

“(2) The term ‘eligible covered beneficiary’ means a covered beneficiary (as that term is defined in section 1072 of title 10, United States Code) who obtains prenatal or obstetrical care in a military medical treatment facility in connection with a birth covered by the pilot program.

“(3) With respect to a military installation, the term ‘community’ means the catchment area for community services of the installation, including services provided on the installation by the Secretary and services provided by State, county, and local jurisdictions in which the installation is located, or in the vicinity of the installation.”

**FAMILY SUPPORT PROGRAMS FOR IMMEDIATE FAMILY MEMBERS OF MEMBERS OF THE ARMED FORCES ASSIGNED TO SPECIAL OPERATIONS FORCES**

Pub. L. 113-66, div. A, title V, § 554, Dec. 26, 2013, 127 Stat. 765, as amended by Pub. L. 114-92, div. A, title V, § 574, Nov. 25, 2015, 129 Stat. 831; Pub. L. 115-91, div. A, title X, § 1081(e), Dec. 12, 2017, 131 Stat. 1601, related to pilot programs for family members of members of the Armed Forces assigned to special operations forces, prior to repeal by Pub. L. 115-91, div. A, title V, § 555(f), Dec. 12, 2017, 131 Stat. 1403. See section 1788a of this title.

[Pub. L. 115-91, div. A, title X, § 1081(e), Dec. 12, 2017, 131 Stat. 1601, provided that the amendment made by section 1081(e) (amending section 574 of Pub. L. 114-92, which amended section 554 of Pub. L. 113-66, formerly set out above) is effective Nov. 25, 2015, and as if included in Pub. L. 114-92 as enacted.]

**PILOT PROGRAM ON PARENT EDUCATION TO PROMOTE EARLY CHILDHOOD EDUCATION FOR DEPENDENT CHILDREN AFFECTED BY MILITARY DEPLOYMENT OR RELOCATION OF MILITARY UNITS**

Pub. L. 109-364, div. A, title V, § 575, Oct. 17, 2006, 120 Stat. 2227, provided that:

“(a) **PILOT PROGRAM AUTHORIZED.**—Using such funds as may be appropriated for this purpose, the Secretary of Defense may carry out a pilot program on the provision of educational and support tools to the parents of preschool-age children—

“(1) whose parent or parents serve as members of the Armed Forces on active duty (including members of the Selected Reserve on active duty pursuant to a call or order to active duty of 180 days or more); and

“(2) who are affected by the deployment of their parent or parents or the relocation of the military unit of which their parent or parents are a member.

“(b) **PURPOSE.**—The purpose of the pilot program is to develop models for improving the capability of military child and youth programs on or near military installations to provide assistance to military parents with young children through a program of activities focusing on the unique needs of children described in subsection (a).

“(c) **LIMITS ON COMMENCEMENT AND DURATION OF PROGRAM.**—The Secretary of Defense may not commence the pilot program before October 1, 2007, and shall conclude the pilot program not later than the end of the three-year period beginning on the date on which the Secretary commences the program.

“(d) **SCOPE OF PROGRAM.**—Under the pilot program, the Secretary of Defense shall utilize one or more models, demonstrated through research, of universal access of parents of children described in subsection (a) to assistance under the pilot program to achieve the following goals:

“(1) The identification and mitigation of specific risk factors for such children related to military life.

“(2) The maximization of the educational readiness of such children.

“(e) **LOCATIONS AND GOALS.**—

“(1) **SELECTION OF PARTICIPATING INSTALLATIONS.**—In selecting military installations to participate in the pilot program, the Secretary of Defense shall limit selection to those military installations whose

military personnel are experiencing significant transition or deployment or which are undergoing transition as a result of the relocation or activation of military units or activities relating to defense base closure and realignment.

“(2) **SELECTION OF CERTAIN INSTALLATIONS.**—At least one of the installations selected under paragraph (1) shall be a military installation that will permit, under the pilot program, the meaningful evaluation of a model under subsection (d) that provides outreach to parents in families with a parent who is a member of the National Guard or Reserve, which families live more than 40 miles from the installation.

“(3) **GOALS OF PARTICIPATING INSTALLATIONS.**—If a military installation is selected under paragraph (1), the Secretary shall require appropriate personnel at the military installation to develop goals, and specific outcome measures with respect to such goals, for the conduct of the pilot program at the installation.

“(4) **EVALUATION REQUIRED.**—Upon completion of the pilot program at a military installation, the personnel referred to in paragraph (3) at the installation shall be required to conduct an evaluation and assessment of the success of the pilot program at the installation in meeting the goals developed for that installation.

