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AR 600-107
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COPY 2 CHANGE
No. 2

HEADQUARTERS
DEPARTMENT OF THE ARMY
WASHINGTON, DC, 28 March 1972

PERSONNEL—GENERAL

MEDICAL RESTRICTION/SUSPENSION FROM FLIGHT
DUTY, NONMEDICAL SUSPENSIONS, FLYING
EVALUATION BOARDS, AND FLIGHT STATUS RE-
VIEW SYSTEM

Effective 1 May 1972

This change provides for a complete revision to chapter 4, Flying Evaluation Boards. It also provides for approval authority for intermediate suspensions, medical and nonmedical, to be vested in commanders below general officer grade.

AR 600-107, 12 September 1969, is changed as follows:

- 1. Paragraphs which have been changed are indicated by a star.
- 2. Remove old pages and insert revised pages as indicated below:

<i>Remove pages</i>	<i>Insert pages</i>
3-1 and 3-2-----	3-1 and 3-2
4-1 and 4-2-----	4-1 and 4-2

- 3. File this change sheet in front of the publication for reference purposes.

The proponent agency of this regulation is the Office of Personnel Operations. Users are invited to send comments and suggested improvements on DA Form 2028 (Recommended Changes to Publications) direct to HQDA(DAPO-OPD-AA) TEMPO ABC, WASH DC 20315.

By Order of the Secretary of the Army:

W. C. WESTMORELAND,
*General, United States Army,
Chief of Staff.*

Official:
VERNE L. BOWERS,
*Major General, United States Army,
The Adjutant General.*

Distribution:
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CHANGE }
No. 1 }

HEADQUARTERS
DEPARTMENT OF THE ARMY
WASHINGTON, DC, 25 June 1970

PERSONNEL—GENERAL

**MEDICAL RESTRICTION/SUSPENSION FROM FLIGHT
DUTY, NONMEDICAL SUSPENSIONS, FLYING EVALU-
ATION BOARDS, AND FLIGHT STATUS REVIEW
SYSTEM**

Effective 15 August 1970

This change provides for the authority for approval of intermediate suspensions and the convening of flight evaluation boards to rest with the headquarters commanded by a general officer. It also provides a central collection point for all approved nonmedical suspensions where aircraft accident and aircraft incident information is currently being recorded.

AR 600-107, 12 September 1969, is changed as follows:

1. Changed material is indicated by a star.
2. Remove old pages and insert revised pages as indicated.

<i>Remove pages—</i>	<i>Insert pages—</i>
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4-1 and 4-2	4-1 and 4-2
5-1	5-1

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ARMY REGULATION
No. 600-107

HEADQUARTERS
DEPARTMENT OF THE ARMY
WASHINGTON, DC, 12 September 1969

PERSONNEL—GENERAL

**MEDICAL RESTRICTION/SUSPENSION FROM FLIGHT DUTY, NONMEDICAL
SUSPENSIONS, FLYING EVALUATION BOARDS, AND FLIGHT STATUS
REVIEW SYSTEM**

Effective 1 November 1969

This is a complete revision of AR 600-107 and changes are made throughout. Local supplementation of this regulation is prohibited except upon approval of the Chief of Personnel Operations, ATTN: OPXAA.

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*This regulation supersedes AR 600-107, 30 July 1968.

CHAPTER 1

GENERAL

1-1. Purpose. This regulation prescribes procedures governing medical restriction from flight duty, suspensions, flying evaluation boards, and the flight status review system for Army aviators.

1-2. Explanation of terms. For purposes of this regulation, the following terms apply:

- a. Army aviation.* See AR 310-25.
- b. Army aviator.* See AR 95-1.
- c. Aviation officer.* See AR 95-1.
- d. Student aviator.* An individual undergoing a Department of the Army approved course of flight instruction leading to the award of the aeronautical designation of Army aviator.
- e. Flight Status Review Board.* An administrative board of officers appointed by the Deputy Chief of Staff for Personnel in connection with the flight status review system.
- f. Flight Status Review System.* Review of flight and personnel records of Army aviators to determine their professional qualifications for continuation on flying status.
- g. Flying Evaluation Boards.* A board of officers appointed to evaluate the professional qualifications of Army aviators for continuation on flying duty when flying deficiencies or other disqualifying conditions are indicated; or to make recommendations for the award of aeronautical designation of Army aviator to officers and warrant officers.
- h. Flying status.* See Part 2, Chapter 1, DODPM and AR 600-106.
- i. Medical restriction from flight duty.* An administrative procedure exercised by a commander upon recommendation of an appropriate medical officer which restricts personnel on flying status from performance of flight duty during periods of physical incapacity of 1 day to approximately 6 months' duration.
- j. Permanent removal from the Army Aviation Program.* A condition which may be imposed on aviators indefinitely suspended from flying status

which denies consideration for return to flying status. This action normally is associated with suspension resulting from the personal request of the individual aviator for release from flying status or upon approved recommendation of a flying evaluation board. This action will be announced in suspension orders.

k. Suspensions.

(1) *Temporary suspension.* The temporary removal of an Army aviator from flying status for 30 days or less for reasons other than medical incapacity.

(2) *Intermediate suspension.* Suspension of an Army aviator from flying status for more than 30 days but less than 6 months.

(3) *Indefinite suspension.* Suspension of an Army aviator from flying status for a period which is expected to exceed 6 months.

l. Termination of suspension. A means of ending or removing a suspension from flying status. Part 2, Chapter 1, DODPM will be used to determine whether an aviator whose suspension is terminated is entitled to incentive pay for the period of suspension.

m. Termination of medical restriction. A means of ending a medical restriction. The medical restriction may be terminated by placing an aviator on a suspension or by returning the aviator to flying duty. Part 2, Chapter 1, DODPM, will be used to determine whether an aviator is entitled to incentive pay for the period of medical restriction.

n. Limited flying status. A variation of flying status which can be authorized only by Department of the Army and which allows an otherwise medically disqualified aviator to perform flying duties subject to specified limitations. An example of this is the case of an aviator restricted to flying with a qualified copilot.

o. Flight surgeon. Refers to medical officers possessing the aeronautical designation of either "aviation medical officer" or "flight surgeon."

