ALARACT 072/2024

DTG: R 031250Z SEP 24

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SUBJ: ALARACT 072/2024 – ADDITIONAL ARMY GUIDANCE CLARIFYING JUNE 06, 2022, MEMORANDUM REGARDING HUMAN IMMUNODEFICIENCY VIRUS POSITIVE PERSONNEL WITHIN THE ARMED FORCES

THIS ALARACT MESSAGE HAS BEEN TRANSMITTED BY JSP ON BEHALF OF HQDA, DCS, G-1.

- 1. (U) REFERENCES:
- 1.A. (U) AR 600-110, IDENTIFICATION, SURVEILLANCE, AND ADMINISTRATION OF PERSONNEL INFECTED WITH HUMAN IMMUNODEFICIENCY VIRUS
- 1.B. (U) AR 40-501, STANDARDS OF MEDICAL FITNESS
- 1.C. (U) DODI 1332.45, RETENTION DETERMINATIONS FOR NON-DEPLOYABLE SERVICE MEMBERS (AVAILABLE AT https://www.esd.whs.mil/dd/)
- 1.D. (U) DODI 6485.01, HUMAN IMMUNODEFICIENCY VIRUS (HIV) IN MILITARY SERVICE MEMBERS (AVAILABLE AT <u>HTTPS://WWW.ESD.WHS.MIL/DD/</u>)
- 1.E. (U) DODI 6490.07, DEPLOYMENT-LIMITING MEDICAL CONDITIONS FOR SERVICE MEMBERS AND DOD CIVILIAN EMPLOYEES, (AVAILABLE AT https://www.esd.whs.mil/dd/)
- 1.F. (U) SECRETARY OF DEFENSE MEMORANDUM, SUBJECT: POLICY REGARDING HUMAN IMMUNODEFICIENCY VIRUS-POSITIVE PERSONNEL WITHIN THE ARMED FORCES, 6 JUNE 2022 AVAILABLE AT

HTTPS://MEDIA.DEFENSE.GOV/2022/JUN/07/2003013398/-1/-1/1/POLICY-REGARDING-HUMAN-IMMUNODEFICIENCY-VIRUS-POSITIVE-PERSONNEL-WITHIN-THE-ARMED-FORCES.PDF

- 2. (U) THIS MESSAGE APPLIES TO THE REGULAR ARMY, UNITED STATES ARMY RESERVE, THE ARMY NATIONAL GUARD AND THE ARMY NATIONAL GUARD OF THE UNITED STATES.
- 3. (U) THE PURPOSE OF THIS MESSAGE IS TO INFORM ARMY PERSONNEL OF A CHANGE TO DOD POLICY REGARDING HIV-POSITIVE PERSONNEL WITHIN THE ARMED FORCES, TO PROVIDE NOTICE THAT REFERENCE 1.A. WILL BE REVISED TO IMPLEMENT THAT POLICY, AND TO REMIND ARMY PERSONNEL THAT

WAIVERS TO THE CURRENT ARMY POLICY ARE AVAILABLE THROUGH THE EXCEPTION TO POLICY (ETP) PROCESS PRESCRIBED IN AR 25–30.

