

the highest temporary grade in which he served on active duty satisfactorily, as determined by the Secretary of the Army. (Aug. 10, 1956, ch. 1041, 70A Stat. 231; Sept. 2, 1958, Pub. L. 85-861, § 1 (100), 72 Stat. 1489.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U. S. Code)	Source (Statutes at Large)
3964.....	10: 594 (1st proviso, less last 39 words; and last proviso); 10: 1004 (less 30 words before proviso).	Aug. 21, 1941, ch. 384, § 5 (1st proviso, less last 39 words; and last proviso); restated June 29, 1948, ch. 708, § 203 (c) (1st proviso, less last 39 words; and last proviso), 62 Stat. 1085; May 29, 1954, ch. 249, § 19 (f), 68 Stat. 167; June 29, 1948, ch. 708, § 203 (e) (less 30 words before proviso), 62 Stat. 1086.

The words "when his active service plus his service on the retired list totals 30 years" are substituted for the words "upon the completion of thirty years' [years of] service, to include the sum of his active service and his service on the retired list", in 10: 594 and 1004. The words "under any provision of law", in 10: 594 and 1004; "officer, flight officer, or warrant officer", in 10: 594; and "commissioned, warrant, or enlisted", in 10: 1004; are omitted as surplusage. 10: 594 (last proviso) and 1004 (proviso) are omitted as superseded by section 1372 of this title.

AMENDMENTS

1958—Pub. L. 85-861 eliminated words " , after September 8, 1940 and before July 1, 1946" which followed "Secretary of the Army".

CROSS REFERENCES

Recomputation of retired pay to reflect advancement on retired list, see section 3992 of this title.

§ 3965. Restoration to former grade: regular warrant officers and enlisted members.

Each retired warrant officer or enlisted member of the Regular Army who has been advanced on the retired list to a higher commissioned grade under section 3964 of this title, and who applies to the Secretary of the Army within three months after his advancement, shall, if the Secretary approves, be restored on the retired list to his former warrant-officer or enlisted status, as the case may be. (Aug. 10, 1956, ch. 1041, 70A Stat. 231.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U. S. Code)	Source (Statutes at Large)
3965.....	10: 1006.	June 29, 1948, ch. 708, § 204, 62 Stat. 1086.

The words "hereafter", "rank or", and "shall thereafter be deemed to be enlisted or warrant officer personnel, as appropriate, for all purposes" are omitted as surplusage. The words "three months from June 29, 1948" and "whichever is later" are omitted as executed.

§ 3966. Retired lists.

(a) The Secretary of the Army shall maintain a retired list containing the name of each retired commissioned officer of the Regular Army.

(b) The Secretary shall maintain a retired list containing the name of—

(1) each person entitled to retired pay under any law providing retired pay for commissioned

officers of the Army, other than of the Regular Army; and

(2) each retired warrant officer or enlisted member of the Regular Army who is advanced to a commissioned grade.

(c) The Secretary shall maintain a retired list containing the name of each retired warrant officer of the Army.

(d) The Secretary shall maintain a retired list containing the name of each retired enlisted member of the Regular Army. (Aug. 10, 1956, ch. 1041, 70A Stat. 231; Sept. 2, 1958, Pub. L. 85-861, § 1 (101), 72 Stat. 1489.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U. S. Code)	Source (Statutes at Large)
3966 (a)....	10: 1001.	June 29, 1948, ch. 708, §§ 201, 301 (a), 62 Stat. 1084, 1087.
3966 (b)....	10: 1036.	
3966 (c)....	No source.	
3966 (d)....	No source.	

In subsections (a), (b), (c) and (d), the word "maintain" is substituted for the word "establish", since the lists have been established and are published annually.

In subsection (a), the words "Effective upon June 29, 1948" are omitted as executed. 10: 1001 (last 12 words of 1st sentence, and last sentence) is omitted as no longer required, since, upon enactment of this title laws referring to the limited or unlimited retired list will be expressly repealed.

Subsection (b) (1) is substituted for the words "all commissioned officers and former commissioned officers of the Army of the United States * * * other than those of the Regular Army * * * heretofore or hereafter granted retirement pay under sections 456, 456a, and 1036a of this title, or any law hereafter enacted to provide retirement pay for commissioned officers other than those of the Regular Army".

