

Statutory Notes and Related Subsidiaries

RULE OF CONSTRUCTION

Pub. L. 117-263, div. K, title CXII, §11242(c), Dec. 23, 2022, 136 Stat. 4040, provided that: “The amendment made by subsection (a) [enacting this section]—

“(1) shall only apply to officers of the Coast Guard that entered active service after January 1, 1997, temporarily separated for a period of time, and have retired from the Coast Guard before January 1, 2024; and

“(2) shall not apply to any member of any other uniformed service, or to any Coast Guard member regarding active service of the member in any other uniformed service.”

§ 2516. Members asserting post-traumatic stress disorder or traumatic brain injury

(a) MEDICAL EXAMINATION REQUIRED.—

(1) IN GENERAL.—The Secretary shall ensure that a member of the Coast Guard who has performed Coast Guard operations or has been sexually assaulted during the preceding 2-year period, and who is diagnosed by an appropriate licensed or certified healthcare professional as experiencing post-traumatic stress disorder or traumatic brain injury or who otherwise alleges, based on the service of the member or based on such sexual assault, the influence of such a condition, receives a medical examination to evaluate a diagnosis of post-traumatic stress disorder or traumatic brain injury.

(2) RESTRICTION ON ADMINISTRATIVE SEPARATION.—A member described in paragraph (1) shall not be administratively separated under conditions other than honorable, including an administrative separation in lieu of a court-martial, until the results of the medical examination have been reviewed by appropriate authorities responsible for evaluating, reviewing, and approving the separation case, as determined by the Secretary.

(3) POST-TRAUMATIC STRESS DISORDER.—In a case involving post-traumatic stress disorder under this subsection, a medical examination shall be—

(A) performed by—

- (i) a board-certified or board-eligible psychiatrist; or
- (ii) a licensed doctorate-level psychologist; or

(B) performed under the close supervision of—

- (i) a board-certified or board-eligible psychiatrist; or
- (ii) a licensed doctorate-level psychologist, a doctorate-level mental health provider, a psychiatry resident, or a clinical or counseling psychologist who has completed a 1-year internship or residency.

(4) TRAUMATIC BRAIN INJURY.—In a case involving traumatic brain injury under this subsection, a medical examination shall be performed by a psychiatrist, psychologist, neurosurgeon, or neurologist.

(b) PURPOSE OF MEDICAL EXAMINATION.—The medical examination required under subsection (a) shall assess whether the effects of mental or neurocognitive disorders, including post-traumatic stress disorder and traumatic brain injury, constitute matters in extenuation that re-

late to the basis for administrative separation under conditions other than honorable or the overall characterization of the service of the member as other than honorable.

(c) INAPPLICABILITY TO PROCEEDINGS UNDER UNIFORM CODE OF MILITARY JUSTICE.—The medical examination and procedures required by this section do not apply to courts-martial or other proceedings conducted pursuant to the Uniform Code of Military Justice.

(d) COAST GUARD OPERATIONS DEFINED.—In this section, the term “Coast Guard operations” has the meaning given that term in section 888(a) of the Homeland Security Act of 2002 (6 U.S.C. 468(a)).

(Added Pub. L. 117-263, div. K, title CXIV, §11410(a), Dec. 23, 2022, 136 Stat. 4116.)

SUBCHAPTER II—ADVISORY BOARD ON WOMEN IN THE COAST GUARD**Editorial Notes**

PRIOR PROVISIONS

A prior subchapter II was redesignated subchapter III of this chapter.

§ 2521. Advisory Board on Women in the Coast Guard

(a) IN GENERAL.—The Commandant shall establish within the Coast Guard an Advisory Board on Women in the Coast Guard.

