Lt Gen Schmidt & BG Furlow Report

27 Findings

(Provisional Recommendations)

JS GHOST DOCS 716

SF-01 "Impersonation of FBI Special Agent"

PROBLEM
(U) "That DoD interrogators improperly impersonated FBI agents or Department of State officers during the interrogation of detainees."

RECOMMENDATION

(U) The allegation should be closed. The technique, while authorized, was undermining the inter-agency working relationship. No additional corrective action is necessary or appropriate.
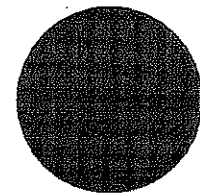
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OCR: USD(I)

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SF-02 "Lap Dance"

PROBLEM

(U) "That a female military interrogator performed a "lap dance" on a detainee during an interrogation. I have expanded this allegation to "That female military interrogators performed acts designed to take advantage of their gender in relation to Muslim males."

RECOMMENDATION

(U) Command action was effective and sufficient with respect to the individual interrogators. AR 15-6 recommends that the approval authority for the use of gender coercion as futility technique be withheld to the JTF GTMO-CG.
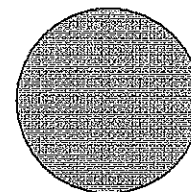
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SF-03 "Menstrual Blood"

PROBLEM
(U) "That a female military interrogator wiped "menstrual blood" on a detainee during an interrogation."

RECOMMENDATION
(U) Command action was inadequate with respect to the individual interrogator. The interrogator should have been formally admonished or reprimanded for using a technique that was not approved in advance. Advance approval ensures that retaliatory techniques are not employed on impulse. Considering the lapse in time, recommend this allegation be closed.
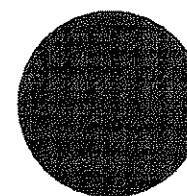
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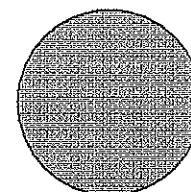
294

SF-04 "Loud Music"

PROBLEM
(U) "That DoD interrogators improperly played loud music and yelled at detainees."

RECOMMENDATION
(U) The allegation should be closed. Recommend JTF-GTMO develop specific guidance on the length of time that a detainee may be subjected to futility music. Placement of a detainee in the interrogation booth and subjecting him to loud music and strobe lights should be limited and conducted within clearly prescribed limits.

OPR: SOUTHCOM
OCR: USD(I)

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SF-05 "Heat & Cold"

PROBLEM
(U) "That military interrogators improperly used extremes of heat and cold during their interrogation of detainees."

RECOMMENDATION
(U) The allegation should be closed.

OPR: SOUTHCOM
OCR: USD(I)

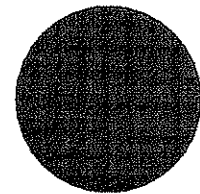### FIX/ACTION/CHANGE:

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SF-06 "Sleep Deprivation"

PROBLEM
(U) "That military interrogators improperly used sleep deprivation against detainees."

RECOMMENDATION
(U) The allegation should be closed. Recommend USSOUTHCOM clarify policy on sleep deprivation.

OPR: SOUTHCOM
OCR: USD(I)

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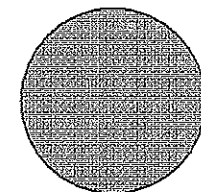
SF-07 "Duct Tape"

PROBLEM

(U) "That military interrogators used duct tape to cover a detainee's mouth and head."

RECOMMENDATION

(U) Command action was inadequate with respect to the ICE Chief. He should be formally admonished or reprimanded for directing an inappropriate restraint to be used on a detainee.

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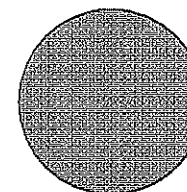
PROBLEM
(U) "That military interrogators improperly chained detainees and placed them in a fetal position on the floor."

RECOMMENDATION
(U) The allegation should be closed. The AR 15-6 was not able to find any evidence to adequately assign responsibility for these actions. This practice is now specifically prohibited by current GTMO interrogation policy.

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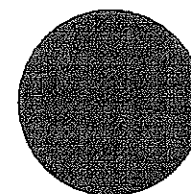
SF-09 "Interrogation Interference"

PROBLEM
(U) "That military personnel improperly interfered with FBI interrogators in the performance of their FBI duties."

RECOMMENDATION
(U) The allegation should be closed.

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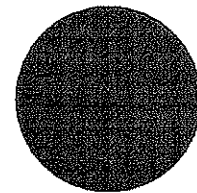
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SF-10 "Food & Water"

PROBLEM
(U) "That military interrogators denied detainees food and water for long periods of time."

RECOMMENDATION
(U) The allegation should be closed.

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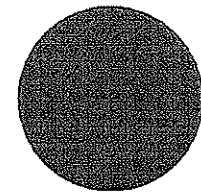
SF-11 "Military Working Dogs"

PROBLEM
(U) FIRST SPECIAL INTERROGATION PLAN
"That military interrogators improperly used military working dogs (MWD) during interrogation sessions to threaten detainees, or for some other purpose."

RECOMMENDATION
(U) The allegation should be closed. While the ICE Chief was aware of and condoned the first use of the MWD, additional corrective action is not necessary. The event occurred on two occasions and was expressly approved after the first occasion for this detainee. This practice is now specifically prohibited by current GTMO interrogation policy.

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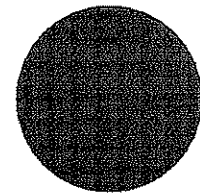
SF-12 "Lap Dance"

PROBLEM
(U) FIRST SPECIAL INTERROGATION PLAN "That a female military interrogator performed a "lap dance" on a detainee during an interrogation. I have expanded this allegation to "That female military interrogators performed acts designed to take advantage of their gender in relation to Muslim males."

RECOMMENDATION
(U) The allegation should be closed. No command action is necessary with respect to the individual interrogators. Their supervisor acknowledged that he approved the approached at the time of the interrogation. AR 15-6 recommends that the approval for the use of gender coercion as futility techniques be withheld to the JTF-GTMO CG.

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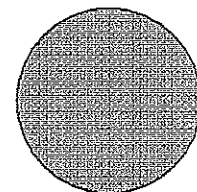
SF-13 "Loud Music"

PROBLEM
(U) FIRST SPECIAL INTERROGATION PLAN "That DoD interrogators improperly played loud music and yelled at detainees."

RECOMMENDATION
(U) The allegation should be closed. Recommend JTF-GTMO develop specific guidance on the length of time that a detainee may be subjected to futility music. Placement of a detainee in the interrogation booth and subjecting him to loud music and strobe lights should be limited and conducted within clearly prescribed limits.

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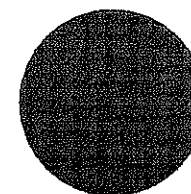
SF-14 "Heat & Cold"

PROBLEM
(U) FIRST SPECIAL INTERROGATION PLAN
That military interrogators improperly used extremes of heat and cold during their interrogation of detainees."

RECOMMENDATION
(U) The allegation should be closed.

OPR: SOUTHCOM
OCR:

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305

SF-15 "Sleep Deprivation"

PROBLEM
(U) FIRST SPECIAL INTERROGATION PLAN
That military interrogators improperly used sleep deprivation against detainees."

RECOMMENDATION
(U) The allegation should be closed.
Recommend USSOUTHCOM clarify policy on sleep deprivation.

OPR: SOUTHCOM
OCR: USD(I)

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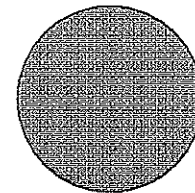
SF-16 *"Inappropriate Interrogation Techniques"*

PROBLEM
(U) FIRST SPECIAL INTERROGATION PLAN
In addition to the FBI allegations addressed above, additional interrogation techniques (not all inclusive) were used in the interrogation of the subject of the first Special Interrogation Plan. Each act is documented in the interrogation MFR's maintained on the subject of the first Special Interrogation Plan.

RECOMMENDATION
(U) The Commander JTF-GTMO should be held accountable for failing to supervise the interrogation of the subject of the first Special Interrogation Plan and should be admonished for that failure.

OPR: SOUTHCOM
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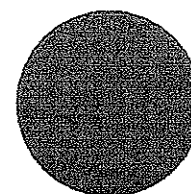
SF-17 "Additional Allegations"

PROBLEM

(U) In addition to the allegations above, the AR 15-6 also considered additional allegations raised specifically by the subject of the first Special Interrogation Plan.

RECOMMENDATION

(U) The allegation should be closed.

OPR: SOUTHCOM
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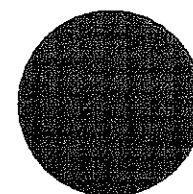
SF-18 "Subject to Torture"

PROBLEM
(U) SECOND SPECIAL INTERROGATION PLAN
In addition to the interrogation logs, the AR-16 also considered allegations of abuse raised by the subject of the second special interrogation, himself. Specifically, after months of cooperation with interrogators, on 11 Dec 04, the subject of the second special interrogation notified his interrogator that he had been "subject to torture" by past interrogators during the months of July to October 2003.

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RECOMMENDATION
(U) The allegation should be closed.

OPR: SOUTHCOM
OCR:

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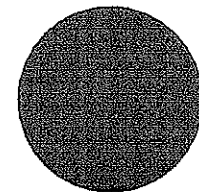
SF-19 "Removal of BDU Tops"

PROBLEM

(U) The subject of the second special interrogation alleges that female military interrogators removed their BDU tops and rubbed themselves against the detainee, fondled his genitalia and made lewd sexual comments, noises, and gestures.

RECOMMENDATION

(U) The allegation should be closed.

OPR: SOUTHCOM
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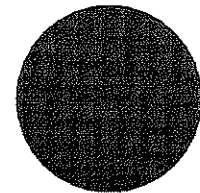
SF-20 "Hit by Guards"

PROBLEM
(U) The subject of the second Special Interrogation Plan alleges that in late summer of 2003 he was hit by guards and an interrogator "very hard" and "with all their strength" he was hit "all over."

RECOMMENDATION
(U) The allegation should be closed.

OPR: SOUTHCOM
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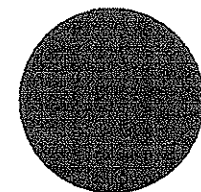
SF-21 "Navy Captain"

PROBLEM
(U) A DoD interrogator improperly impersonated a Navy Captain assigned to the White House.

RECOMMENDATION
(U) The allegation should be closed. No further action necessary.

OPR: SOUTHCOM
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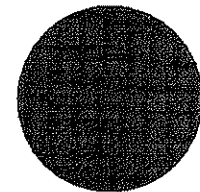
SF-22 "Threats to Detainee & Family"

PROBLEM
(U) That Military Interrogators threatened the subject of the second special interrogation and his family.

RECOMMENDATION

(U) While the threats do not rise to the level of torture as defined under U.S. law, the facts support a conclusion that the Special Team Chief violated the UCMJ, Article 134, by communicating a threat. Recommend his current commander discipline the Special Team Chief.

OPR: SOUTHCOM
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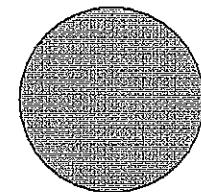
SF-23 "Treatment of All Detainees"

PROBLEM

RECOMMENDATION
(U) Recommend a policy-level review and determination of the status and treatment of all detainees, when not classified as EPWs. This review needs to particularly focus on the definition of humane treatment, military necessity, and proper employment of interrogation techniques. (e.g. boundaries or extremes)

OPR: DASD-DA
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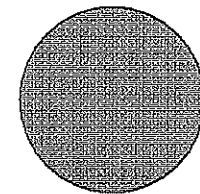
SF-24 "Authorized Interrogation Techniques"

PROBLEM

RECOMMENDATION
• (U) Recommend study of the DoD authorized interrogation techniques to establish a framework for evaluating their cumulative impact in relation to the obligation to treat detainees humanely.

OPR: USD(I)
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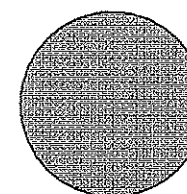
SF-25 "Interrogation Training"

PROBLEM

RECOMMENDATION
(U) Recommend a reevaluation of the
DoD and Inter-agency interrogation
training consistent with the new realities
of the requirements of the global war on
terror.

OPR: USD(I)
OCR:

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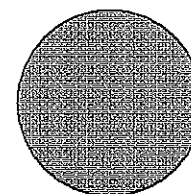
SF-26 "Role of MP"

PROBLEM

RECOMMENDATION

- (U) Recommend a policy-level determination on role of Military Police in "setting the conditions" for intelligence gathering and interrogation of detainees at both the tactical level and strategic level facilities.

OPR: USD(I)
OCR: USA

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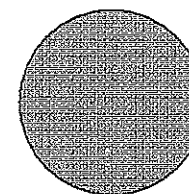
SF-27 "Standards for Interrogation"

PROBLEM

RECOMMENDATION
(U) Recommend an Inter-Agency policy review to establish "standards" for interrogations when multiple agencies and interrogation objectives are involved. Particular emphasis should be placed on setting policy for who has priority as the lead agency, the specific boundaries for the authorized techniques in cases with multiple agencies involved, a central "data-base" for all intelligence gathered at a detention facility, and procedures for record keeping to include historical, litigation support, lessons learned, and successful/unsuccessful intelligence gathering techniques.

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Inter-agency Action: DOJ

318
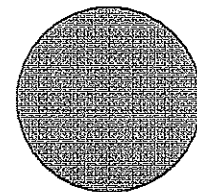
LTG Kiley
Report

23 Findings

(Provisional Recommendations)

319

K-01 "Medical Records –Detainee Abuse Reporting"

PROBLEM
(U) A significant number of medical personnel surveyed from the AC/RC that have served or are serving in OEF, GTMO and OIF report they did not receive any school training on detainee medical records or training on detainee abuse reporting.

RECOMMENDATION
(U) AMEDDC&S should ensure standardization of training of detainees healthcare documentation and disposition of retired detainee records across the entire healthcare spectrum in all theaters, from the point of capture and collection point to the detention facilities.

OPR: Army
OCR: OSD

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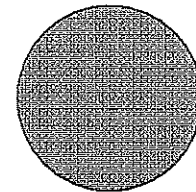
K-02 "Training-TOE 70E & 91G Personnel"

PROBLEM

(U) PAD officers expressed concerns about maintaining proficiency for TOE 70E and 91G personnel. Skills training and sustainment have not been a unit priority.

RECOMMENDATION

(U) Establish a team under the direction of the AMEDDC&S comprised of clinicians and PAD expertise with exceptional knowledge of the generation, storage, maintenance and collection of detainee medical records from the point of capture, collection point to the detention facilities. The tasks and training content should be developed by this team. The AMEDDC&S should facilitate this process. The above team should analyze courses' POIs and LPs to determine training gaps in the generation, storage and collection of detainee medical records. (U) Create and deploy an exportable training package specific to the generation, storage and collection of detainee medical records for medical personnel in AC/RC TDA and TOE medical units. Medical assets assigned to AC/RC MP and maneuver units should receive the training package. (U) Incorporate training that is focused on the generation, storage and collection of detainee medical records into the 70E and 91G courses. (Additional recommendations cited on 6-5 not recorded due to limited space available).

OPR: Army
OCR: OSD

321

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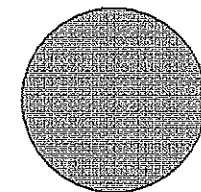
K-03 "Medical Reporting-Detainee Abuse"

PROBLEM
(U) Less than half of all students surveyed reported that training included a process of medical reporting for suspected detainee abuse.

RECOMMENDATION
(U) Tools should be introduced to assist students in recalling their training; for example, a reference pocket training aid. The tool should display a decision algorithm to assist them in distinguishing actual or suspected abuse from injuries as a result of lawful combat operations. (U) AMEDDC&S, as the proponent for training of medical personnel in detainee healthcare across the entire healthcare spectrum in theater, from the point of capture and collection point to a detention facility should: (see 6-14). (U) MEDCOM should provide all medical senior leaders (AC/RC) detention care policies, regulations and references which could be accessed through the Army Knowledge Online (AKO) site. MEDCOM should continually update AKO so that evolving guidance, tools and references are current (see 6-14).

OPR: Army
OCR:

322

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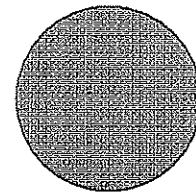
K-04 "Standard of Care"

PROBLEM
(U) Present DA and DoD guidance regarding the standard of care for detainees has gaps, at times is ambiguous, and is not specific enough.

RECOMMENDATION
Although not required by law, DA guidance (DOD level is preferable) should standardize detainee medical operations for all theaters, should clearly establish that all detained individuals are treated to the same care standards as U.S. patients in the theater of operation, and require that all medical personnel are trained on this policy and evaluated for competency. Specific areas of guidance should include: 1) initial and continual screening assessments, 2) medical care equal to standards for U.S. Soldiers in the theater of operations, 3) informed consent, 4) protection of detainee medical information, 5) documentation in and handling of medical records, 6) recognition, documentation, and reporting of suspected abuses, 7) planning factors for medical resources required for detainee care. (U) All medical personnel must be trained on this guidance, with follow-up assessment of competency. (Recommendation continues - see 7-6)
OPR: OSD
OCR: Army

323

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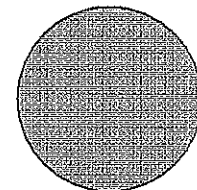
K-05 "Medical Screening"

PROBLEM
(U) Guidance regarding criteria for pre and post-interrogation medical screening is inconsistent.

RECOMMENDATION
(U) DA guidance (DoD level is preferable) should: a) authorize medical personnel to halt any interrogation or interrogation technique if the detainee's health or welfare is endangered; b) require interrogations to stop immediately if a detainee requires any medical treatment during the interrogation; c) authorize medical personnel to perform pre- and post-interrogation med evals at their discretion; d) require pre-, during, and post-interrogation medical care delivered to be documented and included in the detainee medical records; e) require all pre, during and post-interrogation medical evaluations be performed and included in the detainee medical records; f) describe the process for documenting medical care during or due to an interrogation; g) describe the process to report and document in the medical record suspected abuse; h) require medical personnel to be trained on the above recommendations, with follow-up assessment of competency to measure the effectiveness of training.

OPR: OSD
OCR: USD(I)

324

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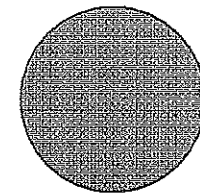
K- 06 "Maintaining Medical Records"

PROBLEM

(U) Detention facilities that kept medical records - Interviewees from units providing level I and II medical care reported extreme variability in method of documentation, circumstances influencing the creation of documentation, and the maintenance and final disposition of detainee medical records.

