

(2) the conduct of naval research in augmentation of and in conjunction with the research and development conducted by the bureaus and other agencies and offices of the Department of the Navy; and

(3) the supervision, administration, and control of activities within or for the Department relating to patents, inventions, trademarks, copyrights, and royalty payments, and matters connected therewith.

(c) Sufficient information relative to estimates of appropriations for research by the several bureaus and offices shall be furnished to the Office of Naval Research to assist it in coordinating naval research and carrying out its other duties.

(d) The Office of Naval Research shall perform its duties under the authority of the Secretary, and its orders are considered as coming from the Secretary.

(As amended Nov. 5, 1990, Pub. L. 101-510, div. A, title IX, § 910(b)(1), 104 Stat. 1625.)

AMENDMENTS

1990—Pub. L. 101-510 added subsec. (a) and redesignated former subsecs. (a) to (c) as (b) to (d), respectively.

§ 5025. Financial management

REFERENCES IN TEXT

Section 137 of this title, referred to in subsec. (a)(1), was renumbered section 135 of this title by Pub. L. 103-160, div. A, title IX, § 901(a)(2), Nov. 30, 1993, 107 Stat. 1726.

CHAPTER 505—OFFICE OF THE CHIEF OF NAVAL OPERATIONS

Sec.
5038. Director for Expeditionary Warfare.

AMENDMENTS

1992—Pub. L. 102-484, div. A, title IX, § 935(b)(2), Oct. 23, 1992, 106 Stat. 2478, added item 5038.

§ 5034. Chief of Naval Operations: retirement

An officer who is retired while serving as Chief of Naval Operations, or who, after serving at least two and one-half years as Chief of Naval Operations, is retired after completion of that service while serving in a lower grade than admiral, may, in the discretion of the President and by and with the advice and consent of the Senate, be retired with the grade of admiral.

(As amended Pub. L. 102-190, div. A, title V, § 505(a), Dec. 5, 1991, 105 Stat. 1358.)

AMENDMENTS

1991—Pub. L. 102-190 inserted “and by and with the advice and consent of the Senate” after “President”.

§ 5038. Director for Expeditionary Warfare

(a) One of the Directors within the Office of the Deputy Chief of Naval Operations for Resources, Warfare Requirements, and Assessments shall be the Director for Expeditionary Warfare who shall be detailed from officers on the active-duty list of the Marine Corps.

(b) An officer assigned to the position of Director for Expeditionary Warfare, while so serving, has the grade of major general.

(c) The principal duty of the Director for Expeditionary Warfare shall be to supervise the performance of all staff responsibilities of the Chief of Naval Operations regarding expeditionary warfare, including responsibilities regarding amphibious lift, mine warfare, naval fire support, and other missions essential to supporting expeditionary warfare.

(d) The Chief of Naval Operations shall transfer duties, responsibilities, and staff from other personnel within the Office of the Chief of Naval Operations as necessary to fully support the Director for Expeditionary Warfare.

(Added Pub. L. 102-484, div. A, title IX, § 935(b)(1), Oct. 23, 1992, 106 Stat. 2478; amended Pub. L. 103-35, title II, § 201(c)(10), May 31, 1993, 107 Stat. 98; Pub. L. 103-160, div. A, title IX, § 944, Nov. 30, 1993, 107 Stat. 1737.)

AMENDMENTS

1993—Subsec. (e). Pub. L. 103-160 struck out subsec. (e) which read as follows: “This section shall cease to apply on November 1, 1997.”

Pub. L. 103-35 substituted “section” for “subsection”.

CHAPTER 506—HEADQUARTERS, MARINE CORPS

§ 5043. Commandant of the Marine Corps

[See main edition for text of (a) and (b)]

(c) An officer who is retired while serving as Commandant of the Marine Corps, or who, after serving at least two and one-half years as Commandant, is retired after completion of that service while serving in a lower grade than general, may, in the discretion of the President and by and with the advice and consent of the Senate, be retired with the grade of general.

[See main edition for text of (d) to (f)]

(As amended Pub. L. 102-190, div. A, title V, § 505(b), Dec. 5, 1991, 105 Stat. 1358.)

AMENDMENTS

1991—Subsec. (c). Pub. L. 102-190 inserted “and by and with the advice and consent of the Senate” after “President”.

CHAPTER 513—BUREAUS; OFFICE OF THE JUDGE ADVOCATE GENERAL

Sec.
5139. Appointment of chiropractors in the Medical Service Corps.

AMENDMENTS

1992—Pub. L. 102-484, div. A, title V, § 505(b)(2), Oct. 23, 1992, 106 Stat. 2404, added item 5139.

§ 5133. Bureau Chiefs and Judge Advocate General: rank; pay and allowances; retirement

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 5138, 5142, 5148, 5149 of this title.

§ 5139. Appointment of chiropractors in the Medical Service Corps

Chiropractors who are qualified under regulations prescribed by the Secretary of the Navy

may be appointed as commissioned officers in the Medical Service Corps of the Navy.

(Added Pub. L. 102-484, div. A, title V, § 505(b)(1), Oct. 23, 1992, 106 Stat. 2404.)

