AUTHENTICATED
U.S. GOVERNMENT
INFORMATION
GPO

[CHAPTER 407]

AN ACT

To amend further the Pay Readjustment Act of 1942.

September 7, 1944
[H. R. 1506]
[Public Law 421]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Pay Readjustment Act of 1942 is hereby amended by amending section 3A thereof, as added by section 3 of the Act of December 2, 1942 (Public Law 785, Seventy-seventh Congress), to read as follows:

Pay Readjustment Act of 1942, amendments.
56 Stat. 1037.
37 U. S. C., Supp. III, § 103a.

"SEC. 3A. In computing the service for all pay purposes of persons paid under the provisions of section 1, 3, 8, or 9 of this Act, such persons, in addition to the time required to be credited by the section under which they are paid, shall be credited with full time for all periods during which they were enlisted or held commissions as officers or held appointments as warrant officers or Army field clerks or as commissioned warrant officers in any of the services mentioned in the title of this Act, or in the Regular Army Reserve, or in the Medical Reserve Corps of the Navy, the Dental Reserve Corps of the Navy, or in the Organized Militia prior to July 1, 1916, or in the National Guard, or in the National Guard Reserve, or in the National Guard of the United States, or in the Enlisted Reserve Corps, or in the Naval Militia, or in the National Naval Volunteers, or in the Naval Reserve Force, Naval Reserve, Marine Corps Reserve Force, Marine Corps Reserve, Coast Guard Reserve, and the Reserve Corps of the Public Health Service, or in the Philippine Scouts, or in the Philippine Constabulary, or in the Coast and Geodetic Survey as authorized by section 2 (b) of the Act of January 19, 1942 (56 Stat. 6). The provisions of this section shall not be construed to permit any person to receive pay and allowances in excess of the maximum limitations imposed upon the total pay and allowances of his rank, grade, or rating by any of the provisions of this Act, nor to modify the character of service required for advancement of commissioned warrant officers to a higher pay period."

Computation of service for pay purposes.
56 Stat. 359, 360, 362, 363.
37 U. S. C., Supp. III, §§ 101, 103, 108, 109.
Infra, post, p. 730.
Credits.

33 U. S. C., Supp. III, § 854a (b).
Limitations.

SEC. 2. (a) The third and fourth paragraphs of section 8 of such Act are each hereby amended by inserting after the word "masters" the words "and chief engineers".

56 Stat. 362, 363.
37 U. S. C., Supp. III, § 108.

(b) The sixth paragraph of section 8 of such Act is hereby amended to read as follows:

"Every person paid under the provisions of this section shall receive an increase of 5 per centum of the base pay of his period for each three years of service, not exceeding thirty years. Such service shall be active Federal service in any of the services mentioned in the title of this Act or Reserve components thereof; service in the active National Guard of the several States, Territories, and the District of Columbia; and service in the Enlisted Reserve Corps of the Army, the Officers' Reserve Corps of the Army, the Naval Reserve, the Marine Corps Reserve, and the Coast Guard Reserve."

Longevity increase.
Service credits.

SEC. 3. The third paragraph of section 9 of such Act is hereby amended to read as follows:

56 Stat. 363.
37 U. S. C., Supp. III, § 109.

"Every enlisted man paid under the provisions of this section shall receive an increase of 5 per centum of the base pay of his grade for each three years of service up to thirty years. Such service shall be active Federal service in any of the services mentioned in the title of this Act or Reserve components thereof; service in the active National Guard of the several States, Territories, and the District of Columbia; and service in the Enlisted Reserve Corps of the Army, the Officers' Reserve Corps of the Army, the Naval Reserve, the Marine Corps Reserve, and the Coast Guard Reserve."

Enlisted men.
Longevity increase.

56 Stat. 1037, 360.
37 U. S. C., Supp. III, §§ 101, 103.

Service in Medical Reserve Corps.

SEC. 4. The eleventh paragraph of section 1 and the first paragraph of section 3 of such Act, as amended by the Act of December 2, 1942, are each hereby further amended by inserting after the words "Officers' Reserve Corps", where such words appear in each of those paragraphs, a comma and the following: "or in the Medical Reserve Corps".

56 Stat. 369.
37 U. S. C., Supp. III, § 118.

SEC. 5. The second paragraph of section 18 of such Act is hereby amended by striking out the words "who is assigned or attached as a member of a parachute unit, including parachute-jumping schools, and".

56 Stat. 361.
37 U. S. C., Supp. III, § 104.

Dependents of female members.

SEC. 6. Section 4 of such Act is hereby amended by adding the following paragraph at the end thereof:

"Nothwithstanding any other provision of law, any female member of any of the services mentioned in the title of this Act, or the reserve components thereof, shall be entitled to all allowances and benefits authorized in this Act on account of dependents but only in the case of a husband, a child or children, or a parent or parents in fact dependent upon her for their chief support."

56 Stat. 361.
37 U. S. C., Supp. III, § 103.

Reserve forces.
Payment of accruals.