In subsection (b) (2), the words "who is advanced to a commissioned grade" are substituted for the words "heretofore or hereafter retired under any provision of law who, by reason of service in temporary commissioned grades in the Army of the United States * * * or in any of the respective components thereof, are entitled to be retired with commissioned rank or grade".

Subsections (c) and (d) are inserted, since sections 3964 and 3965 of this title refer to service on the retired list as a warrant officer or enlisted member.

AMENDMENTS

1958—Pub. L. 85-861 eliminated provisions in subsections (a) and (b) which required annual publication in the official Army Register of the retired list.

CROSS REFERENCES

Army Register, see section 122 of this title.

Chapter 371.—COMPUTATION OF RETIRED PAY

Sec.

3991. Computation of retired pay.

3992. Recomputation of retired pay to reflect advancement on retired list.

CROSS REFERENCES

Chapter as applicable to—

Retirement for age, see section 3889 of this title.

Retirement for length of service, see section 3929 of this title.

§ 3991. Computation of retired pay.

The monthly retired pay of a person entitled thereto under this subtitle is computed according to the following table. For each case covered by a sec-

tion of this title named in the column headed "For sections", retired pay is computed by taking, in order, the steps prescribed opposite it in columns 1, 2, 3, and 4, as modified by the applicable footnotes. However, if a person would otherwise be entitled to

retired pay computed under more than one pay formula of this title or the table in section 1401 of this title, he is entitled to be paid under the applicable formula that is most favorable to him. Section references below are to sections of this title.

Formula	For sections	Column 1 Take	Column 2 Multiply by	Column 3 Add	Column 4 Subtract
A	3883 3884 3885 3886 3913 3915 3916 3919 3921 3922 3923	Monthly basic pay ² of member's retired grade. ¹	2¼% of years of service credited to him under section 3883 or 3927(b) whichever is applicable. ⁴	Amount necessary to increase product of columns 1 and 2 to 50% of pay upon which computation is based.	Excess over 75% of pay upon which computation is based.
B	3911 3918 3920 3924	Monthly basic pay ² of member's retired grade. ¹	2¼% of years of service credited to him under section 1405 of this title. ⁴		Excess over 75% of pay upon which computation is based.
C	3914	Monthly basic pay ² to which member was entitled on day before he retired.	2¼% of years of service credited to him under section 3925. ⁴	10% of product of columns 1 and 2 for extraordinary heroism in line of duty. ⁵	Excess over 75% of pay upon which computation is based.
D	3917	Monthly basic pay ² to which member was entitled on day before he retired.	2¼% of years of service credited to him under section 3925. ⁴		Excess over 75% of pay upon which computation is based.

¹ For the purposes of this section, determine member's retired grade as if section 3962 (c) did not apply and, for an officer who has served as Chief of Staff, compute at the highest rates of basic pay applicable to him while he served in that office.
² Compute at rates applicable on date of retirement.
³ Compute at rates applicable on date of retirement.
⁴ Before applying percentage factor, credit a part of a year that is six months or more as a whole year, and disregard a part of a year that is less than six months.
⁵ The Secretary of the Army's determination as to extraordinary heroism is conclusive for all purposes.

