

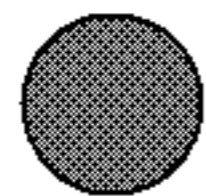
# MG Fay Report

# 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

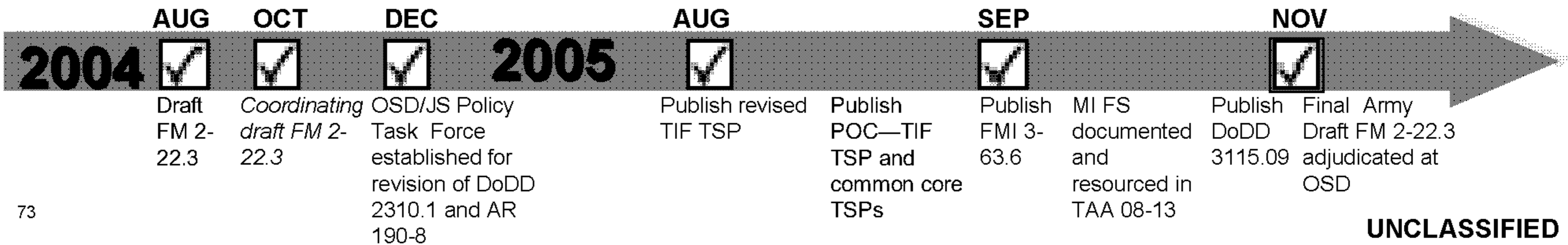
## (U) FIX/ACTION/CHANGE

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:

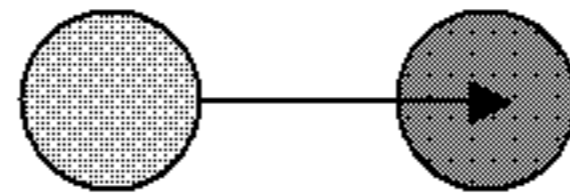
- Develop POC—TIF TSP
- Develop Common Core TSPs
- Publish FMI 3-63.6
- Update FM 2-22.3
- Update MI FS



# 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 201<sup>st</sup> MI Bn to meet requirement. One additional active and two RC Bns are planned.

