

button, shall be fined not more than \$1,000 or imprisoned not more than two years, or both.

SEC. 5. Such sums are hereby authorized to be appropriated as may be necessary to carry out the purposes of this Act.

Appropriations authorized.

Approved August 1, 1947.

[CHAPTER 427]

AN ACT

To amend section 16 of chapter V of the Act of June 19, 1934, entitled "An Act to regulate the business of life insurance in the District of Columbia."

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 16 of Chapter V of the Act of June 19, 1934, entitled "An Act to regulate the business of life insurance in the District of Columbia", be amended to read as follows:

"SEC. 16. RIGHTS OF CREDITORS AND BENEFICIARIES UNDER POLICIES OF LIFE INSURANCE.—When a policy of insurance, whether heretofore or hereafter issued, is effected by any person on his own life or on another life in favor of some person other than himself having an insurable interest therein, or, except in cases of transfer with intent to defraud creditors, if a policy of life insurance is assigned or in any way made payable to any such person, the lawful beneficiary or assignee thereof, other than the insured or the person so effecting such insurance or executors or administrators of such insured or the person so effecting such insurance, shall be entitled to its proceeds and avails against the creditors and representatives of the insured and of the person effecting such insurance whether or not the right to change the beneficiary is reserved or permitted and whether or not the policy is made payable to the person whose life is insured, if the beneficiary or assignee shall predecease such person: *Provided*, That subject to the statute of limitations the amount of any premiums for said insurance paid with intent to defraud creditors, with interest thereon, shall inure to their benefit from the proceeds of the policy, but the company issuing the policy shall be discharged of all liability thereon by payment of its proceeds in accordance with its terms, unless before such payment the company shall have written notice by or in behalf of a creditor of a claim to recover for transfer made or premiums paid with intent to defraud creditors with specifications of the amount claimed."

Approved August 1, 1947.

[CHAPTER 428]

AN ACT

To amend section 7 of the Act entitled "An Act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June 30, 1903, and for other purposes", approved July 1, 1902, as amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 7 of the Act entitled "An Act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June 30, 1903, and for other purposes", approved July 1, 1902, as amended, is hereby amended by adding paragraph 44A.

"PAR. 44A. (a) On and after ninety days from the enactment of this paragraph, no person shall, in the District of Columbia, discharge any of the duties, of an undertaker, unless there has been issued to him by the Commissioners of the District of Columbia a license therefor

August 1, 1947
[H. R. 1633]
[Public Law 307]

Life insurance, D.C.
48 Stat. 1175.
D. C. Code § 35-716.

Premiums paid
with intent to defraud
creditors.

August 1, 1947
[H. R. 2173]
[Public Law 308]

District of Colum-
bia.
Undertakers.

32 Stat. 628.
D. C. Code § 47-
2343.
Issuance of license.

Fee.

in full force and effect. The fee for such license shall be \$20 per annum, which shall be paid to the Collector of Taxes of the District of Columbia. Such license shall be issued at the time and in the manner provided in paragraph numbered 5 of this section.

Qualifications of applicant.

“(b) An applicant for a license shall submit proof satisfactory to the Commissioners, on such forms as the Commissioners may prescribe, that he is not less than twenty-one years of age, a citizen of the United States, of good moral character; that he is a graduate of a recognized high school or educational equivalent; that he is a graduate of a school or college of embalming, whose course of instruction is not less than nine months, comprising not less than eight hundred and forty hours of study, and that he has had not less than two years' practical experience in the business or profession. Such applicant shall be examined theoretically and practically in anatomy, embalming, embalming fluids, sanitation, disinfection, the care and preparation of dead human bodies for burial and the shipment of same, laws and regulations pertaining to communicable diseases, and such other subjects as the Commissioners deem appropriate and proper.

Examination.

“An examination of applicants for a license shall be held not less frequently than once each year at such time and place as the Commissioners shall determine; notice of such examination shall be given at least thirty days prior to the date set therefor.

Persons entitled to license without examination.

