

(A) a joint professional military education curriculum taught in residence at, or offered through, the Joint Forces Staff College or a senior level service school that has been designated and certified by the Secretary of Defense as a joint professional military education institution; or

(B) a senior level service course of at least ten months that has been designated and certified by the Secretary of Defense as a joint professional military education course.

(3) There shall be a course of instruction, designated and certified by the Secretary of Defense with the advice and assistance of the Chairman of the Joint Chiefs of Staff as the Capstone course, for officers selected for promotion to the grade of brigadier general or, in the case of the Navy, rear admiral (lower half) and offered in accordance with section 2153 of this title.

(b) SEQUENCED APPROACH.—The Secretary shall require the sequencing of joint professional military education so that the standard sequence of assignments for such education requires an officer to complete Phase I instruction before proceeding to Phase II instruction, as provided in section 2155(a) of this title.

(Added Pub. L. 108–375, div. A, title V, §532(a)(2), Oct. 28, 2004, 118 Stat. 1898; amended Pub. L. 112–81, div. A, title V, §552(a)(1), Dec. 31, 2011, 125 Stat. 1412; Pub. L. 113–291, div. A, title V, §506, Dec. 19, 2014, 128 Stat. 3356; Pub. L. 114–92, div. A, title V, §554, Nov. 25, 2015, 129 Stat. 824.)

AMENDMENTS

2015—Subsec. (a)(2)(A). Pub. L. 114–92 inserted “, or offered through,” after “taught in residence at”.

2014—Subsec. (a)(2). Pub. L. 113–291 substituted “consisting of—” for “consisting of a joint professional military education curriculum taught in residence at—” in introductory provisions, added subpars. (A) and (B), and struck out former subpars. (A) and (B) which read as follows:

“(A) the Joint Forces Staff College; or

“(B) a senior level service school that has been designated and certified by the Secretary of Defense as a joint professional military education institution.”

2011—Subsec. (a)(1). Pub. L. 112–81 inserted “or at a joint intermediate level school” before period at end.

§ 2155. Joint professional military education Phase II program of instruction

(a) PREREQUISITE OF COMPLETION OF JOINT PROFESSIONAL MILITARY EDUCATION PHASE I PROGRAM 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 warfighting 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, authorized the Secretary of Defense to carry

out a pilot program to assess the feasibility and advisability of offering a program of instruction under this section on an other than in-residence basis and provided that the authority for the program would expire five years after 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. Repealed. Pub. L. 115–91, div. A, title X, § 1051(a)(10)(A), Dec. 12, 2017, 131 Stat. 1560]

Section, 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, required annual reports to Congress regarding joint professional military education.

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.	Renumbered.]
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.

AMENDMENT OF ANALYSIS

Pub. L. 116–92, div. E, title LIII, § 5324(e), formerly § 5324(g), Dec. 20, 2019, 133 Stat. 2137, renumbered § 5324(e), Pub. L. 116–260, div. W, title III, § 305(c)(3), Dec. 27, 2020, 134 Stat. 2367, provided that, effective on the date on which the Secretary of Defense and the Director of National Intelligence jointly submit the joint certifications required under section 3334a(b)(1) of Title 50, War and National Defense, this analysis is amended by striking out item 2161. See 2019 Amendment note below.

AMENDMENTS

2019—Pub. L. 116–92, div. E, title LIII, § 5324(e)(1), formerly § 5324(g)(1), Dec. 20, 2019, 133 Stat. 2137, renumbered § 5324(e)(1), Pub. L. 116–260, div. W, title III, § 305(c)(3), Dec. 27, 2020, 134 Stat. 2367, struck out item 2161 “Degree granting authority for National Intelligence University”.

2016—Pub. L. 114–328, div. A, title XII, § 1241(o)(5), Dec. 23, 2016, 130 Stat. 2512, struck out item 2166 “Western Hemisphere Institute for Security Cooperation”.

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, related to waiver by the Secretary of Defense of reimbursement of the cost of conferences, seminars, courses of instruction, or similar educational activities of the Daniel K. Inoué Asia-Pacific Center for Security Studies for military officers and civilian officials of foreign nations, prior to repeal by Pub. L. 114–328, div. A, title XII, § 1241(e)(5)(D), Dec. 23, 2016, 130 Stat. 2507.

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 Sec-