III MARINE EXPEDITIONARY FORCE/MARINE CORPS INSTALLATIONS PACIFIC ORDER 5800.1 Ch 1

From: Commanding General, III Marine Expeditionary Force
      Commanding General, Marine Corps Installations Pacific

To: Distribution List

Subj: CHILD SUPERVISION AND EDUCATION

Encl: (1) New page insert to III MEF/MCIPACO 5800.1

1. Situation. To transmit new page insert to the basic Order.

2. Mission. To update current Child Supervision and Education Requirements by allowing all first grade students to walk to/from the school and/or bus stops.

3. Execution. Remove enclosure (1) from the original Order and replace with corresponding enclosure contained in this document.

4. Summary of Change. This Order establishes child education and supervision requirements and prohibits truancy and curfew violations. Original matrix restricts 6 year old students from walking to/from the school/bus stops and allows 7 year old students to walk to/from the school/bus stops. Department of Defense Education Activity age requirements for enrollment result in first grade classrooms comprised of both 6 and 7 year old children. This revise matrix is changed to allow all grade students to walk to/from the school/bus stops. Changes are denoted by an asterisk (*) symbol.

5. Filing Instructions. File this change transmittal page in front of the original Order.

J. C. WRIGHT
Chief of Staff

D. J. HAAS
Chief of Staff

DISTRIBUTION: III MEF List I, II
MCIPAC List C

DISTRIBUTION STATEMENT A: Approved for public release; distribution is unlimited.
III MARINE EXPEDITIONARY FORCE/MARINE CORPS INSTALLATIONS PACIFIC ORDER
5800.1 W/C 1

From: Commanding General, III Marine Expeditionary Force
Commanding General, Marine Corps Installations Pacific

To: Distribution Lists

Subj: CHILD SUPERVISION AND EDUCATION

Ref: (a) Agreement Under Article VI of the Treaty of Mutual Cooperation and Security Between the United States of America and Japan, Regarding Facilities and Areas and the Status of United States Armed Forces in Japan
(b) MCBJO 5800.6C

Encl: (1) III MEF/MCIPAC Child Supervision Requirements

1. Situation. III Marine Expeditionary Force (III MEF) and Marine Corps Installations Pacific (MCIPAC) units and organizations require regulations to ensure minor dependents are properly supervised and educated.

2. Cancellation. MCBJO 5800.1C.

3. Mission. This Order establishes child education and supervision requirements and prohibits truancy and curfew violations.

4. Execution

   a. Military Purpose. The United States is committed to maintaining the security of the Pacific region. An essential component of this mission is safeguarding the security of Japan by maintaining the longstanding alliance between the United States and Japan. Maintaining this alliance requires allowing service members and Status of Forces Agreement (SOFA)-status civilian employees to be accompanied by their families. Together, our military service members, civilian employees, and their families serve as ambassadors representing the United States to the people of Japan. Per reference (a), we all have a duty to respect the laws of Japan and abstain from any activity inconsistent with the spirit in which we operate under the SOFA. Pursuant to this duty, and to ensure military good order and discipline and the prevention of discrediting conduct within the SOFA-status military community, this Order is established to: prevent child neglect, safeguard and enhance the welfare of minor children, preserve family life, and reduce child delinquency and criminal conduct.

   b. Commander’s Intent. The provisions of this Order are punitive; violations are punishable under Article 92, Uniform Code of Military Justice.

DISTRIBUTION STATEMENT A: Approved for public release; distribution is unlimited.
Violations of this Order by civilians and dependents are subject to administrative action for misconduct.

c. Regulations

(1) Curfew Established

(a) Every person under the age of 18 years or, 18-20 who are currently enrolled in high school, a secondary school, or receiving other compulsory education (hereafter, referred to as "minor") is guilty of misconduct by breaking curfew when they:

1. Remain, loiter, idle, or wander about streets, alleys, sidewalks, parks, recreation areas, or other public places on MCIPAC facilities and areas between the hours of 2200 and 0530, Sunday night through Friday morning, and between the hours of 2400 and 0530, Friday morning through Sunday morning and during the evening and early morning before a Federal holiday and any date a primary, secondary school, or other compulsory education (applicable to the minor dependent) is not in session the following day or;

2. Remain, loiter, idle, or wander about streets, alleys, sidewalks, parks, recreation areas, or other public places on other United States military facilities and areas, between the hours of 2200 and 0530, Sunday night through Friday morning, and between the hours of 2400 and 0530, Friday morning through Sunday morning and during the evening and early morning before a Federal holiday and any date a primary, secondary school, or other compulsory education (applicable to the minor dependent) is not in session the following day.

(b) This guilty finding, however, shall not apply to:

1. A minor person or dependent accompanied by a parent or guardian having legal custody and control of such minor person or dependent or;

2. A spouse of such minor person or dependent over 18 years of age or;

3. A minor person or dependent upon an emergency errand or;

4. A minor person or dependent returning directly home from a public meeting, school, entertainment (e.g., movie or theater), or organized recreational activity or;

5. A minor person or dependent required to be in or upon a public place incidental to the minor person's or dependent's employment.