“(f) **GUIDELINES.**—As part of conducting the pilot program, the Secretary of Defense shall issue guidelines regarding—

“(1) the goals to be developed under subsection (e)(3);

“(2) specific outcome measures; and

“(3) the selection of curriculum and the conduct of developmental screening under the pilot program.

“(g) **REPORT.**—Upon completion of the pilot program, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on all of the evaluations prepared under subsection (e)(4) for the military installations participating in the pilot program. The report shall describe the results of the evaluations, and may include such recommendations for legislative or administrative action as the Secretary considers appropriate in light of the evaluations, including recommendations for the continuation of the pilot program.”

**§ 1788a. Support programs: special operations forces personnel; immediate family members**

(a) **PROGRAMS AUTHORIZED.**—Consistent with such regulations as the Secretary of Defense may prescribe to carry out this section, the Commander of the United States Special Operations Command may conduct programs to provide family support services. In selecting and conducting any program under this subsection, the Commander shall coordinate with the Under Secretary of Defense for Personnel and Readiness.

(b) **SELECTION OF PROGRAMS.**—In selecting the programs to be conducted under subsection (a), the Commander shall—

(1) identify family support services that have a direct and concrete impact on the readiness of special operations forces, but that are not being provided by the Secretary of a military department to covered individuals; and

(2) conduct a cost-benefit analysis of each family support service proposed to be included in a program.

(c) **ADDITIONAL AUTHORITY.**—The Commander may expend up to \$10,000,000 during each fiscal year, from funds available for Major Force Program 11, to carry out family support programs under this section.

[~~(d) Repealed. Pub. L. 116-92, div. A, title XVII, § 1702(c)(1), Dec. 20, 2019, 133 Stat. 1796.~~]

(e) DEFINITIONS.—In this section:

(1) The term “Commander” means the Commander of the United States Special Operations Command.

(2) The term “immediate family members” has the meaning given that term in section 1789(c) of this title.

(3) The term “special operations forces” means those forces of the armed forces identified as special operations forces under section 167(j) of this title.

(4) The term “family support services” includes psychological support, spiritual support, and costs of transportation, food, lodging, child care, supplies, fees, and training materials for covered individuals while participating in programs under subsection (a).

(5) The term “covered individuals” means—  
(A) members of the Armed Forces (including the reserve components) assigned to special operations forces;

(B) service personnel assigned to support special operations forces;

(C) immediate family members of individuals described in subparagraphs (A) and (B); and

(D) immediate family members of individuals described in subparagraphs (A) or (B) in a case in which such individual died—

- (i) as a direct result of armed conflict;
- (ii) while engaged in hazardous service;
- (iii) in the performance of duty under conditions simulating war; or
- (iv) through an instrumentality of war.

(Added and amended Pub. L. 115-91, div. A, title V, § 555(a)–(d), Dec. 12, 2017, 131 Stat. 1402, 1403; Pub. L. 115-232, div. A, title V, § 572, Aug. 13, 2018, 132 Stat. 1778; Pub. L. 116-92, div. A, title XVII, §§ 1702(c)(1), 1731(a)(28), Dec. 20, 2019, 133 Stat. 1796, 1813; Pub. L. 116-283, div. A, title V, § 583(a), Jan. 1, 2021, 134 Stat. 3653; Pub. L. 117-81, div. A, title V, § 561, title X, § 1081(a)(24), Dec. 27, 2021, 135 Stat. 1746, 1920.)

### Editorial Notes

#### CODIFICATION

Text of section, as added by Pub. L. 115-91, is based on text of subsecs. (a), (b), (d), and (e) of section 554 of Pub. L. 113-66, div. A, title V, Dec. 26, 2013, 127 Stat. 765, which was formerly set out as a note under section 1788 of this title, prior to repeal by Pub. L. 115-91, div. A, title X, § 1081(e), Dec. 12, 2017, 131 Stat. 1601.

#### AMENDMENTS

2021—Pub. L. 116-283, § 583(a)(1), substituted “Support programs: special operations forces personnel; immediate family members” for “Family support programs: immediate family members of members of special operations forces” in section catchline.

Subsec. (a). Pub. L. 116-283, § 583(a)(2), struck out “for the immediate family members of members of the armed forces assigned to special operations forces” after “family support services”.

Subsec. (b)(1). Pub. L. 116-283, § 583(a)(3), substituted “covered individuals” for “the immediate family members of members of the armed forces assigned to special operations forces”.

Subsec. (d)(2)(A). Pub. L. 116-283, § 583(a)(4)(A), substituted “covered individuals” for “family members of members of the armed forces assigned to special operations forces”.

Subsec. (d)(2)(B). Pub. L. 116-283, § 583(a)(4)(B), substituted “covered individuals” for “family members of members of the armed forces assigned to special operations forces”.

