

be so ordered with their units.” Members of those units may be reassigned after being ordered to active duty (other than for training) to meet requirements of the Military Service concerned.

(h) *Extension of service.* (1) Title 10 U.S. Code sections 511(a) and 511(c) provide for extending the terms of reserve enlistments or the terms of service in Reserve Components in time of war or national emergency declared by Congress for a maximum of 6 months after the end of the war or emergency unless terminated sooner by the Secretary concerned.

(2) Section 671a of title 10 U.S. Code provides that the period of active service of a Service member is extended for the duration of any war in which the United States is engaged and for 6 months thereafter.

(3) Section 671b of title 10 U.S. Code allows the President to authorize the Secretary of Defense to extend maximally for 6 months the enlistments, appointments, and periods of active duty, periods of active duty for training, periods of obligated service or other Military Service when Congress is not in session, with a provision for Congressional review when reconvening.

(4) Section 673c of title 10 U.S. Code empowers the President to suspend any law on promoting, retiring, or separating any member of the Armed Force, whom the President finds to be essential to U.S. security.

§ 76.7 Responsibilities.

(a) The *Under Secretary of Defense (Policy) (USD(P))* shall provide overall mobilization policy and planning guidance for DoD programs with other DoD Directives.

(b) The *Assistant Secretary of Defense (Reserve Affairs) (ASD(RA))* shall provide policy, programs, and guidance for the management and mobilization of the Ready Reserve, in accordance with 32 CFR part 379.

(c) The *Assistant Secretary of Defense (Force Management and Personnel) (ASD(FM&P))* shall provide policy and planning guidance for military and civilian defense manpower, in accordance with the DoD Master Mobilization Plan.

(d) The *Assistant Secretary of Defense (Health Affairs) (ASD(HA))* shall provide policy, programs, and guidance for the management and mobilization of reserve health personnel and medical assets, in coordination with ASD(RA).

(e) The *Assistant Secretary of Defense (Acquisition and Logistics) (ASD(A&L))* shall provide policy, programs, and guidance for the management of Reserve Component logistical resources, installations, and associated functions, in accordance with DoD Directive 5128.1.¹

(f) The *Assistant Secretary of Defense (Public Affairs) (ASD(PA))* shall ensure a free flow of news and information to the media, other appropriate forums, and the American people, limited only by U.S. security constraints and statutory mandates.

(g) The *Assistant Secretary of Defense (Legislative Affairs) (ASD(LA))* shall provide specific information on mobilization activities to the jurisdictional Congressional Committee members and staff.

(h) The *Joint Chiefs of Staff* shall:

(1) Ensure that the Joint Deployment Agency (JDA), Military Transportation Management Command, and other Agencies responsible for ensuring that logistics, transportation, and other requirements for Ready Reserve mobilization may be met promptly.

(2) Ensure that JCS-sponsored mobilization exercises include realistic scenarios that facilitate Military Service testing and assessing of management and mobilization of the Ready Reserve.

(i) The *Secretaries of Military Departments* shall:

(1) Prepare mobilization plans in accordance with this part and with supplementary guidance issued by OJCS.

(2) Ensure that mobilization plans and procedures provide for all exigencies so that Ready Reserve units and members execute their responsibilities effectively and the active DoD Components support and effectively assimilate mobilized reserve units and individuals.

(3) Conduct comprehensive assessments for ensuring that a balanced capability exists to mobilize reserve

¹ See 376.5(c)(1).

forces. The following areas should be in this assessment:

- (i) Intra-CONUS transportation requirements.
- (ii) Training base equipment, manpower, and facilities requirements.
- (iii) Units training, equipping, and manning requirements.
- (iv) Deficiencies in any of these areas should be identified and both short term and long term solutions developed.
- (4) Conduct periodic mobilization and readiness tests of Selected Reserve units.
- (5) Order IRR members to active duty at least 1 day each year for annual screening.
- (6) Order IRR members to active duty, as necessary, for refresher skill proficiency training.
- (j) The *Commandant of the Coast Guard*, with respect to the Coast Guard when it is not operating as a Service in the Navy, shall fulfill the same responsibilities with which the Secretaries of the Military Departments are charged in this part, but within the policy and fiscal parameters also established by the Secretary of Transportation.

PART 77—PROGRAM TO ENCOURAGE PUBLIC AND COMMUNITY SERVICE

Sec.

- 77.1 Purpose.
- 77.2 Applicability and scope.
- 77.3 Definitions.
- 77.4 Policy.
- 77.5 Responsibilities.
- 77.6 Procedures.

APPENDIX A TO PART 77—DD FORM 2580, OPERATION TRANSITION DEPARTMENT OF DEFENSE OUTPLACEMENT AND REFERRAL SYSTEM/PUBLIC AND COMMUNITY SERVICE INDIVIDUAL APPLICATION

APPENDIX B TO PART 77—DD FORM 2581, OPERATION TRANSITION EMPLOYER REGISTRATION

APPENDIX C TO PART 77—DD FORM 2581-1, PUBLIC AND COMMUNITY SERVICE ORGANIZATION VALIDATION

AUTHORITY: 10 U.S.C. 1143 (c).

SOURCE: 59 FR 40809, Aug. 10, 1994, unless otherwise noted.

§77.1 Purpose.

This part implements Pub. L. 102-484, Section 4462 and Pub. L. 103-160, Sec-

tion 561 by establishing policy, assigning responsibilities, and prescribing procedures to:

- (a) Encourage and assist separating Service members, Service members retiring with 20 or more years of service, DoD civilian personnel leaving the Government, and spouses to enter public and community service employment.
- (b) Encourage and assist Service members requesting retirement with fewer than 20 years of service to register for public and community service employment.

§77.2 Applicability and scope.

This part applies to:

- (a) The Office of the Secretary of Defense, the Military Departments, the Chairman of the Joint Chiefs of Staff, the Unified Combatant Commands, and the Defense Agencies (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.

- (b) All active duty Service members and former members under Pub. L. 102-484, Section 4462 and Pub. L. 103-160, Section 561, and DoD civilian personnel leaving the Government, and their spouses.

§77.3 Definitions.

- (a) *Community service employment.* Work in nonprofit organizations that provide or coordinate services listed in paragraphs (d) (1) through (12) of this section. “Nonprofit” is defined as having been recognized by the Internal Revenue Service as having a tax-exempt status under 26 U.S.C. 501 (c)(3) or (c)(4). These organizations shall not be administered by businesses organized for profit, labor unions, partisan political organizations, or organizations engaged in religious activities, unless such activities are unrelated to religious instructions, worship services, or any form of proselytization.

- (b) *Creditable early retirement public or community service employment for service members.* Employment in a DoD-registered public and community service organization that provides the services listed in paragraphs (d) (1) through (12) of this section, or that coordinates the