



DEPARTMENT OF THE ARMY
HEADQUARTERS, 25TH INFANTRY DIVISION AND US ARMY HAWAII
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APVG-CG

04 AUG 2016

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: U.S. Army Hawaii Policy Letter #13 – Commander's Guidance for Releasing Documentation for Transitional Compensation (TC)

1. References.

a. Department of Defense (DoD) Instruction 1342.24, Transitional Compensation for Abused Dependents, 23 May 1995 (Administrative Reissuance Incorporating Change 1, 16 January 1997).

b. Army Regulation (AR) 608-1, Army Community Service, 13 March 2013.

c. DoD Policy Memorandum, Exceptional Eligibility for Transitional Compensation for Abused Dependents, 14 April 2008.

d. Memorandum, Assistant Secretary of the Army, DAIM-ZA, 13 June 2014, subject: Exceptional Eligibility Transitional Compensation Cases - Action Memorandum.

e. ALARACT 032/2016, Requirement to Route Applications for Exceptional Eligibility for Transitional Compensation through Installation Senior Commander, 22 April 2016.

2. General. The TC program was established by Congress and implemented by the DoD and the Army to reduce victim disincentives to reporting abuse by helping to ease the unexpected transition from military to civilian life for eligible family members who have experienced a dependent-abuse offense.

3. Purpose. This policy memorandum will assist the Family Advocacy Program (FAP) Victim Advocate Program (VAP) in the execution of TC by providing commanders guidance for releasing documentation for the purposes of TC.

4. Applicability. This policy applies to all Commanders within USARHAW who initiate a court-martial or chapter on a Soldier.

5. Background.

a. The TC program was established by Congress as an entitlement for abused dependents of military personnel. The legislation authorizes temporary payments for

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eligible dependents of Soldiers who are separated from active duty either under a court-martial sentence resulting from a dependent-abuse offense, an administrative separation if the basis for separation included a dependent-abuse offense, or if sentenced to forfeiture of all pay and allowances by a court-martial that has convicted the Soldier of a dependent-abuse offense.

b. Eligibility for TC has been expanded through exceptions to policy when there is evidence that the Soldier engaged in a dependent-abuse offense, but was separated from the Army for other reasons. The Secretary of the Army is the approval authority for all exceptional eligibility TC applications.

c. The TC program offers eligible dependents benefits and entitlements for 36 months. Eligible Family members receive monthly payments based on the current monthly Dependency and Indemnity Compensation rate. During the entitlement period, beneficiaries are entitled to commissary and exchange privileges. They are also eligible to receive medical care, including behavioral health services, as TRICARE beneficiaries. Dental care services may be provided in dental facilities of the Uniformed Services on a space available basis.

d. TC applications will be sent to Installation Management Command (IMCOM) Headquarters (HQ), G9, Family and Morale, Welfare and Recreation at the beginning of the separation process once the VAP receives either the memorandum of intent to initiate an administrative separation or the results of court-martial. Processing TC applications at the beginning of the separation process will decrease the wait times for victims who suffered a dependent-abuse offense.

6. Responsibilities.

a. Commanders. Upon request from the VAP, Commanders will release a copy of the memorandum of intent to initiate an administrative separation, the Soldier's official military personnel record, and other documentation as needed for purposes of TC. Commanders will notify the VAP on chapter initiations, changes, or delays. The Commander will also need to provide a written explanation if there is evidence that the Soldier committed a dependent-abuse offense, such as a police report or substantiated Case Review Committee incident, but the offense was not included in the reasons for separation. Commanders should closely coordinate with their servicing legal office when providing the written explanation for exceptional eligibility TC applications. Both the Garrison Commander and Senior Commander will provide written concurrence or non-concurrence for exceptional eligibility TC applications.

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b. VAP. The VAP will obtain the required documentation, submit the application packet to IMCOM HQ G9, and update IMCOM HQ G9 on any changes.

7. This memorandum supersedes USARHAW Policy Letter #14, dated 5 November 2014 and remains in effect until superseded or rescinded in writing.

8. The point of contact for this policy is Ms. Cindy Morita, Family Advocacy Program Manager, at 808-655-4778.



CHRISTOPHER G. CAVOLI
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Commanding

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