and the first Monday in November: Provided, That suitable accommodations for holding the courts at Winchester, Columbia, and Cookeville shall be provided by the local authorities without expense to the United States. The western district shall include the territory embraced on the 1st day of July, 1910, in the counties of Dyer, Fayette, Haywood, Lauderdale, Shelby, and Tipton, which shall constitute the western division of said district; also the territory embraced on the date last mentioned in the counties of Benton, Carroll, Chester, Crockett, Decatur, Gibson, Hardeman, Hardin, Henderson, Henry, Lake, McNairy, Madison, Obion, Perry, and Weakley, including the waters of the Tennessee River to low-water mark on the eastern shore thereof wherever such river forms the boundary line between the western and middle districts of Tennessee, from the north line of the State of Alabama, north to the point, Henry County, Tennessee, where the south boundary line of the State of Kentucky strikes the east bank of the river, which shall constitute the eastern division of said district. Terms of the district court for the western division of said district shall be held at Memphis on the fourth Mondays in May and November; and for the eastern division at Jackson on the fourth Mondays in April and October. The clerk of the court for the western district shall appoint a deputy who shall reside at Jackson. The marshal for the western district shall appoint a deputy who shall reside at Jackson. The marshal for the eastern district shall appoint a deputy who shall reside at Chattanooga. The clerk of the court for the eastern district shall maintain an office in charge of himself or a deputy at Knoxville, at Chattanooga, and at Greeneville, which shall be kept open at all times for the transaction of the business of the court.”

Approved, March 4, 1923.

CHAP. 290.—An Act To authorize bridging the Ohio River at Moundville, West Virginia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Marshall-Belmont Bridge Company, a corporation organized and existing under the laws of the State of West Virginia, its successors and assigns, is hereby authorized to construct, maintain, and operate a bridge and approaches thereto across the Ohio River at a point suitable to the interests of navigation near the central portion of the City of Moundsville, West Virginia, in accordance with the provisions of the Act entitled “An Act to regulate the construction of bridges over navigable waters,” approved March 23, 1906.

Sec. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 4, 1923.

CHAP. 291.—An Act To amend and modify the War Risk Insurance Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 29 war Risk insurance of the War Risk Insurance Act as amended by Act approved August 9, 1921, is hereby amended to read as follows:

“Sec. 29. The discharge or dismissal of any person from the military or naval forces on the ground that he is guilty of mutiny, treason, spying, or any offense involving moral turpitude, or willful and persistent misconduct, of which he has been found guilty
by a court-martial, or that he is an enemy alien, conscientious
objector, or a deserter, shall terminate any insurance granted
on the life of such person under the provisions of Article IV
and shall bar all rights to any compensation under Article III
or any insurance under Article IV: Provided, That, as to con-
verted insurance, the cash surrender value thereof, if any, on
the date of such discharge or dismissal shall be paid the insured,
if living, and if dead to the designated beneficiary: Provided
further, That an enemy alien who volunteered or who was drafted
into the Army, Navy, or Marine Corps of the United States during
the World War, and who was not discharged from the service on
his own application or solicitation by reason of his being an enemy
alien, and whose service was honest and faithful, shall be entitled to
the benefits of the War Risk Insurance Act, and all amendments
thereto: Provided further, That in case any person has been dis-
honorably discharged from the military or naval forces as a result
of a court-martial trial, and it is thereafter established to the
satisfaction of the director that at the time of the commission of
the offense resulting in such court-martial trial and discharge that
such person was insane, such person shall be entitled to the
compensation and insurance benefits of the War Risk Insurance
Act: Provided further, That this section as amended shall be deemed
to be in effect as of April 6, 1917, and the director is hereby author-
ized and directed to make provision by bureau regulation for
payment of any insurance claim or adjustment in insurance pre-
mium account of any insurance contract which would not now be
affected by this section as amended.”

