

[CHAPTER 621]

AN ACT

June 24, 1948
[H. R. 6726]
[Public Law 755]

To amend the Public Health Service Act to provide for, foster, and aid in coordinating research relating to dental diseases and conditions, and for other purposes.

National Dental
Research Act.

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 "National Dental Research Act".

PURPOSE

SEC. 2. The purpose of this Act is to improve the dental health of the people of the United States through the conduct of researches, investigations, experiments, and studies relating to the cause, diagnosis, and treatment of dental diseases and conditions; assist and foster such researches and other activities by public and private agencies; provide training in matters relating to dental diseases and conditions; and promote the coordination of all such researches and activities and the useful application of their results, with a view to the development and prompt widespread use of the most effective methods of prevention, diagnosis, and treatment of dental diseases and conditions.

RESEARCH AND TRAINING

58 Stat. 707.
Ante, p. 464.

SEC. 3. (a) The heading of title IV of the Public Health Service Act (42 U. S. C., ch. 6A), as amended, is amended to read "TITLE IV—NATIONAL CANCER, HEART, AND DENTAL INSTITUTES".

Ante, p. 466.

(b) Title IV of such Act is further amended by adding immediately after section 415 the following new part:

"PART C—NATIONAL INSTITUTE OF DENTAL RESEARCH

"ESTABLISHMENT OF INSTITUTE

"SEC. 421. There is hereby established in the Public Health Service a National Institute of Dental Research (hereafter in this part referred to as the 'Institute').

"DENTAL DISEASE RESEARCH AND TRAINING

58 Stat. 691.
42 U. S. C. § 241.
Ante, pp. 467, 468;
post, pp. 601, 1017.

"SEC. 422. In carrying out the purposes of section 301 with respect to dental diseases and conditions the Surgeon General, through the Institute and in cooperation with the National Advisory Dental Research Council (hereafter in this part referred to as the 'Council'), shall—

Fostering of
researches, etc.

"(a) conduct, assist, and foster researches, investigations, experiments, and studies relating to the cause, prevention, and methods of diagnosis and treatment of dental diseases and conditions;

Coordination of re
searches.

"(b) promote the coordination of researches conducted by the Institute, and similar researches conducted by other agencies, organizations, and individuals;

Fellowships.

"(c) provide fellowships in the Institute from funds appropriated or donated for the purpose;

Consultations.

"(d) secure for the Institute consultation services and advice of persons from the United States or abroad who are experts in the field of dental diseases and conditions;

Cooperation with
States.

"(e) cooperate with State health agencies in the prevention and control of dental diseases and conditions; and

Traineeships.

"(f) provide training and instruction and establish and maintain traineeships, in the Institute and elsewhere in matters relating

to the diagnosis, prevention, and treatment of dental diseases and conditions with such stipends and allowances (including travel and subsistence expenses) for trainees as he may deem necessary, the number of persons receiving such training and instruction, and the number of persons holding such traineeships, to be fixed by the Council, and, in addition, provide for such training, instruction, and traineeships through grants, upon recommendation of the Council, to public and other nonprofit institutions.

“ADMINISTRATION

“SEC. 423. (a) In carrying out the provisions of section 422 all appropriate provisions of section 301 shall be applicable to the authority of the Surgeon General, and grants-in-aid for dental research and training projects shall be made only after review and recommendation of the Council made pursuant to section 424.

Ante, p. 598.
58 Stat. 691.
42 U. S. C. § 241.
Ante, pp. 467, 468;
post, pp. 601, 1017.

“(b) The Surgeon General shall recommend to the Administrator acceptance of conditional gifts, pursuant to section 501, for study, investigation, or research into the cause, prevention, or methods of diagnosis or treatment of dental diseases and conditions, or for the acquisition of grounds or for the erection, equipment, or maintenance of premises, buildings, or equipment of the Institute. Donations of \$50,000 or over for carrying out the purposes of this part may be acknowledged by the establishment within the Institute of suitable memorials to the donors.

Acceptance of conditional gifts.
58 Stat. 709.
42 U. S. C. § 219.

“FUNCTIONS OF THE COUNCIL

“SEC. 424. The Council is authorized to—

“(a) review research projects or programs submitted to or initiated by it relating to the study of the cause, prevention, or methods of diagnosis and treatment of dental diseases and conditions, and certify approval to the Surgeon General, for prosecution under section 422 (a) hereof, of any such projects which it believes show promise of making valuable contributions to human knowledge with respect to the cause, prevention, or methods of diagnosis and treatment of dental diseases and conditions;

Review of research projects.

Ante, p. 598.

“(b) collect information as to studies which are being carried on in the United States or any other country as to the cause, prevention, or methods of diagnosis or treatment of dental diseases and conditions, by correspondence or by personal investigation of such studies, and with the approval of the Surgeon General make available such information through appropriate publications for the benefit of health agencies and organizations (public or private), physicians, dentists, or any other scientists, and for the information of the general public;

Collection and dissemination of information.

