



**NATIONAL GUARD BUREAU**  
111 SOUTH GEORGE MASON DRIVE  
ARLINGTON VA 22204-1382

29 MAY 2009

NGB-ARH

MEMORANDUM FOR The Adjutants General of all States, Puerto Rico, the US Virgin Islands, Guam, and the Commanding General of the District of Columbia

SUBJECT: Army National Guard (ARNG) Mobilization and Deployment Guidance for Units Mobilizing after 1 September 2009 without Stop Loss (NGB-ARH Policy Memo #09-022)

1. References.

- a. Title 10 United States Code (USC).
- b. National Guard Regulation (NGR) 635-100, Termination of Appointment and Withdrawal of Federal Recognition – Incl Change 1, paragraph 5(3), 8 September 1978.
- c. NGR 600-100, Commissioned Officers - Federal Recognition and Related Personnel Actions, 15 April 1994.
- d. NGR 600-101, Warrant Officers - Federal Recognition and Personnel Actions, 1 October 1996.
- e. NGR 600-200, Enlisted Personnel Management and Fiscal Year (FY) Enlistment Criteria Memorandum (ECM), paragraph 8-36f, 1 October 2006.
- f. Army Regulation (AR) 135-175, Separation of Officers, 28 February 1987.
- g. AR 135-200, Active Duty For Missions, Projects, and Training for Reserve Component Soldiers, 30 June 1999.
- h. All Army Activities Message 077/2009, Stop Loss and Deployment Policy Updates, 21 March 2009 (enclosure 1).
- i. Memorandum, NGB-ARH, 28 May 2009, subject: Army National Guard (ARNG) Deployment Extension Stabilization Pay (DESP) Implementation Guidance for Units Mobilizing After 1 September 2009 Without Stop Loss (NGB-ARH Policy #09-020) (enclosure 2).

2. Purpose. The purpose of this memorandum is to announce the elimination of the Army National Guard Stop Loss policy and to outline the new policies regarding

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mobilization, manning, and retention for units mobilized under 10 USC 12302 or 10 USC 12304 on or after 1 September 2009.

3. Applicability. This policy applies to all ARNG Soldiers assigned or reassigned (cross-leveled) to units mobilizing on or after 1 September 2009.

4. Policy. Soldiers assigned to units mobilizing on or after 1 September 2009 are not subject to Stop Loss. Stop Loss policies remain unchanged for Soldiers currently mobilized or those assigned to ARNG units mobilizing prior to 1 September 2009.

5. Definitions.

a. Service Obligation. For the purpose of this policy, the service obligation for enlisted members ends on their Expiration Term of Service (ETS) date. The service obligation of commissioned officers and warrant officers ends on the last day of their Mandatory Service Obligation or any applicable Active Duty Service Obligation, unless earlier terminated by their Mandatory Removal Date.

b. Soldiers. The term Soldiers includes all enlisted members, warrant officers, and commissioned officers.

c. Officers. The term officers includes both commissioned and warrant officers.

d. Unit. A unit is defined for the purpose of this policy as any organization alerted for, or ordered to Active Duty, pursuant to 10 USC 12302 (Partial Mobilization) or 10 USC 12304 (Presidential Selected Reserve Call Up), identified on official mobilization orders by a Unit Identification Code or Derivative Unit Identification Code.

e. Cross-leveling. Reassignment includes both voluntary and involuntary cross-leveling to fill mobilizing units.

f. Voluntary Separation. The term voluntary separation includes, in the case of commissioned officers and warrant officers, transfer to the Army Reserve, Individual Ready Reserve (IRR) for cogent personal reasons or unqualified resignation. Requests for voluntary retirement pertain to all Soldiers. See AR 135-200 and NGR 600-100/101.

6. Director, Army National Guard policy.

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a. The policy in this memorandum provides mobilization guidance to complement the guidance in reference i.

b. Soldiers are categorized into one of the following groups:

(1) Soldiers whose service obligation ends on a date later than 455 days (365 days for mobilization plus 90 days to accommodate reintegration training) after their unit's projected mobilization date. These Soldiers will deploy.

(2) Soldiers whose service obligation ends within the period from 180 days before their unit's projected mobilization date to 365 days after their unit's projected mobilization date and who are eligible for DESP. Soldiers in this category will not deploy unless they voluntarily extend their service obligation to become eligible for DESP.

(a) Enlisted members who choose not to extend their enlistment in order to be eligible for deployment in accordance with this policy may request transfer to the IRR for the balance of their enlistment contract. They will not otherwise be considered for transfer to another unit, are not eligible for extension, and they will be separated from ARNG no later than their currently scheduled ETS date; any exceptions must be approved by The Adjutant General.

(b) Officers in this category must extend their service obligation to become eligible for DESP or they will not be eligible to mobilize. This action must be taken within the period beginning 365 days before their unit's projected mobilization date and ending 180 days before their unit's projected mobilization date in order to allow for cross-leveling into the vacated positions and promotion of deploying officers.

(c) During the unit's alert phase, Commanders will make every effort to identify all Soldiers with a service obligation that expires during the unit's mobilization.

(3) Enlisted members whose service obligation ends within the period from 365 days after their unit's projected mobilization date to 455 days after their unit's projected mobilization date. Enlisted members in this category will deploy, but are likely to return to the continental United States (CONUS) individually before their unit is scheduled to return. These Soldiers will serve a minimum of 180 days boots on the ground. Utilizing the backwards planning method, Commanders will compute the projected date for an individual enlisted member's return to CONUS by using the enlisted member's ETS date and counting backwards - making allowances for transportation time, transition processing, leave expenditure, Post Deployment Mobilization Respite Absence, and reintegration.