SEC. 2. That section 300 of the War Risk Insurance Act, as
amended by the Act approved August 9, 1921, is hereby amended
to read as follows:

“SEC. 300. For death or disability resulting from personal injury
suffered or disease contracted in the line of duty on or after April
6, 1917, or for an aggravation of a disability existing prior to exami-
nation, acceptance, and enrollment for service, when such aggrava-
tion was suffered and contracted in the line of duty on or after
April 6, 1917, by any commissioned officer or enlisted man, or by
any member of the Army Nurse Corps (female) or of the Navy
Nurse Corps (female) when employed in the active service under
the War Department or Navy Department, the United States shall
pay to such commissioned officer or enlisted man, member of the
Army Nurse Corps (female) or of the Navy Nurse Corps (female)
or, in the discretion of the director separately to his or her de-
pendents, compensation as hereinafter provided; but no compensa-
tion shall be paid if the injury, disease, or aggravation has been
caused by his own willful misconduct. That for the purposes of
this section every such officer, enlisted man, or other member em-
ployed in the active service under the War Department or Navy
Department who was discharged or who resigned prior to August
9, 1921, and every such officer, enlisted man, or other member em-
ployed in the active service under the War Department or Navy
Department on or before November 11, 1918, who on or after
August 9, 1921, is discharged or resigns, shall be conclusively held
and taken to have been in sound condition when examined, accepted,
and enrolled for service, except as to defects, disorders, or infirmi-
ties, made of record in any manner by proper authorities of the
United States at the time of, or prior to, inception of active service,
to the extent to which any such defect, disorder, or infirmity was
so made of record: Provided, That an ex-service man who is shown
to have a neuropsychiatric disease or an active tuberculous disease developing a 10 per centum degree of disability or more in accordance with the provisions of subdivision (2) of section 302 of the War Risk Insurance Act, as amended, and such showing was also made upon examination by a medical officer of the Veterans' Bureau or by a legally qualified physician made within three years after separation from the active military or naval service of the United States, shall be considered to have acquired his disability in such service or to have suffered an aggravation of a preexisting neuropsychiatric disease or tuberculosis, in such service, but nothing in this proviso shall be construed to prevent a claimant from receiving the benefits of compensation and medical care and treatment for a disability due to these diseases of more than 10 per centum degree (in accordance with the provisions of subdivision (2), section 302, of the War Risk Insurance Act as amended) at a date more than three years after separation from such service if the facts of the case substantiate his claim: And provided further, That compensation as hereinafter provided may be paid for disability resulting from personal injury or disease contracted in line of duty prior to April 6, 1917, or for aggravation of a disability existing prior to examination, acceptance, and enrollment for service for such aggravation suffered and contracted in line of duty prior to April 6, 1917, by any member of the military or naval forces in active service on April 6, 1917, who was discharged subsequent to April 6, 1917. With the exception of members of the military and naval forces whose injury was suffered or disease contracted prior to April 6, 1917, this section shall be deemed to be in effect as of April 6, 1917."

Sec. 3. That subdivision (g) of section 301 of the War Risk Insurance Act, as amended by the Act approved December 24, 1919, is hereby amended to read as follows:

"(g) (1) If there is a dependent mother (or dependent father), $20, or both $30. The amount payable under this subdivision shall not exceed the difference between the total amount payable to the widow and children and the sum of $75. This compensation shall be payable for the death of but one child, and no compensation for the death of a child shall be payable if the dependent mother is in receipt of compensation under the provisions of this article for the death of her husband. Such compensation shall be payable whether the dependency of the father or mother or both arises before or after the death of the person, but no compensation shall be payable if the dependency arises more than five years after the death of the person.

