

PUBLIC LAWS OF THE SEVENTY-FOURTH CONGRESS

OF THE

UNITED STATES OF AMERICA

Passed at the second session, which was begun and held at the city of Washington, in the District of Columbia, on Friday, the third day of January, 1936, and was adjourned without day on Saturday, the twentieth day of June, 1936.

FRANKLIN D. ROOSEVELT, President; JOHN N. GARNER, Vice President; KEY PITTMAN, President of the Senate *pro tempore*; JOSEPH W. BYRNS,¹ Speaker of the House of Representatives; WILLIAM B. BANKHEAD, elected Speaker of the House of Representatives June 4, 1936.

[CHAPTER 1.]

AN ACT

To amend the Act entitled "An Act to provide additional pay for personnel of the United States Navy assigned to duty on submarines and to diving duty", to include officers assigned to duty at submarine training tanks and diving units, and for other purposes.

January 16, 1936.

[S. 2257.]

[Public, No. 415.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to provide additional pay for personnel of the United States Navy assigned to duty on submarines and to diving duty" (45 Stat. 412; U. S. C., Supp. VII, title 34, sec. 886) is hereby amended by inserting after the words "submarine of the Navy" in line 3 of said Act the words "including submarines under construction for the Navy from the time builders' trials commence, or on duty at submarine escape training tanks, the Navy Deep Sea Diving School, or the Naval Experimental Diving Unit", and by inserting after the words "submarine of the Navy" in lines 6 and 7 of said Act the words "including submarines under construction for the Navy from the time builders' trials commence", so that the said Act as amended will read as follows: "That hereafter all officers of the Navy on duty on board a submarine of the Navy, including submarines under construction for the Navy from the time builders' trials commence, or on duty at submarine escape training tanks, the Navy Deep Sea Diving School, or the Naval Experimental Diving Unit, shall, while so serving, receive 25 per centum additional of the pay for their rank and service as now provided by law; and an enlisted man of the United States Navy assigned to duty aboard a submarine of the Navy, including submarines under construction for the Navy from the time builders' trials commence, or to the duty of diving, shall, in lieu of the additional pay now authorized, receive pay, under such regulations as may be prescribed by the Secretary of the Navy, at the rate of not less than \$5 per month and not exceeding \$30 per month, in addition to the pay and allowances of his rating and service: *Provided*, That divers employed in actual salvage operations in depths of over ninety feet shall, in addition to the foregoing, receive the sum of \$5 per hour for each hour or fraction thereof so employed.*

Navy.
Submarine and diving duty.

Vol. 45, p. 412.
U. S. C., p. 1567.

Additional pay provisions extended.

Provided.
Deep-diving pay; salvage operations.

Approved, January 16, 1936.

¹ Died, June 4, 1936, 12:15 a. m.

[CHAPTER 2.]

AN ACT

January 16, 1936.

[S. 2774.]

[Public, No. 416.]

For the relief of certain officers on the retired list of the Navy and Marine Corps, who have been commended for their performance of duty in actual combat with the enemy during the World War.

Navy and Marine
Corps.
Retired list rank,
certain officers.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all officers of the Navy and Marine Corps who have been retired or who may hereafter be retired for physical disability and who have been commended for their performance of duty in actual combat with the enemy during the World War by the head of the executive department under whose jurisdiction such duty was performed shall be placed upon the retired list with the rank of the next higher grade: *Provided*, That such promotion shall not carry with it any increase in pay.

Proviso.
No pay increase.

Approved, January 16, 1936.

[CHAPTER 3.]

AN ACT

January 16, 1936.

[S. 2845.]

[Public, No. 417.]

To provide for the retirement and retirement annuities of civilian members of the teaching staffs at the United States Naval Academy and the Postgraduate School, United States Naval Academy.

Naval Academy and
Postgraduate School.
Annuity policies for
civilian teachers.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That civilian members of the teaching staffs of the United States Naval Academy and Postgraduate School, whose employment commences from and after the date of approval of this Act, shall, as a part of their contracts of employment, be required to carry, during such employment, a deferred annuity policy, having no cash surrender or loan provision, from a joint-stock life insurance corporation, incorporated under the laws of any State of the United States, which has a charter restriction that its business must be conducted without profit to its stockholders.

Purchase of.

SEC. 2. Toward the purchase of said deferred annuity, each member of such teaching staffs shall be required to register a monthly allotment through the Navy Allotment Office, Navy Department, Washington, District of Columbia, equivalent in amount to 10 per centum of his monthly basic salary: *Provided*, That for each month such allotment is registered, the pay accounts of such member shall be credited monthly from such appropriations as may be made for this purpose with an additional sum equivalent to 5 per centum of his monthly basic salary.

Proviso.
Credits.

Retiring age.

SEC. 3. The retiring age for all civilian members of the teaching staffs set forth in this Act shall be the 30th day of June following their sixty-fifth birthday, or any date between their sixty-fifth birthday and the following 30th day of June upon which their employment may be terminated: *Provided*, That in the discretion of the Secretary of the Navy, such retiring age may be extended to not beyond the seventieth birthday in individual and special cases.

Proviso.
Extension.

Benefits to present
faculty.

SEC. 4. Civilian members of the teaching staffs of the Naval Academy and Postgraduate School, who are so employed on the date of approval of this Act, may, at their own request, if made within sixty days thereafter to the Secretary of the Navy, participate in the benefits under the provisions of sections 1 and 2 of this Act. Each such member of the teaching staffs who so participates and who, upon reaching the date of retirement as set forth in section 3 of this Act has an insufficient accumulation of premium payments to his credit to have purchased for him an annuity of \$1,200 per annum, shall be paid by the Secretary of the Navy from such appropriations as may

Retirement provisions.

be made for such purpose such amounts that, together with his purchased annuity, will make his total annuity \$1,200 per annum. Each such member of the teaching staffs, who so participates and who is forced to retire for physical incapacity prior to his reaching the prescribed retirement age, shall be paid by the Secretary of the Navy, from such appropriations as may be made for such purpose, such amounts which together with his purchased annuity, will make his total annuity equivalent to an amount, not exceeding \$1,200 per annum, which would have been due him had the provisions of this Act been in effect on the date of his original employment: *Provided*, That each such member of the teaching staffs who is so employed on the date of approval of this Act and who is entitled to retirement and retirement benefits under the provisions of the Civil Service Retirement Act of 1920, as amended, may elect to continue thereunder, or he may elect to participate in the benefits under the provisions of this section; but in the event that he elects to participate in the benefits under the provisions of this section, no further deductions shall be made from his pay for credit to the civil-service retirement fund, and the Civil Service Commission shall close his account with such fund under the same provisions as though he voluntarily separated himself from the Federal service, except that the amount of such credit will be retained in the civil-service retirement fund and remain subject to claim by, and payment to, him, his beneficiary, or his estate only in the event of his separation from the Federal service by death or otherwise before retirement under the provisions of this Act, and then only in the amount by which such credit exceeds the total amount of 5 per centum of his basic salary which may have been credited to his monthly pay accounts under the provisions of section 2 of this Act.

*Proviso.
Alternative.*

U. S. C., p. 91.

SEC. 5. Civilian members of the teaching staffs of the Naval Academy and Postgraduate School shall include instructors, assistant chief instructors, chief instructors, assistant professors, associate professors, and professors.

Scope.

SEC. 6. The Secretary of the Navy is authorized and directed to make such regulations as may be necessary to carry out the provisions of this Act. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such amounts as may be necessary to carry out the provisions of this Act.

Regulations.

*Appropriations au-
thorized.
Post, pp. 1400, 1403.*

Approved, January 16, 1936.

[CHAPTER 4.]

AN ACT

Granting the consent of Congress to the county of Saline, Missouri, to construct, maintain, and operate a toll bridge across the Missouri River at or near Miami, Missouri.

January 16, 1936.

[S. 2950.]

[Public, No. 418.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the county of Saline, Missouri, to construct, maintain, and operate a bridge and approaches thereto across the Missouri River, at a point suitable to the interest of navigation, at or near Miami, Missouri, in accordance with¹ the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

*Missouri River.
Saline County, Mo.,
may bridge, at Miami.
Post, p. 1536.*

*Construction.
Vol. 34, p. 84; U. S.
C., p. 1474.*

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge

Rates of toll.

¹ So in original.

Maintenance as free
bridge.

Records to be kept.

Amendment.

and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of tolls shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

SEC. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, January 16, 1936.

[CHAPTER 7.]

AN ACT

January 17, 1936.

[S. 1142.]

[Public, No. 419.]

To reserve certain public-domain lands in Nevada and Oregon as a grazing reserve for Indians of Fort McDermitt, Nevada.

Public lands, Nev.,
and Oreg.

Tract reserved for
Indians of Fort Mc-
Dermitt, Nev.
Description.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That public-domain lands in the States of Nevada and Oregon described as lots 3, 4, and west half lot 5 of section 1; lots 1 to 9, inclusive; west half lot 10 and north half southwest quarter section 2; lots 1 to 10, inclusive, and south half section 3; lots 1 to 10, inclusive, and southeast quarter section 4; lots 1 to 4, inclusive, and lots 8, 10, 11, and 12 of section 5; north half northeast quarter section 9; north half northwest quarter and northwest quarter northeast quarter section 10, township 47 north, range 39 east, of the Mount Diablo meridian, Nevada; and southeast quarter section 20; west half southeast quarter and southeast quarter southeast quarter section 21; south half section 22; northwest quarter, southeast quarter and south half southwest quarter section 26; west half southeast quarter, west half northeast quarter and northeast quarter northeast quarter section 27; all of section 28; east half and southwest quarter section 29; all of sections 31, 32, 33, 34, 35, and southwest quarter section 36, of township 40 south, range 44 east; and all of sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, west half, northeast quarter, north half southeast quarter and southwest quarter southeast quarter section 12; west half section 13; all of sections 14, 15, 16, 17, 18, and fractional sections 19, 20, 21, 22, 23, and west half of fractional section 24 of township 41 south, range 44 east, of the Willamette meridian, in Oregon, containing approximately twenty-one thousand five hundred acres, be, and the same are hereby, withdrawn from the public domain and reserve for the use and occupancy of Indians of the former Fort McDermitt Military Reserve, Nevada: *Provided*, That the rights and claims of bona fide settlers initiated under the public land laws prior to July 7, 1933, shall not be affected by this Act.

Proviso.
Prior rights not af-
fected.

Approved, January 17, 1936.

[CHAPTER 11.]

AN ACT

Authorizing the Secretary of War to convey to the University of Oregon certain lands forming a part of the Coos Head River and Harbor Reservation.

January 20, 1936.
[S. 978.]
[Public, No. 420.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized and directed to convey by quitclaim deed to the University of Oregon, State of Oregon, subject to the conditions hereinafter specified, the following described part of the Coos Head River and Harbor Reservation situated on the south shore of the entrance to Coos Bay in Coos County, Oregon: All of lot 3, section 2, township 26 south, range 14 west, Willamette meridian, except the west seven hundred and fifty feet of said lot heretofore conveyed to the University of Oregon: *Provided,* That such conveyance shall not be made until the Civilian Conservation Corps has relinquished the use and occupancy of said land.

Coos Head River and Harbor Reservation, Oreg.
Conveyance to University of Oregon.

Description.

Proviso.
Effective date.

SEC. 2. The lands herein authorized to be conveyed shall be used by the University of Oregon solely for scientific and educational purposes subject, however, to the right of the United States, in case of war or other emergency, to assume control of, hold, use, and occupy said lands or any part thereof for any and all military, naval, or other governmental purposes, and subject at all times to the rights of the United States stated in section 3 hereof. The deed executed by the Secretary of War under the provisions of section 1 of this Act shall contain the express condition that if the University of Oregon shall at any time attempt to alienate said lands that same shall revert to the United States.

Limited to scientific, etc., uses.

Federal rights reserved.

Reversionary provision.

SEC. 3. The lands herein authorized to be conveyed to the University of Oregon shall at all times be subject to the right of the United States to occupy and use such part thereof as are now or may hereafter be needed for jetty site or sites, for rights-of-way for tramways to such jetty site or sites, and for ingress and egress by persons engaged in river and harbor work; and the United States shall at all times have prior right to three-fourths of the natural flow of streams draining lots 2 and 3.

Prior rights, etc.

Approved, January 20, 1936.

[CHAPTER 12.]

AN ACT

To empower the health officer of the District of Columbia to authorize the opening of graves, and the disinterment and reinterment of dead bodies, in cases where death has been caused by certain contagious diseases.

January 20, 1936.
[S. 1016.]
[Public, No. 421.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 93 of title 5 of the Code of Law for the District of Columbia is hereby amended by adding thereto the following proviso: "*Provided,* That the health officer of the District of Columbia may, in his discretion, authorize the opening, under sanitary precautions, of any such grave, and the disinterment and reinterment in the same grave or other suitable burial ground, of the dead body of any person who has died of any of the contagious diseases enumerated above."

District of Columbia Code amendment.
Vol. 31, p. 1297.
Discretionary opening of graves, etc., authorized.

Approved, January 20, 1936.

[CHAPTER 13.]

AN ACT

January 20, 1936.

[S. 1277.]

[Public, No. 422.]

To amend section 24 of the Judicial Code by conferring on district courts additional jurisdiction of bills of interpleader, and of bills in the nature of interpleader.

Judicial Code amendment.
U. S. C., p. 1231.
District courts.

Original jurisdiction of bills of interpleader, etc.

Adverse claimants, citizens of different States.

Deposit into court registry.

Bond, etc.

Venue.

Issue of process, etc.

Powers of court.

Equitable defenses.

Vol. 38, p. 956.
U. S. C., p. 1277.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 24 of the Judicial Code, as amended, is amended by inserting at the end thereof the following:

“(26) ORIGINAL JURISDICTION OF BILLS OF INTERPLEADER, AND OF BILLS IN THE NATURE OF INTERPLEADER—TWENTY-SIXTH.—(a) Of suits in equity begun by bills of interpleader or bills in the nature of bills of interpleader duly verified, filed by any person, firm, corporation, association, or society having in his or its custody or possession money or property of the value of \$500 or more, or having issued a note, bond, certificate, policy of insurance, or other instrument of the value or amount of \$500 or more, or providing for the delivery or payment or the loan of money or property of such amount or value, or being under any obligation written or unwritten to the amount of \$500 or more, if—

“(i) Two or more adverse claimants, citizens of different States, are claiming to be entitled to such money or property, or to any one or more of the benefits arising by virtue of any note, bond, certificate, policy, or other instrument, or arising by virtue of any such obligation; and

“(ii) The complainant (a) has deposited such money or property or has paid the amount of or the loan or other value of such instrument or the amount due under such obligation into the registry of the court, there to abide the judgment of the court; or (b) has given bond payable to the clerk of the court in such amount and with such surety as the court or judge may deem proper, conditioned upon the compliance by the complainant with the future order or decree of the court with respect to the subject matter of the controversy.

Such a suit in equity may be entertained although the titles or claims of the conflicting claimants do not have a common origin, or are not identical, but are adverse to and independent of one another.

“(b) Such a suit may be brought in the district court of the district in which one or more of such claimants resides or reside.

“(c) Notwithstanding any provision of the Judicial Code to the contrary, said court shall have power to issue its process for all such claimants and to issue an order of injunction against each of them, enjoining them from instituting or prosecuting any suit or proceeding in any State court or in any United States court on account of such money or property or on such instrument or obligation until the further order of the court; which process and order of injunction shall be returnable at such time as the said court or a judge thereof shall determine and shall be addressed to and served by the United States marshals for the respective districts wherein said claimants reside or may be found.

“(d) Said court shall hear and determine the cause and shall discharge the complainant from further liability; and shall make the injunction permanent and enter all such other orders and decrees as may be necessary or convenient to carry out and enforce the same.

“(e) In any action at law in a United States District Court against any person, firm, corporation, association, or society, such defendant may set up by way of equitable defense, in accordance with section 274b of the Judicial Code (U. S. C., title 28, sec. 398), any matter which would entitle such person, firm, corporation, association, or society to file an original or ancillary bill of interpleader

or bill in the nature of interpleader in the same court or in any other United States District Court against the plaintiff in such action at law and one or more other adverse claimants, under the provisions of paragraph (a) of this subsection or any other provision of the Judicial Code and the rules of court made pursuant thereto. The defendant may join as parties to such equitable defense any claimant or claimants who are not already parties to such action at law. The district court in which such equitable defense is interposed shall thereby possess the powers conferred upon district courts by paragraphs (c) and (d) of this subsection and by section 274b of the Judicial Code."

SEC. 2. The Act entitled "An Act authorizing casualty companies, surety companies, insurance companies or associations or fraternal or beneficial societies to file bills of interpleader", approved May 8, 1926 (U. S. C., Supp. III, title 28, sec. 41 (26)), is hereby repealed. Said repeal shall not affect any act done or any right, accruing or accrued in any suit or proceeding had or commenced under said Act hereby repealed, prior to the passage of this Act, but all such acts or rights, suits or proceedings shall continue and be valid and may be prosecuted and enforced in the same manner as if said Act had not been repealed hereby.

Provisions repealed.

Vol. 44, p. 416.
U. S. C., p. 1231.

Existing rights protected.

Approved, January 20, 1936.

[CHAPTER 21.]

JOINT RESOLUTION

To provide for the payment of compensation and expenses of the Railroad Retirement Board as established and operated pursuant to section 9 of the Railroad Retirement Act of June 27, 1934, and to provide for the winding up of its affairs and the disposition of its property and records, and to make an appropriation for such purposes.

January 21, 1936.
[S. J. Res. 144.]
[Pub. Res., No. 68.]

Whereas the Railroad Retirement Board was established and organized as an independent agency in the executive branch of the Government by and pursuant to section 9 of the Railroad Retirement Act, which Act has been held by the Supreme Court of the United States to be invalid; and

Railroad Retirement Board.
Preamble.

Whereas the Railroad Retirement Board in the performance of its duties has acquired valuable data, records, information, and experience which should be utilized in determining the policy of Congress regarding the subjects of employment by railroads and the retirement of employees of railroads; and

Whereas the Board has records of individual employments which are of great value and should be preserved, and has, in the course of its work, received valuable records and documents which must be returned to their owners after the information contained therein shall have been noted and photostatic copies where necessary, shall have been made: Now, therefore, be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Railroad Retirement Board as established in section 9 of the Railroad Retirement Act (Public, Numbered 485, Seventy-third Congress) and the appointment and compensation of its members and the employment and compensation of its staff are hereby approved, ratified, and confirmed to all intents and purposes as if the provisions of section 9 relating thereto had on the day of their enactment been enacted as a statute distinct and separate from any other provisions of the Railroad Retirement Act, aforesaid; and no member of the Board or of its staff shall be liable for any action heretofore taken within the terms of the authority sought to be granted by the Railroad Retirement Act.

Appointment, pay,
etc., confirmed.
Vol. 48, p. 1287.
U. S. C., p. 1973.

Board members, etc.,
liability.

Liquidation period; disposition of property and records.

SEC. 2. The Railroad Retirement Board as established by and pursuant to section 9 of the Railroad Retirement Act and section 1 hereof is hereby continued for a period of sixty days from the enactment hereof for the purpose of liquidating its affairs; returning documents in its possession to those from whom they were procured and whose property they are, after recording therefrom such information as in its judgment should be preserved or making photostatic copies thereof, where necessary; arranging for turning over the records, papers, and property of the Board to such agency as the President shall designate; and making a report upon its activities and experience to the President for transmission to Congress.

Report.

Maintenance of facilities; personnel, etc.

SEC. 3. The Board shall maintain such offices, use such equipment, furnishings, supplies, services, and facilities and employ such persons as in its judgment may be necessary for the proper discharge of its duties.

Appropriation authorized.

SEC. 4. There is hereby authorized to be appropriated, out of any moneys in the Treasury not otherwise appropriated, \$35,000 to pay to the Board and its employees for services heretofore rendered on, prior to, and subsequent to May 6, 1935, and for services to be rendered during the next sixty days after the enactment hereof, the compensation to which they would have been entitled for such services if the Railroad Retirement Act had been held constitutional, and to pay any expenses heretofore incurred and not yet paid and the expenses necessary in carrying out this joint resolution.

Ante, p. 575.

Refunds.

SEC. 5. The Board is hereby authorized and directed to refund to its past and present employees and to its members, all compensation earned by them but withheld as employee contributions to the railroad retirement fund, and deposited to the credit of said fund in the Treasury, and said fund is hereby appropriated and made available for such refundments accordingly.

Approved, January 21, 1936.

[CHAPTER 25.]

AN ACT

To amend paragraph (f) of section 4 of the Communications Act of 1934.

January 22, 1936.
[S. 1336.]
[Public, No. 423.]

Communications Act of 1934, amendment. Vol. 48, p. 1067. U. S. C., p. 2083.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph (f) of section 4 of the Communications Act, 1934, is hereby amended by adding after the words "a chief engineer and not more than three assistants", the words "a chief accountant and not more than three assistants", and by adding after the words "and the chief engineer", the words "and the chief accountant", and by adding after the word "engineers" the word "accountants"; so that paragraph (f) of section 4, as amended, will read as follows:

Federal Communications Commission. Appointment of chief accountant and assistants.

"(f) Without regard to the civil-service laws or the Classification Act of 1923, as amended, (1) the Commission may appoint and prescribe the duties and fix the salaries of a secretary, a director for each division, a chief engineer and not more than three assistants, a chief accountant and not more than three assistants, a general counsel and not more than three assistants, and temporary counsel designated by the Commission for the performance of special services; and (2) each commissioner may appoint and prescribe the duties of a secretary at an annual salary not to exceed \$4,000. The general counsel and the chief engineer and the chief accountant shall each receive an annual salary of not to exceed \$9,000; the secretary shall receive an annual salary of not to exceed \$7,500; the director of each division shall receive an annual salary of not to exceed \$7,500; and

no assistant shall receive an annual salary in excess of \$7,500. The Commission shall have authority, subject to the provisions of the civil-service laws and the Classification Act of 1923, as amended, to appoint such other officers, engineers, accountants, inspectors, attorneys, examiners, and other employees as are necessary in the execution of its functions."

Approved, January 22, 1936.

Other employees.
U. S. C., p. 85.

[CHAPTER 29.]

AN ACT

To amend the Act entitled "An Act forbidding the transportation of any person in interstate or foreign commerce, kidnaped, or otherwise unlawfully detained, and making such Act a felony", as amended.

January 24, 1936.
[S. 2421.]
[Public, No. 424.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act forbidding the transportation of any person in interstate or foreign commerce, kidnaped, or otherwise unlawfully detained, and making such act a felony", as amended (48 Stat. 781; U. S. C., title 18, secs. 408a, 408b, and 408c, be, and it is hereby, amended by the addition of the following section:

Federal Kidnaping
Act, amendment.
Vol. 48, p. 781; U. S.
C., p. 756.

"SEC. 4. Whoever receives, possesses, or disposes of any money or other property, or any portion thereof, which has at any time been delivered as ransom or reward in connection with a violation of section 1 of this Act, knowing the same to be money or property which has been at any time delivered as such ransom or reward, shall be punished by a fine of not more than \$10,000 or imprisonment in the penitentiary for not more than ten years, or both."

Knowingly handling
ransom money, etc.

Punishment.

Approved, January 24, 1936.

[CHAPTER 32.]

AN ACT

To provide for the immediate payment of World War adjusted service certificates, for the cancelation of unpaid interest accrued on loans secured by such certificates, and for other purposes.

January 27, 1936.
[H. R. 9870.]
[Public, No. 425.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding the provisions of the World War Adjusted Compensation Act, as amended (U. S. C., 1934 edition, title 38, ch. 11), the adjusted-service certificates issued under the authority of such Act are hereby declared to be immediately payable. Payments on account of such certificates shall be made in the manner hereinafter provided upon application therefor to the Administrator of Veterans' Affairs, under such rules and regulations as he may prescribe, and upon surrender of the certificates and all rights thereunder (with or without the consent of the beneficiaries thereof). The payment in each case shall be in an amount equal to the face value of the certificate, except that if, at the time of application for payment under this Act, the principal and unpaid interest accrued prior to October 1, 1931, with respect to any loan upon any such certificate has not been paid in full by the veteran (whether or not the loan has matured), then the Administrator shall (1) pay or discharge such unpaid principal and interest as is necessary to make the certificate available for payment under this Act, (2) deduct such unpaid principal and so much of such unpaid interest as accrued prior to October 1, 1931, from the amount of the face value of the certificate, and (3) certify to the Secretary of the Treasury as payable an amount equal to the difference between the face value of the certificate and the amount so deducted.

Adjusted Compensation
Payment Act,
1936.
U. S. C., p. 1680.

Immediate payment
of certificates.

Amount.

Interest accrued since September 30, 1931.

SEC. 2. In the case of each loan heretofore made pursuant to law by the Administrator of Veterans' Affairs and/or by any national bank, or any bank or trust company incorporated under the laws of any State, Territory, possession, or the District of Columbia, upon the security of an adjusted-service certificate, any interest unpaid accrued subsequent to September 30, 1931, that has been or, in consequence of existing law, would be charged against the face value of such certificate shall be canceled insofar as the veteran is concerned, notwithstanding any provision of law to the contrary. Any interest on any such loan payable to any such bank or trust company shall be paid by the Administrator of Veterans' Affairs.

Unpaid loans held by banks, etc.

In the case of any such loan which is unpaid and held by a bank or trust company at the time of filing an application under this Act, the bank or trust company holding the note and certificate shall, upon notice from the Administrator of Veterans' Affairs, present them to the Administrator for payment to the bank or trust company in full satisfaction of its claim for the amount of unpaid principal and unpaid interest, except that if the bank or trust company, after such notice, fails to present the certificate and note to the Administrator within fifteen days after the mailing of the notice, such interest shall be paid only up to the fifteenth day after the mailing of such notice.

Application for payment.

SEC. 3. (a) An application under this Act for payment of a certificate may be made and filed at any time before the maturity of the certificate (1) personally by the veteran, or (2) in case physical or mental incapacity prevents the making or filing of a personal application, then by such representative of the veteran and in such manner as may be by regulations prescribed. An application made by a person other than a representative authorized by such regulations shall be held void.

If veteran dies after making application.

(b) If the veteran dies after the application is made and before it is filed it may be filed by any person. If the veteran dies after the application is made it shall be valid if the Administrator of Veterans' Affairs finds that it bears the bona-fide signature of the applicant, discloses an intention to claim the benefits of this Act, and is filed before payment is made to the beneficiary. If the death occurs after the application is filed but before the receipt of the payment under this Act, or if the application is filed after the death occurs but before mailing of the check in payment to the beneficiary under section 501 of the World War Adjusted Compensation Act, as amended, payment under this Act shall be made to the estate of the veteran irrespective of any beneficiary designation. If the veteran dies without making a valid application under this Act no payment under this Act shall be made. If the veteran dies on or after the passage of this Act without having filed an application under section 1, in making any settlement there shall be deducted on account of any loan made on an adjusted-service certificate only interest accruing¹ prior to October 1, 1931.

Vol. 43, p. 125.
U. S. C., p. 1683.

If veteran dies without making application.

If application cannot be found.

(c) Where the records of the Veterans' Administration show that an application, disclosing an intention to claim the benefits of this Act, has been filed and the application cannot be found, such application shall be presumed, in the absence of affirmative evidence to the contrary, to have been valid when originally filed.

Optional payment.
Vol. 43, p. 123.
U. S. C., p. 1685.
Ante, p. 729.

(d) If at the time this Act takes effect a veteran entitled to receive an adjusted-service certificate has not made application therefor he shall be entitled, upon application made under section 302 of the World War Adjusted Compensation Act, as amended, to

¹ So in original.

receive, at his option, under such rules and regulations as the Administrator may prescribe, either the certificate under section 501 of such Act, as amended, or payment under this Act.

SEC. 4. The amount certified pursuant to section 1 of this Act shall be paid to the veteran or his estate on or after June 15, 1936, by the Secretary of the Treasury by the issuance of bonds of the United States, registered in the name of the veteran only, in denominations of \$50 having a total face value up to the highest multiple of \$50 in the amount certified as due the veteran, and the difference between the amount certified as due the veteran and the face amount of the bonds so issued shall be paid to the veteran or his estate by the Secretary of the Treasury out of the fund created by section 505 of the World War Adjusted Compensation Act, as amended. The bonds shall be dated June 15, 1936, and shall mature on June 15, 1945, but shall be redeemable at the option of the veteran or his estate at any time, at such places, including post offices, as the Secretary of the Treasury may designate. Such bonds shall be issued under the authority and subject to the provisions of the Second Liberty Bond Act, as amended, and shall not be transferable, assignable, subject to attachment, levy, or seizure under any legal or equitable process and shall be payable only to the veteran or, in case of death or incompetence of the veteran, to the representative of his estate. Interest on each bond issued hereunder shall accrue at the rate of 3 per centum per annum from June 15, 1936, to date of maturity or payment of the principal of the bond, whichever is earlier, and will be paid with such principal: *Provided, however*, That no interest will be paid on any bond redeemed prior to June 15, 1937. The provisions of this section shall be carried out subject to regulations of the Secretary of the Treasury to be issued from time to time to effectuate the purposes of this Act.

SEC. 5. The Secretary of the Treasury is authorized and directed to redeem from the United States Government life insurance fund all adjusted-service certificates held by that fund on account of loans made thereon, and to pay to the United States Government life insurance fund the amount of the outstanding liens against such certificates, including all interest due or accrued, together with such amounts as may be due under subdivision (m) of section 502 of the World War Adjusted Compensation Act, as amended. The Secretary of the Treasury is authorized and directed to make such payment by issuing, to the United States Government life insurance fund, bonds of the United States which shall bear interest at the rate of 4½ per centum per annum. No such bonds shall mature or be callable until the expiration of a period of at least ten years from date of issue, except that any such bond shall be redeemed by the Secretary of the Treasury and the principal and accrued interest thereon paid to the United States Government life insurance fund at any time upon certification by the Administrator of Veterans' Affairs that the amount represented by such bond is required to meet current liabilities. Bonds issued for the purposes of this section shall be issued under the Second Liberty Bond Act, as amended, subject to the provisions of this section.

SEC. 6. The adjusted-service certificate fund is hereby made available for payments authorized by this Act.

SEC. 7. Notwithstanding the provisions of Public Law Numbered 262, Seventy-fourth Congress, approved August 12, 1935, no deductions on account of any indebtedness of the veteran to the United States, except on account of any lien against the adjusted-service certificate authorized by law, shall be made from the adjusted-service

Issuance of bonds.
Post, pp. 1396, 1982.

Vol. 43, p. 128.
U. S. C., p. 1685.
Date and maturity.

Optional redemption.

U. S. C., pp. 1418,
1419.

Nontransferable.

Interest.

Proviso.
Exception.

Regulations.

U. S. Government
life insurance fund.
Redemption of certificates held by.

Vol. 43, p. 126; U. S.
C., p. 1685.
Exchange for bonds.

Maturity.

Provisions to apply.
U. S. C., pp. 1418,
1419.

Availability of certificate fund.

No deductions.
Ante, p. 607.

Exception.

credit or from any amounts due under the World War Adjusted Compensation Act, as amended, or this Act.

Appropriations au-
thorized.
Post, pp. 1125, 1182.
Separability provi-
sion.

SEC. 8. There is hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.

SEC. 9. If any provision of this Act, or the application thereof to any person or circumstance, is held invalid, the remainder of the Act, and the application of such provision to other persons or circumstances, shall not be affected thereby.

Penalty provision.

SEC. 10. Whoever knowingly makes any false or fraudulent statement of a material fact in any application, certificate, or document made under the provisions of this Act, shall, upon conviction thereof, be fined not more than \$1,000, or imprisoned not more than five years, or both.

Citation of Act.

SEC. 11. This Act may be cited as the Adjusted Compensation Payment Act, 1936.

JOSEPH W. BYRNS

Speaker of the House of Representatives.

JNO. N. GARNER

Vice President of the United States

and President of the Senate.

IN THE HOUSE OF REPRESENTATIVES OF THE UNITED STATES,

January 24, 1936.

Certificate of the
House of Representa-
tives.

The House of Representatives having proceeded to reconsider the bill (H. R. 9870) entitled "An Act to provide for the immediate payment of World War adjusted service certificates, for the cancellation of unpaid interest accrued on loans secured by such certificates, and for other purposes," returned by the President of the United States with his objections, to the House of Representatives, in which it originated, it was

Resolved, That the said bill pass, two-thirds of the House of Representatives agreeing to pass the same.

Attest:

SOUTH TRIMBLE

Clerk.

I certify that this Act originated in the House of Representatives.

SOUTH TRIMBLE

Clerk.

IN THE SENATE OF THE UNITED STATES,

January 16 (calendar day, January 27), 1936.

Certificate of the
Senate.

The Senate having proceeded to reconsider the bill (H. R. 9870) entitled "An Act to provide for the immediate payment of World War adjusted service certificates, for the cancellation of unpaid interest accrued on loans secured by such certificates, and for other purposes", returned by the President of the United States to the House of Representatives, in which it originated, with his objections, and passed by the House on a reconsideration of the same, it was

Resolved, That the said bill do pass, two-thirds of the Senators present having voted in the affirmative.

Attest:

EDWIN A. HALSEY

Secretary.

[CHAPTER 33.]

AN ACT

Authorizing the Perry County Bridge Commission of Perry County, Indiana, to construct, maintain, and operate a toll bridge across the Ohio River at or near Cannelton, Indiana.

January 27, 1936.

[S. 2887.]

[Public, No. 426.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to promote interstate commerce, improve the Postal Service, and provide for military and other purposes, the Perry County Bridge Commission of Perry County, Indiana, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Ohio River, at a point suitable to the interests of navigation, at or near Cannelton, Indiana, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Ohio River.
Perry County, Ind.,
may bridge, at Cannelton.

Construction.
Vol. 34, p. 84.
U. S. C., p. 1474.

SEC. 2. There is hereby conferred upon the Perry County Bridge Commission all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property needed for the location, construction, maintenance, and operation of such bridge and its approaches, as are possessed by railroad corporations for railroad purposes or by bridge corporations for bridge purposes in the State in which such real estate or other property is situated, upon making just compensation therefor, to be ascertained and paid according to the laws of such State, and the proceedings therefor shall be the same as in the condemnation or expropriation of property for public purposes in such State.

Acquisition of approaches, etc.

SEC. 3. The said Perry County Bridge Commission is hereby authorized to fix and charge tolls for transit over such bridge, the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

Toll charges.
Vol. 34, p. 85.

SEC. 4. In fixing the rates of toll to be charged for the use of such bridge, the same shall be so adjusted as to provide a fund sufficient to pay for the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of such bridge and its approaches, including reasonable interest and financing cost, as soon as possible, under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the cost of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected shall be kept and shall be available for the information of all persons interested.

Tolls to be applied to operation, sinking fund, etc.

Maintenance as free bridge after amortizing cost, etc.

Records.

SEC. 5. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, January 27, 1936.

[CHAPTER 34.]

AN ACT

January 27, 1936.
[S. 3431.]
[Public, No. 427.]

To extend the times for commencing and completing the construction of a bridge and causeway across the water between the mainland, at or near Cedar Point, and Dauphin Island, Alabama.

Mobile Bay.
Time extended for
bridging, between Cedar
Point and Dauphin
Island, Ala.

Vol. 47, p. 1416; *A. etc.*,
p. 1061.

Amendment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge and causeway between the mainland, at or near Cedar Point, and Dauphin Island, Alabama, heretofore authorized to be built by Dauphin Island Railway and Harbor Company, its successors and assigns (Mobile County, Alabama, transferee), as last extended by Public Law Numbered 399, Seventy-second Congress, approved March 1, 1933, are hereby extended one and three years, respectively, from the date of approval of this Act.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, January 27, 1936.

[CHAPTER 35.]

AN ACT

January 27, 1936.
[S. 3245.]
[Public, No. 428.]

To extend the times for commencing and completing the construction of a bridge across the Columbia River at Astoria, Clatsop County, Oregon.

Columbia River.
Time extended for
bridging, at Astoria,
Oreg.

Vol. 48, p. 949.
A. etc., p. 1066.

Amendment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Columbia River, at Astoria, Clatsop County, Oregon, authorized to be built by the Oregon-Washington Bridge Board of Trustees by an Act of Congress approved June 13, 1934, are hereby extended one and three years, respectively, from June 13, 1936.

Sec. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, January 27, 1936.

[CHAPTER 36.]

AN ACT

January 27, 1936.
[S. 3425.]
[Public, No. 429.]

Authorizing an appropriation for payment to the Government of Norway in settlement of all claims for reimbursement on account of losses sustained by the owner and crew of the Norwegian steamer Tampen.

Norway.
Payment to, for losses
due to detention of
Norwegian steamer
Tampen.
Post, p. 1633.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for payment to the Government of Norway in full and final settlement of all claims for reimbursement on account of losses sustained by the owner and crew of the Norwegian steamer Tampen by reason of the detention of the vessel by the United States Coast Guard during June 1925, the sum of \$8,765.

Approved, January 27, 1936.

[CHAPTER 39.]

AN ACT

To provide an official seal for the United States Veterans' Administration, and for other purposes.

January 31, 1936.
[S. 3328.]
[Public, No. 430.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of Veterans' Affairs be, and he is hereby empowered and directed to cause a seal, which shall be judicially noticed, to be made and provided for the Veterans' Administration, with such device as in his judgment shall seem proper. Copies of any public documents, records, or papers belonging to or in the files of the Veterans' Administration, when authenticated by the seal and certified by the Administrator of Veterans' Affairs, or employee of the Veterans' Administration to whom proper authority shall have been delegated, in writing, by the Administrator, shall be evidence equal with the originals thereof.

United States Veterans' Administration.
Official seal; judicial notice.

Authentications.

Approved, January 31, 1936.

[CHAPTER 40.]

AN ACT

To Amend the Act of May 18, 1934, Providing Punishment for Killing or Assaulting Federal Officers.

February 8, 1936.
[H. R. 7680.]
[Public, No. 431.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act entitled "An Act to provide punishment for killing or assaulting Federal officers", approved May 18, 1934 (48 Stat. 780; U. S. C., title 18, secs. 253 and 254), be and the same is hereby, amended to read as follows:

Killing or assaulting Federal officers.
Vol. 48, p. 780.
U. S. C., p. 739.
Post, p. 1940.

"That whoever shall kill, as defined in sections 273 and 274 of the Criminal Code, any United States marshal or deputy United States marshal, special agent of the Federal Bureau of Investigation of the Department of Justice, post office inspector, Secret Service operative, any officer or enlisted man of the Coast Guard, any employee of any United States penal or correctional institution, any officer of the Customs Service or of the Internal Revenue Service, any immigrant inspector or any immigration patrol inspector, any officer or employee of the Department of Agriculture designated by the Secretary of Agriculture to enforce any Act of Congress for the protection, preservation, or restoration of game and other wild birds and animals, any officer or employee of the National Park Service, any officer or employee of, or assigned to duty in, the field service of the Division of Grazing of the Department of the Interior, or any officer or employee of the Indian field service of the United States, while engaged in the performance of his official duties, or on account of the performance of his official duties, shall be punished as provided under section 275 of the Criminal Code."

Punishment.
U. S. C., p. 761.

Approved, February 8, 1936.

[CHAPTER 41.]

AN ACT

To authorize a preliminary examination of the Arkansas River and Fourche Bayou with a view to the control of floods in the vicinity of Little Rock and North Little Rock, Arkansas.

February 8, 1936.
[H. R. 7995.]
[Public, No. 432.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of the Arkansas River and

Arkansas River and Fourche Bayou.
Survey directed for controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1487.

Fourche Bayou with a view to the control of floods in the vicinity of Little Rock and North Little Rock, Arkansas, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Approved, February 8, 1936.

[CHAPTER 42.]

AN ACT

February 10, 1936.
[S. 3934.]
[Public, No. 433.]

To repeal the Kerr Tobacco Act, the Bankhead Cotton Act of 1934, and the Potato Act of 1935.

Repeal of Tobacco Control Act, Cotton Act of 1934, Potato Act of 1935.

Vol. 48, pp. 1275, 598; *Ante*, pp. 778, 776, 782. U. S. C., pp. 169, 165; Supp. I, pp. 32, 31, 33.

Cancellation of tax liens. *Post*, pp. 1155, 1163.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Law Numbered 483, Seventy-third Congress, as amended, known as the Kerr Tobacco Act, and Public Law Numbered 169, Seventy-third Congress, as amended, known as the Bankhead Cotton Act of 1934, except section 24 thereof, and sections 201 to 233, both inclusive, of Public Law Numbered 320, Seventy-fourth Congress, known as the Potato Act of 1935, be, and the same hereby are, repealed; and all liens for taxes imposed as provided in subdivision (f) of section 4 of Public Law Numbered 169 are hereby cancelled and released.

Approved, February 10, 1936.

[CHAPTER 43.]

AN ACT

February 11, 1936.
[S. 2206.]
[Public, No. 434.]

For the relief of the State of New Mexico.

State of New Mexico. Release from accountability for certain Federal property.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the State of New Mexico is hereby relieved from accountability for certain property belonging to the United States, of the total value of \$2,839.04, which property was loaned to such State for use by the New Mexico National Guard and was unavoidably lost or destroyed, such total value representing the sum of the following items: \$381.22 for property shortages listed in report of survey dated April 24, 1930; \$334.53 and \$62.95 for property shortages listed in two reports of survey dated April 25, 1930; \$904.48 and \$880.12 for property shortages listed in two reports of survey dated June 11, 1930; \$11.35 for property shortages listed in report of survey dated July 11, 1930; \$264.39 for property shortages listed in report of survey dated September 3, 1930.

Approved, February 11, 1936.

[CHAPTER 44.]

AN ACT

February 11, 1936.
[S. 2877.]
[Public, No. 435.]

To reimpose and extend the trust period on lands reserved for the Pala Band of Mission Indians, California.

Pala Band of Mission Indians, Calif. Trust period on lands of, extended. Vol. 26, p. 712.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the period of trust on lands patented to the Pala Band of Mission Indians in California under authority of the Act of January 12, 1891 (26 Stat. 712), which trust expired January 5, 1935, is hereby reimposed

and extended for a period of ten years from that date: *Provided*, That further extension of the period of trust may be made by the President, in his discretion, as provided by the Act of March 2, 1917 (39 Stat. 976).

Approved, February 11, 1936.

Proviso.
Further extension.
Vol. 39, p. 976.

[CHAPTER 45.]

AN ACT

To authorize credit in disbursing officers' accounts covering shipment of privately-owned automobiles from October 12, 1927, to October 10, 1929.

February 11, 1936.
[H. R. 3421.]
[Public, No. 436.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Comptroller General of the United States is hereby authorized to allow transportation accounts for private automobiles of officers, warrant officers, nurses, enlisted men, or civilian employees shipped as their authorized baggage allowance from October 12, 1927, to October 10, 1929, and within the authorized weight allowance, at classification rates charged by the transportation companies: *Provided*, That where any amounts have been collected for shipments made during such period of the difference between classification rates and household goods rates as authorized by existing law, the payment, upon presentation of claims therefor, of amounts thus collected to those from whom collected, is authorized and directed.

Army disbursing officers.
Credit allowed in accounts of, for certain shipments of automobiles.

Proviso.
Refund of collections.

Approved, February 11, 1936.

[CHAPTER 46.]

AN ACT

To authorize the Secretary of Commerce to grant to the State of California an easement over certain land of the United States in Tehama County, California, for highway purposes.

February 11, 1936.
[H. R. 7814.]
[Public, No. 437.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Commerce is hereby authorized to grant to the State of California an easement over a twenty-foot strip of land situated along the easterly boundary of the Mill Creek (California) fisheries station property in Tehama County in said State, for State highway purposes; said strip of land, which consists of twenty-four one-hundredths acre, more or less, to be particularly described in said grant.

State of California.
Easement over certain land in Tehama County, granted to.

Approved, February 11, 1936.

[CHAPTER 47.]

AN ACT

To amend an Act entitled "An Act providing for the participation of the United States in the California Pacific International Exposition to be held at San Diego, California, in 1935 and 1936; authorizing an appropriation therefor, and for other purposes", approved March 7, 1935, to provide for participation in the California Pacific International Exposition to be held at San Diego, California, in 1936, to authorize an appropriation therefor, and for other purposes.

February 11, 1936.
[H. R. 9871.]
[Public, No. 438.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the United States continue its participation in the California Pacific International Exposition at San Diego, California, in 1936.

California Pacific International Exposition.
Federal participation in, continued.

SEC. 2. For this purpose the Act entitled "An Act¹ providing for the participation of the United States in the California Pacific International Exposition to be held at San Diego, California, in 1935 and 1936; authorizing an appropriation therefor, and for other purposes", approved March 7, 1935, as hereby amended, is extended

Funds previously authorized made applicable.
Note, pp. 40, 50.

¹ So in original.

and made applicable to the continuance of the participation of the United States in the said exposition in 1936 in the same manner and to the same extent and for the same purposes as originally provided in said Act, except insofar as the provisions of that Act specify the erection of a building or group of buildings.

Exception.

Additional sum authorized.
Post, p. 1110.

Ante, p. 50.

SEC. 3. In addition to the sum of \$350,000 authorized by the aforesaid Act to be appropriated for the participation of the United States in the California Pacific International Exposition to be held at San Diego, California, in 1935 and 1936, and appropriated under the section entitled "California Pacific International Exposition" of the Act entitled "An Act making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1935, and prior fiscal years, to provide supplemental appropriations for the fiscal year ending June 30, 1935, and for other purposes", otherwise known as Public Law Numbered 21, Seventy-fourth Congress, and approved March 21, 1935, there is hereby authorized to be appropriated the sum of \$75,000.

Approved, February 11, 1936.

[CHAPTER 48.]

AN ACT

February 11, 1936.
[S. 2175.]
[Public, No. 439.]

To grant to the State of California a retrocession of jurisdiction over certain rights-of-way granted to the State of California over certain roads about to be constructed in the Presidio of San Francisco Military Reservation and Fort Baker Military Reservation.

State of California.
Retrocession of jurisdiction over certain rights-of-way on designated reservations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby granted to the State of California a retrocession of jurisdiction over the rights-of-way covered by a certain grant from the Secretary of War to the Golden Gate Bridge and Highway District, of California, dated February 13, 1931, to extend, maintain, and operate State roads across the Presidio of San Francisco Military Reservation and the Fort Baker Military Reservation, as heretofore or hereafter amended by the Secretary¹ of War, subject to all of the terms and conditions contained in said permit as so granted and any amendments thereof as aforesaid. The land and premises over which such retrocession of jurisdiction is hereby granted shall be the whole of the rights-of-way so granted by said permit and any amendments thereof, throughout their entire length and width, and for the entire distance granted therein, together with the land crossed by any toll bridge that may be erected by such Golden Gate Bridge and Highway District to connect the Presidio of San Francisco Military Reservation with the Fort Baker Military Reservation, and embracing the said toll bridge with its approach roads over the rights-of-way so granted by said permit and any amendments thereof.

Reversionary provisions.

