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ASD(RA)
614-0470

(2)

February 16, 1973
NUMBER 1200.15



ASD (M&RA)

Department of Defense Directive

SUBJECT Assignment to and Transfer Between Reserve Categories, Discharge from Reserve Status, Transfer to the Retired Reserve and Notification of Eligibility for Retired Pay

- Refs.: (a) The Military Selective Service Act of 1971 (50 U.S.C. App 451 et seq.)
(b) Title 10, United States Code
(c) DoD Directive 1200.7, "Screening the Ready Reserve," July 2, 1970
(d) DoD Directive 1200.3, "Fulfilling the Military Service Obligation," August 21, 1968
(e) DoD Directive 1235.9, "Management and Mobilization of the Standby Reserve," Sept. 13, 1967 -
(f) DoD Directive 1205.6, "Assignment to and Transfer Between Reserve Categories, and Discharge from Reserve Status," Nov. 9, 1968 (hereby cancelled)
(g) DoD Directive 1200.4, "The Retired Reserve of the Reserve Forces," September 24, 1963 (hereby cancelled)
(h) DoD Directive 1340.7, "Notification of Eligibility for Retired Pay for Members of Reserve Components," March 29, 1967 (hereby cancelled)

I. PURPOSE AND APPLICABILITY

This Directive establishes Department of Defense policy and guidance to the Military Departments for assignment of military personnel to and transfer between reserve categories and discharge from reserve status; transfer of reserve officer and enlisted personnel to the Retired Reserve of the Reserve Forces, and notification of members of the respective Reserve Components by the Military Departments when the member has completed the years of service required for eligibility for retired pay.

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Approved for public release
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II. POLICY

A. Transfer Between Reserve Categories

1. Ready Reserve original membership may be attained by:
 - a. Transfer thereto under sections 269(a) and 651 of reference (b) upon release from active duty;
 - b. Appointment as a reserve officer and assignment to the Ready Reserve under section 6(d), reference (a), and section 269(a) of reference (b);
 - c. Entry (appointment or enlistment) into the Army National Guard of the United States or Air National Guard of the United States in accordance with section 269(b) of reference (b) as affected by sections 510, 591, 3077, 3261, 3351, 8077, 8261, and 8351 of reference (b);
 - d. Direct entry under section 511 of reference (b); or
 - e. Direct voluntary entry (appointment or enlistment) of an individual into the Ready Reserve under chapters 31 and 35 of reference (b), other than as provided above.
2. Standby Reserve without prior membership in the Ready Reserve may be attained in accordance with sections 269(e)(1) and 269(f) of reference (b) upon release from five or more years of active duty (other than for training) in the Armed Forces.
3. Transfer to the Standby Reserve (section 269 of reference (b))
 - a. Provided they are not on active duty, the following personnel who have not fulfilled their total military service statutory obligation shall, upon their request, be assigned to or transferred to the Standby Reserve:
 - (1) Those who have served five or more years on active duty (other than for training).

Continuation of II. A. 3. a.

- (2) Those who have served on active duty (other than for training) and participated satisfactorily in accredited training programs of the Ready Reserve for a combined total of at least five years, or such shorter period as the Secretary of a Military Department concerned, with the approval of the Secretary of Defense, may prescribe.
- b. Individuals qualifying for assignment or transfer to the Standby Reserve under 3.a., above, shall if otherwise qualified therefor and a suitable vacancy exists, be afforded the opportunity to execute a written agreement to be assigned to or remain in the Ready Reserve. All such voluntary agreements will provide that:
- (1) The reservist may be transferred to the Standby Reserve by the appropriate Secretary for cogent reasons;
 - (2) The reservist waives his right to transfer to the Standby Reserve under the conditions stated in 3.a., above, while serving under such agreement.
 - (3) The period of the agreement shall be as prescribed by paragraph IV. B. 2., reference (c).
- c. Transfer to the Standby Reserve under the screening process in conformance with section 271 of reference (b) will be accomplished under reference (c).
- d. Transfer to the Standby Reserve of members of the Army National Guard of the United States or the Air National Guard of the United States will be subject to section 269(g) of reference (b).
- e. Upon transfer of a member of the Ready Reserve to the Standby Reserve, notification thereof to the Selective Service System will be made by the Military Department concerned in accordance with paragraph V. A. 6. (a) of reference (e).
- f. Assignment to the Inactive Status List of the Standby Reserve and retention thereon is governed by reference (e).

