

## ESTABLISHMENT OF A BUREAU OF WAR-RISK INSURANCE IN THE TREASURY DEPARTMENT.

OCTOBER 5, 1917.—Ordered to be printed

Mr. SIMS, from the committee of conference, submitted the following

### CONFERENCE REPORT.

[To accompany H. R. 5723.]

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 5723) to amend an act entitled "An act to authorize the establishment of a Bureau of War-Risk Insurance in the Treasury Department," approved September 2, 1914, having met, after full and free conference have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 13, 15, 19, 25, 26, 33, 60, 92, 105, and 106.

That the House recede from its disagreement to the amendments of the Senate numbered 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 14, 16, 17, 18, 20, 21, 22, 23, 27, 28, 29, 30, 31, 32, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 81, 82, 83, 84, 85, 86, 87, 89, 93, 94, 95, 96, 97, 98, 99, 101, 102, 103, 104, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 118, and 119, and agree to the same.

Amendment numbered 6:

That the House recede from its disagreement to the amendment of the Senate numbered 6, and agree to the same with an amendment as follows:

After the word "cohabitation" at the end of the amendment proposed by the Senate insert the following: : *Provided further, That for the purpose of the administration of Article II of this act marriage shall be conclusively presumed, in the absence of proof, that there is a legal spouse living, if the man and woman have lived together in the openly acknowledged relation of husband and wife during the two years immediately preceding the date of the declaration of war, or the date of enlistment or of entrance into or employ-*

*ment in active service in the military or naval forces of the United States if subsequent to such declaration; and the Senate agree to the same.*

Amendment numbered 12:

That the House recede from its disagreement to the amendment of the Senate numbered 12, and agree to the same with an amendment as follows:

*In lieu of the matter proposed by the Senate amendment insert the following: , and if such child, if born after December thirty-first, nineteen hundred and seventeen, shall have been born in the United States, or in its insular possessions; and the Senate agree to the same.*

Amendment numbered 24:

That the House recede from its disagreement to the amendment of the Senate numbered 24, and agree to the same with an amendment, as follows:

In lieu of the matter proposed to be stricken out by the Senate amendment, insert the following:

*Sec. 24. That the Bureau of War-Risk Insurance, so far as practicable, shall upon request furnish information to and act for persons in the military or naval service, with respect to any contracts of insurance whether with the Government or otherwise, as may be prescribed by regulations. Said bureau may upon request procure from and keep a record of the amount and kind of insurance held by every commissioned and appointive officer and of every enlisted man in the military or naval service of the United States, including the name and principal place of business of the company, society, or organization in which such insurance is held, the date of the policy, amount of premium, name and relationship of the beneficiary, and such other data as may be deemed of service in protecting the interests of the insured and beneficiaries.*

And the Senate agree to the same.

Amendment numbered 88:

That the House recede from its disagreement to the amendment of the Senate numbered 88, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by the Senate amendment insert *five*; and the Senate agree to the same.

Amendment numbered 90:

That the House recede from its disagreement to the amendment of the Senate numbered 90, and agree to the same with an amendment as follows:

In lieu of the matter proposed by the Senate amendment insert *five*; and the Senate agree to the same.

Amendment numbered 91:

That the House recede from its disagreement to the amendment of the Senate numbered 91, and agree to the same with an amendment as follows:

In lieu of the matter proposed by the Senate amendment insert *five*; and the Senate agree to the same.

**Amendment numbered 117:**

That the House recede from its disagreement to the amendment of the Senate numbered 117, and agree to the same with an amendment as follows:

In lieu of the matter proposed by the Senate amendment insert the following:

*Not later than five years after the date of the termination of the war as declared by proclamation of the President of the United States, the term insurance shall be converted, without medical examination, into such form or forms of insurance as may be prescribed by regulations and as the insured may request. Regulations shall provide for the right to convert into ordinary life, twenty payment life, endowment maturing at age sixty-two and into other usual forms of insurance and shall prescribe the time and method of payment of the premiums thereon, but payments of premiums in advance shall not be required for periods of more than one month each and may be deducted from the pay or deposit of the insured or be otherwise made at his election.*

And the Senate agree to the same.

