

and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections 468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

PILOT PROGRAM ON CAR SHARING ON REMOTE OR ISOLATED MILITARY INSTALLATIONS

Pub. L. 117-263, div. A, title V, § 596, Dec. 23, 2022, 136 Stat. 2614, provided that:

“(a) DETERMINATION.—Not later than 180 days after the date of the enactment of this Act [Dec. 23, 2022], the Secretary of Defense shall determine whether it is feasible and advisable to carry out a pilot program to allow car sharing on more than two remote or isolated military installations.

“(b) AUTHORITY.—If the Secretary determines that such a pilot program is feasible and advisable, the Secretary shall submit to the congressional defense committees [Committees on Armed Services and Appropriations of the Senate and the House of Representatives] a plan to carry out the pilot program not later than 90 days after such determination.

“(c) PROGRAM ELEMENTS.—To carry out a pilot program under this section, the Secretary shall take steps including the following:

“(1) Seek to enter into an agreement with an entity that—

“(A) provides car sharing services; and

“(B) is capable of serving the selected military installations.

“(2) Provide to members assigned to such military installations the resources the Secretary determines necessary to participate in such pilot program.

“(3) Promote such pilot program to such members as the Secretary determines.

“(d) DURATION.—A pilot program under this section shall terminate two years after the Secretary commences such pilot program.

“(e) REPORT.—Upon the termination of a pilot program under this section, the Secretary of Defense shall submit to the congressional defense committees a report containing the following information:

“(1) The number of individuals who used car sharing services offered pursuant to the pilot program.

“(2) The cost to the United States of the pilot program.

“(3) An analysis of the effect of the pilot program on mental health and community connectedness of members described in subsection (b)(2).

“(4) Other information the Secretary determines appropriate.

“(f) MILITARY INSTALLATION DEFINED.—In this section, the term ‘military installation’ has the meaning given such term in section 2801 of title 10, United States Code.”

§ 2633. Stevedoring and terminal services: vessels carrying cargo or passengers sponsored by military department

(a) Notwithstanding section 1301(a) of title 31, the Secretary of a military department may, under such regulations as he may prescribe, furnish stevedoring and terminal services and facilities to vessels carrying cargo, or passengers, or both, sponsored by his department.

(b) The furnishing of services and facilities under this section shall be at fair and reasonable rates.

(c) The proceeds from furnishing services and facilities under this section shall be paid to the credit of the appropriation or fund out of which the services or facilities were supplied.

(Added Pub. L. 85-44, § 1, June 1, 1957, 71 Stat. 45; amended Pub. L. 87-651, title I, § 111(a), Sept. 7,

1962, 76 Stat. 510; Pub. L. 96-513, title V, § 511(87), Dec. 12, 1980, 94 Stat. 2927; Pub. L. 97-258, § 3(b)(7), Sept. 13, 1982, 96 Stat. 1063.)

HISTORICAL AND REVISION NOTES

1962 ACT

Section 2633 is restated, without substantive change, to conform to the style adopted for title 10.

Editorial Notes

AMENDMENTS

1982—Subsec. (a). Pub. L. 97-258 substituted “section 1301(a) of title 31” for “section 3678 of the Revised Statutes (31 U.S.C. 628)”.

1980—Subsec. (a). Pub. L. 96-513 substituted “section 3678 of the Revised Statutes (31 U.S.C. 628)” for “section 628 of title 31”.

1962—Pub. L. 87-651 amended section generally without substantive change to conform to the style adopted for the revision of this title.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 1980 AMENDMENT

Amendment by Pub. L. 96-513 effective Dec. 12, 1980, see section 701(b)(3) of Pub. L. 96-513, set out as a note under section 101 of this title.

