



PER DIEM, TRAVEL AND TRANSPORTATION ALLOWANCE COMMITTEE
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PDTATAC/tlw

24 February 2004

UNIFORMED TRAVEL DETERMINATION

TO: SEE DISTRIBUTION

SUBJECT: MAP 55-03 -- Travel And Transportation For Dependents Relocating For Reasons Of Personal Safety (FY04 DAA)

1. **SYNOPSIS:** The attached MAP item adds verbiage to pars. U5420 Dependent Travel Under Unusual/Emergency Circumstances and U5900 Dependent Travel in compliance with sec. 571 of the FY 2004 National Defense Authorization Bill which adds travel and transportation for dependents relocating for personal safety to 37 USC §406(h).
2. The Committee Chair has approved the attached changes to the Joint Federal Travel Regulations, Vol. 1, (JFTR), made in MAP Item 55-03, for publication.
3. This determination is an advance notice of the changes to the JFTR. You are requested to disseminate this determination to the appropriate offices within your Service.
4. These changes are scheduled to appear in JFTR change number 208, dated 1 April 2004.
5. This determination is effective on 24 February 2004, when it was approved by the Chairman.

S. W. Westbrook
Director

Attachment:
Rev 10

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U5205 TRAVEL AND TRANSPORTATION FOR DEPENDENTS RELOCATING FOR PERSONAL SAFETY

A. General

1. The member's spouse or the parent/court appointed guardian of a dependent child may request relocation for personal safety and may be authorized travel and transportation under this paragraph if it is determined by the Service-designated official that:
 - a. The member has committed a dependent-abuse offense against a dependent of the member;
 - b. A safety plan and counseling have been provided to the dependent;
 - c. The dependent's safety is at risk; ***and***
 - d. Dependent relocation is advisable.
2. Dependent(s) relocation must be in the best interest of the:
 - a. Member or member's dependents, ***and***
 - b. U.S. Government.

B. Definitions

1. **Dependent Child**. For the purposes of this paragraph, the following are considered dependents of the member:
 - a. Dependents/acquired dependents as defined in Appendix A; and
 - b. A member's unmarried child who was transported to the member's PDS at Government expense and who, by reason of age or graduation from (or cessation of enrollment in) an institution of higher education, would otherwise cease to be a dependent of the member while the member was serving at that station.
2. **Dependent-abuse Offense**. A dependent-abuse offense is conduct by a member (as defined in 10 USC §1059(c)) on active duty for more than 30 days that involves abuse of the spouse/dependent child.

C. Restriction. ***HHG/POV transportation may be authorized only if a written agreement of the member, or an order of a court of competent jurisdiction, gives possession of the HHG/POV to the member's spouse/dependent.***

D. Authorization

1. When an order directing a member's PCS has not been issued, or when it has been issued but cannot be used as authority for the transportation of the member's dependents, baggage, and HHG; transportation may be authorized for the member's dependents, baggage, and HHG from the PDS to the designated relocation site in the U.S., or its possessions, or if the dependents are foreign nationals to the country of the dependents' origin.
2. Transportation-in-kind, transportation reimbursement, or MALT plus a per diem, is authorized for the dependent(s).
3. If the member's PDS is OCONUS, transportation may be authorized for one POV that is owned/leased by the member/dependent and is for the personal use of the member's dependent.
4. Transportation of HHG in non-temporary storage to the designated relocation site may be authorized.

E. Reimbursement. IAW 37 USC §406(h)(4)(A), all monetary payments, except DLA, are paid directly to the dependent(s) instead of the member.

U5240 DEPENDENT TRAVEL UNDER UNUSUAL/EMERGENCY CIRCUMSTANCES

A. *****

H. Travel and Transportation for Dependents Relocating for Personal Safety. See par. U5205

U5370 HHG TRANSPORTATION UNDER UNUSUAL/EMERGENCY CIRCUMSTANCES

A. *****

K. HHG Transportation for Dependents Relocating for Personal Safety. See par. U5205.

U5455 POV TRANSPORTATION UNDER UNUSUAL OR EMERGENCY CIRCUMSTANCES

A. *****

F. POV Transportation for Dependents Relocating for Personal Safety. See par. U5205.

U5905 HHG TRANSPORTATION

NOTE 1: For dependent travel ICW early return of dependents see par. U5900.

NOTE 2: For HHG transportation for dependents relocating for personal safety see par. U5920.

U5910 POV TRANSPORTATION

NOTE: For POV transportation for dependents relocating for personal safety see par. U5920.

A. *****

U5920 TRAVEL AND TRANSPORTATION FOR DEPENDENTS RELOCATING FOR PERSONAL SAFETY

A. General

1. The member's spouse or the parent/court appointed guardian of a dependent child may request relocation for personal safety and may be authorized travel and transportation under this paragraph if it is determined by the Service-designated official that:

- a. The member has committed a dependent-abuse offense against a dependent of the member;
- b. A safety plan and counseling have been provided to the dependent;
- c. The dependent's safety is at risk; ***and***
- d. Dependent relocation is advisable.

2. Dependent(s) relocation must be in the best interest of the:

- a. Member or member's dependents, ***and***
- b. U.S. Government.

B. Definitions

1. Dependent Child. For the purposes of this paragraph, the following are considered dependents of the member:

a. Dependents/acquired dependents as defined in Appendix A; and

b. A member's unmarried child who was transported to the member's PDS at Government expense and who, by reason of age or graduation from (or cessation of enrollment in) an institution of higher education, would otherwise cease to be a dependent of the member while the member was serving at that station.

2. Dependent-abuse Offense. A dependent-abuse offense is conduct by a member (as defined in 10 USC §1059(c)) on active duty for more than 30 days that involves abuse of the spouse/dependent child.

C. Restriction. *HHG/POV transportation may be authorized only if a written agreement of the member, or an order of a court of competent jurisdiction, gives possession of the HHG/POV to the member's spouse/dependent.*

D. Authorization

1. When an order directing a member's PCS has not been issued, or when it has been issued but cannot be used as authority for the transportation of the member's dependents, baggage, and HHG; transportation may be authorized for the member's dependents, baggage, and HHG from the PDS to the designated relocation site in the U.S., or its possessions, or if the dependents are foreign nationals to the country of the dependents' origin.

2. Transportation-in-kind, transportation reimbursement, or MALT plus a per diem, is authorized for the dependent(s).

3. If the member's PDS is OCONUS, transportation may be authorized for one POV that is owned/leased by the member/dependent and is for the personal use of the member's dependent.

4. Transportation of HHG in non-temporary storage to the designated relocation site may be authorized.

E. Reimbursement. IAW 37 USC §406(h)(4)(A), all monetary payments, *except DLA*, are paid directly to the dependent(s) instead of the member.