

**MILPERSMAN 7220-360**

**ENTITLEMENT TO PAY AND ALLOWANCES WHILE UNDER INVESTIGATION FOR FRAUDULENT ENLISTMENT OTHER THAN UNDERAGE**

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<b>Governing Directive</b>	DOD 7000.14-R, DOD Financial Management Regulations, Volume 7A
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1. **Entitlement Process Relating to Fraudulent Enlistment.** Use the following table to determine what pay and allowance entitlement actions must be taken during and after a fraudulent enlistment investigation:

WHEN...	AND...	THEN...	AND...
information is received indicating that a member of the command may have enlisted fraudulently,		the commanding officer (CO) shall inquire into the matter with a view to processing the case per this manual,	except in aggravated cases, such as <ul style="list-style-type: none"> <li>• repetitious fraudulent enlistment in the military establishment, or</li> <li>• fraudulent enlistment coupled with serious military offenses,</li> </ul> administrative action is deemed appropriate.  <b>COMMENT:</b> Trial by court-martial is not precluded when such action is believed to be in the best interest of the service.

WHEN...	AND...	THEN...	AND...
an enlisted member is under investigation for fraudulent enlistment,		as provided in pay directives, pay and allowances accrue and payments shall continue to be made.	
the CO receives notice that Chief of Naval Personnel, or other authority specifically designated by him, has determined the enlistment to be fraudulent,		the CO shall immediately direct the disbursing officer to suspend pay and allowances pursuant to detailed instructions contained in pay directives.	
pay and allowances have been suspended,	Chief of Naval Personnel directs the enlistment be terminated on account of fraud,	no further payments shall be made regardless of the character of the discharge directed.	
or if the fraud is waived,	pay and allowances will have accrued,	pay and allowances shall be paid as if the member's account had not been suspended,	in this connection, entitlement to pay and allowances, once withheld by pay directives and this article, may not be reinstated unless the member's retention in the naval service is authorized by administrative action or affirmed pursuant to action by court-martial.

2. Payment of Health and Comfort Money. Nothing in this article shall prevent payments of health and comfort money.