

§10(b)(3), July 10, 1981, 95 Stat. 137; Pub. L. 99-145, title VI, §673, Nov. 8, 1985, 99 Stat. 664; Pub. L. 100-180, div. A, title XII, §1231(17), Dec. 4, 1987, 101 Stat. 1161.)

Editorial Notes

AMENDMENTS

1987—Subsec. (d)(1), (2). Pub. L. 100-180 inserted “The term” after each par. designation and revised first word in quotes in each par. to make initial letter of such word lowercase.

1985—Subsec. (a)(1). Pub. L. 99-145 designated existing first sentence as subpar. (A), added subpar. (B), and incorporated existing second sentence as subpar. (C).

1981—Subsec. (d)(1). Pub. L. 97-22 substituted “section 1072(2)(D) of this title” for “section 1072(2)(E) of this title”.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 1981 AMENDMENT

Pub. L. 97-22, §10(b), July 10, 1981, 95 Stat. 137, provided that the amendment made by that section is effective Sept. 15, 1981.

§ 2148. Duration of entitlement

The entitlement of any person to educational assistance under this chapter expires at the end of the ten-year period beginning on the date of the retirement or discharge or other separation from active duty of the person upon whose service such entitlement is based. In the case of a member entitled to educational assistance under this chapter who dies while on active duty and whose entitlement is transferred to a spouse or dependent child, such entitlement expires at the end of the ten-year period beginning on the date of such member's death.

(Added Pub. L. 96-342, title IX, §901(a), Sept. 8, 1980, 94 Stat. 1114.)

§ 2149. Applications for educational assistance

To receive educational assistance benefits under this chapter, a person entitled to such assistance under section 2142 or 2147 of this title shall submit an application for such assistance to the Secretary concerned in such form and manner as the Secretary concerned may prescribe.

(Added Pub. L. 96-342, title IX, §901(a), Sept. 8, 1980, 94 Stat. 1114.)

CHAPTER 107—PROFESSIONAL MILITARY EDUCATION

Sec.	
2151.	Definitions.
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2156.	Joint Forces Staff College: duration of principal course of instruction.
[2157.	Repealed.]

Editorial Notes

PRIOR PROVISIONS

A prior chapter 107 was renumbered chapter 106A of this title.

AMENDMENTS

2017—Pub. L. 115-91, div. A, title X, §1051(a)(10)(B), Dec. 12, 2017, 131 Stat. 1561, struck out item 2157 “Annual report to Congress”.

2006—Pub. L. 109-364, div. A, title X, §1071(a)(12), (13), Oct. 17, 2006, 120 Stat. 2399, substituted “Joint professional” for “Professional” in item 2152 and “Phase” for “phase” in item 2155.

§ 2151. Definitions

(a) JOINT PROFESSIONAL MILITARY EDUCATION.—Joint professional military education consists of the rigorous and thorough instruction and examination of officers of the armed forces in an environment designed to promote a theoretical and practical in-depth understanding of joint matters and, specifically, of the subject matter covered. The subject matter to be covered by joint professional military education shall include at least the following:

- (1) National Military Strategy.
- (2) Joint planning at all levels of war.
- (3) Joint doctrine.
- (4) Joint command and control.
- (5) Joint force and joint requirements development.
- (6) Operational contract support.

(b) OTHER DEFINITIONS.—In this chapter:

(1) The term “senior level service school” means any of the following:

- (A) The Army War College.
- (B) The College of Naval Warfare.
- (C) The Air War College.
- (D) The Marine Corps War College.

(2) The term “intermediate level service school” means any of the following:

- (A) The United States Army Command and General Staff College.
- (B) The College of Naval Command and Staff.
- (C) The Air Command and Staff College.
- (D) The Marine Corps Command and Staff College.

(3) The term “joint intermediate level school” includes the National Defense Intelligence College.

(Added Pub. L. 108-375, div. A, title V, §532(a)(2), Oct. 28, 2004, 118 Stat. 1897; amended Pub. L. 112-81, div. A, title V, §552(a)(2), Dec. 31, 2011, 125 Stat. 1412; Pub. L. 112-239, div. A, title VIII, §845(c), Jan. 2, 2013, 126 Stat. 1848.)

Editorial Notes

AMENDMENTS

2013—Subsec. (a)(6). Pub. L. 112-239 added par. (6).
2011—Subsec. (b)(3). Pub. L. 112-81 added par. (3).

Statutory Notes and Related Subsidiaries

PROFESSIONAL MILITARY EDUCATION: REPORT; DEFINITION

Pub. L. 117-81, div. A, title V, §559D, Dec. 27, 2021, 135 Stat. 1743, provided that:

“(a) REPORT.—

“(1) IN GENERAL.—Not later than July 1, 2022, the Secretary of Defense, in consultation with the Chairman of the Joint Chiefs of Staff, shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report setting forth the results of a review and assessment of the definition of

professional military education in the Department of Defense and the military departments as specified in subsection (c).

