U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES

COMMISSIONED CORPS INSTRUCTION





CCI 332.01 EFFECTIVE DATE: 17 October 2019

By Order of the Assistant Secretary for Health:

ADM Brett P. Giroir

SUBJECT: Temporary Promotions

- 1. PURPOSE: This Instruction sets forth the policies and procedures governing the temporary grade promotion program for Regular Corps <u>officers</u> in the Commissioned Corps of the Public Health Service (Corps).
- 2. APPLICABILITY: This Instruction applies to Regular Corps officers serving on <u>extended active</u> <u>duty</u> with the following exceptions:
 - 2-1. Officers assigned to the Uniformed Services University of the Health Sciences (USUHS) who are attending USUHS in order to obtain their qualifying degree (<u>CCD 125.03</u>, "Assignment of Public Health Service (PHS) Commissioned Officers to the Uniformed Services University of the Health Sciences (USUHS)");
 - 2-2. Officers being examined for promotion to the Assistant Surgeon General grades (O-7 and above) (See <u>CCI 322.03</u>, "Flag Grade Positions and Promotion");
 - 2-3. Officers nominated for statutory flag positions including the Assistant Secretary for Health (ASH), Surgeon General (SG), Deputy Surgeon General (DSG), the Chief Medical Officer of the U.S. Coast Guard (Coast Guard), and Chief Professional Officer (CPO) for the Dental, Nurse, Engineer, and Pharmacy categories (see <u>42 U.S.C. §§206</u> and <u>207</u> and <u>CCI 322.04</u>, "Chief Professional Officer Nomination"); and
 - 2-4. Candidates for an appointment to the Corps who are being reviewed for special-circumstance promotions as provided in <u>CCI 231.01</u>, "General Appointment Standards."

3. AUTHORITY:

- 3-1. <u>42 U.S.C. §202</u>, "Administration and supervision of Service"
- 3-2. <u>42 U.S.C. §211</u>, "Promotion of commissioned officers"
- 3-3. <u>CCD 122.01</u>, "Promotions"
- 3-4. <u>Executive Order 11140</u> dated 30 January 1964

- 3-5. Statements of Organizations, Functions, and Delegations of Authorities, <u>68 FR 70507</u>, dated 18 December 2003
- 3-6. On 24 July 2003, the Secretary of Health and Human Services (HHS) has delegated the authorities that are necessary to administer the Corps to the Assistant Secretary for Health (ASH) or his/her designee including the authority to make or terminate temporary promotions of Regular Corps officers.
- 4. PROPONENT: The proponent of this Instruction is the ASH. The Surgeon General (SG) is responsible for assuring the day-to-day management of the Corps.
- 5. SUMMARY OF REVISIONS AND UPDATES: This Instruction replaces CCI 332.01, "Temporary Promotions," dated 8 May 2008.
 - 5-1. Section 6-1 adds additional eligibility criteria for promotion and authorizes the Director, Commissioned Corps Headquarters (CCHQ) to refer an officer who does not meet the criteria for disciplinary action.
 - 5-2. Eliminates the Retention Review Board (RRB) in Section 6-3.d. and authorizes the Director, CCHQ, to refer officers to an appropriate disciplinary process who are in the lowest decile for 3 years or who receive a non-recommendation for promotion, effective Promotion Year 2020.
 - 5-3. Adds Section 7-4 regarding officers' responsibilities.

