

other law) shall be treated as referring to that provision as transferred or to the corresponding provision as so enacted by this subtitle [subtitle C (§§1661–1665) of title XVI of div. A of Pub. L. 103–337].

“(b) SAVINGS PROVISION FOR REGULATIONS.—A regulation, rule, or order in effect under a provision of title 10, United States Code, replaced by a provision of that title enacted by sections 1661 through 1664 shall continue in effect under the corresponding provision so enacted until repealed, amended, or superseded.

“(c) GENERAL SAVINGS PROVISION.—An action taken, or a right that matured, under a provision of title 10, United States Code, replaced by a provision of that title enacted by sections 1661 through 1664 shall be treated as having been taken, or having matured, under the corresponding provision so enacted.”

Subtitle A—General Military Law

PART I—ORGANIZATION AND GENERAL MILITARY POWERS

Chap.		Sec.
1.	Definitions, Rules of Construction, Cross References, and Related Matters	101
2.	Department of Defense	111
3.	General Powers and Functions	121
4.	Office of the Secretary of Defense ..	131
5.	Joint Chiefs of Staff	151
6.	Combatant Commands	161
7.	Boards, Councils, and Committees ..	171
8.	Defense Agencies and Department of Defense Field Activities	191
9.	Defense Budget Matters	221
9A.	Audit	240a
11.	Reserve Components	261
12.	The Militia	246
13.	Insurrection	251
14.	Arming of American Vessels	261
15.	Military Support for Civilian Law Enforcement Agencies	271
16.	Security Cooperation	301
19.	Cyber Matters ¹	391
20.	Humanitarian and Other Assistance	401
21.	Department of Defense Intelligence Matters	421
22.	National Geospatial - Intelligence Agency	441
23.	Miscellaneous Studies and Reports ..	480
24.	Nuclear Posture	491

PART II—PERSONNEL

31.	Enlistments	501
32.	Officer Strength and Distribution in Grade	521
33.	Original Appointments of Regular Officers in Grades Above Warrant Officer Grades	531
33A.	Appointment, Promotion, and Involuntary Separation and Retirement for Members on the Warrant Officer Active-Duty List	571
34.	Appointments as Reserve Officers ..	591
35.	Temporary Appointments in Officer Grades	601
36.	Promotion, Separation, and Involuntary Retirement of Officers on the Active-Duty List	611

¹Chapter heading amended by Pub. L. 116-92 without corresponding amendment of subtitle analysis.

37.	General Service Requirements	651
38.	Joint Officer Management	661
39.	Active Duty	671
40.	Leave	701
41.	Special Appointments, Assignments, Details, and Duties	711
43.	Rank and Command	741
45.	The Uniform	771
47.	Uniform Code of Military Justice ...	801
47A.	Military Commissions	948a
48.	Military Correctional Facilities	951
49.	Miscellaneous Prohibitions and Penalties	971
50.	Miscellaneous Command Responsibilities	991
51.	Reserve Components: Standards and Procedures for Retention and Promotion	1001
53.	Miscellaneous Rights and Benefits ..	1030
54.	Commissary and Exchange Benefits	1061
55.	Medical and Dental Care	1071
56.	Department of Defense Medicare-Eligible Retiree Health Care Fund	1111
57.	Decorations and Awards	1121
58.	Benefits and Services for Members Being Separated or Recently Separated	1141
59.	Separation	1161
60.	Separation of Regular Officers for Substandard Performance of Duty or for Certain Other Reasons	1181
61.	Retirement or Separation for Physical Disability	1201
63.	Retirement for Age	1251
65.	Retirement of Warrant Officers for Length of Service	1293
67.	Retired Pay for Non-Regular Service	1331
69.	Retired Grade	1370
71.	Computation of Retired Pay	1401
73.	Annuities Based on Retired or Retainer Pay	1431
74.	Department of Defense Military Retirement Fund	1461
75.	Deceased Personnel	1471
76.	Missing Persons	1501
77.	Posthumous Commissions and Warrants	1521
79.	Correction of Military Records	1551
80.	Miscellaneous Investigation Requirements and Other Duties	1561
81.	Civilian Employees	1580
83.	Civilian Defense Intelligence Employees	1601
[85.	Repealed.]	
87.	Defense Acquisition Workforce	1701
88.	Military Family Programs and Military Child Care	1781
[89.	Repealed.]	

