

mandates that intelligence activity authorities shall not interfere with any authorized criminal law enforcement responsibility.

*j.* The receiving USACIDC element will refer information related to systemic weaknesses or managerial deficiencies, not of a criminal nature, to the appropriate commander.

*k.* Criminal intelligence (law enforcement information gathering activities) will be handled as follows:

(1) The USACIDC has primary responsibility to operate a criminal intelligence program. The program will be designed to obtain, record, process, analyze, and disseminate information concerning criminal activities and terrorist threats directed against, involving, or affecting U.S. Army operations, material, personnel, and installations. The program will also develop, analyze, and report on the methods of operations used in criminal activities and terrorist operations. It will also be used to assess the vulnerability of Army activities to crime. The focus of the criminal intelligence program will be the detection, analysis, and prevention of criminal activity affecting the Army. Information gathered may be factual, fragmentary, or unsubstantiated.

(2) The USACIDC criminal intelligence gathering activities are not “counter-intelligence related” and are excluded from the provisions of AR 380–13 in accordance with AR 380–13, paragraph 3*b*(6). Safeguards will be established to preclude unauthorized release of information.

(3) The USACIDC units will ensure that within their area of responsibility there is close coordination and mutual exchange of criminal intelligence between their unit and other military and civilian law enforcement agencies on matters of common interest. Source confidentiality will be maintained.

(4) In no case will criminal information be restricted to USACIDC channels when that information provides strong indications that an offense is imminent and the commission of that offense will affect the safety or security of U.S. Army operations, personnel, or material. Release will be made only to the extent necessary to prevent the commission of the offense.

(5) Information concerning criminal activity of interest to agencies other than the DOD will be reported to the appropriate agency. In overseas areas where representatives of other Federal investigative agencies are not present, information of interest to those agencies will be forwarded to the Commander, USACIDC (CIOP–IN), 6010 6th Street, Fort Belvoir, VA 22060–5506, for appropriate dissemination. All releases of information under this provision will be in accordance with AR 340–21, paragraph 3–2.

(6) Criminal intelligence about an individual may be disseminated outside law enforcement channels only to those persons whose official duties create a definite and identifiable need for them to have access. Dissemination will be made to the minimum number of persons possible. All releases of information under this provision will be in accordance with AR 340–21, paragraph 3–2.

*l.* The contents of Army investigative files will be restricted to information that is necessary and relevant to authorized criminal investigation and law enforcement information gathering activities. Off-post incidents: When a U.S. Army Soldier (or in cases outside the United States (not in contingency operation) when a DA civilian in the scope of his duties, or while on Government time, or the immediate Family member of a U.S. Army Soldier) is identified as a suspect/subject for an off-post incident involving one of the following offenses: death (less accidental and natural death, and fatal traffic accident (unless the driver of a Government vehicle is at fault)), all sexual assaults, kidnapping, forcible sodomy, aggravated arson, robbery of a business, and drug offense(s) and weapons theft/smuggling, meeting the Serious and Sensitive Incident reporting criteria as defined in CIDR 195–1, or if a Soldier is the victim of a suspected suicide, coordination will be made with local law enforcement to conduct a Joint investigation. If local law enforcement does not wish to participate in a Joint investigation, Criminal Investigation Command (CID) elements will report the aforementioned investigation as a collateral investigation. Collateral ROIs (transmitting reports of criminal investigations received from civilian agencies) pertaining to other offenses within USACIDC normal investigative responsibility will be forwarded by provost marshals or security officers in accordance with AR 190–45, chapter 4, to the U.S. Army Crime Records Center (USACRC). An information copy of the DA Form 3975, with the civilian police report as an enclosure, will be provided to the supporting USACIDC element to ensure the receipt of criminal information. When the overall interests of the Army would be best served, the USACIDC may assume collateral reporting responsibility for any particular off-post investigation by notifying the appropriate provost marshal or security officer.

## **Chapter 2**

### **U.S. Army Criminal Investigation Command organization**

#### **2–1. General**

*a.* The USACIDC is a DRU to the Provost Marshal General (see AR 10–87 and DAGO 2006–22). It is composed of a command headquarters, the U.S. Army Criminal Investigation Laboratory (USACIL), the USACRC, and subordinate brigades down to detachments.

*b.* In nontactical situations, each USACIDC unit is a tenant activity at an Army installation, providing investigative support to the installation commander as well as to the commanders of all other Army elements located within a