



DoD INSTRUCTION 1241.05

RESERVE INCOME REPLACEMENT PROGRAM (RIRP)

Originating Component: Office of the Under Secretary of Defense for Personnel and Readiness

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Approved by: Stephanie Barna, Performing the Duties of the Under Secretary of Defense for Personnel and Readiness

Purpose: In accordance with the authority in DoD Directive 5124.02, this issuance establishes policy, assigns responsibilities, and provides procedures for implementation of the RIRP pursuant to Section 910 of Title 37, United States Code (U.S.C.).

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SECTION 1: GENERAL ISSUANCE INFORMATION

1.1. APPLICABILITY. This issuance applies to OSD, the Military Departments (including the Coast Guard at all times, including when it is a Service in the Department of Homeland Security by agreement with that Department), the Office of the Chairman of the Joint Chiefs of Staff and the Joint Staff, the Combatant Commands, the Office of the Inspector General of the Department of Defense, the Defense Agencies, the DoD Field Activities, and all other organizational entities within the DoD (referred to collectively in this issuance as the “DoD Components”).

1.2. POLICY. It is DoD policy to pay an eligible Reserve Component Service member an amount equal to the monthly active duty income differential of the member in accordance with Section 910 of Title 37, U.S.C.

SECTION 2: RESPONSIBILITIES

2.1. ASSISTANT SECRETARY OF DEFENSE FOR MANPOWER AND RESERVE AFFAIRS (ASD(M&RA)). Under the authority, direction, and control of the Under Secretary of Defense for Personnel and Readiness, the ASD(M&RA):

- a. Monitors compliance with this issuance and develops additional procedures, as required.
- b. Provides policy oversight, and maintains procedures for administering and managing the RIRP within the DoD by providing the Secretaries of the Military Departments and Commandant of the U.S. Coast Guard (USCG) with instructions, requirements, reviews, and other guidance.
- c. Serves as primary source for overall compilation of program statistics.

2.2. DIRECTOR, DEFENSE FINANCE AND ACCOUNTING SERVICE (DFAS). Under the authority, direction, and control of the Under Secretary of Defense (Comptroller)/Chief Financial Officer, Department of Defense, and in addition to the responsibilities in Paragraph 2.3., the Director, DFAS:

- a. Provides timely and accurate submissions of military pay extract files, including RIRP data elements, to the Defense Manpower Data Center.
- b. Provides record-level data and analytical support, as requested, to the Office of the Under Secretary of Defense for Personnel and Readiness for studies and projects pertaining to RIRP.

2.3. COMMANDANT OF THE USCG AND DIRECTOR, DFAS. The Commandant of the USCG (in addition to the Responsibilities in Paragraph 2.4.); and the Director, DFAS (under the authority, direction, and control of the Under Secretary of Defense (Comptroller)/Chief Financial Officer, Department of Defense):

- a. Provide RIRP payments to eligible Reserve Component Service members based on personnel eligibility data the Military Departments and the USCG provide.
- b. Obtain the Service member's total monthly military compensation (TMMC).
- c. Review the Service member's pay record on a monthly basis and adjust RIRP payments as appropriate.
- d. Develop the procedures for the processing of RIRP payments.

2.4. SECRETARIES OF THE MILITARY DEPARTMENTS AND THE COMMANDANT OF THE USCG. The Secretaries of the Military Departments and the Commandant of the USCG (in addition to the responsibilities in Paragraph 2.3.):

- a. Establish RIRP implementation procedures.
- b. Establish a communication plan to provide basic information and material needed to determine RIRP eligibility.
- c. Provide the Office of the ASD(M&RA) with the current name, telephone number, and email address of the primary Service contact for each Reserve Component who is responsible for RIRP verification. Update the primary Service contact information, as required, to ensure the information remains current.

SECTION 3: PROCEDURES

3.1. ELIGIBILITY.

a. A Reserve Component Service member currently serving on involuntary active duty is eligible for RIRP payments for any entire month of involuntary active duty (referred to in this issuance as “service month”) that is served after the member:

(1) For service months falling between August 1, 2006, and January 28, 2008:

(a) Completes 18 continuous months of service on active duty under an involuntary order to active duty. Continuous involuntary active duty may be accumulated through successive orders, provided no break in active duty service has occurred;

(b) Completes 24 months on involuntary active duty during the previous 60 months; or

(c) Serves on involuntary active duty for a period of 180 days or more, which started within 6 months following the Service member’s separation from a previous period of involuntary active duty that lasted 180 days or more.

(2) For service months beginning after January 28, 2008:

(a) Completes 547 continuous days of service on active duty under an involuntary order to active duty. Continuous involuntary active duty may be accumulated through successive orders, provided no break in active duty service has occurred;

(b) Completes 730 cumulative days of service on involuntary active duty during the previous 1,826 days; or

(c) Serves on involuntary active duty for a period of 180 days or more, which started within 180 days following the Service member’s separation from a previous period of active duty that lasted 180 days or more.

b. For service months beginning after January 28, 2008, a Reserve Component Service member is also eligible for RIRP payments if the member:

(1) Satisfies the required number of days on active duty specified in Paragraph 3.1.a.(2)(a) or 3.1.a.(2)(b) or involuntarily served on active duty, as described in Paragraph 3.1.a.(2)(c).

