Security Clearance Revocation

Please note that this Information Paper only provides basic information and is not intended to serve as a substitute for personal consultations with a Legal Assistance Attorney.

WHAT ARE THE CONSEQUENCES OF HAVING MY SECURITY CLEARANCE REVOKED?

For many soldiers a security clearance is vital for pursuing and retaining their Military Occupational Specialty. If it is revoked, a fine military career may be devastated.

WHAT IS THE PROCEDURE FOR REVOKING MY SECURITY CLEARANCE?

The Central Clearance Facility (CCF) located at Fort Meade, Maryland, will notify you that there is a problem with your security clearance. Army Regulation (AR) 380-67, Paragraph 8-201, governs clearance revocation and the appeals process. The initial memorandum, called a Letter of Intent (LOI), will state that the CCF intends to revoke your security clearance because the CCF discovered credible derogatory information about you. A common form of derogatory information is a bad credit report. For example, if your credit report demonstrates that you do not pay your bills regularly and/or on time, the CCF may consider you a security risk and begin actions to revoke your clearance. The LOI will state in detail the nature of the derogatory information and will direct suspension of your access to classified information and/or your access to Sensitive Compartmented Information.

WHAT DO I DO WHEN I RECEIVE A LETTER OF INTENT?

Immediately upon receiving the LOI, your commander will have you acknowledge its receipt in writing and will counsel you regarding the severity of losing your security clearance. He or she will also have you indicate your intention to appeal in writing.

HOW DO I APPEAL?

You have sixty (60) days to appeal the CCF's intent to revoke your clearance. You may submit a request for extension of time to appeal to Headquarters, Department of the Army, in writing and endorsed by the immediate commander. Such requests are granted only in exceptional cases. In appealing your revocation, you must address each issue raised in the LOI in your appeal. You should attach written documents supporting your appeal including letters from supervisors, counselors, creditors, or other credible sources. When you complete your appeal packet, you must forward it through your chain of command. At least one of your commanders must endorse the LOI and recommend whether your clearance should be revoked or restored.

CAN I SUBMIT A REQUEST FOR RECONSIDERATION?

After the CCF receives your appeal, a decision regarding your clearance revocation will be made within 60 to 90 days. If your appeal is denied, you have 60 days following receipt of the denial letter to appeal to Headquarters, Department of the Army. Within 60 days after receiving the denial letter, you may also submit a Request for Reconsideration (RFR) to the CCF. The RFR must be based on additional mitigating information not contained in the first appeal to the CCF. If all of your appeals are denied, you may submit another RFR to the CCF after one year from the date of your final denial letter or appeal decision, whichever is later.

For further information, contact the Legal Assistance Office, Stuttgart Law Center, DSN 421-4152; Civ 0711-729-4152 or make an appointment at www.stuttgartcitizen.com/appointments.