[§ 2634. Repealed. Pub. L. 113-66, div. A, title VI, § 621(g)(1), Dec. 26, 2013, 127 Stat. 784]

Section, added Pub. L. 87-651, title I, § 111(b), Sept. 7, 1962, 76 Stat. 510; amended Pub. L. 88-431, § 1(b), Aug. 14, 1964, 78 Stat. 439; Pub. L. 89-101, § 1(1), July 30, 1965, 79 Stat. 425; Pub. L. 93-548, §§ 1, 2, Dec. 26, 1974, 88 Stat. 1743; Pub. L. 97-60, title II, § 202, Oct. 14, 1981, 95 Stat. 1005; Pub. L. 99-661, div. A, title VI, §§ 611, 620(b)(2), Nov. 14, 1986, 100 Stat. 3878, 3883; Pub. L. 100-26, § 7(j)(6), Apr. 21, 1987, 101 Stat. 283; Pub. L. 100-180, div. A, title VI, § 616(a), Dec. 4, 1987, 101 Stat. 1096; Pub. L. 102-484, div. A, title VI, § 622(b), Oct. 23, 1992, 106 Stat. 2422; Pub. L. 104-106, div. A, title VI, § 642(a)(2), Feb. 10, 1996, 110 Stat. 368; Pub. L. 104-201, div. A, title III, § 368(a)(1), (2)(A), Sept. 23, 1996, 110 Stat. 2497; Pub. L. 105-261, div. A, title VI, §§ 631(b)(2), 653(a), Oct. 17, 1998, 112 Stat. 2044, 2051; Pub. L. 107-107, div. A, title V, § 594(a), (b), Dec. 28, 2001, 115 Stat. 1126; Pub. L. 107-296, title XVII, § 1704(b)(1), Nov. 25, 2002, 116 Stat. 2314; Pub. L. 107-314, div. A, title V, § 575(a), (b), Dec. 2, 2002, 116 Stat. 2558, 2559; Pub. L. 108-136, div. A, title VI, § 631(a), Nov. 24, 2003, 117 Stat. 1508; Pub. L. 112-81, div. A, title VI, § 631(f)(4)(A), Dec. 31, 2011, 125 Stat. 1465; Pub. L. 112-239, div. A, title X, § 1076(a)(9), Jan. 2, 2013, 126 Stat. 1948, related to transportation or storage of motor vehicles for members on change of permanent station or extended deployment.

§ 2635. Medical emergency helicopter transportation assistance and limitation of individual liability

(a) The Secretary of Defense is authorized to assist the Department of Health and Human Services and the Department of Homeland Security in providing medical emergency helicopter transportation services to civilians. Any resources provided under this section shall be under such terms and conditions, including reimbursement, as the Secretary of Defense deems appropriate and shall be subject to the following specific limitations:

(1) Assistance may be provided only in areas where military units able to provide such assistance are regularly assigned, and military units shall not be transferred from one area to another for the purpose of providing such assistance.

(2) Assistance may be provided only to the extent that it does not interfere with the performance of the military mission.

(3) The provision of assistance shall not cause any increase in funds required for the operation of the Department of Defense.

(b) No individual (or his estate) who is authorized by the Department of Defense to perform services under a program established pursuant to subsection (a), and who is acting within the scope of his duties, shall be liable for injury to, or loss of property or personal injury or death which may be caused incident to providing such services.

(Added Pub. L. 93-155, title VIII, §814(a), Nov. 16, 1973, 87 Stat. 620; amended Pub. L. 96-513, title V, §511(88), Dec. 12, 1980, 94 Stat. 2928; Pub. L. 107-296, title XVII, §1704(b)(1), Nov. 25, 2002, 116 Stat. 2314.)

Editorial Notes

AMENDMENTS

2002—Subsec. (a). Pub. L. 107-296 substituted “Department of Homeland Security” for “Department of Transportation” in introductory provisions.

1980—Subsec. (a). Pub. L. 96-513 substituted “Department of Health and Human Services” for “Department of Health, Education, and Welfare”.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2002 AMENDMENT

Amendment by Pub. L. 107-296 effective on the date of transfer of the Coast Guard to the Department of Homeland Security, see section 1704(g) of Pub. L. 107-296, set out as a note under section 101 of this title.