CHAPTER 2

MEDICAL RESTRICTION/SUSPENSION

2-1. General. Flight surgeons normally will advise commanders when an aviator or an individual on flight status is not medically qualified to engage in aerial flight; submit written recommendations to commanders concerning medical restriction or suspension (intermediate or indefinite, as appropriate); and make a determination of the medical condition of aviators who remain incapacitated for flight duty beyond expiration of the medical restriction period. In the absence of a locally available aviation medical officer/flight surgeon, any medical officer or civilian employee physician may recommend medical restriction from flight duty, subject to review by the medical facility commander.

2-2. Medical restriction. a. Procedures. An appropriate medical authority may recommend medical restriction from flight duty; however, the actual restriction is imposed by the aviator's unit commander. Correspondence (see fig. 2-1 for format) initiated by the medical authority and the resultant indorsement by the commanding officer of the aviator concerned will be filed in the individual Flight Record File of the aviator as a permanent record.

b. Period of restriction. The restriction will begin on the date imposed by the local commander. An aviator who has been restricted from flight duty because of injury, illness, or other physical incapacity will remain in a medical restriction status during the period of such incapacity, not to exceed a period of 6 calendar months. If the incapacitated aviator is restored to flight duty prior to the termination of the 6-month period, no suspension will ensue. For purposes of determining the end of a maximum 6-month period of medical restrictions, the following procedure will be used:

(1) If the aviator has met flight requirements for the month in which he becomes incapacitated, the 6-month period will be counted from the first day of the following month.

(2) If he has not met such flight requirements, the 6-month period before suspension will be counted from the first day of the month in which he becomes incapacitated.

c. Automatic medical restriction because of patient status. An Army aviator who is admitted to a hospital or placed in a sick-in-quarters status will be considered automatically medically restricted from flight duty commencing on the date of admission, and must be medically cleared by a flight surgeon prior to return to flying status. In all cases where an aviator is admitted to a hospital or placed in a sick-in-quarters status, the commander of the medical facility will insure that notification of the automatic medical restriction from flight duty is forwarded to the aviator's unit commander. If the aviator continues in a medical patient status beyond the maximum time limit of the medical restriction, he must be recommended for the appropriate suspension from flying status as specified in paragraph 2-3c.

2-3. Medical suspension. a. Procedures. An appropriate medical authority may recommend suspension from flight duty. Correspondence initiated by commanding officer of the medical facility will be indorsed by the aviator's unit commander through channels to the appropriate major commander outlined in paragraph 3-1b and c. All actions pertaining to suspensions will be recorded in written orders.

b. Beginning date of suspension.

(1) A suspension because of persisting medical incapacity will not be made prior to the expiration of the period stipulated in paragraph 2-2b. Suspensions will be effective the first day of the month following the medical restriction period. Requests for intermediate or indefinite suspension evolving from medical incapacity beyond the period of medical restriction from flight duty stipulated in paragraph 2-2b will indicate whether or not the aviator met the flight requirements for entitlement to incentive pay during the month that he became incapacitated.

(2) As an exception, in cases where the cause of incapacitation makes it obvious that the aviator is a permanent loss to the aviation program, an appropriate medical authority may recommend indefinite suspension from flight duty at the earliest appropriate date. In such cases, the aviator's

commanding officer will request indefinite suspension to become effective at the earliest date commensurate with the aviator's loss of entitlement to flight pay. In addition to the statement required by (1) above, the last month in which the aviator qualified for flight pay will be cited in the recommendation for suspension.

c. Mandatory suspensions because of patient status. When an aviator is in a medical patient status, i.e., sick in hospital, on sick leave, or assigned or attached to a medical holding unit, he will be suspended from flying status on the first day following the 6-month period stipulated in paragraph 2-2b. Requests for suspension will be forwarded by the commander of the medical facility concerned to the commanding officer of the aviator concerned (or to the commanding officer with records maintenance responsibility for aviators assigned to a detachment of patients), with recommendations as to the appropriate suspension. All cases which result in an aviator being recommended for indefinite suspension from flying status will be forwarded to the Chief of Personnel Operations, ATTN: OPX-AA, Department of the Army, or to the Chief, National Guard Bureau, for National Guard personnel. All requests will include the last month in which the aviator qualified for flying pay.

2-4. Termination of medical restriction/suspension. An appropriate flight surgeon may recommend termination of a medical restriction or suspension, using the same procedures outlined in paragraphs 2-2a and 2-3a.

a. Restriction. The medical restriction may be terminated by the aviator's unit commander upon recommendation of the appropriate flight surgeon.

b. Intermediate suspension. An intermediate suspension may be terminated by the major commander outlined in paragraph 3-1b upon recommendation of the appropriate flight surgeon.

c. Indefinite suspension. An indefinite suspension may be terminated by Headquarters, Department of the Army upon recommendation of the appropriate flight surgeon and The Surgeon General, Department of the Army, subsequent to his review of the case.

2-5. Excuse from meeting incentive pay and proficiency requirements when physical incapacity results from an aviation accident. An Army aviator who is injured or otherwise incapacitated as a result of an aviation accident or as a result of performing flight duty is deemed to have met the incentive pay and proficiency requirements for flight duty for a period of three consecutive months. This 3-month period will be determined as follows:

a. If the aviator has met incentive pay flight requirements for the month in which he becomes incapacitated, the 3-month period will begin on the first day of the following month.

b. If the aviator has not met incentive pay flight requirements for the month in which he becomes incapacitated, the 3-month period will begin on the first day of the month of incapacitation.

2-6. Duty while medically restricted/suspended. During the period of medical restriction/suspension, an aviator will not be assigned to duties requiring frequent and regular flight. In no case will an aviator operate an Army aircraft during a period of medical restriction/suspension.

