

Department of Defense INSTRUCTION

NUMBER 1100.23 September 26, 2012

DA&M

SUBJECT: Detail of Personnel to OSD

References: See Enclosure 1

1. <u>PURPOSE</u>. This Instruction:

- a. Reissues Administrative Instruction (AI) 53 (Reference (a)) as a DoD Instruction (DoDI), in accordance with the authority in DoD Directive (DoDD) 5105.53 (Reference (b)), to establish policy, assign responsibilities, and prescribe procedures for the assignment of detailed personnel to OSD.
 - b. Implements Secretary of Defense Memorandum (Reference (c)).

2. APPLICABILITY. This Instruction:

a. Applies to:

- (1) OSD, the Military Departments, the Office of the Chairman of the Joint Chiefs of Staff and the Joint Staff, the Combatant Commands, the Office of the Inspector General of the Department of Defense, the Defense Agencies, the DoD Field Activities, and all other organizational entities within the DoD.
 - (2) Civilian and military personnel temporarily detailed to OSD. This includes:
- (a) Personnel working in OSD who are National Guard and Reserve (NGR) Service members and who are not assigned or attached to Individual Mobilization Augmentee or authorized OSD military manpower billets.
 - (b) Intergovernmental Personnel Act (IPA) personnel detailed to OSD.
 - (c) Joint Intelligence Community Duty Assignment (JDA) program personnel.
 - (d) Developmental trainees.

- (e) Liaison personnel.
- b. Does not apply to:
 - (1) The detail or assignment of:
- (a) OSD employees to other Federal agencies, which is governed by DoDI 1000.17 (Reference (d)).
- (b) OSD employees to organizations outside the Federal Government under the IPA Program, pursuant to sections 3371-3376 of title 5, United States Code and part 334 of title 5, Code of Federal Regulations (References (e) and (f)).
- (c) OSD personnel outside DoD under the JDA program, in accordance with DoDI 1400.36 (Reference (g)).
- (2) Intermittent and part-time representation by personnel from DoD Components on Federal Advisory Committees, pursuant to DoDI 5105.04 (Reference (h)), ad hoc committees, task forces, or working groups led or organized by OSD personnel.
- (3) NGR Service members who are assigned or attached to OSD, against authorized, OSD military manpower billets or on annual training assignments of 15 days or fewer.
 - (4) Temporary assignments to OSD from:
- (a) The Pathways Programs, in accordance with Part 362 of title 5, Code of Federal Regulations (Reference (i)).
 - (b) Other similar special programs.
 - (5) Matrixed or temporarily assigned personnel from one OSD Component to another.
 - (6) Experts and consultants, as governed by AI 2 (Reference (j)).
 - (7) Employees of contractors.
- (8) Foreign exchange personnel assigned through appropriately coordinated memorandums of agreement (MOAs) or memorandums of understanding.
- (9) For the purposes of this Instruction, the limits on details to OSD are not applicable to the Office of the Inspector General of the Department of Defense.
- 3. DEFINITIONS. See Glossary.

4. <u>POLICY</u>. It is DoD policy that:

- a. The OSD Components will accomplish assigned functions and mission objectives within their authorized manpower resources.
- b. All personnel detailed to the OSD staff will be documented, in accordance with the procedures outlined in this Instruction. Augmentation of the OSD staff by any means (to include the use in an OSD Component of personnel assigned to a subordinate Defense Agency or DoD Field Activity), without the express approval of the Secretary, Deputy Secretary of Defense, or the Director of Administration and Management (DA&M), is prohibited.
- c. Details to OSD will be authorized only in exceptional circumstances, such as emergencies, temporary requirements, and workload surges, or as a short-term measure when the required knowledge and skills are not otherwise available from within the organization, are not readily accessible through contract with the private sector, or when the temporary functions to be performed are inherently governmental in nature.
- d. No more than 2 percent of an OSD Component's full time or part time details (determined as a percentage of the total number of military and civilian billets authorized for each Principal Staff Assistant) may exceed a 365-day assignment. JDAs, IPA detailees, liaisons, and developmental trainees or other personnel excluded by paragraph 2.b. will not count against this 2-percent limit.

e. Details will not be used to:

