

“(d) METRICS AND EVALUATIONS.—The Secretary of Defense shall establish metrics and undertake evaluations to determine the effectiveness of the pilot program, including each of the activities carried out under subsection (e).

“(e) TYPES OF SUPPORT AUTHORIZED.—Under the pilot program the Secretary of Defense—

“(1) shall provide support to eligible entities to address, at a minimum—

“(A) the development or modification of curricula relating to civics education;

“(B) classroom activities, thesis projects, individual or team projects, internships, or community service activities relating to civics;

“(C) collaboration with government entities, non-profit organizations, or consortia of such entities and organizations to provide participants with civics-related experiences;

“(D) civics-related faculty development programs;

“(E) recruitment of educators who are highly qualified in civics education to teach civics or to assist with the development of curricula for civics education;

“(F) presentation of seminars, workshops, and training for the development of skills associated with civic engagement;

“(G) activities that enable participants to interact with government officials and entities;

“(H) expansion of civics education programs and outreach for members of the Armed Forces, dependents and children of such members, and employees of the Department of Defense; and

“(I) opportunities for participants to obtain work experience in fields relating to civics; and

“(2) may provide any other form of support the Secretary determines to be appropriate to enhance the civics education taught by eligible entities.

“(f) REPORT.—Not later than 180 days after the conclusion of the first full academic year during which the pilot program is carried out, the Secretary of Defense shall submit to the congressional defense committees [Committees on Armed Services and Appropriations of the Senate and the House of Representatives] a report that includes—

“(1) a description of the pilot program, including a description of the specific activities carried out under subsection (e); and

“(2) the metrics and evaluations used to assess the effectiveness of the program as required under subsection (d).

“(g) DEFINITIONS.—In this section:

“(1) The term ‘civics education program’ means an educational program that provides participants with—

“(A) knowledge of law, government, and the rights of citizens; and

“(B) skills that enable participants to responsibly participate in democracy.

“(2) The term ‘eligible entity’ means any of following:

“(A) A local education agency that hosts a unit of the Junior Reserve Officers’ Training Corps.

“(B) A school operated by the Department of Defense Education Activity.”

[Pub. L. 116–283, div. A, title X, § 1081(c), Jan. 1, 2021, 134 Stat. 3873, provided that the amendment made by section 1081(c)(1) of Pub. L. 116–283 to section 234 of Pub. L. 116–92, set out above, is effective as of Dec. 20, 2020 (probably should be Dec. 20, 2019) and as if included in Pub. L. 116–92.]

SUPPORT FOR WORLD LANGUAGE ADVANCEMENT AND READINESS

Pub. L. 116–92, div. A, title XVII, § 1751, Dec. 20, 2019, 133 Stat. 1849, provided that:

“(a) PROGRAM AUTHORITY.—

“(1) IN GENERAL.—The Secretary of Defense, in consultation with the Director of National Intelligence and the Secretary of Education, may carry out a pro-

gram under which the Secretary may provide support to eligible entities for the establishment, improvement, or expansion of world language study for elementary school and secondary school students.

“(2) SPECIAL REQUIREMENTS FOR LOCAL EDUCATIONAL AGENCIES.—In providing support under paragraph (1) to an eligible entity that is a local educational agency, the Secretary of Defense shall support programs that—

“(A) show the promise of being continued after such support is no longer available;

“(B) demonstrate approaches that can be disseminated to and duplicated in other local educational agencies; and

“(C) may include a professional development component.

“(3) APPLICATIONS.—

“(A) IN GENERAL.—To be considered for support under paragraph (1), an eligible entity shall submit an application to the Secretary of Defense at such time, in such manner, and containing such information and assurances as the Secretary may require.

“(B) SPECIAL CONSIDERATION.—The Secretary of Defense shall give special consideration to applications describing programs that—

“(i) include intensive summer world language programs for professional development of world language teachers;

“(ii) link nonnative English speakers in the community with the schools in order to promote two-way language learning;

“(iii) promote the sequential study of a world language for students, beginning in elementary schools;

“(iv) make effective use of technology, such as computer-assisted instruction, language laboratories, or distance learning, to promote world language study;

“(v) promote innovative activities, such as dual language immersion, partial world language immersion, or content-based instruction; and

“(vi) are carried out through a consortium comprised of the eligible entity receiving the grant, an elementary school or secondary school, and an institution of higher education (as that term is defined in section 101 of the Higher Education Act of 1965 (20 U.S.C. 1001)).