TO: Commanding Officer

Under the provisions of chapter 2, AR 600-107, recommend:

- Medical restriction from flight duty
- _____ Suspension from Flight Status
(Intermediate or indefinite)
- Termination of medical restriction/suspension from flight duty

FOR: _____
Name

Grade Branch SSAN

Organization

EFFECTIVE: _____
Date

DIAGNOSIS:

AMO/FS

Grade Branch

COPY:

1. Commanding Officer
2. Individual Health Record
3. Individual

Figure 2-1. Recommended format for medical restriction/suspension or termination.

CHAPTER 3

NONMEDICAL SUSPENSION

3-1. Authority for suspension of flying status.

All actions pertaining to suspension will be recorded in written orders. Suspensions will not be ordered as disciplinary measures under any circumstances. Disciplinary actions required for violation of flying regulations will be accomplished under the Uniform Code of Military Justice. Intermediate and indefinite suspensions may be recommended by all commanders when, in their opinion, an aviator is unfit for flying duty. These suspensions require approval of and will be ordered by higher commanders as indicated in *b* and *c* below.

a. Temporary suspension. All commanders are authorized to impose temporary suspensions. Temporary suspensions may be terminated by all commanders imposing such suspensions without reference to higher authority.

★*b. Intermediate suspension.* Recommendations for intermediate suspension and reasons therefor will be submitted through channels for approval. Commanding officers of the Active Army in command of posts, camps, forts, stations, brigades, regiments, detached battalions or corresponding units of the Army and the Chief, National Guard Bureau, are delegated the authority and responsibility to take final action on intermediate suspensions and to terminate such suspensions of Army aviators under their jurisdiction.

★*c. Indefinite suspension.*

(1) Indefinite suspension of flying status for all active duty Army aviators and for USAR aviators, not on active duty, can only be imposed by Headquarters, Department of the Army. ARNG aviators not on active duty may be indefinitely suspended by Chief, National Guard Bureau.

(2) Recommendations for nonmedical indefinite suspension will be submitted through channels for consideration. Commanders with intermediate suspension authority may take final action on cases in which they deem restoration of flying status justified. See paragraph 4-6 for exceptions.

3-2. Suspension procedure. *a. Conditions for suspension.* An Army aviator will be suspended from flying status when any one of the following conditions exist:

★(1) *Lack of proficiency.* Evidence indicates lack of proficiency in performance of flying duties, failure to perform minimum semiannual and annual flying proficiency requirements, failure to pass the annual written examination, or failure to maintain a current instrument qualification unless exempt or waived under the provisions of AR 95-1 or AR 95-63.

(2) *Lack of incentive for flying (combat or otherwise).* Refusal to fly a specific category of aircraft or certain models; refusal to fly certain missions, combat or otherwise; or any other similar nonmedical self-imposed deficiency which would limit an aviator's worldwide assignment potential.

(3) *Undesirable habits or traits of character.* Evidence exists that the Army aviator is emotionally unstable or has inherent characteristics of personality which may preclude his continued performance of useful aviation duty. This paragraph is applicable to the nonmedically prescribed usage of hallucinogenic or narcotic drugs.

(4) *Flagrant violation of flying regulations.* An Army aviator who commits an act constituting a flagrant violation of flying regulations may be considered to have demonstrated a lack of flying judgment or proficiency to a degree to render him unfit or unqualified for performance of flying duty.

★(5) *Personal request by an Army aviator for indefinite suspension.* An Army aviator may be indefinitely suspended from flying when he makes such a request in writing.

(6) *Academic or flying deficiencies of student aviators.* Student aviators undergoing flight instruction or instrument training leading to the award of the aeronautical designation of Army aviator who fail to satisfactorily complete such training for academic or flying deficiencies will be suspended from flying status. Student aviators who fail or resign from primary flight training

courses will appear before faculty boards. In the case of an ARNG student aviator, recommendation of the training facility regarding continued suspension or restoration of flying status will be forwarded to HQDA (NGB-ZA) WASH DC 20310, for final review and disposition.

(7) *Administrative causes.* This condition of suspension is imposed for circumstances not included above.

★*b. Notification of suspension.*

(1) An Army aviator who has been suspended will be so informed in writing by his commanding officer. Written acknowledgment of such suspension will be made immediately by the suspended Army aviator. Recommendations for intermediate or indefinite suspension, together with all pertinent information, will be forwarded to the appropriate authority designated in paragraph 3-1. The commander imposing a suspension will forward a complete copy of approved suspension actions to the US Army Agency for Aviation Safety, Fort Rucker, AL 36860. The unit commander will also provide the appropriate disbursing office with a copy of suspension orders.

(2) An aviator whose suspension has been terminated will be informed in writing by his com-

manding officer. The unit commander will provide the aviator under suspension and the appropriate disbursing office a copy of the terminating order to include those received from higher authority.

c. Duty while suspended. During the period of suspension, an Army aviator will not be assigned to duties requiring frequent and regular flight. Under no conditions may an aviator under suspension operate an Army aircraft until final restoration to flight duty has been authorized by headquarters delegated the authority to impose and/or terminate such a suspension.

★*d. Action in case of reassignment.* When the unit commander receives reassignment orders or reassignment instructions for an Army aviator being considered for suspension or awaiting final decision on a suspension, he will notify the career branch of the aviator concerned within 10 days. If an aviator is reassigned while under a suspension from flying status, the losing unit commander will include in the individual's flight records folder, for the information of the gaining commander, a resumé of the case including a copy of the suspension orders.

e. Orders format. See TC 461, appendix A, AR 310-10.

★CHAPTER 4

FLYING EVALUATION BOARDS

4-1. General. *a.* Flying Evaluation Boards are convened as quasi-judicial bodies of officers:

(1) to evaluate the professional qualifications of suspended Army aviators and make appropriate recommendations concerning their future utilization in Army aviation, or

(2) to evaluate the professional qualifications of Reserve component officers not on active duty who have been previously awarded a US military aeronautical rating as pilot or naval aviator and make recommendations concerning the award of the aeronautical designation of Army aviators.

b. Aviators referred to the board as respondents will be placed on an intermediate suspension from flying duty in accordance with chapter 3, pending final disposition of the board proceedings.

