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[CHAPTER 280]

AN ACT

July 6, 1945
[H. R. 3118]
[Public Law 138]

To amend section 100 of Public Law Numbered 346, Seventy-eighth Congress, June 22, 1944, to grant certain priorities to the Veterans' Administration, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 100 of Public Law Numbered 346, Seventy-eighth Congress, June 22, 1944, is hereby amended to read as follows:

Servicemen's Readjustment Act of 1944, amendment.
58 Stat. 284.
38 U. S. C., Supp. IV, § 693.
Post, p. 623.

"SEC. 100. The Veterans' Administration is hereby declared to be an essential war agency and entitled to priority equal to the highest granted any department or agency of the Government in personnel, service, space, equipment, supplies, and material under any laws, Executive orders, and regulations pertaining to priorities. During the continuance of the present war and for six months after its termination, the Administrator is authorized, for the purpose of extending benefits to veterans and dependents, and to the extent he deems necessary, to procure the necessary space for administrative, clinical, medical, and outpatient treatment purposes by lease, purchase, or construction of buildings, or by condemnation or declaration of taking, pursuant to existing statutes."

Approved July 6, 1945.

[CHAPTER 281]

AN ACT

July 6, 1945
[H. R. 3266]
[Public Law 139]

To amend the Federal Food, Drug, and Cosmetic Act of June 25, 1938, as amended, by providing for the certification of batches of drugs composed wholly or partly of any kind of penicillin or any derivative thereof, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 301 (i) of the Federal Food, Drug, and Cosmetic Act of June 25, 1938 (21 U. S. C. 301 and the following), as amended, is amended by inserting "507" after "506,".

Penicillin; derivatives.
55 Stat. 851.
21 U. S. C. Supp. IV, §§ 331, 356.

SEC. 2. Section 502 of such Act, as amended, is amended by adding a new paragraph at the end thereof, as follows:

52 Stat. 1050.
21 U. S. C., § 352; Supp. IV, § 352 (k).

"(l) If it is, or purports to be, or is represented as a drug composed wholly or partly of any kind of penicillin or any derivative thereof, unless (1) it is from a batch with respect to which a certificate or release has been issued pursuant to section 507, and (2) such certificate or release is in effect with respect to such drug: *Provided*, That this paragraph shall not apply to any drug or class of drugs exempted by regulations promulgated under section 507 (c) or (d)."

When misbranded.

Infra.

Nonapplicability.

SEC. 3. Chapter V of such Act, as amended, is amended by adding a new section at the end thereof, as follows:

52 Stat. 1049.
21 U. S. C. §§ 351–355; Supp. IV, §§ 352(k), 356.
Supra.

"CERTIFICATION OF DRUGS CONTAINING PENICILLIN

"SEC. 507. (a) The Federal Security Administrator, pursuant to regulations promulgated by him, shall provide for the certification of batches of drugs composed wholly or partly of any kind of penicillin or any derivative thereof. A batch of any such drug shall be certified if such drug has such characteristics of identity and such batch has such characteristics of strength, quality, and purity, as the Administrator prescribes in such regulations as necessary to adequately insure safety and efficacy of use, but shall not otherwise be certified. Prior to the effective date of such regulations the Administrator, in lieu of certification, shall issue a release for any batch which, in his judgment, may be released without risk

Release in lieu of certification.