

(Added Pub. L. 104-201, div. A, title XI, §1112(a)(2), Sept. 23, 1996, 110 Stat. 2682; amended Pub. L. 105-85, div. A, title IX, §933(b)(2), Nov. 18, 1997, 111 Stat. 1866; Pub. L. 108-136, div. A, title IX, §921(b), Nov. 24, 2003, 117 Stat. 1568; Pub. L. 116-283, div. A, title XVI, §1621(f), Jan. 1, 2021, 134 Stat. 4054.)

Editorial Notes

AMENDMENTS

2021—Par. (4). Pub. L. 116-283, §1621(f)(1)(A), inserted “or about” after “boundaries on” in introductory provisions.

Par. (4)(A). Pub. L. 116-283, §1621(f)(1)(B), struck out “statistical” before “data”.

Par. (4)(B). Pub. L. 116-283, §1621(f)(1)(C), substituted “geomatics” for “geodetic” and inserted “and services” after “products”.

Par. (5). Pub. L. 116-283, §1621(f)(2), inserted “or about” after “activities on”.

2003—Par. (5). Pub. L. 108-136 added par. (5).

1997—Par. (4). Pub. L. 105-85 inserted “and” at end of subpar. (A), substituted “geodetic data, and related products.” for “and geodetic data; and” in subpar. (B), and struck out subpar. (C) which read as follows: “geodetic products, as defined in section 455(c) of this title.”

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective Oct. 1, 1996, see section 1124 of Pub. L. 104-201, set out as an Effective Date of 1996 Amendment note under section 193 of this title.

CHAPTER 23—MISCELLANEOUS STUDIES AND REPORTS

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| <p>Sec.
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488.</p> | <p>Reports to Congress: submission in electronic form.</p> <p>Racial and ethnic issues; gender issues: surveys.</p> <p>Workplace and gender relations issues: surveys of Department of Defense civilian employees.</p> <p>Readiness reports.</p> <p>Notifications related to basing decision-making process.</p> <p>Quarterly cyber operations briefings.</p> <p>Monthly counterterrorism operations briefings.</p> <p>Annual reports on racial and ethnic demographics in the military justice system.</p> <p>Biannual briefing on missile defense and related activities.</p> <p>Management and review of electromagnetic spectrum.</p> |
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- [489 to 491. Repealed or Renumbered.]

Editorial Notes

AMENDMENTS

2022—Pub. L. 117-263, div. A, title XVI, §1651, Dec. 23, 2022, 136 Stat. 2947, added item 487.

2021—Pub. L. 117-81, div. A, title V, §549G(a)(2), Dec. 27, 2021, 135 Stat. 1728, added item 486.

Pub. L. 116-283, div. B, title XXVIII, §2871(c), Jan. 1, 2021, 134 Stat. 4366, added item 483.

2019—Pub. L. 116-92, div. A, title III, §361(c), Dec. 20, 2019, 133 Stat. 1327, added item 482 and struck out former item 482 “Quarterly reports: personnel and unit readiness”.

2016—Pub. L. 114-328, div. A, title X, §§1031(c), 1065(a)(2), Dec. 23, 2016, 130 Stat. 2389, 2410, substituted “Monthly counterterrorism operations briefings” for “Quarterly counterterrorism operations briefings” in item 485 and “Management and review of electro-

magnetic spectrum” for “Management of electromagnetic spectrum” in item 488.

2014—Pub. L. 113-291, div. A, title III, §331(b), title X, §1073(a)(2), Dec. 19, 2014, 128 Stat. 3344, 3518, added item 481a and struck out item 489 “Annual report on Department of Defense operation and financial support for military museums”.

2013—Pub. L. 113-66, div. A, title X, §§1042(a)(2), 1072(b)(2), 1084(a)(1)(B), Dec. 26, 2013, 127 Stat. 857, 869, 871, added item 485, substituted “Management of electromagnetic spectrum” for “Management of electromagnetic spectrum: biennial strategic plan” in item 488, and struck out item 483 “Reports on transfers from high-priority readiness appropriations”.

Pub. L. 112-239, div. A, title IX, §939(c), title X, §1031(b)(3)(A)(ii), Jan. 2, 2013, 126 Stat. 1888, 1918, added item 484 and struck out items 490a “Biennial assessment and report on the delivery platforms for nuclear weapons and the nuclear command and control system” and 491 “Nuclear employment strategy of the United States: reports on modification of strategy”.