SEC. 2. Should the United States assume exclusive control and management of said bridge and roads, as provided in said permit and any amendments thereof, the jurisdiction herein retroceded shall be suspended and revert in the United States for the duration of such control and management. Whenever the State of California shall cease to occupy said rights-of-way and land for the purpose authorized in said permit and any amendments thereof, then the same, including all jurisdiction thereover, shall revert to the United States.

Acceptance by State.

SEC. 3. The retrocession of jurisdiction herein granted shall not take effect until the same is accepted by the Legislature of the State of California.

Approved, February 11, 1936.

¹ So in original.

[CHAPTER 49.]

AN ACT

Making appropriations to provide urgent supplemental appropriations for the fiscal year ending June 30, 1936, to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1936, and for prior fiscal years, and for other purposes.

February 11, 1936.
[H. R. 10464.]
[Public, No. 440.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to provide urgent supplemental appropriations for the fiscal year ending June 30, 1936, to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1936, and for prior fiscal years, and for other purposes, namely:

Supplemental Ap-
propriation Act, fiscal
year 1936.

TITLE I—GENERAL APPROPRIATIONS

General appropria-
tions.

LEGISLATIVE

Legislative.

SENATE

Senate.

To pay to Rose M. Long, widow of Honorable Huey P. Long, late a Senator from the State of Louisiana, \$10,000.

Huey P. Long.
Pay to widow.

To pay to Margaret Huntley Schall, widow of Honorable Thomas D. Schall, late a Senator from the State of Minnesota, \$10,000.

Thomas D. Schall.
Pay to widow.

Office of Sergeant at Arms and Doorkeeper: For clerk to the secretary of the minority, at the rate of \$1,800 per annum from February 1 to June 30, 1936, both dates inclusive, \$750.

Clerk to secretary of
minority.

For expenses of inquiries and investigations ordered by the Senate, including compensation to stenographers of committees, at such rate as may be fixed by the Committee to Audit and Control the Contingent Expenses of the Senate, but not exceeding 25 cents per hundred words, fiscal year 1936, \$75,000: *Provided*, That no part of this appropriation shall be expended for services, personal, professional, or otherwise, in excess of the rate of \$3,600 per annum: *Provided further*, That no part of this appropriation shall be expended for per diem and subsistence expenses except in accordance with the Subsistence Expense Act of 1926, approved June 3, 1926, as amended.

Inquiries and investi-
gations; expenses.
Post, p. 1597.

Protisos.
Salary limitation.

Per diem and sub-
sistence expenses.
Vol. 44, p. 688.
U. S. C., p. 103.

For miscellaneous items, exclusive of labor, fiscal year 1936, \$100,000.

Miscellaneous.

For payment to Honorable Dennis Chavez, a Senator from the State of New Mexico, for expenses incurred, including counsel fees, in the contest resulting from the election held November 6, 1934, fiscal year 1936, \$7,000.

Contested election
expenses.

For payment to attorneys of record for the contestant, to wit: Grant P. Hall and George H. Williams, for services rendered and expenses incurred in the contested-election case resulting from the election of a United States Senator from West Virginia on November 6, 1934, fiscal year 1936, \$600 each; in all, \$1,200.

HOUSE OF REPRESENTATIVES

House of Representa-
tives.

For payment to the widow of Henry M. Kimball, late a Representative from the State of Michigan, \$10,000.

Henry M. Kimball.
Pay to widow.

For payment to the widow of Wesley Lloyd, late a Representative from the State of Washington, \$10,000.

Wesley Lloyd.
Pay to widow.

For payment to the widow of Charles V. Truax, late a Representative from the State of Ohio, \$10,000.

Charles V. Truax.
Pay to widow.

The three foregoing sums to be disbursed by the Sergeant at Arms of the House.

Clerk hire, Members,
etc.
Vol. 48, p. 824.

Clerk hire: For an additional amount under the appropriation "Clerk hire, Members and Delegates, House of Representatives, 1935", \$5,996.46.

Contingent expenses.
Ante, p. 467.

Contingent expenses: For an additional amount under the appropriation "Contingent Expenses, House of Representatives, Stationery, 1936", \$250.

House Restaurant,
improvements.

For repairs, improvements, and equipment for the House Restaurant, Capitol Building, including personal and other services, fiscal years 1936 and 1937, \$40,000, to be expended by the Architect of the Capitol.

Library of Congress.

LIBRARY OF CONGRESS

Legislative reference.

Legislative reference: For printing the Index and Digests, prepared in the Legislative Reference Service, of bills pending in the second session of the Seventy-fourth Congress, fiscal year 1936, \$3,800.

Personal services.

Care and maintenance, salaries: For an additional sum required for personal services for the fiscal year 1936, \$443.55.

Government Print-
ing Office.

GOVERNMENT PRINTING OFFICE

Federal Register, etc.

Public printing and binding: For the printing and distribution of the Federal Register and such documents as may be required to be printed and distributed by the Division of the Federal Register during the fiscal year 1936, in accordance with the provisions of Public Act Numbered 220, Seventy-fourth Congress, approved July 26, 1935, \$100,000: *Provided*, That the provisions of section 2 of the Federal Register Act shall become effective thirty days after said appropriations become available and the publication of the Federal Register shall begin within two business days thereafter.

Ante, p. 500.

Proviso.
Effective date; pub-
lication.

Independent Offices.

INDEPENDENT OFFICES

CALIFORNIA PACIFIC INTERNATIONAL EXPOSITION

California Pacific In-
ternational Exposition,
expenses.

For the purpose of carrying into effect the provisions of the Act entitled "An Act to amend an Act entitled 'An Act providing for the participation of the United States in the California Pacific International Exposition to be held at San Diego, California, in 1935 and 1936; authorizing an appropriation therefor, and for other purposes,' approved March 7, 1935, to provide for participation in the California Pacific International Exposition to be held at San Diego, California, in 1936, to authorize an appropriation therefor, and for other purposes," approved February ¹, 1936, and for each and every object authorized by said Act, \$75,000, together with the unexpended balance of the appropriation for the California Pacific International Exposition held in 1935 as contained in the Act making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1935, and prior fiscal years, to provide supplemental appropriations for the fiscal year ending June 30, 1935, and for other purposes, to remain available until January 1, 1937.

Ante, pp. 40, 1107.

Balance reappropri-
ated.
Ante, p. 50.

Central Statistical
Board.

CENTRAL STATISTICAL BOARD

Salaries and expenses.
Ante, p. 498.

Salaries and expenses: For every expenditure requisite for and incident to the work of the Central Statistical Board as authorized by law, including travel expenses; street-car fares; materials; supplies; office equipment; services; newspapers, periodicals, and press clippings; repairs and alterations; contract stenographic

¹ So in original.

reporting services, and expenses of attendance at meetings which in the discretion of the chairman are necessary for the efficient discharge of the responsibilities of the Board, fiscal year 1936, \$70,000, of which amount not to exceed \$68,400 may be expended for personal services in the District of Columbia: *Provided*, That of the funds hereby appropriated there shall be available from and including January 16, 1936, such sums as may be necessary for the payment of obligations incurred by the Central Statistical Board created by Executive Order Numbered 6225, dated July 27, 1933.

Printing and binding: For all printing and binding for the Central Statistical Board, fiscal year 1936, \$600.

Proviso.
Payment of designated obligations.

Printing and binding.

CIVIL SERVICE COMMISSION

Salaries and expenses: For an additional amount for salaries and expenses, Civil Service Commission, including the same objects specified under this head in the Independent Offices Appropriation Act, 1936, fiscal year 1936, \$530,000, to continue available until June 30, 1937.

Printing and binding: For an additional amount for printing and binding for the Civil Service Commission, including the same objects specified under this head in the Independent Offices Appropriation Act, 1936, fiscal year 1936, \$18,700, to continue available until June 30, 1937.

Civil Service Commission.

Salaries and expenses.

Ante, p. 7.

Printing and binding.

FEDERAL POWER COMMISSION

Salaries and expenses: For an additional amount for salaries and expenses of the Federal Power Commission, including the same objects specified under this head in the Independent Offices Appropriation Act, 1936, and, in addition thereto, rent in the District of Columbia and elsewhere; purchase and exchange, not exceeding \$9,100, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, including not more than one such vehicle for general administrative use in the District of Columbia; supplies and office equipment; services; scientific instruments; expenses incurred in packing, crating, drayage, and transportation of household effects and other property, not to exceed in any case five thousand pounds, of officers and employees when transferred from one official station to another for permanent duty, when specifically authorized by the Commission; not to exceed \$1,000 for purchase and exchange of law books, other books of reference, newspapers, periodicals and newspaper clippings, fiscal year 1936, \$550,000, of which amount not to exceed \$200,000 may be expended for personal services in the District of Columbia, exclusive of not to exceed \$12,000 which may be expended for consultants and special counsel and \$75,000 shall remain available until June 30, 1937, for rental of quarters in the District of Columbia.

Printing and binding: For an additional amount for all printing and binding for the Federal Power Commission, including engraving, lithographing, and photolithographing, fiscal year 1936, \$50,000.

Federal Power Commission.

Salaries and expenses.
Ante, p. 10.

Printing and binding.

FEDERAL TRADE COMMISSION

Salaries and expenses: For an additional amount for the Federal Trade Commission, including the same objects specified under this head in the Independent Offices Appropriation Act, 1936, fiscal year 1936, \$150,000.

Printing and binding: For the printing of 10,000 additional copies of No. 71-A of Senate Document 92, Seventieth Congress, first session, \$2,800.

Federal Trade Commission.

Salaries and expenses.

Ante, p. 10.

Printing and binding.

George Rogers Clark Sesquicentennial Commission.

Establishment, etc. *Ante*, p. 654.

Proviso.
Condition.

GEORGE ROGERS CLARK SESQUICENTENNIAL COMMISSION

For carrying out the provisions of the Act approved August 15, 1935, entitled "An Act to amend the joint resolution establishing the George Rogers Clark Sesquicentennial Commission, approved May 23, 1928", fiscal years 1936 and 1937, \$50,000: *Provided*, That no part of such sum shall be available until the land to be improved therewith has been acquired.

Interstate Commerce Commission.

Motor transport regulation, expenses. *Ante*, p. 543.

Personal services, etc.

INTERSTATE COMMERCE COMMISSION

Motor transport regulation: For all authorized expenditures necessary to enable the Interstate Commerce Commission to carry out the provisions of the Motor Carrier Act, approved August 9, 1935, including one director at \$10,000 per annum and other personal services in the District of Columbia and elsewhere, traveling expenses, supplies, services, and equipment, including the purchase (not to exceed \$40,000), exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles when necessary for official use in field work, fiscal year 1936, \$1,035,000 of which amount not exceeding \$25,000 may be expended for rent in the District of Columbia provided Government-owned facilities are not available, not exceeding \$75,000 may be expended for printing and binding, and not exceeding \$1,000 may be expended for purchase and exchange of books, reports, and periodicals.

National Labor Relations Board.

Salaries and expenses. *Ante*, p. 451. *Post*, p. 1603.

Proviso.
Supplies and services. *R. S.*, sec. 3709, p. 733. *U. S. C.*, p. 1503.

Printing and binding.

NATIONAL LABOR RELATIONS BOARD

Salaries and expenses: For three Board members, and for all other authorized and necessary expenditures of the National Labor Relations Board in performing the duties imposed by law or in pursuance of law, including rent and personal services in the District of Columbia and elsewhere, repairs and alterations, communications, contract stenographic reporting service, office supplies and equipment, law books, books of reference, newspapers, periodicals, and garage rentals, fiscal year 1936, \$275,000: *Provided*, That the Board may procure supplies and services without regard to section 3709 of the Revised Statutes (*U. S. C.*, title 41, sec. 5) when the aggregate amount involved does not exceed \$50.

Printing and binding: For all printing and binding for the National Labor Relations Board, fiscal year 1936, \$15,000.

Constitution, sesquicentennial.

ONE HUNDRED AND FIFTIETH ANNIVERSARY OF THE FORMATION OF THE CONSTITUTION

Observance, etc. *Ante*, p. 735.

To carry out the provisions of the joint resolution entitled, "Joint resolution providing for the preparation and completion of plans for a comprehensive observance of the one hundred and fiftieth anniversary of the formation of the Constitution of the United States", approved August 23, 1935, including payment of obligations heretofore incurred for salaries and expenses, fiscal year 1936, \$10,000.

Railroad Retirement Board.

Salaries and expenses. *Post*, p. 1603.

Ante, pp. 970, 1097.

RAILROAD RETIREMENT BOARD

Salaries and expenses, Railroad Retirement Board, 1936: For three Board members, and for all other authorized and necessary expenditures of the Railroad Retirement Board in performing the duties imposed by law or in pursuance of law, including rent and personal services in the District of Columbia and elsewhere, traveling expenses, printing and binding, repairs and alterations, communications, contract stenographic reporting services, office supplies and

equipment, services, law books, books of reference, newspapers and periodicals, \$600,000, of which sum such amount as may be necessary shall be available for payment of salaries of the Board members from and including the respective dates upon which they officially assumed duty as members of the Board and including also compensation of L. M. Eddy from October 1 to October 29, 1935, both dates inclusive, at the rate of \$10,000 per annum, for services rendered preliminary to his qualification as a member of such Board: *Provided*, That the Board may procure supplies and services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate amount involved does not exceed \$50.

L. M. Eddy, pay.

Proviso.
Supplies and services.
R. S., sec. 3709, p. 733; U. S. C., p. 1803.

RAILROAD RETIREMENT INVESTIGATION COMMISSION

Salaries and expenses, Railroad Retirement Investigation Commission, 1936: For three paid members of the Commission, and for all other authorized and necessary expenditures of the Commission to and including December 31, 1935, in performing the duties imposed upon it by the Railroad Retirement Act of 1935, approved August 29, 1935, including rent and personal services in the District of Columbia and elsewhere, traveling expenses, supplies, services, and equipment, \$3,000, of which sum such amounts as may be necessary shall be available for payment of compensation of the paid members, as provided in section 8 of the Railroad Retirement Act of 1935, from and including the respective dates upon which they officially assumed duty as such members.

Railroad Retirement Investigation Commission.
Salaries and expenses.
Ante, p. 972.

Ante, p. 967.

SECURITIES AND EXCHANGE COMMISSION

Salaries and expenses: For an additional amount for salaries and expenses of the Securities and Exchange Commission, including the same objects specified under this head in the Independent Offices Appropriation Act, 1936, and, in addition thereto, rental of quarters in the District of Columbia, fiscal year 1936, \$750,000.

Securities and Exchange Commission.
Salaries and expenses.

Ante, p. 14.

Printing and binding: For an additional amount for all printing and binding, fiscal year 1936, \$15,000.

Printing and binding.

SOCIAL SECURITY BOARD

Grants to States for old-age assistance: For grants to States for old-age assistance, as authorized in Title I of the Social Security Act, approved August 14, 1935, fiscal year 1936, \$24,660,000.

Social Security Board.

Grants to States.
For old-age assistance.
Ante, p. 620.

Grants to States for unemployment compensation administration: For grants to States for unemployment compensation administration, as authorized in Title III of the Social Security Act, approved August 14, 1935, fiscal year 1936, \$2,250,000.

Unemployment compensation administration.
Ante, p. 626.

Grants to States for aid to dependent children: For grants to States for the purpose of enabling each State to furnish financial assistance to needy dependent children, as authorized in Title IV of the Social Security Act, approved August 14, 1935, fiscal year 1936, \$5,000,000.

Aid to dependent children.
Ante, p. 627.

Grants to States for aid to the blind: For grants to States for aid to the blind, as authorized in Title X of the Social Security Act, approved August 14, 1935, fiscal year 1936, \$2,000,000.

Aid to the blind.
Ante, p. 645.

Payments to States for the third and fourth quarters of the fiscal year 1936 under Title I, IV, and X of the Social Security Act may be made with respect to any State plan approved under such respective titles by the Social Security Board prior to or during such period, but no such payment shall be made with respect to any plan

Cooperative financial participation.
Quarterly payments under designated titles.
Ante, pp. 620, 627, 645.

for any period prior to the quarter in which such plan was submitted to the Board for approval and in no event for any period prior to February 1, 1936.

Salaries and expenses.

Ante, pp. 620-629,
635, 639, 645.

Salaries and expenses, Social Security Board: For all authorized and necessary administrative expenses of the Social Security Board in the District of Columbia and in the field, including field offices, in performing the duties imposed upon it in Titles I, II, III, IV, VII, IX, and X of the Social Security Act, approved August 14, 1935, including three Board members, an executive director at a salary of \$9,500 a year, a director of the old-age benefits division at a salary of \$9,000 a year, and other personal services in the District of Columbia and elsewhere; travel expenses, including expenses of attendance at meetings which in the discretion of the Board are necessary for the efficient discharge of its responsibilities; supplies and equipment; services; newspapers, periodicals, and press clippings; law books and other books of reference; alterations and repairs; printing and binding; rentals in the District of Columbia or elsewhere; purchase and exchange, not to exceed \$7,500, operation, maintenance, and repair of motor-propelled passenger-carrying vehicles to be used only for official purposes in the field service, fiscal year 1936, \$1,000,000, of which sum such amount as may be necessary shall be available for payment of salaries of the Board members from and including the respective dates upon which they officially assumed duty as such members and for all other administrative expenses heretofore incurred during the fiscal year 1936 in the administration of all of such titles.

Veterans' Administration.

VETERANS' ADMINISTRATION

Adjusted Compensation Payment Act, expenses.
Ante, p. 1099.

Administrative expenses, Adjusted Compensation Payment Act, 1936, Veterans' Administration, 1936 and 1937: For administrative expenses in carrying out the provisions of the Adjusted Compensation Payment Act, 1936, including personal services in the District of Columbia and elsewhere; supplies; equipment; traveling expenses; rentals in the District of Columbia and elsewhere; communication services; maintenance and operation of passenger-carrying motor vehicles; and for other necessary expenses to enable the Administrator of Veterans' Affairs to perform such duties as are required by said Act, fiscal years 1936 and 1937, \$5,500,000.

District of Columbia.

DISTRICT OF COLUMBIA

District Supreme Court, jurors and witnesses.

R. S., sec. 850, p. 160.
U. S. C., p. 1295.

Fees of jurors and witnesses, Supreme Court, District of Columbia: For mileage and per diem of jurors, for mileage and per diem of witnesses and for per diem in lieu of subsistence, and payment of the expenses of witnesses in said court as provided by section 850 of the Revised Statutes (U. S. C., title 28, sec. 604), fiscal year 1935, \$3,292.92.

U. S. Court of Appeals, law clerks.

Salaries and expenses, United States Court of Appeals for the District of Columbia: For five law clerks (one for each justice of the United States Court of Appeals for the District of Columbia), at \$2,500 per annum each, from February 1, 1936, to June 30, 1936, both dates inclusive, \$5,208.

Smoke regulation and control.
Ante, p. 653.

Smoke regulation and control: For personal services, equipment, instruments, supplies, transportation, and other contingent expenses necessary for the enforcement of the Act entitled "An Act to prevent the fouling of the atmosphere in the District of Columbia by smoke and other foreign substances, and for other purposes", approved August 15, 1935, fiscal year 1936, \$6,250.

Filtration System, Workhouse and Reformatory, District of Columbia: For an additional amount for construction of a sand filter for the permanent water supply system, fiscal year 1936, \$5,250.

Workhouse, etc., water filter.
Ante, p. 364.

Filtration System, Workhouse and Reformatory, District of Columbia: For an additional amount for construction of a permanent water supply filtration system (no year), \$2,250.

Additional amount.

Assistance against old-age want, District of Columbia: To carry out the provisions of the Act entitled "An Act to amend the Code of Laws for the District of Columbia in relation to providing assistance against old-age want", approved August 24, 1935, including not to exceed \$15,000 for personal services and other necessary expenses, fiscal year 1936, \$120,000.

Old-age assistance.
Ante, p. 747.

Pensions for needy blind persons, District of Columbia: To carry out the provisions of the Act entitled "An Act to provide pensions¹ for needy blind persons of the District of Columbia and authorizing appropriations therefor", approved August 24, 1935, fiscal year 1936, \$22,500.

Pensions for needy blind.
Ante, p. 744.

Settlement of claims: For the payment of the claim approved by the Commissioners under and in accordance with the provisions of the Act entitled "An Act authorizing the Commissioners of the District of Columbia to settle claims and suits against the District of Columbia", approved February 11, 1929 (45 Stat., 1160), as amended by the Act approved June 5, 1930 (46 Stat., 500), and reported in House Document Numbered 300, Seventy-fourth Congress, \$1,001.94.

Settlement of claims.
Vol. 45, p. 1160; Vol. 46, p. 500.

Judgment: For an additional amount for the payment of a final judgment against the District of Columbia in the case of Vesta L. Watson against the District of Columbia, Municipal Court numbered 297-691, \$23.

Vesta L. Watson, payment of judgment.

The foregoing sums for the District of Columbia to be payable wholly from the revenues of such District.

Sums payable from revenues.

DEPARTMENT OF AGRICULTURE

Department of Agriculture.

FOREST SERVICE

Forest Service.

Fighting forest fires: For an additional amount for fighting and preventing forest fires, including the same objects specified under this head in the Agricultural Appropriation Act for the fiscal year 1936, \$1,276,709.

Fighting forest fires.

Ante, p. 263.

BUREAU OF AGRICULTURAL ECONOMICS

Bureau of Agricultural Economics.

Tobacco Inspection Act: Not to exceed \$12,500 of the appropriation for "Salaries and expenses, Bureau of Agricultural Economics", fiscal year 1936, may be used during that fiscal year for carrying into effect the provisions of "The Tobacco Inspection Act" approved August 23, 1935 (49 Stat. 731).

Tobacco Inspection Act, administrative expenses.
Ante, p. 731.

SOIL CONSERVATION SERVICE

Soil Conservation Service.

Salaries and expenses: For carrying into effect the provisions of the Act entitled "An Act to provide for the protection of land resources against soil erosion, and for other purposes", approved April 27, 1935, including the hire, with or without personal services, of boats and work animals and animal-drawn and motor-propelled vehicles and equipment, and the construction of such buildings as in the judgment of the Secretary of Agriculture are required to carry out the provisions of said Act, fiscal year 1936, \$6,284,000:

Salaries and expenses.
Ante, p. 163.

Building construction.

¹ So in original.

Provisos.
Employing labor.

Ante, p. 115.

U. S. C., p. 85.

Construction costs.

Provided, That in the discretion of the Secretary of Agriculture, any funds made available to the Soil Conservation Service from the Emergency Relief Appropriation Act of 1935 may be expended for the employment of skilled and unskilled labor and foremen without regard to the civil-service laws and the Classification Act of 1923, as amended: *Provided*, That no building shall be erected hereunder at a cost in excess of \$2,500 except the following: Ten at not to exceed \$8,000 each, twenty-four at not to exceed \$5,000 each, eleven at not to exceed \$3,750 each, and one at not to exceed \$30,000.

Biological Survey
Bureau.

BUREAU OF BIOLOGICAL SURVEY

North American
Wildlife Conference,
expenses.
Ante, p. 384.

The sum of \$12,500 of the unexpended balance of the appropriation of \$6,000,000 provided by title VII of the Act entitled "An Act to amend the Migratory Bird Hunting Stamp Act of March 16, 1934, and certain other Acts relating to game and other wildlife, administered by the Department of Agriculture, and for other purposes", approved June 15, 1935 (49 Stat., pp. 378-384), is hereby made available for the payment, by the Secretary of Agriculture, of expenses in connection with the North American Wildlife Conference called by the President of the United States, held in Washington, District of Columbia, February 3-7, 1936, including the employment of persons and means in the District of Columbia and elsewhere by contract or otherwise, printing, binding, and other miscellaneous expenses: *Provided*, That no part thereof shall be available for travel or subsistence expenses.

Proviso.
Restriction.

Miscellaneous.

MISCELLANEOUS

Cotton ginner, pay-
ment.
Post, p. 1352.

Vol. 48, p. 598; *Ante*,
p. 776.
U. S. C., p. 165;
Supp. I, p. 31.

Ante, p. 777.

Availability.

Agricultural Adjust-
ment, payments.
Post, pp. 1163, 1925.

Vol. 48, p. 31; U. S.
C., p. 155; Supp. I, p.
16.

Exception.
Ante, p. 771.

Vol. 48, p. 675; U. S.
C., p. 162; Supp. I, p.
26.

Expenditures in
Puerto Rico and Ha-
waii.

Payment to cotton ginner: The appropriations for carrying into effect the Act entitled "An Act to place the cotton industry on a sound commercial basis, to prevent unfair competition and practices in putting cotton into the channels of interstate and foreign commerce, to provide funds for paying additional benefits under the Agricultural Adjustment Act and for other purposes", approved April 21, 1934 (48 Stat., pp. 598-607), as amended, are hereby made available to enable the Secretary of Agriculture to carry out the provisions of section 40 of the Act entitled "An Act to amend the Agricultural Adjustment Act, and for other purposes", approved August 24, 1935, and shall remain available for such purpose until expended, whether or not said Act of April 21, 1934, as amended, continues in force and effect.

Payments for Agricultural Adjustment: To enable the Secretary of Agriculture to meet all obligations and commitments (including salaries and administrative expenses) heretofore incurred under the provisions of the Agricultural Adjustment Act, as amended, or regulations heretofore issued thereunder, except refunds pursuant to section 21 (d) of that Act, an additional amount of \$296,185,000, together with a sum not exceeding \$700,000, equal in amount to the unexpended balances of the funds heretofore established by the President under authority of section 15 (f) of the Agricultural Adjustment Act, as amended, and directed by the Secretary of Agriculture, with the approval of the President, to be spent for the benefit of agriculture in Puerto Rico and Hawaii, said sums to remain available until expended. The expenditures authorized under this appropriation shall include rental and benefit payments, expenditures for rent and personal services in the District of Columbia and elsewhere, stenographic reporting services, supplies and equipment, past purchases and exchange of law books, books of reference, directories, periodicals, newspapers, traveling expenses,

printing and binding in addition to allotments under existing law, and such other expenses as may be necessary for the accomplishment of the purposes of this appropriation. No part of the sums appropriated herein shall be used for rental or benefit payments in connection with adjustment contracts entered into on or after January 6, 1936, and as to those contracts entered into prior to January 6, 1936, no part of the sums appropriated herein shall be used for rental or benefit payments in connection with adjustment contracts unless there has been partial performance by the farmer: *Provided*, That such funds shall be available for rental and benefit payments in an amount that the Secretary determines to be fair and equitable to farmers who have applied for contracts, and who prior to January 6, 1936, have in good faith made adjustments in acreage and otherwise substantially complied with the requirements of the Secretary of Agriculture in connection with a crop program, regardless of whether contracts have been signed. Funds herein made available for administrative expenses shall be available for allotment to the bureaus and offices of the Department of Agriculture and for transfer to such other agencies of the Federal or State Governments as the Secretary of Agriculture may request to cooperate with or assist in the administration of the work under this appropriation or of the Agricultural Adjustment Act, as amended, including necessary investigative work.

The 1935 Cotton Price Adjustment Payment Plan: So much as may be necessary of the amount appropriated for the fiscal year ending June 30, 1936, by section 32 of the Act approved August 24, 1935 (49 Stat. 774), is hereby made available, to remain available until expended, to enable the Secretary of Agriculture to make the payments provided for in the 1935 cotton price adjustment payment plan (set forth in the printed forms issued by the Secretary of Agriculture, designated forms numbers C. A. P. 1 to 5 and forms supplementary thereto) to the persons and in the amounts and in the manner prescribed in said plan, except that the provisions of said plan which condition the making of payments upon the producer undertaking to cooperate in the 1936 cotton adjustment program formulated under the Agricultural Adjustment Act shall be of no force and effect, and to pay the necessary administrative expenses incurred and to be incurred in connection with the making and auditing of the payments hereby authorized by the Department of Agriculture, the Treasury Department, and the General Accounting Office, including the employment of persons and means in the city of Washington and elsewhere, in accordance with said plan: *Provided*, That applications for and the payments thereon are hereby authorized and such forms may be employed without alteration and payments made without regard to any references to any undertaking to comply with the 1936 cotton adjustment program formulated under the Agricultural Adjustment Act, as amended: *Provided further*, That payments payable hereunder to cotton producers who in 1935 operated on a farm which was not in 1935 covered by a 1934 and 1935 cotton acreage reduction contract or which in 1935 was covered by such a contract which was not complied within¹ in 1935 shall be made as soon as may be without delaying payments to producers who in 1935 operated on a farm covered by such a contract which was complied with in 1935: *Provided further*, That during the fiscal years 1936 and 1937 in carrying out clause 2 of said section 32, the Secretary of Agriculture may, if he finds that the purposes of said section will be accomplished

Restriction.

Proviso.
Rental and benefit payments.

Allotments to Government agencies.

Investigations.

Cotton Price Adjustment Payment Plan, 1935.

Funds available.
Ante, p. 774.
Payments.

Cooperative plan voided.

Administrative expenses.

Proviso.
Conditions disregarded.

Producers not covered by crop reduction contracts, etc.

Purchases of agricultural commodities, etc.

¹ So in original.

R. S., sec. 3709; U. S. C., p. 1803.

Agricultural commodities, exportation and domestic consumption.

Administrative expenses.
Ante, p. 774.

thereby, purchase without regard to section 3709, Revised Statutes, agricultural commodities and products thereof, including purchases for donation to the Federal Surplus Commodities Corporation.

Administrative expenses, exportation and domestic consumption of agricultural commodities: Not to exceed \$300,000 of the appropriation made for the fiscal year 1936 in section 32 of the Act entitled "An Act to amend the Agricultural Adjustment Act, and for other purposes", approved August 24, 1935, is hereby made available for administrative expenses, including the employment of persons and means in the city of Washington and elsewhere, other than administrative expenses in connection with the 1935 cotton price adjustment payment plan.

Department of Commerce.

DEPARTMENT OF COMMERCE

Bureau of Navigation and Steamboat Inspection.

BUREAU OF NAVIGATION AND STEAMBOAT INSPECTION

Salaries and expenses.

Salaries and expenses: For an additional amount for departmental salaries, and for salaries and general expenses, Bureau of Navigation and Steamboat Inspection, including the same objects specified under these respective heads in the Department of Commerce Appropriation Act, 1936, \$126,000.

Ante, p. 91.

Census Bureau.

BUREAU OF THE CENSUS

Social Security Act, expenses.

Salaries and expenses, Social Security Act: For salaries and necessary expenses for searching census records and supplying information incident to carrying out the provisions of the Social Security Act, approved August 14, 1935, including personal services and rentals in the District of Columbia and elsewhere; temporary employees who may be appointed by the Director of the Census under civil-service rules at rates of pay to be fixed by him without regard to the Classification Act of 1923, as amended; traveling expenses; printing and binding; supplies; services; office and mechanical equipment, including equipment for the reproduction of census records and technical, mechanical, and other services in connection therewith, fiscal year 1936, \$150,000: *Provided*, That the procedure for the furnishing from census records of evidence for the establishment of age, of individuals through the expenditure of this appropriation shall be pursuant to regulations approved jointly by the Secretary of Commerce and the Social Security Board.

Ante, p. 620.

Proviso.
Establishment of age.

BUREAU OF FOREIGN AND DOMESTIC COMMERCE

Foreign and Domestic Commerce Bureau.

Export industries, investigations.

Export industries: For an additional amount for salaries and expenses, including the same objects specified under this head in the Department of Commerce Appropriation Act, 1936, and salaries of employees of the Export-Import Bank of Washington transferred to the Bureau of Foreign Commerce, fiscal year 1936, \$36,000.

Ante, p. 88.

DEPARTMENT OF THE INTERIOR

Department of the Interior.

Indian Affairs Bureau.

BUREAU OF INDIAN AFFAIRS

Navajo Indians, Ariz., and N. Mex. Land, etc., leases.

Leasing of lands for Navajo Indians (tribal funds): For lease, pending purchase, of land and water rights for the use and benefit of Indians of the Navajo Tribe in Arizona and New Mexico, fiscal year 1936, \$25,000, payable from funds on deposit to the credit of the Navajo Tribe.

Klamath Indians, Oreg., support.

Klamath Indians: For an additional amount for support of Indians and administration of Indian property, Klamath Reservation, Oregon, fiscal years 1936 and 1937, \$4,000, payable from funds

on deposit to the credit of the Klamath Indians: *Provided*, That the foregoing amount shall be available only for fees and expenses of an attorney or firm of attorneys selected by the Klamath Tribe and employed under contract approved by the Secretary of the Interior in accordance with existing law.

Proviso.
Attorneys' fees, etc.

Acquisition of the property of the Haskell Students' Activities Association: For meeting indebtedness of the Haskell Students' Activities Association and acquiring title to the property of this association for use of the Government Indian school known as Haskell Institute, located at Lawrence, Kansas, as authorized by the Act of August 13, 1935 (49 Stat. 612), fiscal year 1936, \$30,500.

Haskell Institute.
Acquisition of property.

Ante, p. 612.

NATIONAL PARK SERVICE

Ackia National Memorial Commission and Battleground National Monument: To carry out the provisions of the Act entitled "An Act to provide for the commemoration of the two hundredth anniversary of the Battle of Ackia, Mississippi, and the establishment of the Ackia Battleground National Monument, and for other purposes", approved August 27, 1935, fiscal year 1936, \$15,000.

National Park Service.

Ackia National Memorial Commission, etc., establishment.
Ante, p. 897.

OFFICE OF EDUCATION

Grants to States for cooperative vocational rehabilitation of persons disabled in industry: For carrying out the provisions of section 531 (a) of the Social Security Act, approved August 14, 1935, for the period from February 1 to June 30, 1936, both dates inclusive, including not to exceed \$2,080 for the Territory of Hawaii, \$350,000.

Office of Education.

Cooperative vocational rehabilitation, grants to States.
Ante, p. 633.

Salaries and expenses, vocational rehabilitation, Office of Education: For carrying out the provisions of section 531 (b) of the Social Security Act, approved August 14, 1935, fiscal year 1936, \$4,500.

Administrative expenses.
Ante, p. 634.

NATIONAL BITUMINOUS COAL COMMISSION

Salaries and expenses, National Bituminous Coal Commission: For all necessary expenditures of the National Bituminous Coal Commission in performing the duties imposed upon said Commission by the Bituminous Coal Conservation Act of 1935, including personal services and rent in the District of Columbia and elsewhere, traveling expenses, contract stenographic reporting services, stationery and office supplies and equipment, printing and binding, and not to exceed \$2,500 for newspapers, reference books, and periodicals, fiscal year 1936, \$400,000: *Provided*, That this appropriation shall be available for obligations incurred on and after September 21, 1935, including reimbursement to other appropriations of the Department of the Interior for obligations incurred on account of said Commission.

National Bituminous Coal Commission.
Salaries and expenses.

Ante, p. 901.

Proviso.
Incurred obligations.

Salaries and expenses, Office of the Consumers' Counsel of the National Bituminous Coal Commission: For all necessary expenditures of the Office of the Consumers' Counsel of the National Bituminous Coal Commission in performing the duties imposed upon said Office of Consumers' Counsel by the Bituminous Coal Conservation Act of 1935, including personal services in the District of Columbia and elsewhere, traveling expenses, printing and binding, contract stenographic reporting services, rent, stationery and office supplies and equipment, and not to exceed \$500 for reference books and periodicals, fiscal year 1936, \$40,000: *Provided*, That this appropriation shall be available for obligations incurred on and after October 14, 1935, including reimbursement to other appropriations of the Department of the Interior or other agency of the Government for obligations incurred on account of said Office of Consumers' Counsel.

Consumers' Counsel, office expenses.

Proviso.
Incurred obligations.

Department of Justice.

Attorney General's office.

Rewards.
Vol. 48, p. 1035.

DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

Payment of rewards: The unexpended balance of the appropriation "Payment of rewards under criminal laws, Department of Justice, 1934 and 1935", contained in the Deficiency Appropriation Act, fiscal year 1934, is continued available for the same purposes until June 30, 1936.

United States Courts.

UNITED STATES COURTS

District attorneys.
Sum transferred.
Vol. 48, pp. 539, 541.

Salaries and expenses of district attorneys, and so forth: The sum of \$47,800 is hereby transferred from the appropriation "Salaries and expenses, Veterans' Insurance Litigation, Department of Justice, 1935", to the appropriation "Salaries, expenses of district attorneys, United States courts, 1935".

Penal, etc., institutions.

PENAL AND CORRECTIONAL INSTITUTIONS

Maintenance.
Ante, p. 83.
Federal penitentiaries.

For additional amounts for maintenance of penal and correctional institutions to supplement, respectively, the following appropriations in the Department of Justice Appropriation Act, 1936, and to include the same objects specified, respectively, under such appropriations:

Leavenworth, Kans.

For "United States Penitentiary, Leavenworth, Kansas, Maintenance, 1936", \$257,120.

Atlanta, Ga.

For "United States Penitentiary, Atlanta, Georgia, Maintenance, 1936", \$131,925.

McNeil Island, Wash.

For "United States Penitentiary, McNeil Island, Washington, Maintenance, 1936", \$47,815.

Northeastern.

For "United States Northeastern Penitentiary, Maintenance, 1936", \$32,920.

Federal Industrial Institution for Women, Alderson, W. Va.

For "Federal Industrial Institution for Women, Alderson, West Virginia, Maintenance, 1936", \$42,405.

Industrial Reformatory, Chillicothe, Ohio.

For "United States Industrial Reformatory, Chillicothe, Ohio, Maintenance, 1936", \$158,330.

Southwestern.

For "United States Southwestern Reformatory, Maintenance, 1936", \$27,245.

Hospital for Defective Delinquents.

For "United States Hospital for Defective Delinquents, Maintenance, 1936", \$18,770.

Federal jails.

For "Federal jails, Maintenance, 1936", \$144,510.

Prison camps.

For "Prison camps, Maintenance, 1936", \$9,025.

Federal Reformatory Camp, Petersburg, Va.

For "Federal Reformatory Camp, Petersburg, Virginia, Maintenance, 1936", \$19,660.

Transfer of funds.
Ante, p. 83.

Not to exceed 10 per centum of any appropriation made available under the general heading "Penal and Correctional Institutions" for the fiscal year 1936, may be transferred, with the approval of the Director of the Bureau of the Budget, to any other appropriation or appropriations under the same general heading for such fiscal year, but no appropriation shall be increased more than 10 per centum thereby: *Provided*, That no transfers shall be made to or from appropriations for the construction of buildings or other public works or support of United States prisoners.

Proviso.
Inapplicable to construction funds.

McNeil Island, Wash.
Acquisition of land.
Ante, p. 508.

McNeil Island, Washington, Penitentiary: For the acquisition of land on McNeil Island, Gertrudis Island, and Pitt Island, in the State of Washington, in accordance with the authority contained in the Act approved August 2, 1935, \$300,000.

DEPARTMENT OF LABOR

Department of Labor.

OFFICE OF THE SECRETARY

Secretary's office.

Transporting Filipinos to the Philippine Islands: For all authorized expenditures in the fiscal year 1936 and to and including December 31, 1936, necessary to enable the Secretary of Labor to administer the provisions of the Act entitled "To provide means by which certain Filipinos can emigrate from the United States", approved July 10, 1935, \$100,000.

Transporting Filipinos to Philippine Islands.
Ante, p. 478.
Post, p. 1462.

IMMIGRATION AND NATURALIZATION SERVICE

Immigration and Naturalization Service.

Salaries and expenses: Not to exceed \$250,000 of the unexpended balance of the appropriation made available in the Department of Labor Appropriation Act, 1935, for "Salaries and expenses, Immigration and Naturalization Service", is hereby continued available for the fiscal year 1936 for the same objects specified under this head in the Department of Labor Appropriation Act, 1936.

Salaries and expenses.

Sum reappropriated.
Vol. 48, p. 569.
Ante, p. 102.

Refund to Sam Greenfeld: For refund to Sam Greenfeld of the value of collateral, represented by Treasury bond 1936-1949 (31½ per centum), serial number 15597H, face value \$500, together with seven matured coupons having the value of \$54.68, erroneously deposited in the Treasury in connection with an immigration bond given to the United States to insure departure of Heinrich Markovic, an alien, who departed from the United States in accordance with the terms of the bond, fiscal year 1936, \$554.68.

Sam Greenfeld, refund.

CHILDREN'S BUREAU

Children's Bureau.

Grants to States for maternal and child-health service: For grants to States for the purpose of enabling each State to extend and improve services for promoting the health of mothers and children, as authorized in Title V, Part 1, of the Social Security Act, approved August 14, 1935, fiscal year 1936, \$1,580,000: *Provided*, That any allotment to a State pursuant to section 502 (b) shall not be included in computing for the purposes of subsections (a) and (b) of section 504 an amount expended or estimated to be expended by the State.

Grants to States.
Maternal and child-health service.
Ante, p. 629.

Proviso.
Sums excluded in computation.
Ante, p. 630.

Grants to States for services for crippled children: For the purpose of enabling each State to extend and improve services for crippled children, as authorized in Title V, Part 2, of the Social Security Act, approved August 14, 1935, fiscal year 1936, \$1,187,000.

Services for crippled children.
Ante, p. 631.

Grants to States for child-welfare services: For grants to States for the purpose of enabling the United States, through the Children's Bureau, to cooperate with State public-welfare agencies in establishing, extending, and strengthening public-welfare services for the care of homeless or neglected children, as authorized in Title V, Part 3, of the Social Security Act, approved August 14, 1935, fiscal year 1936, \$625,000.

Child-welfare services.

Ante, p. 633.

In the administration of Title V of the Social Security Act for the fiscal year 1936: (1) Allotments under section 502 shall be based on five-twelfths of the amounts specifically fixed for allotment, respectively, in subsections (a) and (b) thereof: (2) allotments under sections 512 (a) and 521 (a) shall be based on five-twelfths of the amount authorized to be appropriated under such subsection; and (3) sums specifically fixed for allocation to each State in sections 512 (a) and 521 (a) shall be based on five-twelfths

Basis of allotments.
Ante, p. 629.

Ante, pp. 631, 633.

Proviso.
Payments, third and fourth quarters, 1936.

Restriction.

Administrative ex-
penses.

Ante, p. 629.

Proviso.
Availability.
Ante, p. 103.

of the amounts so fixed, respectively, in such subsections: *Provided*, That payments to States for the third and fourth quarters of the fiscal year 1936 under Parts 1 and 2, Title V, of the Social Security Act may be made with respect to any State plan approved under such respective parts by the Chief of the Children's Bureau prior to or during such period, but no such payment shall be made with respect to any plan for any period prior to the quarter in which such plan was submitted to the Chief of the Children's Bureau for approval and in no event for any period prior to February 1, 1936.

Salaries and expenses, maternal and child welfare: For all authorized and necessary administrative expenses of the Children's Bureau in performing the duties imposed upon it in Title V of the Social Security Act, approved August 14, 1935, including personal services, rentals, repairs, and alterations to buildings, in the District of Columbia and elsewhere; printing and binding; supplies; services; equipment; newspapers, books of reference, periodicals, and press clippings; travel expenses, including expenses of attendance at meetings and including also conferences of cooperating officials and consultants called by the Children's Bureau with the approval of the Secretary of Labor; fiscal year 1936, \$150,000: *Provided*, That this appropriation shall be available for reimbursement to the appropriation "Salaries and Expenses, Children's Bureau, 1936" for administrative expenses paid therefrom since August 14, 1935, in performance of the duties imposed upon said Bureau by Title V of the Social Security Act.

Navy Department.

NAVY DEPARTMENT

Secretary's office.

OFFICE OF THE SECRETARY

Collision damage
claims.

Vol. 42, p. 1066.
U. S. C., p. 1550.

Claims for damages by collision with naval vessels: To pay claims for damages adjusted and determined by the Secretary of the Navy under the provisions of the Act entitled "An Act to amend the Act authorizing the Secretary of the Navy to settle claims for damages to private property arising from collision with naval vessels", approved December 28, 1922 (U. S. C., title 34, sec. 599), as fully set forth in House Document Numbered 297, and Senate Documents Numbered 150 and 151, Seventy-fourth Congress, \$2,291.87.

Marine Corps.

MARINE CORPS

Marine Band; at-
tendance, Confederate
Veterans' reunion.

Ante, p. 650.

Expenses, Marine Band, United Confederate Veterans' reunion, Amarillo, Texas: For expenses of the United States Marine Band in attending the United Confederate Veterans' reunion held at Amarillo, Texas, September 3, to 6, 1935, as authorized by the Act approved August 14, 1935, including not to exceed \$876 for reimbursement to the Confederate Reunion Committee of such city for payments for subsistence of such Band in such city upon presentation of receipts evidencing such payments, \$6,876.

Post Office Depart-
ment.

POST OFFICE DEPARTMENT

W. R. McLeod, pay-
ment.

Vol. 48, p. 1424.

Relief of W. R. McLeod: For payment to W. R. McLeod, former postmaster at Apopka, Florida, as reimbursement for postal funds stolen from the post office by burglars, as authorized by Private Act Numbered 327, Seventy-third Congress, approved June 22, 1934 (48 Stat. 1424), \$200.

DEPARTMENT OF STATE

Department of State.

Salaries, Department of State: For an additional amount for salaries, Department of State, including the same objects specified under this head in the Department of State Appropriation Act, 1936, \$39,330, of which amount not to exceed \$30,350 may be expended by the Secretary of State without regard to civil-service laws and regulations or the Classification Act of 1923, as amended.

Salaries.

Ante, p. 67.

United States contributions to international commissions, congresses, and bureaus: For an additional amount for United States contributions to international commissions, congresses, and bureaus, including the expenses of participation by the Government of the United States in the meetings of the International Technical Committee of Aerial Legal Experts and of the commissions established by that committee, including traveling expenses; personal services in the District of Columbia and elsewhere without reference to the Classification Act of 1923, as amended; stenographic and other services by contract if deemed necessary, without regard to the provisions of section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; purchase of necessary books and documents; printing and binding; official cards; entertainment; and such other expenses as may be authorized by the Secretary of State, and including reimbursement of other appropriations from which payments have been made for any of the purposes herein specified; fiscal year 1936, \$6,500.

Contributions, quotas, etc.

International Technical Committee of Aerial Legal Experts.

Services in the District.

U. S. C., p. 85.

R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

For an additional amount for United States contributions to international commissions, congresses, and bureaus, including \$10,000 for the quota of the United States as a member of the Pan American Institute of Geography and History; and \$7,000 for the expenses of the second general assembly of the Pan American Institute of Geography and History, held in the United States in the year 1935, including personal services without reference to the Classification Act of 1923, as amended, in the District of Columbia and elsewhere; stenographic reporting and other services by contract if deemed necessary, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses; purchase of necessary books and documents; newspapers and periodicals; stationery; official cards; printing and binding; entertainment; hire, maintenance, and operation of motor-propelled passenger vehicles; and such other expenses as may be actually and necessarily incurred by the Government of the United States by reason of such invitation in the observance of proper courtesies, to be expended under the direction of the Secretary of State, and including the reimbursement of other appropriations from which payments have been made for any of the purposes herein specified; in all, fiscal year 1936, \$17,000.

Pan American Institute of Geography and History.