RECOMMENDATION

(U) Require that detainee medical records at facilities that deliver level III and higher care be generated in the same manner as records of U.S. patients in theater. Address the appropriate location an duration of maintenance as well as the final disposition of detainee medical records at facilities that deliver level III or higher care. Define appropriate generation, maintenance, storage, and final disposition of detainee medical records at units that deliver level I and II care. Address the need for uniform documentation, to include accurate identification of all individuals entering information into all detainee medical records. Clearly outline the rules for access to detainee medical records and provision of medical information to non-health care providers. The guidance should only permit release of detainee medical information to interrogators when needed to ensure the health and welfare of the detainee.

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OPR: Army

OCR:

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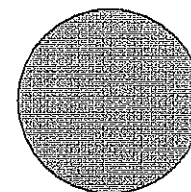
K-07 "Defining Detainee Abuse"

PROBLEM
(U) Medical personnel are often in a position to observe the physical evidence of actual or suspected abuse. Alleged abuse can also be revealed when obtaining a detainee's medical history. Specific guidance is required defining detainee abuse.

RECOMMENDATION
(U) A DA definition of detainee abuse should be adopted (a DoD definition is preferable). (U) At all levels of professional training medical personnel should receive instruction on the definition of detainee abuse and the requirement to document and report actual or suspected detainee abuse. (U) Pocket cards should be developed and distributed to all deploying medical personnel with "Medical Rules of Engagement" on the front and a training aid on detainee abuse on the back.

OPR: OSD
OCR: Army

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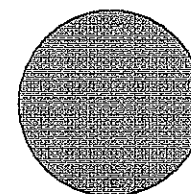
K-08 "Documenting Detainee Abuse"

PROBLEM
(U) Medical personnel did not consistently nor uniformly document detainee abuse on the medical record.

RECOMMENDATION
(U) A DA definition of detainee abuse should be adopted (a DoD definition is preferable). DA standard requiring actual, alleged or suspected abuse be documented in a detainee's medical record. The standard should require: 1) Documentation of actual, alleged or suspected abuse in the detainee's medical record, 2) the medical provider's opinion if the medical evidence supports actual, alleged or suspected abuse. (U) If the medical evidence fails to support the alleged abuse this fact should be noted in the detainee's medical record. (U) If the medical evidence is consistent with abuse, or is inconclusive, medical personnel must report the alleged or suspected abuse to the hospital/MTF commander. (U) A notation in the detainee's medical record that a report was made, when and to whom. (U) A DA standard detainee medical screening form should be developed and fielded.

OPR: OSD
OCR: USA

327

FIX/ACTION/CHANGE:
Fix:
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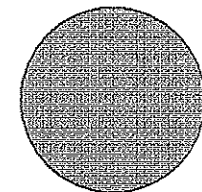
K-09 "Reporting Actual or Suspected Detainee Abuse"

PROBLEM

(U) Medical personnel interviewed failed to properly report actual or suspected detainee abuse which had not otherwise been conveyed to an appropriate authority.

RECOMMENDATION

(U) At all levels of professional training, medical personnel should receive instruction on the requirement to document and report actual or suspected detainee abuse. This training should include the definition and signs of actual or suspected detainee abuse. (U) Scenario-based training on detecting abuse should be developed and fielded at all PPPs, MUICs, and reserve medical training sites. All deploying medical personnel should receive this training prior to arrival in theater. All deploying medical personnel, prior to arrival in theater, should receive refresher training on the requirements and procedures to document and report actual or suspected detainee abuse. (U) All individual and collective training for medical personnel should include reinforcing training on recognizing and reporting actual or suspected detainee abuse. (U) Follow-on competency evaluations should be incorporated into all training guidance and plans.

OPR: OSD
328 **OCR: Army**

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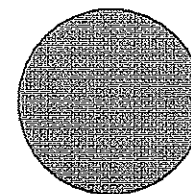
K-10 "Policy - Reporting Detainee Abuse"

PROBLEM
(U) The Team did not discover a theater level policy specifically requiring medical personnel to report detainee abuse.

RECOMMENDATION
(U) Clearly written standardized policies for documenting and reporting actual or suspected detainee abuse should exist at all levels of command. These policies must then receive command emphasis on a continuing basis. (U) Medical planners at all levels should ensure clearly written standardized guidance is provided to medical personnel. This guidance should list possible indicators of abuse and contain concise instruction on how, and to whom medical personnel should document and report actual or suspected abuse. (U) Develop DA level guidance on the procedures for processing allegations of abuse not supported by medical evidence. This guidance should contain clear instructions on how medical personnel should properly document allegations of abuse that are not further reported based on lack of medical evidence.

OPR: OSD
OCR: Army

329

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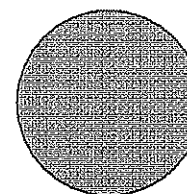
K-11 "Use of Translators"

PROBLEM
(U) Site Visits to OEF, GTMO and OIF - Translators used during medical intakes and other clinic visits were also used by MI staff during interrogations.

RECOMMENDATION
(U) CFLCC guidance, regulations, and standards in relation to detainee healthcare, to OEF and OIF theaters, should be standard across the AOR, consistent with DoD guidance, and disseminated to the lowest levels. (U) Prior to the onset of operations, combat or humanitarian, dedicated translators must be embedded within level III healthcare units, for use by medical assets only. (U) OIF medical commanders should ensure medical assets are in place, and have a viable system to replenish them when necessary, at level I or II facilities that have significant detainee contact. (U) To ensure that medical information is protected, translators assisting medical personnel with detainee care should not assist interrogators who question the same detainees.

OPR: OSD
OCR: CENTCOM

FIX/ACTION/CHANGE:

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330
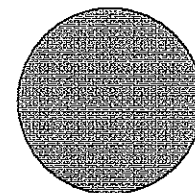
K-12 "Available Assets - EPW Medical Care"

PROBLEM

(U) OIF Theater Preparation for Detainee Medical Care - There were limited assets allocated to provide support for detainee/EPW medical care.

RECOMMENDATION

(U) The AMEDD should establish an experienced SME team to: 1) comprehensively define the personnel, equipment and supply needs for detainee operations, 2) develop a method to ensure a flexible delivery system for these special resources to the appropriate levels of care and for the entire timeline of future military operations. (U) Military planners need to assume that there is a high likelihood for detainee operations in all future conflicts and must allocate resources for detainee medical care in the planning process.

OPR: OSD
OCR: CENTCOM / Army

FIX/ACTION/CHANGE:

Fix:

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331
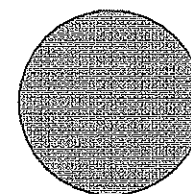
K-13 "Standardized Guidance – Med Screening"

PROBLEM

(U) Medical Screening and Sick Call at the DIF's and Prisons lacks standardized guidance.

RECOMMENDATION

(U) DA guidance (DoD) level is preferable) should: 1) require initial medical screening examinations upon in processing to a detention facility, daily access to medical care for all detainees, and appropriate training, 2) daily access to medical care for all detainees. (U) All military personnel must be trained on the above policy and demonstrate competency.

OPR: OSD
OCR: Army

FIX/ACTION/CHANGE:

Fix:

Action:

Change:

332
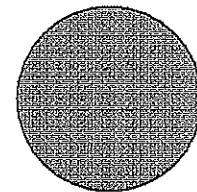
K-14 "Restraints"

PROBLEM
(U) Restraints/Security - The use of physical restraints for detainees lacks specific guidance.

RECOMMENDATION
(U) DA guidance (DoD) level is preferable) should standardize the use of restraints for detainees in units delivering medical care. The guidance should contain clear rules for security-based restraint versus medically-based restraint. Medical personnel must be trained on this guidance, with follow-up competency evaluations. (U) Use of restraints on any patient should be appropriately documented in the medical record. (U) All facilities providing level II of III care should be appropriately supplemented with MPs dedicated to provide detainee security.

OPR: OSD
OCR: Army

FIX/ACTION/CHANGE:
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333
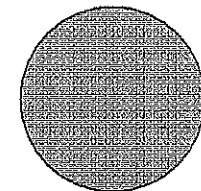
K-15 "Photographing Detainees"

PROBLEM
(U) Medical Personnel Photographing Detainees - There are inconsistencies among AR's, individual unit guidance, and usual medical practices regarding photographing detainees.

RECOMMENDATION
(U) DA guidance (DoD level is preferable) should: 1) authorize photographing detainee patients for the exclusive purpose of including these photos in medical records, and not require informed consent for photographs used in this manner, 2) Mandate that photographers of detainees taken by medical personnel for other reasons, including future personal education material, research, or unit logs, must first have informed consent from the detainee. (U) Guidance for the above should be included in AR 190-8, which is currently under revision.

OPR: OSD
OCR: Army

FIX/ACTION/CHANGE:

Fix:

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334
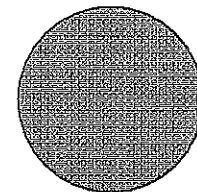
PROBLEM

(U) Use of Behavioral Science Consultation Teams (BSCT) in the Interrogation Process - Conflicts surfaced involving the lack of SOPs, policy and guidance on how to function in the BSCT role.

RECOMMENDATION

(U) DoD develop well-defined doctrine and policy for the use of BSCT members. (U) DA policy should permit only BSCT personnel to participate in interrogation planning. (U) Psychiatrists/physicians should not be used in a BSCT role. (U) All psychologists and behavioral health technicians serving in BSCT positions should receive structured training on the roles and responsibilities while functioning in this capacity. (U) MI personnel should clearly understand the defined roles, responsibilities and limitations of behavioral health personnel serving in a BSCT position. (U) All psychologists utilized as BSCT members should be senior, experienced personnel.

OPR: OSD
OCR: Army / USD(I)

FIX/ACTION/CHANGE:

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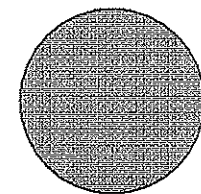
K-17 "Participation in Interrogation"

PROBLEM

(U) Medical Personnel Interactions with Interrogators - On rare occasions, medical personnel participated in interrogations occurring in OIF at units providing level I or II care.

RECOMMENDATION

(U) DA guidance (DoD level is preferable) should: 1) prohibit all medical personnel from participating in interrogations. This includes medical personnel with specialized language skills serving as translators, 2) empower medical personnel to halt interrogations when any examinations or treatment is required. (U) All military personnel should be trained on the above recommendations. (U) Scenario training is highly recommended. (U) Follow-on competency evaluations should be incorporated into all training guidance and plans.

OPR: OSD
OCR: Army

FIX/ACTION/CHANGE:

Fix:

Action:

Change:

336
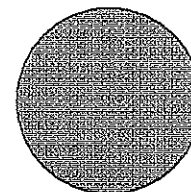
K-18 "Stress on Medical Personnel"

PROBLEM
(U) Stress on Medical Personnel Providing Detainee Medical Care - Medical personnel must be prepared for the psychological aspects of providing detainee care.

RECOMMENDATION
MEDCOM should establish an experienced SME Team comprised of a psychiatrist, a psychologist, clinical representation from all levels of care, and include representation from a Chaplain. The team should: 1) comprehensively define the training requirements for medical personnel for inclusion into their pre-deployment preparation, 2) consider revising CSC doctrine to effectively deliver support to medical personnel in theater. 3) develop an effective system to regularly monitor post deployment stress, 3) refine leadership competencies to assess, monitor and identify coping strategies of medical personnel in a warfare environment. (U) AMEDDC&S should develop the training content defined by the above team. The above team should approve the content. The training should include ethical dilemmas medical personnel face and the emotional aspects in providing care to insurgents and detainees. (U) MEDCOM should assure post deployment mental health assessment of medical personnel and provide follow-up care.

    OPR: Army

    OCR:

337

FIX/ACTION/CHANGE:

Fix:

Action:

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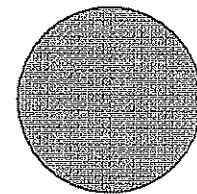
K-19 "JRTC – Quality of Training"

PROBLEM
(U) Joint Readiness Training Center (JRTC) - JRTC observer controllers expressed concerns that there were no selection criteria to serve as an OC and it impacts on the quality of training.

RECOMMENDATION
(U) Establish a SME team comprised of expertise from clinicians to develop the tasks and framework to formalize the training program. The framework should encompass all levels of care, from point of capture to care in the detention facility. (U) The above team should assess the current training, specifically the scenarios to determine training deficiencies and determine the best practices in improving the quality of training as it relates to detainee medical care. (U) Since AMEDD personnel must be prepared to provide care across the entire healthcare spectrum in theater, from the point of capture and collection point to the prison facilities, the training content should be developed by medical personnel with exceptional knowledge of detainee care. Additionally, the team should be comprised of representation from JAG, a medical ethicist, and subject matter experts serving in the prison healthcare system. The team members should develop the content and the JRTC medical OCs should facilitate. (Recommendation continues- see 19-2)
OPR: Army
OCR:

FIX/ACTION/CHANGE:

Fix:

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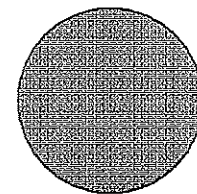
K-20 "NTC-Update Med Training"

PROBLEM
(U) National Training Center (NTC) - NTC has evolved to mirror the ITO in battlefield causing the need to update medical training.

RECOMMENDATION
(U) Add a detainee medical operations specific task to the Expert Field Medical Badge task list. (U) Add detainee medical operations into combat lifesaver training - the true first interface between the fighting force medical provider and the detainee. (U) Commanders need to incorporate detainee medical operations into the METL.

OPR: Army
OCR:

FIX/ACTION/CHANGE:

Fix:

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339
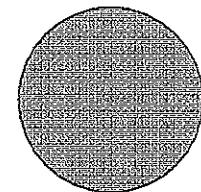
K-21 "PPPs – Lack of Sufficient Training"

PROBLEM

(U) Power Projection Platforms (PPP) - PPPs lack sufficient training to educate medical personnel deploying to a detainee healthcare mission in theater.

RECOMMENDATION

(U) PPPs need to ensure medical personnel deploying are able to use their time at the training site to prepare for their upcoming mission. They should not be tasked with non-training missions unless a quantifiable training effect can be assessed from such medical care. (U) PPP's need to make their training "theater-specific to ensure Soldiers processing through are adequately informed of any unique theater challenges or dangers. (U) Geneva Conventions/Law of War training needs to be improved upon by reflecting current rules of engagement and ethical challenges facing Soldiers. (U) Units should still bear the responsibility of training Soldiers on detainee medical records.

OPR: Army
OCR:

340

FIX/ACTION/CHANGE:

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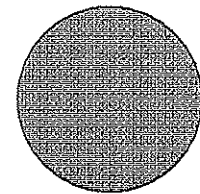
K-22 "CRCs – Insufficient Training"

PROBLEM
(U) CONUS Replacement Centers (CRC) - CRCs do not provide classes on the generation, collection and storage of detainee medical records or on reporting detainee abuse.

RECOMMENDATION
(U) CRCs need to look at opportunities to expand current detainee operations training to include more comprehensive teachings on reporting suspected or actual detainee abuse. (U) Geneva Convention/Law of War training needs to be improved upon by reflecting current rules of engagement and ethical challenges facing Soldiers and use a scenario based component to enhance learning modalities. It needs to emphasize reporting suspected or actual abuse. (U) Units should still bear the responsibility of training soldiers on detainee medical records.

OPR: Army
OCR:

FIX/ACTION/CHANGE:

Fix:

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341
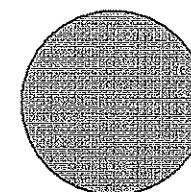
K-23 "EAIT Training"

PROBLEM

(U) Military Intelligence Training - The Enhanced Analysis and Interrogation Training (EAIT) course was established as an advanced course for Human Intelligence Collectors and Intelligence Analysts who would be working at the GTMO detention facility. The curriculum for the EAIT course is very dynamic, and rather than being driven by doctrine, as is the 97 E training, it appears to be driven by the leadership needs at GTMO for their ever-changing personnel staffing need/desires.

FIX/ACTION/CHANGE:

Fix:

Action:

Change:

RECOMMENDATION

(U) DA, or preferably DoD, should exercise oversight in the revision of current interrogation training doctrine to ensure compatibility with the Geneva Conventions, the Law of War, and all policies that apply to medical personnel.

OPR: OSD
OCR: Army

342
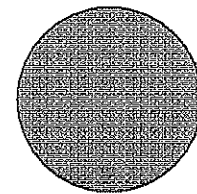
SECRET

15 February 2002

INFORMATION PAPER

Subject: Detainee Review and Screening Team (DRST) Operations in Kandahar (S)

(b)(1)

2. (U) Key Points.