6. POLICY:

- 6-1. Temporary Promotion Eligibility Criteria. The SG establishes which officers are eligible for temporary promotion examination based on criteria set forth in this section (see also Appendix A).
 - a. Years of <u>Training and Experience Date</u> (TED) credit established at the time of appointment in accordance with <u>CCI 231.01</u>, "General Appointment Standards;" and <u>CCI 231.03</u>, "Category Specific Appointment Standards;"
 - b. Total time in active duty service as a commissioned officer;
 - c. Total <u>time in grade</u> that an officer has served on active duty during an officer's current tour with the Corps; and
 - d. Additional Eligibility Criteria.
 - (1) To be considered for promotion by an Annual Temporary Promotion Board (ATPB) an officer must meet the Corps' licensure and the Commissioned Officers' Effectiveness Report (COER) requirements, the readiness standards pursuant to CCI 241.01, "Readiness and Duty Requirements," any other requirements established by the SG, and the officer must not have an active Administrative Action (e.g., Letter of Reprimand, a pending non-medical board to determine the officer's continuation on active duty) (see CCD 111.02, "Disciplinary Action," CCD 123.01, "Involuntary Separation," CCD 124.01, "Retirement," and CCI 385.01, "Involuntary Retirement (20 Years)").
 - (2) As determined by the Director, CCHQ, officers who do not meet the additional eligibility criteria in Section 6-1.d.(1) may have their records referred to a Temporary Promotion Revocation Board (TPRB), an Involuntary Termination Board (ITB), Board of Inquiry (BOI), Involuntary Retirement Board (IRB), or other appropriate disciplinary or involuntary separation process (see CCD 111.02, "Disciplinary Action," CCD 123.01, "Involuntary Separation," CCD 124.01, "Retirement," CCI 382.03, "Involuntary Termination," and CCI 385.01, "Involuntary Retirement (20 Years)").
- 6-2. Noncompetitive Temporary Promotions.
 - a. Officers who are eligible for temporary promotion to the Assistant (O-2) and Senior Assistant (O-3) grades, or medical and dental officers eligible for temporary promotion to the Full grade (O-4), may be promoted on the first day of the month following the date upon which the officer attains eligibility for promotion provided:
 - (1) All required COERs are in the officer's electronic Official Personnel Folder (eOPF);
 - (2) The officer is in compliance with the licensure requirements listed in <u>CCI 251.01</u>, "Professional Licensure and Certification;"
 - (3) The officer meets the force readiness standards for the Corps; (See <u>CCI 241.01</u>, "Readiness and Duty Requirements"), and any other requirements as identified by the ASH;

- (4) For medical and dental officers, a letter of recommendation to the SG from the officer's HHS Operating Division (OPDIV)/Staff Division (STAFFDIV) Head or from the Head of the non-HHS organization to which the officer is assigned is received; and
- (5) There are no current or pending adverse or disciplinary actions.
- b. If prior to the effective date of the temporary promotion, the SG determines that a category or group board should review the qualifications for promotion of an officer listed in Subsection 6-2.a., the officer's records will be forwarded to the next ATPB for evaluation. If the ATPB recommends that the officer be promoted, that recommendation is submitted to the SG who forwards it to the ASH for approval. Upon approval by the ASH, the effective date of the promotion will be first day of the promotion year, or the first day of the month following the officer's date of eligibility, whichever is later.
- 6-3. Competitive Temporary Promotion Policy.
 - a. ATPBs will assess the qualifications of the following:
 - All officers, other than medical and dental officers eligible for the Full grade (O-4), who meet the eligibility requirements for temporary promotion to the Full grade (O-4), Senior grade (O-5), and Director grade (O-6), as set forth in Subsection 6-1;
 - (2) Officers eligible for temporary promotion to the Assistant grade (O-2), Senior Assistant grade (O-3), and medical or dental officers who are eligible for temporary promotion to the Full grade (O-4), but are referred to an ATPB by the SG pursuant to Subsection 6-2.b;
 - (3) Officers referred to an ATPB as a result of an administrative process such as the Board for Corrections of PHS Commissioned Corps Records, a grievance, or an equal opportunity action;
 - Officers referred to an ATPB by the SG to remedy an administrative error in the promotion process;
 - (5) Officers nominated for a special circumstances promotion upon a call to active duty; and
 - (6) Officers nominated for an <u>Exceptional Proficiency Promotion</u> (EPP).
 - b. ATPBs measure the capabilities and performances of officers for promotion to the next higher temporary grade using the documentation in each officer's eOPF. Scoring by the ATPBs is based on the precepts listed in this Subsection and guidance in the form of category-specific benchmarks, which serve as professional guidelines to assist officers and the ATPB. The precepts and the category-specific benchmarks are announced annually. The precepts will include at least the following factors:
 - (1) Performance rating and reviewing official statement;
 - (2) Education, training, and professional development (professional qualifications);
 - (3) Career progression and potential; and