4-2. Appointing authority. Flying Evaluation Boards are authorized to be appointed by:

a. Commanding Generals of the Active Army.

b. Chief, National Guard Bureau; the adjutant generals of the States and Commonwealth of Puerto Rico; and the Commanding General, District of Columbia National Guard.

c. Commanding officers of the Active Army in command of posts, camps, forts, or stations.

d. Commanding officers of the Active Army in command of brigades, regiments, detached battalions or corresponding units of the Army.

4-3. When convened. Flying Evaluation Boards will be convened when required by the commanders listed in paragraph 4-2 or when directed by Headquarters, Department of the Army, to determine the flying qualifications of Army aviators suspended from flying status, except in cases of suspension for reason of physical incapacity. Flying Evaluation Board action is mandatory under the following circumstances:

a. For each Army aviator who requests or who is recommended for indefinite suspension from flying status.

b. For each Army aviator who has been indefinitely suspended from flying status and who is recommended for restoration to flying status.

c. For an Army aviator when the record of his aviation experience indicates that his flying ability or safety is subject to question.

d. When the school commandant determines that the flying ability or flying safety of an Army aviator who fails or submits a resignation from an advanced course of flight instruction warrants consideration for suspension. When no grounds exist for questioning flying status, the case will be referred to a faculty board for recommendation for retention or elimination from the course of instruction.

e. When required by paragraph 4*a*(5), AR 600-106 prior to award of aeronautical designation of Army aviator.

4-4. Composition. The composition of a Flying Evaluation Board will be in accordance with the provisions of paragraph 3*a* and 3*c*, AR 15-6 with the additional qualification that:

a. Each board will consist of an uneven number of voting officer members (minimum: three).

b. One voting member of each board must be an Army aviator on flying status.

c. One voting member must be a nonaviator.

d. One nonvoting advisory member will be an Army Flight Surgeon, if reasonably available.

e. National Guard boards must include an officer from the US Army Advisory Group to the Army National Guard of a state to satisfy *b* or *c* above.

4-5. Proceedings. *a. Conduct of proceedings.* Flying Evaluation Boards will be conducted as prescribed by AR 15-6, with appropriate modification.

b. Findings. The findings in any Flying Evaluation Board will be in accordance with the provisions of section III, AR 15-6.

c. Recommendations. Recommendations will be submitted in accordance with the provisions of section IV, AR 15-6 but are restricted to the following:

(1) Orders suspending respondent from flying will be revoked and respondent be restored to flying status. (Additional recommendations, consistent with this recommendation, may be made

when deemed appropriate to improve aviation operations or the flying ability of the respondent.) or

(2) Respondent be indefinitely suspended from flying status, or

(3) Respondent be indefinitely suspended from flying status and permanently removed from the Army aviation program, or

(4) Respondent be indefinitely suspended from flying status, permanently removed from the Army aviation program and no longer authorized to wear the Army Aviation Badge. (This recommendation may be made only when those factors specified in para 94c, AR 672-5-1 are in evidence.)

d. Preparation and disposition of report of proceedings.

(1) Reports will be prepared in duplicate and in accordance with the provisions of paragraph 24, AR 15-6.

(2) The original copy will be forwarded to the convening authority for review. This copy will be retained, for not less than one year, by the reviewing authority taking final action. When final actions result in indefinite suspension, the original will be filed permanently in the respondent's official military personnel file (OMPF). The duplicate copy, after deletion of classified portions, will be furnished by the board to the respondent or his counsel for review prior to action by the convening authority. This copy will be returned to the respondent by the reviewing authority taking final action. It is not intended that each headquarters in the reviewing chain retain a copy of the report of proceedings.

4-6. Approving authority. When indefinite suspension is deemed appropriate by the convening authority or a higher reviewing authority, the report of proceedings will be forwarded for review by the next higher reviewing authority. The convening authority or any higher reviewing authority may take final action on the board proceedings when that action results in restoration of flying status. When all reviews result in recom-

mendations for indefinite suspension, the board proceedings will be forwarded to HQDA (DAPO-OPD-AA) TEMPO ABC WASH DC 20315 for final action. (*Exception:* final approving authority rests with Department of the Army or Chief, National Guard Bureau, as appropriate, on all Flying Evaluation Boards convened under the provisions of paragraph 4-3b or when the respondent is a member of a Reserve component, not on active duty.)

4-7. Appeal. Based on additional information or extenuating circumstances constituting cogent reasons, an Army aviator may request Headquarters, Department of the Army or Chief, National Guard Bureau, for ARNG aviators, to reconsider its decision resulting from the final review of a Flying Evaluation Board's findings and recommendations. No further consideration will be made in any case once an appeal has been adjudicated by Headquarters, Department of the Army or Chief, National Guard Bureau, as appropriate.

4-8. Time phasing. Flying Evaluation Boards should be processed in accordance with the schedule shown below. Reports that are delayed beyond these limits must be accompanied by written explanation citing the reason for late submission.

a. The President of the board must complete and forward the report of proceedings to the convening authority within 30 days from convening date of board.

b. The respondent or his counsel has 10 days from receipt of report of proceedings in which to conduct his review and submit a brief to the convening authority.

c. Commanders must take final action on the case or forward the report of proceedings to the next higher reviewing authority within 15 days from receipt.

d. The respondent or his counsel has 60 days following notification of final action in which to file an appeal.

CHAPTER 5

FLIGHT STATUS REVIEW SYSTEM

5-1. Purpose. The Department of the Army Flight Status Review System establishes procedures for the review of flight and personnel records of Army aviators to determine their professional qualifications for continuation on flying status.

5-2. Responsibility for review. *a.* Any commander having aviators under his command will—

(1) Provide for semiannual review of individual flight record files for accomplishment of flight requirements.

(2) Establish procedures as necessary to accomplish suspension action as outlined in paragraph 3-2*a.*

★(3) Take appropriate action under chapter 4.
★*b.* Rescinded.

