



DEPARTMENT OF THE ARMY
OFFICE OF THE CHIEF OF ARMY RESERVE
2400 ARMY PENTAGON
WASHINGTON, DC 20310-2400

DAAR-HR (135-155)

21 July 2021

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Delegation of Authority #21-10: Army Directive 2020-19 Approval Authority

1. Reference. Army Directive 2020-19, Authority for Reserve Component Officers to Opt Out of Promotion Selection Board Consideration, 17 December 2020.
2. In accordance with the above reference, I delegate authority to approve/disapprove United States Army Reserve (USAR) officers' requests to opt out of promotion selection board consideration as follows:
 - a. The Deputy Chief of Army Reserve for USAR Troop Program Unit (TPU) and Active Guard Reserve (AGR) officers serving within the Office of Chief of Army Reserve (OCAR) or organizations outside command and control of the United States Army Reserve Command (USARC).
 - b. The USARC Deputy Commanding General for USAR TPU and AGR officers assigned to USARC or USARC Major Subordinate Commands (MSCs) not authorized a general officer commander.
 - c. General Officer MSC Commanders for TPU and AGR Soldiers under their command and control.
3. Further delegation is not authorized and all actions will be signed by the authorities indicated above. I retain the authority to cancel or withdraw these permissions at any time.
4. For additional information, contact LTC Hilda N. Figueroa, OCAR G-1, Life Cycle Integration Branch, at (703) 806-7457 or hilda.n.figueroa.mil@mail.mil.

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JODY J. DANIELS
Lieutenant General, U.S. Army
Chief of Army Reserve/Commanding
General, U.S. Army Reserve Command

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SUBJECT: Delegation of Authority #21-10: Army Directive 2020-19 Approval Authority

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DAAR-JA

16 April 2021

MEMORANDUM FOR G-1, Office of the Chief Army Reserve

SUBJECT: Legal Review – Delegation of Authority #21-XX: Army Directive 2020-19 (Authority for Reserve Component Officers to Opt Out of Promotion Selection Board Consideration)

1. BLUF. I have no legal objection to the Chief, Army Reserve signing the proposed delegation of authority memo. IAW Army Directive 2020-19, the CAR may delegate authority to approve/disapprove U.S. Army Reserve (USAR) officers' requests to opt-out of promotion selection board consideration. This authority may not be further delegated and all actions will be personally signed by the authority indicated in the memo.

2. ATTORNEY WORK PRODUCT: This legal review is attorney work product, subject to the attorney-client privilege, and exempt from release under the Freedom of Information Act as referenced in Army Regulation (AR) 25-55.¹

3. POC. Please contact the undersigned with any questions at brian.k.hill2.mil@mail.mil or (703) 806-7781.

BRIAN K. HILL
LTC, JA
Senior Legal Advisor

¹ AR 25-55, The Department of the Army Freedom of Information Act Program, 1 November 1997.

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SECRETARY OF THE ARMY
WASHINGTON

17 DEC 2020

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Army Directive 2020-19 (Authority for Reserve Component Officers To Opt Out of Promotion Selection Board Consideration)

1. References. See enclosure.
2. Purpose. This directive establishes a policy to allow U.S. Army Reserve component officers serving in an active status to request to opt out of consideration by a promotion selection board under certain conditions.
3. Applicability. The provisions of this directive apply to the Regular Army, Army National Guard (ARNG)/Army National Guard of the United States, and U.S. Army Reserve.
4. Policy. Pursuant to Title 10, U.S. Code, section 14301, officers in the grades of first lieutenant, captain, and major may request to opt out of promotion selection board consideration for the next higher grade. It is in the best interest of the Army to increase flexibility in officer career development by allowing time to pursue broadening experiences, education, and certifications.
 - a. Terms for Opting Out of Promotion. Officers may request to opt out of promotion consideration under these principal categories established by statutory authority:
 - (1) to accept or complete a broadening assignment
 - (2) to accept or complete an assignment of significant value to the Army (Significant assignments will be recommended annually by each component. The Commanding General (CG), U.S. Army Human Resources Command (HRC) will review before final vetting and approval by the Assistant Secretary of the Army for Manpower and Reserve Affairs.)
 - (3) to complete an ongoing advanced civilian education program
 - (4) to complete a career progression requirement that is delayed by any of the conditions outlined in paragraphs 4a(1)–4a(3) of this directive
 - b. Officers approved by the HRC Reserve Component Reappointment Panel within the 18 months preceding the convening date of the applicable Reserve Component Promotion Selection Board will be eligible for deferral consideration to allow time for

SUBJECT: Army Directive 2020-19 (Authority for Reserve Component Officers To Opt Out of Promotion Selection Board Consideration)

completion of their first officer evaluation report following reappointment in the current grade.

c. Officers previously considered, but not selected, for promotion for the next grade in or above the zone of consideration are not eligible to request to opt out of subsequent considerations.

d. Officers who are flagged pursuant to Army Regulation 600–8–2 are not eligible to opt out of promotion consideration.

e. An officer may make up to two requests to opt out at each grade (first lieutenant, captain, and major), and each request will cover only the next selection consideration. Additional requests to opt out of consideration at the same grade will be managed by exception by the Assistant Secretary of the Army for Manpower and Reserve Affairs.

