

(1) have shown by extensive duty in the branch concerned, or by similar duty, that they are qualified for the appointment; and

(2) have been recommended by a board under subsection (e). Each officer covered by the preceding sentence, except the Surgeon General, shall be appointed in the regular grade of major general. The Surgeon General, while so serving, has the grade of lieutenant general. The Judge Advocate General shall be appointed as prescribed in section 3037 of this title.

§ 3037. Judge Advocate General, Assistant Judge Advocate General, and general officers of Judge Advocate General's Corps: appointment; duties

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§ [3019] 3038. Office of Army Reserve: appointment of Chief

(a) There is in the executive part of the Department of the Army an Office of the Army Reserve which is headed by a chief who is the adviser to the Chief of Staff on Army Reserve matters.

(b) The President, by and with the advice and consent of the Senate, shall appoint the Chief of Army Reserve from officers of the Army Reserve not on active duty, or on active duty under section 265 of this title, who—

(1) have had at least 10 years of commissioned service in the Army Reserve;

(2) are in grade of brigadier general and above; and

(3) have been recommended by the Secretary of the Army.

(c) The Chief of Army Reserve holds office for four years but may be removed for cause at any time. He is eligible to succeed himself. If he holds a lower reserve grade, he shall be appointed in the grade of major general for [services] service in the Army Reserve.

(NOTE: Section 3038 is relocated from chapter 303 with a technical change in subsection (c).)

§ 3039. [Inspector General;] Provost Marshal General

[(a) There is an Inspector General in the Army. When directed by the Secretary of the Army or the Chief of Staff, the Inspector General shall inquire into and report upon the discipline, efficiency, and economy of the Army, and shall perform any other duties prescribed by the Secretary of the Army, by the Chief of Staff, or by law.]

[(b)] (a) There is a Provost Marshal [General in the Army. The Provost Marshal General shall perform the duties prescribed by the Secretary of the Army, by the Chief of Staff, or by law.

[(c)] (b) The position [of Inspector General and that] of Provost Marshal General shall [each] be filled by the detail of a general officer of the Army for a tour of duty of not more than four years. However, the Secretary may extend such a tour of duty if he makes a special finding that the extension is necessary in the public interest.

(NOTE: The provisions relating to the Inspector General are relocated to chapter 303 as section 3018.)