PART III—TRAINING AND EDUCATION

101.	Training Generally	2001
102.	Junior Reserve Officers' Training Corps	2031
103.	Senior Reserve Officers' Training Corps	2101
104.	Uniformed Services University of the Health Sciences	2112

105.	Armed Forces Health Professions Financial Assistance Programs ...	2120	203.	General Matters	3061
106.	Educational Assistance for Members of the Selected Reserve	2131	205.	Defense Acquisition System	3101
106A.	Educational Assistance for Persons Enlisting for Active Duty	2141	207.	Budgeting and Appropriations Matters ³	3131
107.	Professional Military Education	2151	209.	Operational Contract Support	3151
108.	Department of Defense Schools	2161		subpart b—acquisition planning	
109.	Educational Loan Repayment Programs	2171	221.	Planning and Solicitation Generally	3201
110.	Educational Assistance for Members Held as Captives and Their Dependents	2181	222.	Independent Cost Estimation and Cost Analysis	3221
111.	Support of Science, Mathematics, and Engineering Education	2191	223.	Other Provisions Relating to Planning and Solicitation Generally ..	3241
112.	Cyber Scholarship Program	2200	225.	Planning and Solicitation Relating to Particular Items or Services ⁴ ..	3271
PART IV—SERVICE, SUPPLY, AND PROPERTY			subpart c—contracting methods and contract types		
113.	Defense Civilian Training Corps	2200g, ²	241.	Awarding of Contracts	3301
131.	Planning and Coordination	2201	242.	Specific Types of Contracts	3321
133.	Facilities for Reserve Components	2231	243.	Other Matters Relating to Awarding and Types of Contracts ³	3341
134.	Miscellaneous Administrative Provisions	2241	244.	Unfinitized Contractual Actions	3371
135.	Space Programs	2271	245.	Task and Delivery Order Contracts (Multiple Award Contracts)	3401
136.	Provisions Relating to Specific Programs	2281	247.	Procurement of Commercial Products and Commercial Services	3451
[137.	Repealed.]		249.	Multiyear Contracts	3501
138.	Cooperative Agreements with NATO Allies and Other Countries	2341	251.	Simplified Acquisition Procedures	3571
[139.	Repealed.]		253.	Rapid Acquisition Procedures	3601
[140.	Transferred.]		255.	Contracting With or Through Other Agencies	3651
141.	Miscellaneous Provisions Relating to Property	2381	257.	Contracts for Long-Term Lease or Charter of Vessels, Aircraft, and Combat Vehicles	3671
[142.	Repealed.]		258.	Other Types of Contracts Used for Procurements for Particular Purposes	3681
143.	Production by Military Agencies	2421	subpart d—general contracting provisions		
[144 to 144B.	Repealed.]		271.	Truthful Cost or Pricing Data (Truth in Negotiations)	3701
145.	Cataloging and Standardization	2451	272.	Other Provisions Relating to Cost or Pricing Data ⁴	3721
146.	Contracting for Performance of Civilian Commercial or Industrial Type Functions	2460	273.	Allowable Costs	3741
147.	Commissaries and Exchanges and Other Morale, Welfare, and Recreation Activities	2481	275.	Proprietary Contractor Data and Rights in Technical Data	3771
[148.	Repealed.]		277.	Contract Financing	3801
[149.	Transferred.]		279.	Contractor Audits and Accounting	3841
152.	Issue of Supplies, Services, and Facilities	2551	281.	Claims and Disputes	3861
153.	Exchange of Material and Disposal of Obsolete, Surplus, or Unclaimed Property	2571	283.	[Reserved]	
155.	Acceptance of Gifts and Services	2601	287.	Other Contracting Programs	3961 ⁵
157.	Transportation	2631	subpart e—research and engineering		
159.	Real Property; Related Personal Property; and Lease of Non-Excess Property	2661	301.	Research and Engineering Generally	4001
160.	Environmental Restoration	2700	303.	Research and Engineering Activities	4061
161.	Property Records and Report of Theft or Loss of Certain Property	2721	305.	Universities	4131 ⁶
163.	Military Claims	2731	307.	Test and Evaluation	4171
165.	Accountability and Responsibility	2771	subpart f—major systems, major defense acquisition programs, and weapon systems development		
[167.	Repealed.]		321.	General Matters	4201 ⁷
169.	Military Construction and Military Family Housing	2801	322.	Major Systems and Major Defense Acquisition Programs Generally	4211 ⁷
[171.	Repealed.]		323.	Life-Cycle And Sustainment	4321 ⁷
172.	Strategic Environmental Research and Development Program	2901			
173.	Energy Security	2911			
PART V—ACQUISITION					
subpart a—general					
201.	Definitions	3001			

² So in original. The period probably should not appear.³ So in original. Does not conform to chapter heading.⁴ Chapter heading amended by Pub. L. 117-81 without corresponding amendment of subtitle analysis.⁵ So in original. Probably should be “3901”.⁶ So in original. Probably should be “4141”.⁷ Editorially supplied.

