

§ 5012. Department of the Navy: seal

The Secretary of the Navy shall have a seal for the Department of the Navy. The design of the seal must be approved by the President. Judicial notice shall be taken of the seal.

[§ 5013. United States Marine Corps: composition; functions]

(NOTE: Section 5013 is relocated to new chapter 518 as section 5243 without change.)

§ 5013. Secretary of the Navy: appointment; powers and duties; delegation authority

(a) There is a Secretary of the Navy appointed from civilian life by the President, by and with the advice and consent of the Senate. The Secretary is the head of the Department of the Navy. A person may not be appointed as Secretary of the Navy within five years after relief from active duty as a commissioned officer of a regular component of an armed force.

(b) Subject to the authority, direction, and control of the Secretary of Defense and the provisions of chapter 6 of this title, the Secretary of the Navy is responsible for and has the authority necessary to conduct all affairs of the Department of the Navy, including the following:

- (1) Recruiting.*
- (2) Organizing.*
- (3) Supplying.*
- (4) Equipping (including research and development).*
- (5) Training.*
- (6) Servicing.*
- (7) Mobilizing.*
- (8) Demobilizing.*
- (9) Administering.*
- (10) Maintaining.*

(11) The construction, maintenance, and repair of buildings, structures, and utilities and the acquisition of real property and interests therein necessary to carry out the responsibilities specified in clauses (1) through (10).

(c) Subject to the authority, direction, and control of the Secretary of Defense, the Secretary of the Navy is also responsible to the Secretary of Defense for—

(1) the functioning and efficiency of the Department of the Navy;

(2) the formulation of policies and programs by the Department of the Navy that are fully consistent with national security objectives and policies established by the President or the Secretary of Defense;

(3) the effective and timely implementation of policy, program, and budget decisions and instructions of the President or the Secretary of Defense relating to the functions of the Department of the Navy;

(4) carrying out the functions of the Department of the Navy so as to fulfill (to the maximum extent practicable) the current and future operational requirements of the unified and specified combatant commands;