of Columbia, to further honor the members of the Second
Infantry Division who have given their lives in service to
the United States.

(b) Application of Commemorative Works
Act.—Chapter 89 of title 40, United States Code (com-
monly known as the “Commemorative Works Act”), shall
apply to the design and placement of the commemorative
elements or engravings authorized under subsection (a).

d) Funding.—Federal funds may not be used for
modifications of the Second Division Memorial authorized
under subsection (a).

TITLE IV—MILITARY
PERSONNEL AUTHORIZATIONS

Subtitle A—Active Forces

Sec. 401. End strengths for active forces.
Sec. 402. Revisions in permanent active duty end strength minimum levels.

Subtitle B—Reserve Forces

Sec. 411. End strengths for Selected Reserve.
Sec. 412. End strengths for Reserves on active duty in support of the reserves.
Sec. 413. End strengths for military technicians (dual status).
Sec. 414. Fiscal year 2018 limitation on number of non-dual status technicians.
Sec. 415. Maximum number of reserve personnel authorized to be on active
duty for operational support.
Sec. 416. Number of members of the National Guard on full-time duty in sup-
port of the reserves within the National Guard Bureau.

Subtitle C—Authorization of Appropriations

Sec. 421. Military personnel.

Subtitle A—Active Forces

SEC. 401. END STRENGTHS FOR ACTIVE FORCES.

The Armed Forces are authorized strengths for active
duty personnel as of September 30, 2018, as follows:
1 (1) The Army, 483,500.
2 (2) The Navy, 327,900.
3 (3) The Marine Corps, 186,000.

SEC. 402. REVISIONS IN PERMANENT ACTIVE DUTY END
STRENGTH MINIMUM LEVELS.

Section 691(b) of title 10, United States Code, is amended by striking paragraphs (1) through (4) and inserting the following new paragraphs:

“(1) For the Army, 483,500.
(2) For the Navy, 327,900.
(3) For the Marine Corps, 186,000.
(4) For the Air Force, 325,100.”

Subtitle B—Reserve Forces

SEC. 411. END STRENGTHS FOR SELECTED RESERVE.

(a) IN GENERAL.—The Armed Forces are authorized strengths for Selected Reserve personnel of the reserve components as of September 30, 2018, as follows:

(1) The Army National Guard of the United States, 343,500.
(2) The Army Reserve, 199,500.
(3) The Navy Reserve, 59,000.
(4) The Marine Corps Reserve, 38,500.
(5) The Air National Guard of the United States, 106,600.
(6) The Air Force Reserve, 69,800.

(7) The Coast Guard Reserve, 7,000.

(b) END STRENGTH REDUCTIONS.—The end strengths prescribed by subsection (a) for the Selected Reserve of any reserve component shall be proportionately reduced by—

(1) the total authorized strength of units organized to serve as units of the Selected Reserve of such component which are on active duty (other than for training) at the end of the fiscal year; and

(2) the total number of individual members not in units organized to serve as units of the Selected Reserve of such component who are on active duty (other than for training or for unsatisfactory participation in training) without their consent at the end of the fiscal year.

(c) END STRENGTH INCREASES.—Whenever units or individual members of the Selected Reserve of any reserve component are released from active duty during any fiscal year, the end strength prescribed for such fiscal year for the Selected Reserve of such reserve component shall be increased proportionately by the total authorized strengths of such units and by the total number of such individual members.
SEC. 412. END STRENGTHS FOR RESERVES ON ACTIVE DUTY IN SUPPORT OF THE RESERVES.

Within the end strengths prescribed in section 411(a), the reserve components of the Armed Forces are authorized, as of September 30, 2018, the following number of Reserves to be serving on full-time active duty or full-time duty, in the case of members of the National Guard, for the purpose of organizing, administering, recruiting, instructing, or training the reserve components:

(1) The Army National Guard of the United States, 30,155.

(2) The Army Reserve, 16,261.


(4) The Marine Corps Reserve, 2,261.


SEC. 413. END STRENGTHS FOR MILITARY TECHNICIANS (DUAL STATUS).

The minimum number of military technicians (dual status) as of the last day of fiscal year 2018 for the reserve components of the Army and the Air Force (notwithstanding section 129 of title 10, United States Code) shall be the following:

(1) For the Army National Guard of the United States, 22,294.
For the Army Reserve, 6,492.

(3) For the Air National Guard of the United States, 19,135.

(4) For the Air Force Reserve, 8,880.

SEC. 414. FISCAL YEAR 2018 LIMITATION ON NUMBER OF NON-DUAL STATUS TECHNICIANS.

(a) LIMITATIONS.—

(1) NATIONAL GUARD.—The number of non-dual status technicians employed by the National Guard as of September 30, 2018, may not exceed the following:

(A) For the Army National Guard of the United States, 0.

(B) For the Air National Guard of the United States, 0.

(2) ARMY RESERVE.—The number of non-dual status technicians employed by the Army Reserve as of September 30, 2018, may not exceed 0.

(3) AIR FORCE RESERVE.—The number of non-dual status technicians employed by the Air Force Reserve as of September 30, 2018, may not exceed 0.

(b) NON-DUAL STATUS TECHNICIANS DEFINED.—In this section, the term “non-dual status technician” has the
meaning given that term in section 10217(a) of title 10, United States Code.

SEC. 415. MAXIMUM NUMBER OF RESERVE PERSONNEL AUTHORIZED TO BE ON ACTIVE DUTY FOR OPERATIONAL SUPPORT.

During fiscal year 2018, the maximum number of members of the reserve components of the Armed Forces who may be serving at any time on full-time operational support duty under section 115(b) of title 10, United States Code, is the following:

(1) The Army National Guard of the United States, 17,000.

(2) The Army Reserve, 13,000.

(3) The Navy Reserve, 6,200.

(4) The Marine Corps Reserve, 3,000.

(5) The Air National Guard of the United States, 16,000.

(6) The Air Force Reserve, 14,000.

SEC. 416. NUMBER OF MEMBERS OF THE NATIONAL GUARD ON FULL-TIME DUTY IN SUPPORT OF THE SERVICES WITHIN THE NATIONAL GUARD BUREAU.

(a) ARMY NATIONAL GUARD OF THE UNITED STATES.—As of the end of fiscal year 2019, and as of the end of each fiscal year thereafter, the number of mem-
bers of the Army National Guard of the United States serving with the National Guard Bureau on full-time duty for the purpose of organizing, administering, recruiting, instructing, or training the reserve components may not exceed the number equal to six percent of the total number of members of the Army National Guard of the United States authorized for service on full-time duty for that purpose in that fiscal year.

(b) Air National Guard of the United States.—As of the end of fiscal year 2019, and as of the end of each fiscal year thereafter, the number of members of the Air National Guard of the United States serving with the National Guard Bureau on full-time duty for the purpose of organizing, administering, recruiting, instructing, or training the reserve components may not exceed the number equal to six percent of the total number of members of the Air National Guard of the United States authorized for service on full-time duty for that purpose in that fiscal year.

Subtitle C—Authorization of Appropriations

SEC. 421. MILITARY PERSONNEL.

(a) Authorization of Appropriations.—Funds are hereby authorized to be appropriated for fiscal year 2018 for the use of the Armed Forces and other activities
and agencies of the Department of Defense for expenses, not otherwise provided for, for military personnel, as specified in the funding table in section 4401.

(b) CONSTRUCTION OF AUTHORIZATION.—The authorization of appropriations in subsection (a) supersedes any other authorization of appropriations (definite or indefinite) for such purpose for fiscal year 2018.

TITLE V—MILITARY PERSONNEL POLICY

Subtitle A—Officer Personnel Policy

Sec. 501. Modification of deadline for submittal by officers of written communications to promotion selection boards on matters of importance to their selection.

Sec. 502. Clarification to exception for removal of officers from list of officers recommended for promotion after 18 months without appointment.

Sec. 503. Modification of requirement for specification of number of officers who may be recommended for early retirement by a Selective Early Retirement Board.

Sec. 504. Extension of service-in-grade waiver authority for voluntary retirement of certain general and flag officers for purposes of enhanced flexibility in officer personnel management.

Sec. 505. Inclusion of Principal Military Deputy to the Assistant Secretary of the Army for Acquisition, Technology, and Logistics among officers subject to repeal of statutory specification of general officer grade.

Sec. 506. Clarification of effect of repeal of statutory specification of general or flag officer grade for various positions in the Armed Forces.

Sec. 507. Standardization of authorities in connection with repeal of statutory specification of general officer grade for the Dean of the Academic Board of the United States Military Academy and the Dean of the Faculty of the United States Air Force Academy.

Sec. 508. Flexibility in promotion of officers to positions of Staff Judge Advocate to the Commandant of the Marine Corps and Deputy Judge Advocate General of the Navy or Air Force.

Sec. 509. Grandfathering of retired grade of Assistant Judge Advocate General of the Navy as of repeal of statutory specification of general and flag officer grades in the Armed Forces.

Subtitle B—Reserve Component Management

Sec. 511. Equal treatment of orders to serve on active duty under sections 12304a and 12304b of title 10, United States Code.
Sec. 512. Service credit for cyberspace experience or advanced education upon original appointment as a commissioned officer.

Sec. 513. Consolidation of authorities to order members of the reserve components of the Armed Forces to perform duty.

Sec. 514. Pilot program on use of retired senior enlisted members of the Army National Guard as Army National Guard recruiters.

Subtitle C—General Service Authorities

PART I—MATTERS RELATING TO DISCHARGE AND CORRECTION OF MILITARY RECORDS

Sec. 520. Consideration of additional medical evidence by Boards for the Correction of Military Records and liberal consideration of evidence relating to post-traumatic stress disorder or traumatic brain injury.

Sec. 521. Public availability of information related to disposition of claims regarding discharge or release of members of the Armed Forces when the claims involve sexual assault.

Sec. 522. Confidential review of characterization of terms of discharge of members who are victims of sex-related offenses.

Sec. 523. Training requirements for members of boards for the correction of military records and personnel who investigate claims of retaliation.

Sec. 524. Pilot program on use of video teleconferencing technology by boards for the correction of military records and discharge review boards.

PART II—OTHER GENERAL SERVICE AUTHORITIES

Sec. 526. Modification of basis for extension of period for enlistment in the Armed Forces under the Delayed Entry Program.

Sec. 527. Reauthorization of authority to order retired members to active duty in high-demand, low-density assignments.

Sec. 528. Notification of members of the Armed Forces undergoing certain administrative separations of potential eligibility for veterans benefits.

Sec. 529. Extension of authority of the Secretary of Veterans Affairs to provide for the conduct of medical disability examinations by contract physicians.

Sec. 530. Provision of information on naturalization through military service.

Subtitle D—Military Justice and Other Legal Issues


Sec. 532. Enhancement of effective prosecution and defense in courts-martial and related matters.

Sec. 533. Punitive article under the Uniform Code of Military Justice on wrongful broadcast or distribution of intimate visual images or visual images of sexually explicit conduct.

Sec. 534. Garnishment to satisfy judgment rendered for physically, sexually, or emotionally abusing a child.

Sec. 535. Sexual assault prevention and response training for all individuals enlisted in the Armed Forces under a delayed entry program.

Sec. 536. Special Victims’ Counsel training regarding the unique challenges often faced by male victims of sexual assault.
Sec. 537. Inclusion of information in annual SAPRO reports regarding military sexual harassment and incidents involving nonconsensual distribution of private sexual images.

Sec. 538. Inclusion of information in annual SAPRO reports regarding sexual assaults committed by a member of the Armed Forces against the member’s spouse or other family member.

Subtitle E—Member Education, Training, Resilience, and Transition

Sec. 541. Element in preseparation counseling for members of the Armed Forces on assistance and support services for caregivers of certain veterans through the Department of Veterans Affairs.

Sec. 542. Improved employment assistance for members of the Army, Navy, Air Force, and Marine Corps and veterans.

Sec. 543. Limitation on release of military service academy graduates to participate in professional athletics.

Sec. 544. Two-year extension of suicide prevention and resilience program for the National Guard and Reserves.

Sec. 545. Annual certifications related to Ready, Relevant Learning initiative of the Navy.

Sec. 546. Authority to expand eligibility for the United States Military Apprenticeship Program.

Sec. 547. Limitation on availability of funds for attendance of Air Force enlisted personnel at Air Force officer professional military education in-residence courses.

Sec. 548. Lieutenant Henry Ossian Flipper Leadership Scholarships.

Sec. 549. Pilot programs on appointment in the excepted service in the Department of Defense of physically disqualified former cadets and midshipmen.

Subtitle F—Defense Dependents’ Education and Military Family Readiness Matters

PART I—DEFENSE DEPENDENTS’ EDUCATION MATTERS

Sec. 551. Assistance to schools with military dependent students.

Sec. 552. Transitions of military dependent students from Department of Defense dependent schools to other schools and among schools of local educational agencies.

Sec. 553. Report on educational opportunities in science, technology, engineering, and mathematics for children who are dependents of members of the Armed Forces.

PART II—MILITARY FAMILY READINESS MATTERS

Sec. 555. Codification of authority to conduct family support programs for immediate family members of members of the Armed Forces assigned to special operations forces.

Sec. 556. Reimbursement for State licensure and certification costs of a spouse of a member of the Armed Forces arising from relocation to another State.

Sec. 557. Temporary extension of extended period of protections for members of uniformed services relating to mortgages, mortgage foreclosure, and eviction.

Sec. 558. Enhancing military childcare programs and activities of the Department of Defense.
Sec. 559. Direct hire authority for Department of Defense for childcare services providers for Department child development centers.

Sec. 560. Pilot program on public-private partnerships for telework facilities for military spouses on military installations outside the United States.

Subtitle G—Decorations and Awards

Sec. 561. Authorization for award of the Medal of Honor to Garlin M. Conner for acts of valor during World War II.


Subtitle H—Miscellaneous Reporting Requirements

Sec. 571. Analysis and report on accompanied and unaccompanied tours of duty in remote locations with high family support costs.

Sec. 572. Review and reports on policies for regular and reserve officer career management.

Sec. 573. Review and report on effects of personnel requirements and limitations on the availability of members of the National Guard for the performance of funeral honors duty for veterans.

Sec. 574. Review and report on authorities for the employment, use, and status of National Guard and Reserve technicians.

Sec. 575. Assessment and report on expanding and contracting for childcare services of the Department of Defense.

Sec. 576. Review and report on compensation provided childcare services providers of the Department of Defense.


Sec. 578. Modification of submittal date of Comptroller General of the United States report on integrity of the Department of Defense whistleblower program.

Subtitle I—Other Matters

Sec. 581. Expansion of United States Air Force Institute of Technology enrollment authority to include civilian employees of the homeland security industry.

Sec. 582. Conditional designation of Explosive Ordnance Disposal Corps as a basic branch of the Army.

Sec. 583. Designation of office within Office of the Secretary of Defense to oversee use of food assistance programs by members of the Armed Forces on active duty.
Subtitle A—Officer Personnel
Policy

SEC. 501. MODIFICATION OF DEADLINE FOR SUBMITTAL BY
OFFICERS OF WRITTEN COMMUNICATIONS
TO PROMOTION SELECTION BOARDS ON MAT-
TERS OF IMPORTANCE TO THEIR SELECTION.

