



PERSONNEL AND  
READINESS

**UNDER SECRETARY OF DEFENSE**  
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JUN 26 2014

MEMORANDUM FOR SECRETARIES OF THE MILITARY DEPARTMENTS  
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SUBJECT: Placing Military Protective Orders in the National Crime Information Center  
Protective Order File

Pursuant to the requirements of section 1567A of title 10, U.S.C., if a Military Protective Order (MPO) is issued against a member of the armed forces and any individual involved in the order does not reside on a military installation at any time during the duration of the MPO, the commander of the military installation shall notify the appropriate civilian authorities of: (1) the issuance of the protective order; and (2) the individuals involved in the order.

The only effective means of making MPO information available to civilian law enforcement is electronically, through the Protective Order File (POF) of the National Crime Information Center (NCIC). By Federal Bureau of Investigation (FBI) policy, the POF allows entry of only civilian protective orders issued by either a criminal or civil court.

On May 1, 2014, the FBI Director approved an exception to policy for Department of Defense (DoD), allowing MPOs to be placed in the NCIC Protective Order File along with civilian protective orders. This provides the electronic means for military commanders to make information on the issuance of a MPO available to all civilian law enforcement authorities.

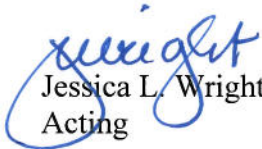
Military commanders shall, through their installation law enforcement agency, place an active MPO in NCIC for the duration of the order. Installation law enforcement will initiate a police report for the MPO, creating the required Originating Agency Case Number, and place the MPO in the NCIC Protective Order File, using "PROTECTION ORDER CONDITIONS Field Code 08" with the following mandatory caveat in the miscellaneous field:

“THIS IS A MILITARY PROTECTIVE ORDER AND MAY NOT BE ENFORCEABLE BY NON-MILITARY AUTHORITIES. IF SUBJECT IS IN POSSIBLE VIOLATION OF THE ORDER, ADVISE THE ENTERING AGENCY (MILITARY LAW ENFORCEMENT).”

Updating and termination of military protective orders in NCIC will follow normal NCIC operational procedures. Installation law enforcement will further notify surrounding civilian law enforcement jurisdictions of the MPO submission via an NCIC administrative message.

DoD and Military Service issuances currently containing guidance on MPOs will incorporate this new policy and procedure in the next revision of each of those issuances.

My point of contact for this issue is John Awtrey, he can be reached at (571) 732-1989 or [john.f.awtrey.civ@mail.mil](mailto:john.f.awtrey.civ@mail.mil).

  
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cc:

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