



Department of Defense DIRECTIVE

NUMBER 3025.dd

DA&M

SUBJECT: Defense Support of Civil Authorities

- References:
- (a) Deputy Secretary of Defense Memorandum, "Implementation Guidance Regarding the Office of the Assistant Secretary of Defense for Homeland Defense," March 25, 2003
 - (b) DoD Directive 3025.15, "Military Assistance to Civil Authorities," February 18, 1997 (hereby cancelled)
 - (c) DoD Directive 3025.12, "Military Assistance for Civil Disturbances (MACDIS)," February 4, 1994 (hereby canceled)
 - (d) DoD Directive 3025.1, "Military Support to Civil Authorities (MSCA)," January 15, 1993 (hereby canceled)
 - (e) through (r), see enclosure 1

1. PURPOSE

Pursuant to the authority vested in the Secretary of Defense under reference (a), this Directive:

1.1. Establishes DoD policy and assigns responsibilities for providing Defense Support of Civil Authorities for domestic emergencies, designated law enforcement and other activities.

1.2. Supercedes references (b) through (d) and DoD Directives 2000.15, 5030.46, and 5030.59 (references (e) through (g)). The programs included in the cancelled references are now part of Defense Support of Civil Authorities (DSCA).

1.3. Governs DoD support requested by and provided to civil authorities within the 50 United States, the District of Columbia, the Commonwealth of Puerto Rico, U.S. possessions and territories, or any political subdivision thereof. The Department of Defense provides DSCA in response to requests for assistance during domestic incidents including terrorist attacks, major disasters, and other emergencies. DSCA refers to DoD support provided by Federal military forces, DoD civilians and contract personnel, DoD agencies and the DoD components. The Department of Defense undertakes these missions when its involvement is appropriate and when a clear end state for its role is defined.

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1.4. Governs requests for assistance, including protection of key assets, DoD responses to civil emergencies, acts or threats of terrorism, and civil disturbances and requests for aid to civilian law enforcement authorities.

2. APPLICABILITY AND SCOPE

This Directive:

2.1. Applies to the Office of the Secretary of Defense, the Military Departments, the Chairman of the Joint Chiefs of Staff, the Combatant Commands, the Office of Inspector General of the Department of Defense (except as noted in paragraph 2.5., below), the Defense Agencies, the DoD Field Activities, and all other organizational entities in the Department of Defense (hereafter referred to collectively as “the DoD Components”). The term “Military Services,” as used herein, refers to the Army, the Navy, the Air Force, and the Marine Corps.

2.2. Does not apply to sensitive support provided in accordance with DoD Directive 5210.36 (reference (h)).

2.3. Does not apply to Military Service community affairs programs or innovative readiness training (formerly called “civil-military cooperative action programs”) covered by DoD Directive 1100.20 (reference (i)).

2.4. Does not apply to the Inspector General of the Department of Defense, the Defense Criminal Investigative Service, or the military criminal investigative organizations when they are conducting joint investigations with civil law enforcement agencies of matters within their respective jurisdictions, using their own forces and equipment.

2.5. Does not apply to National Guard personnel acting in State status pursuant to Title 5 or Title 32 (reference (j) and (k)).

2.6. Does not apply to counterdrug operations.

2.7. Does not apply to foreign disasters, covered by DoD Directive 5100.46 (reference (l)).

2.8. Does not apply to the U.S. Army Corps of Engineers (USACE) when providing support while accomplishing the USACE responsibilities under the National Response Plan, Emergency Support Function #3, reference (m).

3. DEFINITIONS

Terms used in this Directive are defined in enclosure 2.

4. POLICY

It is DoD policy that:

4.1. The Department of Defense shall cooperate with and provide DSCA as directed by and consistent with applicable laws, Presidential Directives, Executive Orders, and DoD Directives.

4.2. The policies in this Directive shall be implemented consistent with national security objectives and military preparedness.

