USMC Dependent Support Regulations Scenarios

**Scenario 1**
USMC Captain (0-3) with 7 yrs service is separated from his wife. H moved out of the off base marital home into the Bachelor Officer Quarters (BOQ). His wife (W) continues to live in the marital residence in Jacksonville, NC. H receives no special incentive pay. W is not employed. The parties have just split up; there is no court order or marital separation agreement (MSA). They have been married three months.

Base Pay 5,188.80  
BAS 223.84  
BAH (w/ dep rate) 1,398.00 (w/o dep rate $1,266)  

Total: $6,810.64  

Pay table effective 1 Jan 2011.

Required support amount per USMC Dependent Support Regulation:  $699.00  
(Greater of $350 or 1/2 BAH $699)

**Scenario 2**
Same Captain, except W waives alimony/ post sep support in the MSA.

Required support amount per USMC Dependent Support Regulation:
- ZERO  
--BUT Capt forfeits any BAH he is receiving (most likely BAH diff of $132.00) per JFTR for nonsupport

**Scenario 3**
Same Captain, except this time, there is a MSA in which (a) Wife waives spousal support, and (b) H is required to pay W’s monthly car payment and insurance totaling $400.00

Required support amount per USMC Regulation:
- ZERO, but must pay $400 / month debt AND forfeits any BAH he is receiving.
Scenario 4
Same Captain except this time, MSA requires “spousal support” (rather than $400 car payment).

Required support per USMC Regulation:
$400
BUT retains BAH

Scenario 5
Same Captain, except that his wife has found employment, earning $6,700 (almost as much as Captain, whose pay is $6,810.84)

W’s employment has no effect on regulatory support requirement.
Support required remains $699

Scenario 6
Same Captain, except that his wife has found employment, earning $6,811.00 (16 cents per month more than Capt’s pay including all allowances)

Effect on regulatory support requirement: Captain may petition CO for spousal support waiver and CO has discretion to approve / deny.

CHILD SUPPORT
Scenario 7
Same Captain earning $6,810.64 per month, except that W has primary custody of the one minor child of the marriage, W earns $6,700 per month, and W pays $500 month for child care expenses to allow her to go to work.

Regulatory support requirement:
- $466 for child (1/3 BAH)
- $466 for spouse (1/3 BAH)
Total $932

Compare to NC Child /Spousal Support
- $858.63 for child (Per NC guidelines, worksheet A)
- Zero: Probable spousal support ordered by court. (3 month marriage, nearly identical incomes)

Total $858.63

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