(Aug. 10, 1956, ch. 1041, 70A Stat. 232; Aug. 21, 1957, Pub. L. 85-155, title I, § 101 (23), 71 Stat. 380; May 20, 1958, Pub. L. 85-422, §§ 6 (1), (8), 11 (a) (5), 72 Stat. 129, 131; Sept. 2, 1958, Pub. L. 85-861, § 1 (101A), 72 Stat. 1489; Oct. 2, 1963, Pub. L. 88-132, § 5 (h) (2), 77 Stat. 214.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U. S. Code)	Source (Statutes at Large)
3991 introductory paragraph.	10: 156c (7th and 8th words); 10: 166g (b) (7th word); 10: 316b (b) (7th and 8th words); 10: 941a (a) (3) (proviso, less applicability to retired grade); 10: 941a (e) (1st proviso of clause (1), less applicability to retired grade).	R. S. 1274. Mar. 2, 1907, ch. 2515, § 1 (less 1st 35 words, and less proviso), 34 Stat. 1217. June 3, 1916, ch. 134, § 4c (24 words before proviso); added June 4, 1920, ch. 227, § 4 (last 18 words of 4th sentence of 7th par.); May 12, 1939, ch. 127 (76th through 91st words); Oct. 14, 1940, ch. 858, § 1 (last 26 words); restated June 29, 1945, ch. 197 (21 words before proviso); restated Aug. 7, 1947, ch. 512, § 513 (c) (24 words before proviso), 61 Stat. 902. July 31, 1935, ch. 422, § 5 (less 1st 101 words, and less 3d proviso); restated June 13, 1940, ch. 244, § 3 (less 1st 45 words, and less 2d proviso), 54 Stat. 380; Aug. 7, 1947, ch. 512, § 514 (g), 521 (a), 61 Stat. 906, 912; June 29, 1948, ch. 708, § 202 (less 1st 105 words), 62 Stat. 1084. Oct. 6, 1945, ch. 393, § 4 (less 1st sentence); restated Aug. 10, 1946, ch. 952, § 6 (a) (less 1st sentence), 60 Stat. 996. Aug. 10, 1946, ch. 952, § 6 (c), 60 Stat. 996. Apr. 16, 1947, ch. 38, § 108 (a) (less 1st 49 words, and less 1st 84 words of last proviso), 61 Stat. 44. Apr. 16, 1947, ch. 38, § 108 (b) (less 1st 5, and 8th through 76th, words; less 20 words before proviso; and less proviso); restated May 16, 1950, ch. 186, § 3 (d) (b) (less 1st 5, and 8th through 76th, words; less 20 words before proviso; and less proviso), 64 Stat. 161.
3991 (A)...	10: 166g (a) (less 1st 49 words; less 1st proviso; and less 1st 84 words of last proviso).	
3991 (B)...	10: 941a (a) (3) (less 31st through 42d words, and less proviso); 10: 941a (e) (clause (1), less 1st 25, and 59th through 113th, words; and less 1st proviso).	
3991 (C)...	10: 971; 10: 971b (less 1st 100 words, and less 1st and 3d provisos).	
3991 (D)...	10: 948 (less 1st sentence, and less 1st and last provisos of last sentence).	
3991 (E)...	10: 980.	
3991 footnote 1.	10: 506b (d) (1st proviso); 10: 1079a (b) (proviso).	
3991 footnote 2.	10: 156c (less 1st 43, and last 13, words); 10: 166g (b) (less 1st 76 words, less 20 words before proviso, and less proviso); 10: 316b (b) (less 1st 54, and last 13, words); 10: 1002 (34 words before proviso, and proviso); 10: 1003 (last 40 words); 10: 1026 (24 words before proviso).	
3991 footnote 3.	No source.	
3991 footnote 4.	10: 166g (a) (1st proviso); 10: 941a (e) (94th through 113th words of clause (1)); 10: 948 (last proviso of last sentence); 10: 971b (1st proviso); 37: 272 (d) (1st proviso).	

HISTORICAL AND REVISION NOTES—Continued

Revised section	Source (U. S. Code)	Source (Statutes at Large)
3991 footnote 5.	10: 948 (1st proviso of last sentence).	Aug. 4, 1947, ch. 459, § 102 (c) (less 1st 6, 9th through 43d, and last 13, words), 61 Stat. 735. Aug. 7, 1947, ch. 512, §§ 504 (d) (1st proviso), 514 (a) (3) (less 31st through 42d words; and less proviso, less applicability to retired grade), 514 (e) (clause (1), less 1st 25, and 59th through 93d, words; and less 1st proviso, as applicable to retired grade), 520 (b) (proviso), 61 Stat. 888, 902, 905, 912. June 12, 1948, ch. 449, § 103 (b) (less 1st 6, 9th through 64th, and last 13, words), 62 Stat. 357. June 29, 1948, ch. 708, §§ 203 (a) (34 words before proviso, and proviso), 203 (d) (last 40 words), 62 Stat. 1085.

In the Introductory paragraph, the applicability of the rule stated in the third sentence to situations not expressly covered by the laws named in the source statutes above is a practical construction that the rule must be reciprocally applied in all cases.

In formula B, the words "basic pay" are substituted for the words "base and longevity pay" to conform to the terminology of the Career Compensation Act of 1949, 63 Stat. 802 (37 U. S. C. 231 et seq.). The words "his retired grade" are substituted for the words "permanent grade held at time of retirement" to reflect the right to higher retired grade when qualified under other provisions of law. 10: 941a (e) (last proviso of clause (1)) is omitted, since, under section 202 of the Career Compensation Act of 1949, 63 Stat. 807 (37 U. S. C. 233), the

active duty pay of all members of the Army is based upon years of service.