(b) MEMBERSHIP.—The Advisory Board established under subsection (a) shall be composed of such number of members as the Commandant considers appropriate, selected by the Commandant through a public selection process from among applicants for membership on the Board. The members of the Board shall, to the extent practicable, represent the diversity of the Coast Guard. The members of the Committee shall include an equal number of each of the following:

- (1) Active duty officers of the Coast Guard.
- (2) Active duty enlisted members of the Coast Guard.
- (3) Members of the Coast Guard Reserve.
- (4) Retired members of the Coast Guard.

(c) DUTIES.—The Advisory Board established under subsection (a)—

(1) shall advise the Commandant on improvements to the recruitment, retention, wellbeing, and success of women serving in the Coast Guard and attending the Coast Guard Academy, including recommendations for the report on gender diversity in the Coast Guard required by section 5109 of chapter 51 of title 14;

(2) may submit to the Commandant recommendations in connection with its duties under this subsection, including recommendations to implement the advice described in paragraph (1); and

(3) may brief Congress on its duties under this subsection, including the advice described in paragraph (1) and any recommendations described in paragraph (2).

(Added Pub. L. 116-283, div. G, title LVXXXII [LXXXII], §8215(c)(2), Jan. 1, 2021, 134 Stat. 4651.)

[SUBCHAPTER III—REPEALED]

[§§ 2531 to 2534. Repealed. Pub. L. 117-263, div. K, title CXVIII, § 11808(a)(18), Dec. 23, 2022, 136 Stat. 4166]

Section 2531, act Aug. 4, 1949, ch. 393, 63 Stat. 526, § 432; Aug. 9, 1955, ch. 650, §§ 1, 2, 69 Stat. 577; Pub. L. 86-309, Sept. 21, 1959, 73 Stat. 585; Pub. L. 91-278, § 1(10), June 12, 1970, 84 Stat. 305; Pub. L. 96-23, § 5(a), June 13, 1979, 93 Stat. 68; Pub. L. 97-295, § 2(11), (13), Oct. 12, 1982, 96 Stat. 1302; Pub. L. 98-557, § 15(a)(3)(B), Oct. 30, 1984, 98 Stat. 2865; Pub. L. 99-640, § 10(a)(7), Nov. 10, 1986, 100 Stat. 3549; renumbered § 2531, Pub. L. 115-282, title I, § 114(b), Dec. 4, 2018, 132 Stat. 4223; Pub. L. 116-283, div. G, title LVXXXV [LXXXV], § 8505(a)(21), Jan. 1, 2021, 134 Stat. 4748, related to personnel of former Lighthouse Service.

Section 2532, added Pub. L. 116-283, div. G, title LVXXXV [LXXXV], § 8510(b), Jan. 1, 2021, 134 Stat. 4757, related to retirement of certain employees of former Lighthouse Service.

Section 2533, added Pub. L. 116-283, div. G, title LVXXXV [LXXXV], § 8511(a), Jan. 1, 2021, 134 Stat. 4758, related to surviving spouses of current or former employees of Lighthouse Service.

Section 2534, added and amended Pub. L. 116-283, div. G, title LVXXXV [LXXXV], § 8511(b), Jan. 1, 2021, 134 Stat. 4758, related to application for section 2533 benefits.

CHAPTER 27—PAY, ALLOWANCES, AWARDS, AND OTHER RIGHTS AND BENEFITS**SUBCHAPTER I—PERSONNEL RIGHTS AND BENEFITS**

Sec.	
2701.	Procurement of personnel.
2702.	Training.
2703.	Contingent expenses.
2704.	Equipment to prevent accidents.
[2705.	Repealed.]
2706.	Right to wear uniform.
2707.	Protection of uniform.
2708.	Clothing for officers and enlisted personnel.
2709.	Procurement and sale of stores to members and civilian employees.
2710.	Disposition of effects of decedents.
2711.	Deserters; payment of expenses incident to apprehension and delivery; penalties.
2712.	Payment for the apprehension of stragglers.
2713.	Employment assistance.

