

# TITLE 14—COAST GUARD

*This title was enacted by act Aug. 4, 1949, ch. 393, § 1, 63 Stat. 495*

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<b>II.</b>	<b>Personnel .....</b>	<b>1901</b>
<b>III.</b>	<b>Coast Guard Reserve and Auxiliary .....</b>	<b>3701</b>
<b>IV.</b>	<b>Coast Guard Authorizations and Reports to Congress .....</b>	<b>4901</b>

### PRIOR PROVISIONS

A prior analysis for Title 14, Coast Guard, consisted of items for part I “Regular Coast Guard” beginning with section 1, part II “Coast Guard Reserve and Auxiliary” beginning with section 701, and part III “Coast Guard Authorizations and Reports to Congress” beginning with section 2701, prior to repeal by Pub. L. 115-282, title I, §101, Dec. 4, 2018, 132 Stat. 4194.

### AMENDMENTS

2018—Pub. L. 115-282, title I, §101, Dec. 4, 2018, 132 Stat. 4194, inserted Title 14 designation and heading and added items for subtitles I to IV.

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POSITIVE LAW; CITATION

This title has been enacted into positive law by act Aug. 4, 1949, ch. 393, § 1, 63 Stat. 495, which provided in part that: "Title 14 of the United States Code, entitled 'Coast Guard', is hereby revised, codified, and enacted into law, and may be cited as '14 U.S.C., § —.'"

EFFECTIVE DATE

Act Aug. 4, 1949, ch. 393, § 19, 63 Stat. 561, provided that: "This Act shall take effect on the first day of the third month after approval by the President but shall not affect any proceedings commenced by or against any person prior to the effective date of this Act."

REPEALS

Act Aug. 4, 1949, ch. 393, § 20, 63 Stat. 561, repealed the sections or parts of sections of the Revised Statutes or Statutes at Large covering provisions codified in this act, with a proviso that "any rights or liabilities now existing under such sections or parts thereof shall not be affected by such repeal".

CONSTRUCTION OF TITLE I OF PUB. L. 115-282

Pub. L. 115-282, title I, § 124, Dec. 4, 2018, 132 Stat. 4241, provided that: "This title [see Tables for Classification], including the amendments made by this title, is intended only to reorganize title 14, United States Code, and may not be construed to alter—

"(1) the effect of a provision of title 14, United States Code, including any authority or requirement therein;

“(2) a department or agency interpretation with respect to title 14, United States Code; or

“(3) a judicial interpretation with respect to title 14, United States Code.”

LEGISLATIVE CONSTRUCTION OF 1949 ENACTMENT OF TITLE 14

Act Aug. 4, 1949, ch. 393, §3, 63 Stat. 557, provided that: “No inference of a legislative construction is to be drawn by reason of the chapter in Title 14, Coast Guard, as set out in section 1 of this Act, in which any section is placed, nor by reason of the catch lines used in such title.”

SEPARABILITY

Act Aug. 4, 1949, ch. 393, §2, 63 Stat. 557, provided that: “If any part of Title 14, United States Code, as enacted by section 1 of this Act, shall be held invalid the remainder of such title shall not be affected thereby.”

REFERENCES TO SECTIONS OF TITLE 14 AS REDESIGNATED BY PUB. L. 115-282

Pub. L. 115-282, title I, §123(a), (b)(1), Dec. 4, 2018, 132 Stat. 4240, provided that:

“(a) DEFINITIONS.—In this section [see Tables for classification], the following definitions apply:

“(1) REDESIGNATED SECTION.—The term ‘redesignated section’ means a section of title 14, United States Code, that is redesignated by this title [see Tables for classification], as that section is so redesignated.

“(2) SOURCE SECTION.—The term ‘source section’ means a section of title 14, United States Code, that is redesignated by this title, as that section was in effect before the redesignation.

“(b) REFERENCE TO SOURCE SECTION.—

“(1) TREATMENT OF REFERENCE.—A reference to a source section, including a reference in a regulation, order, or other law, is deemed to refer to the corresponding redesignated section.”

ORDERS, RULES, AND REGULATIONS

Act Aug. 4, 1949, ch. 393, §4, 63 Stat. 558, provided that: “All orders, rules, and regulations of the Coast Guard in effect under provisions of law superseded or amended by this Act shall, to the extent they would have been authorized under this Act, remain in force and effect as the regulations and orders under the provisions of this Act and shall be administered and enforced under this Act as nearly as may be until specifically repealed, amended, or revised.”

