

GRAM OF INSTRUCTION.—(1) After September 30, 2009, an officer of the armed forces may not be accepted for, or assigned to, a program of instruction designated by the Secretary of Defense as joint professional military education Phase II unless the officer has successfully completed a program of instruction designated by the Secretary of Defense as joint professional military education Phase I.

(2) The Chairman of the Joint Chiefs of Staff may grant exceptions to the requirement under paragraph (1). Such an exception may be granted only on a case-by-case basis under exceptional circumstances, as determined by the Chairman. An officer selected to receive such an exception shall have knowledge of joint matters and other aspects of the Phase I curriculum that, to the satisfaction of the Chairman, qualifies the officer to meet the minimum requirements established for entry into Phase II instruction without first completing Phase I instruction. The number of officers selected to attend an offering of the principal course of instruction at the Joint Forces Staff College or a senior level service school designated by the Secretary of Defense as a joint professional military education institution who have not completed Phase I instruction should comprise no more than 10 percent of the total number of officers selected.

(b) PHASE II REQUIREMENTS.—The Secretary shall require that the curriculum for Phase II joint professional military education at any school—

(1) focus on developing joint operational expertise and perspectives and honing joint war-fighting skills; and

(2) be structured—

(A) so as to adequately prepare students to perform effectively in an assignment to a joint, multiservice organization; and

(B) so that students progress from a basic knowledge of joint matters learned in Phase I instruction to the level of expertise necessary for successful performance in the joint arena.

(c) CURRICULUM CONTENT.—In addition to the subjects specified in section 2151(a) of this title, the curriculum for Phase II joint professional military education shall include the following:

(1) National security strategy.

(2) Theater strategy and campaigning.

(3) Joint planning processes and systems.

(4) Joint, interagency, and multinational capabilities and the integration of those capabilities.

(d) STUDENT RATIO; FACULTY RATIO.—Not later than September 30, 2009, for courses of instruction in a Phase II program of instruction that is offered at senior level service school that has been designated by the Secretary of Defense as a joint professional military education institution—

(1) the percentage of students enrolled in any such course who are officers of the armed force that administers the school may not exceed 60 percent, with the remaining services proportionally represented; and

(2) of the faculty at the school who are active-duty officers who provide instruction in such courses, the percentage who are officers

of the armed force that administers the school may not exceed 60 percent, with the remaining services proportionally represented.

(Added Pub. L. 108-375, div. A, title V, § 532(a)(2), Oct. 28, 2004, 118 Stat. 1898; amended Pub. L. 109-364, div. A, title X, § 1071(a)(13), (14), Oct. 17, 2006, 120 Stat. 2399.)

AMENDMENTS

2006—Pub. L. 109-364, § 1071(a)(13), substituted “Phase” for “phase” in section catchline.

Subsec. (a). Pub. L. 109-364, § 1071(a)(14), inserted “Phase” after “Education” in heading.

PILOT PROGRAM ON JPME PHASE II ON OTHER THAN IN-RESIDENCE BASIS

Pub. L. 112-81, div. A, title V, § 552(b), Dec. 31, 2011, 125 Stat. 1412, provided that:

“(1) PILOT PROGRAM AUTHORIZED.—The Secretary of Defense may carry out a pilot program to assess the feasibility and advisability of offering a program of instruction for Phase II joint professional military education (JPME II) on an other than in-residence basis.

“(2) LOCATION.—The pilot program authorized by this subsection shall be carried out at the headquarters of not more than two combatant commands selected by the Secretary for purposes of the pilot program.

“(3) PROGRAM OF INSTRUCTION.—The program of instruction offered under the pilot program authorized by this subsection shall meet the requirements of section 2155 of title 10, United States Code.

“(4) REPORT.—Not later than one year before completion of the pilot program authorized by this subsection, the Secretary shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the pilot program. The report shall include the following:

“(A) The number of students enrolled at each location under the pilot program.

“(B) The number of students who successfully completed the program of instruction under the pilot program and were awarded credit for Phase II joint professional military education.

