

[§ 371. Renumbered § 271]

[§ 372. Renumbered § 272]

[§ 373. Renumbered § 273]

[§ 374. Renumbered § 274]

[§ 375. Renumbered § 275]

[§ 376. Renumbered § 276]

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[§ 378. Renumbered § 278]

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SUBCHAPTER VII—ADMINISTRATIVE AND
MISCELLANEOUS MATTERS

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§ 381. Consolidated budget

(a) CONSOLIDATED BUDGET.—The budget of the President for each fiscal year, as submitted to Congress by the President pursuant to section 1105 of title 31, shall set forth by budget function and as a separate item the amounts requested for the Department of Defense for such fiscal year for all security cooperation programs and activities of the Department of Defense, including the military departments, to be conducted in such fiscal year, including the specific country or region and the applicable authority, to the extent practicable.

(b) SEMIANNUAL REPORT ON USE OF FUNDS.—The Secretary shall submit to the appropriate committees of Congress a report on the obligation and expenditure of funds for security cooperation programs and activities of the Department of Defense—

(1) by not later than August 31 of each year, for the first six-month period of that year; and

(2) by not later than February 28 of each year, for the second six-month period of the preceding year.

(Added Pub. L. 114-328, div. A, title XII, §1249(a), Dec. 23, 2016, 130 Stat. 2526; amended Pub. L. 116-92, div. A, title XII, §1204, Dec. 20, 2019, 133 Stat. 1622; Pub. L. 118-31, div. A, title X, §1061(a), Dec. 22, 2023, 137 Stat. 398; Pub. L. 118-159, div. A, title XVII, §1701(a)(6), Dec. 23, 2024, 138 Stat. 2203.)

Editorial Notes

PRIOR PROVISIONS

A prior section 381 was renumbered section 281 of this title.

AMENDMENTS

2024—Subsec. (b). Pub. L. 118-159 substituted “Defense—” for “Defense—” in introductory provisions.

2023—Subsec. (b). Pub. L. 118-31, in heading, substituted “Semiannual Report” for “Quarterly Report”, and, in text, substituted “The” for “Not later than 60 days after the end of each calendar quarter, the” and “Defense—” for “Defense during such calendar quarter” and added pars. (1) and (2).

2019—Subsec. (b). Pub. L. 116-92 substituted “60 days” for “30 days”.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE; APPLICABILITY

Pub. L. 114-328, div. A, title XII, §1249(b), Dec. 23, 2016, 130 Stat. 2526, provided that: “The amendment made by subsection (a) [enacting this section] shall take effect on the date of the enactment of this Act [Dec. 23, 2016], and shall apply as follows:

“(1) Subsection (a) of section 381 of title 10, United States Code, as added by subsection (a), shall apply to budgets submitted to Congress by the President pursuant to section 1105 of title 31, United States Code, for each fiscal year after fiscal year 2018.

“(2) Subsection (b) of such section 381, as so added, shall apply to calendar quarters beginning on or after the date of the enactment of this Act.”

§ 382. Execution and administration of programs and activities

(a) POLICY OVERSIGHT AND RESOURCE ALLOCATION.—The Secretary of Defense shall assign responsibility for the oversight of strategic policy and guidance and responsibility for overall resource allocation for security cooperation programs and activities of the Department of Defense to a single official and office in the Office of the Secretary of Defense at the level of Under Secretary of Defense or below.

(b) EXECUTION AND ADMINISTRATION OF CERTAIN PROGRAMS AND ACTIVITIES.—

(1) IN GENERAL.—The Director of the Defense Security Cooperation Agency shall be responsible for the execution and administration of all security cooperation programs and activities of the Department of Defense involving the provision of defense articles, military training, and other defense-related services by grant, loan, cash sale, or lease.

(2) DESIGNATION OF RESPONSIBILITY.—The Director may designate an element of an armed force, combatant command, Defense Agency, Department of Defense Field Activity, or other element or organization of the Department of Defense to execute and administer security cooperation programs and activities described in paragraph (1) if the Director determines that the designation will achieve maximum effectiveness, efficiency, and economy in the activities for which designated.

(c) AVAILABILITY OF FUNDS.—

(1) IN GENERAL.—Funds available to the Defense Security Cooperation Agency, and other funds available to the Department of Defense for security cooperation programs and activities of the Department of Defense, may be used to implement security cooperation programs and activities of the Department of Defense authorized by this chapter.

(2) BUDGET JUSTIFICATION.—Funds necessary for implementing security cooperation pro-