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4. Transfer from the Standby Reserve

- a. In accordance with section 272 of reference (b), any member of the Standby Reserve who has not completed his statutory obligated period of military service in the Ready Reserve may be transferred to the Ready Reserve whenever the reasons for his transfer to the Standby Reserve no longer exist, provided he is otherwise qualified and a requirement exists.
- b. Subject to such regulations as the appropriate Secretary may prescribe, a member of either the Standby Reserve or the Retired Reserve may, upon his own request, be transferred to the Ready Reserve if qualified and a requirement exists for him. However, a member of the Retired Reserve who is entitled to retired pay may not be transferred to the Ready Reserve unless the Secretary concerned personally makes a special finding that the member's services in the Ready Reserve are indispensable. Such voluntary transfer will be accomplished under section 269(d) of reference (b). Those who have fulfilled their Ready Reserve statutory obligation will be required to execute a written agreement to serve in the Ready Reserve under conditions set forth in A. 3. b., above.
- c. In any case, where an individual is transferred from the Standby Reserve to the Ready Reserve or the Retired Reserve, notification thereof to the Selective Service System will be made by the Military Department concerned in accordance with paragraph V. A. 6. (b) of reference (e).

B. Discharge

1. Enlisted members of the Ready Reserve or the Standby Reserve not on active duty who have completed their statutory obligation or who are not otherwise subject to a military obligation will be discharged upon the completion of their obligation or upon the expiration of their enlistment, as the case may be, unless they voluntarily (1) reenlist to serve in the Ready Reserve or Standby Reserve, or (2), where applicable, extend their enlistment to remain in the Ready Reserve or (3) request transfer to the Inactive Status List of the Standby Reserve under the provisions of reference (e). Only those personnel listed in section IV. A. 1. (b)(c) and (d) of reference (e) may reenlist in the Standby Reserve.

Continuation of II. B.

2. Any person who while a member of a Reserve Component becomes a regular or duly ordained minister of religion shall be discharged from such Reserve Component upon request under section 1162(b) of reference (b). The definition of regular or duly ordained minister of religion provided in section 16(g) of reference (a) shall be used in connection with this regulation.
3. Those commissioned officers of the reserve who have accepted indefinite appointments under section 593 of reference (b) will not be subject to mandatory discharge upon completion of the statutory obligation.
4. Discharge from one's statutory obligation for hardship or other causes will be governed by pertinent provisions of references (c) and (d).
5. Discharge from the Reserve Components is governed by sections 1003, 1162, and 1163 of reference (b), subject to sections 680-681 and 1006 of the same reference.
6. Upon the discharge of members of the Standby Reserve, due notification thereof will be made to the Selective Service System by the Military Department concerned.

C. Transfer to the Retired Reserve of the Reserve Forces

1. Retired Reserve Lists. The Retired Reserve consists of persons covered by section 274 of reference (b). Their names shall be carried on retired lists maintained by the appropriate Secretaries of the Military Departments under section 1376(a) of reference (b).
2. Eligibility for Assignment or Transfer to the Retired Reserve
 - a. The appropriate Secretary of a Military Department:
 - (1) Shall assign or transfer to the Retired Reserve any member of a Reserve Component who is retired under section 3911, 6323, or 8911 of reference (b).
 - (2) Shall assign or transfer to the Retired Reserve, upon his application under section 1331 of reference (b), any member of a Reserve Component who:

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- (a) has completed a total of twenty years of honorable service in the Armed Forces, unless he is a member of the Ready Reserve and is serving under an agreement to remain in the Ready Reserve for a stated period;
 - (b) is serving under an agreement to remain in the Ready Reserve for a stated period but for whom the agreement has been waived by the Secretary concerned; or
 - (c) has been found physically disqualified for active duty as a result of a service-connected disability regardless of total years of service completed.
- (3) May assign or transfer to the Retired Reserve, upon his application, any member of a Reserve Component who:
- (a) has completed ten or more years of active commissioned service in the Armed Forces; or
 - (b) has been found physically disqualified for active duty, not as a result of his own misconduct, regardless of total years of service completed.
- (4) May also assign or transfer to the Retired Reserve, upon his application, any member of a Reserve Component who, having attained the age of 37 years:
- (a) has completed a minimum of eight years of service described in section 1332(a)(2) of reference (b); or
 - (b) has completed a minimum of eight years of service described in section 1332(a)(1) of reference (b), (including at least six months of honorable service on active duty in time of war or national emergency), except that the service may have been performed before or after July 1, 1949; or
 - (c) has consistently supported the Armed Forces in an outstanding manner, when the Secretary concerned determines that such action is warranted.
- b. Upon assignment or transfer to the Retired Reserve, a member shall be placed on the retired list in the highest grade in which

Continuation of II. C. b.

he has satisfactorily served, as determined by the Secretary concerned, or in the highest grade for which eligible according to law.