“(C) The assessment of the Secretary regarding the feasibility and advisability of expanding the pilot program to the headquarters of additional combatant commands, or of making the pilot program permanent, and a statement of the legislative or administrative actions required to implement such assessment.

“(5) SUNSET.—The authority in this subsection to carry out the pilot program shall expire on the date that is five years after the date of the enactment of this Act [Dec. 31, 2011].”

§ 2156. Joint Forces Staff College: duration of principal course of instruction

(a) DURATION.—The duration of the principal course of instruction offered at the Joint Forces Staff College may not be less than 10 weeks of resident instruction.

(b) DEFINITION.—In this section, the term “principal course of instruction” means any course of instruction offered at the Joint Forces Staff College as Phase II joint professional military education.

(Added Pub. L. 108-375, div. A, title V, § 532(a)(2), Oct. 28, 2004, 118 Stat. 1900.)

§ 2157. Annual report to Congress

The Secretary of Defense shall include in the annual report of the Secretary to Congress under section 113(c) of this title, for the period covered by the report, the following information

(which shall be shown for the Department of Defense as a whole and separately for the Army, Navy, Air Force, and Marine Corps and each reserve component):

(1) The number of officers who successfully completed a joint professional military education Phase II course and were not selected for promotion.

(2) The number of officer students and faculty members assigned by each service to the professional military schools of the other services and to the joint schools.

(Added Pub. L. 108-375, div. A, title V, § 532(a)(2), Oct. 28, 2004, 118 Stat. 1900; amended Pub. L. 109-364, div. A, title X, § 1071(a)(15), Oct. 17, 2006, 120 Stat. 2399.)

AMENDMENTS

2006—Par. (1). Pub. L. 109-364 substituted “Phase” for “phase”.

CHAPTER 108—DEPARTMENT OF DEFENSE SCHOOLS

Sec.

- 2161. Degree granting authority for National Intelligence University.
- 2162. Preparation of budget requests for operation of professional military education schools.
- 2163. Degree granting authority for National Defense University.
- 2164. Department of Defense domestic dependent elementary and secondary schools.
- 2165. National Defense University: component institutions.
- 2166. Western Hemisphere Institute for Security Cooperation.
- 2167. National Defense University: admission of private sector civilians to professional military education program.
- 2167a. Defense Cyber Investigations Training Academy: admission of private sector civilians to receive instruction.
- 2168. Defense Language Institute Foreign Language Center: degree of Associate of Arts in foreign language.
- 2169. School of Nursing: establishment.

AMENDMENTS

2013—Pub. L. 112-239, div. A, title IX, § 922(b)(2), Jan. 2, 2013, 126 Stat. 1879, substituted “National Intelligence University” for “National Defense Intelligence College” in item 2161.

2009—Pub. L. 111-84, div. A, title V, § 525(a)(3)(B), title IX, § 901(b), Oct. 28, 2009, 123 Stat. 2286, 2423, added items 2167a and 2169.

2008—Pub. L. 110-417, [div. A], title V, § 543(a)(2), (b)(2), Oct. 14, 2008, 122 Stat. 4457, 4458, added items 2161 and 2163 and struck out former items 2161 “Joint Military Intelligence College: academic degrees” and 2163 “National Defense University: master’s degree programs”.

Pub. L. 110-181, div. A, title V, § 526(b)(2), Jan. 28, 2008, 122 Stat. 105, added item 2163 and struck out former item 2163 “National Defense University: master of science degrees”.

2006—Pub. L. 109-163, div. A, title V, § 521(b), Jan. 6, 2006, 119 Stat. 3240, substituted “National Defense University: master of science degrees” for “National Defense University: masters of science in national security strategy and in national resource strategy” in item 2163.

2001—Pub. L. 107-107, div. A, title V, §§ 528(a)(2), 531(b), Dec. 28, 2001, 115 Stat. 1103, 1104, added items 2167 and 2168.

2000—Pub. L. 106-398, § 1 [[div. A], title IX, § 911(c)(1)], Oct. 30, 2000, 114 Stat. 1654, 1654A-228, added item 2166.