(b)(1)
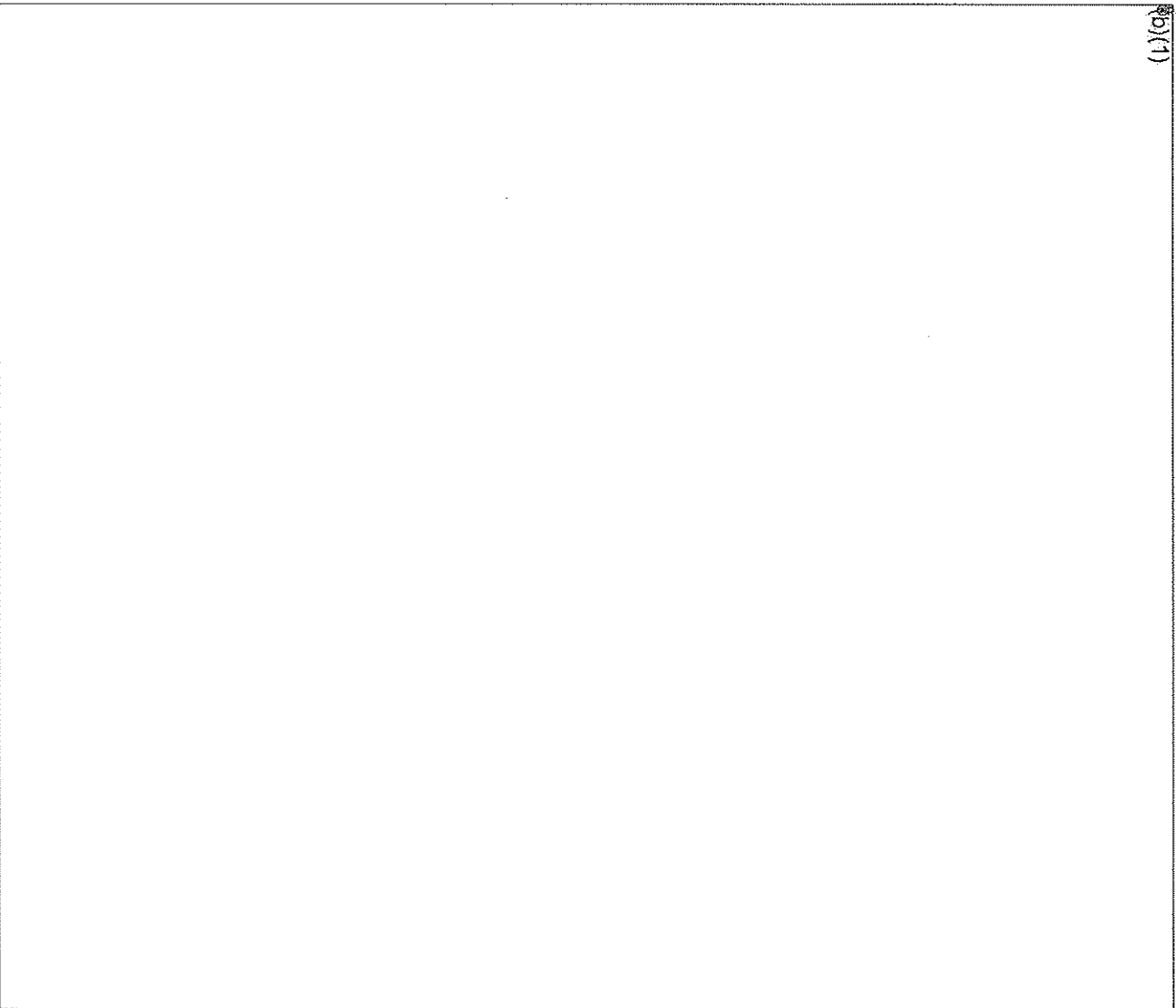
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3. (U) Recommendations:

(b)(1)

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(b)(1)

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(b)(6)

Prepared by:

Detainee Senior Leadership Oversight Council Meeting

BG Robert L. Caslen
J-5 Deputy Director for the War on Terrorism

08 December 2005

JS GHOST DOCS 770

Agenda

0800 - Opening Remarks

0815 - Review Open Recommendations

1200 - Lunch

1245 - Review Open Recommendations (Cont)

1630 - Way Ahead

Comprehensive Reviews

Report completed

Report not completed

Ongoing

Kiley
Medical Review
Apr 05

Navy IG FOIA

CID
Investigate Serious Crimes

Church
Review of DOD Interrogation Ops
Mar 05

Schmidt/Furlow
FBI Interrogation Memos
Jun 05

Ryder
Detention Operations
Nov 03

DAIG
Functional Assessment
Jul 04

Miller
Interrogation Operations
Sep 03

Taguba
Investigate 800th MP BDE
Mar 04

Kern
Investigate 205th MI BDE
Aug 04

Church
Gaps & Seams Report
Aug 04

Navy IG
Detainee Care at GTMO
May 04

Jacoby
Detainee OPS Afghanistan
Aug 04

USAR IG
Reserve MP/MI Unit TNG

DAIG
Senior Accountability
Apr 05

Formica
Detainee Abuse By SOF
Nov 04

Schlesinger
Comprehensive Review of Detention Operations
Aug 04

Updated: 01 Dec 2005

Recommendations Status by Report

Source Report	Recommendations	Closed Items	Open Items (Amber)	Open Items (Blue)
RYDER	160	117	5	38
MILLER	21	17	3	1
TAGUBA	35	32	3	0
DAIG	52	34	14	4
FAY	28	15	11	2
JONES	19	9	6	4
SCHLESINGER	14	2	8	4
JACOBY	32	24	5	3
FORMICA	8	6	0	2
CHURCH G&S	17	9	3	5
CHURCH DO & DIT	44	18	24	2
CHURCH GTMO/CHAR	12	9	2	1
SCHMIDT & FURLOW	27	15	12	0
KILEY	23	0	23	0
Total	492	307	119	66

● GREEN: Recommendation Closed
◉ AMBER: Approved Action Plan
● BLUE: Intent of initial recommendation met

01 Dec 05

Recommendations Status by Organization

Organization	Recommendations	Closed Items	Open Items (Amber)	Open Items (Blue)
CENTCOM	175	162	10	3
OSD	126	34	44	48
Army	106	64	37	5
SOUTHCOM	30	21	9	0
Policy Working Group	20	9	4	7
Joint Staff	16	6	8	2
JFCOM	10	5	5	0
Navy	4	3	0	1
Army/Navy	2	2	0	0
CENTCOM/ SOUTHCOM	1	0	1	0
Army/CENTCOM	1	0	1	0
UCMJ Working Group	1	1	0	0
Total	492	307	119	66

66

119

307

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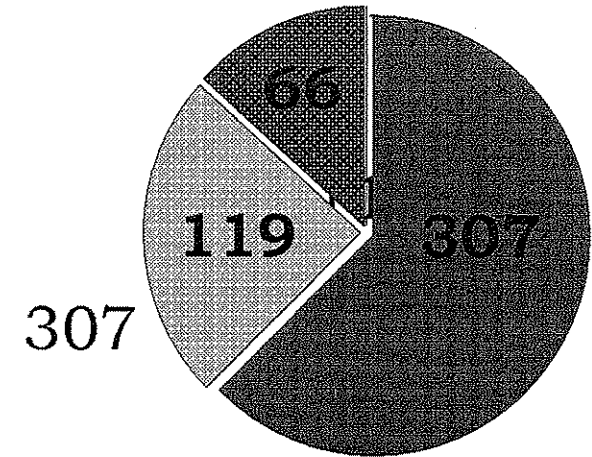
Total = 492

- GREEN Recommendation Closed
- AMBER Approved Action Plan
- BLUE Intent of initial recommendation met

As of 01Dec 05

Definitions & ROE

Color Definitions

- ● GREEN: Recommendation Closed
- ● AMBER: Approved Action Plan
- ● RED: Action Required
- ● BLUE: Intent of initial recommendation met

Rules of Engagement

- Recommendation GREEN: No slide required. OPR maintains documentation.
- Recommendation AMBER and no progress: Council may change to RED.
- Recommendation BLUE: Designed for additional tracking.

6

Way Ahead

• JS continues to maintain database

• OPRs will continue to maintain documentation supporting findings' resolution

• Updates to DSLOC:

-Significant changes as they occur

• Proposed next DSLOC meeting: **09 Mar 06**

• Provide status to CJCS and SECDEF
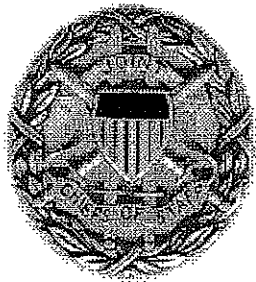
DSLOC

OPEN RECOMMENDATIONS REVIEW

08 December 05

Overall Classification of this Briefing is:
~~SECRET/NOFORN~~

8

MG Ryder
Report

Issue Title (Prison Responsibility):
R-001 Ryder Near-term, Item 1a, pg 13

(U) RECOMMENDATION / OBSERVATION:

CPA MOJ Prisons Department identify clearly which facilities are or will be a part of the MOJ vice the MOI Include in this plan staffing instructions specifically identifying levels of authority, duties and pay scales for all confinement personnel. Establish memorandums of agreement between MOI and MOJ delineating each ministry's ability to utilize the other's facilities and which clearly identifies each other's responsibilities.

(S//NF) CURRENT ASSESSMENT:

(b)(1),(b)(5)

(U) FIX / ACTION / CHANGE:

Fix: Identify prisons and correctional facilities.

Action: ID proper facility and authority.

Change: Ends uncertainty.

OPR: OSD
OCR: OSD - DOJ

10

Issue Title (Location of the Iraqi Correctional System HQ and the CPA Prisons Department):
R-003 Ryder Near-term, Item 1c, pg 14

(U) RECOMMENDATION / OBSERVATION:

The Iraqi Correctional System HQ and the CPA Prisons Department need to be co-located or together more than periodically to facilitate training of the Iraqi leadership as much as possible, involving them in the restoration process. Sending the highly recruited Iraqi Correctional System Director to training in management, ethics, accounting and strategic planning will assist in the transition process, increase the perceived importance and make the position more desirable.

(U) CURRENT ASSESSMENT:

● Initial intent met. OSD continues to work with Justice on greater rule of law and judicial sector development/reforms.

(U) FIX / ACTION / CHANGE:

Fix: Co-locate correctional HQ and Prisons Department.

Action: Justice incorporated a similar finding as part of grand strategy – DOJ working with MOJ in Iraq.

Change: Recruitment ongoing.

OPR: OSD
OCR: OSD-DOJ/STATE

11

Issue Title (Operations and Budget Policy based on National Plan):
R-004 Ryder Near-term, Item 1d, pg 14

(U) RECOMMENDATION / OBSERVATION:

Policy both operational and budget should
be based on a national plan, which is
centrally developed and managed, but locally
administered to fit the needs of the region
where it is being employed.

(U) FIX / ACTION / CHANGE:

Fix: Need national plan.

Action: Develop a comprehensive
plan.

Change: National plan to address
varying needs of regions.

(U) CURRENT ASSESSMENT:

● Initial intent met. OSD continues to work
with Justice on greater rule of law and judicial
sector development/reforms.

OPR: OSD
OCR: OSD – DoJ/State

12

(U) RECOMMENDATION / OBSERVATION:

Develop a standard issue for safe and secure operations of prison facilities. Take into account that the current threat environment may necessitate a more robust arsenal that may not be required once the country stabilizes. Training on all weapons and tactics to be used must be a substantial block of instruction at the corrections academy. Training records for employees should be developed with copies sent to the facility where a cadre is assigned and one maintained in a central personnel repository.

(U) CURRENT ASSESSMENT:

⬤　　Initial intent met. OSD continues to work with Justice on greater rule of law and judicial sector development/reforms.

(U) FIX / ACTION / CHANGE:

Fix: Develop standards.

Action: Assess threat and develop appropriate force to mitigate. Training records for employees should be monitored.

Change: Justice is developing program for monitoring employee training.

OPR: OSD
OCR: OSD-DOJ/STATE

13

Issue Title (Monitoring Pay Issues and Contracts):
R-009 Ryder Mid-term, Item 2c, pg 15

(U) <u>RECOMMENDATION / OBSERVATION</u>:

Within the budget cycle, each of the ministries should submit a validated budget to MOF who would then fund the appropriate portions of the individual Ministry budgets. The funding should go to the specific ministry to be managed by that ministry and sent to the regional MOJ areas to achieve the objectives of the ministries national plan. In this way pay issues can be avoided and contracts can be monitored and paid in such a way as to provide contractor accountability to the MOJ.

(U) <u>CURRENT ASSESSMENT</u>:

● Emb. Baghdad addressing the issue; Justice believes that corruption is endemic to Iraq Gov't. Justice reviews contracts in Washington, D.C.; action item for PC/DC level for solution.

OPR: OSD

OCR: OSD-DoJ/State

(U) <u>FIX / ACTION / CHANGE</u>:

Fix: Improve accountability.

Action: Better accountability mechanisms to ensure money allocated to ministries are properly appropriated.

Change: Being addressed by the DC/PC level.

Issue Title (Transfer of Detention Operations to the ICF):
R-013 Ryder Long-term, Item 3b, pg 15

(U) <u>RECOMMENDATION / OBSERVATION</u>:

Transition operations at all Iraqi detention/prison facilities to the Iraqi Correctional Force with oversight by CPA MOJ Prisons Department.

~~(S)~~ FIX / ACTION / CHANGE:

(b)(1),(b)(5)

(U) <u>CURRENT ASSESSMENT</u>:

●   Initial intent met. MOJ stood up and in charge of Iraqi correctional facilities with DOJ ICITAP training and mentoring Iraqi correctional services.

OPR: OSD
OCR: OSD-DoJ/State

15

Issue Title (Unified Facility):
R-014 Ryder Long-term, Item 3c, pg 15

(U) RECOMMENDATION / OBSERVATION:

Complete construction of the 4 regional prisons is necessary to provide initial post trial capacity. A strategic plan for additional prison construction is required.

(U) CURRENT ASSESSMENT:

● Initial intent met. DOJ is working with MOJ on greater rule of law and judicial sector development/reforms including Prison construction.

OPR: OSD
OCR: OSD – DoJ/State

(S) FIX / ACTION / CHANGE:

(b)(1),(b)(5)

16

Issue Title (Training for Iraqi Correctional Officers):
R-021 Ryder Near-term, Item 1g, pg 20

(U) RECOMMENDATION / OBSERVATION:

Continue to conduct training for the Iraqi correctional officers in basic confinement tasks, both in Baghdad and at remote locations.

(U) CURRENT ASSESSMENT:

● Initial intent met. DOJ ICITAP is the lead and is working day to day with MOJ.

(S) FIX / ACTION / CHANGE:

(b)(1),(b)(5)

OPR: OSD
OCR: OSD – DoJ/State

17

Issue Title (Lack of Instruction for Correctional Officers): R-035 Ryder Mid-term, Item 2h, pg 22

(U) RECOMMENDATION / OBSERVATION:

CPA and the MOJ must continue to further develop a more comprehensive tiered training Program of Instruction. This plan should include a method of increasing the graduation rate to meet the system cadre requirements. Allow the CPA and MOJ to plan a more comprehensive training program with input from the Iraqi Correctional Officers currently employed to help the Iraqi people feel that they are apart of the building of their future as well as what the follow-up training requirements should be. This plan should allow for a reduced estimated timeline for the end-state of the in-service training requirement to encompass more than the original 30,000 correctional employees.

(U) FIX / ACTION / CHANGE:

Fix: Iraqi's run their own prisons.

Action: Train Iraqis to run their prisons.

Change: Justice developed national strategy for training more corrections personnel.

(U) CURRENT ASSESSMENT:

Initial intent met. DOJ ICITAP training plan underway since the end of 2004. This is a major part of the greater rule of law and judicial sector development/reforms.

OPR: OSD
OCR: OSD – DoJ/State

18

Issue Title:
R-038 – Lack of Emergency Funds

(U) <u>RECOMMENDATION / OBSERVATION</u>:

Lack of Emergency Funds for each of the facilities to ensure adequate construction. Identify emergency funds to complete construction of regional facilities for sentenced detainees. Conduct a survey of current facility capacities to determine future facility housing requirements.

(U) <u>CURRENT ASSESSMENT</u>:

● DoD considers this requirement complete. DOJ is working with MOJ regarding ongoing prison construction projects underway in Iraq. Recommend closure.

~~(S)~~ <u>FIX / ACTION / CHANGE</u>:

(b)(1),(b)(5)

OPR: OSD
OCR: OSD – DoJ/State

19

Issue Title (Contract Oversight):
R-046 Ryder Long-term, Item 3h, pg 23

(U) <u>RECOMMENDATION / OBSERVATION</u>:

CPA and MOJ must establish statements of work (written contracts) for the contractors and effectively manage the work that is contracted.

(U) <u>FIX / ACTION / CHANGE</u>:

Fix: Need better oversight over contracting.

Action: Exercise oversight.

Change: Justice reviewing all contracts.

(U) <u>CURRENT ASSESSMENT</u>:

Initial intent met. Current contracting practices are being managed by US Embassy Baghdad with oversight from Justice and Congress. Recommend closure.

OPR: OSD
OCR: OSD – DoJ/State

20

Issue Title (Hearings/Transportation of Detainees):
R-047 Ryder Long-term, Item 3i, pg 23

(U) RECOMMENDATION / OBSERVATION:

The MOJ must develop a plan with the CPA that will allow for the hearings to be conducted at or near the correctional facilities to decrease transportation requirements and speed up the legal process. Furthermore, where possible, establish future court buildings adjacent to these facilities to decrease the transportation requirements. Establish a transportation section within the Iraqi, Department of Corrections with the sole purpose of transportation of detainees.

(U) CURRENT ASSESSMENT:

⬤ OSD has taken this issue as far as it will go in the inter-agency. Plan to expand CCCI into 11 Provinces is underway. Recommend Closure.

OPR: OSD
OCR: OSD - Justice

(U) FIX / ACTION / CHANGE:

Fix: Need hearings conducted in closer in proximity to correctional facilities.

Action: Need dedicated corrections transportation.

Change: Justice assessing this recommendation on a daily basis.

21

Issue Title (Allocation of Funds):
R-048 Ryder Long-term, Item 3j, pg 23

(U) RECOMMENDATION / OBSERVATION:

CPA along with the MOJ must develop a plan that will allocate funding for the construction of additional Regional facilities to meet capacity requirements.

(U) CURRENT ASSESSMENT:

OSD has taken this as far as it will go with the interagency. Issue being worked through State and Government of Iraq. DoJ monitors development of MOJ programs and facilities in Iraq. Recommend closure.

OPR: OSD
OCR: OSD – DoJ/State

(S) FIX / ACTION / CHANGE:

(b)(1),(b)(5)

22

Issue Title (Policy):
R-055 Align the Release Process of Security Internees

(U) RECOMMENDATION/OBSERVATION
The release process for security internees is not consistent with DoD Policy.

(U) CURRENT ASSESSMENT:

DSD issued on Sept 16, 2005 Policy Guidance on Iraq Detention Ops. Policy covers all aspects of detention and release of SI's. Recommend change to green.

(U) FIX/ACTION/CHANGE:

OPR: USD(P)
OCR: USD(P)

23

Issue Title (Iraqi Criminals to ICS):
R-067 Ryder Long-term, Item 3, pg 31

(U) RECOMMENDATION / OBSERVATION:

Ultimately all criminal detainees should be handed over to the Iraqi criminal system with monitoring and oversight performed by representatives from the CPA advisory staff. U.S. forces will solely be responsible for the internment of high value detainees and security internees until such a time as they have all been screened and released or other determination is made as to their status.

(C) CURRENT ASSESSMENT:

(b)(1),(b)(5)

(C) FIX / ACTION / CHANGE:

(b)(1),(b)(5)

OPR: OSD
OCR: OSD - Justice

24

Issue Title (Effective Judicial System):
R-068 Ryder Near-term, Item 1a, pg 34

(U) RECOMMENDATION / OBSERVATION:

The success of the Iraqi prison system (IPS) is dependent upon the integrated and strategic planning through several phases of transition from military to Coalition Provisional Authority, to a self-sufficient Iraqi system. There are several main themes essential to the effective strategic planning for these transformations. System capacity, personnel plans and requirements, among these central themes. Attention to each of the interactive parts of the justice system is required for eventual effective transfer of the prison operations to an independent system.

(U) CURRENT ASSESSMENT:

⬤ GOI operates their own court system, it is functioning, they operate their own courts. Recommend closure.

(S) FIX / ACTION / CHANGE:

(b)(1),(b)(5)

OPR: OSD
OCR: OSD - Justice

25

Issue Title (Magistrate Hearings):
R-069 Ryder Near-term, Item 1b, pg 34

(U) RECOMMENDATION / OBSERVATION:

The courts must begin processing larger numbers of magistrate hearings. These initial hearings could be conducted at the prison sites. Transportation and security requirements are greatly reduced and attendant force protection and security requirements can be better identified.

(C) FIX / ACTION / CHANGE:

(b)(1),(b)(5)

(U) CURRENT ASSESSMENT:

● GOI operates their own court system, it is functioning, they operate their own courts. Recommend closure.

