

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2018 AMENDMENT

Amendment by Pub. L. 115-232 effective Feb. 1, 2019, with provision for the coordination of amendments and special rule for certain redesignations, see section 800 of Pub. L. 115-232, set out as a note preceding section 3001 of this title.

IMPLEMENTATION SCHEDULE FOR RESERVE COMPONENT COMMANDS

Pub. L. 104-201, div. A, title XII, §1211(c), Sept. 23, 1996, 110 Stat. 2691, provided that: "Implementation of chapter 1006 of title 10, United States Code, as added by subsection (a), shall begin not later than 90 days after the date of the enactment of this Act [Sept. 23, 1996] and shall be completed not later than one year after such date."

§ 10172. Navy Reserve Force

(a) ESTABLISHMENT OF COMMAND.—The Secretary of the Navy, with the advice and assistance of the Chief of Naval Operations, shall establish a Navy Reserve Force. The Navy Reserve Force shall be operated as a separate command of the Navy.

(b) COMMANDER.—The Chief of Navy Reserve shall be the commander of the Navy Reserve Force. The commander of the Navy Reserve Force reports directly to the Chief of Naval Operations.

(c) ASSIGNMENT OF FORCES.—The Secretary of the Navy—

(1) shall assign to the Navy Reserve Force specified portions of the Navy Reserve other than forces assigned to the unified combatant command for special operations forces established pursuant to section 167 of this title; and

(2) except as otherwise directed by the Secretary of Defense in the case of forces assigned to carry out functions of the Secretary of the Navy specified in section 8013 of this title, shall assign to the combatant commands all such forces assigned to the Navy Reserve Force under paragraph (1) in the manner specified by the Secretary of Defense.

(Added Pub. L. 104-201, div. A, title XII, §1211(a)(1), Sept. 23, 1996, 110 Stat. 2689; amended Pub. L. 109-163, div. A, title V, §515(b)(1)(BB), (3)(G), Jan. 6, 2006, 119 Stat. 3233, 3234; Pub. L. 115-232, div. A, title VIII, §809(a), Aug. 13, 2018, 132 Stat. 1840.)

Editorial Notes

AMENDMENTS

2018—Subsec. (c)(2). Pub. L. 115-232 substituted "section 8013" for "section 5013".

2006—Pub. L. 109-163, §515(b)(3)(G), substituted "Navy Reserve" for "Naval Reserve" in section catchline.

Pub. L. 109-163, §515(b)(1)(BB), substituted "Navy Reserve" for "Naval Reserve" wherever appearing in text.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2018 AMENDMENT

Amendment by Pub. L. 115-232 effective Feb. 1, 2019, with provision for the coordination of amendments and special rule for certain redesignations, see section 800 of Pub. L. 115-232, set out as a note preceding section 3001 of this title.

§ 10173. Marine Forces Reserve

(a) ESTABLISHMENT.—The Secretary of the Navy, with the advice and assistance of the

Commandant of the Marine Corps, shall establish in the Marine Corps a command known as the Marine Forces Reserve.

(b) COMMANDER.—The Marine Forces Reserve is commanded by the Commander, Marine Forces Reserve. The Commander, Marine Forces Reserve, reports directly to the Commandant of the Marine Corps.

(c) ASSIGNMENT OF FORCES.—The Commandant of the Marine Corps—

(1) shall assign to the Marine Forces Reserve the forces of the Marine Corps Reserve stationed in the continental United States other than forces assigned to the unified combatant command for special operations forces established pursuant to section 167 of this title; and

(2) except as otherwise directed by the Secretary of Defense in the case of forces assigned to carry out functions of the Secretary of the Navy specified in section 8013 of this title, shall assign to the combatant commands (through the Marine Corps component commander for each such command) all such forces assigned to the Marine Forces Reserve under paragraph (1) in the manner specified by the Secretary of Defense.

(Added Pub. L. 104-201, div. A, title XII, §1211(a)(1), Sept. 23, 1996, 110 Stat. 2690; amended Pub. L. 115-232, div. A, title VIII, §809(a), Aug. 13, 2018, 132 Stat. 1840.)

Editorial Notes

AMENDMENTS

2018—Subsec. (c)(2). Pub. L. 115-232 substituted "section 8013" for "section 5013".

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2018 AMENDMENT

Amendment by Pub. L. 115-232 effective Feb. 1, 2019, with provision for the coordination of amendments and special rule for certain redesignations, see section 800 of Pub. L. 115-232, set out as a note preceding section 3001 of this title.

§ 10174. Air Force Reserve Command

(a) ESTABLISHMENT OF COMMAND.—The Secretary of the Air Force, with the advice and assistance of the Chief of Staff of the Air Force, shall establish an Air Force Reserve Command. The Air Force Reserve Command shall be operated as a separate command of the Air Force.

(b) COMMANDER.—The Chief of Air Force Reserve is the Commander of the Air Force Reserve Command. The commander of the Air Force Reserve Command reports directly to the Chief of Staff of the Air Force.

(c) ASSIGNMENT OF FORCES.—The Secretary of the Air Force—

(1) shall assign to the Air Force Reserve Command all forces of the Air Force Reserve stationed in the continental United States other than forces assigned to the unified combatant command for special operations forces established pursuant to section 167 of this title; and

(2) except as otherwise directed by the Secretary of Defense in the case of forces assigned to carry out functions of the Secretary of the Air Force specified in section 9013 of this title,

shall assign to the combatant commands all such forces assigned to the Air Force Reserve Command under paragraph (1) in the manner specified by the Secretary of Defense.

