



DEPARTMENT OF THE ARMY

U.S. Army Corps of Engineers
WASHINGTON, D.C. 20314-1000

REPLY TO
ATTENTION OF:

CERM-B

07 MAY 1997

MEMORANDUM FOR Commanders and Directors, All USACE Commands
ATTN: Resource Management Officers

SUBJECT: BRAC Funding for Selected Personnel Actions

1. Attached is a copy of message SAFM-BUC 031236Z Apr 97, subject: Army Base Realignment and Closure (BRAC) Funding Policy Message 97-2. It provides guidance on the proper funding for both the restored annual leave balances of civilian employees affected by BRAC on or after 23 September 1996 and the PCS costs of those employees.
2. Although BRAC did not directly impact USACE installations and employees, there might be possible cases, albeit very remote, where non-Corps civilians affected by BRAC were brought on board (on or after 23 September 1996) and the costs of restored annual leave and PCS were borne by the gaining (USACE) command. Such costs, assuming all criteria cited in the attached are met, are chargeable to BRAC funding. The source of these BRAC funds is the losing command of the transferred employee, and the USACE commanders involved will seek reimbursement from that command. Should there be difficulties in obtaining such reimbursement, the particulars of the case, including the amount of costs in question, will be referred here, ATTN: CERM-F.
3. POCs for this memorandum are George Beil (CERM-F, 202-761-0076) and Dale Ringer (CERM-B, 202-761-0658). This memorandum has been coordinated with the offices of the directors of Human Resources and Military Programs.

FOR THE COMMANDER:

PHILIP R. WAGNER
Colonel, QM
Acting Director of Resource Management

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RUEASRB/CDRFORS COM FT MCPHERSON GA//AFRM//

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RUEAMDW/CDRMDW WASHINGTON DC//ANRM//

RUEAMDW/CDRMDW WASHINGTON DC//ANEM-RO//

RUEAMTC/CDRMTMC FALLS CHURCH VA//MTRM//

RUEAIIA/CDRTRADC FT MONROE VA//MTRM//

RUEAIIA/CDRTRADC FT MONROE VA//ATCS-UK//

RUEAER/CDRUSACE WASHINGTON DC//CFRM//

RUEAER/CDRUSACE WASHINGTON DC//CEMP-HP/CEMP-RI//

RUEANBA/CDRUSACIOC FT BELVOIR VA//CIRM//

RUEAHUA/CDRUSAISC FT HUACHUCA AZ//ASRM//

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RUENAAA/NAVCOMPT WASHINGTON DC//FMC//
RUEAHQA/SAF WASHINGTON DC//FMBIC//
RUEADLA/DLA FT BELVOIR VA//FOBD//
RUEAAGM/DECA FT LEE VA//COMPTROLLER//
RUEJDCA/DISA WASHINGTON DC//COMPTROLLER//
RUWMDTK/CDRAAFES DALLAS TX //COMPTROLLER//
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RUEADWD/DA WASHINGTON DC//SAFM-BUC//
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RUDIDFE/FAS INDIANAPOLIS IN//SAFMBUC-EB//

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SUBJECT: ARMY BASE REALIGNMENT AND CLOSURE (BRAC) FUNDING POLICY
MESSAGE 97-2

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REFERENCES:

A. PUBLIC LAW 104-201, THE NATIONAL DEFENSE AUTHORIZATION ACT FOR
FISCAL YEAR 1997, DATED 23 SEP 96, SECTION 1611 (LIQUIDATION OF
RESTORED ANNUAL LEAVE THAT REMAINS UNUSED UPON TRANSFER OF EMPLOYEE
FROM INSTALLATION BEING CLOSED OR REALIGNED).
B. TITLE 5 UNITED STATES CODE, SECTION 5551 (LUMP-SUM PAYMENT FOR

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ACCUMULATED AND ACCRUED LEAVE)

C. TITLE 5 UNITED STATES CODE, SECTION 6304 (ANNUAL LEAVE: ACCUMULATION)

D. PUBLIC LAW 101-510, 1990 BASE REALIGNMENT AND CLOSURE ACT, 5 NOV 90.

E. DA MSG SAFM-BUC, DTG 181304Z FEB 97, SUBJECT: ARMY BASE REALIGNMENT AND CLOSURE (BRAC) FUNDING POLICY MESSAGE 97-1

F. DOD REG 7000.14-R (DOD FINANCIAL MANAGEMENT REGULATION), VOLUME 12 (SPECIAL ACCOUNTS, FUNDS AND PROGRAMS), CHAPTER 13 (FISCAL POLICY FOR BASE CLOSURE AND REALIGNMENT), DATED SEP 96.