REDUCTION IN GRADE, RANK, PAY, ALLOWANCES, AND BENEFITS

Act Aug. 4, 1949, ch. 393, §5, 63 Stat. 558, provided that: “Nothing contained in this Act shall operate to abolish or reduce the grade, rank, rating, pay, allowances, or other benefits to which any person in the Coast Guard is entitled on the effective date of this Act.”

SUBTITLE I—ESTABLISHMENT, POWERS, DUTIES, AND ADMINISTRATION

Table with 2 columns: Chap. and Sec. listing sections 1 through 11: Establishment and Duties (101), Composition and Organization (301), Functions and Powers (501), Cooperation (701), Administration (901), Acquisitions (1101).

PRIOR PROVISIONS

A prior analysis for part I of this title “REGULAR COAST GUARD” preceded prior section 1 and consisted

of items for chapter 1 “Establishment and Duties” beginning with section 1, chapter 3 “Composition and Organization” beginning with section 41, chapter 5 “Functions and Powers” beginning with section 81, chapter 7 “Cooperation With Other Agencies” beginning with section 141, chapter 9 “Coast Guard Academy” beginning with section 181, chapter 11 “Personnel” beginning with section 211, chapter 13 “Pay, Allowances, Awards, and Other Rights and Benefits” beginning with section 461, chapter 14 “Coast Guard Family Support and Child Care” beginning with section 531, chapter 15 “Acquisitions” beginning with section 561, chapter 17 “Administration” beginning with section 631, chapter 18 “Coast Guard Housing Authorities” beginning with section 680, and chapter 19 “Environmental Compliance and Restoration Program” beginning with section 690, prior to repeal by Pub. L. 115-282, title I, §102, Dec. 4, 2018, 132 Stat. 4195.

AMENDMENTS

2018—Pub. L. 115-282, title I, §102, Dec. 4, 2018, 132 Stat. 4195, inserted subtitle I designation and heading and added items for chapters 1 to 11.

CHAPTER 1—ESTABLISHMENT AND DUTIES

Table with 2 columns: Sec. and description: 101. Establishment of Coast Guard, 102. Primary duties, 103. Department in which the Coast Guard operates, 104. Removing restrictions, 105. Secretary defined, 106. Commandant defined.

PRIOR PROVISIONS

A prior analysis for chapter 1 “ESTABLISHMENT AND DUTIES” consisted of items 1 “Establishment of Coast Guard”, 2 “Primary duties”, 3 “Department in which the Coast Guard operates”, 4 “Secretary defined”, and 5 “Commandant defined”, prior to repeal by Pub. L. 115-282, title I, §103(a), Dec. 4, 2018, 132 Stat. 4195.

AMENDMENTS

2018—Pub. L. 115-282, title I, §103(a), Dec. 4, 2018, 132 Stat. 4195, inserted chapter 1 designation and heading and added items 101 to 106.

§ 101. Establishment of Coast Guard

The Coast Guard, established January 28, 1915, shall be a military service and a branch of the armed forces of the United States at all times.

(Aug. 4, 1949, ch. 393, 63 Stat. 496, §1; Pub. L. 94-546, §1(1), Oct. 18, 1976, 90 Stat. 2519; Pub. L. 107-296, title XVII, §1704(a), Nov. 25, 2002, 2002, 116 Stat. 2314; Pub. L. 112-213, title II, §217(1), Dec. 20, 2012, 126 Stat. 1555; renumbered §101, Pub. L. 115-282, title I, §103(b), Dec. 4, 2018, 132 Stat. 4195.)

HISTORICAL AND REVISION NOTES

Based on title 14, U.S.C., 1946 ed., §1 (Jan. 28, 1915, ch. 20, §1, 38 Stat. 800; July 11, 1941, ch. 290, §§5, 6(a), 55 Stat. 585).

Said section has been divided. Provisions relating to operation under the Navy in time of war are placed in sections 3 and 4 of this title, and the remainder is in this section.

This section continues the Coast Guard as a military service and branch of the armed forces of the United States at all times. By the act of July 11, 1941, 55 Stat. 585 (title 14, U.S.C., 1946 ed., §1), the Coast Guard was constituted a branch of the land and naval forces of the United States at all times. This section therefore merely continues an existing agency and codifies existing law on the military status of the Coast Guard, sub-