1997—Pub. L. 105-107, title V, § 501(b), Nov. 20, 1997, 111 Stat. 2262, substituted “Joint Military Intelligence College: academic degrees” for “Defense Intelligence School; master of science of strategic intelligence” in item 2261.

Pub. L. 105-85, div. A, title IX, § 921(a)(2), Nov. 18, 1997, 111 Stat. 1862, added item 2165.

1994—Pub. L. 103-337, div. A, title III, § 351(b), Oct. 5, 1994, 108 Stat. 2730, added item 2164.

1993—Pub. L. 103-160, div. A, title IX, § 922(b), Nov. 30, 1993, 107 Stat. 1731, added item 2163.

1990—Pub. L. 101-510, div. A, title IX, § 911(b)(1), (2), Nov. 5, 1990, 104 Stat. 1626, substituted “DEPARTMENT OF DEFENSE SCHOOLS” for “GRANTING OF ADVANCED DEGREES AT DEPARTMENT OF DEFENSE SCHOOLS” as chapter heading and added item 2162.

DANIEL K. INOUE ASIA-PACIFIC CENTER FOR SECURITY STUDIES: REIMBURSEMENT WAIVER FOR PERSONNEL OF FOREIGN NATIONS

Pub. L. 107-248, title VIII, § 8073, Oct. 23, 2002, 116 Stat. 1553, as amended by Pub. L. 113-291, div. B, title XXVIII, § 2861(c), Dec. 19, 2014, 128 Stat. 3716, provided that: “During the current fiscal year and hereafter, the Secretary of Defense may waive reimbursement of the cost of conferences, seminars, courses of instruction, or similar educational activities of the Daniel K. Inouye Asia-Pacific Center for Security Studies for military officers and civilian officials of foreign nations if the Secretary determines that attendance by such personnel, without reimbursement, is in the national security interest of the United States: *Provided*, That costs for which reimbursement is waived pursuant to this section shall be paid from appropriations available for the Asia-Pacific Center.”

Similar provisions were contained in the following prior appropriation acts:

Pub. L. 107-117, div. A, title VIII, § 8081, Jan. 10, 2002, 115 Stat. 2265.

Pub. L. 106-259, title VIII, § 8080, Aug. 9, 2000, 114 Stat. 692.

Pub. L. 106-79, title VIII, § 8085, Oct. 25, 1999, 113 Stat. 1251.

Pub. L. 105-262, title VIII, § 8086, Oct. 17, 1998, 112 Stat. 2318.

Pub. L. 105-56, title VIII, § 8094, Oct. 8, 1997, 111 Stat. 1242.

Pub. L. 104-208, div. A, title I, § 101(b) [title VIII, § 8121], Sept. 30, 1996, 110 Stat. 3009-71, 3009-115.

REGIONAL DEFENSE COUNTER-TERRORISM FELLOWSHIP PROGRAM

Pub. L. 107-117, div. A, title VIII, § 8125, Jan. 10, 2002, 115 Stat. 2275, provided that: “In addition to amounts provided elsewhere in this Act [see Tables for classification], \$17,900,000 is hereby appropriated for the Secretary of Defense, to remain available until expended, to establish a Regional Defense Counter-terrorism Fellowship Program: *Provided*, That funding provided herein may be used by the Secretary to fund foreign military officers to attend U.S. military educational institutions and selected regional centers for non-lethal training: *Provided further*, That United States Regional Commanders in Chief will be the nominative authority for candidates and schools for attendance with joint staff review and approval by the Secretary of Defense: *Provided further*, That the Secretary of Defense shall establish rules to govern the administration of this program.”

ATTENDANCE AT PROFESSIONAL MILITARY EDUCATION SCHOOLS BY MILITARY PERSONNEL OF THE NEW MEMBER NATIONS OF NATO

Pub. L. 106-65, div. A, title XII, § 1223, Oct. 5, 1999, 113 Stat. 787, provided that:

“(a) FINDING.—Congress finds that it is in the national interest of the United States to fully integrate Poland, Hungary, and the Czech Republic (the new member nations of the North Atlantic Treaty Organization) into the NATO alliance as quickly as possible.