★*c.* The Chief of Personnel Operations, Department of the Army will review the personnel records of all active duty Army aviators in conjunction with those reviews required by Section 3781, Title 10, United States Code, AR 135-215, and AR 635-100 and take appropriate action as necessary.

d. Chief, National Guard Bureau, is responsible for action contained in *c* above for ARNG aviators not on active duty.

e. Responsibility for action contained in *c* above for Army Reserve aviators not on active duty is assigned to—

(1) Commanding Officer, U.S. Army Administration Center, St. Louis, Mo., for aviators who are not unit members.

(2) Major Army oversea commanders, commanders of major Army commands, CONUS Armies, and the Military District of Washington, U.S. Army, for aviators who are unit members.

5-3. Flight Status Review Board. *a.* This administrative board will be appointed by the Deputy Chief of Staff for Personnel when forced attrition is necessary to balance authorized strengths. As a minimum, the board will be composed of one general officer; four aviators senior in grade to aviators whose records are to be reviewed; one nonvoting flight surgeon; and one nonvoting officer as recorder. Appointment and composition of Flight Status Review Boards for Army Reserve aviators not on active duty will be directed by Chief, Army Reserve.

b. The board will review the flying and personnel records of aviators referred to it. Selection of aviators to be suspended from flying status will be based on criteria furnished by the Deputy Chief of Staff for Personnel.

c. The board will submit findings and recommendations to the Deputy Chief of Staff for Personnel.

d. Officers considered will not appear before the board. Officers selected for suspension from flying status will be notified accordingly by Headquarters, Department of the Army. Notification of suspension actions concerning ARNG aviators not on active duty will be made by Chief, National Guard Bureau. Suspensions will be effective 90 days from the date that notification is forwarded from Headquarters, Department of the Army.

e. The board action will be filed in the aviator's permanent TAG or ARNG personnel records.

f. Appeals of the nature described in paragraph 4-7 are applicable to Flight Status Review actions. Appeals should reach Department of the Army not later than 45 days prior to effective date of impending suspension.

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Pages

The proponent agency of this regulation is the Office of Personnel Operations. Users are invited to send comments and suggested improvements on DA Form 2028 (Recommended Changes to Publications) to Chief of Personnel Operations, ATTN: OPXAA, Department of the Army, Washington, DC 20315.

By Order of the Secretary of the Army:

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Chief of Staff.*

Official:

KENNETH G. WICKHAM,
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CHAPTER 3

NONMEDICAL SUSPENSION

3-1. Authority for suspension of flying status.

All actions pertaining to suspension will be recorded in written orders. Suspensions will not be ordered as disciplinary measures under any circumstances. Disciplinary actions required for violation of flying regulations will be accomplished under the Uniform Code of Military Justice. Intermediate and indefinite suspensions may be recommended by all commanders when, in their opinion, an aviator is unfit for flying duty. These suspensions require approval of and will be ordered by higher commanders as indicated in *b* and *c* below.

a. Temporary suspension. All commanders are authorized to impose temporary suspensions. Temporary suspensions can be terminated by all commanders imposing such suspensions without reference to higher authority.

★*b. Intermediate suspension.* Recommendation for suspension and reasons therefor will be submitted through channels for approval. General officers of the Active Army in command of units, installations and activities, and the Chief, National Guard Bureau, are delegated the authority and responsibility to take final action on intermediate suspensions and to terminate such suspensions of Army aviators under their jurisdiction except when the suspensions are imposed for the purpose of conducting Flying Evaluation Board proceedings. In such cases, final action on the intermediate suspension will be taken upon completion of the Flying Evaluation Board review conducted by Headquarters, Department of the Army, or Chief, National Guard Bureau for ARNG aviators.

c. Indefinite suspension. Recommendations for suspension will be submitted through channels to Chief of Personnel Operations, ATTN: OPXAA, Department of the Army, for review and final action for aviators on active duty, and for USAR aviators not on active duty. Recommendations for suspension will be submitted to Chief, National Guard Bureau, for final action concerning ARNG aviators not on active duty.

3-2. Suspension procedures. *a. Conditions for suspension.* An Army aviator will be suspended from flying status when any one of the following conditions exists:

(1) *Lack of proficiency.* Evidence indicates lack of proficiency in performance of flying duties, failure to perform minimum semiannual and annual flying proficiency requirements, failure to pass the annual written examination, or failure to maintain a current instrument qualification unless exempt under the provisions of AR 95-63.

(2) *Lack of incentive for flying (combat or otherwise).* Refusal to fly a specific category of aircraft or certain models; refusal to fly certain missions, combat or otherwise; or any other similar nonmedical self-imposed deficiency which would limit an aviator's worldwide assignment potential.

(3) *Undesirable habits or traits of character.* Evidence exists that the Army aviator is emotionally unstable or has inherent characteristics of personality which may preclude his continued performance of useful aviation duty. This paragraph is applicable to the nonmedically prescribed usage of hallucinogenic or narcotic drugs.

(4) *Flagrant violation of flying regulations.* An Army aviator who commits an act constituting a flagrant violation of flying regulations may be considered to have demonstrated a lack of flying judgment or proficiency to a degree to render him unfit or unqualified for performance of flying duty.

(5) *Personal request by an Army aviator for suspension.* An Army aviator may, at the discretion of the Department of the Army, be suspended from flying when he makes such a request in writing.

(6) *Academic or flying deficiencies of student aviators.* Student aviators undergoing flight instruction or instrument training leading to the award of the aeronautical designation of Army aviator who fail to satisfactorily complete such training for academic or flying deficiencies will be suspended from flying status. Student aviators who fail or resign from primary flight training courses

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will appear before faculty boards. In the case of an ARNG student aviator, recommendation of training facility regarding continued suspension or restoration of flying status will be forwarded to Chief, National Guard Bureau, Department of the Army, Washington, DC 20310, for final review and disposition.

(7) *Administrative causes.* This condition of suspension is imposed for circumstances not included above.