- (1) Except for IPA detailees, JDAs, and liaisons, carry out continuing office functions, enduring workload, or other activities that are not temporary, short term, or emergency.
- (2) Bypass or undermine OSD personnel ceilings or major headquarters activities statutory provisions and policies, as established in section 143 of title 10, United States Code and DoDI 5100.73 (References (k) and (l)); or to permanently augment authorized staff.
- f. The authority for an approved detail will expire upon its not-to-exceed date or the departure of the incumbent, whichever occurs first, and will not be reused or refilled without new authority from the DA&M. Details may be approved for a temporary period, but not to exceed 365 days.
- g. Requests for extension of a detail beyond 365 days will only be approved, by exception, under unusual and compelling circumstances.
- h. To promote transparency and accountability of all details into OSD, each approved detail will be reflected in the OSD Manpower Database, maintained by the Directorate for Organizational and Management Planning (O&MP), Office of the DA&M.
- i. Military personnel detailed to OSD will be kept to the absolute minimum necessary to address temporary, short term, or emergency workload, and will only be assigned to address

workload that is military essential, in accordance with DoDD 1100.4 and DoDI 1100.22 (References (m) and (n)).

- j. Prospective detailed personnel will not report to OSD until required documentation is submitted to, and approved by, the DA&M. Active duty military personnel will not be on orders assigning them to OSD and reservists will not be "on status" to satisfy a detail request from OSD.
- k. Approved military detailees are required to in-and out-process through the Military Personnel Office, Washington Headquarters Services (WHS). Detailees will be required to bring a copy of their approved detail memorandum, orders assigning them to their parent organization, and their emergency contact information.
- 1. All personnel support for military details, to include leave processing, will be provided by the Service member's "parent" organization to which they are permanently assigned.
- m. In accordance with Reference (c), the use of long-term detailed personnel (i.e., greater than 365 days) within OSD will be limited to no more than 2 percent of the total manpower assigned to each OSD Component.
- 5. RESPONSIBILITIES. See Enclosure 2.
- 6. PROCEDURES. See Enclosure 3.
- 7. <u>RELEASABILITY</u>. UNLIMITED. This Instruction is approved for public release and is available on the Internet from the DoD Issuances Website at http://www.dtic.mil/whs/directives.
- 8. EFFECTIVE DATE. This Instruction:
 - a. Is effective September 26, 2012.
- b. Must be reissued, cancelled, or certified current within 5 years of its publication, in accordance with DoDI 5025.01 (Reference (o)). If not, it will expire effective September 26, 2022 and be removed from the DoD Issuances Website.

Michael L. Rhodes

Director of Administration and Management

Enclosures

- References
 Responsibilities
 Procedures

Glossary

ENCLOSURE 1

REFERENCES

- (a) Administrative Instruction 53, "Workforce Management," June 26, 2000 (hereby cancelled)
- (b) DoD Directive 5105.53, "Director of Administration and Management (DA&M)," February 26, 2008
- (c) Secretary of Defense Memorandum, "Track Four Efficiency Initiatives Decisions," March 14, 2011
- (d) DoD Instruction 1000.17, "Detail of DoD Personnel to Duty Outside the Department of Defense," April 16, 2008
- (e) Sections 3371-3376 of title 5, United States Code
- (f) Part 334 of title 5, Code of Federal Regulations
- (g) DoD Instruction 1400.36, "DoD Implementation of the Joint Intelligence Community Duty Assignment (JDA) Program," June 2, 2008
- (h) DoD Instruction 5105.04, "Department of Defense Federal Advisory Committee Management Program," August 6, 2007
- (i) Part 362 of title 5, Code of Federal Regulations
- (j) Administrative Instruction 2, "Employment of Experts and Consultants," February 22, 2012
- (k) Sections 131 and 143 of title 10, United States Code
- (l) DoD Instruction 5100.73, "Major DoD Headquarters Activities," December 1, 2007
- (m) DoD Directive 1100.4, "Guidance for Manpower Management," February 12, 2005
- (n) DoD Instruction 1100.22, "Policy and Procedures for Determining Workforce Mix," April 12, 2010
- (o) DoD Instruction 5025.01, "DoD Directives Program," October 28, 2007