324. Program Status—Selected Acquisition Reports⁴	4350⁷
325. Cost Growth—Unit Cost Reports (Nunn-McCurdy)	4371⁷
327. Weapon Systems Development and Related Matters	4401⁷
subpart g—other special categories of contracting	
341. Acquisition of Services Generally ..	4501
343. [Reserved]	
345. Acquisition of Information Technology	4571
subpart h—contract management	
361. Contract Administration	4601
363. Prohibitions and Penalties	4651
365. Contractor Workforce	4701
367. Other Administrative and Miscellaneous Provisions	4751
subpart i—defense industrial base	
381. Defense Industrial Base Generally	4801
382. Policies and Planning	4811
383. Development, Application, & Support of Dual-Use Technologies³ ...	4831
384. Manufacturing Technology	4841
385. Other Technology Base Policies and Programs	4851
387. Small Business Programs	4901
388. Procurement Technical Assistance Cooperative Agreement Program	4951
389. Loan Guarantee Programs	4971

Editorial Notes

AMENDMENTS

2022—Pub. L. 117-263, div. A, title VIII, §804(b), title X, §1081(a)(1), (e)(2), Dec. 23, 2022, 136 Stat. 2701, 2797, 2798, substituted “Definitions, Rules of Construction, Cross References, and Related Matters” for “Definitions” in item for chapter 1, struck out second item for chapter 19 “Cyber Matters”, and added item for chapter 253 and struck out former item for chapter 253 “[Reserved]”. Amendment to item for chapter 1 was made pursuant to operation of section 102 of this title.

2021—Pub. L. 117-81, div. A, title XVII, §1701(i)(8)(A), (l)(2), Dec. 27, 2021, 135 Stat. 2142, 2144, which directed amendment of this analysis by substituting “[Reserved]” for “Foreign Acquisitions” and starting section number 3881 in item for chapter 283 and by adding item for chapter 287 and striking out former item for chapter 287 “Socioeconomic Programs”, was executed by amending this analysis as directed, notwithstanding that other amendments by section 1701(i) and (l) of Pub. L. 117-81 were directed to Pub. L. 116-283, and not to the Code directly, and that such amendments are effective as if included in title XVIII of Pub. L. 116-283.

Pub. L. 117-81, div. A, title XVII, §1701(i)(5)(A), (B)(ii), Dec. 27, 2021, 135 Stat. 2141, made similar amendments, resulting in the substitution of “[Reserved]” for “Rapid Acquisition Procedures” and starting section number 3601 in item for chapter 253. Section 1701(i)(5)(B)(ii) amended Pub. L. 116-283, div. A, title XVIII, §1824(b), Jan. 1, 2021, 134 Stat. 4205, which had added the item for chapter 253, while section 1701(i)(5)(A) amended this analysis directly.

Pub. L. 117-81, div. A, title XVII, §1701(g), Dec. 27, 2021, 135 Stat. 2140, substituted “3061”, “3101”, and “3131”, for “3021”, “3051”, and “3101”, respectively, in items for chapters 203, 205, and 207, added item for chapter 247 and struck out former item for chapter 247 “Acquisition of Commercial Items”, substituted “3571” for “3551” in item for chapter 251, added items for chapters 257 and 258 and struck out former item for chapter 257 “Contracts for Long-Term Lease or Charter of Vessels, Aircraft, and Combat”, and substituted “Provisions” for “Requirements” in item for subpart D of part V.

Pub. L. 116-283, div. A, title XVIII, §§1841(a)(2), 1856(a), Jan. 1, 2021, 134 Stat. 4243, 4273, as amended by Pub. L. 117-81, div. A, title XVII, §1701(i)(9)(A), (u)(1), Dec. 27, 2021, 135 Stat. 2142, 2150, added items for subpart E and chapters 301 to 307 and item for Reserved chapter 343 and struck out former items for subpart E “special categories of contracting: major defense acquisition programs and major systems” including chapters 301 “Major Defense Acquisition Programs”, 303 “Weapon Systems Development and Related Matters”, and 305 “Other Matters Relating to Major Systems” and item for chapter 343 “Acquisition of Services”.

