

Public Law 94-420  
94th Congress

An Act

To designate the Veterans' Administration hospital in Madison, Wisconsin, as the "William S. Middleton Memorial Veterans' Hospital", and for other purposes.

Sept. 23, 1976

[H.R. 9811]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Veterans' Administration hospital at Madison, Wisconsin, shall hereafter be known and designated as the "William S. Middleton Memorial Veterans' Hospital". Any reference to such hospital in any law, regulation, document, record or other paper of the United States shall be deemed a reference to the "William S. Middleton Memorial Veterans' Hospital".

William S.  
Middleton  
Memorial  
Veterans'  
Hospital,  
Madison, Wis.  
Designation.

SEC. 2. The Administrator of Veterans' Affairs is authorized to provide such memorial at the above-named hospital as he may deem suitable to preserve the remembrance of the late William S. Middleton.

SEC. 3. (a) In order to assist the Secretary of Health, Education, and Welfare in carrying out the National Swine Flu Immunization Program of 1976 pursuant to subsection (j) of section 317 of the Public Health Service Act (42 U.S.C. 247b), as added by Public Law 94-380, Ninety-fourth Congress (August 12, 1976), the Administrator of Veterans' Affairs, in accordance with the provisions of such subsection (j), may authorize the administration of vaccine, procured under such program and provided by the Secretary at no cost to the Veterans' Administration, to eligible veterans (voluntarily requesting such vaccine) in connection with the provision of care for a disability under chapter 17 of title 38, United States Code, in any health care facility under the jurisdiction of the Administrator. In carrying out such program, the Secretary may provide the Administrator with such vaccine at no cost to the Veterans' Administration.

Swine flu  
immunization.  
42 USC 247b  
note.

*Ante*, p. 1113.  
42 USC 201 note.

38 USC 601  
*et seq.*

(b) Notwithstanding the provisions of subsection (k) of such section 317, any claim or suit for damages for personal injury or death, in connection with the administration of vaccine as authorized by subsection (a) of this section, allegedly arising from the malpractice

Personal injury  
or death, claims  
for damages.

or negligence of personnel granted immunity under section 4116 of such title 38 while in the exercise of their duties in or for the Department of Medicine and Surgery of the Veterans' Administration, shall be considered and processed in accordance with the provisions of such section 4116, and the recovery authority provided the United States under paragraph (7) of such subsection (k) shall not be applicable to such claims or suits.

Approved September 23, 1976.

**LEGISLATIVE HISTORY:**

- HOUSE REPORT No. 94-949 (Comm. on Veterans' Affairs).
- SENATE REPORT No. 94-1163 (Comm. on Veterans' Affairs).
- CONGRESSIONAL RECORD, Vol. 122 (1976):
  - Apr. 5, considered and passed House.
  - Aug. 31, considered and passed Senate, amended.
  - Sept. 14, House concurred in Senate amendment.