United States General Accounting Office Washington, DC 20548

GAO

Office of General Counsel

[Entitlement to Per Diem Incident to An In Reply B-199683 Evacual Refer to: March 5, 1981

Colonel J. J. Reilly, USAF Executive Per Diem, Travel and Transportation Allowance Committee Hoffman Building 1, Room 836 2461 Eisenhower Avenue Alexandria, Virginia 22331

Dear Colonel Reilly:

This refers to a request for advance decision, from Captain J. S. Goetz, USAF, Accounting and Finance Officer, Headquarters Sheppard Technical Training Center (ATC), Sheppard Air Force Base, Texas. The request was assigned PDTATAC Control No. 80-26 by the Committee. The question $\int involves$ the amount of per diem payable incident to an evacuation when the member's family goes to a designated place and resides in a two-bedroom apartment in the basement of the member's uncle's house. /

While ordinarily the Comptroller General would consider questions like that presented, it appears that under paragraph M12007-5-b of Volume 1, Joint Travel Regulations, no entitlement to per diem incident to an evacuation exists. That regulation provides that when residencetype quarters are occupied at a designated place the allowance will terminate. The facts presented show that residence-type quarters were occupied.

We are returning the submission to you for further consideration and any information you can provide explaining why an entitlement might exist. In the circumstances we do not think a response to the Accounting and Finance Officer's request is appropriate at this time.

Sincerely yours Snema

Assistant General Counsel

Enclosures



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