PRIOR PROVISIONS

A prior section 5139, acts Aug. 10, 1956, ch. 1041, 70A Stat. 287; Sept. 7, 1962, Pub. L. 87-649, § 6(c)(1), 76 Stat. 494, established position of Chief of Medical Service Corps within Bureau of Medicine and Surgery, prior to repeal by Pub. L. 96-513, title III, § 352(a), title VII, § 701, Dec. 12, 1980, 94 Stat. 2902, 2955, eff. Sept. 15, 1981.

REGULATIONS

Regulations required to be prescribed by amendment made by section 505 of Pub. L. 102-484 to be prescribed not later than 180 days after Oct. 23, 1992, see section 505(d) of Pub. L. 102-484, set out as a note under section 3070 of this title.

§ 5150. Staff corps of the Navy

[See main edition for text of (a) and (b)]

(c) The Secretary of the Navy, whenever the needs of the service require, may convene a selection board under section 611(a) of this title to select an officer in the Nurse Corps or in the Medical Service Corps (if such corps has been established under subsection (a)) for promotion to the grade of rear admiral (lower half). An officer promoted pursuant to such a selection shall be appointed by the Secretary to the position of Director of the Nurse Corps or Director of the Medical Service Corps, respectively, for a term of four years, to serve at the pleasure of the Secretary. For the purpose of computing the total number of flag officers in the staff corps of the Navy under section 526 of this title, an officer so appointed shall be considered an additional number in grade.

(As amended Pub. L. 102-190, div. A, title X, § 1061(a)(22)(A), Dec. 5, 1991, 105 Stat. 1473.)

AMENDMENTS

1991—Subsec. (c). Pub. L. 102-190 substituted “section 526” for “section 5444”.

CHAPTER 519—NAVAL RESERVE AND MARINE CORPS RESERVE

§ 5252. Marine Corps Reserve: administration; Policy Board

REPORT ON SUPERVISION, MANAGEMENT, AND ADMINISTRATION OF MARINE CORPS RESERVE

Pub. L. 102-190, div. A, title V, § 526, Dec. 5, 1991, 105 Stat. 1363, provided that:

“(a) REPORT.—The Secretary of Defense shall submit to the Committees on Armed Services of the Senate and House of Representatives a report on the supervision, management, and administration of the Marine Corps Reserve.

“(b) CONTENT OF REPORT.—The report shall include the following:

“(1) A description of the organizational chain of command of the Marine Corps Reserve from unit level through Headquarters, United States Marine Corps.

“(2) The identity of each office, if any, within the Headquarters, United States Marine Corps, that has as its specific responsibility the oversight of personnel, training, management, and administration matters with respect to the Marine Corps Reserve.

“(3) If such offices exist, a discussion of the extent to which it is the policy and practice of the Marine Corps to assign members of the Marine Corps Reserve to duty in such offices.

“(4) A discussion of how the current structure of the chain of command and organization of administrative responsibility for the Marine Corps Reserve at Headquarters, United States Marine Corps, is designed to facilitate the efficiency, readiness, and ability of the Marine Corps Reserve to execute the purpose set out in section 262 of title 10, United States Code.

“(5) A discussion of any actions that the Secretary of Defense considers appropriate for improving the supervision, management, and administration of the Marine Corps Reserve, including any actions taken or planned to be taken by the Secretary as a result of the issues identified in the preparation of the report.

“(6) Any recommended legislation that the Secretary considers necessary for the improvement of the organization, supervision, management, or administration of the Marine Corps Reserve.

“(c) DEADLINE FOR SUBMISSION OF REPORT.—The report shall be submitted not later than December 31, 1992.”

PART II—PERSONNEL

CHAPTER 531—STRENGTH OF NAVAL RESERVE AND MARINE CORPS RESERVE

Sec.

5414. Naval Reserve and Marine Corps Reserve: officers in an active status in grades above chief warrant officer, W-5.

AMENDMENTS

1991—Pub. L. 102-190, div. A, title XI, § 1131(8)(B), Dec. 5, 1991, 105 Stat. 1506, substituted “W-5” for “W-4” in item 5414.

§ 5414. Naval Reserve and Marine Corps Reserve: officers in an active status in grades above chief warrant officer, W-5

(a) The authorized strength of the Naval Reserve in officers in an active status in grades above chief warrant officer, W-5, is 150,000.

(b) The authorized strength of the Marine Corps Reserve in officers in an active status in grades above chief warrant officer, W-5, is 24,500.

[See main edition for text of (c)]

(As amended Pub. L. 102-190, div. A, title XI, § 1131(8)(A), Dec. 5, 1991, 105 Stat. 1506.)

AMENDMENTS

1991—Pub. L. 102-190 substituted “W-5” for “W-4” in section catchline and in subssecs. (a) and (b).

EFFECTIVE DATE OF 1991 AMENDMENT

Amendment by Pub. L. 102-190 effective Feb. 1, 1992, see section 1132 of Pub. L. 102-190, set out as a note under section 521 of this title.

CHAPTER 533—DISTRIBUTION IN GRADE

Sec.

[5442 to 5444, 5446. Repealed.]

5457. Naval Reserve: officers in an active status in grades above chief warrant officer, W-5.

5458. Marine Corps Reserve: officers in an active status in grades above chief warrant officer, W-5.