

**SUMMARY OF MAJOR CHANGES TO  
DoD 7000.14-R, VOLUME 7B, CHAPTER 14  
“PAYMENT RESTRICTIONS”**

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       | Updated hyperlinks and ensured format complied with current administrative standards.                          | Update  |
| 1403      | Changed section title from “Expiration of Eligibility to Retired Pay” to “Loss of Entitlement to Retired Pay.” | Update  |
| 140301    | Expanded paragraph for clarity.  | Update  |

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## CHAPTER 14

PAYMENT RESTRICTIONS1401 GENERAL

Payment Dates. Federal law requires all retired/retainer and annuity payments be paid no earlier than the first business day of the succeeding month.

1402 CHECKS

140201. Mailing of Checks to Foreign Countries. The Secretary of the Treasury has determined that the mailing of checks is prohibited to the countries listed in [Appendix A](#) because postal, transportation, and banking facilities in general, or local conditions, are such that there is not a reasonable assurance that a retiree or annuitant in listed countries actually will receive checks drawn against funds of the United States, or negotiate checks for full value. Powers of attorney for receipt or collection of checks, or for the proceeds of checks included within the determination of the Secretary of the Treasury, are not recognized.

140202. Claims. Claims for the release of checks withheld from delivery, or for proceeds thereof, are filed with the Defense Finance and Accounting Service site that originally authorized issuance.

140203. Philippine Islands. Checks drawn on the Treasury of the United States for delivery to Philippine citizens located in the Republic of the Philippines are inscribed with the phrase: "Payable only in pesos through authorized agent banks of the Central Bank of Philippines and Postal Offices." Proof of U.S. citizenship, claimed by a retiree living in the Philippines, must be verified by the disbursing office responsible for delivering checks to the Philippines.

\*1403 LOSS OF ENTITLEMENT TO RETIRED PAY

\* 140301. Conditions. Each of the following may result in a loss of entitlement to retired pay. See appropriate corresponding chapter for additional information.

A. Expiration of 5 Years on the Temporary Disability Retired List. See [Chapter 11](#) of this volume.

B. Loss of United States Citizenship. Except for those members receiving retired pay benefits for non-Regular service under [Title 10 United States Code \(U.S.C.\) section 12731](#). See [Chapter 6](#) of this volume.

C. Employment by Foreign Government. See [Chapter 5](#) of this volume.

D. Conflict of Interest. See [Chapter 5](#) of this volume.

- E. National Security Violations. Within the scope of [5 U.S.C. 8311-8322](#).

NOTE: The Hiss Act, codified as [5 U.S.C. 8311-8322](#) as amended, prohibited the payment of retired pay to military personnel who were convicted of any criminal offense enumerated in the statute. The Act did not prohibit the payment of retired pay if both the **criminal** offense and the award of retired pay occurred before September 1, 1954. Retired pay awarded on or after September 1, 1954, however, could not be paid regardless of the date on which the offense or conviction occurred. If the individual involved received a presidential pardon or later was cleared by decision of a higher court, then the right to retired pay was restored. Public Law 87-299 amended the Hiss Act and limited provisions to cases involving national security. Members convicted by courts-martial or Federal civil courts of offenses, which were felonies or equivalent of felonies but not involving national security, were no longer subject to the provisions of the Hiss Act.

F. Denial Upon Certain Punitive Discharges or Dismissals. The non-Regular service retired pay **entitlement** of a member is denied when his or her court-martial sentence includes death or separation by dishonorable discharge, bad conduct discharge, or dismissal effective with court-martial sentences adjudged after February 10, 1996.

140302. Recall to Active Duty. A retiree who receives orders, issued by proper authority, for recall to active duty for an indefinite or definite period is not entitled to retired pay for the period of active duty. Members on active duty for training are covered in [section 1204](#) of this volume.

**BIBLIOGRAPHY****CHAPTER 14 – PAYMENT RESTRICTIONS**

|  |   |
|--|---|
| 1401 – GENERAL                                   | Public Law 98-369,<br>section 2201(a), July 18, 1984<br>Public Law 99-348,<br>section 102, July 1, 1986<br>10 U.S.C. 1401a(b) |
| 1402 – CHECKS                                    |   |
| 140201   | 31 U.S.C. 3329, 31 CFR 211.1  |
| 140202   | 31 U.S.C. 3329,<br>31 CFR 211.2   |
| 140203   | TD Circular 1081,<br>Dec 28, 1976   |
| 1403 – <b>LOSS OF ENTITLEMENT TO RETIRED PAY</b> |   |
| 140301.A   | 10 U.S.C. 1210(h)   |
| 140301.E   | Public Law 103-337,<br>section 639, Oct 5, 1994   |
| 140301.F   | Public Law 104-106,<br>section 632, Feb 10, 1996<br><a href="#">10 U.S.C. 12740</a>   |