



SECRETARY OF THE ARMY
WASHINGTON

28 AUG 2015

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Army Directive 2015-35 (Transitional Compensation for Abused Dependents)

1. References:

- a. Title 10, United States Code, Section 1059.
- b. National Defense Authorization Act for Fiscal Year 2013, Pub. L. No. 112-239, section 564, 126 Stat. 1748–49.
- c. Department of Defense (DoD) 7000.14-R (Financial Management Regulation), Volume 7B, Chapter 60, Victims of Abuse – Nonretirement Eligible Members (Transitional Compensation), February 2015.
- d. Army Regulation 608-1 (Army Community Service), 13 March 2013.

2. Purpose. This directive issues policy authorizing the payment of transitional compensation to a dependent child who was carried during pregnancy when a dependent-abuse offense occurred that resulted in the separation of the Soldier and who subsequently was born alive to the eligible spouse or former spouse.

3. Policy

- a. Transitional compensation for abused Family members is a congressionally authorized program (reference 1a), which provides temporary monetary payments and benefits to dependent Family members of Service members or former Service members who are separated from the military because of dependent-abuse offenses. Reference 1b expanded the definition of Family member to include a dependent child who was carried during pregnancy when the dependent-abuse offense occurred that resulted in the separation of the former member, and who was then born alive to the eligible spouse or former spouse.
- b. DoD 7000.14-R (reference 1c) implemented reference 1b.
- c. Effective immediately, the Department of the Army authorizes payment to or on behalf of a dependent child or children carried during pregnancy when the dependent-abuse offense occurred that resulted in the separation of the Soldier and who was subsequently born alive to the eligible spouse or former spouse (as defined in

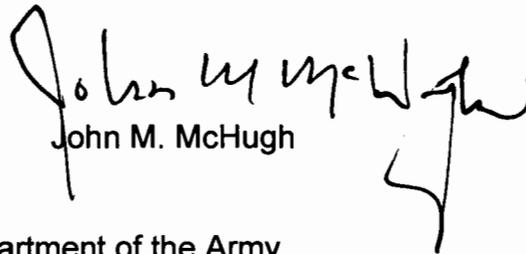
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reference 1a). This policy applies to the Active Army, Army National Guard/Army National Guard of the United States, and U.S. Army Reserve.

d. Payments to a child or children under this provision are effective retroactive to 2 January 2013, but will not cover any period before the birth of the child or children. No authority exists for payments before 2 January 2013.

e This directive implements reference 1b and amends Appendix H of Army Regulation 608-1 (reference 1d).

4. Proponent. The Assistant Chief of Staff for Installation Management is the proponent for this policy and will incorporate provisions of this directive into Army Regulation 608-1. This directive is rescinded upon publication of the revised regulation.



John M. McHugh

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