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UNITED STATES AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2023-03832

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COUNSEL: NONE

HEARING REQUESTED: NOT INDICATED

APPLICANT'S REQUEST

He be allowed to transfer his Post-9/11 GI Bill Education Benefits to his dependents.

APPLICANT'S CONTENTIONS

The documentation regarding the transfer of education benefits (TEB) is not reflected in MilConnect. He transferred his GI Bill benefits to his daughter at the end of 2018 through MilConnect. He reenlisted to meet the four year active duty service commitment (ADSC) requirement.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS

The applicant is a currently serving Air Force master sergeant (E-7).

On 6 December 2005, according to DD Form 4, *Enlistment/Reenlistment Document – Armed Forces of the United States*, the applicant enlisted in the Regular Air Force for 6 years in the grade of airman basic.

On 4 December 2013, according to DD Form 4, the applicant reenlisted in the Regular Air Force for 4 years and 17 months beginning in pay grade E-5.

On 27 August 2015, according to AF Form 1411, *Extension of Enlistment in the Air Force*, the applicant requested his enlistment he entered on 4 December 2013, for a period of 4 years and 17 months be extended a period of 8 months for the purpose of Retainability for PCS Assignment. His DOS of 3 May 2019 was extended to 3 January 2020.

On 14 January 2019, according to DD Form 4, the applicant reenlisted in the Regular Air Force for 5 years and 11 months beginning in pay grade E-6.

According to the Benefits for Education Administrative Services Tool (BEAST), provided by AFPC/DP3SA, the document shows no record the applicant applied for TEB in 2018.

For more information, see the excerpt of the applicant's record at Exhibit B and the advisory at Exhibit C.

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APPLICABLE AUTHORITY/GUIDANCE

DODI 1341.13, Post-9/11 GI Bill, Enclosure 3, Paragraph 3, dated 31 May 2013 states: Any service member on or after 1 August 2009, who is entitled to the Post-9/11 GI Bill at the time of the approval of his or her request to transfer that entitlement under this section, may transfer that entitlement provided he or she has at least 10 years of service in the Military Services (active duty or Selected Reserve) on the date of approval, is precluded by either standard policy (Service or DOD) statute from committing to four additional years, and agrees to serve for the maximum amount of time allowed by such policy or statute. (Note that this provision uses the same language as AFI 36-2649, Voluntary Education Program, paragraph A13.18.1.1.2 paragraph 3.a.(2)). The effect of this paragraph is the elimination of the retainability requirement for members who have at least 10 years of service, who are subject to early separation due to policy or statute, and who agree (or would have agreed) to serve the maximum time allowed.

AIR FORCE EVALUATION

AFPC/DP3SP recommends denying the application. The Defense Manpower Data Center (DMDC) shows no record the applicant applied for TEB in 2018. Without a request, eligibility for the program could not be established as DoDI 1341.13, Incorporated Change (IC) 1, *Post-9/11 GI Bill*, Enclosure 3 (3.a.) and AFI 36-2649 AFGM2018-01, *Air Force Voluntary Education Program* (A13.18.1.1.1.), cite the date of request as the date on which the appropriate service obligation would be applied. In accordance with DoDI 1341.13, IC1, Enclosure 3 [3.f.(1) and 3.h.] and AFI 36-2649 AFGM2018-01 (A13.18.7.1. and A13.18.9.) all requests for TEB must be submitted via the DMDC TEB web application while serving as a member of the Armed Forces.

Based on the documentation provided by the applicant and analysis of the facts, there is no evidence of an error or injustice on the part of the Air Force. DMDC shows no record the applicant applied for TEB in 2018.

The complete advisory opinion is at Exhibit C.

APPLICANT'S REVIEW OF AIR FORCE EVALUATION

The Board sent a copy of the advisory opinion to the applicant on 8 January 2024 for comment (Exhibit D), but has received no response.

FINDINGS AND CONCLUSION

1. The application was timely filed.
2. The applicant exhausted all available non-judicial relief before applying to the Board.
3. After reviewing all Exhibits, the Board concludes the applicant is not the victim of an error or injustice. The Board concurs with the rationale and recommendation of AFPC/DP3SA and finds a preponderance of the evidence does not substantiate the applicant's contentions. Therefore, the Board recommends against correcting the applicant's records.
4. The applicant has not shown a personal appearance, with or without counsel, would materially add to the Board's understanding of the issues involved.

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RECOMMENDATION

The Board recommends informing the applicant the evidence did not demonstrate material error or injustice, and the Board will reconsider the application only upon receipt of relevant evidence not already presented.

CERTIFICATION

The following quorum of the Board, as defined in Department of the Air Force Instruction (DAFI) 36-2603, *Air Force Board for Correction of Military Records (AFBCMR)*, paragraph 2.1, considered Docket Number BC-2023-03832 in Executive Session on 3 July 2024:

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Panel Chair

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Panel Member

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, Panel Member

All members voted against correcting the record. The panel considered the following:

Exhibit A: Application, DD Form 149, w/atchs, dated 22 November 2023.

Exhibit B: Documentary evidence, including relevant excerpts from official records.

Exhibit C: Advisory Opinion, AFPC/DP3SA, w/atch, dated 27 December 2023.

Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 8 January 2024.

Taken together with all Exhibits, this document constitutes the true and complete Record of Proceedings, as required by DAFI 36-2603, paragraph 4.12.9.

7/15/2024

X

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Board Operations Manager, AFBCMR
Signed by: USAF

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