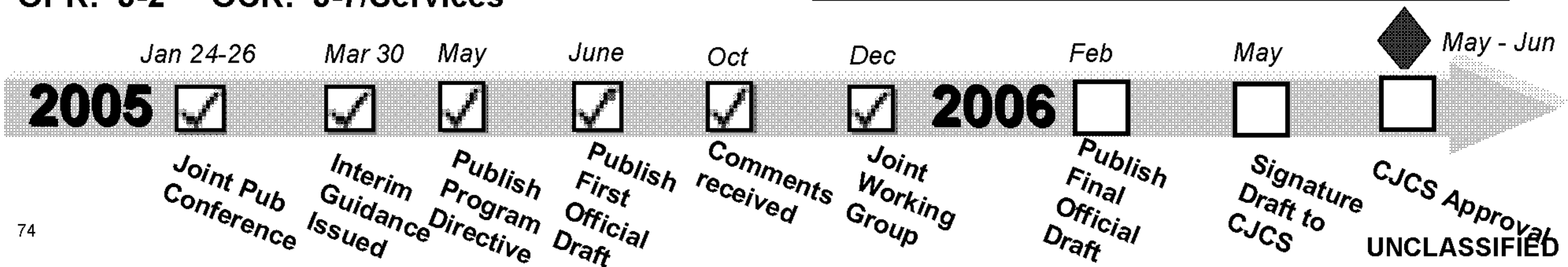
OPR: J-2    OCR: J-7/Services

**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



# 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**

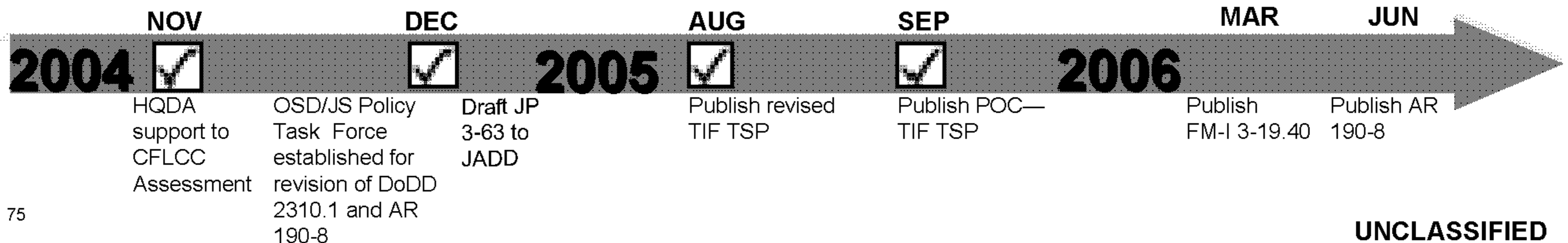
**(U) FIX/ACTION/CHANGE:**

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





# *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**

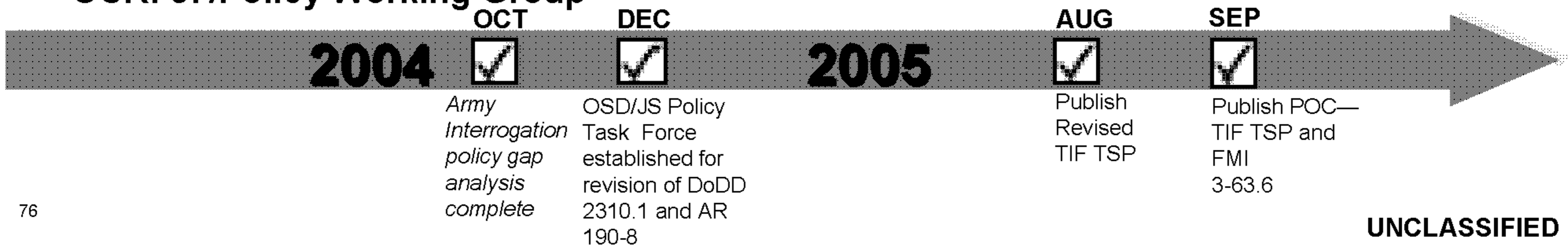
**(U) FIX/ACTION/CHANGE:**

**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

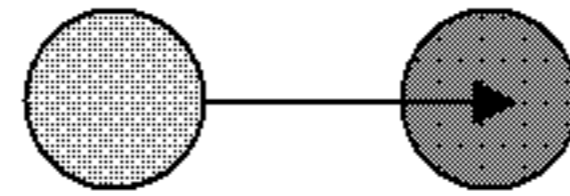


# F-010 JIDC Planning, Personnel and Support

## RECOMMENDATION

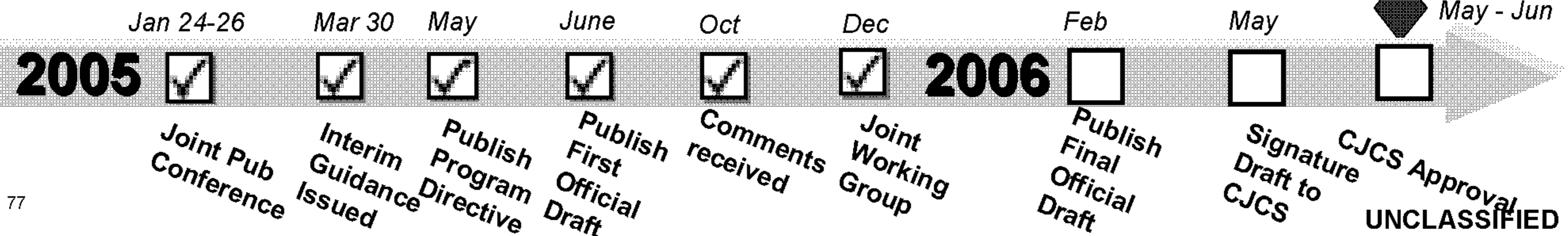
The Army and DoD should plan on operating JIDC organizations in future operational environments, establish appropriate manning and equipment authorizations for the same.

