

remaining in or on a food, and with respect to any nematocide, plant regulator, defoliant, or desiccant whose use does result in residue remaining in or on a food at the time of introduction into interstate commerce and which use had commercial application prior to January 1, 1958, section 3, "Prohibited Acts"; section 8, "Penalties"; section 9, "Seizures"; and section 10, "Imports", of the Federal Insecticide, Fungicide, and Rodenticide Act, which this Act amends, shall not be applicable until—

7 USC 135a, 135f, 135g.

(1) March 5, 1960, or such later date, not beyond March 5, 1961, as the Secretary of Agriculture may prescribe on the basis of a determination that such action will not be unduly detrimental to the public interest and is necessary to avoid hardships, or

(2) the date on which a registration for such use is issued under the Federal Insecticide, Fungicide, and Rodenticide Act,

61 Stat. 163.
7 USC 135 note.

whichever date first occurs; and

(b) with respect to any particular commercial use of a nematocide, plant regulator, defoliant, or desiccant in or on a raw agricultural commodity, if such use was made of such substance before January 1, 1958, section 406(a) and clause (2) of section 402(a) of the Federal Food, Drug, and Cosmetic Act as in force prior to the date of the enactment of the Act of July 22, 1954 (68 Stat. 511) (relating to pesticide chemicals on raw agricultural commodities) shall apply until—

52 Stat. 1049, 1046.

21 USC 346, 342.

(1) March 5, 1960, or the end of such additional period, not beyond March 5, 1961, as the Secretary of Health, Education, and Welfare may prescribe on the basis of a finding that such extension involves no undue risk to the public health and that conditions exist which necessitate the prescribing of such an additional period, or

(2) the date on which an order with respect to such use under section 408 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 346a) becomes effective,

68 Stat. 511.

whichever date first occurs.

Approved August 7, 1959.

Public Law 86-140

AN ACT

August 7, 1959
[H. R. 3290]

To amend title 10, United States Code, to eliminate the requirement that each chaplain make an annual report to the Secretary of the Navy.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (d) of section 6031 of title 10, United States Code, is hereby repealed.

70A Stat. 378.

Approved August 7, 1959.

Public Law 86-141

AN ACT

August 7, 1959
[H. R. 1219]

To amend section 2038 of the Internal Revenue Code of 1954 (relating to revocable transfers).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2038 of the Internal Revenue Code of 1954 (relating to the treatment of

68A Stat. 383.
26 USC 2038.

certain revocable transfers for purposes of the estate tax) is amended by adding at the end thereof the following new subsection:

“(c) EFFECT OF DISABILITY IN CERTAIN CASES.—For purposes of this section, in the case of a decedent who was (for a continuous period beginning not less than 3 months before December 31, 1947, and ending with his death) under a mental disability to relinquish a power, the term ‘power’ shall not include a power the relinquishment of which on or after January 1, 1940, and on or before December 31, 1947, would, by reason of section 1000(e) of the Internal Revenue Code of 1939, be deemed not to be a transfer of property for purposes of chapter 4 of the Internal Revenue Code of 1939.”

SEC. 2. The amendment made by the first section of this Act shall apply only with respect to estates of decedents dying after August 16, 1954. No interest shall be allowed or paid on any overpayment resulting from the application of the amendment made by the first section of this Act with respect to any payment made before the date of the enactment of this Act.

Approved August 7, 1959.

53 Stat. 144.
Effective date.

Public Law 86-142

AN ACT

To amend title 10, United States Code, with respect to crediting certain service as a member of the Women's Army Auxiliary Corps, and for other purposes.

August 7, 1959
[H. R. 3321]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That chapter 53 of title 10, United States Code, is amended as follows:

(1) By adding the following new section at the end thereof:

“§ 1038. Service credit: certain service in Women's Army Auxiliary Corps

“In computing years of active service of any female member of the armed forces, there shall be credited for all purposes, except the right to promotion, in addition to any other service that may be credited, all active service performed in the Women's Army Auxiliary Corps after May 13, 1942, and before September 30, 1943, if that member performed active service in the armed forces after September 29, 1943. Service as an officer in the Women's Army Auxiliary Corps shall be credited as active service in the status of a commissioned officer, and service as an enrolled member of the Corps shall be credited as active service in the status of an enlisted member.”

(2) By adding the following new item at the end of the analysis thereof:

“1038. Service credit: certain service in Women's Army Auxiliary Corps.”

SEC. 2. A person entitled to pension or compensation under any law administered by the Veterans' Administration, based upon the active service described in section 1 of this Act, may elect within one year after the enactment of this Act to receive that pension or compensation in lieu of any compensation under the Federal Employees' Compensation Act, as amended (5 U.S.C. 751 et seq.), to which that person is entitled on the basis of the same service. Such an election is irrevocable and does not entitle that person to the pension or compensation for any period before the date the election is made.

SEC. 3. No person is entitled to back pay or allowances because of any service credited under section 1 of this Act.

Approved August 7, 1959.

WAAC, service credit.
10 USC 1031-1037.

Election of pension or compensation.

39 Stat. 742.