

he shall be presumed not to have been duly licensed in accordance with this Act and the burden of proof shall be on the defendant to rebut such presumption.

SEC. 15. If any provision of this Act, or the application of such provision to any circumstance, shall be held invalid, the validity of the remainder of the Act and the applicability of such provision to other persons or circumstances shall not be affected thereby.

SEC. 16. This Act shall take effect on the sixtieth day after its enactment.

SEC. 17. The Act may be cited as the "Opium Poppy Control Act of 1942".

Approved, December 11, 1942.

Separability of provisions.

Effective date.

Short title.

[CHAPTER 728]

AN ACT

To further amend section 126 of the Act of June 3, 1916, as amended, to authorize travel pay for certain military and naval personnel on discharge or release or relief from active duty.

December 14, 1942
[S. 2268]
[Public Law 798]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 126 of the Act of June 3, 1916 (39 Stat. 217, 10 U. S. C. 752), as amended, is hereby further amended by adding a further proviso at the end of said section to read as follows: "*Provided further,* That from and after August 27, 1940, upon discharge or relief or release from active duty, an enlisted man inducted into the military or naval service under the Selective Training and Service Act of 1940, as amended, or Public Resolution Numbered 96, approved August 27, 1940, shall, under such regulations as the Secretary of War or the Secretary of the Navy, respectively, shall prescribe, receive the said 5 cents per mile for the distance from the place of discharge or relief or release from active duty to the location of the local board where he first reported for delivery to an induction station in the case of a selectee, or to the home station of the National Guard unit in the case of a National Guard enlisted man, or to the place where he was selected for enrollment in the Civilian Conservation Corps in the case of a Civilian Conservation Corps enrollee so inducted: *And provided further,* That the enlisted men of the Naval Reserve, the Marine Corps Reserve, the Enlisted Reserve Corps, and the Regular Army Reserve shall receive, upon discharge or relief or release from active duty, the same mileage allowance as herein prescribed, and under the same conditions as herein prescribed for enlisted men inducted into the military or naval service under the Selective Training and Service Act of 1940, as amended, except that the distance for which mileage is computed shall be from the place of discharge or relief or release from active duty to the place from which ordered to active duty.

Travel pay for certain military and naval personnel.
34 U. S. C. § 895.

Selectees.

54 Stat. 885, 886.
50 U. S. C., app.
§§ 301-318, 401-405;
Supp. I, §§ 302-315,
401.
Ante, pp. 360, 396,
724, 1018.

National Guard.
CCC enrollees.

Enlisted reserve forces.

Approved, December 14, 1942.

[CHAPTER 729]

AN ACT

To authorize the Secretary of War to designate the titles of certain offices and departments of instruction at the United States Military Academy.

December 14, 1942
[S. 2422]
[Public Law 799]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized to prescribe from time to time the titles by which each of the several departments of instruction and offices of professor now or hereafter established at the United States Military Academy shall be known.

U. S. Military Academy.
Titles of departments of instruction, etc.

Nothing contained in this Act shall be construed to affect in any manner the status, rank, precedence, pay, allowances, or eligibility for promotion or retirement, or otherwise to operate in any case or on any account to the prejudice, of any of the professors at the United States Military Academy.

Approved, December 14, 1942.

[CHAPTER 730]

AN ACT

December 14, 1942
[S. 2619]
[Public Law 800]

To amend Article of War 114 so as to broaden the power to administer oaths and take acknowledgments.

Army of the U. S.
Officers authorized
to administer oaths.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Article of War 114 (Act of June 4, 1920, 41 Stat. 810; 10 U. S. C. 1586) be, and the same is hereby, amended to read as follows:

"ART. 114. AUTHORITY TO ADMINISTER OATHS.—Any officer of any component of the Army of the United States on active duty in Federal service commissioned in or assigned or detailed to duty with the Judge Advocate General's Department, any staff judge advocate or acting staff judge advocate, the President of a general or special court-martial, any summary court-martial, the trial judge advocate or any assistant trial judge advocate of a general or special court-martial, the president or the recorder of a court of inquiry or of a military board, any officer designated to take a deposition, any officer detailed to conduct an investigation, and the adjutant, assistant adjutant or personnel adjutant of any command shall have power to administer oaths for the purposes of the administration of military justice and for other purposes of military administration; and shall also have the general powers of a notary public in the administration of oaths, the execution and acknowledgment of legal instruments, the attestation of documents and all other forms of notarial acts to be executed by persons subject to military law: *Provided*, That no fee of any character shall be paid to any officer mentioned in this Act for the performance of any notarial act herein authorized."

Approved, December 14, 1942.

Powers of notary
public.

Proviso.
Fees prohibited.

[CHAPTER 731]

AN ACT

December 14, 1942
[S. 2867]
[Public Law 801]

To provide for the appointment of an additional circuit judge for the fifth circuit.

United States
courts.
Appointment of ad-
ditional circuit judge.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is authorized to appoint, by and with the advice and consent of the Senate, one additional circuit judge for the fifth circuit.

Approved, December 14, 1942.

[CHAPTER 732]

AN ACT

December 14, 1942
[S. 2891]
[Public Law 802]

To amend paragraph 8, section 127a, of the National Defense Act so as to authorize certain service to be counted in determining precedence among officers when dates of rank are the same.

Army of the U. S.
Determination of
precedence among
officers.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the eighth paragraph of section 127a of the National Defense Act of June 3, 1916, as amended by section 5 of the Act of February 28, 1925 (43 Stat. 1078; 10 U. S. C. 511), is hereby amended by changing the