

1980—Cls. (3), (5)(E). Pub. L. 96-513, §516(1)(A), substituted “National Oceanic and Atmospheric” for “Environmental Science Services”.

Cl. (5)(F). Pub. L. 96-513, §516(1)(B), substituted “Health and Human Services” for “Health, Education, and Welfare”.

Cls. (7), (9). Pub. L. 96-600 inserted references to Guam.

Cl. (18). Pub. L. 96-513, §506(1), struck out “duty on the active list,” after “and includes”.

Cl. (25). Pub. L. 96-579 defined “regular compensation” or “regular military compensation (RMC)” to include with respect to basic allowance for quarters any variable housing allowance or station housing allowance.

1974—Cl. (25). Pub. L. 93-419 added cl. (25).

1972—Cls. (7), (9). Pub. L. 92-492 inserted references to Virgin Islands.

1968—Cl. (5)(D). Pub. L. 90-623 substituted “Secretary of Transportation” for “Secretary of the Treasury”.

1966—Cls. (3), (5)(E). Pub. L. 89-718 substituted “Environmental Science Services Administration” for “Coast and Geodetic Survey”.

#### EFFECTIVE DATE OF 1997 AMENDMENT

Amendment by Pub. L. 105-85 effective Jan. 1, 1998, see section 603(e) of Pub. L. 105-85, set out as a note under section 5561 of Title 5, Government Organization and Employees.

#### EFFECTIVE DATE OF 1980 AMENDMENT

Amendment by sections 506(1), 516(1) of Pub. L. 96-513 effective Sept. 15, 1981, and Dec. 12, 1980, respectively, see section 701(a), (b)(3) of Pub. L. 96-513, set out as a note under section 101 of Title 10, Armed Forces.

#### EFFECTIVE DATE OF 1974 AMENDMENT

Amendment by Pub. L. 93-419 effective Sept. 19, 1974, see section 9 of Pub. L. 93-419, set out as an Effective Date note under section 1009 of this title.

#### EFFECTIVE DATE OF 1968 AMENDMENT

Amendment by Pub. L. 90-623 intended to restate without substantive change the law in effect on Oct. 22, 1968, see section 6 of Pub. L. 90-623, set out as a note under section 5334 of Title 5, Government Organization and Employees.

#### SHORT TITLE OF 1981 AMENDMENT

Pub. L. 97-60, §1, Oct. 14, 1981, 95 Stat. 989, provided: “That this Act [enacting sections 308f, 315, 404a, 411c, 411d, and 411e of this title and sections 4341a and 9341a of Title 10, Armed Forces, amending sections 203, 301, 301a, 301b, 301c, 304, 305a, 308, 308a, 312b, 404, 405a, 406, 407, 411, 411b, 415, and 1006 of this title, sections 2107, 2634, 4342, 5031, 5153, 6011, 6953, 6954, 6956, 7572, and 9342 of Title 10, and section 460 of the Appendix to Title 50, War and National Defense, enacting provisions set out as notes under sections 203, 301, 301a, 308, 312, 404, 404a, and 1009 of this title and sections 4341a, 6011, and 7572 of Title 10, and amending a provision set out as a note under section 7572 of Title 10] may be cited as the ‘Uniformed Services Pay Act of 1981.’”

#### SHORT TITLE OF 1980 AMENDMENTS

Section 1 of Pub. L. 96-579 provided that: “This Act [enacting sections 301c and 314 of this title and section 705 of Title 10, Armed Forces, amending this section, sections 209, 301, 305a, 308, 312, 312b, 312c, and 403 of this title, sections 520, 701, 867, 4355, 6968, and 9355 of Title 10, and section 308(9), (10) of Pub. L. 95-521, title III, Oct. 26, 1978, 92 Stat. 1861, set out in the Appendix to Title 28, Judiciary and Judicial Procedure, and enacting provisions set out as notes under sections 301c, 305a, 312, 312b, 312c, 314, and 403 of this title and sections 705 and 867 of Title 10] may be cited as the ‘Military Pay and Allowances Benefits Act of 1980.’”

Pub. L. 96-343, §1, Sept. 8, 1980, 94 Stat. 1123, provided that: “This Act [enacting section 5142a of Title 10, Armed Forces, amending sections 203, 301, 301a, 305a, 403, 404, 411, 907, and 1006 of this title and sections 1201, 1203, 3914, 3925, 3962, 5142, 5703, 5787c, 5787d, 8072, 8914, 8925, and 8962 of Title 10, enacting provisions set out as notes under sections 301, 305a, 402, 403, 404, and 907 of this title and sections 3914 and 3962 of Title 10, and amending provisions set out as notes under sections 5707 and 8202 of Title 10] may be cited as the ‘Military Personnel and Compensation Amendments of 1980.’”

Pub. L. 96-284, §1, June 28, 1980, 94 Stat. 587, provided that: “This Act [enacting sections 302c and 303a of this title, amending sections 302 to 302b, 303, 306, 311, and 313 of this title, and enacting and repealing provisions set out as notes under section 302 of this title] may be cited as the ‘Uniformed Services Health Professionals Special Pay Act of 1980.’”