(a) Officers on Active-duty List.—Section
614(b) of title 10, United States Code, is amended by
striking “the day” and inserting “10 calendar days”.

(b) Officers in Reserve Active-status.—Sec-
tion 14106 of title 10, United States Code, is amended
in the second sentence by striking “the day” and inserting
“10 calendar days”.

(c) Application of Amendments.—The amend-
ments made by this section shall apply with respect to pro-
motion selection boards convened on or after the date of
the enactment of this Act.

SEC. 502. CLARIFICATION TO EXCEPTION FOR REMOVAL OF
OFFICERS FROM LIST OF OFFICERS RECOMMENDED FOR PROMOTION AFTER 18
MONTHS WITHOUT APPOINTMENT.

Section 629(c)(3) of title 10, United States Code, is
amended by striking “the Senate is not able to obtain the
information necessary” and inserting “the military depart-
ment concerned is not able to obtain and provide to the
Senate the information the Senate requires”.

SEC. 503. MODIFICATION OF REQUIREMENT FOR SPECI-
FICATION OF NUMBER OF OFFICERS WHO
MAY BE RECOMMENDED FOR EARLY RETIRE-
MENT BY A SELECTIVE EARLY RETIREMENT
BOARD.

Section 638a of title 10, United States Code, is
amended—

(1) in subsection (c), by striking paragraph (1)
and inserting the following new paragraph:
“(1) In the case of an action under subsection (b)(2),
the total number of officers described in that subsection
that a selection board convened under section 611(b) of
this title pursuant to the authority of that subsection may
recommend for early retirement may not be more than 30
percent of the number of officers considered in each grade
in each competitive category.”; and

(2) in subsection (d), by striking paragraph (2)
and inserting the following new paragraph:
“(2) The total number of officers to be recommended
for discharge by a selection board convened pursuant to
subsection (b)(3) may not be more than 30 percent of the
number of officers considered.”.
SEC. 504. EXTENSION OF SERVICE-IN-GRADE WAIVER AUTHORITY FOR VOLUNTARY RETIREMENT OF CERTAIN GENERAL AND FLAG OFFICERS FOR PURPOSES OF ENHANCED FLEXIBILITY IN OFFICER PERSONNEL MANAGEMENT.

Section 1370(a)(2)(G) of title 10, United States Code, is amended by striking “2017” and inserting “2025”.

SEC. 505. INCLUSION OF PRINCIPAL MILITARY DEPUTY TO THE ASSISTANT SECRETARY OF THE ARMY FOR ACQUISITION, TECHNOLOGY, AND LOGISTICS AMONG OFFICERS SUBJECT TO REPEAL OF STATUTORY SPECIFICATION OF GENERAL OFFICER GRADE.

Section 3016(b)(5)(B) of title 10, United States Code, is amended by striking “a lieutenant general” and inserting “an officer”.

SEC. 506. CLARIFICATION OF EFFECT OF REPEAL OF STATUTORY SPECIFICATION OF GENERAL OR FLAG OFFICER GRADE FOR VARIOUS POSITIONS IN THE ARMED FORCES.

(a) RETENTION OF GRADE OF INCUMBENTS IN POSITIONS ON EFFECTIVE DATE.—

(1) IN GENERAL.—Section 502 of the National Defense Authorization Act for Fiscal Year 2017
(Public Law 114–328; 130 Stat. 2102) is amended by adding at the end the following new subsection:

“(tt) RETENTION OF GRADE OF INCUMBENTS IN POSITIONS ON EFFECTIVE DATE.—The grade of service of an officer serving as of the date of the enactment of this Act in a position whose statutory grade is affected by an amendment made by this section may not be reduced after that date by reason of such amendment as long as the officer remains in continuous service in such position after that date.”.

(2) RETROACTIVE EFFECTIVE DATE.—The amendment made by paragraph (1) shall take effect as of December 23, 2016, and be treated as if included in the enactment of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328).

(b) CLARIFYING AMENDMENT TO CHIEF OF VETERINARY CORPS OF THE ARMY REPEAL.—Section 3084 of title 10, United States Code, is amended by striking the last sentence.
SEC. 507. STANDARDIZATION OF AUTHORITIES IN CONNECTION WITH REPEAL OF STATUTORY SPECIFICATION OF GENERAL OFFICER GRADE FOR THE DEAN OF THE ACADEMIC BOARD OF THE UNITED STATES MILITARY ACADEMY AND THE DEAN OF THE FACULTY OF THE UNITED STATES AIR FORCE ACADEMY.

(a) DEAN OF ACADEMIC BOARD OF MILITARY ACADEMY.—Section 4335(c) of title 10, United States Code, is amended—

(1) by striking the first and third sentences; and

(2) in the remaining sentence, by striking “so appointed” and inserting “appointed as Dean of the Academic Board”.

(b) DEAN OF FACULTY OF AIR FORCE ACADEMY.—Section 9335(b) of title 10, United States Code, is amended by striking “so appointed” and inserting “appointed as Dean of the Faculty”.
SEC. 508. FLEXIBILITY IN PROMOTION OF OFFICERS TO POSITIONS OF STAFF JUDGE ADVOCATE TO THE COMMANDANT OF THE MARINE CORPS AND DEPUTY JUDGE ADVOCATE GENERAL OF THE NAVY OR AIR FORCE.

(a) Staff Judge Advocate to Commandant of the Marine Corps.—Section 5046(b) of title 10, United States Code, is amended—

(1) by inserting “(1)” after “(b)”; and

(2) by adding at the end the following new paragraph:

“(2) If the Secretary of the Navy elects to convene a selection board under section 611(a) of this title to consider eligible officers for selection to appointment as Staff Judge Advocate, the Secretary may, in connection with such consideration for selection—

“(A) treat any section in chapter 36 of this title referring to promotion to the next higher grade as if such section referred to promotion to a higher grade; and

“(B) waive section 619(a)(2) of this title if the Secretary determines that the needs of the Marine Corps require the waiver.”.

(b) Deputy Judge Advocate General of the Navy.—Section 5149(a) of title 10, United States Code,
is amended by adding at the end the following new paragraph:

“(3) If the Secretary of the Navy elects to convene a selection board under section 611(a) of this title to consider eligible officers for selection to appointment as Deputy Judge Advocate General, the Secretary may, in connection with such consideration for selection—

“(A) treat any section in chapter 36 of this title referring to promotion to the next higher grade as if such section referred to promotion to a higher grade; and

“(B) waive section 619(a)(2) of this title if the Secretary determines that the needs of the Navy require the waiver.”.

(c) DEPUTY JUDGE ADVOCATE OF THE AIR FORCE.—Section 8037(e) of title 10, United States Code, is amended—

(1) by inserting “(1)” after “(e)”; and

(2) by adding at the end the following new paragraph:

“(2) If the Secretary of the Air Force elects to convene a selection board under section 611(a) of this title to consider eligible officers for selection to appointment as Deputy Judge Advocate General, the Secretary may, in connection with such consideration for selection—
“(A) treat any section in chapter 36 of this title referring to promotion to the next higher grade as if such section referred to promotion to a higher grade; and

“(B) waive section 619(a)(2) of this title if the Secretary determines that the needs of the Air Force require the waiver.”.

SEC. 509. GRANDFATHERING OF RETIRED GRADE OF ASSISTANT JUDGE ADVOCATES GENERAL OF THE NAVY AS OF REPEAL OF STATUTORY SPECIFICATION OF GENERAL AND FLAG OFFICERS GRADES IN THE ARMED FORCES.

(a) In General.—Notwithstanding the amendments made by section 502(gg)(2) of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328; 130 Stat. 2105), an officer selected to hold a position specified in subsection (b) as of December 23, 2016, may be retired after that date in the grade of rear admiral (lower half) or brigadier general, as applicable, with the retired pay of such grade (unless entitled to higher pay under another provision of law).

(b) Specified Positions.—Subsection (a) applies with respect to the Assistant Judge Advocates General of the Navy provided for by subsections (b) and (c) of section 5149 of title 10, United States Code.
Subtitle B—Reserve Component Management

SEC. 511. EQUAL TREATMENT OF ORDERS TO SERVE ON ACTIVE DUTY UNDER SECTIONS 12304A AND 12304B OF TITLE 10, UNITED STATES CODE.

(a) Eligibility of Reserve Component Members for Pre-mobilization Health Care.—Section 1074(d)(2) of title 10, United States Code, is amended by striking “in support of a contingency operation under” and inserting “under section 12304b of this title or”.

(b) Eligibility of Reserve Component Members for Transitional Health Care.—Section 1145(a)(2)(B) of title 10, United States Code, is amended by striking “in support of a contingency operation” and inserting “under section 12304b of this title or a provision of law referred to in section 101(a)(13)(B) of this title”.

SEC. 512. SERVICE CREDIT FOR CYBERSPACE EXPERIENCE OR ADVANCED EDUCATION UPON ORIGINAL APPOINTMENT AS A COMMISSIONED OFFICER.

(a) Original Appointment as a Reserve Officer.—Section 12207 of title 10, United States Code, is amended—

(1) in subsection (a)(2), by inserting “or (e)” after “subsection (b)”;
(2) by redesignating subsections (e) and (f) as subsections (f) and (g), respectively;

(3) by inserting after subsection (d) the following new subsection (e):

“(e)(1) Under regulations prescribed by the Secretary of Defense, if the Secretary of a military department determines that the number of commissioned officers with cyberspace-related experience or advanced education in reserve active-status in an armed force under the jurisdiction of such Secretary is critically below the number needed, such Secretary may credit any person receiving an original appointment as a reserve commissioned officer with a period of constructive service for the following:

“(A) Special experience or training in a particular cyberspace-related field if such experience or training is directly related to the operational needs of the armed force concerned.

“(B) Any period of advanced education in a cyberspace-related field beyond the baccalaureate degree level if such advanced education is directly related to the operational needs of the armed force concerned.

“(2) Constructive service credited an officer under this subsection shall not exceed one year for each year of special experience, training, or advanced education, and
not more than three years total constructive service may be credited.

“(3) Constructive service credited an officer under this subsection is in addition to any service credited that officer under subsection (a) and shall be credited at the time of the original appointment of the officer.

“(4) The authority to award constructive service credit under this subsection expires on December 31, 2023.”; and

(4) in subsection (f), as redesignated by paragraph (2), by striking “or (d)” and inserting “, (d), or (e)”.

(b) EXTENSION OF AUTHORITY IN CONNECTION WITH ORIGINAL APPOINTMENT OF REGULAR OFFICERS.—Section 533(g)(4) of title 10, United States Code, is amended by striking “December 31, 2018” and inserting “December 31, 2023”.

SEC. 513. CONSOLIDATION OF AUTHORITIES TO ORDER MEMBERS OF THE RESERVE COMPONENTS OF THE ARMED FORCES TO PERFORM DUTY.

Section 515 of the National Defense Authorization Act for Fiscal Year 2016 (Public Law 114–92; 129 Stat. 810) is amended—

(1) in the second sentence of subsection (b), by striking “such legislation as would be necessary to
amend titles 10, 14, 32, and 37 of the United States
Code and other provisions of law in order to imple-
ment the Secretary’s approach by October 1, 2018”
and inserting “legislation implementing the alternate
approach by April 30, 2019”; and

(2) by adding at the end the following new sub-
section:

“(c) ATTRIBUTES OF ALTERNATE APPROACH.—The
Secretary of Defense shall ensure the alternate approach
described in subsection (b)—

“(1) reduces the number of statutory authori-
ties by which members of the reserve components of
the Armed Forces may be ordered to perform duty
to not more than 8 statutory authorities grouped
into 4 duty categories to which specific pay and ben-
efits may be aligned, which categories shall in-
clude—

“(A) one duty category that shall generally
reflect active service performed in support of
contingency type operations or other military
actions in support of the commander of a com-
batant command;

“(B) a second duty category that shall—

“(i) generally reflect active service not
described in subparagraph (A); and
“(ii) consist of training, administration, operational support, and full-time support of the reserve components;

“(C) a third duty category that shall—

“(i) generally reflect duty performed under direct military supervision while not in active service; and

“(ii) include duty characterized by partial-day service; and

“(D) a fourth duty category that shall—

“(i) generally reflect remote duty completed while not under direct military supervision; and

“(ii) include completion of correspondence courses and telework;

“(2) distinguishes among duty performed under titles 10, 14, and 32, United States Code, and ensures that the reasons the members of the reserve components are utilized under the statutory authorities which exist prior to the alternate approach are preserved and can be tracked as separate and distinct purposes;

“(3) minimizes, to the maximum extent practicable, disruptions in pay and benefits for members, and adheres to the principle that a member should
receive pay and benefits commensurate with the nature and performance of the member’s duties;

“(4) ensures the Secretary has the flexibility to meet emerging requirements and to effectively manage the force; and

“(5) aligns Department of Defense programming and budgeting to the types of duty members perform.”.

SEC. 514. PILOT PROGRAM ON USE OF RETIRED SENIOR ENLISTED MEMBERS OF THE ARMY NATIONAL GUARD AS ARMY NATIONAL GUARD RECRUITERS.

(a) Pilot Program Authorized.—The Secretary of the Army may carry out a pilot program for the Army National Guard under which retired senior enlisted members of the Army National Guard would serve as contract recruiters for the Army National Guard.

(b) Objectives of Pilot Program.—The Secretary of the Army shall design any pilot program conducted under this section to determine the following:

(1) The feasibility and effectiveness of hiring retired senior enlisted members of the Army National Guard who have retired within the previous two years to serve as recruiters.
(2) The merits of hiring such retired senior enlisted members as contractors or as employees of the Department of Defense.

(3) The best method of providing a competitive compensation package for such retired senior enlisted members.

(4) The merits of requiring such retired senior enlisted members to wear a military uniform while performing recruiting duties under the pilot program.

(c) Consultation.—In developing a pilot program under this section, the Secretary of the Army shall consult with the operators of a previous pilot program carried out by the Army involving the use of contract recruiters.

(d) Commencement and Duration.—The Secretary of the Army may commence a pilot program under this section on or after January 1, 2018, and all activities under such a pilot program shall terminate no later than December 31, 2020.

(e) Funding Source.—If a pilot program is conducted under this section, the Secretary of the Army shall use funds otherwise available for the National Guard Bureau to carry out the program.

(f) Reporting Requirement.—If a pilot program is conducted under this section, the Secretary of the Army
shall submit to the Committees on Armed Services of the House of Representatives and the Senate a report containing an evaluation of the success of the pilot program, including the determinations described in subsection (b). The report shall be submitted not later than January 1, 2019.

Subtitle C—General Service Authorities

PART I—MATTERS RELATING TO DISCHARGE AND CORRECTION OF MILITARY RECORDS

SEC. 520. CONSIDERATION OF ADDITIONAL MEDICAL EVIDENCE BY BOARDS FOR THE CORRECTION OF MILITARY RECORDS AND LIBERAL CONSIDERATION OF EVIDENCE RELATING TO POST-TRAUMATIC STRESS DISORDER OR TRAUMATIC BRAIN INJURY.