★*b. Notification of suspension.*

(1) An Army aviator who has been suspended will be so informed in writing by his commanding officer. Written acknowledgment of such suspension will be made immediately by the suspended Army aviator. Recommendations for intermediate or indefinite suspension, together with all pertinent information, will be forwarded to the appropriate authority designated in paragraph 2-1. The commander imposing a suspension will forward a complete copy of approved suspension actions to the U.S. Army Board for Aviation Accident Research, Fort Rucker, AL 36360, for inclusion in the individual flight records jacket. The unit commander will also provide the appropriate disbursing office with a copy of suspension orders.

(2) An aviator whose suspension has been terminated will be informed in writing by his commanding officer. The unit commander will provide the aviator under suspension and the appropriate disbursing officer a copy of the terminating order to include those received from higher authority on a previously forwarded intermediate or indefinite suspension order.

c. Duty while suspended. During the period of suspension, an Army aviator will not be assigned to duties requiring frequent and regular flight. Under no conditions may an aviator under suspension operate an Army aircraft until final restoration to flight duty has been authorized by a headquarters delegated the authority to impose and/or terminate such a suspension.

d. Action in case of reassignment. If an Army aviator is reassigned while under a suspension from flying status, the losing unit commander will include in the individual's official personnel records, for the information of the new commanding officer, a résumé of the case including a copy of the suspension orders.

e. Orders format. See AR 310-10.

CHAPTER 4

FLYING EVALUATION BOARDS

4-1. Purpose. This section prescribes the appointment composition and circumstances applicable to flying evaluation boards. They are appointed as a quasi-judicial body of officers for the purpose described in paragraph 1-2g.

★**4-2. Appointment authority.** General officers of the Active Army in command of units, installations, and activities and the Chief, National Guard Bureau are authorized to appoint Flying Evaluation Boards.

4-3. When convened. Flying Evaluation Boards will be convened when required by the commanders listed in paragraph 4-2 or when directed by Headquarters, Department of the Army, to determine the flying qualifications of Army aviators suspended from flying status, except in cases of suspension for reason of physical incapacity. National Guard evaluation boards may be convened by the adjutants general of the States, Commonwealth of Puerto Rico, and the Commanding General, District of Columbia National Guard. Flying Evaluation Board action is mandatory under the following circumstances:

a. For each Army aviator who requests or who is recommended for indefinite suspension from flying status. The mandatory requirement may be waived by Headquarters, Department of the Army or Chief, National Guard Bureau, as appropriate, for aviators requesting indefinite suspension when such action is in the best interests of the Army, will be without prejudice to the individual, and does not result in revocation of authority to wear the aviator badge for conditions outlined in paragraph 94c, AR 672-5-1.

★*b.* For each Army aviator who has been indefinitely suspended from flying status and who is recommended for restoration to flying status.

★*c.* For an Army aviator when the record of his aviation experience indicates that his flying ability or safety is subject to question. Such Board action may be directed by Headquarters, Department of the Army or Chief, National Guard Bureau, as appropriate, or requested by the unit or higher commander when suspensions under con-

ditions listed in paragraph 3-2a(1), (4) and (7), aircraft incidents and aircraft accidents, individually or collectively, indicate the flying ability or safety of the aviator concerned is subject to question.

d. When the school commandant determines that the flying ability or flying safety of an Army aviator who fails or submits a resignation from an advanced course of flight instruction warrants consideration for suspension. When no grounds exist for questioning flying status, the case will be referred to a faculty board for recommendation for retention or elimination from the course of instruction.

e. When required by paragraph 4a(5), AR 600-106 prior to award of aeronautical designation of Army aviator.

★**4-4. Composition.** A Flying Evaluation Board will consist of not less than three Army officers: one will be a nonaviator of the command, one will be an Army aviator currently on flying status, and one will be an aviation medical officer/flight surgeon. The requirement for an aviation medical officer/flight surgeon may be waived when the issue is nonmedical. If desired, additional members above the minimum of three officers may be appointed. In any case where an Army aviator not on active duty is involved, at least one board member will be an Army aviator of the same component and duty status as the aviator in question, and one board member will be an Army aviator on active duty. National Guard boards must include an officer from the U.S. Army Advisor Group to the Army National Guard of a State as a member. This officer will be the Army Aviation Advisor if one is assigned.

4-5. Proceedings. *a. Conduct of proceedings.* Flying Evaluation Boards will be conducted as prescribed by AR 15-8, with appropriate modification.

b. Report of proceedings. Reports will be prepared and submitted as prescribed by AR 15-8. Flying Evaluation Board proceedings will include recommendations regarding future utilization of

officers for aviation duty or permanent removal from the Army Aviation Program. An additional recommendation will be made concerning authority to wear the Army aviator badge when any of the factors specified in paragraph 94c, AR 672-5-1 are evident in the case.

4-6. Final review. *a.* Report of proceedings of Flying Evaluation Board will be forwarded to the convening authority not later than 30 days from the convening date of the board. Headquarters, Department of the Army will take final action on board proceedings pertaining to aviators on active duty and USAR aviators not on active duty. Convening authorities must forward sufficient copies to insure that Headquarters, Department of the Army

receives two copies of the Flying Evaluation Board action.

b. The board action will be filed in the aviator's permanent TAG or ARNG personnel records.

4-7. Appeal. Based on additional information or extenuating circumstances constituting cogent reasons, an Army aviator may request Headquarters, Department of the Army or Chief, National Guard Bureau for ARNG aviators, to reconsider its decision resulting from the final review of a Flying Evaluation Board's findings and recommendations. No further consideration will be made in any case once an appeal has been adjudicated by Headquarters, Department of the Army or Chief, National Guard Bureau, as appropriate.

CHAPTER 3

NONMEDICAL SUSPENSION

3-1. Authority for suspension of flying status.

