

sional defense committees quarterly briefings on all offensive and significant defensive military operations in cyberspace, including clandestine cyber activities, carried out by the Department of Defense during the immediately preceding quarter.

(b) **ELEMENTS.**—Each briefing under subsection (a) shall include, with respect to the military operations in cyberspace described in such subsection, the following:

(1) An update, set forth separately for each applicable geographic and functional command, that describes the operations carried out in the area of operations of that command or by that command.

(2) An update, set forth for each applicable geographic and functional command, that describes defensive cyber operations executed to protect or defend forces, networks, and equipment in the area of operations of that command.

(3) An update on relevant authorities and legal issues applicable to operations, including any presidential directives and delegations of authority received since the last quarterly update.

(4) An overview of critical operational challenges posed by major adversaries or encountered in operational activities conducted since the last quarterly update.

(5) An overview of the readiness of the Cyber Mission Forces to perform assigned missions that—

(A) addresses all of the abilities of such Forces to conduct cyberspace operations based on capability and capacity of personnel, equipment, training, and equipment condition—

(i) using both quantitative and qualitative metrics; and

(ii) in a way that is common to all military departments; and

(B) is consistent with readiness reporting pursuant to section 482 of this title.

(6) Any other matters that the briefers determine to be appropriate.

(c) **DOCUMENTS.**—Each briefing under subsection (a) shall include a classified placemat, summarizing the elements specified in paragraphs (1), (2), (3), and (5) of subsection (b), and an unclassified memorandum, summarizing the briefing's contents.

(Added Pub. L. 112-239, div. A, title IX, §939(a), Jan. 2, 2013, 126 Stat. 1888; amended Pub. L. 115-91, div. A, title XVI, §1632(a), Dec. 12, 2017, 131 Stat. 1738; Pub. L. 116-92, div. A, title XVI, §1634(a), Dec. 20, 2019, 133 Stat. 1747; Pub. L. 116-283, div. A, title XVII, §1703, Jan. 1, 2021, 134 Stat. 4081.)

#### Editorial Notes

##### PRIOR PROVISIONS

A prior section 484, added Pub. L. 105-85, div. A, title III, §324(a)(1), Nov. 18, 1997, 111 Stat. 1677, which related to annual report on aircraft inventory, was repealed by Pub. L. 112-81, div. A, title X, §1061(6)(A), Dec. 31, 2011, 125 Stat. 1583.

##### AMENDMENTS

2021—Subsecs. (a) to (c). Pub. L. 116-283 added subsecs. (a) to (c) and struck out former subsecs. (a) and (b)

which related to required quarterly cyber operations briefings and their elements.

2019—Subsec. (b)(4), (5). Pub. L. 116-92 added par. (4) and redesignated former par. (4) as (5).

2017—Pub. L. 115-91 designated existing provisions as subsec. (a), inserted heading, substituted “congressional defense committees” for “Committees on Armed Services of the House of Representatives and the Senate”, and added subsec. (b).

#### Statutory Notes and Related Subsidiaries

##### EFFECTIVE DATE OF 2019 AMENDMENT

Pub. L. 116-92, div. A, title XVI, §1634(d), Dec. 20, 2019, 133 Stat. 1748, provided that: “The amendments made by subsection (a) [amending this section] shall take effect on the date that is 180 days after the date of the enactment of this Act [Dec. 20, 2019].”

##### EFFECTIVE DATE OF 2017 AMENDMENT

Pub. L. 115-91, div. A, title XVI, §1632(b), Dec. 12, 2017, 131 Stat. 1738, provided that: “The amendments made by subsection (a) [amending this section] shall take effect on the date of the enactment of this Act [Dec. 12, 2017], and shall apply with respect to briefings required [to] be provided under section 484 of title 10, United States Code, on or after that date.”

##### INITIAL BRIEFING

Pub. L. 112-239, div. A, title IX, §939(b), Jan. 2, 2013, 126 Stat. 1888, provided that: “The first briefing required under section 484 of title 10, United States Code, as added by subsection (a), shall be provided not later than March 1, 2013.”

#### § 485. Monthly counterterrorism operations briefings

(a) **BRIEFINGS REQUIRED.**—The Secretary of Defense shall provide to the congressional defense committees monthly briefings outlining Department of Defense counterterrorism operations and related activities, including the use of military force under the notion of collective self-defense of foreign partners.

(b) **ELEMENTS.**—Each briefing under subsection (a) shall include each of the following:

(1) A global update on activity within each geographic combatant command and how such activity supports the respective theater campaign plan.

(2) An overview of authorities and legal issues, including limitations.

(3) An overview of interagency activities and initiatives.

(4) Any other matters the Secretary considers appropriate.

(Added Pub. L. 113-66, div. A, title X, §1042(a)(1), Dec. 26, 2013, 127 Stat. 857; amended Pub. L. 114-328, div. A, title X, §1031(a), (b), Dec. 23, 2016, 130 Stat. 2389; Pub. L. 117-81, div. A, title X, §1031, Dec. 27, 2021, 135 Stat. 1900.)

