



SECRETARY OF DEFENSE
1000 DEFENSE PENTAGON
WASHINGTON, DC 20301-1000

DEC 30 2021

MEMORANDUM FOR SECRETARY OF THE ARMY

SUBJECT: Authority to Approve District of Columbia Government Requests for District of Columbia National Guard Support Assistance

This memorandum modifies the October 10, 1969, Secretary of Defense memorandum, "Supervision and Control of the National Guard of the District of Columbia," regarding District of Columbia (DC) Government requests for the DC National Guard (DCNG) to provide law enforcement support. Effective immediately, the Secretary of Defense is the approval authority for DC Government requests for the DCNG to provide law enforcement support:

- If DCNG personnel are to be deployed within 48 hours after receipt of the request; or
- If the support requested would involve DCNG personnel in direct participation in civilian law enforcement activities (e.g., crowd control, traffic control, search, seizure, arrest, or temporary detention).

Effective immediately, the DoD Executive Secretary is the single point of entry for DC Government requests. You are authorized to approve DC Government requests for assistance for DCNG support received 48 hours or more in advance of the requested support, if such support does not involve direct participation in civilian law enforcement activities. You are required to consult with the Attorney General in accordance with Executive Order 11485, "Supervision and Control of the National Guard of the District of Columbia."

The October 10, 1969 Secretary of Defense memorandum directs you to command, through the Commanding General, all operations of the DCNG in a militia status to aid civil authorities. While this direction to command DCNG operations is still effective, you also are authorized to coordinate the employment of DCNG forces with any other National Guard forces employed in DC in a duty status pursuant to 32 U.S.C. § 502(f) to fulfill Department of Defense-approved Federal department or agency requests for assistance. This includes the authority to provide tasks to such other National Guard forces through the Commanding General of the DCNG, as you deem appropriate. This authority may not be further delegated.

A handwritten signature in black ink, appearing to read "Rafael B. ...", is located in the lower right quadrant of the page.

cc:

Secretary of the Navy

Secretary of the Air Force

Chairman of the Joint Chiefs of Staff

Under Secretary of Defense for Policy

Under Secretary of Defense for Personnel and Readiness

Chief of the National Guard Bureau

General Counsel of the Department of Defense

Assistant Secretary of Defense for Legislative Affairs

Assistant Secretary of Defense for Homeland Defense and Global Security

Commanding General, District of Columbia National Guard

Following this page, please find a copy of the October 10, 1969, memorandum.

This memorandum, which has been modified by today's memorandum, is provided for completeness.

THE SECRETARY OF DEFENSE
WASHINGTON, D. C. 20301

OCT 10 1969

MEMORANDUM FOR Secretary of the Army
Secretary of the Air Force

SUBJECT: Supervision and Control of the National Guard of the District of Columbia

The President, by Executive Order Number 11485, October 1, 1969 (copy attached) authorized and directed me to supervise, administer and control the Army National Guard and the Air National Guard of the District of Columbia (hereinafter "National Guard") while in a militia status except as provided in Section 3 of the Executive Order. The President also directed that I command (through the Commanding General of the National Guard) the military operations, including training, parades and other duty of the National Guard while in militia status and authorized me to delegate to subordinate officials any of the authority conferred upon me by the Executive Order.

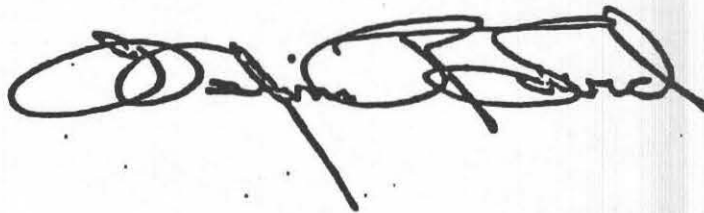
I hereby direct the Secretary of the Army to act for me in the above matters pertaining to the Army National Guard and the Secretary of the Air Force to act for me in matters pertaining to the Air National Guard. The Commanding General of the National Guard shall report to the Secretary concerned for their respective elements of the National Guard and the Secretaries will exercise this authority through the Commanding General of the National Guard while the National Guard is in militia status.

As to the use of the National Guard in militia status to aid civil authorities, I hereby direct the Secretary of the Army to command, through the Commanding General of the National Guard, all operations of the Army and Air National Guard elements as an exception to the above. The Secretary of the Army, after consultation with me and subject to the direction of the President as Commander-in-Chief, and

in accordance with the Interdepartmental Action Plan for Civil Disturbance, may order out the National Guard under title 39 of the District of Columbia Code to aid the civil authorities of the District of Columbia.

The Secretary of the Army and the Secretary of the Air Force are authorized to delegate the foregoing authority to the Under Secretary or Assistant Secretary for Manpower and Reserve Affairs of their respective military departments. ✓

Secretary of Defense memorandum subject: District of Columbia National Guard dated 2 February 1949 is rescinded.

A handwritten signature in black ink, appearing to be "D. M. ...", is written over the bottom right portion of the page.