

nual report to Congress, see section 1061 of Pub. L. 114-328, set out as a note under section 111 of this title.

**AUTHORITY TO TRANSFER SURPLUS MINE-RESISTANT
AMBUSH-PROTECTED VEHICLES AND SPARE PARTS**

Pub. L. 112-239, div. A, title X, §1053, Jan. 2, 2013, 126 Stat. 1937, provided that:

“(a) **AUTHORITY.**—The Secretary of Defense is authorized to transfer surplus Mine-Resistant Ambush-Protected vehicles, including spare parts for such vehicles, to non-profit United States humanitarian demining organizations for purposes of demining activities and training of such organizations.

“(b) **TERMS AND CONDITIONS.**—Any transfer of vehicles or spare parts under subsection (a) shall be subject to the following terms and conditions:

“(1) The transfer shall be made on a loan basis.

“(2) The costs of operation and maintenance of the vehicles shall be borne by the recipient organization.

“(3) Any other terms and conditions as the Secretary of Defense determines to be appropriate.

“(c) **NOTIFICATION.**—The Secretary of Defense shall notify the congressional defense committees [Committees on Armed Services and Appropriations of the Senate and the House of Representatives] in writing not less than 60 days before making any transfer of vehicles or spare parts under subsection (a). Such notification shall include the name of the organization, the number and model of the vehicle to be transferred, a listing of any spare parts to be transferred, and any other information the Secretary considers appropriate.”

§ 408. Assistance in support of Department of Defense accounting for missing United States Government personnel

(a) **IN GENERAL.**—The Secretary of Defense may provide assistance to any foreign nation to assist the Department of Defense with recovery of and accounting for missing United States Government personnel.

(b) **TYPES OF ASSISTANCE.**—The assistance provided under subsection (a) may include the following:

- (1) Equipment.
- (2) Supplies.
- (3) Services.
- (4) Training of personnel.
- (5) Funds.

(c) **APPROVAL BY SECRETARY OF STATE.**—Assistance may not be provided under this section to any foreign nation unless the Secretary of State specifically approves the provision of such assistance.

(d) **LIMITATIONS.**—(1) Except as provided in paragraph (2), the amount of assistance provided under this section in any fiscal year may not exceed \$5,000,000.

(2) The Secretary may waive the limitation under paragraph (1) if the Secretary submits to the congressional defense committees notice of the waiver together with the reasons why the waiver is necessary.

(3) No assistance may be provided under this section to a foreign nation the government of which the Secretary of State determines has repeatedly provided support for international terrorism pursuant to—

(A) section 1754(c)(1)(A) of the Export Control Reform Act of 2018 (50 U.S.C. 4813(c)(1)(A));

(B) section 620A of the Foreign Assistance Act of 1961 (22 U.S.C. 2371); or

(C) section 40 of the Arms Export Control Act (22 U.S.C. 2780).

(e) **CONSTRUCTION WITH OTHER ASSISTANCE.**—The authority to provide assistance under this section is in addition to any other authority to provide assistance to foreign nations under law.

(f) **ANNUAL REPORT.**—Not later than December 31 of each year, the Secretary of Defense shall submit to the congressional defense committees a report on the assistance provided under this section during the preceding fiscal year.

(Added Pub. L. 110-181, div. A, title XII, §1207(a), Jan. 28, 2008, 122 Stat. 367; amended Pub. L. 112-81, div. A, title X, §1064(5), Dec. 31, 2011, 125 Stat. 1587; Pub. L. 118-31, div. A, title X, §1042(a), Dec. 22, 2023, 137 Stat. 388.)

Editorial Notes

AMENDMENTS

2023—Pub. L. 118-31, §1042(a)(1), substituted “Assistance in support of” for “Equipment and training of foreign personnel to assist in” in section catchline.

Subsec. (b)(5). Pub. L. 118-31, §1042(a)(2), added par. (5).

Subsec. (d). Pub. L. 118-31, §1042(a)(3), in heading, substituted “Limitations” for “Limitation”, and, in text, substituted “(1) Except as provided in paragraph (2), the” for “The” and “\$5,000,000” for “\$1,000,000” and added pars. (2) and (3).

Subsec. (f). Pub. L. 118-31, §1042(a)(4), (5), added subsec. (f) and struck out former subsec. (f). Prior to amendment, text read as follows: “Whenever the Secretary of Defense provides assistance to a foreign nation under this section, the Secretary shall submit to the congressional defense committees a report on the assistance provided. Each such report shall identify the nation to which the assistance was provided and include a description of the type and amount of the assistance provided.”

2011—Subsec. (f). Pub. L. 112-81 amended subsec. (f) generally. Prior to amendment, text read as follows:

“(1) Not later than December 31 each year, the Secretary of Defense shall submit to the congressional defense committees a report on the assistance provided under this section during the fiscal year ending in such year.

“(2) Each report under paragraph (1) shall include, for the fiscal year covered by such report, the following:

“(A) A listing of each foreign nation provided assistance under this section.

“(B) For each nation so provided assistance, a description of the type and amount of such assistance.”

§ 409. Center for Complex Operations

(a) **CENTER AUTHORIZED.**—The Secretary of Defense may establish a center to be known as the “Center for Complex Operations” (in this section referred to as the “Center”).

(b) **PURPOSES.**—The purposes of the Center established under subsection (a) shall be the following:

(1) To provide for effective coordination in the preparation of Department of Defense personnel and other United States Government personnel for complex operations.

(2) To foster unity of effort during complex operations among—

(A) the departments and agencies of the United States Government;

(B) foreign governments and militaries;

(C) international organizations and international nongovernmental organizations; and

(D) domestic nongovernmental organizations.