



**DEPARTMENT OF THE NAVY**  
BOARD FOR CORRECTION OF NAVAL RECORDS  
701 S. COURTHOUSE ROAD, SUITE 1001  
ARLINGTON, VA 22204-2490

[REDACTED]  
Docket No. 4310-21  
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records  
To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD OF [REDACTED] USN,  
XXX-XX-[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552  
(b) The Joint Travel Regulations (JTR) 2018

Encl: (1) DD Form 149 w/attachments  
(2) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting that his naval record be corrected to show Petitioner was eligible for and received Basic Allowance for Housing (BAH) at the with-dependent rate effective 24 March 2018, his date of marriage.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED], reviewed Petitioner's allegations of error and injustice on 23 September 2021 and, pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, relevant portions of Petitioner's naval record, and applicable statutes, regulations, and policies.

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. On 6 June 2017, Petitioner arrived to [REDACTED] for duty. Furthermore, BAH at the without-dependent rate for [REDACTED] was started.

c. In accordance with reference (b), if a service member acquires a dependent (marriage, birth, adoption, etc.) then BAH or OHA at the with-dependent rate begins on the date the dependent is acquired, if the Service member is not assigned Government Quarters for Service member and dependent(s) on that date.

d. On 24 March 2018, Petitioner got married.

[REDACTED]

e. On 9 February 2021, Petitioner's Dependency Application/Record of Emergency Data (NAVPERS 1070/602) was updated to reflect Petitioner's marriage.

f. On 11 February 2021, BAH at the with-dependent rate for [REDACTED] was started effective 1 January 2021.

g. On 20 July 2021, Petitioner transferred, and arrived to [REDACTED] on 28 July 2021, for duty.

#### CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of reference (b), the Board finds the existence of an injustice warranting the following corrective action. The Board concluded that Petitioner did not successfully update his Dependency Application/Record of Emergency Data (NAVPERS 1070/602) reflecting his marriage until 9 February 2121. Due to administrative oversight, Petitioner's PSD failed to report the appropriate effective date of BAH.

#### RECOMMENDATION

That Petitioner's naval record be corrected, where appropriate, to show that:

Petitioner was authorized BAH at the with-dependent rate for [REDACTED], from 24 March 2018 to 31 December 2020.

Note: Defense Finance and Accounting Service (DFAS) will complete an audit of Petitioner's records to determine if Petitioner is due any back pay.

A copy of this Report of Proceedings will be filed in Petitioner's naval record.

4. It is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above-entitled matter.

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)), and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of the reference, has been approved by the Board on behalf of the Secretary of the Navy.

9/23/2021

[REDACTED]

Deputy Director

[REDACTED]