- 4. (U) BACKGROUND: ON 6 JUNE 2022, THE SECRETARY OF DEFENSE MANDATED THAT PERSONNEL WITHIN THE ARMED FORCES WHO HAVE BEEN IDENTIFIED AS HIV-POSITIVE, ARE ASYMPTOMATIC, AND WHO HAVE A CLINICALLY CONFIRMED UNDETECTABLE VIRAL LOAD WILL HAVE NO RESTRICTIONS APPLIED TO THEIR DEPLOYABILITY OR TO THEIR ABILITY TO COMMISSION WHILE A SERVICEMEMBER SOLELY ON THE BASIS OF THEIR HIV-POSITIVE STATUS (SEE REF 1.F.).
- 5. (U) REFERENCE 1.A. PRESCRIBES ARMY POLICY, PROCEDURES, RESPONSIBILITIES, AND STANDARDS GOVERNING IDENTIFICATION, SURVEILLANCE, AND ADMINISTRATION OF ARMY PERSONNEL INFECTED WITH HIV. REFERENCE 1.A. IS BEING REVISED TO IMPLEMENT THE NEW DOD POLICY WITHIN THE ARMY.
- 6. (U) UNTIL REFERENCE 1.A. IS REVISED, ARMY PERSONNEL ARE REMINDED THAT A REQUEST CAN BE MADE FOR AN EXCEPTION TO THE CURRENT ARMY POLICY PRESCRIBED IN REFERENCE 1.A. THAT IS CONSISTENT WITH THE CHANGE TO DOD POLICY FOR OVERSEAS ASSIGNMENTS, DEPLOYMENTS, OUTSIDE THE CONTINENTAL UNITED STATES (OCONUS) TEMPORARY DUTY, OR ACTIVE DUTY ORDERS GREATER THAN 30 DAYS.
- 7. (U) PER REFERENCE 1.A., ACTIVITIES MAY REQUEST A WAIVER TO THIS REGULATION BY PROVIDING JUSTIFICATION THAT INCLUDES A FULL ANALYSIS OF THE EXPECTED BENEFITS AND MUST INCLUDE FORMAL REVIEW BY THE ACTIVITY'S SENIOR LEGAL OFFICER. ALL WAIVER REQUESTS WILL BE ENDORSED BY THE COMMANDER OR SENIOR LEADER OF THE REQUESTING ACTIVITY AND FORWARDED THROUGH THEIR HIGHER HEADQUARTERS TO THE HEADQUARTERS, DEPARTMENT OF THE ARMY (HQDA), DEPUTY CHIEF OF STAFF, G-1, FOR FINAL APPROVAL BY THE REGULATION PROPONENT (HEREAFTER REFERRED TO AS "HQDA G-1").
- 8. (U) THE FOLLOWING ITEMS ARE EXAMPLES OF SUPPORTING DOCUMENTS TO INCLUDE WITH AN ETP REQUEST TO HQDA G-1:
- 8.A. (U) MEMORANDUM FROM TREATING INFECTIOUS DISEASE PHYSICIAN INCLUDING CURRENT MEDICAL STATUS (IN OTHER WORDS, MEDICALLY STABLE), COMPLIANCE WITH TREATMENT, AND RECENT LABS OF VIRAL LOAD AND CD4 COUNT.
- 8.B. (U) DD FORM 2870 (AUTHORIZATION FOR DISCLOSURE OF MEDICAL OR DENTAL INFORMATION), AVAILABLE AT (HTTPS://WWW.ESD.WHS.MIL/DIRECTIVES/FORMS/)

- 8.B.1. (U) BLOCK 6A. ENTER "OFFICE OF THE SURGEON GENERAL MEDICAL READINESS HEALTH CARE OPERATIONS TEAM."
- 8.B.2. (U) BLOCK 6B. ENTER "HQDA, OFFICE OF THE SURGEON GENERAL, 7700 ARLINGTON BOULEVARD, FALLS CHURCH, VA 22042–5142."
- 8.C. (U) DA FORM 4187 (PERSONNEL ACTION), AVAILABLE AT HTTPS://ARMYPUBS.ARMY.MIL/)
- 8.C.1. (U) DESCRIBE REASON AND POLICY LINE ITEM (RATIONALE), ENDORSED BY COMMANDER.
- 8.C.2. (U) BLOCK 2. ENTER "HQDA G-1, 300 ARMY PENTAGON, ROOM 2E446, WASHINGTON, DC 20310-0300."
- 8.D. (U) ANY OTHER SUBSTANTIATING DOCUMENTS THAT WOULD SUPPORT THE REQUEST AND DEMONSTRATE THE BENEFIT TO THE ORGANIZATION (SOLDIER RECORD BRIEF, PERFORMANCE EVALUATIONS, PHYSICAL TRAINING TESTS, AND SO ON)
- 9. (U) ALL DEPLOYMENTS AND OCONUS TEMPORARY DUTIES ALSO REQUIRE CONSULTATION WITH THE RECEIVING COMBATANT COMMAND (CCMD) SURGEON WITH FINAL APPROVAL BY THE COMBATANT COMMANDER PRIOR TO SUBMITTING THE ETP REQUEST ENCRYPTED TO HQDA G-1 POINTS OF CONTACT (POCS) FOR PROCESSING. IT IS RECOMMENDED THAT SOLDIERS WORK WITH THEIR BRIGADE SURGEON FOR THIS TYPE OF ETP. TO ENSURE AWARENESS OF THE PENDING DEPLOYMENT ETP REQUEST, PLEASE INCLUDE THE HQDA G-1 POCS ON THE CCMD MEDICAL WAIVER SUBMISSION.
- 10. (U) THE ETP PROCESS TAKES AT LEAST 90 DAYS UPON RECEIPT OF THE ETP REQUEST BY HQDA G-1 POCS.
- 11. (U) REFER TO ATTACHMENT 1 FOR STEP-BY-STEP INSTRUCTIONS ON ETP PROCESS.
- 12. (U) POCS ON BEHALF OF HQDA G-1 ARE MAJ SERENA STAPLES VIA EMAIL SERENA.K.STAPLES.MIL@ARMY.MIL, SPENCER MYERS VIA EMAIL SPENCER.C.MYERS.CIV@ARMY.MIL, AND RENEE JOHNSON VIA EMAIL AT TRACEE.R.JOHNSON2.CIV@ARMY.MIL.
- 13.(U) THIS ALARACT MESSAGE EXPIRES ON 3 SEPTEMBER 2025.