SUBCHAPTER II—AWARDS

2731.	Delegation of powers to make awards; rules and regulations.
2732.	Medal of honor.
2733.	Medal of honor: duplicate medal.
2734.	Medal of honor: presentation of Medal of Honor Flag.
2735.	Coast Guard cross.
2736.	Distinguished service medal.
2737.	Silver star medal.
2738.	Distinguished flying cross.
2739.	Coast Guard medal.
2740.	Insignia for additional awards.
2741.	Time limit on award; report concerning deed.
2742.	Honorable subsequent service as condition to award.
2743.	Posthumous awards.
2744.	Life-saving medals.
2745.	Replacement of medals.
2746.	Award of other medals.
2747.	Awards and insignia for excellence in service or conduct.
2748.	Presentation of United States flag upon retirement.

SUBCHAPTER III—PAYMENTS

2761.	Individuals discharged as result of court-martial; allowances to.
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Sec.	
2762.	Shore patrol duty; payment of expenses.
2763.	Compensatory absence from duty for military personnel at isolated duty stations.
2764.	Monetary allowance for transportation of household effects.
2765.	Retroactive payment of pay and allowances delayed by administrative error or oversight.
2766.	Travel card management.
2767.	Reimbursement for medical-related travel expenses for certain individuals residing on islands in the continental United States.
2768.	Annual audit of pay and allowances of members undergoing permanent change of station.
2769.	Remission of indebtedness.
2770.	Special instruction at universities.
2771.	Attendance at professional meetings.
2772.	Education loan repayment program for members on active duty in specified military specialties.
2773.	Rations or commutation therefor in money.
2774.	Sales of ration supplies to messes.
2775.	Flight rations.
2776.	Payments at time of discharge for good of service.
2777.	Clothing for destitute shipwrecked individuals.
2778.	Advancement of public funds to personnel.
2779.	Transportation to and from certain places of employment.

Editorial Notes**PRIOR PROVISIONS**

A prior analysis for part III of this title “COAST GUARD AUTHORIZATIONS AND REPORTS TO CONGRESS” preceded prior section 2701 and consisted of items for chapter 27 “Authorizations” beginning with section 2701 and chapter 29 “Reports” beginning with section 2901, prior to repeal by Pub. L. 115-282, title I, § 115, Dec. 4, 2018, 132 Stat. 4225.

A prior analysis for chapter 27 “AUTHORIZATIONS” consisted of items 2701 “Requirement for prior authorization of appropriations”, 2702 “Authorization of appropriations”, 2703 “Authorization of personnel end strengths”, and 2704 “Authorized levels of military strength and training”, prior to repeal by Pub. L. 115-282, title I, § 116(a), Dec. 4, 2018, 132 Stat. 4225.

AMENDMENTS

2022—Pub. L. 117-263, div. K, title CXII, § 11239(b), Dec. 23, 2022, 136 Stat. 4039, added item 2772 and struck out former item 2772 “Education loan repayment program”.

2021—Pub. L. 116-283, div. G, title LVXXXII [LXXXII], § 8206(b), title LVXXXV [LXXXV], § 8505(a)(38)(B), (39)(B), (45)(B), Jan. 1, 2021, 134 Stat. 4649, 4750, added items 2713, 2761, 2767, and 2777, and struck out former items 2761 “Persons discharged as result of court-martial; allowances to”, 2767 “Reimbursement for medical-related travel expenses for certain persons residing on islands in the continental United States”, and 2777 “Clothing for destitute shipwrecked persons”. Item 2713 was added to the analysis for this chapter to reflect the probable intent of Congress, notwithstanding directory language adding that item “at the end” of the analysis for subchapter I of this chapter.

2018—Pub. L. 115-282, title I, § 116(a), title III, § 316, Dec. 4, 2018, 132 Stat. 4225, 4250, inserted chapter 27 designation and heading, added items 2701 to 2779, and struck out item 2705 “Clothing at time of discharge for good of service”.