Ante, p. 512.R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

For an additional amount for United States contributions to international commissions, congresses, and bureaus, including the annual share of the United States as an adhering member of the International Council of Scientific Unions and associated unions, as follows: International Council of Scientific Unions, \$19.30; International Astronomical Union, \$617.60; International Union of Chemistry, \$675; International Union of Geodesy and Geophysics, \$2,316; International Scientific Radio Union, \$154.40; International Union of Physics, \$62.72; and International Geographical Union, \$194.66; in all, fiscal year 1936, \$4,039.68, together with such additional sums, due to increases in rates of exchange, as may be necessary to pay in foreign currencies the contributions required by the statutes of each union.

International Council of Scientific Unions.
Ante, p. 541.

Additional, for increases in rates of exchange.

Prohibition of export of arms, etc., enforcement expenses.
Ante, p. 1081.

R. S., sec. 3709, p. 733; U. S. C., p. 1803.

Third World Power Conference.
Ante, p. 870.

U. S. C., p. 85.

Travel, etc.

Availability.

Hernando De Soto's Expedition. Expenses of Commission.
Post, p. 1635.

U. S. C., p. 85.

R. S., sec. 3709, p. 733. U. S. C., p. 1803.

Franklin Blaine Frost. Pay to mother.
Post, p. 2102.

Paul Judson Gray. Pay to widow.
Post, p. 2144.

Prohibition of export of arms and war munitions: For the expenses of administering Public Resolution Numbered 67, approved August 31, 1935, including personal services in the District of Columbia and elsewhere, stenographic reporting, translating, and other services by contract if deemed necessary, without regard to the provisions of section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent in the District of Columbia or elsewhere; traveling expenses; purchase of necessary books, documents, and periodicals; stationery; communication service; printing and binding; equipment; and such other expenses as may be authorized by the Secretary of State, fiscal year 1936, \$25,000.

Third World Power Conference: For the expenses of organizing and holding the Third World Power Conference in the United States in 1936 or 1937, including personal services in the District of Columbia and elsewhere without regard to the Classification Act of 1923, as amended, communication services, stenographic and other services by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); travel expenses, local transportation, hire of motor-propelled passenger-carrying vehicles, rent in the District of Columbia and elsewhere, printing and binding, entertainment, official cards, purchase of newspapers and periodicals, necessary books and documents, stationery, membership badges, and such other expenses as may be actually and necessarily incurred by the Government of the United States by reason of observance of appropriate courtesies in connection therewith, and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments have been made for any purposes herein specified, fiscal year 1936, to remain available until June 30, 1937, \$75,000.

Commission to study the subject of Hernando De Soto's Expedition: For the expenses of a commission consisting of not fewer than five nor more than seven members, to make a thorough study of the subject of Hernando De Soto's Expedition and to report back to the second session of the Seventy-fourth Congress its recommendations for a suitable and appropriate celebration of the four hundredth anniversary of the landing of Hernando De Soto in Tampa Bay, including personal services in the District of Columbia and elsewhere without reference to the Classification Act of 1923, as amended; stenographic reporting, translating, and other services by contract if deemed necessary, without regard to the provisions of section 3709 of the Revised Statutes (U. S. C., Title 41, sec. 5); rent, traveling expenses, purchase of necessary books, documents, newspapers, and periodicals; stationery; official cards; printing and binding; and such other expenses as may be authorized by the President, including the reimbursement of other appropriations from which expenditures may be made for any of the purposes herein specified, \$5,000.

Payment to Lillian G. Frost: For payment to Lillian G. Frost, mother of Franklin Blaine Frost, late vice consul and third secretary, Department of State, of one year's salary of her deceased son, who died while in the Foreign Service, as authorized by the Act approved July 18, 1935, fiscal year 1936, \$3,500.

Payment to Blanche L. Gray: For payment to Blanche L. Gray, widow of Paul Judson Gray, late third secretary, Department of State, of one year's salary of her deceased husband who died while in the Foreign Service, as authorized by the Act approved August 15, 1935, fiscal year 1936, \$3,000.

TREASURY DEPARTMENT

OFFICE OF SECRETARY OF THE TREASURY

Expenses, Emergency Banking, Gold Reserve, and Silver Purchase Acts: For expenditure under the direction of the Secretary of the Treasury for any purpose in connection with the carrying out of the provisions of the Emergency Banking Act, approved March 9, 1933 (48 Stat. 1), the Gold Reserve Act of 1934, approved January 30, 1934 (48 Stat. 337), the Silver Purchase Act of 1934, approved June 19, 1934 (48 Stat. 1178), any Executive orders, proclamations, and regulations issued under the foregoing Acts, and section 3653 of the Revised Statutes, including rental at the seat of Government and elsewhere, costs of transportation, insurance, and protection of gold coin, gold bullion, and gold certificates transferred to Federal Reserve banks and branches, United States mints and assay offices, and the Treasury, after March 9, 1933, losses sustained by Federal Reserve banks due to abrasion of gold coin, and reimbursement to Federal Reserve banks and branches for expenses incurred by them in carrying out instructions issued by the Secretary of the Treasury after March 4, 1933, fiscal year 1936, \$750,000.

Administrative expenses, Adjusted Compensation Payment Act, 1936, Treasury Department, 1936 and 1937: For expenditure under the direction of the Secretary of the Treasury for carrying out of the provisions of the Adjusted Compensation Payment Act, 1936, in the District of Columbia and elsewhere, including the employment of necessary personnel, rental of quarters, supplies and materials, equipment, furniture, communication service, stationery, printing and engraving, postage, insurance, travel, and subsistence expenses, and such other services as may be necessary, fiscal years 1936 and 1937, \$6,678,375.

OFFICE OF TREASURER OF THE UNITED STATES

Refund to H. T. Tate: For refund to H. T. Tate of the amount of an unavailable item in his accounts as former Treasurer of the United States, plus interest, paid by him which unavailable item the Comptroller General of the United States was subsequently directed to allow in his accounts by section 2 of Private Act Numbered 190, Seventy-fourth Congress, approved August 7, 1935, \$128.19.

FEDERAL ALCOHOL ADMINISTRATION

Salaries and expenses, Federal Alcohol Administration: For the purpose of administering the provisions of the Act entitled "The Federal Alcohol Administration Act of August 29, 1935" (49 Stat. 977), including personal and other services and rent in the District of Columbia and elsewhere; supplies and materials; equipment; communication service; stationery; travel and subsistence expenses as authorized by law; maintenance, repair, and operation of automobiles; law books, books of reference, magazines, periodicals and newspapers; contract stenographic reporting service; the securing of evidence of violations of the Act; and miscellaneous and contingent expenses; including so much as may be necessary to pay the salary of the Administrator from and including the date upon which he officially assumed duty as such to and including December 31, 1935; fiscal year 1936, \$180,000.

OFFICE OF THE COMPTROLLER OF THE CURRENCY

Salaries: For an additional amount for salary of the Comptroller of the Currency as provided by section 209 of the Banking Act of 1935, fiscal year 1936, \$8,750.

Treasury Department.

Secretary's office.

Emergency Banking, Gold Reserve, and Silver Purchase Acts, administrative expenses. Vol. 48, pp. 1, 337, 1178.

R. S., sec. 3653, p. 719.
U. S. C., p. 1396.Adjusted Compensation Payment Act, 1936, administrative expenses. *Ante*, p. 1099.
Post, p. 1397.

Treasurer's office.

H. T. Tate, refund.

Post, p. 2124.Federal Alcohol Administration. Salaries and expenses. *Ante*, p. 977.Comptroller of the Currency, salary. *Ante*, p. 707.

PUBLIC HEALTH SERVICE

Public Health Service.

Grants to States.
Public-health work.*Ante*, p. 634.*Prorisos.*
Payments for third
and fourth quarters,
1936.

Basis of allotments.

Diseases and sanitation investigations.

Ante, p. 635; Vol. 37,
p. 309.

Contingent expenses.

Vol. 37, p. 414.
U. S. C., p. 1406.

Grants to States for public-health work: For the purpose of assisting States, counties, health districts, and other political subdivisions of the States in establishing and maintaining adequate public-health services, including the training of personnel for State and local health work, as authorized in sections 601 and 602, Title VI, of the Social Security Act, approved August 14, 1935 (49 Stat., 634), fiscal year 1936, \$3,333,000: *Provided*, That payments to States for the third and fourth quarters of the fiscal year 1936 under sections 601 and 602, Title VI, of the Social Security Act may be made with respect to any State plan approved under such title by the Surgeon General of the Public Health Service prior to or during such period, but no such payment shall be made with respect to any plan for any period prior to the quarter in which such plan was submitted to the Surgeon General for approval and in no event for any period prior to February 1, 1936: *Provided further*, That allotments under section 602 for the fiscal year 1936 may be made and shall be based on five-twelfths of the amount authorized to be appropriated for such fiscal year.

Diseases and sanitation investigations: For carrying out the provisions of section 603 of the Social Security Act, approved August 14, 1935, and section 1 of the Act of August 14, 1912, including rent and personal and other services in the District of Columbia and elsewhere, and items otherwise properly chargeable to the appropriations for printing and binding, stationery, and miscellaneous and contingent expenses for the Treasury Department, the provisions of section 6, Act of August 23, 1912 (U. S. C., title 31, sec. 669), to the contrary notwithstanding, the packing, crating, drayage, and transportation of the personal effects of commissioned officers, scientific personnel, pharmacists, and nurses of the Public Health Service upon permanent change of station, and including the purchase (not to exceed \$5,000), exchange, maintenance, repair, and operation of passenger-carrying automobiles for official use in field work, fiscal year 1936, \$375,000.

Judgments and authorized claims.

Damage claims.

Payment of.

Vol. 42, p. 1066.
U. S. C., p. 1369.

TITLE II—JUDGMENTS AND AUTHORIZED CLAIMS

DAMAGE CLAIMS

SECTION 1. (a) For the payment of claims for damages to or losses of privately owned property adjusted and determined by the following respective departments and independent establishments under the provisions of the Act entitled "An Act to provide for a method for the settlement of claims arising against the Government of the United States in sums not exceeding \$1,000 in any one case", approved December 28, 1922 (U. S. C., title 31, secs. 215-217), as fully set forth in House Document Numbered 299, and Senate Document Numbered 130, Seventy-fourth Congress, as follows:

Civil Works Administration, except item numbered 6 on page 3 of such Document Numbered 299, \$416.71;

Veterans' Administration, \$43.78;

Department of Agriculture, \$981.13;

Department of Interior, \$839.20;

Department of Labor, \$28.06;

Navy Department, \$1,507.96;

Post Office Department (out of postal revenues), \$82.99;

Treasury Department, \$303.59;

War Department, \$3,660.27;

In all, \$7,863.69.

(b) For the payment of claims for damages to or losses of privately owned property adjusted and determined by the following respective departments and independent establishments under the provisions of the Act entitled "An Act to provide for a method for the settlement of claims arising against the Government of the United States in sums not exceeding \$1,000 in any one case", approved December 28, 1922 (U. S. C., title 31, secs. 215-217), as fully set forth in Senate Document Numbered 152, Seventy-fourth Congress, as follows:

Federal Civil Works Administration, \$661.05;
 Federal Emergency Relief Administration, \$488.96;
 Works Progress Administration, \$334.33;
 Veterans' Administration, \$21;
 Department of Agriculture, \$4,735.41;
 Department of Commerce, \$1,323.59;
 Department of Interior, \$567.26;
 Department of Justice, \$240.91;
 Department of Labor, \$83.66;
 Navy Department, \$1,073.03;
 Post Office Department (out of postal revenues), \$380.55;
 Treasury Department, \$1,494.92;
 War Department, \$11,676.01;
 In all, \$23,080.68.

Vol. 42, p. 1066.
 U. S. C., p. 1369.

JUDGMENTS, UNITED STATES COURTS

SEC. 2. (a) For payment of the final judgments and decrees, including costs of suits, which have been rendered under the provisions of the Act of March 3, 1887, entitled "An Act to provide for the bringing of suits against the Government of the United States", as amended by the Judicial Code, approved March 3, 1911 (U. S. C., title 28, sec. 41, par. 20; sec. 258; secs. 761-765), certified to the Seventy-fourth Congress in House Document Numbered 298 under the following departments, namely:

Department of Labor, \$3,194.74;
 War Department, \$4,177.50;

In all, \$7,372.24, together with such additional sum as may be necessary to pay interest on such judgments as and when specified therein.

(b) For the payment of judgments, including costs of suits, rendered against the Government of the United States by United States District Courts under the provisions of an Act entitled "An Act authorizing suits against the United States in admiralty for damages caused by and salvage services rendered to public vessels belonging to the United States, and for other purposes", approved March 3, 1925 (U. S. C., title 46, secs. 781-789), certified to the Seventy-fourth Congress in House Document Numbered 298, and Senate Document Numbered 153, under the following departments, namely:

Navy Department, \$500;
 War Department, \$905.48;

In all, \$1,405.48, together with such additional sum as may be necessary to pay interest, where specified in such judgments, at the rate provided by law.

(c) None of the judgments contained in this section shall be paid until the right of appeal shall have expired, except such as have become final and conclusive against the United States by failure of the parties to appeal or otherwise.

(d) Payment of interest wherever provided for judgments contained in this Act shall not in any case continue for more than thirty days after the date of approval of the Act.

United States courts,
 judgments.
 Payment of.

Vol. 24, p. 505.
 U. S. C., pp. 1230,
 1262, 1308.

Interest.

Payment of, for suits
 in admiralty.
 Vol. 43, p. 1112.
 U. S. C., p. 2054.

Interest.

Time of payments.

Interest payment restriction.

JUDGMENTS, COURT OF CLAIMS

Judgments, Court of
Claims.

Payment of.

SEC. 3. (a) For payment of the judgments rendered by the Court of Claims and reported to the Seventy-fourth Congress in House Document Numbered 296, and Senate Documents Numbered 154 and 155, under the following departments and establishments, namely:

Federal Trade Commission, \$3,043.06;

Veterans' Administration, \$5,900;

Navy Department, \$35,339.64;

Treasury Department, \$1,063.29;

War Department, \$696,279.87;

Interest.

In all, \$741,625.86, together with such additional sum as may be necessary to pay interest on certain judgments as and when specified therein.

Time of payment.

(b) None of the judgments contained in this section which have not been affirmed by the Supreme Court or otherwise become final and conclusive against the United States shall be paid until the expiration of the time within which application may be made for a writ of certiorari under subdivision (b) of section 3, of the Act entitled "An Act to amend the Judicial Code, and to further define the jurisdiction of the circuit courts of appeals and of the Supreme Court, and for other purposes", approved February 13, 1925 (U. S. C., title 28, sec. 288).

Audited claims.

AUDITED CLAIMS

Payment of.

SEC. 4. (a) For the payment of the following claims, certified to be due by the General Accounting Office under appropriations the balances of which have been carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874 (U. S. C., title 31, sec. 713), and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1932 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884 (U. S. C., title 5, sec. 266), as fully set forth in House Document Numbered 286, Seventy-fourth Congress, there is appropriated as follows:

Independent Offices.

Independent Offices: For employees' compensation fund, \$4.90.

For operations under Mineral Act of October 5, 1918, \$9,829.65.

For Army pensions, \$261.37.

For medical and hospital services, Veterans' Bureau \$63.72.

For salaries and expenses, Veterans' Administration, \$283.66.

Department of Agriculture.

Department of Agriculture: For salaries and expenses, Forest Service, \$4.35.

For salaries and expenses, Forest Service, emergency construction, Act July 21, 1932, \$13.05.

Department of Commerce.

Department of Commerce: For air navigation facilities, \$1,074.88.

For general expenses, Lighthouse Service, \$52.75.

Department of the Interior.

Department of the Interior: For reindeer for Alaska, \$52.

For roads and trails, Office of National Parks, Buildings, and Reservations, emergency construction, \$4,320.66.

For conservation of health among Indians, \$129.73.

For purchase and transportation of Indian supplies, \$15.89.

For Indian school support, \$203.53.

For Indian boarding schools, \$504.

For determining heirs of deceased Indian allottees, \$250.

Department of Justice.

Department of Justice: For salaries and expenses, Bureau of Prohibition, \$5.

For salaries, fees, and expenses of marshals, United States courts, \$90.78.

For salaries and expenses, Bureau of Prisons, \$1.

For fees of jurors and witnesses, United States courts, \$89.12.

For pay of special assistant attorneys, United States courts, \$2,752.80.

For miscellaneous expenses, United States courts, \$245.57.

For support of United States prisoners, \$834.61.

For printing and binding, Department of Justice and courts, \$33.25.

For United States Hospital for Defective Delinquents, \$7.52.

For United States Penitentiary, McNeil Island, Washington, maintenance, \$72.

Department of Labor: For expenses of regulating immigration, Department of Labor. \$25.83.

Navy Department: For pay, subsistence, and transportation, Navy Department. Navy, \$5,158.28.

For pay, miscellaneous, \$60.16.

For organizing the Naval Reserves, \$65.83.

For pay, Marine Corps, \$191.23.

For general expenses, Marine Corps, \$29.80.

For aviation, Navy, \$31,000.

For pay of the Navy, \$178.53.

Department of State: For transportation of Foreign Service officers, Department of State. \$5,356.35.

For contingent expenses, Department of State, \$1.25.

Treasury Department: For contingent expenses, Coast Guard, Treasury Department. \$44.20.

For pay and allowances, Coast Guard, \$4,606.19.

For field investigations of public health, \$1.50.

For pay of other employees, Public Health Service, \$14.77.

For collecting the revenue from customs, \$19.50.

For collecting the internal revenue, \$34.40.

For enforcement of Narcotic and National Prohibition Acts, internal revenue, \$180.67.

For general expenses of public buildings, \$1.75.

For mechanical equipment for public buildings, \$60.

For laboratory at Hamilton, Montana, Public Health Service (Public Health Service transfer to public buildings, Act May 21, 1920), \$3,795.26.

War Department: For pay, and so forth, of the Army, War Department. \$4,680.32.

For pay of the Army, \$1,281.56.

For increase of compensation, Military Establishment, \$293.79.

For general appropriations, Quartermaster Corps, \$1,226.65.

For Army transportation, \$756.42.

For barracks and quarters, \$465.03.

For mileage of the Army, \$25.50.

For pay, and so forth, of the Army, War with Spain, \$2.40.

For salaries, Office of Quartermaster General, \$29.66.

For clothing and equipage, \$6,540.31.

For incidental expenses of the Army, \$32.50.

For regular supplies of the Army, \$9.37.

For subsistence of the Army, \$22.

For arming, equipping, and training the National Guard, \$236.64.

For Organized Reserves, \$104.13.

For National Guard, \$70.90.

For Reserve Officers' Training Corps, \$62.

District of Columbia: For general expenses, public parks, District of Columbia. \$62.38.

Post Office Department—Postal Service (out of the postal revenues): For city-delivery carriers, Post Office Department. \$76.46.

For clerks, first- and second-class post offices, \$49.03.

For compensation to postmasters, \$229.25.

For indemnities, domestic mail, \$42.97.

For indemnities, international mail, \$48.70.

For personal or property damage claims, \$109.75.

For post-office equipment and supplies, \$38.61.

For railroad transportation and mail-messenger service, \$72.

For vehicle service, \$310.94.

Total; additional sum, increases in rates of exchange.

Total, audited claims, section 4 (a) \$88,900.61, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency as specified in certain of the settlements of the General Accounting Office.

Additional audited claims.

(b) For the payment of the following claims, certified to be due by the General Accounting Office under appropriations the balances of which have been carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874 (U. S. C., title 31, sec. 713), and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1932 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884 (U. S. C., title 5, sec. 266), as fully set forth in Senate Document Numbered 128, Seventy-fourth Congress, there is appropriated as follows:

Vol. 18, p. 110.
U. S. C., p. 1410.

Vol. 23, p. 254.
U. S. C., p. 59.

Independent Offices.

Independent Offices: For operations under Mineral Act of October 5, 1918, \$32,969.06.

For salaries and expenses, Veterans' Administration, \$55.76.

Department of Commerce.

Department of Commerce: For air navigation facilities, \$1,800.

Department of the Interior.

Department of the Interior: For relieving distress and prevention, and so forth, of diseases among Indians, \$36.70.

Department of Justice.

Department of Justice: For fees of jurors and witnesses, United States courts, \$6.

Navy Department.

Navy Department: For pay of the Navy, \$61.23.

For pay, subsistence, and transportation, Navy, \$158.96.

Treasury Department.

Treasury Department: For collecting the revenue from customs, \$14,420.50.

For pay of personnel and maintenance of hospitals, Public Health Service, \$27.50.

For collecting the internal revenue, \$2.

War Department.

For furniture and repairs of same for public buildings, \$2.34.

War Department: For pay, and so forth, of the Army, \$737.66.

For general appropriations, Quartermaster Corps, \$68.09.

For supplies, services, and transportation, Quartermaster Corps, \$12.99.

For National Guard, \$2.84.

For pay of the Army, \$158.06.

For barracks and quarters, \$41.25.

For ordnance service and supplies, Army, \$3.84.

For Army transportation, \$63.

Total; additional sum, increases in rates of exchange.

Total, audited claims, section 4 (b), \$50,627.78, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency as specified in certain of the settlements of the General Accounting Office.

Additional audited claims.

(c) For the payment of the following claims, certified to be due by the General Accounting Office under appropriations the balances of which have been carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874 (U. S. C., title 31, sec. 713), and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1932 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884 (U. S. C., title 5, sec. 266), as fully set forth in Senate Document Numbered 157, Seventy-fourth Congress, there is appropriated as follows:

Vol. 18, p. 110.
U. S. C., p. 1410.

Vol. 23, p. 254.
U. S. C., p. 59.

Independent Offices: For traveling expenses, Civil Service Commission, \$3.60. Independent Offices.

For Interstate Commerce Commission, \$1.50.

For operations under Mineral Act of October 5, 1918, \$40,875.20.

For Army pensions, \$47.17.

For investigation of pension cases, Pension Office, \$1.25.

For Navy pensions, \$10.

For medical and hospital services, Veterans' Bureau, \$46.57.

For salaries and expenses, Veterans' Bureau, \$40.

For salaries and expenses, Veterans' Administration, \$4,387.71.

Department of Agriculture: For salaries and expenses, Bureau of Dairy Industry, \$7.25. Department of Agriculture.

For salaries and expenses, Bureau of Plant Industry, \$19.51.

For salaries and expenses, Forest Service, \$1.50.

For salaries and expenses, Bureau of Animal Industry, \$536.88.

For salaries and expenses, Bureau of Entomology, \$1.50.

For salaries and expenses, Bureau of Agricultural Economics, \$15.

Department of Commerce: For mineral mining investigations, Bureau of Mines, \$1.30. Department of Commerce.

For air navigation facilities, \$1,851.18.

For expenses of the Fifteenth Census, 1932–December 31, 1932, 29 cents.

For salaries and expenses, Bureau of the Census, 42 cents.

For salaries and expenses, Patent Office, \$9.90.

For testing railroad and mine scales, and so forth, Bureau of Standards, \$12.50.

For general expenses, Lighthouse Service, \$36.

Department of the Interior: For Geological Survey, \$1.06. Department of the Interior.

For National Park Service, \$88.80.

For roads and trails, Office of National Parks, building, and reservations, emergency construction, \$2,954.34.

For purchase and transportation of Indian supplies, \$20.24.

For education, Sioux Nation, \$44.20.

For Indian school support, \$157.78.

For conservation of health among Indians, \$11.66.

For agriculture and stock raising among Indians, \$1.86.

For support of Indians and administration of Indian property, \$33.15.

For Indian boarding schools, \$80.10.

Department of Justice: For fees of commissioners, United States courts, \$118.80. Department of Justice.

For fees of jurors, United States courts, \$21.50.

For fees of witnesses, United States courts, \$6.

For detection and prosecution of crimes, \$17.85.

For miscellaneous expenses, United States courts, \$1,319.29.

For salaries and expenses, Bureau of Prohibition, \$416.51.

For salaries, fees, and expenses of marshals, United States courts, \$653.31.

For fees of jurors and witnesses, United States courts, \$93.

For prison camps, \$43.

For salaries and expenses, Bureau of Prisons, \$1.

For support of United States prisoners, \$173.81.

For United States Industrial Reformatory, Chillicothe, Ohio, maintenance, \$14.09.

Department of Labor: For employment service, Department of Labor, \$5.43. Department of Labor.

For salaries and expenses, Bureau of Immigration, \$1.65.

Navy Department: For pay, subsistence, and transportation, Navy, \$17,210.53. Navy Department.

For gunnery and engineering exercises, Bureau of Navigation, \$5.
 For transportation, Bureau of Navigation, \$185.60.
 For maintenance, Bureau of Supplies and Accounts, \$101.30.
 For engineering, Bureau of Engineering, \$1.92.
 For medical department, Bureau of Medicine and Surgery, \$137.
 For pay of the Navy, \$2,595.10.
 For pay, Marine Corps, \$782.66.
 For maintenance, Bureau of Yards and Docks, \$243.08.

Department of State.

Department of State: For contingent expenses, foreign missions, \$3.67.

For transportation of Foreign Service officers, \$10.33.

For contingent expenses, United States consulates, \$49.70.

Treasury Department.

Treasury Department: For collecting the revenue from customs, \$2.80.

For collecting the internal revenue, \$41.95.

For enforcement of Narcotic and National Prohibition Acts, internal revenue, \$2.50.

For salaries and expenses, Bureau of Industrial Alcohol, \$2.50.

For stationery, Treasury Department, \$7.48.

For pay and allowances, Coast Guard, \$9,609.29.

For contingent expenses, Coast Guard, \$348.38.

For fuel and water, Coast Guard, \$190.79.

For outfits, Coast Guard, \$155.49.

For pay of personnel and maintenance of hospitals, Public Health Service, \$47.89.

For collecting the war revenue, \$115.56.

For increase of compensation, Treasury Department, \$17.33.

For furniture and repairs of same for public buildings, \$103.83.

For operating supplies for public buildings, 36 cents.

For repairs and preservation of public buildings, \$11.17.

War Department.

War Department: For pay, and so forth, of the Army, \$12,792.81.

For pay of the Army, \$5,296.

For general appropriations, Quartermaster Corps, \$2,708.91.

For Army transportation, \$854.98.

For barracks and quarters, \$296.51.

For National Guard, \$722.88.

For subsistence of the Army, \$1.50.

For extra-duty pay to enlisted men as clerks, and so forth, at Army division and department headquarters, \$21.50.

District of Columbia.

District of Columbia: For general expenses, public parks, District of Columbia, \$152.50.

Post Office Department.

Post Office Department—Postal Service (out of the postal revenues): For city-delivery carriers, \$5,307.36.

For clerks, first- and second-class post offices, \$2,642.90.

For clerks, third-class post offices, \$257.09.

For compensation to postmasters, \$6,287.28.

For freight, express, or mail transportation of equipment, 60 cents.

For foreign mail transportation (Sea post service), \$10.

For indemnities, domestic mail, \$333.47.

For indemnities, international mail, \$215.03.

For miscellaneous items, first- and second-class post offices, \$30.72.

For post office equipment and supplies, \$7.25.

For Railway Mail Service, miscellaneous expenses, \$629.40.

For railroad transportation and mail messenger service, \$230.66.

For rent, light, and fuel, \$4,082.01.

For Rural Delivery Service, \$141.90.

For separating mail, \$36.

For special delivery fees, \$110.95.

For temporary clerks, \$91.93.

For unusual conditions at post offices, \$13.91.

For vehicle service, \$2,616.16.

For village delivery service, \$123.44.

Total, audited claims, section 4 (c), \$132,183.52, together with such additional sum due to increase in rates of exchange as may be necessary to pay claims in the foreign currency as specified in certain of the settlements of the General Accounting Office.

Total; additional sum, increases in rates of exchange.

(d) For the payment of the following claims, certified to be due by the General Accounting Office under appropriations the balances of which have been carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874 (U. S. C., title 31, sec. 713), and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1933 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884 (U. S. C., title 5, sec. 266), as fully set forth in Senate Document Numbered 156, Seventy-fourth Congress, there is appropriated as follows:

Additional claims.

Vol. 18, p. 110.
U. S. C., p. 1410.

Vol. 23, p. 254.
U. S. C., p. 59.

Independent Offices: For Interstate Commerce Commission, \$4.35.

Independent Offices.

For operations under Mineral Act of October 5, 1918, \$5,748.87.

For Army pensions, \$155.

For investigation of pension cases, Bureau of Pensions, \$2.25.

For medical and hospital services, Veterans' Bureau, \$3.25.

For salaries and expenses, Veterans' Bureau, \$8.25.

For salaries and expenses, Veterans' Administration, \$1,075.61.

Department of Agriculture: For salaries and expenses, Extension Service, \$4.

Department of Agriculture.

For salaries and expenses, Bureau of Animal Industry, \$2.

Department of Commerce: For air-navigation facilities, \$43.70.

Department of Commerce.

For domestic commerce, Department of Commerce, \$1.50.

For general expenses, Lighthouse Service, \$5.70.

Department of the Interior: For industrial work and care of timber, \$19.

Department of the Interior.

For purchase and transportation of Indian supplies, \$30.94.

Department of Justice: For salaries and expenses, Bureau of Prohibition, \$41.

Department of Justice.

For miscellaneous expenses, United States courts, \$25.

For fees of jurors and witnesses, United States courts, \$52.50.

For salaries, fees, and expenses of marshals, United States courts, \$465.33.

Navy Department: For pay, subsistence, and transportation, Navy, \$1,348.82.

Navy Department.

For organizing the Naval Reserve, \$34.30.

For pay, Marine Corps, \$22.86.

Department of State: For bringing home criminals, \$14.87.

Department of State.

Treasury Department: For collecting the revenue from customs, \$70.61.

Treasury Department.

For collecting the internal revenue, \$12.31.

For pay and allowances, Coast Guard, \$12.75.

For fuel and water, Coast Guard, \$10.50.

For suppressing counterfeiting and other crimes, \$1.25.

For furniture and repairs of same for public buildings, \$5.05.

War Department: For general appropriations, Quartermaster Corps, \$357.61.

War Department.

For arrears of pay, bounty, and so forth, \$9.62.

For increase of compensation, Military Establishment, \$660.02.

For National Guard, \$1,099.15.

For pay of National Guard for armory drills, \$133.96.

For Reserve Officers' Training Corps, \$113.19.

For clothing and equipage, \$155.92.
 For Army transportation, \$172.37.
 For pay, and so forth, of the Army, \$4,539.46.
 For pay of the Army, \$1,907.64.
 For ordnance service and supplies, Army, \$345.62.
 For Air Corps, Army, \$12.43.
 For Air Service, Army, \$33.
 For mileage of the Army, \$11.20.
 For Organized Reserves, \$18.05.
 For arming, equipping, and training the National Guard, \$101.26.
 For subsistence of the Army, \$99.65.
 For supplies, services, and transportation, Quartermaster Corps, \$7.11.
 For power plant, Fort Mills, Corregidor, Philippine Islands, \$3,002.

For pay of Military Academy, \$182.

For clothing, camp, and garrison equipment, \$12.12.

For pay, and so forth, of the Army, War with Spain, \$10.

Post Office Department.

Post Office Department—Postal Service (out of the postal revenues): For indemnities, domestic mail, \$60.75.

Total: additional sum, increases in rates of exchange.

Total, audited claims, section 4 (d), \$22,265.70, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency as specified in certain of the settlements of the General Accounting Office.

Claims under private Acts.

SEC. 5. (a) For payment of claims allowed by the General Accounting Office pursuant to private Acts of the Seventy-fourth Congress and certified to such Congress in House Document Numbered 285, and Senate Document Numbered 158, as follows:

Post, p. 2059.

Under the War Department: For payment to claimants under the provisions of Private Act Numbered 38, approved May 15, 1935, \$17,505.46;

Post, p. 2060.

For payment to the Jay Street Terminal, New York, under the provisions of Private Act Numbered 39, approved May 15, 1935, \$1,097;

In all, \$18,602.46.

Vol. 48, p. 1398.

(b) For payment of claim allowed by the General Accounting Office pursuant to Private Act Numbered 266 of the Seventy-third Congress and certified to the Seventy-fourth Congress in Senate Document Numbered 127, as follows:

Under the War Department, \$6,937.14.

Judgments against collectors of customs.

SEC. 6. Judgments against collectors of customs: For the payment of claims allowed by the General Accounting Office covering judgments rendered by United States District Courts against collectors of customs, where certificates of probable cause have been issued as provided for under section 989, Revised Statutes (U. S. C., title 28, sec. 842), and certified to the Seventy-fourth Congress in House Document Numbered 295 and Senate Documents Numbered 129, 159, and 160 under the Department of Labor, \$30,353.65

R. S., sec. 989, p. 185.
 U. S. C., p. 1314.

Emergency Relief Appropriation Act, 1935, amendment. Ante, p. 115.

SEC. 7. That section 1 of the Emergency Relief Appropriation Act of 1935, approved April 8, 1935, be, and the same is hereby, amended by inserting at the end of the first proviso of the second paragraph thereof, a new proviso as follows: "Provided further, That the apportionment requirements of this paragraph shall not apply to loans or grants, or both, under limitation (g) of the first paragraph of this section, for public highways and related projects, including grade crossings."

Title.

SEC. 8. This Act may be cited as the "Supplemental Appropriation Act, fiscal year 1936."

Approved, February 11, 1936.

[CHAPTER 50.]

AN ACT

To provide for the leasing of restricted Indian lands of Indians of the Five Civilized Tribes in Oklahoma.

February 11, 1936.
[S. 2148.]
[Public, No. 441.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That from and after thirty days from the date of approval of this Act the restricted lands belonging to Indians of the Five Civilized Tribes in Oklahoma of one-half or more Indian blood, enrolled or unenrolled, may be leased for periods of not to exceed five years for farming and grazing purposes, under such rules and regulations as the Secretary of the Interior may prescribe and not otherwise. Such leases shall be made by the owner or owners of such lands, if adults, subject to approval by the superintendent or other official in charge of the Five Civilized Tribes Agency, and by such superintendent or other official in charge of said agency in cases of minors and of Indians who are non compos mentis.

Five Civilized Tribes, Okla.
Leasing restricted lands of, authorized.

Approved, February 11, 1936.

[CHAPTER 51.]

AN ACT

To provide that funds allocated to Puerto Rico under the Emergency Relief Appropriation Act of 1935 may be expended for permanent rehabilitation, and for other purposes.

February 11, 1936.
[S. 3140.]
[Public, No. 442.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all sums which the President has segregated or allotted or shall segregate or allot for projects in Puerto Rico out of the money appropriated by the Emergency Relief Appropriation Act of 1935 shall constitute a special fund to provide relief and work relief and to increase employment in Puerto Rico. The fund thus established shall continue available for expenditure until June 30, 1940. All income derived from operations financed out of this fund and the proceeds of the disposition of property acquired therewith shall constitute a revolving fund, which shall remain available for expenditure for the purposes and in manner authorized herein and in the Emergency Relief Appropriation Act of 1935 until Congress shall provide otherwise, notwithstanding any limitation of time contained in the said Emergency Relief Appropriation Act of 1935. Any agency or agencies lawfully designated or established to administer funds allotted hereunder or the revolving fund herein authorized may be continued so long as the said funds or any of them remain available for expenditure.

Puerto Rico.
Special fund for rehabilitation of, provided; sources, duration, etc.
Ante, p. 115.

Revolving fund created; purposes.

Duration of administrative agencies.

Projects for rural rehabilitation in Puerto Rico may include the acquisition, development, maintenance, and operation of agricultural enterprises. A reasonable charge may be made for materials and services produced or made available by any project: *Provided*, That such materials and services may also be supplied as compensation, in whole or in part, for services rendered by persons employed upon any project.

Rural rehabilitation projects.

Charge for materials, etc., produced.
Provido.
Use as compensation.

SEC. 2. Notwithstanding the provisions of section 15 (f) of the Agricultural Adjustment Act, as amended by section 8 of the Act of May 9, 1934, or any action taken thereunder, all or any part of the unobligated balance of taxes heretofore or hereafter collected from the processing of sugar beets or sugarcane in Puerto Rico and/or

Processing tax collections transferred to revolving fund.
Vol. 48, p. 675; U. S. C., p. 162; Supp. I, p. 26.

Hurricane insurance fund; sum authorized for.

Proviso. Restrictions.

Insurance premiums.

upon the processing in continental United States of sugar produced in or coming from Puerto Rico are hereby authorized, in the discretion of the President, to be transferred to the revolving fund authorized by this Act. Not exceeding \$10,000,000 of this fund may, in the discretion of the President, be set aside in the Treasury for use as an insurance fund to insure individual agriculturists in Puerto Rico, but to the extent only of such insurance fund and its accretions, against damage by hurricane to their farm dwellings and farm buildings, growing crops, plants and trees, including trees used as shade for growing crops, warehouses and produce in barns and warehouses: *Provided*, That said fund may be so employed only during such periods as the Secretary of the Interior shall find and determine that commercial insurance is not available, and at premiums sufficiently high to keep the principal of the original insurance fund intact, and policies of insurance shall be issued hereunder only pursuant to such terms and premium rates as the Secretary of the Interior shall prescribe by regulations duly promulgated. Until otherwise provided by law all moneys collected as premiums on such insurance or otherwise in connection with the administration of such fund or the operation of such insurance activity shall constitute accretions to the fund and shall be held, together with the original insurance fund and all additions thereto, as a revolving fund for the purposes of such insurance.

Approved, February 11, 1936.

[CHAPTER 52.]

JOINT RESOLUTION

February 11, 1936.
[H. J. Res. 459.]
[Pub. Res., No. 69.]

To amend the joint resolution entitled "Joint resolution providing for the participation of the United States in the Texas Centennial Exposition and celebrations to be held in the State of Texas during the years 1935 and 1936, and authorizing the President to invite foreign countries and nations to participate therein, and for other purposes."

Texas Centennial Exposition, 1935 and 1936.
Anté, p. 431.

Allocation of funds by Commission, authorized.

Purchases without advertising.
R. S., sec. 3709, p. 733; U. S. C., p. 1803.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the United States Texas Centennial Commission established by the joint resolution entitled "Joint resolution providing for the participation of the United States in the Texas Centennial Exposition and celebrations to be held in the State of Texas during the years 1935 and 1936, and authorizing the President to invite foreign countries and nations to participate therein, and for other purposes", approved June 28, 1935, is authorized, in its discretion, to allocate funds from the appropriation made to carry into effect the provisions of such joint resolution, to the Texas Centennial Commission, the Commission of Control for Texas Centennial Celebrations, the Texas Centennial Central Exposition, and to any executive department, independent office, or establishment of the Government for the purchase of historic papers and paintings by contract or otherwise without regard to the provisions of section 3709 of the Revised Statutes, the construction and erection of monuments, statues, markers, buildings, and other structures or any part thereof, including purchase of sites, the restoration of historic structures, and the purchase of land in connection with historic structures. The funds so allocated may be expended by such State bodies and Government departments or establishments in any part of the State of Texas in accordance with the allocation by the Commission.

SEC. 2. Monuments, statues, markers, buildings, and other structures, erected or constructed, and lands, historic papers, and paintings purchased from funds allocated as herein provided shall become the property of the State of Texas, except that in such cases as the United States Texas Centennial Commission deems it desirable and in the public interest, any such erection, structure, land, or article shall become the property of such organization, or public or private agency as it may designate, subject to such requirements as the Commission may deem necessary or appropriate.

Disposition of monuments, etc.

Approved, February 11, 1936.

[CHAPTER 63.]

AN ACT

To increase the efficiency of the Veterinary Corps of the Regular Army.

February 12, 1936.
[S. 363.]
[Public, No. 443.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purposes of promotion, longevity pay, and retirement there shall be credited to officers of the Veterinary Corps, and former officers of the Veterinary Corps now on the retired list, all full-time service rendered by them as veterinarians in the Quartermaster Department, Cavalry, or Field Artillery: *Provided,* That no back pay or allowances shall be held to have accrued prior to the passage of this Act.

Army Veterinary Corps.
Service credits allowed officers.

Proviso.
No back pay, etc.

Approved, February 12, 1936.

[CHAPTER 64.]

JOINT RESOLUTION

Authorizing the erection of a memorial to the early settlers whose land grants embrace the site of the Federal City.

February 12, 1936.
[H. J. Res. 307.]
[Pub. Res., No. 70.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized and directed to grant permission for the erection on public grounds of the United States in the city of Washington, other than those of the Capitol, the Library of Congress, and the White House, of a memorial of simple and artistic form and design to those early settlers whose land grants embrace the site of the Federal City, by the National Society of the Daughters of the American Colonists, a corporation, one of whose objects is the erection of memorials to commemorate historic persons, sites, or events of the colonial period of this country, in the several States and the District of Columbia: *Provided,* That the site chosen and the design of the memorial shall have the approval of the National Commission of Fine Arts, and that the United States shall be put to no expense in or by the erection of the said memorial.

District of Columbia.
Memorial to early settlers, authorized.

Proviso.
Approval of site and design.

Approved, February 12, 1936.

[CHAPTER 66.]

AN ACT

To provide further for the maintenance of United States Soldiers' Home.

February 13, 1936.
[S. 1301.]
[Public, No. 444.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter, and beginning with the first calendar month after the passage of this Act, there shall be deducted each month from the pay of each enlisted man and warrant officer on the active list of the Regular Army,

United States Soldiers' Home.
Pay deductions, Regular Army, for credit to fund for maintenance of.

Determination of amount of deduction.

exclusive of the Philippine Scouts, a sum not to exceed 25 cents, which sum shall be passed to the credit of the permanent fund, United States Soldiers Home (trust fund) in the Treasury of the United States; the exact sum to be so deducted to be fixed from time to time by the Secretary of War, within the limit prescribed above, on the recommendation of the Board of Commissioners of said Home as to the amount required to meet the needs of the Home.

Approved, February 13, 1936.

[CHAPTER 67.]

AN ACT

February 13, 1936.
[S. 2391.]
[Public, No. 445.]

To provide for the adjustment and settlement of personal injury and death cases arising in certain foreign countries.

Settlement of personal injury and death cases arising in certain foreign countries.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That when any act of omission of any officer, employee, or agent of the Government of the United States, including all officers, enlisted men, and employees of the Army, Navy, and Marine Corps, results in the personal injury or death of any person, not an American national, in any foreign country in which the United States exercises privileges of extraterritoriality, the Secretary of State may consider, adjust, and determine any claim, arising after the passage of this Act, for the damage occasioned by such injury or death in an amount not in excess of \$1,500, United States currency, in any one case, and such amount as may be found to be due to any claimant shall be certified to Congress as a legal claim for payment out of appropriations that may be made by Congress therefor, together with a brief statement of the character of each claim, the amount claimed, and the amount allowed: *Provided,* That this authorization shall not apply to cases of persons in the employ of the United States: *Provided further,* That no claim shall be considered under this Act by the Secretary of State unless presented to him within one year from the date of the accrual of said claim: *And provided further,* That acceptance by any claimant of the amount determined under the provisions of this Act shall be deemed to be in full settlement of such claim against the Government of the United States.

Approved, February 13, 1936.

Provisos.
Not to apply to United States employees.
Time limit for presenting claim.

Acceptance deemed full settlement.

[CHAPTER 68.]

AN ACT

February 13, 1936.
[H. R. 10929.]
[Public, No. 446.]

To amend the District of Columbia Unemployment Compensation Act with respect to excepted employment.

District of Columbia Unemployment Compensation Act, amendment.
Ante, p. 946.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 (b) of the District of Columbia Unemployment Compensation Act is amended in the following respects:

- (1) At the end of paragraph (5) strike out "and";
- (2) At the end of paragraph (6) strike out the period and insert in lieu thereof "; and"; and
- (3) After paragraph (6) insert the following new paragraph:

"(7) Service performed in the employ of the following: All religious institutions and schools maintained by them; colleges or universities, no part of the net earnings of which inures to the benefit of any private shareholder or individual."

"Employment" not to include service in religious institutions, etc.

Post, p. 1888.

Approved, February 13, 1936.

[CHAPTER 70.]

AN ACT

To amend an Act entitled "An Act to authorize the collection and editing of official papers of the Territories of the United States now in the National Archives", approved March 3, 1925, as amended.

February 14, 1936.
[S. 3447.]
[Public, No. 447.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3 of the Act entitled "An Act to authorize the collection and editing of official papers of the Territories of the United States now in the National Archives", approved March 3, 1925, as amended by the Act approved February 28, 1929 (U. S. C., Supp. 7, title V, sec. 168a), be, and the same is hereby, amended to read as follows:

Territorial Papers of the United States. Collection and editing for publication, amendment.
Vol. 43, p. 1104; Vol. 45, p. 1412.
U. S. C., p. 52.

"168a. The Public Printer shall print, bind, and deliver to the Superintendent of Documents, for distribution as may be directed by the Secretary of State, one thousand two hundred and twenty-seven copies of each volume of the Official Papers Relating to the Territories of the United States, of which not to exceed three copies shall be furnished to the Vice President and each Senator and one copy to each Representative, Delegate, and Resident Commissioner; four copies to the library of the Department of the Interior; and one copy of each volume to those historical associations, commissions, museums, or libraries and other nondepository libraries, which shall not exceed eight in number within each State, Territory, or insular possession, and which have been or hereafter may be designated by the Governor thereof to the Secretary of State of the United States, and the residue of the said one thousand two hundred and twenty-seven copies shall be for the Department of State for such use as the Secretary of State may deem appropriate.

Number to be printed, bound, and distributed.

"168b. In addition to the foregoing there shall be furnished to the Superintendent of Documents a sufficient number of copies of each volume for distribution to such depository libraries as may make written application therefor; and

Depository libraries.

To the Library of Congress for international exchange and for official use in Washington, District of Columbia, not to exceed one hundred and fifty copies.

International exchange, etc.

The "usual number" shall not be printed.

"Usual number" not to be printed.
Succeeding volumes to historical associations, etc.

"168c. The historical associations, commissions, museums, or libraries and other nondepository libraries within each State, Territory, or insular possession which have been or hereafter may be designated by the Governor thereof to receive these publications shall, during their existence, receive the succeeding volumes, the distribution of which shall be made by the Superintendent of Documents in accordance with the lists of designations transmitted to him by the Secretary of State, and a new designation may be made by the Governor only when a designated association, commission, museum, or library shall cease to exist or other designation may be authorized by law.

New designations.

"168d. For defraying the expenses to be incurred in carrying out the provisions of this Act, including the employment, either in or outside of the District of Columbia, of not to exceed five historical experts, especially informed on the various phases of the territorial history of the United States, without regard to the Classification Act of 1923, as amended, and the civil-service rules, and for all other purposes, including salaries for personnel, printing and binding, contingent expenses and traveling expenses, there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, not more than the sum of \$125,000, and under this authorization not more than \$50,000 shall be appropriated for any one year."

Appropriation authorized.

U. S. C., pp. 85, 81.

Approved, February 14, 1936.

[CHAPTER 74.]

AN ACT

February 15, 1936.

[S. 3381.]

[Public, No. 448.]

To provide for the protection and preservation of domestic sources of tin.

Domestic sources of tin.
Protection, etc., of.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in the interest of national defense, it is hereby declared to be the policy of Congress and the purpose and intent of this Act to protect, preserve, and develop domestic sources of tin, to restrain the depletion of domestic reserves of tin-bearing materials, and to lessen the present costly and dangerously dependent position of the United States with respect to resources of tin.

Exporting tin-plate scrap, without license, forbidden.

