



SECRETARY OF THE ARMY  
WASHINGTON

01 JUL 2021

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Army Directive 2021-28 (Retired Regular Army Warrant Officers Serving in the Ready Reserve)

1. References.

- a. Title 10; United States Code; sections 572, 1164, 1305, 12731, and 12741
- b. National Guard Regulation 600-101 (Warrant Officers Federal Recognition and Related Personnel Actions), 10 September 2018
- c. Department of Defense (DoD) 7000.14-R (Financial Management Regulation), Volume 7B, April 2020
- d. DoD Instruction 1312.03 (Entry Grade Credit for Commissioned Officers and Warrant Officers), 28 December 2018
- e. Army Regulation (AR) 135-100 (Appointment of Commissioned and Warrant Officers of the Army), 1 September 1994
- f. AR 135-180 (Retirement for Non-Regular Service), 28 April 2015

2. Purpose. This directive establishes policy for retired Regular Army (RA) warrant officers (WOs) to be appointed as Reserve Component (RC) WOs with retention on the U.S. Army Retired List.

3. Applicability. This directive applies to the retired RA WOs. It does not apply to retired RC WOs.

4. Policy. There is no statutory prohibition to the appointment of a retired RA WO as an RC WO. However, such appointment may only occur following the waiver of prohibitions in references 1b and 1e.

a. Army Reserve. AR 135-100, paragraph 1-7d, is amended to allow retired RA WOs to be appointed as RC WOs without waiver, as follows:

Commissioned officers, WOs (except for retired Regular Army WOs), and enlisted personnel drawing retired pay for services with any of the Armed Forces.

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b. Army National Guard. For retired RA WOs to be appointed as WOs in the Army National Guard of the United States, the Deputy Chief of Staff (DCS), G-1 will coordinate with the Director of the Army National Guard to amend paragraph 2–14g of reference 1b to read:

Persons on the retired list of the U.S. Army (not including retired Regular Army Warrant Officers).

c. Compensation. A retired RA WO who elects to receive compensation for service must waive one day of retired pay for each calendar day on which the Reserve duty is performed pursuant to Title 10, U.S. Code, section 12316 (10 U.S.C. 12316), and reference 1b.

d. Prior Commissioned Service Credit. Credit will be awarded pursuant to 10 U.S.C. 572 and reference 1c. For initial appointment in an RC, a retired RA WO may not be credited with a period of service greater than the period of active service performed in the grade, or pay grade corresponding to the grade, in which so appointed, or in any higher grade or pay grade.

e. Reserve Date of Rank and Time in Grade Determination. A WO's date of rank for the Reserve appointment will be determined by WO's date of original appointment or last promotion. The WO's time in grade will be adjusted based on time spent in an active status or on active duty and will be used to determine the WO's promotion eligibility date in the Army National Guard or Army Reserve, as applicable.

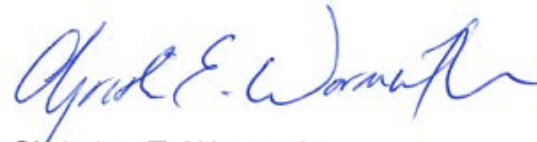
f. Non-regular Retirement Conversions. A retired RA WO who serves in the Ready Reserve may elect to receive non-regular retired pay, pursuant to 10 U.S.C. 12731, in lieu of the WO's regular retired pay after service ends in the Ready Reserve, provided the WO meets the criteria in 10 U.S.C. 12741.

g. Mandatory Retirement. Dates for mandatory retirement of RA WOs, prescribed by 10 U.S.C. 1305 and 10 U.S.C. 1164, remain unchanged.

5. Proponent. The DCS, G-1 is the proponent for this directive and, under the policy oversight of the Assistant Secretary of the Army for Manpower and Reserve Affairs, will coordinate to ensure its provisions are incorporated into specified regulations within 2 years of the date of this directive.

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6. This directive is rescinded on publication of the revised regulations.



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