



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

[REDACTED]
Docket No. 3678-25
Ref: Signature Date

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

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

Ref: (a) Title 10 U.S.C. § 1552
(b) Title 38 U.S.C. Chp 33
(c) BUPERSNOTE 1780
(d) NAVADMIN 236/18

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 establish eligibility to transfer Post-9/11 GI Bill education benefits to his oldest eligible dependent son.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 10 July 2025, 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, found that, before applying to this Board, he exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. The Post-9/11 Veterans Educational Assistance Act (Post-9/11 GI Bill, Public Law 110-252) was signed into law on 30 June 2008 and became effective on 1 August 2009. The bill provides financial support for education and housing for service members with at least 90 days of service on or after 11 September 2001. The act also includes provision for qualifying service members to transfer education benefits to their eligible dependents. General descriptions of the essential components of the law were widely available, beginning in summer 2008, but specific implementing guidance was not published until summer 2009.

b. In accordance with reference (c), the option to transfer a Service member's unused education benefits to an eligible dependent required a 4-year additional service obligation at the

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time of election for those eligible to retire on or after 1 August 2012. Additionally, all officers were required to complete and submit electronic transfer election using the MilConnect transfer of education benefits (TEB) portal after having NAVPERS 1070/613, Administrative Remarks, prepared by their command in the Navy Standard Integrated Personnel System Electronic Service Record (ESR), agreeing to serve the required additional years of service. Furthermore, the policy directed members to periodically check the status of their application; a denied TEB application required members to take corrective action and reapply with a new service obligation end date.

c. Reference (d), updated the TEB process by establishing an online, self-service Statement of Understanding (SOU) that replaced the NAVPERS 1070/613, Administrative Remarks effective 1 October 2018. This SOU must be completed by all Sailors prior to submitting a TEB application.

d. On 8 August 1998, Petitioner entered active duty.

e. In August 2000, Petitioner married [REDACTED].] and had two children, [REDACTED].] born in [REDACTED] and [REDACTED] born in [REDACTED].

f. On 21 October 2017, "GI Bill Trf [transfer] to Dep [dependent]: Act [Active] Duty Officers (including FTS [full time support])" NAVPERS 1070/613, Administrative Remarks was uploaded to Petitioner's ESR and verified on 23 October 2017.

g. Petitioner submitted TEB applications on 24 June 2019 and 12 February 2020, requesting to allocate education benefits to [REDACTED].] for 36 months. The Service rejected both applications on 25 June 2019 and 13 February 2020 respectively, indicating, "Disapproved-SM [Service Member] has not committed to the required additional service time." There is no record of Petitioner completing the required SOU prior to submitting his TEB application.

h. On 11 February 2025, Petitioner completed the required TEB SOU.

CONCLUSION

Upon review and consideration of all the evidence of record, the Board finds the existence of an injustice warranting the following corrective action. Petitioner met the basic eligibility criteria to transfer Post-9/11 GI Bill education benefits but failed to complete the administrative requirements outlined in references (c) and (d). Although Petitioner did not complete the appropriate administrative requirements, the Board determined he continues to serve and has completed over 7 years of active duty service after completing the required NAVPERS 1070/613, Administrative Remarks on 21 October 2017, thereby meeting the spirit and intent of reference (b). Therefore, the Board determined under these circumstances, relief is warranted.

RECOMMENDATION

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

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Petitioner elected to transfer unused education benefits to [REDACTED]/36 months through the MilConnect TEB portal on 21 October 2017.

Commander, Navy Personnel Command (PERS-311) reviewed Petitioner's TEB application, and it was approved on 21 October 2017 with a 4-year service obligation.

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 titled 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.

7/10/2025

[REDACTED]