(a) IN GENERAL.—Section 1552 of title 10, United States Code, is amended—

(1) by redesignating subsections (h) and (i) as subsections (i) and (j), respectively; and

(2) by inserting after subsection (g) the following new subsection (h):

“(h)(1) This subsection applies to a former member of the armed forces whose claim under this section for review of a discharge or dismissal is based in whole or in
part on matters relating to post-traumatic stress disorder or traumatic brain injury as supporting rationale, or as justification for priority consideration, and whose post-traumatic stress disorder or traumatic brain injury is related to combat or military sexual trauma, as determined by the Secretary concerned.

“(2) In the case of a claimant described in paragraph (1), a board established under subsection (a)(1) shall—

“(A) review medical evidence of the Secretary of Veterans Affairs or a civilian health care provider that is presented by the claimant; and

“(B) review the claim with liberal consideration to the claimant that post-traumatic stress disorder or traumatic brain injury potentially contributed to the circumstances resulting in the discharge or dismissal or to the original characterization of the claimant's discharge or dismissal.”.

(b) CONFORMING AMENDMENT.—Section 1553(d)(3)(A)(ii) of title 10, United States Code, is amended by striking “discharge of a lesser characterization” and inserting “discharge or dismissal or to the original characterization of the member's discharge or dismissal”.

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220
SEC. 521. PUBLIC AVAILABILITY OF INFORMATION RELATED TO DISPOSITION OF CLAIMS REGARDING DISCHARGE OR RELEASE OF MEMBERS OF THE ARMED FORCES WHEN THE CLAIMS INVOLVE SEXUAL ASSAULT.

(a) Boards for the Correction of Military Records.—Subsection (i) of section 1552 of title 10, United States Code, as redesignated by section 520(a)(1), is amended by adding at the end the following new paragraph:

“(4) The number and disposition of claims decided during the calendar quarter preceding the calendar quarter in which such information is made available in which sexual assault is alleged to have contributed, whether in whole or in part, to the original characterization of the discharge or release of the former member.”.

(b) Discharge Review Boards.—Section 1553(f) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(4) The number and disposition of claims decided during the calendar quarter preceding the calendar quarter in which such information is made available in which sexual assault is alleged to have contributed, whether in whole or in part, to the
original characterization of the discharge or release
of the former member.”.

(c) Conforming Amendments.—

(1) Boards for the correction of military records.—Subsection (i) of section 1552 of
title 10, United States Code, as redesignated by section 520(a)(1) and amended by subsection (a), is
further amended—

(A) in paragraph (1), by striking “claim-
ant” both places it appears and inserting
“former member”;

(B) in paragraph (2), by striking “claim-
ant” and inserting “former member”; and

(C) in paragraph (3), by striking “claim-
ants” and inserting “former members”.

(2) Discharge review boards.—Section
1553(f)(2) of title 10, United States Code, is
amended by striking “claimant” and inserting
“former member”.

SEC. 522. CONFIDENTIAL REVIEW OF CHARACTERIZATION
OF TERMS OF DISCHARGE OF MEMBERS WHO
ARE VICTIMS OF SEX-RELATED OFFENSES.

(a) Codification of current confidential
process.—
(1) CODIFICATION.—Chapter 79 of title 10, United States Code, is amended by inserting after section 1554a a new section 1554b consisting of—

(A) a heading as follows:

§ 1554b. Confidential review of characterization of terms of discharge of members of the armed forces who are victims of sex-related offenses”; and


(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 79 of such title is amended by inserting after the item relating to section 1554a the following new item:

“1554b. Confidential review of characterization of terms of discharge of members of the armed forces who are victims of sex-related offenses.”.


(b) CLARIFICATION OF APPLICABILITY TO INDIVIDUALS WHO ALLEGE SEX-RELATED OFFENSES DURING MILITARY SERVICE.—Subsection (a) of section 1554b of title 10, United States Code, as added by subsection (a)
of this section, is amended by striking “sex-related offense” and inserting the following: “sex-related offense, or alleges that the individual was the victim of a sex-related offense,”.

(c) CONFORMING AMENDMENTS.—Section 1554b of title 10, United States Code, as added by subsection (a), is further amended—

(1) by striking “Armed Forces” each place it appears in subsections (a) and (b) and inserting “armed forces”;

(2) in subsection (a)—

(A) by striking “boards for the correction of military records of the military department concerned” and inserting “boards of the military department concerned established in accordance with this chapter”; and

(B) by striking “such an offense” and inserting “a sex-related offense”; 

(3) in subsection (b), striking “boards for the correction of military records” in the matter preceding paragraph (1) and inserting “boards of the military department concerned established in accordance with this chapter”; and

(4) in subsection (d)—
(B) in paragraph (1), by striking “title 10, United States Code” and inserting “this title”; and
(C) in paragraphs (2) and (3), by striking “such title” and inserting “this title”.
SEC. 523. TRAINING REQUIREMENTS FOR MEMBERS OF BOARDS FOR THE CORRECTION OF MILITARY RECORDS AND PERSONNEL WHO INVESTIGATE CLAIMS OF RETALIATION.

(a) Members of Boards for the Correction of Military Records.—Section 534(c)(1) of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328; 10 U.S.C. 1552 note) is amended by adding at the end the following new sentence: “This curriculum shall also address the proper handling of claims in which a sex-related offense is alleged to have contributed to the original characterization of the discharge or release of the claimant, including guidelines for the consideration of evidence substantiating such allegations in accordance with the requirements of section 1554b(b) of title 10, United States Code, as added by section 522 of the National Defense Authorization Act for Fiscal Year 2018.”.

(b) Department of Defense Personnel Who Investigate Claims of Retaliation.—Section 546(a) of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328) is amended by striking “section.” and inserting “section, including guidelines for the consideration of evidence substantiating such allegations in accordance with the requirements of section 1554b(b) of title 10, United States Code, as added by section 522 of the National Defense Authorization Act for Fiscal Year 2018.”.

of the National Defense Authorization Act for Fiscal Year 2018.’’

SEC. 524. PILOT PROGRAM ON USE OF VIDEO TELECONFERENCING TECHNOLOGY BY BOARDS FOR THE CORRECTION OF MILITARY RECORDS AND DISCHARGE REVIEW BOARDS.

(a) Pilot Program Authorized.—The Secretary of Defense may carry out a pilot program under which boards for the correction of military records established under section 1552 of title 10, United States Code, and discharge review boards established under section 1553 of such title are authorized to utilize, in the performance of their duties, video teleconferencing technology, to the extent such technology is reasonably available and technically feasible.

(b) Purpose.—The purpose of the pilot program is to evaluate the feasibility and cost-effectiveness of utilizing video teleconferencing technology to allow persons who raise a claim before a board for the correction of military records, persons who request a review by a discharge review board, and witnesses who present evidence to such a board to appear before such a board without being physically present.

(c) Implementation.—As part of the pilot program, the Secretary of Defense shall make funds available to de-
velop the capabilities of boards for the correction of military records and discharge review boards to effectively use video teleconferencing technology.

(d) **No Expansion of Eligibility.**—Nothing in the pilot program is intended to alter the eligibility criteria of persons who may raise a claim before a board for the correction of military records, request a review by a discharge review board, or present evidence to such a board.

(e) **Termination.**—The authority of the Secretary of Defense to carry out the pilot program shall terminate on December 31, 2020.

**PART II—OTHER GENERAL SERVICE AUTHORITIES**

**SEC. 526. Modification of Basis for Extension of Period for Enlistment in the Armed Forces Under the Delayed Entry Program.**

Section 513(b) of title 10, United States Code, is amended—

(1) by redesignating paragraph (2) as paragraph (4) and, in such paragraph, by striking “paragraph (1)” and inserting “this subsection”;

(2) by designating the second sentence of paragraph (1) as paragraph (2) and indenting the left margin of such paragraph (2) two ems to the right;
(3) in paragraph (2), as so designated, by inserting “described in paragraph (1)” after “the 365-day period”; and

(4) by inserting after paragraph (2), as so designated, the following new paragraph (3):

“(3)(A) The Secretary concerned may extend by up to an additional 365 days the period of extension under paragraph (2) for a person who enlisted before October 1, 2017, under section 504(b)(2) of this title if the Secretary determines that the period of extension under this paragraph is required for the performance of adequate background and security reviews of that person.

“(B) A person whose period of extension under paragraph (2) is extended under this paragraph shall undergo all security and suitability screening requirements and receive a favorable military security suitability determination before entering into service in a regular or reserve component. Screening priority shall be given to those persons who were enlisted for a military occupational specialty that requires specialized language or medical skills that are vital to the national interest.

“(C) The authority to make an extension under this paragraph shall expire one year after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2018. The expiration of such authority shall...
not effect the validity of any extension made in accordance
with this paragraph on or before that date.”.

SEC. 527. REAUTHORIZATION OF AUTHORITY TO ORDER
RETIRED MEMBERS TO ACTIVE DUTY IN
HIGH-DEMAND, LOW-DENSITY ASSIGNMENTS.

Section 688a(f) of title 10, United States Code, is
amended by striking “after December 31, 2011.” and in-
serting “outside a period as follows:
“(1) The period beginning on December 2,
2002, and ending on December 31, 2011.
“(2) The period beginning on the date of the
enactment of the National Defense Authorization
Act for Fiscal Year 2018 and ending on December
31, 2022.”.

SEC. 528. NOTIFICATION OF MEMBERS OF THE ARMED
FORCES UNDERGOING CERTAIN ADMINIS-
TRATIVE SEPARATIONS OF POTENTIAL ELIGI-
BILITY FOR VETERANS BENEFITS.

(a) NOTIFICATION REQUIRED.—A member of the
Armed Forces who receives an administrative separation
or mandatory discharge under conditions other than hon-
orable shall be provided written notification that the mem-
ber may petition the Veterans Benefits Administration of
the Department of Veterans Affairs to receive, despite the
characterization of the member’s service, certain benefits
under the laws administered by the Secretary of Veterans Affairs.

(b) **Deadline for Notification.**—Notification under subsection (a) shall be provided to a member described in such subsection in conjunction with the member’s notification of the administrative separation or mandatory discharge or as soon thereafter as practicable.

SEC. 529. EXTENSION OF AUTHORITY OF THE SECRETARY OF VETERANS AFFAIRS TO PROVIDE FOR THE CONDUCT OF MEDICAL DISABILITY EXAMINATIONS BY CONTRACT PHYSICIANS.


SEC. 530. PROVISION OF INFORMATION ON NATURALIZATION THROUGH MILITARY SERVICE.

The Secretary of Defense shall ensure that members of the Army, Navy, Air Force, and Marine Corps who are aliens lawfully admitted to the United States for permanent residence are informed of the availability of naturalization through service in the Armed Forces under section 328 of the Immigration and Nationality Act (8 U.S.C. 1439) and the process by which to pursue naturalization. The Secretary shall ensure that resources are available to
assist qualified members of the Armed Forces to navigate
the application and naturalization process.

Subtitle D—Military Justice and
Other Legal Issues

SEC. 531. CLARIFYING AMENDMENTS RELATED TO THE
UNIFORM CODE OF MILITARY JUSTICE RE-
FORM BY THE MILITARY JUSTICE ACT OF
2016.

(a) ENFORCEMENT OF RIGHTS OF VICTIMS OF OF-
FENSES UNDER UCMJ.—Section 806b(e)(3) of title 10,
United States Code (article 6b(e)(3) of the Uniform Code
of Military Justice), is amended—

(1) by inserting “(A)” after “(3)”;

(2) by striking “President, and, to the extent
practicable, shall have priority over all other pro-
ceedings before the court.” and inserting the fol-
lowing; “President, subject to section 830a of this
title (article 30a).”; and

(3) by adding at the end the following new sub-
paragraphs:

“(B) To the extent practicable, a petition for a writ
of mandamus described in this subsection shall have pri-
ority over all other proceedings before the Court of Crimi-
nal Appeals.
“(C) Review of any decision of the Court of Criminal Appeals on a petition for a writ of mandamus described in this subsection shall have priority in the Court of Appeals for the Armed Forces, as determined under the rules of the Court of Appeals for the Armed Forces.”.

(b) REVIEW OF CERTAIN MATTERS BEFORE REFERRAL OF CHARGES AND SPECIFICATIONS.—Subsection (a)(1) of section 830a of title 10, United States Code (article 30a of the Uniform Code of Military Justice), as added by section 5202 of the Military Justice Act of 2016 (division E of Public Law 114–328; 130 Stat. 2904), is amended—

(1) in the matter preceding subparagraph (A), by inserting “, or otherwise act on,” after “to review”; and

(2) by adding at the end the following new subparagraph:

“(D) Pre-referral matters under subsection (c) or (e) of section 806b of this title (article 6b).”.

(e) DEFENSE COUNSEL ASSISTANCE IN POST-TRIAL MATTERS FOR ACCUSED CONVICTED BY COURT-MARTIAL.—Section 838(c)(2) of title 10, United States Code (article 38(c)(2) of the Uniform Code of Military Justice), is amended by striking “section 860 of this title (article
60)’’ and inserting ‘‘section 860, 860a, or 860b of this
1 title (article 60, 60a, or 60b)’’.
2
(d) LIMITATION ON ACCEPTANCE OF PLEA AGRE-
3 EMENTS.—Section 853a of title 10, United States Code (ar-
4 ticle 53a of the Uniform Code of Military Justice), as
5 added by section 5237 of the Military Justice Act of 2016
6 (division E of Public Law 114–328; 130 Stat. 2917), is
7 amended—
8
(1) in subsection (b)—
9
(A) in paragraph (2), by striking ‘‘or’’
10 after the semicolon;
11
(B) in paragraph (3), by striking the pe-
12 riod and inserting a semicolon; and
13
(C) by adding at the end the following new
14 paragraphs:
15
“(4) is prohibited by law; or
16
“(5) is contrary to, or is inconsistent with, a
17 regulation prescribed by the President with respect
18 to terms, conditions, or other aspects of plea agree-
19 ments.’’; and
20
(2) in subsection (d), by striking ‘‘shall bind the
21 parties and the military judge’’ and inserting ‘‘shall
22 bind the parties and the court-martial’’.
23
(e) APPLICABILITY OF STANDARDS AND PROCE-
24 DURES TO SENTENCE APPEAL BY THE UNITED
STATES.—Subsection (d)(1) of section 856 of title 10, United States Code (article 56 of the Uniform Code of Military Justice), as added by section 5301 of the Military Justice Act of 2016 (division E of Public Law 114–328; 130 Stat. 2919), is amended—

(1) in the matter preceding subparagraph (A), by inserting after “concerned,” the following: “and consistent with standards and procedures set forth in regulations prescribed by the President;”; and

(2) in subparagraph (B), by inserting before the period at the end the following: “, as determined in accordance with standards and procedures prescribed by the President”.

(f) SENTENCE OF REDUCTION IN ENLISTED GRADE.—

(1) IN GENERAL.—Subsection (a) of section 858a of title 10, United States Code (article 58a of the Uniform Code of Military Justice), as amended by section 5303(1) of the Military Justice Act of 2016 (division E of Public Law 114–328; 130 Stat. 2923), is further amended in the matter after paragraph (3) by striking “, effective on the date” and inserting the following: “, if such a reduction is authorized by regulation prescribed by the President.
The reduction in pay grade shall take effect on the date’’.

