

MANUAL: Personnel  
Chapter Series CC--Commissioned Corps Personnel Manual  
Part 3--Delegations of Authority

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Public Health Service

Chapter CC32--Pay and Allowance Administration  
Personnel INSTRUCTION 1-- Authorities Relating to Pay and Allowances

Section A. Purpose and Scope

This INSTRUCTION lists the authorities and the officials who may exercise these authorities relating to PHS commissioned officer pay and allowances.

Section B. Delegation of Authorities

<u>32.100</u>	<u>PAY AND ALLOWANCE</u>	<u>Delegation</u>	<u>Official</u>
32.101	Prescribe regulations regarding travel to and from home upon entry on duty or separation (including retirement), respectively, as active duty time for basic pay purpose under authority of 37 U.S.C. 204(b).		P
32.102	Prescribe regulations for incentive pay, hazardous duty pay, flight pay, and leprosy duty pay under authority of 37 U.S.C. 301(a) (see part I, E.O. 11157).		P
32.103	Suspend, in time of war, incentive pay, hazardous duty pay, flight pay, and leprosy duty pay under authority of 37 U.S.C. 301(d).		P
32.104	Prescribe regulations for basic allowance for subsistence under authority of 37 U.S.C. 402(f) (see part III, E.O. 11157).		P
32.105	Prescribe regulations for basic allowance for quarters under authority of 37 U.S.C. 403(g) (see part IV, E.O. 11157).		P
32.106	Prescribe interest rate under Savings Deposit Program under authority of 10 U.S.C. 1035 (see E.O. 11298).		P
32.107	Prescribe supplementary regulations implementing Presidential regulations in area of pay and allowances under authority of E.O. 11157.		S (P)

		<u>Delegation</u>	<u>Official</u>
32.108	Designate "critical specialties" and officers in the dental category for the purpose of payment of continuation pay under authority of 37 U.S.C. 311(a)(1) and 42 U.S.C. 210(a)(2).	6/7/77	ASH
32.109	Continue an officer in a "missing persons" status after 12 months and continue pay, allotments, etc., under authority of 37 U.S.C. 555.	7/31/78	Dir, CPOD/ OPM/OM
32.110	Make "finding of death" and establish date of death in the case of an officer in a "missing persons" status for 12 months or more for purpose of pay and allowances, settlement of accounts, payment of death gratuity and survivor benefits, etc., under authority of 37 U.S.C. 555.	7/31/78	Dir, CPOD/ OPM/OM
32.111	Sell the household and personal effects and motor vehicle of an officer in a "missing persons" status and dispose of proceeds under authority of 37 U.S.C. 554(g).	7/31/78	Dir, CPOD/ OPM/OM
32.112	Initiate, continue, suspend, resume, or increase allotments on behalf of officer while in a "missing persons" status under authority of 37 U.S.C. 553.	7/31/78	Dir, CPOD/ OPM/OM
32.113	Approve more than two allotments for other than payment of insurance premiums or support of family under authority of 37 U.S.C. 704 and PHS Regulations prescribed in Subchapter CC42.6, 11, CCPM.	7/31/78	Dir, CPOD/ OPM/OM

		<u>Delegation</u>	<u>Official</u>
32.114	Authorize recovery of erroneous annuity payments to survivors of deceased retired officers (or waiver when the payment was due to no fault of the annuitant and recovery is against equity and good conscience), under authority of 10 U.S.C. 1442 and Section 221(b) of the PHS Act (42 U.S.C. 213a(b)). <u>1/</u>		HHS Officials
32.115	Identify "additional purposes" <u>2/</u> for which allotments of pay may be made under authority of 37 U.S.C. 704 and PHS Regulations prescribed in Subchapter CC42.6, I1, CCPM.	7/31/78	Dir, CPOD/ OPM/OM
32.116	Approve or disapprove the application of a commissioned officer for payment of unused annual leave credited to the officer at time of separation, retirement, or release from active duty under authority of 37 U.S.C. 501(g).	7/31/78	Dir, CPOD/ OPM/OM
32.117	Designate duty involving aerial flights as "Duty as Crew Member" rather than "Non Crew Member" for determining rate of flight pay under authority of 37 U.S.C. 301(a)(1) and PHS Regulations prescribed in Subchapter CC42.3, I1, CCPM.	7/31/78	Dir, CPOD/ OPM/OM
32.118	Authorize increase of retired pay of officers to reflect changes in the consumer price index as determined by the Secretary of Defense under authority of 10 U.S.C. 1401a(b) and Section 221(a)(4) and (b) of the PHS Act (42 U.S.C. 213a(a)(4) and (b)).	7/31/78	Dir, CPOD/ OPM/OM

1/ Depending on amount of overpayment, the Comptroller General may have waiver authority.

2/ In addition to payment of insurance premiums, purchase of Government securities, Savings Deposit Program (officers assigned overseas), and support of family (officers assigned overseas).

		<u>Delegation</u>	<u>Official</u>
32.119	Determine the person to whom pay and allowances will be made on behalf of mentally incompetent officer under authority of 37 U.S.C. 602.	7/31/78	Dir, CPOD/ OPM/OM
32.120	Determine the inadequacy of local primary and secondary schools for the education of dependents of PHS commissioned officers stationed in foreign countries under authority of the current Labor/DHHS Appropriation Act.	7/31/78	Dir, CPOD/ OPM/OM