

XI, § 1109(a), (b)(1), Nov. 18, 1997, 111 Stat. 1927; renumbered § 8748, Pub. L. 115–232, div. A, title VIII, § 807(d)(6), Aug. 13, 2018, 132 Stat. 1836.)

HISTORICAL AND REVISION NOTES

<i>Revised section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
7478	34 U.S.C. 1071 (less applicability to Naval Academy). 5 U.S.C. 412a.	Aug. 2, 1946, ch. 756, § 7(a) (less applicability to Naval Academy), 60 Stat. 854. Aug. 2, 1946, ch. 756, § 39, 60 Stat. 858.

In subsection (a) the words “for the proper instruction of naval personnel” and in subsection (b) the words “out of naval appropriations” are omitted as surplusage.

In subsection (c) the words “except the authority to prescribe regulations” are omitted, since 34 U.S.C. 1071 contains no authority for the Secretary to prescribe regulations.

Editorial Notes

PRIOR PROVISIONS

A prior section 8748 was renumbered section 9278 of this title.

AMENDMENTS

2018—Pub. L. 115–232 renumbered section 7478 of this title as this section.

1997—Pub. L. 105–85, § 1109(b)(1), substituted “Marine Corps University” for “Marine Corps Command and Staff College” in section catchline.

Subsecs. (a), (c). Pub. L. 105–85, § 1109(a), substituted “of the Marine Corps University” for “at the Marine Corps Command and Staff College”.

1989—Pub. L. 101–189 substituted “Naval War College and Marine Corps Command and Staff College: civilian faculty members” for “Naval War College: employment of civilian professors; compensation” as section catchline and amended text generally. Prior to amendment, text read as follows:

“(a) The Secretary of the Navy may employ as many civilians as professors, instructors, and lecturers at the Naval War College as he considers necessary.

“(b) The compensation of persons employed under this section is as prescribed by the Secretary.

“(c) The Secretary, to the extent he considers proper, may delegate the authority conferred by this section to any person in the Department of the Navy, with or without the authority to make successive redelegations.”

Statutory Notes and Related Subsidiaries

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.

§ 8749. Civil service mariners of Military Sealift Command: release of drug and alcohol test results to Coast Guard

(a) **RELEASE OF DRUG OR ALCOHOL TEST RESULTS TO COAST GUARD.**—The Secretary of the Navy may release to the Commandant of the Coast Guard the results of a drug or alcohol test of any employee of the Department of the Navy who is employed in any capacity on board a vessel of the Military Sealift Command. Any such release shall be in accordance with the standards and procedures applicable to the disclosure and reporting to the Coast Guard of drug or al-

cohol test results and drug or alcohol test records of individuals employed on vessels documented under the laws of the United States.

(b) **WAIVER.**—The results of a drug or alcohol test of an employee may be released under subsection (a) without the prior written consent of the employee that is otherwise required under section 503(e) of the Supplemental Appropriations Act, 1987 (5 U.S.C. 7301 note).

(Added Pub. L. 105–261, div. A, title XI, § 1103(a), Oct. 17, 1998, 112 Stat. 2141, § 7479; renumbered § 8749 and amended Pub. L. 115–232, div. A, title VIII, § 807(d)(6), title XI, § 1114(b), Aug. 13, 2018, 132 Stat. 1836, 2013; Pub. L. 116–92, div. A, title XVII, § 1731(a)(60)(A), Dec. 20, 2019, 133 Stat. 1815; Pub. L. 116–283, div. A, title X, § 1081(a)(46), Jan. 1, 2021, 134 Stat. 3873.)

Editorial Notes

REFERENCES IN TEXT

Section 503(e) of the Supplemental Appropriations Act, 1987, referred to in subsec. (b), is section 503(e) of Pub. L. 100–71 which is set out as a note under section 7301 of Title 5, Government Organization and Employees.

PRIOR PROVISIONS

A prior section 8749 was renumbered section 9279 of this title.

AMENDMENTS

2021—Subsec. (a). Pub. L. 116–283 substituted “alcohol test results” for “alcohol tests results”.

2019—Pub. L. 116–92 capitalized “Military Sealift Command” and “Coast Guard” in section catchline.

2018—Pub. L. 115–232, § 807(d)(6), renumbered section 7479 of this title as this section.

Pub. L. 115–232, § 1114(b), substituted “Civil service mariners of military sealift command: release of drug and alcohol test results to coast guard” for “Civil service mariners of Military Sealift Command: release of drug test results to Coast Guard” in section catchline and inserted “Or Alcohol” after “Drug” in subsec. (a) heading and “or alcohol” after “drug” wherever appearing in text. Quoted text directed to be inserted in subsec. (a) heading was conformed to the style used in this title.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2018 AMENDMENT

Amendment by section 807(d)(6) of 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.

TRANSFER OF FUNCTIONS

For transfer of authorities, functions, personnel, and assets of the Coast Guard, including the authorities and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections 468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

§ 8749a. Civil service mariners of Military Sealift Command: alcohol testing

The Secretary of the Navy may prescribe regulations establishing a program to conduct on-duty reasonable suspicion alcohol testing and

post-accident alcohol testing of civil service mariners of the Military Sealift Command who are assigned to vessels.

