

Public Law 91-278

June 12, 1970
[H. R. 13816]

AN ACT

To improve and clarify certain laws affecting the Coast Guard.

Coast Guard.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title 14, United States Code, is amended as follows:

(1) Section 2 is amended—

(A) by deleting the word “upon” and substituting therefor the words “on and under”, in the clause preceding the first semicolon;

(B) by inserting “and under” after the phrase “life and property on” and deleting the word “on” after the phrase “the high seas and” in the clause preceding the second semicolon; and

(C) by correctly spelling icebreaking as an unhyphenated word and inserting “, under,” after the phrase “promotion of safety on” in the clause preceding the third semicolon.

(2) Section 41a (a) is amended by deleting the comma after the word “components” in the last sentence and inserting the words “or assigned to the Selective Service System,” in lieu thereof.

(3) The beginning of the first sentence of subsection (a) of section 88 is amended to read as follows:

“(a) In order to render aid to distressed persons, vessels, and aircraft on and under the high seas and on and under the waters over which the United States has jurisdiction and in order to render aid to persons and property imperiled by flood, the Coast Guard may:”

(4) Section 182 is amended—

(A) by striking the word “four” and inserting the word “six” in lieu thereof in the first sentence;

(B) by inserting the words “to complete the course of instruction at the Coast Guard Academy and “after the word “prescribe,” in the penultimate sentence;

(C) by designating the amended section as subsection (a); and

(D) by adding a new subsection (b) as follows:

“(b) A cadet who does not fulfill his obligation to complete the course of instruction or refuses to accept an appointment as an officer in the Coast Guard may be transferred by the Secretary to the Coast Guard Reserve in an appropriate enlisted grade or rating, and, notwithstanding section 651 of title 10, United States Code, may be ordered to active duty to serve in that grade or rating for such period of time as the Secretary prescribes, but not for more than four years.”

(5) The first sentence of section 190 is amended by inserting at the end thereof, the words “, nor shall they be required to retire at age sixty-two but may be permitted to serve until age sixty-four at which time unless earlier retired or separated they shall be retired”.

(6) Chapter 9 is amended by adding at the end thereof a new section 195 as follows:

“§ 195. Admission of foreigners for instruction; restrictions; conditions

“(a) The Secretary may permit not to exceed four persons at a time from the Republic of the Philippines designated by the President to receive instruction at the Academy.

“(b) A person receiving instruction under this section is entitled to the same pay and allowances, to be paid from the same appropriations, as cadets at the Academy.

63 Stat. 496;
75 Stat. 827.
14 USC 2.

Active duty
promotion list.
77 Stat. 174.

Life and prop-
erty saving.
63 Stat. 501.

Cadets.
63 Stat. 508;
80 Stat. 195.

70A Stat. 27;
72 Stat. 1440,
1570.

Permanent
teachers, re-
tirement.
63 Stat. 509;
77 Stat. 175.

63 Stat. 508.
14 USC 181-194.

"(c) Except as the Secretary determines, a person receiving instruction under this section is subject to the same regulations governing admission, attendance, discipline, resignation, discharge, dismissal, and graduation as a cadet; however, a person receiving instruction under this section is not entitled to an appointment in the Coast Guard by reason of his graduation from the Academy."

(7) The analysis of chapter 9 is amended by inserting at the end thereof:

"Sec. 195. Admission of foreigners for instruction: restrictions; conditions."

(8) Section 271 is amended by striking the word "eighteen" and inserting the word "twelve" in lieu thereof in the first sentence of subsection (c).

Promotions.
77 Stat. 181.
14 USC 271.

(9) Section 332(a) is amended by striking all after the word "perform" and inserting a period at that point.

Recall to
active duty.

(10) Subsection (g) of section 432 is amended by striking out the figures "5,100" and inserting in lieu thereof the figures "7,500".

73 Stat. 585.

(11) Section 475 is amended—

Personnel
quarters.
63 Stat. 532.

(A) by amending the catchline to read as follows: "**Leasing and hiring of quarters; rental of inadequate housing**";

(B) by designating the existing paragraph as subsection (d); and

Leasing.

