

## SAMPLE QUESTIONS FOR INQUIRY CONCERNING MEMBER WHO STATES HE IS HOMOSEXUAL AFTER RECEIVING ADVANCED EDUCATION BENEFITS

Review AFI 90-301, Attachment 5, which contains the script for introduction of an inquiry officer. (Also review Attachment 6 to AFI 90-301, which is an inquiry officer guide.) Tell the witness/subject member if you are recording the interview.

1. Red the member the Air Force policy on homosexual conduct. (see 10 U.S.C. 654 and the attached). Remember that a member must be given a rights advisement under Article 31, UCMJ, if the discussion begins to involve acts or conduct that violate the UCMJ. (as an inquiry officer in a statement-only case, you should not ask questions concerning homosexual acts unless you have credible information of such acts, such as if the member raised the topic.)
2. Verify the member's full name and social security number. Also verify his address and phone number.
3. Swear the member in by oath or attestation.
4. If a written statement is in question, ask if he recognizes the statement.
  - a. Is the signature on the statement that of the member?
  - b. Did the member write the statement himself or did he have assistance, such as an attorney?
  - c. Did the member understand the policy on homosexual conduct at the time he made the statement?
5. If the statement in question is not written, ask the member if he made the statement.
  - a. If so, when did he make it? To whom? Where?
  - b. Under what circumstances?
6. Had the member ever been briefed on the policy on homosexual conduct? If so, by whom and where?
7. When did the member enter the education program, such as HPSP or FLEP?
8. What status is the member, e.g., Reserves?
9. What was the member obligated to do in return for education assistance?
10. If currently in the education program, what school is the member attending, what year of studies, when will the member graduate?
11. Who is the member's academic and/or faculty advisor? Advisor for thesis,

dissertation, etc.?

12. If HPSP, what area of medicine does the member intend to pursue?
  - a. Has the member applied for any intern or residency programs?
  - b. If so, where and for when?
  - c. Has the Air Force directed the member to choose from specified specialties? If so, which ones?
13. Why did the member make the statement? If written, why did the member choose to send the letter where he did?
14. Why did the member choose this particular time to make the statement?
15. If the member used certain terms, such as "homosexual orientation" or "propensity," ask the following questions: What did the member mean by "homosexual orientation" or "propensity?" (Note: If the member states he means what the regulation says, ask him to explain what he means in his own words.)
16. Does the member have a "propensity to engage in homosexual acts?" If so, can he explain what he means?
17. How does he know he has a "homosexual orientation" and/or "propensity?"
18. When did he realize he has a "homosexual orientation" and/or "propensity?"
19. Whom has he told he is a homosexual or that he has a "homosexual orientation" and/or "propensity?" When did he tell them? Why did he tell them?
20. Has the member been dating anybody (opposite or same sex)?
  - a. How frequently has the member dated?
  - b. How recently?
  - c. How can these persons be contacted?
21. Did the member belong to any homosexual student organizations at school?
  - a. If so, which?
  - b. How can other members of the organization, who knew of his membership, be contacted?
22. Has the member told any of his family members? If so, whom? How can they be contacted?
23. Who are close friends of the member and how can they be contacted?
24. How does the member feel about the Air Force?

25. Does the member prefer to remain in the Air Force, or would he rather be discharged?
26. What is the member's understanding of the possibility of the Air Force recouping the costs of his educational assistance?
27. What, if any, influence did the recoupment policy have on making the statement?
28. Are there any other witnesses or documents that could verify the member's statement that he is homosexual?
29. Is there any further information, statements, or evidence concerning the matters discussed?