

Sec.
9420. Recruit basic training: privacy.

Editorial Notes

PRIOR PROVISIONS

A prior chapter 951, consisting of sections 9801 to 9806, related to military claims, prior to renumbering as chapter 981 of this title.

AMENDMENTS

2021—Pub. L. 117–81, div. A, title V, § 558(b), title X, § 1081(a)(35), (36), Dec. 27, 2021, 135 Stat. 1741, 1921, added item 9413 and reenacted items 9401 and 9402.

Pub. L. 116–283, div. A, title IX, § 923(d)(1)(D), (2)(C), Jan. 1, 2021, 134 Stat. 3813, 3814, added items 9401 and 9402 and struck out former items 9401 “Members of Air Force: detail as students, observers, and investigators at educational institutions, industrial plants, and hospitals” and 9402 “Enlisted members of Air Force: schools”.

2018—Pub. L. 115–232, div. A, title VIII, § 806(d)(2), (e)(1), Aug. 13, 2018, 132 Stat. 1833, redesignated chapter 901 of this title as this chapter and items 9301 to 9306, 9314, 9314a, 9314b, 9315, 9317, 9319, and 9320 as 9401 to 9406, 9414, 9414a, 9414b, 9415, 9417, 9419, and 9420, respectively.

2017—Pub. L. 115–91, div. A, title V, § 581(d)(2), Dec. 12, 2017, 131 Stat. 1415, added item 9314a and struck out former item 9314a “United States Air Force Institute of Technology: admission of defense industry civilians”.

2011—Pub. L. 112–81, div. A, title V, § 554(b), Dec. 31, 2011, 125 Stat. 1415, added item 9314b.

Pub. L. 111–383, div. A, title V, § 593(b), Jan. 7, 2011, 124 Stat. 4234, added item 9314a.

2008—Pub. L. 110–417, [div. A], title III, § 353(b), title V, § 543(h)(2), (i)(2), Oct. 14, 2008, 122 Stat. 4425, 4464, 4465, added items 9314 and 9317 and struck out former items 9314 “United States Air Force Institute of Technology”, 9316 “Training and support for A–10 aircraft”, and 9317 “Air University: conferral of degrees”.

2004—Pub. L. 108–375, div. A, title V, § 556(c)(2), Oct. 28, 2004, 118 Stat. 1915, substituted “conferral of degrees” for “graduate-level degrees” in item 9317.

1999—Pub. L. 106–65, div. A, title V, § 543(b)(2), Oct. 5, 1999, 113 Stat. 607, substituted “graduate-level degrees” for “master of airpower art and science” in item 9317.

1998—Pub. L. 105–261, div. A, title V, §§ 521(c)(2), 522(c)(2), Oct. 17, 1998, 112 Stat. 2012, 2013, added items 9319 and 9320.

1994—Pub. L. 103–337, div. A, title IX, § 913(a)(2), Oct. 5, 1994, 108 Stat. 2828, added item 9317.

1991—Pub. L. 102–190, div. A, title X, § 1061(a)(25), Dec. 5, 1991, 105 Stat. 1474, struck out section symbol before “9316” in item 9316.

1990—Pub. L. 101–510, div. A, title XIV, § 1439(d), Nov. 5, 1990, 104 Stat. 1689, added item 9316.

1985—Pub. L. 99–145, title V, § 504(a)(2)(B), Nov. 8, 1985, 99 Stat. 622, struck out “: degrees” after “Technology” in item 9314.

1976—Pub. L. 94–361, title VI, § 602, July 14, 1976, 90 Stat. 928, added item 9315.

§ 9401. Members of Air Force and Space Force: detail as students, observers, and investigators at educational institutions, industrial plants, and hospitals

(a) The Secretary of the Air Force may detail members of the Air Force and members of the Space Force as students at such technical, professional, and other civilian educational institutions, or as students, observers, or investigators at such industrial plants, hospitals, and other places, as are best suited to enable them to acquire knowledge or experience in the specialties in which it is considered necessary that they perfect themselves.

(b) An officer, other than one of the Regular Air Force or the Regular Space Force on the ac-

tive-duty list, who is detailed under subsection (a) shall be ordered to additional active duty immediately upon termination of the detail, for a period at least as long as the detail. However, if the detail is for 90 days or less, the officer may be ordered to that additional duty only with his consent and in the discretion of the Secretary.

(c) No Reserve of the Air Force or Reserve of the Space Force may be detailed as a student, observer, or investigator, or ordered to active duty under this section, without the Reserve’s consent and, if a member of the Air National Guard of the United States, without the approval of the governor or other appropriate authority of the State, the Commonwealth of Puerto Rico, the District of Columbia, Guam, or the Virgin Islands of whose Air National Guard the Reserve is a member.

(d) The Secretary may require, as a condition of a detail under subsection (a), that an enlisted member accept a discharge and be reenlisted in his component for at least three years.

(e) The total length of details of an enlisted member of the Air Force or the Space Force under subsection (a) during one enlistment period may not exceed 50 percent of that enlistment.

(f) At no time may more than 8 percent of the authorized strength in commissioned officers, 8 percent of the authorized strength in warrant officers, or 2 percent of the authorized strength in enlisted members, of the Regular Air Force or the Regular Space Force, or more than 8 percent of the actual strength in commissioned officers, 8 percent of the actual strength in warrant officers, or 2 percent of the actual strength in enlisted members, of the total of reserve components of the Air Force or the Space Force Reserve, be detailed as students under subsection (a). For the purposes of this subsection, the actual strength of each category of Reserves includes both members on active duty and those not on active duty.

(g) Expenses incident to the detail of members under this section shall be paid from any funds appropriated for the Department of the Air Force.

(Aug. 10, 1956, ch. 1041, 70A Stat. 559, § 9301; Pub. L. 93–169, Nov. 29, 1973, 87 Stat. 689; Pub. L. 96–513, title V, § 504(23), Dec. 12, 1980, 94 Stat. 2917; Pub. L. 100–456, div. A, title XII, § 1234(a)(1), Sept. 29, 1988, 102 Stat. 2059; Pub. L. 109–163, div. A, title X, § 1057(a)(9), Jan. 6, 2006, 119 Stat. 3441; renumbered § 9401, Pub. L. 115–232, div. A, title VIII, § 806(a)(3), Aug. 13, 2018, 132 Stat. 1832; Pub. L. 116–283, div. A, title IX, § 923(d)(1)(A)–(C), Jan. 1, 2021, 134 Stat. 3813; Pub. L. 117–81, div. A, title X, § 1081(a)(35), Dec. 27, 2021, 135 Stat. 1921.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
9301(a)	5:626q (1st 78 words).	June 3, 1916, ch. 134, § 127a (13th par.); added
9301(b)	5:626q (less 1st 78 words, and less provisos).	June 4, 1920, ch. 227, subch. I, § 51 (13th par.); restated June 8, 1926, ch. 495; May 13, 1941, ch. 113; June 30, 1941, ch. 262 (4th proviso under “Finance Department”); restated June 19, 1948, ch. 501, § 1, 62 Stat. 477.
9301(c)	5:626q (1st proviso).	
9301(d)	5:626q (words of 2d proviso before semicolon).	
9301(e)	5:626q (words of 2d proviso after semicolon).	
9301(f)	5:626q (last proviso).	
9301(g)	5:626r.	