

## MILPERSMAN 1811-010

### RETENTION ON OR RECALL TO ACTIVE DUTY IN A RETIRED STATUS

<b>Responsible Office</b>	NAVPERSCOM (PERS-83)	Phone: DSN	882-4206
		COM	(901) 874-4206
		FAX	882-2622

<b>References</b>	(a) 10 U.S.C. 6323 (b) SECNAVINST 1920.7B (c) 10 U.S.C. 619 (d) 10 U.S.C. 638 (e) DOD 7000.14-R, DOD Financial Management Regulations (Military Pay Policy and Procedures Active Duty and Reserve Pay) (DODFMR), Table 35-2 (f) BUPERSINST 1900.8B
-------------------	---

#### 1. Introduction

a. Based on needs of the Navy, officers of the Regular Navy, or Retired Reserve officers 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. Officers 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. Officers may request retention in the billets they occupied at the time of retirement if necessary to affect an orderly turnover, or the successful accomplishment of a mission clearly dictates.

d. Retired officers may not be retained or recalled in numbers 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), retired officers on active duty are not eligible for promotion due to the fact they are not on the active duty list.

## 2. Limitations and Exclusions

a. An officer retired under the Selective Early Retirement (SER) reference (d) may not be ordered to active duty; or if the officer was notified he/she would be considered for SER, but submitted a voluntary request for retirement per reference (a) prior to the SER board being convened may not be 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. For **captains and below**, not more than **25** retired officers 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) Any member of the Retiree Council of the Navy on active duty to attend the annual meeting of the Retiree Council.

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

f. Paragraphs 2a-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 the Bureau of Naval Personnel (BUPERS), Flag Matters Section (PERS-00F) for submission requirements.

b. **Captains and below** should submit a request for retention in a retired status via their commanding officer (CO) to Navy Personnel Command (NAVPERSCOM), Officer Retirement Section (PERS-83). Requests should be submitted 6-9 months in advance of the retention period being requested and include the following:

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

(2) Justification.

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

(4) The member's E-Mail address and phone number.

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 2656 (Rev. 04-06), Data for Payment of Retired Personnel for the Survivor Benefit Plan (SBP), that can be faxed to **Defense Finance Accounting Service (DFAS) at 1-800-469-6559**. Your personnel office or the supporting Personnel Support Activity Detachment (PERSUPP DET) can assist you in preparing this form. No action will be taken by DFAS Cleveland until you are actually released from active duty.

b. Officers are not entitled to sell leave upon their retirement; you may sell leave upon separation from active duty per reference (e).

c. Per reference (f), **DD 214 (Rev. 02-00), 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 the DD 214 as to the official retirement date of the officer.

d. An officer will receive full pay and allowances while on active duty and that time will be creditable toward retired pay percentage to the maximum of 75 percent of the base pay (30 years).

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 the officer would be willing to accept as a recalled officer. Requests for recall in a retired status should be submitted to NAVPERSCOM (PERS-83), 6-9 months in advance of the period being requested and should include the following:

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 (i.e., 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.

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 12 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. A letter of notification of approval or disapproval will be sent to each officer.