ATTACHMENT:

1. (U) SUBMITTING EXCEPTION TO POLICY (AR 600–110) REQUEST FOR OCONUS ASSIGNMENTS AND ACTIVE DUTY ORDERS GREATER THAN 30 DAYS.

Submitting Exception to Policy (AR 600-110) Request for OCONUS Assignments and Active-Duty Orders (ADOS) greater than 30 days.

Note: This presentation was prepared in April 2023 for peer support based on the experience of a Soldier living with HIV. This content has been reviewed by HQDA, G-1.

Introduction

- Last updated on 22 April 2022, restrictions for HIV+ personnel included, but were not limited to:
 - Deployments: Hostile and non-hostile environments.
 - · Assignments (WIAS and PCS) overseas for any duration of time
 - Assignments within any table of organization and equipment or modified table of organization and equipment (TOE & MTOE units).
 - Military-sponsored educational programs regardless of length resulting in an additional service obligation (ADSO).
- "In view of significant advances in the diagnosis, treatment, and prevention of Human Immunodeficiency Virus (HIV) [...]. Individuals who have been identified as HIV positive, are asymptomatic, and who have a clinically confirmed undetectable viral load (hereinafter, "covered personnel") will have no restrictions applied to their deployability or to their ability to commission while a Service member solely on the basis of their HIV-positive status."
- As of 13 April 2023, The US Department of the Army has not updated policies in response to the DoD update. As Senior Leaders deliberate to the update of AR 600-110, "Covered Personnel" can submit an Exception to Policy (ETP) IOT PCS outside the contiguous United States (OCONUS), Deploy, or serve on Active-Duty Orders greater than 30 days.



SECRETARY OF DEFENSE 1000 DEFENSE PENTAGON WASHINGTON, DC 20301-1000

JUN 0 5 2022

MEMORANDUM FOR SENIOR PENTAGON LEADERSHIP
COMMANDERS OF THE COMBATANT COMMANDS
DEFENSE AGENCY AND DOD FIELD ACTIVITY DIRECTORS

SUBJECT: Policy Regarding Human Immunodeficiency Virus-Positive Personnel Within the Annel Forces

In view of significant advances in the diagnosis, treatment, and prevention of Human Innstandefficiency Vins (HVI), it is necessary to update DeD policy with respect to individuals who have been identified as HIV-positive. Individuals who have been identified as HIVpositive, are asymptometic, and who have a clinically confinned undetectable viral load (hereinafter, "covered personnel") will have no restrictions applied to their deployability or to their ability to commission while a Service member solely on the basis of their HIV-positive states. Nor will such individuals be discharged or separated whelp on the basis of their HIVpositive states. This definition of "covered personnel" will be added to the affected DoD hasteristics.

