

## [CHAPTER 549]

## AN ACT

Concerning the method of payment of the compensation of United States commissioners.

July 10, 1946

[S. 345]

[Public Law 498]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the fees of United States commissioners prescribed by law shall be paid out of the Treasury upon the approval of their accounts for such fees by the Director of the Administrative Office of the United States Courts. Such payment shall, however, be subject to the final settlement of such accounts in the General Accounting Office and to any adjustments of prior payments necessitated thereby.

Approved July 10, 1946.

## [CHAPTER 555]

## AN ACT

To authorize the Administrator of Veterans' Affairs to furnish upon a reimbursement basis certain benefits, services, and supplies to discharged members of the military or naval forces of any nation allied or associated with the United States in World War II in consideration of reciprocal services extended to the United States.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That (a) the provisions of section 202 (14), World War Veterans' Act, 1924 (38 U. S. C. 488), are hereby extended and confined to those governments allied with the United States in the war since December 7, 1941, and prior to termination thereof.

(b) In consideration of reciprocal services extended to the United States, the Administrator of Veterans' Affairs is authorized, upon request of the proper officials of the government of any nation allied or associated with the United States in the present war to furnish to discharged members of the military or naval forces of any such government, under agreements requiring reimbursement in cash of expenses so incurred, at such rates and under such regulations as the Administrator may prescribe, medical, surgical and dental treatment, hospital care, transportation and traveling expenses, prosthetic appliances, education, training, or other similar benefits authorized by the laws of such nation for its veterans, and services required in extending such benefits: *Provided*, That hospitalization in a veterans' facility shall not be afforded hereunder, except in emergencies, unless there be available beds surplus to the needs of veterans of this country: *Provided further*, That the Administrator may contract for necessary services in private, State, and other Government hospitals. All amounts received by the Veterans' Administration as reimbursement for such services shall be credited to the current appropriation of the Veterans' Administration from which expenditures were made pursuant to this subsection.

Approved July 11, 1946.

## [CHAPTER 556]

## AN ACT

To authorize payment for accumulated and accrued annual leave to female dietitians and physical-therapy aides whose civilian appointments were terminated pursuant to section 4 of the Act of December 22, 1942 (56 Stat. 1073).

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, notwithstanding any other provision of law, any person whose appointment as a

July 11, 1946

[S. 294]

[Public Law 490]

World War Veterans' Act, 1924.  
Extension of certain provisions to allied nations.  
43 Stat. 621.

Benefits and services.

Hospitalization in veterans' facility.

Reimbursement.

July 11, 1946

[S. 1489]

[Public Law 500]

Dietetic and physical-therapy personnel.  
Pay for annual leave.

civilian employee was terminated pursuant to section 4 of the Act of December 22, 1942 (56 Stat. 1073), shall be entitled to receive compensation, based upon her rate of pay as such civilian employee at the time of such termination of service, for the period of any accumulated and accrued annual leave to which she was entitled at the time of such termination of appointment to be computed over the period immediately following separation from civilian service, except that this Act shall not be deemed to authorize payment of any person for any such accumulated and accrued annual leave which was credited to her upon her subsequent employment by any department or agency of the Government.

Approved July 11, 1946.

[CHAPTER 557]

AN ACT

To amend the District of Columbia Unemployment Compensation Act, to provide for unemployment compensation in the District of Columbia, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the District of Columbia Unemployment Compensation Act, approved August 28, 1935, as amended, is further amended to read as follows:

Section 3 (c) (5) is amended to read as follows:

“(5) The Board shall for any uncompleted portion of the calendar year beginning with the effective date of this Act and for each calendar year thereafter classify employers in accordance with their actual experience in the payment of contributions and with respect to benefits charged against their accounts. Each employer’s contribution rate for each subsequent year or part thereof shall be calculated on the basis of his records filed with the Board and benefit payments disbursed through the applicable computation date.”

Section 3 (c) (7) is amended to read as follows:

“(7) (a) If the business of any employer is transferred in whole or in part, the transferee shall be deemed a successor for the purpose of this section. In case the transfer of any of the assets of a covered employer’s business by any means whatever, otherwise than in the ordinary course of trade, such transfer shall be deemed a transfer of business and shall constitute the transferee a successor hereunder, unless the Board, on its own motion or on application of an interested party, finds that all of the following conditions exist:

“(1) The transferee has not assumed any of the transferor’s obligations; and

“(2) The transferee has not continued or resumed transferor’s good will; and

“(3) The transferee has not continued or resumed the business of the transferor, either in the same establishment or elsewhere; and

“(4) The transferee has not employed substantially the same employees as those the transferor had employed in connection with the assets transferred.

“(b) The successor, if not already subject to this section, shall become an ‘employer’ subject hereto on the date of such transfer, and shall accordingly become liable for contributions hereunder from and after said date.

“(c) The successor shall take over and continue the employer’s account, including its reserve and all other aspects of its experience under this section, in proportion to the pay roll or employees assignable to the transferred business as determined for the purposes of this section by the Board. The successor shall be secondarily liable

10 U. S. C., Supp. V, § 81 note.

July 11, 1946

[S. 2234]

[Public Law 501]

49 Stat. 946.  
D. C. Code §§ 46-301 to 46-324; Supp. V, § 46-301 *et seq.*

57 Stat. 106.  
D. C. Code, Supp. V, § 46-303 (c) (5).  
Classification of employers.

57 Stat. 107.  
D. C. Code, Supp. V, § 46-303 (c) (7).  
Transferee deemed successor.

“Employer.”

Continuation of employer’s account.

Liability of successor.