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TITLE 32—NATIONAL DEFENSE

Chapter V—Department of the Army

Subchapter B—Claims and Accounts

PART 536—CLAIMS AGAINST THE UNITED STATES

PROPERTY CLAIMS

Section 536.17 (a) is amended to read as follows:

§ 536.17 *Claims of or pertaining to military personnel or civilian employees—* (a) *Property claims—*(1) *Statutes and regulations.* Claims for damage to or loss or destruction of personal property of military personnel or civilian employees of the Department of the Army occurring incident to their service will be considered first under the provisions of § 536.27 which, if applicable, take precedence over the provisions of §§ 536.12 to 536.23. Such claims found not to be payable under the provisions of § 536.27 and claims for damage to or loss or destruction of personal property of all other persons, estates, public or private corporations, firms, partnerships, or other claimants may be payable under the provisions of §§ 536.12 to 536.23, except those cognizable under the Federal Tort Claims Act as codified in the act of June 25, 1948 (62 Stat. 983; 28 U. S. C. 2672).

(2) *Claims not payable.* Claims for war trophies, and articles intended directly or indirectly for persons other than the claimant or members of his immediate family, such as articles acquired to be disposed of as gifts or for sale to another, voluntarily bailed to agencies of the Department of the Army, are not payable hereunder. The foregoing sentence is not applicable to claims involving registered or insured mail. No allowance will be made for any item where the evidence indicates that the acquisition, possession, or transportation thereof was in violation of Army, theater, or command directives.

(3) *Articles of extraordinary value.* Claims for precious jewels and other precious articles of extraordinary value, voluntarily bailed to agencies of the Department of the Army or of the Army, are not payable hereunder. Allowance for expensive articles or for items purchased at unreasonably high prices will be based upon fair and reasonable prices for substitute articles of a similar type. Al-

lowance for articles acquired by barter will not exceed the cost of the articles tendered in barter. The provisions of this subparagraph are not applicable to claims involving registered or insured mail.

[C2, AR 25-25, Nov. 14, 1949] (41 Stat. 808, 55 Stat. 880, 57 Stat. 372; 10 U. S. C. 1577, 31 U. S. C. 223b, 224d)

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 49-9533; Filed, Nov. 28, 1949;
8:46 a. m.]

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter i—Veterans' Administration

PART 6—UNITED STATES GOVERNMENT LIFE INSURANCE

PART 8—NATIONAL SERVICE LIFE INSURANCE

CONDITIONAL DESIGNATION OF BENEFICIARY

1. In Part 6, a new § 6.58 is added to read as follows:

§ 6.58 *Conditional designation of beneficiary.* If the insured by notice in writing to the Veterans' Administration during his lifetime has provided that a designated beneficiary shall be entitled to the proceeds of United States Government life insurance only if such beneficiary shall survive him for such period (not more than 30 days), as specified by the insured, no right to the insurance shall vest as to such beneficiary during that period. In the event such beneficiary fails to survive the specified period, payment of the proceeds of United States Government life insurance will be made as if the beneficiary had predeceased the insured.

(Sec. 5, 43 Stat. 608, as amended, sec. 2, 46 Stat. 1016, sec. 7, 48 Stat. 9; 38 U. S. C. 11a, 426, 707. Interpret or apply secs. 300, 301, 43 Stat. 624, as amended; 38 U. S. C. 511, 512)

2. In Part 8, the centerhead immediately preceding § 8.93 is deleted and a new § 8.94 is added to read as follows:

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§ 8.94 Conditional designation of beneficiary. If the insured by notice in writing to the Veterans' Administration during his lifetime has provided that a designated beneficiary shall be entitled to the proceeds of National Service life insurance only if such beneficiary shall survive him for such period (not more than 30 days), as specified by the insured, no right to the insurance shall vest as to such beneficiary during that period. In the event such beneficiary fails to survive the specified period, payment of the proceeds of National Service life insurance will be made as if the beneficiary had predeceased the insured. (Sec. 608, 54 Stat. 1012, as amended; 38 U. S. C. 808)

This regulation effective November 29, 1949.

[SEAL]

O. W. CLARK,
Deputy Administrator.

[F. R. Doc. 49-9517; Filed, Nov. 28, 1949; 8:45 a. m.]

PART 21—VOCATIONAL REHABILITATION AND EDUCATION

SUBPART A—REGISTRATION AND RESEARCH

1. In § 21.100, paragraph (b) is amended to read as follows:

§ 21.100 Effective dates in original claims for education or training and subsistence allowance. * * *

(b) The beginning date for payments of subsistence allowance will be authorized effective as of the date of receipt of the claim for subsistence allowance, or the date of entrance or reentrance into training as certified by the institution, or the date of approval of the institution, course, or establishment by the appropriate agency of the State or by the Veterans' Administration, or the date the institution applied to the State agency for approval, whichever is the later.

2. Section 21.103 is amended to read as follows:

§ 21.103 Effective date of change or discontinuance of subsistence allowance. (See in addition § 21.107 (f), (h), and (i).) (a) The effective date of a change in the authorization of subsistence allowance shall be:

(1) In the event of death of a dependent, as of the date of death.

(2) In the event of divorce, the date preceding the date of divorce.

(3) In case of a child, the date preceding the eighteenth anniversary of date of birth or if attending school after age 18, the date of cessation of school attendance or the date preceding the twenty-first anniversary of the date of birth, whichever is the earlier; the date preceding date of marriage; in case of cessation of incapacity to support self by reason of mental or physical defect, last day of month in which reduction is approved.

(4) In the event of a change in the extent of the course being pursued, the