Accordingly, effective immediately I direct the following actions:

Accession

- DoD Instruction 0.10.03, "Medicial Stondards for Military Service: Appointment, Inhistment, or induction," volume 1, section 5. Disqualifying Conditions, 5.23.b., is revised by adding the following language in boldface: "Presence or human immunodeficiency virus or laboratory evidence of infection for false-positive acrossing test(s) with ambiguous essentis by supplemental confirmation test(s); is not, in itself, disqualifying with respect to covered personnel (including Military Service Academy codes and midshipmen, contracted SROTC caulet and midshipmen, and other participants in in-service commissioning programs) seeking to commission while a Service member). Such covered personnel will be evaluated on a case-by-case basis."
- DoD lastraction 6485.03, "Human immunodeficiency Virus (HIV) is Military Service
 Members," section 3a., is revised to read: "It is DoD policy to.... Deny eligibility for
 Military Service to persons with belondary evidence of HIV infaction for appointment
 (other than covered personnel who are seeking to commission while a Service
 member), enlistment, pee-appointment, or initial entry training for Military Service
 pursuant to DoDI (1910.01).
- <u>Retention</u>: DoD Instruction 6130.03, "Medical Standards for Military Service: Retention," volume 2, section 523.b.(1), is revised by adding the following language in buldface: "A Service member with laboratory evidence of Human instrumedictions y Virus infection will

 The Secretaries of the Military Departments will report to the Under Secretary of Defense for Personnel and Readiness on a semi-annual basis beginning six months from the date of this memorandum: (1) the number of HIV-positive Service members in their respective Services who have been separated; and (2) the number of HIV-positive individuals, who are asymptomatic with a clinically confirmed undetectable viral load, and who have been refused accession.

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Example Documents for ETP Packet for OCONUS Assignments and ADOS Orders greater than 30 days

- 1. DA Form 4187
- 2. Letter of Suitability
- 3. DD Form 2870
- 4. Theater Commander Medical Waiver Form- Signed
- 5. Exception to Policy Request Memorandum
- 6. Commander Endorsement Memorandum
- 7. Additional Supporting Documents
 - 1. Soldier Record Brief
 - 2. Army Combat Fitness Test

DA Form 4187

DA Form 4187

The 4187 documents the current/losing commander's endorsement for the request. While (s)he is the highest signature authority, the "to" block is still labeled DCS G-1, and the first required document in the packet.

THRU (Include ZIP Code)	2. TO (Include 7IP Code)	3. FROM (Include ZIP Code)
	DCS, G-1 300 ARMY	Paste from block 1.
block	Pentagon, Room 2E446	
	Washington, DC 20310-0300	

In block 7 the change is from CONUS to OCONUS or to Active-Duty Status greater than 30 days effective 0900 hours on your proposed report date.

SECTION I - PERSONAL IDENTIFICATION									
4. NAME (Last, First, MI)	5. GF	5. GRADE OR RANK/PMOS/AOC			6. SOCIA	6. SOCIAL SECURITY NUMBER			
SECTION II - DUTY STATUS CHANGE (AR 600-8-6)									
The above Soldier's duty status is changed from	CONUS					to			
OCONUS		effective	900	hours,	15 October	ſ	2023		

Section III – Block 8, mark "other" specifying "for OCONUS PCS, Deployment, or ADOS Orders greater than 30 days." Blocks 9 and 10 leave blank.

DA Form 4187

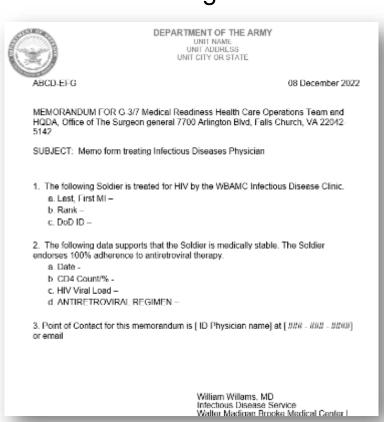
- Remember, the request is a "need to know, basis." it is suggested the packet (including the 4187 should go through the chain of command by hand or encrypted e-mail, from Commander to Commander.
- Close out the 4187 with the current/losing commander's recommendation.
- If you reside at a Brigade or higher, your 4187 will have less signatures as in the example