(2) If death occur or shall have occurred subsequent to April 6, 1917, and before discharge or resignation from the service, the United States shall pay for burial expenses and the return of body to his home a sum not to exceed $100, as may be fixed by regulation. Where a veteran of any war dies after discharge or resignation from the service and does not leave sufficient assets to meet the expense of his burial and the transportation of his body, and such expenses are not otherwise provided for, the United States Veterans' Bureau shall pay the following sums: For a flag to drape the casket, and after burial to be given to the next of kin of the deceased, a sum not exceeding $5; also for burial expenses, a sum not exceeding $100, to such person or persons as may be fixed by regulations: Provided, That subject to regulations, where death occurs while such person is receiving governmental medical, surgical or hospital treatment or vocational training, the United States Veterans' Bureau shall pay, in addition to burial expenses, the actual and necessary cost of the transportation of the body of such person (including preparation of the body) to the place of burial within the continental limits of the United States.
"(3) The payment of compensation to a widow shall continue until her death or remarriage.

"(4) The payment of compensation to or for a child shall continue until such child reaches the age of eighteen years or marries, or if such child be incapable because of insanity, idiocy, or being otherwise permanently helpless, then during such incapacity.

"(5) Whenever the compensation payable to or for the benefit of any person under the provisions of this section is terminated by the happening of the contingency upon which it is limited, the compensation thereafter for the remaining beneficiary or beneficiaries, if any, shall be the amount which would have been payable to them if they had been the sole original beneficiaries.

"(6) As between the widow and the children not in her custody, and as between children, the amount of compensation shall be apportioned as may be prescribed by regulation.

"(7) The term 'widow' as used in this section shall not include one who shall have married the deceased later than ten years after the time of injury, and shall include widower whenever his condition is such that if the deceased person were living he would have been dependent upon her for support.

"(8) That section 301 of the War Risk Insurance Act, as amended, shall be deemed to be in effect as of April 6, 1917: Provided, however, That before compensation thereunder shall be paid there shall first be deducted from said sum so to be paid the amount of any payments such person may have received by way of gratuities or payments under pension laws in force and existence between April 6, 1917, and October 6, 1917."

Sec. 4. That subdivision (6) of section 302 of the War Risk Insurance Act, is hereby amended to read as follows:

"(6) In addition to the compensation above provided, the injured person shall be furnished by the United States such reasonable governmental medical, surgical, and hospital services and with such supplies, including wheel chairs, artificial limbs, trusses, and similar appliances, as the director may determine to be useful and reasonably necessary, which wheeled chairs, artificial limbs, trusses, and similar appliances may be procured by the United States Veterans' Bureau in such manner, either by purchase or manufacture, as the director may determine to be advantageous and reasonably necessary: Provided, That nothing in this Act shall be construed to affect the necessary military control over any member of the Military or Naval Establishments before he shall have been discharged from the military or naval service: Provided, That all hospital facilities under the control and jurisdiction of the United States Veterans' Bureau, shall be available for veterans of the Spanish-American War, the Philippine inscription, and the Boxer rebellion, suffering from neuropsychiatric or tubercular ailments and diseases, including transportation as granted to those receiving compensation and hospitalization under the War Risk Insurance Act."

Sec. 5. That section 306 of the War Risk Insurance Act, as amended by the Act approved August 9, 1921, is hereby amended to read as follows:

"Sec. 306. That no compensation shall be payable for death or disability which does not occur prior to or within one year after discharge or resignation from the service, except that where after medical examination made on evidence submitted pursuant to regulations, a certificate has been obtained from the director at the time of discharge or resignation from the service or prior to the expiration of one year after the passage of this amendatory Act to the effect that the injured person at the time of his discharge or resignation was suffering from injury likely to result in death or dis-
ability, such certificate, except in case of fraud, shall be incontestable
evidence that the injury for which it is issued was suffered in or
aggravated by service, and compensation shall be payable in accord-
ance with the provisions of Article III of the War Risk Insurance
Act, as amended, for death or disability whenever occurring, prox-
mately resulting from such injury: Provided, That such certificate
shall issue only where there is an official record of the injury during
service or at the time of separation from active service, or where
before March 1, 1924, satisfactory evidence is furnished the bureau
to establish that the injury was suffered or aggravated during active
service: Provided, That where there is official record of injury during
service, compensation shall be payable in accordance with the provi-
sions of said Article III for death or disability whenever occurring,
proximately resulting from such injury."