- (4) Professional contributions, basic level of force readiness history, and service to the Corps. Regarding officers' history of compliance with the Corps' basic level of force readiness requirements, the SG will determine, up to 5 years of history, the frequency (e.g., monthly, quarterly) of an officer's history of readiness compliance that will be reviewed by the ATPB.
- c. An officer who is examined by an ATPB (including examination for EPP), but does not receive a temporary promotion to the next higher grade, will continue to be eligible for examination for temporary promotion during the next promotion cycle for which the officer is eligible unless:
 - (1) The officer has been reviewed by an ATPB and scored in the bottom <u>decile</u> for his/her category and grade for 3 consecutive years;

Note: When less than a total of 10 officers are being considered for temporary grade promotion by an ATPB for any category and grade, the officer with the lowest score will be deemed as being in the bottom decile.

- (2) The officer receives a "not recommend" for promotion by an ATPB.
- d. Officers who are in the bottom decile for 3 consecutive years pursuant to Subsection 6-3.c.(1) and officers who receive a "not recommend" by an ATPB pursuant to Subsections 6-3.c.(2) and (3) may be referred by the Director, CCHQ, to an appropriate separation or disciplinary board/process (e.g., TPRB, ITB, BOI, IRB).

Note: A board convened under this Subsection may recommend that an officer who becomes ineligible for examination for temporary promotion pursuant to Subsection 6-3.c. may continue to be considered for temporary grade promotion by future ATPBs. The final decision as to temporary grade promotion eligibility resides with the SG.

- 6-4. Career Counseling.
 - a. Each officer has an ongoing responsibility throughout his/her career to regularly seek appropriate career counseling from, among others, his/her mentor, supervisor, Professional Advisory Committee, Commissioned Corps Liaison, and/or Chief Professional Officer (CPO).
 - b. An officer who scores in the bottom <u>quartile</u> for his/her category and grade in any promotion year and is not selected for promotion is required to initiate and engage in career counseling with his/her supervisor. A report of the career counseling session(s) will be submitted as part of the annual COER. This report will be filed in the confidential section of the eOPF. At the same time of the initiation of the annual COER, the officer will provide a copy of the report of career counseling to the CPO of the officer's respective category for category-specific career counseling. This counseling will address the strengths and weaknesses of the officer for future promotion consideration, including performance concerns and/or advice for improvement of performance if appropriate, as the CPO deems necessary.
 - c. An officer may be referred to an ITB, BOI, IRB, or other process for separation from extended active duty and/or TPRB without having received career counseling.

