

**SUMMARY OF MAJOR CHANGES TO
DoD 7000.14-R, VOLUME 7B, CHAPTER 11
“REMOVAL FROM THE TEMPORARY DISABILITY RETIRED LIST”**

All changes are denoted by blue font

Substantive revisions are denoted by a ★ preceding the section, paragraph, table, or figure that includes the revision

Hyperlinks are denoted by *underlined, bold, italic, blue font*

PARAGRAPH	EXPLANATION OF CHANGE/REVISION	PURPOSE
All	This chapter is being updated with hyperlinks and formatted to comply with current administrative instructions.	Update
1102 Table 11-1	Disability severance pay computations was changed by Public Law 110-181, section 1646. The minimum years of service for purposes of the disability computation incurred in the line of duty in a combat zone is 6 years, and 3 years in the case of any other member. The maximum years of service of a member shall be 19 years.	Update
1103	No deduction may be made from any compensation for the same disability to which the former member of the Armed Forces or the member’s dependents become entitled under any law administered by the Department of Veterans Affairs, in the case of disability severance pay received by a member for a disability incurred in a combat zone.	Update

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CHAPTER 11

REMOVAL FROM THE TEMPORARY DISABILITY RETIRED LIST1101 ENTITLEMENT TO DISABILITY SEVERANCE PAY

A member on the Temporary Disability Retired List (TDRL) is given a physical examination at least once every 18 months. The Secretary of the Military Department concerned (or designee) may make a final determination as to the member's disability at that time or at the end of the 5-year TDRL period. If the physical disability is rated less than 30 percent and if the member has less than 20 years of active service, then his or her name is removed from the TDRL and he or she may be separated with severance pay.

1102 COMPUTATION OF SEVERANCE PAY

★ 110201. When the member is removed from the TDRL [with a discharge effective January 28, 2008 and later](#), with entitlement to disability severance pay, the pay is computed by multiplying years of active service, but not more than 19, by the highest of these amounts:

A. Twice the amount of monthly basic pay to which the member would be entitled if serving on active duty on the date of removal from the TDRL and in the grade or rank in which serving on the date of transfer to the TDRL.

B. Twice the amount of monthly basic pay to which the member would be entitled if serving on active duty when his or her name was placed on the TDRL or on the date of separation, if not carried on TDRL. This basic pay rate reflects any temporary grade or rank higher than that in subparagraph 110201.A in which the member served satisfactorily as determined by the Secretary of the Military Department concerned (or designee).

C. Twice the amount of monthly basic pay to which the member would be entitled if serving on active duty when his or her name was placed on TDRL or on the date of separation, if not carried on TDRL. This basic pay rate reflects the permanent Regular or Reserve grade to which the member would have been promoted had it not been for the physical disability for which the member was separated and which was found on physical examination for promotion.

D. Twice the amount of monthly basic pay to which the member would be entitled if serving on active duty when his or her name was placed on TDRL or on the date of separation, if not carried on TDRL. This basic pay rate reflects the temporary grade or rank to which the member would have been promoted had it not been for the physical disability for which the member was separated and which was found on physical examination for promotion, if promotion eligibility was required to be based on cumulative years of service or years in grade.

E. [A member with less than 6 months of active service is not entitled to disability severance pay. The member's separation orders will specify the total combined years of active service and inactive duty points to be counted in computing severance pay. Count a](#)

part of a year of active service that is 6 months or more as a whole year, and disregard a part of a year that is less than 6 months.

★ 110202. Effective with a discharge of January 28, 2008 and later, there is no minimum amount of service to be eligible for disability severance pay. The maximum number of years of service for computing the disability severance pay will be 19 years. The minimum number of years for computation purposes shall be:

A. Six years in the case of a member separated from the Armed Forces for a disability incurred in the line of duty in a combat zone (as designated by the Secretary of Defense) or incurred during the performance of duty in combat-related operations as designated by the Secretary of Defense.

B. Three years in the case of any other member.

110203. To determine the taxability of the disability severance pay, see [section 2413](#) of this volume.

1103 SEVERANCE PAY AND DEPARTMENT OF VETERANS AFFAIRS (VA) DISABILITY COMPENSATION

★ The amount of disability severance pay received under [Title 10, United States Code \(U.S.C.\), section 1212](#) is deducted from any compensation for the same disability to which the former member of the Armed Forces or the member's dependents become entitled under any law administered by the Department of Veterans Affairs (VA); however, effective January 28, 2008 and later, no deduction is made in the case of disability severance pay received by a member for a disability incurred in the line of duty in a combat zone or incurred during performance of duty in combat-related operations as designated by the Secretary of Defense. No deduction is made from any death compensation to which the former member's dependents become entitled after the member's death.

1104 FOUND FIT FOR DUTY

If, as a result of the physical examination or determination by the Secretary of the Military Department concerned (or designee) (as referenced in section 1101), it is determined that the member is physically fit to perform the duties of the office, grade, rank, or rating, then the member shall be removed from the TDRL. Any member removed may, with his or her consent, be recalled to active duty, appointed, reappointed, enlisted, reenlisted, resume status in the Fleet Reserve or Fleet Marine Corps Reserve, or be placed on the nondisability retired list, if eligible. See Table 11-1.