Mileage.

SEC. 7. The last paragraph of section 3 of such Act is hereby amended to read as follows:

"When members of the reserve forces of any of the services mentioned in the title of this Act are authorized by law to receive Federal pay, payments may include the entire amount lawfully accruing to such persons as pay, allowances, and mileage, and pay, allowances, and mileage for their return home may be paid to them prior to their departure from their last duty station incident to release from active duty: *Provided*, That any such mileage payable shall be computed from the place of release to the place from which ordered to active duty without regard to actual performance of travel."

56 Stat. 364.
37 U. S. C., Supp. III, § 110.

Reenlistments.

Computation of enlistment allowance.

SEC. 8. The fourth paragraph of section 10 of such Act is hereby amended by changing the period at the end thereof to a colon and adding the following: "*Provided further*, That an enlistment in a branch of the regular service within three months from the date of discharge from any component of such branch, other than its Regular Establishment, after not less than one year's continuous active service in such component or components immediately preceding the date of discharge therefrom, shall be considered a reenlistment for the purpose of payment of the enlistment allowance provided by this section; and the enlistment allowance shall be computed on the basis of the number of full years' continuous active service immediately preceding the discharge from such component."

56 Stat. 364.
37 U. S. C., Supp. III, § 112.

Officers' mileage allowance.

SEC. 9. The first paragraph of section 12 of such Act is hereby amended to read as follows:

"Officers of any of the services mentioned in the title of this Act, including active and retired personnel of the Regular Establishments and members of the Reserve components thereof and the National Guard, while on active duty in the Federal service, when traveling under competent orders without troops, including travel from home to first station in connection with their appointment or call to active duty and from last station to home in connection with relief from active duty or discharge not the result of their own misconduct, shall receive a mileage allowance at the rate of 8 cents per mile, distance to be computed by the shortest usually traveled route and existing laws providing for the issue of transportation requests to officers of the Army traveling under competent orders, and for deduction to be made from mileage accounts when transportation is furnished by the United States, are hereby made applicable to all the services mentioned in the title of this Act, but in cases when orders are given

for travel to be performed repeatedly between two or more places in the same vicinity, as determined by the head of the executive department concerned, he may, in his discretion, direct that actual and necessary expenses only be allowed. Actual expenses only shall be paid for travel under orders in Alaska and outside the limits of the United States in North America."

Travel in Alaska, etc.

SEC. 10. All payments heretofore made of a character authorized by section 9 of this Act are hereby validated.

Validation of prior payments.

SEC. 11. Sections 1 to 5, inclusive, of this Act shall become effective as of June 1, 1942, section 9 shall become effective as of December 22, 1942, and the other sections hereof shall become effective on the first day of the first calendar month occurring after enactment of this Act. No back pay or allowances under any section of this Act for any period prior to the effective date of such section shall accrue by reason of the enactment of this Act, and no back pay or allowances shall accrue to any person who is not entitled to receive active or retired pay on the date of the enactment of this Act.

Effective dates.

Back pay or allowances.

Approved September 7, 1944.

[CHAPTER 408]

JOINT RESOLUTION

September 7, 1944
[H. J. Res. 306]
[Public Law 422]

Authorizing the President of the United States of America to proclaim October 11, 1944, General Pulaski's Memorial Day for the observance and commemoration of the death of Brigadier General Casimir Pulaski.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States of America is authorized to issue a proclamation calling upon officials of the Government to display the flag of the United States on all governmental buildings on October 11, 1944, and inviting the people of the United States to observe the day in schools and churches, or other suitable places, with appropriate ceremonies in commemoration of the death of General Casimir Pulaski.

General Pulaski's Memorial Day.
9 F. R. 11729.
Post, p. 1155.

Approved September 7, 1944.

[CHAPTER 410]

AN ACT

September 8, 1944
[H. R. 5181]
[Public Law 423]

To provide a method for compensating certain individuals for damages sustained as the result of the explosions at Port Chicago, California.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy is authorized and directed to make a thorough investigation of the merits of those claims against the United States for compensation for property damage, death, or personal injuries alleged to have been caused by the explosions which occurred at the naval magazine at Port Chicago, California, on July 17, 1944, which shall have been submitted to the Navy Department in writing within six months after the date of enactment of this Act.

Naval magazine, Port Chicago, Calif.
Compensation for certain damages or injuries.

SEC. 2. The appropriations for the naval establishment for the fiscal year 1945 shall be available for payment, and payment is hereby authorized, upon approval of the Secretary of the Navy or his designate, of claims referred to in section 1 hereof (a) for disability or death resulting from personal injury sustained by persons not then members of the armed forces or civilian employees of the United States: *Provided*, That settlements shall not aggregate in excess of $3,000 with respect to the disability or death of any one person nor shall any such settlement be made in amounts which would not be allowable, or for beneficiaries who would not be eligible, under the

Availability of appropriations.
Ante, p. 301.

Limitation on settlements.