TITLE 10—ARMED FORCES

This title was enacted by act Aug. 10, 1956, ch. 1041, §1, 70A Stat. 1

Subtitl	e	Sec.
Α.	General Military Law	101
В.	Army	7001
C.	Navy and Marine Corps	8001
D.	Air Force and Space Force	9011
Е.	Reserve Components	10001
F.	Alternative Military Personnel Sys-	
	tems	20001

Editorial Notes

AMENDMENTS

2023—Pub. L. 118-31, div. A, title XVII, §1711, Dec. 22, 2023, 137 Stat. 625, added item for subtitle F. Amendment was made pursuant to operation of section 102 of this title.

2021—Pub. L. 116-283, div. A, title IX, §923(a)(2), Jan. 1, 2021, 134 Stat. 3807, substituted "Air Force and Space Force" for "Air Force' in item for subtitle D. 2018—Pub. L. 115–232, div. A, title VIII, §809(a), Aug. 13, 2018, 132 Stat. 1840, substituted "7001" for "3001" in

item for subtitle B and "8001" for "5001" in item for subtitle C.

Pub. L. 115-232, div. A, title VIII, §809(a), Aug. 13, 2018, 132 Stat. 1840, substituted "9011" for "8001" in item for 132 Stat. 1840, substituted "9011" for "8001" in item for subtitle D to reflect the probable intent of Congress to include the number, as redesignated by section 806(c) of Pub. L. 115–232, of the first section of subtitle D. 1994—Pub. L. 103–337, div. A, title XVI, §1671(a), Oct. 5, 1994, 108 Stat. 3013, added item for subtitle E.

 ${\rm TABLE}\ I$ (Showing disposition of all sections of former Title 10)

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21b	3034
21c	3035
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22, 22a	Rep.
23, 23a	Rep.
24–32a	Rep.
34–37	Rep. Rep.
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51	Rep.
52 53	4024 Rep.
61	Rep.
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65	3292
66–70c	Rep.
71, 72	Rep.
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74	Elim.
75	(See former 1259d)
76	(See former 1259e)
77	Elim.
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81–2	3311, 3685, 3818, 8067, 8685, 8818
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83	Rep.
91	Rep. 3294, 8294
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94	Rep.
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143	Rep.
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145a, 145a–1	Rep. Rep.
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1664a	166c to 166d–1		310(p)	
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1068(C)	166g(a), (b)	3504, 3881, 3882, 3887, 3912, 3928,	312	
168(c)				
1666	166g(c)			
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166k				
1661				
181	166 <i>l</i>		316d	
181a				
1815	181a	3040, 3209, 3493; T. 33 § 583a	321a	Elim.
181d		3038	322–332	
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189 (tas test.)				Rep.
189 (less lat sent.)				3355, 8355
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190b	190			
191-196		T. 33 §§ 576, 701b–9		
198	191–196	Rep.	361b	Rep.
199				
211, 212		(See former 190a)		
214, 215	211, 212	Rep.	367	Elim.
221, 222			367a, 368	
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232 3293, 3293 371b Rep. See T. 5 §\$502, 5534				Rep. See T. 5 §§ 3551, 6323(a), (b)
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235	233	Rep. in part. Elim. in part.	371c	Elim.
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Statutory Notes and Related Subsidiaries

POSITIVE LAW; CITATION

This title has been enacted into positive law by section 1 of act Aug. 10, 1956, ch. 1041, 70A Stat. 1, which provided in part that: "Title 10 of the United States Code, entitled 'Armed Forces', is revised, codified, and enacted into law, and may be cited as 'Title 10, United States Code, §—.'"

REPEALS

Act Aug. 10, 1956, ch. 1041, $\S53$, 70A Stat. 641, repealed the sections or parts of sections of the Revised Statutes

or Statutes at Large covering provisions codified in this act, "except with respect to rights and duties that matured, penalties that were incurred, and proceedings that were begun, before the effective date of this act [Aug. 10, 1956] and except as provided in section 49."

SAVINGS PROVISION AND SEPARABILITY

Act Aug. 10, 1956, ch. 1041, §49, 70A Stat. 640, provided that:

"(a) In sections 1–48 of this Act [see Tables for classification], it is the legislative purpose to restate, without substantive change, the law replaced by those sections on the effective date of this Act [Aug. 10, 1956]. However, laws effective after March 31, 1955, that are inconsistent with this Act shall be considered as superseding it to the extent of the inconsistency.

"(b) References that other laws, regulations, and orders make to the replaced law shall be considered to be made to the corresponding provisions of sections 1-48.

"(c) Actions taken and offenses committed under the replaced law shall be considered to have been taken or committed under the corresponding provisions of sections 1–48.

"(d) If a part of this Act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this Act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

"(e) In chapter 47 of title 10, United States Code, enacted by section 1 of this Act, no inference of a legislative construction is to be drawn from the part in which any article is placed nor from the catchlines of the part or the article as set out in that chapter.