(2) Is retained on active duty in accordance with Paragraph (A) or (B) of Section 2301(h)(1) of Title 10, U.S.C., because of an injury or illness incurred or aggravated while the Service member was assigned to duty in an area for which special pay in accordance with Section 351 of Title 37, U.S.C., is available.

c. A Service representative must certify eligibility for and authorize RIRP using DD Form 2919, "Reserve Income Replacement Program (RIRP) Eligibility Verification."

3.2. PAYMENT.

a. Only Reserve Component Service members who meet the eligibility requirements in Paragraphs 3.1.a. or 3.1.b. and have a monthly active duty income differential are entitled to reserve income replacement.

b. Payment will start on the first day of a full calendar month when the member:

(1) Satisfies the eligibility criteria in Paragraph 3.1.a.(1), retroactive to August 1, 2006, pursuant to Section 614 of Public Law 109-163. An eligibility period described in Paragraph 3.1.a. may have begun before August 1, 2006; or

(2) Satisfies the eligibility criteria in Paragraphs 3.1.a.(2) or 3.1.b., retroactive to January 28, 2008, pursuant to Public Law 110-181.

c. A civilian employee of the Federal Government, as defined in Section 2105 of Title 5, U.S.C., who is also a Reserve Component Service member, is not entitled to payment for any period for which the civilian employee is entitled to:

(1) A differential payment in accordance with Section 5538 of Title 5, U.S.C.; or

(2) A comparable benefit under an administratively established program for civilian employees absent from a position of employment with the Federal Government in order to perform active duty in the uniformed services.

d. RIRP payments are paid on a monthly basis.

e. RIRP payments are based on full months of service only. Partial-month RIRP payments are not authorized.

f. RIRP payments are made for a past period of qualifying active duty.

3.3. PAYMENT LIMITATIONS. RIRP payments will be made to an eligible Reserve Component Service member if the monthly active duty income differential is greater than \$50.00. Notwithstanding the monthly active duty income differential, the monthly RIRP payment to the member will not exceed \$3,000 per month.

3.4. TERMINATION OF INCOME REPLACEMENT.

a. RIRP payments stop when:

(1) The Service member is released from a qualifying period of active duty;

(2) The Service member no longer meets eligibility requirements due to changes in TMMC;

(3) The monthly active duty income differential decreases to \$50.00 or less due to changes in current TMMC; or

(4) The Service member no longer meets eligibility requirements, as outlined in Paragraph 3.1.

b. The Military Service concerned will maintain the completed DD Form 2919 and any additional information used to determine the Service member was no longer eligible for RIRP payments. These documents are used in adjudicating Service member appeals of termination or changes to RIRP payments.

c. No payment will be made after the date specified in Section 910(g) of Title 37, U.S.C., unless the entitlement of the Service member to payments started on or before that date.

GLOSSARY

G.1. ACRONYMS.

ASD(M&RA)	Assistant Secretary of Defense for Manpower and Reserve Affairs
DFAS	Defense Finance and Accounting Service
RIRP	Reserve Income Replacement Program
TMMC	total monthly military compensation
U.S.C.	United States Code
USCG	U. S. Coast Guard

G.2. DEFINITIONS. Unless otherwise noted, these terms and their definitions are for the purposes of this issuance.

active duty. Defined in the DoD Dictionary of Military and Associated Terms.

break in active duty service. A period of 1 calendar day or greater in which the Service member is not on an active duty order (voluntary or involuntary).

involuntary active duty. An order to active duty without the consent of the member in accordance with the authority in Sections 688, 12301(a), 12301(g), 12302, 12304, 12304a, or 12304b of Title 10, U.S.C., an order to full-time National Guard duty in accordance with Section 502(f)(1)(A) of Title 32, U.S.C., or Section 712 of Title 14, U.S.C.

monthly active duty income differential. The difference between the average monthly civilian earned income of the member and the member's TMMC, when the member's TMMC is less than the average monthly civilian earned income of the member.

Reserve Component. Defined in the DoD Dictionary of Military And Associated Terms.

TMMC. An amount computed on a monthly basis that is the sum of the Service member's regular military compensation and the amount of any special pays, incentive pays, and allowances (not including regular military compensation) that are paid on a monthly basis (e.g., foreign language proficiency annual bonus that is paid in monthly installments; or overseas extension bonus that is paid on a monthly basis). Bonuses paid in lump sum or in anniversary installments, such as enlistments, re-enlistments, and affiliation bonuses, are not included in the TMMC. Cost of living allowances are included in TMMC. *Per diem*, including meals and incidental expenses, is not included in TMMC.

REFERENCES

DoD Directive 5124.02, “Under Secretary of Defense for Personnel and Readiness (USD(P&R)),” June 23, 2008

Office of the Chairman of the Joint Chiefs of Staff, “DoD Dictionary of Military and Associated Terms,” current edition

Public Law 109-163, “National Defense Authorization Act for Fiscal Year 2006,” January 6, 2006

Public Law 110-181, “National Defense Authorization Act for Fiscal Year 2008,” January 28, 2008

United States Code, Title 5

United States Code, Title 10

United States Code, Title 14

United States Code, Title 32

United States Code, Title 37