OPR: OSD
OCR: OSD - Justice

26

Issue Title (Integration of IZ Leadership in Corrections System):R-070 Ryder Near-term, Item 1c, pg 34

(U) RECOMMENDATION / OBSERVATION:

Full integration of the Iraqi leadership in the planning and development of the corrections system and other areas of the Justice System is essential to comprehensive strategic planning. The weekly meeting should consider refocusing their discussions on policy, budget, planning, benchmarking and quality checks related to those benchmarks. Attendance should include only the stakeholders from the Prisons Department, Courts, Juvenile System Police, and their Iraqi counterparts. Weekly reports from the facility locations could be sent the day prior for discussion as part of a specific agenda. Educating the Iraqi system's eventual leadership in areas of system management, operations, security, custody, and control techniques is also necessary. There are several very good international corrections management-training locations available (fore example, Kings College of England or the National Institute of Corrections). The system leadership should become involved in national and international corrections associations as a resource for information and future assistance. Planning and implementation must be an integrated process between the military, CPA and the emerging Iraqi Prison System.

(U) CURRENT ASSESSMENT:

⬤ Continual process. Senior advisors to MOI in country and working to resolve training issues. Justice has included similar finding as part of national strategy. Recommend closure.

27

(U) FIX / ACTION / CHANGE:

Fix: Need weekly meetings on strategic development of justice sector issues.

Action: Having meetings as needed.

Change: Justice developing national strategy – has advisors in Iraq to address issue directly.

OPR: OSD
OCR: OSD - Justice

JS GHOST DOCS 796

Issue Title (Required Number of ICS Officers):
R-073 Ryder Mid-term, Item 2b, pg 35

(U) RECOMMENDATION / OBSERVATION:

CPA MOJ should conduct a staffing analysis, based upon the Iraqi cultural patterns. Once a required number of correctional officers is established, CPA should prioritize staff efforts to recruit and train, similar to those actions being taken with the Iraqi police. This becomes critical as the reconstruction projects are completed at the larger regional correctional facilities.

(U) CURRENT ASSESSMENT:

● Justice assisting Iraqi government. Iraqis are running their justice/criminal system. Recommend closure.

(U) FIX / ACTION / CHANGE:

Justice addressing in national strategy.

OPR: OSD
OCR: OSD - Justice

28

Issue Title (Training Capacity for IIG Corrections):
R-074 Ryder Mid-term Item 2c, pg 35

(U) RECOMMENDATION / OBSERVATION:

Background checks are a critical aspect of the prison employment process. The potential for abuse, corruption and threat to public safety is such that extreme attention must be paid. Due to the high number of cadre required, the length of the vetting process and the comprehensive training it is recommended that the training program must increase its graduation pace (i.e., greater capacity, not a shorter course). The training academy program should soon move from dependency upon military assets to a robust CPA program or consideration of a contract training program through one of the many companies who specialize in corrections training in order to meet present and future needs.

(U) CURRENT ASSESSMENT:

● Brought to the attention of the interagency. GOI (assisted by ICITAP/DOJ)responsible for determining their vetting processes for employment. Recommend closure.

(U) FIX / ACTION / CHANGE:

Justice addressing in national strategy.

OPR: OSD
OCR: OSD - Justice

29

Issue Title (Anticipated Criminal Population):
R-075 Ryder Item 3, pg 35

(U) RECOMMENDATION / OBSERVATION:

We cannot overstate the importance of strategic planning in relation to anticipated criminal population trends and facility needs. The experience within the current CPA MOJ Prisons Department is clearly capable of accomplishing a prospectus of needs and a proposed strategic 10-30 year plan. The Iraqi Prison System leadership must be involved in the development process so that they may undertake the task independently upon the CPA's transition of authority to the new Iraqi government. The CPA MOJ Prisons Department should assist the Iraqi Prison System leadership to establish its own professional organization and relationships with other nations' corrections associations (e.g., The American Correctional Association, International Corrections and Prisons Association, etc.).

(U) CURRENT ASSESSMENT:

⬤   GOI is running their own justice facilities. ICITAP/Justice supporting. Recommend closure.

(S) FIX / ACTION / CHANGE:

(b)(1),(b)(5)

OPR: OSD
OCR: OSD - Justice

Issue Title (Medical Advisor):
R-078 Ryder Near-term, Item 1c, pg 39

(U) RECOMMENDATION / OBSERVATION:

Retain the services of the military advisor to the MOH charged with overseeing the corrections health care system.

(U) FIX / ACTION / CHANGE:

Army Surgeon General and ASD(HA) are reviewing – final report pending.

(U) CURRENT ASSESSMENT:

● OBE. GOI running own MOH. Emb. Baghdad and military supporting. Recommend closure.

OPR: OSD
OCR: OSD

31

Issue Title (MOH Health Care System): R-079 Ryder Near-term, Item 1d, pg 39

(U) RECOMMENDATION / OBSERVATION:

Conduct a hiring action retaining the services of a process action team (PAT) as discussed above. (MOH Health Care System)

(U) FIX / ACTION / CHANGE:

Army Surgeon General and ASD(HA) are reviewing – final report pending.

~~(C)~~ CURRENT ASSESSMENT:

(b)(1),(b)(5)

OPR: OSD
OCR: OSD

32

Issue Title (Health Care Consultant): R-080 Ryder Near-term, Item 1e, pg 40

(U) RECOMMENDATION / OBSERVATION:

Hire a full time corrections health care consultant to provide a correctional framework for the provision of health care, safety, and sanitation of the facilities. This individual would serve on the senior leadership team for the Department of Prisons.

(U) CURRENT ASSESSMENT:

● OBE. GOI running own MOH. Emb. Baghdad and military supporting. Recommend closure.

(U) FIX / ACTION / CHANGE:

Army Surgeon General and ASD(HA) are reviewing – final report pending.

OPR: CENTCOM
OCR:

Issue Title (Report/Review Program Progression): R-092 Ryder Long-term, Item 3c, pg 41

(U) RECOMMENDATION / OBSERVATION:

Annual review and report of program progression to the Ministry of Justice Department of Prisons and the Ministry of Health.

(U) FIX / ACTION / CHANGE:

None at this time.

(U) CURRENT ASSESSMENT:

● OBE. GOI running own MOH. Emb. Baghdad and military supporting. Recommend closure.

OPR: OSD
OCR: OSD - Justice

34

R-093 / Force Protection/Facility Design

(U) RECOMMENDATION/OBSERVATION

- Obtaining adequate supplies of functional fire extinguishers and fire suppression systems is a top safety issue for all in facilities. Evacuation plans and emergency operations drills need to be developed immediately.

- HQDA DODOIP Task: F3/T5.3

(U) CURRENT ASSESSMENT: ⬤

OPR: Army
OCR: None

(U) FIX/ACTION/CHANGE:

Fix: Obtain adequate fire suppression systems and establish appropriate safety procedures and drills.

Action: Adequate air and ground evacuation coverage provided as well as adequate safety/fire supplies. Permanent fire detection and suppression are being installed, fire drills are planned and being accomplished. Both Abu Ghraib and Camp Bucca now have fire departments. CFC-A continues to work fire suppression systems.

Change: Safety programs and plans implemented at DoD detention facilities

	AUG	SEP
	☑	☑
2004 2005	Publish revised TIF TSP	Published point of capture to TIF TSP

35
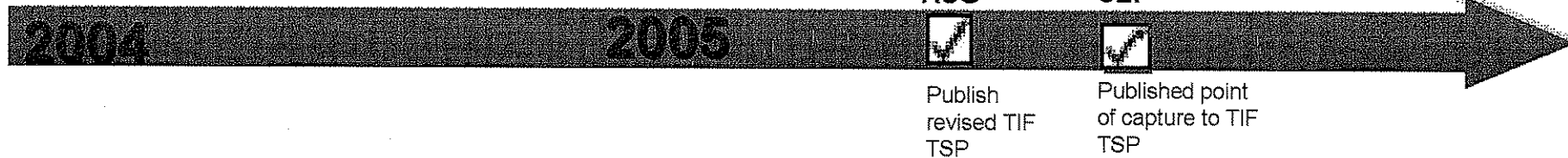
Issue Title (Hire Juvenile Programs Expert):
R-116 Ryder Near-term, Item d, pg 50

(U) RECOMMENDATION / OBSERVATION:

CPA should hire a Juvenile Probation/Programs consultant/expert to assist in the development of a model juvenile probation program, placement program, placement options, treatment options and other related services and training therein.

(U) FIX / ACTION / CHANGE:

Justice is addressing in it's National Strategy for Iraq.

(U) CURRENT ASSESSMENT:

● Initial intent met. GOI runs their own correctional system. USG supporting – must recognize that they have their own government and will decide what is best for incarceration of juveniles. Recommend closure.

OPR: OSD
OCR: OSD

36

Issue Title (Develop Court Admin Dept.):
R-124 Ryder Mid-term, Item a, pg 52

(U) RECOMMENDATION / OBSERVATION:

Develop a Court Administration Department within the Ministry of Justice, with sufficient assets to serve as a liaison between the courts and the Ministry of Justice with respect to all court administration.

(U) FIX / ACTION / CHANGE:

Justice addressing in it's national strategic plan to improve the overall functioning of the Iraqi Criminal and Civil Court systems.

(U) CURRENT ASSESSMENT:

● Iraqi government functioning their own court administration. Justice is working with USAID, State INL to develop it with GOI. Recommend closure.

OPR: OSD
OCR: OSD - Justice

37

Issue Title (Establish a Technology TF):
R-126 Ryder Mid-term, Item c, pg 52

(U) RECOMMENDATION / OBSERVATION:

Establish a Technology Task Force composed of the Court Administrator or his representative, a representative or representatives from the Iraqi Judges, from among the Iraqi Prosecutors, from the Juvenile Division, from the Bureau of Prisons, and any other interested stakeholders to determine the short term and long term technology needs of the courts and their interface with the jails and prisons and to move the Iraqi Criminal Courts from typewriters and carbon copies to computers and docket management systems. The danger of delaying this process will result in different courts being at different stages with different resources and systems. There is no problem with development being at different stages, given a gatekeeper.

(U) CURRENT ASSESSMENT:

● GOI has their own justice/court system. ICITAP/Justice supporting – but this is an issue for the GOI, not the USG. Recommend closure.

(U) FIX / ACTION / CHANGE:

Justice working closely on a daily basis with Iraqi MOJ to improve all aspects of court, MOJ (Judges, Prosecutors, etc), and prison operational functioning.

OPR: OSD
OCR: OSD – Justice/State

JS GHOST DOCS 807

UNCLASSIFIED

Issue Title (Educational Requirements): R-128 Ryder Mid-term, Item e, pg 52

(U) RECOMMENDATION / OBSERVATION:

Establish educational requirements for all Juvenile Detention Facilities and secure appropriate educational services.

(U) FIX / ACTION / CHANGE:

Justice working with MOJ to address all aspects to improve the Iraqi Juvenile Justice System.

(U) CURRENT ASSESSMENT:

Initial intent met. GOI runs their own correctional system. USG supporting – must recognize that they have their own government and will decide what is best for incarceration of juveniles. Recommend closure.

OPR: OSD
OCR: OSD

39

Issue Title (Amend Iraqi Juvenile Law)
R-129 Ryder Mid-term, Item f, pg 52

(U) RECOMMENDATION / OBSERVATION:

Consider amending Iraqi Juvenile law to allow for the transfer or waiver of juveniles accused of serious offenses into the adult criminal court. Once established this could serve as an alternative disposition to trying Iraqi juveniles for committing serious crimes against coalition forces in a Commission forum.

(U) FIX / ACTION / CHANGE:

Justice discussing all aspects of the Iraqi Juvenile Justice System (i.e., improvements, changes, needs, etc.) with the Iraqi MOJ. National Strategy to address all aspects of Iraqi Juvenile Justice.

(U) CURRENT ASSESSMENT:

● Initial intent met. GOI runs their own correctional system. USG supporting – must recognize that they have their own government and will decide what is best for incarceration of juveniles. Recommend closure.

OPR: OSD
OCR: OSD - Justice

Issue Title (Lack of Adult Probation Service):
R-130 Ryder Mid-term, Item g, pg 52

(U) RECOMMENDATION / OBSERVATION:

Establish an Adult Probation Services Division within the Prison Department with a liaison with the Courts.

(U) FIX / ACTION / CHANGE:

Justice national strategy.

(U) CURRENT ASSESSMENT:

● Initial intent met. GOI runs their own correctional system. USG supporting – must recognize that they have their own government and will decide what is best for incarceration or probationary procedures. Recommend closure.

OPR: OSD

OCR: OSD – DoJ/State

41

Issue Title (Failure of Bond/Bail Process):
R-131 Ryder Mid-term, Item h, pg 52

(U) RECOMMENDATION / OBSERVATION:

Consider revising the current "bond"/"bail" procedures in order to facilitate the release of Criminal Detainees awaiting appearance before the Investigative Courts or awaiting trial when their risk of flight is minimal and they pose no real threat to the community. This would decrease the detainee population.

(U) FIX / ACTION / CHANGE:

Justice working with the Iraqi MOJ to determine necessity of having bail bondsmen. National Strategy and Plan will address this recommendation if needed.

(U) CURRENT ASSESSMENT:

● Initial intent met. GOI runs their own correctional system. USG supporting – must recognize that they have their own government and will decide what is best. Recommend closure.

OPR: OSD
OCR: OSD – DoJ/State

42

"R-147 BATS SOP and Training"

(U) RECOMMENDATION

- Need for SOPs and training in the use of BATS. Establish an SOP and TTPs for the proper operation and data sharing of BATS. Training should accompany the SOP and TTPs to ensure personnel are aware of the requirements that are established.

(U) CURRENT ASSESSMENT:

CENTCOM has published draft CONOPS. Currently being staffed with MNF-I and CFC-A. Expected final publication in Jan 06.

OPR: CENTCOM

OCR: Joint Staff J-7

FIX/ACTION/CHANGE:

Fix: (U) Standardize BATS operation throughout the MNFI and CFC-A detention facilities. BATS training must be adequately resourced BATS.

Action: (U) Users will be trained on the BATS operation and the BATS CONOPS as part of BATS v4.0 fielding in Jan 2006 CFC-A revising existing BATS SOP and TTPs.

Change: (U) Publication of the CENTCOM BATS CONOPS, which will be reviewed annually, will standardize BATS Operations across the AOR.

2004 **2005** ✓ ✓ ✓ **2006**

Mar — MNF-I BATS SOP published

Jul — BATS ONS approved

Dec — Draft BATS SOP receiving comments

Jan — BATS v4.0 Fielding and CENTCOM BATS CONOPS

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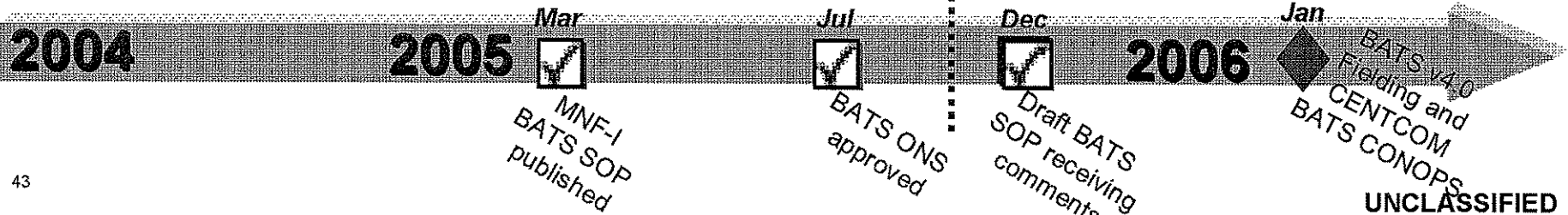
"R-148 Lack of SIPRNET connectivity"

(U) RECOMMENDATION

- Establish courier runs to update the central server database from those sites that do not have SIPRNET connectivity. Courier runs that occur either daily or every other day should be sufficient.

(U) CURRENT ASSESSMENT:

BATS developers, working with MNC-I C6, will resolve connectivity issues. CENTCOM will field BATS version 4.0 in Jan 2006.

OPR: CENTCOM
OCR:

FIX/ACTION/CHANGE:

Fix: (U) Establish SIPR connectivity to facilitate rapid updating of BATS database.

Action: (U) The BATS servers in the theater internment facilities (TIFs) at Abu Ghraib, Camp Bucca, Camp Cropper, Ashraf, and Fort Suse are connected to central server. Synchronization of servers has improved, but still need work to increase data transfer in timely manner.

Change: (U) SOPs and TTPs established and continually updated. Working to update requirements for next version of software.

2004   2005   Feb ☑   Mar ☑   Oct ☑   Dec ☑   2006 ◆   Jan

SIPRNET   MNC-I C6 working to resolve issues   Version 4

44
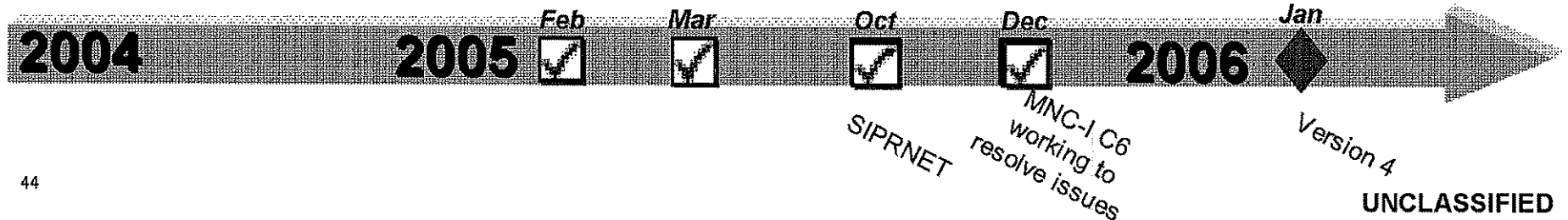
"R-153 Lack of telecommunications infrastructure"

(U) RECOMMENDATION
• Establish connectivity to all detainee camps through tactical means or commercialization of the telecommunications infrastructure.

(U) CURRENT ASSESSMENT:

All sites have NIPR, SIPR, SVOIP, and DSN connectivity. Recommend closure.

OPR: CENTCOM

OCR:

FIX/ACTION/CHANGE:
Fix: (U) Establish connectivity to all camps.

Action: (U) All field detention sites and TIFs have been connected via NIPR, SIPR, SVOIP, and DSN.

Change: (U) All detention facilities have NIPR, SIPR, SVOIP, and DSN connectivity.