2011—Pub. L. 112-81, div. A, title X, §§1041(c), 1046(b)(2), 1061(6)(B), (7)(B), (8)(B), (9)(B), (10)(B), Dec. 31, 2011, 125 Stat. 1575, 1579, 1583, added items 490a and 491 and struck out items 484 “Annual report on aircraft inventory”, 485 “Joint and service concept development and experimentation”, 486 “Quadrennial report on emerging operational concepts”, 487 “Unit operations tempo and personnel tempo: annual report”, and 490 “Space cadre management: biennial report”.

2008—Pub. L. 110-417, [div. A], title II, §241(b), Oct. 14, 2008, 122 Stat. 4398, added item 485 and struck out former item 485 “Joint warfighting experimentation”.

Pub. L. 110-181, div. A, title IX, §912(b), Jan. 28, 2008, 122 Stat. 281, added item 490.

2004—Pub. L. 108-375, div. A, title X, §1033(b), Oct. 28, 2004, 118 Stat. 2048, added item 489.

2003—Pub. L. 108-136, div. A, title X, §1054(b), Nov. 24, 2003, 117 Stat. 1615, added item 488.

2002—Pub. L. 107-314, div. A, title V, §561(a)(2), Dec. 2, 2002, 116 Stat. 2554, substituted “Racial and ethnic issues; gender issues: surveys” for “Race relations, gender discrimination, and hate group activity: annual survey and report” in item 481.

2001—Pub. L. 107-107, div. A, title X, §1042(b), Dec. 28, 2001, 115 Stat. 1218, added item 480.

1999—Pub. L. 106-65, div. A, title II, §241(a)(2), title III, §361(d)(3), title IX, §923(b)(2), Oct. 5, 1999, 113 Stat. 550, 575, 725, added items 486 and 487 and repealed Pub. L. 105-261, §373(d)(2). See 1998 Amendment note below.

1998—Pub. L. 105-261, div. A, title IX, §923(b)(2), title X, §1069(a)(1), Oct. 17, 1998, 112 Stat. 2105, 2135, substituted “Annual report” for “Report” in item 484 and added item 485.

Pub. L. 105-261, div. A, title III, §373(d)(2), Oct. 17, 1998, 112 Stat. 1992, which directed amendment of analysis, effective June 1, 2001, by striking out item 482, was repealed by Pub. L. 106-65, div. A, title III, §361(d)(3), Oct. 5, 1999, 113 Stat. 575.

1997—Pub. L. 105-85, div. A, title III, §§322(a)(2), 323(b), 324(a)(2), Nov. 18, 1997, 111 Stat. 1675, 1677, substituted “Quarterly reports: personnel and unit readiness” for “Quarterly readiness reports” in item 482 and added items 483 and 484.

1996—Pub. L. 104-201, div. A, title V, §571(c)(2), title XI, §§1112(a)(1), 1123(a)(4), Sept. 23, 1996, 110 Stat. 2532, 2677, 2688, substituted “Race relations, gender discrimination, and hate group activity: annual survey and report” for “Racial and ethnic issues; biennial survey; biennial report” in item 451, renumbered chapter 22 of this title as this chapter, and redesignated items 451 and 452 as 481 and 482, respectively.

Pub. L. 104-106, div. A, title III, §361(a)(2), Feb. 10, 1996, 110 Stat. 273, added item 452.

Statutory Notes and Related Subsidiaries

QUESTIONS IN SURVEYS REGARDING EXTREMIST ACTIVITY IN THE WORKPLACE

Pub. L. 116-92, div. A, title V, §593, Dec. 20, 2019, 133 Stat. 1415, as amended by Pub. L. 116-283, div. A, title V, §553, Jan. 1, 2021, 134 Stat. 3633, provided that:

“(a) **QUESTIONS REQUIRED.**—The Secretary of Defense shall include in appropriate surveys administered by the Department of Defense questions regarding whether respondents have ever—

“(1) experienced or witnessed extremist, racist, anti-Semitic, or supremacist activity in the workplace; or

“(2) reported such activity.

“(b) **BRIEFING.**—Not later than March 1, 2021, the Secretary shall provide to the Committees on Armed Services of the Senate and the House of Representatives a briefing including—

“(1) the text of the questions included in surveys under subsection (a); and

“(2) which surveys include such questions.”

