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[CHAPTER 353.]

AN ACT

May 26, 1934.
[S. 2042.]
[Public, No. 256.]

To establish a department of physics at the United States Military Academy, West Point, New York.

United States Military Academy.
Professor of physics authorized; rank, pay, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter there is authorized one professor of physics at the United States Military Academy, with the same status, rank, pay, and allowances of other professors at said Military Academy.

Approved, May 26, 1934.

[CHAPTER 354.]

AN ACT

May 26, 1934.
[S. 2794.]
[Public, No. 257.]

To amend the Longshoremen's and Harbor Workers' Compensation Act with respect to rates of compensation, and for other purposes.

Longshoremen's and Harbor Workers' Compensation Act amended.
Vol. 44, p. 1427; U.S.C., Supp. VII, p. 790.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subdivision (a) of section 7 of the Longshoremen's and Harbor Workers' Compensation Act, as amended, is amended by adding at the end thereof the following new sentence: "If at any time during such period the employee unreasonably refuses to submit to medical or surgical treatment, the deputy commissioner may, by order, suspend the payment of further compensation during such time as such refusal continues, and no compensation shall be paid at any time during the period of such suspension, unless the circumstances justified the refusal."

Medical services.
Suspension of payments, injured employee refusing treatment.

Compensation for disability.

SEC. 2. So much of subdivision (c) of section 8 of such Act, as amended, as precedes paragraph (13) thereof is amended to read as follows:

Permanent partial disability.
Percentage of average weekly wages in addition to temporary total disability compensation.
Schedule.

"(c) Permanent partial disability: In case of disability partial in character but permanent in quality, the compensation shall be 66⅔ per centum of the average weekly wages, which shall be in addition to compensation for temporary total disability paid in accordance with subdivision (b) of this section, and shall be paid to the employee, as follows:

"(1) Arm lost, two hundred and eighty weeks' compensation.
"(2) Leg lost, two hundred and forty-eight weeks' compensation.
"(3) Hand lost, two hundred and twelve weeks' compensation.
"(4) Foot lost, one hundred and seventy-three weeks' compensation.
"(5) Eye lost, one hundred and forty weeks' compensation.
"(6) Thumb lost, fifty-one weeks' compensation.
"(7) First finger lost, twenty-eight weeks' compensation.
"(8) Great toe lost, twenty-six weeks' compensation.
"(9) Second finger lost, eighteen weeks' compensation.
"(10) Third finger lost, seventeen weeks' compensation.
"(11) Toe other than great toe lost, eight weeks' compensation.
"(12) Fourth finger lost, seven weeks' compensation."

Vol. 44, p. 1428.

SEC. 3. Paragraph (22) of subdivision (c) of section 8 of such Act, as amended, is amended to read as follows:

Loss of more than one member, not amounting to permanent total disability.
Compensation.

"(22) In any case in which there shall be a loss of, or loss of use of, more than one member or parts of more than one member set forth in paragraphs (1) to (19) of this subdivision, not amounting to permanent total disability, the award of compensation shall be for the loss of, or loss of use of, each such member or part thereof, which awards shall run consecutively."

SEC. 4. Subdivision (j) of section 14 of such Act, as amended, is amended to read as follows:

Payment of compensation.
Vol. 44, p. 1433; U.S.C., Supp. VII, p. 793.

"(j) Whenever the deputy commissioner determines that it is in the interest of justice, the liability of the employer for compensation, or any part thereof as determined by the deputy commissioner with the approval of the Commission, may be discharged by the payment of a lump sum equal to the present value of future compensation payments commuted, computed at 4 per centum true discount compounded annually. The probability of the death of the injured employee or other person entitled to compensation before the expiration of the period during which he is entitled to compensation shall be determined in accordance with the American Experience Table of Mortality, and the probability of the remarriage of the surviving wife shall be determined in accordance with the remarriage tables of the Dutch Royal Insurance Institution. The probability of the happening of any other contingency affecting the amount or duration of the compensation shall be disregarded."

Lump-sum settlements authorized.

Computation.

Probability of death or remarriage; determination.

Other contingencies.

SEC. 5. Section 22 of such Act, as amended, is amended to read as follows:

Vol. 44, p. 1437.

"MODIFICATION OF COMPENSATION CASES

Modification of compensation cases.

"SEC. 22. Upon his own initiative, or upon the application of any party in interest, on the ground of a change in conditions or because of a mistake in a determination of fact by the deputy commissioner, the deputy commissioner may, at any time prior to one year after the date of the last payment of compensation, whether or not a compensation order has been issued, review a compensation case in accordance with the procedure prescribed in respect of claims in section 19, and in accordance with such section issue a new compensation order which may terminate, continue, reinstate, increase, or decrease such compensation. Such new order shall not affect any compensation previously paid, except that an award increasing the compensation rate may be made effective from the date of the injury, and if any part of the compensation due or to become due is unpaid, an award decreasing the compensation rate may be made effective from the date of the injury, and any payment made prior thereto in excess of such decreased rate shall be deducted from any unpaid compensation, in such manner and by such method as may be determined by the deputy commissioner with the approval of the commission."

Review authorized. Grounds of.

Time limit.

Vol. 44, p. 1435.
New order.

Previous payments not affected, exception.

Approved, May 26, 1934.

[CHAPTER 355.]

AN ACT

May 26, 1934.
[S. 3355.]
[Public, No. 258.]

To authorize the coinage of 50-cent pieces in commemoration of the two-hundredth anniversary of the birth of Daniel Boone.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in commemoration of the two-hundredth anniversary of the birth of Daniel Boone, there shall be coined by the Director of the Mint six hundred thousand 50-cent pieces of standard size, weight, and silver fineness and of a special appropriate design to be fixed by the Director of the Mint, with the approval of the Secretary of the Treasury, to be legal tender in all payments at face value; but the United States shall not be subject to the expense of making the models or master dies or other preparations for this coinage.

Bicentennial of birth of Daniel Boone.
Coinage to commemorate authorized.
Number, etc.

Legal tender.
No Federal expense.

SEC. 2. That the coins herein authorized shall be issued at par and only upon the request of the secretary of the Daniel Boone Bicentennial Commission.

Issue at par to Daniel Boone Bicentennial Commission.