

CHAPTER 11

FINANCING AND REPORTING COSTS OF MILITARY RESOURCES
USED IN CIVIL DISTURBANCES1101 PURPOSE

This chapter implements the requirements for financing and reporting costs associated with civil disturbance operations.

1102 APPLICABILITY AND SCOPE

The provisions of this chapter apply to all DoD Components responsible for the military resources which may be employed in civil disturbances under DoD Directive 3025.12, "Employment of Military Resources in the Event of Civil Disturbances."

1103 PROCEDURES

110301. Financing. The costs of DoD resources employed or provided in connection with civil disturbance operations will be financed in accordance with the following guidance. A. Resources Employed Under a Presidential Directive. Under an Executive Order or other Presidential directive authorizing and directing the Secretary of Defense to provide for the restoration of law and order in a specific state or locality, expenses will be financed as follows:

A. Employment of Active DoD Military Forces. When the Presidential directive specifies the fund or appropriation for financing the expenses incurred, reimbursement to DoD appropriations will be in accordance with the provisions of that directive. This includes expenses incurred in propositioning resources before the issuance of the Presidential directive. When the Presidential directive does not specify the fund or appropriation, expenses incurred will be financed as follows:

1. Costs for travel and transportation (except commercial or Air Mobility Command (AMC) air lift), communications, supplies, and other operating costs will be financed from the appropriations of the military service sponsoring the movement of troops, and/or providing the government-owned transportation.

a. Costs for commercial or AMC airlift will be financed from Army appropriations under the Secretary of the Army's responsibilities as DoD Executive Agent pursuant to subsection VII.A. of DoD Directive 3025.12.

b. Costs of military pay, allowances, subsistence and other costs to military personnel appropriations of military personnel on active duty will be financed by the respective parent military department.

2. Employment of Reserve Component Forces Called to Active Duty. The policies set forth in 110301.A.1.a. and b., above, apply. Reserve forces called to active duty will be financed by the respective parent Military Department. In the event that the President determines that it is necessary to increase the number of military personnel on active duty beyond the number for which funds are provided in the current DoD Appropriation Act, the cost of such increased military personnel is authorized as an excepted expense in accordance with 41 U.S.C. 11.

B. Resources Employed Without Presidential Directive. When the immediate employment of military resources is required in cases of sudden and unexpected civil disturbances or other emergencies endangering life or Federal property or disrupting the normal processes of government, or in protecting life or Federal property or preventing the disruption of Federal activities, expenses incurred will be financed as a mission responsibility of the DoD Component employing the military resources. The policies set forth in subparagraph 110301.A.1., above, apply except that the use of commercial or Military Airlift Command will be financed from the appropriations of the military service sponsoring the movement of troops.

C. Resources Provided to Other Federal Agencies. Supplies, equipment, and services provided to other Federal agencies will be on a reimbursable basis.

D. Resources Provided to Civil Authorities. Loan or sale of military equipment to civil authorities under the provisions of section X of DoD Directive 3025.12, will be handled as follows:

1. Loan or Sale of Equipment Other than Sale of Surplus Military Equipment. Policies established by the DoD Executive Agent will apply. Generally, these policies will follow the guidance contained in DoD Directive 3025.1.

2. Sale of Surplus Military Equipment. Policies set forth in DoD Instruction 4160.23 apply.

110302. Reporting

A. The "Report of Civil Disturbance Costs" (Figure 11-1), will be prepared by the Secretary of the Army as DoD Executive Agent and submitted in duplicate to the Deputy Comptroller (Program/Budget), OUSD(C). The initial report, showing estimated data by DoD Component, shall be submitted within 72 hours of the time designated by the DoD Executive Agent. A complete accurate report detailing the data required will be provided within 20 working days. This reporting

requirement has been assigned Report Control Symbol DDComp (AR) 991.

B. DoD Components involved shall submit timely information to the DoD Executive Agent as requested.

C. Where the payment of costs in accordance with the foregoing presents serious reprogramming or budgetary problems, the responsible DoD Component promptly shall advise the Deputy Comptroller (Program/Budget), OUSD(C).

1104 INSTRUCTIONS FOR PREPARATION OF REPORT OF CIVIL DISTURBANCE COSTS

The Department of the Army, as the DoD Executive Agent, will prepare a separate report, by location for each disturbance, in accordance with the sample format shown in Figure 11-1. The Executive Agent will accumulate costs incurred by DoD Components separately for each location (city or town) at which an incident occurs, from the time the first action is taken to provide DoD resources until such resources are withdrawn.

110401. Estimated Costs. Costs will be identified and reported as: (1) normal operating costs and (2) incremental costs. Normal operating costs will be those costs which would have been incurred in the absence of a civil disturbance. Examples are the salaries and meals of military personnel assigned to civil disturbance operations. Incremental costs are those costs which would not have been incurred in the absence of a disturbance. Costs reported for each DoD Component will reflect the ultimate net costs of the resources used by that component. Therefore, the DoD Executive Agent will report for each Component the costs incurred for others which will be reimbursed.

110402. Reimbursement Between DoD and Other Government Agencies or Activities. As memorandum information, show by government agency or activity outside the DoD, all plus and minus reimbursement adjustments between the agency or activity and the DoD, as well as the amount of reimbursement due to/from the Department.

110403. Number of Forces Employed. As memorandum information, show by Military Service the numbers of forces--Active, Reserve, Federalized National Guard, and total--employed as of the end of the month, unless the period is less than a month. If less than a month, the beginning and ending strengths should be reported.

110404. Record Information. The DoD Executive will maintain detailed cost information on each disturbance by appropriation and budget activity to be made available on call to the Deputy Comptroller (Program/Budget), OUSD(C).

REPORT OF CIVIL DISTURBANCE COSTS

Location _____ Inclusive Dates: From _____ Thru _____

A. Estimated costs

| <u>Department/Agency</u> | <u>Normal Operating Cost</u> | <u>Incremental Cost</u> | <u>Total Costs</u> |
|--------------------------|--------------------------------------|-----------------------------|------------------------|
| Army | \$ | \$ | \$ |
| Navy | | | |
| Air Force | | | |
| DLA | | | |
| DISA | | | |
| Total DoD | \$ | \$ | \$ |

B. Reimbursement Between DoD and Other Government Agencies or Activities

| <u>Agency/Activity</u> | <u>Due DoD from Others</u> | <u>Due Others from DoD</u> |
|---------------------------------|----------------------------|--------------------------------|
| Department of Justice | \$ | \$ |
| General Services Administration | | |
| City or County and State | | |
| Etc. | | |
| Totals | \$ | \$ |

C. Number of Forces Employed

| <u>Department</u> | <u>Active</u> | <u>Reserve</u> | <u>Federalized National Guard</u> | <u>Total</u> |
|-------------------|---------------|----------------|---|--------------|
| | Off | Enl | Off | Enl |
| | Off | Enl | Off | Enl |
| Army | | | | |
| Navy | | | | |
| Air Force | | | | |
| Total DoD | | | | |

Figure 11-1