EFFECTIVE DATE OF 1980 AMENDMENT

Amendment by Pub. L. 96-513 effective Dec. 12, 1980, see section 701(b)(3) of Pub. L. 96-513, set out as a note under section 101 of this title.

§ 2636. Deductions from amounts due carriers

(a) AMOUNTS FOR LOSS OR DAMAGE.—An amount deducted from an amount due a carrier shall be credited as follows:

(1) If deducted because of loss of or damage to material in transit for a military department, the amount shall be credited to the proper appropriation, account, or fund from which the same or similar material may be replaced.

(2) If deducted as an administrative offset for an overpayment previously made to the carrier under any Department of Defense contract for transportation services or as liquidated damages due under any such contract, the amount shall be credited to the appropriation or account from which payments for the transportation services were made.

(b) SIMPLIFIED OFFSET FOR COLLECTION OF CLAIMS NOT IN EXCESS OF THE SIMPLIFIED ACQUISITION THRESHOLD.—(1) In any case in which the total amount of a claim for the recovery of overpayments or liquidated damages under a contract described in subsection (a)(2) does not exceed the simplified acquisition threshold, the Secretary of Defense or the Secretary concerned, in exercising the authority to collect the claim by administrative offset under section

3716 of title 31, may apply paragraphs (2) and (3) of subsection (a) of that section with respect to that collection after (rather than before) the claim is so collected.

(2) Regulations prescribed by the Secretary of Defense under subsection (b) of section 3716 of title 31—

(A) shall include provisions to carry out paragraph (1); and

(B) shall provide the carrier for a claim subject to paragraph (1) with an opportunity to offer an alternative method of repaying the claim (rather than by administrative offset) if the collection of the claim by administrative offset has not already been made.

(3) In this subsection, the term “simplified acquisition threshold” has the meaning given that term in section 134 of title 41.

(Added Pub. L. 97-258, §2(b)(5)(B), Sept. 13, 1982, 96 Stat. 1053; amended Pub. L. 106-398, §1 [[div. A], title X, §1009(a)(1)], Oct. 30, 2000, 114 Stat. 1654, 1654A-250; Pub. L. 111-350, §5(b)(43), Jan. 4, 2011, 124 Stat. 3846.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
2636	31:489a.	June 25, 1956, ch. 442, §1, 70 Stat. 336.

The words “An amount deducted from an amount due” are substituted for “Moneys arising from deductions made from” for clarity. The words “military or naval” and “account of” are omitted as surplus. The words “a military department” are substituted for “the Departments of the Army, Navy, or Air Force” because of 10:101(7). The Department of War was designated the Department of the Army by section 205(a) of the Act of July 26, 1947 (ch. 343, 61 Stat. 501), and by sections 1 and 53 of the Act of August 10, 1956 (ch. 1041, 70A Stat. 157, 676). The Department of the Air Force is included because of sections 205(a) and 207(a) and (f) of the Act of July 26, 1947 (ch. 343, 61 Stat. 501, 502), and section 1 of the Act of August 10, 1956 (ch. 1041, 70A Stat. 488).

Editorial Notes

AMENDMENTS

2011—Subsec. (b)(3). Pub. L. 111-350 substituted “section 134 of title 41” for “section 4(11) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(11))”.

2000—Pub. L. 106-398 amended section catchline and text generally. Prior to amendment, text read as follows: “An amount deducted from an amount due a carrier because of loss of or damage to material in transit for a military department shall be credited to the proper appropriation, account, or fund from which the same or similar material may be replaced.”

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2000 AMENDMENT

Pub. L. 106-398, §1 [[div. A], title X, §1009(b)], Oct. 30, 2000, 114 Stat. 1654, 1654A-251, provided that: “Subsections (a)(2) and (b) of section 2636 of title 10, United States Code, as added by subsection (a)(1), shall apply with respect to contracts entered into after the date of the enactment of this Act [Oct. 30, 2000].”

§ 2636a. Loss or damage to personal property transported at Government expense: full replacement value; deduction from amounts due carriers

(a) PROCUREMENT OF COVERAGE.—The Secretary of Defense shall include in a contract for