DEPARTMENT OF THE ARMY
OFFICE OF THE ASSISTANT SECRETARY
MANPOWER AND RESERVE AFFAIRS
111 ARMY PENTAGON
WASHINGTON DC 20310-0111

31 OCT 2007

SAMR-PO

MEMORANDUM FOR

DEPUTY CHIEF OF STAFF FOR PERSONNEL, 300 ARMY PENTAGON, WASHINGTON, DC 20310
CHIEF, NATIONAL GUARD BUREAU (NGB-ARH), 1141 JEFFERSON DAVIS HIGHWAY, ARLINGTON, VA 22202
CHIEF, ARMY RESERVE, 1421 JEFFERSON DAVIS HIGHWAY, ARLINGTON, VA 22202

SUBJECT: Mandatory Removal Date (MRD) - Maximum Age for Reserve Component (RC) Officers (Colonels and Below)

1. References:

a. AR 140-10, Assignments, Attachments, Details, and Transfers.

b. NGR 635-100, Personnel Separations, Termination of Appointment and Withdrawal of Federal Recognition.

c. 10 U.S.C. 14509, Separation at age 62: reserve officers in grades below brigadier general or rear admiral (lower half).

2. As amended by the Fiscal Year 2007 National Defense Authorization Act, Section 503, 10 U.S.C. 14509 now requires that RC officers in grades below brigadier general be removed from the Reserve Active Status List on the last day of the month in which such officers attain age 62. Previously, these officers were subject to mandatory removal at age 60. The overwhelming majority of officers who seek to serve beyond age 60, however, will require the approval of the Assistant Secretary of the Army (Manpower and Reserve Affairs)(ASA(M&RA)) to receive service credit pursuant to 10 U.S.C. 12308 after qualifying for non-regular retired pay at age 60 or to be retained pursuant to 10 U.S.C. 14701 beyond the date they attain their statutory maximum years of commissioned service. Accordingly, the Army policy prescribed in AR 140-10, paragraph 7-3b(1), and NGR 635-100, paragraph 5a(1)(b), that requires RC officer in grades below brigadier general to be removed from an active status at age 60 will remain in effect, but requests for exceptions to this regulatory removal requirement for maximum age may be made on a case-by-case basis using the procedures discussed in paragraph 3.

SAMR-PO
SUBJECT: Mandatory Removal Date (MRD) - Maximum Age for Reserve Component (RC) Officers (Colonels and Below)

3. Requests for individual exceptions to the regulatory removal requirement may be submitted through the officer's chain of command and DCS, G-1, to the ASA(M&RA) for approval. Each request must state a mission-based reason for the officer's continued active status service and must be endorsed by the officer's chain of command. Each request must further indicate whether the officer will qualify for non-regular retirement at age 60 and whether the officer will attain his or her maximum years of commissioned service during the requested period. Requests for individual exceptions that do not state a mission-based reason must explain why the officer's continued service is in the best interest of the Army, and such requests may only be approved by the Secretary of the Army.

4. The Army G-1 will ensure that this policy is reflected in pertinent Army personnel policy guidance (PPG) and in the next revision to AR 140-10 and NGR 635-100.

5. Point of contact is LTC B. Lynne Owens, (703)695-7370, Barbara.l.owens@us.army.mil.

20OCT07

RONALD J. JAMES
Assistant Secretary of the Army
(Manpower and Reserve Affairs)

Enclosure
Retention Beyond MRD Checklist

CF:
OSD(RA)

RETENTION BEYOND MANDATORY REMOVAL DATE (MRD)
CHECKLIST (INCLUDE WITH PACKET)

Name: _____ SSN: _____

Rank: _____ DOB: _____ AC, ARNG or USAR: _____ AOC/FA: _____

MRD: _____ PEBD: _____ Commissioned Service Date: _____

Assigned to a Mobilizing or DA Alerted Unit (Y/N) _____ (Provide Documentation)

Reason (Years of Service, Age, or Two Time Non-select for Promotion): _____

Requested Period of Retention: _____

_____Memorandum from Requesting Command/Agency (Justification)

_____ Volunteer Statement (Memorandum from soldier)

_____ Officer Evaluation Reports (Last 3), Officer Record Brief (ORB), and awards/ commendations

_____ Official documentation for all years of prior service (AD and Reserve) (Retirement Point Statement or other substantiating personnel records)

_____ Statement as to whether or not the officer has qualified for regular or non-regular retirement

_____ Proof of Security Clearance

_____ Proof of Current Physical

Previously retained (Yes or No) _____

Previous retention date(s): _____ Exp Date: _____ Reason _____

Total years military service: _____ As of: _____

Total Commissioned Service: _____ As of: _____

REMARKS: _____

_____

_____

POC: _____
(Name/ phone number)