

any presidential directives and delegations of authority received since the last quarterly update.

(4) An overview of critical operational challenges posed by major adversaries or encountered in operational activities conducted since the last quarterly update.

(5) An overview of the readiness of the Cyber Mission Forces to perform assigned missions that—

(A) addresses all of the abilities of such Forces to conduct cyberspace operations based on capability and capacity of personnel, equipment, training, and equipment condition—

(i) using both quantitative and qualitative metrics; and

(ii) in a way that is common to all military departments; and

(B) is consistent with readiness reporting pursuant to section 482 of this title.

(6) Any other matters that the briefers determine to be appropriate.

(c) DOCUMENTS.—Each briefing under subsection (a) shall include a classified placemat, summarizing the elements specified in paragraphs (1), (2), (3), and (5) of subsection (b), and an unclassified memorandum, summarizing the briefing's contents.

(Added Pub. L. 112-239, div. A, title IX, §939(a), Jan. 2, 2013, 126 Stat. 1888; amended Pub. L. 115-91, div. A, title XVI, §1632(a), Dec. 12, 2017, 131 Stat. 1738; Pub. L. 116-92, div. A, title XVI, §1634(a), Dec. 20, 2019, 133 Stat. 1747; Pub. L. 116-283, div. A, title XVII, §1703, Jan. 1, 2021, 134 Stat. 4081.)

#### Editorial Notes

##### PRIOR PROVISIONS

A prior section 484, added Pub. L. 105-85, div. A, title III, §324(a)(1), Nov. 18, 1997, 111 Stat. 1677, which related to annual report on aircraft inventory, was repealed by Pub. L. 112-81, div. A, title X, §1061(6)(A), Dec. 31, 2011, 125 Stat. 1583.

##### AMENDMENTS

2021—Subsecs. (a) to (c). Pub. L. 116-283 added subsecs. (a) to (c) and struck out former subsecs. (a) and (b) which related to required quarterly cyber operations briefings and their elements.

2019—Subsec. (b)(4), (5). Pub. L. 116-92 added par. (4) and redesignated former par. (4) as (5).

2017—Pub. L. 115-91 designated existing provisions as subsec. (a), inserted heading, substituted “congressional defense committees” for “Committees on Armed Services of the House of Representatives and the Senate”, and added subsec. (b).

#### Statutory Notes and Related Subsidiaries

##### EFFECTIVE DATE OF 2019 AMENDMENT

Pub. L. 116-92, div. A, title XVI, §1634(d), Dec. 20, 2019, 133 Stat. 1748, provided that: “The amendments made by subsection (a) [amending this section] shall take effect on the date that is 180 days after the date of the enactment of this Act [Dec. 20, 2019].”

##### EFFECTIVE DATE OF 2017 AMENDMENT

Pub. L. 115-91, div. A, title XVI, §1632(b), Dec. 12, 2017, 131 Stat. 1738, provided that: “The amendments made by subsection (a) [amending this section] shall take ef-

fect on the date of the enactment of this Act [Dec. 12, 2017], and shall apply with respect to briefings required [to] be provided under section 484 of title 10, United States Code, on or after that date.”

##### INITIAL BRIEFING

Pub. L. 112-239, div. A, title IX, §939(b), Jan. 2, 2013, 126 Stat. 1888, provided that: “The first briefing required under section 484 of title 10, United States Code, as added by subsection (a), shall be provided not later than March 1, 2013.”

#### § 485. Quarterly briefings on counterterrorism operations, irregular warfare, and sensitive activities

(a) BRIEFINGS REQUIRED.—The Secretary of Defense shall provide to the congressional defense committees quarterly briefings on counterterrorism operations and related activities (including the use of military force under the notion of collective self-defense of foreign partners), irregular warfare activities, and other sensitive activities conducted by the Department of Defense.

(b) ELEMENTS.—Each briefing under subsection (a) shall include each of the following:

(1) A global update on activity within each geographic combatant command and how such activity supports the respective theater campaign plan.

(2) An overview of authorities and legal issues, including limitations.

(3) An overview of interagency activities and initiatives.

(4) Any other matters the Secretary considers appropriate.