## 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 201<sup>st</sup> 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.

*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.**



# 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

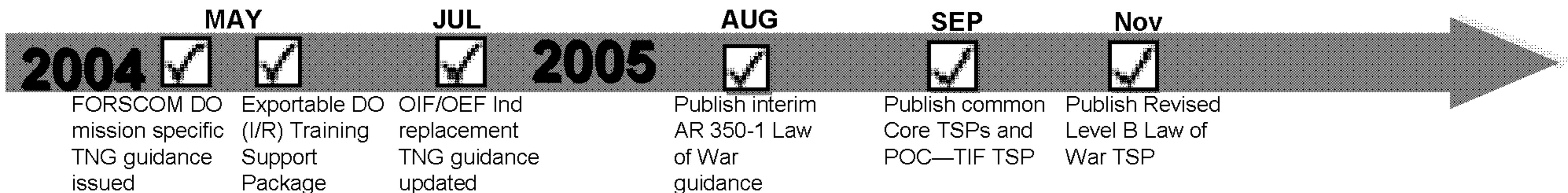
**(U) FIX/ACTION/CHANGE:**

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





# 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**

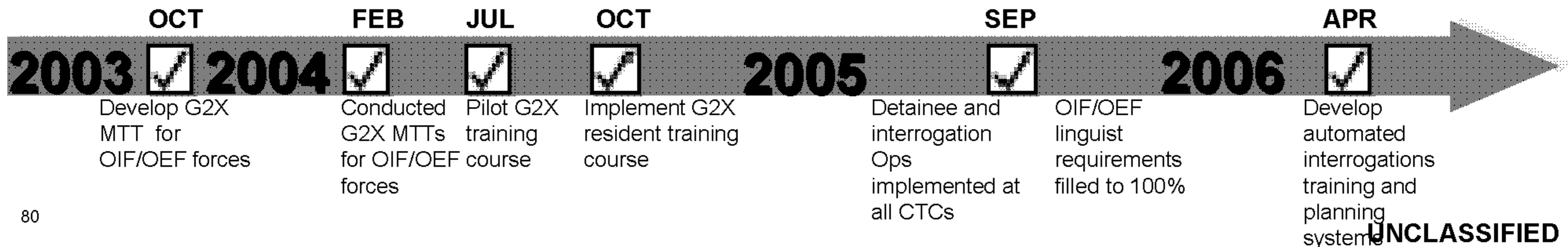
**(U) FIX/ACTION/CHANGE:**

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

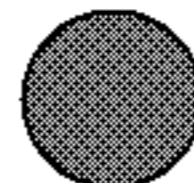


# F-017 / Joint/Army Doctrine Revision

## (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:



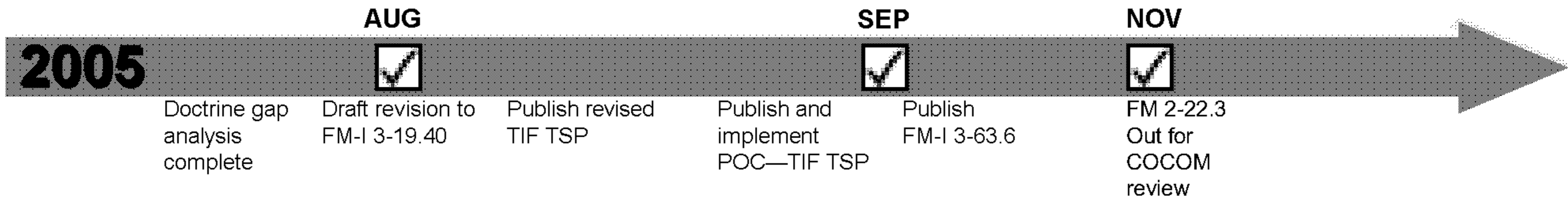
OPR: Army  
OCR: J7

## (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



# 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:** ●

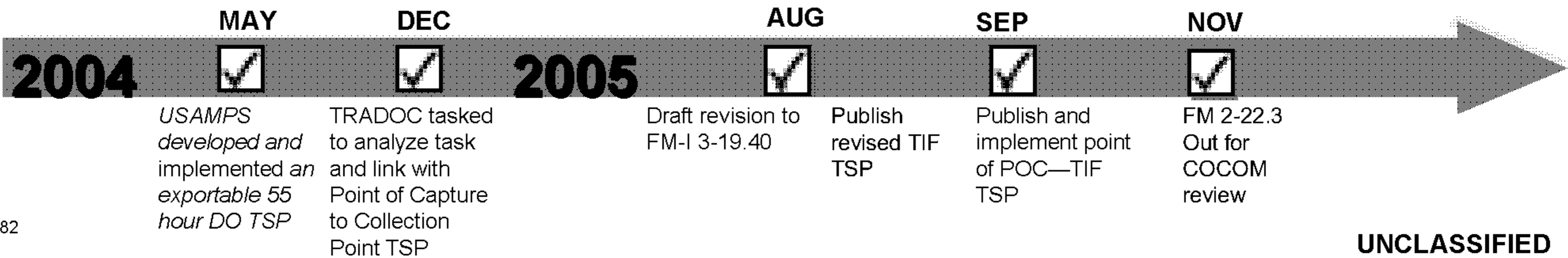
OPR: Army  
OCR: J7

**(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



## *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



## *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



# LTG Jones Report





## *F/J-002 JONES REPORT*

### **(U) RECOMMENDATION / OBSERVATION:**

CJTF-7 should, in concert with CENTCOM, publish clear guidance that applies to all units and agencies in the ITO on