

dent dated July 26, 1941, including among such military forces organized guerrilla forces under commanders appointed, designated, or subsequently recognized by the Commander-in-Chief, Southwest Pacific Area, or other competent authority in the Army of the United States, and who were discharged or released from such service under conditions other than dishonorable.

“‘New’ Philippine Scouts.”

59 Stat. 543.

“(b) The term ‘‘New’’ Philippine Scouts’ means Philippine Scouts who served under section 14 of the Armed Forces Voluntary Recruitment Act of 1945, and who were discharged or released from such service under conditions other than dishonorable.”

SEC. 2. The table of sections of chapter 35 of title 38, United States Code, is amended by adding at the end thereof the following:

“SUBCHAPTER VII—PHILIPPINE COMMONWEALTH ARMY AND
PHILIPPINE SCOUTS

“1765. Children of certain Philippine veterans.

“1766. Definitions.”

Approved September 30, 1966.

Public Law 89-614

September 30, 1966
[H. R. 14088]

AN ACT

To amend chapter 55 of title 10, United States Code, to authorize an improved health benefits program for retired members of the uniformed services and their dependents, and the dependents of active duty members of the uniformed services, and for other purposes.

Military Medical
Benefits Amend-
ments of 1966.
72 Stat. 1445.
10 USC 1071.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the “Military Medical Benefits Amendments of 1966”.

SEC. 2. Chapter 55 of title 10, United States Code, is amended as follows:

(1) Sections 1071, 1072, 1073, and 1084 are each amended by striking out “1085” wherever it appears (in catchline or text) and by inserting in place thereof “1087”.

(2) Section 1074(b) is amended to read as follows:

“(b) Under joint regulations to be prescribed by the Secretary of Defense and the Secretary of Health, Education, and Welfare, a member or former member of a uniformed service who is entitled to retired or retainer pay, or equivalent pay may, upon request, be given medical and dental care in any facility of any uniformed service, subject to the availability of space and facilities and the capabilities of the medical and dental staff. The Secretary of Defense and the Secretary of Health, Education, and Welfare may, with the agreement of the Administrator of Veterans’ Affairs, provide care to persons covered by this subsection in facilities operated by the Administrator and determined by him to be available for this purpose on a reimbursable basis at rates approved by the Bureau of the Budget.”

(3) Section 1076(b) is amended to read as follows:

“(b) Under joint regulations to be prescribed by the Secretary of Defense and the Secretary of Health, Education, and Welfare, a dependent of a member or former member who is, or was at the time of his death, entitled to retired or retainer pay, or equivalent pay, may, upon request, be given the medical and dental care prescribed by section 1077 of this title in facilities of the uniformed services, subject to the availability of space and facilities and the capabilities of the medical and dental staff.”

(4) Section 1077 is amended to read as follows:

“§ 1077. Medical care for dependents; authorized care in facilities of uniformed services

“(a) Only the following types of health care may be provided under section 1076 of this title:

- “(1) Hospitalization.
- “(2) Outpatient care.
- “(3) Drugs.
- “(4) Treatment of medical and surgical conditions.
- “(5) Treatment of nervous, mental, and chronic conditions.
- “(6) Treatment of contagious diseases.
- “(7) Physical examinations, including eye examinations, and immunizations.
- “(8) Maternity and infant care.
- “(9) Diagnostic tests and services, including laboratory and X-ray examinations.
- “(10) Emergency dental care worldwide.
- “(11) Routine dental care outside the United States and at stations in the United States where adequate civilian facilities are unavailable.
- “(12) Dental care worldwide as a necessary adjunct of medical, surgical, or preventive treatment.
- “(13) Ambulance service and home calls when medically necessary.
- “(14) Durable equipment, such as wheelchairs, iron lungs, and hospital beds may be provided on a loan basis.

“(b) The following types of health care may not be provided under section 1076 of this title:

- “(1) Domiciliary or custodial care.
- “(2) Prosthetic devices, hearing aids, orthopedic footwear, and spectacles except that—
 - “(A) outside the United States and at stations inside the United States where adequate civilian facilities are unavailable, such items may be sold to dependents at cost to the United States, and
 - “(B) artificial limbs and artificial eyes may be provided.”

(5) Section 1078(a) is amended by deleting the last sentence and adding the following sentence at the end thereof: “The charge or charges prescribed shall be applied equally to all classes of dependents.”