G. DOD MANUAL 1400.20-1-M (DOD PROGRAM FOR STABILITY OF CIVILIAN EMPLOYMENT POLICIES, PROCEDURES AND PROGRAMS MANUAL) WITH CHANGES 1-3, DATED SEP 90.

H. DOD MANUAL 1400.20-M-4 (A CIVILIAN PERSONNEL OFFICE MANUAL TO

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DOWNSIZING AND BASE CLOSURE), DATED JUL 92.

1. PURPOSE. THIS MESSAGE PROVIDES GUIDANCE:

A. ON FUNDING THE LIQUIDATION OF RESTORED LEAVE GRANTED UNDER THE PROVISIONS OF REFERENCE A.

B. TO CLARIFY FUNDING POLICY FOR CIVILIAN PCS RESULTING FROM BRAC ACTIONS.

2. LIQUIDATION OF RESTORED LEAVE. SECTION 1611 OF THE FY 97 DEFENSE AUTHORIZATION ACT AMENDED TITLE 5 UNITED STATES CODE SECTION 5551. SECTION 5551 DEALS WITH THE LUMP-SUM PAYMENT FOR ACCUMULATED AND ACCRUED LEAVE.

A. USE BRAC FUNDING TO LIQUIDATE THE REMAINING RESTORED ANNUAL LEAVE BALANCE FOR QUALIFIED TRANSFERRING EMPLOYEES. THE FOLLOWING PROVISOS APPLY:

(1) APPLIES TO EMPLOYEE TRANSFERS EXECUTED ON OR AFTER 23 SEP 96.

(2) APPLIES TO ANNUAL LEAVE RESTORED TO AN EMPLOYEE BASED ON TITLE 5 UNITED STATES CODE SECTION 6304(D)(3)(A).

(3) PAID TO THE EMPLOYEE UPON TRANSFER FROM THE ACTIVITY AT THE CLOSING OR REALIGNING INSTALLATION TO THEIR NEW FEDERAL POSITION.

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B. SECTION 1611 PROVISIONS DO NOT APPLY TO BRAC AFFECTED EMPLOYEES LEAVING FEDERAL SERVICE. IN ACCORDANCE WITH REFERENCE E, USE THE FUNDING FROM THE APPROPRIATION RESPONSIBLE FOR THE EMPLOYEE'S PAYROLL TO FUND THE LUMP SUM LEAVE PAYMENT UPON THE EMPLOYEE'S TERMINATION FROM THE BRAC AFFECTED ACTIVITY.

3. BRAC FUNDING OF CIVILIAN PCS ACTIONS. REFERENCE E PROVIDED INITIAL GUIDANCE TO THE FIELD CONCERNING WHAT WOULD BE FUNDED FROM THE BRAC ACCOUNT. THIS MESSAGE EXPANDS THE BRAC FUNDING POLICY FOR CIVILIAN PCS ACTIONS.

A. TO USE BRAC FUNDING THE CIVILIAN PCS ACTION:

(1) MUST BE DIRECTLY ATTRIBUTABLE TO AN APPROVED BRAC ACTION.

(2) MUST BE TO A POSITION AND LOCATION FOR WHICH THE EMPLOYEE COULD HAVE BEEN REGISTERED IN THE DEPARTMENT OF DEFENSE PRIORITY PLACEMENT PROGRAM.

B. BRAC FUNDING CAN BE USED FOR A BRAC AFFECTED EMPLOYEE TRANSFERRING TO ANOTHER FEDERAL GOVERNMENT AGENCY USING THE LOCATION PROVISOS OF THE PRIORITY PLACEMENT PROGRAM.

C. INSTALLATION COMMANDERS CONTINUE TO HAVE THE FLEXIBILITY TO USE THEIR ORGANIZATIONS O&M FUNDS TO PAY FOR THE PCS OF AN EMPLOYEE

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IN ACCORDANCE WITH CURRENT POLICY.

4. REQUEST RETRANSMISSION OF THIS MESSAGE TO SUBORDINATE ACTIVITIES AFFECTED BY BRAC ACTIONS.

5. POCs FOR THIS ACTION:

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