

of naval and Marine Corps personnel as specified in this section shall be at such rates as the President shall from time to time prescribe, and shall be deposited as provided in section 32<sup>1</sup> of this title.

(May 10, 1943, ch. 95, § 4, 57 Stat. 81.)

#### Editorial Notes

##### REFERENCES IN TEXT

Section 32 of this title, referred to in text, was repealed by act June 7, 1956, ch. 374, § 306(2), 70 Stat. 254. See section 1071 et seq. of Title 10, Armed Forces.

#### Executive Documents

##### DELEGATION OF FUNCTIONS

Authority of President under this section to prescribe from time to time uniform rates of charges for hospitalization and dispensary services delegated to Secretary of Defense, provided, that authority hereby delegated may not be redelegated to any officer in Department of the Navy, Department of the Air Force, or Department of the Army, see Ex. Ord. No. 11609, § 5, July 22, 1971, 36 F.R. 13747, set out as a note under section 301 of Title 3, The President.

##### EXECUTIVE ORDER NO. 11116

Ex. Ord. No. 11116, Aug. 5, 1963, 28 F.R. 8075, as amended by Ex. Ord. No. 11230, June 28, 1965, 30 F.R. 8447, which provided rates of charges for hospitalization and dispensary services, was revoked by Ex. Ord. No. 12553, Feb. 25, 1986, 51 F.R. 7237.

#### § 35. Limitation of medical, surgical or hospital services

Hospitalization of the dependents of naval and Marine Corps personnel and of the persons outside the naval service mentioned in section 34 of this title shall be furnished only for acute medical and surgical conditions, exclusive of nervous, mental, or contagious diseases or those requiring domiciliary care. Routine dental care, other than dental prosthesis and orthodontia, may be furnished to such persons who are outside the naval service under the same conditions as are prescribed in section 34 of this title for hospital and dispensary care for such persons.

(May 10, 1943, ch. 95, § 5, 57 Stat. 81; Pub. L. 99-251, title III, § 304, Feb. 27, 1986, 100 Stat. 26.)

#### Editorial Notes

##### AMENDMENTS

1986—Pub. L. 99-251 amended second sentence generally. Prior to amendment, second sentence read as follows: “Dental treatment shall be administered only as an adjunct to inpatient hospital care and shall not include dental prosthesis or orthodontia.”

#### Statutory Notes and Related Subsidiaries

##### PARTIAL REPEAL; EFFECTIVE DATE

Act June 7, 1956, ch. 374, § 306(2), 70 Stat. 254, repealed this section except insofar as it relates to persons outside the Naval Service mentioned in section 34 of this title. Section 307 of act June 7, 1956, ch. 374, 70 Stat. 254, provided that such repeal was effective six months after June 7, 1956.

<sup>1</sup> See References in Text note below.

#### § 36. Repealed. June 7, 1956, ch. 374, § 306(2), 70 Stat. 254

Section, act May 10, 1943, ch. 95, § 6, 57 Stat. 41, made sections 32 to 36 of this title applicable to dependents of personnel of the Coast Guard.

#### Statutory Notes and Related Subsidiaries

##### EFFECTIVE DATE OF REPEAL

Repeal effective six months after June 7, 1956, see section 307 of act June 7, 1956, ch. 374, 70 Stat. 254.

#### § 37. Manufacture of products by patients at naval hospitals; ownership of products

The Secretary of the Navy is authorized to furnish materials for the manufacture or production by patients of products incident to the convalescence and rehabilitation of such patients in naval hospitals and other naval medical facilities, and ownership thereof shall be vested in the patients manufacturing or producing such products, except that the ownership of items manufactured or produced specifically for the use of a naval hospital or other naval medical facility shall be vested in the Government and such items shall be accounted for and disposed of accordingly.

(Aug. 2, 1946, ch. 756, § 27, 60 Stat. 856.)

#### Statutory Notes and Related Subsidiaries

##### DELEGATION OF POWERS AND AUTHORITY

Act Aug. 2, 1946, ch. 756, § 39, 60 Stat. 858, authorized Secretary of the Navy to delegate to such persons in Naval Establishment and to such extent as he may deem proper, with or without authority to make successive redelegations, authority conferred upon Secretary by this section, except authority to prescribe regulations. Such section 39 was repealed by act Aug. 10, 1956, ch. 1041, § 53, 70A Stat. 641, less its applicability to this section and section 21a of this title.

