

SUBJECT: ALARACT 185/2008 CORRECTED COPY
TEXT:
UNCLASSIFIED//

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SUBJ: NEW ARMY LEAVE POLICIES TO IMPLEMENT THE NATIONAL DEFENSE AUTHORIZATION ACT (NDAA) FISCAL YEAR 2008 (PUB L. 110-181)

1. REFERENCES:

- A. NATIONAL DEFENSE AUTHORIZATION ACT FISCAL YEAR (FY) 2008, (PUB L. 110-181), DATED JANUARY 2008
 - B. TITLE 10, UNITED STATES CODE (USC)
 - C. TITLE 37, UNITED STATES CODE (USC)
 - D. DEPARTMENT OF DEFENSE INSTRUCTION, 1327.6, LEAVE AND LIBERTY PROCEDURES, DATED APRIL 22, 2005
 - E. AR 600-8-10, LEAVES AND PASSES
2. EXPIRATION: THIS MESSAGE EXPIRES NLT 31 DECEMBER 2010.

3. PURPOSE: THIS MESSAGE ANNOUNCES THE RECENT CHANGES TO LAW (TITLE 10 AND TITLE 37, USC) CONTAINED IN THE 2008 NDAA REGARDING THE RETENTION, USE AND SELL BACK OF SOLDIERS ANNUAL LEAVE. SIGNIFICANT CHANGES TO MILITARY LEAVE HAVE BEEN ESTABLISHED IN SECTIONS 551 AND 552 OF THE 2008 NDAA (REFERENCE (A)). THESE CHANGES MUST BE IMPLEMENTED IMMEDIATELY TO CONFORM TO THE TIME-SENSITIVE LEAVE RELATED PROVISIONS OF THE LAW. IT IS ESSENTIAL THAT ARMY COMMANDS (ACOMS), ARMY SERVICE COMPONENT COMMANDS, DIRECT REPORTING UNITS (DRU), JOINT ORGANIZATIONS AND OTHER ARMY COMPONENTS PROMULGATE THESE CHANGES TO THE MAXIMUM EXTENT POSSIBLE FOR THE BENEFIT OF ALL SOLDIERS.

4. APPLICABILITY: THIS MESSAGE APPLIES TO ALL SOLDIERS, AND IS EFFECTIVE IMMEDIATELY AND RETROACTIVE TO THE DATE OF THE 2008 NDAA ENACTMENT IN JANUARY 28, 2008.

5. BELOW IS A SUMMARY OF CHANGES TO EXISTING LEAVE AND PASS POLICIES:

A. ANNUAL LEAVE ACCRUAL. ANNUAL LEAVE ACCRUAL CARRYOVER IS TEMPORARILY INCREASED (UNTIL DECEMBER 31, 2010) FROM 60 DAYS TO 75 DAYS.

SOLDIERS MAY NOW CARRYOVER INTO THE NEW FY UP TO 75 DAYS OF ANNUAL LEAVE, BEGINNING WITH THE FY CHANGEOVER FROM FY08 TO FY09 ON OCTOBER 01, 2008 (I.E A SOLDIER WITH 75 DAYS OF ANNUAL LEAVE ON SEPTEMBER 30, 2008 WILL NOT LOSE THAT LEAVE ON OCTOBER 01, 2008).

B. SPECIAL LEAVE ACCRUAL (SLA). SLA RETENTION LIMITS ARE INCREASED. UNDER THE NEW LIMITATIONS, SLA EARNED IN A HOSTILE FIRE/IMMINENT DANGER PAY AREA (COMBAT ZONE) IS RETAINED FOR 4 FY'S INSTEAD OF 3 FY'S. SLA EARNED IN "DIRECT SUPPORT" OF A CONTINGENCY OPERATION IS RETAINED FOR 2 SUBSEQUENT FY'S INSTEAD OF 1 FY AFTER THE FY LEAVE IS EARNED.

C. SELL BACK OF SLA. AN ADDITIONAL ONE-TIME SLA SELL BACK IS AUTHORIZED FOR ENLISTED SOLDIERS (DOES NOT APPLY TO OFFICERS). UNDER THIS PROVISION AN ENLISTED SOLDIER MAY ELECT A ONE TIME LEAVE SELL BACK OF UP TO 30 DAYS LEAVE THAT IS IN EXCESS OF THE 120 DAY SLA LIMITATION.

SUCH LEAVE SELL BACK COUNTS AGAINST THE 60 DAY LEAVE SELL BACK LIMITATION DURING A SOLDIER'S MILITARY CAREER. THIS PROVISION HAS NO TERMINATION DATE. A DEFENSE FINANCE AND ACCOUNTING SERVICE (DFAS) ELECTRONIC MESSAGE TO ALL DEFENSE MILITARY PAYING OFFICES (DMPO) WILL PROVIDE PROCEDURES FOR PROCESSING REQUESTS FOR LEAVE SELL BACK. SOLDIERS SHOULD CONTACT THEIR LOCAL PSNCO TO MAKE A DMPO APPOINTMENT FOR SELL BACK OF SLA IN EXCESS OF 120 DAYS.

D. SPECIAL REST AND RECUPERATION (SR&R). THE SR&R FOR SOLDIERS EXTENDING DUTY AT A DESIGNATED LOCATION (OVERSEAS TOUR UNDER THE OVERSEAS TOUR EXTENSION INCENTIVE PROGRAM) HAS INCREASED FROM 15 DAYS TO 20 DAYS. THIS AUTHORIZED SR&R ABSENCE WITH TRANSPORTATION BENEFIT APPLIES TO PERSONNEL COMPLETING AN OVERSEAS TOUR EXTENSION LONGER THAN 12 MONTHS. THIS SR&R AUTHORIZATION IS DISTINCT FROM AND NOT TO BE CONFUSED WITH THE REST AND RECUPERATION PROGRAM IN PARAGRAPH 6.15 OF REFERENCE (D) AND E. THIS PROVISION HAS NO TERMINATION DATE.

6. THE FUNCTIONAL PROPONENT IS MRS. MCCLELLAND, DSN 221-9005 OR COMMERCIAL (703) 325-9005 E-MAIL IS BRENDA.MCCLELLAND@HOFFMAN.ARMY.MIL.

7. THE ARMY STAFF POINTS OF CONTACT ARE MR. BOSKO, DSN 222-5945 OR COMMERCIAL (703) 692-5945, EMAIL IS VICTOR.BOSKO@HQDA.ARMY.MIL, LTC VOITHOFER, DSN 222-6889 OR COMMERCIAL (703) 692-6889, EMAIL IS MATTHEW.VOITHOFER@HQDA.ARMY.MIL, MR. RILEY, DSN 224-4688 OR COMMERCIAL(703) 614-4688, EMAIL IS JD.RILEY@US.ARMY.MIL 8. EXPIRATION DATE CANNOT BE DETERMINED.