

PRIOR PROVISIONS

A prior section 714, added Pub. L. 105–85, div. A, title V, §597(a), Nov. 18, 1997, 111 Stat. 1766, related to required grade of officer selected for assignment to position of defense attaché to United States embassy in France, prior to repeal by Pub. L. 108–136, div. A, title V, §503(a), Nov. 24, 2003, 117 Stat. 1456.

Another prior section 714, act Aug. 10, 1956, ch. 1041, 70A Stat. 33, related to reports to Congress on length of tours of duty outside the United States by members of the Army and Air Force, prior to repeal by Pub. L. 86–533, §1(5)(A), June 29, 1960, 74 Stat. 246.

AMENDMENTS

2024—Pub. L. 118–159, §522(a)(1), which directed striking out “WITHIN THE UNITED STATES” in section catchline, was executed by striking out “within the United States” after “provide protection” to reflect the probable intent of Congress and the style used in the catchline of this section.

Subsecs. (a), (b)(1). Pub. L. 118–159, §522(a)(2), (3), struck out “within the United States” after “personal security” in introductory provisions.

Subsec. (b)(1)(A). Pub. L. 118–159, §1701(a)(16), substituted “a serious” for “an serious”.

Subsec. (b)(3). Pub. L. 118–159, §522(b), inserted “or the Under Secretary of Defense for Intelligence and Security” after “only to the Deputy Secretary of Defense”.

Subsec. (b)(4). Pub. L. 118–159, §522(c), inserted “whether” before “to provide”, and substituted “any authorized” for “the authorized” and “any arrangements for such” for “the arrangements for the”.

Subsec. (b)(6)(A). Pub. L. 118–159, §522(d), substituted “an initial determination made under paragraph (4), or a determination to deny the renewal of protection and security” for “each determination made under paragraph (4) to provide protection and security to an individual” and inserted at end “In the case of determination to continue protection and security, the Secretary shall make such submission not less than twice each year.”

Subsec. (b)(7). Pub. L. 118–159, §522(e), added par. (7). 2023—Subsec. (b)(1)(A). Pub. L. 118–31, §529A(a)(1), substituted “serious and credible threat” for “imminent and credible threat”.

Subsec. (b)(2)(B). Pub. L. 118–31, §529A(a)(2), struck out “for a period of up to two years beginning on the date on which the official separates from the Department” before period at end.

Subsec. (b)(5). Pub. L. 118–31, §529A(a)(3), amended par. (5) generally. Prior to amendment, par. (5) consisted of subpars. (A) to (C) relating to initial period of protection, subsequent period of protection, and requirement for compliance with regulations, respectively.

Subsec. (b)(6)(A). Pub. L. 118–31, §529A(a)(4), struck out “and of each determination under paragraph (5)(B) to extend such protection and security” after “an individual”.

Subsec. (e). Pub. L. 118–31, §529A(b), added subsec. (e). 2016—Subsec. (a). Pub. L. 114–328, §952(c)(4)(A), substituted “armed forces” for “Armed Forces” in introductory provisions.

Subsec. (a)(6). Pub. L. 114–328, §952(c)(5)(A)(i), substituted “Members of the Joint Chiefs of Staff in addition to the Chairman and Vice Chairman” for “Chiefs of the Services”.

Subsec. (a)(7), (8). Pub. L. 114–328, §952(c)(5)(A)(ii), (iii), redesignated par. (8) as (7) and struck out former par. (7) which read as follows: “Chief of the National Guard Bureau.”

Subsec. (b)(1). Pub. L. 114–328, §952(c)(4)(A), (5)(B), in introductory provisions, substituted “armed forces” for “Armed Forces” and “through (7)” for “through (8)”.

Subsec. (b)(2)(A). Pub. L. 114–328, §952(c)(6), struck out “, military member,” after “official” and inserted “or member of the armed forces” after “of the Department of Defense”.

Subsec. (c). Pub. L. 114–328, §952(c)(4)(B), substituted “section, the terms ‘qualified members of the armed forces’ and” for “section:

“(1) CONGRESSIONAL DEFENSE COMMITTEES.—The term ‘congressional defense committees’ means the Committee on Appropriations and the Committee on Armed Services of the Senate and the Committee on Appropriations and the Committee on Armed Services of the House of Representatives.

“(2) QUALIFIED MEMBERS OF THE ARMED FORCES AND QUALIFIED CIVILIAN EMPLOYEES OF THE DEPARTMENT OF DEFENSE.—The terms ‘qualified members of the Armed Forces’ and”; redesignated subpars. (A) to (E) of former par. (2) as pars. (1) to (5), respectively, of subsec. (c); and realigned margins.

Subsec. (d)(1). Pub. L. 114–328, §952(c)(4)(A), substituted “armed forces” for “Armed Forces”.

Subsec. (d)(2). Pub. L. 114–328, §952(c)(4)(C), struck out “, United States Code” after “title 18”.

Statutory Notes and Related Subsidiaries

TEMPORARY EXTENSION OF AUTHORITY TO PROVIDE SECURITY FOR FORMER DEPARTMENT OF DEFENSE OFFICIALS

Pub. L. 117–263, div. A, title XI, §1105, Dec. 23, 2022, 136 Stat. 2817, provided that: “During the period beginning on the date of enactment of this Act [Dec. 23, 2022] and ending on January 1, 2024, subsection (b) of section 714 of title 10, United States Code, shall be applied—

“(1) in paragraph (1)(A), by substituting ‘a serious and credible threat’ for ‘an imminent and credible threat’;

“(2) in paragraph (2)(B), by substituting ‘three years’ for ‘two years’; and

“(3) in paragraph (6)(A), by substituting—

“(A) ‘congressional leadership and the congressional defense committees’ for ‘the congressional defense committees’; and

“(B) by substituting ‘the justification for such determination, scope of the protection, and the anticipated cost and duration of such protection’ for ‘the justification for such determination’.”

§ 715. Attending Physician to the Congress: grade

A general officer serving as Attending Physician to the Congress, while so serving, holds the grade of major general. A flag officer serving as Attending Physician to the Congress, while so serving, holds the grade of rear admiral (upper half).

(Added Pub. L. 115–232, div. A, title V, §508(a), Aug. 13, 2018, 132 Stat. 1749.)

Editorial Notes

PRIOR PROVISIONS

A prior section 715, act Aug. 10, 1956, ch. 1041, 70A Stat. 33, related to detail of members of regular and reserve components to assist those components prior to repeal by Pub. L. 103–337, div. A, title XVI, §§1662(g)(2), 1691, Oct. 5, 1994, 108 Stat. 2996, 3026, effective Dec. 1, 1994. See section 12501 of this title.

§ 716. Commissioned officers: transfers among the armed forces, the National Oceanic and Atmospheric Administration, and the Public Health Service

(a) Notwithstanding any other provision of law, the President, within authorized strengths and with the consent of the officer involved, may transfer any commissioned officer of a uniformed service from his uniformed service to, and appoint him in, another uniformed service. The Secretary of Defense, the Secretary of