Sec. 6. That section 308 of the War Risk Insurance Act is hereby
amended to read as follows:

"Sec. 308. That no compensation shall be payable for death
inflicted as a lawful punishment for crime or military offense except
when inflicted by the enemy. A dismissal or discharge by sentence
of court-martial from the service shall bar and terminate all right
to any compensation under the provisions of this article for the
period of service from which such discharge is given."

Sec. 7. That section 408 of the War Risk Insurance Act is hereby
amended to read as follows:

"Sec. 408. In the event that all provisions of the rules and
tations other than the requirements as to the physical con-
tion of the applicant for insurance have been complied with, an
application for reinstatement of lapsed or canceled yearly renew-
able term insurance or application for United States Government
life insurance (converted insurance) hereafter made may be ap-
proved: Provided, That the applicant's disability is the result of
an injury or disease, or of an aggravation thereof, suffered or con-
tacted in the active military or naval service during the World
War: Provided further, That the applicant during his lifetime sub-
mits proof satisfactory to the director showing the service origin
of the disability or aggravation thereof and that the applicant is
not totally and permanently disabled. As a condition, however, to
the acceptance of an application for the reinstatement of lapsed or
canceled yearly renewable term insurance or United States Gov-
ernment life insurance (converted insurance) the applicant shall
be required to pay all the back monthly premiums which would
have become payable if such insurance had not lapsed, together
with interest at the rate of 5 per centum per annum compounded
annually on each premium from the date said premium is due by
the terms of the policy: Provided further, That where any soldier
has heretofore allowed his insurance to lapse, while suffering from
wounds or disease suffered or contracted in line of service, and was
at the time he allowed his insurance to lapse entitled to compensa-
tion on account thereof in a sum equal to or in excess of the
amount due from him in premiums on his said insurance, and
dies or has died from said wounds or disease, or becomes or has
become permanently and totally disabled by reason thereof, with-
out collecting said compensation, and at the time of such death or
permanent total disability had or has sufficient uncollected compen-
sation to pay all unpaid premiums, then and in that event said
policy shall not be considered as lapsed, and the United States
Veterans’ Bureau is hereby authorized and directed to pay to the
said soldier or his beneficiaries under said policy the amount of
said insurance less the premiums and interest thereon at 5 per

Vol. 40, p. 405.
Payment to be made.

Provided.
Official record re-
quired for issuing cer-
tificate.

Provided.
If official record
exists, time restriction
removed.

Vol. 40, p. 407, amend-
ed.
Deaths for crimes,
etc., excluded.

Court martial dismis-
sals or discharges.

Reinstated insurance.
Act, p. 106, amend-
ed.
Approval of applica-
tions without med-
ical examination.

Proof.
Disabled in active
World War service.

Proof of origin of dis-
ability.

Back premiums, etc.,
to be paid.

Payment to benefi-
ciary if insurance lapsed
while suffering from
disability entitlingcom-
pensation, etc.

To person if perma-
nently disabled.
Payment if reinstate-
ment refused because of
other than total disabil-
ity, and soldier dies or
is permanently dis-
abled.

Provided further, That where any soldier has here-
tofore allowed his insurance to lapse, while suffering from wounds
or disease contracted in line of service, and has applied for rein-
statement thereof in whole or in part, and where at the time of
such application he was not totally and permanently disabled, and
where he was not allowed to reinstate because of health condition
other than total permanent disability, and where said soldier has
since died from said wounds or disease or has become permanently
and totally disabled by reason thereof, then and in that event the
United States Veterans’ Bureau is hereby authorized and directed
to pay to said soldier or his beneficiaries the amount of insurance
attempted to be reinstated less the premiums and interest thereon
at 5 per centum per annum compounded annually in installments
as provided by law: 

Provided further, That the Comptroller Gen-
bursing clerk for
eral of the United States is hereby authorized and directed to
make credit in the accounts of the disbursing clerk of the United
States Veterans’ Bureau for all payments of insurance install-
ments hereafter made, without verification of the deduction on the
pay rolls, of such premiums as may have accrued prior to January
1, 1921, while the insured was in the service.”

