

“(d) If a veteran has satisfactorily served on active duty for a period of six months or more in a rank higher than that specified in subsection (a) or (b) and was so serving in such rank within one hundred and twenty days before death in the active military, naval, or air service or before last discharge or release from active duty under conditions other than dishonorable, his basic pay shall be determined by using the appropriate rank specified in those subsections or by substituting such higher rank for the rank specified in those subsections, whichever will result in a greater amount. The determination as to whether an individual has served satisfactorily for the required period in a higher rank shall be made by the Secretary of the Department in which such higher rank was held.”

Approved June 8, 1960.

Public Law 86-493

AN ACT

To authorize and direct the Surgeon General of the Public Health Service to make a study and report to Congress, from the standpoint of the public health, of the discharge of substances into the atmosphere from the exhausts of motor vehicles.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Surgeon General of the Public Health Service (hereinafter referred to as the “Surgeon General”) shall conduct a thorough study for the purpose of determining, with respect to the various substances discharged from the exhausts of motor vehicles, the amounts and kinds of such substances which, from the standpoint of human health, it is safe for motor vehicles to discharge into the atmosphere under the various conditions under which such vehicles may operate.

SEC. 2. As soon as practicable, but not later than two years after the date of the enactment of this Act, the Surgeon General shall submit to Congress a report on the results of the study conducted pursuant to the first section of this Act, together with such recommendations, if any, based upon the findings made in such study, as he may deem to be necessary for the protection of the public health.

SEC. 3. As used in this Act the term “motor vehicles” means vehicles propelled by mechanical power and used for transporting passengers or property on a highway.

Approved June 8, 1960.

Public Law 86-494

AN ACT

To provide for equitable adjustment of the insurance status of certain members of the Armed Forces.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any seaman second class who died as the result of an aviation accident incurred in line of duty in the active service of the Navy after October 7, 1940, and before August 4, 1942, while undergoing flight training leading to appointment as an aviation cadet under the Act of April 15, 1935, shall be deemed to have applied for and to have been granted national service life insurance in an amount which together with any other United States Government life insurance or national service life insurance in force at the time of death shall aggregate \$10,000.

June 8, 1960
[H. R. 8238]

Exhausts of
motor vehicles.
Study.

Report to Con-
gress.

Definition.

June 8, 1960
[H. R. 9785]

Navy aviation
students.
Insurance bene-
fits.

49 Stat. 156.

SEC. 2. Notwithstanding the repeal of the National Service Life Insurance Act of 1940, claims for insurance granted by virtue of the foregoing section shall be adjudicated under the provisions of that Act, subject to the following conditions:

Claims.
54 Stat. 1008.

Conditions.

(a) The insurance shall be payable effective from the date of enactment of this Act in equal monthly installments for one hundred and twenty months certain with such payments continuing during the remaining lifetime of the first beneficiary to the following beneficiaries and in the order named—

(1) to the widow or widower of the insured, if living, and while unremarried;

(2) if no widow or widower entitled thereto, to the child or children of the insured, if living, in equal shares;

(3) if no widow or widower entitled thereto, or child, to the dependent mother or father of the insured, if living, in equal shares.

(b) Any installment of such insurance not paid to a beneficiary during his lifetime shall be paid to the beneficiary or beneficiaries within the permitted class next entitled to priority and no payment of such insurance shall be made to the estate of any deceased person.

(c) No application for insurance payment under this Act shall be valid unless filed in the Veterans' Administration within two years from the effective date of this Act and the relationship and dependency of the applicant where required as a basis for such claim, shall be proved as of the date of death of the insured by evidence satisfactory to the Administrator of Veterans' Affairs. Persons shown by evidence satisfactory to the Administrator of Veterans' Affairs to have been mentally or legally incompetent at the time the right to apply for death benefits expires, may make such application at any time within one year after the removal of such disability.

(d) The cost of the life insurance benefits granted under this Act shall be borne by the United States and the benefit payments thereunder shall be made from the national service life insurance appropriation.

Approved June 8, 1960.

Public Law 86-495

AN ACT

To amend section 3104 of title 38, United States Code, to prohibit the furnishing of benefits under laws administered by the Veterans' Administration to any child on account of the death of more than one parent in the same parental line.

June 8, 1960
[H. R. 9788]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3104

(b) (2) of title 38, United States Code, is amended to read as follows:
“(2) Benefits other than insurance under laws administered by the Veterans' Administration may not be paid or furnished to or on account of any child by reason of the death of more than one parent in the same parental line; however, the child may elect one or more times to receive benefits by reason of the death of any one of such parents.”

Veterans.
Children's bene-
fits.
72 Stat. 1230.

SEC. 2. The amendment made by this Act shall apply only to cases where the death of a parent occurs after the date of enactment of this Act.

Approved June 8, 1960.