

“Dental diseases and conditions.”

“(o) The term ‘dental diseases and conditions’ means diseases and conditions affecting teeth and their supporting structures, and other related diseases of the mouth.”

60 Stat. 1048.
42 U. S. C. § 291k (b).

(b) Section 633 (b) of such Act is amended by striking out “\$25” and by inserting in lieu thereof “\$50”.

Approved June 24, 1948.

[CHAPTER 622]

AN ACT

To amend the Interstate Commerce Act so as to permit the issuance of free passes to time inspectors of carriers subject to part I of such Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph (7) of section 1 of the Interstate Commerce Act, as amended, is amended by striking out “its officers, surgeons, physicians, and attorneys at law,” and inserting in lieu thereof the following: “its officers, time inspectors, surgeons, physicians, and attorneys at law.”

Approved June 24, 1948.

[CHAPTER 623]

AN ACT

To increase certain benefits payable under the Longshoremen’s and Harbor Workers’ Compensation Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (b) of section 6 of the Longshoremen’s and Harbor Workers’ Compensation Act is amended to read as follows:

“(b) Compensation for disability shall not exceed \$35 per week and compensation for total disability shall not be less than \$12 per week: *Provided, however,* That, if the employee’s average weekly wages, as computed under section 10, are less than \$12 per week, he shall receive as compensation for total disability his average weekly wages.”

SEC. 2. So much of subdivision (c) of section 8 of such Act, as amended, as precedes paragraph (1) thereof is amended to read as follows:

“(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 or temporary partial disability paid in accordance with subdivision (b) or subdivision (e) of this section, respectively, and shall be paid to the employee, as follows:”

SEC. 3. Subsections (a), (b), (c), and (e) of section 9 of the Longshoremen’s and Harbor Workers’ Compensation Act, as amended, are amended to read as follows:

“(a) Reasonable funeral expenses not exceeding \$400.

“(b) If there be a surviving wife or dependent husband and no child of the deceased, to such surviving wife or dependent husband 35 per centum of the average wages of the deceased, during widowhood, or dependent widowerhood, with two years’ compensation in one sum upon remarriage; and if there be a surviving child or children of the deceased, the additional amount of 15 per centum of such wages for each such child; in case of the death or remarriage of such surviving wife or dependent husband, if there be one surviving child of the deceased employee, such child shall have his compensation increased to 35 per centum of such wages, and if there be more than one surviving child of the deceased employee, to such children, in

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[S. 2192]

[Public Law 756]

36 Stat. 547; 41 Stat.

475.

49 U. S. C. § 1 (7).

June 24, 1948

[S. 2237]

[Public Law 757]

Longshoremen’s and Harbor Workers’ Compensation Act, amendments.

44 Stat. 1426.

33 U. S. C. § 906 (b).
Disability compensation.

44 Stat. 1431.

33 U. S. C. § 910.

Post, p. 603.

44 Stat. 1427.

33 U. S. C. § 908 (c)
(1).

Permanent partial disability.

44 Stat. 1429.

33 U. S. C. § 909
(a)-(c), (e).

Funeral expenses.

Surviving wife or husband.

Surviving child.

Remarriage.

equal parts, 35 per centum of such wages increased by 15 per centum of such wages for each child in excess of one: *Provided*, That the total amount payable shall in no case exceed 66 $\frac{2}{3}$ per centum of such wages. The deputy commissioner having jurisdiction over the claim may, in his discretion, require the appointment of a guardian for the purpose of receiving the compensation of a minor child. In the absence of such a requirement the appointment of a guardian for such purposes shall not be necessary.

Total allowance.

“(c) If there be one surviving child of the deceased, but no surviving wife or dependent husband, then for the support of such child 35 per centum of the wages of the deceased; and if there be more than one surviving child of the deceased, but no widow or dependent husband, then for the support of such children, in equal parts 35 per centum of such wages increased by 15 per centum of such wages for each child in excess of one: *Provided*, That the total amount payable shall in no case exceed 66 $\frac{2}{3}$ per centum of such wages.

Surviving child.

“(e) In computing death benefits the average weekly wages of the deceased shall be considered to have been not more than \$52.50 nor less than \$18, but the total weekly compensation shall not exceed the weekly wages of the deceased.”

Computation of death benefits.

