

## § 303-70.1

303-70.503 What relocation expenses must we authorize for the immediate family under §§ 303-70.501 and 303-70.502?

### **Subpart G—Transportation of Immediate Family Members, Baggage, Household Goods, and Privately Owned Vehicles (POV) for Employees Assigned to Contingency Operation or an Operation in Response to an Emergency Declared by the President**

303-70.600 When an employee dies while performing official travel duties directly supporting or directly relating to a contingency operation or an operation in response to an emergency declared by the President, must we provide transportation for the employee's immediate family, baggage, and household goods from the current official station to the former actual residence or an alternate destination?

303-70.601 What relocation expenses must we authorize for the immediate family under § 303-70.600?

303-70.602 Must we pay transportation costs to return the deceased employee's POV from the TDY location or from an official station OCONUS under § 303-70.600?

### **Subpart H—Transportation of Immediate Family Members, Baggage, Household Goods, and Privately Owned Vehicle for Law Enforcement Assignment**

303-70.700 When an employee dies as a result of personal injury sustained while in the performance of the employee's law enforcement duties, either on official travel duties away from the official station, or at the current official station, must we provide transportation for the employee's immediate family, baggage, and household goods to an alternate residential destination?

303-70.701 What relocation expenses must we authorize for the immediate family under § 303-70.700?

303-70.702 Must we pay transportation costs to return the deceased employee's privately owned vehicle (POV) from the temporary duty (TDY) location or from an official station OCONUS under § 303-70.700?

### **Subpart I—Policies and Procedures for Payment of Expenses**

303-70.800 Are receipts required for claims for reimbursement under this part?

303-70.801 To whom should we make payment?

AUTHORITY: 5 U.S.C. 5721-5738; 5741-5742; E.O. 11609, 3 CFR, 1971-1975 Comp., p 586; Presidential Memorandum dated September

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12, 2011, "Delegation Under Section 2(a) of the Special Agent Samuel Hicks Families of Fallen Heroes Act."

SOURCE: FTR Amdt. 2013-02, 78 FR 73106, Dec. 5, 2013, unless otherwise noted.

### **Subpart A—General Policies**

#### **§ 303-70.1 When must we authorize payment of expenses related to an employee's death?**

You must authorize payment of expenses when, at the time of death, the employee was:

(a) On official travel status (away from the official station); or

(b) Performing official duties OCONUS or in transit to or there from; or

(c) Reassigned away from his/her actual place of residence under a mandatory mobility agreement; or

(d) In direct support of or directly related to a military operation, including a contingency operation, or an operation in response to an emergency declared by the President as provided in § 303-70.600; or

(e) Performing official duties as determined by the head of agency and be a covered employee as provided in § 303-70.700.

#### **§ 303-70.2 Must we pay death-related expenses when the employee's death is not work-related?**

Yes, provided the requirements in § 303-70.1 are met.

#### **§ 303-70.3 Must we pay death-related expenses for an employee who dies while on leave, or who dies on a non-workday, while on temporary duty (TDY) or stationed OCONUS?**

Yes, provided the requirements in § 303-70.1 are met. However, payment cannot exceed the amount allowed if death had occurred while on duty at the TDY station or at the official station OCONUS.

#### **§ 303-70.4 Must we pay death-related expenses under this chapter if the same expenses are payable under other laws of the United States?**

No. When an employee dies from injuries sustained while performing official duty, certain death-related expenses are payable under the Federal Employees' Compensation Act (FECA),

## **Pmt. of Expen., Death of Cert. Employees**

## **§ 303–70.202**

5 U.S.C. 8134. For further information contact the: Department of Labor, Division of Federal Employees' Compensation, 200 Constitution Avenue NW., Washington, DC 20210.

### **§ 303–70.5 Must we pay death-related expenses under this chapter to relocate the immediate family to another location for an employee who dies while at the permanent official station?**

No, except when the employee dies while performing duties under the provisions of subparts F, G, and H of this chapter.

## **Subpart B—Allowances for Preparation and Transportation of Employee Remains**

### **§ 303–70.100 Must we provide assistance for preparation and transportation of employee remains?**

Yes, in accordance with §§ 303–70.101 and 303–70.102.

### **§ 303–70.101 What costs must we pay for preparation and transportation of employee remains?**

You must pay all actual costs including but not limited to:

- (a) Preparation of remains, including:
  - (1) Embalming or cremation;
  - (2) Necessary clothing;
  - (3) A casket or container suitable for shipment to place of interment; and
  - (4) Expenses necessary to comply with local laws at the port of entry in the United States; and
- (b) Transportation of remains by common carrier (that is normally used for transportation of remains), hearse, other means, or a combination thereof, from the TDY station, OCONUS location, or CONUS location covered by § 303–70.1(e), to the employee's residence, official station, or place of interment, including but not limited to:
  - (1) Movement from place of death to a mortuary and/or cemetery;
  - (2) Shipping permits;
  - (3) Outside case for shipment and sealing of the case if necessary;
  - (4) Removal to and from the common carrier; and
  - (5) Ferry fares, bridge tolls, and similar charges.

NOTE TO § 303–70.101: Costs for an outside case are not authorized for transportation by hearse. Costs for transportation by hearse or other means cannot exceed the cost of common carrier (that is normally used for transportation of remains).

### **§ 303–70.102 Are there any limitations on the place of interment?**

No. You may pay expenses to transport the remains for interment at the actual residence, the official station, or such other place appropriate for interment as determined by the head of your agency.

## **Subpart C—Escort of Employee Remains**

### **§ 303–70.200 Under what circumstances may we authorize an escort for the remains of a deceased employee?**

You may authorize the escort of remains when the employee's death occurs:

- (a) While in official travel status away from the official station inside CONUS;
- (b) While assigned to official duties OCONUS or in transit thereto or therefrom; or
- (c) While reassigned away from actual place of residence under a mandatory mobility agreement.

### **§ 303–70.201 How many persons may be authorized travel expenses to escort the remains of a deceased employee?**

You may authorize travel expenses for no more than two persons.

### **§ 303–70.202 What travel expenses may we authorize for the escort of a deceased employee's remains?**

You may authorize any travel expenses in accordance with Chapter 301 of this Title that are necessary for the escort of remains to:

- (a) The home or official station of the deceased; or
- (b) Any other place appropriate for interment as determined by the head of your agency.