(2) SECTION HEADING.—The heading of section 858a of title 10, United States Code (article 58a of the Uniform Code of Military Justice), is amended to read as follows:

“§ 858a. Art. 58a. Sentences: reduction in enlisted grade”.

(3) CLERICAL AMENDMENT.—The table of sections at the beginning of subchapter VIII of chapter 47 of title 10, United States Code (the Uniform Code of Military Justice), is amended by striking the item relating to section 858a (article 58a) and inserting the following new item:

“858a. 58a. Sentences: reduction in enlisted grade.”.

(g) CONVENING AUTHORITY AUTHORITIES.—Section 858b(b) of title 10, United States Code (article 58b(b) of the Uniform Code of Military Justice), is amended in the first sentence by striking “section 860 of this title (article 60)” and inserting “section 860a or 860b of this title (article 60a or 60b)”.

(h) APPEAL BY THE UNITED STATES.—Section 862(b) of title 10, United States Code (article 62(b) of the Uniform Code of Military Justice), is amended by striking “, notwithstanding section 866(c) of this title (article 66(c))”.
(i) Rehearing and Sentencing.—Subsection (b) of section 863 of title 10, United States Code (article 63 of the Uniform Code of Military Justice), as added by section 5327 of the Military Justice Act of 2016 (division E of Public Law 114–328; 130 Stat. 2929), is amended by inserting before the period at the end the following: “, subject to such limitations as the President may prescribe by regulation”.

(j) Courts of Criminal Appeals.—Section 866 of title 10, United States Code (article 66 of the Uniform Code of Military Justice), as amended by section 5330 of the Military Justice Act of 2016 (division E of Public Law 114–328; 130 Stat. 2932), is further amended—

(1) in subsection (e)(2)(C), by inserting after “required” the following: “by regulation prescribed by the President or”; and

(2) in subsection (f)(3)—

(A) by inserting “of Criminal Appeals” after “Court” the first time it appears; and

(B) by adding at the end the following new sentence: “If the Court of Appeals for the Armed Forces determines that additional proceedings are warranted, the Court of Criminal Appeals shall order a hearing or other pro-
ceeding in accordance with the direction of the Court of Appeals for the Armed Forces.”.

(k) MILITARY JUSTICE REVIEW PANEL.—Subsection (f) of section 946 of title 10, United States Code (article 146 of the Uniform Code of Military Justice), as added by section 5521 of the Military Justice Act of 2016 (division E of Public Law 114–328; 130 Stat. 2962), is amended—

(1) in paragraph (1), by striking “fiscal year 2020” in the first sentence and inserting “fiscal year 2021”;

(2) in paragraph (2), by striking the sentence beginning “Not later than” and inserting the following new sentence: “The analysis under this paragraph shall be included in the assessment required by paragraph (1).”; and

(3) by striking paragraph (5) and inserting the following new paragraph (5):

“(5) REPORTS.—With respect to each review and assessment under this subsection, the Panel shall submit a report to the Committees on Armed Services of the Senate and the House of Representa-
tives. Each report—

“(A) shall set forth the results of the re-
view and assessment concerned, including the
findings and recommendations of the Panel;

and

“(B) shall be submitted not later than December 31 of the calendar year in which the re-
view and assessment is concluded.”.

(l) **TRANSITIONAL COMPENSATION FOR DEPENDENTS OF MEMBERS SEPARATED FOR DEPENDENT ABUSE.**—Section 1059(e) of title 10, United States Code, is amended—

(1) in paragraph (1)(A)(ii), by striking “the ap-
proval of” and all that follows through “as ap-
proved,” and inserting “entry of judgment under
section 860c of this title (article 60c of the Uniform
Code of Military Justice) if the sentence”; and

(2) in paragraph (3)(A), by striking “by a
court-martial” the second place it appears and all
that follows through “include any such punishment,”
and inserting “for a dependent-abuse offense and
the conviction is disapproved or is otherwise not part
of the judgment under section 860c of this title (ar-
ticle 60c of the Uniform Code of Military Justice) or
the punishment is disapproved or is otherwise not
part of the judgment under such section (article),”.

(m) **BENEFITS FOR DEPENDENTS WHO ARE VICTIMS OF ABUSE BY MEMBERS LOSING RIGHT TO RE-**
TIRED PAY.—Section 1408(h)(10)(A) of title 10, United States Code, is amended by striking “the approval” and all that follows through the end of the subparagraph and inserting “entry of judgment under section 860c of this title (article 60c of the Uniform Code of Military Justice).”.

(n) TREATMENT OF CERTAIN OFFENSES PENDING EXECUTION OF MILITARY JUSTICE ACT OF 2016 AMENDMENTS.—

(1) APPLICABILITY TO CERTAIN CASES.—Section 5542(c)(1) of the Military Justice Act of 2016 (division E of Public Law 114–328; 130 Stat. 2967) is amended by inserting after “shall apply to a case in which” the following: “a specification alleges the commission, before the effective date of such amendments, of one or more offenses or to a case in which”.

(2) CHILD ABUSE OFFENSES.—With respect to offenses committed before the date designated by the President under section 5542(a) of the Military Justice Act of 2016 (division E of Public Law 114–328; 130 Stat. 2967), subsection (b)(2)(B) of section 843 of title 10, United States Code (article 43 of the Uniform Code of Military Justice), shall be applied as in effect on December 22, 2016.
(3) Fraudulent enlistment or appointment offenses.—With respect to the period beginning on December 23, 2016, and ending on the day before the date designated by the President under section 5542(a) of the Military Justice Act of 2016 (division E of Public Law 114–328; 130 Stat. 2967), in the application of subsection (h) of section 843 of title 10, United States Code (article 43 of the Uniform Code of Military Justice), as added by section 5225(b) of that Act (130 Stat. 2909), the reference in such subsection (h) to section 904a(1) of title 10, United States Code (article 104a(1) of the Uniform Code of Military Justice), shall be deemed to be a reference to section 883(1) of title 10, United States Code (article 83(1) of the Uniform Code of Military Justice).

(o) Sentencing in certain transitional cases.—

(1) In general.—In any transition-period court-martial, the relevant sentencing sections of chapter 47 of title 10, United States Code (the Uniform Code of Military Justice), shall be applied as follows:

(A) Except as provided in subparagraph (B), the relevant sentencing sections shall be
applied as if the amendments to such sections made by the Military Justice Act of 2016 (division E of Public Law 114–328) and this section had not been enacted.

(B) If the accused so requests, the relevant sentencing sections shall be applied as amended by the Military Justice Act of 2016 (division E of Public Law 114–328) and this section.

(2) DEFINITIONS.—In this subsection:

(A) TRANSITION-PERIOD COURT-MARTIAL.—The term “transition-period court-martial” means a court-martial under chapter 47 of title 10, United States Code (the Uniform Code of Military Justice), that consists of both of the following:

(i) A prosecution of one or more offenses committed before the date designated by the President under section 5542(a) of the Military Justice Act of 2016 (division E of Public Law 114–328; 130 Stat. 2967).

(ii) A prosecution of one or more offenses committed on or after that date.

(B) RELEVANT SENTENCING SECTIONS.—The term “relevant sentencing sections” means
section 856 of title 10, United States Code (article 56 of the Uniform Code of Military Justice), and any other sections (articles) of chapter 47 of title 10, United States Code (the Uniform Code of Military Justice), that, by regulation prescribed by the President, are designated as relevant to sentencing for the purposes of paragraph (1).

(p) Effective Date.—The amendments made by this section shall take effect immediately after the amendments made by the Military Justice Act of 2016 (division E of Public Law 114–328) take effect as provided for in section 5542 of that Act (130 Stat. 2967).

SEC. 532. ENHANCEMENT OF EFFECTIVE PROSECUTION AND DEFENSE IN COURTS-MARTIAL AND RELATED MATTERS.

(a) Additional Element in Program for Effective Prosecution and Defense.—Section 542(a)(1) of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328; 10 U.S.C. 827 note) is amended by inserting before the semicolon the following: “or there is adequate supervision and oversight of trial counsel and defense counsel so detailed to ensure effective prosecution and defense in the court-martial”.

November 7, 2017 (7:01 p.m.)
(b) USE OF CIVILIAN EMPLOYEES TO ADVISE LESS EXPERIENCED JUDGE ADVOCATES IN PROSECUTION AND DEFENSE.—Section 542 of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328; 10 U.S.C. 827 note) is further amended—

(1) by redesignating subsections (c) and (d) as subsections (d) and (e), respectively; and

(2) by inserting after subsection (b) the following new subsection (c):

“(c) USE OF CIVILIAN EMPLOYEES TO ADVISE LESS EXPERIENCED JUDGE ADVOCATES IN PROSECUTION AND DEFENSE.—The Secretary concerned may use highly qualified experts and other civilian employees who are under the jurisdiction of the Secretary concerned, are available, and are experienced in the prosecution or defense of complex criminal cases to provide assistance to, and consult with, less experienced judge advocates throughout the court-martial process.”.

(c) PILOT PROGRAMS ON PROFESSIONAL DEVELOPMENTAL PROCESS FOR JUDGE ADVOCATES.—Subsection (d) of section 542 of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328; 10 U.S.C. 827 note), as redesignated by subsection (b)(1) of this section, is amended—
(1) in paragraph (1), by striking “‘establishing’” and all that follows and inserting “a military justice career track for judge advocates under the jurisdiction of the Secretary.”;

(2) by redesignating paragraph (4) as paragraph (5); and

(3) by inserting after paragraph (3) the following new paragraph (4):

“(4) ELEMENTS.—Each pilot program shall include the following:

“(A) A military justice career track for judge advocates that leads to judge advocates with military justice expertise in the grade of colonel, or in the grade of captain in the case of judge advocates of the Navy.

“(B) The use of skill identifiers to identify judge advocates for participation in the pilot program from among judge advocates having appropriate skill and experience in military justice matters.

“(C) Guidance for promotion boards considering the selection for promotion of officers participating in the pilot program in order to ensure that judge advocates who are participating in the pilot program have the same op-
portunity for promotion as all other judge advocate officers being considered for promotion by such boards.

“(D) Such other matters as the Secretary concerned considers appropriate.”.

SEC. 533. PUNITIVE ARTICLE UNDER THE UNIFORM CODE OF MILITARY JUSTICE ON WRONGFUL BROADCAST OR DISTRIBUTION OF INTIMATE VISUAL IMAGES OR VISUAL IMAGES OF SEXUALLY EXPlicit CONDUCT.

(a) PROHIBITION.—Subchapter X of chapter 47 of title 10, United States Code, is amended by inserting after section 917 (article 117 of the Uniform Code of Military Justice) the following new section (article):

“§917a. Art. 117a. Wrongful broadcast or distribution of intimate visual images

“(a) PROHIBITION.—Any person subject to this chapter—

“(1) who knowingly and wrongfully broadcasts or distributes an intimate visual image of another person or a visual image of sexually explicit conduct involving a person who—

“(A) is at least 18 years of age at the time the intimate visual image or visual image of sexually explicit conduct was created;
“(B) is identifiable from the intimate visual image or visual image of sexually explicit conduct itself, or from information displayed in connection with the intimate visual image or visual image of sexually explicit conduct; and

“(C) does not explicitly consent to the broadcast or distribution of the intimate visual image or visual image of sexually explicit conduct;

“(2) who knows or reasonably should have known that the intimate visual image or visual image of sexually explicit conduct was made under circumstances in which the person depicted in the intimate visual image or visual image of sexually explicit conduct retained a reasonable expectation of privacy regarding any broadcast or distribution of the intimate visual image or visual image of sexually explicit conduct;

“(3) who knows or reasonably should have known that the broadcast or distribution of the intimate visual image or visual image of sexually explicit conduct is likely—

“(A) to cause harm, harassment, intimidation, emotional distress, or financial loss for the
person depicted in the intimate visual image or visual image of sexually explicit conduct; or

“(B) to harm substantially the depicted person with respect to that person’s health, safety, business, calling, career, financial condition, reputation, or personal relationships; and

“(4) whose conduct, under the circumstances, had a reasonably direct and palpable connection to a military mission or military environment,

is guilty of wrongful distribution of intimate visual images or visual images of sexually explicit conduct and shall be punished as a court-martial may direct.

“(b) DEFINITIONS.—In this section:

“(1) BROADCAST.—The term ‘broadcast’ means to electronically transmit a visual image with the intent that it be viewed by a person or persons.

“(2) DISTRIBUTED.—The term ‘distribute’ means to deliver to the actual or constructive possession of another person, including transmission by mail or electronic means.

“(3) INTIMATE VISUAL IMAGE.—The term ‘intimate visual image’ means a visual image that depicts a private area of a person.
“(4) **PRIVATE AREA.**—The term ‘private area’ means the naked or underwear-clad genitalia, anus, buttocks, or female areola or nipple.

“(5) **REASONABLE EXPECTATION OF PRIVACY.**—The term ‘reasonable expectation of privacy’ means circumstances in which a reasonable person would believe that a private area of the person, or sexually explicit conduct involving the person, would not be visible to the public.

“(6) **SEXUALLY EXPLICIT CONDUCT.**—The term ‘sexually explicit conduct’ means actual or simulated genital-genital contact, oral-genital contact, anal-genital contact, or oral-anal contact, whether between persons of the same or opposite sex, bestiality, masturbation, or sadistic or masochistic abuse.

“(7) **VISUAL IMAGE.**—The term ‘visual image’ means the following:

“(A) Any developed or undeveloped photograph, picture, film, or video.

“(B) Any digital or computer image, picture, film, or video made by any means, including those transmitted by any means, including streaming media, even if not stored in a permanent format.
“(C) Any digital or electronic data capable of conversion into a visual image.”.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of subchapter X of chapter 47 of title 10, United States Code (the Uniform Code of Military Justice), is amended by inserting after the item relating to section 917 (article 117) the following new item:

“917a. 117a. Wrongful broadcast or distribution of intimate visual images.”.

SEC. 534. GARNISHMENT TO SATISFY JUDGMENT RENDERED FOR PHYSICALLY, SEXUALLY, OR EMOTIONALLY ABUSING A CHILD.

(a) GARNISHMENT AUTHORITY.—Section 1408 of title 10, United States Code, is amended by adding at the end the following new subsection:

“(l) GARNISHMENT TO SATISFY A JUDGMENT RENDERED FOR PHYSICALLY, SEXUALLY, OR EMOTIONALLY ABUSING A CHILD.—(1) Subject to paragraph (2), any payment of retired pay that would otherwise be made to a member shall be paid (in whole or in part) by the Secretary concerned to another person if and to the extent expressly provided for in the terms of a child abuse garnishment order.

“(2) A court order providing for the payment of child support or alimony or, with respect to a division of property, specifically providing for the payment of an amount of the disposable retired pay from a member to the spouse
or a former spouse of the member, shall be given priority over a child abuse garnishment order. The total amount of the disposable retired pay of a member payable under a child abuse garnishment order shall not exceed 25 percent of the member’s disposable retired pay.