SEC. 2. There shall not be exported from the United States after the expiration of sixty days from the enactment of this Act any tin-plate scrap, except upon license issued by the President of the United States. The President is authorized to grant licenses upon such conditions and regulations as he may find necessary to assure in the public interest fair and equitable consideration to all producers of this commodity.

Conditions and regulations.

Penalty provision.

SEC. 3. Any violations of the provisions of this Act shall be a misdemeanor and shall be punished by a fine of not more than \$500 or by imprisonment of not more than one year, or by both such fine and imprisonment.

Approved, February 15, 1936.

[CHAPTER 75.]

AN ACT

February 17, 1936.

[S. 2643.]

[Public, No. 449.]

To amend section 118 of the Judicial Code to provide for the appointment of law clerks to United States District Court judges.

Judicial Code, amendment.
U. S. C., p. 1257.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Judicial Code be, and it is hereby, amended by the addition of the following section:

District Court judges.
Appointment of law clerks by.

"SEC. 118b. Each United States District Court judge is hereby authorized to appoint a law clerk when he deems the same to be necessary, and the senior judge of the circuit court of appeals having jurisdiction over the district where the clerk is needed shall certify to the necessity of the appointment, but there shall not be appointed more than thirty-five of such law clerks during the first fiscal year of the enactment of this amendment. Thereafter such number in excess of thirty-five per year shall be limited by the necessity of each case as hereinbefore provided. The salary of such appointed law clerk shall be at a rate not in excess of \$2,750 per annum; and the appropriation of such amount as is or may be necessary to pay the salaries and travel expenses of such law clerks is hereby authorized."

Limitation on number.

Salary.
Appropriation authorized.

Approved, February 17, 1936.

[CHAPTER 79.]

JOINT RESOLUTION

February 21, 1936.

[S. J. Res. 118.]

[Pub. Res., No. 71.]

Providing for the filling of a vacancy in the Board of Regents of the Smithsonian Institution of the class other than Members of Congress.

Smithsonian Institution.
Roland S. Morris appointed as Regent.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the vacancy in the Board of Regents of the Smithsonian Institution, of the class other than Members of Congress, caused by the expiration of the term of Irwin B. Laughlin, on January 21, 1935, be filled by the appointment of Roland S. Morris, a citizen of Pennsylvania, for the statutory term of six years.

Approved, February 21, 1936.

[CHAPTER 80.]

AN ACT

To authorize the conveyance by the United States to the State of Michigan of the former United States lighthouse supply depot, Saint Joseph, Michigan, for State naval force purposes.

February 25, 1936.
[H. R. 5916.]
[Public, No. 450.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy be, and he is hereby, authorized and directed to convey to the State of Michigan for State naval force purposes all right, title, and interest of the United States in and to a tract of land containing one and seven hundred and twenty-four one-thousandths acres, more or less, situated in section 23, township 4 south, range 19 west, in the county of Berrien, State of Michigan, formerly embraced within the United States lighthouse supply depot at Saint Joseph, Michigan, and transferred to the control and jurisdiction of the Navy Department for naval purposes by the Act of Congress approved July 1, 1918 (40 Stat. 704, 719). Such conveyance shall contain the express condition that if said State of Michigan shall at any time cease to use such tract of land for State naval force purposes or shall alienate or attempt to alienate such tract, title thereto shall revert to the United States, and the deed or instrument of conveyance shall recite the reversionary right herein reserved.

Saint Joseph, Mich.
Conveyance of land
to State, authorized.

Vol. 40, p. 719.
Reversionary provi-
sion.

Approved, February 25, 1936.

[CHAPTER 81.]

AN ACT

To provide for the transfer of certain land in the city of Charlotte, Michigan, to such city.

February 25, 1936.
[H. R. 7875.]
[Public, No. 451.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized and directed to transfer to the city of Charlotte, Michigan, all the right, title, and interest of the United States in and to a certain portion of the post-office site (such site comprising lots 1, 4, and 5, of block 31) in such city, described as follows: A strip of land six feet in width on the east side of such post-office site, and extending for a distance of one hundred seventy-five and four-tenths feet south from Lovett Street to the alley running east and west through block 31. Such strip of land is required by such city for alley purposes.

Charlotte, Mich.
Certain land trans-
ferred to.

Approved, February 25, 1936.

[CHAPTER 82.]

AN ACT

Authorizing the Secretary of the Navy, in his discretion, to deliver to the custody of the Woman's Club, of the city of Paducah, Kentucky, the silver service in use on the United States ship Paducah.

February 25, 1936.
[H. R. 8872.]
[Public, No. 452.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy is authorized, in his discretion, to loan to the Woman's Club, of the city of Paducah, Kentucky, for preservation and exhibition, the silver service which was in use on the United States ship Paducah: *Provided,* That no expense shall be incurred by the United States for the delivery of such silver service.

U. S. S. "Paducah."
Loan of silver service
of, to Paducah, Ky.,
Woman's Club, author-
ized.

Proviso.
No Federal expense.

Approved, February 25, 1936.

[CHAPTER 83.]

JOINT RESOLUTION

February 25, 1936.

[H. J. Res. 356.]

[Pub. Res., No. 72.]

To permit articles imported from foreign countries for the purpose of exhibition at the Pan American Exposition to be held in Tampa, Florida, to be admitted without payment of tariff, and for other purposes.

Pan American Ex-
position, Tampa, Fla.
Dutiable articles im-
ported for exhibition
purposes, admitted free
under regulations.

Sales permitted.

Provisos.
Payment of duty on
articles withdrawn.

Deterioration allow-
ance.

Marking require-
ments.

Abandoned articles.

Transfer privilege.

Florida Fair and
Gasparilla Association,
Inc., deemed sole con-
signee.

Incurred Federal ex-
penses reimbursable.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That all articles which shall be imported from foreign countries for the purpose of exhibition at the Pan American Exposition to be held in Tampa, Florida, in 1939, by the Florida Fair and Gasparilla Association, Incorporated, or for use in construction, installing, or maintaining foreign buildings or exhibits at the said exposition, upon which articles there shall be a tariff or customs duty, shall be admitted without payment of such tariff, customs duty, fees, or charges under such regulations as the Secretary of the Treasury shall prescribe; but it shall be lawful at any time during or within three months after the close of the said exposition to sell within the area of the exposition and celebrations any articles provided for herein, subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury shall prescribe: *Provided,* That all such articles, when withdrawn for consumption or use in the United States, shall be subject to the duties, if any, imposed upon such articles by the revenue laws in force at the date of their withdrawal; and on such articles, which shall have suffered diminution or deterioration from incidental handling or exposure, the duties, if payable, shall be assessed according to the appraised value at the time of withdrawal from entry hereunder for consumption or entry under the general tariff law: *Provided further,* That imported articles provided for herein shall not be subject to any marking requirements of the general tariff laws, except when such articles are withdrawn for consumption or use in the United States, in which case they shall not be released from customs custody until properly marked, but no additional duty shall be assessed because such articles were not sufficiently marked when imported into the United States: *Provided further,* That at any time during or within three months after the close of the exposition, any article entered hereunder may be abandoned to the Government or destroyed under customs supervision, whereupon any duties on such article shall be remitted: *Provided further,* That articles, which have been admitted without payment of duty for exhibition under any tariff law and which have remained in continuous customs custody or under a customs exhibition bond, and imported articles in bonded warehouses under the general tariff law may be accorded the privilege of transfer to and entry for exhibition at the said exposition under such regulations as the Secretary of the Treasury shall prescribe: *And provided further,* That the Florida Fair and Gasparilla Association, Incorporated, shall be deemed, for customs purposes only, to be the sole consignee of all merchandise imported under the provisions of this Act, and that the actual and necessary customs charges for labor, services, and other expenses in connection with the entry, examination, appraisement, release, or custody, together with the necessary charges for salaries of customs officers and employees in connection with the supervision, custody of, and accounting for, articles imported under the provisions of this Act, shall be reimbursed by Florida Fair and Gasparilla Association, Incorporated, to the Government of the United States under regulations to be

prescribed by the Secretary of the Treasury, and that receipts from such reimbursements shall be deposited as refunds to the appropriation from which paid, in the manner provided for in section 524, Tariff Act of 1930.

Deposit of, as re-funds.
Vol. 46, p. 741;
U. S. C., p. 894.

Approved, February 25, 1936.

[CHAPTER 86.]

AN ACT

Authorizing a preliminary examination of the Nehalem River and tributaries, in Clatsop, Columbia, and Washington Counties, Oregon, with a view to the controlling of floods.

February 26, 1936.
[S. 3277.]
[Public, No. 453.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized and directed to cause a preliminary examination to be made of the Nehalem River and its tributaries, in Clatsop, Columbia, and Washington Counties, Oregon, with a view to the control of floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for control of floods of the Mississippi River, and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Nehalem River, Ore.
Survey for flood control, authorized.

Vol. 39, p. 950.
U. S. C., p. 1487.

Approved, February 26, 1936.

[CHAPTER 87.]

AN ACT

To define the crime of bribery and to provide for its punishment.

February 26, 1936.
[H. R. 8821.]
[Public, No. 454.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whosoever corruptly, directly or indirectly, gives any money, or other bribe, present, reward, promise, contract, obligation, or security for the payment of any money, present, reward, or thing of value to any ministerial, administrative, executive, or judicial officer of the District of Columbia or any employee or other person acting in any capacity for the District of Columbia, or any agency thereof, either before or after he is qualified, with intent to influence his action on any matter which is then pending, or may by law come or be brought before him in his official capacity, or to cause him to execute any of the powers in him vested, or to perform any duties of him required, with partiality or favor, or otherwise than is required by law, or in consideration that such officer being authorized in the line of his duty to contract for any advertising or for the furnishing of any labor or material, shall directly or indirectly arrange to receive or shall receive, or shall withhold from the parties so contracted with, any portion of the contract price, whether that price be fixed by law or by agreement, or in consideration that such officer has nominated or appointed any person to any office or exercised any power in him vested, or performed any duty of him required, with partiality or favor, or otherwise contrary to law; and whosoever, being such an officer, shall receive any such money, bribe, present, or reward, promise, contract, obligation, or security, with intent or for the purpose or consideration aforesaid shall be deemed guilty of bribery and upon conviction thereof shall be punished by imprisonment for a term not less than six months nor more than five years.

District of Columbia
Bribery defined.

Penalty provision.

Corrupting court officer, etc.

Whosoever corrupts or attempts, directly or indirectly, to corrupt any special master, auditor, juror, arbitrator, umpire, or referee, by giving, offering, or promising any gift or gratuity whatever, with intent to bias the opinion, or influence the decision of such officer, in relation to any matter pending in the court, or before an inquest, or for the decision of which such arbitrator, umpire, or referee has been chosen or appointed, and every official who receives, or offers or agrees to receive, a bribe in any of the cases above mentioned shall be guilty of bribery and upon conviction thereof shall be punished as hereinbefore provided.

Penalty provision.

Approved, February 26, 1936.

[CHAPTER 88.]

AN ACT

February 27, 1936.

[H. R. 1381.]

[Public, No. 455.]

To amend Public Law Numbered 249, Seventy-first Congress, entitled "An Act to authorize the Secretary of the Navy to dispose of material no longer needed by the Navy."

Disposal of obsolete, etc., naval equipment. Boats and boat equipment added. Vol. 46, p. 378; U. S. C., p. 1546.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Law Numbered 249, Seventy-first Congress, approved May 23, 1930, entitled "An Act to authorize the Secretary of the Navy to dispose of material no longer needed by the Navy", is amended by striking out the word "and" before the word "tools" and inserting after the word "tools" a comma following by " ¹ boats and boat equipment".

Approved, February 27, 1936.

[CHAPTER 89.]

AN ACT

February 27, 1936.

[H. R. 7486.]

[Public, No. 456.]

To authorize the appointment of midshipmen from among honor graduates of "honor schools" and from among members of the Naval Reserve Officers' Training Corps.

Naval Academy. Appointment of midshipmen from honor graduates of designated schools, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy is authorized to appoint not more than twenty midshipmen annually to the Naval Academy from among the honor graduates of educational institutions which are designated as "honor schools" by the War Department and the members of the Naval Reserve Officers' Training Corps: Provided, That such appointments shall be made under such rules and regulations as the Secretary of the Navy may prescribe.

Proviso. Regulations.

Approved, February 27, 1936.

[CHAPTER 90.]

AN ACT

February 27, 1936.

[H. R. 8172.]

[Public, No. 457.]

To authorize the transfer by the United States to the county of Mohave, Arizona, of all public lands in sections 20, 28, and 30, township 20 north, range 15 west, Gila and Salt River meridian, for public park, recreational, and other municipal purposes.

Public lands. Patent to Mohave County, Ariz., for public purposes, authorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized and directed to patent to the county of Mohave, Arizona, upon payment by such county of any

¹ So in original.

expense or fee of any segregational surveys as may be necessary, all the land in sections 20, 28, and 30, township 20 north, range 15 west, Gila and Salt River meridian, the ownership of which rests in the United States, and subject to all existing and valid rights of every description that may have been filed and established thereon, for the purpose of enabling such county to establish a public park and recreational site and for such similar and related municipal purposes. Such conveyance shall contain the express condition that if such county shall at any time cease to use such property for such purposes, or shall alienate or attempt to alienate such property, title thereto shall revert to the United States, and further that all mineral rights shall be reserved to the United States.

Reversionary provision.

Mineral rights reserved.

Approved, February 27, 1936.

[CHAPTER 91.]

AN ACT

To authorize the Secretary of War to effect exchange of certain rights-of-way in Hawaii.

February 28, 1936.

[H. R. 3565.]

[Public, No. 458.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to convey to the trustees under the will and of the estate of S. M. Damon, deceased, all right, title, and interest in a seventy-foot right-of-way situate on the Island of Oahu, Territory of Hawaii, and described as follows:

Hawaii.
Exchange of certain rights-of-way, Island of Oahu, authorized.

Beginning at station numbered 1 close to the fence on the north side of the Government road, said station bearing true azimuth two hundred and twenty-one degrees fifty-one minutes distant one hundred eighty-four and four-tenths feet from triangulation station numbered 231 established by Company I, Engineers, United States Army, marked by a three-inch iron pipe, said Engineer triangulation station bearing by true azimuth two hundred and fifty-one degrees three minutes forty seconds distant one thousand seven hundred seventy and one-tenth feet from Salt Lake Territorial Triangulation Station; thence north forty-one degrees fifty-one minutes east one hundred forty-eight and four-tenths feet to station numbered 2; thence south fifty-five degrees seventeen minutes east two hundred forty-two and six-tenths feet to station numbered 3; thence north fifty-five degrees two minutes east two hundred eighty-four and nine-tenths feet to station numbered 4; thence north eighty-six degrees fifty minutes east three hundred sixty-four and one-tenth feet to station numbered 5; thence north eighty-two degrees fifty-six minutes east three hundred fifteen and one-tenth feet to station numbered 6; thence north seventy-seven degrees forty-four minutes east two hundred forty-one and one-tenth feet to station numbered 7; thence north forty-seven degrees fifty minutes east two hundred twenty-eight and three-tenths feet to station numbered 8; thence north one degree nineteen minutes east four hundred nineteen and two-tenths feet to station numbered 9; thence north three degrees five minutes west four hundred ninety-three and eight-tenths feet to station numbered 10; thence south eighty-five degrees fifteen minutes east two hundred thirteen and seven-tenths feet to station numbered 11; thence south thirty-nine degrees fifty minutes east three hundred fifty and seven-tenths feet to station numbered 12; thence south eighty-two degrees thirteen minutes east seventy-eight feet to station numbered 13; thence north fifty-three degrees twenty minutes east one hundred twenty-five and eight-tenths feet to station numbered 14; thence north twenty-one

Description.

Description—Contd.

degrees nineteen minutes east two hundred and twenty-nine feet to station numbered 15; thence north six degrees twenty-eight minutes west two hundred ninety-three and eight-tenths feet to station numbered 16; thence north twenty-nine degrees thirty-one minutes east two hundred ninety-six and four-tenths feet to station numbered 17; thence north eighty-three degrees east three hundred and thirty feet to station numbered 18; thence south fifty-one degrees twenty minutes east one hundred and thirty-one feet to station numbered 19; thence south seventy-three degrees nineteen minutes east one hundred twenty-seven and nine-tenths feet to station numbered 20; thence north fifty-one degrees thirty-eight minutes east eighty-eight feet to station numbered 21; thence north twenty-seven degrees thirty minutes east six hundred seven and seven-tenths feet to station numbered 22; thence north sixty degrees ten minutes east four hundred twenty-one and two-tenths feet to station numbered 23; thence south eighty-seven degrees twenty-nine minutes east three hundred six and one-tenth feet to station numbered 24; thence north forty degrees thirty minutes east two hundred and eighteen feet to station numbered 25; thence north 55 degrees east three hundred and twelve feet to station numbered 26; thence south fifty-five degrees forty minutes east two hundred and seventy feet to station numbered 27; thence north seventy-eight degrees fifty-eight minutes east one hundred and twenty-four feet to station numbered 28; thence north thirty-seven degrees two minutes east two hundred eight and one-tenth feet to station numbered 29; thence north seven degrees fifty-two minutes east one hundred ninety-five and five-tenths feet to station numbered 30; thence north forty-six degrees eleven minutes east two hundred six and one-tenth feet to station numbered 31; of this right-of-way, said station numbered 31 being known as station numbered 4 of a certain tract of land situate in Moanalua and owned by the United States. The above-described station numbered 31, or numbered 4, bearing by true azimuth sixty-three degrees fifty-five minutes is distant four hundred seventy-six and seventy-seven one-hundredths feet from triangulation station numbered 209, established by Company I, Engineers, United States Army, said Engineer triangulation station being on Red Hill Ridge distant eight thousand three hundred seventy-nine and four-tenths feet, azimuth two hundred and thirty-nine degrees fifty-three minutes forty seconds from Salt Lake Territorial Triangulation Station; containing an area of twelve and sixty-four one-hundredths acres, more or less; being the same right-of-way granted to the United States of America by S. M. Damon and wife under the title "Red Hill Tract" in deed dated November 20, 1914, in exchange for the conveyance by said trustees to the United States of America of a perpetual easement for a road over and across a strip of land eighty feet wide being a portion of L. C. A. 7715, Apana 2, R. P. 7858, situate at Moanalua, Honolulu, aforesaid, bounded and described as follows:

Beginning at a point where eastern boundary of fifty-foot Kamehameha Highway right-of-way intersects the boundary of Halawa-Moanalua land section, from which the azimuth (measured clockwise from true south) and distance to United States Coast and Geodetic Survey triangulation station "Salt Lake" is thirty-three degrees three minutes forty-two seconds, one thousand nine hundred seventy-five and ten one-hundredths feet, thence from said point of beginning by metes and bounds two hundred and forty-six degrees twenty-two minutes thirty seconds, six thousand two hundred and twenty one-hundredths feet along land-court application numbered

966 to concrete monument numbered 6; three hundred and forty-four degrees forty-four minutes no seconds, one hundred thirty-five and ten one-hundredths feet along Red Hill Military Reservation to concrete monument numbered 5; three hundred and ten degrees six minutes thirty seconds, thirty-four and eighty-six one-hundredths feet along the same to concrete monument numbered 4; three hundred and ten degrees six minutes thirty seconds, thirty-four and eighty-six one-hundredths feet along the same to concrete monument numbered 3; ninety-nine degrees one minute two seconds, two hundred fifteen and forty one-hundredths feet along Moanalua land; sixty-six degrees twenty-two minutes thirty seconds, six thousand eighteen and twenty-five one-hundredths feet along the same; one hundred and forty-eight degrees no minutes no seconds, eighty and eighty-six one-hundredths feet along Kamehameha Highway right-of-way to the point of beginning; containing an area of eleven and fifty-five one-hundredths acres: *Provided*, That the Secretary of War is authorized to make such deviations in the descriptions of the lands involved as may be necessary to carry out the purpose and intent of this Act.

Description—Contd.

Proviso.
Necessary deviations authorized.

Approved, February 28, 1936.

[CHAPTER 92.]

AN ACT

To authorize the Secretary of War to grant rights-of-way to the Arlington and Fairfax Railway Company across the Fort Myer Reservation, Virginia.

February 28, 1936.
[H. R. 4292.]
[Public, No. 459.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to grant to the Arlington and Fairfax Railway Company, a corporation, organized and existing under the laws of the State of Virginia, its successors and assigns, under such terms and conditions as may be approved by the Secretary of War, rights-of-way over and across the Fort Myer Reservation, for railway purposes, with full power to locate, construct, and operate railway tracks, structures, trolley lines, signal devices, and other railway appurtenances and adjuncts, the width of such rights-of-way to be determined by the Secretary of War; provided that the land shall not be used for other than railway purposes and when the property shall cease to be so used it shall revert to the United States.

Fort Myer Reservation, Va.
Rights-of-way across, granted to Arlington and Fairfax Railway Co.

Condition.

Approved, February 28, 1936.

[CHAPTER 93.]

AN ACT

To authorize the Secretary of War to dispose of material no longer needed by the Army.

February 28, 1936.
[H. R. 8024.]
[Public, No. 460.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized in his discretion to dispose of, without charge, except for costs of transportation handling and packing, to such schools as he may select, for use in courses of vocational training and instruction, such machinery, mechanical equipment, and tools as may be obsolete or no longer needed by the Army.

Army.
Disposal of obsolete, etc., material.

Approved, February 28, 1936.

[CHAPTER 104.]

AN ACT

February 29, 1936.

[S. 3780.]

[Public, No. 461.]

To promote the conservation and profitable use of agricultural land resources by temporary Federal aid to farmers and by providing for a permanent policy of Federal aid to States for such purposes.

Soil Conservation
and Domestic Allot-
ment Act.
Ante, p. 163.

Declaration of policy.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to provide for the protection of land resources against soil erosion, and for other purposes", approved April 27, 1935, is amended by inserting at the end thereof the following:

"SEC. 7. (a) It is hereby declared to be the policy of this Act also to secure, and the purposes of this Act shall also include, (1) preservation and improvement of soil fertility; (2) promotion of the economic use and conservation of land; (3) diminution of exploitation and wasteful and unscientific use of national soil resources; (4) the protection of rivers and harbors against the results of soil erosion in aid of maintaining the navigability of waters and water courses and in aid of flood control; and (5) reestablishment, at as rapid a rate as the Secretary of Agriculture determines to be practicable and in the general public interest, of the ratio between the purchasing power of the net income per person on farms and that of the income per person not on farms that prevailed during the five-year period August 1909–July 1914, inclusive, as determined from statistics available in the United States Department of Agriculture, and the maintenance of such ratio. The powers conferred under sections 7 to 14, inclusive, of this Act shall be used to assist voluntary action calculated to effectuate the purposes specified in this section. Such powers shall not be used to discourage the production of supplies of foods and fibers sufficient to maintain normal domestic human consumption as determined by the Secretary from the records of domestic human consumption in the years 1920 to 1929, inclusive, taking into consideration increased population, quantities of any commodity that were forced into domestic consumption by decline in exports during such period, current trends in domestic consumption and exports of particular commodities, and the quantities of substitutes available for domestic consumption within any general class of food commodities. In carrying out the purposes of this section due regard shall be given to the maintenance of a continuous and stable supply of agricultural commodities adequate to meet consumer demand at prices fair to both producers and consumers.

Powers conferred to assist voluntary action.

Parity of production with domestic consumption.

Adequate supply of commodities to be maintained.

Secretary of Agriculture to cooperate with States in execution of plans.

Eligibility for payments.

Requirements.

"(b) The Secretary of Agriculture shall cooperate with States, in the execution of State plans to effectuate the purposes of this section, by making grants under this section to enable them to carry out such plans.

"(c) Any State which submits to the Secretary, prior to such time and in such manner and form as the Secretary prescribes, a State plan to effectuate the purposes of this section shall be entitled to payments, as provided in this section, for the year to which such plan is applicable, if such plan is approved by the Secretary as provided in this section.

"(d) No such plan shall be approved unless by its terms:

"(1) It provides that the agency to administer the plan shall be such State agency as may be designated by the Secretary if such agency is authorized by the State, or such other State agency as is authorized by the State and approved by the Secretary;

"(2) It provides for such methods of administration, and such participation in the administration of the plan by county and community committees or associations of agricultural producers organized

for such purpose, as the Secretary finds necessary for the effective administration of the plan; and

“(3) It provides for the submission to the Secretary of such reports as he finds necessary to ascertain whether the plan is being carried out according to its terms, and for compliance with such requirements as the Secretary may prescribe to assure the correctness of and make possible the verification of such reports.

“(e) Such plan shall be approved if the Secretary finds that there is a reasonable prospect that—

Approval provisions.

“(1) Substantial accomplishment in effectuating the purposes of this section will be brought about through the operation of such plan and the plans submitted by other States, and

“(2) The operation of such plan will result in as substantial a furtherance of such accomplishment as may reasonably be achieved through the action of such State.

“(f) Upon approval of any State plan for any year the Secretary shall allocate to such State such sum (not in excess of the maximum amount fixed in pursuance of subsection (g) for such State for such year) as he finds necessary to carry out such plan for such year, and thereupon shall certify to the Secretary of the Treasury for payment to such agency of the State as the Secretary of Agriculture certifies is designated in the plan, and the Secretary of the Treasury shall pay to such agency, one-fourth of the amount so allocated. The remainder of the amount so allocated shall be similarly certified and paid in such installments (payable prior to the end of the calendar year) as may be provided in the plan. No such installment shall be certified for payment if the Secretary of Agriculture finds that, prior to the due date of such installment, there has been a substantial failure by the State to carry out the plan according to its terms, or that the further operation of the plan according to its terms will not tend to effectuate the purposes of this section. No amount shall be certified for payment under any such installment in excess of the amount the Secretary finds necessary for the effective carrying out of the plan during the period to which the installment relates.

Allocations.

Conditions.

“(g) On or before November 1 of each year, the Secretary shall apportion among the several States the funds which will be available for carrying out State plans during the next calendar year, and in determining the amount to be apportioned to each State, the Secretary shall take into consideration the acreage and value of the major soil depleting and major export crops produced in the respective States during a representative period and the acreage and productivity of land devoted to agricultural production (including dairy products) in the respective States during a representative period: *Provided, however,* That apportionments of funds available for carrying out the purposes specified in this section for the year 1936 may be made at any time during 1936, and apportionments for 1937 may be made at any time during 1937. Notwithstanding the making of an apportionment to any State for any calendar year, the funds apportioned to any State for which no plan has been approved for such year, and any amount apportioned to any State which is not required to carry out an approved plan for such State for such year, shall be available for carrying out the provisions of sections 7 to 14, inclusive, of this Act.

Determination of apportionments.

Prviso.
Apportionments for 1936 and 1937.

Availability of funds.

“SEC. 8. (a) In order to carry out the purposes specified in section 7 (a) during the period necessary to afford a reasonable opportunity for legislative action by a sufficient number of States to assure the effectuation of such purposes by State action and in order to promote the more effective accomplishment of such purposes by State action

Powers of Secretary where State plan inoperative.

Exceptions.

thereafter, the Secretary shall exercise the powers conferred in this section during the period prior to January 1, 1938, except with respect to farming operations commenced in any State after the effective date of a State plan for such State approved pursuant to section 7. No such powers shall be exercised after December 31, 1937, except with respect to payments or grants in connection with farming operations carried out prior to January 1, 1938.

Specified powers of Secretary.
Payments to agricultural producers, etc.

“(b) Subject to the limitations provided in subsection (a) of this section, the Secretary shall have power to carry out the purposes specified in clauses (1), (2), (3), and (4) of section 7 (a) by making payments or grants of other aid to agricultural producers, including tenants and share-croppers, in amounts, determined by the Secretary to be fair and reasonable in connection with the effectuation of such purposes during the year with respect to which such payments or grants are made, and measured by, (1) their treatment or use of their land, or a part thereof, for soil restoration, soil conservation, or the prevention of erosion, (2) changes in the use of their land, (3) a percentage of their normal production of any one or more agricultural commodities designated by the Secretary which equals that percentage of the normal national production of such commodity or commodities required for domestic consumption, or (4) any combination of the above. In determining the amount of any payment or grant measured by (1) or (2) the Secretary shall take into consideration the productivity of the land affected by the farming practices adopted during the year with respect to which such payment is made. In carrying out the provisions of this section, the Secretary shall, as far as practicable, protect the interests of tenants and share-croppers. In carrying out the provisions of this section, the Secretary is authorized to utilize county and community committees of agricultural producers and the agricultural extension service, or other approved agencies. In carrying out the provisions of this section, the Secretary shall not have power to enter into any contract binding upon any producer or to acquire any land or any right or interest therein. In carrying out the provisions of this section, the Secretary shall, in every practicable manner, protect the interests of small producers. The Secretary in administering this section shall in every practical way encourage and provide for soil conserving and soil rebuilding practices rather than the growing of soil depleting commercial crops.

Amount of payment.

Administrative requirements and limitations.

“(c) Any payment or grant of aid made under subsection (b) shall be conditioned upon the utilization of the land, with respect to which such payment is made, in conformity with farming practices which the Secretary finds tend to effectuate the purposes specified in clause (1), (2), (3), or (4) of section 7 (a).

Conditions imposed.

Surveys, etc., authorized.

“SEC. 9. The Secretary is authorized to conduct surveys, investigations, and research relating to the conditions and factors affecting, and methods of accomplishing most effectively, the policy and purposes of section 7 (a). Notwithstanding any provision of existing law, the Secretary is authorized to make public such information as he deems necessary to carry out the provisions of this Act.

“Agricultural commodity” defined.

“SEC. 10. The term ‘agricultural commodity’ as used in this Act means any such commodity and any regional or market classification, type, or grade thereof.

Allotments of funds to Government agencies.

Post, pp. 1183, 1915.

“SEC. 11. All funds available for carrying out this Act shall be available for allotment to the bureaus and offices of the Department of Agriculture and for transfer to such other agencies of the Federal or State Governments as the Secretary may request to cooperate or assist in carrying out this Act.

"SEC. 12. Whenever the Secretary finds that the exercise of the powers conferred in this section will tend to carry out the purpose specified in clause (5) of section 7 (a), or will tend to provide for and maintain a continuous and stable supply of agricultural commodities adequate to meet consumer demand at prices fair to both producers and consumers, or both, he shall use such part as he deems necessary of the sums appropriated to carry out this Act for the expansion of domestic and foreign markets or for seeking new or additional markets for agricultural commodities or the products thereof or for the removal or disposition of surpluses of such commodities or the products thereof.

Use of funds for expansion of markets, etc.
Ante, p. 1148.

"SEC. 13. Notwithstanding the foregoing provisions of this Act, the Secretary is authorized and directed to provide for the execution by the Agricultural Adjustment Administration of such powers conferred upon him under sections 7 to 14, inclusive, of this Act as he deems may be appropriately exercised by such Administration, and for such purposes the provisions of law applicable to the appointment and compensation of persons employed by the Agricultural Adjustment Administration shall apply.

Agricultural Adjustment Administration, execution of powers by.

"SEC. 14. The facts constituting the bases for any payment or grant or the amount thereof authorized to be made under section 7 or 8 hereof, when officially determined in conformity with rules or regulations prescribed by the Secretary of Agriculture, shall be reviewable only by the Secretary of Agriculture.

Bases for payments; review.

"SEC. 15. To enable the Secretary of Agriculture to carry out the purposes of sections 7 and 8 there is hereby authorized to be appropriated for any fiscal year not exceeding \$500,000,000.

Appropriations authorized.
Post, p. 1183.

"SEC. 16. The obligations incurred for the purpose of carrying out, for any calendar year, the provisions of sections 7 to 14, inclusive, of this Act shall not exceed \$500,000,000.

Limitation on incurred obligations.

"SEC. 17. (a) This Act shall apply to the United States, the Territories of Alaska and Hawaii, and the possession of Puerto Rico, and as used in this Act, the term 'State' includes Alaska, Hawaii, and Puerto Rico.

Application of Act.

"(b) This Act may be cited as the 'Soil Conservation and Domestic Allotment Act'."

Citation of title.

SEC. 2. Section 32 of the Act to amend the Agricultural Adjustment Act, and for other purposes, approved August 24, 1935, is amended by striking out clause (3) and inserting in lieu thereof, "(3) reestablish farmers' purchasing power by making payments in connection with the normal production of any agricultural commodity for domestic consumption. Determinations by the Secretary as to what constitutes diversion and what constitutes normal channels of trade and commerce and what constitutes normal production for domestic consumption shall be final." and by striking out that part of the last sentence thereof which precedes the second proviso and inserting in lieu thereof: "The sums appropriated under this section shall be expended for such one or more of the above-specified purposes, and at such times, in such manner, and in such amounts as the Secretary of Agriculture finds will effectuate substantial accomplishment of any one or more of the purposes of this section:"

Agricultural Adjustment Act, amendment.
Ante, p. 774.
Reestablishing farmers' purchasing power.

Finality of decisions.

Expenditures.

SEC. 3. The unexpended balance of the funds appropriated by the second paragraph of Public Resolution Numbered 27, Seventy-third Congress, approved May 25, 1934, to carry out section 2 and section 6 of the Act entitled "An Act to amend the Agricultural Adjustment Act so as to include cattle and other products as basic agricultural commodities, and for other purposes", approved April 7, 1934, and the unexpended balance of the funds appropriated or reappropriated

Dairy and beef cattle industries, relief.
Authorizations extended.
Vol. 48, pp. 805, 528.
U. S. C., p. 161; Supp. I, p. 26.

Ante, p. 775.

by section 37 of Public Act Numbered 320, Seventy-fourth Congress, entitled "An Act to amend the Agricultural Adjustment Act, and for other purposes", is authorized to be made available for the purposes enumerated in said Acts until June 30, 1937. The authorization, which is limited to June 30, 1936, contained in section 37 of Public Act Numbered 320, Seventy-fourth Congress, is likewise extended so that the funds therein authorized are authorized to be made available until June 30, 1937.

Southern Great Plains area, wind erosion control; sum available.
Ante, p. 115.

SEC. 4. The sum of \$2,000,000 of the unobligated balance of the appropriation for relief purposes contained in the Emergency Relief Appropriation Act of 1935, approved April 8, 1935, is hereby made available to the Secretary of Agriculture for allocation and payment to the States in the Southern Great Plains area, or to farmers therein, for wind erosion control, under plans to be approved by the Secretary of Agriculture.

Investigations extended.
Ante, p. 773.

SEC. 5. Section 22 of the Agricultural Adjustment Act, as amended, is amended by inserting after the words "this title" wherever they appear the following: "or the Soil Conservation and Domestic Allotment Act, as amended"; and by striking out the words "an adjustment" wherever they appear and inserting in lieu thereof the word "any".

Approved, February 29, 1936.

[CHAPTER 105.]

JOINT RESOLUTION

February 29, 1936.
[S. J. Res. 217.]
[Pub. Res., No. 73.]

Postponing the effective date of certain permit and labeling provisions of the Federal Alcohol Administration Act.

Federal Alcohol Administration Act, amendment.
Ante, p. 973.
Certain permit provisions extended.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3 (c) of the Federal Alcohol Administration Act, approved August 29, 1935, is amended by striking out "March 1, 1936" and inserting in lieu thereof "July 1, 1936".

Labeling requirements.
Ante, p. 982.
Post, p. 1965.

SEC. 2. Section 5 (e) of such Act is amended by striking out "March 1, 1936" and inserting in lieu thereof "August 15, 1936, in the case of distilled spirits, and December 15, 1936, in the case of wine and malt beverages".

Approved, February 29, 1936.

[CHAPTER 106.]

JOINT RESOLUTION

February 29, 1936.
[H. J. Res. 491.]
[Pub. Res., No. 74.]

Extending and amending the joint resolution (Public Resolution Numbered 67, Seventy-fourth Congress), approved August 31, 1935.

Neutrality Act, amendments.
Ante, p. 1081.
Mandatory embargo upon exportation of arms, etc., to belligerents.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the joint resolution (Public Resolution Numbered 67, Seventy-fourth Congress) approved August 31, 1935, be, and the same hereby is, amended by striking out in the first section, on the second line, after the word "assembled" the following words: "That upon the outbreak or during the progress of war between", and inserting therefor the words: "Whenever the President shall find that there exists a state of war between"; and by striking out the word "may" after the word "President" and before the word "from" in the twelfth line, and inserting in lieu thereof the word "shall"; and by substituting for the last paragraph of said section the following paragraph: "except with respect to offenses committed, or forfeitures incurred prior to May 1, 1937, this section and all proclamations issued thereunder shall not be effective after May 1, 1937."

Provisions extended.

SEC. 2. There are hereby added to said joint resolution two new sections, to be known as sections 1a and 1b, reading as follows:

“SEC. 1a. Whenever the President shall have issued his proclamation as provided for in section 1 of this Act, it shall thereafter during the period of the war be unlawful for any person within the United States to purchase, sell, or exchange bonds, securities, or other obligations of the government of any belligerent country, or of any political subdivision thereof, or of any person acting for or on behalf of such government, issued after the date of such proclamation, or to make any loan or extend any credit to any such government or person: *Provided*, That if the President shall find that such action will serve to protect the commercial or other interests of the United States or its nationals, he may, in his discretion, and to such extent and under such regulation as he may prescribe, except from the operation of this section ordinary commercial credits and short-time obligations in aid of legal transactions and of a character customarily used in normal peace-time commercial transactions.

Financial transactions with belligerent governments.

Proviso.
Discretionary exemption of ordinary commercial credits, etc.

“The provisions of this section shall not apply to a renewal or adjustment of such indebtedness as may exist on the date of the President’s proclamation.

Existing obligations.

“Whoever shall violate the provisions of this section or of any regulations issued hereunder shall, upon conviction thereof, be fined not more than \$50,000 or imprisoned for not more than five years, or both. Should the violation be by a corporation, organization, or association, each officer or agent thereof participating in the violation may be liable to the penalty herein prescribed.

Penalty provision.

“When the President shall have revoked his proclamation as provided for in section 1 of this Act, the provisions of this section and of any regulations issued by the President hereunder shall thereupon cease to apply.

Provisions, etc., inapplicable on revocation of proclamation.

“SEC. 1b. This Act shall not apply to an American republic or republics engaged in war against a non-American state or states, provided the American republic is not cooperating with a non-American state or states in such war.”

Exemption.

SEC. 3. Section 9 of said joint resolution is amended to read as follows:

Ante, p. 1085.

“There is hereby authorized to be appropriated from time to time, out of any money in the Treasury not otherwise appropriated, such amounts as may be necessary to carry out the provisions and accomplish the purposes of this Act.”

Appropriations authorized.
Post, p. 1315.

Approved, February 29, 1936.

[CHAPTER 111.]

AN ACT

To provide for enforcing the lien of the District of Columbia upon real estate bid off in its name when offered for sale for arrears of taxes and assessments, and for other purposes.

March 2, 1936.
[S. 3035.]
[Public, No. 462.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whenever any real estate in the District of Columbia has been, or shall hereafter be, offered for sale for nonpayment of taxes or assessments of any kind whatsoever, and shall have been bid off in the name of the District of Columbia, and more than two years shall have elapsed since such property was bid off as aforesaid and the same has not been redeemed as provided by law, the Commissioners of said District may, in the name of the District aforesaid, petition the Supreme Court of the District of Columbia, sitting in equity, to enforce the lien of said District for taxes or other assessments on the aforesaid

District of Columbia. Liens on real estate for unpaid taxes; enforcement.

Redemption before sale. property by decreeing a sale thereof; and up to the time of the sale hereinafter provided for such property may be redeemed by the owner or other person having an interest therein by the payment of all taxes or assessments due the District of Columbia upon said property and all legal penalties and costs thereon, together with such other expenses as may have been incurred by said District prior to, and as a result of, the filing of the action herein provided for.

Notice to owner.

SEC. 2. That before any such action shall be instituted, the aforesaid Commissioners shall cause notice to be given in the name appearing upon the records of the assessor as the owner of such property, by registered mail directed to the last known address of such person, and by publication once a week for three successive weeks in some daily newspaper published and circulated generally in the District of Columbia, against said person and "all other persons having or claiming to have any right, title, or interest in or to the real estate proposed to be proceeded against, their heirs, devisees, executors, administrators, and assigns", by such designation, to appear before them on a day certain, which day shall be at least ten days after the last publication of said notice, and show cause, if any they have, why the said real estate should not be proceeded against. For the purpose of the proceedings herein provided for, the person appearing by the assessor's records, at the time of the first publication of notice, as the owner of such property, and any other persons who may appear in response to the publication aforesaid and claim to have an interest in such property, shall be deemed proper parties defendant in any such proceedings. Upon the filing of the petition aforesaid, the court shall enter an order directed to the person or persons named as defendants therein and "to all other persons having or claiming to have any right, title, or interest in the real estate proposed to be sold, their heirs, devisees, executors, administrators, and assigns", by such designation, directing them to appear on a day certain, which day shall be not less than thirty days after the date of the last publication of said order, and show cause, if any they have, why said real estate should not be proceeded against and sold. The said order shall be published once a week for three successive weeks in some daily newspaper published and circulated generally in the District of Columbia, and such publication shall be considered as sufficient service upon such person or persons as cannot be found by the marshal within the District of Columbia or who are nonresident or unknown, their heirs, devisees, executors, administrators, and assigns; and the proceedings or sale of such real estate shall not be rendered invalid if the true owner or owners or any other person or persons having any right, title, or interest in said real estate shall not be included as a party to the suit, if it shall appear that the publication herein provided for shall have been duly made.

Parties defendant.

Order of the court.

Validity of service and sale.

Court to decree sale by collector of taxes.

SEC. 3. Upon proof in said suit of the failure of the owner of any such property to redeem the same as provided by law, the court shall, without unreasonable delay, decree a sale of the property to satisfy the lien of the District of Columbia for taxes, assessments, penalties, interest, and costs, and any other costs or expenses that have been incurred by said District prior to or after the institution of suit and in connection therewith, which said costs shall include court costs, but in no such case shall there be any allowance by the court of a docket fee, attorney's fee, or trustee's commission. All such sales shall be conducted by the collector of taxes or his deputy, by public auction either in the office of said collector or in front of the premises to be sold, as the court may determine, after advertisement for ten consecutive days in some daily newspaper published and cir-

culated generally in the District of Columbia: *Provided*, That if it shall appear that there were any substantial defects in any tax sale no part of the penalties and charges incidental to such sales shall be collectible; but nothing herein contained shall in any wise affect any costs incurred by the District of Columbia in the institution and prosecution of the suit.

SEC. 4. Every such sale shall be reported to and confirmed by said equity court, and no sale shall be made for an amount less than such aggregate taxes, interest, and costs incurred in the institution of suit, including advertising and sale, unless by express order of the court. Any surplus remaining from sales made under this Act shall be paid by the collector of taxes into the registry of the court, to abide its further order for payment to the person or persons entitled thereto; and any such moneys remaining unclaimed for a period of five years after confirmation of any such sale shall be paid into the Treasury of the United States and credited to the revenues of the District of Columbia. Upon confirmation of such sale by order of court and payment of the purchase price, and upon full compliance with all of the terms of sale, the clerk of the court shall execute and deliver to the purchaser a deed to the property so sold, which deed shall convey to said purchaser all of the right, title, and estate of all persons whether named in such suit or not.

SEC. 5. That all Acts or parts of Acts inconsistent herewith are hereby repealed.

Approved, March 2, 1936.

Proviso.
No penalty if defect
in tax sale.

Confirmation of sale.

Surplus to be paid
into court.

Delivery of deed, etc.

Inconsistent Acts re-
pealed.

[CHAPTER 112.]

AN ACT

To extinguish tax liabilities and tax liens arising out of the Tobacco, Cotton, and Potato Acts.

March 2, 1936.
[H. R. 11138.]
[Public, No. 463.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to repeal the Kerr Tobacco Act, the Bankhead Cotton Act of 1934, and the Potato Act of 1935", approved February 10, 1936, is amended by striking out "; and all liens for taxes imposed as provided in subdivision (f) of section 4 of Public Law Numbered 169 are hereby canceled and released." and inserting in lieu thereof a period and the following: "No tax, civil penalty, or interest which accrued under any provision of law repealed by this Act and which is uncollected on the date of the enactment of this Act shall be collected; and all liens for taxes, civil penalties, or interest arising out of taxes under such provisions of law are canceled and released."

Repeal of Tobacco,
Cotton, and Potato
Acts, amendment.
Ante, p. 1106.
Post, p. 1163.

Cancellation of cer-
tain tax liens, etc.

Approved, March 2, 1936.

[CHAPTER 113.]

AN ACT

To provide for the establishment of the Richmond National Battlefield Park, in the State of Virginia, and for other purposes.

March 2, 1936.
[H. R. 1415.]
[Public, No. 464.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That when title to all such lands, structures, and other property in the military battlefield area or areas in the city of Richmond, Virginia, or within five miles of the city limits of said city or within five miles of the boundary of the present Richmond Battlefield State Park, as shall be designated by the Secretary of the Interior, in the exercise of his discretion as necessary or desirable for national battlefield park purposes, shall have been vested in the United States, such area or

Richmond National
Battlefield Park, Va.
Establishment, when
title to land, etc., ac-
quired.

areas shall be, and they are hereby, established, dedicated, and set apart as a public park for the benefit and inspiration of the people and shall be known as the "Richmond National Battlefield Park": *Provided*, That such area or areas shall include, at least, the Richmond Battlefield Parks now belonging to the State of Virginia.

Proviso.
Certain State parks to be included.

Acceptance of donations.

SEC. 2. That the Secretary of the Interior be, and he is hereby, authorized to accept in behalf of the United States donations of lands, interest in lands, buildings, structures and other property within the boundaries of the said park as herein authorized and donations of funds for the purchase and/or maintenance thereof, the title and evidence of title to lands purchased or otherwise acquired to be satisfactory to the Secretary of the Interior: *Provided*, That he may acquire on behalf of the United States out of any donated funds, by purchase at prices deemed by him reasonable, or by condemnation under the provisions of the Act of August 1, 1888, such tracts of land within the said national battlefield park as may be necessary for the completion thereof.

Proviso.
Acquisition by purchase, etc.
Vol. 25, p. 357; U. S. C., p. 1785.

Administration, etc.

SEC. 3. The administration, protection, and development of the aforesaid national battlefield park shall be exercised under the direction of the Secretary of the Interior by the National Park Service, subject to the provisions of the Act of August 25, 1916, entitled "An Act to establish a National Park Service, and for other purposes", as amended.

Vol. 39, p. 535; U. S. C., p. 591.

Approved, March 2, 1936.

[CHAPTER 114.]

AN ACT

March 2, 1936.
[H. R. 9130.]
[Public, No. 465.]

To authorize the incorporated city of Skagway, Alaska, to undertake certain municipal public works, and for such purpose to issue bonds in any sum not exceeding \$12,000, and for other purposes.

Skagway, Alaska.
Bond issue authorized for specified public works.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the incorporated city of Skagway, in the Territory of Alaska, is hereby authorized and empowered to undertake all or any part of the hereinafter described municipal public works, to wit: Construction and reconstruction of sidewalks, reconstruction and reconditioning of city hall, and regrading, construction, and reconstruction of streets and crossings, and for such purposes to issue bonds in any sum not exceeding \$12,000: *Provided*, That the total amount of bonds issued and outstanding at any time under authority of this Act and under authority of Public Law Numbered 174, Seventy-third Congress, approved April 25, 1934 (48 Stat. 611), shall not exceed the sum of \$40,000.