SEC. 4. Subdivisions (a), (b), and (c) of section 10 of the Longshoremen's and Harbor Workers' Act, as amended, are amended to read as follows:

44 Stat. 1431.
33 U. S. C. § 910
(a)-(c).

“(a) If the injured employee shall have worked in the employment in which he was working at the time of the injury, whether for the same or another employer, during substantially the whole of the year immediately preceding his injury, his average annual earnings shall consist of three hundred times the average daily wage or salary for a six-day worker and two hundred and sixty times the average daily wage or salary for a five-day worker, which he shall have earned in such employment during the days when so employed.

Computation of average annual earnings.

“(b) If the injured employee shall not have worked in such employment during substantially the whole of such year, his average annual earnings, if a six-day worker, shall consist of three hundred times the average daily wage or salary, and, if a five-day worker, two hundred and sixty times the average daily wage or salary, which an employee of the same class working substantially the whole of such immediately preceding year in the same or in similar employment in the same or a neighboring place shall have earned in such employment during the days when so employed.

“(c) If either of the foregoing methods of arriving at the average annual earnings of the injured employee cannot reasonably and fairly be applied, such average annual earnings shall be such sum as, having regard to the previous earnings of the injured employee in the employment in which he was working at the time of the injury, and of other employees of the same or most similar class working in the same or most similar employment in the same or neighboring locality, or other employment of such employee, including the reasonable value of the services of the employee if engaged in self-employment, shall reasonably represent the annual earning capacity of the injured employee.”

SEC. 5. Subdivision (m) of section 14 of the Longshoremen's and Harbor Workers' Compensation Act, as amended, is hereby amended to read as follows:

44 Stat. 1434.
33 U. S. C. § 914 (m).

“(m) The total compensation payable under this Act for injuries shall in no event exceed the sum of \$11,000: *Provided*, That this subdivision shall not apply to cases of permanent total disability or death: *And provided further*, That in cases of disability compensable under paragraph (21) of subdivision (c) of section 8 the total compensation for such disability, and for any temporary total disability or tempo-

Maximum amount.
Nonapplicability.44 Stat. 1428.
33 U. S. C. § 908 (c)
(21).

rary partial disability sustained in addition thereto, shall not exceed in the aggregate the sum of \$10,000."

Applicability.

SEC. 6. The provisions of this Act shall be applicable only to injuries or deaths occurring on or after the effective date hereof.

Approved June 24, 1948.

[CHAPTER 624]

AN ACT

To amend the Act of August 1, 1947, to clarify the position of the Secretary of the Air Force with respect to such Act, and to authorize the Secretary of Defense to establish six additional positions in the professional and scientific service, 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 first section of the Act, entitled "An Act to authorize the creation of additional positions in the professional and scientific service in the War and Navy Departments", approved August 1, 1947, is amended to read as follows:

"That the Secretary of the Army, the Secretary of the Navy, and the Secretary of the Air Force are respectively authorized to establish and fix the compensation for, within their respective departments, not more than thirteen positions each, and the Secretary of Defense is authorized to establish and fix the compensation for not more than six positions, each such position being established to effectuate those research and development functions, relating to the national defense, military and naval medicine, and any and all other activities of the National Military Establishment which requires the services of specially qualified scientific or professional personnel: *Provided*, That the rates of compensation for positions established pursuant to the provisions of this Act shall not be less than \$10,000 per annum nor more than \$15,000 per annum, and shall be subject to the approval of the Civil Service Commission."

SEC. 2. Section 3 of such Act is amended to read as follows:

"SEC. 3. The Secretary of Defense shall submit to the Congress, not later than December 31 of each year, a report setting forth the number of positions established pursuant to this Act in the National Military Establishment during that calendar year, and the name, rate of compensation, and description of the qualifications of each incumbent, together with a statement of the functions performed by each. In any instance where the Secretary may consider full public report on these items detrimental to the national security, he is authorized to omit such items from his annual report and, in lieu thereof, to present such information in executive sessions of such committees of the Senate and House of Representatives as the presiding officers of those bodies shall designate."

Approved June 24, 1948.

[CHAPTER 625]

AN ACT

To provide for the common defense by increasing the strength of the armed forces of the United States, including the reserve components thereof, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

TITLE I

SECTION 1. (a) This Act may be cited as the "Selective Service Act of 1948".

June 24, 1948

[S. 2505]

[Public Law 758]

Secretaries of Air Force and Defense.

61 Stat. 715.

5 U. S. C., Supp. I, §§ 230, 476.

Professional and scientific service.

Compensation.

61 Stat. 715.

5 U. S. C., Supp. I, §§ 232, 476b.

Report to Congress.

June 24, 1948

[S. 2655]

[Public Law 759]

Selective Service Act of 1948.