

TITLE 10 - ARMED FORCES**Subtitle A - General Military Law****PART II - PERSONNEL****CHAPTER 47 - UNIFORM CODE OF MILITARY JUSTICE****SUBCHAPTER XII - UNITED STATES COURT OF APPEALS FOR THE ARMED FORCES****§ 946. Art. 146. Code committee**

- (a) **Annual Survey.**— A committee shall meet at least annually and shall make an annual comprehensive survey of the operation of this chapter.
- (b) **Composition of Committee.**— The committee shall consist of—
- (1) the judges of the United States Court of Appeals for the Armed Forces;
 - (2) the Judge Advocates General of the Army, Navy, and Air Force, the Chief Counsel of the Coast Guard, and the Staff Judge Advocate to the Commandant of the Marine Corps; and
 - (3) two members of the public appointed by the Secretary of Defense.
- (c) **Reports.**—
- (1) After each such survey, the committee shall submit a report—
 - (A) to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives; and
 - (B) to the Secretary of Defense, the Secretaries of the military departments, and the Secretary of Homeland Security.
 - (2) Each report under paragraph (1) shall include the following:
 - (A) Information on the number and status of pending cases.
 - (B) Any recommendation of the committee relating to—
 - (i) uniformity of policies as to sentences;
 - (ii) amendments to this chapter; and
 - (iii) any other matter the committee considers appropriate.
- (d) **Qualifications and Terms of Appointed Members.**— Each member of the committee appointed by the Secretary of Defense under subsection (b)(3) shall be a recognized authority in military justice or criminal law. Each such member shall be appointed for a term of three years.
- (e) **Applicability of Federal Advisory Committee Act.**— The Federal Advisory Committee Act (5 U.S.C. App. I) shall not apply to the committee.

(Added Pub. L. 101–189, div. A, title XIII, § 1301(c), Nov. 29, 1989, 103 Stat. 1574; amended Pub. L. 103–337, div. A, title IX, § 924(c)(1), Oct. 5, 1994, 108 Stat. 2831; Pub. L. 104–106, div. A, title XV, § 1502(a)(1), Feb. 10, 1996, 110 Stat. 502; Pub. L. 106–65, div. A, title X, § 1067(1), Oct. 5, 1999, 113 Stat. 774; Pub. L. 107–296, title XVII, § 1704(b)(1), Nov. 25, 2002, 116 Stat. 2314.)

References in Text

The Federal Advisory Committee Act, referred to in subsec. (e), is Pub. L. 92–463, Oct. 6, 1972, 86 Stat. 770, as amended, which is set out in the Appendix to Title 5, Government Organization and Employees.

Amendments

2002—Subsec. (c)(1)(B). Pub. L. 107–296 substituted “of Homeland Security” for “of Transportation”.

1999—Subsec. (c)(1)(A). Pub. L. 106–65 substituted “and the Committee on Armed Services” for “and the Committee on National Security”.

NB: This unofficial compilation of the U.S. Code is current as of Jan. 5, 2009 (see <http://www.law.cornell.edu/uscode/uscpri.html>).

1996—Subsec. (c)(1)(A). Pub. L. 104–106 substituted “Committee on Armed Services of the Senate and the Committee on National Security of the House of Representatives” for “Committees on Armed Services of the Senate and House of Representatives”.

1994—Subsec. (b)(1). Pub. L. 103–337 substituted “Court of Appeals for the Armed Forces” for “Court of Military Appeals”.

Effective Date of 2002 Amendment

Amendment by Pub. L. 107–296 effective on the date of transfer of the Coast Guard to the Department of Homeland Security, see section 1704(g) of Pub. L. 107–296, set out as a note under section 101 of this title.