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TITLE 10--ARMED FORCES

Subtitle A--General Military Law

PART II--PERSONNEL

CHAPTER 49--MISCELLANEOUS PROHIBITIONS AND PENALTIES

Sec. 980. Limitation on use of humans as experimental subjects

(a) Funds appropriated to the Department of Defense may not be used for research involving a human being as an experimental subject unless-

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- (1) the informed consent of the subject is obtained in advance;
- or
- (2) in the case of research intended to be beneficial to the subject, the informed consent of the subject or a legal representative of the subject is obtained in advance.

(b) The Secretary of Defense may waive the prohibition in this section with respect to a specific research project to advance the development of a medical product necessary to the armed forces if the research project may directly benefit the subject and is carried out in accordance with all other applicable laws.

(Added Pub. L. 98-525, title XIV, Sec. 1401(c)(1), Oct. 19, 1984, 98 Stat. 2615; amended Pub. L. 107-107, div. A, title VII, Sec. 733, Dec. 28, 2001, 115 Stat. 1170.)

Prior Provisions

Provisions similar to those in this section were contained in the following appropriation acts:

Pub. L. 98-473, title I, Sec. 101(h) [title VIII, Sec. 8029], Oct. 12, 1984, 98 Stat. 1904, 1929.

Pub. L. 98-212, title VII, Sec. 734, Dec. 8, 1983, 97 Stat. 1444.

Pub. L. 97-377, title I, Sec. 101(c) [title VII, Sec. 737], Dec. 21, 1982, 96 Stat. 1833, 1857.

Pub. L. 97-114, title VII, Sec. 738, Dec. 29, 1981, 95 Stat. 1585.

Pub. L. 96-527, title VII, Sec. 739, Dec. 15, 1980, 94 Stat. 3088.

Pub. L. 96-154, title VII, Sec. 741, Dec. 21, 1979, 93 Stat. 1159.

Pub. L. 95-457, title VIII, Sec. 841, Oct. 13, 1978, 92 Stat. 1251.

Pub. L. 95-111, title VIII, Sec. 840, Sept. 21, 1977, 91 Stat. 906.

Pub. L. 94-419, title VII, Sec. 739, Sept. 22, 1976, 90 Stat. 1297.

Pub. L. 94-212, title VII, Sec. 740, Feb. 9, 1976, 90 Stat. 175.

Pub. L. 93-437, title VIII, Sec. 841, Oct. 8, 1974, 88 Stat. 1231.

Pub. L. 93-238, title VII, Sec. 743, Jan. 2, 1974, 87 Stat. 1045.

Pub. L. 92-570, title VII, Sec. 745, Oct. 26, 1972, 86 Stat. 1203.

Amendments

2001--Pub. L. 107-107 designated existing provisions as subsec. (a) and added subsec. (b).

Effective Date

Section effective Oct. 1, 1985, see section 1404 of Pub. L. 98-525, set out as a note under section 520b of this title.