roles and responsibilities for Detention and Interrogation Operations, and publish clear guidance on the limits of interrogation authority for interrogation techniques as it pertains to the detainee population in the ITO.

### **(U) CURRENT ASSESSMENT:**

● Initial intent met by CENTCOM. Long term policy issues being addressed by USD(I) interrogation and OSD detention policy development processes.

OPR: J-7 (**USD(I)**)

OCR: Army

### **FIX / ACTION / CHANGE:**

**Fix:** (U) Publish clear guidance that applies to all units and agencies in the ITO on roles and responsibilities for Detention and Interrogation Operations.

**Action:** (U) USCENTCOM, in concert with subordinate units, has established guidance that applies to all units IRT interrogation and operations.

**Change:** (U) All units have guidance on detention and interrogation operations.

# F/J-005 JIDC in Future Environment

**(U) RECOMMENDATION/OBSERVATION:**

- Update Joint and Army publications to clearly address the concept, organization and operations of a Joint Interrogation and Debriefing Center in a future joint operational environment.

**(U) CURRENT ASSESSMENT:**

- This issue is addressed in doctrinal publications currently under revision and development.

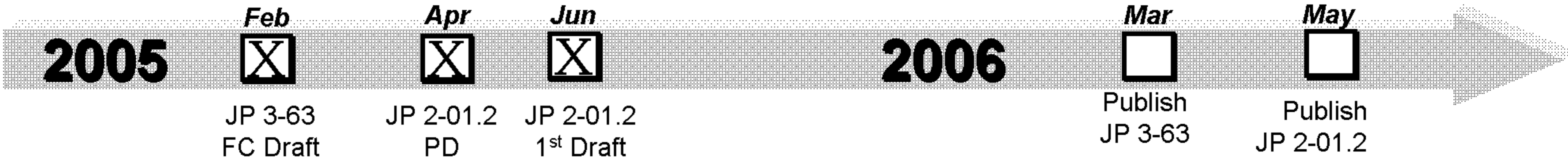
OPR: Joint Staff J-7  
 OCR: Joint Staff J-5, Army, JFCOM

