



Commander's Legal Handbook

2013



United States Government
US Army

Commanders Legal Handbook 2013

Mikael Rask Madsen



Commanders Legal Handbook 2013:

Commander's Legal Handbook 2013 United States Government US Army, 2013-06-24 This United States Army Commander's Legal Handbook 2013 edition is designed to assist you in taking proper immediate action when faced with a variety of legal issues that might arise during your command. It is the single best comprehensive legal guide for Soldiers, Commanders, and Commissioned and Noncommissioned Officers of all ranks. It includes the following topics: The Commander's Responsibility to Practice Preventive Law, Situations Where You Should Immediately Consult Your Servicing Judge Advocate, Military Justice, Misconduct, Options and Duties of the Commander, Unlawful Command Influence, Commander's Preliminary Inquiry, Nonjudicial Punishment, Article 15 UCMJ, Company Grade Article 15, Script Search, Self-Incrimination, Confessions and Rights, Warning Punitive Articles of the UCMJ, Urinalysis, Fraternization and Improper Senior Subordinate Relationships, Proper Responses to Reports of Sexual Assault, Victim Programs, Investigations, Administrative Investigations, AR 15-6 Investigations, Accident Investigations, AR 385-10 Line of Duty Investigations, Fatal Training Operational Accident Presentations to Next of Kin, Financial Liability Investigations, FLIPL, Standards of Ethical Conduct, Standards of Ethical Conduct in the Army, Commander's Coins, Support to Non-Federal Entities, Government Motor Vehicle Transportation, Accompanying Spouse Travel, Family Readiness Groups, Annual Filing of Financial Disclosure Forms, Administrative Law and Personnel Actions, Flagging Soldiers from Positive Personnel Actions, Enlisted Separations, Officer Separations, Bars to Reenlistment, Qualitative Service Program, QSP, Removal of Enlisted Soldiers from Promotion Lists, Removal of Commissioned and Warrant Officers from Promotion Lists, Security Clearances, Suspension and Revocation, Sexual Harassment, Domestic Violence, Amendment to the Gun Control Act, Lautenberg Amendment, Article 138, Complaints, Relief from Command, Medical Legal Issues, Impact of Misconduct on the Physical Disability Evaluation System Process, Mental Health Evaluations, Command Access to Soldiers Protected Health Information, HIPAA, Individual Soldier Rights, Body Piercing and Tattoo Policy, Conscientious Objection, Extremist Organizations and Activities, Political Activities by Members of the Armed Forces, Whistleblower Protection, Service Member's Civil Relief Act, SCRA, Religious Accommodation, International and Operational Law, Rules of Engagement, Law of Armed Conflict, Claims and Client Services, Article 139, Claims, Foreign and Deployment Claims, Family Support Obligations, Consumer Protection Law, Government Information Practices, Freedom of Information Act, FOIA, Program Privacy Act, Program Contract and Fiscal Law, Government Contract Law for Commanders, Fiscal Law for Commanders, Useful References for Commanders.

Manuals Combined: USN/USMC Commander's Quick Reference Legal Handbook 2015, 2012 and 2009 Editions And The USMC Senior Enlisted Leader Smart Packet (2016), Sample text NCIS REPORTING AND MILITARY JUSTICE INVESTIGATIONS REFERENCES a MCM RCM 303 b JAGMAN Chapter II c SECNAVINST 5430.107 series d SECNAVINST 1752.4A series e DODI 6495.02 COMMAND INQUIRY Suspected offenses may come to command attention in a variety of ways e.g. shore patrol, civil law enforcement or phone call etc. The