(6) Section 1079 is amended to read as follows:

“(a) To assure that medical care is available for spouses and children of members of the uniformed services who are on active duty for a period of more than thirty days, the Secretary of Defense, after consulting with the Secretary of Health, Education, and Welfare, shall contract, under the authority of this section, for medical care for those persons under such insurance, medical service, or health plans as he considers appropriate. The types of health care authorized under this section shall be the same as those provided under section 1076 of this title, except that:

- “(1) with respect to dental care, only that care required as a necessary adjunct to medical or surgical treatment may be provided;
- “(2) routine physical examinations and immunizations may only be provided when required in the case of dependents who are traveling outside the United States as a result of a member's duty assignment and such travel is being performed under orders issued by a uniformed service;

72 Stat. 1447.

Medical contracts for spouses and children.

Exceptional provisions.

"(3) routine care of the newborn, well-baby care, and eye examinations may not be provided;

"(4) under joint regulations to be prescribed by the Secretary of Defense and the Secretary of Health, Education, and Welfare, the services of Christian Science practitioners and nurses and services obtained in Christian Science sanatoriums may be provided;

"(5) durable equipment, such as wheelchairs, iron lungs and hospital beds may be provided on a rental basis.

Charges.

"(b) Plans covered by subsection (a) shall include provisions for payment by the patient of the following amounts:

"(1) \$25 for each admission to a hospital, or the amount the patient would have been charged under section 1078(a) of this title had the care being paid for been obtained in a hospital of the uniformed services, whichever amount is the greater.

"(2) Except as provided in clause (3), the first \$50 each fiscal year of the charges for all types of care authorized by subsection (a) and received while in an outpatient status and 20 per centum of all subsequent charges for such care during a fiscal year.

"(3) A family group of two or more persons covered by this section shall not be required to pay collectively more than the first \$100 each fiscal year of the charges for all types of care authorized by subsection (a) and received while in an outpatient status and 20 per centum of the additional charges for such care during a fiscal year.

Payment regulations.

"(c) The methods for making payment under subsection (b) shall be prescribed under joint regulations issued by the Secretary of Defense and the Secretary of Health, Education, and Welfare.

72 Stat. 1446.

Retarded or handicapped individuals.

"(d) Under joint regulations to be prescribed by the Secretary of Defense and the Secretary of Health, Education, and Welfare, in the case of a dependent, as defined in section 1072(2) (A), (C), or (E) of this title, of a member of the uniformed services on active duty for a period of more than thirty days, who is moderately or severely mentally retarded or who has a serious physical handicap, the plans covered by subsection (a) shall, with respect to the retardation or handicap of such dependent, include the following:

"(1) Diagnosis.

"(2) Inpatient, outpatient, and home treatment.

"(3) Training, rehabilitation, and special education.

"(4) Institutional care in private nonprofit, public and State institutions and facilities and, when appropriate, transportation to and from such institutions and facilities.

"(e) Members shall be required to share in the cost of any benefits provided their dependents under subsection (d).

Exceptional provisions.

"(1) Except as provided in clause (3), members in the lowest enlisted pay grade shall be required to pay the first \$25 incurred each month and members in the highest commissioned pay grade shall similarly be required to pay \$250 per month. The amounts to be similarly paid by members in all other pay grades shall be determined under joint regulations to be prescribed by the Secretary of Defense and the Secretary of Health, Education, and Welfare.

"(2) Except as provided in clause (4), the Government's share of the cost of any benefits provided in a particular case under subsection (d) shall not exceed \$350 per month.

"(3) Members shall also be required to pay each month that amount, if any, remaining after the Government's maximum share has been reached.

"(4) A member who has more than one dependent incurring expenses in a given month under a plan covered by subsection (d) shall not be required to pay an amount greater than he would be required to pay if he had but one such dependent.

"(f) To qualify for the benefits provided by subsection (d), members shall be required to use public facilities to the extent they are available and adequate as determined under joint regulations of the Secretary of Defense and the Secretary of Health, Education, and Welfare."

Use of public facilities.