#### CHAPTER 2—SOLDIERS' AND AIRMEN'S HOME

#### §§ 41 to 43. Repealed. Pub. L. 101-510, div. A, title XV, § 1532(b)(1)–(3), Nov. 5, 1990, 104 Stat. 1733

Section 41, R.S. § 4815; Mar. 3, 1883, ch. 130, § 10, 22 Stat. 565; Mar. 4, 1909, ch. 299, § 1, 35 Stat. 1004; May 11, 1926, ch. 285, 44 Stat. 499; July 26, 1947, ch. 343, title II, § 205(a), 61 Stat. 501, related to composition, powers, and duties of board of commissioners for the Soldiers' Home.

Section 42, acts Mar. 4, 1909, ch. 299, § 1, 35 Stat. 1004; May 11, 1926, ch. 285, 44 Stat. 499; July 26, 1947, ch. 343, title II, § 205(a), 61 Stat. 501, required president of board of commissioners to submit annual reports on Soldiers' Home.

Section 43, R.S. § 4816; Mar. 3, 1883, ch. 130, § 7, 22 Stat. 565; June 6, 1972, Pub. L. 92-310, title II, § 228(a), 86 Stat. 207, related to appointment and removal of officers of Soldiers' Home.

#### Statutory Notes and Related Subsidiaries

##### EFFECTIVE DATE OF REPEAL

Repeal effective one year after Nov. 5, 1990, see section 1541(a) of Pub. L. 101-510, formerly set out as an Effective Date note under section 401 of this title.

#### AUTHORITY FOR EXEMPTION OF CERTAIN PHYSICIANS AT SOLDIERS' AND AIRMEN'S HOME FROM REDUCTIONS IN RETIRED PAY

Pub. L. 99-145, title XVI, § 1625, Nov. 8, 1985, 99 Stat. 778, which provided that the Governor of the United

States Soldiers' and Airmen's Home could exempt, at any time, not more than two physicians employed by the Home from the restrictions in 5 U.S.C. 5332(a)–(c), if the Governor determined that such exemptions were necessary to recruit or retain well-qualified physicians for the Home, was repealed by Pub. L. 102–190, div. A, title X, § 1063(c), Dec. 5, 1991, 105 Stat. 1476.

**§ 44. Repealed. Pub. L. 101–189, div. A, title III, § 347(1), Nov. 29, 1989, 103 Stat. 1422**

Section, R.S. § 4818; Sept. 24, 1980, Pub. L. 96–357, § 7(a), 94 Stat. 1183, related to funds for support of the Soldiers' and Airmen's Home. See section 2772 of Title 10, Armed Forces.

**§ 44a. Repealed. Pub. L. 94–454, § 2(b), Oct. 2, 1976, 90 Stat. 1518**

Section, act Feb. 13, 1936, ch. 66, 49 Stat. 1137, related to pay deductions of enlisted men and warrant officers on active list of Regular Army, not to exceed 25 cents, to be credited to permanent fund of United States Soldiers' Home [now United States Soldiers' and Airmen's Home] trust fund.

**§ 44b. Repealed. Pub. L. 101–510, div. A, title XV, § 1532(b)(4), Nov. 5, 1990, 104 Stat. 1733**

Section, Pub. L. 94–454, § 1, Oct. 2, 1976, 90 Stat. 1518, related to collection of fees from members of Soldiers' Home.

**Statutory Notes and Related Subsidiaries**

**EFFECTIVE DATE OF REPEAL**

Repeal effective one year after Nov. 5, 1990, see section 1541(a) of Pub. L. 101–510, formerly set out as an Effective Date note under section 401 of this title.

**§ 44c. Repealed. Pub. L. 101–189, div. A, title III, § 347(4), Nov. 29, 1989, 103 Stat. 1422**

Section, Pub. L. 94–454, § 2(a), Oct. 2, 1976, 90 Stat. 1518, related to pay deductions from enlisted men and warrant officers. See section 1007(i) of Title 37, Pay and Allowances of the Uniformed Services.

**§§ 45 to 46b. Repealed. Pub. L. 101–510, div. A, title XV, § 1532(b)(1), (2), (5), (6), Nov. 5, 1990, 104 Stat. 1733**

Section 45, R.S. § 4819; June 12, 1906, ch. 3078, 34 Stat. 242; May 11, 1908, ch. 163, 35 Stat. 110; Nov. 29, 1989, Pub. L. 101–189, div. A, title III, § 347(1), 103 Stat. 1422, authorized commissioners to receive donations for benefit of Soldiers' Home.

Section 46, acts Mar. 3, 1883, ch. 130, § 8, 22 Stat. 565; July 26, 1947, ch. 343, title II, § 205(a), 61 Stat. 501; Dec. 15, 1973, Pub. L. 93–185, 87 Stat. 712, related to investment and withdrawal of funds of Soldiers' Home.

