

and 9773 and struck out former items 9771 “Acceptance of donations: land for mobilization, training, supply base, or aviation field” and 9773 “Acquisition and construction: air bases and depots”.

2018—Pub. L. 115-232, div. A, title VIII, § 806(d)(1), Aug. 13, 2018, 132 Stat. 1833, redesignated chapter 949 of this title as this chapter.

2000—Pub. L. 106-398, § 1 [[div. A], title III, § 383(b)], Oct. 30, 2000, 114 Stat. 1654, 1654A-86, added item 9783.

1997—Pub. L. 105-85, div. A, title II, § 242(b), Nov. 18, 1997, 111 Stat. 1667, added item 9782.

1987—Pub. L. 100-180, div. B, subdiv. 3, title II, § 2325(b), Dec. 4, 1987, 101 Stat. 1221, added item 9781.

1982—Pub. L. 97-214, § 10(a)(9)(B), July 12, 1982, 96 Stat. 175, struck out item 9774 “Construction: limitations”.

1980—Pub. L. 96-513, title V, § 514(21), Dec. 12, 1980, 94 Stat. 2936, struck out item 9772 “Reservation and use for air base or testing field”.

1973—Pub. L. 93-166, title V, § 509(e), Nov. 29, 1973, 87 Stat. 678, substituted “Construction: limitations” for “Construction of quarters: limitations on space and cost” in item 9774.

1971—Pub. L. 92-145, title V, § 509(b), Oct. 27, 1971, 85 Stat. 408, struck out item 9775 “Quarters: officers”.

1958—Pub. L. 85-861, § 1(203)(B), Sept. 2, 1958, 72 Stat. 1542, added item 9780.

**Statutory Notes and Related Subsidiaries**

**SUFFICIENT FIREFIGHTER PERSONNEL COVERED INSTALLATIONS**

Pub. L. 118-159, div. A, title XI, § 1110, Dec. 23, 2024, 138 Stat. 2089, provided that:

“(a) IN GENERAL.—The Secretary of Defense shall ensure that—

“(1) a sufficient number of firefighter personnel are on duty at each covered installation to maintain manning and service necessary to safeguard life and property at such covered installation; and

“(2) a risk assessment may not be used to limit the number of firefighter personnel at a covered installation.

“(b) COVERED INSTALLATION DEFINED.—In this section, the term ‘covered installation’ means a military installation under the jurisdiction of the Chief of Space Operations of the United States Space Force with a space launch facility.”

**PILOT PROGRAM TO AUGMENT SUSTAINMENT WITH MAINTENANCE COST REIMBURSEMENTS FROM MAJOR RANGE AND TEST FACILITY BASE USERS AT INSTALLATIONS OF THE DEPARTMENT OF THE AIR FORCE**

Pub. L. 117-81, div. B, title XXVIII, § 2862, Dec. 27, 2021, 135 Stat. 2213, as amended by Pub. L. 118-31, div. B, title XXVIII, § 2872, Dec. 22, 2023, 137 Stat. 776, provided that:

“(a) PILOT PROGRAM REQUIRED.—Not later than 180 days after the date of the enactment of this Act [Dec. 27, 2021], the Secretary of the Air Force shall establish a pilot program to authorize installations of the Department of the Air Force to establish a reimbursable account for the purpose of being reimbursed for the use of Major Range and Test Facility Base facilities on such installation.

“(b) INSTALLATIONS SELECTED.—The Secretary of the Air Force shall select not more than two installations of the Department of the Air Force to participate in the pilot program from among any such installations that are part of the Air Force Flight Test Center construct, have Major Range and Test Facility Base facilities, and are currently funded for Facility, Sustainment, Restoration, and Modernization (FSRM) through the Research, Development, Test, and Evaluation account of the Department of the Air Force.

“(c) OVERSIGHT OF FUNDS.—

“(1) USE OF AMOUNTS.—The commander of an installation selected to participate in the pilot program may obligate or expend amounts reimbursed under the pilot program for projects at the installation.