(Added Pub. L. 104-201, div. A, title XII, §1211(a)(1), Sept. 23, 1996, 110 Stat. 2690; amended Pub. L. 115-232, div. A, title VIII, §809(a), Aug. 13, 2018, 132 Stat. 1840.)

Editorial Notes

AMENDMENTS

2018—Subsec. (c)(2). Pub. L. 115-232 substituted “section 9013” for “section 8013”.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2018 AMENDMENT

Amendment by Pub. L. 115-232 effective Feb. 1, 2019, with provision for the coordination of amendments and special rule for certain redesignations, see section 800 of Pub. L. 115-232, set out as a note preceding section 3001 of this title.

CHAPTER 1007—ADMINISTRATION OF RESERVE COMPONENTS

Sec.	
10201.	Assistant Secretary of Defense for Manpower and Reserve Affairs.
10202.	Regulations.
10203.	Reserve affairs: designation of general or flag officer of each armed force.
10204.	Personnel records.
10205.	Members of Ready Reserve: requirement of notification of change of status.
10206.	Members: physical examinations.
10207.	Mobilization forces: maintenance.
10208.	Annual mobilization exercise.
10209.	Regular and reserve components: discrimination prohibited.
10210.	Dissemination of information.
10211.	Policies and regulations: participation of Reserve officers in preparation and administration.
10212.	Gratuitous services of officers: authority to accept.
10213.	Reserve components: dual membership prohibited.
10214.	Adjutants general and assistant adjutants general: reference to other officers of National Guard.
10215.	Officers of Army National Guard of the United States and Air National Guard of the United States: authority with respect to Federal status.
10216.	Military technicians (dual status).
10217.	Non-dual status technicians.
10218.	Army and Air Force Reserve technicians: conditions for retention; mandatory retirement under civil service laws.
10219.	Suicide prevention and resilience program.

Editorial Notes

AMENDMENTS

2014—Pub. L. 113-291, div. A, title IX, §902(b)(2), Dec. 19, 2014, 128 Stat. 3470, added item 10201 and struck out former item 10201 “Assistant Secretary of Defense for Reserve Affairs”.

2013—Pub. L. 112-239, div. A, title V, §581(a)(2), Jan. 2, 2013, 126 Stat. 1765, added item 10219.

2006—Pub. L. 109-163, div. A, title VII, §732(c), Jan. 6, 2006, 119 Stat. 3352, struck out “periodic” before “physical” in item 10206.

1999—Pub. L. 106-65, div. A, title V, §§522(a)(2), 523(b), Oct. 5, 1999, 113 Stat. 597, 598, struck out “military” after “status” in item 10217 and added item 10218.

1997—Pub. L. 105-85, div. A, title V, §§522(h)(2), 523(a)(2), Nov. 18, 1997, 111 Stat. 1736, 1737, inserted “(dual status)” after “technicians” in item 10216 and added item 10217.

1996—Pub. L. 104-106, div. A, title V, §513(c)(2), title XV, §1501(b)(4), Feb. 10, 1996, 110 Stat. 306, 496, struck out “Individual” after “Members of” in item 10205, substituted “Reserve” for “reserve” in item 10211, and added item 10216.

§ 10201. Assistant Secretary of Defense for Manpower and Reserve Affairs

As provided in section 138(b)(2)¹ of this title, the official in the Department of Defense with responsibility for overall supervision of reserve affairs of the Department of Defense is the Assistant Secretary of Defense for Manpower and Reserve Affairs.

(Added Pub. L. 103-337, div. A, title XVI, §1661(a)(1), Oct. 5, 1994, 108 Stat. 2976; amended Pub. L. 104-106, div. A, title IX, §903(f)(4), Feb. 10, 1996, 110 Stat. 402; Pub. L. 104-201, div. A, title IX, §901, Sept. 23, 1996, 110 Stat. 2617; Pub. L. 113-291, div. A, title IX, §902(b)(1), Dec. 19, 2014, 128 Stat. 3469.)

Editorial Notes

REFERENCES IN TEXT

Section 138(b)(2) of this title, referred to in text, was struck out and subsec. (b)(4) was redesignated subsec. (b)(2) by Pub. L. 115-91, div. A, title IX, §907(b), Dec. 12, 2017, 131 Stat. 1514.

AMENDMENTS

2014—Pub. L. 113-291 amended section generally. Prior to amendment, text read as follows: “As provided in section 138(b)(2) of this title, the official in the Department of Defense with responsibility for overall supervision of reserve component affairs of the Department of Defense is the Assistant Secretary of Defense for Reserve Affairs.”

1996—Pub. L. 104-106, §903(a), (f)(4), which directed that this section be amended, eff. Jan. 31, 1997, to read “The official in the Department of Defense with responsibility for overall supervision of reserve component affairs of the Department of Defense is the official designated by the Secretary of Defense to have that responsibility.”, was repealed by Pub. L. 104-201.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective Dec. 1, 1994, except as otherwise provided, see section 1691 of Pub. L. 103-337, set out as a note under section 10001 of this title.

§ 10202. Regulations

(a) Subject to standards, policies, and procedures prescribed by the Secretary of Defense, the Secretary of each military department shall prescribe such regulations as the Secretary considers necessary to carry out provisions of law relating to the reserve components under the Secretary’s jurisdiction.

(b) The Secretary of Homeland Security, with the concurrence of the Secretary of the Navy, shall prescribe such regulations as the Secretary considers necessary to carry out all provisions of law relating to the reserve components insofar as they relate to the Coast Guard, except

¹ See References in Text note below.