

person or class of persons for whose protection the action is brought.

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**PART II—PERSONNEL**

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**CHAPTER 36—PROMOTION, SEPARATION, AND INVOLUNTARY RETIREMENT OF OFFICERS ON THE ACTIVE-DUTY LIST**

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**§ 612. Composition of selection boards**

(a)(1) \* \* \*

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*(c) Each selection board that will consider officers who have served in joint duty assignments shall include at least one officer designated by the Chairman of the Joint Chiefs of Staff who is currently serving in a joint duty assignment. The Secretary of Defense may waive the preceding sentence in the case of any selection board of the Marine Corps.*

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**§ 618. Action on reports of selection boards**

(a) If, after reviewing the report of a selection board submitted to him under section 617(a) of this title, the Secretary of the military department concerned determines that the board has acted contrary to law or regulation, the Secretary shall return the report to the board for further proceedings. Upon receipt of a report returned by the Secretary concerned under this subsection, the selection board (or a subsequent selection board convened under section 611(a) of this title for the same grade and competitive category) shall conduct such proceedings as may be necessary in order to revise the report and shall resubmit the report, as revised, to the Secretary in accordance with section 617 of this title.

*(b)(1) After completing the requirements of subsection (a), the Secretary concerned shall submit the report to the Chairman of the Joint Chiefs of Staff.*

*(2) The Chairman shall review the report in accordance with guidelines prescribed by the Secretary of Defense. After reviewing the report of a selection board, the Chairman may recommend for promotion officers who—*

*(A) were considered by the board and not recommended for promotion; and*

*(B) have served or are serving in joint duty assignments.*

*(3) The number of such officers that the Chairman recommends for promotion in any competitive category considered by the board*