#### SHORT TITLE OF 1976 AMENDMENT

Pub. L. 94-356, §1, July 12, 1976, 90 Stat. 901, provided: “That this Act [enacting sections 312b and 312c of this title, amending section 312 of this title, and enacting provisions set out as notes under sections 301 and 312 of this title] may be cited as the ‘Nuclear Career Incentive Act of 1975.’”

#### SHORT TITLE OF 1974 AMENDMENTS

Pub. L. 93-294, §1, May 31, 1974, 88 Stat. 177, provided: “That this Act [amending section 301 of this title, enacting section 301a of this title, and enacting provisions set out as notes under section 301a of this title] may be cited as the ‘Aviation Career Incentive Act of 1974.’”

Pub. L. 93-277, §1, May 10, 1974, 88 Stat. 119, provided: “That this Act [amending sections 308 and 308a of this title and enacting provisions set out as notes under section 308 of this title] may be cited as the ‘Armed Forces Enlisted Personnel Bonus Revision Act of 1974.’”

#### SHORT TITLE OF 1963 AMENDMENT

Pub. L. 88-132, §1, Oct. 2, 1963, 77 Stat. 210, provided: “That this Act [enacting sections 310 and 427 of this title and section 1401a of Title 10, Armed Forces, amending sections 201, 203, 301, 302, 305, 403, and 421 of this title, sections 1401, 1402, 3991, 6151, 6323, 6325 to 6327, 6381, 6383, 6390, 6394, 6396, 6398 to 6400, 6483, and 8991 of Title 10, section 423 of Title 14, Coast Guard, section 857a of Title 33, Navigation and Navigable Waters, and section 213a of Title 42, The Public Health and Welfare, repealing section 6149 of Title 10 and sections 2351 to 2356 of Title 50, Appendix, War and National Defense, and enacting provisions set out as notes under sections 201, 203, and 305 of this title, section 1402 of Title 10, and section 411 (now 1311) of Title 38, Veterans’ Benefits] may be cited as the ‘Uniformed Services Pay Act of 1963.’”

#### SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 2 section 906; title 5 sections 3326, 3501, 5531; title 10 sections 1032, 2774; title 20 sections 7703, 7706; title 22 section 4833; title 26 section 6013; title 31 section 3702; title 32 section 716; title 33 section 857-1; title 38 section 5301; title 42 sections 292d, 659, 665.

### CHAPTER 3—BASIC PAY

Sec.	
201.	Pay grades: assignment to; general rules.
202.	Pay grades: retired Coast Guard rear admirals (lower half).
203.	Rates.
204.	Entitlement.
205.	Computation: service creditable.
206.	Reserves; members of National Guard: inactive-duty training.
207.	Band leaders.
[208.	Repealed.]

Sec.  
209. Members of precommissioning programs.  
210. Pay of senior enlisted members during terminal leave and while hospitalized.

AMENDMENTS

1996—Pub. L. 104-201, div. A, title VI, §603(b)(2), Sept. 23, 1996, 110 Stat. 2540, substituted “Pay of senior enlisted members during terminal leave and while hospitalized” for “Pay of the senior noncommissioned officer of an armed force during terminal leave” in item 210.

1991—Pub. L. 102-190, div. A, title VI, §606(b), Dec. 5, 1991, 105 Stat. 1375, added item 210.

1990—Pub. L. 101-510, div. A, title XIV, §1484(f)(1), Nov. 5, 1990, 104 Stat. 1717, revised chapter heading so as to appear in all capital letters.

1985—Pub. L. 99-145, title V, §514(d)(2)(C), Nov. 8, 1985, 99 Stat. 629, substituted “Pay grades: retired Coast Guard rear admirals (lower half)” for “Pay grade: retired Coast Guard commodores” in item 202.

1984—Pub. L. 98-557, §25(b)(2)(B), Oct. 30, 1984, 98 Stat. 2872, substituted “Pay grade: retired Coast Guard commodores” for “Pay grades; commodores, retired list” in item 202.

1983—Pub. L. 97-417, §3(b), Jan. 4, 1983, 96 Stat. 2087, substituted “Pay grades; commodores, retired list” for “Pay grades: assignment to; rear admirals (upper half) of the Coast Guard” in item 202.

1980—Pub. L. 96-513, title V, §506(2), Dec. 12, 1980, 94 Stat. 2918, substituted “rear admirals (upper half) of the Coast Guard” for “rear admirals of upper half; officers holding certain positions in the Navy” in item 202.

1977—Pub. L. 95-79, title III, §302(a)(3)(C), July 30, 1977, 91 Stat. 326, substituted “precommissioning programs” for “Senior Reserve Officers’ Training Corps” in item 209.

1970—Pub. L. 91-482, §2F, Oct. 21, 1970, 84 Stat. 1082, struck out item 208 “Furlough pay: officers of Regular Navy or Regular Marine Corps”.

