such sales” are omitted as surplusage. The last sentence is inserted to reflect Title IV of the National Security Act of 1947, as amended (63 Stat. 585), which authorized the Secretary of Defense to prescribe regulations governing the use and sale of certain inventories at cost, including applicable administrative expenses. (See opinion of the Deputy General Counsel of the Office of the Secretary of Defense, March 29, 1956.)

In subsection (c), the word “members” is substituted for the words “officers and enlisted men”. The words “at the prices at which like property is sold to” are substituted for the words “same price as is charged the”.

In subsections (c) and (d), the words “other armed forces” are substituted for the words “Navy and Marine Corps”. Since such sales are authorized to members of the Coast Guard by section 144(b) of Title 14.

In subsection (d), the words “other than subsistence supplies” are inserted, since the sale of subsistence supplies does not constitute a sale of property.

In subsection (e), the words “a person who has been discharged” are substituted for the words “discharged officers and enlisted men”. The words “at the prices at which property is sold to” are substituted for the words “at cost, including applicable administrative expenses. (See opinion of the Assistant General Counsel (Fiscal Matters) of the Office of the Secretary of Defense, January 4, 1955.)

In subsection (g), the words “regulations to be prescribed by the Secretary” are substituted for the words “Regulations of the Government”. The words “at cost” are substituted for the words “at the prices at which like property is sold”.

In subsection (h), the word “outside” is substituted for the words “beyond the continental limitations”. The words “or in Alaska” are omitted, since, under section 101(1) of this title, the words “United States” are defined to include only the States and the District of Columbia. The word “continental”, after the words “within the”, is omitted for the same reason. The last sentence is substituted for 10:1231 (proviso).

In subsection (i), 10:1196 (last 30 words) is omitted as superseded by the Act of April 27, 1914, ch. 72 (last provision under “Subsistence of the Army”), 38 Stat. 361. The words “so much of the” and “as may be necessary” are omitted as surplusage. The words “members * * * on active duty, for the use of themselves and their families” are substituted for the words “officers for the use of themselves and their families, and to commanders of companies or other organizations, for the use of the enlisted men of their companies or organizations”, to conform to 10:1237 and 1238. Those sections provide the basic authority for procurement and sale of subsistence supplies to all members. This interpretation conforms to established administrative practice under those sections. The word “supplies” is substituted for the word “stores”.

1962 Act

The changes correct an internal reference.
§ 9625 Ordnance property: officers of armed forces; civilian employees of Air Force; American National Red Cross; educational institutions; homes for veterans' orphans  

(a) The Secretary of the Air Force may sell articles of ordnance property to officers of other armed forces for their use in the service, in the same manner as these articles are sold to officers of the Air Force.  

(b) Under such regulations as the Secretary may prescribe, ordnance stores may be sold to civilian employees of the Air Force and to the American National Red Cross.  

(c) Articles of ordnance property may be sold to educational institutions and to State soldiers' and sailors' orphans' homes for maintaining the ordnance and ordnance stores issued to those institutions and homes.

(Aug. 10, 1956, ch. 1041, 70A Stat. 580.)

HISTORICAL AND REVISION NOTES

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In subsection (a), the words “on active duty” are inserted for clarity.

In subsection (b), the words “rates of charge”, “to cover the cost of purchase, inspection, and so forth”, and “as can be spared without detriment to the military service” are omitted as surplusage. The words “the contract prices paid therefor” are omitted to reflect Title IV of the National Security Act of 1947, as amended (63 Stat. 585), which authorized the Secretary of Defense to prescribe regulations governing the use and sale of certain inventories, at cost, including applicable administrative expenses. (See opinion of the Assistant General Counsel (Fiscal Matters) of the Office of the Secretary of Defense, January 4, 1955.) The word “equipments” is omitted as covered by the word “supplies.”

In subsections (b) and (c), the words “The Secretary” are substituted for the words “Medical Department of the Army”, since the functions which, for the Army, are assigned by statute to subordinate organizational units of the Army, are, for the Air Force, assigned to the Secretary of the Air Force.

In subsection (c), the words “in the District of Columbia” are omitted as surplusage, since there is only one Soldiers’ Home. The words “Upon proper application therefor” are omitted as surplusage. The words “its contract prices” are omitted to reflect Title IV of the National Security Act of 1947, as amended (63 Stat. 585), which authorized the Secretary of Defense to prescribe regulations governing the use and sale of certain inventories at cost, including applicable administrative expenses. (See opinion of the Assistant General Counsel (Fiscal Matters) of the Office of the Secretary of Defense, January 4, 1955.)

AMENDMENTS


Subsec. (c). Pub. L. 101–510, §1533(a)(8)(A), substituted “United States Soldiers’ and Airmen’s Home” for “United States Soldiers’ and Airmen’s Home”.

1980—Pub. L. 96–513, §1533(a)(8)(B), substituted “Medical Department” for “Medical Department” in section catchline.

Subsec. (c). Pub. L. 96–513, §1533(a)(8)(B), substituted “United States Soldiers’ and Airmen’s” for “Soldiers’ and Airmen’s”.

Effective Date of 1990 Amendment

Amendment by Pub. L. 101–510 effective one year after Nov. 5, 1990, see section 1541 of Pub. L. 101–510, former set out as an Effective Date note under section 401 of Title 24, Hospitals and Asylums.