



THE ASSISTANT SECRETARY OF DEFENSE
4000 DEFENSE PENTAGON
WASHINGTON, D.C. 20301-4000

4/24/2020

**MANPOWER & RESERVE
AFFAIRS**

MEMORANDUM FOR SECRETARIES OF THE MILITARY DEPARTMENTS
CHAIRMAN OF THE JOINT CHIEFS OF STAFF
CHIEF OF THE NATIONAL GUARD BUREAU
GENERAL COUNSEL OF THE DEPARTMENT OF DEFENSE
ASSISTANT SECRETARY OF DEFENSE FOR LEGISLATIVE
AFFAIRS
ASSISTANT SECRETARY OF DEFENSE FOR HEALTH AFFAIRS
ASSISTANT SECRETARY OF DEFENSE FOR HOMELAND
DEFENSE AND GLOBAL SECURITY
ASSISTANT SECRETARY OF DEFENSE FOR MANPOWER AND
RESERVE AFFAIRS
ASSISTANT SECRETARY OF DEFENSE FOR READINESS
ASSISTANT TO THE SECRETARY OF DEFENSE FOR PUBLIC
AFFAIRS

SUBJECT: Implementation Guidance for Presidential Memorandum on Providing Federal Support for Governor's Use of the National Guard to Respond to COVID-19, dated April 20, 2020

- References:
- (a) Title 32, United States Code
 - (b) Secretary of Defense Memorandum, "Use of the National Guard to Provide Essential Assistance to States Combating COVID-19," March 27, 2020
 - (c) Under Secretary of Defense for Personnel and Readiness Memorandum, "Implementation Guidance for Presidential Memorandum, "Providing Federal Support for Governor's Use of the National Guard to Respond to COVID-19, Dated April 7, 2020," April 13, 2020 (hereby cancelled)
 - (d) Acting Assistant Secretary of Defense for Manpower and Reserve Affairs Memorandum, "Implementation Guidance for Presidential Memorandum on Providing Federal Support for Governor's Use of the National Guard to Respond to COVID-19, dated April 14, 2020," April 15, 2020 (hereby cancelled)
 - (e) Presidential Memorandum, "Providing Federal Support for Governor's Use of the National Guard to Respond to COVID-19," April 20, 2020
 - (f) DoDD 3025.18, "Defense Support of Civil Authorities (DSCA) Change 2," March 19, 2018
 - (g) DoDI 3025.22, "The Use of the National Guard for Defense Support of Civil Authorities Change 1," May 15, 2017
 - (h) Acting Assistant Secretary of Defense for Manpower and Reserve Affairs Memorandum, "Military Personnel Guidance for Department of Defense Components in Responding to Coronavirus Disease 2019," March 23, 2020
 - (i) Under Secretary of Defense for Personnel and Readiness Memorandum, "Force Health Protection Guidance (Supplement 8) – Department of Defense Guidance for Personnel Traveling During the Novel Coronavirus Outbreak," April 13, 2020

The Secretary of Defense's three continuing COVID-19 response priorities are: 1) Protecting our people; 2) Maintaining mission readiness; and 3) Supporting the whole-of-

government effort. To support those priorities, this memorandum provides guidance to the Chief of the National Guard Bureau regarding orders for duty under 32 U.S.C. § 502(f), authorized by DoD in response to Federal Emergency Management Agency (FEMA) mission assignments (MAs) for implementing the President's direction in reference (e).

The Assistant Secretary of Defense for Homeland Defense and Global Security (ASD(HD&GS)), as delegated by the Secretary of Defense in reference (b), approves MAs and amendments to MAs issued by FEMA in accordance with reference (e). Approval of a MA by the ASD(HD&GS) initiates the Secretary of Defense's authorization for use of National Guard personnel to fulfill the MA in a duty status pursuant to 32 U.S.C. § 502(f). The following direction applies in the execution of approved FEMA MAs:

1. In accordance with reference (e), the President directed FEMA to fund 100 percent of emergency assistance activities associated with preventing, mitigating, and responding to the threat to public health and safety posed by COVID-19 that specified States undertake using their National Guard forces, as authorized by the Stafford Act.
2. If the ASD(HD&GS) has approved a FEMA MA or an amendment to a FEMA MA authorizing duty under reference (e), the Army and Air National Guard may issue orders of duty of any length or extend current orders, not to exceed the ASD(HD&GS) approved FEMA MA end date for responding National Guard members.
3. The Army and Air National Guard will ensure all orders terminate on or before May 31, 2020, unless extended by a future Presidential Memorandum and amended FEMA MA.

The Chief of the National Guard Bureau, in coordination with the Secretaries of the Army and the Air Force, will issue guidance to the States and territories to support mission requirements while minimizing risks to the National Guard members. Commanders should balance mission requirements and members' circumstances in the issuance of orders. This guidance will be administered in a manner that is consistent with this memorandum, reference (h), reference (i) and all other published force health protection memorandums.

Asymptomatic and symptomatic National Guard members with potential exposure to COVID-19 by coming in close contact¹ with a person who has a laboratory confirmed, clinically diagnosed, or presumptive case of COVID-19 will require a 14-day isolation period that must be completed prior to the end of the FEMA MA.

Commanders will ensure all use of accrued leave and any required isolation or quarantine period are completed not later than the end date of the applicable FEMA MA, unless extended by a future Presidential Memorandum and amended FEMA MA.

National Guard members serving on continuous Federally funded duty orders of more than 30 days (including Title 32 orders for more than 30 days) are entitled to comprehensive TRICARE coverage for themselves and their eligible family members, effective the initial date

¹ CDC defines "Close contact" as a person spending more than 10 minutes within 6 feet of a COVID-19 infected or presumptively infected individual without appropriate protective measures, or being in direct contact with secretions (e.g., being coughed on) from a person with COVID-19.

of duty. The Reserve Components/Military Departments will promptly transmit the proper transactions in Enclosures 8 and 9 of DoD Manual 7730.54, Volume 1, necessary to update the Defense Enrollment Eligibility Reporting System, the official system of record for TRICARE eligibility and enrollment.

Benefits for duty performed under 32 U.S.C. § 502(f) will be administered in accordance with applicable law and policy. Nothing in this memorandum will affect the execution of assigned responsibilities in law or affect responsibilities in DoD issuances that are consistent with this memorandum.

My point of contact for this guidance is Judd Lyons, Deputy Assistant Secretary of Defense Reserve Integration, at (703) 693-2423.

Virginia S. Penrod
Acting