**Amendment numbered 120:**

That the House recede from its disagreement to the amendment of the Senate numbered 120, and agree to the same with an amendment as follows:

In the first line of the amendment proposed by the Senate strike out "406" and insert the figure 3; and the Senate agree to the same.

T. W. SIMS,  
SAM RAYBURN,  
JOHN J. ESCH,

*Managers on the part of the House.*

JOHN SHARP WILLIAMS,  
HOKE SMITH,  
REED SMOOT,

*Managers on the part of the Senate.*

**STATEMENT OF THE MANAGERS ON THE PART OF THE HOUSE.**

The managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 5723) to amend an act entitled "An act to authorize the establishment of a Bureau of War Risk Insurance in the Treasury Department," approved September 2, 1914, and for other purposes, submit the following written statement in explanation of the effect of the action agreed upon by the conferees and recommended in the conference report:

Amendment No. 1: Changes the reference to the number of the section.

Amendment No. 2: Limits the construction of section 9 as referring only to the Division of Marine and Seamen's Insurance.

Amendment No. 3: Limits the amount of compensation paid to claim agents and attorneys for services to 10 per cent.

Amendment No. 4: Strikes out the words "so far as practicable," to which the House conferees agreed.

Amendment No. 5: This amendment makes the fees allowed and salaries to be the same as in other departments of the Government for similar services.

Amendment No. 6: The House conferees accepted the Senate amendment in its entirety, but also added in addition thereto the House text, which relates to proof of marriages for the purpose of the administration of Article II.

Amendment No. 7: Changes the word "approval" to "enactment."

Amendment No. 8: Changes the word "act" to "amendatory act."

Amendment No. 9: This amendment provides that the child must be legally adopted before enlistment.

Amendment No. 10: This amendment simply adds a comma after the word "only."

Amendment No. 11: This amendment proposes to insert "instrument in writing signed by."

Amendment No. 12: This amendment fixes the date of birth of child and requires birth in the United States or in its insular possessions.

Amendment No. 13: The Senate conferees receded from this amendment, which defines the term of "wife divorced" as being wife divorced without her fault as the ground or cause of such divorce.

Amendment No. 14: This amendment is simply a correction.

Amendment No. 15: This amendment restores the House text which defines the age limit of a child.

Amendment No. 16: This amendment changes the language as to "disability."

Amendment No. 17: This amendment eliminates an Army clerk and a field clerk, Quartermaster Corps, from the definition of the term "commissioned officer."

Amendment No. 18: This amendment includes in the definition of the terms "man and enlisted man" members of training camps authorized by law.

Amendment No. 19: This amendment defines the term "dependent," and the Senate recedes.

Amendment No. 20: Simply inserts the word "amendatory" before the word "act."

Amendment No. 21: The House recedes on amendment No. 21, striking out the words "a person mentally incompetent," because it is covered in amendment No. 22, disagreement to which the House also recedes.

Amendment No. 23: The House recedes on this amendment, as the language substituted by the Senate more clearly defines the party to whom payment shall be made.

Amendment No. 24: The Senate recedes from its amendment striking out section 24, and agrees thereto with an amendment inserting the words "on request" after the word "shall," in line 10; and also with amendment striking out the word "shall," in line 14 of the same section, and inserting the words "may on request."

Amendments Nos. 25 and 26: The Senate recedes from its amendments 25 and 26, which are only corrections.

Amendment No. 27: This amendment which provides that allotment shall be made only to former wife divorced to whom alimony has been decreed; and the House recedes.

Amendment No. 28: Adds the word "decree" after the court order.

Amendment No. 29: Inserts the word "written" before the word "agreement"; and the House recedes.

Amendment No. 30: This amendment defines what illegitimate child the father must contribute to, and further provides that where it has been judicially ordered that it shall not be beyond the amount decreed by the court; and the House recedes.

Amendment No. 31: This amendment strikes out the words "his next of kin" and inserts in lieu thereof the words "the person or persons who would under the laws of the State of his residence be entitled to his personal property in case of intestacy"; and the House recedes.

Amendment No. 32: Strikes out the words "declaration of war" and inserts in lieu thereof "November first, nineteen hundred and seventeen"; and the House recedes.

Amendment No. 33: This amendment limits the payment of family allowances for members of class A and to those dependent in whole or in part on the enlisted man; and the Senate recedes.

Amendment No. 34: This amendment relates to alimony when decreed to the wife; and the House recedes.

