

–CITE–

10 USC CHAPTER 659 – NAVAL MILITIA 01/06/03

–EXPCITE–

TITLE 10 – ARMED FORCES

Subtitle C – Navy and Marine Corps

PART IV – GENERAL ADMINISTRATION

CHAPTER 659 – NAVAL MILITIA

.

–HEAD–

CHAPTER 659 – NAVAL MILITIA

–MISC1–

Sec.

7851. Composition.

7852. Appointment and enlistment in reserve components.

7853. Release from Militia duty upon order to active duty in
reserve components.

7854. Availability of material for Naval Militia.

–CITE–

10 USC Sec. 7851 01/06/03

–EXPCITE–

TITLE 10 – ARMED FORCES

Subtitle C – Navy and Marine Corps

PART IV – GENERAL ADMINISTRATION

CHAPTER 659 – NAVAL MILITIA

–HEAD–

Sec. 7851. Composition

–STATUTE–

The Naval Militia consists of the Naval Militia of the States,
the Territories, and the District of Columbia.

–SOURCE–

(Aug. 10, 1956, ch. 1041, 70A Stat. 486.)

–MISC1–

Historical and Revision Notes

Revised section Source (U.S. Code) Source (Statutes at
Large)

7851 50 U.S.C. 1071. July 9, 1952, ch.

608, Sec. 501, 66

Stat. 500.

–CITE–

10 USC Sec. 7852 01/06/03

–EXPCITE–

TITLE 10 – ARMED FORCES

Subtitle C – Navy and Marine Corps

PART IV – GENERAL ADMINISTRATION

CHAPTER 659 – NAVAL MILITIA

–HEAD–

Sec. 7852. Appointment and enlistment in reserve components

–STATUTE–

In the discretion of the Secretary of the Navy, any member of the Naval Militia may be appointed or enlisted in the Naval Reserve or the Marine Corps Reserve in the grade for which he is qualified.

–SOURCE–

(Aug. 10, 1956, ch. 1041, 70A Stat. 486.)

–MISC1–

Historical and Revision Notes

Revised section Source (U.S. Code) Source (Statutes at Large)

7852 50 U.S.C. 1072. July 9, 1952, ch. 608, Sec. 502, 66 Stat. 500.

This section is written to indicate that the Secretary of the Navy has discretion in authorizing the appointment or enlistment in the Naval Reserve of members of the Naval Militia but does not make such appointments or enlistments. Section 593 of this title, based on 50 U.S.C. 942, 943, provides the manner in which all reserve appointments are made, and Sec. 510 of this title, based on 50 U.S.C. 941, 952, 956 provides the authority to enlist persons in the reserve components. As worded, this section removes the conflicting statement of appointing authority, and allows appointments and enlistments to be controlled by these other provisions. The words "rank" and "or rating" are omitted as

covered by the word "grade".

–CITE–

10 USC Sec. 7853 01/06/03

–EXPCITE–

TITLE 10 – ARMED FORCES

Subtitle C – Navy and Marine Corps

PART IV – GENERAL ADMINISTRATION

CHAPTER 659 – NAVAL MILITIA

–HEAD–

Sec. 7853. Release from Militia duty upon order to active duty in
reserve components

–STATUTE–

When ordered to active duty, a member of the Naval Reserve or the
Marine Corps Reserve who is a member of the Naval Militia is
relieved from all service and duty in the Naval Militia from the
date of active duty specified in his orders until he is released
from active duty.

–SOURCE–

(Aug. 10, 1956, ch. 1041, 70A Stat. 486.)

–MISC1–

Historical and Revision Notes

Revised section Source (U.S. Code) Source (Statutes at
Large)

7853 50 U.S.C. 1073. July 9, 1952, ch.

608, Sec. 503, 66

Stat. 500.

The words "in the service of the United States" are omitted as covered by the definition of "active duty" in Sec. 101 of this title. The words "is relieved" are substituted for the words "shall stand relieved".

–CITE–

10 USC Sec. 7854 01/06/03

–EXPCITE–

TITLE 10 – ARMED FORCES

Subtitle C – Navy and Marine Corps

PART IV – GENERAL ADMINISTRATION

CHAPTER 659 – NAVAL MILITIA

–HEAD–

Sec. 7854. Availability of material for Naval Militia

–STATUTE–

Under regulations prescribed by the Secretary of the Navy, vessels, material, armament, equipment, and other facilities of the Navy and the Marine Corps available to the Naval Reserve and the Marine Corps Reserve may also be made available for issue or loan to any State, any Territory, or the District of Columbia for the use of its Naval Militia if –

(1) at least 95 percent of the members of the portion or unit of the Naval Militia to which the facilities would be made available are members of the Naval Reserve or the Marine Corps

Reserve; and

(2) the organization, administration, and training of the Naval Militia conform to standards prescribed by the Secretary.

–SOURCE–

(Aug. 10, 1956, ch. 1041, 70A Stat. 486.)

–MISC1–

Historical and Revision Notes

Revised section Source (U.S. Code) Source (Statutes at Large)

7854 50 U.S.C. 1074. July 9, 1952, ch.
608, Sec. 504, 66
Stat. 500.

The words "are or may be made", before the word "available", are omitted as surplusage.

In clause (1) the word "members" is substituted for the word "personnel".

–CITE–