

Office of the Secretary of Defense

§ 399.7

(4) Ensure that the Secretary of Defense, the Secretaries of the Military Departments, the CJCS, and the heads of other DoD Components are kept fully informed concerning DMA activities with which they have substantive concern.

(b) The Secretaries of the Military Departments, Commanders of Unified and Specified Commands, and Heads of Other DoD Components shall:

(1) Use DMA standard products unless an exception is authorized by the ASD(C3I).

(2) Develop and submit to the DMA their MC&G requirements and priorities in accordance with the National Military Strategy Document.

(3) Provide support, within their respective fields of responsibilities, to the Director, DMA, as required, to carry out the responsibilities and functions assigned to the DMA.

(4) Assess the responsiveness of the DMA to their operational, developmental, and training needs.

(5) Obtain DMA technical assistance for systems that require MC&G products and services.

(6) Submit all requirements and provide funding to the DMA for LANDSAT and SPOT remote sensing data.

(7) Submit all requirements and provide funding to the DMA for unique MC&G products.

(8) Coordinate with the Director, DMA, on all programs and activities that include or are related to MC&G.

(c) The Chairman, Joint Chiefs of Staff (CJCS), shall:

(1) Review DMA planning and programming documents, and assess their responsiveness to operational, developmental, and training requirements.

(2) Periodically (not less than every 2 years), submit to the Secretary of Defense a report on DMA's responsiveness and readiness to support operating forces in the event of war or threat to national security, and other recommendations as appropriate.

(3) Advise the Secretary of Defense on MC&G requirements and priorities.

(4) Develop and issue jointly with the ASD(C3I) guidance to the DMA and the Unified and Specified Commands that will serve as the basis for interrelationships between these organizations.

(5) Provide for the participation of the DMA in joint training exercises and monitor performance.

§ 399.6 Authority.

The Director, DMA, is specifically delegated authority to:

(a) Task and issue necessary instructions and guidance to DoD Components directly to accomplish the MC&G RDT&E and data collection requirements established by the DMA.

(b) Communicate directly with heads of DoD Components and other Executive Departments and Agencies, as necessary, in carrying out assigned responsibilities and functions. Communications to the Commanders in Chief of the Unified and Specified Commands shall be coordinated with the CJCS.

(c) Obtain reports, information, advice, and assistance, consistent with DoD Directive 7750.5⁴, as necessary, in carrying out assigned responsibilities and functions.

(d) Establish facilities necessary to accomplish the DMA mission in the most efficient and economical manner.

(e) Exercise the administrative authorities contained in the appendix to this part.

[55 FR 52169, Dec. 20, 1990. Redesignated and amended at 58 FR 39360, July 22, 1993]

§ 399.7 Administration.

(a) The Director and Deputy Director, DMA, shall be appointed by the Secretary of Defense.

(b) The DMA shall be authorized such personnel, facilities, funds, and other administrative support as the Secretary of Defense deems necessary.

(c) The Military Departments shall assign military personnel to the DMA in accordance with approved authorizations and procedures for assignment to joint duty. The CJCS shall review and provide recommendations on the DMA joint manpower program to the ASD(C3I), as appropriate, for those functions where DMA is responsive to the CJCS.

⁴See footnote 2 to § 399.4(g).

APPENDIX TO PART 399—DELEGATIONS
OF AUTHORITY

Pursuant to the authority vested in the Secretary of Defense, and subject to the direction, authority, and control of the Secretary of Defense, and in accordance with DoD policies, Directives, and Instructions, the Director, DMA, or in the absence of the Director, the person acting for the Director, is hereby delegated authority as required in the administration and operation of the DMA to:

1. Exercise the powers vested in the Secretary of Defense by 5 U.S.C. 301, 302(b), and 3101 pertaining to the employment, direction, and general administration of DMA civilian personnel.

2. Fix rates of pay for wage-rate employees exempted from the Classification Act of 1949 by 5 U.S.C. 5102 on the basis of rates established under the Coordinated Federal Wage System. In fixing such rates, the Director, DMA, shall follow the wage schedule established by the DoD Wage Fixing Authority.

3. Establish advisory committees and employ part-time advisors, as approved by the Secretary of Defense, for the performance of DMA functions consistent with the 10 U.S.C. 173, 5 U.S.C. 3109(b), DoD Directive 5105.4,¹ "DoD Federal Advisory Committee Management Program," September 5, 1989, and the agreement between the Department of Defense and the Office of Personnel Management (OPM) on employment of experts and consultants, June 21, 1977.

4. Administer oaths of office to those entering the Executive branch of the Federal Government or any other oath required by law in connection with employment therein, in accordance with 5 U.S.C. 2903, and designate in writing, as may be necessary, officers and employees of the DMA to perform this function.

5. Establish a DMA Incentive Awards Board and pay cash awards to, and incur necessary expenses for the honorary recognition of, civilian employees of the Government whose suggestions, inventions, superior accomplishments, or other personal efforts, including special acts or services, benefit or affect the DMA or its subordinate activities, in accordance with 5 U.S.C. 4503 and applicable OPM regulations.