All actions pertaining to suspension will be recorded in written orders. Suspensions will not be ordered as disciplinary measures under any circumstances. Disciplinary actions required for violation of flying regulations will be accomplished under the Uniform Code of Military Justice. Intermediate and indefinite suspensions may be recommended by all commanders when, in their opinion, an aviator is unfit for flying duty. These suspensions require approval of and will be ordered by higher commanders as indicated in *b* and *c* below.

a. Temporary suspension. All commanders are authorized to impose temporary suspensions. Temporary suspensions can be terminated by all commanders imposing such suspensions without reference to higher authority.

b. Intermediate suspension. Recommendation for suspension and reasons therefor will be submitted through channels for approval. Commanders in chief of major Army oversea commands; commanding generals of major Army commands; commanding generals of CONUS Armies and the Military District of Washington, U.S. Army; Commanding Generals of the U.S. Army Aviation Center and Fort Stewart, Ga.; Commanding Officer, U.S. Army Primary Helicopter Center; and Chief, National Guard Bureau, are delegated the authority and responsibility to take final action on intermediate suspensions and to terminate such suspensions of Army aviators under their jurisdiction except when the suspensions are imposed for the purpose of conducting Flying Evaluation Board proceedings. In such cases, final action on the intermediate suspension will be taken upon completion of the Flying Evaluation Board review conducted by Headquarters, Department of the Army, or Chief, National Guard Bureau for ARNG aviators. Commanders in chief of major Army oversea commands may further delegate intermediate suspension authority and responsibility to commanding generals of armies, logistic commands, airmobile divisions, and aviation brigades under their jurisdiction.

c. Indefinite suspension. Recommendations for suspension will be submitted through channels to Chief of Personnel Operations, ATTN: OPXAA, Department of the Army, for review and final action for aviators on active duty, and for USAR aviators not on active duty. Recommendations for suspension will be submitted to Chief, National Guard Bureau, for final action concerning ARNG aviators not on active duty.

3-2. Suspension procedures. *a. Conditions for suspension.* An Army aviator will be suspended from flying status when any one of the following conditions exists:

(1) *Lack of proficiency.* Evidence indicates lack of proficiency in performance of flying duties, failure to perform minimum semiannual and annual flying proficiency requirements, failure to pass the annual written examination, or failure to maintain a current instrument qualification unless exempt under the provisions of AR 95-63.

(2) *Lack of incentive for flying (combat or otherwise).* Refusal to fly a specific category of aircraft or certain models; refusal to fly certain missions, combat or otherwise; or any other similar nonmedical self-imposed deficiency which would limit an aviator's worldwide assignment potential.

(3) *Undesirable habits or traits of character.* Evidence exists that the Army aviator is emotionally unstable or has inherent characteristics of personality which may preclude his continued performance of useful aviation duty. This paragraph is applicable to the nonmedically prescribed usage of hallucinogenic or narcotic drugs.

(4) *Flagrant violation of flying regulations.* An Army aviator who commits an act constituting a flagrant violation of flying regulations may be considered to have demonstrated a lack of flying judgment or proficiency to a degree to render him unfit or unqualified for performance of flying duty.

(5) *Personal request by an Army aviator for suspension.* An Army aviator may, at the discretion of the Department of the Army, be suspended from flying when he makes such a request in writing.

(6) *Academic or flying deficiencies of student aviators.* Student aviators undergoing flight instruction or instrument training leading to the award of the aeronautical designation of Army aviator who fail to satisfactorily complete such training for academic or flying deficiencies will be suspended from flying status. Student aviators who fail or resign from primary flight training courses will appear before faculty boards. In the case of an ARNG student aviator, recommendation of the training facility regarding continued suspension or restoration of flying status will be forwarded to Chief, National Guard Bureau, Department of the Army, Washington, DC 20310, for final review and disposition.

(7) *Administrative causes.* This condition of suspension is imposed for circumstances not included above.

b. Notification of suspension

(1) An Army aviator who has been suspended will be so informed in writing by his commanding officer. Written acknowledgement of such suspension will be made immediately by the suspended Army aviator. Recommendations for intermediate or indefinite suspension, together with all pertinent information, will be forwarded to the appropriate authority designated in paragraph 2-1. The

unit commander will also provide the appropriate disbursing office with a copy of suspension orders.

(2) An aviator whose suspension has been terminated will be informed in writing by his commanding officer. The unit commander will provide the aviator under suspension and the appropriate disbursing officer a copy of the terminating order to include those received from higher authority on a previously forwarded intermediate or indefinite suspension order.

c. Duty while suspended. During the period of suspension, an Army aviator will not be assigned to duties requiring frequent and regular flight. Under no conditions may an aviator under suspension operate an Army aircraft until final restoration to flight duty has been authorized by a headquarters delegated the authority to impose and/or terminate such a suspension.

d. Action in case of reassignment. If an Army aviator is reassigned while under a suspension from flying status, the losing unit commander will include in the individual's official personnel records, for the information of the new commanding officer, a résumé of the case including a copy of the suspension orders.

e. Orders format. See AR 310-10.

CHAPTER 4

FLYING EVALUATION BOARDS

4-1. Purpose. This section prescribes the appointment composition and circumstances applicable to flying evaluation boards. They are appointed as a quasi-judicial body of officers for the purpose described in paragraph 1-2g.

4-2. Appointment authority. Commanders in chief of major Army oversea commands; commanding generals of major Army commands; commanding generals of CONUS Armies and Military District of Washington, U.S. Army; Commanding Generals of the U.S. Army Aviation Center and Fort Stewart, Ga.; Commanding Officer, U.S. Army Primary Helicopter Center; and the Chief, National Guard Bureau are authorized to appoint Flying Evaluation Boards. Commanders in Chief of major oversea commands may delegate this authority to commanding generals of armies, logistical commanders, airmobile divisions, and aviation brigades under their jurisdiction.