“(2) DESIGNATION OF MAINTENANCE COSTS.—

“(A) IN GENERAL.—The commander of an installation selected to participate in the pilot program may designate the appropriate amount of maintenance cost reimbursements to be charged to users of Major Range and Test Facility Base facilities under the pilot program.

“(B) USE OF MAINTENANCE COST REIMBURSEMENTS.—Maintenance cost reimbursements under subparagraph (A) for an installation may be used either solely or in combination with funds otherwise made available to satisfy the costs of maintenance projects at the installation.

“(3) OVERSIGHT.—The commander of an installation selected to participate in the pilot program shall have direct oversight over amounts reimbursed to the installation under the pilot program for Facility, Sustainment, Restoration, and Modernization.

“(d) BRIEFING AND REPORT.—

“(1) BRIEFING.—Not later than 30 days after establishing the pilot program, the Secretary of the Air Force shall brief the congressional defense committees [Committee on Armed Services and Committee on Appropriations of the Senate and House of Representatives] on the pilot program.

“(2) ANNUAL REPORT.—Not later than one year after establishing the pilot program under subsection (a), and annually thereafter through the year following termination of the pilot program, the Secretary of the Air Force shall submit to the congressional defense committees a report on the pilot program.

“(e) TREATMENT OF REIMBURSEMENTS.—Funds otherwise made available to participants in the pilot program may not be reduced by amounts reimbursed under the pilot program for Facility, Sustainment, Restoration, and Modernization.

“(f) TERMINATION.—The pilot program shall terminate on December 1, 2027.”

**§ 9771. Acceptance of donations: land for mobilization, training, supply base, aviation field, or space mission-related facility**

The Secretary of the Air Force may accept for the United States a gift of—

(1) land that he considers suitable and desirable for a permanent mobilization, training, or supply base; and

(2) land that he considers suitable and desirable for an aviation field or space mission-related facility, if the gift is from a citizen of the United States and its terms authorize the use of the property by the United States for any purpose.

(Aug. 10, 1956, ch. 1041, 70A Stat. 588; Pub. L. 116-283, div. A, title IX, § 923(e)(16)(A), (B), Jan. 1, 2021, 134 Stat. 3818.)

**HISTORICAL AND REVISION NOTES**

<i>Revised section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
9771 .....	10:1342. 10:1344.	Aug. 29, 1916, ch. 418 (6th and 8th pars. under “Office of the Chief Signal Officer”), 39 Stat. 622, 623.

10:1344 (last 40 words) is omitted as executed. The words “tract or tracts”, in 10:1342 and 1344, are omitted as surplusage. The words “and remount station”, in 10:1342, are omitted, since the property and civilian personnel of the Remount Service of the Quartermaster Corps were transferred to the Department of Agriculture by the Act of April 21, 1948, ch. 224, 62 Stat. 197 (7 U.S.C. 436-438). The words “by the United States for any purpose” are substituted for the words “for any other service of the United States which may hereafter appear desirable”, in 10:1342. The words “from any person”, in 10:1344, are omitted as surplusage.

**Editorial Notes**

## AMENDMENTS

2021—Pub. L. 116-283, §923(e)(16)(B), amended section catchline generally. Prior to amendment, catchline read as follows: “Acceptance of donations: land for mobilization, training, supply base, or aviation field”.

Par. (2). Pub. L. 116-283, §923(e)(16)(A), inserted “or space mission-related facility” after “aviation field”.

**[§9772. Repealed. Pub. L. 94-579, title VII, §704(a), Oct. 21, 1976, 90 Stat. 2792]**

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 588, authorized unappropriated public land or other property of United States to be reserved or used for air bases or testing fields.

**Statutory Notes and Related Subsidiaries**

## EFFECTIVE DATE OF REPEAL

Pub. L. 94-579, title VII, §704(a), Oct. 21, 1976, 90 Stat. 2792, provided that this section is repealed effective on and after Oct. 21, 1976.

## SAVINGS PROVISION

Repeal by Pub. L. 94-579 not to be construed as terminating any valid lease, permit, patent, etc., existing on Oct. 21, 1976, see note under section 1701 of Title 43, Public Lands.