In formula C, the computation is based on monthly pay instead of annual pay to conform to the other formulas of the revised section. The words "basic pay" are substituted for the words "active duty base and longevity pay", and the words "in determining his basic pay" are substituted for the words "for longevity pay purposes", to conform to the terminology of the Career Compensation Act of 1949, 63 Stat. 802 (37 U. S. C. 231 et seq.). The words "Monthly basic pay of member's retired grade" are substituted for the words "the rank upon which they are retired", in 10: 971, and "rank with which retired", in 10: 971b, to reflect their right to advancement on the retired list. 10: 971 now applies only when the retiring officer has 30 or more years of service which may be credited in computing his retired pay. 10: 971b (2d proviso) is omitted, since, under section 202 of the Career Compensation Act of 1949, 63 Stat. 807 (37 U. S. C. 233), the pay of all members is based upon cumulative years of service. 10: 971b (4th proviso) is omitted as executed. 10: 971b (last proviso) is omitted, since the distinction between limited and unlimited retired lists was abolished by section 201 of the act of June 29, 1948, ch. 708, 62 Stat. 1084. Sections 3918, 3920, and 3924 are included under this formula, since it achieves the same result as is reached on a basis of 30 years multiplied by 2½ percent, and simplifies the table.

In formulas D and E, the words "credited under section 3925" are substituted for the words "active Federal service", since that revised section makes explicit the service covered. The act of August 10, 1946, ch. 952, § 6 (c), 60 Stat. 996, is not contained in 10: 948. It is also omitted from the revised section as executed. 10: 980 now applies only when the retiring enlisted member has at least 30 years of service which may be credited in computing his retired pay. However, as noted above, 10: 980 is the only provision of law applicable to cases in which the retiring member has at least 30 years of service. The act of June 16, 1942, ch. 413, § 19 (63d through 75th words of 2d par.), 56 Stat. 369, repealed so much of the act of March 2, 1907, ch. 2513, 34 Stat. 1217, as provided allowances for enlisted men on the retired list. The repeal of section 19 of the act of June 16, 1942, by section 531 (b) (34) of the Career Compensation Act of 1949, 63 Stat. 839, did not revive that portion of the act of March 2, 1907, which had been repealed by the act of June 16, 1942. Accordingly, the act of March 2, 1907, as thus modified by the act of June 16, 1942, is used as the basis for formula E.

Footnote 2 reflects the long-standing construction of those provisions dealing with computation of retired pay which do not specifically provide that the member is entitled to compute his retired pay on the basis of the monthly basic pay to which he would be entitled if he were on active duty in his retired grade. Except in cases covered by formula C the pertinent basic computation provisions for such retirement either provide for computation of retired pay on the same basis as the provisions dealing with higher retired grade, or the basic retirement provisions were themselves enacted after the provisions authorizing higher retired grade. The provisos of 10:1002 and 1005 are omitted as surplusage, since no formula for the computation of retired pay includes inactive service on the retired list as a credit.

The words "at rates applicable on date of retirement and adjust to reflect later changes in permanent rates", in footnote 2; and all of footnote 4; are based on the source statutes incorporated in the formulas to which footnotes 2 and 4 apply.

In footnote 4, the words "and disregard a part of a year that is less than six months" are made applicable to formulas A—E although this part of the rule is expressed only as to formula B, in 10: 941a (e) (1). The legislative history of the Career Compensation Act of 1949 (Hearings before the Committee on Armed Services of the Senate on H. R. 5007, 81st Congress, first session, p. 313, July 6, 1949) indicates that the provisions, upon which formulas A and C—E are based, should be construed to require that a part of a year that is less than six months be disregarded.

AMENDMENTS

1963—Pub. L. 88-132 substituted in column 1 of Formula A in the table "Monthly basic pay of member's retired grade" for "Monthly basic pay to which member would be entitled if he were on active duty in his retired grade" and eliminated from footnote 2 to such table "and adjust to reflect later changes in applicable permanent rates. However, if member's retired grade is determined under section 3963(a) or 3963(b), or if member has served 4 years as Chief of the Medical Service Corps, use pay to which member would be entitled if he were on active duty in his retired grade" following "date of retirement."