“(3) In this subsection, the term ‘court order’ includes a child abuse garnishment order.

“(4) In this subsection, the term ‘child abuse garnishment order’ means a final decree issued by a court that—

“(A) is issued in accordance with the laws of the jurisdiction of that court; and

“(B) provides in the nature of garnishment for the enforcement of a judgment rendered against the member for physically, sexually, or emotionally abusing a child.

“(5) For purposes of this subsection, a judgment rendered for physically, sexually, or emotionally abusing a child is any legal claim perfected through a final enforceable judgment, which claim is based in whole or in part upon the physical, sexual, or emotional abuse of an individual under 18 years of age, whether or not that abuse is accompanied by other actionable wrongdoing, such as sexual exploitation or gross negligence.

“(6) If the Secretary concerned is served with more than one court order with respect to the retired pay of
a member, the disposable retired pay of the member shall be available to satisfy such court orders on a first-come, first-served basis, subject to the order of precedence specified in paragraph (2), with any such process being satisfied out of such monies as remain after the satisfaction of all such processes which have been previously served.

“(7) The Secretary concerned shall not be required to vary normal pay and disbursement cycles for retired pay in order to comply with a child abuse garnishment order.”.

(b) APPLICATION OF AMENDMENT.—Subsection (l) of section 1408 of title 10, United States Code, as added by subsection (a), shall apply with respect to a court order received by the Secretary concerned on or after the date of the enactment of this Act, regardless of the date of the court order.

SEC. 535. SEXUAL ASSAULT PREVENTION AND RESPONSE TRAINING FOR ALL INDIVIDUALS ENLISTED IN THE ARMED FORCES UNDER A DELAYED ENTRY PROGRAM.

(a) TRAINING REQUIRED.—Commencing not later than 180 days after the date of the enactment of this Act, each Secretary concerned shall, insofar as practicable, provide training on sexual assault prevention and response to each individual under the jurisdiction of such Secretary
who is enlisted in the Armed Forces under a delayed entry program such that each such individual completes such training before the date of commencement of basic training or initial active duty for training in the Armed Forces.

(b) Training Elements.—The training provided pursuant to subsection (a)—

(1) shall, to the extent practicable, be uniform across the Armed Forces;

(2) should be provided through in-person instruction, whenever possible;

(3) should include instruction on the proper use of social media; and

(4) shall meet such other requirements as the Secretary of Defense may establish.

(c) Definitions.—In this section:

(1) The term “delayed entry program” means the following:

(A) The Future Soldiers Program of the Army.

(B) The Delayed Entry Program of the Navy and the Marine Corps.

(C) The program of the Air Force for the delayed entry of enlistees into the Air Force.
(D) The program of the Coast Guard for the delayed entry of enlistees into the Coast Guard.

(E) Any successor program to a program referred to in subparagraphs (A) through (D).

(2) The term “Secretary concerned” has the meaning given that term in section 101(a)(9) of title 10, United States Code.

SEC. 536. SPECIAL VICTIMS’ COUNSEL TRAINING REGARDING THE UNIQUE CHALLENGES OFTEN FACED BY MALE VICTIMS OF SEXUAL ASSAULT.

The baseline Special Victims’ Counsel training established under section 1044e(d)(2) of title 10, United States Code, shall include training for Special Victims’ Counsel to recognize and deal with the unique challenges often faced by male victims of sexual assault.

SEC. 537. INCLUSION OF INFORMATION IN ANNUAL SAPRO REPORTS REGARDING MILITARY SEXUAL HARASSMENT AND INCIDENTS INVOLVING NONCONSENSUAL DISTRIBUTION OF PRIVATE SEXUAL IMAGES.

(a) ADDITIONAL REPORTING REQUIREMENTS.—Section 1631(b) of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111–383;
10 U.S.C. 1561 note) is amended by adding at the end the following new paragraphs:

“(13) Information and data collected through formal and informal reports of sexual harassment involving members of the Armed Forces during the year covered by the report, as follows:

“(A) The number of substantiated and unsubstantiated reports.

“(B) A synopsis of each substantiated report.

“(C) The action taken in the case of each substantiated report, including the type of disciplinary or administrative sanction imposed, if any, such as—

“(i) conviction and sentence by court-martial;

“(ii) imposition of non-judicial punishment under section 815 of title 10, United States Code (article 15 of the Uniform Code of Military Justice); or

“(iii) administrative separation or other type of administrative action imposed.

“(14) Information and data collected during the year covered by the report on each reported incident
involving the nonconsensual distribution by a person subject to chapter 47 of title 10, United States Code (the Uniform Code of Military Justice), of a private sexual image of another person, including the following:

“(A) The number of substantiated and unsubstantiated reports.

“(B) A synopsis of each substantiated report.

“(C) The action taken in the case of each substantiated report, including the type of disciplinary or administrative sanction imposed, if any, such as—

“(i) conviction and sentence by court-martial;

“(ii) imposition of non-judicial punishment under section 815 of title 10, United States Code (article 15 of the Uniform Code of Military Justice); or

“(iii) administrative separation or other type of administrative action imposed.”.

(b) APPLICATION OF AMENDMENT.—The amendment made by this section shall take effect on the date of the enactment of this Act and apply beginning with the re-

SEC. 538. INCLUSION OF INFORMATION IN ANNUAL SAPRO REPORTS REGARDING SEXUAL ASSAULTS COMMITTED BY A MEMBER OF THE ARMED FORCES AGAINST THE MEMBER'S SPOUSE OR OTHER FAMILY MEMBER.

Beginning with the reports required to be submitted by March 1, 2019, under section 1631 of the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Public Law 111–383; 10 U.S.C. 1561 note), information regarding a sexual assault committed by a member of the Armed Forces against the spouse or intimate partner of the member or another dependent of the member shall be included in such reports in addition to the annual Family Advocacy Program report. The information may be included as an annex to such reports.
Subtitle E—Member Education, Training, Resilience, and Transition

SEC. 541. ELEMENT IN PRESEPARATION COUNSELING FOR MEMBERS OF THE ARMED FORCES ON ASSISTANCE AND SUPPORT SERVICES FOR CAREGIVERS OF CERTAIN VETERANS THROUGH THE DEPARTMENT OF VETERANS AFFAIRS.

(a) In General.—Section 1142(b) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(18) A description, developed in consultation with the Secretary of Veterans Affairs, of the assistance and support services for family caregivers of eligible veterans under the program conducted by the Secretary of Veterans Affairs pursuant to section 1720G of title 38, including the veterans covered by the program, the caregivers eligible for assistance and support through the program, and the assistance and support available through the program.”.

(b) Participation of Potential Caregivers in Appropriate Preseparation Counseling.—

(1) In General.—In accordance with procedures established by the Secretary of Defense, each
Secretary of a military department shall take appropriate actions to achieve the following:

(A) To determine whether each member of the Armed Forces under the jurisdiction of such Secretary who is undergoing preseparation counseling pursuant to section 1142 of title 10, United States Code (as amended by subsection (a)), and who may require caregiver services after separation from the Armed Forces has identified an individual to provide such services after the member’s separation.

(B) In the case of a member described in subparagraph (A) who has identified an individual to provide caregiver services after the member’s separation, at the election of the member, to permit such individual to participate in appropriate sessions of the member’s preseparation counseling in order to inform such individual of—

(i) the assistance and support services available to caregivers of members after separation from the Armed Forces; and

(ii) the manner in which the member’s transition to civilian life after separation
may likely affect such individual as a caregiver.

(2) CAREGIVERS.—For purposes of this subsection, individuals who provide caregiver services refers to individuals (including a spouse, partner, parent, sibling, adult child, other relative, or friend) who provide physical or emotional assistance to former members of the Armed Forces during and after their transition from military life to civilian life following separation from the Armed Forces.

(3) DEADLINE FOR COMMENCEMENT.—Each Secretary of a military department shall commence the actions required pursuant to this subsection by not later than 180 days after the date of the enactment of this Act.

SEC. 542. IMPROVED EMPLOYMENT ASSISTANCE FOR MEMBERS OF THE ARMY, NAVY, AIR FORCE, AND MARINE CORPS AND VETERANS.

(a) IMPROVED EMPLOYMENT SKILLS VERIFICATION.—Section 1143(a) of title 10, United States Code, is amended—

(1) by inserting “(1)” before “The Secretary of Defense”; and

(2) by adding at the end the following new paragraph:
“(2) In order to improve the accuracy and completeness of a certification or verification of job skills and experience required by paragraph (1), the Secretary of Defense shall—

“(A) establish a database to record all training performed by members of the Army, Navy, Air Force, and Marine Corps that may have application to employment in the civilian sector; and

“(B) make unclassified information regarding such information available to States and other potential employers referred to in subsection (c) so that State and other entities may allow military training to satisfy licensing or certification requirements to engage in a civilian profession.”.

(b) IMPROVED ACCURACY OF CERTIFICATES OF TRAINING AND SKILLS.—Section 1143(a) of title 10, United States Code, is further amended by inserting after paragraph (2), as added by subsection (a), the following new paragraph:

“(3) The Secretary of Defense shall ensure that a certification or verification of job skills and experience required by paragraph (1) is rendered in such a way that States and other potential employers can confirm the accuracy and authenticity of the certification or verification.”.
(c) IMPROVED RESPONSIVENESS TO CERTIFICATION REQUESTS.—Section 1143(c) of title 10, United States Code, is amended—

(1) by inserting “(1)” before “For the purpose”; and

(2) by adding at the end the following new paragraph:

“(2)(A) A State may—

“(i) use a certification or verification of job skills and experience provided to a member of the armed forces under subsection (a); and

“(ii) in the case of members of the Army, Navy, Air Force, and Marine Corps, request the Department of Defense to confirm the accuracy and authenticity of the certification or verification.

“(B) A response confirming or denying the information shall be provided within five business days.”.

(d) IMPROVED NOTICE TO MEMBERS.—Section 1142(b)(4)(A) of title 10, United States Code, is amended by inserting before the semicolon the following: “, including State-submitted and approved lists of military training and skills that satisfy occupational certifications and licenses”. 
SEC. 543. LIMITATION ON RELEASE OF MILITARY SERVICE

ACADEMY GRADUATES TO PARTICIPATE IN

PROFESSIONAL ATHLETICS.

(a) UNITED STATES MILITARY ACADEMY.—Section 4348(a) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(5) That the cadet—

“(A) will not seek release from the cadet’s commissioned service obligation to obtain employment as a professional athlete following graduation until the cadet completes a period of at least two consecutive years of commissioned service; and

“(B) understands that the appointment alternative described in paragraph (3) will not be used to allow the cadet to obtain such employment until at least the end of that two-year period.”.

(b) UNITED STATES NAVAL ACADEMY.—Section 6959(a) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(5) That the midshipman—

“(A) will not seek release from the midshipman’s commissioned service obligation to obtain employment as a professional athlete following graduation until the midshipman com-
pletes a period of at least two consecutive years of commissioned service; and

“(B) understands that the appointment alternative described in paragraph (3) will not be used to allow the midshipman to obtain such employment until at least the end of that two-year period.”.

(c) UNITED STATES AIR FORCE ACADEMY.—Section 9348(a) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(5) That the cadet—

“(A) will not seek release from the cadet’s commissioned service obligation to obtain employment as a professional athlete following graduation until the cadet completes a period of at least two consecutive years of commissioned service; and

“(B) understands that the appointment alternative described in paragraph (2) will not be used to allow the cadet to obtain such employment until at least the end of that two-year period.”.

(d) APPLICATION OF AMENDMENTS.—The Secretaries of the military departments shall promptly revise the cadet and midshipman service agreements under sec-
1 tions 4348, 6959, and 9348 of title 10, United States
2 Code, to reflect the amendments made by this section. The
3 revised agreement shall apply to cadets and midshipmen
4 who are attending the United States Military Academy,
5 the United States Naval Academy, or the United States
6 Air Force Academy on the date of the enactment of this
7 Act and to persons who begin attendance at such military
8 service academies on or after that date.
9
10 SEC. 544. TWO-YEAR EXTENSION OF SUICIDE PREVENTION
11 AND RESILIENCE PROGRAM FOR THE NA-
12 TIONAL GUARD AND RESERVES.
13
14 Section 10219(g) of title 10, United States Code, is
15 amended by striking “October 1, 2018” and inserting
16 “October 1, 2020”.
17
18 SEC. 545. ANNUAL CERTIFICATIONS RELATED TO READY,
19 RELEVANT LEARNING INITIATIVE OF THE
20 NAVY.
21
22 (a) Annual Certifications Required.—Not later
23 than March 1, 2018, and each year thereafter, the Sec-
24 retary of the Navy shall submit to the Committees on
25 Armed Services of the Senate and the House of Represent-
26 atives a certification on the status of implementation of
27 the Ready, Relevant Learning initiative of the Navy for
28 each applicable enlisted rating.
(b) ELEMENTS.—Each certification under subsection (a) shall include the following:

(1) A certification by the Commander of the United States Fleet Forces Command that the block learning and modernized delivery methods of the Ready, Relevant Learning initiative to be implemented during the fiscal year beginning in which such certification is submitted will meet or exceed the existing training delivery approach for all associated training requirements.

(2) A certification by the Secretary of the Navy that the content re-engineering necessary to meet all training objectives and transition from the traditional training curriculum to the modernized delivery format to be implemented during such fiscal year will be complete prior to such transition, including full functionality of all required course software and hardware.

(3) A detailed cost estimate of transitioning to the block learning and modernized delivery approaches to be implemented during such fiscal year with funding listed by purpose, amount, appropriations account, budget program element or line item, and end strength adjustments.
(4) A detailed phasing plan associated with transitioning to the block learning and modernized delivery approaches to be implemented during such fiscal year, including the current status, timing, and identification of reductions in “A” school and “C” school courses, curricula, funding, and personnel.

(5) A certification by the Secretary of the Navy that—

(A) the contracting strategy associated with transitioning to the modernized delivery approach to be implemented during such fiscal year has been completed; and

(B) contracting actions contain sufficient specification detail to enable a low risk approach to receiving the deliverable end item or items on-budget, on-schedule, and with satisfactory performance.

SEC. 546. AUTHORITY TO EXPAND ELIGIBILITY FOR THE UNITED STATES MILITARY APPRENTICESHIP PROGRAM.

(a) EXPANSION AUTHORIZED.—The Secretary of Defense may expand eligibility for the United Services Military Apprenticeship Program to include any member of the uniformed services.
(b) **DEFINITION.**—In this section, the term “uniformed services” has the meaning given such term in section 101(a)(5) of title 10, United States Code.

**SEC. 547. LIMITATION ON AVAILABILITY OF FUNDS FOR ATTENDANCE OF AIR FORCE ENLISTED PERSONNEL AT AIR FORCE OFFICER PROFESSIONAL MILITARY EDUCATION IN-RESIDENCE COURSES.**

(a) **LIMITATION.**—None of the funds authorized to be appropriated or otherwise made available for the Department of the Air Force may be obligated or expended for the purpose of the attendance of Air Force enlisted personnel at Air Force officer professional military education (PME) in-residence courses until the later of—

(1) the date on which the Secretary of the Air Force submits to the Committees on Armed Services of the Senate and the House of Representatives, and to the Comptroller General of the United States, a report on the attendance of such personnel at such courses as described in subsection (b);

(2) the date on which the Comptroller General submits to such committees the report setting forth an assessment of the report under paragraph (1) as described in subsection (c); or
(3) 180 days after the date of the enactment of this Act.