2004   2005 Feb ☑ May ☑   Dec ◆ 2006 ◆ Jan

COMPLETE

45
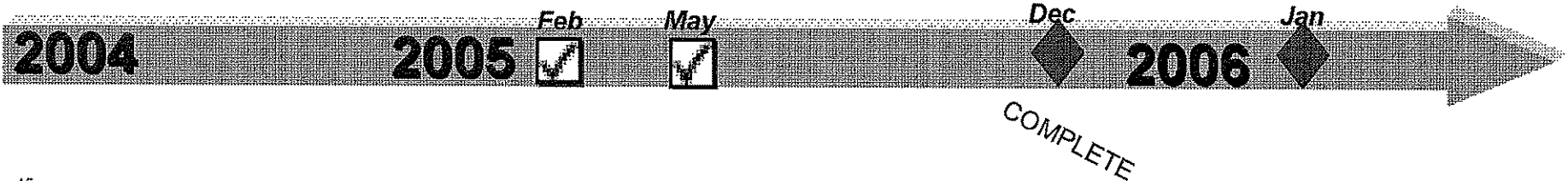
R-157/ONS/Programming

(U) RECOMMENDATION/OBSERVATION

- Department of the Army should consider implementing Biometrics in DRS for positive EPW identification.

- HQDA DODOIP Task: M1

(U) CURRENT ASSESSMENT: ⬤

OPR: Army

OCR: None

(U) FIX/ACTION/CHANGE:

Fix: Improve positive Detainee identification capabilities

Action: Fielded DRS 5.0 improved Detainee identification systems ICW DRS and BATS identification systems

Change: Developed a web-based version of DRS with a biometric suite (e.g., finger printing, 3-dimension photos, etc.)

AUG		JAN	AUG	SEP
2004 ✓		2005 ✓	✓	✓
Analyze and compare technology solutions against DRS	Selection and integration of biometric tools	Design and create web based program	Field DRS 5.0	Ensure system reliability; world-wide integrated tracking of detainees

46
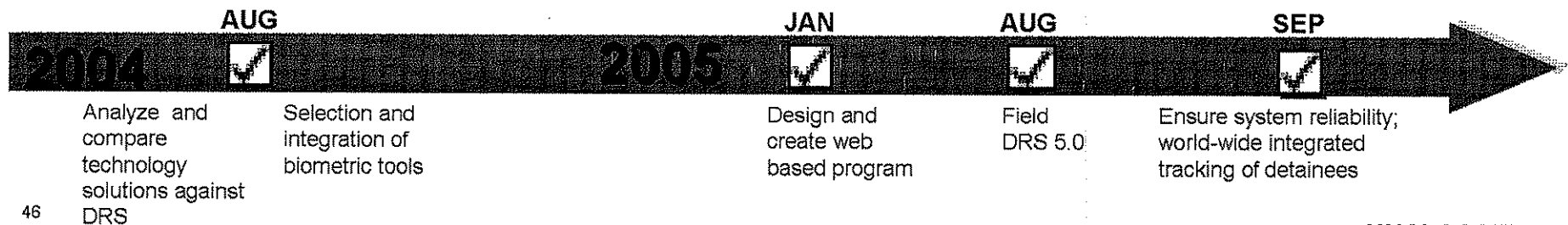
R-159 / Information Systems

(x) RECOMMENDATION/OBSERVATION

- Advertise the detainee database to ensure multiple organizations are aware and have the capability to effectively use the database for analysis. Care should be taken by the system administrator to ensure different users with different requirements are permitted access and given the proper access rights to prevent improper disclosure of sensitive information.

- HQDA DODOIP Task: M1

(x) CURRENT ASSESSMENT:

OPR: Army

OCR: None

(x) FIX/ACTION/CHANGE:

Fix: Detainee Information Reporting Systems

Action: Develop doctrine and systems which meet effective detainee information reporting and sharing requirements

Change:
- Field DRS v 5.0
- Publish TIF and PoC—TIF TSPs that provide doctrinal/training guidance on information sharing

AUG		JAN	AUG		AUG/SEP
2004		2005			
Analyze and compare technology solutions against DRS	Selection and Integration of Biometric tools	Design and Create web Based program	Field DRS5.0	Ensure system reliability ; world-wide integrated tracking of detainees	Published PoC—TIF and revised TIF TSP's

47

Issue Title (Criminal System):
R-160 Ryder Mid-term, Item d, pg 63

(U) RECOMMENDATION / OBSERVATION:

Continue to use BATs for the criminal system until CPA/IRAQ decides which system they will implement.

(U) CURRENT ASSESSMENT:

● USDP continues to request closure. Not in policy's purview to tell Iraqi government which tracking system to use for criminal justice system.

~~(C)~~ **FIX / ACTION / CHANGE:**

(b)(1),(b)(5)

OPR: OSD
OCR: OSD - Justice

48

MG Miller
Report

M-008 Conditions for Successful Interrogation

(U) RECOMMENDATION/OBSERVATION:
- Dedicate and train a detention guard force subordinate to the JIDC Commander that sets the conditions for the successful interrogation and exploitation of internees/detainees.

(U) CURRENT ASSESSMENT:
- This issue is addressed in doctrinal publications currently under revision and development.

OPR: Joint Staff J-7
OCR: Joint Staff J-5, Army, JFCOM

(U) FIX/ACTION/CHANGE:
Fix: Review and Revise Doctrine

Action: ICW the Joint Staff, update Army and Joint doctrine to address concept, organization and operations, and procedures for the JIDC

Change: Doctrine and Organizations

2005	Feb ☒	Apr ☒	Jun ☒	2006	Mar ☐	May ☐
	JP 3-63 FC Draft	JP 2-01.2 PD	JP 2-01.2 1st Draft		Publish JP 3-63	Publish JP 2-01.2

50
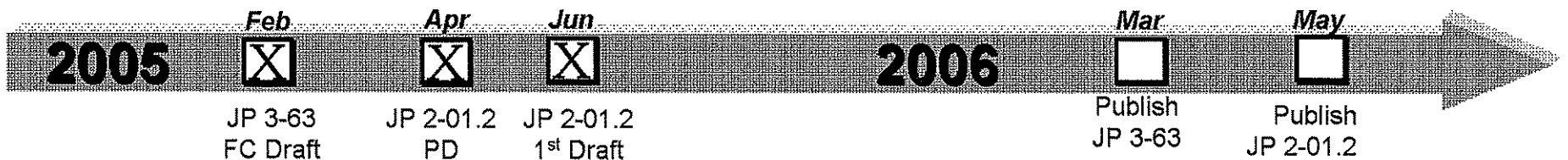
"M010 Automated Intelligence Systems Support"

(U) RECOMMENDATION
- Analysts at JIDC (Joint Interrogation Debriefing Center) interrogation operations section have limited access to automated intelligence systems that would allow the analyst to reach back to national level resources.

(U) CURRENT ASSESSMENT:
Adequate bandwidth is available for VTC capability. Tandberg 1000's are in use at Abu Ghraib and Camp Bucca. HQ TF 134 is using a Tandberg 5000 VTC system. JWICS VTC is also in use at the JIDC. All systems communicate over SIPR. 3 JWICS systems in use. 2 more JWICS systems required.

OPR: CENTCOM
OCR:

FIX/ACTION/CHANGE:
Fix: (U) Provide the necessary systems and bandwidth to enable direct analytical support to interrogation operations.

Action: (U) JIDC is coordinating with CENTCOM J2 to acquire two more JWICS systems.

Change: (U) Fielding the additional JWICS systems to the JIDC will enhance analysts' ability to reach back to national level resources.

2004   2005   Aug   Dec   2006   Jan

Increased Bandwidth to 60MB (AN 30 Upgrade)

CENTCOM fulfills JIDC ONS

51
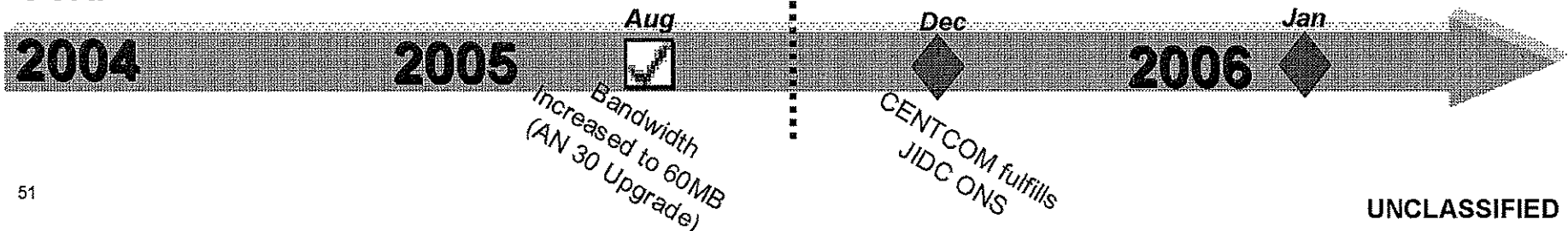
"M-021 Current information management systems do not support rapid, integrated exploitation of intelligence community databases"

(U) RECOMMENDATION

- Create a robust automated knowledge center, incorporating information and documents currently located in diverse data stores to allow for sharing of all information on detainees.

(U) CURRENT ASSESSMENT:

All sites have NIPR, SIPR, and DSN connectivity. BATS is on SIPR and DMS remains on NIPR. BATS version 4.0 requires additional work to achieve full integration between DRS and DIMS.

OPR: CENTCOM

OCR: ARMY

FIX/ACTION/CHANGE:

Fix: (U) Develop a worldwide integrated detainee database

Action: (U) DIMS is now a module of BATS, which is being updated to allow information exchange between DRS and BATS

Change: (U) Ensures all systems can share data from site to site. Need better integration with BATS and DRS.

2004   2005   2006   *Jan*

Version 4.0 out

52

MG Taguba
Report

"T-012 Lack of BAT/DRS accounting systems"

(b)(1), (b)(5)

OCR:

2005   Mar   Sep ☑ **2006** ☑ Feb   Apr ☑   Dec ☑ **2007** ◆ Jan

DRS upgrade

BATS upgrade completion

DIMS like module in DRS

BATS ver 4.0 Fielding plan in staffing

54
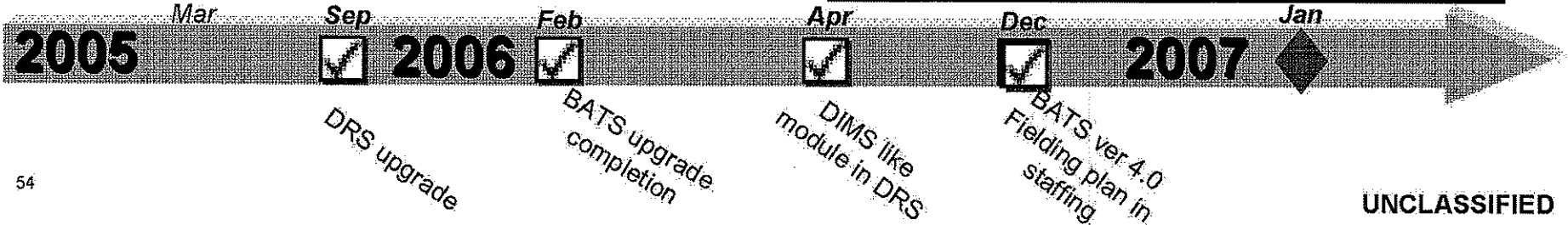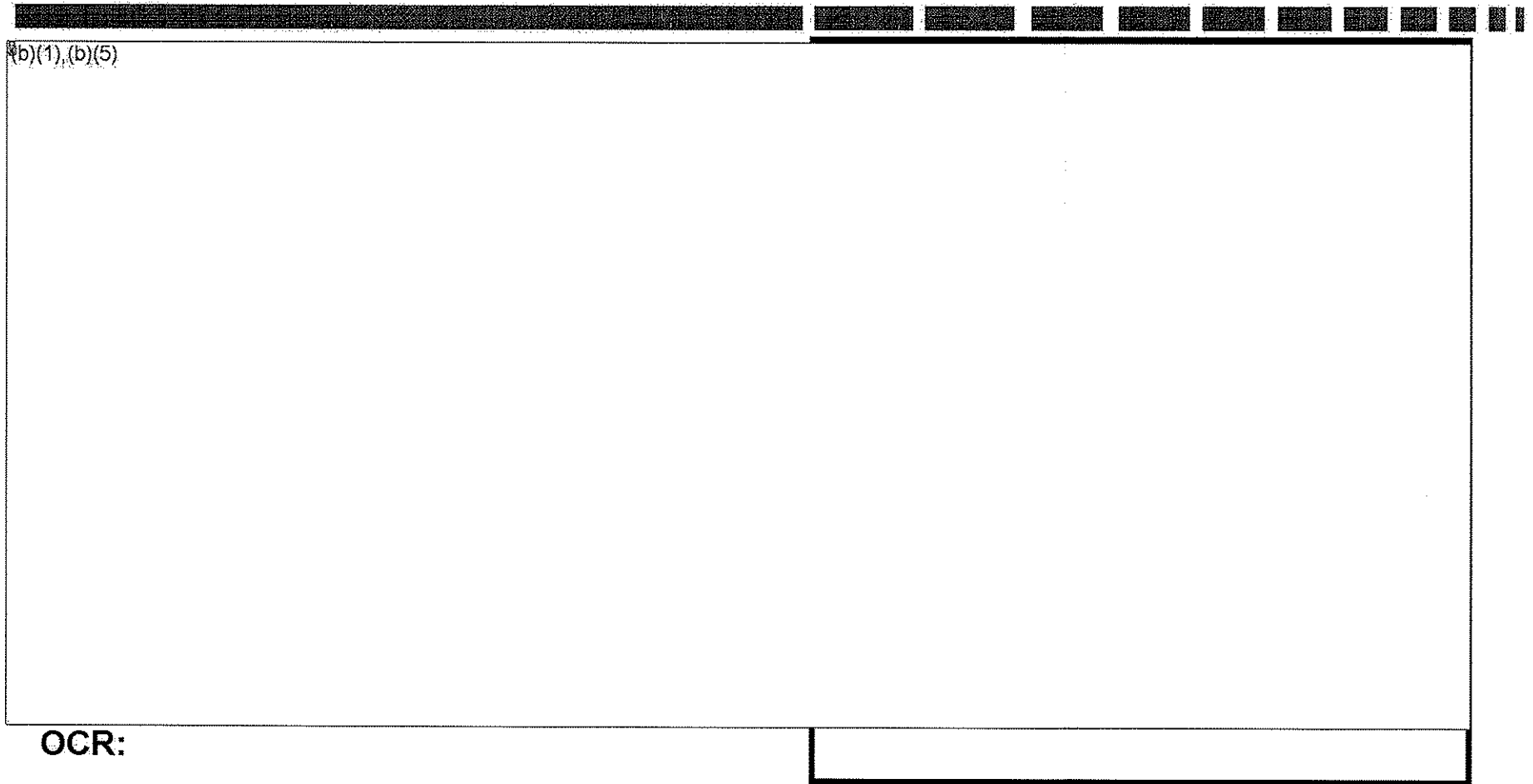
"T-016 Account for detainees in real time"

(b)(1),(b)(5)

Mar **2005** Sep ☑ **2006** Feb ☑ Apr ☑ Dec ☑ **2007** Jan ◆

DRS upgrade

BATS upgrade completion

DIMS like module in DRS

DIMS has Been upgraded

55
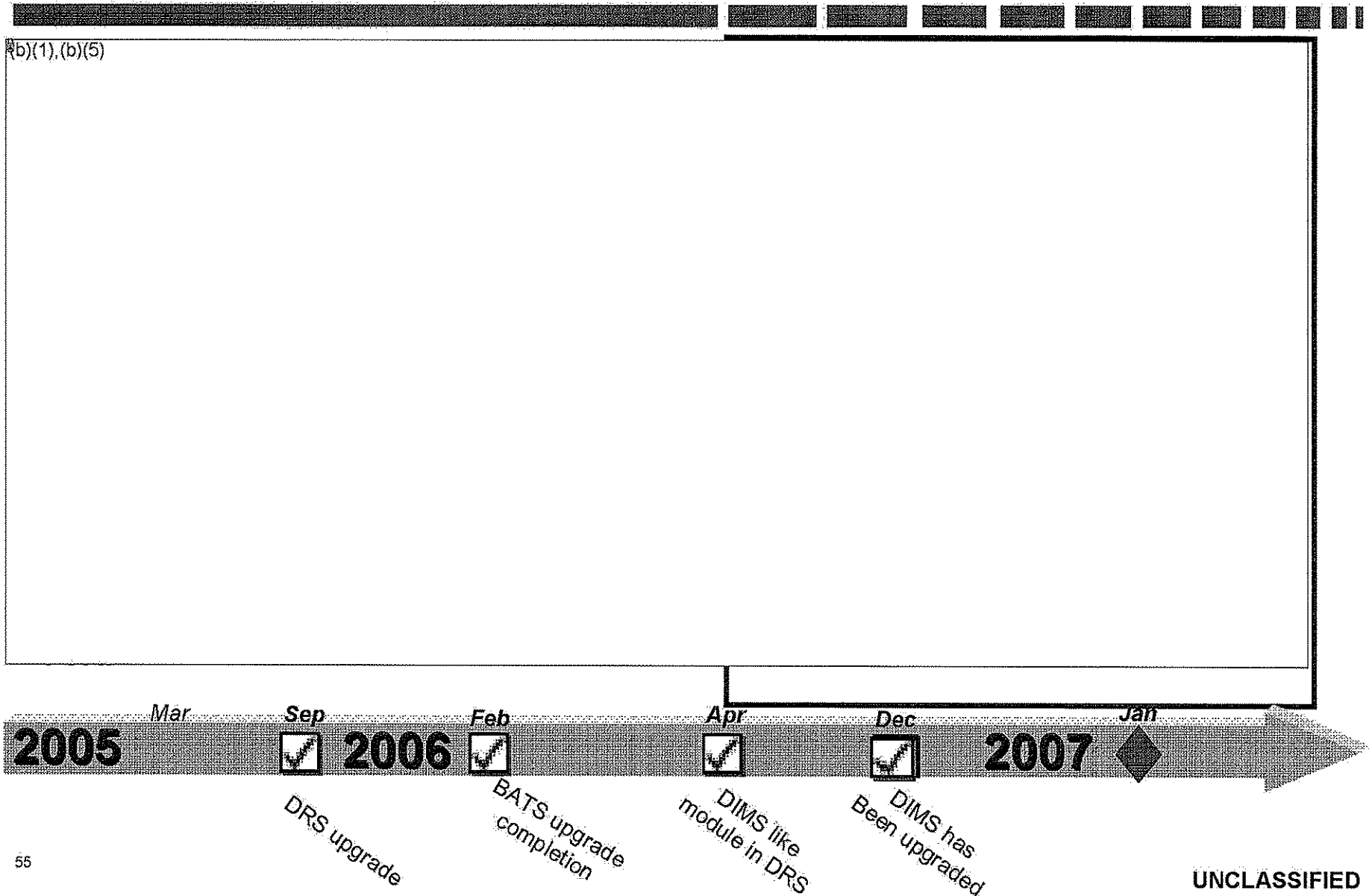
"T-020 Significant Structural Shortfalls at TIFs"

(U) RECOMMENDATION
• Significant structural changes must be made to each of the theater internment facilities.