(c) Every parent, guardian, or other person having legal care, custody, or control of any minor person or dependent who allows or permits by insufficient control such minor person or dependent to violate paragraph 4c(1)(a) of this Order is guilty of misconduct.
(d) Upon any violation of paragraph 4c(1)(a) of this Order, the military police or other military authority on duty shall:

1. Detain the minor person or dependent until the minor person or dependent can be placed in the care and custody of his or her parent or legal guardian, or;

2. Transport the minor person or dependent home.

3. Provide a report of the incident to the MCIPAC Command Inspector General's office for appropriate action in accordance with reference (b).

(2) Truancy Prohibited

(a) Because of their lack of maturity and experience, unsupervised minor dependents may involve themselves in unsafe activities by loitering. Some unsupervised minor dependents may engage in criminal activity to the detriment of the military and civilian community, and some unsupervised minor dependents may become a burden on military police who must return them to school, wait for parents or legal guardians to pick them up, and investigate any and all criminal activity related to the truancy. Truant minor dependents also lose educational opportunities. In order to protect the health, safety, and welfare of the military and civilian overseas community and unsupervised minor dependents, unsupervised minor dependents shall not loiter in public places during school hours, and they shall not be truant from school or other compulsory education.

(b) It is prohibited for any minor dependent, who is subject to school or other compulsory education (e.g., homeschooling, private tutoring, school independent study, school distance learning), to loiter, idle, wander, stroll or play in or upon a public street, highway, road, alley, park, recreation area, playground, parking area, or other public ground, public place or public building, place of amusement, or eating place, vacant lot, or any place open to the public on or off MCIPAC facilities and areas located throughout mainland Japan and Okinawa, during those hours that the minor dependent’s school or compulsory education is in session. This prohibition, however, shall not apply when:

1. The minor dependent is accompanied by his or her parent, guardian, or another adult person having the care and custody of the minor dependent;

2. The minor dependent is upon an emergency errand directed by his or her parent, guardian, or another adult person having the care and custody of the minor dependent;

3. The minor dependent is going directly to, or returning directly from his or her place of school-approved employment or volunteer service;

4. The minor dependent is going directly to, or returning directly from a medical or dental appointment;
5. The minor dependent has school permission to leave campus for lunch or another school-authorized purpose;

6. The minor dependent is home schooled or has been removed from school by his/her parent and has express parental permission to leave their place of instruction for lunch or other parent-authorized purpose.

7. The minor dependent is attending, going directly to, or returning directly from a school-sponsored activity, such as a sporting event, field trip, movie, or play, or;

8. The minor dependent is going directly to or returning directly from an event or activity that is directly related to any medical condition of a parent, guardian, or another adult person having the care and custody of the minor.

(c) It is misconduct for the parent, guardian, or another adult person having the care and custody of the minor dependent to knowingly permit or by insufficient control to allow the minor dependent to be in violation of paragraph 4c(2)(b) of this Order.

(d) Upon any violation of paragraph 4c(2)(b) of this Order, the military police or other military authority on duty shall:

1. Detain the minor dependent until the dependent can be placed in the care and custody of his or her parent or guardian;

2. Transport the minor dependent to his or her home; or

3. Return the minor dependent to the school from which the minor dependent is absent.

4. Provide a report of the incident to the Command Inspector General’s office for appropriate action in accordance with reference (b).

(e) The parent, guardian, or another adult person having the care and custody of a minor dependent must ensure that the minor dependent is either enrolled in and regularly attends public school, private school, parochial school, home school, or a combination of schools for the full term of the school year, or ensure that the minor dependent receives an education in compliance with compulsory education laws of the minor dependent’s domicile state. This requirement, however, shall not apply when:

1. Competent authority determines that the minor dependent is mentally or physically incapacitated and may be excused from school attendance for any or all of the school term, or;

2. In compliance with compulsory education laws of the minor dependent’s domicile state, the child is properly excused from compulsory education when legal employment is obtained by the minor dependent, or the minor dependent is properly excused from school attendance after the parent, guardian, or person having care and custody of the minor dependent lawfully requests that the child be excused.
(3) Child Supervision Required

(a) It is misconduct for the parent, guardian, or another adult person having the care and custody of the minor dependent to fail to supervise (i.e., exercise reasonable control over) the minor dependent. Violations of the Child Supervision Requirements in the enclosure establish a presumption of unreasonable control.

(b) A failure to supervise a minor dependent may be evidence of child neglect. The military police and the Marine Corps Community Services (MCCS) Family Advocacy Program manager will review and assess reports of alleged child neglect for any appropriate action.

(c) Violations of the Child Supervision Requirements in the enclosure or failures to supervise a minor dependent shall be reported to the Command Inspector General’s office for appropriate action in accordance with reference (b).