ENCLOSURE 2

RESPONSIBILITIES

1. DA&M. The DA&M will:

- a. Analyze and evaluate requests for details to OSD, approve or disapprove such requests, and establish the not-to-exceed date for approved details.
- b. Approve exceptional requests to extend a detail beyond 365 days, when justified by unusual and compelling circumstances, for up to an additional 365 days maximum.
- c. Maintain in the OSD Manpower Database current data on approved details to the OSD Components.
- d. Oversee annual accountability and certification statements of detail assignment record keeping from the OSD Components.
- e. Issue an annual validation of the maximum 2 percent long-term detailed personnel allowance.
- 2. <u>DIRECTOR, WHS</u>. The Director, WHS, through the WHS Human Resources Directorate, will provide approved IPA agreements processing and associated security processing.
- 3. HEADS OF THE OSD COMPONENTS. The Heads of the OSD Components will:
- a. Determine the need for a temporary detail, and submit appropriate documentation to the DA&M.
- b. Confirm that the required manpower, knowledge, and skills are not already available within the existing workforce or that contract support cannot be used to satisfy the requirement.
- c. Require that personnel detailed to their respective Components have appropriate security clearances.
- d. Identify the funding source, in coordination with the WHS Financial Management Directorate, for approved reimbursable details.
- e. Submit a request for extension of a detail, by exception and only when justified by unusual and compelling circumstances, to the DA&M, in writing, at least 30 days prior to the original detail not-to-exceed date.

- f. Require that detailed personnel do not report until approval is obtained; that they remain permanently assigned to their parent organization's rolls for the duration of the detail; and that they are either returned to their parent organization, released from duty, or placed on a permanent manpower authorization by their not-to-exceed date.
- g. Certify to the DA&M, annually, that all personnel detailed to their respective Components are properly documented.

ENCLOSURE 3

PROCEDURES

- 1. Detailed personnel will remain on their parent organization's personnel rolls, but will be identified in the OSD Manpower Database by a five-digit code, beginning with the prefix "D" and followed by four numbers.
- 2. Requests for approval of liaisons and personnel in JDA assignments must include a copy of an MOA (see Figure 1 in Appendix) signed by both the OSD Component Head and the head of the organization that the employee represents or is permanently assigned. Liaison details and personnel in JDAs may be extended for periods greater than that of other details.
- 3. Approved IPA detailees on the OSD staff will be recorded as details to the appropriate OSD Component.
- 4. The OSD Components will:
- a. Send requests for approval of details (see Figure 2 in Appendix) to the DA&M, ATTN: Director, O&MP. Such requests will be signed by the Head of the OSD Component, the Principal Deputy, or equivalent, and provide detailed justification for the detail in the request, to include:
- (1) A description of the nature of the temporary, short-term, or emergency workload; the source of the workload; and how long the workload is expected to continue.
- (2) If requesting a military detail, a statement, with supporting rationale, that the requirement is military essential, in accordance with the guidance in Reference (n).
- (3) Certification that the work to be performed cannot be accomplished within available resources; that required knowledge and skills are inherently governmental; or when not inherently governmental, that they are not readily accessible through contract with the private sector.
- b. Notify the DA&M if an approved detail departs temporary assignment to OSD, prior to the not-to-exceed date.
 - c. Submit requests for IPA detailees to the DA&M using the IPA agreement.

APPENDIX TO ENCLOSURE 3

SAMPLE LIAISON MOA AND REQUEST FOR DETAIL

Figure 1. Liaison MOA Example

MEMORANDUM OF AGREEMENT (MOA) BETWEEN THE (Liaison's Parent Organization) AND THE (OSD Component)

- 1. PURPOSE: To codify the agreement between the (Parent Organization Head) and the (OSD Component Head) regarding the establishment of a liaison to the OSD staff for the purposes of closer coordination and cooperation on matters of mutual interest pertaining to (functional activity xxxx).
- 2. OBJECTIVES: (Describe objectives)

7. LIMITATIONS: (if applicable)

- 3. ORGANIZATION AND COMMAND RELATIONSHIPS:
- a. The Liaison Officer will be the representative of the (Parent Organization Head) to the (OSD Component Head) and report to (OSD Component Point of Contact) for assignment to duty.
- b. The Liaison Officer, with duty at (location), will remain administratively assigned to the (Parent Organization). (Describe other reporting relationships, as required.)
 - c. (Describe how the annual personnel evaluation will be accomplished.)
- 4. RESPONSIBILITIES: (Describe the specific responsibilities/duties of the liaison officer. Include a statement regarding the length of the liaison agreement.)
- 5. ADMINISTRATION: (Describe support requirements, space, and other administrative issues requiring agreement.)
- 6. EFFECTIVE DATE: This MOA becomes effective upon the signature of the authorized officials of the representative Parties. It will remain in effect until terminated by either Party.

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8. APPROVAL:				
Signature Block Date:	_			Signature Block Date:

Figure 2. Request for Detail Example

Subject: Request for Temporary Detail (indicate if the proposed detail is also a liaison or JDA, and if so, attach the signed MOA)

Request approval to detail the individual identified below in accordance with DoDI 1100.ii.