“(b) DEFINITIONS.—In this section:

“(1) ELIGIBLE ENTITY.—The term ‘eligible entity’ means the following:

“(A) A local educational agency that hosts a unit of the Junior Reserve Officers’ Training Corps.

“(B) A school operated by the Department of Defense Education Activity.

“(2) ESEA TERMS.—The terms ‘elementary school’, ‘local educational agency’ and ‘secondary school’ have the meanings given the terms in section 8101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

“(3) WORLD LANGUAGE.—The term ‘world language’ means—

“(A) any natural language other than English, including—

“(i) languages determined by the Secretary of Defense to be critical to the national security interests of the United States;

“(ii) classical languages;

“(iii) American sign language; and

“(iv) Native American languages; and

“(B) any language described in subparagraph (A) that is taught in combination with English as part of a dual language or immersion learning program.”

§ 2165. National Defense University: component institutions

(a) IN GENERAL.—There is a National Defense University in the Department of Defense.

(b) COMPONENT INSTITUTIONS.—The National Defense University consists of the following institutions:

- (1) The National War College.
- (2) The Dwight D. Eisenhower School for National Security and Resource Strategy.
- (3) The Joint Forces Staff College.
- (4) The Institute for National Strategic Studies.
- (5) The College of Information and Cyberspace.
- (6) Any other educational institution of the Department of Defense that the Secretary considers appropriate and designates as an institution of the university.

[(c) Repealed. Pub. L. 109-364, div. A, title IX, § 904(b)(2)(B), Oct. 17, 2006, 120 Stat. 2353.]

(d) SOURCE OF FUNDS FOR PROFESSIONAL DEVELOPMENT EDUCATION OPERATIONS.—Funding for the professional development education operations of the National Defense University shall be provided from funds made available to the Secretary of Defense from the annual appropriation “Operation and Maintenance, Defense-wide”.

(e) ACCEPTANCE OF FACULTY RESEARCH GRANTS.—(1) The Secretary of Defense may authorize the President of the National Defense University to accept qualifying research grants. Any such grant may only be accepted if the work under the grant is to be carried out by a professor or instructor of one of the institutions comprising the University for a scientific, literary, or educational purpose.

(2) A qualifying research grant under this subsection is a grant that is awarded on a competitive basis by an entity referred to in paragraph (3) for a research project with a scientific, literary, or educational purpose.

(3) A grant may be accepted under this subsection only from a corporation, fund, foundation, educational institution, or similar entity that is organized and operated primarily for scientific, literary, or educational purposes.

(4) The Secretary shall establish an account for administering funds received as research grants under this subsection. The President of the University shall use the funds in the account in accordance with applicable provisions of the regulations and the terms and condition of the grants received.

(5) Subject to such limitations as may be provided in appropriations Acts, appropriations available for the National Defense University may be used to pay expenses incurred by the University in applying for, and otherwise pursuing, the award of qualifying research grants.

(6) The Secretary shall prescribe regulations for the administration of this subsection.

(f) COOPERATIVE RESEARCH AND DEVELOPMENT AGREEMENTS.—(1) In engaging in research and development projects pursuant to subsection (a) of section 4001 of this title by a contract, cooperative agreement, or grant pursuant to subsection (b)(1) of such section, the Secretary may enter into such contract or cooperative agreement or award such grant through the National Defense University.

(2) The National Defense University shall be considered a Government-operated Federal laboratory for purposes of section 12 of the Stevenson-Wylder Technology Innovation Act of 1980 (15 U.S.C. 3710a).

(Added and amended Pub. L. 105-85, div. A, title IX, §§ 921(a)(1), 922(a), Nov. 18, 1997, 111 Stat. 1862,

1863; Pub. L. 105-261, div. A, title IX, §§ 904, 905(a), Oct. 17, 1998, 112 Stat. 2093; Pub. L. 106-398, § 1 [[div. A], title IX, § 913(b)], Oct. 30, 2000, 114 Stat. 1654, 1654A-230; Pub. L. 107-107, div. A, title V, § 527(c)(1), Dec. 28, 2001, 115 Stat. 1102; Pub. L. 109-163, div. A, title V, § 522(a), Jan. 6, 2006, 119 Stat. 3240; Pub. L. 109-364, div. A, title IX, § 904(b)(2), Oct. 17, 2006, 120 Stat. 2353; Pub. L. 112-81, div. B, title XXVIII, § 2861(b), Dec. 31, 2011, 125 Stat. 1701; Pub. L. 114-328, div. A, title II, § 214(a), title XVI, § 1648(a), Dec. 23, 2016, 130 Stat. 2048, 2606; Pub. L. 116-283, div. A, title XVIII, § 1841(e)(1), Jan. 1, 2021, 134 Stat. 4244.)