(U) CURRENT ASSESSMENT:

● All facilities have received structural improvements and currently meet international standards. Improvements in facilities continue, commensurate with current tactical situation and detainee population pressures.

OPR: CENTCOM

OCR:

FIX/ACTION/CHANGE:

Fix: (U) Make significant structural improvements at each of the detention facilities.

Action: (U) New/Improved facilities were constructed at all theater internment facilities

Change: (U) Ensures appropriate improvements are made to facilities

2004	Jun ☑	Dec ☑	2005	JAN ☑	APR ☑	JUL ☑	DEC ☑	2006	APR ◆

DET FACILITY IMPROVEMENTS COMPLETE

UNCLASSIFIED

JS GHOST DOCS 825
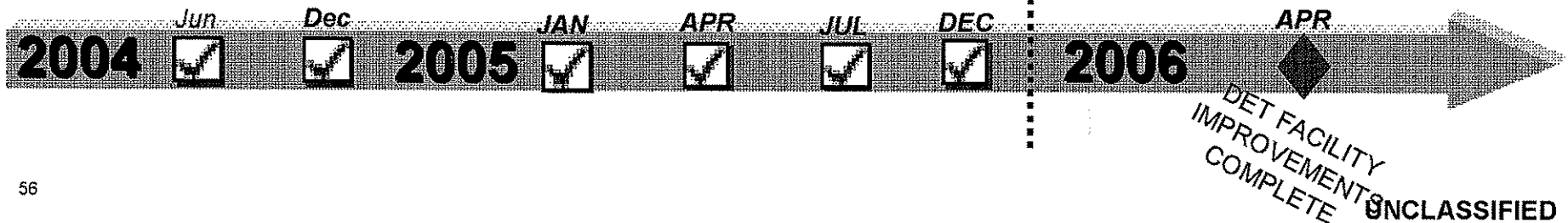
DAIG
Report

D-005 /POI Revision/Exportable Training Package

(U) RECOMMENDATION/OBSERVATION

- TRADOC develop and implement a train-the-trainer package that strongly emphasizes leaders' responsibilities to have adequate supervision and control processes in place to ensure the proper treatment of detainees

- HQDA DODOIP Task: T2.1/T5.3

(U) CURRENT ASSESSMENT: ⬤

OPR: Army
OCR: J7

(U) FIX/ACTION/CHANGE:

Fix: Revise Training

Action: Develop / implement a train-the-trainer package that strongly emphasizes leaders' responsibilities to have adequate supervision and control processes in place to ensure the proper treatment of detainees, and the immediate reporting of detainee abuse

Change: Develop DO Train-the-Trainer Package that emphasizes supervisor responsibilities

DEC		MAR		AUG	AUG	SEP
2004 ✓	✓	2005 ✓		✓	✓	✓
TRADOC tasked to analyze task and link with Point of Capture to Collection Point TSP	TRADOC review and identify DO leader lessons learned	Identify leader responsibilities/ Develop performance measures	AR 350-1 Updated/ Final Legal Review	Publish AR 350-1 interim guidance	Publish Revised TIF TSP	Publish and implement point of capture to TIF TSP

58

D-006 /Revise Training

(U) RECOMMENDATION/OBSERVATION

- TRADOC integrate training into all Professional Military Education that strongly emphasizes leaders' responsibilities to have adequate supervision and control processes in place to ensure the proper treatment of detainees

- HQDA DODOIP Task: T2

(U) CURRENT ASSESSMENT:

OPR: Army

OCR: J7

(U) FIX/ACTION/CHANGE:

Fix: DO Training Integration

Action: Integrate training into all PME that emphasizes leaders' responsibilities to supervise and control processes to ensure the proper treatment of detainees. Ensure training includes the potential for abuse involved in DO and DIO, methods to train Soldiers on responsibility to treat detainees humanely and to report abuse.

Change: Update common core tasks in areas of Leadership Fundamentals, Ethics & Ethical Decision Making, and Law of War

	DEC		MAR		AUG		SEP	
2004	✓	**2005**	✓		✓		✓	
	TRADOC review and identify DO leader lessons learned		Identify leader responsibilities/ Develop performance measures	AR 350-1 Updated/ Final Legal Review	Published AR 350-1 interim guidance		Publish and implement Common Core Leadership TSPs	Publish DO point of capture TSP

59
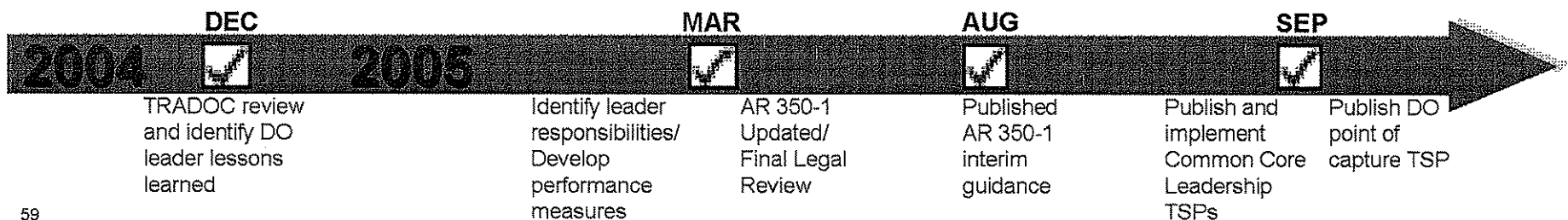
"D-008 Effectively Consolidate Detainee Operation Facilities"

(U) RECOMMENDATION
• Phase US detainee operations out of Abu Ghraib completely.

(U) CURRENT ASSESSMENT:

⬤ Transition of detainee operations out of Abu Ghraib in progress for a target date in March 2006.

OPR: CENTCOM

OCR:

FIX/ACTION/CHANGE:

Fix: **(U)** Phase US detainee operations out of Abu Ghraib completely.

Action: **(U)** Transition detainee operations to GOI. Turnover of Abu Ghraib facility to the GOI planned for MAR 06. MNF-I plans to transfer detention operations to the GOI in early 2007.

Change: **(U)** Continuing consolidation of detainee operations.

Jun Dec JAN APR JUL DEC MAR

2004 ☑ ☑ 2005 ☑ ☑ ☑ ☑ 2006 ◆

OPNS SUSPENDED ABU DET

JS GHOST DOCS 829
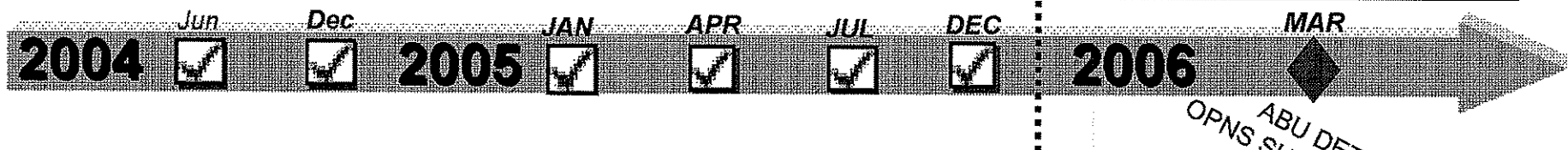
D-009 /Joint/Army Doctrine Revision

(U) RECOMMENDATION/OBSERVATION

- TRADOC revise doctrine to address the criteria for establishing and operating collecting points to enable commanders to more effectively conduct intelligence exploitation in a non-linear battle space

- HQDA DODOIP Task: D4/D5/T5.3

(U) CURRENT ASSESSMENT: ●

OPR: Army

OCR: J7

(U) FIX/ACTION/CHANGE:

Fix: Review, expand, revise detainee operations doctrine as appropriate

Action: Specifically address detainee administration, internment and resettlement, and facilitate intelligence exploitation enabling commanders to better manage resources, ensure safe and secure custodial environments and improve intelligence collection

Change:
- Develop PoC to TIF TSP
- Publish C2 for Detainee OPS

AUG	DEC	APR	JUL	SEP	SEP
✓	✓	✓	✓	✓	✓
Draft FM 2-22.3; *HUMINT Collector Operations*	Draft JP3-63; *Joint Doctrine for Detainee Operations* Submitted to JS	Draft revision to FM 3-19.40; *Internment and Resettlement Operations*	WG for adjudication of comments to draft JP 3-63; parallel action only	Publish point of capture to TIF TSP	Publish FMI 3-63.6 *Command & Control of Detainee Operations*

2004   **2005**

61

D-010 /Joint/Army Doctrine Revision

(U) RECOMMENDATION/OBSERVATION

- TRADOC develop a single document for detainee operations that identifies the interdependent and independent roles of the Military Police custody mission and the Military Intelligence interrogation mission

- HQDA DODOIP Task: D3.1/D3.2/D5

(U) CURRENT ASSESSMENT: ●

OPR: Army
OCR: J7

(U) FIX/ACTION/CHANGE:

Fix: Clarify doctrine and policy

Action: Clarify doctrine to define the organizational structures, command relationships, and roles and responsibilities of personnel operating internment and interrogation facilities IAW AR 190-8

Change:
- Publish FMI 3-63.6
- Publish TIF and POC—TIF TSPs

AUG	DEC	APR	JUL	AUG	SEP
✓	✓	✓	✓	✓	✓
Draft FM 2-22.3; HUMINT Collector Operations	Draft JP3-63; Joint Doctrine for Detainee Operations Submitted to JS	Draft revision to FM 3-19.40; Internment and Resettlement Operations	WG for adjudication of comments to draft JP 3-63	Publish revised TIF TSP	Publish point of capture to TIF TSP and FMI 3-63.6

2004   **2005**

62
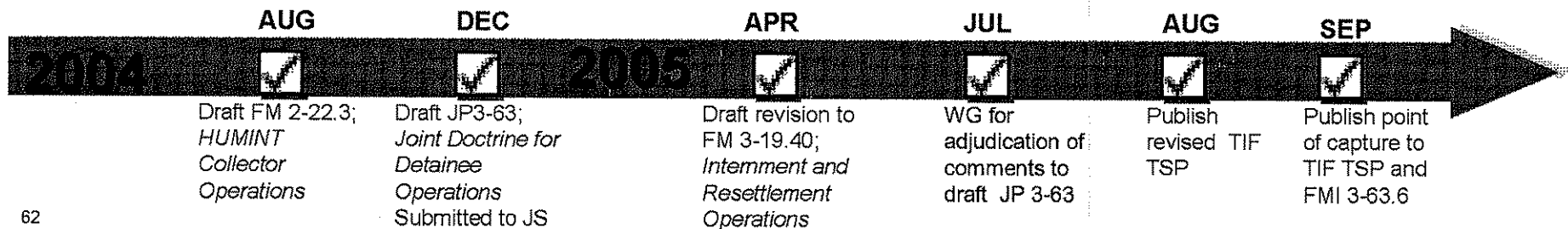
D-011 /Joint/Army Doctrine Revision

(U) RECOMMENDATION/OBSERVATION

- TRADOC establish doctrine to clearly define the organizational structures, command relationships, and roles and responsibilities of personnel operating interrogation facilities

- HQDA DODOIP Task: D3.1/D3.2/D5

(U) CURRENT ASSESSMENT: ●

OPR: Army
OCR: J7

(U) FIX/ACTION/CHANGE:

Fix: Review, expand, revise detainee operations doctrine

Action: Address detainee admin, internment and resettlement, and facilitate intelligence exploitation enabling commanders to better manage resources, ensure safe and secure custodial environments, and improve intelligence collection

Change:
- Final FM 2-22.3 staffing ongoing
- Publish FMI 3-63.6
- Publish TIF and POC—TIF TSPs

	AUG	AUG	SEP	SEP	NOV
2004	✓	**2005** ✓	✓	✓	✓
	Draft FM 2-22.3; *HUMINT Collector Operations*	Publish revised TIF TSP	Publish point of capture to TIF TSP and FMI 3-63.6	Publish FMI 3-63.6	Final Army Draft FM 2-22.3 adjudicated at OSD

63
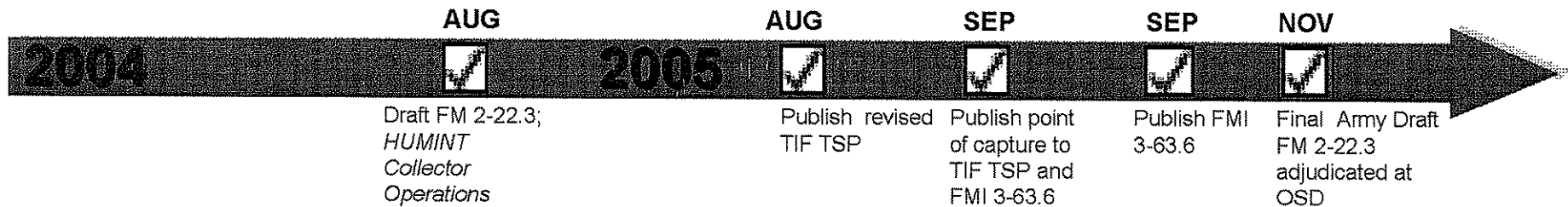
D-012 /Joint Policy Task Force

(U) RECOMMENDATION/OBSERVATION

- The Provost Marshal General revise, and the G2 establish, policy to clearly define the organizational structures, command relationships, and roles and responsibilities of personnel operating interrogation facilities

- HQDA DODOIP Task: Po1.2/Po2.1

(U) CURRENT ASSESSMENT:

OPR: Army

OCR: J7/Policy Working Group

(U) FIX/ACTION/CHANGE:

Fix: Establish policy clearly delineating the relationship between MI and MP personnel with respect to interrogation operations

Action: Establish policy clearly delineating the relationship between MI and MP personnel with respect to interrogation operations and that clearly defines the organizational structures, command relationships, roles and responsibilities of MI, MP, and Medical personnel operating interrogation facilities

Change: Revise AR's 190-8 and AR 381-100

OCT	DEC		OCT	FEB	JUN
2004 ✓	✓	2005 ✓	2006		
Army Interrogation policy gap analysis complete	OSD/JS Policy Task Force established for revision of DoDD 2310.1 and AR 190-8		Published DoDD 3115.09	Publish interim interrogations policy	Published ARs 190-8 and 381-100

64
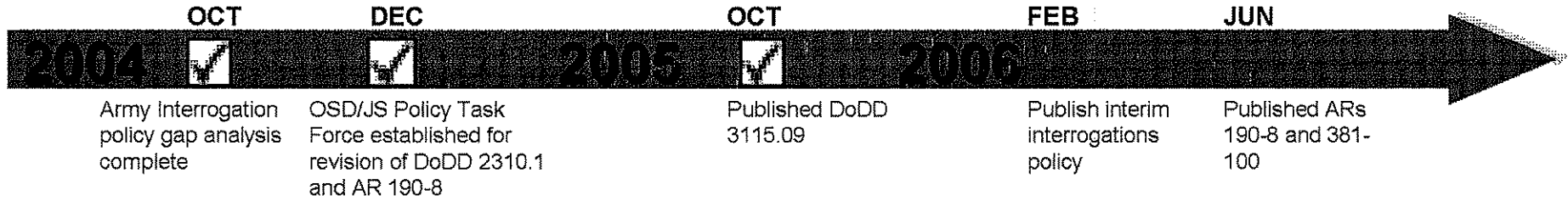
D-018 / Joint/Army Doctrine Revision

(U) RECOMMENDATION/OBSERVATION

- TRADOC, in coordination with G2 and TJAG, revise doctrine to identify interrogation approach techniques that are acceptable, effective, and legal for non-compliant detainees

- HQDA DODOIP Task: D5.1

(U) CURRENT ASSESSMENT:

OPR: Army

OCR: J7/Policy Working Group

(U) FIX/ACTION/CHANGE

Fix: Revise Interrogation Doctrine

Action: Revise doctrine to identify interrogation approach techniques that are acceptable, effective and legal for non-compliant detainees, delineates responsibilities, and adds requirements for live monitoring of interrogations at strategic and tactical levels

Change:
- Update FM 2-22.3

AUG	OCT	DEC	NOV	FEB
✓	✓	✓	✓	
2004		2005		2006
Draft FM 2-22.3 complete	Coordinating draft FM 2-22.3	Final Draft FM 2-22.3	Final Army Draft FM 2-22.3 adjudicated at OSD	Publish/distribute FM 2-22.3

65
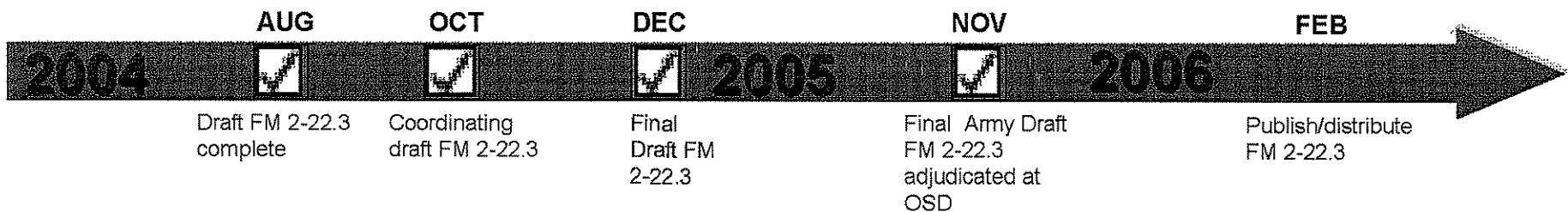
D-021 Joint /Army Doctrine Revision

(U) RECOMMENDATION/OBSERVATION

- TRADOC revise doctrine for the administrative processing of detainees to improve accountability, movement, and disposition in a non-linear battle space and further examine processes for capturing and validating lessons learned in order to rapidly modify doctrine and incorporate into training application for Soldiers and units
- HQDA DODOIP Task D1, D3, D8

(U) CURRENT ASSESSMENT:

OPR: ARMY

OCR: J7

(U) FIX/ACTION/CHANGE:

Fix: Revise Doctrine

Action: Revise doctrine to incorporate Global War on Terrorism lessons learned in the current operational environment

Change:
- SDOOC ISO JSDSLOC
- Provide Doctrine to full suite of solutions
- Publish POC—TIF TSP
- Publish TIF TSP
- Publish FM-I 3-63.6
- Support update of JP 3-63
- Support ALSA FM

AUG 2004	DEC		AUG 2005	SEP	NOV	DEC
Draft FM 2-22.3	Final Draft FM 2-22.3	Draft JP 3-63 to JADD	Publish revised TIF TSP	Publish point of capture TSP	Final Army Draft FM 2-22.3 adjudicated at OSD	Provide Army comments to final coordinating draft JP 3-63

