

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 21 August 2025

DOCKET NUMBER: AR20240007460

APPLICANT REQUESTS: disbursement of his Student Loan Repayment Program (SLRP) payments.

APPLICANT'S SUPPORTING DOCUMENT(S) CONSIDERED BY THE BOARD:

- DD Form 149 (Application for Correction of Military Record)
- DD Form 4 (Enlistment/Reenlistment Document – Armed Forces of the United States)
- DD Form 1966 (Record of Processing – Armed Forces of the United States)
- District of Columbia National Guard Orders Number 170-001, 19 June 2017, shows the original Orders Number 356-006, 21 December 2016 were amended to reason for the reassignment was due Command Directed Move in military occupational specialty (MOS) 46Q (Journalist)
- District of Columbia National Guard (DCNG) letter, 14 March 2024 informed the applicant:
  - Audit shown he had unpaid incentive from his SLRP for the period of Fiscal Years (FY) 2013 through 2018 in the amount of \$50,000.00
  - Control number 3868543
  - If he believed he was entitled to the incentive, he could submit a packet to the Army Review Boards Agency (ARBA)

FACTS:

1. The applicant did not file within the 3-year time frame provided in Title 10, U.S. Code, section 1552(b); however, the Army Board for Correction of Military Records (ABCMR) conducted a substantive review of this case and determined it is in the interest of justice to excuse the applicant's failure to timely file.
2. The applicant states he may have not received his SLRP payments from his initial enlistment in June 2012, he is not certain why the payments have not been disbursed.
3. A review of the applicant's service record shows:

- On 20 June 2012, he enlisted in the Army National Guard of the United States (ARNGUS) and had continuous service through extensions, he signed:
  - DD Form 1966 that states in item 32: SLRP \$50,000.00
  - NGB Form 600-7-5-R-E which states in:
    - Section II (Eligibility), he had 8 disbursed loans with the existing amount of \$32,00.00, total amount of repayment cannot exceed \$50,000.00
    - Section VI (Termination): he may be terminated from SLRP eligibility without recoupment if he:
      - Accepted an Active Guard Reserve (AGR) or Military Technician position within 180-days of his contract start date where membership is a condition of employment
      - Termination date is one day prior to his AGR or military technician start date
- On 9 October 2012, he was ordered to active duty for training by Orders Number 2283006, 27 September 2012
- On 22 February 2013, he was awarded the military occupational specialty 88M (Motor Transport Operator)
- On 22 February 2013, he was honorably released from active duty and reverted to ARNGUS control
- DD Form 214 (Certificate of Release or Discharge from Active Duty) shows he was ordered to active duty for training on 15 March 2017 and he was honorably released from active duty after completion of the Basic Journalist Course on 7 June 2017
- DD Form 214 shows he was ordered to active duty on 6 January 2021 in support of the 59th Presidential Inauguration and he was honorably released from active duty and reverted to ARNGUS control on 31 May 2021

4. On 24 March 2025, in the processing of this case, the National Guard Bureau provided an advisory opinion regarding the applicant's request for the disbursement of his SLRP payments. The advisory official recommended partial approval of his request. The applicant was eligible to receive SLRP payments for FYs 2013 through 2016 in accordance with his addendum. He accepted a military technician position effective 24 January 2017, terminating the remaining payments for FYs 2017 and 2018. He met the requirement per his SLRP addendum for FYs 2013 through 2016. His incentive should be terminated effective 23 January 2017.

5. On 28 March 2025, the ARBA Case Management Division provided the applicant the advisory opinion for review and comment. He has not responded.

BOARD DISCUSSION:

1. After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that partial relief was warranted. The Board carefully considered the applicant's record of service, documents submitted in support of the petition and executed a comprehensive review based on law, policy, and regulation. Upon review of the applicant's petition and available military records, the evidence shows the applicant enlisted in the ARNG on 20 June 2012 with enrollment in the student loan repayment program (\$50,000). The Board reviewed the National Guard Bureau advisory opinion and concurred the applicant was in good standing and eligible to receive SLRP payments for FYs 13, 14, 15 and 16. He accepted miltech position effective 24 January 2017, terminating the remaining payments for FYs 17 and 18. Therefore, the Board granted partial relief for the terms of his SLRP contract and disbursement of the FYs 13, 14, 15 and 16 payments using closed year funds..

2. So much of the application is denied as it pertains to disbursing SLRP payments to the applicant for FYs 17 and 18.

BOARD VOTE:

<u>Mbr 1</u>	<u>Mbr 2</u>	<u>Mbr 3</u>	
:	:	:	GRANT FULL RELIEF
XXX	XXX	XXX	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
:	:	:	DENY APPLICATION

BOARD DETERMINATION/RECOMMENDATION:

1. The Board determined the evidence presented is sufficient to warrant a recommendation for partial relief. As a result, the Board recommends that all Department of the Army and Army National Guard records of the individual concerned be corrected by showing the applicant's student loan repayment program incentive was initiated, timely processed and paid for FYs 13, 14, 15 and 16 using closed year funds.
2. So much of the application is denied as it pertains to disbursing SLRP payments to the applicant for FYs 17 and 18.

X //Signed//

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CHAIRPERSON

I certify that herein is recorded the true and complete record of the proceedings of the Army Board for Correction of Military Records in this case.

REFERENCES:

1. Title 10, U.S. Code, section 1552(b), provides that applications for correction of military records must be filed within 3 years after discovery of the alleged error or injustice. This provision of law also allows the ABCMR to excuse an applicant's failure to timely file within the 3-year statute of limitations if the ABCMR determines it would be in the interest of justice to do so.

2. Title 31, U.S. Code, section 3702, also known as the Barring Statute, prohibits the payment of a claim against the Government unless the claim has been received by the Comptroller General within 6 years after the claim accrues. Among the important public policy considerations behind statutes of limitations, including the 6-year limitation for filing claims contained in this section of Title 31, U.S. Code, is relieving the Government of the need to retain, access, and review old records for the purpose of settling stale claims, which are often difficult to prove or disprove.

3. National Guard Regulation 600-7 (Selected Reserve Incentives Programs (SRIP)) in effect at the time, prescribes policies and procedures for the administration of the Army National Guard of the United States (ARNGUS) incentive programs; SLRP.

a. Paragraph 1-9 (Educational Requirements), the Enlistment Bonus (EB) and the Student Loan Repayment Program (SLRP) incentives may be granted to Soldiers who meet the educational eligibility criteria and who have the credentials of a secondary school graduate as defined in the glossary under educational levels.

b. Paragraph 2-24 (Eligibility) states the SLRP may be offered to current ARNG members who meet the following requirements:

- Soldiers who previously contracted for the SLRP in the Selected Reserve are only entitled to the maximum benefit established by the original contract, minus any money previously paid under the contract
- Enlist/affiliate or reenlist/extend for a minimum of three years
- Enlist into a Critical Skill vacancy as outlined in the current FY SRIP policy
- Have one or more disbursed qualifying loans

c. Paragraph 2-28 (Soldier responsibilities), a. Provide copies of loan documentation as stated by current FY SRIP policy to Retention Noncommissioned Officer or unit administrator. b. Complete Annual Loan Repayment DD Form 2475 (DoD Educational Loan Repayment Program) each anniversary year upon receipt from Incentive Manager, or unit administrator. c. Maintain current mailing address on file with the government. d. Maintain loan account(s) in good standing. The government will not

make payment(s) on defaulted loans. e. Update State Incentive Office when changes occur to the loan(s) (i.e. account number, lenders name and address).

//NOTHING FOLLOWS//