- 6-5. Temporary Promotion Roster and Promotion Approval.
 - a. Temporary promotions to the Full grade (O-4), except for medical and dental officers eligible for temporary promotions to the Full grade, and in the case of all categories, temporary grade promotion to the Senior grade (O-5), and Director grade (O-6), will depend on the requirements of the Corps. Temporary promotions to these grades are competitive and are made from the promotion rosters on the basis of vacancies in grade and/or force requirement projections in each category or group. Each roster will include the names of all officers examined for temporary promotion. In cases of identical scores, ATPBs will use the following order of precedence to establish an officer's placement on the promotion roster:
 - (1) The officer with a higher permanent grade has relative standing over the officer in a lower permanent grade;
 - (2) The officer with the earlier seniority credit date has relative standing over the officer with a more recent seniority credit date;
 - (3) The officer with more years of active service in the Corps has relative standing over the officer with fewer years of such service; and
 - (4) The officer with more years of active service at any rank in the uniformed services has relative standing over the officer with fewer years of such service.
 - b. Officers are listed in rank order as recommended by the ATPB, through the SG, and approved by the ASH or his/her designee for each respective category or group. Temporary promotions will be effective following approval by the ASH. No promotion will be effective earlier than the first day of the promotion year. Officers are promoted on the first day of the month following the date upon which the officer attains eligibility for promotion.
- 6-6. Retention of Temporary Promotion Upon Appointment in the Regular Corps. Reserve Corps officers who are appointed in the Regular Corps to any grade will retain any temporary promotion to any higher grade which they then hold, or for which they have been recommended by an ATPB and approved by the ASH or his/her designee.
- 6-7. Revocation of Temporary Promotions.
 - a. If an officer twice fails to be recommended by a promotion board for permanent promotion and the ASH or his/her designee concurs with the board's recommendation not to promote, the temporary promotion will be revoked. Once revoked, the officer will serve in his/her permanent grade (See <u>CCI 333.01</u>, "Failure of Permanent Promotion").
 - b. The ASH or his/her designee may revoke an officer's temporary promotion based on the recommendation of:
 - (1) An ITB, BOI, and/or IRB; or
 - (2) A specially convened TPRB.
 - c. The membership criteria and procedures for the TPRB are set forth in Subsection 8-3. A TPRB may be appointed and convened by the SG to make recommendations about whether an officer should retain a temporary promotion based upon evidence that the officer:

- (1) Has performance that has deteriorated to an unsatisfactory level;
- (2) Has engaged in misconduct;
- (3) Is functioning at more than one grade below his/her temporary grade;
- (4) Rated in the bottom decile for his/her category and grade based on the results of the officer's last temporary grade promotion review by an ATPB or is consistently low rank order promotion scored as defined in Subsection 6-3.;
- (5) Has failed to respond to progressive counseling and/or discipline; or
- (6) Has failed to meet or maintain force readiness standards, licensure requirements, and/or any other requirements set by the Corps.
- d. Temporary grade revocations will be effective as of the date the ASH or his/her designee approves an ATPB's recommendation not to promote, or upon approval of another board's recommendation pursuant to Subsection 6-7.b. If the ASH or his/her designee does not concur with the board's recommendation, the officer will continue to serve in his/her temporary grade.
- e. If an officer's temporary promotion grade is revoked, the revocation will remain in effect for a minimum duration of 1 year prior to the officer being considered for promotion. Thereafter, when the officer meets the time in service, time in grade, and TED credit requirements of Subsection 6-1., for a temporary grade, the officer's record will again be examined by an ATPB. The time in grade requirement begins on the date of the revocation (i.e., time previously served at that grade is not counted towards the time in grade requirement).
- 6-8. Exceptional Proficiency Promotion (EPP).
 - a. For each temporary grade, an officer may be considered one time by an ATPB for an EPP based on the possession of unusual levels of training and/or professional experience, or unique qualifications required by the Corps. The EPP process is specifically not intended as a reward for diligent or even exemplary service. The honor award system is the appropriate recognition for such service (See <u>CCI 511.01</u>, "Awards Program," for information about the honor award system).
 - b. Nominations for EPPs may be made only if the officer meets all of the following:
 - (1) Is not otherwise eligible for examination in the current promotion year based on requirements outlined in Subsection 6-1.;
 - (2) Has held the current temporary grade for at least 1 year as of 1 March of the year in which the officer's record is to be reviewed by an ATPB;
 - (3) Currently is in a billet that has a rating at or above the grade of the proposed promotion;
 - (4) In addition to the requirement of Subsection 6-8.b.(2), officers must meet the time in grade requirements as outlined in Subsection 6-1., of this Instruction; and