Proviso.
Maximum amount.

Vol. 48, p. 611.

Special election required.

SEC. 2. Before said bonds shall be issued a special election shall be ordered by the common council of the said city of Skagway, Alaska, at which election the question of whether such bonds shall be issued in the amount above specified for the purpose hereinbefore set forth shall be submitted to the qualified electors of said city of Skagway, Alaska, whose names appear on the last assessment roll of said city for purposes of municipal taxation. The form of the ballot shall be such that the electors may vote for or against the issuance of bonds for the purposes herein specified up to the amount herein authorized. Not less than twenty days' notice of such election shall be given to the public by posting notices of same in three conspicuous places within the corporate limits of the city of Skagway, Alaska, one of which shall be at the front door of the United States post office at Skagway, Alaska. The election notice shall specifically state the amount of bonds proposed to be issued for the

Notice.

purposes herein specified. The registration for such election, the manner of conducting the same, and the canvass of the returns of said election shall be, as early as practicable, in accordance with the requirements of law in general or special elections in said municipality; and such bonds shall be issued for the purposes herein authorized only upon condition that not less than a majority of the votes cast at such election in said municipality shall be in favor of the issuance of said bonds for such purpose.

Conduct of election.

SEC. 3. The bonds herein authorized shall be coupon in form and shall mature in not to exceed thirty years from the date thereof. Such bonds may bear such date or dates, may be in such denomination or denominations, may mature in such amounts and at such time or times, not exceeding thirty years from the date thereof, may be payable in lawful money of the United States at such place or places, may be sold at either public or private sale, may be nonredeemable or redeemable (either with or without premium), and may carry such registration privileges as to either principal and interest, or principal only, as shall be prescribed by the common council of said city of Skagway. The bonds shall bear the signatures of the mayor and of the clerk of the city of Skagway, and shall have impressed thereon the official seal of said municipality. The coupons to be annexed to such bonds shall bear the facsimile signatures of the mayor and of the clerk of said municipality. In case any of the officers whose signatures or countersignatures appear on the bonds shall cease to be such officers before delivery of such bonds, said signatures or countersignatures, whether manual or facsimile, shall nevertheless be valid and sufficient for all purposes, the same as if said officers had remained in office until such delivery. Said bonds shall bear interest at a rate to be fixed by the common council of the city of Skagway, not to exceed, however, 6 per centum per annum, payable semiannually, and said bonds shall be sold at not less than the principal amount plus accrued interest.

Form, etc., of bonds.

Validity of signatures, etc.

Interest rate.

Bonds deemed municipal obligations.

SEC. 4. The bonds herein authorized to be issued shall be general obligations of the city of Skagway, Territory of Alaska, payable as to both interest and principal from ad valorem taxes which shall be levied upon all of the taxable property within the corporate limits of such municipality in an amount sufficient to pay the interest on and the principal of such bonds as and when the same become due and payable.

SEC. 5. No part of the funds arising from the sale of said bonds shall be used for any purpose or purposes other than those specified in this Act. Said bonds shall be sold only when and in such amounts as the common council of the city of Skagway shall direct; and the proceeds thereof shall be distributed only for the purposes hereinbefore mentioned and under the orders and direction of said common council from time to time as such proceeds may be required for said purposes.

Use of funds restricted.

Sale limitations.

SEC. 6. The city of Skagway is hereby authorized to enter into contracts with the United States of America or any agency or instrumentality thereof under the provisions of the National Industrial Recovery Act and Acts amendatory thereof and Acts supplemental thereto, and revisions thereof, and the regulations made in pursuance thereof, and under any further Acts of the Congress of the United States to encourage public works, for the relief of unemployment, or for any other public purpose, including the Emergency Relief Appropriation Act of 1935, for the sale of bonds issued in accordance with the provisions of this Act, or for the acceptance of a grant of money to aid said municipality in financing any public works; or to enter into contracts with any persons or corporations, public or

Contracts with United States for bond sale, etc.
Vol. 48, p. 200; U. S. C., p. 1799.

Ame, p. 115.

private, for the sale of such bonds; and such contracts may contain such terms and conditions as may be agreed upon by and between the common council of said city of Skagway and the United States of America, or any agency or instrumentality thereof, or any such purchaser.

Effective date. SEC. 7. This Act shall take effect immediately.
Approved, March 2, 1936.

[CHAPTER 115.]

JOINT RESOLUTION

To provide for safeguarding of traffic on Military Road.

March 2, 1936.
[H. J. Res. 488.]
[Pub. Res., No. 75.]

National Airport Corporation.
Use of part of Military Road granted to.

Provisos.
Use as public road continued.
Vol. 37, p. 583.

Conditions.

Parking, etc., prohibited.

Penalty.

Jurisdiction over offenses.

Amendment, etc.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That permission is hereby granted to the National Airport Corporation to use as a part of the runway of its airport located near the City of Washington, District of Columbia, such part of the road commonly known as Military Road as may be necessary to connect the two parts of the said airport now separated by the said road; that part of the road to be used for such runway to be determined by the Department of Commerce: *Provided,* That the part of the road hereinabove described shall continue in use as a public road and be open to the public, as contemplated by the Act of Congress approved August 24, 1912 (37 Stat. 569, 583), except when necessarily closed during its use for the landing and taking off of airplanes: *And provided further,* That the permission herein granted shall be effective only so long as the said National Airport Corporation provides, maintains, and operates such traffic signals or other safety devices as shall be approved by the Department of Commerce to protect airplane and vehicular traffic on and over the part of the road herein authorized to be used.

SEC. 2. Any person who, knowingly, during its use for the landing or taking off of airplanes, enters, attempts to enter, or who at any time parks upon that part of the road herein authorized to be used shall be punished by a fine not to exceed \$500, or imprisoned not to exceed six months, or both.

SEC. 3. Jurisdiction over offenses committed in violation of this joint resolution is hereby vested in the nearest commissioner, judge, or court of the United States having jurisdiction in the premises.

SEC. 4. Congress reserves the right to alter, amend, or repeal this joint resolution.

Approved, March 2, 1936.

[CHAPTER 121.]

AN ACT

March 3, 1936.
[S. 399.]
[Public, No. 466.]

To amend sections 416 and 417 of the Revised Statutes relating to the District of Columbia.

District of Columbia.
Sale of certain property in hands of police.
Vol. 29, p. 192.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 416 of the Revised Statutes relating to the District of Columbia be amended by striking out the word "fifty" where it occurs in said section, and inserting in lieu thereof the words "one hundred".

SEC. 2. That section 417 of the Revised Statutes relating to the District of Columbia be amended so as to read as follows:

"SEC. 417. All property, except perishable property and animals, that shall remain in the custody of the property clerk for the period of six months, with the exception of motor vehicles which shall be held for a period of three months, without any lawful claimant thereto after having been three times advertised in some daily news-

Unclaimed property.
Motor vehicles.

paper of general circulation published in the District of Columbia, shall be sold at public auction, and the proceeds of such sale having been retained by the said property clerk for a period of three months without a lawful claimant, shall then be paid into the policemen's fund; and all money that shall remain in his hands for said period of six months shall be so advertised, and if no lawful claimant appear shall be likewise paid into the policemen's fund."

Approved, March 3, 1936.

[CHAPTER 122.]

AN ACT

For the relief of World War soldiers who were discharged from the Army because of minority or misrepresentation of age.

Proceeds of sales.

March 3, 1936.

[H. R. 9966.]

[Public, No. 467.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the administration of any laws conferring rights, privileges, or benefits upon honorably discharged soldiers of the United States Army, their widows and dependent children, a soldier who served as an enlisted man between April 6, 1917, and November 11, 1918, both dates inclusive, and who was discharged for fraudulent enlistment on account of minority or misrepresentation of age, shall hereafter be held and considered to have been discharged honorably from the military service on the date of his actual separation therefrom if his service otherwise was such as would have entitled him to an honorable discharge: *Provided*, That no back pay or allowance shall accrue by reason of the passage of this Act: *Provided further*, That in all such cases the War Department shall, upon request, grant to such men, or their widows, a discharge certificate showing that the soldier is held and considered to have been honorably discharged under the provisions of this Act.

Army.
World War soldiers discharged because of minority or age misrepresentation deemed honorably discharged.

Proviso.
No back pay, etc.
Issuance of certificates.

Approved, March 3, 1936.

[CHAPTER 123.]

AN ACT

Authorizing a preliminary examination of the Esopus Creek and its tributaries of Birch, Bushnelville, Woodland, Warner Bushkill, and Beaverkill Creeks; Sawkill, Rondout, and Neversink Creeks, Ulster County; Schoharie and Catskill Creeks, Greene County; Neversink, Beaverkill, East Branch of Delaware, Willowemoc, and Lackawack Rivers, Sullivan County; Schoharie Creek and its tributaries, Schoharie County, all located in the State of New York, with a view to the controlling of floods.

March 3, 1936.

[H. R. 9082.]

[Public, No. 468.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized and directed to cause a preliminary examination to be made of Esopus Creek and its tributaries of Birch, Bushnelville, Woodland, Warner Bushkill, and Beaverkill Creeks, Sawkill, Rondout, and Neversink Creeks, Ulster County; Schoharie and Catskill Creeks, Greene County; Neversink, Beaverkill, East Branch of Delaware, Willowemoc, and Lackawack Rivers, Sullivan County; Schoharie Creek and its tributaries, Schoharie County, all located in the State of New York, with a view to the control of floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for control of floods of the Mississippi River, and the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Esopus Creek and tributaries, N. Y.
Survey directed for controlling floods.

Vol. 39, p. 950.
U. S. C., p. 1487.

Approved, March 3, 1936.

[CHAPTER 126.]

AN ACT

March 6, 1936.
[H. R. 7147.]
[Public, No. 469.]

Authorizing a preliminary examination of the San Gabriel and Los Angeles Rivers and their tributaries; to include both drainage basins and their outlets, in Los Angeles County, Los Angeles, California, with a view to the controlling of floods.

Los Angeles and San Gabriel Rivers, Calif. Survey of, and tributaries, for controlling floods.

Vol. 39, p. 950.
U. S. C., p. 1487.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized and directed to cause a preliminary examination to be made of the Los Angeles and San Gabriel Rivers and their tributaries; to include both drainage basins and their outlets, in Los Angeles County, Los Angeles, California, with a view to the control of floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for control of the floods of the Mississippi River, and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Approved, March 6, 1936.

[CHAPTER 138.]

AN ACT

March 12, 1936.
[S. 3227.]
[Public, No. 470.]

To amend section 3 of the Act approved May 10, 1928, entitled "An Act to extend the period of restriction in lands of certain members of the Five Civilized Tribes, and for other purposes", as amended February 14, 1931.

Five Civilized Tribes, Okla. Vol. 45, p. 496; Vol. 46, p. 1108.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3 of the Act of May 10, 1928, entitled "An Act to extend the period of restriction in lands of certain members of the Five Civilized Tribes, and for other purposes", as amended February 14, 1931, be amended to read as follows:

Taxation of minerals, etc., from restricted lands of.

"SEC. 3. That all minerals, including oil and gas, produced on or after April 26, 1931, from restricted allotted lands of members of the Five Civilized Tribes in Oklahoma, or from inherited restricted lands of full-blood Indian heirs or devisees of such lands, shall be subject to all State and Federal taxes of every kind and character the same as those produced from lands owned by other citizens of the State of Oklahoma; and the Secretary of the Interior is hereby authorized and directed to cause to be paid, from the individual Indian funds held under his supervision and control and belonging to the Indian owners of the lands, the tax or taxes so assessed against the royalty interest of the respective Indian owners in such oil, gas, and other mineral production: *Provided*, That nothing in this Act shall be construed to impose or provide for double taxation and, in those cases where the machinery or equipment used in producing oil or other minerals on restricted Indian lands are subject to the ad valorem tax of the State of Oklahoma for the fiscal year ending June 30, 1931, the gross production tax which is in lieu thereof shall not be imposed prior to July 1, 1931: *Provided further*, That in the discretion of the Secretary of the Interior, the tax or taxes due the State of Oklahoma may be paid in the manner provided by the statutes of the State of Oklahoma."

Payments.

Proviso.
Double taxation, etc.

Payments to State.

Approved, March 12, 1936.

[CHAPTER 140.]

AN ACT

To provide for vacations to Government employees, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That with the exception of teachers and librarians of the public schools of the District of Columbia and officers and employees of the Panama Canal and Panama Railroad on the Isthmus of Panama, and except as provided in section 4 hereof, all civilian officers and employees of the United States wherever stationed and of the government of the District of Columbia, regardless of their tenure, in addition to any accrued leave, shall be entitled to twenty-six days' annual leave with pay each calendar year, exclusive of Sundays and holidays: *Provided*, That the part unused in any year shall be accumulated for succeeding years until it totals not exceeding sixty days. This Act shall not affect any sick leave to which employees are now or may hereafter be entitled. Temporary employees, except temporary employees engaged on construction work at hourly rates, shall be entitled to two and one-half days leave for each month of service. The annual leave herein authorized shall be granted at such times as the heads of the various departments and independent establishments may prescribe. This Act becomes effective January 1, 1936.

SEC. 2. Each head of a department or independent establishment shall issue general public regulations, not inconsistent with law, setting forth the hours of duty per day and per week for each group of employees. Before issuing such regulations, which shall be issued within three months from the date of approval of this Act, the heads of departments and independent establishments shall meet and consult among themselves and make such regulations as nearly uniform as possible so that all employees, temporary or permanent, in all departments and independent establishments shall receive like treatment as nearly as may be practicable: *Provided*, That heads of departments and independent establishments may appoint a subcommittee to draft such regulations.

SEC. 3. Each head of a department or independent establishment shall keep a record of all work performed, in excess of the work required by departmental regulations issued in conformance with section 2 hereof, for the period commencing July 1, 1936 and ending December 31, 1936, and shall report same to the Civil Service Commission at the end of each month. The Civil Service Commission shall make a report of such record to the Congress on or before January 31, 1937.

SEC. 4. Nothing in this Act shall affect the Postmaster General and officers and employees in or under the Post Office Department: *Provided*, That officers and employees in the departmental service and in the Mail Equipment Shops of the Post Office Department shall be included within the provisions of this Act.

SEC. 5. Nothing in this Act shall be construed to prevent the continuance of any existing leave differential now obtaining for the benefit of employees of the Federal Government stationed outside the continental limits of the United States.

SEC. 6. The employees of any corporation created under authority of an Act of Congress which is either wholly controlled or wholly owned by the United States Government, whether or not the employees thereof are paid from funds appropriated by Congress, shall be included within the provisions of this Act.

March 14, 1936.

[H. R. 8458.]

[Public, No. 471.]

Vacations to Government employees.
Exceptions.

Proviso.
Accumulated leave; maximum.
Inapplicable to sick leave.

Post, p. 1162.

Temporary employees.

Effective date.

Regulations.

Interdepartmental conference.

Proviso.
Drafting subcommittee.

Record of overtime work.

Report to Congress.

Post Office Department not affected.

Proviso.
Exceptions.

Service outside continental limits.

Federal, etc., corporations.

Uniform administra-
tion.

SEC. 7. The leave of absence herein provided for shall be administered under such regulations as the President may prescribe, so as to obtain, so far as practicable, uniformity in the application of this Act.

Approved, March 14, 1936.

[CHAPTER 141.]

AN ACT

To standardize sick leave and extend it to all civilian employees.

March 14, 1936.

[H. R. 8459.]

[Public, No. 472.]

Sick leave to Govern-
ment employees.
Exceptions.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That after January 1, 1936, except as provided in section 4 hereof, all civilian officers and employees of the United States wherever stationed and of the government of the District of Columbia, other than teachers and librarians of the public schools of the District of Columbia and officers and members but not the civilian personnel of the police and fire departments of the District of Columbia and other than officers and employees of the Panama Canal and Panama Railroad on the Isthmus of Panama, shall be entitled to sick leave with pay regardless of their tenure, as described herein.

Cumulative provi-
sion; maximum.

SEC. 2. On and after January 1, 1936, cumulative sick leave with pay, at the rate of one and one-quarter days per month, shall be granted to all civilian officers and employees, the total accumulation not to exceed ninety days. Temporary employees, except temporary employees engaged on construction work at hourly rates, shall be entitled to one and one-quarter days sick leave for each month of service: *Provided*, That all such employees shall furnish certificates satisfactory to the head of the appropriate department or independent establishment.

Temporary employ-
ees.

Proviso.
Certificates to be fur-
nished.

Advance beyond ac-
crued leave permitted.

SEC. 3. Administrative officers may advance thirty days sick leave with pay beyond accrued sick leave in cases of serious disability or ailments and when required by the exigencies of the situation.

Post Office Depart-
ment not affected; ex-
ceptions.

SEC. 4. Nothing in this Act shall affect the Postmaster General and officers and employees in or under the Post Office Department except those serving in the departmental service and in the Mail Equipment Shops of such Department.

Service outside con-
tinental limits.

SEC. 5. Nothing in this Act shall be construed to prevent the continuance of any existing leave differential now obtaining for the benefit of employees of the Federal Government stationed outside the continental limits of the United States.

Federal, etc., corpo-
rations.

SEC. 6. The employees of any corporation created under authority of an Act of Congress which is either wholly controlled or wholly owned by the United States Government, whether or not the employees thereof are paid from funds appropriated by Congress, shall be included within the provisions of this Act.

Uniform administra-
tion.

SEC. 7. The leave of absence herein provided for shall be administered under such regulations as the President may prescribe, so as to obtain, so far as practicable, uniformity in the application of this Act.

Approved, March 14, 1936.

[CHAPTER 142.]

JOINT RESOLUTION

Authorizing the completion of certain records and operations resulting from the administration of the Kerr Tobacco Act, the Bankhead Cotton Act of 1934, and the Potato Act of 1935 (repealed), and making funds available for those and other purposes.

March 14, 1936.
[H. J. Res. 514.]
[Pub. Res., No. 76.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That not to exceed \$1,068,825 (to be available until September 1, 1936) of the appropriation of \$296,185,000 for "Payments for Agricultural Adjustment" contained in the Supplemental Appropriation Act, fiscal year 1936, approved February 11, 1936 (Public Act Numbered 440, Seventy-fourth Congress), may be used by the Secretary of Agriculture for the following purposes:

Tobacco Control Act, Cotton Act of 1934, Potato Act of 1935 (repealed).
Completion of certain records and operations.
Funds available.
Ante, p. 1116.

(1) So much as may be necessary, not to exceed the sum of \$1,026,000 (notwithstanding the repeal by Public Act Numbered 433, Seventy-fourth Congress, of Public Law Numbered 483, Seventy-third Congress, as amended, known as the Kerr Tobacco Act, and Public Law Numbered 169, Seventy-third Congress, as amended, known as the Bankhead Cotton Act of 1934, except section 24 thereof, and sections 201 to 233, both inclusive, of Public Law Numbered 320, Seventy-fourth Congress, known as the Potato Act of 1935), for the redemption of tax-payment warrants as provided in such Kerr Act, including administrative expenses necessary therefor; for salaries and administrative expenses incurred on or before February 10, 1936, under such three Acts, or sections of Acts, repealed; for such personal services and means in the District of Columbia and elsewhere, including rent, printing and binding, travel, and other administrative expenses incurred after that date as the Secretary of Agriculture and the Commissioner of Internal Revenue, respectively, deem necessary, in order expeditiously to complete and preserve all of the administrative records showing the various transactions and activities involved in the administration of such Acts; and, if no other funds are available, for such salaries and administrative expenses as were incurred on or before February 10, 1936, in the operation of the several cotton tax-exemption certificate pools established pursuant to regulations prescribed under said Bankhead Act, and such salaries and administrative expenses thereafter incurred as the Secretary of Agriculture finds to be necessary for the purpose of completing the work relating to and liquidating, as soon as may be, such pools.

Obligations incurred prior to repeal.
Ante, pp. 1106, 1155.
Vol. 48, p. 1275; U. S. C., p. 169; Supp. 1, p. 32.
Vol. 48, p. 598; U. S. C., p. 165; Supp. 1, p. 31.

Ante, p. 782.

Subsequent operations.

Liquidation of cotton tax-exemption certificate pools.

(2) So much as may be necessary, not to exceed the sum of \$42,825, for salaries and necessary administrative expenses in the District of Columbia and elsewhere, to complete the work of auditing vouchers and payment of freight bills in transactions entered into by the Secretary of Agriculture with relation to the purchase and sale of seed as a result of the allocations to the Secretary of Agriculture authorizing the purchase and sale of seed made pursuant to the Emergency Appropriation Act, fiscal year 1935.

Auditing seed accounts.

Vol. 48, p. 1066.

The Secretary of Agriculture shall transfer to the Treasury Department, out of the funds made available by this joint resolution, such sums (not to exceed a total of \$175,000) as are required for the Bureau of Internal Revenue to carry out the above-stated purposes.

Treasury Department.
Funds transferred to.

SEC. 2. The sum of \$453,100 of the appropriation of \$296,185,000 referred to in section 1 hereof shall be returned to surplus immediately upon the enactment of this joint resolution.

Sum returned to surplus.

Approved, March 14, 1936.

[CHAPTER 146.]

AN ACT

March 18, 1936.

[S. 1470.]

[Public, No. 473.]

To provide a preliminary examination of Spokane River and its Tributaries in the State of Idaho, with a view to the control of their floods.

Spokane River,
Idaho.
Survey of, and tributaries,
for controlling floods.

Vol. 39, p. 950.
U. S. C., p. 1487.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of the Spokane River and its tributaries in the State of Idaho, with a view to the control of their floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for the control of the floods of the Mississippi River, and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Approved, March 18, 1936.

[CHAPTER 147.]

AN ACT

March 18, 1936.

[S. 3281.]

[Public, No. 474.]

To amend the Act of February 16, 1929, entitled "An Act to amend the Act entitled 'An Act to readjust the pay and allowances of the commissioned and enlisted personnel of the Army, Navy, Marine Corps, Coast Guard, Coast and Geodetic Survey, and the Public Health Service', approved June 10, 1922, as amended."

Director of Coast and
Geodetic Survey.
Vol. 45, p. 1187.
U. S. C., p. 1497.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 of the Act of February 16, 1929, entitled "An Act to amend the Act entitled 'An Act to readjust the pay and allowances of the commissioned and enlisted personnel of the Army, Navy, Marine Corps, Coast Guard, Coast and Geodetic Survey, and the Public Health Service', approved June 10, 1922, as amended", be amended to read as follows:

Rank, pay, and al-
lowances.

"SEC. 5. That the Director of the Coast and Geodetic Survey shall be appointed and hold office as now authorized by law; his appointment shall not create a vacancy, and while holding said office he shall have the rank, pay, and allowances of a Chief of Bureau of the Navy Department."

Approved, March 18, 1936.

[CHAPTER 148.]

AN ACT

March 18, 1936.

[S. 3453.]

[Public, No. 475.]

Limiting the operation of sections 109 and 113 of the Criminal Code and section 190 of the Revised Statutes of the United States with respect to certain counsel.

Clarence C. Calhoun.
Restrictions respect-
ing certain counsel
waived in favor of.
Vol. 35, p. 1107;
U. S. C., pp. 734, 735.
R. S., sec. 190, p. 30;
U. S. C., p. 43.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That nothing in sections 109 and 113 of an Act entitled "An Act to codify, revise, and amend the penal laws of the United States", approved March 4, 1909, as amended (U. S. C., title 18, secs. 198 and 203), or in section 190 of the Revised Statutes of the United States (U. S. C., title 5, sec. 99), or in any other Act of Congress forbidding officers or employees or former officers or employees of the United States from acting as counsel, attorney, or agent for another before any court, department, or branch of the Government or from receiving or agreeing to receive compensation therefor, shall be deemed to apply to Clarence C. Calhoun, in the event he shall be employed, retained, or

appointed by the Attorney General or under authority of the Department of Justice to assist in the prosecution of litigation arising under the War Risk Insurance Act, as amended.

Approved, March 18, 1936.

[CHAPTER 149.]

AN ACT

To authorize the coinage of 50-cent pieces in commemoration of the sesquicentennial anniversary of the founding of the capital of South Carolina at Columbia, South Carolina.

March 18, 1936.
[H. R. 8886.]
[Public, No. 476.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in commemoration of the one hundred and fiftieth anniversary of the founding of the capital of South Carolina at Columbia, South Carolina, there shall be coined by the Director of the Mint twenty-five thousand silver 50-cent pieces, such coins to be of standard size, weight, and fineness of a special appropriate design to be fixed by the Director of the Mint, with the approval of the Secretary of the Treasury, but the United States shall not be subject to the expense of making the model for master dies or other preparations for this coinage.

Columbia, S. C.
Coinage commemorating founding of, as State capital, authorized.

No Federal expense for dies, etc.

SEC. 2. Coins commemorating the founding of the capital of South Carolina at Columbia, South Carolina, shall be issued at par, and only upon the request of a committee of not less than three persons duly authorized by the mayor of the city of Columbia, South Carolina.

Issue.

SEC. 3. Such coins may be disposed of at par or at a premium by the committee, duly authorized in section 2, and all proceeds shall be used in furtherance of the commemoration of the founding of the capital of South Carolina at Columbia, South Carolina.

Disposal.

SEC. 4. All laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of the same; regulating and guarding the process of coinage; providing for the purchase of material, and for the transportation, distribution, and redemption of the coins; for the prevention of debasement or counterfeiting; for the security of the coin; or for any other purposes, whether said laws are penal or otherwise, shall, so far as applicable, apply to the coinage herein directed.

Coinage laws applicable.

SEC. 5. The coins authorized herein shall be issued in such numbers, and at such times as they may be requested by the committee, duly authorized by said mayor of Columbia, South Carolina, only upon payment to the United States of the face value of such coins.

Number, payment, etc.

Approved, March 18, 1936.

[CHAPTER 150.]

AN ACT

To authorize the Secretary of War, the Secretary of the Navy, the Secretary of the Interior, the Secretary of Agriculture, and the Secretary of the Treasury to lend Army, Navy, Coast Guard, and other needed equipment for use at the National Jamboree of the Boy Scouts of America; and to authorize the use of property in the District of Columbia and its environs by the Boy Scouts of America at their National Jamboree to be held during the summer of 1937.

March 18, 1936.
[H. R. 10265.]
[Public, No. 477.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War, the Secretary of the Navy, the Secretary of the Interior, the Secretary of Agriculture, and the Secretary of the Treasury are hereby authorized, at their discretion, under such rules and regulations as they may respectively prescribe, to lend to the Boy Scouts

Boy Scouts of America.
Loan of camp equipment authorized.

Vol. 39, p. 227; U. S. C.,
p. 1607.

Proviso.
Bond required.

Permits for use of
public spaces, etc.,
authorized.

Provisos.
Condition.

Restoration after use.

Indemnity for dam-
age.

Housing, etc., facili-
ties; erection author-
ized.

Fees; use of.

Supervision.

Proviso.
Permits to conform
to local regulations.

of America, a corporation chartered by Act of Congress approved June 15, 1916, for use at the National Jamboree of the Boy Scouts of America to be held at Washington, District of Columbia, during the summer of 1937, such tents, cots, blankets, and other articles of camp equipage as may be desired by said Boy Scouts of America and available for its approximately thirty-five thousand Scouts and officials: *Provided*, That the Secretary of War, the Secretary of the Navy, the Secretary of the Interior, the Secretary of Agriculture, or the Secretary of the Treasury, before delivering such property, shall take from the Boy Scouts of America such bond and in such amount as will, in the discretion of the Secretary of the department involved, insure the safe return of such property in good order and condition, and the whole without expense to the United States.

SEC. 2. The Secretary of War, the Secretary of the Navy, the Secretary of the Interior, the Secretary of Agriculture, and the Secretary of the Treasury, the Commissioners of the District of Columbia, the Architect of the Capitol, are hereby authorized to grant permits through the proper service or bureau for use by the said Boy Scouts of portions of parks, reservations, or other public spaces and property under their control in the District of Columbia and environs as in their opinion may be temporarily spared for that purpose: *Provided*, That such use will inflict no serious or permanent injury upon any of the parks, reservations, or other public spaces: *And provided further*, That the parks, reservations, or other public spaces, which shall be so used or occupied, shall be promptly restored to their original condition by the Boy Scouts, and the said Boy Scouts shall indemnify the United States for all damages of any kind whatsoever sustained by reason of any such use or occupancy. The privileges and usages granted shall include the temporary erection of tents for entertainment, hospitals, commissaries, and other subsistence quarters, and other purposes; and the said Boy Scouts are hereby authorized to charge reasonable fees for the use of the same, and to sell articles at said commissaries, which sales shall be solely for the convenience of the participants in the jamboree. The net profits derived from such sales or fees shall be used exclusively to aid in meeting expenses incident to the said jamboree. The sale of foodstuffs in or about such tents or elsewhere upon the public spaces used by the Boy Scouts as authorized by this Act shall be under the supervision of the health officer of the District of Columbia and in accordance with regulations to be prescribed by him. The use and erection of tents shall at all times be subject to the supervision of the fire marshal of the District of Columbia and shall be subject to such regulations as he may prescribe.

The erection and use of tents for any purpose involving health or sanitation shall be subject to the supervision of the health officer of the District of Columbia and to such regulations as he may prescribe: *Provided*, That none of the authority herein granted shall be exercised by any of the officials herein mentioned in such manner as to conflict with other permits heretofore regularly granted for the use of such public space, reservations, parks, streets, or buildings in the District of Columbia.

Approved, March 18, 1936.

[CHAPTER 151.]

JOINT RESOLUTION

To amend Public Resolution Numbered 31 of the Seventy-fourth Congress, first session, approved June 17, 1935, so as to extend its provisions to cover the National Boy Scout Jamboree now scheduled to be held in 1937.

March 18, 1936.
[H. J. Res. 443.]
[Pub. Res., No. 77.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Resolution Numbered 31 of the first session, Seventy-fourth Congress, approved June 17, 1935, is hereby amended as follows: In section 1 of the public resolution after the words "to be held in the United States in" the figures "1935" are amended to read "1937".

National Boy Scout Jamboree, 1937.
Temporary entry of alien participants.
Ante, p. 387.

Approved, March 18, 1936.

[CHAPTER 152.]

JOINT RESOLUTION

Directing the Architect of the Capitol to accept a copy of the painting "Liev Eiriksson Discovers America".

March 18, 1936.
[S. J. Res. 165.]
[Pub. Res., No. 78.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Architect of the Capitol is authorized and directed to accept as a gift to the people of the United States from certain Norwegian citizens a copy of the painting "Liev Eiriksson Discovers America", and to cause such copy to be hung in a suitable place at the National Capitol.

"Liev Eiriksson Discovers America", painting.
Acceptance of copy, directed.

Approved, March 18, 1936.

[CHAPTER 155.]

AN ACT

To aid in defraying the expenses of the Third Triennial Meeting of the Associated Country Women of the World, to be held in this country in June 1936.

March 19, 1936.
[S. 2664.]
[Public, No. 478.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$10,000, to aid in defraying the expenses of the Third Triennial Meeting of the Associated Country Women of the World, to be held in this country in June 1936, such sum to be expended for such purposes and under such regulations as the Secretary of State shall prescribe and without regard for any other provision of law.

Associated Country Women of the World.
Appropriation to aid in defraying expenses of meeting, authorized.
Post, p. 1633.

Approved, March 19, 1936.

[CHAPTER 156.]

AN ACT

Making appropriations for the Executive Office and sundry independent executive bureaus, boards, commissions, and offices, for the fiscal year ending June 30, 1937, and for other purposes.

March 19, 1936.
[H. R. 9863.]
[Public, No. 479.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Executive Office and sundry independent executive bureaus, boards, commissions, and offices, for the fiscal year ending June 30, 1937, namely:

Independent Offices Appropriation Act, 1937.

Executive Office.

EXECUTIVE OFFICE

Compensation.

COMPENSATION OF THE PRESIDENT AND VICE PRESIDENT

President.
Vice President.

For compensation of the President of the United States, \$75,000.
For compensation of the Vice President of the United States,
\$15,000.

Office of the President.

OFFICE OF THE PRESIDENT

Salaries.

Salaries: For personal services in the office of the President, including the Secretary to the President, and two assistant secretaries to the President at \$9,500 each; \$125,982: *Provided*, That employees of the executive departments and other establishments of the executive branch of the Government may be detailed from time to time to the office of the President of the United States for such temporary assistance as may be deemed necessary.

Proviso.
Temporary details.

Contingent expenses.

Contingent expenses: For contingent expenses of the Executive Office, including stationery, record books, telegrams, telephones, books for library, furniture and carpets for offices, automobiles, expenses of garage, including labor, special services, and miscellaneous items to be expended in the discretion of the President, \$50,350.

Printing and binding.
Traveling, etc., expenses.

For printing and binding, \$2,700.
Traveling expenses: For traveling and official entertainment expenses of the President of the United States, to be expended in his discretion and accounted for on his certificate solely, \$25,000.

Total, Executive Office proper, \$294,032.

Executive Mansion,
grounds.

EXECUTIVE MANSION AND GROUNDS

Care, repair, etc.

For the care, maintenance, repair and alteration, refurnishing, improvement, heating, and lighting, including electric power and fixtures of the Executive Mansion, the Executive Mansion greenhouses, including reconstruction, and the Executive Mansion grounds, and traveling expenses, to be expended as the President may determine, notwithstanding the provisions of any other Act, \$143,098.

Total, Executive Office, \$437,130.

Independent Establishments.

INDEPENDENT ESTABLISHMENTS

American Battle
Monuments Commission.

AMERICAN BATTLE MONUMENTS COMMISSION

All expenses.

Vol. 42, p. 1509;
U. S. C., p. 1613.Acquisition, etc.,
of land abroad.R. S., sec. 355, p. 60.
U. S. C., pp. 1544,
1785.

Services in the District.

Living quarters.
Vol. 46, p. 818;U. S. C., p. 45.
Uniforms for caretakers.

For every expenditure requisite for or incident to the work of the American Battle Monuments Commission authorized by the Act of March 4, 1923 (U. S. C., title 36, secs. 121-133), and by Executive Order Numbered 6614 of February 26, 1934, including the acquisition of land or interest in land in foreign countries for carrying out the purposes of said Act and Executive order without submission to the Attorney General of the United States under the provisions of section 355 of the Revised Statutes (U. S. C., title 34, sec. 520; title 40, sec. 255); employment of personal services in the District of Columbia and elsewhere; including not to exceed \$750 for allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (U. S. C., Supp. VII, title 5, sec. 118a); purchase and repair of uniforms for caretakers of national cemeteries and monuments in Europe at a cost not exceeding \$1,200; travel expenses; rent of office space in foreign countries; the maintenance, repair, and operation of motor-propelled passenger-carrying vehicles which may be furnished to the Commission by other departments of the Government or acquired by purchase; the purchase of one motor-propelled passenger-carrying vehicle at a cost not exceeding \$750; printing, binding, engraving,

Printing, binding, etc.

lithographing, photographing, and typewriting, including the publication of information concerning the American activities, battlefields, memorials, and cemeteries in Europe; the purchase of maps, textbooks, newspapers, and periodicals, \$71,000, together with \$100,000 of the unexpended balances of the appropriation carried, for the American Battle Monuments Commission in the Independent Offices Appropriation Act, 1936, and of the no-year appropriations for the said Commission carried in any and all previous Acts, which unexpended sum is hereby made available for all the purposes of this appropriation: *Provided*, That notwithstanding the requirements of existing laws or regulations, and under such terms and conditions as the Commission may in its discretion deem necessary and proper, the Commission may contract for work in Europe and engage, by contract or otherwise, the services of architects, firms of architects, and other technical and professional personnel: *Provided further*, That the Commission may purchase supplies and materials without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate amount involved does not exceed \$500: *Provided further*, That when traveling on business of the Commission officers of the Army serving as members or as secretary of the Commission may be reimbursed for expenses as provided for civilian members of the Commission: *Provided further*, That the Commission may delegate to its chairman, secretary, or officials in charge of either its Washington or Paris offices, under such terms and conditions as it may prescribe, such of its authority as it may deem necessary and proper.

Continuing appropriations.
Ante, p. 6.

Provisos.
Technical work abroad.

Minor purchases, etc.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Traveling expenses.

Delegation of authority permitted.

BOARD OF TAX APPEALS

For every expenditure requisite for and incident to the work of the Board of Tax Appeals as authorized under title IX, section 900, of the Revenue Act of 1924, approved June 2, 1924, as amended by title X of the Revenue Act of 1926, approved February 26, 1926, and title IV of the Revenue Act of 1928, approved May 29, 1928, and title IX of the Revenue Act of 1932, approved June 6, 1932, including personal services and contract stenographic reporting services, rent outside the District of Columbia, traveling expenses, car fare, stationery, furniture, office equipment, purchase and exchange of typewriters, law books and books of reference, periodicals, and all other necessary supplies, \$506,000, together with not to exceed \$8,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935, of which amount not to exceed \$476,540 may be expended for personal services in the District of Columbia.

For all printing and binding for the Board of Tax Appeals, \$26,000.

Total, Board of Tax Appeals, \$532,000.

Board of Tax Appeals.

All expenses.

Vol. 43, p. 336; Vol. 44, p. 105; Vol. 45, p. 871;
Vol. 47, p. 286.
U. S. C., p. 1089.

Sum reappropriated.
Vol. 48, p. 511.

Printing and binding.

CENTRAL STATISTICAL BOARD

For every expenditure requisite for and incident to the work of the Central Statistical Board as authorized by law, including traveling expenses; materials; supplies; office equipment; services; newspapers; periodicals and press clippings; repairs and alterations; contract stenographic reporting services and expenses of attendance at meetings which in the discretion of the chairman are necessary for the efficient discharge of the responsibilities of the Board, \$173,820, of which amount not to exceed \$164,160 may be expended for personal services in the District of Columbia.

For all printing and binding for the Central Statistical Board, \$1,600.

Total, Central Statistical Board, \$175,420.

Central Statistical Board.

All expenses.
Ante, p. 498.

Printing and binding.

CIVIL SERVICE COMMISSION

Civil Service Commission.

Commissioners, and office personnel.

For three Commissioners and other personal services in the District of Columbia, including personal services required for examination of Presidential postmasters, and including not to exceed \$2,500 for employment of expert examiners not in the Federal service on special subjects for which examiners within the service are not available, and for personal services in the field; for medical examinations; for necessary traveling expenses, including those of examiners acting under the direction of the Commission, and for expenses of examinations and investigations held elsewhere than at Washington, including not to exceed \$1,000 for expenses of attendance at meetings of public officials when specifically directed by the Commission; for furniture and other equipment and repairs thereto; rental of equipment; supplies; advertising; telegraph, telephone, and laundry service; freight and express charges; street-car fares not to exceed \$300; stationery; purchase and exchange of law books, books of reference, directories, subscriptions to newspapers and periodicals, not to exceed \$1,000; charts; purchase, exchange, maintenance, and repair of motor trucks, motorcycles, and bicycles; garage rent; postage stamps to prepay postage on matter addressed to Postal Union countries; special-delivery stamps; and other like miscellaneous necessary expenses not hereinbefore provided for, \$2,244,000, together with \$6,000 of the unexpended balance for this purpose for the fiscal year 1935: *Provided*, That notwithstanding any provisions of law to the contrary, the Civil Service Commission is authorized to expend not to exceed \$2,100 of this amount for actuarial services pertaining to the civil service and Canal Zone retirement and disability funds, to be obtained by contract, without obtaining competition, at such rates of compensation as the Commission may determine to be reasonable: *Provided further*, That no details from any executive department or independent establishment in the District of Columbia or elsewhere to the Commission's central office in Washington or to any of its district offices shall be made during the fiscal year ending June 30, 1937, but this shall not affect the making of details for service as members of the boards of examiners outside the immediate offices of the district managers: *Provided further*, That the Civil Service Commission shall have power in case of emergency to transfer or detail any of its employees to or from its office or field force.

Sum reappropriated. Vol. 43, p. 511.

Provisos.
Actuarial services.

Details from departments, etc., forbidden.

Emergency transfers allowed.

Printing and binding.

For all printing and binding for the Civil Service Commission, including all of its bureaus, offices, institutions, and services located in Washington and elsewhere, \$85,000.

CIVIL-SERVICE RETIREMENT FUND

Civil-service retirement and disability fund.

Contribution to. Vol. 41, p. 614; Vol. 46, p. 468. U. S. C., p. 93.

For financing of the liability of the United States, created by the Act entitled "An Act for the retirement of employees in the classified civil service, and for other purposes", approved May 22, 1920, and Acts amendatory thereof (U. S. C., Supp. VII, title 5, sec. 707a), \$46,050,000, which amount shall be placed to the credit of the "civil-service retirement and disability fund."

CANAL ZONE RETIREMENT AND DISABILITY

Canal Zone retirement and disability fund.

Contribution to. Vol. 46, p. 1471. U. S. C., p. 2202.

For financing of the liability of the United States, created by the Act entitled "An Act for the retirement of employees of the Panama Canal and the Panama Railroad Company, on the Isthmus of Panama, who are citizens of the United States", approved March 2, 1931, and Acts amendatory thereof (U. S. C., Supp. VII, title 48, sec. 1371n), \$500,000, which amount shall be placed to the credit of the "Canal Zone retirement and disability fund."

Total, Civil Service Commission, \$48,879,000.

EMPLOYEES' COMPENSATION COMMISSION

For three Commissioners and other personal services in the District of Columbia, including not to exceed \$1,000 for temporary experts and assistants in the District of Columbia and elsewhere, to be paid at a rate not exceeding \$8 per day, and for personal services in the field, for furniture and other equipment and repairs thereto; law books, books of reference, periodicals; stationery and supplies; traveling expenses; fees and mileage of witnesses; contract stenographic reporting services; rent at the seat of government and elsewhere; and miscellaneous items; there is made available \$463,250 from the special fund, "Employees' Compensation Fund, Civil Works, 1934 and 1935".

For all printing and binding for the Employees' Compensation Commission, there is made available \$5,000 from the special fund, "Employees' Compensation Fund, Civil Works, 1934 and 1935".

Employees' compensation fund: For the payment of compensation provided by "An Act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes", approved September 7, 1916 (U. S. C., title 5, sec. 785), including medical examinations, traveling and other expenses, and loss of wages payable to employees under sections 21 and 22; all services, appliances, and supplies provided by section 9 as amended, including payments to Army and Navy hospitals; the transportation and burial expenses provided by sections 9 and 11; and advancement of costs for the enforcement of recoveries provided in sections 26 and 27 where necessary, accruing during the fiscal year 1937 or in prior fiscal years, there is made available \$4,750,000 from the special fund, "Employees' Compensation Fund, Civil Works, 1934 and 1935."

EMPLOYEES' COMPENSATION FUND, CIVIL WORKS

For administrative expenses and payment of compensation in connection with the administration of the benefits for employees of the Civil Works Administration in accordance with the provisions of the Act entitled "An Act making an additional appropriation to carry out the purposes of the Federal Emergency Relief Act of 1933, for continuation of the Civil Works program, and for other purposes", approved February 15, 1934 (48 Stat., p. 352), \$805,500 of the special fund set up on the books of the Treasury pursuant to the provisions of said Act shall be available for expenditure during the fiscal year 1937.

EMPLOYEES' COMPENSATION FUND, EMERGENCY CONSERVATION WORK

For administrative expenses and payment of compensation in connection with the administration of the benefits for enrollees of the Civilian Conservation Corps in accordance with the provisions of the Act entitled "Emergency Appropriation Act, fiscal year 1935", approved June 19, 1934 (48 Stat., p. 1057), \$665,500 of the special fund set up on the books of the Treasury pursuant to the provisions of said Act shall be available for expenditure during the fiscal year 1937.

FEDERAL COMMUNICATIONS COMMISSION

For seven commissioners, and for all other authorized expenditures of the Federal Communications Commission in performing the duties imposed by the Communications Act of 1934, approved June 19, 1934 (48 Stat., p. 1064), the Ship Act of 1910, approved June 24, 1910, as amended (U. S. C., title 46, secs. 484-487), the Inter-

Employees' Compensation Commission.

Commissioners, and office personnel.

Amount available.
Vol. 48, p. 351.

Printing and binding.
Vol. 48, p. 351.

Employees' compensation fund.
Vol. 39, p. 749.
U. S. C., p. 101.

Burial, etc., expenses.
Recoveries.

Sum available.
Vol. 48, p. 351.

Employees' compensation fund, Civil Works.

Administrative expenses and compensation payments.
Vol. 48, p. 351.

Employees' compensation fund, Emergency Conservation Work.

Administrative expenses and compensation payments.
Vol. 48, p. 1056.

Federal Communications Commission.

Salaries and expenses.
Vol. 48, p. 1064;
U. S. C., p. 2081.
Vol. 36, p. 629;
U. S. C., p. 2031.

Submarine cable licenses.
Vol. 45, p. 2760.
Post, p. 2391.

Minor purchases.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Maintenance, etc.

Printing and binding.
Vol. 48, p. 512.

national Radiotelegraphic Convention (45 Stat., pt. 2, p. 2760), and Executive Order Numbered 3513, dated July 9, 1921, as amended under date of June 30, 1934, relating to applications for submarine cable licenses, including personal services, contract stenographic reporting services, rental of quarters, newspapers, periodicals, reference books, law books, special counsel fees, supplies and equipment, including purchase and exchange of instruments, which may be purchased without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate amount involved does not exceed \$25, improvement and care of grounds and repairs to buildings, not to exceed \$5,000, traveling expenses, including expenses of attendance at meetings which in the discretion of the Commission are necessary for the efficient discharge of its responsibilities, and other necessary expenses, \$1,450,000, of which amount not to exceed \$1,030,000 may be expended for personal services in the District of Columbia.

For all printing and binding for the Federal Communications Commission, \$24,000, together with \$1,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935.

Total, Federal Communications Commission, \$1,474,000.

Federal Power Commission.

FEDERAL POWER COMMISSION

Expenses.
Vol. 41, p. 1063; Vol. 46, p. 797.
U. S. C., p. 694.

For every expenditure requisite for and incident to the work of the Federal Power Commission as authorized by law, including traveling expenses; expenses of attendance at meetings which in the discretion of the Commission are necessary for the efficient discharge of its responsibilities; contract stenographic reporting services; rent in the District of Columbia and elsewhere; hire, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, including not more than one such vehicle for general administrative use in the District of Columbia; supplies and office equipment; services; scientific instruments; expenses incurred in packing, crating, drayage and transportation of household effects and other property (not to exceed in any case five thousand pounds) of officers and employees when transferred from one official station to another for permanent duty, when specifically authorized by the Commission; and not exceeding \$5,000 for purchase and exchange of law books, other books of reference, newspapers, periodicals and newspaper clippings; \$1,634,000, together with \$16,000 of the unexpended balance of this appropriation for the fiscal year 1935, of which amount not to exceed \$750,000 shall be available for personal services in the District of Columbia, exclusive of not to exceed \$30,000 which may be expended for consultants and special counsel: *Provided*, That the Commission may procure supplies and services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate amount involved does not exceed \$50.