(Added §7479a and renumbered §8749a, Pub. L. 115-232, div. A, title VIII, §807(d)(6), title XI, §1114(a), Aug. 13, 2018, 132 Stat. 1836, 2013; amended Pub. L. 116-92, div. A, title XVII, §1731(a)(60)(B), Dec. 20, 2019, 133 Stat. 1815.)

Editorial Notes

AMENDMENTS

2019—Pub. L. 116-92 capitalized “Military Sealift Command” in section catchline.

2018—Pub. L. 115-232, §807(d)(6), renumbered section 7479a of this title as this section.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2018 AMENDMENT

Amendment by section 807(d)(6) of 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.

§ 8750. Special agents of the Naval Criminal Investigative Service: authority to execute warrants and make arrests

(a) **AUTHORITY.**—The Secretary of the Navy may authorize any Department of the Navy civilian employee described in subsection (b) to have the same authority to execute and serve warrants and other processes issued under the authority of the United States and to make arrests without a warrant as may be authorized under section 1585a of this title for special agents of the Defense Criminal Investigative Service.

(b) **AGENTS TO HAVE AUTHORITY.**—Subsection (a) applies to any employee of the Department of the Navy who is a special agent of the Naval Criminal Investigative Service (or any successor to that service) whose duties include conducting, supervising, or coordinating investigations of criminal activity in programs and operations of the Department of the Navy.

(c) **GUIDELINES FOR EXERCISE OF AUTHORITY.**—The authority provided under subsection (a) shall be exercised in accordance with guidelines prescribed by the Secretary of the Navy and approved by the Secretary of Defense and the Attorney General and any other applicable guidelines prescribed by the Secretary of the Navy, the Secretary of Defense, or the Attorney General.

(Added Pub. L. 106-398, §1 [[div. A], title V, §554(b)(1)], Oct. 30, 2000, 114 Stat. 1654, 1654A-126, §7480; renumbered §8750, Pub. L. 115-232, div. A, title VIII, §807(d)(6), Aug. 13, 2018, 132 Stat. 1836.)

Editorial Notes

PRIOR PROVISIONS

A prior section 8750 was renumbered section 9280 of this title.

AMENDMENTS

2018—Pub. L. 115-232 renumbered section 7480 of this title as this section.

Statutory Notes and Related Subsidiaries

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.

CHAPTER 873—PROCUREMENT OF SUPPLIES AND SERVICES

Sec.

8751. Notification of Navy procurement production disruptions.
8752. Contracts for research.
8753. Tolls and fares: payment or reimbursement.
8754. Marine mammals: use for national defense purposes.
8755. Disclosures for offerors for certain shipbuilding major defense acquisition program contracts.¹

Editorial Notes

CODIFICATION

Item 8755 was added to this analysis by section 1701(e)(1)(B) of Pub. L. 117-81 in conjunction with the transfer of section 2339c of this title to section 8755. However, the transfer was not executed in light of the repeal of section 2339c, which took effect just prior to the transfer. See Codification note under section 8755 of this title.

PRIOR PROVISIONS

A prior chapter 873, consisting of sections 9021 to 9027, related to civilian employees in the Air Force, prior to renumbering as chapter 947 of this title.

AMENDMENTS

2021—Pub. L. 117-81, div. A, title XVII, §1701(e)(1)(B), Dec. 27, 2021, 135 Stat. 2138, added item 8755. See Codification note above.

Pub. L. 116-283, div. A, title XVIII, §1878(b), Jan. 1, 2021, 134 Stat. 4292, added item 8751.

2018—Pub. L. 115-232, div. A, title VIII, §807(e)(4), (f)(1), Aug. 13, 2018, 132 Stat. 1838, redesignated chapter 645 of this title as this chapter and items 7522 to 7524 as 8752 to 8754, respectively.

1994—Pub. L. 103-355, title II, §2001(j)(3)(C), Oct. 13, 1994, 108 Stat. 3303, struck out item 7521 “Progress payment for work done; lien based on payment”.

1986—Pub. L. 99-661, div. A, title XIII, §1354(b), Nov. 14, 1986, 100 Stat. 3996, added item 7524.

§ 8751. Notification of Navy procurement production disruptions

(a) **REQUIREMENT FOR CONTRACTOR TO PROVIDE NOTICE OF DELAYS.**—The Secretary of the Navy shall require prime contractors of any Navy procurement program funded under either the Shipbuilding and Conversion, Navy account or the Other Procurement, Navy account to report within 15 calendar days any stop work order or other manufacturing disruption of 15 calendar days or more, by the prime contractor or any subcontractor, to the respective program manager and Navy technical authority.

(b) **QUARTERLY REPORTS.**—The Secretary of the Navy shall submit to the congressional defense committees not later than 15 calendar days after the end of each quarter of a fiscal year a report listing all notifications made pursuant to subsection (a) during the preceding quarter.

¹ See Codification note below.