- (5) Is in compliance with the Standards of Conduct, licensure and COER requirements, the readiness standards pursuant to CCI 241.01, "Readiness and Duty Requirements," and any other Corps requirements.
- c. Officers may be nominated for an EPP by OPDIV/STAFFDIV Heads and the Heads of non-HHS organizations to which officers may be detailed, in accordance with the non-HHS organization's Memorandum of Agreement/Memorandum of Understanding (MOA/MOU). Nominations from lower level officials will not be processed.
 - (1) Each OPDIV/STAFFDIV/non-HHS organization will be limited to nominating not more than 5 percent of the number of officers in their OPDIV/STAFFDIV/non-HHS organization who meet the eligibility requirements for an EPP. Nominations are not limited to a particular category or temporary grade. Each OPDIV/STAFFDIV/non-HHS organization will be authorized at least one nomination regardless of the number of eligible officers they may have.
 - (2) The nominating OPDIV/STAFFDIV/non-HHS organization will notify the officer that he/she has been nominated for an EPP in order for that officer to have the opportunity to make certain that his/her record is in order.
- d. Officers who are recommended for an EPP will be reviewed and ranked by the categorical board along with all officers eligible for temporary promotion to the same grade pursuant to Subsection 6-1., using the same precepts in accordance with Subsection 6-3.b. Therefore, information provided to the ATPB will be the same for all officers, regardless of whether they are recommended for an EPP or are eligible for temporary promotion pursuant to Subsection 6-1.
- e. The number of officers promoted is based on the number of vacancies in grades and/or force requirement projections. EPPs will be effective no earlier than a date specified by the ASH or his/her designee. A personnel order will be issued to reflect the approved promotion.
- f. Officers who transfer out of the OPDIV/STAFFDIV/non-HHS organization which nominated the officer for an EPP will be removed from consideration for an EPP unless the new OPDIV/STAFFDIV/non-HHS organization continues to support the nomination and that nomination does not exceed the number established under Subsection 6-8.c.(1).

7. RESPONSIBILITIES:

- 7-1. The ASH is responsible for setting the policies related to promotions.
- 7-2. The SG or his/her designee is responsible for the appointment of Board members for the ATPB.
- 7-3. The Director, CCHQ, or his/her designee, advises the SG, implements the policies of the ASH, and manages the promotion board process.
- 7-4. Each officer is responsible for adhering to the guidelines established in this Instruction and any operational guidelines established by the SG and/or Director, CCHQ, or their designees.

- a. It is the officer's responsibility to be familiar with the published policies that apply to all Corps officers and maintain an ongoing awareness of updates and changes to Corps policies and operational guidelines.
- b. An officer must maintain current and updated contact information (e.g., e-mail, phone, address) as established by the Director, CCHQ, or designee, in order to facilitate the Corps' communication of information to the officer.
- c. An officer must adhere to all guidelines and communications provided by the SG and/or CCHQ.
- d. It is the officer's responsibility to review his/her eOPF on an ongoing basis to ensure that its contents are up to date and accurate. The officer is responsible for reporting any discrepancies and errors in his/her eOPF in accordance with guidelines and communications from the SG and/or CCHQ.
- e. It is the officer's responsibility to initiate the career counseling as required in this Instruction and ensure that the associated counseling documents are included in his/her eOPF.
- f. An officer must also immediately notify CCHQ of any overpayment, underpayment, discrepancy, or error in his/her pay.

8. PROCEDURES:

- 8-1. Annual Temporary Promotion Board (ATPB) Membership Selection and Procedures.
 - a. At least once each calendar year, the SG will appoint one or more ATPBs for each professional category or group to consider the fitness and qualifications of officers appointed to the Regular and Reserve Corps. Such ATPBs will consist of three or more officers at the rank/grade of Director (O-6). Insofar as it is practicable, the majority of ATPB members will be Regular Corps officers and will be of the same category or group as the officer to be examined for promotion.
 - b. The SG will make every effort to ensure that the selection process for ATPB members complies with HHS's rules, regulations, and policies against discrimination in the workplace. In addition, every effort will be made to ensure that ATPB membership is as representative as possible with respect to OPDIV/STAFFDIV/non-HHS organization and field representation.
 - c. Each ATPB will commence with the SG or his/her designee, administering an oath of office to each member that will address issues such as the requirement to recuse oneself if there is a conflict of interest and the need for confidentiality.
 - d. ATPB members will be appointed via an official personnel order for inclusion in the officer's eOPF.
 - e. When an ATPB is convened, the senior officer of the ATPB will be designated as the Chairperson. The Chairperson's duties consist of:
 - (1) Calling the ATPB to order;
 - (2) Governing the general conduct of the ATPB; and
 - (3) Overseeing the duties of the Executive Secretary.