Section 46a, act Apr. 9, 1935, ch. 54, title II, 49 Stat. 147, related to deposit and expenditure of interest earned on funds of Soldiers' Home.

Section 46b, act July 19, 1937, ch. 511, 50 Stat. 519, related to laws governing administration of funds appropriated from Soldiers' Home Permanent Fund.

**Statutory Notes and Related Subsidiaries**

**EFFECTIVE DATE OF REPEAL**

Repeal effective one year after Nov. 5, 1990, see section 1541(a) of Pub. L. 101–510, formerly set out as an Effective Date note under section 401 of this title.

**§ 47. Repealed. Pub. L. 101–189, div. A, title III, § 347(3), Nov. 29, 1989, 103 Stat. 1422**

Section, acts Jan. 16, 1891, ch. 74, 26 Stat. 718; May 29, 1920, ch. 214, 41 Stat. 655, related to custodian of funds and transfer of funds for outdoor relief.

**§§ 48 to 50. Repealed. Pub. L. 101–510, div. A, title XV, § 1532(b)(1), (2), Nov. 5, 1990, 104 Stat. 1733**

Section 48, act Mar. 3, 1883, ch. 130, § 9, 22 Stat. 565, related to borrowing money on credit of Soldiers' Home.

Section 49, R.S. §§ 4814, 4821, related to persons entitled to membership in and benefits of Soldiers' Home.

Section 50, R.S. § 4822, related to persons excluded from benefits of Soldiers' Home.

**Statutory Notes and Related Subsidiaries**

**EFFECTIVE DATE OF REPEAL**

Repeal effective one year after Nov. 5, 1990, see section 1541(a) of Pub. L. 101–510, formerly set out as an Effective Date note under section 401 of this title.

**§§ 51 to 53. Repealed. Pub. L. 101–189, div. A, title III, § 347(1), (2), Nov. 29, 1989, 103 Stat. 1422**

Section 51, R.S. § 4820, related to rights of pensioners and surrender of pensions while remaining in Home.

Section 52, acts Mar. 3, 1883, ch. 130, § 4, 22 Stat. 564; Aug. 17, 1912, ch. 301, § 1, 37 Stat. 312; July 3, 1930, ch. 863, § 1, 46 Stat. 1016; Nov. 8, 1985, Pub. L. 99–145, title XIII, § 1301(f), 99 Stat. 737, related to allotment of pensions and distribution upon death.

Section 53, R.S. § 4823, related to discharge from Home and return to military service.

**§ 54. Repealed. Pub. L. 101–510, div. A, title XV, § 1532(b)(1), Nov. 5, 1990, 104 Stat. 1733**

Section, R.S. § 4824, related to coverage of inmates by Articles of War. See section 801 et seq. of Title 10, Armed Forces.

**Statutory Notes and Related Subsidiaries**

**EFFECTIVE DATE OF REPEAL**

Repeal effective one year after Nov. 5, 1990, see section 1541(a) of Pub. L. 101–510, formerly set out as an Effective Date note under section 401 of this title.

**§§ 55 to 57. Repealed. Pub. L. 101–189, div. A, title III, § 347(2), Nov. 29, 1989, 103 Stat. 1422**

Section 55, act Mar. 3, 1883, ch. 130, § 5, 22 Stat. 565, related to uniform for inmates.

Section 56, act Mar. 3, 1883, ch. 130, § 6, 22 Stat. 565, related to outdoor relief to persons entitled to admission.

Section 57, act Mar. 3, 1883, ch. 130, § 3, 22 Stat. 564, related to limitation of expenditures and purchase of supplies.

**§ 58. Repealed. Aug. 10, 1956, ch. 1041, § 53, 70A Stat. 641**

Section, acts June 4, 1897, ch. 2, § 1, 30 Stat. 54; June 28, 1950, ch. 383, title IV, § 402(d), 64 Stat. 272, provided for sale of medical and hospital supplies to the Soldiers' Home [now United States Soldiers' and Airmen's Home] in the District of Columbia. See sections 4624 and 9624 of Title 10, Armed Forces.

**§ 59. Repealed. Pub. L. 101–510, div. A, title XV, § 1532(b)(2), Nov. 5, 1990, 104 Stat. 1733**

Section, acts Mar. 3, 1883, ch. 130, § 1, 22 Stat. 564; July 26, 1947, ch. 343, title II, § 205(a), 61 Stat. 501, related to annual report of board of commissioners of Soldiers' Home.

**Statutory Notes and Related Subsidiaries**

**EFFECTIVE DATE OF REPEAL**

Repeal effective one year after Nov. 5, 1990, see section 1541(a) of Pub. L. 101–510, formerly set out as an Effective Date note under section 401 of this title.