(C) by adding new subsections (a), (b), (c), and (e) as follows:

"(a) The Secretary is authorized to lease housing facilities at or near Coast Guard installations, wherever located, for assignment as public quarters to military personnel and their dependents, if any, without rental charge upon a determination by the Secretary, or his designee, that there is a lack of adequate housing facilities at or near such Coast Guard installations. Such public housing facilities may be leased on an individual or multiple-unit basis. Expenditures for the rental of such housing facilities may not exceed the average authorized for the Department of Defense in any year except where the Secretary of the Department in which the Coast Guard is operating finds that the average is so low as to prevent rental of necessary housing facilities in some areas, in which event he is authorized to reallocate existing funds to high-cost areas so that rental expenditures in such areas exceed the average authorized for the Department of Defense.

Limitation,
exception.

"(b) Notwithstanding the provisions of any other law, members of the Coast Guard, with dependents, may occupy on a rental basis, without loss of basic allowance for quarters, inadequate quarters under the jurisdiction of the Coast Guard notwithstanding that such quarters may have been constructed or converted for assignment as public quarters. The net difference between the basic allowance for quarters and the fair rental value of such quarters shall be paid from otherwise available appropriations; however, no rental charge for such quarters shall be made against the basic allowance for quarters of a member of the Coast Guard in excess of 75 per centum of such allowance except that in no event shall the net rental value charged to the member's basic allowance for quarters be less than the cost of maintaining and operating the housing.

Rental.

Limitation,
exception.

"(c) The Secretary is authorized, subject to regulations approved by the President—

"(1) to designate as rental housing such housing as he may determine to be inadequate as public quarters; and

"(2) to lease inadequate housing to members of the Coast Guard for occupancy by them and their dependents.

Expiration
date.

14 USC 461-
511.

"(e) The authority provided in subsections (a), (b), and (c) of this section shall expire on June 30, 1972."

(12) The analysis of chapter 13 is amended by striking out—

"475. Hiring of quarters for personnel."

and inserting in lieu thereof

"475. Leasing and hiring of quarters; rental of inadequate housing."

Supply fund.
70 Stat. 1077.

(13) Section 650 is amended—

(A) by designating the existing paragraph as subsection (a);
and

(B) by adding a new subsection (b) as follows:

"(b) Obligations may, without regard to fiscal year limitations, be incurred against anticipated reimbursement to the Coast Guard Supply Fund in such amount and for such period, as the Secretary, with approval of the Director of the Bureau of the Budget, may determine to be necessary to maintain stock levels consistently with planned operations for the next year."

77 Stat. 69.

(14) By adding the following new section after section 656:

"§ 657. Dependent school children; transportation of

"Whenever the Secretary, under such regulations as he may prescribe, determines that schools located in the same area in which a Coast Guard facility is located are not accessible by public means of transportation on a regular basis, he may provide, out of funds appropriated to or for the use of the Coast Guard, for the transportation of dependents of Coast Guard personnel between the schools serving the area and the Coast Guard facility."

14 USC 631-
656.

(15) The analysis of chapter 17 is amended by adding the following new item:

"657. Dependent school children; transportation of."

79 Stat. 615.

SEC. 2. Title 10, United States Code, is amended as follows:

(1) The catchline of section 2002 is amended to read as follows:

"§ 2002. Dependents of members of armed forces: language training"

(2) Subsection (a) of section 2002 is amended—

(A) by deleting the comma after the phrase "Secretary of Defense" and inserting "or, with respect to the Coast Guard when it is not operating as a service in the Navy, the Secretary of Transportation," in lieu thereof; and

(B) by deleting "Army, Navy, Air Force, or Marine Corps" and inserting "armed forces" in lieu thereof in subparagraph (3).

(3) The analysis of chapter 101 is amended by striking out—

10 USC 2001-
2002.

"2002. Dependents of members of Army, Navy, Air Force, or Marine Corps: language training."

and inserting in lieu thereof

"2002. Dependents of members of armed forces: language training."

Uniformed serv-
ices, pay grades.
76 Stat. 454.
37 USC 201.

SEC. 3. Title 37, United States Code, is amended as follows:

(1) Subsection (e) of section 201 is amended by striking the word "or" before "Marine Corps" and by inserting the words "or Coast Guard" after "Marine Corps".

(2) The first sentence of subsection (b) of section 203 is amended by adding the words "or as a member of the permanent commissioned teaching staff at the United States Coast Guard Academy" after the words "United States Air Force Academy".

(3) Subsection (e) of section 415 is amended by inserting the words "or a warrant officer under section 213 of title 14," after the words "section 214 of title 14,".

Uniform allow-
ance.
76 Stat. 477;
80 Stat. 198.
37 USC 415.

Approved June 12, 1970.