(b) SECRETARY OF THE AIR FORCE REPORT.—The report of the Secretary described in subsection (a)(1) shall include the following:

(1) The purpose of the attendance of Air Force enlisted personnel at Air Force officer professional military education in-residence courses.

(2) The objectives for the attendance of such enlisted personnel at such officer professional military education courses.

(3) The required prerequisites for such enlisted personnel to attend such officer professional military education courses.

(4) The process for selecting such enlisted personnel to attend such officer professional military education courses.

(5) The impact of the attendance of such enlisted personnel at such officer professional military education courses on the availability of officer allocations for the attendance of officers at such courses.

(6) The impact of the attendance of such enlisted personnel at such officer professional military education courses on the morale and retention of officers attending such courses.
(7) The resources required for such enlisted personnel to attend such officer professional military education courses.

(8) The impact on unit and overall Air Force manning levels of the attendance of such enlisted personnel at such officer professional military education courses, especially at the statutorily-limited end strengths of grades E–8 and E–9.

(9) The extent to which graduation by such enlisted personnel from such officer professional military education courses is a requirement for Air Force or joint assignments.

(10) The planned assignment utilization for Air Force enlisted graduates of such officer professional military education courses.

(11) Any other matters in connection with the attendance of such enlisted personnel at such officer professional military education courses that the Secretary considers appropriate.

(c) COMPTROLLER GENERAL OF THE UNITED STATES REPORT.—

(1) IN GENERAL.—Not later than 90 days after the date the Secretary submits the report described in subsection (a)(1), the Comptroller General shall submit to the Committees on Armed Services of the
Senate and the House of Representatives a briefing on an assessment of the report by the Comptroller General. As soon as practicable after the briefing, the Comptroller General shall submit to such committees a report on such assessment for purposes of subsection (a)(2).

(2) ELEMENTS.—The report under paragraph (1) shall include the following:

(A) An assessment of whether the conclusions and assertions included in the report of the Secretary under subsection (a) are comprehensive, fully supported, and sufficiently detailed.

(B) An identification of any shortcomings, limitations, or other reportable matters that affect the quality of the findings or conclusions of the report of the Secretary.

SEC. 548. LIEUTENANT HENRY OSSIAN FLIPPER LEADERSHIP SCHOLARSHIPS.

(a) IN GENERAL.—The Secretary of the Army shall designate a number of scholarships under the Army Senior Reserve Officers’ Training Corps (SROTC) program that are available to students at minority-serving institutions as “Lieutenant Henry Ossian Flipper Leadership Scholarships”.

(b) NUMBER DESIGNATED.—The number of scholarships designated pursuant to subsection (a) shall be the number the Secretary determines appropriate to increase the number of Senior Reserve Officers’ Training Corps scholarships at minority-serving institutions. In making the determination, the Secretary shall give appropriate consideration to the following:

(1) The number of Senior Reserve Officers’ Training Corps scholarships available at all institutions participating in the Senior Reserve Officer’s Training Corps program.

(2) The number of such minority-serving institutions that offer the Senior Reserve Officers’ Training Corps program to their students.

(c) AMOUNT OF SCHOLARSHIP.—The Secretary may increase any scholarship designated pursuant to subsection (a) to an amount in excess of the amount of the Senior Reserve Officers’ Training Corps program scholarship that would otherwise be offered at the minority-serving institution concerned if the Secretary considers that a scholarship of such increased amount is appropriate for the purpose of the scholarship.

(d) MINORITY-SERVING INSTITUTION DEFINED.—In this section, the term “minority-serving institution” means an institution of higher education described in sec-
tion 371(a) of the Higher Education Act of 1965 (20
U.S.C. 1067q(a)).

SEC. 549. PILOT PROGRAMS ON APPOINTMENT IN THE EX-
CEPTED SERVICE IN THE DEPARTMENT OF
DEFENSE OF PHYSICALLY DISQUALIFIED
FORMER CADETS AND MIDSHIPMEN.

(a) PILOT PROGRAMS AUTHORIZED.—

(1) IN GENERAL.—Each Secretary of a military
department may carry out a pilot program under
which former cadets or midshipmen described in
paragraph (2) (in this section referred to as “eligible
individuals”) under the jurisdiction of such Sec-
retary may be appointed by the Secretary of Defense
in the excepted service under section 3320 of title 5,
United States Code, in the Department of Defense.

(2) CADETS AND MIDSHIPMEN.—Except as pro-
vided in paragraph (3), a former cadet or mid-
shipman described in this paragraph is any former
cadet at the United States Military Academy or the
United States Air Force Academy, and any former
midshipman at the United States Naval Academy,
who—

(A) completed the prescribed course of in-
struction and graduated from the applicable
service academy; and
(B) is determined to be medically disqualified to complete a period of active duty in the Armed Forces prescribed in an agreement signed by such cadet or midshipman in accordance with section 4348, 6959, or 9348 of title 10, United States Code.

(3) EXCEPTION.—A former cadet or midshipman whose medical disqualification as described in paragraph (2)(B) is the result of the gross negligence or misconduct of the former cadet or midshipman is not an eligible individual for purposes of appointment under a pilot program.

(b) PURPOSE.—The purpose of the pilot programs conducted under this section is to evaluate the feasibility and advisability of permitting eligible individuals who cannot accept a commission or complete a period of active duty in the Armed Forces prescribed by the Secretary of the military department concerned to fulfill an obligation for active duty service in the Armed Forces through service as a civilian employee of the Department of Defense.

(c) POSITIONS.—

(1) IN GENERAL.—The positions to which an eligible individual may be appointed under a pilot program conducted under this section are existing positions within the Department of Defense in grades up
to GS–9 under the General Schedule under section 5332 of title 5, United States Code (or equivalent).

The authority in subsection (a) does not authorize the creation of additional positions, or create any vacancies to which eligible individuals may be appointed under a pilot program.

(2) Term positions.—Any appointment under a pilot program shall be to a position having a term of five years or less.

(d) Scope of Authority.—

(1) Recruitment and retention of eligible individuals.—The authority in subsection (a) may be used only to the extent necessary to recruit and retain on a non-competitive basis cadets and midshipmen who are relieved of an obligation for active duty in the Armed Forces due to becoming medically disqualified from serving on active duty in the Armed Forces, and may not be used to appoint any other individuals in the excepted service.

(2) Voluntary acceptance of appointments.—A pilot program conducted under this section may not be used as an implicit or explicit basis for compelling an eligible individual to accept an appointment in the excepted service in accordance with this section.
(c) Relationship to Repayment Provisions.— Completion of a term appointment pursuant to a pilot program conducted under this section shall relieve the eligible individual concerned of any repayment obligation under section 303a(e) or 373 of title 37, United States Code, with respect to the agreement of the individual described in subsection (a)(2)(B).

(f) Termination.—

(1) In General.—The authority to appoint eligible individuals in the excepted service under a pilot program conducted under this section shall expire on the date that is four years after the date of the enactment of this Act.

(2) Effect on Existing Appointments.— The termination by paragraph (1) of the authority in subsection (a) shall not affect any appointment made under that authority before the termination date specified in paragraph (1) in accordance with the terms of such appointment.

(g) Reporting Requirement.—

(1) Report Required.—Not later than the date that is three years after the date of the enactment of this Act, each Secretary of a military department shall submit to the appropriate congressional committees a report containing an evaluation
of the effectiveness of the pilot program conducted
by such Secretary under this section, including the
number of eligible individuals appointed as civilian
employees of the Department of Defense under the
program and the retention rate for such employees.

(2) APPROPRIATE CONGRESSIONAL COMMIT-
TEES DEFINED.—In this section, the term “appro-
priate congressional committees” means the Com-
mittee on Armed Services and the Committee on
Homeland Security and Government Affairs of the
Senate and the Committee on Armed Services and
the Committee on Oversight and Government Re-
form of the House of Representatives.

Subtitle F—Defense Dependents’
Education and Military Family
Readiness Matters

PART I—DEFENSE DEPENDENTS’ EDUCATION
MATTERS

SEC. 551. ASSISTANCE TO SCHOOLS WITH MILITARY DE-
PENDENT STUDENTS.

(a) IMPACT AID FOR CHILDREN WITH SEVERE DIS-
ABILITIES.—

(1) IN GENERAL.—Of the amount authorized to
be appropriated for fiscal year 2018 pursuant to sec-
tion 301 and available for operation and mainte-
nance for Defense-wide activities as specified in the funding table in section 4301, $10,000,000 shall be available for payments under section 363 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (20 U.S.C. 7703a).

(2) USE OF CERTAIN AMOUNT.—Of the amount available under subsection (a) for payments as described in that subsection, $5,000,000 shall be available for such payments to local educational agencies determined by the Secretary of Defense, in the discretion of the Secretary, to have higher concentrations of military children with severe disabilities.

(b) ASSISTANCE TO SCHOOLS WITH SIGNIFICANT NUMBERS OF MILITARY DEPENDENT STUDENTS.—Of the amount authorized to be appropriated for fiscal year 2018 by section 301 and available for operation and maintenance for Defense-wide activities as specified in the funding table in section 4301, $40,000,000 shall be available only for the purpose of providing assistance to local educational agencies under subsection (a) of section 572 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 20 U.S.C. 7703b).

(e) LOCAL EDUCATIONAL AGENCY DEFINED.—In this section, the term “local educational agency” has the meaning given that term in section 7013(9) of the Ele-
mentary and Secondary Education Act of 1965 (20 U.S.C. 7713(9)).

SEC. 552. TRANSITIONS OF MILITARY DEPENDENT STUDENTS FROM DEPARTMENT OF DEFENSE DEPENDENT SCHOOLS TO OTHER SCHOOLS AND AMONG SCHOOLS OF LOCAL EDUCATIONAL AGENCIES.

(a) PERMANENT SUPPORT AUTHORITY.—Section 574(c) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 20 U.S.C. 7703b note) is amended by striking paragraph (3).

(b) CONFORMING AMENDMENT.—Section 572(b) of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328; 20 U.S.C. 7703b note) is amended by striking “that includes a request for the extension of section 574(c) of the John Warner National Defense Authorization Act for Fiscal Year 2007 shall include” and inserting “shall include, with respect to section 574(c) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109–364; 20 U.S.C. 7703b note),”.

SEC. 553. REPORT ON EDUCATIONAL OPPORTUNITIES IN SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS FOR CHILDREN WHO ARE DEPENDENTS OF MEMBERS OF THE ARMED FORCES.

Not later than two years after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report containing a description and assessment of—

(1) current Department of Defense programs intended to improve educational opportunities and achievement in science, technology, engineering, and mathematics for children who are dependents of members of the Armed Forces; and

(2) Department of Defense efforts to increase opportunities and achievement in science, technology, engineering, and mathematics for children who are dependents of members of the Armed Forces.
PART II—MILITARY FAMILY READINESS

MATTERS

SEC. 555. CODIFICATION OF AUTHORITY TO CONDUCT FAMILY SUPPORT PROGRAMS FOR IMMEDIATE FAMILY MEMBERS OF MEMBERS OF THE ARMED FORCES ASSIGNED TO SPECIAL OPERATIONS FORCES.

(a) CODIFICATION OF EXISTING AUTHORITY.—Chapter 88 of title 10, United States Code, is amended by inserting after section 1788 a new section 1788a consisting of—

(1) a heading as follows:

“§ 1788a. Family support programs: immediate family members of members of special operations forces”; and

(2) a text consisting of subsections (a), (b), (d), and (e) of section 554 of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66; 10 U.S.C. 1788 note).

(b) REPORTING REQUIREMENT.—Section 1788a of title 10, United States Code, as added by subsection (a) of this section, is further amended—

(1) by redesignating subsection (d), as so added, as subsection (e); and

(2) by inserting after such subsection the following new subsection (d):
“(d) Annual Report.—

“(1) Report required.—Not later than March 1, 2019, and each March 1 thereafter, the Commander, in coordination with the Under Secretary of Defense for Personnel and Readiness, shall submit to the congressional defense committees a report describing the progress made in achieving the goals of the family support programs conducted under this section.

“(2) Elements of reports.—Each report under this subsection shall include the following:

“(A) A detailed description of the programs conducted under this section to address family support requirements for family members of members of the armed forces assigned to special operations forces.

“(B) An assessment of the impact of the programs on military readiness and on family members of members of the armed forces assigned to special operations forces.

“(C) A description of the special operations-peculiar aspects of the programs and a comparison and differentiation of these programs with other programs conducted by the Secretaries of the military departments to pro-
vide family support services to immediate family
members of members of the armed forces.

“(D) Recommendations for incorporating
lessons learned into other family support pro-
grams.

“(E) Any other matters the Commander
considers appropriate regarding the programs.”.

(c) FUNDING.—Subsection (c) of section 1788a of
title 10, United States Code, as added by subsection (a)
of this section and redesignated by subsection (b)(1) of
this section, is amended by striking “specified” and all
that follows through the end of the subsection and insert-
ing “, from funds available for Major Force Program 11,
to carry out family support programs under this section.”.

(d) ELIMINATION OF PILOT PROGRAM REFERENCES
AND OTHER CONFORMING AMENDMENTS.—Section
1788a of title 10, United States Code, as added by sub-
section (a) of this section, is further amended—

(1) by striking “Armed Forces” each place it
appears and inserting “armed forces”;

(2) by striking “pilot” each place it appears;

(3) in subsection (a)—

(A) in the subsection heading, by striking
“PILOT”; and
(B) by striking “up to three” and all that follows through “providing” and inserting “programs to provide”; and

(4) in subsection (e)—

(A) in paragraph (2), by striking “title 10, United States Code” and inserting “this title”; and

(B) in paragraph (3), by striking “such title” and inserting “this title”.

(e) CLERICAL AMENDMENT.—The table of sections at the beginning of subchapter I of chapter 88 of title 10, United States Code, is amended by inserting after the item relating to section 1788 the following new item:

“1788a. Family support programs: immediate family members of members of special operations forces.”.

(f) CONFORMING REPEAL.—Section 554 of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66; 10 U.S.C. 1788 note) is repealed.

SEC. 556. REIMBURSEMENT FOR STATE LICENSURE AND CERTIFICATION COSTS OF A SPOUSE OF A MEMBER OF THE ARMED FORCES ARISING FROM RELOCATION TO ANOTHER STATE.

(a) REIMBURSEMENT AUTHORIZED.—Section 476 of title 37, United States Code, is amended by adding at the end the following new subsection:
“(p)(1) From amounts otherwise made available for a fiscal year to provide travel and transportation allowances under this chapter, the Secretary concerned may reimburse a member of the armed forces for qualified relicensing costs of the spouse of the member when—

“(A) the member is reassigned, either as a permanent change of station or permanent change of assignment, from a duty station in one State to a duty station in another State; and

“(B) the movement of the member’s dependents is authorized at the expense of the United States under this section as part of the reassignment.