**(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**





# F/J-006 / Joint/Army Doctrine Revision

## (U) RECOMMENDATION/OBSERVATION

- The Army should update interrogation operations doctrine to clarify responsibilities for interrogation techniques at both tactical and strategic levels. The ongoing revision and update of FM 34-52, Intelligence Interrogations, should clarify the roles and responsibilities of MP and MI units at centralized detention facilities
- HQDA DODOIP Task: D3.1/D5.1

## (U) CURRENT ASSESSMENT:

OPR: Army

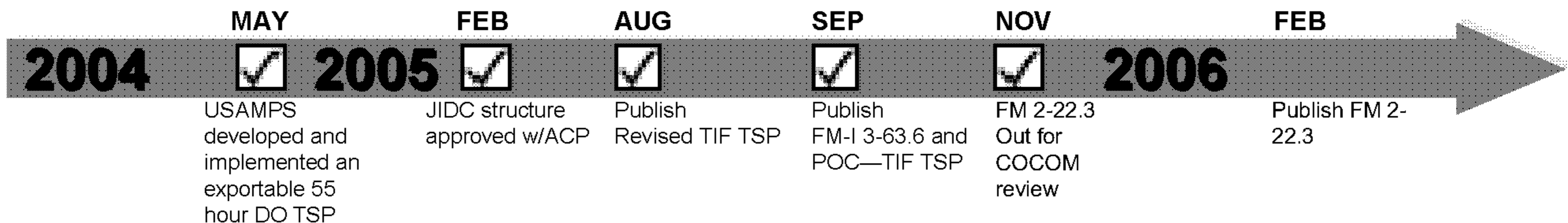
OCR: J7

## (U) FIX/ACTION/CHANGE.

Fix: Review, expand, revise detainee operations doctrine

Action: Detainee Operations doctrine must address clarification of responsibilities for interrogation techniques at both the tactical and strategic levels to ensure safe and secure custodial environments, and improve intelligence collection

Change: Publish FM 2-22.3



*F/J-007 Impact on Interrogation Operations*

**(U) RECOMMENDATION/OBSERVATION**

- DoD should assess the impact of current policies on Detention and interrogation operations...

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

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

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

**(U) FIX/ACTION/CHANGE:**

**None at this time.**



# F/J-008 Corps Transition to JTF

**(U) RECOMMENDATION/OBSERVATION:**

- The Army should expedite the development and transition of Corps-level command and control headquarters into JTF-capable organizations.

**(U) CURRENT ASSESSMENT:**

- Recommend combine F/J-008 & F/J-009
- The Secretary of Defense memo dated Feb 4, 2005, "Policy Implementation to Improve Formation and Sustainment of Joint Task Force (JTF) Headquarters," tasks USJFCOM to develop joint staffing documents, training programs and readiness standards for JTF HQs.

OPR: JFCOM

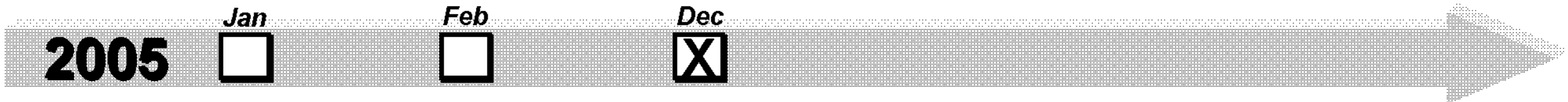
OCR: Joint Staff J-7, Army

**(U) FIX/ACTION/CHANGE:**

**Fix:** Development and implementation of a QDR / JC2 directed execution "roadmap" for organizing / training / equipping designated 3-star or selected 2-star Service HQs to perform as either rotational or contingency-capable JTF HQs.