66
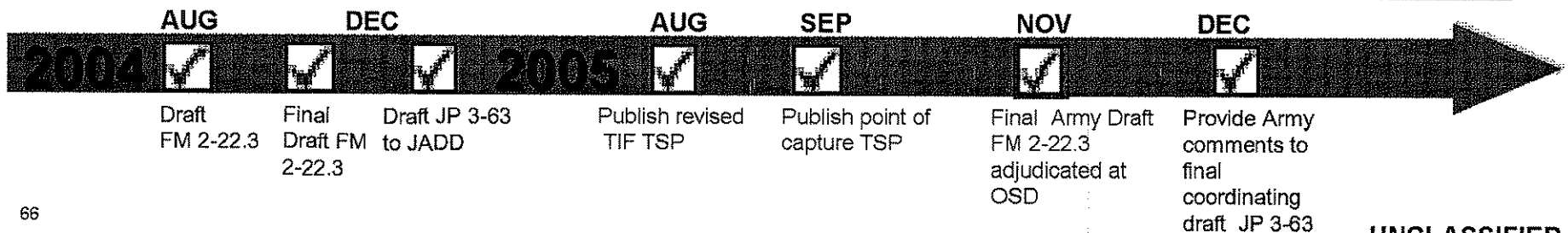
D-022 / Joint Policy Task Force

(U) RECOMMENDATION/OBSERVATION

- The Provost Marshal General revise policy for the administrative processing of detainees to improve accountability, movement, and disposition in a non-linear battlespace

- HQDA DODOIP Task: Po1.2

(U) CURRENT ASSESSMENT:

OPR: Army
OCR: Policy Working Group

(U) FIX/ACTION/CHANGE:
Fix: Review and Revise DO Policy

Action: Update detainee policy to specifically address the administration internment / resettlement, and intelligence exploitation in any operating environment, enabling Commanders to better manage resources, ensure safe and secure custodial environments and improve intelligence gathering

Change: Revise AR 190-8

DEC	JAN		JUN
✓	✓		

2004   2005   2006

OSD/JS Policy Task Force established for revision of DoDD 2310.1 and AR 190-8

Draft RR AR 190-8 sent to publication

Publish revised DoDD 2310.1

Publish revised AR190-8

67
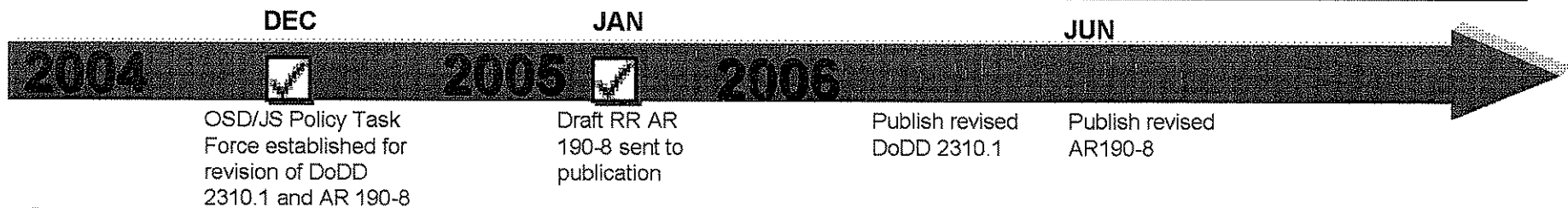
D-023 / Joint Policy Task Force

(U) RECOMMENDATION/OBSERVATION

- The Provost Marshal General, in coordination with the G2, update detainee policy to specifically address the administration, internment/resettlement, and intelligence exploitation in a non-linear battle space, enabling commanders to better manage resources, ensure safe and secure custodial environments, and improve intelligence gathering

- HQDA DODOIP Task: Po1.2; Po 2.1

(U) CURRENT ASSESSMENT:

OPR: Army

OCR: Policy Working Group

(U) FIX/ACTION/CHANGE:

Fix: Review and Revise Policy
Action: Update detainee policy to specifically address administration internment / resettlement, and intelligence exploitation in any operating environment, enabling CDRs to better manage resources, ensure safe and secure custodial environments and improve intelligence gathering

Change:
- Revise AR 190-8
- Revise AR 381-100

DEC	AUG	SEP	OCT	FEB	JUN
2004 ✓	2005 ✓	✓	✓ 2006	✓	
OSD/JS Policy Task Force established for revision of DoDD 2310.1 and AR 190-8	Publish revised TIF TSP	Publish point of Capture to TIF TSP and FM 3-63.6	Publish DoDD 3115.09	Publish revised DoDD 2310.1 / Publish interim Army interrogations policy	Publish ARs 190-8 and 381-100

68
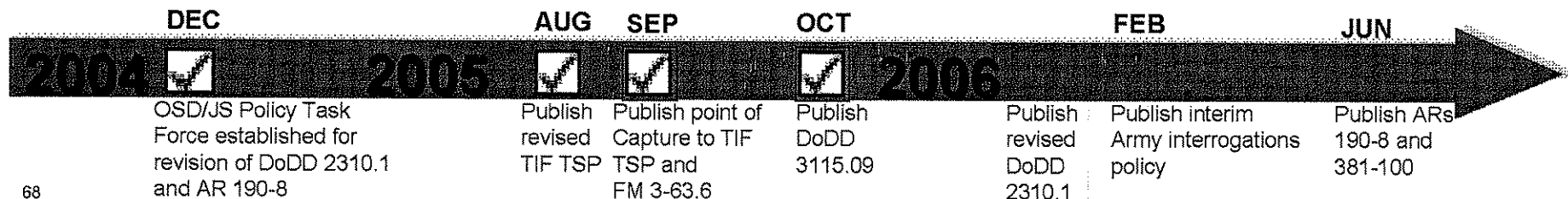
D-028 / Operational Needs Statement (TDRC)

(U) RECOMMENDATION/OBSERVATION

- The Provost Marshal General review the TDRC process, structure, and employment methods for maintaining information on detainees, their property, and other related requirements within an assigned theater of operations and consider the development of an information technology solution

- HQDA DODOIP Task: M1/O2/O2.1

(U) CURRENT ASSESSMENT:
OPR: ARMY

OCR: NONE

(U) FIX/ACTION/CHANGE:

Fix: TDRC sourcing and employment

Action: Field DRS v5.0 technology; Source/deploy EXORD Mod 022, which incorporates TDRC. Review future TDRC FS requirements. Review future NDRC FS requirements

Change: Update TDRC and NDRC Requirements and Procedures

	JUN		JAN	FEB	MAY		AUG	DEC
2004	✓	2005	✓	✓	✓		✓	
	Select & integrate biometric tools (DRSv5.0)	Assess TDRC structure / Approve EXORD 022	Design & develop web based program w/biometrics	Train and deploy TDRC	Assess NDRC Requirements	Distribute Technology	Verified system management/ oversight by NDRC	NDRC FS update

69
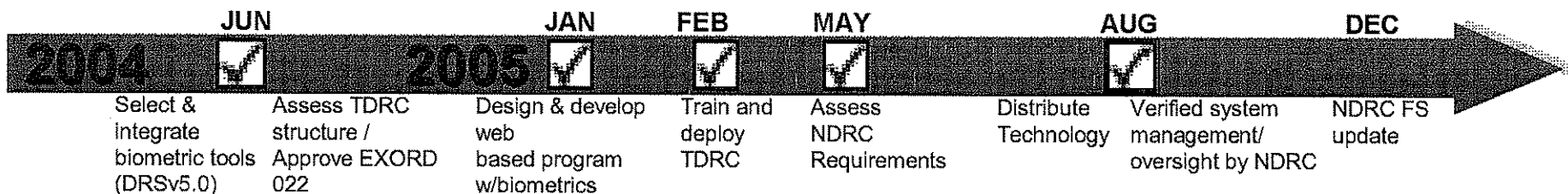
D-033 / Facility Standards

(U) RECOMMENDATION/OBSERVATION

- CJTF-7 and CJTF-180 ensure all units meet the guidelines for minimum infrastructure standards supporting detainee operations to allow for adequate facilities to house detainees

- HQDA DODOIP Task: F1.1

(U) CURRENT ASSESSMENT:

OPR: Army
OCR: Policy Working Group/CENTCOM

(U) FIX/ACTION/CHANGE:

Fix: Deteriorating infrastructure that impacted on having a clean, safe, and secure working environment for Soldiers and living conditions for detainees.

Action: Coordinate through JS to ensure all MNF-I and CJTF-76 units meet the guidelines for minimum infrastructure standards supporting detainee operations to allow for adequate facilities to house detainees

Change:
- On site inspections
- Publish FMI 3-19.40

NOV	JAN	APR	MAR
✓	✓	✓	
2004	2005		2006
HQDA support to CFLCC Assessment	DSLOC discussion COCOM requests further guidance on minimum standards	HQDA support to CFLCC Assessment	Publish FM-I 3-19.40

70
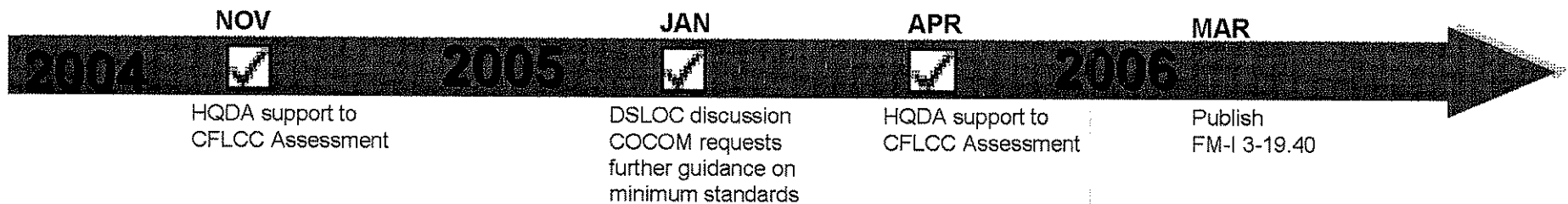
D-046 / Exportable Training Package

(U) FIX/ACTION/CHANGE

(U) RECOMMENDATION/OBSERVATION

- TRADOC integrate standardized detainee operations training into all Army proponent school common core programs of instruction and training support packages

- HQDA DODOIP Task: T5.2/T5.3

(U) CURRENT ASSESSMENT:

OPR: Army

OCR: J7

Fix: Review and Revise Detainee Operations Programs of Instruction

Action: Integrate standardized detainee operations training into appropriate Army proponent school common core programs of instruction utilizing the point of capture to collection point training support package

Change:
- Publish POC—TIF TSP
- Publish Common Core TSPs

MAY	DEC		FEB	MAR	AUG	SEP
2004 ✓	✓	**2005**	✓	✓	✓	✓
Developed Exportable DO TSP	TRADOC tasked to analyze task and link with Point of Capture to Collection Point TSP		ID integration Tasks/Resource Requirements	Identify leader responsibilities/ Develop performance measures	Publish revised TIF TSPs as required.	Publish POC—TIF TSP and seven common core TSPs

71
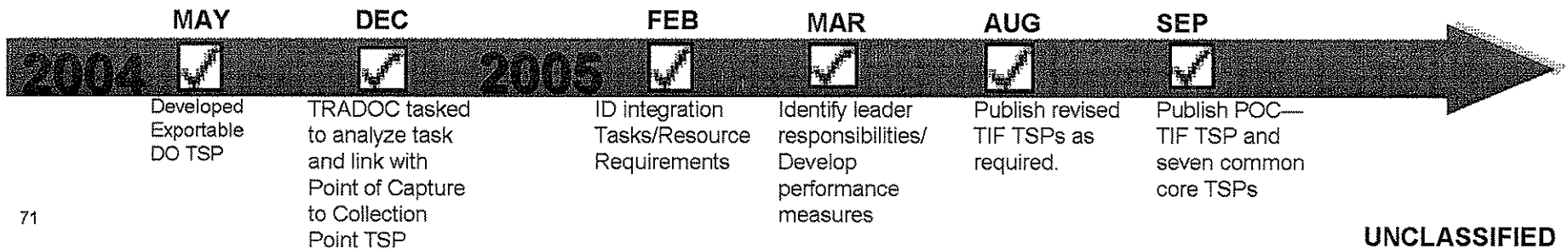
MG Fay
Report

F-001 / Joint/Army Doctrine Revision

(U) RECOMMENDATION/OBSERVATION

- The Army needs to re-emphasize Soldier and leader responsibilities in interrogation and detention operations and retrain them to perform in accordance with law, regulations, and Army values and to live up to the responsibilities of their rank and position. Leaders must also provide adequate training to ensure Soldiers understand their authorities. The Army must ensure that future interrogation policies are simple, direct and include safeguards against abuse. Organizations such as the JIDC must possess a functioning chain of command capable of directing interrogation operations
- HQDA DODOIP Task: Po5.3, D6.1/6.2/T5.2/O6
- **(U) CURRENT ASSESSMENT:**

OPR: Army

OCR: J7/Policy Working Group

(U) FIX/ACTION/CHANGE

Fix: Integrate soldier responsibilities related to detainee operations into all PME

Action: Direct Commanders to enforce the basic fundamental discipline standards of Soldiers, provide training, and immediately correct inappropriate behavior of Soldiers towards detainees to ensure the proper treatment of detainees

Change:
- Develop POC—TIF TSP
- Develop Common Core TSPs
- Publish FMI 3-63.6
- Update FM 2-22.3
- Update MI FS

AUG	OCT	DEC	AUG	SEP	NOV
2004 ✓	✓	✓ 2005	✓	✓	✓
Draft FM 2-22.3	*Coordinating draft FM 2-22.3*	OSD/JS Policy Task Force established for revision of DoDD 2310.1 and AR 190-8	Publish revised TIF TSP	Publish POC—TIF TSP and common core TSPs	Publish FMI 3-63.6	MI FS documented and resourced in TAA 08-13	Publish DoDD 3115.09	Final Army Draft FM 2-22.3 adjudicated at OSD
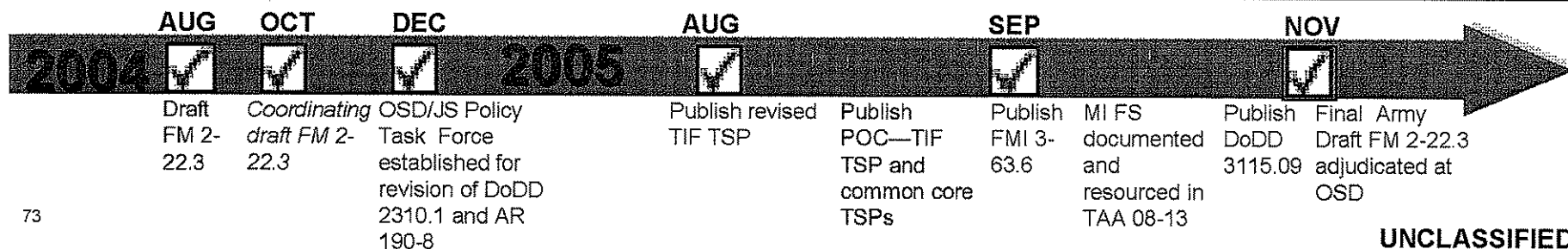
F-004 JIDC Chain of Command

RECOMMENDATION

JIDCs need to be structured, manned, trained and equipped as standard military organizations. These organizations should be certified by TRADOC and/or JFCOM. Appropriate Service and Joint doctrine should be developed defining JIDCs' missions and functions as separate commands.
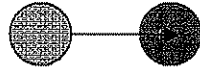
CURRENT ASSESSMENT:

-- **Interim solution:** JIDC current sourcing formalized via COCOM-validated JMDs, J-2 issued guidance on JIDC operations.
Recommend change to BLUE – Intent Met.
-- **End State**
-- Joint Pub 2-01.2 and Army FM 2-22.3 will finalize Joint and Service JIDC doctrine. Doctrine in final stages of coordination.
-- Army has established 201st MI Bn to meet requirement. One additional active and two RC Bns are planned.

OPR: J-2   OCR: J-7/Services

FIX/ACTION/CHANGE:

Fix: Create a military unit capable of assuming the JIDC mission. Publish Army and Joint doctrine developing the JIDC missions and functions.

Action: Establish MI BNs as core of JIDC. Publish JP 2-01.2 and FM 2-22.3 to define JIDC mission and functions in doctrine.

Change: JIDCs based on an established Army unit with Joint augmentation, following published Joint and Service doctrine

Jan 24-26	Mar 30	May	June	Oct	Dec	Feb	May	May - Jun
2005 ☑	☑	☑	☑	☑	☑ 2006	☐	☐	◆ ☐
Joint Pub Conference	Interim Guidance Issued	Publish Program Directive	Publish First Official Draft	Comments received	Joint Working Group	Publish Final Official Draft	Signature Draft to CJCS	CJCS Approval

74
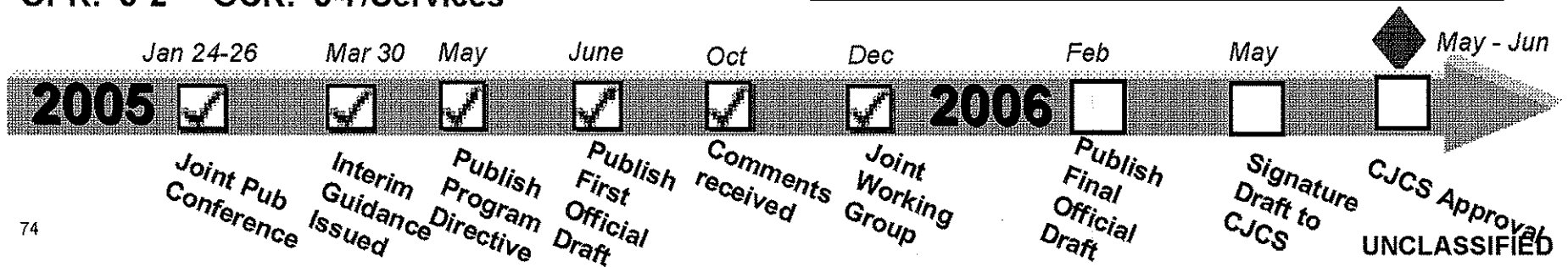
F-005 / Joint/Army Doctrine Revision

(U) RECOMMENDATION/OBSERVATION

- Detention centers must be established in accordance with AR 190-8 to ensure safety and compliance with the Geneva Conventions
- As a matter of policy, force protection concerns must be applicable to any detention facility and all detention operations
- Protect detainees in accordance with Geneva Convention IV by providing adequate force protection
- HQDA DODOIP Task: Po1.2/F3/F4/Z2

(U) CURRENT ASSESSMENT:

OPR: Army

OCR: Policy Working Group

(U) FIX/ACTION/CHANGE:

Fix: Review and Revise Policy

Action: Revise Army Regulation (AR) 190-8, Enemy Prisoners of War, Retained Personnel, Civilian Internees and Other Detainees

Change:
- Assess onsite force protection
- Publish FM-I 3-19.40
- Update AR 190-8

NOV	DEC		AUG	SEP	MAR	JUN
2004 ✓	✓	2005	✓	✓	2006	
HQDA support to CFLCC Assessment	OSD/JS Policy Task Force established for revision of DoDD 2310.1 and AR 190-8	Draft JP 3-63 to JADD	Publish revised TIF TSP	Publish POC— TIF TSP	Publish FM-I 3-19.40	Publish AR 190-8

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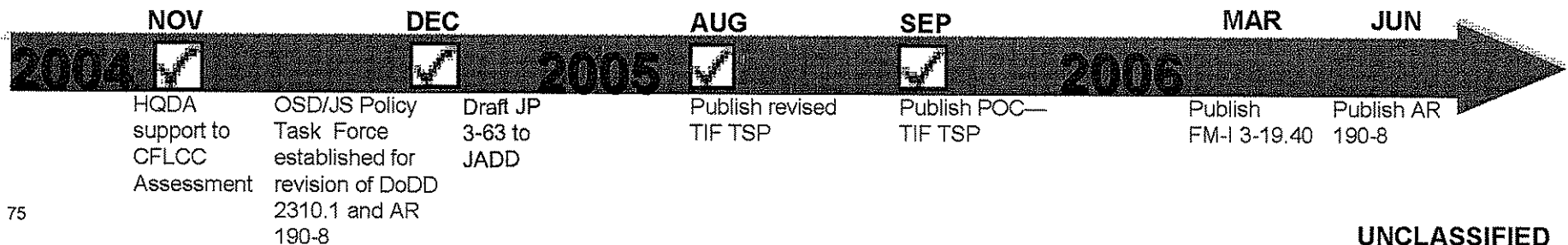
F-007/Joint/Army Policy and Doctrine

(U) RECOMMENDATION/OBSERVATION

- Screening, interrogation and release procedures at the tactical level need to be properly executed. Those detainees who pose no threat and are of no intelligence value should be released by capturing units within 72 hours. Those detainees thought to be a threat but of no further intelligence value should be sent to a long term confinement facility. Those detainees thought to possess further intelligence value should be sent to a Corps/Theater Interrogation Center

- HQDA DODOIP Task: D8/T1.1/T5.1/T5.3

(U) CURRENT ASSESSMENT: ●

OPR: Army

OCR: J7/Policy Working Group

(U) FIX/ACTION/CHANGE:

Fix: Review and Revise Doctrine

Action: Spiral lessons learned into policy and doctrine. Provide guidance to the field by the most expedient methods.