Pub. L. 116-283, div. A, title XVIII, §§1808(a)(4), 1811(a), 1816(a), 1821(a)(4), 1824(b), 1825(l), 1831(l), 1833(a)(2), 1846(a), 1851(d)(2), 1866(a), 1872(b)(2), 1873(f), 1880(b), 1881(b), 1882(a)(2), Jan. 1, 2021, 134 Stat. 4159, 4164, 4181, 4195, 4205, 4208, 4217, 4226, 4247, 4279, 4289, 4290, 4293, substituted “SERVICE, SUPPLY, AND PROPERTY” for “SERVICE, SUPPLY, AND PROCUREMENT” in heading of part IV and “Miscellaneous Provisions Relating to Property” for “Miscellaneous Procurement Provisions” in item for chapter 141, struck out items for chapters 137 “Procurement Generally”, 139 “Research and Development”, 140 “Procurement of Commercial Products and Commercial Services”, 142 “Procurement Technical Assistance Cooperative Agreement Program”, 144 “Major Defense Acquisition Programs”, 144B “Weapon Systems Development and Related Matters”, 148 “National Defense Technology and Industrial Base, Defense Reinvestment, and Defense Conversion”, and 149 “Defense Acquisition System”, added items for chapters 221 to 225, 241 to 244, 253, 257, 271, 272, and 275, item for subpart F and chapters 321 to 327, and items for chapters 341, 381 to 385, and 387 to 389 and struck out former items for chapters 221 “Planning and Solicitation Generally”, 223 “Planning and Solicitation Relating to Particular Items or Services”, 241 “Awarding of Contracts”, 243 “Specific Types of Contracts”, 253 “Emergency and Rapid Acquisitions”, 271 “Truthful Cost or Pricing Data”, 275 “Proprietary Contractor Data and Technical Data”, and 285 “Small Business Programs”, former item for subpart F “special categories of contracting: research, development, test, and evaluation” including chapters 321 “Research and Development Generally”, 323 “Innovation”, 325 “Department of Defense Laboratories”, 327 “Research and Development Centers and Facilities”, and 329 “Operational Test and Evaluation; Developmental Test and Evaluation”, and former items for chapters 341 “Contracting for Performance of Civilian Commercial or Industrial Type Functions”, 381 “Defense Industrial Base Generally”, 383 “Loan Guarantee Programs”, and 385 “Procurement Technical Assistance Cooperative Agreement Program”.

Pub. L. 116-283, title X, §1081(a)(1)-(3), Jan. 1, 2021, 134 Stat. 3870, added second item for chapter 19 and item for chapter 113 and substituted “2375” for “2377” in item for chapter 140.

2019—Pub. L. 116-92, div. A, title XVII, §1731(a)(1), (2), Dec. 20, 2019, 133 Stat. 1812, as amended by Pub. L. 116-283, div. A, title X, §1081(c)(8), Jan. 1, 2021, 134 Stat. 3873, substituted “240a” for “251” in item for chapter 9A and “Cyber Scholarship Program” for “Information Security Scholarship Program” in item for chapter 112.

2018—Pub. L. 115-232, div. A, title VIII, §§801(b), 836(e)(12), Aug. 13, 2018, 132 Stat. 1831, 1870, substituted “Procurement of Commercial Products and Commercial Services” for “Procurement of Commercial Items” and “2377” for “2375” in item for chapter 140 and added item for part V containing items for subparts A to I and chapters 201 to 385.

2017—Pub. L. 115-91, div. A, title X, §1081(d)(4), Dec. 12, 2017, 131 Stat. 1600, amended directory language of Pub. L. 114-328, §805(a)(2). See 2016 Amendment note below.

Pub. L. 115-91, div. A, title X, §1002(a)(2), Dec. 12, 2017, 131 Stat. 1537, added item for chapter 9A.

2016—Pub. L. 114-328, div. A, title VIII, §846(2), title XII, §1241(o)(1), Dec. 23, 2016, 130 Stat. 2292, 2512, redesignated item for chapter 13 “The Militia” as 12 and sub-