**Action:** USJFCOM determine JTF resource requirements in collaboration with Services. Services resource personnel and equipment IAW Title 10 responsibilities. Service implementation of JMEP and fielding of deployable C2 comm suites for those Service HQs designated to be JTF HQs

Change: NA



Implement  
SecDef Memo

# F/J-009 Resource Future JTF Capable HQs

## (U) RECOMMENDATION/OBSERVATION:

- The Army in concert with JFCOM institutionalize and resource the personnel and equipment needs of future JTF-capable headquarters, including the intelligence architecture of such headquarters

## (U) CURRENT ASSESSMENT:

- The Secretary of Defense memo dated Feb 4, 2005, "Policy Implementation to Improve Formation and Sustainment of Joint Task Force (JTF) Headquarters," tasks USJFCOM to develop joint staffing documents, training programs and readiness standards for JTF HQs.

OPR: JFCOM

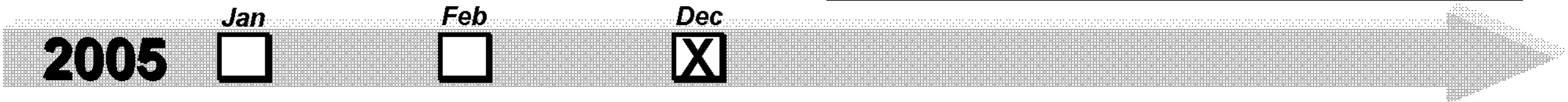
OCR: Joint Staff J-7, Army

## (U) FIX/ACTION/CHANGE:

**Fix:** Development and implementation of a QDR / JC2 directed execution "roadmap" for organizing / training / equipping designated 3-star or selected 2-star Service HQs to perform as either rotational or contingency-capable JTF HQs.

**Action:** USJFCOM determine JTF resource requirements in collaboration with Services. Services resource personnel and equipment IAW Title 10 responsibilities. Service implementation of JMEP and fielding of deployable C2 comm suites for those Service HQs designated to be JTF HQs

**Change:**



Implement  
SecDef Memo

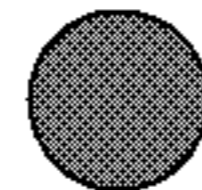


# F/J-013 / ONS Programming

## (U) RECOMMENDATION/OBSERVATION

- That the Army review the concept of detainee contingency facilities that can be rapidly deployed and established to safeguard and secure detainees
- HQDA DODOIP Task:O7/M5/F2

## (U) CURRENT ASSESSMENT:



OPR: Army

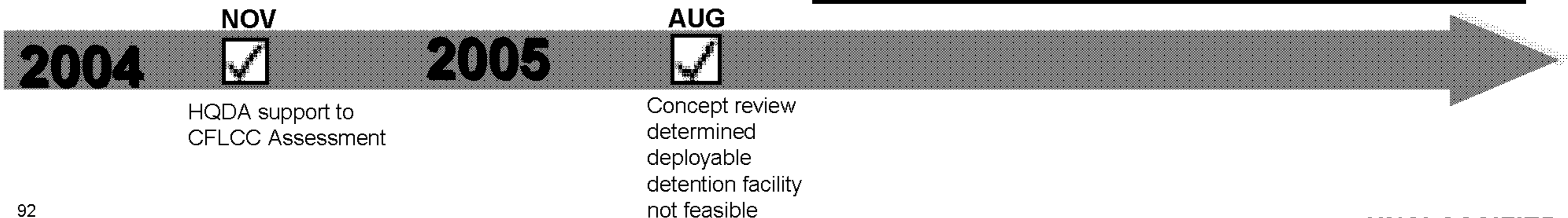
OCR: POLICY Working Group

## (U) FIX/ACTION/CHANGE:

Fix: Review doctrinal concept and organizational construct of a deployable detention facility

Action: Define with the Joint Staff, the doctrinal concept and organizational construct of a deployable detention facility -- its composition, and employment concepts

Change: Based on Army assessment and JSDSLOC, task was retired; minimum infrastructure requirements will be included within doctrine



*F/J-014 Adherence to DoD regulations at facilities*

**(U) RECOMMENDATION/OBSERVATION**

- DoD review the inter-agency policies to ensure all parties in a specific TOA adhere to the same guidance and rules.

