

accrued prior to such separation. In the event of the death of any person designated in section 1 hereof, whether occurring prior or subsequent to the time any loss, destruction, or damage occurs, reimbursement may be made to any dependent relative, as determined by the Secretary of the Navy.

SEC. 4. Existing claims shall be presented within two years from the date of this Act and all such claims hereafter arising shall be presented within two years from the occurrence of the loss, destruction, or damage, except that any person missing who is not willfully absent, or any person who is a prisoner in the hands of the enemy, or who is interned in a neutral country, shall in addition be allowed one year from the time of return to the jurisdiction of the United States in which to file such claim.

SEC. 5. The provisions of this Act shall apply to the personnel of the Coast Guard, military and civil, when the Coast Guard is not operating as a part of the Navy. In such case the Secretary of the Treasury shall have and exercise as to claims of the personnel of the Coast Guard the authority conferred by this Act upon the Secretary of the Navy, and payment or reimbursement in kind of such claims shall be made from appropriations available to the Treasury Department, which appropriations are hereby authorized.

SEC. 6. The provisions of this Act shall apply to the personnel of the Coast and Geodetic Survey and Public Health Service when serving with the Navy.

SEC. 7. Claims arising in the manner indicated in this Act and which have been settled under the terms of a previously existing law shall be regarded as finally determined and no other or further right of recovery under the provisions hereof shall accrue to persons whose claims have been so settled.

SEC. 8. The appropriations available to the Navy Department and the Coast Guard for the payment of claims under the provisions of the Act of October 6, 1917 (40 Stat. 389), as amended, are hereby made available for the payment or reimbursement of claims determined under the provisions of this Act.

SEC. 9. The said Act approved October 6, 1917 (40 Stat. 389), entitled "An Act to provide for the reimbursement of officers, enlisted men, and others in the naval service of the United States for property lost or destroyed in such service", as amended, is hereby repealed.

Approved October 27, 1943.

Time limitation for presenting claims.

Applicability to Coast Guard.

Coast and Geodetic Survey; Public Health Service.

Settlements under prior laws.

Funds available.

34 U. S. C. § 982; 14 U. S. C. § 40.

Repeal.  
34 U. S. C. § 982; Supp. II, § 981; 14 U. S. C. § 40.

[CHAPTER 289]

AN ACT

To amend the Act of May 27, 1908, as amended, authorizing settlement of accounts of deceased officers and enlisted men of the Navy and Marine Corps.

October 28, 1943

[H. R. 3225]

[Public Law 177]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act approved May 27, 1908 (35 Stat. 317), as amended (52 Stat. 352; 34 U. S. C. 941), is hereby further amended by striking out the words "five hundred" appearing in line 35, page 373, Thirty-fifth Statutes at Large, and inserting in lieu thereof the words "one thousand", and by changing the colon after the words "stirpes" in line 47 to a period and inserting "Where the amount due the decedent's estate is \$1,000 or more and no demand is presented by a duly appointed legal representative of the estate, the accounting officers may allow \$1,000 of the amount due to the estate to the widow or legal heirs in the order of precedence hereinabove set forth".

Navy and Marine Corps.  
Settlement of accounts of deceased personnel.

Approved October 28, 1943.

## [CHAPTER 290]

## AN ACT

Relating to credits against the Victory tax.

October 28, 1943  
[H. R. 3381]  
[Public Law 178]

Internal Revenue  
Code, amendments.  
56 Stat. 885.  
26 U. S. C., Supp. II,  
§ 453.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 453 of the Internal Revenue Code (relating to the credit against the Victory tax) is amended to read as follows:

**"SEC. 453. CREDITS AGAINST VICTORY TAX.**

"(a) ALLOWANCE OF CREDIT.—There shall be allowed as a credit against the Victory tax for each taxable year—

"(1) SINGLE PERSONS.—In the case of a single person, a married person not living with husband or wife, or an estate or trust, an amount equal to 25 per centum of the Victory tax or \$500, whichever is the lesser.

"(2) HEADS OF FAMILIES.—In the case of the head of a family, an amount equal to 40 per centum of the Victory tax or \$1,000, whichever is the lesser.

"(3) MARRIED PERSONS.—In the case of a married person living with husband or wife—

"(A) if separate returns are filed by each spouse an amount equal to 40 per centum of the Victory tax or \$500, whichever is the lesser, or

"(B) if a separate return is filed by one spouse and no return is filed by the other spouse, or if a joint return is filed under section 51 (b), only one credit not exceeding 40 per centum of the Victory tax or \$1,000, whichever is the lesser.

"(4) DEPENDENTS.—For each dependent specified in section 25 (b), excluding as a dependent, in the case of a head of a family, one who would be excluded under section 25 (b) (2) (B), an amount equal to 2 per centum of the Victory tax or \$100, whichever is the lesser.

"(b) CHANGE OF STATUS.—If for any taxable year the status of the taxpayer (other than a taxpayer who makes his return and pays his tax under Supplement T) with respect to his marital relationship or with respect to his dependents, changed during the taxable year, the amount of the credit provided by this section for such taxable year shall be apportioned, under rules and regulations prescribed by the Commissioner with the approval of the Secretary, in accordance with the number of months before and after such change. For the purpose of such apportionment a fractional part of a month shall be disregarded unless it amounts to more than half a month in which case it shall be considered as a month.

"(c) STATUS OF SUPPLEMENT T TAXPAYER.—If for any taxable year a taxpayer makes his return and pays his tax under Supplement T, for the purpose of the credit provided by this section, his status for such year with respect to his marital relationship or with respect to his dependents shall be determined in accordance with the provisions of section 401."

SEC. 2. (a) Section 454 of the Internal Revenue Code (relating to the post-war credit of Victory tax) is hereby repealed.

(b) Section 34 of the Internal Revenue Code is amended by striking out "sections 453 and 454" and inserting in lieu thereof "section 453".

(c) Section 456 of the Internal Revenue Code (relating to the 90 per centum limit on the tax imposed by chapter 1) is amended to read as follows:

53 Stat. 27.  
26 U. S. C. § 51 (b).

53 Stat. 18; 55 Stat.  
697.  
26 U. S. C. § 25 (b);  
Supp. II, § 25 (b).

55 Stat. 689.  
26 U. S. C., Supp. II,  
§§ 400-404.

55 Stat. 689.  
26 U. S. C., Supp. II,  
§§ 400-404.

55 Stat. 691.  
26 U. S. C., Supp. II,  
§ 401.

56 Stat. 886.  
26 U. S. C., Supp. II,  
§ 454.  
*Ante*, p. 139.

56 Stat. 887.  
26 U. S. C., Supp. II,  
§ 456.