commanding officer CO must conduct some form of inquiry into reported offenses that may be tried by court martial per reference a The degree of inquiry will depend on the nature validity and seriousness of the complaint See reference b MANDATORY REFERRAL TO NCIS Reference c mandates that certain incidents be referred to NCIS whether occurring on or off base and regardless of civilian investigation involvement These incidents include Actual suspected or alleged major criminal offenses punishable under the Uniform Code of Military Justice UCMJ by more than 1 year of confinement Non combat deaths when the cause of death is not medically attributable to disease or natural causes Fires or explosions of unknown origin affecting Department of the Navy DON property or property under DON control Theft or loss of ordnance or controlled substances Disappearance of a command member All instances of suspected fraud against the government within DON e g theft of government property bribery false claims for pay etc actual or suspected acts of espionage terrorism sabotage assassination and actual suspected or attempted defection of DON personnel Internal security incidents such as loss compromise or suspected compromise of classified information and national security cases and Suspected sex related offenses as defined under Articles 120 and 125 of the UCMJ WHEN NCIS DECLINES TO INVESTIGATE NCIS may at its discretion decline to conduct or continue any investigation but shall expeditiously inform the effected command A command may then request assistance from the local base security department or appropriate authority or pursue a command investigation pursuant to reference a **The Army Lawyer** ,2014-10 *Military Construction, Veterans Affairs, and Related Agencies Appropriations for 2015* United States. Congress. House. Committee on Appropriations. Subcommittee on Military Construction, Veterans Affairs, and Related Agencies,2014 [Military Construction, Veterans Affairs, and Related Agencies Appropriations for 2015, Part 1, 113-2 Hearings](#) ,2014 *Chief Petty Officer's Guide, Third Edition* Paul A Kingsbury,2025-03-12 In this third edition of the Chief Petty Officer s Guide author Paul Kingsbury offers the same caliber of wisdom and advice that has helped Chief Petty Officers CPOs succeed for decades Fully revised this edition features updates to every chapter as well as a broader context scope and audience With the addition of guidance for Navy and Coast Guard chiefs of all experience levels aspiring petty officers seeking advancement to chief and other leaders this book is a vital tool for anyone who wants to understand how great chiefs think manage and lead Those striving to improve as a chief senior chief or master chief will find this handbook an essential resource on how to lead and manage strong maintenance and operational teams Kingsbury provides key perspectives on how chiefs can use power bases influence tactics and managerial skills to achieve mission success at all levels of Navy and Coast Guard leadership Chapters feature tools for self assessment including explanations of the attributes behaviors and qualities that all petty officers or any leader or manager should strive for [Empirical Assessment in IHL Education and Training](#) Jody M. Prescott,2021-08-02 Beginning with People on War the ICRC s ground breaking global survey in 1999 of the international public s perceptions and attitudes towards IHL the book takes a historical approach in examining case studies of the use of empirical assessment in IHL training over the last twenty

years The case studies include the evolution of the ICRC's approach to IHL training the views on IHL of newly promoted U S Army and Marine Corps majors in the aftermath of 9 11 mental health surveys of U S troops deployed to Afghanistan and Iraq that asked searching questions regarding IHL compliance the remarkably successful battlefield ethics training program that was developed in Iraq to reverse those surveys results and work done with Swiss Military Academy officers new Malian soldiers a U S Army battalion in Germany and university students in Ireland and Japan using war video games as an IHL instructional tool The use of empirical assessment is occurring in the context of evolution in the approach to IHL training one that increasingly recognizes the vital role played by military leaders in developing a values oriented culture of compliance with the soldiers in their units

Department of Defense Appropriations for 2015: FY 2015 Department of Defense budget overview; FY 2015 Navy United States. Congress. House. Committee on Appropriations. Subcommittee on Department of Defense, 2015

Military Review, 2017

Professional Journal of the United States Army, 2009-11

State of Wisconsin Blue Book 2013-2014, 2013-07-03

Understanding the U.S. Military Katherine Carroll, William B. Hickman, 2022-08-11 This book offers an accessible introduction to the U S military as an institution and provides insights into the military's structure and norms Designed for undergraduate students the book offers an interdisciplinary overview of America's armed forces through three critical lenses First it introduces the military's constitutional and historical context Second it presents concise factual information chosen for its relevance to the military's structures procedures norms and varied activities Finally it intersperses these facts with debates theories and questions to spark student interest class discussion and further research The text is written for the beginner but covers complex topics such as force structure and the defense budget With contributions informed by both scholarly approaches and long military careers the book will prepare students for further studies in international relations civil military relations or U S foreign policy It also encourages critical thinking elucidating an institution that undergraduates and other civilians too often perceive as both baffling and above reproach This book will be of much interest to students of the U S military civil military relations U S politics and public policy