SEC. 8. That section 409 of the War Risk Insurance Act is here-
by amended to read as follows:

“SEC. 409. The United States Veterans’ Bureau is authorized
to make provision in accordance with regulations, whereby the
payment of premiums on yearly renewable term insurance and United
States Government life insurance (converted insurance) on the due
date thereof may be waived and the insurance may be deemed not
to lapse in the cases of the following persons, to wit: (a) Those
who are confined in a hospital under said bureau for a compensable
disability during the period while they are so confined; (b) those
who are rated as temporarily totally disabled by reason of an injury
or disease entitling them to compensation during the period of such
total disability and while they are so rated; (c) those who, while
mentally incompetent and for whom no legal guardian had been
or has been appointed; allowed or may allow their insurance to
lapse while such rating is effective during the period for which they
have been or hereafter may be so rated, the waiver in such cases to
be made without application and retroactive where necessary: Pro-
vided, That such relief from payment of premiums on yearly re-
newable term insurance on the due date thereof shall be for full
calendar months beginning with the month in which said confine-
ment to hospital, temporary total disability rating, or in cases of
mental incompetents for whom no guardian has been appointed with
the month in which such rating or mental incompetency began or
begins, and ending with that month during the half or major fraction
of which the person is confined in hospital, is rated as temporarily
totally disabled or had or has no legal guardian while rated as
mentally incompetent; Provided further, That all premiums, the pay-
ment of which when due is waived as above provided, shall bear
interest at the rate of 5 per centum per annum compounded an-
nually from the due date of each premium, and if not paid by the
insured shall be deducted from the insurance in any settlement
thereunder or when the same matures either because of permanent
total disability or death: And provided further, That in the event
any lien or other indebtedness established by this Act exists against
any policy of converted insurance in excess of the then cash surren-
der value thereof at the time of the termination of such policy of
converted insurance for any reason other than by death or total
permanent disability, the director is hereby authorized to transfer
and pay from the military and naval insurance appropriation to
the United States Government life insurance fund a sum equal to
the amount such lien or indebtedness exceeds the then cash sur-
render value."

SEC. 9. That section 411 of the War Risk Insurance Act is hereby
amended to read as follows:

"SEC. 411. Subject to the provisions of section 29 of the War
Risk Insurance Act and amendments thereto policies of insurance
hereafter issued in accordance with Article IV of the
War Risk Insurance Act shall be incontestable after the insurance
has been in force six months from the date of issuance, or rein-
statement, except for fraud or nonpayment of premiums: Provided,
that a letter mailed by the United States Veterans' Bureau to the
insured at his last known address informing him of the invalidity
of his insurance shall be deemed a contest within the meaning of
this section: Provided further, That this section shall be deemed to
be in effect as of April 6, 1917."

SEC. 10. That a new section is hereby added to Article IV of the
War Risk Insurance Act (including therein section 18 of the Act,
entitled "An Act to amend and modify the War
Risk Insurance Act," approved December 24, 1919), to be known as section 412,
and to read as follows:

"SEC. 412. That all premiums paid on account of insurance con-
verted under the provisions of Article IV of the War Risk Insurance
Act shall be deposited and covered into the Treasury to the credit
of the United States Government life-insurance fund and shall be
available for the payment of losses, dividends, refunds, and other
benefits provided for under such insurance. Payments from this
fund shall be made upon and in accordance with awards by the
director.

"The United States Veterans' Bureau is hereby authorized to
set aside out of the fund so collected such reserve funds as may be
required, under accepted actuarial principles, to meet all liabilities
under such insurance; and the Secretary of the Treasury is hereby
authorized to invest and reinvest the said United States Government
life-insurance fund, or any part thereof, in interest-bearing obliga-
tions of the United States or the bonds of the Federal farm loan
banks and to sell said obligations of the United States or the bonds
of the Federal farm loan banks for the purposes of such fund."

Approved, March 4, 1923.