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(4) Officers whose service obligation ends at any time earlier than 455 days after their unit's projected mobilization date, but not within the period so as to be eligible for DESP (from 180 days before their unit's projected mobilization date to 365 days after their unit's projected mobilization date). These officers will deploy for the duration of their assigned unit's mobilization plus 90 days, unless they are eligible to, and elect to, either resign their commission or apply for voluntary retirement before their unit's projected mobilization date. When they are no longer bound by a service obligation, officers in this category may resign or apply for voluntary retirement either:

(a) within the period beginning 365 days before their unit's projected mobilization date and ending 180 days before their unit's projected mobilization date, or

(b) at any other time provided that the effective date is no earlier than the end of the officer's assigned unit's mobilization period plus 90 days.

(5) All other enlisted members whose service obligation ends at any time prior to 180 days before their unit's projected mobilization date. Enlisted members in this category will not deploy unless they voluntarily extend their service obligation for a period equal to their unit's mobilization period plus 90 days. These enlisted members are authorized to extend for the appropriate number of years, months, or days equal to their unit's mobilization period plus 90 days, so long as the period of extension is at least 365 days. Conforming edits to the appropriate reenlistment/extension policy and guidance will be forthcoming. Enlisted members who choose not to extend their enlistment in order to be eligible for deployment in accordance with this policy may request transfer to the IRR for the balance of their enlistment contract. They will not otherwise be considered for transfer to another unit, are not eligible for extension, and they will be separated from ARNG no later than their currently scheduled ETS date; any exceptions must be approved by The Adjutant General.

(6) Soldiers whose service obligation ends within the period from 180 days before their unit's projected mobilization date to 365 days after their unit's projected mobilization date and who are not eligible for DESP because their grade is excluded from payment of DESP. Officers in this category will be subject to the guidance in sub-paragraph (4), above. Enlisted members in this category will be subject to the guidance in sub-paragraph (5), above.

c. Although many States have their own resignation criteria for officers, once mobilized ARNG Soldiers fall under the Active Army's (Federal) resignation procedures. During the period of mobilization officer resignations will be governed by AR 135-175 and will not be

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governed by NGR 635-100. Officers resigning pursuant to AR 135-175 while mobilized may need to make further application to their States in order to effectively resign from their State appointment.

d. Inactive National Guard Soldiers who return to an active status must extend, if required, for a period not less than 455 days beyond their unit's projected mobilization date. These Soldiers may be eligible for DESP.

7. Failure to clear Soldier Readiness Processing (SRP) at mobilization station.

a. Enlisted members to whom paragraph 6.b.(2) or paragraph 6.b.(5) applies and who extend the period of their enlistment in order to be eligible for deployment but, through no fault of their own, fail to clear SRP at the mobilization station, may either:

(1) continue their service under the new extension agreement,

(2) request to be separated, provided they have already served one day under the new extension agreement, or

(3) if they have not entered the first day of the new extension agreement, request to have the new extension agreement vacated.

b. Officers who fail to clear SRP through no fault of their own are no longer subject to the restrictions in paragraph 6.b.(2)(b) and 6.b.(4).

8. Transitional time periods. Notwithstanding the time periods set out in paragraph 6.b.(2)(b) and in paragraph 6.b.(4)(a) (restricting when an officer may resign or apply for voluntary retirement), for any unit whose projected mobilization date is less than 365 days from the date of this memorandum, officers to whom those paragraphs apply, who are otherwise eligible, and who wish to either resign or voluntarily retire may do so within 180 days of the date of this memorandum.

9. Cross-leveled Soldiers. In deciding whether or not to involuntarily cross-level a Soldier into a deploying unit before mobilization, Adjutants General shall take into consideration whether a time period within which such a Soldier would have been able to make an election under this policy (to extend their service obligation, resign, or retire) may have already expired. Soldiers who are involuntarily cross-leveled should not be denied the opportunity to exercise any option to which they would have been otherwise

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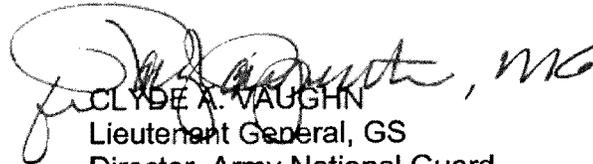
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entitled, notwithstanding that a time period referenced in this policy may have already expired.

10. Flagged Soldiers. If a Commander determines such separation is not in the best interests of the Army, he or she is not required to separate Soldiers flagged for failure to meet body fat standards or to pass the Army Physical Fitness Test. However, flagged Soldiers are not eligible to extend unless The Adjutant General's waiver is granted IAW NGR 600-200, Chapter 7 prior to the unit's mobilization date. In addition, flagged Soldiers are not eligible for retention bonuses IAW AR 600-8-2.

11. The point of contact is COL David P. Sheridan, Chief, Personnel Policy and Readiness Division, at DSN 327-3297, 703-607-3297, or david.sheridan@us.army.mil.

- 3 Encls
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- 3. Visual Representation

  
CLYDE A. VAUGHN  
Lieutenant General, GS  
Director, Army National Guard

**Visual Representation of Mobilization Policy for ARNG 01SEP2009 or later  
Soldier categories by end-date of remaining Service Obligation – sub-para. 6.b.**