**§9773. Acquisition and construction: installations and depots**

(a) The Secretary of the Air Force shall determine the sites of such additional permanent Air Force and Space Force military installations and depots in all strategic areas of the United States and the Commonwealths, possessions, and holdings as he considers necessary. He shall determine when the enlargement of existing installations and depots is necessary for the effective peacetime training of the Air Force or the Space Force.

(b) In determining the sites of new installations and depots, the Secretary shall consider the following regions for the purposes indicated—

(1) the Atlantic northeast, for training in cold weather and in fog;

(2) the Atlantic southeast and Caribbean areas, for training in long-range operations, especially those incident to reinforcing the defenses of the Panama Canal;

(3) the southeastern United States, to provide a depot necessary to maintain the Air Force;

(4) the Pacific northwest, to establish and maintain air communication with Alaska;

(5) Alaska, for training under conditions of extreme cold;

(6) the Rocky Mountain area, to provide a depot necessary to maintain the Air Force, and for training in operations from fields in high altitudes; and

(7) other regions, for the establishment of intermediate installations to provide for transcontinental movements of the Air Force or Space Force for maneuvers.

(c) In selecting sites for installations and depots covered by this section and in determining the alteration or enlargement of existing installations or depots, the Secretary shall consider the need—

(1) to form the nucleus for concentration of Air Force or Space Force units in time of war;

(2) to permit, in time of peace, training and effective planning in each strategic area for the use and expansion of commercial, municipal, and private flying installations in time of war;

(3) to locate, in each strategic area in which it is considered necessary, adequate storage facilities for munitions and other articles necessary to facilitate the movement, concentration, maintenance, and operation of the Air Force or the Space Force; and

(4) to afford the maximum warning against surprise attack by enemy aircraft upon aviation of the United States and its necessary installations consistent with maintaining, in connection with existing or contemplated landing fields, the full power of the Air Force or the Space Force for operations necessary in the defense of the United States, and in the defense and reinforcement of the Commonwealths, possessions, and holdings.

(d) In carrying out this section, the Secretary, on behalf of the United States, may acquire title, in fee simple and free of encumbrance, to any land that he considers necessary—

(1) by accepting title without cost to the United States;

(2) by exchanging military reservations or parts thereof for that land, upon the written approval of the President; or

(3) by purchase or condemnation, if acquisition by gift or exchange is impracticable.

(e) The Secretary may, by purchase, gift, lease, or otherwise, acquire at desired locations bombing and machine gun ranges necessary for practice by, and the training of, tactical units.

(f) At each installation or depot established under this section, the Secretary shall remove or remodel existing structures as necessary; do necessary grading; and provide buildings, utilities, communication systems, landing fields and mats, roads, walks, aprons, docks, runways, facilities for the storage and distribution of ammunition, fuel, oil, necessary protection against bombs, and all appurtenances to the foregoing.

(g) The Secretary may direct the transportation of personnel, and the purchase, renovation, and transportation of material, that he considers necessary to carry out this section.

(Aug. 10, 1956, ch. 1041, 70A Stat. 588; Pub. L. 109-163, div. A, title X, §1057(a)(3), Jan. 6, 2006, 119 Stat. 3440; Pub. L. 116-283, div. A, title IX, §923(e)(17)(A), (B), Jan. 1, 2021, 134 Stat. 3818, 3819.)

## HISTORICAL AND REVISION NOTES

<i>Revised section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
9773(a) .....	10:1343a (1st sentence).	Aug. 12, 1935, ch. 511, §§1-3, 49 Stat. 610.
9773(b) .....	10:1343a (2d sentence).	
9773(c) .....	10:1343a (less 1st and 2d sentences).	
9773(d) .....	10:1343b.	
9773(e) .....	10:1343c (last sentence).	
9773(f) .....	10:1343c (1st sentence).	
9773(g) .....	10:1343c (2d sentence).	

In subsection (a), the word “shall” is substituted for the words “is authorized and directed to”. The words “Territories, Commonwealths,” are substituted for the