THE ASSISTANT SECRETARY OF THE NAVY
(FINANCIAL MANAGEMENT AND COMPTROLLER)
1000 NAVY PENTAGON
WASHINGTON, DC 20350-1000

March 1, 2006

MEMORANDUM FOR DISTRIBUTION

Subj: ANTIDEFICIENCY ACT (ADA) VIOLATIONS IN THE DEPARTMENT OF THE NAVY

The Antideficiency Act (ADA) is a series of federal statutes that essentially make it unlawful for government officials to contract in advance of an appropriation, to obligate or expend money in excess of an appropriation or apportionment, or to expend monies for purposes not specifically authorized by law. The ADA applies to any military or civilian employee responsible for executing public funds.

I take ADA violations very seriously. They represent a breach of our fiscal responsibility. Additionally, the amount of time required to review and investigate an ADA breach is time not spent on other important financial matters. To avoid ADA violations, commands must have sufficient controls in place to ensure compliance with the law and close involvement by Comptroller or fiscal officers in the financial administration of funds. When actions by Department of the Navy (DON) military or civilian personnel violate the ADA, the commander or commanding officer must ensure that those personnel are subject to appropriate administrative discipline. Discipline should be commensurate with the severity of the offense and the level of responsibility of the individual(s) involved. I expect DON personnel who violate the ADA to be held personally accountable. Disciplinary action should reflect the fact that violations of the law undermine the credibility of the Navy and Marine Corps.

To ensure wide dissemination of this policy statement, I request distribution of this memorandum to all subordinate commands and fund holders.

Richard Greco, Jr.

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