D. Notification of Eligibility for Retired Pay

1. The Secretary of each Military Department shall provide a notification to each person who has met all of the following conditions for eligibility for retired pay at age 60 under section 1331(a) of reference (b):
 - a. Completion of at least 20 years of qualifying service as prescribed in section 1331(a)(2) of reference (b).
 - b. Performance under section 1331(a)(3) of reference (b) of the last eight years of qualifying service while a member of a Reserve Component named in section 1332(a)(1) of reference (b).
 - c. As prescribed in section 1331(c) of reference (b), if the person was a reserve of an Armed Force, or a member of the Army without component or other category covered by section 1332(a)(1) of reference (b) (except a regular component) before August 16, 1945, he must have performed active duty after April 5, 1917 and before November 12, 1918, or after September 8, 1940 and before January 1, 1947, or active duty (other than for training) after June 26, 1950 and before July 28, 1953.
2. The notification will be issued within one year after the person concerned has completed all of the above eligibility requirements.
3. After a person has been granted retired pay under chapters 67 and 71 of reference (b) or has been notified in accordance with this Directive that he has completed the years of service required for eligibility for retired pay at age 60, this eligibility may not be denied or revoked on the basis of any error, miscalculation, misinformation, or administrative determination of years of service performed, unless it resulted directly from the fraud or misrepresentation by the individual concerned.

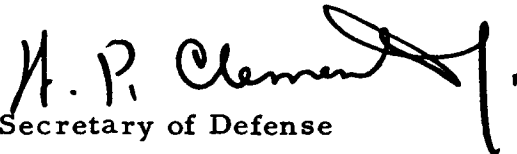
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4. The number of years of creditable service upon which retired pay is computed may be adjusted to correct any error, miscalculation, misinformation or administrative determination, and when such a correction is made the person is entitled to retired pay in accordance with the number of years of creditable service, as corrected, from the date he is granted retired pay.
5. The format for the notification is enclosed. Local reproduction of the notification format is authorized.
6. In view of the restrictions on denial or revocation of eligibility for retired pay, as stated in paragraph 3., above, suitable controls and procedures shall be established to avoid errors, miscalculations, misinformation, and erroneous administrative determinations.
7. The notification shall be issued in the name of an official having general responsibility for administering the controls and procedures referred to in 6., above, and shall be authenticated by the handwritten signature of the officer or employee immediately responsible for the determination of the eligibility of the member being notified.
8. The granting of retired pay to a person under chapters 67 and 71, reference (b) is conclusive as that person's entitlement to such pay only if the payment of the retired pay is begun after the effective date of Public Law 89-652, October 14, 1966 (section 1406 of reference (b)).
9. A notification that a person has completed the years of service required for eligibility for retired pay under reference (b) is conclusive as to the person's subsequent entitlement to such pay only if the notification is made after the effective date of Public Law 89-652, October 14, 1966 (section 1406 of reference (b)).

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III. EFFECTIVE DATE AND IMPLEMENTATION

This Directive is effective immediately. Two copies of implementing Service regulations will be furnished to the Assistant Secretary of Defense (Manpower and Reserve Affairs) within 90 days.


Deputy Secretary of Defense

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This is to notify you that, having completed the required years of service, you will be eligible for retired pay upon application at age 60 in accordance with the provisions of Title 10, U. S. Code, Chapter 67. Your eligibility for retired pay may not be denied or revoked on the basis of any error, miscalculation, misinformation or administrative determination of years of creditable service performed unless it resulted directly from fraud or misrepresentation on your part. Notwithstanding the foregoing, the number of years of creditable service upon which retired pay is computed may be adjusted to correct any error, miscalculation, misinformation, or administrative determination, and when such a correction is made you will be eligible for retired pay in accordance with the number of years of creditable service, as corrected, from the date retired pay is granted.

In the event you are now or later become entitled under any other provision of the law to retired pay from an armed force or retainer pay as a member of the Fleet Reserve or Fleet Marine Corps Reserve, you will not be entitled to retired pay under the provisions of 10 U.S.C., 1331.

Command line or

(Name of official having general responsibility for
issuance)

(Signature of authenticating officer or employee)

DEPARTMENT OF DEFENSE

DIRECTIVES SYSTEM TRANSMITTAL

ASD(RA)
614-0470

| NUMBER | DATE | DISTRIBUTION |
|----------------|----------------|--------------|
| 1200.15 - Ch 1 | April 27, 1973 | 1200 series |

ATTACHMENTS

Pages 7&8 of basic Directive 1200.15, 2/16/73

INSTRUCTIONS FOR RECIPIENTS

The following administrative changes to DoD Directive 1200.15, "Assignment to and Transfer Between Reserve Categories, Discharge from Reserve Status, Transfer to the Retired Reserve and Notification of Eligibility for Retired Pay," dated February 16, 1973, have been authorized:

PAGE CHANGES

Remove: Pages 7&8 and 9

Insert: Pages 7&8

There are no substantive changes in the Directive. Section III Cancellation has been added, since it was omitted inadvertently in the original version.