For all printing and binding for the Federal Power Commission, including engraving, lithographing, and photolithographing, \$75,000.

Total, Federal Power Commission, \$1,709,000.

Transferring effects, etc.

Sum reappropriated.
Vol. 48, p. 512.

Proviso.
Minor purchases.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Printing and binding, etc.

Federal Trade Commission.

FEDERAL TRADE COMMISSION

Commissioners, and other expenses.
Post, p. 1602.

For five commissioners, and for all other authorized expenditures of the Federal Trade Commission in performing the duties imposed by law or in pursuance of law, including secretary to the Commission and other personal services, contract stenographic reporting services; supplies and equipment, law books, books of reference,

periodicals, garage rentals, traveling expenses, including not to exceed \$900 for expenses of attendance, when specifically authorized by the Commission, at meetings concerned with the work of the Federal Trade Commission, for newspapers and press clippings not to exceed \$600, foreign postage, and witness fees and mileage in accordance with section 9 of the Federal Trade Commission Act; \$1,407,000: *Provided*, That the Commission may procure supplies and services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate amount involved does not exceed \$50.

For all printing and binding for the Federal Trade Commission, \$32,000.

Total, Federal Trade Commission, \$1,439,000.

FOREIGN SERVICE PAY ADJUSTMENT

Foreign service pay adjustment of officers and employees of the United States in foreign countries due to appreciation of foreign currencies: For the purpose of carrying into effect the provisions of the Act entitled "An Act to authorize annual appropriations to meet losses sustained by officers and employees of the United States in foreign countries due to appreciation of foreign currencies in their relation to the American dollar, and for other purposes", approved March 26, 1934, and for each and every object and purpose specified therein, \$1,800,000, together with \$2,048,611 of the unexpended balances of the appropriations for this purpose for the fiscal years 1934, 1935, and 1936.

GENERAL ACCOUNTING OFFICE

Salaries: For Comptroller General, Assistant Comptroller General, and other personal services in the District of Columbia and elsewhere, \$4,954,600.

Contingent expenses: For traveling expenses, including stenographic reporting service outside of the District of Columbia, not exceeding \$2,500, by contract or otherwise; materials, supplies, equipment, and services; rent of buildings and equipment; furnishing of heat and light; purchase and exchange of books, law books, books of reference, and periodicals, typewriters, calculating machines, and other office appliances, including their development, repairs, and maintenance, including one motor-propelled passenger-carrying vehicle; and miscellaneous items; \$272,440: *Provided*, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase or service rendered for the General Accounting Office when the aggregate amount involved does not exceed the sum of \$50.

For all printing and binding for the General Accounting Office, including monthly and annual editions of selected decisions of the Comptroller General of the United States, \$79,800.

Total, General Accounting Office, \$5,306,840.

INTERSTATE COMMERCE COMMISSION

SALARIES AND EXPENSES

General administrative expenses: For eleven commissioners, secretary, and for all other authorized expenditures necessary in the execution of laws to regulate commerce, including one chief counsel, one director of finance, and one director of traffic at \$10,000 each per annum, field hearings, traveling expenses, and contract stenographic

Attendance at meetings.

Witness fees, etc.

Vol. 38, p. 722;
U. S. C., p. 517.

Proviso.
Minor purchases.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Printing and binding.

Foreign service pay adjustment.

Losses due to foreign currency appreciation.
Vol. 43, p. 466.
U. S. C., p. 46.

Sums reappropriated.
Vol. 48, pp. 834, 1060.
Ante, p. 14.

General Accounting Office.

Comptroller General, Assistant, and office personnel.

Contingent expenses.
Post, p. 1602.

Proviso.
Minor purchases, etc.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Printing and binding.

Interstate Commerce Commission.

Salaries and expenses.

Commissioners, etc.

Sum reappropriated.
Vol. 48, p. 514.
Services in the Dis-
trict.

Books, furniture, etc.

Proviso.
Report forms.

Enforcing accounting
by railroads.
Vol. 34, p. 593; Vol.
36, p. 555; Vol. 41, p. 493.
U. S. C., p. 2229.

Special examiners.

Sum reappropriated.
Vol. 48, p. 514.

Safety of employees,
etc.
Vol. 27, p. 531;
U. S. C., p. 1953.

Reports of accidents.
Vol. 36, p. 350;
U. S. C., p. 1957.
Safety signals.
Vol. 34, p. 838; Vol. 35,
p. 324; Vol. 38, p. 212.
U. S. C., p. 1957.

Testing appliances.
Vol. 35, p. 325.
U. S. C., p. 1957.

Vol. 48, p. 514.
Services in the Dis-
trict.

Safety systems.
Vol. 41, p. 498.
U. S. C., p. 2234.

Automatic train-con-
trol devices.

Vol. 34, p. 838.
U. S. C., p. 1957.

Sum reappropriated.
Vol. 48, p. 515.
Services in the Dis-
trict.

Locomotive inspec-
tion.
Vol. 36, p. 913; Vol. 38,
p. 1192; Vol. 40, p. 616;
Vol. 43, p. 659; Vol. 46,
p. 822.
U. S. C., pp. 1955,
1956.

reporting services; \$2,426,000, together with \$118,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935, of which amount not to exceed \$2,415,917 may be expended for personal services in the District of Columbia, exclusive of special counsel, for which the expenditure shall not exceed \$50,000; not exceeding \$3,000 for purchase and exchange of necessary books, reports, and periodicals; not exceeding \$100 in the open market for the purchase of office furniture similar in class or kind to that listed in the general supply schedule: *Provided*, That not to exceed \$1,000 of this amount shall be available for the payment of services rendered in making and preparing a report in connection with additions to or changes in report forms of the Interstate Commerce Commission relating to operating statistics, which amount is to be immediately available.

Regulating accounts: To enable the Interstate Commerce Commission to enforce compliance with section 20 and other sections of the Interstate Commerce Act as amended by the Act approved June 29, 1906 (U. S. C., title 49, sec. 20), and as amended by the Transportation Act, 1920 (U. S. C., title 49, sec. 20), including the employment of necessary special accounting agents or examiners, and traveling expenses, \$847,000, together with \$5,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935, of which amount not to exceed \$190,000 may be expended for personal services in the District of Columbia.

Safety of employees: To enable the Interstate Commerce Commission to keep informed regarding and to enforce compliance with Acts to promote the safety of employees and travelers upon railroads; the Act requiring common carriers to make reports of accidents and authorizing investigations thereof; and to enable the Interstate Commerce Commission to investigate and test appliances intended to promote the safety of railway operation, as authorized by the joint resolution approved June 30, 1906 (U. S. C., title 45, sec. 35), and the provision of the Sundry Civil Act approved May 27, 1908 (U. S. C., title 45, secs. 36, 37), to investigate, test experimentally, and report on the use and need of any appliances or systems intended to promote the safety of railway operation, inspectors, and for traveling expenses, \$500,000, together with \$6,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935, of which amount not to exceed \$90,000 may be expended for personal services in the District of Columbia.

Signal safety systems: For all authorized expenditures under section 26 of the Interstate Commerce Act as amended by the Transportation Act, 1920 (U. S. C., title 49, sec. 26), with respect to the provision thereof under which carriers by railroad subject to the Act may be required to install automatic train-stop or train-control devices which comply with specifications and requirements prescribed by the Commission, including investigations and tests pertaining to block-signal and train-control systems, as authorized by the joint resolution approved June 30, 1906 (U. S. C., title 45, sec. 35), and including the employment of the necessary engineers, and for traveling expenses, \$36,550, together with \$2,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935, of which amount not to exceed \$35,000 may be expended for personal services in the District of Columbia.

Locomotive inspection: For all authorized expenditures under the provisions of the Act of February 17, 1911, entitled "An Act to promote the safety of employees and travelers upon railroads by compelling common carriers engaged in interstate commerce to equip their locomotives with safe and suitable boilers and appurtenances thereto" (U. S. C., title 45, sec. 22), as amended by the Act of March

4, 1915, extending "the same powers and duties with respect to all parts and appurtenances of the locomotives and tender" (U. S. C., title 45, sec. 30), and amendment of June 7, 1924 (U. S. C., title 45, sec. 27), providing for the appointment from time to time by the Interstate Commerce Commission of not more than fifteen inspectors in addition to the number authorized in the first paragraph of section 4 of the Act of 1911 (U. S. C., title 45, sec. 26), and the amendment of June 27, 1930 (U. S. C., Supp. VII, title 45, secs. 24, 26), including such legal, technical, stenographic, and clerical help as the business of the offices of the chief inspector and his two assistants may require and for traveling expenses, \$455,000, together with \$16,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935, of which amount not to exceed \$71,450 may be expended for personal services in the District of Columbia.

Valuation of property of carriers: To enable the Interstate Commerce Commission to carry out the objects of the Act entitled "An Act to amend an Act entitled 'An Act to regulate commerce', approved February 4, 1887, and all Acts amendatory thereof, by providing for a valuation of the several classes of property of carriers subject thereto and securing information concerning their stocks, bonds, and other securities", approved March 1, 1913, as amended by the Act of June 7, 1922 (U. S. C., title 49, sec. 19a), and by the "Emergency Railroad Transportation Act, 1933" (48 Stat., p. 221), including one director of valuation at \$10,000 per annum, and traveling expenses, \$798,000, together with \$2,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935.

Air mail: To enable the Interstate Commerce Commission to perform the duties imposed upon it by the Act approved June 12, 1934, entitled, "An Act to revise air-mail laws, and to establish a Commission to make a report to the Congress recommending an aviation policy" (U. S. C., Supp. VII, title 39, secs. 469-469q), as amended by the Act approved August 14, 1935, entitled "An Act to amend the air-mail laws and to authorize the extension of the Air Mail Service" (49 Stat., p. 614-619), including field hearings, field audits, traveling expenses, contract stenographic reporting services; office supplies and equipment; purchase and exchange of books, reports, and periodicals; \$160,000, of which amount not to exceed \$130,000 may be expended for personal services in the District of Columbia, exclusive of special counsel or special aviation assistants for which the expenditure shall not exceed \$20,000.

Motor transport regulation: For all authorized expenditures necessary to enable the Interstate Commerce Commission to carry out the provisions of the Motor Carrier Act, approved August 9, 1935 (49 Stat., pp. 543-567), including one director at \$10,000 per annum and other personal services in the District of Columbia and elsewhere; traveling expenses; supplies; services and equipment; not to exceed \$1,000 for purchase and exchange of books, reports, and periodicals; contract stenographic reporting services; purchase (not to exceed \$3,250), exchange, maintenance, repair and operation of motor-propelled passenger-carrying vehicles when necessary for official use in field work; \$1,700,000; of which amount not exceeding \$75,000 may be expended for rent in the District of Columbia provided Government-owned facilities are not available.

In all, salaries and expenses, Interstate Commerce Commission, \$6,922,550: *Provided*, That the Commission may procure supplies and services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate amount involved does not exceed \$50.

For all printing and binding for the Interstate Commerce Commission, including reports in all cases proposing general changes in

Additional inspectors.
Vol. 36, p. 914; Vol. 43, p. 659; Vol. 46, p. 823.
U. S. C., p. 1955.

Sum reappropriated.
Vol. 48, p. 515.

Valuation of property of carriers.
Vol. 37, p. 701; Vol. 40, p. 270; Vol. 42, p. 624.
U. S. C., p. 2228.

Emergency Railroad Transportation Act, 1933.
Vol. 48, p. 221; U. S. C., p. 2228.
Sum reappropriated.
Vol. 48, p. 505.

Air mail.
Vol. 48, pp. 933, 1243.
U. S. C., p. 1741.

Ante, p. 614.

Services in the District.

Motor transport regulation, expenses.

Ante, p. 543.

Proviso.
Minor purchases.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Printing and binding.

Sum reappropriated.
Vol. 48, p. 514.

Proviso.
Schedule of Sailings
excluded.

Vol. 41, p. 497;
U. S. C., p. 2233.

Attendance at meet-
ings.

National Advisory
Committee for Aero-
nautics.

All expenses, scien-
tific research, etc.
Post, p. 1602.

Langley Laboratory.

Allowances.
Vol. 46, p. 818;
U. S. C., p. 45.

Services in the Dis-
trict.

Printing and binding.

National Archives.

Salaries and expenses.
Vol. 48, p. 1122.

Attendance at meet-
ings.

Sum reappropriated.
Vol. 48, p. 1026.

Proviso.
Minor purchases.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Printing and binding.

transportation rates and not to exceed \$10,000 to print and furnish to the States, at cost, report form blanks, and the receipts from such reports and blanks shall be credited to this appropriation, \$167,000, together with \$8,000 of the unexpended balance of this appropriation for the fiscal year 1935: *Provided*, That no part of this sum shall be expended for printing the Schedule of Sailings required by section 25 of the Interstate Commerce Act.

Not to exceed \$2,500 of the appropriations herein made for the Interstate Commerce Commission shall be available for expenses, except membership fees, for attendance at meetings concerned with the work of the Commission.

Total, Interstate Commerce Commission, \$7,089,550.

NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS

For scientific research, technical investigations, and special reports in the field of aeronautics, including the necessary laboratory and technical assistants; contracts for personal services in the making of special investigations and in the preparation of special reports; traveling expenses of members and employees; including not to exceed \$500 for expenses, except membership fees, of attendance upon meetings of technical and professional societies; office supplies and other miscellaneous expenses, including technical periodicals and books of reference; equipment, maintenance, and operation of the Langley Memorial Aeronautical Laboratory; purchase, maintenance, operation, and exchange of motor-propelled passenger-carrying vehicles, including not more than one for general administrative use in the District of Columbia; personal services in the field and the District of Columbia; in all \$1,158,850, of which amount not to exceed \$2,000 may be expended for allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (46 Stat. 818), but not to exceed \$1,700 for any one person and not to exceed \$115,000 for personal services in the District of Columbia.

For all printing and binding for the National Advisory Committee for Aeronautics, including all of its offices, laboratories, and services located in Washington, District of Columbia, and elsewhere, \$18,700.

Total, National Advisory Committee for Aeronautics, \$1,177,550.

NATIONAL ARCHIVES

Salaries and expenses: For the Archivist and for all other authorized expenditures of the National Archives in performing the duties imposed by law, including personal services in the District of Columbia; supplies and equipment; purchase and exchange of books, including law books, and maps; contract stenographic reporting services; purchase of newspapers, periodicals, and press clippings; travel expenses, including not to exceed \$500 for the expenses of attendance at meetings concerned with the work of the National Archives; maintenance and operation of motor vehicles, including not more than one passenger-carrying automobile for official use; and all other necessary expenses, \$598,000, together with \$2,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935, of which not exceeding \$2,000 shall be immediately available for purchase of law books: *Provided*, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase or service rendered for the National Archives when the aggregate cost involved does not exceed the sum of \$50.

Printing and binding: For all printing and binding for the National Archives, \$17,000.

Total, National Archives, \$615,000.

NATIONAL CAPITAL PARK AND PLANNING COMMISSION

National Capital Park and Planning Commission.

For each and every purpose requisite for and incident to the work of the National Capital Park and Planning Commission necessary toward carrying into effect the provisions of the Act entitled "An Act for the acquisition, establishment, and development of the George Washington Memorial Parkway along the Potomac from Mount Vernon and Fort Washington to the Great Falls, and to provide for the acquisition of lands in the District of Columbia and the States of Maryland and Virginia requisite to the comprehensive park, parkway, and playground system of the National Capital", approved May 29, 1930; personal services, including real estate and other technical services, at rates of pay to be fixed by the Commission and not exceeding those usual for similar services and without reference to civil-service rules and the Classification Act of 1923, as amended; travel expenses; expenses of surveys and searching of titles, purchase of options, and all other costs incident to the acquisition of land, \$400,000, to remain available until expended; including \$200,000 for the acquisition¹ of lands as authorized in section 1 (a) "For the George Washington Memorial Parkway", and \$200,000 for advances and contributions to the Maryland-National Capital Park and Planning Commission as provided for in section 1 (b) of the Act.

All expenses.
Vol. 46, p. 482.

Personal services.
U. S. C., pp. 81, 85.

Availability.
Acquisition of lands.
Vol. 46, p. 482.

NATIONAL LABOR RELATIONS BOARD

Salaries and expenses: For three Board members, and for all other authorized and necessary expenditures of the National Labor Relations Board in performing the duties imposed by law or in pursuance of law, including rent and personal services in the District of Columbia and elsewhere; repairs and alterations; communications; contract stenographic reporting services, and not to exceed \$300 for law books; books of reference; newspapers; periodicals; operation, maintenance, and repair of one automobile; \$700,000: *Provided*, That the Board may procure supplies and services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate amount involved does not exceed \$50.

National Labor Relations Board.

Salaries and expenses.
Ante, p. 451.

Proviso.
Minor purchases.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Printing and binding: For all printing and binding for the National Labor Relations Board in Washington and elsewhere, \$35,000.

Printing and binding.

Total, National Labor Relations Board, \$735,000.

NATIONAL MEDIATION BOARD

For three members of the Board, and for other authorized expenditures of the National Mediation Board in performing the duties imposed by law, including contract stenographic reporting services; supplies and equipment; not to exceed \$200 for newspapers; and periodicals, \$120,000, together with \$10,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935 and \$7,000 of the unexpended balance of the appropriation for emergency boards for the fiscal year 1936, of which amount not to exceed \$104,400 may be expended for personal services in the District of Columbia.

National Mediation Board.

Salaries and expenses.
Vol. 48, p. 1193.
U. S. C., p. 1967.
Post, p. 1603.

Sums reappropriated.
Vol. 48, p. 510.

Ante, p. 14.

Arbitration boards: To enable the National Mediation Board to pay necessary expenses of arbitration boards, including compensation of members and employees of such boards, together with their

Arbitration boards.

¹ So in original.

Vol. 44, p. 582; U. S. C., p. 1969.

Unexpended balance reappropriated.
Ante, p. 13.

Emergency boards.
Vol. 44, p. 586.
U. S. C., p. 1971.

Amount reappropriated.
Ante, p. 14.

Printing and binding.

National Railroad Adjustment Board.

Expenses.
Vol. 48, p. 1189.

Sum reappropriated.
Ante, pp. 23, 574;
Post, p. 1603.

Printing and binding.

Railroad Retirement Board.

Salaries and expenses.
Ante, p. 970.

Proviso.
Minor purchases.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Annuities.
Ante, p. 969.

Printing and binding.

Securities and Exchange Commission.

Commissioners, and all other expenses.
Vol. 43, p. 885; U. S. C., p. 531.

necessary traveling expenses and expenses actually incurred for subsistence while so employed, and printing of awards, together with proceedings and testimony relating thereto, as authorized by the Railway Labor Act, including also contract stenographic reporting service, and rent of quarters when suitable quarters cannot be supplied in any Federal building, the unexpended balance of the appropriation available for this purpose for the fiscal year 1936 is hereby continued available for the fiscal year 1937.

Emergency boards: For expenses of emergency boards appointed by the President to investigate and report respecting disputes between carriers and their employees, as authorized by section 10, Railway Labor Act, approved May 20, 1926 (U. S. C., Supp. VII, title 45, sec. 154), all but \$7,000 of the unexpended balance of the appropriation available for this purpose for the fiscal year 1936 is hereby continued available for the fiscal year 1937.

For all printing and binding for the National Mediation Board, \$1,500, together with \$1,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935.

NATIONAL RAILROAD ADJUSTMENT BOARD

For authorized expenditures of the National Railroad Adjustment Board, in performing the duties imposed by law, including contract stenographic reporting services and supplies and equipment, \$190,000, together with \$25,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935, of which \$50,000 shall be available only for services of referees and not more than \$101,440 may be expended for other personal services.

For all printing and binding for the National Railroad Adjustment Board, \$35,000.

Total, National Mediation Board, \$346,500.

RAILROAD RETIREMENT BOARD

For salaries and expenses, Railroad Retirement Board: For three Board members and for all other authorized and necessary expenditures of the Railroad Retirement Board in performing the duties imposed by law or in pursuance of law, including rent and personal services in the District of Columbia and elsewhere, traveling expenses, repairs and alterations, contract stenographic reporting services, office supplies and equipment, services, law books, books of reference, newspapers and periodicals, \$1,000,000: *Provided*, That the Board may procure supplies and services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate amount does not exceed \$50.

For the payment of annuities to employees, representatives, widows, widowers or dependent next of kin of employees, as provided in sections 3, 4, and 5 of the Railroad Retirement Act of 1935 (Act Aug. 29, 1935, 49 Stat., pp. 969-970), \$46,620,000 to be immediately available.

For printing and binding for the Railroad Retirement Board, \$25,000.

Total, Railroad Retirement Board, \$47,645,000.

SECURITIES AND EXCHANGE COMMISSION

For five Commissioners, and other personal services in the District of Columbia, and for all other authorized expenditures of the Securities and Exchange Commission in performing the duties imposed by law or in pursuance of law, including employment of experts when necessary; contract stenographic reporting services; supplies

and equipment; purchase and exchange of law books, books of reference, directories, periodicals, newspapers and press clippings; travel expenses, including the expense of attendance, when specifically authorized by the Commission, at meetings concerned with the work of the Securities and Exchange Commission; garage rental; foreign postage; mileage and witness fees; rent of quarters outside the District of Columbia; rental of equipment; and other necessary expenses; \$4,193,000, together with \$7,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935: *Provided*, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase or service rendered for the Securities and Exchange Commission when the aggregate cost involved does not exceed the sum of \$50.

For all printing and binding for the Securities and Exchange Commission, \$45,000.

Total, Securities and Exchange Commission, \$4,238,000.

Sum reappropriated.
Ante, p. 23.

Proviso.
Minor purchases.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Printing and binding.

SMITHSONIAN INSTITUTION

For expenses of the general administrative office, Smithsonian Institution, compensation of necessary employees, traveling expenses, purchase of books and periodicals, supplies and equipment, and any other necessary expenses, \$36,330.

International exchanges: For the system of international exchanges between the United States and foreign countries, under the direction of the Smithsonian Institution, including necessary employees, and purchase of necessary books and periodicals, and traveling expenses, \$44,260.

American ethnology: For continuing ethnological researches among the American Indians and the natives of Hawaii, the excavation and preservation of archeologic remains under the direction of the Smithsonian Institution, including necessary employees, the preparation of manuscripts, drawings, and illustrations, the purchase of books and periodicals, and traveling expenses, \$58,730.

Astrophysical Observatory: For maintenance of the Astrophysical Observatory, under the direction of the Smithsonian Institution, including assistants, purchase of books, periodicals, and apparatus, making necessary observations in high altitudes, repairs and alterations of buildings, preparation of manuscripts, drawings, and illustrations, traveling expenses, and miscellaneous expenses, \$30,850.

Smithsonian Institution.

Administrative expenses, etc.

International exchanges.

American ethnology.

Astrophysical Observatory.

NATIONAL MUSEUM

For cases, furniture, fixtures, and appliances required for the exhibition and safe-keeping of collections; heating, lighting, electrical, telegraphic, and telephonic service, repairs and alterations of buildings, shops, and sheds, including approaches and all necessary material; personal services, and traveling and other necessary incidental expenses, \$134,390.

Preservation of collections: For continuing preservation, exhibition, and increase of collections from the surveying and exploring expeditions¹ of the Government, and from other sources, including personal services, traveling expenses, purchasing and supplying uniforms to guards and elevator conductors, postage stamps and foreign postal cards and all other necessary expenses, and not exceeding \$5,500 for preparation of manuscripts, drawings, and illustrations for publications, and not exceeding \$3,000 for purchase of books, pamphlets, and periodicals, \$604,580.

National Museum.

Equipment, etc.

Preservation of collections.

¹ So in original.

National Gallery of Art.

NATIONAL GALLERY OF ART

Administrative expenses.

For the administration of the National Gallery of Art by the Smithsonian Institution, including compensation of necessary employees, purchase of books of reference and periodicals, traveling expenses, uniforms for guards, and necessary incidental expenses, \$34,275.

PRINTING AND BINDING

Printing and binding.

For all printing and binding for the Smithsonian Institution, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, \$55,500, of which not to exceed \$8,000 shall be available for printing the report of the American Historical Association.

American Historical Association report.

Total, Smithsonian Institution, \$998,915, of which amount not to exceed \$839,740 may be expended for personal services in the District of Columbia.

Tariff Commission.

TARIFF COMMISSION

Salaries and expenses.

For salaries and expenses of the Tariff Commission, including personal services in the District of Columbia and elsewhere, purchase and exchange of labor-saving devices, the purchase of professional and scientific books, law books, books of reference, gloves and other protective equipment for photostat and other machine operators, rent in the District of Columbia and elsewhere, subscriptions to newspapers and periodicals, and contract stenographic reporting services, as authorized by sections 330 to 341 of the Tariff Act of 1930, approved June 17, 1930 (U. S. C., Supp. VII, title 19, secs. 1330-1341), \$941,000, together with \$4,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935, of which amount not to exceed \$2,500 may be expended for expenses, except membership fees, of attendance at meetings concerned with subjects under investigation by the Commission; and not to exceed \$7,500 for allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (U. S. C., Supp. VII, title 5, sec. 118a), but not to exceed \$1,700 for any one person: *Provided*, That the Commission may procure supplies and services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate amount involved does not exceed \$50: *Provided further*, That no part of this appropriation shall be used to pay the salary of any member of the Tariff Commission who shall hereafter participate in any proceedings under sections 336, 337, and 338 of the Tariff Act of 1930, wherein he or any member of his family has any special, direct, and pecuniary interest, or in which he has acted as attorney or special representative.

Reporting.
Vol. 46, p. 696.
U. S. C., p. 874.

Sum reappropriated.
Vol. 48, p. 517.

Attendance at meetings.

Living quarters.
Vol. 46, p. 818;
U. S. C., p. 45.

Provisos.
Minor purchases.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Salary restriction.
Vol. 46, p. 701;
U. S. C., p. 876.

Printing and binding.

For all printing and binding for the Tariff Commission, \$15,000.
Total, Tariff Commission, \$956,000.

Veterans' Administration.

VETERANS' ADMINISTRATION

Administration, medical, hospital, and domiciliary services.
Salaries and expenses.

Administration, medical, hospital, and domiciliary services: For all salaries and expenses of the Veterans' Administration, including the expenses of maintenance and operation of medical, hospital, and domiciliary services of the Veterans' Administration, in carrying out the duties, powers, and functions devolving upon it pursuant to the authority contained in the Act entitled "An Act to authorize the President to consolidate and coordinate governmental activities affecting war veterans", approved July 3, 1930 (U. S. C., Supp. VII, title 38, secs. 11-11f), and any and all laws for which the Veterans'

Vol. 46, p. 1016.
U. S. C., p. 1623.

Administration is now or may hereafter be charged with administering, \$86,500,000 together with \$7,000,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935: *Provided*, That not to exceed \$3,500 of this amount shall be available for expenses, except membership fees, of employees, detailed by the Administrator of Veterans' Affairs to attend meetings of associations for the promotion of medical science and annual national conventions of organized war veterans: *Provided further*, That this appropriation shall be available also for personal services and rentals in the District of Columbia and elsewhere, including traveling expenses; examination of estimates of appropriations in the field, including actual expenses of subsistence or per diem allowance in lieu thereof; for expenses incurred in packing, crating, drayage, and transportation of household effects and other property, not exceeding in any one case five thousand pounds, of employees when transferred from one official station to another for permanent duty and when specifically authorized by the Administrator; furnishing and laundering of such wearing apparel as may be prescribed for employees in the performance of their official duties; purchase and exchange of law books, books of reference, periodicals, and newspapers; for passenger-carrying and other motor vehicles, including purchase, maintenance, repair, and operation of same, including not more than two passenger automobiles for general administrative use of the central office in the District of Columbia; and notwithstanding any provisions of law to the contrary, the Administrator is authorized to utilize Government-owned automotive equipment in transporting children of Veterans' Administration employees located at isolated stations to and from school under such limitations as he may by regulation prescribe; and notwithstanding any provisions of law to the contrary, the Administrator is authorized to expend not to exceed \$2,000 of this appropriation for actuarial services pertaining to the Government life-insurance fund, to be obtained by contract, without obtaining competition, at such rates of compensation as he may determine to be reasonable; for allotment and transfer to the Public Health Service, the War, Navy, and Interior Departments, for disbursement by them under the various headings of their applicable appropriations, of such amounts as are necessary for the care and treatment of beneficiaries of the Veterans' Administration, including minor repairs and improvements of existing facilities under their jurisdiction necessary to such care and treatment; for expenses incidental to the maintenance and operation of farms; for recreational articles and facilities at institutions maintained by the Veterans' Administration; for administrative expenses incidental to securing employment for war veterans; for funeral, burial, and other expenses incidental thereto for beneficiaries of the Veterans' Administration accruing during the year for which this appropriation is made or prior fiscal years: *Provided further*, That the appropriations herein made for the care and maintenance of veterans in hospitals or homes under the jurisdiction of the Veterans' Administration shall be available for the purchase of tobacco to be furnished, subject to such regulations as the Administrator of Veterans' Affairs shall prescribe, to veterans receiving hospital treatment or domiciliary care in Veterans' Administration hospitals or homes: *Provided further*, That this appropriation shall be available for continuing aid to State or Territorial homes for the support of disabled volunteer soldiers and sailors, in conformity with the Act approved August 27, 1888 (U. S. C., title 24, sec. 134), as amended, for those veterans eligible for admission to Veterans' Administration facilities for domiciliary care.

Sum reappropriated.
Vol. 48, p. 518.

Provisos.
Attendance at meetings, etc.

Services, rentals,
traveling expenses, etc.

Field expenses.

Wearing apparel.

Vehicles.

Transporting employees' children to schools.

Actuarial services.

Transfer of applicable funds.

Burial, etc., expenses.

Purchase of tobacco.

Aid to State, etc., homes.
Vol. 25, p. 450.
U. S. C., p. 984.

Restriction on new construction, etc.

No part of this appropriation shall be expended for the purchase of any site for or toward the construction of any new hospital or home, or for the purchase of any hospital or home; and not more than \$3,543,656 of this appropriation may be used to repair, alter, improve, or provide facilities in the several hospitals and homes under the jurisdiction of the Veterans' Administration either by contract or by the hire of temporary employees and the purchase of materials.

Improving facilities.

For printing and binding for the Veterans' Administration, including all its bureaus and functions located in Washington, District of Columbia, and elsewhere, \$130,000: *Provided*, That the Administrator of Veterans' Affairs is authorized to utilize the printing and binding equipment which the various hospitals and homes of the Veterans' Administration use for occupational therapy purposes for the purpose of doing such printing and binding as may, in his judgment, be found advisable for the use of the Veterans' Administration, notwithstanding the provisions of section 87 of the Act entitled "An Act providing for the public printing and binding and the distribution of public documents", approved January 12, 1895, and section 11 of the Act making appropriations for the legislative, executive, and judicial expenses of the Government for the fiscal year ending June 30, 1920, and for other purposes, approved March 1, 1919 (U. S. C., title 44, sec. 111).

Printing and binding.

Proviso.
Use of branch equipment.

Provisions waived.
Vol. 28, p. 622; Vol. 40, p. 1270.
U. S. C., p. 1935.

Pensions.

Pensions: For the payment of compensation, pensions, gratuities, and allowances, now authorized under any Act of Congress, or regulation of the President based thereon, or which may hereafter be authorized, including emergency officers' retirement pay and annuities, the administration of which is now or may hereafter be placed in the Veterans' Administration, \$421,920,000, together with \$14,000,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935, to be immediately available.

Sum reappropriated.
Vol. 48, p. 520.

Military and naval insurance.
Sum reappropriated.
Vol. 48, p. 520.
Ante, p. 18.

For military and naval insurance accruing during the fiscal year 1937 or in prior fiscal years, \$80,120,000 together with \$21,000,000 of the unexpended balances of the appropriations for this purpose for the fiscal years 1935 and 1936.

Hospital and domiciliary facilities; additional.
Vol. 46, p. 1550.
U. S. C., p. 1661.

Hospital and domiciliary facilities: For carrying out the provisions of the Act entitled "An Act to authorize an appropriation to provide additional hospital, domiciliary, and out-patient dispensary facilities for persons entitled to hospitalization under the World War Veterans' Act, 1924, as amended, and for other purposes", approved March 4, 1931 (46 Stat., p. 1550), \$4,000,000; to be immediately available and to remain available until expended.

Adjusted compensation payments.
Vol. 43, p. 121.
U. S. C., p. 1680.
Ante, p. 1099.

Adjusted compensation payments: To carry out the provisions of the World War Adjusted Compensation Act, 1924 (Public Numbered 120, Sixty-eighth Congress), enacted May 19, 1924, as amended, and the Adjusted Compensation Payment Act, 1936 (Public Numbered 425, Seventy-fourth Congress), enacted January 27, 1936, except section 5 thereof, \$1,730,000,000 to the Adjusted Service Certificate Fund to be immediately available and to remain available until expended, and such amount as represents the face value of the bonds required to be paid to the United States Government life-insurance fund pursuant to section 5 of said Act is hereby directed to be charged to any moneys in the Treasury not otherwise appropriated for transfer and deposit as a public debt receipt.

Availability.

Adjusted service and dependent pay.
Vol. 43, p. 125.
U. S. C., pp. 1683, 1686.

Adjusted service and dependent pay: For payment of adjusted-service credits of not more than \$50 each and the quarterly installments due to dependents of deceased veterans, as provided in the Act of May 19, 1924, as amended (U. S. C., title 38, secs. 631-632,

663, 666; U. S. C., Supp. VII, secs. 661-670), \$1,057,000, to be immediately available and to remain available until expended.

Total, Veterans' Administration, \$2,323,727,000: *Provided*, That no part of this appropriation shall be expended for the purchase of oleomargarine or butter substitutes except for cooking purposes.

SEC. 2. To enable the Secretary of Agriculture to carry into effect the provisions of sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act, approved February 29, 1936 (Public No. 461, 74th Congress), including the employment of personal services and rent in the District of Columbia and elsewhere, printing and binding, purchase of law books, books of reference, periodicals and newspapers, and other necessary expenses, \$440,000,000, together with not to exceed \$30,000,000 of the funds made available under the head "Payments for Agricultural Adjustment" in the Supplemental Appropriation Act, fiscal year 1936, approved February 11, 1936 (Public No. 440, 74th Congress); to be immediately available and to remain available until June 30, 1938, for compliances under said Act in the calendar year 1936: *Provided*, That no part of such amount shall be available after June 30, 1937, for salaries and other administrative expenses except for payment of obligations therefor incurred prior to July 1, 1937: *Provided further*, That the Secretary of Agriculture may, in his discretion, from time to time transfer to the General Accounting Office such sums as may be necessary to pay administrative expenses of the General Accounting Office in auditing payments under this item.

SEC. 3. In expending appropriations or portions of appropriations contained in this Act, for the payment of personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade except that in unusually meritorious cases of one position in a grade, advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: *Provided*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service; or (2) to require the reduction in salary of any person whose compensation was fixed, as of July 1, 1924, in accordance with the rules of section 6 of such Act; (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade, in the same or different bureau, office, or other appropriation unit; (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law; or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

SEC. 4. During the fiscal year ending June 30, 1937, the salaries of the commissioners of the Interstate Commerce Commission and the commissioners of the United States Tariff Commission shall be at the rate of \$10,000 each per annum.

SEC. 5. This Act may be cited as the "Independent Offices Appropriation Act, 1937."

Approved, March 19, 1936.

Proviso.
Butter substitutes.

Soil Conservation
and Domestic Allotment
Act, expenses.
Ante, p. 1148.
Post, p. 1648.

Sum transferred.
Ante, p. 1116.

Availability.

Provisos.
Salary, etc., limitation.

Transfer of sums for
auditing payments.

Salaries limited to
average rates under
Classification Act.
Vol. 42, p. 1488.
U. S. C., p. 85.

Proviso.
Restriction not applicable to clerical-mechanical service.
No reduction in fixed salary.
Vol. 42, p. 1490;
U. S. C., p. 86.
Transfers without reduction.

Higher rates permitted.

If only one position in a grade.

Interstate Commerce
Commission and Tariff
Commission.
Salary rate of commissioners.

Short title.

[CHAPTER 157.]

AN ACT

March 19, 1936.

[S. 1307.]

[Public, No. 480.]

To establish The Homestead National Monument of America in Gage County, Nebraska.

The Homestead National Monument of America, Nebr. Establishment.

Description.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized and directed to acquire, on behalf of the United States, by gift, purchase, or condemnation, the south half of the northwest quarter, the northeast quarter of the northwest quarter, and the southwest quarter of the northeast quarter section 26, township 4 north, range 5 east, of the sixth principal meridian, Gage County, Nebraska, the same being the first homestead entered upon under the General Homestead Act of May 20, 1862, by Daniel Freeman, and that when so acquired, the said area be designated "The Homestead National Monument of America."

Appropriation authorized.

SEC. 2. That there is authorized to be appropriated a sum not to exceed \$24,000, out of any money in the Treasury not otherwise appropriated, for the purpose of acquiring said tract.

Design, purpose, etc.

SEC. 3. It shall be the duty of the Secretary of the Interior to lay out said land in a suitable and enduring manner so that the same may be maintained as an appropriate monument to retain for posterity a proper memorial emblematical of the hardships and the pioneer life through which the early settlers passed in the settlement, cultivation, and civilization of the great West. It shall be his duty to erect suitable buildings to be used as a museum in which shall be preserved literature applying to such settlement and agricultural implements used in bringing the western plains to its present high state of civilization, and to use the said tract of land for such other objects and purposes as in his judgment may perpetuate the history of the country mainly developed by the homestead law.

Erection of buildings, etc.

Annual appropriations authorized.

SEC. 4. For the purpose of carrying out the suggestions and recommendations of the Secretary of the Interior, the necessary annual appropriations therefor are hereby authorized.

Approved, March 19, 1936.

[CHAPTER 159.]

AN ACT

March 20, 1936.

[S. 2603.]

[Public, No. 481.]

To provide for the adjustment and settlement of certain claims arising out of the activities of the Federal Bureau of Investigation.

Federal Bureau of Investigation, Department of Justice.

Settlement of certain claims incident to activities of.

Certification to Congress.

Provisos. Government employees on official duty.

Time limitation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Attorney General of the United States may consider, adjust, and determine any claim accruing after January 1, 1934, on account of damages to any person or damages to or loss of privately owned property, caused by the Director, any Assistant Director, inspector, or special agent of the Federal Bureau of Investigation of the Department of Justice acting within the scope of his employment, and such amount as may be found due to any claimant, not exceeding \$500 in any one case, shall be certified to Congress as a legal claim for payment out of appropriations that may be made by Congress therefor, together with a brief statement of the character of each claim, the amount claimed, and the amount allowed: *Provided*, That this authorization shall not be construed to apply to cases of persons in the employ or service of the United States while acting within the scope of such employ or service: *Provided further*, That no claim shall be considered under this Act unless presented to the Attorney General within one year from the date of the accrual of said claim; except that any claim

accruing between January 1, 1934, and the date of the approval of this Act may be presented within three months after the date of such approval: *And provided further*, That acceptance by any claimant of the amount determined to be due him under the provisions of this Act shall be deemed to be in full and final settlement of such claim against the Government of the United States.

Acceptance deemed settlement in full.

Approved, March 20, 1936.

[CHAPTER 160.]

AN ACT

Relating to taxation of shares of preferred stock, capital notes, and debentures of banks while owned by the Reconstruction Finance Corporation and reaffirming their immunity.

March 20, 1936.
[S. 3978.]
[Public, No. 482.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 304 of the Act entitled "An Act to provide relief in the existing national emergency in banking and for other purposes", approved March 9, 1933, as amended, be further amended by adding at the end thereof the following:

Reconstruction Finance Corporation.
Vol. 48, pp. 6, 21.
U. S. C., p. 356.

"Notwithstanding any other provision of law or any privilege or consent to tax expressly or impliedly granted thereby, the shares of preferred stock of national banking associations, and the shares of preferred stock, capital notes, and debentures of State banks and trust companies, heretofore or hereafter acquired by Reconstruction Finance Corporation, and the dividends or interest derived therefrom by the Reconstruction Finance Corporation, shall not, so long as Reconstruction Finance Corporation shall continue to own the same, be subject to any taxation by the United States, by any Territory, dependency, or possession thereof, or the District of Columbia, or by any State, county, municipality, or local taxing authority, whether now, heretofore, or hereafter imposed, levied, or assessed, and whether for a past, present, or future taxing period."

Bank securities, etc., exempt from taxation while held by.

SEC. 2. Effective upon the date of enactment of this Act, interest charges on all loans by the Reconstruction Finance Corporation to closed banks and trust companies, now in force, or made subsequent to the date of enactment of this Act, shall not exceed 3½ per centum per annum on condition that the rate of interest charged debtors of such banks or trust companies shall not exceed 4½ per centum per annum; otherwise such interest rate shall be as fixed by the Reconstruction Finance Corporation: *Provided, however*, That no provision of this Act shall be construed to authorize a reduction in the rate of interest on such loans by the Reconstruction Finance Corporation retroactive from the date of enactment of this Act.

Interest charges.

Proviso.
Reductions not retroactive.

SEC. 3. If any provision, word, or phrase of this Act, or the application thereof to any condition or circumstance, is held invalid, the remainder of the Act, and the application of this Act to other conditions or circumstances, shall not be affected thereby.

Saving clause.

Approved, March 20, 1936.

[CHAPTER 161.]

AN ACT

To extend the facilities of the Public Health Service to seamen on Government vessels not in the Military or Naval Establishments.

March 21, 1936.
[S. 2625.]
[Public, No. 483.]

Be it enacted by the Senate and House of Representatives of the United States of America assembled, That hereafter seamen not enlisted or commissioned in the Military or Naval Establishments, who are not now entitled by virtue of any law to medical relief by

Public Health Service.
Facilities of extended to seamen on certain Government vessels.

the Public Health Service, shall, when employed on vessels of the United States Government (other than those of the Panama Canal) of more than five tons' burden and on State school ships, be entitled to medical relief by the Public Health Service in the same manner and to the same extent as seamen employed on registered, enrolled, and licensed vessels are entitled. Cadets on State school ships shall also be entitled to the same medical relief as is herein granted to seamen.

Approved, March 21, 1936.

[CHAPTER 162.]

JOINT RESOLUTION

Making an additional appropriation for the fiscal year 1936 for emergency relief of residents of the District of Columbia.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That to provide an additional amount for the purpose of affording relief to residents of the District of Columbia who are unemployed or otherwise in distress because of the existing emergency, to be expended by the Board of Public Welfare of the District of Columbia by employment and direct relief, in the discretion of the Board of Commissioners and under rules and regulations to be prescribed by the Board and without regard to the provisions of any other law, there is hereby appropriated out of any money in the Treasury not otherwise appropriated the sum of \$350,000, to remain available until June 30, 1936, and to be payable from the revenues of the District of Columbia.

Approved, March 30, 1936.

[CHAPTER 163.]

AN ACT

To continue Electric Home and Farm Authority as an agency of the United States until February 1937, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding any other provision of law, Electric Home and Farm Authority, a corporation organized under the laws of the District of Columbia, shall continue until February 1, 1937, or such earlier date as may be fixed by the President by Executive order, to be an agency of the United States. During the continuance of such agency, the present investment in the capital stock of such corporation, for the use and benefit of the United States, shall be continued, and such corporation is hereby authorized to use all its assets, including capital and net earnings therefrom, and all moneys which have been or may hereafter be allocated to or borrowed by it, in the exercise of its functions as such agency.

SEC. 2. The corporation shall file with the President and with the Congress, in December of each year, a financial statement and a complete report as to the business of the corporation covering the preceding governmental fiscal year. This report shall include an itemized statement of the cost of operation, the total number of employees and the names, salaries and duties of those receiving compensation at the rate of more than \$1,500 a year.

Approved, March 31, 1936.

Cadets on State school ships.

March 30, 1936.
[H. J. Res. 543.]
[Pub. Res., No. 79.]

District of Columbia.
Additional sum for emergency relief appropriated.
Ante, p. 367.

Payable from District revenues.

March 31, 1936.
[S. 3424.]
[Public, No. 484.]

Electric Home and Farm Authority.
Continuance, as Federal agency.

Report, etc., to Congress.

[CHAPTER 164.]

AN ACT

To authorize the coinage of 50-cent pieces in commemoration of the fiftieth anniversary of Cincinnati, Ohio, as a center of music, and its contribution to the art of music for the past fifty years.

March 31, 1936.
[S. 3699.]
[Public, No. 485.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the fiftieth anniversary in 1936 of the city of Cincinnati, Ohio, as a center of music, and to commemorate Cincinnati's contribution to the art of music in the United States for the past fifty years, there shall be coined, at the mints of the United States, silver 50-cent pieces to the number of not more than fifteen thousand, such 50-cent pieces to be of the standard troy weight, composition, diameter, device, and such design as shall be fixed by the Director of the Mint, with the approval of the Secretary of the Treasury. Such 50-cent pieces shall be legal tender in any payment to the amount of their face value.

Cincinnati, Ohio.
Commemorative
coinage authorized.

Number.

SEC. 2. The coins herein authorized shall be issued only upon the request of the Cincinnati Musical Center Commemorative Coin Association, of Cincinnati, Ohio, upon payment by such Cincinnati Musical Center Commemorative Coin Association of the par value of such coins, and it shall be permissible for the said Cincinnati Musical Center Commemorative Coin Association to obtain said coins upon said payment, all at one time or at separate times, and in separate amounts, as it may determine.

Issue and payment.

SEC. 3. All laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of the same, regulating the guarding and process of coinage, providing for the purchase of material and for the transportation, distribution, and redemption of coins, for the prevention of debasement or counterfeiting, for security of the coins, or for any other purposes, whether said laws are penal or otherwise, shall, so far as applicable, apply to the coinage herein authorized: *Provided*, That the United States shall not be subject to the expense of making the necessary dies and other preparations for this coinage.

Coinage laws applicable.

Proviso.
No Federal expense
for dies, etc.

Approved, March 31, 1936.

[CHAPTER 165.]

AN ACT

To amend section 2 of the National Housing Act, relating to the insurance of loans and advances for improvements upon real property, and for other purposes.

April 3, 1936.
[S. 4212.]
[Public, No. 486.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of title I of the National Housing Act, as amended, is amended, effective April 1, 1936, to read as follows:

National Housing
Act, amendment.
Vol. 48, p. 1246;
U. S. C., p. 476.

“SEC. 2. (a) The Administrator is authorized and empowered, upon such terms and conditions as he may prescribe, to insure banks, trust companies, personal finance companies, mortgage companies, building and loan associations, installment lending companies, and other such financial institutions, which the Administrator finds to be qualified by experience or facilities and approves as eligible for credit insurance, against losses which they may sustain as a result of loans and advances of credit, and purchases of obligations representing loans and advances of credit, made by them on and after April 1, 1936, and prior to April 1, 1937, or such earlier date as the President may fix by proclamation upon his determination that

Insurance of financial
institutions.
Post, p. 1234.

