

Separability  
clause.

SEC. 1102. If any provision of or any amendment made by this Act or the application thereof to any person or circumstance is held invalid, the other provisions of or other amendments made by this Act and the application of such provisions and amendments to other persons or circumstances shall not be affected thereby.

Approved December 27, 1967, 3:05 p.m.

## Public Law 90-227

December 27, 1967  
[H. R. 10964]

### AN ACT

To enable the District of Columbia to receive Federal financial assistance under title XIX of the Social Security Act for a medical assistance program, and for other purposes.

District of  
Columbia, medical  
assistance pro-  
gram, Federal aid.  
79 Stat. 343.  
42 USC 1396.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That (a) the Commissioner of the District of Columbia (hereafter in this Act referred to as the "Commissioner") may submit under title XIX of the Social Security Act to the Secretary of Health, Education, and Welfare (hereafter in this Act referred to as the "Secretary") a plan for medical assistance (and any modifications of such plan) to enable the District of Columbia to receive Federal financial assistance under such title for a medical assistance program established by the Commissioner under such plan.

Establishment.

(b) (1) Notwithstanding any other provision of law, the Commissioner may take such action as may be necessary to submit such plan to the Secretary and to establish and carry out such medical assistance program, except that in prescribing the standards for determining eligibility for and the extent of medical assistance under the District of Columbia's plan for medical assistance, the Commissioner may not (except to the extent required by title XIX of the Social Security Act)—

(A) prescribe maximum income levels for recipients of medical assistance under such plan which exceed (i) the title XIX maximum income levels if such levels are in effect, or (ii) the Commissioner's maximum income levels for the local medical assistance program if there are no title XIX maximum income levels in effect; or

(B) prescribe criteria which would permit an individual or family to be eligible for such assistance if such individual or family would be ineligible, solely by reason of his or its resources, for medical assistance both under the plan of the State of Maryland approved under title XIX of the Social Security Act and under the plan of the State of Virginia approved under such title.

Definitions.

(2) For purposes of subparagraph (A) of paragraph (1) of this subsection—

(A) the term "title XIX maximum income levels" means any maximum income levels which may be specified by title XIX of the Social Security Act for recipients of medical assistance under State plans approved under that title;

(B) the term "the Commissioner's maximum income levels for the local medical assistance program" means the maximum income levels prescribed for recipients of medical assistance under the District of Columbia's medical assistance program in effect in the fiscal year ending June 30, 1967; and

(C) during any of the first four calendar quarters in which medical assistance is provided under such plan there shall be

deemed to be no title XIX maximum income levels in effect if the title XIX maximum income levels in effect during such quarter are higher than the Commissioner's maximum income levels for the local medical assistance program.

SEC. 2. The Commissioner may enter into an agreement (and any modifications of such agreement) with the Secretary under section 1843 of the Social Security Act pursuant to which (1) eligible individuals (as defined in section 1836 of the Social Security Act) who are eligible to receive medical assistance under the District of Columbia's plan for medical assistance approved under title XIX of the Social Security Act will be enrolled in the supplementary medical insurance program established under part B of title XVIII of the Social Security Act, and (2) provisions will be made for payment of the monthly premiums of such individuals for such program.

Approved December 27, 1967, 3:05 p.m.

## Public Law 90-228

### AN ACT

To amend title 10, United States Code, relating to the authorized strengths by grade for medical and dental officers on active duty in the Army, Navy, and Air Force.

79 Stat. 312,  
304.  
42 USC 1395,  
1395o.

79 Stat. 343.  
12 USC 1396.

42 USC 1395j-  
1395w.

December 28, 1967  
[H. R. 10242]

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

(1) The first sentence of section 3202(a) is amended by inserting “, except as provided in subsections (e) and (f),” after “basis, is”.

(2) Section 3202 is amended by adding the following new subsections at the end:

“(e) The authorized strengths of the Army in Officers in the Medical Corps and Dental Corps in grades below brigadier general shall be based on the needs of the Army, as determined by the Secretary under regulations to be prescribed by the Secretary of Defense.

“(f) In determining the authorized strength of the Army under subsection (a), the strengths authorized for the Medical Corps and Dental Corps shall be excluded.”

(3) Chapter 545 is amended as follows:

(A) by adding the following new section at the end:

### “§ 5793. Authorized strengths in grade and promotions of Medical Corps and Dental Corps officers

“Notwithstanding any other provisions of this title, the authorized strengths of officers of the Medical Corps and Dental Corps in grades below rear admiral, and the selection and promotion of those officers to such grades, shall be based on the needs of the Navy, as determined by the Secretary under regulations to be prescribed by the Secretary of Defense.”; and

(B) by inserting the following item in the analysis:

“Sec. 5793. Authorized strengths in grade and promotions of Medical Corps and Dental Corps officers.”

(4) The first sentence of section 8202(a) is amended by inserting “, except as provided in subsections (e) and (f),” after “basis, is”.

(5) Section 8202 is amended by adding the following new subsections at the end:

“(e) The authorized strengths of the Air Force in officers who are designated as medical or dental officers of the Air Force in grades below brigadier general shall be based on the needs of the Air Force,

Armed Forces.  
Medical and  
Dental Corps of-  
ficers.  
70A Stat. 172.  
Army.

Navy.  
70A Stat. 345.  
10 USC 5751-  
5792.

Air Force.  
70A Stat. 498.