Maurice W. Roche

MAURICE W. ROCHE

Director, Correspondence and Directives Division
OASD(Comptroller)

WHEN PRESCRIBED ACTION HAS BEEN TAKEN, THIS TRANSMITTAL SHOULD BE FILED WITH THE BASIC DOCUMENT

Continuation of II. C. b.

he has satisfactorily served, as determined by the Secretary concerned, or in the highest grade for which eligible according to law.

D. Notification of Eligibility for Retired Pay

1. The Secretary of each Military Department shall provide a notification to each person who has met all of the following conditions for eligibility for retired pay at age 60 under section 1331(a) of reference (b):
 - a. Completion of at least 20 years of qualifying service as prescribed in section 1331(a)(2) of reference (b).
 - b. Performance under section 1331(a)(3) of reference (b) of the last eight years of qualifying service while a member of a Reserve Component named in section 1332(a)(1) of reference (b).
 - c. As prescribed in section 1331(c) of reference (b), if the person was a reserve of an Armed Force, or a member of the Army without component or other category covered by section 1332(a)(1) of reference (b) (except a regular component) before August 16, 1945, he must have performed active duty after April 5, 1917 and before November 12, 1918, or after September 8, 1940 and before January 1, 1947, or active duty (other than for training) after June 26, 1950 and before July 28, 1953.
2. The notification will be issued within one year after the person concerned has completed all of the above eligibility requirements.
3. After a person has been granted retired pay under chapters 67 and 71 of reference (b) or has been notified in accordance with this Directive that he has completed the years of service required for eligibility for retired pay at age 60, this eligibility may not be denied or revoked on the basis of any error, miscalculation, misinformation, or administrative determination of years of service performed, unless it resulted directly from the fraud or misrepresentation by the individual concerned.


4. The number of years of creditable service upon which retired pay is computed may be adjusted to correct any error, miscalculation, misinformation or administrative determination, and when such a correction is made the person is entitled to retired pay in accordance with the number of years of creditable service, as corrected, from the date he is granted retired pay.
5. The format for the notification is enclosed. Local reproduction of the notification format is authorized.
6. In view of the restrictions on denial or revocation of eligibility for retired pay, as stated in paragraph 3., above, suitable controls and procedures shall be established to avoid errors, miscalculations, misinformation, and erroneous administrative determinations.
7. The notification shall be issued in the name of an official having general responsibility for administering the controls and procedures referred to in 6., above, and shall be authenticated by the handwritten signature of the officer or employee immediately responsible for the determination of the eligibility of the member being notified.
8. The granting of retired pay to a person under chapters 67 and 71, reference (b), is conclusive as that person's entitlement to such pay only if the payment of the retired pay is begun after the effective date of P.L. 89-652, October 14, 1966 (section 1406 (reference(b))).
9. A notification that a person has completed the years of service required for eligibility for retired pay under reference (b) is conclusive as to the person's subsequent entitlement to such pay only if the notification is made after the effective date of P.L. 89-652, October 14, 1966 (section 1406 of reference (b)).

III. CANCELLATION

References (f), (g), and (h) are hereby superseded and cancelled.

IV. EFFECTIVE DATE AND IMPLEMENTATION

This Directive is effective immediately. Two copies of implementing Service regulations will be furnished to the Assistant Secretary of Defense (Manpower and Reserve Affairs) within 90 days.


Deputy Secretary of Defense

Enclosure - 1
Format

#First amendment (Ch 1, 4/27/73)

DEPARTMENT OF DEFENSE ASD (RA) 614-0470

DIRECTIVES SYSTEM TRANSMITTAL

| NUMBER | DATE | DISTRIBUTION |
|----------------|------------------|--------------|
| 1200.15 - Ch 2 | January 18, 1974 | 1200 series |

ATTACHMENTS

Pages 7 and 8 of DoD Directive 1200.15, 2/16/73

INSTRUCTIONS FOR RECIPIENTS

The following pen and page changes to DoD Directive 1200.15, "Assignment to and Transfer Between Reserve Categories, Discharge from Reserve Status, Transfer to the Retired Reserve and Notification of Eligibility for Retired Pay," dated February 16, 1973, have been authorized:

PEN CHANGE

Change the date of reference (e) to read: "August 28, 1973"

PAGE CHANGES

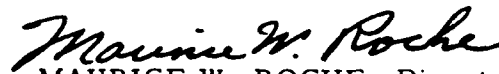
Remove: Pages 7 and 8

Insert: Attached replacement pages

Changes appear on page 7 and are indicated by marginal asterisks.

