



Office Of The General Counsel

09 JUN 2000

MEMORANDUM FOR COLONEL SMITH, AF/ILEH

FROM: SAF/GCA

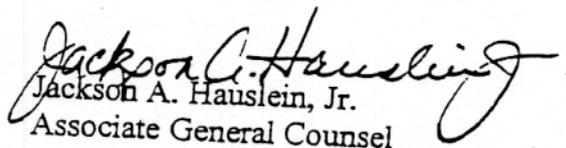
SUBJECT: Drayage and Storage of Household Goods in Connection with Moves into Privatized Housing

You asked our opinion whether it is legally permissible to spend appropriated funds to move and store household goods for an Air Force member relocating from local community housing to local privatized housing.

Section 2882 of title 10, U.S.C. authorizes the Secretary of the Air Force to assign members to privatized housing, and para U5355 (D) of the Joint Federal Travel Regulation (JFTR) entitles a military member to a local move of household goods when ordered to vacate quarters for the convenience of the government. In early May, by reading the above two provisions together, we concluded that the Air Force may approve on a case-by-case basis government funding for a member's move from local economy quarters to privatized housing, when competent authority (i.e. a senior member of the wing staff) determines such a move is for the convenience of the government.

While under certain limited circumstances (such as reassignment, involuntary tour extension, vacating local economy housing and separation) necessary local moves and storage of household goods are authorized by the JFTR, our review of this regulation disclosed no specific language that would permit the Air Force to routinely pay for drayage and storage of household goods when a member relocates from local quarters to privatized housing. Joint Federal Travel Regulation para U5355.

Accordingly, we recommend that a change be submitted to the JFTR which provides clear regulatory authority to entitle a military member to move or store household goods at government expense when he or she relocates from local economy housing or base housing to privatized housing under government approved circumstances.


Jackson A. Hauslein, Jr.
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CC:
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