

May 11, 1928.
[H. R. 5531.]
[Public, No. 365.]

CHAP. 522.—An Act To amend the provision contained in the Act approved August 29, 1916, relating to the assignment to duty of certain officers of the United States Navy as fleet and squadron engineers.

Navy.
Engineering duty.
Vol. 39, p. 580,
amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of the Act approved August 29, 1916 (Thirty-ninth Statutes at Large, page 580), relating to the assignment to duty of commanders of the Navy as fleet and squadron engineers are hereby amended by striking out the clause "except that commanders may be assigned to duty as fleet and squadron engineers," appearing in lines 8 and 9 of said Thirty-ninth Statutes at Large, page 580, and by substituting therefor the following: "except that, upon their own request, such officers of the ranks of commander and above may be assigned to sea duty as fleet or squadron engineers or as engineer officers of ships," so that said provision will read as follows:

Matter stricken out.

Matter substituted.

Assignment of line
officers for engineering
duty only, upon appli-
cation therefor.
Duties.
Vol. 30, p. 1005.
Assignment as fleet
or squadron engineers
or officers of ships, of
commanders and
above.

"Officers of the line of the Navy not below the grade of lieutenant may, upon application, and with the approval of the Secretary of the Navy, be assigned to engineering duty only, and that when so assigned and until they reach the grade of commander, they shall perform duty as prescribed in section 4 of the Personnel Act approved March 3, 1899, and thereafter shore duty only as now prescribed for officers transferred to the line from the former Engineer Corps, except that, upon their own request, such officers of the ranks of commander and above may be assigned to sea duty as fleet or squadron engineers or as engineer officers of ships: *Provided*, That when so assigned they shall retain their place with respect to other line officers in the grades they now or may hereafter occupy, and also the right to succession to command on shore in accordance with their seniority, and shall be promoted as vacancies occur subject to physical examination and to such examination in engineering as the Secretary of the Navy may prescribe: *Provided further*, That the number of officers so assigned in any one year shall be in accordance with the requirements of the service as determined by the Secretary of the Navy."

Provisos.
Status in line re-
tained.

Number of assign-
ments in any year.

Approved, May 11, 1928.

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[H. R. 5465.]
[Public, No. 366.]

CHAP. 523.—An Act To amend section 1571 of the Revised Statutes to permit officers of the Navy to count duty on airships as sea duty.

Navy.
Sea duty.
R. S., sec. 1571,
p. 269, amended.
Duty of officers on
airships equivalent to
sea duty.
U. S. Code, p. 1107.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1571, Revised Statutes, is hereby amended by changing the period at the end of said section to a colon and by adding thereto the following: "*Provided*, That when officers are assigned to airships on duty requiring them to participate regularly and frequently in aerial flights the Secretary of the Navy shall determine and certify whether or not, in his judgment, the service to be performed is equivalent to sea duty. If such service is thus determined to be equivalent to sea duty, it shall be considered to be actual sea service on sea-going ships for all purposes."

Approved, May 11, 1928.

May 11, 1928.
[H. R. 21.]
[Public, No. 367.]

CHAP. 524.—An Act To provide for date of precedence of certain officers of the staff corps of the Navy.

Navy.
Precedence of line
officers transferred to a
staff corps.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any officer of the line of the Navy who, since July 1, 1923, has been transferred