



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
HEADQUARTERS, 2d BRIGADE COMBAT TEAM, 1st ARMORED DIVISION
20500 COLD WAR ROAD
FORT BLISS, TX 79918

AFAD-BCT-BJA

21 December 2012

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Policy #3 — Misconduct Reporting and Withholding Policy

1. This memorandum establishes the procedures for reporting and the disposition withholding policy for misconduct allegations involving personnel in the grade of E-7 and above, and for allegations involving the specific offenses designated in Para 3 below.
2. Misconduct by personnel in the grade of E-7 or above. Any misconduct by an Officer or Soldier in the grade of E-7 or above will be reported via Serious Incident Report (SIR) to the undersigned within 24 hours. The authority to dispose of allegations against Officers and Soldiers in the grade of E-8 and above is withheld to the Commanding General, 1st Armored Division and the Commanding General, Brigade Modernization Command. The authority to dispose of cases involving allegations of misconduct against Soldiers in the grade of E-7 is withheld to the undersigned.
3. Offense Specific Policies. Notwithstanding the grade specific withholdings above, the allegations listed below are withheld as follows.
 - a. To Battalion Commanders: (1) Alcohol related misconduct — this withholding includes the discretion to allow subordinate commanders to dispose of the matter; (2) First incidents of domestic abuse; (3) Illegal drug use or possession by Soldiers in the grade of E-4 and below — this withholding does not include the drug specific withholdings discussed below.
 - b. To the Brigade Commander — these withholdings include the discretion to allow subordinate commanders to dispose of the matter: (1) Firearms related misconduct, to include failure to register a firearm; (2) Second incidents of domestic abuse; (3) Use or possession of the following substances, regardless of rank — cocaine, any opiate (e.g. Heroin), any amphetamine (e.g. MDA, MDMA); (4) Drug related misconduct by Soldiers in the grade of E5 to E6.
4. The POC for this policy is the Brigade Judge Advocate at (915) 744-7322.

THOMAS DORAME
COL, AR
Commanding

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