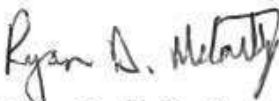
f. Approval authority is the Chief, National Guard Bureau (CNGB) for ARNG Soldiers; Chief of Army Reserve (CAR) for Troop Program Unit and Active Guard Reserve Soldiers; and CG, HRC for Individual Mobilization Augmentee and Individual Ready Reserve Soldiers. Approval authority may be delegated to a level no lower than an O-7 or first-tier member of the Senior Executive Service at the discretion of the components/CG, HRC. The CNGB; CAR; and CG, HRC will publish administrative routing procedures for their Soldiers.

g. Approved requests to opt out of promotion consideration will become part of the performance portion of the officer's official file and will contain the approved justification for the delayed consideration.

h. HRC will publish military personnel messages announcing consideration elements for each applicable promotion selection board.

5. Proponent. The Assistant Secretary of the Army for Manpower and Reserve Affairs is the proponent for this policy, responsible for ensuring that the Deputy Chief of Staff, G-1 incorporates the provisions of this directive into Army Regulation 135–155 within 2 years of the date of this directive.

6. Duration. This directive is rescinded on publication of the revised regulation.


Ryan D. McCarthy

Encl

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SUBJECT: Army Directive 2020-19 (Authority for Reserve Component Officers To Opt Out of Promotion Selection Board Consideration)

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REFERENCES

- a. Title 10, U.S. Code, section 14301 (10 U.S.C. 14301) (Eligibility for consideration for promotion: general rules)
- b. 10 U.S.C. 14308 (Promotions: how made)
- c. Department of Defense Instruction 1320.14 (Commissioned Officer Promotion Program Procedures), 11 December 2013, incorporating Change 2, effective 13 March 2019
- d. Headquarters, Department of the Army Policy Notice 600–4 (Policies and Procedures for Reserve Component Officer Selection Boards), 9 April 2019
- e. Army Regulation 135–155 (Promotion of Commissioned Officers and Warrant Officers Other Than General Officers), 13 July 2004
- f. Army Regulation 600–8–2 (Suspension of Favorable Personnel Actions (Flag)), 11 May 2016
- g. Department of the Army Pamphlet 600–3 (Officer Professional Development and Career Management), 3 April 2019
- h. Department of the Army Pamphlet 600–4 (Army Medical Department Officer Professional Development and Career Management), 30 March 2020

Enclosure

(UNCLASSIFIED)

INFORMATION PAPER

DAAR-HR

6 Apr 20

SUBJECT: Authority for Reserve Component Officers to Opt-Out of Promotion Selection Consideration

1. Purpose: To provide an update on Reserve Component (RC) officers' ability to defer promotion consideration.

2. Facts:

a. The FY 2019 National Defense Authorization Act (NDAA) allows an officer to request exclusion from consideration by a promotion selection board if:

- The basis is to allow the officer to complete a broadening assignment, advanced education, assignment of significant value, or a career progression requirement delayed by the assignment or education;
- The SA determines the exclusion from consideration is in the best interest of the Army;
- The officer has not previously failed promotion selection to the next higher grade.

b. Army Directive 2020-19:

- Delegates approval authority to the Chief of Army Reserve for Troop Program Unit and Active Guard Reserve Soldiers; and CG, HRC for Individual Mobilization Augmentee and Individual Ready Reserve Soldiers;
- Allows for approval authority delegation no lower than O-7 or first tier member of the Senior Executive Service;
- Officers are ineligible if flagged pursuant to AR 600-8-2;
- Limits an officer to two requests per grade unless approved by ASA (M&RA).

c. OCAR G-1, USARC G-1, HQDA G-1, ARNG, and HRC are collaborating in order to develop procedures for implementation on FY22 promotion boards.

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SUBJECT: Authority for Reserve Component Officers to Opt-Out of Promotion Selection Consideration

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APPROVED BY: COL Daniel McTigue

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(UNCLASSIFIED)