

## SUBCHAPTER F—PERSONNEL

### PART 571—RECRUITING AND ENLISTMENTS

Sec.

571.1 General.

571.2 Basic qualifications for enlistment.

571.3 Waivable enlistment criteria including civil offenses.

571.4 Periods of enlistment.

571.5 Enlistment options.

AUTHORITY: Section 3012, 70A Stat. 157; 10 U.S.C. 3012.

SOURCE: 44 FR 9745, Feb. 15, 1979, unless otherwise noted.

#### § 571.1 General.

(a) *Purpose.* This part gives the qualifications for men and women enlisting or reenlisting in the Regular Army (RA). The procedures simplify and standardize the processing of applicants through the recruiting service. The applicant's ability to meet all requirements or exceptions will determine eligibility. This includes obtaining prescribed waivers.

(b) *Definitions.* The following definitions apply to this part:

(1) *Enlistment.* The first voluntary enrollment in the Regular Army as an enlisted member.

(2) *Reenlistment.* The second or subsequent voluntary enrollment in the Regular Army as an enlisted member.

(3) *United States Army.* The Regular Army, Army of the United States (AUS), Army National Guard (ARNG) of the United States, and the United States Army Reserve (USAR).

(4) *Regular Army (RA).* The permanent Army, which is a major component of the United States Army, as used in this part distinguishes it from the other major components.

(5) *Prior Service (PS).* One or more days of completed active duty in a regular component or of extended active duty in a Reserve component of any of the Armed Forces, in the Army National Guard or Army Reserve programs of active duty for training pursuant to the Reserve Forces Act of 1955; in the Reserve Enlistment Program of 1963; or in similar programs of any of the Army Forces. Short periods of active duty for training in any other pro-

grams will not meet prior service requirements in this part.

(6) *Non-Prior Service (NPS).* No previous service in any of the Armed Forces of the United States, or previous service without completion of 1 or more days of active duty or active duty for training as given in paragraph (b)(5) of this section.

(7) *Within 3 months of separation.* The 3 month's period when an individual must reenlist to be eligible for certain benefits. This period begins on the day following separation and ends with the date of the month, 3 months later, that corresponds to the separation date. When there is no corresponding date in the 3rd month, the terminating date will be the last day of that month. For example, an individual separated on 31 January has a terminating date of 30 April.

(8) *Major commanders.* The following have commanding generals, United States Army Forces Command (FORSCOM); United States Army Training and Doctrine Command (TRADOC); US Army Military District of Washington (MDW); US Army Materiel Development and Readiness Command (DARCOM); US Army Intelligence and Security Command (INSCOM); US Army Communications Command (ACCOM); US Army Criminal Investigation Command (CIDC); US Army Health Services Command (HSC); Military Traffic Management Command (MTMC); Commander in Chief, US Army Europe and Seventh Army (CINCUSAREUR); Eighth US Army; and US Army Japan (USAJ).

(9) *Dependent.* The term "dependent" means:

(i) A spouse. This does not include a common law spouse unless so judged by a civil court.

(ii) Any unmarried natural (legitimate or illegitimate) or adopted child of the applicant if the child is under 18 year of age, whether or not the applicant has custody of the child, and regardless of who has guardianship of the child. If the applicant's child has been adopted by another person (Final adoption decree issued and effective)

then the child is not the applicant's dependent. The term "natural child" includes any illegitimate child claimed by the applicant to be his/her child or judged to be his/her child by court order.

(iii) Stepchild of the applicant who resides with the applicant if the stepchild is under 18 years of age.

(iv) Any other person who is dependent on the applicant for over one-half of his/her support.

(10) *Applicant without a spouse.* An applicant who is unmarried, is divorced, is legally separated, whose spouse is deceased; has deserted applicant, is incarcerated, is not residing permanently with applicant, or applicant has sole custody of the dependent(s).

(c) *Delayed Entry Program (DEP).* The Commanding General, United States Army Recruiting Command (USAREC) is authorized by 10 U.S.C. 5-11a to organize and administer DEP. Applicants enlisted in DEP are assigned to the United States Army Reserve (USAR) Control Group (Delayed Entry). Only qualified applicants who agree to subsequently enlist in the Regular Army may enlist in DEP.

#### § 571.2 Basic qualifications for enlistment.

(a) *Age requirements.* (1) Non-prior service. Applicants must be 17 to 34 years old, inclusive.

(2) Prior service. Applicants must be 17 to 34 years old. If 35 or older but less than 55 years, they will qualify if they:

(i) Have a minimum of 3 years honorable active service in any one of the Armed Forces, with at least 1 or more days of Army service.

(ii) Be not less than 35 years old plus the number of completed years of prior honorable active military service.

(3) Exceptions. Applicants will be exempt from the above age requirements if they can qualify for retirement by age 60, are not 55 or older with 20 or more years of active service, and if they are:

(i) Honorably discharged active duty commissioned or warrant officers who enlist within 6 months after their separation date or who were awarded the Medal of Honor, Silver Star, or the Distinguished Service Cross.

(ii) Enlisted members who separate from the Regular Army with an honorable or general discharge and reenlist within 3 months after separation date.

(4) Parental consent. The written consent of parents or legal guardian is required for applicants under 18 years of age.

(b) *Citizenship requirements.* The applicant must be:

(1) A citizen of the United States, or

(2) An alien who has been lawfully admitted to the United States as a permanent resident, or

(3) A National of the United States (Citizen of Puerto Rico, Guam, American Samoa or the Virgin Islands).

(c) *Trainability requirements.* (1) Non-prior service. For enlistment in mental group category I-III applicants must have a high school diploma (HSD) or General Education Development (GED) Certificate. HSD or GED scores must be 90 or above in one or more aptitude areas in Armed Services Vocational Aptitude Battery (ASVAB) tests. Mental group IV requires two. Non-high-school graduates (NHSG) in mental group I-IIIA require two. Applicants must meet all other criteria for the option they wish to select. (See § 571.2(c)(3).)

(2) Prior service. Applicants must meet the mental requirements in paragraph (c)(3) of this section, or qualify for exemption from these requirements through:

(i) Award of the Medal of Honor.

(ii) Award of the Distinguished Service Cross, Navy Cross, or Silver Star Medal, with less than 20 years of active military service.

(iii) Partially disabling combat-wounds with less than 20 years of active military service.

(3) Mental categories and eligibility for enlistment.