

MILPERSMAN 1910-138

SEPARATION BY REASON OF MISCONDUCT - MINOR DISCIPLINARY INFRACTIONS

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| References | (a) Uniform Code of Military Justice (UCMJ) (b) Manual for Courts-Martial (MCM) (c) BUPERSINST 1900.8D |
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1. **Separation Authority (SA)**. Refer to MILPERSMAN 1910-704 to determine SA. When an administrative separation board is held, refer to MILPERSMAN 1910-710 for guidance in determining SA.

2. **Policy**. Members may be processed for separation based upon a series of at least three, but not more than eight, minor violations (specifications) of reference (a), provided:

a. None of the reasons could have resulted in a punitive discharge. See reference (b), Appendix 12, for list of maximum punishment for each article of reference (a);

b. Offenses are documented in the member's service record;

c. Offenses have occurred during the current enlistment;

d. Member was disciplined by one nonjudicial punishment;
and

e. Member has violated a NAVPERS 1070/613 Administrative Remarks Counseling and or Warning as explained in MILPERSMAN 1910-204, or other form of counseling as explained in MILPERSMAN 1910-202 prior to processing.

3. **Exception to this Policy.** If the member is in entry level status as defined in MILPERSMAN 1910-010, the reasons for processing are based solely on minor violations of reference (a) and the member does not meet eligibility of any other type of misconduct, then the processing should then be under MILPERSMAN 1910-154, Separation by Reason of Entry Level Performance and Conduct.

4. **Procedures.** MILPERSMAN 1910-402, Notice of Notification Procedures shall be used.

5. **Characterization of Separation.** The least favorable and accepted characterization is "General (Under Honorable Conditions)", although "Honorable" may be assigned if appropriate.

6. **Separation Program Designator (SPD).** Per reference (c), the following SPD codes are to be used:

| SPD CODE | EXPLANATION |
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| GKN | Involuntary discharge, approved recommendation of a board. (Use when admin board was held.) |
| HKN | Involuntary discharge in lieu of further processing or convening of a board. (Use when admin board was waived.) |
| JKN | Involuntary discharge, no board entitlement. (Use when member has less than 6 years of total active service.) |