Editorial Notes

AMENDMENTS

2021—Subsec. (f)(1). Pub. L. 116-283 substituted “section 4001” for “section 2358”.

2016—Subsec. (b)(5). Pub. L. 114-328, § 1648(a), substituted “College of Information and Cyberspace” for “Information Resources Management College”.

Subsec. (f). Pub. L. 114-328, § 214(a), added subsec. (f).

2011—Subsec. (b)(2). Pub. L. 112-81 amended par. (2) generally. Prior to amendment, par. (2) read as follows: “The Industrial College of the Armed Forces.”

2006—Subsec. (b)(6), (7). Pub. L. 109-364, § 904(b)(2)(A), redesignated par. (7) as (6) and struck out former par. (6) which read as follows: “The Center for Hemispheric Defense Studies.”

Subsec. (c). Pub. L. 109-364, § 904(b)(2)(B), struck out heading and text of subsec. (c). Text read as follows: “Funds available for the payment of personnel expenses under the Latin American cooperation authority set forth in section 1050 of this title are also available for the costs of the operation of the Center for Hemispheric Defense Studies.”

Subsec. (e). Pub. L. 109-163 added subsec. (e).

2001—Subsec. (d). Pub. L. 107-107 added subsec. (d).

2000—Subsec. (b)(3). Pub. L. 106-398 substituted “Joint Forces Staff College” for “Armed Forces Staff College”.

1998—Subsec. (b)(7). Pub. L. 105-261, § 904, added par. (7).

Subsec. (c). Pub. L. 105-261, § 905(a), added subsec. (c).
1997—Subsec. (b)(6). Pub. L. 105-85, § 922(a), added par. (6).

Statutory Notes and Related Subsidiaries

CHANGE OF NAME

Pub. L. 114-328, div. A, title XVI, § 1648(b), Dec. 23, 2016, 130 Stat. 2606, provided that: “Any reference in any law, regulation, document, record, or other paper of the United States to the Information Resources Management College shall be considered to be a reference to the College of Information and Cyberspace.”

Pub. L. 112-81, div. B, title XXVIII, § 2861, Dec. 31, 2011, 125 Stat. 1701, provided that:

“(a) REDESIGNATION.—The Industrial College of the Armed Forces is hereby renamed the ‘Dwight D. Eisenhower School for National Security and Resource Strategy’.

“(b) CONFORMING AMENDMENT.—[Amended section 2165(b)(2) of this title.]

“(c) REFERENCES.—Any reference to the Industrial College of the Armed Forces in any law, regulation, map, document, record, or other paper of the United States shall be deemed to be a reference to the Dwight D. Eisenhower School for National Security and Resource Strategy.”

Pub. L. 106-398, § 1 [[div. A], title IX, § 913(a), (c)], Oct. 30, 2000, 114 Stat. 1654, 1654A-230, provided that:

“(a) CHANGE IN NAME.—The Armed Forces Staff College of the Department of Defense is hereby renamed the ‘Joint Forces Staff College’.

“(c) REFERENCES.—Any reference to the Armed Forces Staff College in any law, regulation, map, docu-

ment, record, or other paper of the United States shall be considered to be a reference to the Joint Forces Staff College.”

EFFECTIVE DATE OF 2021 AMENDMENT

Amendment by Pub. L. 116-283 effective Jan. 1, 2022, with additional provisions for delayed implementation and applicability of existing law, see section 1801(d) of Pub. L. 116-283, set out as a note preceding section 3001 of this title.

EFFECTIVE DATE OF 2001 AMENDMENT

Pub. L. 107-107, div. A, title V, § 527(c)(2), Dec. 28, 2001, 115 Stat. 1102, provided that: “Subsection (d) of section 2165 of title 10, United States Code, as added by paragraph (1), shall become effective beginning with fiscal year 2003.”

