

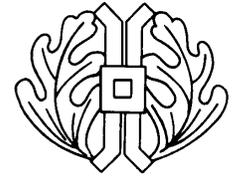
PREVENTIVE LAW SERIES

SUPPORT OF DEPENDENTS

MARINE CORPS



Prepared by:
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WHO ARE YOUR DEPENDENTS?

Your dependents are your spouse (Husband OR Wife) and your minor children. You have a duty to support your dependents.

HOW MUCH DO I HAVE TO GIVE AS SUPPORT?

In the absence of a court order or a mutually agreed-upon signed written agreement between the spouses, the Marines have guidelines as to what constitutes an appropriate amount of support.

WHAT ARE THE MARINE'S GUIDELINES?

- a. For a single family living in government housing (civilian spouse): interim support shall be \$200.00 per supported person, up to a maximum of 1/3 gross pay, per month.
- b. For a single family not living in government housing (civilian spouse): interim support shall be either \$200.00 per supported family member, or BAH at the "with dependents" rate, whichever is greater, up to a maximum of 1/3 gross pay, per month.
- c. For multiple families (not including a spouse in the armed forces): interim support for each family member shall be either \$200.00 per supported family member, or the pro-rata share of BAH at the "with dependents" rate, whichever is greater, up to a maximum of 1/3 gross pay, per month.
- d. Both spouses in the armed forces;
 - (I) No children of the marriage: no support obligation, regardless of any disparities in pay grade.
 - (II) All the children of the marriage in the custody of one spouse: interim support shall be either \$200.00 per supported child, or BAH at the "with dependents" rate, whichever is greater, up to a maximum of 1/3 gross pay, per month.
 - (III) If custody of the children of the marriage is divided between the two parents: interim support shall be either \$200.00 per supported family member, or the pro-rata share of BAH at the "with dependents" rate, whichever is greater, up to a maximum of 1/3 gross pay, per month.

WHAT IS INCLUDED IN YOUR GROSS PAY?

Your gross pay ONLY includes your base pay and your housing allowance. It does not include hazardous duty pay, incentive pay, or basic allowance for subsistence.

WHAT ARE THE CONSEQUENCES OF NON-SUPPORT?

If the nonsupport continues, a command may consider the use of officer fitreps, enlisted evals, administrative separation, non-judicial punishment, and even a recommendation for court-martial.

Marine Commanding Officers are permitted to issue a lawful punitive order for support of dependents to a marine. A violation of a lawful order to provide support may be punished under Article 92 of the Uniform Code of Military Justice.

Legal Assistance Appointments:

For an appointment to see a legal assistance attorney, please contact the Legal Assistance Office, located in Building 610, Naval Air Station North Island, by telephone at (619) 545-6278.

RESOURCES:

LEGADMINMAN – 8002