"(f) The enactment of this Act does not increase or decrease the pay or allowances, including retired pay and retainer pay, of any person.

and retainer pay, of any person.

"(g) The enactment of this Act does not affect the status of persons who, on the effective date of this Act [Aug. 10, 1956], have the status of warrant officers of the Army Mine Planter Service."

EFFECTIVE DATE OF UNIFORM CODE OF MILITARY JUSTICE

Act Aug. 10, 1956, ch. 1041, §51, 70A Stat. 640, provided that chapter 47 of this title takes effect January 1, 1957.

RESTATEMENT OF SUSPENDED OR TEMPORARILY SUPERSEDED PROVISIONS

Act Aug. 10, 1956, ch. 1041, §50, 70A Stat. 640, provided that: "If on the effective date of this Act [Aug. 10, 1956] a provision of law that is restated in this Act and repealed by section 53 would have been in a suspended or temporarily superseded status but for its repeal, the provisions of this Act that restate that provision have the same suspended or temporarily superseded status."

IMPROVEMENT OF UNITED STATES CODE BY PUB. L. 85-861; LEGISLATIVE PURPOSE; REPEAL OF INCONSISTENT PROVISIONS; CORRESPONDING PROVISIONS; SAVINGS PROVISION AND SEPARABILITY; STATUS; REPEALS

Pub. L. 85–861, §34, Sept. 2, 1958, 72 Stat. 1568, provided that:

"(a) In sections 1–32 of this Act [see Tables for classification], it is the legislative purpose to restate, without substantive change, the law replaced by those sections on the effective date of this Act [Sept. 2, 1958]. However, laws effective after December 31, 1957, that are inconsistent with this Act shall be considered as superseding it to the extent of the inconsistency.

"(b) References that other laws, regulations, and orders make to the replaced law shall be considered to be made to the corresponding provisions of sections 1–32.

"(c) Actions taken under the replaced law shall be considered to have been taken under the corresponding provisions of sections 1–32.

"(d) If a part of this Act is invalid, all valid parts that are severable from the invalid part remain in ef-

fect. If a part of this Act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications

"(e) The enactment of this Act does not increase or decrease the pay or allowances, including retired and retainer pay, of any person."

Pub. L. 85–861, §35, Sept. 2, 1958, 72 Stat. 1568, provided that: "If on the effective date of this Act [Sept. 2, 1958] a provision of law that is restated in this Act and repealed by section 36 would have been in a suspended or temporarily superseded status but for its repeal, the provisions of this Act that restate that provision have the same suspended or temporarily superseded status."

Pub. L. 85–861, §36, Sept. 2, 1958, 72 Stat. 1568, repealed certain laws except with respect to rights and duties that matured, penalties that were incurred, and proceedings that were begun, before Sept. 2, 1958.

IMPROVEMENT OF UNITED STATES CODE BY PUB. L. 87-651; INCONSISTENT PROVISIONS SUPERSEDED; CORRESPONDING PROVISIONS

Pub. L. 87-651, title III, § 306, Sept. 7, 1962, 76 Stat. 526, provided that:

"(a) Laws becoming effective after January 9, 1962, that are inconsistent with this Act [see Tables for classification] shall be considered as superseding it to the extent of the inconsistency.

"(b) References made by other laws, regulations and orders to the laws shall be considered to be made to the corresponding provisions of this Act.

"(c) Actions taken under the replaced law shall be considered to have been taken under the corresponding provisions of this Act.

"(d) The enactment of this Act, except section 108 [amending section 1334 [now 12734] of this title], does not increase or decrease the pay or allowances, including retired and retainer pay, of any person."

IMPROVEMENT OF UNITED STATES CODE BY PUB. L. 89-718; INCONSISTENT PROVISIONS SUPERSEDED; CORRESPONDING PROVISIONS

Pub. L. 89–718, §74, Nov. 2, 1966, 80 Stat. 1124, provided that:

"(a) Laws becoming effective after June 1, 1965, that are inconsistent with this Act shall be considered as superseding it to the extent of the inconsistency.

"(b) References made by other laws, regulations, and orders to the laws restated by this Act shall be considered to be made to the corresponding provisions of this Act

"(c) Actions taken under the laws restated by this Act shall be considered to have been taken under the corresponding provisions of this Act."

IMPROVEMENT OF UNITED STATES CODE BY PUB. L. 97–295; LEGISLATIVE PURPOSE; REPEAL OF INCONSISTENT PROVISIONS; CORRESPONDING PROVISIONS; SAVINGS PROVISION AND SEPARABILITY

Pub. L. 97-295, §5, Oct. 12, 1982, 96 Stat. 1313, provided that:

"(a) Sections 1-4 of this Act [see Tables for classification] restate, without substantive change, laws enacted before December 2, 1981, that were replaced by those sections. Those sections may not be construed as making a substantive change in the laws replaced. Laws enacted after December 1, 1981, that are inconsistent with this Act supersede this Act to the extent of the inconsistency.