5. Administration and Logistics

a. Point of contact (POC) for child supervision issues: Behavioral Health Family Advocacy Program, Marine Corps Community Services, 645-2915.

b. POC for juvenile curfew issues: Provost Marshal’s Office, DSN 645-3504/2284.

6. Command and Signal

a. Command. This Order is applicable to members of the United States armed forces, dependents, and members of the civilian component assigned to MCIPAC installation commands, III MEF, and other tenants and activities operating on MCIPAC facilities and areas in Japan.

b. Signal. This Order is effective the date signed.

PETER J. TALLERI  
K. J. GLUECK

DISTRIBUTION: III MEF Lists I, II  
MCIPAC List B
### III MEF/MCIPAC CHILD SUPERVISION REQUIREMENTS

**THE BELOW MATRIX APPLIES TO ALL SOFA STATUS PERSONNEL BOTH ON/OFF INSTALLATION**

<table>
<thead>
<tr>
<th>Age</th>
<th>Leave unsupervised in quarters, or outside unattended to include playing</th>
<th>Leave alone overnight/Leave in quarters while on vacation or TDY/TAD</th>
<th>Leave in car unsupervised</th>
<th>Babysit/supervise siblings or others</th>
<th>Leave in public areas</th>
<th>Walk to school and/or bus stop</th>
</tr>
</thead>
<tbody>
<tr>
<td>0-6 years</td>
<td>No unsupervised in quarters 5-6 year olds may be outside in yard with immediate access (visual sight or hearing distance) to adult/sibling supervision.</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>No in public areas. 5-6 year olds must be on playground with immediate access (visual sight or hearing distance) to adult/sibling supervision.</td>
<td>Kinder: No First Grade: Yes</td>
</tr>
<tr>
<td>7-9 years</td>
<td>No, unsupervised in quarters. Yes, outside unattended for 2 hours with access to designated adult or babysitter.</td>
<td>No</td>
<td>Yes, up to 15 minutes with keys removed.</td>
<td>No</td>
<td>Yes, 3 hours with access to designated adult; 2 hours at retail stores (BX, Food Court, Etc.)</td>
<td>Yes</td>
</tr>
<tr>
<td>10-11 years</td>
<td>Yes; 3 hours with access to designated adult.</td>
<td>No</td>
<td>Yes, with keys removed.</td>
<td>Yes, Red Cross Babysitting Course Strongly recommended</td>
<td>Yes, 12 hours at public areas with designated adult visually checking periodically; 4 hours at retail stores.</td>
<td>Yes</td>
</tr>
<tr>
<td>12-13 years</td>
<td>12 hours with designated adult checking periodically.</td>
<td>No</td>
<td>Yes, with keys removed.</td>
<td>Yes, Red Cross Babysitting Course Strongly recommended</td>
<td>Yes, 12 hours with designated adult visually/telephonically checking periodically.</td>
<td>Yes</td>
</tr>
<tr>
<td>14-15 years</td>
<td>Yes; 12 hours with designated adult visually/telephonically checking periodically. Not to include over night.</td>
<td>No</td>
<td>Yes, with keys removed.</td>
<td>Yes, Red Cross Babysitting Course Strongly recommended</td>
<td>Yes, 12 hours with designated adult visually/telephonically checking periodically.</td>
<td>Yes</td>
</tr>
<tr>
<td>16-17 years</td>
<td>Yes, with telephone access to designated adult. May not be left in quarters while on vacation or TDY/TAD.</td>
<td>Yes</td>
<td>Yes, Red Cross Babysitting Course required.</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
</tbody>
</table>

**As an explanation:**
- Adult is defined as someone 18 years or older who has been appropriately granted responsibility for the child, e.g., parent, guardian, sibling, care provider, friend.
- Babysitter is someone between the ages of 12 and 17 (paid or unpaid) whom has completed the Red Cross Babysitting Course.
- To babysit/supervise siblings or others, child must be at least 12 years old and completed the Red Cross Babysitting Course.
- Designated Adult is a specific prearranged individual who accepts responsibility for children.
- Access is when the child has the ability to make immediate face-to-face contact with the adult.
- Checking periodically is when the designated adult or sponsor and child have a face-to-face meeting.
- Left alone overnight is defined as during or lasting the night, the period between sunset and sunrise, when a sponsor or designated adult is not physically present.
- Public areas include parks, playgrounds, sports fields, recreational areas and other public areas.
- Unsupervised means when a child is not constantly monitored by the sponsor or a designated adult/care provider.

**CURFEW:** Applies to all persons under the age of 18, or 18-20 who are currently enrolled in High School, a secondary school, or receiving other compulsory education

- Persons subject to curfew must be in quarters with parent/designated adult during restriction times.
- Off Base - Within Okinawa Prefecture: 2200-0400 Sunday through Saturday.
- On Base - 2200-0530 weekdays (Sunday night through Friday morning).
- 2400-0530 weekends (Friday morning through Sunday morning), holidays, and any time school is not in session the following day.

*Enclosure (1)