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[CHAPTER 716]

August 20, 1937
[S. 1282]
[Public, No. 325]

AN ACT

To amend Articles of War 50½ and 70.

Articles of War.
41 Stat. 797–799.
10 U. S. C. § 1522.
Court martial.
Review provisions modified.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the third and fifth paragraphs of Article of War 50½ (41 Stat. 797–799) be amended by adding to each of said paragraphs the following: "*Provided*, That the functions prescribed in this paragraph to be performed by the President may be performed by the Secretary of War or Acting Secretary of War."

Consideration of charges.
41 Stat. 802.
10 U. S. C. § 1542.

SEC. 2. That Article of War 70 (41 Stat. 802) is hereby amended by inserting in the first line of the second paragraph after the word "referred" the words "to a general court martial", so that the first sentence of said paragraph will read as follows: "No charge will be referred to a general court martial for trial until after a thorough and impartial investigation thereof shall have been made".

Investigation before trial.

Approved, August 20, 1937.

[CHAPTER 717]

August 20, 1937
[S. 2401]
[Public, No. 326]

AN ACT

For the relief of sergeant-instructors, National Guard, and for other purposes.

National Guard.
Certain payments validated.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That payments heretofore made on account of rental of quarters for enlisted men of the Army on duty with the National Guard and authorized by law to be furnished with quarters at Government expense, and payments heretofore made to said enlisted men of monetary allowances in lieu of rations which now stand disallowed, or would hereafter be disallowed but for this Act, on the ground of their relation to or connection with the aforesaid rental payments or transactions, are hereby ratified and validated as to the disbursing officers making the same, and the Comptroller General of the United States is hereby directed to allow credit in the accounts of said disbursing officers for and on account of all such payments: *Provided*, That such payments on account of rental of quarters for each enlisted man were not in excess of $35 per month, the maximum rate authorized by law to be paid for rental of such quarters.

Credits in accounts directed.

Proviso.
Limitation on rentals.

Ratification of payments.

SEC. 2. Payments described in the first section hereof shall be, and the same are hereby, ratified and validated as to the military personnel concerned, in such amounts as are approved by the Secretary of War, whose determinations shall be final and conclusive: *Provided*, That nothing herein shall be construed to prevent the collection from military personnel concerned of any amount determined by the Secretary of War to be due to the United States.

Proviso.
Collection of amounts due.

Refund of sums collected.

SEC. 3. Any amounts collected from any person to reimburse the United States on account of payments which are herein validated shall be refunded to said person upon presentation of a claim, approved by the Secretary of War, to the Comptroller General who is authorized and directed to certify the same to the Congress for an appropriation to pay therefor.

Approved, August 20, 1937.