Subsec. (e)(3). Pub. L. 117-81, § 1081(a)(24)(A), substituted “section 167(j)” for “section 167(i)”.

Subsec. (e)(4). Pub. L. 117-81, § 1081(a)(24)(B), substituted “covered individuals” for “covered personnel”.

Pub. L. 117-81, § 561(1), which directed substitution of “covered individuals” for “covered personnel”, could not be executed because of the prior amendment by Pub. L. 117-81, § 1081(a)(24)(B). See note above and Coordination of Amendments by Pub. L. 117-81 note below.

Pub. L. 116-283, § 583(a)(5)(A), (B), inserted “psychological support, spiritual support, and” before “costs” and substituted “covered personnel” for “immediate family members of members of the armed forces assigned to special operations forces”.

Subsec. (e)(5). Pub. L. 117-81, § 1081(a)(24)(C), substituted “covered individuals” for “covered personnel”.

Pub. L. 117-81, § 561(2)(A), which directed substitution of “covered individuals” for “covered personnel”, could not be executed because of the prior amendment by Pub. L. 117-81, § 1081(a)(24)(C). See note above and Coordination of Amendments by Pub. L. 117-81 note below.

Pub. L. 116-283, § 583(a)(5)(C), which directed amendment of subsec. (e)(4) “by adding at the end” par. (5), was executed by adding par. (5) after par. (4), to reflect the probable intent of Congress.

Subsec. (e)(5)(D). Pub. L. 117-81, § 561(2)(B)–(D), added subpar. (D).

2019—Subsec. (d). Pub. L. 116-92, § 1702(c)(1), struck out subsec. (d) which required an annual report regarding the family support programs.

Subsec. (d)(1). Pub. L. 116-92, § 1731(a)(28), substituted “Not later than March 1 each year” for “Not later than March 1, 2019, and each March 1 thereafter”.

2018—Subsecs. (a), (b)(1). Pub. L. 115-232, § 572(1), substituted “services” for “activities”.

Subsec. (b)(2). Pub. L. 115-232, § 572(2), substituted “service” for “activity”.

Subsec. (c). Pub. L. 115-232, § 572(3), substituted “\$10,000,000” for “\$5,000,000”.

Subsec. (e)(4). Pub. L. 115-232, § 572(4), added par. (4).

2017—Subsec. (a). Pub. L. 115-91, § 555(d)(3), struck out “Pilot” before “Programs” in heading and substituted “programs to provide” for “up to three pilot programs to assess the feasibility and benefits of providing” in text.

Pub. L. 115-91, § 555(d)(1), (2), substituted “armed forces” for “Armed Forces” and struck out “pilot” before “program”.

Subsec. (b)(1). Pub. L. 115-91, § 555(d)(1), substituted “armed forces” for “Armed Forces”.

Subsec. (b)(2). Pub. L. 115-91, § 555(d)(2), struck out “pilot” before “program”.

Subsec. (c). Pub. L. 115-91, § 555(b)(1), (c), redesignated subsec. (d) as (c) and substituted “, from funds available for Major Force Program 11, to carry out family support programs under this section.” for “specified in subsection (f) to carry out the pilot programs under subsection (a).”

Subsec. (d). Pub. L. 115-91, § 555(b)(2), added subsec. (d). Former subsec. (d) redesignated (c).

Subsec. (e)(2). Pub. L. 115-91, § 555(d)(4)(A), substituted “this title” for “title 10, United States Code”.

Subsec. (e)(3). Pub. L. 115-91, § 555(d)(4)(B), substituted “this title” for “such title”.

Pub. L. 115-91, § 555(d)(1), substituted “armed forces” for “Armed Forces”.

### Statutory Notes and Related Subsidiaries

#### EFFECTIVE DATE OF 2019 AMENDMENT

Pub. L. 116-92, div. A, title XVII, § 1702(c)(2), Dec. 20, 2019, 133 Stat. 1796, provided that: “The amendment

made by paragraph (1) [amending this section] shall take effect on December 30, 2021.”

COORDINATION OF AMENDMENTS BY PUB. L. 117-81

Amendment by section 1081 of Pub. L. 117-81 to be treated as having been enacted immediately before amendments by other provisions of Pub. L. 117-81, see section 1081(d) of Pub. L. 117-81, set out as a Coordination of Certain Sections of an Act With Other Provisions of That Act note under section 101 of this title.

**§ 1789. Chaplain-led programs: authorized support**

(a) **AUTHORITY.**—The Secretary of a military department may provide support services described in subsection (b) to support a chaplain-led program to assist a covered individual in building and maintaining a strong family structure, or to support the resiliency, suicide prevention, or holistic wellness of such covered individual.