“(2) ELEMENTS.—The report under this subsection shall include the following elements:

“(A) A consolidated summary of all definitions of the term ‘professional military education’ used in the Department of Defense and the military departments.

“(B) A description of how such term is used in the Department of Defense in educational institutions, associated schools, programs, think tanks, research centers, and support activities.

“(C) An analysis of how such term—

“(i) applies to tactical, operational, and strategic settings; and

“(ii) is linked to mission requirements.

“(D) An analysis of how professional military education has been applied and linked through all levels of Department of Defense education and training.

“(E) The applicability of professional military education to the domains of warfare, including land, air, sea, space, and cyber.

“(F) With regards to online and virtual learning in professional military education—

“(i) an analysis of the use of such learning; and

“(ii) student satisfaction in comparison to traditional classroom learning.

“(b) DEFINITION.—Not later than one year after the date of the enactment of this Act [Dec. 27, 2021], the Secretary of Defense, in coordination with the Chairman of the Joint Chiefs of Staff and the Secretaries of the military departments, using the report under subsection (a), shall standardize the definition of ‘professional military education’ across the military departments and the Department of Defense.”

Executive Documents

CHANGE OF NAME

National Defense Intelligence College changed to National Intelligence University by Department of Defense Instruction 3305.01 on Feb. 9, 2011.

§ 2152. Joint professional military education: general requirements

(a) IN GENERAL.—The Secretary of Defense shall implement a comprehensive framework for the joint professional military education of officers, including officers nominated under section 661 of this title for the joint specialty.

(b) JOINT MILITARY EDUCATION SCHOOLS.—The Secretary of Defense, with the advice and assistance of the Chairman of the Joint Chiefs of Staff, shall periodically review and revise the curriculum of each school of the National Defense University (and of any other joint professional military education school) to enhance the education and training of officers in joint matters. The Secretary shall require such schools to maintain rigorous standards for the military education of officers with the joint specialty.

(c) OTHER PROFESSIONAL MILITARY EDUCATION SCHOOLS.—The Secretary of Defense shall require that each Department of Defense school concerned with professional military education periodically review and revise its curriculum for senior and intermediate grade officers in order to strengthen the focus on—

(1) joint matters; and

(2) preparing officers for joint duty assignments.

(Added and amended Pub. L. 108–375, div. A, title V, § 532(a)(2), (b), Oct. 28, 2004, 118 Stat. 1897, 1900.)

Editorial Notes

CODIFICATION

Subsecs. (b) and (c) of section 663 of this title, which were transferred to this section by Pub. L. 108–375, § 532(b), were based on Pub. L. 99–433, title IV, § 401(a), Oct. 1, 1986, 100 Stat. 1027.

AMENDMENTS

2004—Subsecs. (b), (c). Pub. L. 108–375, § 532(b), transferred subsecs. (b) and (c) of section 663 of this title to end of this section. See Codification note above.

§ 2153. Capstone course: newly selected general and flag officers

(a) REQUIREMENT.—Each officer selected for promotion to the grade of brigadier general or, in the case of the Navy or the commissioned officer corps of the National Oceanic and Atmospheric Administration, rear admiral (lower half) shall be required, after such selection, to attend a military education course designed specifically to prepare new general and flag officers to work with the other uniformed services.

(b) WAIVER AUTHORITY.—(1) Subject to paragraph (2), the Secretary of Defense or the Secretary of Commerce, as applicable, may waive subsection (a)—

(A) in the case of an officer whose immediately previous assignment was in a joint duty assignment and who is thoroughly familiar with joint matters;

(B) when necessary for the good of the service;

(C) in the case of an officer whose proposed selection for promotion is based primarily upon scientific and technical qualifications for which joint requirements do not exist (as determined under regulations prescribed under section 619(e)(4)¹ of this title); and

(D) in the case of a medical officer, dental officer, veterinary officer, medical service officer, nurse, biomedical science officer, or chaplain.

(2) The authority of the Secretary of Defense to grant a waiver under paragraph (1) may only be delegated to the Deputy Secretary of Defense, an Under Secretary of Defense, or an Assistant Secretary of Defense. Such a waiver may be granted only on a case-by-case basis in the case of an individual officer.

(Added Pub. L. 108–375, div. A, title V, § 532(a)(2), Oct. 28, 2004, 118 Stat. 1897; amended Pub. L. 116–259, title II, § 205(b)(3), Dec. 23, 2020, 134 Stat. 1167.)

Editorial Notes

REFERENCES IN TEXT

Section 619(e)(4) of this title, referred to in subsec. (b)(1)(C), was repealed by Pub. L. 103–160, div. A, title IX, § 931(b), Nov. 30, 1993, 107 Stat. 1734. See section 619a(f) of this title.

AMENDMENTS

2020—Subsec. (a). Pub. L. 116–259, § 205(b)(3)(A), inserted “or the commissioned officer corps of the National Oceanic and Atmospheric Administration” after “in the case of the Navy” and substituted “other uniformed services” for “other armed forces”.

¹ See References in Text note below.