

MILPERSMAN 1811-010

RETENTION ON OR RECALL TO ACTIVE DUTY IN A RETIRED STATUS

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References	(a) 10 U.S.C. 6323 (b) SECNAVINST 1920.7B (c) 10 U.S.C. 619 (d) 10 U.S.C. 688 (e) 10 U.S.C. 690 (f) 10 U.S.C. 638 (g) DOD 7000.14-R, DOD Financial Management Regulations, Volume 7A, Chap. 35, Table 35-2 (h) BUPERSINST 1900.8D
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1. **Introduction:**

a. Based on needs of the Navy, an officer of the Regular Navy or a Reserve officer retiring under reference (a) may request retention on Active Duty in a retired status or voluntary recall from retirement and ordered to Active Duty.

b. An officer may request retention or recall for a specific billet with unique operational circumstances or when unique qualifications cannot be met by the Active Force or by continuation, per reference (b).

c. An officer may request retention in the billet occupied at the time of retirement if necessary to affect an orderly turnover, or to successfully accomplish a mission requirement.

d. A retired officer may not be retained or recalled in a number which will exceed the authorized strength or affect the promotion opportunity in any competitive category during the anticipated period of Active Duty.

e. Per reference (c), a retired officer on Active Duty is not eligible for promotion due to the fact the officer is not on the Active Duty list.

2. **Limitations and Exclusions.** The following limitations and exclusions are provided per the guidelines established per **references (d) and (e)**:

a. An officer retired under selective early retirement (SER), per reference (f), may not be retained or ordered to Active Duty. If an officer was notified he or she would be considered for SER, but submitted a voluntary request for retirement per reference (a) prior to the SER board being convened, he or she may not be retained or ordered to Active Duty.

b. For **flag officers**, not more than **15** retired flag officers may be on Active Duty at any one time. A retired flag officer ordered to Active Duty for 60 days or less does not count against the 15 limit.

c. No more than **25** retired officers, of any pay grade, may be on Active Duty at any one time.

d. The period of retention in a retired status cannot exceed 1 year from the member's retirement date, or in the case of a recalled member, from the date the member reports back to Active Duty.

e. Paragraphs 2c and 2d above **do not apply** to the following officers:

(1) A chaplain assigned duty as a chaplain.

(2) Health care professionals that are assigned duties as health care professionals.

(3) An officer assigned duty with the American Battle Monuments Commission.

(4) An officer assigned duty as a defense attaché or service attaché.

f. Paragraph 2c does not apply to any member of the Retiree Council of the Navy on Active Duty to attend the annual meeting of the Retiree Council.

g. Paragraphs 2a through 2d above do not apply in time of war or of national emergency declared by Congress, or the President.

3. Submission Requirements for Retention in a Retired Status:

a. **Flag officers** should contact Navy Personnel Command (NAVPERSCOM), Flag Matters Section (BUPERS-00F) for submission requirements.

b. **Captains and below** should submit a request for retention in a retired status via their commanding officer to NAVPERSCOM, Officer Retirements Branch (PERS-8353). **Requests must be submitted 6-9 months in advance of the retention period being requested (see Note 1).** Retire retain requests shall include the following information:

(1) The officer's retirement date and period of time being requested.

(2) Justification and reason for request.

(3) A statement indicating the member's physical fitness status.

(4) The member's e-mail address and phone number.

Note 1: Assistant Commander, Navy Personnel Command, Career Progression Department (PERS-8) will deny all requests received within 90 days of mandatory retirement without additional consideration.

4. Officers Approved for Retention on Active Duty in a Retired Status:

a. An officer approved for retention on Active Duty in a retired status must still retire. Prior to retirement, the officer is responsible for the preparation and submission of DD Form 2656 Data for Payment of Retired Personnel for the survivor benefit plan that can be faxed to **Defense Finance Accounting Service (DFAS) at 1-800-469-6559.** The supporting personnel office or the supporting Personnel Support Detachment (PERSUPPDET) can assist the officer in preparing this form. No action will be taken by DFAS Cleveland until the officer is actually released from Active Duty.

b. Officers are not entitled to sell leave upon their mandatory retirement date. An officer may sell leave upon completion of approved retention on Active Duty period per reference (g).

c. Per reference (h), **DD 214 Certificate of Release or Discharge from Active Duty** will not be issued until the actual date of separation. A comment is to be added to the remarks section (block 18) of DD 214 to specify the official retirement date of the officer. The end of the retire retain period will be considered the date of separation.

d. An officer will receive full pay and allowances while on Active Duty and that time will be creditable toward retired pay percentage.

5. **Submission Requirements for Recall in a Retired Status.**

Officers interested in requesting recall in a retired status should first contact the appropriate community detailer in NAVPERSCOM, Career Management Department (PERS-4) to determine if there is a bona fide need in the Navy for their particular designator and if there is a billet that the officer would be willing to accept as a recalled officer. **Requests for recall in a retired status should be submitted to NAVPERSCOM (PERS-8353), 6-9 months** in advance of the period being requested and should include the following information:

a. The officer's retirement date and period of time being requested;

b. The officer's rank on the date of retirement;

c. Any stipulations concerning the recall (e.g., will only accept a particular duty assignment);

d. Unique qualification;

e. A copy of the most recent DD 214;

f. Copies of the last three fitness reports; and

g. The member's e-mail address and phone number.

6. **Consideration of Requests.** Requests for retention in a retired status will be considered on a case-by-case basis and take approximately 16 weeks to process. Requests for recall

will only be routed for consideration if the detailing community NAVPERSCOM (PERS-4) determines there is a bona fide need and billet for the officer requesting recall. It is imperative that submission timelines are followed in order to provide official responses in a timely manner. A letter of notification of approval or disapproval will be sent to each officer via their parent command.