#### Editorial Notes

##### PRIOR PROVISIONS

A prior section 485, added Pub. L. 105-261, div. A, title IX, §923(b)(1), Oct. 17, 1998, 112 Stat. 2105; amended Pub. L. 106-65, div. A, title IX, §931, title X, §1067(1), Oct. 5, 1999, 113 Stat. 726, 774; Pub. L. 107-107, div. A, title IX, §922, Dec. 28, 2001, 115 Stat. 1198; Pub. L. 110-417, [div. A], title II, §241(a), Oct. 14, 2008, 122 Stat. 4395, related to biennial reports on joint and service concept development and experimentation, prior to repeal by Pub. L. 112-81, div. A, title X, §1061(7)(A), Dec. 31, 2011, 125 Stat. 1583.

## AMENDMENTS

2021—Subsec. (a). Pub. L. 117-81 inserted “, including the use of military force under the notion of collective self-defense of foreign partners” after “activities”.

2016—Pub. L. 114-328, §1031(b), substituted “Monthly” for “Quarterly” in section catchline.

Subsec. (a). Pub. L. 114-328, §1031(a), substituted “monthly” for “quarterly”.

**§ 486. Annual reports on racial and ethnic demographics in the military justice system**

(a) IN GENERAL.—Not later than March 1 of each year, the Secretary of each military department shall submit to the Secretary of Defense a report on racial, ethnic, and sex demographics in the military justice system during the preceding year. In the case of the Secretary of the Navy, separate reports shall be prepared for the Navy and for the Marine Corps. In the case of the Secretary of the Air Force, separate reports shall be prepared for the Air Force and for the Space Force.

(b) CONTENTS.—The report of a Secretary of a military department for an armed force under subsection (a) shall contain, to the extent possible, statistics on offenses under chapter 47 of this title (the Uniform Code of Military Justice), during the year covered by the report, including—

(1) the number of offenses in the armed force that were reported to military officials, disaggregated by—

(A) statistical category as related to the victim; and

(B) statistical category as related to the principal;

(2) the number of offenses in the armed forces that were investigated, disaggregated by statistical category as related to the principal;

(3) the number of offenses in which administrative action was imposed, disaggregated by statistical category as related to the principal and each type of administrative action imposed;

(4) the number of offenses in which non judicial punishment was imposed under section 815 of this title (article 15 of the Uniform Code of Military Justice), disaggregated by statistical category as related to the principal;

(5) the number of offenses in which charges were preferred, disaggregated by statistical category as related to the principal;

(6) the number of offenses in which charges were referred to court-martial, disaggregated by statistical category as related to the principal and type of court-martial;

(7) the number of offenses which resulted in conviction at court-martial, disaggregated by statistical category as related to the principal and type of court-martial; and

(8) the number of offenses which resulted in acquittal at court-martial, disaggregated by statistical category as related to the principal and type of court-martial.

(c) SUBMISSION TO CONGRESS.—Not later than April 30 of each year in which the Secretary of Defense receives reports under subsection (a), the Secretary of Defense shall forward the reports to the Committees on Armed Services of the Senate and the House of Representatives.

(e)<sup>1</sup> DEFINITIONS.—In this section:

(1) The term “statistical category” means each of the following categories:

(A) race;

(B) sex;

(C) ethnicity;

(D) rank; and

(E) offense enumerated under chapter 47 of this title (the Uniform Code of Military Justice).

(2) The term “principal” has the meaning given that term in section 877 of this title (article 77 of the Uniform Code of Military Justice).

(Added Pub. L. 117-81, div. A, title V, §549G(a)(1), Dec. 27, 2021, 135 Stat. 1727.)

## Editorial Notes

## PRIOR PROVISIONS

A prior section 486, added Pub. L. 106-65, div. A, title II, §241(a)(1), Oct. 5, 1999, 113 Stat. 549, related to quadrennial report on emerging operational concepts, prior to repeal by Pub. L. 112-81, div. A, title X, §1061(8)(A), Dec. 31, 2011, 125 Stat. 1583.

**§ 487. Biannual briefing on missile defense and related activities**

(a) IN GENERAL.—On or about June 1 and December 1 of each year, the officials specified in subsection (b) shall provide to the Committees on Armed Services of the Senate and the House of Representatives a briefing on matters relating to missile defense policies, operations, technology development, and other similar topics as requested by such committees.

(b) OFFICIALS SPECIFIED.—The officials specified in this subsection are the following:

(1) The Assistant Secretary of Defense for Acquisition.

(2) The Assistant Secretary of Defense for Space Policy.

(3) The Director of the Missile Defense Agency.

(4) The Director for Strategy, Plans, and Policy of the Joint Staff.

(c) DELEGATION.—An official specified in subsection (b) may delegate the authority to provide a briefing required by subsection (a) to a member of the Senior Executive Service who reports to the official.

(d) TERMINATION.—The requirement to provide a briefing under subsection (a) shall terminate on January 1, 2028.

(Added Pub. L. 117-263, div. A, title XVI, §1651, Dec. 23, 2022, 136 Stat. 2947.)

## Editorial Notes

## PRIOR PROVISIONS

A prior section 487, added Pub. L. 106-65, div. A, title IX, §923(b)(1), Oct. 5, 1999, 113 Stat. 724; amended Pub. L. 108-136, div. A, title V, §541(c), Nov. 24, 2003, 117 Stat. 1477; Pub. L. 108-375, div. A, title X, §1084(d)(4), Oct. 28, 2004, 118 Stat. 2061, related to annual report on unit operations tempo and personnel tempo, prior to repeal by Pub. L. 112-81, div. A, title X, §1061(9)(A), Dec. 31, 2011, 125 Stat. 1583.

<sup>1</sup> So in original. There is no subsec. (d).