Commander's Legal Handbook Department of Defense, 2015-03-31 Released March 2015 This Handbook is designed to assist Commanders with legal situations by helping them to recognize and avoid issues or take immediate actions necessary to preserve the situation when legal issues arise It serves as a helpful reference guide for commanders in the field providing general guidance and helping commanders to clarify issues and identify potential problem areas This Handbook will assist you in taking proper immediate action when faced with a variety of legal issues that might arise during your command The purpose of your actions should be to preserve the legal situation until you can consult with your servicing Judge Advocate However like most aspects of your command responsibilities you can fail if you just wait for things to come to you You need to be proactive in preventing problems before they occur First you gotta find a good clean legible copy and make sure it's the latest version not always easy Some documents found on the web are missing some pages or the image quality is so poor they

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The Military Commander's Necessity Sigrid Redse Johansen,2019-10-03 The idea of military necessity lies at the centre of the law of armed conflict and yet it is less than fully understood This book analyses which legal limits govern the commander s assessment of military necessity and argues that military necessity itself is not a limitation Military necessity calls for a highly discretionary exercise the assessment Yet there is little guidance as to how this discretionary process should be exercised apart from the notions of a reasonable military commander A reasonable assessment of excessive civilian losses are presumed to be almost intuitive Objective standards for determining excessive civilian losses are difficult to identify particularly when that excessiveness will be understood in relative terms The perpetual question arises are civilian losses acceptable if the war can be won The result is a heavy burden of assessment placed on the shoulders of the military commander THE BIG BOOK OF JOBS 2012-2013 McGraw Hill,2011-08-12 Up to date authoritative job information from the most trusted source the U S Department of Labor Does your resume tell employers what they really need to know Which

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examination of the actual reality of international courts International Court Authority challenges fundamental preconceptions about when why and how international courts become important and authoritative actors in national regional and international politics A stellar group of scholars investigate the challenges that international courts face in transforming the formal legal authority conferred by states into an actual authority in fact that is respected by potential litigants national actors legal communities and publics Alter Helfer and Madsen provide a novel framework for conceptualizing international court authority that focuses on the reactions and practices of these key audiences Eighteen scholars from the disciplines of law political science and sociology apply this framework to study thirteen international courts operating in Africa Latin America and Europe as well as on a global level Together the contributors document and explore important and interesting variations in whether the audiences that interact with international courts around the world embrace or reject the rulings of these judicial institutions Alter Helfer and Madsen s authority framework recognizes that international judges can and often do everything they should do to ensure that their rulings possess the gravitas and stature that national courts enjoy Yet even when imbued with these characteristics the parties to the dispute potential future litigants and the broader set of actors that monitor and respond to the court s activities may fail to acknowledge the rulings as binding or take meaningful steps to modify their behaviour in response to them For both specific judicial institutions and more generally the book documents and explains why most international courts possess de facto authority that is partial variable and highly dependent on a range of different audiences and contexts and thus is highly fragile An introduction situates the book s unique approach to conceptualizing international court authority within theoretical debates about the authority of global institutions International Court Authority also includes critical reflections on the authority framework from legal theorists international relations scholars a philosopher and an anthropologist The book s conclusion questions a number of widely shared assumptions about how social and political contexts facilitate or undermine international courts in developing de facto authority and political power

The Concept of Military Objectives in International Law and Targeting Practice

Agnieszka Jachec-Neale, 2014-10-24 The concept that certain objects and persons may be legitimately attacked during armed conflicts has been well recognised and developed through the history of warfare This book explores the relationship between international law and targeting practice in determining whether an object is a lawful military target By examining both the interpretation and its post ratification application this book provides a comprehensive analysis of the definition of military objective adopted in 1977 Additional Protocol I to the four 1949 Geneva Conventions and its use in practice Tackling topical issues such as the targeting of TV and radio stations or cyber targets Agnieszka Jachec Neale analyses the concept of military objective within the context of both modern military doctrine and the major coalition operations which have been undertaken since it was formally defined This monograph will be of great interest to students and scholars of international law and the law of armed conflict as well as security studies and international relations

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