within one year of resigning the officer's Regular commission, and who is appointed in the same grade previously held in the Regular Navy or Coast Guard, shall be given the same date or rank in that grade as that previously assigned to the officer while a member of the Regular Navy or Coast Guard.

(Added Pub. L. 96–322, §1, Aug. 4, 1980, 94 Stat. 1015.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 792 of this title prior to the complete revision of this chapter by Pub. L. 96–322.

§ 745. Grade on entry upon active duty

A Reserve officer ordered to active duty or active duty for training shall be ordered in the grade held; except that the Secretary may authorize a higher grade.

(Added Pub. L. 96–322, §1, Aug. 4, 1980, 94 Stat. 1015.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 776 of this title prior to the complete revision of this chapter by Pub. L. 96–322.

§ 746. Recall of a retired officer; grade upon release

(a) When an officer in the Retired Reserve or an officer on a Reserve retired list is recalled to active duty, that officer shall be recalled in a manner similar to the recall of a Regular retired officer.

(b) An officer in the Retired Reserve or an officer on a Reserve retired list recalled to active duty shall upon release therefrom be advanced in the Retired Reserve or on the Reserve retired list to the highest grade held on active duty, if: (1) appointed to a higher grade while on that duty, and (2) the officer's performance has been satisfactory in the higher grade.

(Added Pub. L. 96–322, §1, Aug. 4, 1980, 94 Stat. 1015.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 793 of this title prior to the complete revision of this chapter by Pub. L. 96–322.

[§ 751. Repealed. July 9, 1952, ch. 608, part VIII, § 803, 66 Stat. 505]

Section, acts Aug. 4, 1949, ch. 393, 63 Stat. 551; Aug. 3, 1950, ch. 536, §31, 64 Stat. 408, related to the purpose and administration of the Reserve.

EFFECTIVE DATE OF REPEAL

Repeal effective on first day of sixth month following July 1952, see section 802 of act July 9, 1952.

[§ 751a. Omitted]

CODIFICATION

Section, added act Aug. 10, 1956, ch. 1041, §15(a), 70A Stat. 624, provided for the organization of the Coast Guard Reserve and was omitted in the general revision of this chapter by Pub. L. 96–322, §1, Aug. 4, 1980, 94 Stat. 1002. See section 701 of this section.

WOMEN'S BRANCH OF THE COAST GUARD RESERVE

Section 3 of Pub. L. 93–174, Dec. 5, 1973, 87 Stat. 692, provided that: ''Effective upon enactment of this Act [Dec. 5, 1973], all members of the women's branch of the Coast Guard Reserve who were serving on active or inactive duty on the day before enactment shall become members of the Coast Guard Reserve without loss of grade, rate, date of rank, or other benefits earned by their prior service.''

[§ 752. Repealed. July 9, 1952, ch. 608, part VIII, § 803, 66 Stat. 505]

Section, act Aug. 4, 1949, ch. 393, 63 Stat. 551, related to eligibility.

EFFECTIVE DATE OF REPEAL

Repeal effective on first day of sixth month following July 1952, see section 802 of act July 9, 1952.

[§ 752a. Omitted]

CODIFICATION

Section, added act Aug. 10, 1956, ch. 1041, §15(a), 70A Stat. 625, related to the authorized strength of the Coast Guard Reserve and was omitted in the general revision of this chapter by Pub. L. 96–322, §1, Aug. 4, 1980, 94 Stat. 1002. See Section 702 of this title.

[§ 753. Repealed. July 9, 1952, ch. 608, part VIII, § 803, 66 Stat. 505]

Section, act Aug. 4, 1949, ch. 393, 63 Stat. 551, related to term of appointment, duty, and training.

EFFECTIVE DATE OF REPEAL

Repeal effective on first day of sixth month following July 1952, see section 802 of act July 9, 1952.

[§§ 753a to 757. Omitted]

CODIFICATION

Sections were omitted in the general revision of this chapter by Pub. L. 96–322, §1, Aug. 4, 1980, 94 Stat. 1002.

Section 753a, added act Aug. 10, 1956, ch. 1041, §15(a), 70A Stat. 625, related to the Coast Guard Reserve Policy Board. See section 703 of this title.

Section 754, act Aug. 4, 1949, ch. 393, 63 Stat. 551, related to grades and ratings and military authority. See section 704 of this title.

Section 755, acts Aug. 4, 1949, ch. 393, 63 Stat. 551; Aug. 3, 1950, ch. 536, §32, 64 Stat. 408; Aug. 16, 1957, Pub. L. 85–149, 71 Stat. 369; Sept. 7, 1962, Pub. L. 87–649, §7(a), 76 Stat. 495; Sept. 25, 1965, Pub. L. 89–200, 79 Stat. 834; June 9, 1966, Pub. L. 89–444, §1(23), 80 Stat. 197; Dec. 5, 1973, Pub. L. 93–174, §2(1), 87 Stat. 692, related to benefits. See section 705 of this title.

Section 756, act Aug. 4, 1949, ch. 393, 63 Stat. 552, related to temporary membership. See section 706 of this title.

Section 757, act Aug. 4, 1949, ch. 393, 63 Stat. 552, related to exemption from military training and the draft. See section 711 of this title.

[§ 758. Repealed. May 5, 1950, ch. 169, § 14(u), 64 Stat. 148]

Section, act Aug. 4, 1949, ch. 393, 63 Stat. 552, related to discipline. See the Uniform Code of Military Justice, section 801 et seq. of Title 10, Armed Forces.

[§ 758a. Omitted]

CODIFICATION

Section, added act Aug. 10, 1956, ch. 1041, §16(a), 70A Stat. 625; amended Sept. 7, 1962, Pub. L. 87–649, §14d(6), 76 Stat. 502, related to reserve student aviation pilots and was omitted in the general revision of this chapter by Pub. L. 96–322, §1, Aug. 4, 1980, 94 Stat. 1002. See section 709 of this title.

[§ 759. Repealed. July 9, 1952, ch. 608, part VIII, § 803, 66 Stat. 505]

Section, act Aug. 4, 1949, ch. 393, 63 Stat. 553, related to uniform allowance.