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ASD(M&RA)

Capt Brown, 74334

Department of Defense Directive

SUBJECT Assignment to and Transfer Between Reserve Categories, and Discharge from Reserve Status

References:

- (a) The Military Selective Service Act of 1967
(50 App. U.S.C., 451 et seq.)
- (b) Title 10, United States Code
- (c) DoD Directive 1200.4, "The Retired Reserve of the Reserve Forces," September 24, 1963
- (d) DoD Directive 1200.7, "Screening the Ready Reserve," March 23, 1968
- (e) DoD Directive 1200.3, "Fulfilling the Military Service Obligation," August 21, 1968
- (f) DoD Directive 1235.9, "Management and Mobilization of the Standby Reserve," September 13, 1967
- (g) DoD Directive 1205.6, "Assignment to and Transfer Between Reserve Categories, and Discharge from Reserve Status," January 16, 1956 (hereby cancelled)

I. PURPOSE AND APPLICABILITY

This Directive establishes Department of Defense policy guidance to the Military Departments for assignment of military personnel to and transfer between reserve categories, and discharge from reserve status under the provisions of references (a) and (b).

II. CANCELLATION

Reference (g) is hereby superseded and cancelled.

III. ORIGINAL ASSIGNMENT TO RESERVE STATUS

A. Ready Reserve. Original membership in the Ready Reserve may be attained by:

1. Transfer thereto under sections 269(a) and 651 of reference (b) upon release from active duty;
2. Appointment as a Reserve Officer and assignment to the Ready Reserve under section 6(d), reference (a), and section 269(a) of reference (b);
3. Entry (appointment or enlistment) into the Army National Guard of the United States or Air National Guard of the United States in accordance with section 269(b) of reference (b) as affected by sections 510, 591, 3077, 3261, 3351, 8077, 8261, and 8351 of reference (b);
4. Direct entry under section 511 of reference (b);
5. Direct voluntary entry (appointment or enlistment) of an individual into the Ready Reserve, other than as provided above.

B. Standby Reserve. Direct assignment to the Standby Reserve without prior membership in the Ready Reserve may be attained in accordance with sections 269(e)(1) and 269(f) of reference (b) upon release from five or more years of active duty (other than for training) in the Armed Forces.

C. Retired Reserve. Direct assignment and transfer to the Retired Reserve may be accomplished under reference (c).

IV. TRANSFER TO THE STANDBY RESERVE

A. Provided they are not on active duty, the following personnel who have not fulfilled their total military service statutory obligation shall, upon their request, be assigned to or transferred to the Standby Reserve:

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1. Those who have served five or more years on active duty (other than for training).
2. Those who have served on active duty (other than for training) and participated satisfactorily in accredited training programs of the Ready Reserve for a combined total of at least five years, or such shorter period as the Secretary of a Military Department concerned, with the approval of the Secretary of Defense, may prescribe.

B. Individuals qualifying for assignment or transfer to the Standby Reserve under IV. A., above, shall, if otherwise qualified therefor and a suitable vacancy exists, be afforded the opportunity to execute a written agreement to be assigned to or remain in the Ready Reserve. All such voluntary agreements will provide that:

1. The reservist may be transferred to the Standby Reserve by the appropriate Secretary for cogent reasons;
2. The reservist waives his right to transfer to the Standby Reserve under the conditions stated in IV. A., above, while serving under such agreement.
3. The period of the agreement shall be as prescribed by paragraph IV. B. 2., reference (d).

C. Transfer to the Standby Reserve under the screening process in conformance with section 271 of reference (b) will be accomplished under reference (d).

D. Transfer to the Standby Reserve of members of the Army National Guard of the United States or the Air National Guard of the United States will be subject to section 269(g) of reference (b).

E. Upon transfer of a member of the Ready Reserve to the Standby Reserve, notification thereof to the Selective Service System will be made by the Military Department concerned in accordance with paragraph V. A. 6. (a) of reference (f).

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F. Assignment to the Inactive Status List of the Standby Reserve and retention thereon is governed by reference (f).

V. TRANSFER FROM THE STANDBY RESERVE

- A. In accordance with section 272 of reference (b), any member of the Standby Reserve who has not completed his statutory obligated period of military service in the Ready Reserve may be transferred to the Ready Reserve whenever the reasons for his transfer to the Standby Reserve no longer exist, provided he is otherwise qualified and a requirement exists.
- B. Subject to such regulations as the appropriate Secretary may prescribe, a member of either the Standby Reserve or the Retired Reserve may, upon his own request, be transferred to the Ready Reserve if qualified and a requirement exists for him. However, a member of the Retired Reserve who is entitled to retired pay may not be transferred to the Ready Reserve unless the Secretary concerned personally makes a special finding that the member's services in the Ready Reserve are indispensable. Such voluntary transfer will be accomplished under section 269(d) of reference (b). Those who have fulfilled their Ready Reserve statutory obligation will be required to execute a written agreement to serve in the Ready Reserve under conditions set forth in IV. B., above.
- C. In any case, where an individual is transferred from the Standby Reserve to the Ready Reserve or the Retired Reserve, notification thereof to the Selective Service System will be made by the Military Department concerned in accordance with paragraph V. A. 6. (b) of reference (f).

VI. DISCHARGE

- A. Enlisted members of the Ready Reserve or the Standby Reserve not on active duty who have completed their statutory obligation or who are not otherwise subject to a military obligation will be discharged upon the completion of their

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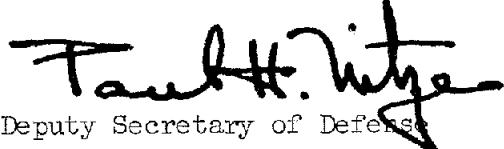
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obligation or upon the expiration of their enlistment, as the case may be, unless they voluntarily (1) re-enlist to serve in the Ready Reserve or Standby Reserve, or (2), where applicable, extend their enlistment to remain in the Ready Reserve or (3) request transfer to the Inactive Status List of the Standby Reserve under the provisions of reference (f). Only those personnel listed in section IV. A. 1. (b)(c) and (d) of reference (f) may re-enlist in the Standby Reserve.

- B. Any person who while a member of a reserve component becomes a regular or duly ordained minister of religion shall be discharged from such reserve component upon request under section 1162(b) of reference (b). The definition of regular or duly ordained minister of religion provided in section 16(g) of reference (a) shall be used in connection with this regulation.
- C. Those commissioned officers of the reserve who have accepted indefinite appointments will not be subject to mandatory discharge upon completion of the statutory obligation.
- D. Discharge from one's statutory obligation for hardship or other causes will be governed by pertinent provisions of references (d) and (e).
- E. Discharge from the reserve components is governed by sections 1003, 1162, and 1163 of reference (b), subject to sections 680-681 and 1006 of the same reference.
- F. Upon the discharge of members of the Standby Reserve, due notification thereof will be made to the Selective Service System by the Military Department concerned.

VII. EFFECTIVE DATE AND IMPLEMENTATION

This Directive is effective immediately. Two (2) copies of the regulations implementing its provisions will be furnished the Assistant Secretary of Defense (Manpower and Reserve Affairs) within ninety (90) days.


Frank H. Nitze
Deputy Secretary of Defense