4-3. When convened. Flying Evaluation Boards will be convened when required by the commanders listed in paragraph 4-2 or when directed by Headquarters, Department of the Army, to determine the flying qualifications of Army aviators suspended from flying status, except in cases of suspension for reason of physical incapacity. National Guard evaluation boards may be convened by the adjutants general of the States, Commonwealth of Puerto Rico, and the Commanding General, District of Columbia National Guard. Flying Evaluation Board action is mandatory under the following circumstances:

a. For each Army aviator who requests or who is recommended for indefinite suspension from flying status. The mandatory requirement may be waived by Headquarters, Department of the Army or Chief, National Guard Bureau, as appropriate, for aviators requesting indefinite suspension when such action is in the best interests of the Army, will be without prejudice to the individual, and does not result in revocation of authority to wear the aviator badge for conditions outlined in paragraph 94c, AR 672-5-1.

b. For each Army aviator who has been indefinitely suspended from flying status and who is

recommended for restoration to flying status, except for an Army aviator who is restored to flying status by the Flight Status Review Board.

c. For an Army aviator when his aircraft accident experience indicates that his flying ability or safety is subject to question. Such board action may be directed by Headquarters, Department of the Army or Chief, National Guard Bureau, as appropriate, or requested by the unit or higher commander of the Army aviator concerned. The unit or higher commander will request flying evaluation board action as a result of any aircraft accident when, in his opinion, the flying ability or safety of an Army aviator under his command or jurisdiction is subject to question.

d. When the school commandant determines that the flying ability or flying safety of an Army aviator who fails or submits a resignation from an advanced course of flight instruction warrants consideration for suspension. When no grounds exist for questioning flying status, the case will be referred to a faculty board for recommendation for retention or elimination from the course of instruction.

e. When required by paragraph 4a(5), AR 600-106 prior to award of aeronautical designation of Army aviator.

4-4. Composition. A Flying Evaluation Board will consist of not less than three Army officers: one will be a nonaviator of the command, one will be an Army aviator currently on flying status; and one will be an aviation medical officer/flight surgeon. The requirement for an aviation medical officer/flight surgeon may be waived when the issue is nonmedical. If desired, additional members above the minimum of three officers may be appointed. In any case where an Army aviator not on active duty is involved, at least one board member will be an Army aviator of the same component and duty station as the aviator in question, and one board member will be an Army aviator on active duty. National Guard boards must include an officer from the U.S. Army Advisor Group to the Army National Guard of a State as a member. This officer will be the Army Aviation Advisor if one is assigned.

4-5. Proceedings. a. Conduct of proceedings. Flying Evaluation Boards will be conducted as prescribed by AR 15-6, with appropriate modification.

b. Report of proceedings. Reports will be prepared and submitted as prescribed by AR 15-6. Flying Evaluation Board proceedings will include recommendations regarding future utilization of officers for aviation duty or permanent removal from the Army Aviation Program. An additional recommendation will be made concerning authority to wear the Army aviator badge when any of the factors specified in paragraph 94c, AR 672-5-1 are evident in the case.

4-6. Final review. a. Report of proceedings of Flying Evaluation Board will be forwarded to the convening authority not later than 30 days from the convening date of the board. Headquarters, Department of the Army will take final action on board proceedings pertaining to aviators on active

duty and USAR aviators not on active duty. Convening authorities must forward sufficient copies to insure that Headquarters, Department of the Army receives two copies of the Flying Evaluation Board action.

b. The board action will be filed in the aviator's permanent TAG or ARNG personnel records.

4-7. Appeal. Based on additional information or extenuating circumstances constituting cogent reasons, an Army aviator may request Headquarters, Department of the Army or Chief, National Guard Bureau for ARNG aviators, to reconsider its decision resulting from the final review of a Flying Evaluation Board's findings and recommendations. No further consideration will be made in any case once an appeal has been adjudicated by Headquarters, Department of the Army or Chief, National Guard Bureau, as appropriate.

CHAPTER 5

FLIGHT STATUS REVIEW SYSTEM

5-1. Purpose. The Department of the Army Flight Status Review System establishes procedures for the review of flight and personnel records of Army aviators to determine their professional qualifications for continuation on flying status.

5-2. Responsibility for review. *a.* Any commander having aviators under his command will—

(1) Provide for semiannual review of individual flight record files for accomplishment of flight requirements.

(2) Establish procedures as necessary to accomplish suspension action as outlined in paragraph 3-2*a.*

b. Major Army oversea commanders, commanders of major Army commands, CONUS Armies, and the Military District of Washington, U.S. Army, will review individual flight records and take appropriate action under Chapter 4.

c. The Chief of Personnel Operations, Department of the Army, will review the personnel records of all active duty Army aviators in conjunction with those reviews required by Section 3781, Title 10, United States Code, AR 135-215, and AR 635-105 and take appropriate action as necessary.

d. Chief, National Guard Bureau, is responsible for action contained in *c* above for ARNG aviators not on active duty.

e. Responsibility for action contained in *c* above for Army Reserve aviators not on active duty is assigned to—

(1) Commanding Officer, U.S. Army Administration Center, St. Louis, Mo., for aviators who are not unit members.

(2) Major Army oversea commanders, commanders of major Army commands, CONUS Ar-

mies, and the Military District of Washington U.S. Army, for aviators who are unit members.

5-3. Flight Status Review Board. *a.* This administrative board will be appointed by the Deputy Chief of Staff for Personnel when forced attrition is necessary to balance authorized strengths. As a minimum, the board will be composed of one general officer; four aviators senior in grade to aviators whose records are to be reviewed; one nonvoting flight surgeon; and one nonvoting officer as recorder. Appointment and composition of Flight Status Review Boards for Army Reserve aviators not on active duty will be directed by Chief, Army Reserve.

b. The board will review the flying and personnel records of aviators referred to it. Selection of aviators to be suspended from flying status will be based on criteria furnished by the Deputy Chief of Staff for Personnel.

c. The board will submit findings and recommendations to the Deputy Chief of Staff for Personnel.

d. Officers considered will not appear before the board. Officers selected for suspension from flying status will be notified accordingly by Headquarters, Department of the Army. Notification of suspension actions concerning ARNG aviators not on active duty will be made by Chief, National Guard Bureau. Suspensions will be effective 90 days from the date that notification is forwarded from Headquarters, Department of the Army.

e. The board action will be filed in the aviator's permanent TAG or ARNG personnel records.

f. Appeals of the nature described in paragraph 4-7 are applicable to Flight Status Review actions. Appeals should reach Department of the Army not later than 45 days prior to effective date of impending suspension.



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