Amendment No. 35: This amendment inserts the word "decree"; and the Senate recedes.

Amendment No. 36: This amendment inserts the word "written" after the word "agreement"; and the House recedes.

Amendment No. 37: This amendment relates to an illegitimate child to whose support the father has been judicially ordered or decreed to contribute, and the amount of the allotment shall not exceed the amount fixed in the order or decree; and the House recedes.

Amendment No. 38: This amendment relates to the allotment under class B; and the House recedes.

Amendment No. 39: This amendment simply changes the word "amendment" to "amendatory act"; and the House recedes.

Amendment No. 40: This amendment proposes to strike out "a wife, including a former wife divorced, and the children not in her custody, and as between children," and inserts "the members of class A and as between the members of class B"; and the House recedes.

Amendment No. 41: This amendment simply changes the language relating to the regulations to be made by the Secretary of War and the Secretary of the Treasury with reference to the distribution of allotments, and clarifies the language; and the House recedes.

Amendment No. 42: This amendment simply inserts the words "on the basis of"; and the House recedes.

Amendment No. 43: This amendment relates to the certification to the War and Navy Departments with reference to the amount of the allotment to be made by the man; and the House recedes.

Amendment No. 44: This amendment strikes out the words "in the course of the service"; and the House recedes.

Amendment No. 45: This amendment provides that no compensation shall be paid if the injury or disease has been caused by the willful misconduct of the man; and the House recedes.

Amendment No. 46: This amendment strikes out the words "from a marriage contracted before or within ten years after the injury," and is covered in another section of the bill; and the House recedes.

Amendment No. 47: This amendment strikes out the word "substantially" before the word "dependent"; and the House recedes.

Amendment No. 48: This amendment strikes out the words "percentages of his pay," and inserts the word "amounts." This is necessary because the percentage provisions of the bill were stricken out in the House, and the word "amounts" inserted in lieu thereof; and the House recedes.

Amendments Nos. 49 to 55, inclusive: These amendments all reduce the rates of compensation as passed by the House; and the House recedes.

Amendment No. 56: This amendment strikes out the word "substantially" before the word "dependent"; and the House recedes.

Amendments Nos. 57, 58, and 59: These amendments relate to the payment of burial expenses and return of bodies to homes of men who died before discharge or resignation from the service. The House provision provided for the payment of \$100 for burial expenses for men who died after discharge or resignation; and the House recedes.

Amendment No. 60: This amendment strikes out "eighteen" and inserts "sixteen"; and the Senate recedes.

Amendment No. 61: This amendment strikes out the words "mental or physical infirmity, of pursuing any substantially gainful occupation, then until the marriage or death or until such incapacity ceases." and inserts the words, "insane, idiotic, or otherwise being permanently helpless, then during such incapacity"; and the House recedes.

Amendment No. 62: This amendment simply defines the word "widow" as used in section 301; and the House recedes.

Amendment No. 63: This amendment strikes out "so as to make it impracticable for the injured person to pursue any gainful occupation," for the reason that if the injury is total a person could not pursue a gainful occupation; and the House recedes.

Amendments Nos. 64 to 71, inclusive: These amendments reduce the rates for disability resulting from injury, and change the lettering of the paragraphs; and the House recedes.

Amendment No. 72: This amendment simply changes the lettering of the paragraphs; and the House recedes.

Amendment No. 73: This amendment strikes out the word "substantially" before the word "dependent"; and the House recedes.

Amendment No. 74: This amendment inserts the word "amounts," which is necessary; and the House recedes.

Amendment No. 75: This amendment adds to the classification of those permanently disabled the words "those helplessly and permanently bedridden"; and the House recedes.

Amendment No. 76: This amendment provides that those helplessly and permanently bedridden must be from causes occurring "in the line of duty"; and the House recedes.

Amendment No. 77: This amendment inserts the word "governmental" before the word "medical"; and the House recedes.

Amendment No. 78: This amendment inserts the words "with such" before the word "supplies"; and the House recedes.

Amendment No. 79: This amendment inserts a proviso that nothing in this act shall be construed to effect the necessary military control over any member of the Military or Naval Establishment before he shall have been discharged from the military or naval service, which is admitted to be necessary to avoid any conflict of authority; and the House recedes.