1964—Pub. L. 88-647, title II, §202(5), Oct. 13, 1964, 78 Stat. 1071, substituted “Senior Reserve Officers’ Training Corps” for “naval officer candidate programs” in item 209.

CROSS REFERENCES

Assimilation of pay and allowances, see section 1003 of this title.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 406, 1003 of this title; title 26 section 3121; title 42 section 409.

§ 201. Pay grades: assignment to; general rules

(a) For the purpose of computing their basic pay, commissioned officers of the uniformed services (other than commissioned warrant officers) are assigned by the grade or rank in which serving to the following pay grades:

Pay grade	Army, Air Force, and Marine Corps	Navy, Coast Guard, and National Oceanic and Atmospheric Administration	Public Health Service
O-10 .....	General ....	Admiral .....	Assistant Secretary for Health.
O-9 .....	Lieutenant general.	Vice admiral .....	Surgeon General.
O-8 .....	Major general.	Rear admiral .....	Deputy Surgeon General.
O-7 .....	Brigadier general.	Rear admiral (lower half).	Assistant Surgeon General having rank of major general.
O-6 .....	Colonel .....	Captain .....	Assistant Surgeon General having rank of brigadier general.
			Director grade.

Pay grade	Army, Air Force, and Marine Corps	Navy, Coast Guard, and National Oceanic and Atmospheric Administration	Public Health Service
O-5 .....	Lieutenant colonel.	Commander .....	Senior grade.
O-4 .....	Major .....	Lieutenant commander.	Full grade.
O-3 .....	Captain ....	Lieutenant .....	Senior assistant grade.
O-2 .....	1st lieutenant.	Lieutenant (junior grade).	Assistant grade.
O-1 .....	2d lieutenant.	Ensign .....	Junior assistant grade.

(b) For the purpose of computing their basic pay, warrant officers of the armed forces are assigned, by the warrant officer grade in which serving, to the following pay grades:

Pay Grade:	Warrant Officer Grade:
W-5 .....	Chief Warrant Officer, W-5.
W-4 .....	Chief Warrant Officer, W-4.
W-3 .....	Chief Warrant Officer, W-3.
W-2 .....	Chief Warrant Officer, W-2.
W-1 .....	Warrant Officer, W-1.

(c) Unless entitled to the basic pay of a higher pay grade, an aviation cadet of the Navy, Air Force, Marine Corps, or Coast Guard is entitled to monthly basic pay at the lowest rate prescribed for pay grade E-4.

(d) Unless he is entitled to the basic pay of a higher pay grade, an aviation pilot of the Naval Reserve, Marine Corps Reserve, or Coast Guard Reserve is entitled to monthly basic pay at the rate prescribed for pay grade E-5.

(e) Except as provided by subsections (c) and (d), enlisted members of the uniformed services shall, for the purpose of computing their basic pay, be distributed by the Secretary concerned in the various enlisted pay grades set forth in section 203 of this title. However, except as provided by section 307 of this title, an enlisted member may not be placed in pay grade E-8 or E-9 until he has completed at least 8 years or 10 years, respectively, of enlisted service computed under section 205 of this title.

(Pub. L. 87-649, Sept. 7, 1962, 76 Stat. 453; Pub. L. 88-132, §3(a), Oct. 2, 1963, 77 Stat. 212; Pub. L. 89-718, §49(a)(1), Nov. 2, 1966, 80 Stat. 1121; Pub. L. 91-278, §3(1), June 12, 1970, 84 Stat. 306; Pub. L. 95-79, title III, §302(a)(1), July 30, 1977, 91 Stat. 326; Pub. L. 96-76, title III, §313(a), Sept. 29, 1979, 93 Stat. 586; Pub. L. 96-513, title V, §§506(3), 516(2), Dec. 12, 1980, 94 Stat. 2918, 2937; Pub. L. 97-86, title IV, §405(c), Dec. 1, 1981, 95 Stat. 1106; Pub. L. 98-94, title IX, §932(d), Sept. 24, 1983, 97 Stat. 650; Pub. L. 98-557, §25(b)(1), Oct. 30, 1984, 98 Stat. 2872; Pub. L. 99-145, title V, §514(d)(1), Nov. 8, 1985, 99 Stat. 629; Pub. L. 101-502, §5(k)(2), Nov. 3, 1990, 104 Stat. 1289; Pub. L. 102-25, title VII, §701(b)(1), (c), Apr. 6, 1991, 105 Stat. 117; Pub. L. 102-190, div. A, title VI, §605, title XI, §1111(b), Dec. 5, 1991, 105 Stat. 1374, 1491.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U.S. Code)	Source (Statutes at Large)
201(a) .....	37:232(b).	Oct. 12, 1949, ch. 681, §201(b); restated May 20, 1958, Pub. L. 85-422, §1(2), 72 Stat. 124.
201(b) .....	37:304 (as applicable to basic pay).	Oct. 12, 1949, ch. 681, §504 (as applicable to basic pay), 63 Stat. 827.