

Seventy-ninth Congress, approved July 23, 1946), as amended by section 2 of Public Law 6, Eightieth Congress, approved February 26, 1947, and section 1 of said Public Law 6, Eightieth Congress, and the first two sentences of section 11 (a) and section 14 of the Merchant Ship Sales Act of 1946 (Public Law 321, Seventy-ninth Congress, approved March 8, 1946), are amended by striking out the dates "July 1, 1947" and "December 31, 1947", wherever either appear therein, and inserting in lieu thereof the date "March 1, 1948".

SEC. 2. That section 5 of the Merchant Ship Sales Act of 1946 is amended by adding at the end thereof the following subsection:

"(d) Where an operator is engaged both in the foreign trade and in the domestic trade (coastwise or intercoastal), additional charter hire determined with reference to voyage profits of the chartered vessels, under regulations promulgated by the Maritime Commission, shall be computed, accounted for, and paid separately on such foreign trade and shall be computed, accounted for, and paid separately on such domestic trade, covering all voyages commencing subsequent to June 30, 1947."

Approved June 28, 1947.

[CHAPTER 162]

AN ACT

To stimulate volunteer enlistments in the Regular Military Establishment of the United States.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That effective July 1, 1947, the Secretary of War is authorized, notwithstanding the provisions of the last paragraph of section 127a of this Act, to accept original enlistments in the Regular Army from among qualified male persons not less than seventeen years of age for periods of two, three, four, five, or six years, and to accept reenlistments for periods of three, four, five, or six years: *Provided*, That persons of the first three enlisted grades may be reenlisted for unspecified periods of time on a career basis under such regulations as the Secretary of War may prescribe: *Provided further*, That anyone who serves three or more years of an enlistment for an unspecified period of time may submit to the Secretary of War his resignation and such resignation shall be accepted by the Secretary of War and such person shall be discharged from his enlistment within three months of the submission of such resignation. Except if such person, other than an enlisted member of a Regular Army Puerto Rican unit submits his resignation while stationed overseas or after embarking for an overseas station, the Secretary of War shall not be required to accept such resignation until a total of two years of overseas service shall have been completed in the current overseas assignment, and in the case of anyone who has completed any course of instruction pursuant to paragraph 13 of section 127a of the National Defense Act, as amended (10 U. S. C. 535), or pursuant to section 2 of the Act of April 3, 1939 (53 Stat. 556), as amended (10 U. S. C. 298a), the Secretary of War shall not be required to accept such resignation until two years subsequent to the completion of such course. The Secretary of War may refuse to accept any such resignation in time of war or national emergency declared by the President or Congress, or while the person concerned is absent without leave or serving a sentence of court martial. The Secretary of War may refuse to accept a resignation for a period not to exceed six months following the submission thereof if the enlisted person is under investigation or in default with respect to public property or public funds: *Provided*

Ante, p. 6.

60 Stat. 49, 50.
50 U. S. C. app.
§§ 1744(a), 1735 note.

60 Stat. 43.
50 U. S. C. app.
§ 1738.

Computation of additional charter hire, etc.

June 28, 1947

[H. R. 3303]

[Public Law 128]

Enlistments in Regular Army.

Reenlistments on career basis.

Resignations.

41 Stat. 786.

Consent of parents, etc., for persons under age 18.

Right to reenlistment under other provisions of law.

Enlistment contracted on or after June 1, 1945.

Reenlistment of discharged persons.

Promotions to sixth grade.

Back pay or allowance.

39 Stat. 166.

56 Stat. 364.

37 U. S. C. §§ 16a, 110.

Post, p. 242.

Reenlistment allowance.

43 Stat. 896; 42 Stat. 74.

58 Stat. 8.

39 Stat. 197.
32 U. S. C. §§ 1, 4, 4a.

further, That no person under the age of eighteen years shall be enlisted without the written consent of his parents or guardian, and the Secretary of War shall, upon the application of the parents or guardian of any such person enlisted without their written consent, discharge such person from the military service with pay and with the form of discharge certificate to which the service of such person, after enlistment, shall entitle him: *Provided further*, That nothing contained in this Act shall be construed to deprive any person of any right to reenlistment in the Regular Army under any other provision of law. No person who is serving under an enlistment contracted on or after June 1, 1945, shall be entitled, before the expiration of the period of such enlistment, to enlist for an enlistment period which will expire before the expiration of the enlistment period for which he is so serving: *Provided further*, That any enlisted person discharged from the Regular Army who upon such discharge is recommended for reenlistment shall be permitted to reenlist with the rank held by him at the time of his discharge if he reenlists within a period to be specified by the Secretary of War but not to exceed three months from the date of such discharge: *And provided further*, That any enlisted person discharged from the Regular Army by reason of acceptance of his resignation shall not be entitled upon subsequent reenlistment to the rank, rating, or grade held at the time of discharge.

SEC. 2. Any person who enlists or reenlists in the Regular Military Establishment on or after June 1, 1945, in the seventh grade, upon the completion of recruit training, but not later than four months subsequent to the date of enlistment, shall, unless sooner promoted, be promoted to the sixth grade, provided he meets such qualifications as may be prescribed in regulations promulgated by the Secretary of War: *Provided*, That no back pay or allowance shall accrue to any person by reason of enactment of this section.

SEC. 3. Section 2 of the National Defense Act, as amended (10 U. S. C. 4, 602), is further amended by deleting the last sentence thereof.

SEC. 4. Paragraph 4 of section 10 of the Pay Readjustment Act of 1942 is hereby amended by substituting a colon for the period at the end of such paragraph and by adding immediately after such colon the following: "*Provided further*, That in addition to such enlistment allowance, any person enlisting for an unspecified period of time shall be paid the sum of \$50 upon the completion of each year of service of such reenlistment, and any person who resigns or is discharged from such enlistment for an unspecified period of time shall not thereafter be entitled to any additional enlistment or reenlistment allowance based on any period served in such enlistment for an unspecified period of time."

SEC. 5. Effective July 1, 1947, sections 653 and 653a of title 10, United States Code, are repealed and all other laws and parts of laws insofar as they are inconsistent with or in conflict with the provisions of this Act are likewise repealed.

SEC. 6. Subsection 1 (b) of the Mustering-Out Payment Act of 1944 (38 U. S. C., Supp. V. 691a) is amended by striking out the word "and" at the end of subsection (7) thereof, inserting a semicolon in lieu of the period after subsection (8) thereof, and adding the following: "and (9) any person entering upon active service, or enlisting, on or after the first day of the first month after the approval of the Act adding this subsection."

SEC. 7. Sections 57 and 58 of the National Defense Act, as amended, are further amended by striking out the words "eighteen" therefrom and substituting therefor the words "seventeen" in each of the said sections.

Approved June 28, 1947.