Time limitation.

there no longer exists any necessity for such insurance in order to make ample credit available, for the purpose of financing alterations, repairs, and additions upon improved real property, and the purchase and installation of equipment and machinery upon such real property, by the owners thereof or by lessees of such real property under a lease expiring not less than six months after the maturity of the loan or advance of credit. In no case shall the insurance granted by the Administrator under this section to any such financial institution on the loans, advances of credit, and purchases made by such financial institution for such purposes on and after April 1, 1936, exceed 10 per centum of the total amount of such loans, advances of credit, and purchases. The total liability incurred by the Administrator for all insurance heretofore and hereafter granted under this section shall not exceed in the aggregate \$100,000,000.

“(b) No insurance shall be granted under this section to any such financial institution with respect to any obligation representing any such loan, advance of credit, or purchase by it (1) unless the obligation bears such interest, has such maturity, and contains such other terms, conditions, and restrictions as the Administrator shall prescribe in order to make credit available for the purposes of this title, and (2) unless the amount of such loan, advance of credit, or purchase is not in excess of \$2,000, except that in the case of any such loan, advance of credit, or purchase made for the purpose of such financing with respect to real property already improved by apartment or multiple-family houses, hotels, office, business, or other commercial buildings, hospitals, orphanages, colleges, schools, churches, or manufacturing or industrial plants, or improved by some other structure which is to be converted into a structure of any of the types herein enumerated, such insurance may be granted if the amount of the loan, advance of credit, or purchase is not in excess of \$50,000: *Provided*, That after April 1, 1936, no insurance shall be granted under this section to any such financial institution with respect to any obligation representing any such loan, advance of credit or purchase by it in the amount of \$2,000 or less for the purpose of financing the purchase and installation of equipment and machinery upon improved real property.

“(c) Notwithstanding any other provision of law, the Administrator shall have the power, under regulations to be prescribed by him and approved by the Secretary of the Treasury, to assign or sell at public or private sale, or otherwise dispose of, any evidence of debt, contract, claim, property, or security assigned to or held by him in connection with the payment of insurance heretofore or hereafter granted under this section, and to collect or compromise all obligations assigned to or held by him and all legal or equitable rights accruing to him in connection with the payment of such insurance until such time as such obligations may be referred to the Attorney General for suit or collection.

“(d) The Administrator is authorized and empowered, under such regulations as he may prescribe, to transfer to any such approved financial institution any insurance in connection with any loans and advances of credit which may be sold to it by another approved financial institution.”

SEC. 2. Section 3 of title I of the National Housing Act, as amended, is hereby repealed.

Approved, April 3, 1936.

Renovation, etc., loans.

Limit on amount to any institution.

Limit on liability authorized to be incurred by Administrator.

Conditions prescribed.

Interest, etc.

Amount.

Real property improved by apartment houses, etc.

Proriso.
Equipment, etc., loans.

Authority to dispose of acquired property, etc.

Transfer of insurance.

Section repealed.
Vol. 48, p. 1247;
U. S. C., p. 476.

[CHAPTER 166.]

AN ACT

To amend the Railway Labor Act.

April 10, 1936.
[S. 2496.]
[Public, No. 487.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Railway Labor Act, approved May 20, 1926, as amended, herein referred to as "Title I", is hereby further amended by inserting after the enacting clause the caption "Title I" and by adding the following title II:

Railway Labor Act, amendments.
Vol. 44, p. 577;
Vol. 48, p. 1185; U. S. C., p. 1964.

"TITLE II

Title II.

"SECTION 201. All of the provisions of title I of this Act, except the provisions of section 3 thereof, are extended to and shall cover every common carrier by air engaged in interstate or foreign commerce, and every carrier by air transporting mail for or under contract with the United States Government, and every air pilot or other person who performs any work as an employee or subordinate official of such carrier or carriers, subject to its or their continuing authority to supervise and direct the manner of rendition of his service.

Designated provisions extended to carriers by air.
Adjustment Board provisions excluded.

"SEC. 202. The duties, requirements, penalties, benefits, and privileges prescribed and established by the provisions of title I of this Act, except section 3 thereof, shall apply to said carriers by air and their employees in the same manner and to the same extent as though such carriers and their employees were specifically included within the definition of 'carrier' and 'employee', respectively, in section 1 thereof.

Application of Act to carriers by air and employees.

"SEC. 203. The parties or either party to a dispute between an employee or a group of employees and a carrier or carriers by air may invoke the services of the National Mediation Board and the jurisdiction of said Mediation Board is extended to any of the following cases:

National Mediation Board.
Adjustment of disputes.

"(a) A dispute concerning changes in rates of pay, rules, or working conditions not adjusted by the parties in conference.

Pay, working conditions, etc.

"(b) Any other dispute not referable to an adjustment board, as hereinafter provided, and not adjusted in conference between the parties, or where conferences are refused.

Other disputes.

"The National Mediation Board may proffer its services in case any labor emergency is found by it to exist at any time.

Proffer of services in emergency.

"The services of the Mediation Board may be invoked in a case under this title in the same manner and to the same extent as are the disputes covered by section 5 of title I of this Act.

Invoking of Board's services.
Vol. 48, p. 1195.

"SEC. 204. The disputes between an employee or group of employees and a carrier or carriers by air growing out of grievances, or out of the interpretation or application of agreements concerning rates of pay, rules, or working conditions, including cases pending and unadjusted on the date of approval of this Act before the National Labor Relations Board, shall be handled in the usual manner up to and including the chief operating officer of the carrier designated to handle such disputes; but, failing to reach an adjustment in this manner, the disputes may be referred by petition of the parties or by either party to an appropriate adjustment board, as hereinafter provided, with a full statement of the facts and supporting data bearing upon the disputes.

Handling employer-employee disputes.

Reference to adjustment board upon failure to agree.

"It shall be the duty of every carrier and of its employees, acting through their representatives, selected in accordance with the provisions of this title, to establish a board of adjustment of jurisdiction not exceeding the jurisdiction which may be lawfully exercised by system, group, or regional boards of adjustment, under the authority of section 3, Title I, of this Act.

Boards of adjustment; establishment; jurisdiction.

Vol. 48, p. 1189.

Employee-carrier boards of adjustment.

"Such boards of adjustment may be established by agreement between employees and carriers either on any individual carrier, or system, or group of carriers by air and any class or classes of its or their employees; or pending the establishment of a permanent National Board of Adjustment as hereinafter provided. Nothing in this Act shall prevent said carriers by air, or any class or classes of their employees, both acting through their representatives selected in accordance with provisions of this title, from mutually agreeing to the establishment of a National Board of Adjustment of temporary duration and of similarly limited jurisdiction.

National Air Transport Adjustment Board.

"SEC. 205. When, in the judgment of the National Mediation Board, it shall be necessary to have a permanent national board of adjustment in order to provide for the prompt and orderly settlement of disputes between said carriers by air, or any of them, and its or their employees, growing out of grievances or out of the interpretation or application of agreements between said carriers by air or any of them, and any class or classes of its or their employees, covering rates of pay, rules, or working conditions, the National Mediation Board is hereby empowered and directed, by its order duly made, published, and served, to direct the said carriers by air and such labor organizations of their employees, national in scope, as have been or may be recognized in accordance with the provisions of this Act, to select and designate four representatives who shall constitute a board which shall be known as the 'National Air Transport Adjustment Board.' Two members of said National Air Transport Adjustment Board shall be selected by said carriers by air and two members by the said labor organizations of the employees, within thirty days after the date of the order of the National Mediation Board, in the manner and by the procedure prescribed by title I of this Act for the selection and designation of members of the National Railroad Adjustment Board. The National Air Transport Adjustment Board shall meet within forty days after the date of the order of the National Mediation Board directing the selection and designation of its members and shall organize and adopt rules for conducting its proceedings, in the manner prescribed in section 3 of title I of this Act. Vacancies in membership or office shall be filled, members shall be appointed in case of failure of the carriers or of labor organizations of the employees to select and designate representatives, members of the National Air Transport Adjustment Board shall be compensated, hearings shall be held, findings and awards made, stated, served, and enforced, and the number and compensation of any necessary assistants shall be determined and the compensation of such employees shall be paid, all in the same manner and to the same extent as provided with reference to the National Railroad Adjustment Board by section 3 of title I of this Act. The powers and duties prescribed and established by the provisions of section 3 of title I of this Act with reference to the National Railroad Adjustment Board and the several divisions thereof are hereby conferred upon and shall be exercised and performed in like manner and to the same extent by the said National Air Transport Adjustment Board, not exceeding, however, the jurisdiction conferred upon said National Air Transport Adjustment Board by the provisions of this title. From and after the organization of the National Air Transport Adjustment Board, if any system, group, or regional board of adjustment established by any carrier or carriers by air and any class or classes of its or their employees is not satisfactory to either party thereto, the said party, upon ninety days' notice to the other party, may elect to come under the jurisdiction of the National Air Transport Adjustment Board.

Composition.

Meeting, organization, etc.

Filling vacancies, etc.

Powers conferred.

Election by employee-carrier boards to come under jurisdiction of.

"SEC. 206. All cases referred to the National Labor Relations Board, or over which the National Labor Relations Board shall have taken jurisdiction, involving any dispute arising from any cause between any common carrier by air engaged in interstate or foreign commerce or any carrier by air transporting mail for or under contract with the United States Government, and employees of such carrier or carriers, and unsettled on the date of approval of this Act, shall be handled to conclusion by the Mediation Board. The books, records, and papers of the National Labor Relations Board and of the National Labor Board pertinent to such case or cases, whether settled or unsettled, shall be transferred to the custody of the National Mediation Board.

Transfer of pending cases to Mediation Board.

Custody of papers, records, etc.

"SEC. 207. If any provision of this title or application thereof to any person or circumstance is held invalid, the remainder of the Act and the application of such provision to other persons or circumstances shall not be affected thereby.

Separability provision.

"SEC. 208. There is hereby authorized to be appropriated such sums as may be necessary for expenditure by the Mediation Board in carrying out the provisions of this Act."

Appropriation authorized.

Approved, April 10, 1936.

[CHAPTER 167.]

AN ACT

Authorizing the Secretary of the Interior to patent certain land to the town of Wamsutter, Wyoming.

April 10, 1936.
[S. 3761.]
[Public, No. 488.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That upon payment therefor at the rate of \$1.25 per acre, the Secretary of the Interior be, and he is hereby, directed to cause patent to issue to the town of Wamsutter, Wyoming, for the northeast quarter northwest quarter section 34, township 20 north, range 94 west, of the sixth principal meridian, Wyoming, under the provisions of sections 2387 to 2389 of the Revised Statutes having reference to townsites: *Provided*, That the coal deposits contained in the land are reserved to the United States, together with the right to prospect for, mine, and remove the same.*

Wamsutter, Wyo.
Land patent to.

R. S., secs. 2387-2389, p. 437.
U. S. C., p. 1891.
Provido.
Coal deposits, etc., reserved.

Approved, April 10, 1936.

[CHAPTER 168.]

AN ACT

To enable the Commodity Credit Corporation to better serve the farmers in orderly marketing, and to provide credit and facilities for carrying surpluses from season to season.

April 10, 1936.
[S. 3908.]
[Public, No. 489.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture and the Governor of the Farm Credit Administration are hereby authorized and directed to take all necessary steps to increase the capital stock of the Commodity Credit Corporation by \$97,000,000; and that the Reconstruction Finance Corporation is hereby authorized and directed to acquire \$97,000,000 of the non-assessable capital stock of the Commodity Credit Corporation: *Provided*, That nothing herein shall be construed to increase the amount of notes, bonds, debentures, and other such obligations which the Reconstruction Finance Corporation is authorized and empowered under existing law to issue and to have outstanding at any one time.*

Commodity Credit Corporation.
Capital stock increased.

Acquisition of stock by Reconstruction Finance Corporation authorized.
Provido.
No increase in obligations.

Approved, April 10, 1936.

[CHAPTER 169.]

AN ACT

To exempt certain small firearms from the provisions of the National Firearms Act.

April 10, 1936.

[H. R. 3254.]

[Public, No. 490.]

National Firearms Act. Vol. 48, p. 1236; U. S. C., p. 1135. Certain small firearms exempted from provisions of.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (a) of section 1 of the National Firearms Act relating to the definition of "firearms" is amended by inserting after "definition" a comma and the following: "but does not include any rifle which is within the foregoing provisions solely by reason of the length of its barrel if the caliber of such rifle is .22 or smaller and if its barrel is sixteen inches or more in length".

Approved, April 10, 1936.

[CHAPTER 170.]

AN ACT

For the relief of the State of Alabama.

April 10, 1936.

[H. R. 3369.]

[Public, No. 491.]

State of Alabama. Release from responsibility for loss of certain public property.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the State of Alabama be, and is hereby, relieved from all responsibility and accountability for certain quartermaster and other property to the approximate value of \$22,361.43, the property of the War Department in possession of the Alabama National Guard, which was lost, destroyed, or used for emergency relief work incident to the Elba (Alabama) flood of March 1929, and the tornadoes which occurred over large portions of said State in March 1932; and the Secretary of War is hereby authorized and directed to terminate all further accountability for said property.

Approved, April 10, 1936.

[CHAPTER 171.]

AN ACT

To authorize the sale by the United States to the municipality of Hot Springs, New Mexico, of the north half of the southeast quarter and the northeast quarter of the southwest quarter of section 6, township 14 south, range 4 west, New Mexico principal meridian, New Mexico.

April 10, 1936.

[H. R. 7024.]

[Public, No. 492.]

Hot Springs, N. Mex. Land patent to.

Purchase price, description, etc.

Vol. 42, p. 216; U. S. C., p. 972. Reversionary provision.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized and directed to patent to the city of Hot Springs, New Mexico, upon payment by such city of a purchase price at the rate of \$1.25 per acre, the land on the north half of the southeast quarter and the northeast quarter of the southwest quarter of section 6, township 14 south, range 4 west, New Mexico principal meridian, New Mexico, for the purpose of enabling such city to establish a permanent recreational site and municipal golf course, subject to the highway right-of-way shown on a map approved by the Department of Interior on December 13, 1933, pursuant to the provisions of section 17 of the Act of November 9, 1929¹ (42 Stat. 212). Such conveyance shall contain the express condition that if such city shall at any time cease to use such property for such purpose, or shall alienate or attempt to alienate such property, title thereto shall revert to the United States.

Approved, April 10, 1936.

¹ So in original.

[CHAPTER 172.]

AN ACT

To authorize a preliminary examination of Republican River, Smoky Hill River, and minor tributaries of Kansas River, with a view to the control of their floods.

April 10, 1936.

[H. R. 8030.]

[Public, No. 493.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of Republican River, Smoky Hill River, and minor tributaries of Kansas River, with a view to the control of their floods in accordance with the provisions of section 3 of an Act entitled "An Act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Republican, etc.,
Rivers.
Survey directed for
controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1487.

Approved, April 10, 1936.

[CHAPTER 173.]

AN ACT

To authorize a preliminary examination of Suwannee River in the State of Florida, from Florida-Georgia State line to the Gulf of Mexico.

April 10, 1936.

[H. R. 8300.]

[Public, No. 494.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of Suwannee River in the State of Florida, from the Florida-Georgia State line to the Gulf of Mexico, with a view to the control of its floods in accordance with the provisions of section 3 of an Act entitled "An Act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Suwannee River,
Fla.
Survey directed for
controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1487.

Approved, April 10, 1936.

[CHAPTER 174.]

AN ACT

To convey certain land to the city of Enfield, Connecticut.

April 10, 1936.

[H. R. 8559.]

[Public, No. 495.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized to convey to the Board of Selectmen of the town of Enfield of the State of Connecticut, for street purposes only, all the right, title, and interest of the United States to the following-described parcel of land which forms a part of the new post-office site at Enfield, Connecticut:

Enfield, Conn.
Conveyance of cer-
tain land to, for street
purposes.

Lying and being in the town of Enfield, county of Hartford, State of Connecticut, being a strip of land fronting thirty-two feet on the northerly side of High Street and extending of that width in a northwardly direction along the westerly side of Bartley Avenue for the full depth of the post-office site, a distance of one hundred and fifty feet: *Provided, however,* That the said town of Enfield, Connecticut, shall not have the right to sell or convey the said described premises nor to devote the same to any other purpose than as hereinbefore provided; and in the event said premises shall not be used for street purposes only and cared for and maintained as are other public streets in said town, the right, title, and interest conveyed to the town of Enfield shall revert to the United States.

Description.

Proviso.
Conditions.

Approved, April 10, 1936.

[CHAPTER 175.]

AN ACT

April 10, 1936.
[H. R. 8577.]
[Public, No. 496.]

To amend the Teachers' Salary Act of the District of Columbia, approved June 4, 1924, as amended, in relation to raising the trade or vocational schools to the level of junior high schools, and for other purposes.

District of Columbia,
public schools.
Trade or vocational
schools; reclassification.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it is the purpose of this Act to raise the trade or vocational schools from the present elementary school level to the rank of junior high schools as to salary schedule; and to provide other necessary legislation relating thereto.

Salary schedule.

SEC. 2. That on and after July 1, 1936, the salaries of teachers and principals of the trade or vocational schools shall be as follows:

Teachers, class 1.

CLASS 1—TEACHERS

Group A.

Group A. A basic salary of \$1,400 per year, with an annual increase in salary of \$100 for eight years, or until a maximum salary of \$2,200 per year is reached.

Group B.

Group B. A basic salary of \$2,300 per year, with an annual increase in salary of \$100 for three years, or until a maximum salary of \$2,600 per year is reached.

Class 2.

CLASS 2—TEACHERS

Group A.

Group A. A basic salary of \$1,600 per year, with an annual increase in salary of \$100 for eight years, or until a maximum salary of \$2,400 per year is reached.

Group B.

Group B. A basic salary of \$2,500 per year, with an annual increase in salary of \$100 for three years, or until a maximum salary of \$2,800 per year is reached.

Group C.

Group C. A basic salary of \$1,800 per year, with an annual increase in salary of \$100 for ten years, or until a maximum salary of \$2,800 per year is reached.

Group D.

Group D. A basic salary of \$2,900 per year, with an annual increase in salary of \$100 for three years, or until a maximum salary of \$3,200 per year is reached.

CLASS 8—PRINCIPALS

Principals, class 8.

A basic salary of \$3,500 per year, with an annual increase in salary of \$100 for five years, or until a maximum salary of \$4,000 per year is reached.

Board of Education,
authority conferred on,
to classify teachers, etc.

SEC. 3. That the Board of Education is hereby authorized, empowered, and directed to classify and assign the teachers and principals in the service in trade or vocational schools on July 1, 1936, to the salary classes and positions in the foregoing salary schedule for said trade or vocational schools, in accordance with such rules as the Board of Education may prescribe.

Occupational
schools; establishment.

SEC. 4. That the Board of Education is authorized and empowered to establish occupational schools on the elementary school level for pupils not prepared to pursue vocational courses in the trade or vocational schools; and also to carry on trade or vocational courses on the senior high school level or in senior high schools.

Administration of
Act.
Vol. 34, p. 316; Vol.
43, p. 367.

SEC. 5. The appointments, assignments, and transfers of teachers and principals authorized in this Act shall be made in accordance with the Act approved June 20, 1906, as amended. (Public, Numbered 254)

Effective date.

SEC. 6. This Act shall take effect on July 1, 1936.

Approved, April 10, 1936.

[CHAPTER 176.]

AN ACT

To provide a preliminary examination of Onondaga Creek, in Onondaga County, State of New York, with a view to the control of its floods.

April 10, 1936.
[H. R. 8797.]
[Public, No. 497.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of Onondaga Creek, in Onondaga County, State of New York, with a view to the control of its floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for the control of floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Onondaga Creek,
N. Y.
Survey directed for
controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1487.

Approved, April 10, 1936.

[CHAPTER 177.]

AN ACT

To provide for the establishment of a Coast Guard station at or near Apostle Islands, Wisconsin.

April 10, 1936.
[H. R. 8901.]
[Public, No. 498.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized to establish a Coast Guard station at or near Apostle Islands, Wisconsin, at such point as the Commandant of the Coast Guard may recommend.

Apostle Islands, Wis.
Coast Guard station
established at.

Approved, April 10, 1936.

[CHAPTER 178.]

AN ACT

Authorizing the erection of a marker suitably marking the site of the engagement fought at Columbus, Georgia, April 16, 1865.

April 10, 1936.
[H. R. 9200.]
[Public, No. 499.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized and directed to erect, or cause to be erected, in Columbus, Georgia, a suitable marker, or markers, marking the site of the engagement of Columbus fought in that city on April 16, 1865.

Columbus, Ga.
Erection of com-
memorative marker,
authorized.

SEC. 2. There is authorized to be appropriated the sum of \$1,000, or so much thereof as may be necessary, to carry out provisions of this Act.

Appropriation
authorized.

Approved, April 10, 1936.

[CHAPTER 179.]

AN ACT

To authorize the Secretary of the Treasury to dispose of material to the sea-scout service of the Boy Scouts of America.

April 10, 1936.
[H. R. 9671.]
[Public, No. 500.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is hereby authorized, in his discretion, to dispose of without charge, except for transportation and delivery, to the sea-scout service of the Boy Scouts of America such obsolete material as may not be needed for the Coast Guard, and such other material as may be spared at prices representing its fair value to the Coast Guard.

Boy Scouts of
America.
Disposal of obsolete,
etc., Coast Guard ma-
terial to, authorized.

Approved, April 10, 1936.

[CHAPTER 180.]

AN ACT

To authorize the Secretary of War to acquire the timber rights on the Gigling Military Reservation (now designated as Camp Ord), in California.

April 10, 1936.
[H. R. 10182.]
[Public, No. 501.]

Gigling Military Reservation (Camp Ord), Calif.
Acquisition of timber rights reserved by former owners, authorized.

Appropriation authorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to acquire by purchase, condemnation, or otherwise, all the rights and interests which were reserved by the former owners on conveyance to the United States of the land embraced in the military reservation known as the Gigling Military Reservation (now designated as Camp Ord), in Monterey County, California, relative to the cutting of timber thereon and the preparation and removal of forest products and to terminate all easements, rights, and privileges insofar as they have application to timber operations for private benefit; and there is hereby authorized to be appropriated the sum of \$25,000 to carry out the provisions of this Act.

Approved, April 10, 1936.

[CHAPTER 181.]

AN ACT

To amend the Act approved June 18, 1934, authorizing the city of Port Arthur, Texas, or the Commission thereby created and its successors, to construct, maintain, and operate a bridge over Lake Sabine, at or near Port Arthur, Texas, and to extend the times for commencing and completing the said bridge.

April 10, 1936.
[H. R. 10185.]
[Public, No. 502.]

Bridge over Lake Sabine, Port Arthur, Tex.
Period for amortizing cost extended.
Vol. 48, p. 1009.

Time for construction extended.

Amendment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4 of the Act entitled "An Act authorizing the city of Port Arthur, Texas, or the Commission hereby created and its successors, to construct, maintain, and operate a bridge over Lake Sabine, at or near Port Arthur, Texas", approved June 18, 1934, is amended by striking out the words "twenty years" and inserting in lieu thereof the words "thirty years".

SEC. 2. That the times for commencing and completing the construction of the aforesaid bridge are hereby extended one and three years, respectively, from June 18, 1936.

SEC. 3. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, April 10, 1936.

[CHAPTER 182.]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Missouri River at or near Randolph, Missouri.

April 10, 1936.
[H. R. 10187.]
[Public, No. 503.]

Missouri River.
Time extended for bridging, at Randolph, Mo.

Vol. 45, pp. 729, 1431;
Vol. 46, pp. 328, 1064;
Vol. 47, pp. 149, 772;
Vol. 48, p. 572.

Amendment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of the bridge across the Missouri River, at or near Randolph, Missouri, authorized to be built by The Kansas City Southern Railway Company, its successors and assigns, by an Act of Congress approved May 24, 1928, heretofore extended by Acts of Congress approved March 1, 1929, May 14, 1930, February 6, 1931, May 6, 1932, January 19, 1933, and April 9, 1934, are hereby further extended two and four years, respectively, from May 24, 1936.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, April 10, 1936.

[CHAPTER 183.]

AN ACT

To extend the times for commencing and completing the construction of certain bridges across the Monongahela, Allegheny, and Youghiogheny Rivers in the county of Allegheny, Pennsylvania.

April 10, 1936.
[H. R. 10262.]
[Public, No. 504.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of certain bridges, to wit:

(a) Across the Monongahela River, at a point suitable to the interests of navigation, from Pittsburgh to Homestead, Pennsylvania, near to, and to replace, existing Brown's Bridge,

Allegheny County, Pa.
Time for bridge construction extended, on designated projects.

Monongahela River, Pittsburgh to Homestead.

(b) Across the Allegheny River, at a point suitable to the interests of navigation, from Pittsburgh to O'Hara Township, Pennsylvania, near Dam Numbered 2, to replace the existing Highland Park Bridge,

Allegheny River, Pittsburgh to O'Hara Township.

(c) Across the Monongahela River, at a point suitable to the interests of navigation, in the city of Pittsburgh, Pennsylvania, between the Smithfield Street and Point Bridges,

Monongahela River at Pittsburgh.

(d) Across the Monongahela River, at a point suitable to the interests of navigation, from the Glenwood to the Hays sections of the city of Pittsburgh, Pennsylvania, to replace existing Glenwood Bridge,

(e) Across the Monongahela River, at a point suitable to the interests of navigation, from Dravosburg to McKeesport, Pennsylvania, to replace existing Dravosburg Bridge,

Dravosburg to McKeesport.

(f) Across the Youghiogheny River, at a point suitable to the interests of navigation, in the city of McKeesport, to replace existing Fifth Avenue Bridge,

Youghiogheny River at McKeesport.

(g) Across the Monongahela River, at a point suitable to the interests of navigation, from the Borough of Rankin to the Borough of Whittaker, Pennsylvania, to replace existing Rankin Bridge,¹ authorized to be built by Allegheny County Authority and the county of Allegheny, Pennsylvania, or either of them, by an Act of Congress approved June 4, 1934, amended and supplemented by an Act of Congress approved August 21, 1935, are hereby extended one and three years, respectively, from June 4, 1936.

Monongahela River, Boroughs of Rankin and Whittaker.

Vol. 48, p. 837.
Act, p. 669.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, April 10, 1936.

[CHAPTER 184.]

AN ACT

To legalize a bridge across Poquetanuck Cove at or near Ledyard, Connecticut.

April 10, 1936.
[H. R. 10316.]
[Public, No. 505.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the State of Connecticut to maintain and operate a bridge and approaches thereto already constructed across Poquetanuck Cove at or near Ledyard, Connecticut, as a lawful structure and subject to the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906.

Poquetanuck Cove, Bridge across, at Ledyard, Conn., legalized.

Vol. 34, p. 84.
U. S. C., p. 1474.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, April 10, 1936.

¹ So in original.

[CHAPTER 185.]

AN ACT

To legalize a bridge across Second Creek, Lauderdale County, Alabama.

April 10, 1936.
[H. R. 10465.]
[Public, No. 506.]

Second Creek, Ala.
Bridge across, in
Lauderdale County,
legalized.

Vol. 34, p. 84.
U. S. C., p. 1474.

Amendment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the State of Alabama to maintain and operate a bridge and approaches thereto already constructed across Second Creek, Lauderdale County, Alabama, on the Florence to Athens highway in such State, as a lawful structure and subject to the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, April 10, 1936.

[CHAPTER 186.]

AN ACT

To amend chapter 9 of the Act of July 1, 1898, entitled "An Act to establish a uniform system of bankruptcy throughout the United States", approved July 1, 1898, and Acts amendatory thereof and supplementary thereto.

April 10, 1936.
[H. R. 10490.]
[Public, No. 507.]

Bankruptcy Act of
1898, amendment.
Vol. 30, p. 541; Vol.
48, p. 798.
U. S. C., p. 346.

Courts of bank-
ruptcy, additional ju-
risdiction.
Time extended for
relief of debtors.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 79 of chapter 9 of the Act of July 1, 1898, entitled "An Act to establish a uniform system of bankruptcy throughout the United States", approved July 1, 1898, and Acts amendatory thereof and supplementary thereto, be, and the same is hereby, amended to read as follows:

"SEC. 79. ADDITIONAL JURISDICTION.—Until January 1, 1940, in addition to the jurisdiction exercised in voluntary and involuntary proceedings to adjudge persons bankrupt, courts of bankruptcy shall exercise original jurisdiction in proceedings for the relief of debtors, as provided in this chapter of this Act."

Approved, April 10, 1936.

[CHAPTER 187.]

AN ACT

Authorizing a preliminary examination of Marshy Hope Creek, a tributary of the Nanticoke River, at and within a few miles of Federalsburg, Caroline County, Maryland, with a view to the controlling of floods.

April 10, 1936.
[H. R. 10975.]
[Public, No. 508.]

Marshy Hope Creek,
Md.
Survey directed for
controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1487.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized and directed to cause a preliminary examination to be made of Marshy Hope Creek, a tributary of the Nanticoke River, at and within a few miles of Federalsburg, Caroline County, Maryland, with a view to the control of floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for control of floods of the Mississippi River, and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of river¹ and harbors.

Approved, April 10, 1936.

¹ So in original.

[CHAPTER 188.]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Ohio River between Rockport, Indiana, and Owensboro, Kentucky.

April 10, 1936.
[H. R. 11045.]
[Public, No. 509.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Ohio River between Rockport, Indiana, and Owensboro, Kentucky, authorized to be built by the Spencer County Bridge Commission, by an Act of Congress approved June 18, 1934, are hereby extended one and three years, respectively, from June 18, 1936.

Ohio River.
Time extended for
bridging, Rockport,
Ind., to Owensboro,
Ky.

Vol. 48, p. 1016.
Ante, p. 36.

Amendment.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, April 10, 1936.

[CHAPTER 189.]

AN ACT

Relating to the filing of copies of income returns, and for other purposes.

April 10, 1936.
[H. R. 11365.]
[Public, No. 510.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 54 of the Revenue Act of 1934, as amended, is amended by inserting at the end thereof the following new subsection:

Revenue Act of 1934,
amendment.
Vol. 48, p. 698;
U. S. C., p. 1044.

“(d) COPIES OF RETURNS.—If any person, required by law or regulations made pursuant to law to file a copy of any income return for any taxable year beginning after December 31, 1934, fails to file such copy at the time required, there shall be due and assessed against such person \$5 in the case of an individual return or \$10 in the case of a fiduciary, partnership, or corporation return, and the collector with whom the return is filed shall prepare such copy. Such amount shall be collected and paid, without interest, in the same manner as the amount of tax due in excess of that shown by the taxpayer upon a return in the case of a mathematical error appearing on the face of the return. In case of a person who filed a return for any taxable year not beginning after December 31, 1935, such amount of \$5 or \$10 shall be due and assessed only if the copy is not filed before the expiration of fifteen days after the mailing by the collector in whose office the return is filed, of a request to such person for the filing of the copy. Copies of returns filed or prepared pursuant to this subsection shall remain on file for a period of not less than two years from the date they are required to be filed, and may be destroyed at any time thereafter under the direction of the Commissioner.”

Copies of income re-
turns; failure to file.

Penalty.

Collection and pay-
ment.

Filing and disposi-
tion of returns.

Approved, April 10, 1936.

[CHAPTER 190.]

AN ACT

Granting the consent of Congress to the Department of Public Works of the Commonwealth of Massachusetts for the construction, maintenance, and operation of certain free highway bridges to replace bridges destroyed by flood in the Commonwealth of Massachusetts.

April 10, 1936.
[H. R. 11945.]
[Public, No. 511.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the Department of Public Works of the Commonwealth of Massachusetts to construct, maintain, and operate the following temporary and permanent free highway bridges and approaches thereto:

Commonwealth
of Massachusetts.
Bridge restorations,
etc.

(1) Across the Merrimack River, at a point suitable to the interests of navigation, at or near Central Street, in the city of Lowell, Massachusetts, to replace the Central Street Bridge;

Merrimack River at
Lowell.

Between Haverhill and Groveland.

(2) Across the Merrimack River, at a point suitable to the interests of navigation, between Haverhill and Groveland, Massachusetts, to replace the Groveland Bridge;

Connecticut River, between Gill and Montague.

(3) Across the Connecticut River, at a point suitable to the interests of navigation, between Gill and Montague, Massachusetts, to replace the Turners Falls Bridge;

Between Montague and Greenfield.

(4) Across the Connecticut River, at a point suitable to the interests of navigation, between Montague and Greenfield, Massachusetts, to replace the Montague City Bridge;

Between Deerfield and Sunderland.

(5) Across the Connecticut River, at a point suitable to the interests of navigation, between Deerfield and Sunderland, Massachusetts, to replace the Deerfield-Sunderland Bridge;

Between Northampton and Hadley.

(6) Across the Connecticut River, at a point suitable to the interests of navigation, between Northampton and Hadley, Massachusetts, to replace the Northampton-Hadley Bridge;

Between Holyoke and South Hadley.

(7) Across the Connecticut River, at a point suitable to the interests of navigation, between Holyoke and South Hadley, Massachusetts, to replace the Holyoke-South Hadley Bridge;

Between Springfield and Agawam.

(8) Across the Connecticut River, at a point suitable to the interests of navigation, between Springfield and Agawam, Massachusetts, to replace South End Bridge; in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Vol. 34, p. 84.
U. S. C., p. 1473.

Amendment.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, April 10, 1936.

[CHAPTER 191.]

JOINT RESOLUTION

Accepting the invitation of the Government of France to the United States to participate in the International Exposition of Paris—Art and Technique in Modern Life, to be held at Paris, France, in 1937.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the invitation extended by the Government of France to the United States to participate in the International Exposition of Paris—Art and Technique in Modern Life, to be held at Paris, France, in 1937, is hereby accepted.

SEC. 2. The President is authorized to appoint a commissioner general to represent the United States in the exposition, who will serve in this capacity without compensation. The President is further authorized to designate upon the nomination of the Secretary of State a permanent Government official as commissioner, who while on this detail shall serve without additional compensation. The expenses of the commissioner general and the commissioner and such staff as they may require will be met out of the funds provided for the purposes of the Government participation in the exposition. Their duties shall be prescribed by the Secretary of State and shall include arrangements for providing and allotting space for exhibitors who may be willing to ship exhibits to the exposition. All arrangements with regard to such exhibit space to be provided for American exhibitors shall be made between the exposition authorities and the commissioner general, or, in the event he should delegate the authority, the commissioner. All arrangements made by exhibitors for space not provided by themselves, but made available through arrangements carried on by the commissioner general or commissioner, shall be with the latter two officials. It shall be the duty of

April 10, 1936.

[H. J. Res. 305.]

[Pub. Res., No. 80.]

International Exposition of Paris—Art and Technique in Modern Life, 1937.
Invitation to participate accepted.

Commissioner general to represent United States; appointment authorized.
Commissioner to be designated.

Expenses; duties.

Exhibit arrangements.

the Secretary of State to indicate to the commissioner general and the commissioner appropriate methods of interesting possible American exhibitors in the exposition. The other departments of the Government are authorized and directed to cooperate with these officers when requested.

SEC. 3. The commissioner general and the commissioner may employ such clerks, stenographers, and other assistants as may be necessary and fix their reasonable compensation without regard to the Classification Act of 1923, as amended; purchase such material, contract for such labor and other services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), and exercise such powers as are delegated to them by this Act, and in order to facilitate the functioning of their officers may subdelegate their powers (authorized or delegated) to such officers and employees as may be deemed advisable.

SEC. 4. In order to defray the expenses of representation of the United States at this exposition, including personal services; transportation of things; travel and subsistence expenses; rent; printing and binding; official cards; entertainment; hire, maintenance and operation of motor-propelled passenger-carrying vehicles; and such other expenses as may be necessary in the opinion of the Secretary of State to carry out the purposes of this Act, the sum of \$50,000, or so much thereof as may be necessary, is authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, to remain available until expended for the purposes of this joint resolution and any unexpended balances shall be covered back into the Treasury of the United States. All expenditure shall be subject to approval by the Secretary of State and payable upon his certification, provided that he is authorized in his discretion to delegate this authority to the commissioner general or the commissioner. Such expenditures shall not be subject to the provisions of any law regulating or limiting the expenditure of public money other than this Act, but this provision shall not be construed to waive the submission of accounts and vouchers to the General Accounting Office for audit, or permit any indebtedness to be incurred in excess of the amount authorized to be appropriated.

SEC. 5. The heads of the various executive departments and independent offices and establishments of the Government are authorized to assist the commissioner general and the commissioner in the procurement, installation, and display of exhibits; to lend to the International Exposition of Paris—Art and Technique in Modern Life, with the knowledge and consent of the commissioner general and the commissioner, such articles, specimens, and exhibits which the commissioner shall deem to be in the interest of the United States to place with the science or other exhibits to be shown under the auspices of the exposition management; to contract for such labor or other services as shall be authorized by the commissioner general or commissioner, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); and to designate officials or employees of their departments or branches to assist the commissioner general and the commissioner.

SEC. 6. The commissioner general and the commissioner, with the approval of the Secretary of State, may receive from any source contributions to aid in carrying out the general purpose of this Act, but the same shall be expended and accounted for in the same manner as any appropriation which may be made under authority of this Act. The commissioner general and the commissioner are also authorized to receive contributions of material to aid in carrying out the general purpose of this Act, and at the close of the exposition

Cooperation of departments.

Employees, etc.

U. S. C., p. 85.

Purchases without advertising.
R. S., sec. 3709, p. 733; U. S. C., p. 1803.

Delegation of powers.

Appropriation authorized.
Post, p. 1633.

Supervision of expenditures.

Heads of departments, etc., to assist.

Contracts without advertising.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Acceptance of contributions; expenditure, etc.

Disposition of excess. or when the connection of the Government of the United States therewith ceases, under the direction of the Secretary of State, shall dispose of any such portion thereof as may be unused, and account therefor.

Reports to Congress. SEC. 7. It shall be the duty of the Secretary of State to transmit to Congress within six months after the close of the exposition a detailed statement of all expenditures, together with the reports hereinbefore specified and such other reports as he may deem proper, which reports shall be prepared and arranged with a view to concise statement and convenient reference.

Approved, April 10, 1936.

[CHAPTER 207.]

AN ACT

April 11, 1936.
[S. 3860.]
[Public, No. 512.]

To amend section 2 of the Act entitled "An Act to amend the National Defense Act", approved May 28, 1928.

National rifle and
pistol matches.
Coast Guard partici-
pation authorized.
Vol. 45, p. 786; U. S.
C., p. 1443.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act entitled "An Act to amend the National Defense Act", approved May 28, 1928 (45 Stat. 786; U. S. C., title 32, sec. 181b), is hereby amended by inserting the words "Coast Guard" after the words "Marine Corps," and before the words "National Guard," in the fourth line of said section.

Approved, April 11, 1936.

[CHAPTER 208.]

AN ACT

April 11, 1936.
[S. 3971.]
[Public, No. 513.]

To extend the times for commencing and completing the construction of a bridge across the Saint Lawrence River at or near Ogdensburg, New York.

Saint Lawrence
River.
Time extended for
bridging, at Ogdens-
burg, N. Y.
Vol. 48, pp. 141, 927;
Ante, p. 301.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Saint Lawrence River at or near Ogdensburg, New York, authorized to be built by the Saint Lawrence Bridge Commission by an Act of Congress approved June 14, 1933, heretofore extended by Acts of Congress approved June 8, 1934, and May 28, 1935, are hereby further extended one and three years, respectively, from June 14, 1936.

Amendment.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, April 11, 1936.

[CHAPTER 209.]

AN ACT

April 11, 1936.
[H. R. 6645.]
[Public, No. 514.]

To amend the Act entitled "An Act to provide for the construction of certain public buildings, and for other purposes", approved May 25, 1926.

Oakland, Calif.
Disposition of old
post-office building au-
thorized.
Vol. 44, p. 630; U. S.
C., p. 1793.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to provide for the construction of certain public buildings, and for other purposes", approved May 25, 1926, is amended by adding the following: "That the Secretary of the Treasury be, and he is hereby, authorized and empowered, as soon as he advantageously can do so, to sell, alter, remodel, demolish, or otherwise dispose of the old post-office building at Oakland, California, the cost of demolition or other disposition, if any, to be paid from

any unallocated moneys available for public building construction. The Secretary of the Treasury is hereby further authorized to sell all of the old post-office site situated at Broadway, Seventeenth, and Franklin Streets in Oakland, California, at such time, for such price, and upon such terms and conditions as he may deem to be to the best interests of the United States, and to convey such property to the purchaser thereof by the usual quitclaim deed, the proceeds of said sale to be covered into the Treasury as miscellaneous receipts."

Proceeds of sale covered into Treasury.

Approved, April 11, 1936.

[CHAPTER 210.]

AN ACT

To amend section 80 of chapter 9 of an Act to amend the Act entitled "An Act to establish a uniform system of bankruptcy throughout the United States", approved July 1, 1898.

April 11, 1936.
[H. R. 6982.]
[Public, No. 515.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subparagraphs (a) and (d) of section 80 of chapter 9 of an Act to amend an Act entitled "An Act to establish a uniform system of bankruptcy throughout the United States", approved July 1, 1898, and Acts amendatory thereof and supplementary thereto be, and the same are hereby, amended to read as follows:

Bankruptcy Act of 1898, amendments. Vol. 30, p. 544; Vol. 48, p. 798.
U. S. C., p. 346.

"SEC. 80. MUNICIPAL DEBT READJUSTMENTS.—(a) Any municipality or other political subdivision of any State, including (but not hereby limiting the generality of the foregoing) any county, city, borough, village, parish, town, or township, unincorporated tax or special assessment district, and any school, drainage, irrigation, reclamation, levee, sewer, or paving, sanitary, port, improvement, or other districts (hereinafter referred to as a 'taxing district'), may file a petition stating that the taxing district is insolvent or unable to meet its debts as they mature, and that it desires to effect a plan of readjustment of its debts. The petition shall be filed with the court in whose territorial jurisdiction the taxing district or the major part thereof is located and for any such district having no officials of its own the petition shall be filed by the municipality or political subdivision, the officials of which have power to contract on behalf of said district or to levy the special assessments within such district. The petition shall be accompanied by payment to the clerk of a filing fee of \$100, which shall be in addition to the fees required to be collected by the clerk under other chapters of this Act. The petition shall state that a plan of readjustment has been prepared, is filed and submitted with the petition, and that creditors of the taxing district owning not less than 30 per centum in the case of drainage, irrigation, reclamation, and levee districts (except as hereinafter provided) and owning not less than 51 per centum in the case of all other taxing districts in amount of the bonds, notes, and certificates of indebtedness of the taxing district affected by the plan, excluding bonds, notes, or certificates of indebtedness owned, held, or controlled by the taxing district in a fund or otherwise, have accepted it in writing. The petition shall be accompanied with such written acceptance and with a list of all known creditors of the taxing district, together with their addresses so far as known to the taxing district, and description of their respective claims showing separately those who have accepted the plan of readjustment, together with their separate addresses, the contents of which list shall not constitute admissions by the taxing districts in a proceeding under this chapter or otherwise. Upon the filing of such a petition the judge shall enter an order either approving it as properly filed under this

Municipal debt readjustments.
Petition of insolvent taxing district.

Where to be filed.

Filing fee.

Contents of petition; readjustment plan to accompany.
Consent of creditors required.

List of creditors to be furnished.

Not deemed admissions.

Order of approval or dismissal by court.

chapter, if satisfied that such petition complies with this chapter and has been filed in good faith, or dismissing it, if not so satisfied. If creditors holding 5 per centum in amount of the bonds, notes, or certificates of indebtedness shall, within ninety days after the first publication of the notice provided for in subdivision (c), clause (1), of this chapter, appear and controvert the facts alleged in the petition, the judge shall decide the issues presented, and unless the material allegations of the petition are sustained, shall dismiss the petition: *Provided, however,* That such written acceptance of not less than 30 per centum of the creditors of drainage, irrigation, reclamation, and levee districts, shall not be required in any case where a loan shall have been authorized to the petitioning taxing district by an agency of the United States Government, for the purpose of enabling any such petitioning district to reduce and refinance its outstanding indebtedness.

Judge to decide issues if 5% of creditors appear and controvert.
Vol. 48, p. 800.

Proviso.
Petition of drainage, etc., districts, where loans shall have been authorized for refinancing indebtedness.

Confirmation of plan.

Drainage, reclamation, etc., districts.

Other districts.

Proviso.
Acceptance by certain creditors not required.

“(d) The plan of readjustment shall not be confirmed until it has been accepted in writing, filed in the proceeding, by or on behalf of creditors holding at least 51 per centum in amount of the claims of each class in the case of drainage, irrigation, reclamation and levee districts and creditors holding two-thirds in amount of the claims of each class in the case of all other taxing districts whose claims have been allowed and would be affected by the plan, and by creditors holding 51 per centum in the case of drainage, irrigation, reclamation, and levee districts and creditors holding 75 per centum in the case of all other taxing districts in amount of the claims of all classes of the taxing district affected by the plan, but excluding claims owned, held, or controlled by a taxing district, and such plan has been accepted and approved by the taxing district in a writing filed in the proceeding, signed in its name by an authorized authority: *Provided, however,* That it shall not be requisite to the confirmation of the plan that there be such acceptance by any creditor or class of creditors (a) whose claims are not affected by the plan, or (b) if the plan makes provision for the payment of their claims in cash in full, or (c) if provision is made in the plan for the protection of the interests, claims or liens of such creditors or class of creditors.”

Approved, April 11, 1936.

[CHAPTER 211.]

AN ACT

To provide for the measurement of vessels using the Panama Canal, and for other purposes.

April 13, 1936.

[S. 2283.]

[Public, No. 516.]

Panama Canal.
Committee to study rules for measurement of vessels, authorized.
Post, p. 1641.

Hearings.

Report and recommendations.

Compensation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is authorized to appoint a neutral committee of three members, for the purpose of making an independent study and investigation of the rules for the measurement of vessels using the Panama Canal and the tolls that should be charged therefor and hold hearings thereon, at which interested parties shall have full opportunity to present their views. Such committee shall report to the President upon said matters prior to January 1, 1937, and shall make such advisory recommendations of changes and modifications of the “Rules for the Measurement of Vessels for the Panama Canal” and the determinations of tolls as it finds necessary or desirable to provide a practical, just, and equitable system of measuring such vessels and levying such tolls. Members of such committee shall be paid compensation at the rate of \$825 per month, except that a member who is an officer or employee of the United States shall receive no compensation in addition to his compensation as such officer or

employee. Such committee is authorized to appoint such employees as may be necessary for the execution of its functions under this Act, the total expense thereof not to exceed \$10,000.

Approved, April 13, 1936.

[CHAPTER 212.]

AN ACT

To authorize the coinage of 50-cent pieces in commemoration of the three-hundredth anniversary of the founding of the first settlement on Long Island, New York.

Employees.

April 13, 1936.
[H. R. 11323.]
[Public, No. 517.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the three-hundredth anniversary of the founding of the first settlement on Long Island, New York, there shall be coined at a mint of the United States to be designated by the Director of the Mint not to exceed one hundred thousand silver 50-cent pieces of standard size, weight, and composition, and of a special appropriate single design to be fixed by the Director of the Mint, with the approval of the Secretary of the Treasury, but the United States shall not be subject to the expense of making the necessary dies and other preparations for this coinage.