(Added Pub. L. 113-66, div. A, title X, §1042(a)(1), Dec. 26, 2013, 127 Stat. 857; amended Pub. L. 114-328, div. A, title X, §1031(a), (b), Dec. 23, 2016, 130 Stat. 2389; Pub. L. 117-81, div. A, title X, §1031, Dec. 27, 2021, 135 Stat. 1900; Pub. L. 118-159, div. A, title XII, §1204(a), Dec. 23, 2024, 138 Stat. 2094.)

#### Editorial Notes

##### PRIOR PROVISIONS

A prior section 485, added Pub. L. 105-261, div. A, title IX, §923(b)(1), Oct. 17, 1998, 112 Stat. 2105; amended Pub. L. 106-65, div. A, title IX, §931, title X, §1067(1), Oct. 5, 1999, 113 Stat. 726, 774; Pub. L. 107-107, div. A, title IX, §922, Dec. 28, 2001, 115 Stat. 1198; Pub. L. 110-417, [div. A], title II, §241(a), Oct. 14, 2008, 122 Stat. 4395, related to biennial reports on joint and service concept development and experimentation, prior to repeal by Pub. L. 112-81, div. A, title X, §1061(7)(A), Dec. 31, 2011, 125 Stat. 1583.

##### AMENDMENTS

2024—Pub. L. 118-159, §1204(a)(1), substituted “Quarterly briefings on counterterrorism operations, irregular warfare, and sensitive activities” for “Monthly counterterrorism operations briefings” in section catchline.

Subsec. (a). Pub. L. 118-159, §1204(a)(2), amended subsec. (a) generally. Prior to amendment, text read as follows: “The Secretary of Defense shall provide to the congressional defense committees monthly briefings outlining Department of Defense counterterrorism operations and related activities, including the use of military force under the notion of collective self-defense of foreign partners.”

2021—Subsec. (a). Pub. L. 117-81 inserted “, including the use of military force under the notion of collective self-defense of foreign partners” after “activities”.

2016—Pub. L. 114-328, §1031(b), substituted “Monthly” for “Quarterly” in section catchline.

Subsec. (a). Pub. L. 114-328, §1031(a), substituted “monthly” for “quarterly”.

**[§ 486. Repealed. Pub. L. 118-159, div. A, title V, § 566(b)(1), Dec. 23, 2024, 138 Stat. 1905]**

Section, added Pub. L. 117-81, div. A, title V, §549G(a)(1), Dec. 27, 2021, 135 Stat. 1727; amended Pub. L. 118-159, div. A, title XVII, §1701(a)(9), Dec. 23, 2024, 138 Stat. 2203, required the Secretary of each military department to submit annual reports on racial, ethnic, and sex demographics in the military justice system and required the Secretary of Defense to forward any reports received to Congress.

A prior section 486, added Pub. L. 106-65, div. A, title II, §241(a)(1), Oct. 5, 1999, 113 Stat. 549, related to quadrennial report on emerging operational concepts, prior to repeal by Pub. L. 112-81, div. A, title X, §1061(8)(A), Dec. 31, 2011, 125 Stat. 1583.

**[§ 487. Repealed. Pub. L. 118-159, div. A, title XVI, § 1649(b)(1), Dec. 23, 2024, 138 Stat. 2199]**

Section, added Pub. L. 117-263, div. A, title XVI, §1651, Dec. 23, 2022, 136 Stat. 2947, required biannual briefing on missile defense and related activities by specified officials. See section 5552 of this title.

A prior section 487, added Pub. L. 106-65, div. A, title IX, §923(b)(1), Oct. 5, 1999, 113 Stat. 724; amended Pub. L. 108-136, div. A, title V, §541(c), Nov. 24, 2003, 117 Stat. 1477; Pub. L. 108-375, div. A, title X, §1084(d)(4), Oct. 28, 2004, 118 Stat. 2061, related to annual report on unit operations tempo and personnel tempo, prior to repeal by Pub. L. 112-81, div. A, title X, §1061(9)(A), Dec. 31, 2011, 125 Stat. 1583.