1958—Pub. L. 85-861 substituted "section 3962 (c)" for "section 3962 (d)" in footnote 1, and "3963 (a)" for "3962 (c), 3963 (a)" in footnote 2.

Formula B. Pub. L. 85-422, § 11 (a) (5), substituted "credited to him under section 1405 of this title" for "credited to him in determining basic pay" in Column 2.

Formula C. Pub. L. 85-422, § 6 (8), substituted "Monthly basic pay to which member was entitled on day before he retired" for "Monthly basic pay to which member was entitled on date when he applied for retirement" in Column 1.

Formula D. Pub. L. 85-422, § 6 (8), substituted "monthly basic pay to which member was entitled on day before he retired" for "Monthly basic pay of member's retired grade" in Column 1.

Footnote 1. Pub. L. 85-422, § 6 (1), eliminated provisions which related to inapplicability of section 3962 (a), and inserted provisions permitting computation at the highest rates of basic pay applicable to an officer who has served as Chief of Staff while he served in that office.

1957—Pub. L. 85-155 redesignated formulas "E"—"E" of the table as formulas "A"—"D". Former formula "A", which related to computation of retirement pay for persons retired under former sections 3881, 3882, and 3912 of this title, was repealed by Pub. L. 85-155.

EFFECTIVE DATE OF 1963 AMENDMENT

Amendment of section by Pub. L. 88-132 effective Oct. 1, 1963, see section 14 of Pub. L. 88-132, set out as a note under section 201 of Title 37, Pay and Allowances of the Uniformed Services.

EFFECTIVE DATE OF 1958 AMENDMENT

Amendment of section by Pub. L. 85-422 effective on June 1, 1958.

COMPUTATION OF RETIRED PAY FOR CERTAIN ENLISTED MEMBERS RETIRED PRIOR TO JUNE 1, 1958

Pub. L. 87-537, July 18, 1962, 76 Stat. 168, provided: "That members retired prior to June 1, 1958, pursuant to section 4 of the Armed Forces Voluntary Recruitment Act of 1945, as amended by section 6(a) of the Act of August 10, 1946 (60 Stat. 995), are authorized to include active service performed to the date of retirement as creditable service in the computation of basic pay upon which retired pay is based."

APPLICATION OF 1958 AMENDMENT TO RETIRED PERSONS

Section 6, last paragraph, of Pub. L. 85-422, provided that: "The amendments made by clauses (1)—(3), (6), (7), (8), and (9) of this section [to Formulas 1 and 2 and footnote 4 of section 1401, Formulas C and D and footnote 1 of section 3991, sections 5083, 5201 (c) and 6326 (c) (2), and Formulas C and D and footnote 1 of section 8991 of this title] do not apply to any person who is retired, or to whom retired pay (including temporary disability retired pay) is granted, before the effective date of this Act [see effective date note under this section]."

RECOMPUTATION OF RETIRED PAY OF GENERALS AND LIEUTENANT GENERALS

Officers entitled to retired pay on May 31, 1958, who served on active duty before that day in the grade of general or lieutenant general for a period of at least 180 days, authorized to recompute retired pay, see section 7 (b), (c) of Pub. L. 85-422, May 20, 1958, 72 Stat. 130.

§ 3992. Recomputation of retired pay to reflect advancement on retired list.

A member of the Army who is advanced on the retired list under section 3964 of this title is entitled to recompute his retired pay as follows:

Column 1 Take	Column 2 Multiply by	Column 3 Add	Column 4 Subtract
Monthly basic pay or base and longevity pay, as the case may be, ¹ of grade to which member is advanced on retired list.	2½% of years of service credited to him under section 3925 of this title. ²		Excess over 75% pay upon which computation is based.

¹ Compute at rates applicable on date of retirement.
² Before applying percentage factor, credit a part of a year that is six months or more as a whole year, and disregard a part of a year that is less than six months.

(Aug. 10, 1956, ch. 1041, 70A Stat. 233.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U. S. Code)	Source (Statutes at Large)
3992.....	10: 504 (last 39 words of 1st proviso); 10: 1004 (30 words before proviso).	Aug. 21, 1941, ch. 384, § 5 (last 39 words of 1st proviso); restated June 29, 1948, ch. 708, § 203 (c) (last 39 words of 1st proviso), 62 Stat. 1085; May 29, 1954, ch. 249, § 19 (f), 68 Stat. 167; June 20, 1948, ch. 708, § 203 (e) (30 words before proviso), 62 Stat. 1086.

