



PER DIEM, TRAVEL AND TRANSPORTATION ALLOWANCE COMMITTEE

4800 Mark Center Drive, Suite 04J2501

Alexandria, VA 22350-9000

www.defensetravel.dod.mil

PDTATAC/tgh

20 July 2016

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: UTD for MAP 092-16(E) -- Replace 'Investigation' With 'Hearing'

1. **SYNOPSIS:** Replaces the term 'investigation' with 'hearing' due to a change of language in 10 USC §832 made in Pub. L. 113-66 (2013)
2. These changes are scheduled to appear in the JTR, dated 1 September 2016.
3. This determination is effective when printed in the JTR.
4. Action Officer: Tim Haddix (timothy.g.haddix.civ@mail.mil)

//Approved//

JOEL T. RIDENOUR

Chief, Policy and Regulations Branch

Attachment:

Rev 1

Uniformed E-Mail Distribution:

MAP Members P&R Branch PMO-DTS GSA-3FT GSA-OGP(MTT) DTMO PPC

JTR REVISIONS

App E1, par. A2j:

i. A witness is called to testify in administrative proceedings directed against an employee or member in an adverse action case. The testimony can be on behalf of the Gov't, the employee, or the member. The presiding hearing officer must determine that the witness's testimony is substantial, material, and necessary for proper case disposition and that an affidavit from the desired witness cannot adequately accomplish the same objective;

*j. An individual is called to testify as a witness at a preliminary hearing conducted under Article 32, Uniform Code of Military Justice, [10 USC §832](#);

k. Attendance as a complainant at an administrative hearing when the complaint is related to the complainant's Federal employment, the hearing is provided for by applicable Federal employment regulations, and it would be unreasonable to require the complainant to appear at personal expense ([B-180469, 28 February 1974](#));

App E1, Par. C3:

*3. Witness at a Military Court Martial. A person not in the Gov't's employ, when called as a witness before a military court martial, is authorized travel and transportation allowances under Service administrative regulations, except to testify as a witness at a preliminary hearing conducted under Article 32, Uniform Code of Military Justice, [10 USC §832](#). See par. A2j of this part.

The following pages are the same policy preceding this page but showing tracked changes.



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