Full Name: (self explanatory—see note below)

Grade/Rank: (self explanatory)

Parent Organization: (the organization to which the individual remains permanently assigned)

Office where individual will be detailed: (self explanatory)

Proposed Start Date: (self explanatory)

Proposed Not-to-Exceed Date: (not to exceed 365 days from the proposed start date, unless the proposed detail is a liaison or JDA, and is clearly identified as such in the subject line above and accompanied with an MOA.)

Organizational Code: (The code, as established in the OSD Manpower Database, that represents the organizational element where the detailed personnel will be temporarily working)

Reimbursable or Non-reimbursable Detail: (state which)

Employee will remain on parent organization's rolls: (confirmation)

Justification for Detail: (Discuss the temporary, short term, or emergency workload the detailed individual is required to address, including the source or driver of the workload and how long it is projected to last. Certify that the work to be performed is not a continuing, permanent workload, existing resources are not available to address the work, and state why the workload is not appropriate for contract support. If the requested detail is military, include a statement that the workload is military essential and provide rationale.)

Signature Block

(signed by OSD Component Head, Principal Deputy, or equivalent)

Note: **Do not** provide any personal information in the request for detail beyond the name and grade/rank. **Do not** append resumes or other personal information to the request. The only document that may be appended is the liaison or JDA MOA, if applicable.

GLOSSARY

PART I. ABBREVIATIONS AND ACRONYMS

AI Administrative Instruction

DA&M Director of Administration and Management

DoDD DoD Directive
DoDI DoD Instruction

IPA Intergovernmental Personnel Act

JDA Joint Intelligence Community Duty Assignment

MOA memorandum of agreement

NGR National Guard and Reserve

O&MP Organizational and Management Planning

WHS Washington Headquarters Services

PART II. DEFINITIONS

These terms and their definitions are for the purpose of this Instruction.

<u>authorized manpower</u>. The funded, permanently authorized civilian and military billets assigned to an OSD Component, as documented in the OSD Manpower Database.

<u>consultant</u>. A person who can provide valuable and pertinent advice generally drawn from a high degree of broad administrative, professional, or technical knowledge or experience. When an agency requires public advisory participation, a consultant also may be a person who is affected by a particular program and can provide useful views from personal experience.

<u>expert</u>. A person who is specially qualified by education and experience to perform difficult and challenging tasks in a particular field, beyond the usual range of achievement of competent persons in that field. An expert is regarded by other persons in the field as an authority or practitioner of unusual competence and skill in a professional, scientific, technical, or other activity.

<u>detail</u>. Attachment of an individual to OSD for a limited period of time, not to exceed 365 days, with the individual remaining on his or her parent organization's personnel rolls.

<u>IPA detail</u>. An individual detailed to an OSD Component while remaining an employee of a qualifying organization through the IPA Mobility Program, pursuant to References (e) and (f), that provides for the temporary assignment of personnel between the Federal Government and State and local governments, colleges and universities, Indian tribal governments, Federally Funded Research and Development Centers, and other eligible organizations. Does not include an individual participating in the IPA Mobility Program that is appointed as a temporary Federal employee of an OSD Component, pursuant to the Section 3374(a)(1) of Reference (e).

<u>JDA detail</u>. An individual detailed to an OSD Component, through the JDA Program, which provides substantive professional, technical, or leadership experience in more than one Intelligence Community element, department, or organization.

<u>liaison</u>. An individual detailed to an OSD Component to act as a go-between to promote effective communication on behalf of his or her parent organization with the OSD Component to further the accomplishment of a common purpose.

<u>matrixed personnel</u>. Individuals who are embedded in one OSD Component with an operational reporting superior, but have a functional reporting superior in their parent OSD Component.

<u>nonreimbursable detail</u>. A detail for which the gaining OSD Component does not reimburse the detailed individual's parent organization for services provided by the detailed individual.

<u>OSD</u>. The principal staff and staff elements used by the Secretary and Deputy Secretary of Defense to exercise authority, direction, and control over the DoD, as defined in section 131 of Reference (k).

<u>OSD Component</u>. One of the offices that compose OSD, and whose principal reports directly to the Secretary or Deputy Secretary of Defense.

OSD Manpower Database. The authoritative database, managed by O&MP, that documents funded and authorized civilian, active duty military, and reservist manpower; and approved details to OSD.

<u>reimbursable detail</u>. A detail for which the gaining OSD Component reimburses the detailed individual's parent organization for services provided by the detailed individual.

13 GLOSSARY