“(c) review applications from any university, hospital, laboratory, or other institution, whether public or private, or from individuals, for grants-in-aid for research projects relating to dental diseases and conditions, and certify to the Surgeon General its approval of grants-in-aid in the cases of such projects which show promise of making valuable contributions to human knowledge with respect to the cause, prevention, or methods of diagnosis or treatment of dental diseases and conditions;

Review of applications for research grants.

“(d) recommend to the Surgeon General for acceptance conditional gifts pursuant to section 501 for carrying out the purposes of this part;

Recommendations.
58 Stat. 709.
42 U. S. C. § 219.

“(e) make recommendations to the Surgeon General with respect to carrying out the provisions of this part; and

“(f) review applications from any public or other nonprofit institution for grants-in-aid for training, instruction, and

Review of applications for training grants.

traineeships in matters relating to the diagnosis, prevention, and treatment of dental diseases and conditions, and certify to the Surgeon General its approval of such applications for grants-in-aid as it determines will best carry out the purposes of this Act.

“OTHER AUTHORITY WITH RESPECT TO DENTAL DISEASES AND CONDITIONS

“SEC. 425. This part shall not be construed as superseding or limiting (a) the functions or authority of the Surgeon General or the Service, or of any other officer or agency of the United States, relating to the study of the causes, prevention, or methods of diagnosis or treatment of dental diseases and conditions; or (b) the expenditure of money therefor.

Appropriation au-
thorized.

“SEC. 426. There is hereby authorized to be appropriated the sum of \$750,000 for each fiscal year, beginning with the fiscal year ending June 30, 1949, for the purpose of carrying out the provisions of this part.”

NATIONAL ADVISORY DENTAL RESEARCH COUNCIL

SEC. 4. (a) Section 217 of such Act is amended by adding at the end thereof the following new subsection:

58 Stat. 691.
42 U. S. C. § 218.
Ante, p. 467.
Members.

“(g) The National Advisory Dental Research Council shall consist of the Surgeon General or his representative, the chief medical officer of the Veterans' Administration or his representative, the Surgeon General of the Army or his representative, the Surgeon General of the Navy or his representative, who shall be ex officio members, and twelve members appointed without regard to the civil-service laws by the Surgeon General with the approval of the Administrator. The twelve appointed members shall be leaders in the fields of fundamental sciences, medical sciences, education, or public affairs; six of such twelve shall be selected from leading dental, medical, or scientific authorities who are outstanding in the study, diagnosis, or treatment of dental diseases and conditions, and at least four of such six shall be dentists. Each appointed member of the Council shall hold office for a term of four years except that any member appointed to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed for the remainder of such term, and except that, of the members first appointed, three shall hold office for a term of three years, three shall hold office for a term of two years, and three shall hold office for a term of one year, as designated by the Surgeon General at the time of appointment. None of such twelve members shall be eligible for reappointment until a year has elapsed since the end of his preceding term. Every two years the Council shall elect one member to act as chairman for the succeeding two-year period.”

Term of office.

Ante, p. 467.

(b) Subsection (b) of section 217 of such Act is amended to read as follows:

National Advisory
Health Council.

“(b) The National Advisory Health Council shall advise, consult with, and make recommendations to, the Surgeon General on matters relating to health activities and functions of the Service. The Surgeon General is authorized to utilize the services of any member or members of the Council, and where appropriate, any member or members of the National Advisory Cancer Council, the National Advisory Mental Health Council, the National Advisory Heart Council, or the National Advisory Dental Research Council, in connection with matters related to the work of the Service, for such periods, in addition to conference periods, as he may determine.”

Ante, p. 467.

(c) The heading of section 217 of such Act is amended to read “National Advisory Health, Cancer, Mental Health, Heart, and Dental Research Councils.”

(d) Subsection (e) of section 208 of such Act is amended to read as follows:

Ante, p. 467.

“(e) Members of the National Advisory Health Council, members of the National Advisory Mental Health Council, members of the National Advisory Cancer Council, members of the National Advisory Heart Council, and members of the National Advisory Dental Research Council, other than ex officio members, while attending conferences or meetings of their respective Councils or while otherwise serving at the request of the Surgeon General, shall be entitled to receive compensation at a rate to be fixed by the Administrator, but not exceeding \$50 per diem, and shall also be entitled to receive an allowance for actual and necessary traveling and subsistence expenses while so serving away from their places of residence.”

(e) Paragraph (d) of section 301 of such Act is amended to read as follows:

Ante, p. 467; *post*, p. 1017.

“(d) Make grants-in-aid to universities, hospitals, laboratories, and other public or private institutions, and to individuals for such research projects as are recommended by the National Advisory Health Council, or, with respect to cancer, recommended by the National Advisory Cancer Council, or, with respect to mental health, recommended by the National Advisory Mental Health Council, or, with respect to heart diseases, recommended by the National Advisory Heart Council, or, with respect to dental diseases and conditions, recommended by the National Advisory Dental Research Council;”.

Grants-in-aid to institutions and individuals.

(f) Paragraph (g) of such section 301 is amended to read as follows:

Ante, p. 468.

