

Trial Defense Services

FORT KNOX FIELD OFFICE
FORT KNOX, KENTUCKY 40121

SEPARATION DUE TO PERSONALITY DISORDER CHAPTER 5-13, AR 635-200

Note: This handout only provides basic information and is not intended to serve as a substitute for personal consultation with an attorney.

BASIS FOR THIS CHAPTER.

Under the guidance of Chapter I, Section II, you can be separated for a personality disorder (which does not amount to disability) that interferes with assignment or your duty performance. A description of conditions can be found in the Diagnostic and Statistical Manual (DSM-IV) of Mental Disorders, 4th Edition. The provisions of this chapter are that:

1. The condition shows a deeply ingrained maladaptive pattern of behavior of long duration;
2. The maladaptive behavior interferes with your ability to perform duty;
3. A diagnosis was made by a psychiatrist or doctoral-level clinical psychologist with necessary and appropriate professional credentials who is permitted to conduct mental health evaluations for Department of Defense (DOD) components.
4. The diagnosis concludes that the disorder is so severe that your ability to function effectively in the military environment is significantly impaired.
5. You have been formally counseled concerning deficiencies and have been afforded ample opportunity to overcome those deficiencies as reflected in appropriate counseling or personnel records.

WHAT MUST THE COMMAND DO?

Once it is determined that separation under this paragraph is warranted, the Commander will take actions specified in the Notification Procedures, Chapter 2, AR 635-200. Commanders may not use this chapter solely to spare a soldier who may have committed serious acts of misconduct for which harsher penalties may be imposed under the UCMJ.

TYPE OF DISCHARGE.

Honorable. If you are in an entry-level status, your service will be listed as 'uncharacterized'.

ADDITIONAL INFORMATION/ANY QUESTIONS?

If you are notified for separation, you will visit our office for further advisement. In the meantime, should you have any questions, please address that with a Trial Defense Attorney or one of the office's Paralegal Specialist.