- f. The SG or his/her designee will assign a non-voting Executive Secretary to each ATPB that is convened. The Executive Secretary's duties will consist of:
 - (1) Preparing the ATPB's recommendation(s) for submission through the SG to the ASH or his/her designee for approval; and
 - (2) Performing other board-related duties as required by the Chairperson or the SG or his/her designee.
- g. Subject to the provisions of the Privacy Act, all ATPB members are bound to hold in confidence all information concerning officers being examined by the ATPB, including:
 - (1) Deliberations and recommendations of the ATPB;
 - (2) Comments by any ATPB member;
 - (3) Discussions with officers called as consultants to the ATPB; and
 - (4) Evaluations and votes made by ATPB members.
- h. All recommendations by an ATPB will be based on a majority of votes of the ATPB members. All members of the ATPB will have equal voting rights.
- i. No officer may serve as a member of an ATPB for the same category or group more frequently than one time every 3 years.
- j. ATPBs are appointed for each category or group and make recommendations for or against temporary promotion to the next higher grade. ATPB members score eligible officers individually by comparing the information available to the ATPB on each officer with the applicable precepts and benchmarks. The ATPB will develop a rank ordered listing of officers for each temporary grade and category or group based on their scores.
- k. For purposes of making recommendations regarding temporary promotion, ATPBs review documentation maintained in an officer's eOPF and do not review information maintained separately in an officer's adverse actions, medical, or compensation files. Also, the ATPBs do not review or have access to previous promotion boards' deliberations and recommendations.
- I. After the ATPB has finalized its recommendations and ranking for each category and group, the results are submitted through the Director, CCHQ, to the SG who, after eliminating officers in accordance with Section 8-2, submits the results to the ASH for approval.
- m. Notwithstanding the recommendation of the promotion board, the Director, CCHQ, may rescind a board's promotion recommendation of "not recommend" when upon evaluation it is determined that the officer's record does not support such a recommendation. In addition, the Director, CCHQ, may rescind a "not recommend" for failure to meet and maintain force readiness when upon evaluation it is determined that the officer's record does not support such a recommendation.

- 8-2. Temporary Promotion Approval Process.
 - a. After an ATPB has adjourned and submitted the results through the Director, CCHQ, to the SG, the SG will ensure that the final approval list for temporary promotions is complete after eliminating any officer from the approval list:
 - (1) Who has not met the licensure requirement(s) for his/her discipline and/or category;
 - Who has not met the force readiness standards for the Corps (See <u>CCI 241.01</u>);
 - (3) Whose eOPF is missing an annual COER from the past 5 years or whose most recent COER is unsatisfactory;
 - (4) Who has any outstanding adverse action(s). However, if allegations of misconduct or substandard performance are brought to the attention of the SG before the close of the promotion year, and the officer is otherwise eligible for temporary promotion, the SG may suspend the elimination process for a period not to exceed 180 calendar days to allow sufficient time for the adjudication of the allegations, at which time, the SG will make a determination regarding the officer's promotion status; or
 - (5) Who, based on additional information available to the SG, is found either not qualified or not suitable for promotion to the next grade. Such additional information is limited to the officer's failure to meet any of the Corps' conditions of service outlined in CCD 111.03, "Conditions of Service" (e.g., security and suitability, weight standards).
 - b. The SG may eliminate an officer from the approval list or suspend the elimination process at any time during the promotion year provided the effective date of the promotion has not passed and the SG's decision to eliminate or suspend the elimination is made prior to the effective date.
 - c. At the close of each promotion year, the ASH or his/her designee will:
 - (1) Prepare and issue orders that effect the promotions of those officers who will be promoted during the period of the promotion year based on the vacancies in grade and/or force requirement projections at that time; and
 - (2) Post the results of the promotion review on the Commissioned Corps Management Information System (<u>CCMIS</u>) web site. Results will include approved success rates, a listing of officers receiving a promotion, and information to assist officers who were examined, but did not receive such promotion (e.g., board score sheets and recommendations, statistical information, quartile/decile information, etc.).
- 8-3. Temporary Promotion Revocation Board (TPRB) Membership and Procedures.
 - a. A TPRB will consist of three or more officers at the rank/grade of Director (O-6). Insofar as it is practicable, the majority of TPRB members will be Regular Corps officers and will be of the same category or group as the officer to be examined for temporary promotion grade revocation. TPRB members will be appointed via an official personnel order for inclusion in the member's eOPF;

