



DEPARTMENT OF THE ARMY  
UNITED STATES ARMY GARRISON-KWAJALEIN ATOLL  
UNIT 17001 BOX 1  
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AMIM-KWG-ZA

7 February 2024

MEMORANDUM FOR All Military Personnel, Department of Defense (DOD) Civilians, Contractors, and Family Members serving on or visiting United States Army Garrison Kwajalein Atoll (USAG-KA)

SUBJECT: Command Policy Memorandum #3, Handling Protest, Extremist, and Criminal Gang Activities Among Members of the Armed Forces

1. References:

a. Reissues DoD Directive 1325.6 (Reference (a)) as a DoD Instruction in accordance with the authority in DoD Directive 5124.02 (Reference (b)).

b. Establishes DoD policy, assigns responsibilities, and provides procedures for handling protest, extremist, and criminal gang activities by members of the Armed Forces.

2. A Service Member's right of expression should be preserved to the maximum extent possible in accordance with the First Amendment of the Constitution and statutory provisions of titles 10 and 18, United States Code (U.S.C.).

3. Guidelines that shall be applied to handling protest, extremist, and criminal gang activities among Service Members. Specific problems shall be resolved based on the particular facts of the situation. Military personnel must reject participation in extremist organizations and activities. Extremist organizations and activities are ones that advocate:

a. Racial, sex (including gender identity), sexual orientation, or ethnic hatred or intolerance.

b. Creating or engaging in discrimination based on race, color, sex (including gender identity), national origin, religion, or sexual orientation.

c. The use of force or violence or unlawful means to deprive individuals of their rights under the United States Constitution or the laws of the United States, or any State.

d. Support for terrorist organizations or objectives.

e. The use of unlawful violence or force to achieve goals that are political, religious, discriminatory, or ideological in nature.

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f. Expressing a duty to engage in violence against DoD or the United States in support of a terrorist or extremist cause.

g. Support for persons or organizations that promote or threaten the unlawful use of force or violence or criminal activity.

h. Encouraging military or civilian personnel to violate laws or disobey lawful orders or regulations for the purpose of disrupting military activities (subversion).

i. Participating in activities advocating or teaching the overthrow of the U.S. Government by force or violence or seeking to alter the form of government by unconstitutional means (sedition).

4. A commander is not authorized to prohibit the distribution of a specific issue of a publication distributed through official outlets such as post exchanges and military libraries. Prohibiting the sale or rental of sexually explicit material on DoD property is governed by DoD Instruction 4105.70 (Reference (f)). However, as a commander I may require prior approval of publications to be distributed on a military installation through other than official outlets to determine if the publication would:

a. Create a clear danger to the loyalty, discipline, or morale of military personnel.

b. Materially interfere with the accomplishment of the military mission or distribution of any publication determined to be a danger in any of the areas.

5. On-post demonstrations and similar activities. Any demonstration or activity on the installation or facility are prohibited if they:

a. Result in interference with or prevention of orderly accomplishment of the mission of the installation or facility.

b. Present a clear and present danger to the loyalty, discipline, or morale of the Service members.

6. POC for this memorandum is SFC Carpenter, Brandon C. and can be reached at brandon.c.carpenter4.mil@army.mil or DSN 480-2109.

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Commanding