6. In accordance with 5 U.S.C. 7532; Executive Orders 10450, 12333, and 12356; and DoD Directive 5200.2,² "DoD Personnel Security Program," December 20, 1979; as appropriate:

a. Designate any position in the DMA as a "sensitive" position.

b. Authorize, in case of an emergency, the appointment of a person to a sensitive position in the DMA for a limited period of time for whom a full field investigation or other appropriate investigation, including the National Agency Check, has not been completed.

c. Authorize the suspension, but not terminate the services, of an employee in the interest of national security in positions within the DMA.

d. Initiate investigations, issue personnel security clearances and, if necessary, in the interest of national security, suspend, revoke, or deny a security clearance for personnel assigned or detailed to, or employed by the DMA. Any action to deny or revoke a security clearance shall be taken in accordance with procedures prescribed in DoD 5200.2-R,³ "DoD Personnel Security Program," January 1987.

7. Act as agent for the collection and payment of employment taxes imposed by chapter 21 of the Internal Revenue Code of 1954, as amended; and, as such agent, make all determinations and certifications required or provided for under section 3122 of the Internal Revenue Code of 1954, as amended, and section 205(p)(1) and (2) of the Social Security Act, as amended (42 U.S.C. 405(p)(1) and (2)) and with respect to DMA employees.

8. Authorize and approve overtime work for DMA civilian officers and employees in accordance with 5 U.S.C. chapter 55, subchapter V, and applicable OPM regulations.

9. Authorize and approve:

a. Temporary duty travel for military personnel assigned or detailed to the DMA in accordance with Joint Travel Regulations, Volume 1,⁴ "Members of Uniformed Services."

b. Travel for DMA civilian officers and employees in accordance with Joint Travel Regulations, Volume 2,⁵ "DoD Civilian Personnel."

c. Invitational travel to persons serving without compensation whose consultative, advisory, or other highly specialized technical services are required in a capacity that is directly related to, or in connection with, DMA activities, pursuant to 5 U.S.C. 5703.

10. Approve the expenditure of funds available for travel by military personnel assigned or detailed to the DMA for expenses

³See footnote 1. to paragraph 3. of this appendix.

⁴Copies may be obtained from the Government Printing Office, Attention: Superintendent of Documents, Washington, DC 20402.

⁵See footnote 4. to paragraph 9.a. of this appendix.

¹Copies may be obtained, at cost, from the National Technical Information Service (NTIS), 5285 Port Royal Road, Springfield, VA 22161.

²See footnote 1. to paragraph 3. of this appendix.

regarding attendance at meetings of technical, scientific, professional, or other similar organizations in such instances where the approval of the Secretary of Defense, or designee, is required by law (37 U.S.C. 412 and 5 U.S.C. 4110 and 4111). This authority cannot be redelegated.

11. Develop, establish, and maintain an active and continuing Records Management Program pursuant to section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 3102).

12. Establish and use imprest funds for making small purchases of material and services, other than personal services, for the DMA, when it is determined more advantageous and consistent with the best interests of the Government, in accordance with DoD Directive 7360.10,⁶ "Disbursing Policies," January 17, 1989.

13. Authorize the publication of advertisements, notices, or proposals in newspapers, magazines, or other public periodicals as required for the effective administration and operation of the DMA consistent with 44 U.S.C. 3702.

14. Establish and maintain appropriate property accounts for the DMA, and appoint Boards of Survey, approve reports of survey, relieve personal liability, and drop accountability for DMA property contained in the authorized property accounts that has been lost, damaged, stolen, destroyed, or otherwise rendered unserviceable, in accordance with applicable laws and regulations.

15. Promulgate the necessary security regulations for the protection of property and places under the jurisdiction of the Director, DMA, pursuant to DoD Directive 5200.8,⁷ "Security of Military Installations and Resources," July 29, 1980.

16. Establish and maintain, for the functions assigned, an appropriate publications system for the promulgation of common supply and service regulations, instructions, and

reference documents, and changes thereto, pursuant to the policies and procedures prescribed in DoD 5025.1-M,⁸ "Department of Defense Directives System Procedures," April 1981.

17. Enter into support and service agreements with the Military Departments, other DoD components, or other Government Agencies, as required for the effective performance of DMA functions and responsibilities.

18. Exercise the authority delegated to the Secretary of Defense by the Administrator of the General Services Administration (GSA) for the disposal of surplus personal property.

19. Enter into and administer contracts, directly or through a Military Department, DoD contract administration services component, or other Government Department or Agency, as appropriate, for supplies, equipment, and services required to accomplish the mission of the DMA. To the extent that any law or Executive order specifically limits the exercise of such authority to persons at the Secretarial level, such authority shall be exercised by the appropriate Under Secretary or Assistant Secretary of Defense.

20. Sell maps, charts, and related products to the public as governed by OMB Circular A-25 and 10 U.S.C. 2794.

21. Authorize the release of classified DoD MC&G products to foreign nationals within DoD disclosure policies.

22. Lease property under the control of the DMA, under terms that will promote the national defense or that will be in the public interest, pursuant to 10 U.S.C. 2667.

23. Execute responsibilities of 10 U.S.C. 2795 relating to international agreements.

The Director, DMA, may redelegate these authorities, as appropriate, and in writing, except as otherwise specifically indicated above or as otherwise provided by law or regulation.

These delegations of authority are effective December 6, 1990.

⁶See footnote 1. to paragraph 3. of this appendix.

⁷See footnote 1. to paragraph 3. of this appendix.

⁸See footnote 1. to paragraph 3. of this appendix.