**(U) FIX/ACTION/CHANGE:**

**None at this time.**

~~(S//NF)~~ **CURRENT ASSESSMENT.**

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

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



## *F/J-016 Responsibility for Interrogation*

**(U) RECOMMENDATION/OBSERVATION**

- DoD review the responsibilities for interrogations...

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

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

**(U) FIX/ACTION/CHANGE:**

**None at this time.**

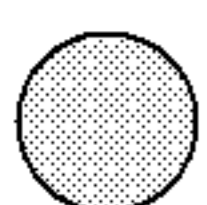
OPR: USD (I)  
OCR: USD (P)

*F/J-017 Impact of Policies on Interrogation*

**(U) RECOMMENDATION/OBSERVATION**

- DoD assess the impact of current policies and guidance on unlawful combatants in the conduct of Detention and Interrogation operations.

**(U) CURRENT ASSESSMENT:**



- USD(I) has conducted a review of all policies relating to interrogation for the purposes of identifying gaps/seams and to draft policy as they feel appropriate.
- USD(P) has already reviewed all policies and has revised 2310.1 as it believed was appropriate. 2310.1 USDP is incorporating comments from SD106 coordination.
- Draft USD(P) 2310.1 requires adherence to DoD regulations at DoD sites.
- Recommend green.

**(U) FIX/ACTION/CHANGE:**

**None at this time.**

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



## *F/J-019 Detainee Message*

(U) RECOMMENDATION/OBSERVATION

- How do we communicate what were doing to inspire confidence in our soldiers?
- Is the broader message of what happened in the investigations getting out?

(U) CURRENT ASSESSMENT:

- • Nothing new to report.

OPR: OSD(PA)/USD(P)

OCR: USD(P)

(U) FIX/ACTION/CHANGE:

**Fix: Need to better communicate the changes we have made and the actions taken.**

**Action: Develop communications plan?**

**Change:**



# Hon. Schlesinger Panel

# S-002 MI/MP Collaboration

**(U) RECOMMENDATION/OBSERVATION:**

- DOD develop joint doctrine to define appropriate collaboration between MI and MP in a detention facility. Define meaning of guidance with precision.

**(U) CURRENT ASSESSMENT:**

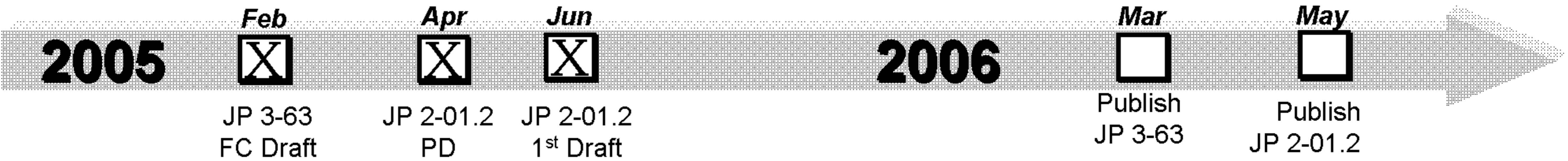
- Required doctrinal publications currently under revision or development. Challenges center on producing doctrine that complies with evolving policy. Expected earliest completion date for the publications is Fall 05.

OPR: Joint Staff J-7  
 OCR: Joint Staff J-2 & Army

**(U) FIX/ACTION/CHANGE:**  
**Fix: Doctrine and Policy review**

**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: Policy/Organizations/ Training**



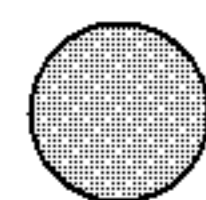


## *S-003 Filling Personnel Requirements*

### **(U) RECOMMENDATION/OBSERVATION**

- Need more professional linguists, interrogators, human intelligence, counter-intelligence, corrections police and behavioral scientists

### **(U) CURRENT ASSESSMENT:**



- ODA assisting ASD(HA) developed of hiring program/track for Behavioral scientists.
- Intelligence contracting issues – intel being competitively bid through private sector competing with USG efforts to hire for Army. (DoDD 3115.09)
- Procurement of personnel being addressed by plans of P&R through services.
- This is a long-term need of the DoD/USG and will be ongoing. Recommend green.

