Pub. L. 115–232, div. A, title VIII, § 884, Aug. 13, 2018, 132 Stat. 1915, provided that:

“(a) **PROGRAM AUTHORIZED.**—The Secretary of Defense shall establish an exchange program under which the Under Secretary of Defense for Acquisition and Sustainment shall arrange for the temporary assignment of civilian personnel in the Department of Defense acquisition workforce.

“(b) **PURPOSES.**—The purposes of the exchange program established pursuant to subsection (a) are—

“(1) to familiarize personnel from the acquisition workforce with the equities, priorities, processes, culture, and workforce of the acquisition-related defense agencies;

“(2) to enable participants in the exchange program to return the expertise gained through their exchanges to their original organizations; and

“(3) to improve communication between and integration of the organizations that support the policy, implementation, and oversight of defense acquisition through lasting relationships.

“(c) **PARTICIPANTS.**—

“(1) **NUMBER OF PARTICIPANTS.**—The Under Secretary shall select not less than 10 and no more than 20 participants per year for participation in the exchange program established under subsection (a).

“(2) **CRITERIA FOR SELECTION.**—The Under Secretary shall select participants for the exchange program established under subsection (a) from among mid-career employees and based on—

“(A) the qualifications and desire to participate in the program of the employee; and

“(B) the technical needs and capacities of the acquisition workforce, as applicable.

“(d) **TERMS.**—Exchanges pursuant to the exchange program established under subsection (a) shall be for terms of one to two years, as determined and negotiated by the Under Secretary. The terms may begin and end on a rolling basis.

“(e) **GUIDANCE AND IMPLEMENTATION.**—

“(1) **GUIDANCE.**—Not later than 90 days after the date of the enactment of this Act [Aug. 13, 2018], the Under Secretary shall develop and submit to the congressional defense committees [Committees on Armed Services and Appropriations of the Senate and the House of Representatives] interim guidance on the form and contours of the exchange program established under subsection (a).

“(2) **IMPLEMENTATION.**—Not later than 180 days after the date of the enactment of this Act, the Under Secretary shall implement the guidance developed under paragraph (1).”