(7) The following new sections are added after section 1085:

"§ 1086. Contracts for health benefits for certain members, former members, and their dependents

"(a) To assure that health benefits are available for the persons covered by subsection (c), the Secretary of Defense, after consulting with the Secretary of Health, Education, and Welfare, shall contract under the authority of this section for health benefits for those persons under the same insurance, medical service, or health plans he contracts for under section 1079(a) of this title.

Ante, p. 863.

"(b) For persons covered by this section the plans contracted for under section 1079(a) of this title shall contain the following provisions for payment by the patient:

"(1) Except as provided in clause (2), the first \$50 each fiscal year of the charges for all types of care authorized by this section and received while in an outpatient status and 25 per centum of all subsequent charges for such care during a fiscal year.

Payment provisions.

"(2) A family group of two or more persons covered by this section shall not be required to pay collectively more than the first \$100 each fiscal year of the charges for all types of care authorized by this section and received while in an outpatient status and 25 per centum of the additional charges for such care during a fiscal year.

"(3) 25 per centum of the charges for inpatient care.

"(c) The following persons are eligible for health benefits under this section:

Eligibility for health benefits.

"(1) Those covered by sections 1074(b) and 1076(b) of this title, except those covered by section 1072(2) (F) of this title.

Ante, p. 862;
72 Stat. 1446.

"(2) A dependent of a member of a uniformed service who died while on active duty for a period of more than thirty days, except a dependent covered by section 1072(2) (F) of this title.

However, a person who is entitled to hospital insurance benefits under title I of the Social Security Amendments of 1965 (79 Stat. 286) is not eligible for health benefits under this section.

"(d) No benefits shall be payable under any plan covered by this section in the case of a person enrolled in any other insurance, medical service, or health plan provided by law or through employment unless that person certifies that the particular benefit he is claiming is not payable under the other plan.

"(e) A person covered by this section may elect to receive benefits either in (1) Government facilities, under the conditions prescribed in sections 1074 and 1076-1078 of this title, or (2) the facilities provided under a plan contracted for under this section. However, under joint regulations issued by the Secretary of Defense and the Secretary of Health, Education, and Welfare, the right to make this election may be limited for those persons residing in an area where adequate facilities of the uniformed service are available.

“§ 1087. Programing facilities for certain members, former members, and their dependents in construction projects of the uniformed services

“Space for inpatient and outpatient care may be programed in facilities of the uniformed services for persons covered by sections 1074(b) and 1076(b) of this title. The amount of space so programed shall be limited to that amount determined by the Secretary concerned to be necessary to support teaching and training requirements in uniformed services facilities, except that space may be programed in areas having a large concentration of retired members and their dependents where there is also a projected critical shortage of community facilities.”

(8) Section 1082 is amended by inserting “and 1086” immediately after “1081” and by amending the catchline to read as follows:

“§ 1082. Contracts for health care: advisory committees”.

(9) The analysis is amended by striking out the following items:

“1071. Purpose of sections 1071–1085 of this title.”

“1073. Administration of sections 1071–1085 of this title.”

“1077. Medical and dental care for dependents: specific inclusions and exclusions.”

“1082. Contracts for medical care for spouses and children: advisory committees.”
and inserting the following items:

“1071. Purpose of sections 1071–1087 of this title.”

“1073. Administration of sections 1071–1087 of this title.”

“1077. Medical care for dependents: authorized care in facilities of uniformed services.”

“1082. Contracts for health care: advisory committees.”

“1086. Contracts for health care for certain members, former members, and their dependents.”

“1087. Programing facilities for certain members, former members, and their dependents in construction projects of the uniformed services.”

Effective dates.

SEC. 3. The amendments made by this Act shall become effective January 1, 1967, except that those amendments relating to outpatient care in civilian facilities for spouses and children of members of the uniformed services who are on active duty for a period of more than 30 days shall become effective on October 1, 1966.

Approved September 30, 1966.

Public Law 89-615

AN ACT

To authorize the Secretary of the Interior to convey certain lands in the State of Maine to the Mount Desert Island Regional School District.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior may convey to the Mount Desert Island Regional School District in the State of Maine a portion of the Acadia National Park, formerly owned by John D. Rockefeller, Junior, comprising approximately sixty-six acres (lot 354), and in exchange therefor the Secretary may accept from said school district any property which in his judgment is suitable for addition to the park. The values of

October 3, 1966
[S. 3261]

Mount Desert
Island Regional
School District,
Maine.
Conveyance.