4.3. DoD plans for DSCA shall be compatible with contingency plans for national security emergencies.

4.4. All requests by civil authorities for DSCA shall be evaluated by DoD authorities and approved by the Secretary of Defense or his or her designated representative. This evaluation shall examine legality, lethality, risk, cost, appropriateness, and readiness.

4.5. Any DoD Component or military commander may provide immediate response (see paragraph E2.1.7., Enclosure 2) to save lives, prevent human suffering, or mitigate great property damage under imminently serious conditions. As soon as practical, the military commander, or responsible official of a DoD component or agency rendering such assistance, shall report the request, the nature of the response, and any other pertinent information through the chain of command to the National Military Command Center (NMCC). Each level in the chain of command will make expeditious notification to the next higher authority. Notification should reach the NMCC within hours of the decision to provide immediate response.

5. RESPONSIBILITIES

5.1. The Under Secretary of Defense for Policy (USD(P)) shall facilitate the coordination of DoD policy governing DSCA with Federal Departments and other Federal and State agencies, and with the DoD Components, as required.

5.2. The Assistant Secretary of Defense for Homeland Defense (ASD (HD)), under the USD(P) shall serve as the DoD Domestic Crisis Manager and in that role shall:

5.2.1. Develop and oversee DoD policy for DSCA.

5.2.2. Serve as the primary point of contact for all DoD coordination with the Executive Office of the President, the Federal Agencies, and the State and local governments.

5.2.3. Publish the necessary Instructions and other issuances to enable the Heads of the DoD Components to plan for and provide DSCA.

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5.2.4. Oversee the deployment and employment of the DoD Component resources, except forces assigned to the Combatant Commands, in response to terrorist attacks, major disasters, and other emergencies occurring in the U.S. homeland.

5.2.5. Provide oversight of DSCA training and exercises.

5.2.6. Develop policy and oversee the implementation of DoD support to Special Events and National Special Security Events, including activities related to international and national sporting events.

5.2.7. In coordination with the General Counsel of the Department of Defense, develop, coordinate, and oversee the implementation of policy for DSCA and non-counternarcotics support to civil law enforcement authorities; coordinate long-range policies and procedures that govern the provision of non-emergency, non-counternarcotics support to civilian law enforcement agencies or authorities to further DoD cooperation with public safety agencies; and ensure that such assistance is in compliance with applicable law, Presidential Directives, Executive Orders, and DoD Directives.

5.2.8. Coordinate and facilitate the employment of the U.S. Coast Guard in support of DSCA, where appropriate.

5.3. The Assistant Secretary of Defense for Special Operations and Low Intensity Conflict, shall support planning by the DoD Domestic Crisis Manager for the contingent use of U.S. counterterrorism forces in response to domestic terrorist incidents.

5.4. The Under Secretary of Defense (Comptroller) shall ensure timely reimbursement to the Department of Defense for reimbursable DSCA activities. Only the Secretary of Defense may waive reimbursement.

5.5. In addition to the specific responsibilities previously identified, the Heads of the DoD Components shall:

5.5.1. Ensure that documents for related DoD issuances, concept plans, and memorandums of understanding or agreement with external agencies are in full compliance with this Directive.

5.5.2. Respond to requirements of the ASD (HD) and DoD Planning Agents for DSCA planning and operations, in accordance with this Directive, the DoD Civil Disturbance Plan ("GARDEN PLOT") (reference (n)), or any other plans or orders published by the DoD Domestic Crisis Manager.

5.6. The Secretaries of the Military Departments shall provide DSCA, in accordance with this Directive and ensure readiness of Active and Reserve components to execute plans for DSCA.

5.7. The Chairman of the Joint Chiefs of Staff shall:

5.7.1. Assist the Secretary of Defense and the ASD (HD) evaluate the impact of requests for DSCA on national security and military readiness.

5.7.2. Identify and coordinate available resources for DSCA requests and release the execution orders, when approved by the Secretary of Defense.

