MEMORANDUM FOR: All VDF Personnel

Subject: Change to VDFR 601-100

Effective immediately, Virginia Defense Force Regulation (VDFR) 601-100 (Appointment of Commissioned and Warrant Officers in the Virginia Defense Force) Chapter 1-11 is revised to read:

a. Each applicant will undergo a background check.
b. Applicants who are found to have criminal convictions through the VDF Background Check shall have their applications judged per the standards the National Guard as laid out in:
i. AR 601-210, Chapter 4 (31 AUG 16 or any subsequent revision to the Army enlistment regulation governing waivers and classes of offenses),
ii. The current National Guard Accession Options Criteria (as of the date of application to the VDF).
c. If a waiver is required for an applicant to be accessioned into the VDF, the waiver packet shall include:
i. Documentation regarding the offense
ii. A letter from the applicant, addressed to the Commanding General, VDF, requesting the waiver and giving an overview of the offense and final disposition of the sentence.
iii. A letter from the recruiter, endorsing the waiver and giving specific reasons for the waiver to be granted
iv. The entire waiver packet shall be submitted by the recruiter through the chain of command to the Commanding General, who alone has authority to grant a waiver.
v. For a waiver, the "whole person" standard will be used including the applicant’s entire offense history.
vi. The Commanding General may grant a waiver for an offense under military or civil codes if the offense was not a felony and the offense did not involve moral turpitude.
vii. A person convicted of an offense which is or would be a sexually violent offense as described in Virginia law may not be appointed to the VDF. This restriction may not be waived.

FOR THE COMMANDER:

Michael T. Fein
LTC VDF
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