“(g) Adopt, upon recommendation of the National Advisory Health Council, or, with respect to cancer, upon recommendation of the National Advisory Cancer Council, or, with respect to mental health, upon recommendation of the National Advisory Mental Health Council, or, with respect to heart diseases, upon recommendation of the National Advisory Heart Council, or, with respect to dental diseases and conditions, upon recommendations of the National Advisory Dental Research Council, such additional means as he deems necessary or appropriate to carry out the purposes of this section.”

Additional means of research, etc.

RESEARCH FACILITIES

SEC. 5. There is hereby authorized to be appropriated a sum not to exceed \$2,000,000 for the erection and equipment of suitable and adequate buildings and facilities for the use of the National Institute of Dental Research in carrying out the provisions of this Act. The Federal Works Administrator is authorized to acquire, by purchase, condemnation, donation, or otherwise, a suitable and adequate site or sites, selected on the advice of the Surgeon General of the Public Health Service, in or near the District of Columbia for such buildings and facilities, and to erect thereon, furnish, and equip such buildings and facilities. The amount authorized to be appropriated in this section shall include the cost of preparation of drawings and specifications, supervision of construction, and other administrative expenses incident to the work: *Provided*, That the Federal Works Agency shall prepare the plans and specifications, make all necessary contracts, and supervise construction.

Appropriation authorized.

GENERAL PROVISIONS

SEC. 6. (a) Section 2 of the Public Health Service Act, as amended, is amended by striking out the word “and” at the end of paragraph (m), by striking out the period at the end of paragraph (n) and inserting in lieu thereof “; and”, and by inserting after paragraph (n) the following new paragraph:

60 Stat. 421.
42 U. S. C. § 201.
Ante, p. 468.

“Dental diseases and conditions.”

“(o) The term ‘dental diseases and conditions’ means diseases and conditions affecting teeth and their supporting structures, and other related diseases of the mouth.”

60 Stat. 1048.
42 U. S. C. § 201k (b).

(b) Section 633 (b) of such Act is amended by striking out “\$25” and by inserting in lieu thereof “\$50”.

Approved June 24, 1948.

[CHAPTER 622]

AN ACT

June 24, 1948
[S. 2192]
[Public Law 756]

To amend the Interstate Commerce Act so as to permit the issuance of free passes to time inspectors of carriers subject to part I of such Act.

36 Stat. 547; 41 Stat. 475.
49 U. S. C. § 1 (7).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph (7) of section 1 of the Interstate Commerce Act, as amended, is amended by striking out “its officers, surgeons, physicians, and attorneys at law,” and inserting in lieu thereof the following: “its officers, time inspectors, surgeons, physicians, and attorneys at law,”.

Approved June 24, 1948.

[CHAPTER 623]

AN ACT

June 24, 1948
[S. 2237]
[Public Law 757]

To increase certain benefits payable under the Longshoremen's and Harbor Workers' Compensation Act.

Longshoremen's and Harbor Workers' Compensation Act, amendments.
44 Stat. 1426.
33 U. S. C. § 906 (b).
Disability compensation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (b) of section 6 of the Longshoremen's and Harbor Workers' Compensation Act is amended to read as follows:

“(b) Compensation for disability shall not exceed \$35 per week and compensation for total disability shall not be less than \$12 per week: *Provided, however,* That, if the employee's average weekly wages, as computed under section 10, are less than \$12 per week, he shall receive as compensation for total disability his average weekly wages.”

44 Stat. 1431.
33 U. S. C. § 910.
Post, p. 603.

SEC. 2. So much of subdivision (c) of section 8 of such Act, as amended, as precedes paragraph (1) thereof is amended to read as follows:

44 Stat. 1427.
33 U. S. C. § 908 (c) (1).

Permanent partial disability.

“(c) Permanent partial disability: In case of disability partial in character but permanent in quality the compensation shall be 66⅔ per centum of the average weekly wages, which shall be in addition to compensation for temporary total disability or temporary partial disability paid in accordance with subdivision (b) or subdivision (e) of this section, respectively, and shall be paid to the employee, as follows:”.

44 Stat. 1429.
33 U. S. C. § 909 (a)-(c), (e).

SEC. 3. Subsections (a), (b), (c), and (e) of section 9 of the Longshoremen's and Harbor Workers' Compensation Act, as amended, are amended to read as follows:

Funeral expenses.
Surviving wife or husband.

“(a) Reasonable funeral expenses not exceeding \$400.

Surviving child.

“(b) If there be a surviving wife or dependent husband and no child of the deceased, to such surviving wife or dependent husband 35 per centum of the average wages of the deceased, during widowhood, or dependent widowhood, with two years' compensation in one sum upon remarriage; and if there be a surviving child or children of the deceased, the additional amount of 15 per centum of such wages for each such child; in case of the death or remarriage of such surviving wife or dependent husband, if there be one surviving child of the deceased employee, such child shall have his compensation increased to 35 per centum of such wages, and if there be more than one surviving child of the deceased employee, to such children, in

Remarriage.