15. NAME OF INDIVIDUAL	16. SSN	
IV. NAME OF HEIVEDORE	10. SSN	
	DUM - RECOMMENDATIONS FOR AP	
AUTHORITY a. TO		b. FROM
	SAPPROVED RECOMMEND:	APPROVAL DISAPPROVAL
d. NAME (Last, First, Middle)	e. RANK	f. DATE (YYYYMMD)
g. TITLE/POSITION	h. SIGNA	TURE
. COMMENTS		
a. TO AUTHORITY		b. FROM
e. ACTION: APPROVED DIS	SAPPROVED RECOMMEND:	APPROVAL DISAPPROVAL
d. NAME (Lest, First, Middle)	e. RANK	F. DATE (YYYYMM)
g. TITLE/POSITION	h. SIGNA	ATURE
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. COMMENTS	•	
a. TO AUTHORITY		b. FROM
c. ACTION: APPROVED DIS	SAPPROVED RECOMMEND:	APPROVAL DISAPPROVAL
d. NAME (Lest, First, Middle)	e. RANK	f. DATE (YYYYMMD
g. TITLE/POSITION	h. SIGNA	TURE
	ED ADD	
i. COMMENTS		
a. TO Commander Unit City, State ZIP		b. FROM
	SAPPROVED RECOMMEND:	X APPROVAL DISAPPROVAL
d. NAME (Lest, First, Middle) [Commander Name]	e. RANK	f. DATE (YYYYMM)
g. TITLE/POSITION	h. SIGNA	TURE
Commander I. COMMENTS		
. vendelile		
A FORM 4187 MAY 2014		Page

Letter of Suitability

Letter of Suitability

- Letter of Suitability is a memorandum from the Soldier's Infectious
 Disease Physician endorsing an ability to adhere to antiretroviral therapy.
 Supporting data in this document are the results of the Soldier's last lab draw. It is important the memorandum states the following:
 - Date of draw (within the last 6 months)
 - CD4 Count/%
 - HIV Viral Load
 - Antiretroviral Regimen



DD 2870

DD 2870

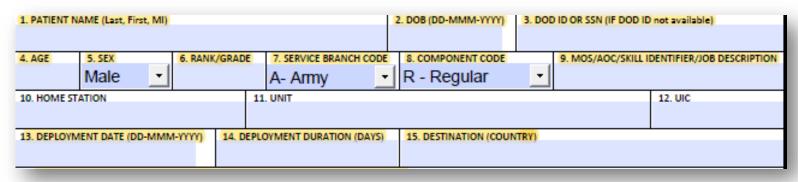
 The DD 2870 authorizes the disclosure of medical or dental information to HQDA in order to determine your eligibility for ETP approval. Utilize the template below to complete. Sign and date in blocks 11 and 13.

4. PERIOD OF TREATMENT: FROM - TO (YYYYMMDD)			5. TYPE OF TREATMENT (X one)					
[First issue of treatment - date of expected submission of packet]			OUTPATIENT	INPAT	TIENT	вотн		
		SECTION II -	DISCLOSURE					
6. I AUTHORIZE	Enter Your Military Treatment	Facility		TO RELEASE	E MY PATIENT	INFORMATION TO:		
	-	lity/TRICARE Health Plan	1)					
a. NAME OF PERSO MEDICAL INFOR	ON OR ORGANIZATION TO RECE	IVE MY	b. ADDRESS (Street,	City, State and	ZIP Code)			
OTSG Medical Readiness Health Care Operations Team			HQDA, Office of the Surgeon General 7700 Arlington Blvd, Falls Church, VA 22042-5142					
c. TELEPHONE (Include Area Code)			d. FAX (Include Area Code)					
7. REASON FOR R	EQUEST/USE OF MEDICAL INFO	RMATION (X as applicat	ile)					
PERSONAL USE CONTINUED MEDICAL CARE SCH			OOL XOTH	Ert (Opcony)		hange of duty Station to NUS Duty Station]		
INSURANCE RETIREMENT/SEPARATION LEGAL								
8. INFORMATION T								
All infectious disease encounters and lab results.								
9. AUTHORIZATION	9. AUTHORIZATION START DATE (YYYYMMDD) 10. AUTHORIZATION EXPIRATION							
[Packet submission date] DATE (YYYYMMDD			(block 9 +1	year]	ACTION C	OMPLETED		