Amendment No. 80: The House concurred in the amendment.

Amendments Nos. 81 and 82: This amendment simply renumbers the sections.

Amendment No. 83: This amendment strikes out section 307, which relates to the definition of the term "pay"; and the House recedes.

Amendments Nos. 84, 85, 86, and 87: These amendments simply renumber the sections; and the House recedes.

Amendment No. 88: The House recedes with an amendment changing the time for the occurrence of the disability to five years instead of ten years, as inserted by the House, and two years, as inserted by the Senate.

Amendment No. 89: This amendment strikes out "in the course of" before the word "service" and inserts "during the"; and the House recedes.

Amendments Nos. 90 and 91: On these amendments the House recedes with an amendment changing the time for the occurrence of the disability to five years instead of ten years, as inserted by the House, and two years, as inserted by the Senate.

Amendment No. 92: This amendment adds after the word "such" the words "minority or"; and the Senate recedes.

Amendments Nos. 93, 94, and 95: These amendments simply changes the numbers of the sections; and the House recedes.

Amendment No. 96: This amendment strikes out the words "existing pension laws and laws providing for gratuities or payment in

the event of death in the service" and inserts the words "the laws providing for gratuities or payment in the event of death in the service and existing pension laws"; and the House recedes.

Amendment No. 97: This amendment inserts the words "or their widows, children, or their dependents"; and the House recedes.

Amendment No. 98: This amendment renumbers the section only.

Amendment No. 99: This amendment inserts the word "amendatory" before the word "act"; and the House recedes.

Amendment No. 100: The House instructed the conferees to concur in the amendment.

#### ARTICLE IV.

Amendment 101: This amendment simply inserts the word "permanent" before the word "disability"; and the House recedes.

Amendment 102: Insert the words "and permanently" before the word "disabled."

Amendment 103: Insert after the word "wife" the words "from the time of his death and during her widowhood, or to his"; and the House recedes.

Amendment 104: Insert the words "and permanent" before the word "disability"; and the House recedes.

Amendment 105: Insert the word "dependent" before the word "both"; and the Senate recedes.

Amendment 106: Insert the word "dependent" before the word "sister"; and the Senate recedes.

Amendment 107: Insert the words "and permanent" before the word "disability."

Amendment 108: Strike out the words "and to such other persons as may be provided for from time to time by regulation"; and the House recedes.

Amendment 109 simply strikes out the word "only"; and the House recedes.

Amendment 110: Insert before the word "installments" the words "two hundred and forty equal monthly" for the reason that it was desired that these payments should run for a period of 20 years; and the House recedes.

Amendment 111 adds the words "dividends from gains and savings," as it is believed the beneficiaries should have the full value of the policy at the time of the death; and the House recedes.

Amendment 112 makes the basis of calculation the American Experience of Mortality, with interest at  $3\frac{1}{2}$  per cent per annum and provides further that no deduction shall be made from continuous installments during the life of the insured in case of total and permanent disability continues more than 240 months; and the House recedes.

Amendment 113: Strikes out the words "or as in the regulations"; and the House recedes.

Amendment 114 adds after the words "reserve value" the words "if any"; and the House recedes.

Amendment 115 strikes out the word "policy" and inserts in lieu thereof the words "contracts of insurance"; and the House recedes.

Amendment 116: Inserts after the word "war" the words "and thereafter until converted."



Amendment 117: Provides that not later than five years after the close of this war that term insurance shall be converted into other lines of insurance without medical examination which supersedes the House provision that it could be converted after the war. The House agrees to the Senate amendment with the following amendments: After the word "after" insert the words "the date of the termination of"; and after the word "war", in the same line "as declared by proclamation of the President of the United States."

Amendment 118: This amendment simply strikes out the words "*And provided further, That no*", and inserts before the word "or" the word "no"; and the House recedes.

Amendment 119: Strikes out the words "this act" and inserts the words "the provision of this section"; and the House recedes.

Amendment 120: Adds a new section to the bill, section No. 3, which provides for the revival of the term "general" in the United States Army and provides for the appointment of the commander of the United States forces now in France to this rank; and provides that the salary of the general shall be \$10,000 and the lieutenants general \$9,000.

T. W. SIMS,  
SAM RAYBURN,  
JOHN J. ESCH,

*Managers on the part of the House.*