“(2) Reimbursement provided to a member under this subsection may not exceed $500 in connection with each reassignment described in paragraph (1).

“(3) Not later than December 31, 2021, the Secretary of Defense, in consultation with the Secretary of Homeland Security with respect to the Coast Guard, shall submit to the congressional defense committees, the Committee on Homeland Security and Government Affairs of the Senate, and the Committee on Oversight and Government Reform of the House of Representatives a report—

“(A) describing the extent to which the reimbursement authority provided by this subsection has been used; and
“(B) containing a recommendation by the Secretaries regarding whether the authority should be extended beyond the date specified in paragraph (4).

“(4) No reimbursement may be provided under this subsection for qualified relicensing costs paid or incurred after December 31, 2022.

“(5) In this subsection, the term ‘qualified relicensing costs’ means costs, including exam and registration fees, that—

“(A) are imposed by the State of the new duty station to secure a license or certification to engage in the same profession that the spouse of the member engaged in while in the State of the original duty station; and

“(B) are paid or incurred by the member or spouse to secure the license or certification from the State of the new duty station after the date on which the orders directing the reassignment described in paragraph (1) are issued.”.

(b) DEVELOPMENT OF RECOMMENDATIONS TO EXPEDITE LICENSE PORTABILITY FOR MILITARY SPOUSES.—

(1) CONSULTATION WITH STATES.—The Secretary of Defense, and the Secretary of Homeland
Security with respect to the Coast Guard, shall consult with States—

(A) to identify barriers to the portability between States of a license, certification, or other grant of permission held by the spouse of a member of the Armed Forces to engage in an occupation when the spouse moves between States as part of a permanent change of station or permanent change of assignment of the member; and

(B) to develop recommendations for the Federal Government and the States, together or separately, to expedite the portability of such licenses, certifications, and other grants of permission for military spouses.

(2) Specific considerations.—In conducting the consultation and preparing the recommendations under paragraph (1), the Secretaries shall consider the feasibility of—

(A) States accepting licenses, certifications, and other grants of permission described in paragraph (1) issued by another State and in good standing in that State;
(B) the issuance of a temporary license pending completion of State-specific requirements; and

(C) the establishment of an expedited review process for military spouses.

(3) REPORT REQUIRED.—Not later than March 15, 2018, the Secretaries shall submit to the appropriate congressional committees and the States a report containing the recommendations developed under this subsection.

(4) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this subsection, the term “appropriate congressional committees” means the congressional defense committees, the Committee on Homeland Security and Government Affairs of the Senate, and the Committee on Oversight and Government Reform of the House of Representatives.

SEC. 557. TEMPORARY EXTENSION OF EXTENDED PERIOD OF PROTECTIONS FOR MEMBERS OF UNIFORMED SERVICES RELATING TO MORTGAGES, MORTGAGE FORECLOSURE, AND EVICTION.

Section 710(d) of the Honoring America’s Veterans and Caring for Camp Lejeune Families Act of 2012 (Public Law 112–154; 50 U.S.C. 3953 note) is amended—
(1) in paragraph (1), by striking “December 31, 2017” and inserting “December 31, 2019”; and
(2) in paragraph (3), by striking “January 1, 2018” and inserting “January 1, 2020”.

SEC. 558. ENHANCING MILITARY CHILDCARE PROGRAMS AND ACTIVITIES OF THE DEPARTMENT OF DEFENSE.
(a) HOURS OF OPERATION OF MILITARY CHILDCARE DEVELOPMENT CENTERS.—Each Secretary of a military department shall ensure, to the extent practicable, that the hours of operation of each childcare development center under the jurisdiction of the Secretary are established and maintained in manner that takes into account the demands and circumstances of members of the Armed Forces, including members of the reserve components, who use such center in facilitation of the performance of their military duties.

(b) MATTERS TO BE TAKEN INTO ACCOUNT.—The demands and circumstances to be taken into account under subsection (a) for purposes of setting and maintaining the hours of operation of a childcare development center shall include the following:
(1) Mission requirements of units whose members use the childcare development center.
(2) The unpredictability of work schedules, and fluctuations in day-to-day work hours, of such members.

(3) The potential for frequent and prolonged absences of such members for training, operations, and deployments.

(4) The location of the childcare development center on the military installation concerned, including the location in connection with duty locations of members and applicable military family housing.

(5) Such other matters as the Secretary of the military department concerned considers appropriate for purposes of this section.

(e) **Childcare Coordinators for Military Installations.**—Each Secretary of a military department may provide for a childcare coordinator at each military installation under the jurisdiction of the Secretary at which are stationed significant numbers of members of the Armed Forces with accompanying dependent children, as determined by the Secretary. The childcare coordinator may work with the commander of the installation to ensure that childcare is available and responsive to the needs of members assigned to the installation.
SEC. 559. DIRECT HIRE AUTHORITY FOR DEPARTMENT OF DEFENSE FOR CHILDCARE SERVICES PROVIDERS FOR DEPARTMENT CHILD DEVELOPMENT CENTERS.

(a) IN GENERAL.—The Secretary of Defense may appoint, without regard to any provision of subchapter I of chapter 33 of title 5, United States Code, qualified childcare services providers in the competitive service if the Secretary determines that—

(1) there is a critical hiring need for childcare services providers for Department of Defense child development centers; and

(2) there is a shortage of childcare services providers.

(b) REGULATIONS.—The Secretary shall carry out this section in accordance with regulations prescribed by the Secretary for purposes of this section.

(c) DEADLINE FOR IMPLEMENTATION.—The Secretary shall prescribe the regulations required by subsection (b), and commence implementation of subsection (a), by not later than May 1, 2018.

(d) BRIEFING.—Not later than 90 days after the end of each of fiscal years 2019 and 2021, the Secretary of Defense shall provide a briefing to the Committee on Armed Services of the House of Representatives, the Committee on Armed Services of the Senate, the Committee
on Oversight and Government Reform of the House of
Representatives, and the Committee on Homeland Secu-
rity and Governmental Affairs of the Senate on the use
of the appointment authority provided by subsection (a).

(e) Childcare Services Provider Defined.—In
this section, the term “childcare services provider” means
a person who provides childcare services for dependent
children of members of the Armed Forces and civilian em-
ployees of the Department of Defense in child development
centers on Department installations.

(f) Expiration of Authority.—The appointment
authority provided by subsection (a) expires on September
30, 2021.

SEC. 560. PILOT PROGRAM ON PUBLIC-PRIVATE PARTNER-
SHIPS FOR TELEWORK FACILITIES FOR MILI-
TARY SPOUSES ON MILITARY INSTALLATIONS
OUTSIDE THE UNITED STATES.

(a) In General.—Commencing not later than one
year after the date of the enactment of this Act, the Sec-
retary of Defense shall carry out a pilot program to assess
the feasibility and advisability of providing telework facili-
ties for military spouses on military installations outside
the United States. The Secretary shall consult with the
host nation or nations concerned in carrying out the pilot
program.
(b) **NUMBER OF INSTALLATIONS.**—The Secretary shall carry out the pilot program at not less than two military installations outside the United States selected by the Secretary for purposes of the pilot program.

(c) **DURATION.**—The duration of the pilot program shall be a period selected by the Secretary, but not more than three years.

(d) **ELEMENTS.**—The pilot program shall include the following elements:

1. The pilot program shall be conducted as one or more public-private partnerships between the Department of Defense and a private corporation or partnership of private corporations.

2. The corporation or corporations participating in the pilot program shall contribute to the carrying out of the pilot program an amount equal to the amount committed by the Secretary to the pilot program at the time of its commencement.

3. The Secretary shall enter into one or more memoranda of understanding with the corporation or corporations participating in the pilot program for purposes of the pilot program, including the amounts to be contributed by such corporation or corporations pursuant to paragraph (2).
(4) The telework undertaken by military spouses under the pilot program may only be for United States companies.

(5) The pilot program shall permit military spouses to provide administrative, informational technology, professional, and other necessary support to companies through telework from Department installations outside the United States.

(e) FUNDING.—Of the amount authorized to be appropriated for fiscal year 2018 by section 421 and available for military personnel as specified in the funding table in section 4401, up to $1,000,000 may be available to carry out the pilot program, including entry into memorandum of understanding pursuant to subsection (d)(3) and payment by the Secretary of the amount committed by the Secretary to the pilot program pursuant to subsection (d)(2).

Subtitle G—Decorations and Awards

SEC. 561. AUTHORIZATION FOR AWARD OF THE MEDAL OF HONOR TO GARLIN M. CONNER FOR ACTS OF VALOR DURING WORLD WAR II.

(a) WAIVER OF TIME LIMITATIONS.—Notwithstanding the time limitations specified in section 3744 of title 10, United States Code, or any other time limitation
with respect to the awarding of certain medals to persons
who served in the Armed Forces, the President may award
the Medal of Honor under section 3741 of such title to
Garlin M. Conner for the acts of valor during World War
II described in subsection (b).

(b) ACTS OF VALOR DESCRIBED.—The acts of valor
referred to in subsection (a) are the actions of Garlin M.
Conner during combat on January 24, 1945, as a member
of the United States Army in the grade of First Lieuten-
ant in France while serving with Company K, 3d Bat-
talion, 7th Infantry Regiment, 3d Infantry Division, for
which he was previously awarded the Distinguished-Serv-
ice Cross.

SEC. 562. AUTHORIZATION FOR AWARD OF DISTINGUISHED-
SERVICE CROSS TO SPECIALIST FRANK M.
CRARY FOR ACTS OF VALOR IN VIETNAM.

(a) AUTHORIZATION.—Notwithstanding the time lim-
itations specified in section 3744 of title 10, United States
Code, or any other time limitation with respect to the
awarding of certain medals to persons who served in the
Armed Forces, the President may award the Distin-
guished-Service Cross under section 3742 of such title to
Specialist Frank M. Crary for the acts of valor in Vietnam
described in subsection (b).
(b) ACTS OF VALOR DESCRIBED.—The acts of valor referred to in subsection (a) are the actions of Frank M. Crary on April 7, 1966, as a member of the Army serving in the grade of Specialist in Vietnam while serving with Company D, 1st Battalion (Airborne), 12th Cavalry Regiment, 1st Cavalry Division.

Subtitle H—Miscellaneous Reporting Requirements

SEC. 571. ANALYSIS AND REPORT ON ACCOMPANIED AND UNACCOMPANIED TOURS OF DUTY IN REMOTE LOCATIONS WITH HIGH FAMILY SUPPORT COSTS.

(a) ANALYSIS REQUIRED.—The Secretary of Defense shall conduct a comparative analysis of accompanied tours of duty and unaccompanied tours of duty of members of the Armed Forces in remote locations with high family support costs (including facility construction and operation costs), including—

(1) the Azores;
(2) United States Naval Station, Guantanamo Bay, Cuba;
(3) Okinawa, Japan;
(4) the Republic of Korea;
(5) Kwajalein Atoll;
(6) Al Udeid Air Base, Qatar; and
(7) such other locations as the Secretary considers appropriate for purposes of the analysis.

(b) REPORTING REQUIREMENT.—Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report containing the results of the analysis conducted under subsection (a).

SEC. 572. REVIEW AND REPORTS ON POLICIES FOR REGULAR AND RESERVE OFFICER CAREER MANAGEMENT.

(a) REVIEW REQUIRED.—The Secretary of Defense, in consultation with the Secretaries of the military departments, shall conduct a review of the policies of the Department of Defense for the career management of regular and reserve officers of the Armed Forces pursuant to the Defense Officer Personnel Management Act (commonly referred to as “DOPMA”) and the Reserve Officer Personnel Management Act (commonly referred to as “ROPMA”).

(b) ELEMENTS OF REVIEW.—The review required by subsection (a) shall include the following:

(1) A statistical analysis, based on exit surveys and other data available to the military departments, on the impact that current personnel policies under the Defense Officer Personnel Management Act have
on recruiting and retention of qualified regular and reserve officers of the Armed Forces. Specifically, the statistical analysis shall include an estimate of the number of officers who leave the Armed Forces each year because of dissatisfaction with the current personnel policies, including career progression, promotion policies, and a perceived lack of opportunity for schooling and broadening assignments.

(2) An analysis of the extent to which current personnel policies inhibit the professional development of officers.

(3) An analysis of the impact that increased flexibility in promotion, assignments, and career length would have on officer competency in their military occupational specialties.

(4) An analysis of the efficacy of officer talent management systems currently used by the military departments.

(5) An analysis of the benefits and limitations of the current promotion timelines and the “up-or-out” system required by policy and law.

(6) An analysis of the reasons and frequency with which officers in the grade of O–3 or above are passed over for promotion to the next higher grade, particularly those officers who have pursued ad-
advanced degrees, broadening assignments, and non-traditional career patterns.

(7) The utility and feasibility of creating new competitive categories or an independent career and promotion path for officers in low-density military occupational specialties.

(8) An analysis of how best to encourage and facilitate the recruitment and retention of officers with technical expertise.

(9) The utility and feasibility of encouraging officers to pursue careers of lengths that vary from the traditional 20-year military career and the mechanisms that could be employed to encourage officers to pursue these varying career lengths.

(10) An analysis of what actions have been or could be taken within current statutory authority to address officer management challenges.

(11) An analysis of what actions can be taken by the Armed Forces to change the institutional culture regarding commonly held perceptions on appropriate promotion timelines, career progression, and traditional career patterns.

(12) An analysis of how the Armed Forces can avoid an officer corps disproportionately weighted toward officers serving in the grades of major, lieuten-
ant colonel, and colonel and Navy grades of lieutenant-commander, commander, and captain, if statutory officer grade caps are relaxed.

(13) The utility and feasibility of allowing officers to repeatedly and seamlessly transition between active duty and reserve active-status throughout the course of their military careers.

(14) An analysis of the current officer force-shaping authorities and any changes needed to these authorities to improve recruiting, retention, and readiness.

(15) An analysis of any other matters the Secretary of Defense considers appropriate to improve the effective recruitment and retention of officers.

(c) REPORTING REQUIREMENTS.—

(1) INITIAL REPORT.—Not later than March 1, 2018, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report evaluating the impact on officer retention of granting promotion boards the authority to recommend officers of particular merit be placed at the top of the promotion list.

(2) COMPLETE REPORT.—Not later than July 31, 2018, the Secretary of Defense shall submit to
the Committees on Armed Services of the Senate and the House of Representatives a report setting forth the results of the review conducted under subsection (a).

(3) **SCOPE OF REPORT.**—If any recommendation of the Secretary of Defense in a report required by this subsection requires legislative or administrative action for implementation, the report shall include a proposal for legislative action, or a description of administrative action, as applicable, to implement such recommendation.