**§ 488. Management and review of electromagnetic spectrum**

(a) ORGANIZATION.—The Secretary of Defense shall—

(1) ensure the effective organization and management of the electromagnetic spectrum used by the Department of Defense; and

(2) establish an enduring review and evaluation process that—

(A) considers all requirements relating to such spectrum; and

(B) ensures that all users of such spectrum, regardless of the classification of such uses, are involved in the decision-making process of the Department concerning the potential sharing, reassigning, or reallocating of such spectrum, or the relocation of the uses by the Department of such spectrum.

(b) REPORTS.—(1) From time to time as the Secretary and the Chairman of the Joint Chiefs of Staff determine useful for the effective oversight of the access by the Department to electromagnetic spectrum, but not less frequently than every two years, the Secretary and the Chairman shall jointly submit to the congressional defense committees a report on national policy plans regarding implications for such access in bands identified for study for potential reallocation, or under consideration for potential reallocation, by the Policy and Plans Steering Group established by the National Telecommunications and Information Administration.

(2) Each report under paragraph (1) shall address, with respect to the electromagnetic spectrum used by the Department that is covered by

the report, the implications to the missions of the Department resulting from sharing, reassigning, or reallocating the spectrum, or relocating the uses by the Department of such spectrum, if the Secretary and the Chairman jointly determine that such sharing, reassigning, reallocating, or relocation—

(A) would potentially create a loss of essential military capability to the missions of the Department, as determined under feasibility assessments to ensure comparable capability; or

(B) would not likely be possible within the 10-year period beginning on the date of the report.

(Added Pub. L. 108-136, div. A, title X, §1054(a), Nov. 24, 2003, 117 Stat. 1615; amended Pub. L. 113-66, div. A, title X, §1072(a), (b)(1), Dec. 26, 2013, 127 Stat. 868, 869; Pub. L. 113-291, div. A, title X, §1071(f)(7), Dec. 19, 2014, 128 Stat. 3510; Pub. L. 114-328, div. A, title X, §1065(a)(1), Dec. 23, 2016, 130 Stat. 2409.)

**Editorial Notes**

**AMENDMENTS**

2016—Pub. L. 114-328 amended section generally. Prior to amendment, section required Secretary of Defense, in consultation with Director of National Intelligence and Secretary of Commerce, to prepare strategic plan for the management of the electromagnetic spectrum.

2014—Subsec. (a). Pub. L. 113-291 inserted a comma after “Every three years” in introductory provisions.

2013—Pub. L. 113-66, §1072(b)(1), struck out “: biennial strategic plan” after “spectrum” in section catchline.

Subsec. (a). Pub. L. 113-66, §1072(a)(1), substituted “three years” for “other year, and in time for submission to Congress under subsection (b).”, inserted “, in consultation with the Director of National Intelligence and the Secretary of Commerce,” after “Secretary of Defense”, substituted “the national security of the United States. Each such strategic plan shall include each of the following:” for “the mission of the Department of Defense.”, and added pars. (1) to (3).

Subsec. (b). Pub. L. 113-66, §1072(a)(2), added subsec. (b). Former subsec. (b) redesignated (c).

Subsec. (c). Pub. L. 113-66, §1072(a)(3), designated existing provisions as par. (1) and added par. (2).

Pub. L. 113-66, §1072(a)(2), redesignated subsec. (b) as (c).

**Statutory Notes and Related Subsidiaries**

**ISSUANCE OF INSTRUCTION OR DIRECTIVE**

Pub. L. 114-328, div. A, title X, §1065(b), Dec. 23, 2016, 130 Stat. 2410, provided that: “The Secretary of Defense shall—

“(1) not later than 180 days after the date of the enactment of this Act [Dec. 23, 2016], issue a Department of Defense Instruction or a Department of Defense Directive to carry out section 488(a) of title 10, United States Code, as amended by subsection (a); and

“(2) upon the date of the issuance of the instruction or directive issued under paragraph (1), submit to the congressional defense committees [Committees on Armed Services and Appropriations of the Senate and the House of Representatives] such instruction or directive.”

**[§ 489. Repealed. Pub. L. 113-291, div. A, title III, § 331(a), Dec. 19, 2014, 128 Stat. 3344]**

Section, added Pub. L. 108-375, div. A, title X, §1033(a), Oct. 28, 2004, 118 Stat. 2047, related to annual report on Department of Defense operation and financial support for military museums.