Change:
- Publish FMI 3-63.6
- Publish POC—TIF TSP

OCT	DEC		AUG	SEP
✓	✓		✓	✓

2004 **2005**

| Army Interrogation policy gap analysis complete | OSD/JS Policy Task Force established for revision of DoDD 2310.1 and AR 190-8 | | Publish Revised TIF TSP | Publish POC—TIF TSP and FMI 3-63.6 |
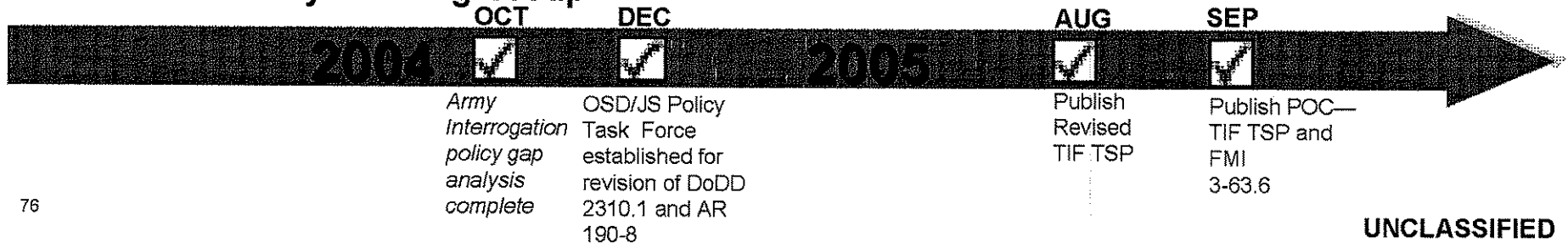
F-010 JIDC Planning, Personnel and Support

RECOMMENDATION

The Army and DoD should plan on operating JIDC organizations in future operational environments, establish appropriate manning and equipment authorizations for the same.

CURRENT ASSESSMENT:
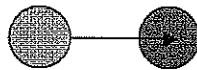
-- *Interim solution:* JIDC current sourcing formalized via COCOM-validated JMDs, J-2 issued guidance on JIDC operations.
Recommend change to BLUE – Intent Met.
-- *End State*
-- Joint Pub 2-01.2 and Army FM 2-22.3 will finalize Joint and Service JIDC doctrine. Doctrine in final stages of coordination.
-- Army has established 201st MI Bn to meet requirement. One additional active and two RC Bns are planned

OPR: J-2   OCR: J-7/Services

FIX/ACTION/CHANGE:

Fix: Form a unit with the TO&E adequate to the JIDC mission. Publish Joint, Service doctrine to employ that unit.

Action: Establish MI BNs as core of JIDC. Publish JP 2-01.2 and FM 2-22.3 to support employment of the JIDC.

Change: JIDCs appropriately manned and supported for the mission and supported by Joint and Service doctrine.

2005	Jan 24-26	Mar 30	May	June	Oct	Dec	2006	Feb	May	May - Jun
	✓ Joint Pub Conference	✓ Interim Guidance Issued	✓ Publish Program Directive	✓ Publish First Official Draft	✓ Comments received	✓ Joint Working Group		☐ Publish Final Official Draft	☐ Signature Draft to CJCS	☐ CJCS Approval
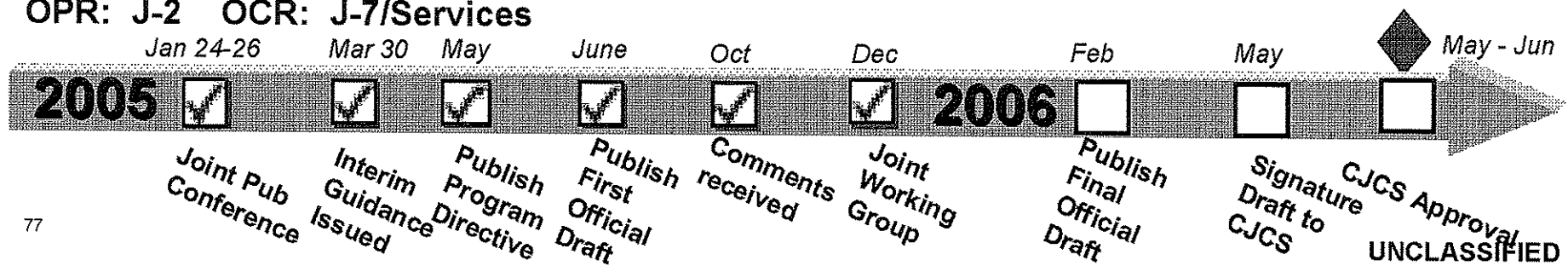
Issue Title: F-011 Inadequate Linguists

(U) RECOMMENDATION / OBSERVATION:

This shortage negatively affected every level of detainee operations from point-of-capture through detention facility... Linguists were a critical node and limited the maximum number of interrogations that could be conducted at any time to the number of linguists available.

(U) CURRENT ASSESSMENT:

Nothing new to report. Recommend closure. There is a long-term shortage of linguists and intel which is likely to persist for some time. P&R is recruiting and soliciting contracts attempting to build up capacity based upon requirements.

OPR: USD(P&R)
OCR: USD(P)

(U) FIX/ACTION/CHANGE:

None at this time.

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F-013 / Revise Policy, Training and Guidance

(U) RECOMMENDATION/OBSERVATION

- More training emphasis needs to be placed on Soldier and leader responsibilities concerning the identification and reporting of detainee abuse incidents or concerns up through the chain of command, or to other offices such as CID, IG or SJA. This training should not just address the rules, but address case studies from recent and past detainee and interrogation operations to address likely issues interrogators and their supervisors will encounter. Soldiers and leaders need to be taught to integrate Army values and ethical decision making to deal with interrogation issues that are not clearly prohibited or allowed. Furthermore, it should be stressed that methods employed by US Army interrogators will represent US values
- HQDA DODOIP Task: D6.2/7/T5.2/3/T1/T6

(U) CURRENT ASSESSMENT: ⬤

OPR: Army   OCR: J7

(U) FIX/ACTION/CHANGE:

Fix: Personal Accountability and values in Detainee Operations

Action: Revise policy and training guidance to reflect annual Law of War training requirements
Enforce fundamental standards

Change:
- Develop POC—TIF TSP
- Develop Common Core TSPS
- Revise LoW TSPs

MAY	JUL		AUG	SEP	Nov
☑ ☑	☑	2005	☑	☑	☑
FORSCOM DO mission specific TNG guidance issued	Exportable DO (I/R) Training Support Package	OIF/OEF Ind replacement TNG guidance updated	Publish interim AR 350-1 Law of War guidance	Publish common Core TSPs and POC—TIF TSP	Publish Revised Level B Law of War TSP

2004

79
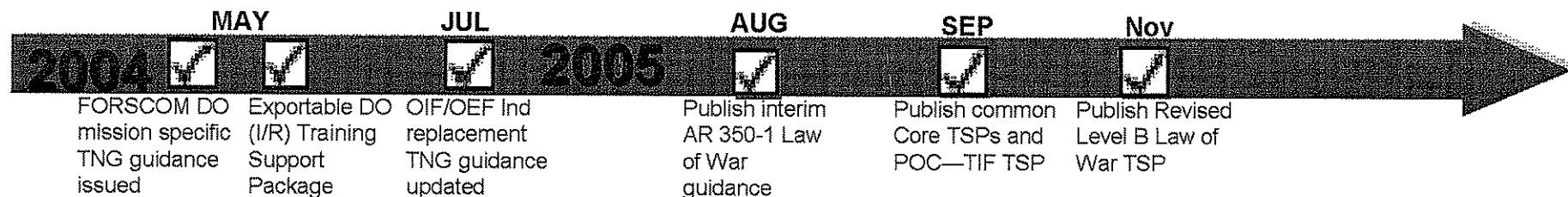
F-016 / Joint/Army Doctrine Revision

(U) RECOMMENDATION/OBSERVATION

- MI Officer, NCO and Warrant Officer training needs to include interrogation operations to include management procedures, automation support, collection management and JIDC operations. Officer and senior NCO training should also emphasize the potential for abuse involved in detention and interrogation operations

- HQDA DODOIP Task:T4.5/T4.7 Pe1.1/Pe2.0.2/Pe2.0.3

(U) CURRENT ASSESSMENT:

OPR: Army

OCR: J7

(U) FIX/ACTION/CHANGE:

Fix: Quality and quantity of linguists and level of training for HUMINT personnel

Action: Analyze current manning, training and PME

Change:
- Review fill of linguist
- Determine future requirements
- Revise Interrogation PME

OCT	FEB	JUL	OCT	SEP		APR
2003 ✓ 2004	✓	✓	✓	2005 ✓	2006	✓
Develop G2X MTT for OIF/OEF forces	Conducted G2X MTTs for OIF/OEF forces	Pilot G2X training course	Implement G2X resident training course	Detainee and interrogation Ops implemented at all CTCs	OIF/OEF linguist requirements filled to 100%	Develop automated interrogations training and planning system

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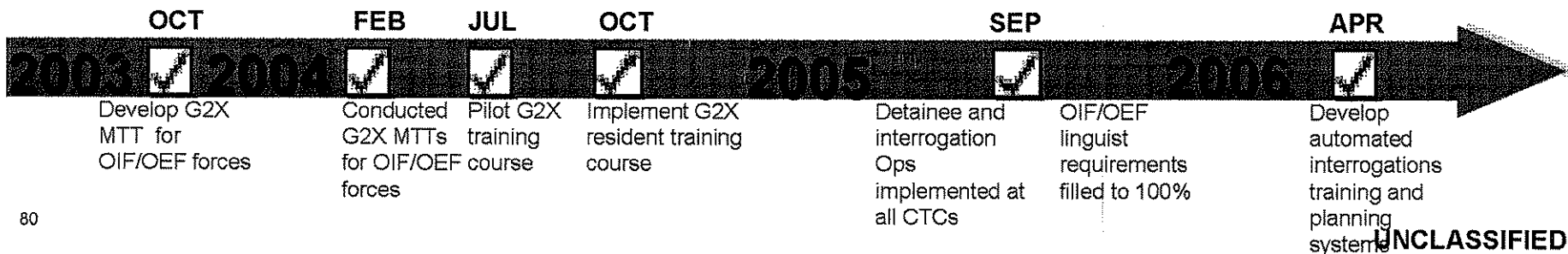
F-017 / Joint/Army Doctrine Revision

(U) RECOMMENDATION/OBSERVATION

- DA should conduct a review to determine future Army doctrine for interrogation operations and detention operations

- HQDA DODOIP Task: Po1/D3/3.1/ T5.3

(U) CURRENT ASSESSMENT: ⬤

OPR: Army

OCR: J7

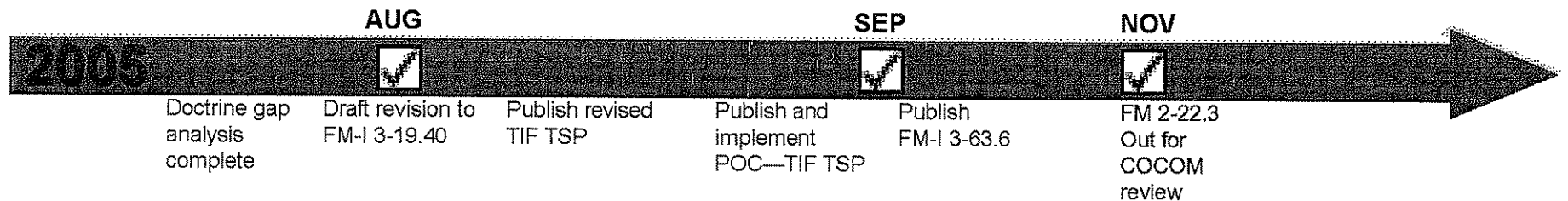## (U) FIX/ACTION/CHANGE:

Fix: Review, expand, revise detainee operations doctrine as appropriate

Action: Doctrine should address detainee administration, internment and resettlement, and facilitate intelligence exploitation enabling commanders to better manage resources, ensure safe and secure custodial environments, and improve intelligence collection

Change: Draft FM 2-22.3, PoC—TIF TSP, TIF TSP, FM-I 3-63.6

	AUG			SEP		NOV
2005	✓			✓		✓
	Doctrine gap analysis complete	Draft revision to FM-I 3-19.40	Publish revised TIF TSP	Publish and implement POC—TIF TSP	Publish FM-I 3-63.6	FM 2-22.3 Out for COCOM review

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F-018 / Joint/Army Doctrine Revision/POI

(U) RECOMMENDATION/OBSERVATION

- As TRADOC reviews and enhances detainee and interrogation operations doctrine, it should ensure that record keeping and information sharing requirements are addressed

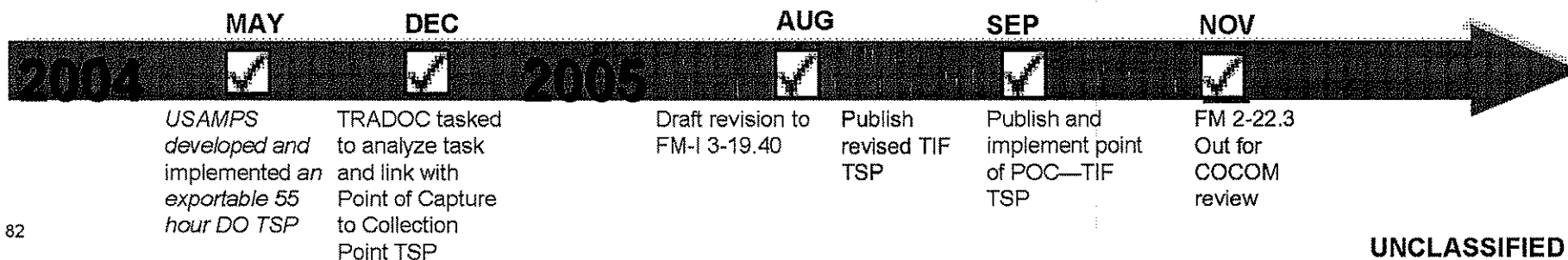- HQDA DODOIP Task: D8/D8.1/D8.2/T5.3/M1

(U) CURRENT ASSESSMENT: ⬤

OPR: Army
OCR: J7

(U) FIX/ACTION/CHANGE:

Fix: Develop and implement standardized Task, Conditions, and Standards for detention facility operations

Action: Standards must include detention facility operations for record keeping and communication and coordination between military intelligence, military police, medical personnel and JAG to insure files are kept current and required dates are being met, to expedite detainee release when ordered

Change: Draft FM 2-22.3, PoC—TIF TSP, and TIF TSP; Fielding BATS and DRS 5.0

MAY	DEC		AUG	SEP	NOV
✓	✓		✓	✓	✓

2004 ... **2005**

USAMPS developed and implemented an exportable 55 hour DO TSP	TRADOC tasked to analyze task and link with Point of Capture to Collection Point TSP		Draft revision to FM-I 3-19.40	Publish revised TIF TSP	Publish and implement point of POC—TIF TSP	FM 2-22.3 Out for COCOM review

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F-019 Contracting Shortfalls to Training

(U) RECOMMENDATION/OBSERVATION

- The contracting system failed to ensure that properly trained and vetted linguist and interrogator personnel were hired to support operations at Abu Ghraib.

(U) CURRENT ASSESSMENT:

- DoDD 3115 requires appropriate training and vetting as part of policy and directs that they be a part of contracts written.
- DoDD 2310 will require appropriate training and vetting as a part of policy and directs that they be a part of contracts.
- AT&L and P&R already report that they have included the requirements as part of new contracts.
- Recommend green.

OPR: Joint Policy Task Force
OCR: USD (P)

(U) FIX/ACTION/CHANGE:

Fix: DoD should establish policy on the use of contract interrogators for all services

Action: Working w/ ASAALT to establish clear standards in SOW

Change: Policy/Training

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F-023 DoD Enforcement of Procedures Conducted by OGA

(U) RECOMMENDATION/OBSERVATION
- DoD must enforce adherence by OGA with established DoD practices and procedures while conducting detainee interrogation operations at DoD facilities

~~(S//NF)~~ CURRENT ASSESSMENT:

(b)(1),(b)(5)

OPR: USD (I)
OCR: USD (P)

(U) FIX/ACTION/CHANGE:

Fix: DoD Policy Emphasis

Action: Issue Policy guidance and update existing MOUs

Change: Clearly defined OGA role in interrogation of DoD detainees