The words "basic pay * * * as the case may be" are inserted to conform to the terminology of the Career Compensation Act of 1949, 63 Stat. 802 (37 U. S. C. 231 et seq.). The words "at the rate prescribed by law for his length of service", in 10: 1004, are omitted as covered by the words "base and longevity pay". The words "base and longevity pay" are retained to cover the cases of members retired before the enactment of the Career Compensation Act of 1949, and advanced on the retired list after the enactment of that act. The words "and disregard a part of a year that is less than six months" are inserted to conform to footnote 4 of section 3991 of this title.

Chapter 373.—CIVILIAN EMPLOYEES

- Sec.
 4022. Contract surgeons.
 4024. Expert accountant for Inspector General.
 4025. Production of supplies and munitions: hours and pay of laborers and mechanics.

AMENDMENTS

- 1962—Pub. L. 87-651, title I, § 116(2), Sept. 7, 1962, 76 Stat. 513, eliminated item 4023.
 1958—Pub. L. 85-861, § 1 (102), Sept. 2, 1958, 72 Stat. 1489, eliminated item 4021.

§ 4021. Repealed. Pub. L. 85-861, § 36B (11), Sept. 2, 1958, 72 Stat. 1570.

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 233, related to appointments in the professional and scientific service and is now covered by section 1581 of this title.

§ 4022. Contract surgeons.

(a) In an emergency the Surgeon General, with the approval of the Secretary of the Army, may employ as many contract surgeons as may be necessary.

(b) When a contract surgeon is in charge of an Army hospital, he has the same authority as a commissioned officer of the Medical Corps. (Aug. 10, 1956, ch. 1041, 70A Stat. 233.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U. S. Code)	Source (Statutes at Large)
4022 (a)....	10: 107.	Feb. 2, 1901, ch. 192, § 18 (4th proviso), 31 Stat. 752.
4022 (b)....	10: 108.	Apr. 23, 1904, ch. 1485 (2d proviso under "Miscellaneous"), 33 Stat. 266.

In subsection (a), the word "employ" is substituted for the word "appoint", since the filling of the positions involved is not appointment to an office in the constitutional sense.

CROSS REFERENCES

Assignment of pay by contract surgeons, see section 701 of Title 37, Pay and Allowances of the Uniformed Services.

§ 4023. Repealed. Pub. L. 87-651, title I, § 116(1), Sept. 7, 1962, 76 Stat. 513.

Section, act Aug. 10, 1956, ch. 1041, 70A Stat. 233, related to employment of civilians in service club and library services. See section 631a of Title 5, Executive Departments and Government Officers and Employees, and Executive Order No. 8743, set out as a note thereunder.

§ 4024. Expert accountant for Inspector General.

The Secretary of the Army shall appoint an expert accountant to perform duties under the Inspector General. (Aug. 10, 1956, ch. 1041, 70A Stat. 234.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U. S. Code)	Source (Statutes at Large)
4024.....	10: 52.	Feb. 24, 1891, ch. 284 (7th clause under "Miscellaneous"), 26 Stat. 773.

The words "in case of vacancy" are omitted as surplusage.

§ 4025. Production of supplies and munitions: hours and pay of laborers and mechanics.

During a national emergency declared by the President, the regular working hours of laborers and mechanics of the Department of the Army producing military supplies or munitions are 8 hours a day or 40 hours a week. However, under regulations prescribed by the Secretary of the Army these hours may be exceeded. Each laborer or mechanic who works more than 40 hours in a workweek shall be paid at a rate not less than one and one-half times the regular hourly rate for each hour in excess of 40. (Aug. 10, 1956, ch. 1014, 70A Stat. 234.)

HISTORICAL AND REVISION NOTES

Revised section	Source (U. S. Code)	Source (Statutes at Large)
4025.....	5: 189a.	July 2, 1940, ch. 508, § 4 (b), 54 Stat. 714.

The words "Notwithstanding the provisions of any other law" are omitted as surplusage. The word "producing" is substituted for the words "who are engaged in the manufacture or production". The last sentence is substituted for 5: 189a (last 34 words).