“(c) Every person, who, at the time of enactment of this paragraph, is registered as an undertaker with the Health Department of the District of Columbia and who was actually engaged, at any time during the five-year period immediately preceding the date of enactment of this paragraph, in discharging the duties of an undertaker and who desires to continue to discharge such duties shall be entitled to a license therefor without examination upon application therefor and upon furnishing proof satisfactory to the Commissioners that he was so registered and so discharging such duties; that he is not less than twenty-one years of age, a citizen of the United States, of good moral character; and that he is a graduate of a school or college of embalming whose course of instruction is not less than nine months, comprising not less than eight hundred and forty hours of study, or that he has had actual experience equivalent thereto; and upon payment of the license fee hereinbefore provided.

Authority of Commissioners.
Refusal to issue or renew license, etc.

“(d) The Commissioners are hereby authorized:

“(1) After notice and open hearing, to refuse to issue or renew or to suspend or revoke a license for fraud or misrepresentation in the application therefor, or for misconduct during an examination therefor, or for any act or practice detrimental to the public health or safety, including the act of removing a dead human body without the prior consent of a person who, under the law, is authorized to give such consent, or for violation of the laws and regulations of the District of Columbia relating to the removal or burial or disposal of dead human bodies or the provisions of this paragraph or of the rules and regulations hereinafter authorized to be promulgated, or for conviction of a felony as shown by a certified copy of the record of the court of conviction.

Appointment of committee to conduct examinations, etc.

“(2) To appoint a committee of five persons of good moral character, two of whom shall have been actually and continuously engaged in discharging the duties of an undertaker or embalmer in the District of Columbia for at least five years next preceding their appointment and the Health Officer of the District of Columbia, or a member of the personnel of the Health Department designated by said Health Officer, who shall serve ex officio as a member of said committee, to

conduct the examination of applicants for a license hereinbefore provided; the appointment of each such person shall be for a period of one year unless sooner terminated by the Commissioners for cause; such appointees, except the Health Officer or person designated by him, shall be entitled to a per diem of \$10 for each day they are actually engaged in discharging their duties pursuant to this paragraph.

“(3) To issue licenses without examination to persons licensed by other Territories and States upon the same terms and conditions as such States and Territories issue licenses without examination to persons licensed by the District of Columbia.

“(4) To prescribe the terms, conditions, and license fee, not to exceed \$10 per annum, under which apprenticeship shall be served.

“(5) To employ, and provide for necessary travel, in accordance with the Classification Act of 1923, as amended, such additional employees as may be necessary and to make such expenditures as may be necessary for the proper enforcement of the provisions of this paragraph and the rules and regulations promulgated by authority thereof. There is hereby authorized to be appropriated, out of any moneys in the Treasury of the United States to the credit of the District of Columbia not otherwise appropriated, funds to carry out the provisions of this paragraph.

“(6) To promulgate and enforce, and from time to time to alter, such rules and regulations, not inconsistent with the provisions of this paragraph, as they deem necessary, for the proper execution and enforcement of the provisions of this paragraph.

“(7) To designate as their agent, for the purpose of carrying out the provisions of this paragraph, the Health Officer of the District of Columbia.

“(e) The provisions of paragraph numbered 1 of this section relative to the assignment or transfer of a license and the provisions of paragraph numbered 7 of this section relative to the definition of the word ‘person’ shall not apply to licenses issued under the provisions of this paragraph. The word ‘person’ as used in this paragraph shall be construed to mean a natural person only, and licenses issued under the provisions of this paragraph shall not be assignable or transferable.

“(f) As used in this paragraph the term ‘undertaker’ includes a funeral director, mortician, embalmer, and any person who performs services with respect to the care and preparation of dead human bodies for burial or cremation.”

Approved August 1, 1947.

[CHAPTER 429]

AN ACT

To extend for three months the provisions of the District of Columbia Emergency Rent Act, approved December 2, 1941, as amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 (b) of the Act entitled “An Act to regulate rents in the District of Columbia, and for other purposes”, approved December 2, 1941, as amended (D. C. Code, 1940 edition, sec. 45-1601), is hereby amended by striking out “December 31, 1947” and inserting in lieu thereof “March 31, 1948”.

Approved August 1, 1947.

Issuance of licenses without examination.

42 Stat. 1488.
5 U. S. C. §§ 661-674.

Appropriations authorized.

Rules and regulations.

Designation of agent.

Nonapplicability.

“Person.”

“Undertaker.”

August 1, 1947
[H. R. 3131]
[Public Law 309]

Post, p. 721.

55 Stat. 788.
D. C. Code, Supp.
V, § 45-1601.