(b) **AUTHORIZED SUPPORT SERVICES.**—The support services referred to in subsection (a) are costs of transportation, food, lodging, child care, supplies, fees, and training materials for a covered individual while participating in a program referred to in that subsection, including participation at a retreat or conference.

(c) **COVERED INDIVIDUAL DEFINED.**—In this section, the term “covered individual” means—

- (1) a member of the armed forces on active duty;
- (2) a member of the reserve components in an active status; or
- (3) a dependent of an individual described in subparagraph (A) or (B).<sup>1</sup>

(Added Pub. L. 108-136, div. A, title V, §582(a)(1), Nov. 24, 2003, 117 Stat. 1489; amended Pub. L. 117-263, div. A, title V, §571(a), Dec. 23, 2022, 136 Stat. 2600.)

**Editorial Notes**

AMENDMENTS

2022—Subsec. (a). Pub. L. 117-263, §571(a)(1), substituted “a chaplain-led program to assist a covered individual” for “chaplain-led programs to assist members of the armed forces on active duty and their immediate family members, and members of reserve components in an active status and their immediate family members,” and inserted “, or to support the resiliency, suicide prevention, or holistic wellness of such covered individual” after “structure”.

Subsec. (b). Pub. L. 117-263, §571(a)(2), substituted “a covered individual” for “members of the armed forces and their family members”, “a program” for “programs”, and “a retreat or conference” for “retreats and conferences”.

Subsec. (c). Pub. L. 117-263, §571(a)(3), added subsec. (c) and struck out former subsec. (c) which defined “immediate family members”.

**Statutory Notes and Related Subsidiaries**

EFFECTIVE DATE

Pub. L. 108-136, div. A, title V, §582(b), Nov. 24, 2003, 117 Stat. 1490, provided that: “Section 1789 of title 10, United States Code, as added by subsection (a), shall take effect on October 1, 2003.”

**§ 1790. Military personnel citizenship processing**

Using funds provided for operation and maintenance and notwithstanding section 2215 of this

title, the Secretary of Defense may reimburse the Secretary of Homeland Security for costs associated with the processing and adjudication by the United States Citizenship and Immigration Services (USCIS) of applications for naturalization described in sections 328(b)(4) and 329(b)(4) of the Immigration and Nationality Act (8 U.S.C. 1439(b)(4) and 1440(b)(4)). Such reimbursements shall be deposited and remain available as provided by subsections (m) and (n) of section 286 of such Act (8 U.S.C. 1356). Such reimbursements shall be based on actual costs incurred by USCIS for processing applications for naturalization, and shall not exceed \$7,500,000 per fiscal year.

(Added Pub. L. 112-74, div. A, title VIII, §8070(a), Dec. 23, 2011, 125 Stat. 822; amended Pub. L. 112-239, div. A, title X, §1076(f)(22), Jan. 2, 2013, 126 Stat. 1953.)

**Editorial Notes**

AMENDMENTS

2013—Pub. L. 112-239, in section catchline, substituted “Military personnel citizenship processing” for “MILITARY PERSONNEL CITIZENSHIP PROCESSING”, and in text, struck out “AUTHORIZATION OF PAYMENTS.—” before “Using funds” and substituted “this title” for “title 10, United States Code”, “8 U.S.C. 1439(b)(4)” for “8 U.S.C. §§1439(b)(4)”, and “subsections (m) and (n) of section 286 of such Act (8 U.S.C. 1356)” for “sections 286(m) and (n) of such Act (8 U.S.C. §1356(m))”.

**SUBCHAPTER II—MILITARY CHILD CARE**

Sec.	
1791.	Funding for military child care.
1792.	Child care employees.
1793.	Parent fees.
1794.	Child abuse prevention and safety at facilities.
1795.	Parent partnerships with child development centers.
1796.	Subsidies for family home day care.
1797.	Early childhood education program.
1798.	Child care services and youth program services for dependents: financial assistance for providers.
1799.	Child care services and youth program services for dependents: participation by children and youth otherwise ineligible.
1800.	Definitions.

**Editorial Notes**

AMENDMENTS

1999—Pub. L. 106-65, div. A, title V, §584(a)(2), Oct. 5, 1999, 113 Stat. 636, added items 1798, 1799, and 1800 and struck out former item 1798 “Definitions”.

**§ 1791. Funding for military child care**

(a) **POLICY.**—It is the policy of Congress that the amount of appropriated funds available during a fiscal year for operating expenses for military child development centers and programs shall be not less than the amount of child care fee receipts that are estimated to be received by the Department of Defense during that fiscal year.

(b) **RESPONSIBILITY FOR ALLOCATIONS OF CERTAIN FUNDS.**—The Secretary of Defense shall be responsible for the allocation of Office of the Secretary of Defense level funds for military

<sup>1</sup> So in original. Probably should be “paragraph (1) or (2).”