5.8. The National Military Command Center will notify the Joint Staff through the Deputy Director for Operations and the Secretary of Defense, Deputy Secretary of Defense, Assistant Secretary of Defense (Homeland Defense) and Executive Secretary through OSD Cables.

6. EFFECTIVE DATE

This Directive is effective immediately.

SIGNATURE BLOCK

Enclosures - 2

- E1. References, continued
- E2. Definitions

E1. ENCLOSURE 1

REFERENCES, continued

- (e) DoD Directive 2000.15, “Support to Special Events,” November 21, 1994 (hereby canceled)
- (f) DoD Directive 5030.46, “Assistance to the District of Columbia Government in Combating Crime,” March 26, 1971 (hereby canceled)
- (g) DoD Directive 5030.50, “Employment of Department of Defense Resources in Support of the United States Postal Service,” April 13, 1972 (hereby canceled)
- (h) DoD Directive S-5210.36. “Provision of DoD Sensitive Support to DoD Components and Other Departments and Agencies of the U.S. Government (U),” June 10, 1986
- (i) DoD Directive 1100.20, “Support and Services for Eligible Organizations and Activities Outside the Department of Defense,” April 12, 2004
- (j) Title 5
- (k) Title 32
- (l) DoD Directive 5100.46, “Foreign Disaster Relief,” December 4, 1975
- (m) National Response Plan, December 2005
- (n) DoD Civil Disturbance Plan
- (o) Section 1385 of Title 18, United States Code

E2. ENCLOSURE 2

DEFINITIONS

E2.1.1. Civil Authorities. Nonmilitary Federal, State, or local government agencies.

E2.1.2. Civil Disturbances. Group acts of violence and disorders prejudicial to public law and order in the 50 States, the District of Columbia, the Commonwealth of Puerto Rico, U.S. possessions and territories, or any political subdivision thereof.

E2.1.3. Civil Emergency. Any natural or manmade disaster or emergency that causes or may cause substantial harm to the population or infrastructure.

E2.1.4. Consequence Management. Preparations for, and responding to, the consequences of an incident involving chemical, biological, radiological, nuclear, and high yield explosives, a weapon of mass destruction, a terrorist incident, or a natural disaster. DoD consequence management activities are designed to support the Lead Federal Agency and include measures to alleviate damage, loss of life, hardship or suffering caused by the incident, protect public health and safety; restore essential Government services; and provide emergency relief to affected governments, businesses and individuals.

E2.1.5. Crisis Manager. The DoD official responsible for the process of identifying, acquiring, and planning the use of resources needed to prevent or respond to a potential or actual crisis.

E2.1.6. Defense Support of Civil Authorities. Often referred to as civil support, is DoD support, including Federal military forces, the Department’s career civilian and contractor personnel, and DoD agency and component assets, for domestic emergencies and for designated law enforcement and other activities. The Department of Defense provides defense support of civil authorities when directed to do so by the President or Secretary of Defense.

E2.1.7. DoD Resources. Military and civilian personnel, including Selected and Ready Reservists of the Military Services, and facilities, equipment, supplies, and services owned by, controlled by, or under the jurisdiction of a DoD Component.

E2.1.8. Immediate Response. Any form of immediate action taken by a DoD Component or military commander, under the authority of this Directive and any supplemental guidance prescribed by the Head of a DoD Component, to assist civil authorities or the public to save lives, prevent human suffering, or mitigate great property damage under imminently serious conditions. When such conditions exist and time does not permit approval from higher headquarters, local military commanders and responsible officials from the DoD Components and Agencies are authorized to take necessary action to respond to requests of civil authorities consistent with the *Posse Comitatus Act* (18 U.S.C. § 1385) (reference (o)). All such necessary action is referred to as “Immediate Response.”

E2.1.9. Special Event. A planned program of athletic competition and related activities involving participants from the United States and/or other nations. The Secretary of Defense may also designate non-athletic international or national events to receive support in accordance with this Directive. Historic examples of such non-athletic special events include Summits, World's Fairs, and the Universal Postal Union Congress.