

ligence referred to in subsec. (a) for reference to abuse or negligence on the part of a member or dependent of a member, and added par. (2).

1982—Subsec. (c). Pub. L. 97-214, §10(a)(6), substituted “Military Family Housing Management Account provided for in section 2831 of this title” for “family housing management account established under section 501 of Public Law 87-554 (76 Stat. 236; 42 U.S.C. 1594a-1)”.

#### 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 1982 AMENDMENT

Amendment by Pub. L. 97-214 effective Oct. 1, 1982, and applicable to military construction projects, and to construction and acquisition of military family housing authorized before, on, or after such date, see section 12(a) of Pub. L. 97-214, set out as an Effective Date note under section 2801 of this title.

##### EFFECTIVE DATE

Section effective Oct. 1, 1980, see section 608 of title VI of Pub. L. 96-418, set out as an Effective Date of 1980 Amendment note under section 2675 of this title.

##### PROMULGATION OF REGULATIONS AND APPLICABILITY OF 1984 AMENDMENTS

Pub. L. 98-407, title VIII, §801(b), Aug. 28, 1984, 98 Stat. 1518, provided that:

“(1) Regulations shall be prescribed under subsection (e) of section 2775 of title 10, United States Code, as amended by subsection (a), not later than 180 days after the date of the enactment of this Act [Aug. 28, 1984]. That section shall apply with respect to the liability of a member under such section for damage or loss to an unaccompanied personnel housing unit (or the equipment or furnishings of an unaccompanied personnel housing unit) or for damage or loss caused by a guest of the member or of a dependent of the member to a family housing unit (or the equipment or furnishings of a family housing unit) only in the case of damage or loss caused on or after the date that such regulations take effect.

“(2) The authority of the Secretary of Defense under subsection (b) of such section is applicable to any claim of the United States under such section, whether such claim arose before, on, or after the date of the enactment of this Act [Aug. 28, 1984].”

#### § 2776. Use of receipts of public money for current expenditures

Without deposit to the credit of the Secretary of the Treasury and without withdrawal on money requisitions, a disbursing official of the Department of Defense may use receipts of public money charged in the disbursing official's accounts (except receipts to be credited to river, harbor, and flood control appropriations) for current expenditures, with necessary book-keeping adjustments being made.

(Added Pub. L. 97-258, §2(b)(8)(B), Sept. 13, 1982, 96 Stat. 1055.)

##### HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
2776 .....	31:493a.	Aug. 1, 1953, ch. 305, §611, 67 Stat. 350.

The words “disbursing official” are substituted for “officer . . . on disbursing duty” for consistency with

other titles of the United States Code. The words “On and after August 1, 1953” are omitted as executed. The words “Secretary of the Treasury” are substituted for “Treasury of the United States” because of section 1(a) of Reorganization Plan No. 26 of 1950 (eff. July 31, 1950, 64 Stat. 1280), restated in section 321 of the revised title contained in section 1 of the bill. The words “from sales or other sources” are omitted as surplus. The words “with” and “being” are added because of the restatement. The words “of appropriations, funds, and accounts to be . . . in the settlement of their disbursing accounts” are omitted as unnecessary.

#### Editorial Notes

##### PRIOR PROVISIONS

Act Aug. 1, 1953, cited as the source of this section in the Historical and Revision Notes above, is known as the Department of Defense Appropriation Act, 1954. Similar provisions were contained in the following appropriation acts:

July 10, 1952, ch. 630, title VI, §613, 66 Stat. 532.  
 Oct. 18, 1951, ch. 512, title VI, §613, 65 Stat. 446.  
 Sept. 6, 1950, ch. 896, Ch. X, title VI, §615, 64 Stat. 753.  
 Oct. 29, 1949, ch. 787, title VI, §618, 63 Stat. 1020.  
 June 24, 1948, ch. 632, 62 Stat. 651.  
 July 30, 1947, ch. 357, title I, §1, 61 Stat. 551.  
 July 16, 1946, ch. 583, §1, 60 Stat. 543.  
 July 3, 1945, ch. 265, §1, 59 Stat. 386.  
 June 28, 1944, ch. 303, §1, 58 Stat. 575.  
 July 1, 1943, ch. 185, §1, 57 Stat. 349.  
 July 2, 1942, ch. 477, §1, 56 Stat. 613.  
 June 30, 1941, ch. 262, §1, 55 Stat. 369.  
 June 13, 1940, ch. 343, §1, 54 Stat. 355.  
 Apr. 26, 1939, ch. 88, §1, 53 Stat. 597.  
 June 11, 1938, ch. 347, §1, 52 Stat. 646.  
 July 1, 1937, ch. 423, §1, 50 Stat. 446.

#### § 2777. Requisitions for advances and removal of charges outstanding in accounts of advances

(a) The Secretary of a military department may issue to a disbursing official or agent of the department a requisition for an advance of not more than the total appropriation for the department. The amount advanced shall be—

- (1) under an “account of advances” for the department;
- (2) on a proper voucher;
- (3) only for obligations payable under specific appropriations;
- (4) charged to, and within the limits of, each specific appropriation; and
- (5) returned to the account of advances.

(b) A charge outstanding in an account of advances of a military department shall be removed by crediting the account of advances of the department and deducting the amount of the charge from an appropriation made available for advances to the department when—

- (1) relief has been granted or may be granted later to a disbursing official or agent of the department operating under an account of advances and under a law having no provision for removing charges outstanding in an account of advances; or
- (2) the charge has been—

(A) outstanding in the account of advances of the department for 2 complete fiscal years; and

(B) certified by the head of the department as uncollectable.

(c) Subsection (b) does not affect the financial liability of a disbursing official or agent.