



DEFENSE FINANCE AND ACCOUNTING SERVICE

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DFAS-DFM

**MEMORANDUM FOR DIRECTOR, MILITARY PAY OPERATIONS, DEFENSE
FINANCE AND ACCOUNTING SERVICE (DFAS-PM/CL)**

**SUBJECT: Interim Change to the Department to Defense Financial Management
Regulation (DoDFMR), Volume 7B, Regarding Annuities for Certain Military
Surviving Spouses (DFAS Item I-85)**

Attached is Interim Change Number R16-01 for Chapter 52 of the DoDFMR, Volume 7B. The change reflects the extension of authority for payment of annuities to certain military surviving spouses per Public Law 106-65, Section 656, October 5, 1999. This change is effective October 1, 1999.

We have reviewed your comments on the proposed change and included your comments where appropriate. Assignment of the interim change number is your authority to initiate procedural modifications to implement this change. Use the attached to initiate the formal change to the DoDFMR, Volume 7B.

Jerry S. Hinton
Director for Finance

Attachments:
As stated

**cc: DASD(MMP)(COMP)
OUSD(C)(ODCFO)(FP)
ODGC(F)
DFAS-GAM/DE
Services Liaisons
USCG/NOAA/PHS Liaisons
DFAS-PRR/CL
DFAS-PRR/DE**

1. Revise paragraph 5201 to read as follows:

“5201. AUTHORITY FOR ANNUITIES FOR CERTAIN MILITARY SURVIVING SPOUSES (ACMSS)

Public Law 105-85 (reference (fu)), provides temporary authority to pay ACMSS payments to certain qualified surviving spouses of members of the uniformed services effective December 1, 1997. Public Law 106-65 provides permanent authority for ACMSS payments.”

2. Add subparagraph 520302C to read as follows:

"C. Was a member of a Reserve Component before September 21, 1972, died before October 1, 1978, and at the time of death would have been entitled to retired pay under 10 U.S.C., chapter 1223 (reference (c)) except for the fact that the member was under 60 years of age. The ACMSS under this subparagraph is payable for the months beginning after September 30, 1999."

3. Paragraph 520401, last sentence, revise to read:

“520401. Monthly payments of ACMSS begin effective December 1, 1997, except where entitlement is under paragraph 520302.C above, in which case entitlement begins effective October 1, 1999.”

4. Delete paragraph 520409.

5. Add the following new BIBLIOGRAPHY entry:

<u>"Paragraph</u>	<u>Citation</u>
5201	Public Law 106-65 section 656, October 5, 1999
520302C	Public Law 106-65 section 656, October 5, 1999"