1105 DISABILITY OF A PERMANENT NATURE

If, as a result of the physical examination or determination by the Secretary of the Military Department concerned (or designee) (as referenced in section 1101):

110501. The member's physical disability is determined to be permanent and is at least 30 percent under the standard schedule of rating disabilities in use by the VA at the time of the determination, then his or her name is removed from the TDRL, and he or she is retired by reason of permanent physical disability.

110502. The member's physical disability is determined to be permanent and is less than 30 percent under the standard schedule of rating disabilities in use by the VA at the time of the determination; and, if he or she has at least 20 years of service, then his or her name is removed from the TDRL, and he or she is retired by reason of permanent physical disability with retired pay computed under [10 U.S.C. 1401](#). See Table 11-1.

1106 TERMINATION OF TEMPORARY DISABILITY RETIRED PAY

The disability retired pay of a member terminates, [unless immediately transferred to the Permanent Disability Retired List \(PDRL\)](#), on the earlier of:

110601. The date of removal from TDRL because of:
- A. Recall to active duty;
 - B. Resumption of status in Fleet Reserve and Fleet Marine Corps Reserve;
 - C. Appointment, reappointment, enlistment, or reenlistment;
 - D. Physical examination in which the member is found fit for duty or the disability is less than 30 percent; or

110602. Upon the expiration of 5 years after the date when his or her name was placed on the TDRL.

1107 NOTIFICATION TO VA

When a total or partial VA waiver of retired pay is in effect on the date of the retiree's discharge from the TDRL, the Defense Finance and Accounting Service, Cleveland ([DFAS-Cleveland Site](#)) notifies the cognizant VA office of the effective date of discharge, amount of disability severance pay entitlement, if applicable, and the VA disability codes, if available, for which severance pay was paid.

★ REMOVAL FROM TEMPORARY DISABILITY RETIRED LIST (TDRL)			
	A	B	C
R U L E	If the member's disability	then member may be	and is entitled to
1	is less than 30 percent and member has less than 20 years of service as determined by 10 U.S.C. 1208	discharged under 10 U.S.C. 1203 or 1206	disability severance pay computed by multiplying years of active service not to exceed 19, if discharged January 28, 2008 or later, times the highest basic pay rate determined by reference to paragraph 110202. The minimum years of service shall be 6 years in the case of a member separated from the armed forces for a disability incurred in line of duty in a combat zone or 3 years in the case of any other member.
2	is less than 30 percent and member has at least 20 years of service	removed from the TDRL and retired under 10 U.S.C. 1201 and 1204	retired pay computed under 10 U.S.C. 1401 . TDRL entitlement terminates on date of removal and transfer to PDRL (note).
3	is 30 percent or more		
4	no longer exists and member is found fit for duty and is a member of the Army or Air Force	with his or her consent recalled to active duty, appointed, reappointed, enlisted or reenlisted	retired pay terminating (1) on the date of removal from TDRL. (2) on the date of expiration of 5 years on the TDRL.
5	no longer exists and member is found fit for duty and is a member of the Navy, Marine Corps, or Coast Guard	with his or her consent recalled to active duty, appointed, reappointed, enlisted, reenlisted, or resume status in the Fleet Reserve or Fleet Marine Corps Reserve	
6	no longer exists and member is found fit for duty	discharged without severance pay if member does not consent to be recalled, appointed, reappointed, enlisted, or reenlisted	no retired pay after effective date of separation under 10 U.S.C. 1203 or 1206 (note).

NOTE: The date the member completes 5 years on TDRL supersedes this effective date. Rules 4, 5, and 6: If member is fit, then there is no disability percent. See [10 U.S.C. 1210\(f\)](#).

Table 11-1. Removal From Temporary Disability Retired List (TDRL)

BIBLIOGRAPHY

CHAPTER 11 – REMOVAL FROM THE TEMPORARY DISABILITY RETIRED LIST

1101 – Entitlement to Disability Severance Pay

1101 10 U.S.C. 1210(a) and (e)

★ 1102 – Computation of Severance Pay

Public Law 110-181, section 1646,
January 28, 2008

110201.A 10 U.S.C. 1212(a)(2)(A)
110201.B 10 U.S.C. 1212(a)(2)(B)
110201.C 10 U.S.C. 1212(a)(2)(C)
110201.D 10 U.S.C. 1212(a)(2)(D)
110201.E 10 U.S.C. 1212(b)
110202 10 U.S.C. 1212(c)
39 Comp Gen 291

★ 1103 – Severance Pay and Department of Veterans Affairs (VA) Disability Compensation

Public Law 110-181, section 1646,
January -28, 2008
10 U.S.C. 1212(d)(1)
10 U.S.C. 1212(d)(2)
10 U.S.C. 1212(d)(3)

1104 – Return to Active Duty

1104 10 U.S.C. 1210, 1211

1105 – Disability of a Permanent Nature

110501.A 10 U.S.C. 1210(c)
110501.B 10 U.S.C. 1210(d)

1106 – Termination of Temporary Disability Retired Pay

110602 10 U.S.C. 1210(b)