EFFECTIVE DATE AND IMPLEMENTATION

The above changes are effective immediately. Two copies of revised implementing regulations shall be forwarded to the Assistant Secretary of Defense (Comptroller) within 60 days.


MAURICE W. ROCHE, Director
Correspondence and Directives
OASD(Comptroller)

WHEN PRESCRIBED ACTION HAS BEEN TAKEN, THIS TRANSMITTAL SHOULD BE FILED WITH THE BASIC DOCUMENT

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PREVIOUS EDITIONS ARE OBSOLETE

Continuation of II. C. b.

he has satisfactorily served, as determined by the Secretary concerned, or in the highest grade for which eligible according to law.

- * 3. Removal from Active Status. Individual reservists who are *
* qualified for retirement under the provisions of sections 1331 *
* and 1332, title 10, U.S.C. (reference (b)), except for having *
* reached 60 years of age, are required to attain 50 points *
* annually to be retained in the Ready Reserve or active status *
* list, Standby Reserve. Waiver of this requirement on a one- *
* time basis may be made under exceptional circumstances by *
* the Secretary concerned. This policy is effective with the *
* anniversary date of each reservist's current training year *
* (retirement year). *

D. Notification of Eligibility for Retired Pay

1. The Secretary of each Military Department shall provide a notification to each person who has met all of the following conditions for eligibility for retired pay at age 60 under section 1331(a) of reference (b):
 - a. Completion of at least 20 years of qualifying service as prescribed in section 1331(a)(2) of reference (b).
 - b. Performance under section 1331(a)(3) of reference (b) of the last eight years of qualifying service while a member of a Reserve Component named in section 1332(a)(1) of reference (b).
 - c. As prescribed in section 1331(c) of reference (b), if the person was a reserve of an Armed Force, or a member of the Army without component or other category covered by section 1332(a)(1) of reference (b) (except a regular component) before August 16, 1945, he must have performed active duty after April 5, 1917 and before November 12, 1918, or after September 8, 1940 and before January 1, 1947, or active duty (other than for training) after June 26, 1950 and before July 28, 1953.
2. The notification will be issued within one year after the person concerned has completed all of the above eligibility requirements.
3. After a person has been granted retired pay under chapters 67 and 71 of reference (b) or has been notified in accordance with this Directive that he has completed the years of service required for eligibility for retired pay at age 60, this eligibility may not be denied or revoked on the basis of any error, miscalculation, misinformation, or administrative determination of years of service performed, unless it resulted directly from the fraud or misrepresentation by the individual concerned.

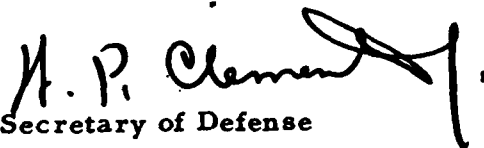
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5. The format for the notification is enclosed. Local reproduction of the notification format is authorized.
6. In view of the restrictions on denial or revocation of eligibility for retired pay, as stated in paragraph 3., above, suitable controls and procedures shall be established to avoid errors, miscalculations, misinformation, and erroneous administrative determinations.
7. The notification shall be issued in the name of an official having general responsibility for administering the controls and procedures referred to in 6., above, and shall be authenticated by the handwritten signature of the officer or employee immediately responsible for the determination of the eligibility of the member being notified.
8. The granting of retired pay to a person under chapters 67 and 71, reference (b), is conclusive as that person's entitlement to such pay only if the payment of the retired pay is begun after the effective date of P. L. 89-652, October 14, 1966 (section 1406 (reference(b))).
9. A notification that a person has completed the years of service required for eligibility for retired pay under reference (b) is conclusive as to the person's subsequent entitlement to such pay only if the notification is made after the effective date of P. L. 89-652, October 14, 1966 (section 1406 of reference (b)).

III. CANCELLATION

References (f), (g), and (h) are hereby superseded and cancelled.

IV. EFFECTIVE DATE AND IMPLEMENTATION

This Directive is effective immediately. Two copies of implementing Service regulations will be furnished to the Assistant Secretary of Defense (Manpower and Reserve Affairs) within 90 days.


Deputy Secretary of Defense

Enclosure - 1
Format

#First amendment (Ch 1, 4/27/73)