### **(U) FIX/ACTION/CHANGE:**

**Fix: Develop action plan to recruit more linguists, intelligence analysts, and other personnel to support detention operations.**

**Action: Develop action plan for recruiting and retaining people with necessary skill.**

**Change: GWOT mission will be better staffed and provide for efficacy in intel and interrogation missions.**

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

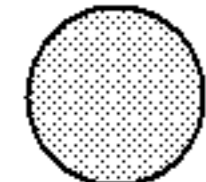
**OCR: USD(P)**

# S-004 Operational Concept for Detainee Ops

**(U) RECOMMENDATION/OBSERVATION:**

- JFCOM chair a Joint Service Integrated Process Team to develop new Operational Concept for Detention Operations in the new era of warfare, covering the Global War on Terror.
- Emphasize detention operations during Counter-Insurgency campaigns and Stability Operations where law enforcement has broken down in an occupied or failed state.
- Study idea of a deployable detention facility and implement as appropriate.

**(U) CURRENT ASSESSMENT:**

 Joint Pub 3-63 (draft) is currently under development. It will not address a deployable detention facility concept. **Recommend closure of this item** – it is not being requested.

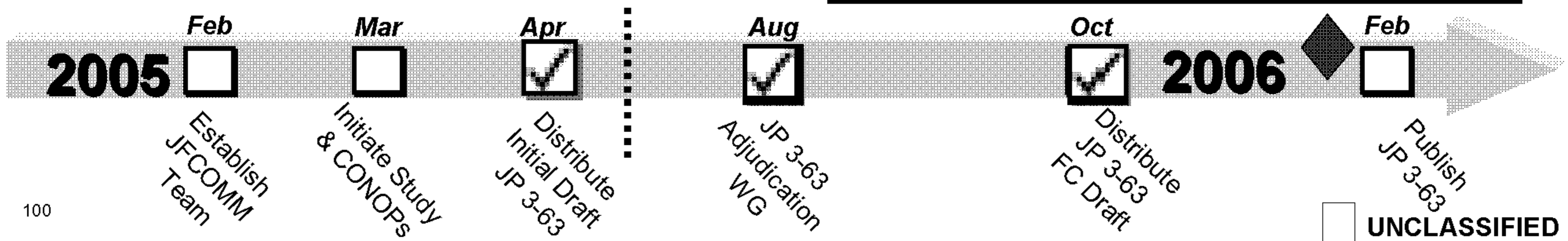
**OPR: J-5 / OCR: Joint Staff J-7 & Army**

**(U) FIX/ACTION/CHANGE:**

**Fix: (U)** Develop detention operations doctrine to provide a template for standardized detention operations worldwide.

**Action: (U)** Staff Joint Pub 3-63 “Detainee Operations” for CJCS signature and publication. Explore feasibility of deployable detention facilities.

**Change: (U)** Modern doctrine suitable for the GWOT era will guide detention operations.





# *S-005 Force Structure Inadequate for MI*

## ▪(U) RECOMMENDATION/OBSERVATION

- Military intelligence personnel should be resident in both the Active and Reserve components
- Army is in need of force structure improvements
- Forces have not been addressed adequately in reports reviewed by the Panel
- Recommend that the Secretaries of the Navy and Air Force undertake force structure reviews to improve detention ops performance

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

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

**2005** USMC/AF increase interrogator training

Army rebalancing of AC/RC mix HUMINT for detainee ops

**2007**

Army increases by 355% within MI Corps

**2009**