§ 480. Reports to Congress: submission in electronic form

(a) **REQUIREMENT.**—Whenever the Secretary of Defense or any other official of the Department of Defense submits to Congress (or any committee of either House of Congress) a report that the Secretary (or other official) is required by law to submit, the Secretary (or other official) shall provide to Congress (or such committee) a copy of the report in an electronic medium.

(b) **EXCEPTION.**—Subsection (a) does not apply to a report submitted in classified form.

(c) **DEFINITION.**—In this section, the term “report” includes any certification, notification, or other communication in writing.

(Added Pub. L. 107–107, div. A, title X, § 1042(a), Dec. 28, 2001, 115 Stat. 1218; amended Pub. L. 107–314, div. A, title X, § 1042, Dec. 2, 2002, 116 Stat. 2646.)

Editorial Notes

AMENDMENTS

2002—Subsec. (a). Pub. L. 107–314 substituted “shall provide to Congress (or)” for “shall, upon request by any committee of Congress to which the report is submitted or referred, provide to Congress (or each)”.

§ 481. Racial and ethnic issues; gender issues: surveys

(a) **IN GENERAL.**—(1) The Secretary of Defense shall carry out four surveys in accordance with this section to identify and assess racial and ethnic issues and discrimination, and to identify and assess gender issues and discrimination, among members of the armed forces. Each such survey shall be conducted so as to identify and assess the extent (if any) of activity among such members that may be seen as so-called “hate group” activity.

(2) The four surveys shall be as follows:

(A) To identify and assess racial and ethnic issues and discrimination among members of the armed forces serving on active duty.

(B) To identify and assess racial and ethnic issues and discrimination among members of the armed forces in the reserve components.

(C) To identify and assess gender issues and discrimination among members of the armed forces serving on active duty.

(D) To identify and assess gender issues and discrimination members of the armed forces in the reserve components.

(3) The surveys under this section relating to racial and ethnic issues and discrimination shall be known as the “Armed Forces Workplace and

Equal Opportunity Surveys”. The surveys under this section relating to gender issues and discrimination shall be known as the “Armed Forces Workplace and Gender Relations Surveys”.

(4) Each survey under this section shall be conducted separately from any other survey conducted by the Department of Defense.

(b) **ARMED FORCES WORKPLACE AND EQUAL OPPORTUNITY SURVEYS.**—The Armed Forces Workplace and Equal Opportunity Surveys shall be conducted so as to solicit information on racial and ethnic issues, including issues relating to harassment and discrimination, and the climate in the armed forces for forming professional relationships among members of the armed forces of various racial and ethnic groups. Both such surveys shall be conducted so as to solicit information on the following:

(1) Indicators of positive and negative trends for professional and personal relationships among members of all racial and ethnic groups.

(2) The effectiveness of Department of Defense policies designed to improve relationships among all racial and ethnic groups.

(3) The effectiveness of current processes for complaints on and investigations into racial and ethnic discrimination.

(c) **ARMED FORCES WORKPLACE AND GENDER RELATIONS SURVEYS.**—The Armed Forces Workplace and Gender Relations Surveys shall be conducted so as to solicit information on gender issues, including issues relating to gender-based harassment, assault (including unwanted sexual contact), and discrimination, and the climate in the armed forces for forming professional relationships between male and female members of the armed forces. Both such surveys shall be conducted so as to solicit information on the following:

(1) Indicators of positive and negative trends for professional and personal relationships between male and female members of the armed forces.

(2) The specific types of assault (including unwanted sexual contact) that have occurred, and the number of times each respondent has been assaulted during the preceding year.

(3) Indicators of the assault (including unwanted sexual contact) that give reason to believe that the victim was targeted, or discriminated against, or both, for a status in a group.

(4) The effectiveness of Department of Defense policies designed to improve professional relationships between male and female members of the armed forces.

(5) The effectiveness of current processes for complaints on and investigations into gender-based discrimination, harassment, and assault (including unwanted sexual contact).

(6) Any other issues relating to discrimination, harassment, or assault (including unwanted sexual contact) as the Secretary of Defense considers appropriate.

(d) **WHEN SURVEYS REQUIRED.**—(1) The Armed Forces Workplace and Gender Relations Surveys of the Active Duty and the Armed Forces Workplace and Gender Relations Survey of the Re-