

(3) *Involuntary order to active duty.* The Secretary of a Military Department may order any retired Regular member, retired Reserve member who has completed at least 20 years of active Military Service, or a member of the Fleet Reserve or Fleet Marine Corps Reserve to active duty without the member's consent at any time to perform duties deemed necessary in the interests of national defense in accordance with 10 U.S.C. 688. This includes the authority to order a retired member who is subject to the Uniform Code of Military Justice (UCMJ) to active duty to facilitate the exercise of court-martial jurisdiction under 10 U.S.C. 802(a). A retired member may not be involuntarily ordered to active duty solely for obtaining court-martial jurisdiction over the member.

APPENDIX A TO PART 64—LETTER FORMAT TO COGNIZANT SERVICE PERSONNEL CENTER REQUESTING EMPLOYEE BE SCREENED FROM RETIREE-RECALL PROGRAM

*From:* (employer-Agency or company)  
*To:* (appropriate Military Service personnel center)  
*Subject:* Request for Employee to Be Removed from Retiree-Recall Program

This is to certify that the employee identified below is essential to the nation's defense efforts in (his or her) civilian job and cannot be mobilized with the Military Services in an emergency for the following reasons:

Therefore, I request that (he or she) be exempted from recall to active duty in a mobilization or national emergency and that you advise me accordingly when that action has been completed.

*The employee is:*  
 Name of employee (last, first, M.I.)  
 Military grade and Military Service component  
 Social security number  
 Current home address (street, city, State, and ZIP code)  
 Title of employee's civilian position  
 Grade or salary level of civilian position  
 Date (YYMMDD) hired or assigned to position

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 Signature and Title of Agency  
 Company Official

APPENDIX B TO PART 64—LIST OF RESERVE PERSONNEL CENTERS TO WHICH RETIREE-RECALL SCREENING DETERMINATION SHALL BE FORWARDED

*Army*

Commander  
 U.S. Army Reserve Personnel Center  
 ATTN: DARP-PAR-M  
 9700 Page Boulevard  
 St. Louis, MO 63132-5200

*Navy*

Commanding Officer  
 Naval Reserve Personnel Center  
 ATTN: NRPC Code 10  
 New Orleans, LA 70149

*Marine Corps*

Commandant (Code RES)  
 Headquarters, U.S. Marine Corps  
 Washington, DC 20380

*Air Force*

Air Reserve Personnel Center  
 7300 East First Avenue  
 Denver, CO 80280

*Coast Guard*

Commandant (G-RSM-1)  
 U.S. Coast Guard  
 2100 Second St. SW.  
 Washington, DC 20593

PART 65—ACCESSION OF CHAPLAINS FOR THE MILITARY SERVICES

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APPENDIX TO PART 65—ECCLESIASTICAL ENDORSING AGENT CERTIFICATION

AUTHORITY: 10 U.S.C. 532, 591, and EO 9397, 3 CFR, 1943-1948 Comp., p. 283.

SOURCE: 53 FR 48898, Dec. 5, 1988, unless otherwise noted.

**§65.1 Purpose.**

This part: (a) Revises 32 CFR part 65 to update policy, procedures, and responsibilities.

(b) Establishes the educational and ecclesiastical requirements for appointment of military chaplains.

(c) Establishes criteria and procedures under which faith groups may become ecclesiastical endorsing agents.

#### § 65.2 Applicability.

This part applies to the Office of the Secretary of Defense (OSD), the Military Departments (including their National Guard and Reserve components), and the Joint Staff (hereafter referred to collectively as "DOD Components"). The term "Military Services," as used herein, refers to the Army, Navy, Air Force, and Marine Corps.

#### § 65.3 Policy.

It is DOD policy that professionally qualified chaplains shall be appointed to provide for the free exercise of religion for all members of the Military Services, their dependents, and other authorized persons. Persons appointed to the chaplaincy shall be able to perform a ministry for their own specific faith groups, and provide for ministries appropriate to the rights and needs of persons of other faith groups. Persons appointed to the chaplaincy shall be capable of providing professional staff support to the Military Department concerned.

#### § 65.4 Responsibilities.

(a) The *Assistant Secretary of Defense (Force Management and Personnel)* (ASD(FM&P)) may issue additions implementing guidance consistent with DOD 5025.1-M, as appropriate.

(b) The *Secretaries of the Military Departments* shall follow the policy and procedures in this part to ensure that persons appointed to the chaplaincy shall meet the minimum professional and educational qualifications prescribed herein and any additional requirements established by law and regulation for appointment as an officer and a chaplain.

#### § 65.5 Procedures.

(a) *Ecclesiastical Certification of Clergy*

(1) To be considered for appointment and to serve as a chaplain, clergy shall be certified by a DOD-recognized ecclesiastical endorsing agent. The ecclesiastical certification shall attest that the applicant:

(i) Is a fully qualified member of the clergy of a religious faith group represented by the certifying Agency.

(ii) Is qualified to provide directly or indirectly for the free exercise of religion by all members of the Military Services, their dependents, and other authorized persons.

(2) The required ecclesiastical certification shall be made on DD Form 2088, "Ecclesiastical Endorsing Agent Certification." If the applicant has completed a number of years of active professional experience after the completion of educational requirements for the chaplaincy, the certifying agent shall so state on DD Form 2088.

(3) Chaplains who fail to maintain their ecclesiastical certification shall be processed in accordance with DOD Directive 1332.31.<sup>1</sup>

(b) *Criteria for Ecclesiastical Endorsing Agencies.* (1) Religious faith groups that seek to become ecclesiastical endorsing agents for the purpose of certifying the professional qualifications of clergy for appointment as chaplains in the Military Services shall obtain DOD recognition through the action of the Armed Forces Chaplains Board (AFCB). To be considered for DOD recognition, each religious faith group shall:

(i) Be organized exclusively or substantially to provide religious services to a lay constituency.

(ii) Be able to exercise ecclesiastical authority to grant or withdraw ecclesiastical certification.

(iii) Be able to provide continuing validation of ecclesiastical certification.

(iv) Be able to certify clergy who are qualified to provide directly or indirectly for the free exercise of religion by all members of the Military Services, their dependents, and other authorized persons.

(v) Abide by the applicable DOD regulations and policies.

(2) Through the action of the AFCB, the Department of Defense may revoke its recognition of an ecclesiastical endorsing agent that fails to continue to meet the criteria of paragraphs (b)(1)(i) through (v) of this section. The

<sup>1</sup>Copies may be obtained if needed, from the U.S. Naval Publication and Forms Center, 5801 Tabor Avenue, Attn: Code 301, Philadelphia, PA 19120.