SEC. 573. **REVIEW AND REPORT ON EFFECTS OF PERSONNEL REQUIREMENTS AND LIMITATIONS ON THE AVAILABILITY OF MEMBERS OF THE NATIONAL GUARD FOR THE PERFORMANCE OF FUNERAL HONORS DUTY FOR VETERANS.**

(a) **REVIEW REQUIRED.**—The Secretary of Defense shall undertake a review of the effects of the personnel requirements and limitations described in subsection (b) with respect to the members of the National Guard in order to determine whether or not such requirements unduly limit the ability of the Armed Forces to meet the demand for personnel to perform funeral honors in connection with funerals of veterans.
(b) Personnel Requirements and Limitations.—The personnel requirements and limitations described in this subsection are the following:

(1) Requirements, such as the ceiling on the authorized number of members of the National Guard on active duty pursuant to section 115(b)(2)(B) of title 10, United States Code, or end-strength limitations, that may operate to limit the number of members of the National Guard available for the performance of funeral honors duty.

(2) Any other requirements or limitations applicable to the reserve components of the Armed Forces in general, or the National Guard in particular, that may operate to limit the number of members of the National Guard available for the performance of funeral honors duty.

(c) Report.—Not later than six months after the date of the enactment of this Act, the Secretary shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the review undertaken pursuant to subsection (a). The report shall include the following:

(1) A description of the review.

(2) Such recommendations as the Secretary considers appropriate in light of the review for legis-
lative or administrative action to expand the number
of members of the National Guard available for the
performance of funeral honors functions at funerals
of veterans.

SEC. 574. REVIEW AND REPORT ON AUTHORITIES FOR THE
EMPLOYMENT, USE, AND STATUS OF NA-
TIONAL GUARD AND RESERVE TECHNICIANS.

(a) REVIEW REQUIRED.—The Secretary of Defense
shall conduct a review of the following:

(1) Authority for the employment, use, and sta-
tus of National Guard technicians under section 709
of title 32, United States Code (commonly referred
to as the National Guard Technicians Act of 1968).

(2) Authorities for the employment, use, and
status of National Guard and Reserve technicians
under sections 10216 through 10218 of title 10,
United States Code.

(3) Any other authorities on the employment,
use, and status of National Guard and Reserve tech-
nicians under law.

(b) PURPOSES.—The purposes of the review under
subsection (a) shall be as follows:

(1) To define the mission and requirements of
National Guard and Reserve technicians.
(2) To identify means to improve the management and administration of the National Guard and Reserve technician workforce.

(3) To identify means to enhance the capability of the Department of Defense to recruit and retain National Guard and Reserve technicians.

(4) To assess the current career progression tracks of National Guard and Reserve technicians.

(e) Consultation.—In conducting the review under subsection (a), the Secretary of Defense shall consult with the Chief of the National Guard Bureau, the Chief of Army Reserve, the Chief of Air Force Reserve, and representatives of National Guard and Reserve technicians, including collective bargaining representatives of such technicians.

(d) Inclusion of Recent Authorities in Review.—The Secretary of Defense shall ensure that the review conducted under subsection (a) takes into account authorities, and modifications of authorities, for the employment, use, and status of National Guard and Reserve technicians contained in the National Defense Authorization Act for Fiscal Year 2016 (Public Law 114–92) and the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328).
(c) REQUIRED REVIEW ELEMENTS.—In meeting the purposes of the review conducted under subsection (a), as set forth in subsection (b), the Secretary of Defense shall address, in particular, the following:

(1) The extent to which National Guard and Reserve technicians are assigned military duties inconsistent with, or of a different nature than, their civilian duties, the impact of such assignments on unit readiness, and the effect of such assignments on the career progression of technicians.

(2) The use by the Department of Defense (especially within the National Guard) of selective retention boards to separate National Guard and Reserve technicians from military service (with the effect of thereby separating them from civilian service) before they accrue a full, unreduced retirement annuity in connection with Federal civilian service, and whether that use is consistent with the authority in section 10216(f) of title 10, United States Code, that technicians be permitted to remain in service past their mandatory separation date until they qualify for an unreduced retirement annuity.

(3) The impact on recruitment and retention, and the budgetary impact, of permitting National Guard and Reserve technicians who receive an en-
listment incentive before becoming a technician to retain such incentive upon becoming a technician.

(f) **REPORTING REQUIREMENT.**—Not later than April 1, 2018, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report containing—

(1) the results of the review conducted under subsection (a), including a discussion of the matters set forth in subsections (b) and (e); and

(2) such recommendations for legislative or administrative action as the Secretary considers appropriate in light of the review in order to improve and enhance the employment, use, and status of National Guard and Reserve technicians.

**SEC. 575. ASSESSMENT AND REPORT ON EXPANDING AND CONTRACTING FOR CHILDCARE SERVICES OF THE DEPARTMENT OF DEFENSE.**

(a) **ASSESSMENT REQUIRED.**—The Secretary of Defense shall conduct an assessment of the feasibility and advisability of the following:

(1) Expanding the operating hours of childcare facilities of the Department of Defense in order to meet childcare services requirements for swing-shift, night-shift, and weekend workers.
(2) Using contracts with private-sector childcare services providers to expand the availability of childcare services for members of the Armed Forces at locations outside military installations at costs similar to the current costs for childcare services through child development centers on military installations.

(3) Contracting with private-sector childcare services providers to operate childcare facilities of the Department on military installations.

(4) Expanding childcare services as described in paragraphs (1) through (3) to members of the National Guard and Reserves in a manner that does not substantially raise costs of childcare services for the military departments or conflict with others who have a higher priority for space in childcare services programs, such as members of the Armed Forces on active duty.

(b) REPORTING REQUIREMENT.—Not later than September 1, 2018, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report containing the results of the assessment conducted under subsection (a).
SEC. 576. REVIEW AND REPORT ON COMPENSATION PROVIDED CHILDCARE SERVICES PROVIDERS OF THE DEPARTMENT OF DEFENSE.

(a) Review Required.—The Secretary of Defense shall conduct a review of the compensation provided for childcare services providers within the Department of Defense, including positions subject to General Schedule pay grades and positions occupied by nonappropriated fund instrumentality employees.

(b) Elements of Review.—The review conducted under subsection (a) shall include the following:

(1) A comparison of the compensation provided for childcare services provider positions within the Department with the compensation provided to childcare services providers in the private sector who provide similar childcare services.

(2) An assessment of the mix of General Schedule pay grades and compensation levels for non-appropriated fund instrumentality employees currently required by the Department to most effectively recruit and retain childcare services providers for dependents of members of the Armed Forces.

(3) A comparison of the budget implications of the current General Schedule pay grade mix and nonappropriated fund instrumentality compensation levels with the pay grade mix and compensation lev-
els determined pursuant to paragraph (2) to be re-
quired by the Department to most effectively recruit
and retain childcare services providers for depend-
ents of members of the Armed Forces.

(c) REPORTING REQUIREMENT.—Not later than Sep-
tember 1, 2018, the Secretary of Defense shall submit to
the Committees on Armed Services of the Senate and the
House of Representatives a report containing the results
of the review conducted under subsection (a).

SEC. 577. COMPTROLLER GENERAL OF THE UNITED
STATES ASSESSMENT AND REPORT ON THE
OFFICE OF COMPLEX INVESTIGATIONS WITH-
IN THE NATIONAL GUARD BUREAU.

(a) ASSESSMENT REQUIRED.—The Comptroller Gen-
eral of the United States shall conduct an assessment on
the purpose, structure, and effectiveness of the Office of
Complex Investigations within the National Guard Bu-
reau.

(b) ELEMENTS OF ASSESSMENT.—The assessment
carried out under subsection (a) shall address the fol-
lowing:

(1) The purpose of the Office of Complex Inves-
tigations and the criteria used to determine which
cases will be investigated by the office.
(2) The services provided by the Office of Complex Investigations.

(3) The authority under which the Office of Complex Investigations may investigate violations of State law.

(4) The structure of the Office of Complex Investigations, including—

(A) the number of individuals assigned, both permanently and temporarily, to the office;

(B) the organizational structure of the office; and

(C) the annual budget of the office, the source of funding, and the extent to which States are required to reimburse the Department of Defense for activities conducted by the office.

(5) The extent to which the investigations conducted by the Office of Complex Investigations could be conducted by another State or Federal entity.

(6) The policies governing the Office of Complex Investigations, and the extent to which the office adheres to these policies.

(7) The training provided to investigators and other employees of the Office of Complex Investigations.
(8) Any other matters the Comptroller General considers relevant to the assessment.

(c) REPORTING REQUIREMENT.—Not later than October 31, 2018, the Comptroller General shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report containing the results of the assessment conducted under subsection (a).

SEC. 578. MODIFICATION OF SUBMITTAL DATE OF COMP-TROLLER GENERAL OF THE UNITED STATES REPORT ON INTEGRITY OF THE DEPART-MENT OF DEFENSE WHISTLEBLOWER PRO-GRAM.

Section 536(a) of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328; 130 Stat. 2124) is amended by striking “18 months after the date of the enactment of this Act” and inserting “December 31, 2018”.

Subtitle I—Other Matters

SEC. 581. EXPANSION OF UNITED STATES AIR FORCE INSTI-TUTE OF TECHNOLOGY ENROLLMENT AU-THORITY TO INCLUDE CIVILIAN EMPLOYEES OF THE HOMELAND SECURITY INDUSTRY.

(a) DEFINITION.—Subsection (b) of section 9314a of title 10, United States Code, is amended to read as fol-lows:
“(b) COVERED PRIVATE SECTOR EMPLOYEE DEFINED.—(1) In this section, the term ‘covered private sector employee’ means—

“(A) an individual employed by a private firm that is engaged in providing to the Department of Defense significant and substantial defense-related systems, products, or services; or

“(B) an individual employed by a private firm in one of the critical infrastructure sectors identified in Presidential Policy Directive 21 (Critical Infrastructure Security and Resilience).

“(2) A covered private sector employee admitted for instruction at the United States Air Force Institute of Technology remains eligible for such instruction only so long as the person remains employed by the same firm.”.

(b) USE OF DEFINED TERM.—Section 9314a of title 10, United States Code, is amended—

(1) in subsection (a)—

(A) in paragraph (1)—

(i) by striking “defense industry employees described in subsection (b)” and inserting “a covered private sector employee”; and
(ii) by striking “Any such defense industry employee” and inserting “A covered private sector employee”; (B) in paragraph (2), by striking “defense industry employees” and inserting “covered private sector employees”; and (C) in paragraph (3), by striking “defense industry employee” both places it appears and inserting “covered private sector employee”; (2) in subsection (e)— (A) by striking “Defense industry employees” and inserting “A covered private sector employee”; and (B) by striking “defense industry employees” and inserting “covered private sector employees”; (3) in subsection (d)(1), by striking “defense industry employees” and inserting “a covered private sector employee”; and (4) in subsection (f), by striking “defense industry employees” and inserting “covered private sector employees”.

(e) Other Conforming Amendments.—Section 9314a of title 10, United States Code, is further amended—
(1) in subsection (a)(1), by striking “a defense focused” and inserting “a defense-focused or homeland security-focused”; and

(2) in subsection (d)—

(A) in paragraph (1), by inserting “or homeland security” after “and defense”; and

(B) in paragraph (2), by inserting before the period at the end the following: “or the Department of Homeland Security, as applicable”.

(d) Clerical Amendments.—

(1) Section heading.—The heading of section 9314a of title 10, United States Code, is amended to read as follows:

“§ 9314a. United States Air Force Institute of Technology: admission of certain private sector civilians”.

(2) Table of sections.—The table of sections at the beginning of chapter 901 of title 10, United States Code, is amended by striking the item relating to section 9314a and inserting the following new item:

“9314a. United States Air Force Institute of Technology: admission of certain private sector civilians.”.
SEC. 582. CONDITIONAL DESIGNATION OF EXPLOSIVE ORDNANCE DISPOSAL CORPS AS A BASIC BRANCH OF THE ARMY.

(a) CONDITIONAL DESIGNATION.—Subject to subsection (b), section 3063(a) of title 10, United States Code, is amended—

(1) in paragraph (12), by striking “and”; 

(2) by redesignating paragraph (13) as paragraph (14); and 

(3) by inserting after paragraph (12) the following new paragraph (13):

“(13) Explosive Ordnance Disposal Corps; and”.

(b) DELAYED EFFECTIVE DATE AND CONDITION ON EXECUTION.—

(1) EFFECTIVE DATE.—The amendments made by subsection (a) shall take effect on October 1, 2020, but only if the report required by paragraph (2) is not submitted before that date as required by such paragraph. 

(2) REPORTING REQUIREMENT.—Not later than September 30, 2020, the Secretary of the Army shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report containing certifications that the following actions have occurred as of that date:
(A) The defense budget materials display funding requirements for explosive ordnance disposal separately and a program of record is established and maintained for explosive ordnance disposal.

(B) A process has been established to ensure that, by not later than five years after the date of the enactment of this Act, there is, and will continue to be, at least one general officer in the Army qualified regarding issues involving explosive ordnance disposal to ensure officer professional development and upward mobility.

(C) The Ordnance Personnel Proponency Office is, and will continue to be, manned with an explosive ordnance disposal officer to oversee explosive ordnance disposal officer and enlisted personnel proponency.

(D) Explosive ordnance disposal officer education has been included in a basic officer leadership course, a captains career course, and a policy and planning course specific to explosive ordnance disposal as part of intermediate level education and pre-command courses.

(E) The office of the Army Deputy Chief of Staff, G8, and the office of the Army Deputy
Chief of Staff, G3, have, and will continue to be, manned with explosive ordnance disposal officers responsible for the decision management decision packages, ammunition organizational integration, and force modernization related to explosive ordnance disposal.

(F) The Army has established and maintained explosive ordnance disposal cells at the Army Forces Command, Army Service Component Commands, Army Special Operations Command, Army Training and Doctrine Command, and the Army Capability and Integration Center.

(3) NOTICE OF REPORT.—The Secretary of the Army shall notify the Law Revision Counsel of the House of Representatives of the submission of the report under paragraph (2) so that the Law Revision Counsel does not execute the amendments made by subsection (a).
SEC. 583. DESIGNATION OF OFFICE WITHIN OFFICE OF THE
SECRETARY OF DEFENSE TO OVERSEE USE
OF FOOD ASSISTANCE PROGRAMS BY MEMBERS OF THE ARMED FORCES ON ACTIVE
DUTY.

Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall designate an office or official within the Office of the Secretary of Defense for purposes as follows:

(1) To discharge responsibility for overseeing the efforts of the Department of Defense to collect, analyze, and monitor data on the use of food assistance programs by members of the Armed Forces on active duty.

(2) To establish and maintain relationships with other departments and agencies of the Federal Government to facilitate the discharge of the responsibility specified in paragraph (1).

TITLE VI—COMPENSATION AND OTHER PERSONNEL BENEFITS

Subtitle A—Pay and Allowances

Sec. 601. Annual adjustment of basic monthly pay.
Sec. 602. Prohibiting collection of additional amounts from members living in units under Military Housing Privatization Initiative.
Sec. 603. Limitation on modification of payment authority for Military Housing Privatization Initiative housing.
Sec. 604. Housing treatment for certain members of the Armed Forces, and their spouses and other dependents, undergoing a permanent change of station within the United States.
Sec. 605. Extension of authority to provide temporary increase in rates of basic allowance for housing under certain circumstances.