CENTER FOR THE STUDY OF CHINESE MILITARY AFFAIRS

Pub. L. 106-65, div. A, title IX, § 914, Oct. 5, 1999, 113 Stat. 721, provided that:

“(a) ESTABLISHMENT.—The Secretary of Defense shall establish a Center for the Study of Chinese Military Affairs as part of the National Defense University. The Center shall be organized under the Institute for National Strategic Studies of the University.

“(b) QUALIFICATIONS OF DIRECTOR.—The Director of the Center shall be an individual who is a distinguished scholar of proven academic, management, and leadership credentials with a superior record of achievement and publication regarding Chinese political, strategic, and military affairs.

“(c) MISSION.—The mission of the Center is to study and inform policymakers in the Department of Defense, Congress, and throughout the Government regarding the national goals and strategic posture of the People’s Republic of China and the ability of that nation to develop, field, and deploy an effective military instrument in support of its national strategic objectives. The Center shall accomplish that mission by a variety of means intended to widely disseminate the research findings of the Center.

“(d) STARTUP OF CENTER.—The Secretary of Defense shall establish the Center for the Study of Chinese Military Affairs not later than March 1, 2000. The first Director of the Center shall be appointed not later than June 1, 2000. The Center should be fully operational not later than June 1, 2001.

“(e) IMPLEMENTATION REPORT.—(1) Not later than January 1, 2001, the President of the National Defense University shall submit to the Secretary of Defense a report setting forth the President’s organizational plan for the Center for the Study of Chinese Military Affairs, the proposed budget for the Center, and the timetable for initial and full operations of the Center. The President of the National Defense University shall prepare that report in consultation with the Director of the Center and the Director of the Institute for National Strategic Studies of the University.

“(2) The Secretary of Defense shall transmit the report under paragraph (1), together with whatever comments the Secretary considers appropriate, to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives not later than February 1, 2001.”

[§ 2166. Renumbered § 343]

§ 2167. National Defense University: admission of private sector civilians to professional military education program

(a) AUTHORITY FOR ADMISSION.—The Secretary of Defense may permit eligible private sector employees who work in organizations relevant to national security to receive instruction at the National Defense University in accordance with this section. No more than the equivalent

of 35 full-time student positions may be filled at any one time by private sector employees enrolled under this section. Upon successful completion of the course of instruction in which enrolled, any such private sector employee may be awarded an appropriate diploma or degree under section 2165 of this title.

(b) ELIGIBLE PRIVATE SECTOR EMPLOYEES.—For purposes of this section, an eligible private sector employee is an individual employed by a private firm that is engaged in providing to the Department of Defense or other Government departments or agencies significant and substantial defense-related systems, products, or services or whose work product is relevant to national security policy or strategy. A private sector employee admitted for instruction at the National Defense University remains eligible for such instruction only so long as that person remains employed by the same firm.

(c) ANNUAL CERTIFICATION BY SECRETARY OF DEFENSE.—Private sector employees may receive instruction at the National Defense University during any academic year only if, before the start of that academic year, the Secretary of Defense determines, and certifies to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives, that providing instruction to private sector employees under this section during that year will further national security interests of the United States.

(d) PROGRAM REQUIREMENTS.—The Secretary of Defense shall ensure that—

(1) the curriculum for the professional military education program in which private sector employees may be enrolled under this section is not readily available through other schools and concentrates on national security relevant issues; and

(2) the course offerings at the National Defense University continue to be determined solely by the needs of the Department of Defense.

(e) TUITION.—The President of the National Defense University shall charge students enrolled under this section a rate—

(1) that is at least the rate charged for employees of the United States outside the Department of Defense, less infrastructure costs, and

(2) that considers the value to the school and course of the private sector student.

(f) STANDARDS OF CONDUCT.—While receiving instruction at the National Defense University, students enrolled under this section, to the extent practicable, are subject to the same regulations governing academic performance, attendance, norms of behavior, and enrollment as apply to Government civilian employees receiving instruction at the university.

(g) USE OF FUNDS.—Amounts received by the National Defense University for instruction of students enrolled under this section shall be retained by the university to defray the costs of such instruction. The source, and the disposition, of such funds shall be specifically identified in records of the university.

(Added Pub. L. 107-107, div. A, title V, § 528(a)(1), Dec. 28, 2001, 115 Stat. 1102; amended Pub. L.