"(b) A reference to a law replaced by sections 1-4 of this Act, including a reference in a regulation, order, or other law, is deemed to refer to the corresponding provision enacted by this Act.

"(c) An order, rule, or regulation in effect under a law replaced by sections 1-4 of this Act continues in effect under the corresponding provision enacted by this Act until repealed, amended, or superseded.

"(d) An action taken or an offense committed under a law replaced by sections 1-4 of this Act is deemed to

have been taken or committed under the corresponding provision enacted by this Act.

"(e) An inference of a legislative construction is not to be drawn by reason of the location in the United States Code of a provision enacted by this Act or by reason of the caption or catchline of the provision.

"(f) If a provision enacted by this Act is held invalid, all valid provisions that are severable from the invalid provision remain in effect. If a provision of this Act is held invalid in any of its applications, the provision remains valid for all valid applications that are severable from any of the invalid applications."

Pub. L. 97–295, §6(a), Oct. 12, 1982, 96 Stat. 1314, provided that: "The repeal of a law by this Act may not be construed as a legislative inference that the provision was or was not in effect before its repeal."

Pub. L. 97–295, §6(b), Oct. 12, 1982, 96 Stat. 1314, repealed certain sections or parts of sections of the Statutes at Large, except for rights and duties that matured, penalties that were incurred, and proceedings that were begun before Oct. 12, 1982.

IMPROVEMENT OF UNITED STATES CODE BY PUB. L. 100-370; CORRESPONDING PROVISIONS; SAVINGS PROVISION

Pub. L. 100-370, $\S4$, July 19, 1988, 102 Stat. 856, provided that:

"(a) REFERENCES TO REPLACED LAWS.—A reference to a law replaced by the provisions of title 10, United States Code, enacted by this Act [see Tables for classification] (including a reference in a regulation, order, or other law) shall be treated as referring to the corresponding provision enacted by this Act.

"(b) SAVINGS PROVISION FOR REGULATIONS.—A regulation, rule, or order in effect under a law replaced by the provisions of title 10, United States Code, enacted by this Act shall continue in effect under the corresponding provision enacted by this Act until repealed, amended, or superseded.

"(c) GENERAL SAVINGS PROVISION.—An action taken or an offense committed under a law replaced by the provisions of title 10, United States Code, enacted by this Act shall be treated as having been taken or committed under the corresponding provision enacted by this Act."

IMPROVEMENT OF UNITED STATES CODE BY PUB. L. 101-510; CORRESPONDING PROVISIONS; SAVINGS PROVISION

Pub. L. 101-510, div. A, title XIV, §1481(k), Nov. 5, 1990, 104 Stat. 1709, provided that:

"(1) A reference to a law replaced by the provisions of title 10, United States Code, enacted by this section [enacting sections 129b, 1056, 2245, 2549, 2550, 2678, and 2732 of this title, amending sections 114, 1584, 1593, 2701, 2734, 2734a, and 2734b of this title, enacting provisions set out as a note under section 1056 of this title, and repealing provisions set out as notes under sections 113, 114, 1584, 1593, 2241, and 2701 of this title] (including a reference in a regulation, order, or other law) shall be treated as referring to the corresponding provision enacted by this section.

"(2) A regulation, rule, or order in effect under a law replaced by the provisions of title 10, United States Code, enacted by this section shall continue in effect under the corresponding provision enacted by this title until repealed, amended, or superseded.

"(3) An action taken or an offense committed under a law replaced by the provisions of title 10, United States Code, enacted by this section shall be treated as having been taken or committed under the corresponding provision enacted by this title."

IMPROVEMENT OF UNITED STATES CODE BY PUB. L. 103-337; CORRESPONDING PROVISIONS; SAVINGS PROVISION

Pub. L. 103-337, div. A, title XVI, §1665, Oct. 5, 1994, 108 Stat. 3012, provided that:

"(a) REFERENCES TO TRANSFERRED OR REPLACED PRO-VISIONS.—A reference to a provision of title 10, United

States Code, transferred or replaced by the provisions			37.	General Service Requirements	651
of sections 1661 through 1664 [see Tables for classifica-			38.	Joint Officer Management	661
tion] (including a reference in a regulation, order, or other law) shall be treated as referring to that provi-			39.	Active Duty	671
sion as transferred or to the corresponding provision as			40.	Leave	701
so enacted by this subtitle [subtitle C (§§1661-1665) of			41.	Special Appointments, Assignments, Details, and Duties	711
title XVI of div. A of Pub. L. 103–337].			43.	Rank and Command	711 741
"(b) SAVINGS PROVISION FOR REGULATIONS.—A regulation, rule, or order in effect under a provision of title			45.	The Uniform	771
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"(c) GENERAL SAVINGS PROVISION.—An action taken, or a right that matured, under a provision of title 10,				Penalties	971
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