

MILPERSMAN 1900-030

SEPARATION OF ENLISTED OR OFFICER PERSONNEL BY REASON OF CONVENIENCE OF THE GOVERNMENT - SURVIVING FAMILY MEMBER

Responsible Office	NAVPERSCOM (PERS-832) Officers	Phone:	Toll Free	1-833-330-MNCC (6622)
	NAVPERSCOM (PERS-834) Enlisted	Phone:	Toll Free	1-833-330-MNCC (6622)
	NAVPERSCOM (PERS-911) Inactive Enlisted Members	Phone:	Toll Free	1-833-330-MNCC (6622)
	NAVPERSCOM (PERS-913)	Phone:	Toll Free	1-833-330-MNCC (6622)

MyNavy Career Center	Phone: Toll Free E-mail: MyNavy Portal:	1-833-330-MNCC (6622) askmncc@navy.mil https://my.navy.mil/
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Reference	(a) DoD Instruction 1315.15 of 19 May 2017
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1. **Policy.** Per reference (a), Service members may request separation based on becoming a surviving family member.
2. **Separation Authority.** Commander, Navy Personnel Command (COMNAVPERSCOM).
3. **Characterization of Separation.** Honorable unless a general or entry-level separation is warranted per MILPERSMAN [1910-300](#).
4. **Definitions**
 - a. **Family.** A family is considered a husband, wife, father, mother, son(s), daughter(s), brother(s), and sister(s) in the following categories:
 - (1) brother or sister of the whole blood,

- (2) brother or sister of the half blood,
- (3) stepbrother or stepsister, or
- (4) brother or sister by adoption.

b. **Surviving Family Member**. A surviving family member is any son or daughter in a family where the father, mother, or one or more sons or daughters:

- (1) Have been killed in action or have died from wounds, accident, or disease when serving in the United States,
- (2) Are in a captured or missing in action status, or
- (3) Have a permanent 100 percent service-related disability, as determined by the Department of Veteran's Affairs, or one of the Military Services, and are not gainfully employed because of the disability.

5. **Who is Not Eligible**. Service members:

a. Who have court-martial charges pending, have been convicted with appellate review in process, are serving a sentence to confinement, or are otherwise undergoing punishment imposed by a court-martial,

b. Being processed for involuntary separation,

c. Are not eligible during a period declared by Congress or national emergency, or

d. Who have an **outstanding** obligated service (OBLISERV) date due to transferability of Post 9/11 GI Bill benefits.

(1) Service members whose dependents have not already used Post 9/11 GI Bill benefits may revoke transferability of benefits and resubmit the request for separation with proof of revocation.

(2) Service members whose dependents have already used Post 9/11 GI Bill benefits transferred from the member are not eligible for voluntary separation.

Note: Service members who have transferred Post 9/11 GI Bill benefits and have satisfied OBLISERV requirements are exempt from this restriction and may submit request for voluntary separation under this article.

6. **Waivers of Eligibility**. Service members previously advised of the separation provisions for surviving family member and who subsequently enlist, reenlist, or voluntarily extend enlistment after having been notified of a family casualty, waive their rights for separation as surviving family member. Subsequent requests will be considered on a case-by-case basis, depending on the merits of each case. [NAVPERS 1070/613](#) Administrative Remarks entry upon enlistment, reenlistment, or extension will be made as follows:

<p>(Date): _____ has been advised that he/she qualifies for requesting discharge from the Navy based on being a surviving family member per MILPERSMAN 1900-030. He/she desires to (enlist/reenlist/extend enlistment) and waives the right to request separation based on being a surviving family member. He/she understands that a request for a waiver of this election may be made at any future time and will be considered on a case-by-case basis, with no guaranteed approval.</p> <p>_____</p> <p>(commanding officer or by direction signature)</p> <p>Acknowledged:</p> <p>_____</p> <p>Service member's signature</p>
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Note: Paragraph 7 below provides information on reinstatement of these rights.

7. **Restrictive Duty Assignments**. Designation as a surviving family member does not permit a Service member's retention in a restrictive duty assignment, e.g., humanitarian assignment.

8. **Procedures**

a. A Service member will submit a written request for discharge, via his or her commanding officer (CO), to the

following Navy Personnel Command (NAVPERSCOM) branch, as appropriate:

- (1) Enlisted Performance and Separations Branch (PERS-832) for active enlisted Service members,
- (2) Officer Performance and Separations Branch (PERS-834) for active officers,
- (3) Reserve Enlisted Personnel Branch (PERS-913) for inactive enlisted Service members, or the
- (4) Reserve Officer Status Branch (PERS-911) for inactive officers.

b. Enlisted Service Members:

- (1) Provide the nature of the family member's disability
- (2) Provide individual's full name, grade or rate, Department of Defense (DoD) identification (ID) number, Military Service branch, and relationship to the member whose status made the member eligible for surviving family member status.
- (3) Explain the omission of any information and the rationale for not waiting for the above-mentioned items.
- (4) Submit requests for reinstatement of rights for separation as a surviving family member, in writing, to PERS-832, via the member's CO. Include the same documents as requested above and include a written statement of the circumstances, which now prompt the request.

c. Officers:

- (1) Submit a resignation request per MILPERSMAN [1920-190](#) and [1920-200](#). Subject line should read, "RESIGNATION REQUEST BASED ON BECOMING A SURVIVING FAMILY MEMBER."
- (2) Ensure the following information is included in enclosure (1) to the request:
 - (a) Nature of family member's disability

(b) Individual's full name, grade or rate, DoD ID, Military Service branch, and relationship to the member whose status made the member eligible for surviving family member status.

(3) Explain the omission of information and the rationale for not waiting for the above-mentioned item(s).

(4) Submit requests for reinstatement of rights for separation as a surviving family member, in writing, to PERS-834, via the member's CO. Include the same documents as requested above and include a written statement of the circumstances, which now prompt the request.