

**VOLUME 7A, CHAPTER 12: “PURPORTED MARRIAGES”****SUMMARY OF MAJOR CHANGES**

All changes are denoted by **blue font**.

Substantive revisions are denoted by an asterisk (\*) symbol preceding the section, paragraph, table, or figure that includes the revision.

Unless otherwise noted, chapters referenced are contained in this volume.

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

The previous version dated **February 2018** is archived.

| <b>PARAGRAPH</b> | <b>EXPLANATION OF CHANGE/REVISION</b>  | <b>PURPOSE</b> |
|------------------|--|----------------|
| All              | Updated hyperlinks and formatting to comply with current administrative instructions.              | Revision       |
| 120102           | Updated the “Authoritative Guidance” paragraph to comply with current administrative instructions. | Revision       |
| References       | Renamed “Bibliography” to “References.”  | Revision       |

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## CHAPTER 12

**PURPORTED MARRIAGES**

## 1201 GENERAL

## 120101. Purpose

The purpose of this chapter is to establish policy for purported marriages and the related impact to military pay.

## \*120102. Authoritative Guidance

The pay policies and requirements established by the Department of Defense in this chapter are derived primarily from, and prepared in accordance with Title 37, United States Code (U.S.C.), section [423](#).

## 1202 VALIDATION OF PAYMENTS BASED ON PURPORTED MARRIAGES

## 120201. Authority for Validation

A payment of an allowance based on a purported marriage that is made under 37 U.S.C. [§ 423](#) or prior laws, before the marriage is annulled or terminated is valid if:

A. A court of competent jurisdiction adjudges or decrees that the military member entered the marriage in good faith; or

B. In the absence of such judgment or decree, the Secretary of the Military Department concerned or a person designated by the Secretary of the Military Department concerned makes a finding of good faith.

## 120202. Responsibility for Validation

Findings of good faith under subparagraph 120201.B are submitted to the offices listed in Chapter [26](#), [Table 26-11](#). Purported marriages requiring such findings are listed in Chapter [26](#).

## 120203. Payments Not Validated

Payments based on invalid marriages are erroneous payments or overpayments unless validated.

**\*REFERENCES**

**CHAPTER 12 – PURPORTED MARRIAGES**

**1202 – VALIDATION OF PAYMENTS BASED ON PURPORTED MARRIAGES**

37 U.S.C. § 423