Medical Waiver

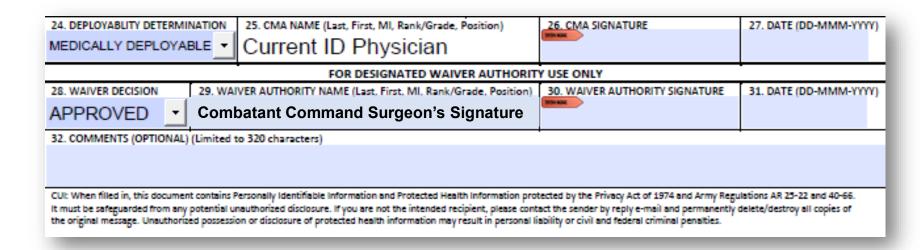
Theater Medical Deployability Waiver

- Some Theater command surgeon generals require waivers to document whether care is possible at your new duty station. For example, USARPAC requires the following document to be filled out. Although it is meant for deploying, the information provided can substitute until proper paperwork is developed.
- Each Combatant Command will have their own Medical Waiver form. Please request form from Surgeon's Office or contact HQDA G-1 POC.
- Block 13 will be your report date.
- Block 14 is the number of days your assignment is. If it is a two-year assignment, the entry will state 730. ETPs are only valid for 365 days. A request for extension must be submitted 6 months prior to proposed extension.
- Block 15 is the gaining country.



Theater Medical Deployability Waiver

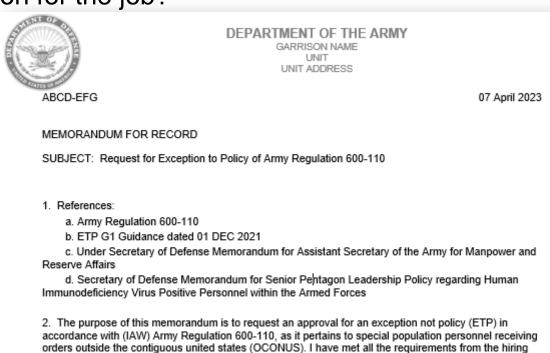
- Block 23 can remain as "see attachments."
- Block 24, 25, 26, and 27 are filled out by your ID Physician
- Block 28 31 are filled out by the gaining Surgeon General



Soldier ETP Request Memorandum

Soldier ETP Request Memorandum

 This memorandum is a personal letter to the approval authorities. An example is provided below. This memorandum can explain the reasonings why your ETP should be approved. For example, why are you the best person for the job?



Commander ETP Endorsement Memorandum

Commander ETP Endorsement

 This memorandum from your current/losing command simply states the support (s)he has for this ETP. Intent is to show that during your time at the unit, you have shown zero signs of an inability to work because of your condition.

MEMORANDUM FOR RECORD

SUBJECT: Exception to Policy (ETP) to PCS OCONUS, PVT Billy, Bob T [Last 4]

- I endorse PVT Billy Bob's request to PCS to [Insert Duty Station] [insert proposed report date]. PVT Bob is an excellent clerk and has performed well here at the [Insert current command]. His medical condition is stable and appropriately monitored. PVT Bob's condition has not been an impediment to his work and I support his ability to succeed at the USFK.
- Point of contact for this action is the undersigned at command.r.bossman.mil@army.mil or 555 555-5555.

COMMAND R. BOSSMAN COL, IN Commander

Additional Supporting Documents

Additional Supporting Documents

 Lastly, you would want to attach any supporting documents. This can include, but may not require, an ACFT, Evaluations (maybe the last 3).
 With intentions to show your health, and value to the Army.

					TEST SCOP		
		scores, refe	r to the AC	FT event score	conversion tables post	ed to the Army	
	w.army.mil/acft.						
Body Composition Te at least 7 days before					T. To avoid illness and	injury, height	
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	OFFICER EVALUATION REPORT SUPPORT FORM										
. UNIT	For use of this form, see AR 623-3; the proponent agency is DCS, G-1.										
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General Information

- Understand, things may change, and requirements may change as the regulation is being developed.
- Timeline of 90 days starts AFTER completed packet is submitted to HQDA G1 Medical Readiness Team.
- Please refer to your Public Health Nurse and the HQDA G1 Medical Readiness team for any questions on completing your packet at:

usarmy.pentagon.hqda-dcs-g-1.mbx.publishing-team@army.mil