- b. The SG will provide the officer being examined by a TPRB with at least 30 calendar days notification before the TPRB is convened and a copy of all documents to be reviewed by the TPRB;
- c. The TPRB will commence with the SG or his/her designee, administering an oath of office to each member that will address issues such as the requirement to recuse oneself if there is a conflict of interest and the need for confidentiality;
- d. The TPRB will review the officer's eOPF, the evidence relating to the officer's performance and/or misconduct as submitted by the officer's OPDIV/STAFFDIV/ non-HHS organization or the SG and any other information submitted by or on behalf of the officer prior to the convening of the TPRB. The officer is not entitled to appear personally before the TPRB, but the TPRB, by majority vote, may elect to grant a request by an officer to appear before the TPRB;
- e. Based on the evidence presented, the TPRB will make a recommendation to the ASH or his/her designee about whether an officer's temporary promotion should be revoked. If revocation is recommended and the ASH or his/her designee concurs with the TPRB's recommendation, the officer will be reduced one or more temporary promotion grades as recommended by the TPRB. However, the TPRB may not recommend the revocation of the officer's temporary grade below the officer's permanent promotion grade; and
- f. Notwithstanding Subsection 6-7., an officer's temporary promotion may be terminated by the President or his/her designee pursuant to 42 U.S.C. §211(k) and (I).
- 9. HISTORICAL NOTES: This is the third issuance of this Instruction within the electronic Commissioned Corps Issuance System (eCCIS).
 - 9-1. CCI 332.01, "Temporary Promotions," dated 8 May 2008.
 - 9-2. CC23.4.2, "Temporary Promotions," dated 19 December 2006.
 - 9-3. Commissioned Corps Personnel Manual (CCPM) CC23.4.2, "Temporary Promotions," dated 18 December 2003.

Appendix

Temporary Promotion Eligibility Criteria

Grade	TED Credit	Time in service requirement (See Notes 1 and 2)	Time in grade requirement during current Corps tour (See Note 3)
0-2	4 years	None	None
O-3	8 years	None	None
O-4	12 years	6 months on current tour as officer in the Commissioned Corps of the U.S. Public Health Service (as of 1 March of the year reviewed by the Annual Temporary Promotion Board (ATPB))	None
O-5	17 years	5 years (2 years must be as officer in the Commissioned Corps of the U.S. Public Health Service)	2 years as O-4
O-6	24 years	9 years (3 years must be as officer in the Commissioned Corps of the U.S. Public Health Service)	3 years as O-5

Notes:

- 1. Active duty service can be a combination of current and previous tours in the Corps unless otherwise noted in this Instruction.
- 2. The time in service requirement applies to all officers recalled to extended active duty and inter-service transfers from another uniformed service.
- 3. The time in grade requirement applies to all officers recalled to extended active duty and inter-service transfers from another uniformed service.