Long Island, New York.
Coinage of 50-cent pieces commemorating first settlement on, authorized.

Number.

No Federal expense.

SEC. 2. The coins herein authorized shall bear the date 1936, irrespective of the year in which they are minted or issued, shall be legal tender in any payment to the amount of their face value, and shall be issued only upon the request of the chairman or secretary of the Long Island Tercentenary Committee upon payment by him of the par value of such coins, but not less than five thousand such coins shall be issued to him at any one time and no such coins shall be issued after the expiration of one year after the date of enactment of this Act. Such coins may be disposed of at par or at a premium by such committee and the net proceeds shall be used by it in defraying the expenses incidental and appropriate to the commemoration of such event.

Date.

Issue.

Disposition.

SEC. 3. All laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of the same, regulating and guarding the process of coinage, providing for the purchase of material, and for the transportation, distribution, and redemption of coins, for the prevention of debasement or counterfeiting, for the security of the coins, or for any other purposes, whether such laws are penal or otherwise, shall, so far as applicable, apply to the coinage herein authorized.

Coinage laws applicable.

Approved, April 13, 1936.

[CHAPTER 213.]

AN ACT

To amend an Act entitled "An Act to create a Library of Congress Trust Fund Board, and for other purposes", approved March 3, 1925.

April 13, 1936.
[H. R. 11849.]
[Public, No. 518.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the third paragraph of the Act entitled "An Act to create a Library of Congress Trust Fund Board, and for other purposes", approved March 3, 1925, is amended to read as follows:

Library of Congress Trust Fund Board.
Vol. 43, p. 1107.
U. S. C., p. 18.

"SEC. 2. The Board is hereby authorized to accept, receive, hold, and administer such gifts, bequests, or devises of property for the benefit of, or in connection with, the Library, its collections, or its service, as may be approved by the Board and by the Joint Committee on the Library."

Acceptance of gifts, etc., for benefit of Library, authorized.

Approved, April 13, 1936.

[CHAPTER 214.]

JOINT RESOLUTION

April 13, 1936.
[H. J. Res. 526.]
[Pub. Res., No. 81.]

To authorize the Librarian of Congress to accept the property devised and bequeathed to the United States of America by the last will and testament of Joseph Pennell, deceased.

Joseph Pennell (deceased).
Acceptance of bequest of, for Library of Congress, authorized.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Librarian of Congress, with the advice and consent of the Library of Congress Trust Fund Board and the Joint Committee of Congress on the Library, is hereby authorized to accept, on behalf of the United States, the property devised and bequeathed to the United States by the last will and testament of Joseph Pennell, deceased (which will was admitted to probate by the register for the probate of wills and granting of letters of administration in and for the city and county of Philadelphia, in the Commonwealth of Pennsylvania, on the 24th day of June 1926), upon the terms and conditions set forth in the said will, if, in their judgment, such acceptance would be to the best interests of the Library.

Administrative authority of Librarian.

SEC. 2. Should the property be accepted pursuant to the authority hereinbefore granted, the Librarian of Congress is hereby authorized and directed to do all acts necessary in connection therewith: *Provided, however,* That the Librarian of Congress shall transfer the assets of the "Pennell Fund" (as designated in the said will), to the Library of Congress Trust Fund Board for administration by the said Board.

Proviso.
Transfer of assets.

Approved, April 13, 1936.

[CHAPTER 215.]

AN ACT

April 14, 1936.
[S. 4232.]
[Public, No. 519.]

To create a commission and to extend further relief to water users on United States reclamation projects and on Indian irrigation projects.

Reclamation projects.
Commission created to investigate financial, etc., conditions.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby created a commission to be composed of three members, all of whom shall be appointed by the Secretary of the Interior, two from the personnel of the Department of the Interior, and one who shall be a landowner and water user under a United States reclamation project. The commission is authorized and directed to investigate the financial and economic condition of the various United States reclamation projects, with particular reference to the ability of each such project to make payments of water-right charges without undue burden on the water users, district, association, or other reclamation organization liable for such charges. Such investigation shall include an examination and consideration of any statement filed with the commission, or the Department of the Interior, by any such district, association, or other reclamation organization, or the water users thereof, and, where requested by any such district, association, or other reclamation organization, said commission shall proceed to such project and hold hearings, the proceedings of which shall be reduced to writing and filed with its report. Said commission, after having made careful investigation and study of the financial and economic condition of the various United States reclamation projects and their probable present and future ability to meet such water-right charges, shall report to the Congress, at the beginning of the Seventy-fifth Congress, with its recommendations as to the best, most feasible, and practicable comprehensive permanent plan for such water-right payments, with due consideration for the development and carrying on of the reclamation program of

Ability to pay water-right charges.

Scope, etc., of investigation.

Report and recommendations to Congress.

the United States, and having particularly in mind the probable ability of such water users, districts, associations, or other reclamation organizations to meet such water-right charges regularly and faithfully from year to year, during periods of prosperity and good prices for agricultural products as well as during periods of decline in agricultural income and unsatisfactory conditions of agriculture.

SEC. 2. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$5,000, which shall be available for expenditure, as the Secretary of the Interior may direct, for expenses and all necessary disbursements, including salaries, in carrying out the provisions of this Act. The commission is authorized to appoint and fix the compensation of such employees as may be necessary for carrying out its functions under this Act without regard to civil-service laws or the Classification Act of 1923, as amended.

Appropriation authorized for expenses.

Employees.

U. S. C., pp. 81, 85.

SEC. 3. That all the provisions of the Act entitled "An Act to further extend relief to water users on the United States reclamation projects and on Indian irrigation projects", approved June 13, 1935, are hereby further extended for the period of one year, so far as concerns 50 per centum of the construction charges, for the calendar year 1936: *Provided, however,* That where the construction charge for the calendar year 1936 is payable in two installments the sum hereby extended shall be the amount due as the first of such installments. If payable in one installment, the due date for the 50 per centum to be paid shall not be changed.

Relief to water users, extended. *Ante*, p. 337.

Proviso. Construction charges, 1936.

Approved, April 14, 1936.

[CHAPTER 228.]

AN ACT

To amend section 21 of the Act approved June 5, 1920, entitled "An Act to provide for the promotion and maintenance of the American merchant marine, to repeal certain emergency legislation, and provide for the disposition, regulation, and use of property acquired thereunder, and for other purposes", as applied to the Virgin Islands of the United States.

April 16, 1936.
[S. 754.]

[Public, No. 520.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 21 of the Act approved June 5, 1920 (41 Stat. L. 997), entitled "An Act to provide for the promotion and maintenance of the American merchant marine, to repeal certain emergency legislation and provide for the disposition, regulation, and use of property acquired thereunder, and for other purposes", is hereby amended by adding thereto the following proviso: "*And provided further,* That the coastwise laws of the United States shall not extend to the Virgin Islands of the United States until the President of the United States shall, by proclamation, declare that such coastwise laws shall extend to the Virgin Islands and fix a date for the going into effect of same."

Virgin Islands of the United States. Vol. 41, p. 997. U. S. C., p. 2060.

Extension of coastwise laws to, deferred until date fixed by Presidential proclamation.

Approved, April 16, 1936.

[CHAPTER 229.]

AN ACT

Relating to the carriage of goods by sea.

April 16, 1936.
[S. 1152.]

[Public, No. 521.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That every bill of lading or similar document of title which is evidence of a contract for the carriage of goods by sea to or from ports of the United States, in foreign trade, shall have effect subject to the provisions of this Act.

Carriage of Goods by Sea Act.

Title I.

TITLE I

Terms defined.

SECTION 1. When used in this Act—

"Carrier."

(a) The term "carrier" includes the owner or the charterer who enters into a contract of carriage with a shipper.

"Contract of carriage."

(b) The term "contract of carriage" applies only to contracts of carriage covered by a bill of lading or any similar document of title, insofar as such document relates to the carriage of goods by sea, including any bill of lading or any similar document as aforesaid issued under or pursuant to a charter party from the moment at which such bill of lading or similar document of title regulates the relations between a carrier and a holder of the same.

"Goods."

(c) The term "goods" includes goods, wares, merchandise, and articles of every kind whatsoever, except live animals and cargo which by the contract of carriage is stated as being carried on deck and is so carried.

"Ship."

(d) The term "ship" means any vessel used for the carriage of goods by sea.

"Carriage of goods."

(e) The term "carriage of goods" covers the period from the time when the goods are loaded on to the time when they are discharged from the ship.

RISKS

Risks.
Post, p. 1211.

SEC. 2. Subject to the provisions of section 6, under every contract of carriage of goods by sea, the carrier in relation to the loading, handling, stowage, carriage, custody, care, and discharge of such goods, shall be subject to the responsibilities and liabilities and entitled to the rights and immunities hereinafter set forth.

RESPONSIBILITIES AND LIABILITIES

Responsibilities and liabilities.

SEC. 3. (1) The carrier shall be bound, before and at the beginning of the voyage, to exercise due diligence to—

(a) Make the ship seaworthy;

(b) Properly man, equip, and supply the ship;

(c) Make the holds, refrigerating and cooling chambers, and all other parts of the ship in which goods are carried, fit and safe for their reception, carriage, and preservation.

(2) The carrier shall properly and carefully load, handle, stow, carry, keep, care for, and discharge the goods carried.

Bill of lading; contents.

(3) After receiving the goods into his charge the carrier, or the master or agent of the carrier, shall, on demand of the shipper, issue to the shipper a bill of lading showing among other things—

Identification marks.

(a) The leading marks necessary for identification of the goods as the same are furnished in writing by the shipper before the loading of such goods starts, provided such marks are stamped or otherwise shown clearly upon the goods if uncovered, or on the cases or coverings in which such goods are contained, in such a manner as should ordinarily remain legible until the end of the voyage.

Number or weight of packages, etc.

(b) Either the number of packages or pieces, or the quantity or weight, as the case may be, as furnished in writing by the shipper.

Order and condition of goods.
Proviso.
Exceptions.

(c) The apparent order and condition of the goods: *Provided*, That no carrier, master, or agent of the carrier, shall be bound to state or show in the bill of lading any marks, number, quantity, or weight which he has reasonable ground for suspecting not accurately to represent the goods actually received, or which he has had no reasonable means of checking.

(4) Such a bill of lading shall be prima facie evidence of the receipt by the carrier of the goods as therein described in accordance with paragraphs (3) (a), (b), and (c), of this section: *Provided*, That nothing in this Act shall be construed as repealing or limiting the application of any part of the Act, as amended, entitled "An Act relating to bills of lading in interstate and foreign commerce", approved August 29, 1916 (U. S. C., title 49, secs. 81-124), commonly known as the "Pomerene Bills of Lading Act."

Evidence of receipt.

Proviso.
Existing law not affected.
Vol. 39, p. 538; U. S. C., p. 2242.

(5) The shipper shall be deemed to have guaranteed to the carrier the accuracy at the time of shipment of the marks, number, quantity, and weight, as furnished by him; and the shipper shall indemnify the carrier against all loss, damages, and expenses arising or resulting from inaccuracies in such particulars. The right of the carrier to such indemnity shall in no way limit his responsibility and liability under the contract of carriage to any person other than the shipper.

Accuracy of marks, etc., guaranteed by shipper; indemnity for error.

(6) Unless notice of loss or damage and the general nature of such loss or damage be given in writing to the carrier or his agent at the port of discharge before or at the time of the removal of the goods into the custody of the person entitled to delivery thereof under the contract of carriage, such removal shall be prima facie evidence of the delivery by the carrier of the goods as described in the bill of lading. If the loss or damage is not apparent, the notice must be given within three days of the delivery.

Removal to be prima facie evidence of delivery; exception.

Notice of loss when damage not apparent.

Said notice of loss or damage may be endorsed upon the receipt for the goods given by the person taking delivery thereof.

The notice in writing need not be given if the state of the goods has at the time of their receipt been the subject of joint survey or inspection.

Exception.

In any event the carrier and the ship shall be discharged from all liability in respect of loss or damage unless suit is brought within one year after delivery of the goods or the date when the goods should have been delivered: *Provided*, That if a notice of loss or damage, either apparent or concealed, is not given as provided for in this section, that fact shall not affect or prejudice the right of the shipper to bring suit within one year after the delivery of the goods or the date when the goods should have been delivered.

Failure to bring suit; discharge of liability.

Proviso.
Right of shipper.

In the case of any actual or apprehended loss or damage the carrier and the receiver shall give all reasonable facilities to each other for inspecting and tallying the goods.

Mutual rights of inspecting, etc., goods, in case of loss.

(7) After the goods are loaded the bill of lading to be issued by the carrier, master, or agent of the carrier to the shipper shall, if the shipper so demands, be a "shipped" bill of lading: *Provided*, That if the shipper shall have previously taken up any document of title to such goods, he shall surrender the same as against the issue of the "shipped" bill of lading, but at the option of the carrier such document of title may be noted at the port of shipment by the carrier, master, or agent with the name or names of the ship or ships upon which the goods have been shipped and the date or dates of shipment, and when so noted the same shall for the purpose of this section be deemed to constitute a "shipped" bill of lading.

"Shipped" bill of lading.

Proviso.
Substitution of, for document of title previously taken up, etc.

(8) Any clause, covenant, or agreement in a contract of carriage relieving the carrier or the ship from liability for loss or damage to or in connection with the goods, arising from negligence, fault, or failure in the duties and obligations provided in this section, or lessening such liability otherwise than as provided in this Act, shall be null and void and of no effect. A benefit of insurance in favor of the carrier, or similar clause, shall be deemed to be a clause relieving the carrier from liability.

Covenant relieving from liability for negligence, etc., void.

RIGHTS AND IMMUNITIES

Rights and immunities.

Loss from unseaworthiness.

Burden of proof.

Exemption from liability from designated causes.

Proviso.
Carrier's own acts.

Other causes not the fault of carrier; burden of proof in claiming benefits of.

Shipper not responsible for damage to carrier, etc., without fault.

Certain deviations not deemed breach of Act or contract.

Proviso.
Unreasonable deviation.

SEC. 4. (1) Neither the carrier nor the ship shall be liable for loss or damage arising or resulting from unseaworthiness unless caused by want of due diligence on the part of the carrier to make the ship seaworthy, and to secure that the ship is properly manned, equipped, and supplied, and to make the holds, refrigerating and cool chambers, and all other parts of the ship in which goods are carried fit and safe for their reception, carriage, and preservation in accordance with the provisions of paragraph (1) of section 3. Whenever loss or damage has resulted from unseaworthiness, the burden of proving the exercise of due diligence shall be on the carrier or other persons claiming exemption under this section.

(2) Neither the carrier nor the ship shall be responsible for loss or damage arising or resulting from—

(a) Act, neglect, or default of the master, mariner, pilot, or the servants of the carrier in the navigation or in the management of the ship;

(b) Fire, unless caused by the actual fault or privity of the carrier;

(c) Perils, dangers, and accidents of the sea or other navigable waters;

(d) Act of God;

(e) Act of war;

(f) Act of public enemies;

(g) Arrest or restraint of princes, rulers, or people, or seizure under legal process;

(h) Quarantine restrictions;

(i) Act or omission of the shipper or owner of the goods, his agent or representative;

(j) Strikes or lockouts or stoppage or restraint of labor from whatever cause, whether partial or general: *Provided*, that nothing herein contained shall be construed to relieve a carrier from responsibility for the carrier's own acts;

(k) Riots and civil commotions;

(l) Saving or attempting to save life or property at sea;

(m) Wastage in bulk or weight or any other loss or damage arising from inherent defect, quality, or vice of the goods;

(n) Insufficiency of packing;

(o) Insufficiency or inadequacy of marks;

(p) Latent defects not discoverable by due diligence; and

(q) Any other cause arising without the actual fault and privity of the carrier and without the fault or neglect of the agents or servants of the carrier, but the burden of proof shall be on the person claiming the benefit of this exception to show that neither the actual fault or privity of the carrier nor the fault or neglect of the agents or servants of the carrier contributed to the loss or damage.

(3) The shipper shall not be responsible for loss or damage sustained by the carrier or the ship arising or resulting from any cause without the act, fault, or neglect of the shipper, his agents, or his servants.

(4) Any deviation in saving or attempting to save life or property at sea, or any reasonable deviation shall not be deemed to be an infringement or breach of this Act or of the contract of carriage, and the carrier shall not be liable for any loss or damage resulting therefrom: *Provided, however*, That if the deviation is for the purpose of loading or unloading cargo or passengers it shall, prima facie, be regarded as unreasonable.

(5) Neither the carrier nor the ship shall in any event be or become liable for any loss or damage to or in connection with the transportation of goods in an amount exceeding \$500 per package lawful money of the United States, or in case of goods not shipped in packages, per customary freight unit, or the equivalent of that sum in other currency, unless the nature and value of such goods have been declared by the shipper before shipment and inserted in the bill of lading. This declaration, if embodied in the bill of lading, shall be prima facie evidence, but shall not be conclusive on the carrier.

Amount of carrier's liability for loss.

By agreement between the carrier, master, or agent of the carrier, and the shipper another maximum amount than that mentioned in this paragraph may be fixed: *Provided*, That such maximum shall not be less than the figure above named. In no event shall the carrier be liable for more than the amount of damage actually sustained.

Different maximum by agreement.

Proviso.
Lowest maximum.

Neither the carrier nor the ship shall be responsible in any event for loss or damage to or in connection with the transportation of the goods if the nature or value thereof has been knowingly and fraudulently misstated by the shipper in the bill of lading.

Misstaterments; effect of.

(6) Goods of an inflammable, explosive, or dangerous nature to the shipment whereof the carrier, master or agent of the carrier, has not consented with knowledge of their nature and character, may at any time before discharge be landed at any place or destroyed or rendered innocuous by the carrier without compensation, and the shipper of such goods shall be liable for all damages and expenses directly or indirectly arising out of or resulting from such shipment. If any such goods shipped with such knowledge and consent shall become a danger to the ship or cargo, they may in like manner be landed at any place, or destroyed or rendered innocuous by the carrier without liability on the part of the carrier except to general average, if any.

Inflammable, etc., goods.

Treatment, disposition, etc.

SURRENDER OF RIGHTS AND IMMUNITIES AND INCREASE OF RESPONSIBILITIES AND LIABILITIES

SEC. 5. A carrier shall be at liberty to surrender in whole or in part all or any of his rights and immunities or to increase any of his responsibilities and liabilities under this Act, provided such surrender or increase shall be embodied in the bill of lading issued to the shipper.

Surrender of rights, etc., and increase of responsibilities, etc.

The provisions of this Act shall not be applicable to charter parties; but if bills of lading are issued in the case of a ship under a charter party, they shall comply with the terms of this Act. Nothing in this Act shall be held to prevent the insertion in a bill of lading of any lawful provision regarding general average.

Act not applicable to charter parties.

SPECIAL CONDITIONS

SEC. 6. Notwithstanding the provisions of the preceding sections, a carrier, master or agent of the carrier, and a shipper shall, in regard to any particular goods be at liberty to enter into any agreement in any terms as to the responsibility and liability of the carrier for such goods, and as to the rights and immunities of the carrier in respect of such goods, or his obligation as to seaworthiness (so far as the stipulation regarding seaworthiness is not contrary to public policy), or the care or diligence of his servants or agents in regard to the loading, handling, stowage, carriage, custody, care, and discharge of the goods carried by sea: *Provided*, That in this case no bill of lading has been or shall be issued and that the terms agreed shall be embodied in a receipt which shall be a nonnegotiable document and shall be marked as such.

Special conditions.

Agreements between carrier and shipper permitted.

Proviso.
Terms to be embodied in nonnegotiable receipt.

Legal effect.

Proviso.
Shipments excluded.

Any agreement so entered into shall have full legal effect: *Provided*, That this section shall not apply to ordinary commercial shipments made in the ordinary course of trade but only to other shipments where the character or condition of the property to be carried or the circumstances, terms, and conditions under which the carriage is to be performed are such as reasonably to justify a special agreement.

Liability for goods prior to loading and after discharge from ship.

SEC. 7. Nothing contained in this Act shall prevent a carrier or a shipper from entering into any agreement, stipulation, condition, reservation, or exemption as to the responsibility and liability of the carrier or the ship for the loss or damage to or in connection with the custody and care and handling of goods prior to the loading on and subsequent to the discharge from the ship on which the goods are carried by sea.

Rights and obligations of carrier under designated Acts.

Vol. 39, p. 728;
U. S. C., p. 2054.
R. S., secs. 4281-4289, p. 826.
U. S. C., p. 1998.

SEC. 8. The provisions of this Act shall not affect the rights and obligations of the carrier under the provisions of the Shipping Act, 1916, or under the provisions of sections 4281 to 4289, inclusive, of the Revised Statutes of the United States, or of any amendments thereto; or under the provisions of any other enactment for the time being in force relating to the limitation of the liability of the owners of seagoing vessels.

Title II.

TITLE II

Discrimination between competing shippers not permitted.

SECTION 9. Nothing contained in this Act shall be construed as permitting a common carrier by water to discriminate between competing shippers similarly placed in time and circumstances, either (a) with respect to their right to demand and receive bills of lading subject to the provisions of this Act; or (b) when issuing such bills of lading, either in the surrender of any of the carrier's rights and immunities or in the increase of any of the carrier's responsibilities and liabilities pursuant to section 5, title I, of this Act; or (c) in any other way prohibited by the Shipping Act, 1916, as amended.

Ante, p. 1211.

Through bills of lading issued by railroad carriers.

Vol. 41, p. 498;
U. S. C., p. 2234.
Sea carriage subject to this Act.

SEC. 10. Section 25 of the Interstate Commerce Act is hereby amended by adding the following proviso at the end of paragraph 4 thereof: "*Provided, however*, That insofar as any bill of lading authorized hereunder relates to the carriage of goods by sea, such bill of lading shall be subject to the provisions of the Carriage of Goods by Sea Act."

Where cargo weight is ascertained or accepted by third party.

SEC. 11. Where under the customs of any trade the weight of any bulk cargo inserted in the bill of lading is a weight ascertained or accepted by a third party other than the carrier or the shipper, and the fact that the weight is so ascertained or accepted is stated in the bill of lading, then, notwithstanding anything in this Act, the bill of lading shall not be deemed to be prima facie evidence against the carrier of the receipt of goods of the weight so inserted in the bill of lading, and the accuracy thereof at the time of shipment shall not be deemed to have been guaranteed by the shipper.

Existing provisions not affected.

Vol. 27, p. 445.
U. S. C., p. 1999.

SEC. 12. Nothing in this Act shall be construed as superseding any part of the Act entitled "An Act relating to navigation of vessels, bills of lading, and to certain obligations, duties, and rights in connection with the carriage of property", approved February 13, 1893, or of any other law which would be applicable in the absence of this Act, insofar as they relate to the duties, responsibilities, and liabilities of the ship or carrier prior to the time when the goods are loaded on or after the time they are discharged from the ship.

Scope of Act. "United States" defined.

SEC. 13. This Act shall apply to all contracts for carriage of goods by sea to or from ports of the United States in foreign trade. As used in this Act the term "United States" includes its districts, terri-

ories, and possessions: *Provided, however,* That the Philippine Legislature may by law exclude its application to transportation to or from ports of the Philippine Islands. The term "foreign trade" means the transportation of goods between the ports of the United States and ports of foreign countries. Nothing in this Act shall be held to apply to contracts for carriage of goods by sea between any port of the United States or its possessions, and any other port of the United States or its possessions: *Provided, however,* That any bill of lading or similar document of title which is evidence of a contract for the carriage of goods by sea between such ports, containing an express statement that it shall be subject to the provisions of this Act, shall be subjected hereto as fully as if subject hereto by the express provisions of this Act: *Provided further,* That every bill of lading or similar document of title which is evidence of a contract for the carriage of goods by sea from ports of the United States, in foreign trade, shall contain a statement that it shall have effect subject to the provisions of this Act.

Provisos.
Action by Philippine Legislature.

"Foreign trade" defined.

Domestic coastwise, etc., trade.

Application of Act to bills of lading issued for, by agreement.

Foreign trade; statement required.

SEC. 14. Upon the certification of the Secretary of Commerce that the foreign commerce of the United States in its competition with that of foreign nations is prejudiced by the provisions, or any of them, of title I of this Act, or by the laws of any foreign country or countries relating to the carriage of goods by sea, the President of the United States may, from time to time, by proclamation, suspend any or all provisions of title I of this Act for such periods of time or indefinitely as may be designated in the proclamation. The President may at any time rescind such suspension of title I hereof, and any provisions thereof which may have been suspended shall thereby be reinstated and again apply to contracts thereafter made for the carriage of goods by sea. Any proclamation of suspension or rescission of any such suspension shall take effect on a date named therein, which date shall be not less than ten days from the issue of the proclamation.

Suspension of Title I by Presidential proclamation.

Rescission of proclamation.

Effective date.

Any contract for the carriage of goods by sea, subject to the provisions of this Act, effective during any period when title I hereof, or any part thereof, is suspended, shall be subject to all provisions of law now or hereafter applicable to that part of title I which may have thus been suspended.

Applicable laws during suspension.

Effective date.

SEC. 15. This Act shall take effect ninety days after the date of its approval; but nothing in this Act shall apply during a period not to exceed one year following its approval to any contract for the carriage of goods by sea, made before the date on which this Act is approved, nor to any bill of lading or similar document of title issued, whether before or after such date of approval in pursuance of any such contract as aforesaid.

SEC. 16. This Act may be cited as the "Carriage of Goods by Sea Act."

Citation of Act.

Approved, April 16, 1936.

[CHAPTER 230.]

AN ACT

To amend section 51 of the Judicial Code of the United States (U. S. C., title 28, sec. 112).

April 16, 1936.
[S. 2524.]
[Public, No. 522.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 51 of the Judicial Code (U. S. C., title 28, sec. 112) is amended to read as follows:

United States district courts.
U. S. C., p. 1237.

SEC. 51. CIVIL SUITS; WHERE TO BE BROUGHT.—Except as provided in the five succeeding sections, no person shall be arrested in one district for trial in another, in any civil action before a district

Civil suits; where to be brought.

court; and, except as provided in the six succeeding sections, no civil suit shall be brought in any district court against any person by any original process or proceeding in any other district than that whereof he is an inhabitant; but where the jurisdiction is founded only on the fact that the action is between citizens of different States, suit shall be brought only in the district of the residence of either the plaintiff or the defendant; except that suit by a stockholder on behalf of a corporation may be brought in any district in which suit against the defendant or defendants in said stockholders' action, other than said corporation, might have been brought by such corporation and process in such cases may be served upon such corporation in any district wherein such corporation resides or may be found.

Approved, April 16, 1936.

[CHAPTER 232.]

AN ACT

Authorizing the President to present the Distinguished Service Medal to Commander Percy Todd, British Navy, and the Navy Cross to Lieutenant Commander Charles A. deW. Kitcat, British Navy.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is authorized to present the Distinguished Service Medal to Commander Percy Todd, British Navy, and the Navy Cross to Lieutenant Commander Charles A. deW. Kitcat, British Navy, in recognition of the skill and heroism displayed by these officers when the United States ship *Fulton*, en route from Hong Kong, British Crown colony, to Foochow, China, on March 14, 1934, was destroyed by fire.

Approved, April 17, 1936.

[CHAPTER 233.]

AN ACT

Making appropriations for the Legislative Branch of the Government for the fiscal year ending June 30, 1937, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Legislative Branch of the Government for the fiscal year ending June 30, 1937, namely:

Senate.

SENATE

Senators.

SALARIES AND MILEAGE OF SENATORS

Compensation.

For compensation of Senators, \$960,000.

Mileage.

For mileage of the President of the Senate and of Senators, \$51,000.

Officers, clerks, messengers, etc.

For compensation of officers, clerks, messengers, and others:

Vice President's office.

OFFICE OF THE VICE PRESIDENT

Secretary to, and clerks.

Salaries: Secretary to the Vice President, \$4,620; clerk, \$2,400; assistant clerks—one \$2,280, one \$2,160; in all, \$11,460.

CHAPLAIN

Chaplain.

Chaplain of the Senate, \$1,680.

Suit by stockholder on behalf of corporation.

April 17, 1936.
[H. R. 11053.]
[Public, No. 523.]

Distinguished Service Medal.
Presentation of, to Comdr. Percy Todd, British Navy.
Navy Cross.
Presentation of, to Lt. Comdr. Charles A. deW. Kitcat, British Navy.

April 17, 1936.
[H. R. 11691.]
[Public, No. 524.]

Legislative Branch Appropriation Act, 1937.

OFFICE OF THE SECRETARY

Secretary's office.

Salaries: Secretary of the Senate, including compensation as disbursing officer of salaries of Senators and of contingent fund of the Senate, \$8,000; Chief Clerk, who shall perform the duties of reading clerk, \$5,500 and \$1,000 additional so long as the position is held by the present incumbent; financial clerk, \$5,000 and \$2,000 additional so long as the position is held by the present incumbent; assistant financial clerk, \$4,500; Parliamentarian and Journal Clerk, \$5,000 and \$1,000 additional so long as the position is held by the present incumbent; principal clerk, \$3,600; legislative clerk, \$4,000 and \$1,000 additional so long as the position is held by the present incumbent; enrolling clerk, \$4,000 and \$1,000 additional so long as the position is held by the present incumbent; printing clerk, \$3,540; chief bookkeeper, \$3,600; librarian, \$3,360; assistant Journal Clerk, \$3,360; executive clerk, \$3,180; first assistant librarian, and keeper of stationery, at \$3,120 each; clerks—one at \$3,180, one at \$2,880 and \$300 additional so long as the position is held by the present incumbent, four at \$2,880 each, one at \$2,640, five at \$2,400 each, two at \$2,040 each, two at \$1,860 each, four at \$1,740 each; special officer, \$2,460; laborers—one at \$1,620, five at \$1,380 each, two in Secretary's office, at \$1,680 each; in all, \$130,500.

Secretary, assistants, clerks, etc.

Parliamentarian and Journal Clerk.

DOCUMENT ROOM

Document Room.

Salaries: Superintendent, \$3,960; first assistant, \$2,640; second assistant, \$2,040; three assistants, at \$2,040 each; skilled laborer, \$1,380; in all, \$16,140.

Superintendent, etc.

COMMITTEE EMPLOYEES

Committee employ-ees.

Clerks and messengers to the following committees: Agriculture and Forestry—clerk, \$3,900; assistant clerk, \$2,880; assistant clerk, \$2,580; assistant clerk, \$2,400; assistant clerk, \$2,220; additional clerk, \$1,800. Appropriations—clerk, \$7,000 and \$1,000 additional so long as the position is held by the present incumbent; assistant clerk, \$4,200; assistant clerk, \$3,900; three assistant clerks at \$3,000 each; two assistant clerks at \$2,220 each; messenger, \$1,800. To Audit and Control the Contingent Expenses of the Senate—clerk, \$3,900; assistant clerk, \$2,880; assistant clerk, \$2,400; assistant clerk, \$2,220; additional clerk, \$1,800. Banking and Currency—clerk, \$3,900; assistant clerk, \$2,880; assistant clerk, \$2,400; assistant clerk, \$2,220. Civil Service—clerk, \$3,900; assistant clerk, \$2,400; assistant clerk, \$2,220; additional clerk, \$1,800. Claims—clerk, \$3,900; assistant clerk, \$2,880; assistant clerk, \$2,580; two assistant clerks at \$2,220 each. Commerce—clerk, \$3,900; assistant clerk, \$2,880; assistant clerk, \$2,580; assistant clerk, \$2,400; two assistant clerks, at \$2,220 each. Conference Majority of the Senate—clerk, \$3,900; assistant clerk, \$2,880; two assistant clerks at \$2,580 each; assistant clerk, \$2,220. Conference Minority of the Senate—clerk, \$3,900; assistant clerk, \$2,880; two assistant clerks at \$2,580 each; assistant clerk, \$2,220. District of Columbia—clerk, \$3,900; two assistant clerks at \$2,880 each; assistant clerk, \$2,220; additional clerk, \$1,800. Education and Labor—clerk, \$3,900; assistant clerk, \$2,580; assistant clerk, \$2,220; additional clerk, \$1,800. Enrolled Bills—clerk, \$3,900; assistant clerk, \$2,400; assistant clerk, \$2,220; additional clerk, \$1,800. Expenditures in the Executive Departments—clerk, \$3,900; assistant clerk, \$2,580; assistant clerk, \$2,220;

Clerks and messen-gers.

additional clerk, \$1,800. Finance—clerk, \$4,200; special assistant to the committee, \$3,600; assistant clerk, \$2,880; assistant clerk, \$2,700; assistant clerk, \$2,400; two assistant clerks at \$2,220 each; two experts (one for majority and one for the minority) at \$3,600 each; messenger, \$1,800. Foreign Relations—clerk, \$3,900; assistant clerk, \$2,880; assistant clerk, \$2,580; assistant clerk, \$2,220; additional clerk, \$1,800; messenger, \$1,800. Immigration—clerk, \$3,900; assistant clerk, \$2,580; assistant clerk, \$2,220; additional clerk, \$1,800. Indian affairs—clerk, \$3,900; assistant clerk, \$3,600; assistant clerk, \$2,880; assistant clerk, \$2,400; assistant clerk, \$2,220; additional clerk, \$1,800. Interoceanic Canals—clerk, \$3,900; assistant clerk, \$2,580; assistant clerk, \$2,220; additional clerk, \$1,800. Interstate Commerce—clerk, \$3,900; assistant clerk, \$3,600; assistant clerk, \$2,880; two assistant clerks at \$2,580 each; assistant clerk, \$2,220. Irrigation and Reclamation—clerk, \$3,900; assistant clerk, \$2,580; assistant clerk, \$2,220; two additional clerks at \$1,800 each. Judiciary—clerk, \$3,900; assistant clerk, \$2,880; two assistant clerks at \$2,580 each; assistant clerk, \$2,220. Library—clerk, \$3,900; two assistant clerks, at \$2,400 each; assistant clerk, \$2,220; additional clerk, \$1,800. Manufactures—clerk, \$3,900; assistant clerk, \$2,400; assistant clerk, \$2,220; additional clerk, \$1,800. Military Affairs—clerk, \$3,900; assistant clerk, \$2,880; assistant clerk, \$2,580; assistant clerk, \$2,400; two assistant clerks at \$2,220 each. Mines and Mining—clerk, \$3,900; assistant clerk, \$2,400; assistant clerk, \$2,220; two additional clerks, at \$1,800 each. Naval Affairs—clerk, \$3,900; assistant clerk, \$2,880; assistant clerk, \$2,400; two assistant clerks at \$2,220 each. Patents—clerk, \$3,900; assistant clerk, \$2,400; assistant clerk, \$2,220; additional clerk, \$1,800. Pensions—clerk, \$3,900; assistant clerk, \$2,580; four assistant clerks at \$2,220 each. Post Offices and Post Roads—clerk, \$3,900; assistant clerk, \$2,880; four assistant clerks at \$2,220 each; additional clerk, \$1,800. Printing—clerk, \$3,900; assistant clerk, \$2,580; assistant clerk, \$2,220; additional clerk, \$1,800. Privileges and Elections—clerk, \$3,900; assistant clerk, \$2,400; assistant clerk, \$2,220; additional clerk, \$1,800. Public Buildings and Grounds—clerk, \$3,900; assistant clerk, \$2,400; assistant clerk, \$2,220; additional clerk, \$1,800. Public Lands and Surveys—clerk, \$3,900; assistant clerk, \$2,880; assistant clerk, \$2,580; two assistant clerks at \$2,220 each. Revision of the Laws—clerk, \$3,900; assistant clerk, \$2,400; assistant clerk, \$2,220; additional clerk, \$1,800. Rules—clerk, \$3,900 and \$200 toward the preparation biennially of the Senate Manual under the direction of the Committee on Rules; assistant clerk, \$2,880; assistant clerk, \$2,580; assistant clerk, \$2,220; additional clerk, \$1,800. Territories and Insular Affairs—clerk, \$3,900; assistant clerk, \$2,580; two assistant clerks, at \$2,220 each; assistant clerk, \$2,000; additional clerk, \$1,800; in all, \$503,460.

Clerical assistance to Senators.

Allowance to Senators not chairmen of specified committees.

Ex-officio committee clerks.

CLERICAL ASSISTANTS TO SENATORS

Clerical assistance to Senators who are not chairmen of the committees specially provided for herein, as follows: Seventy clerks at \$3,900 each; seventy assistant clerks at \$2,400 each; and seventy assistant clerks at \$2,220 each; such clerks and assistant clerks shall be ex-officio clerks and assistant clerks of any committee of which their Senator is chairman; seventy additional clerks at \$1,800 each, one for each Senator having no more than one clerk and two assistant clerks for himself or for the committee of which he is chairman; messenger, \$1,800; in all, \$724,200.

OFFICE OF SERGEANT AT ARMS AND DOORKEEPER

Salaries: Sergeant at Arms and Doorkeeper, \$8,000; two secretaries (one for the majority and one for the minority), at \$5,400 each; two assistant secretaries (one for the majority and one for the minority), at \$4,320 each; Deputy Sergeant at Arms and storekeeper, \$4,800; clerks—one \$3,000, one, \$2,100, one, \$2,000, two at \$1,800 each, one, to the secretary for the majority, \$1,800; one, to the secretary of the minority, \$1,800, one, \$1,500; messengers—one, \$2,640, four (acting as assistant doorkeepers, including one for the minority), at \$2,400 each, twenty-nine (including two for minority), at \$1,740 each, four, at \$1,620 each, one at card door, \$2,400 and \$240 additional so long as the position is held by the present incumbent; two special messengers, at \$1,800 each; clerk on journal work for Congressional Record to be selected by the Official Reporters, \$3,360; upholsterer and locksmith, \$2,400; cabinetmaker, \$2,040; three carpenters, at \$2,040 each; janitor, \$2,400; five skilled laborers, \$1,680 each; laborer in charge of private passage, \$1,680; three female attendants in charge of ladies' retiring rooms, at \$1,500 each; three attendants to women's toilet rooms, Senate Office Building, at \$1,500 each; telephone operators—chief, \$2,460, fourteen, at \$1,560 each; laborer in charge of Senate toilet rooms in old library space, \$1,200; press gallery—superintendent, \$3,660; assistant superintendent, \$2,520; messengers for service to press correspondents—one, \$1,920; three at \$1,440 each; laborers—three, at \$1,320 each; twenty-eight, at \$1,260 each, three, at \$480 each; special employees—seven, at \$1,000 each; twenty-one pages for the Senate Chamber, at the rate of \$4 per day each, during the session, \$15,204; in all, \$259,664.

Police force for Senate Office Building under the Sergeant at Arms: Lieutenant, \$1,740; special officer, \$1,740; thirty-one privates at \$1,620 each; in all, \$53,700.

POST OFFICE

Salaries: Postmaster, \$3,600; assistant postmaster, \$2,880; chief clerk, \$2,460; wagon master, \$2,040; twenty-six mail carriers, at \$1,620 each; in all, \$53,100.

FOLDING ROOM

Salaries: Foreman, \$2,460; assistant, \$2,160; clerk, \$1,740; folders—chief, \$2,040, fourteen at \$1,440 each; in all, \$28,560.

The provisions of the Legislative Pay Act of 1929 are hereby amended so as to correspond with the changes made by this Act in the designations and rates of salary of certain positions under the Senate.

CONTINGENT EXPENSES OF THE SENATE

For purchase, exchange, driving, maintenance, and operation of an automobile for the Vice President, \$4,000.

For reporting the debates and proceedings of the Senate, payable in equal monthly installments, \$60,340.

For services in cleaning, repairing, and varnishing furniture, \$2,000.

For expenses of inquiries and investigations ordered by the Senate, including compensation to stenographers of committees, at such rate as may be fixed by the Committee to Audit and Control the Contingent Expenses of the Senate, but not exceeding 25 cents per

Office of Sergeant at Arms, etc.

Sergeant at Arms and Doorkeeper, secretaries, etc.

Clerks, messengers, etc.

Laborers, etc.

Superintendent, press gallery.

Pages.

Police, Senate Office Building.

Post Office.

Postmaster, assistants, etc.

Folding Room.

Salaries.

Legislative Pay Act of 1929, amended. Vol. 46, p. 32. U. S. C., p. 8.

Contingent expenses.

Automobile for Vice President.

Reporting debates, etc.

Furniture; cleaning, repairing, etc.

Inquiries and investigations.

<p><i>Prorisos.</i> Salary restriction.</p> <p>Per diem and subsistence. Vol. 44, p. 688; U. S. C., p. 103.</p> <p>Joint Committee on Internal Revenue Taxation; one-half expenses.</p> <p>Folding, etc.</p> <p>Fuel, oil, advertising, etc.</p> <p>Senate kitchens and restaurants.</p> <p><i>Proriso.</i> Increase in prices authorized.</p> <p>Outside service.</p> <p>Motor vehicles.</p> <p>Miscellaneous items.</p> <p>Packing boxes.</p> <p>Postage stamps.</p> <p>Furniture; purchase, etc.</p> <p>Stationery.</p> <p>Warehouse rent.</p>	<p>hundred words, \$150,000: <i>Provided</i>, That no part of this appropriation shall be expended for services, personal, professional, or otherwise in excess of the rate of \$3,600 per annum: <i>Provided further</i>, That no part of this appropriation shall be expended for per diem and subsistence expenses except in accordance with the provisions of the Subsistence Expense Act of 1926, approved June 3, 1926, as amended.</p> <p>For payment of one-half of the salaries and other expenses of the Joint Committee on Internal Revenue Taxation as authorized by law, \$27,000.</p> <p>For folding speeches and pamphlets, at a rate not exceeding \$1 per thousand, \$18,000.</p> <p>For materials for folding, \$1,500.</p> <p>For fuel, oil, cotton waste, and advertising, exclusive of labor, \$2,000.</p> <p>For repairs, improvements, equipment, and supplies for Senate kitchens and restaurants, Capitol Building and Senate Office Building, including personal and other services, to be expended from the contingent fund of the Senate, under the supervision of the Committee on Rules, United States Senate, \$35,000: <i>Provided</i>, That said Committee on Rules is hereby authorized and directed hereafter to add a minimum of 10 per centum to each order in excess of 10 cents served in the said restaurants and 20 per centum to all orders served outside of said restaurants, and the proceeds accruing therefrom shall be placed in a fund to be used in the payment of any deficit incurred in the management of such kitchens and restaurants.</p> <p>For maintaining, exchanging, and equipping motor vehicles for carrying the mails and for official use of the offices of the Secretary and Sergeant at Arms, \$7,960.</p> <p>For miscellaneous items, exclusive of labor, \$200,000.</p> <p>For packing boxes, \$970.</p> <p>Postage stamps: For office of Secretary, \$250; office of Sergeant at Arms, \$100; in all, \$350.</p> <p>For the purchase of furniture, \$5,000.</p> <p>For materials for furniture and repairs of same, exclusive of labor, \$3,000.</p> <p>For stationery for Senators and for the President of the Senate, including \$7,500 for stationery for committees and officers of the Senate, \$19,500.</p> <p>For rent of warehouse for storage of public documents, \$2,000.</p>
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HOUSE OF REPRESENTATIVES

SALARIES AND MILEAGE OF MEMBERS

<p>House of Representatives.</p> <p>Members.</p> <p>Pay of Members, Delegates, and Resident Commissioners.</p> <p>Mileage.</p> <p>Officers, clerks, etc.</p>	<p>For compensation of Members of the House of Representatives, Delegates from Territories, and the Resident Commissioner from Puerto Rico, \$4,385,000.</p> <p>For mileage of Representatives, the Delegate from Hawaii, and the Resident Commissioner from Puerto Rico, and for expenses of the Delegate from Alaska, \$171,000.</p> <p>For compensation of officers, clerks, messengers, and others:</p>
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Speaker's office.

OFFICE OF THE SPEAKER

Secretary, etc.

Salaries: Secretary to the Speaker, \$4,620; three clerks to the Speaker, at \$2,400 each; messenger to Speaker, \$1,680; in all, \$13,500.

THE SPEAKER'S TABLE

Speaker's table.

Salaries: Parliamentarian \$4,500, and \$1,500 additional so long so¹ the position is held by the present incumbent, and for preparing Digest of the Rules, \$1,000 per annum; Assistant Parliamentarian, \$2,760 and \$750 additional so long as the position is held by the present incumbent; messenger to Speaker's Table, \$1,740; in all, \$12,250.

Parliamentarian, etc.
Preparing Digest of Rules.

CHAPLAIN

Chaplain of the House of Representatives, \$1,680.

Chaplain.

OFFICE OF THE CLERK

Clerk's office.

Salaries: Clerk of the House of Representatives, including compensation as disbursing officer of the contingent fund, \$8,000; Journal clerk, two reading clerks, and tally clerk, at \$5,000 each; enrolling clerk, \$4,000; disbursing clerk, \$3,960; file clerk, \$3,780; chief bill clerk, \$3,540; assistant enrolling clerk, \$3,180; assistant to disbursing clerk, \$3,120; stationery clerk, \$2,880; librarian, \$2,760; assistant librarian, and assistant file clerk, at \$2,520 each; assistant Journal clerk, and assistant librarian, at \$2,460 each; clerks—one at \$2,460, three at \$2,340 each; bookkeeper, and assistant in disbursing office, at \$2,160 each; four assistants to chief bill clerk at \$2,100 each; stenographer to the Clerk, \$1,980; assistant in stationery room, \$1,740; three messengers at \$1,680 each; stenographer to Journal clerk, \$1,560; laborers—three at \$1,440 each, nine at \$1,260 each; telephone operators—assistant chief, \$1,620, twenty-three at \$1,560 each; substitute telephone operator, when required, at \$4 per day, \$1,460; property custodian and superintendent of furniture and repair shop, who shall be a skilled cabinetmaker or upholsterer and experienced in the construction and purchase of furniture, \$3,960; two assistant custodians at \$3,360 each; locksmith and typewriter repairer, \$1,860; messenger and clock repairer, \$1,740; operation, maintenance, and repair of motor vehicles, \$1,200; in all, \$167,800.

Clerk of the House,
clerks, etc.

COMMITTEE EMPLOYEES

Committee employ-
ees.

Clerks, messengers, and janitors to the following committees: Accounts—clerk, \$3,300; assistant clerk, \$2,460; janitor, \$1,560. Agriculture—clerk, \$3,300; assistant clerk, \$2,460; janitor, \$1,560. Appropriations—clerk, \$7,000 and \$1,000 additional so long as the position is held by the present incumbent; assistant clerk, \$5,000 and \$1,000 additional so long as the position is held by the present incumbent; three assistant clerks at \$3,900 each; assistant clerk, \$3,600; two assistant clerks at \$3,300 each; messenger, \$1,680. Banking and Currency—clerk, \$2,760; assistant clerk, \$1,740; janitor, \$1,260. Census—clerk, \$2,760; janitor, \$1,260. Civil Service—clerk, \$2,760; janitor, \$1,260. Claims—clerk, \$3,300; assistant clerk, \$1,740; janitor, \$1,260. Coinage, Weights, and Measures—clerk, \$2,760; janitor, \$1,260. Disposition of Executive Papers—clerk, \$2,760. District of Columbia—clerk, \$3,300; assistant clerk, \$2,460; janitor, \$1,260. Education—clerk, \$2,760. Election of President, Vice President, and Representatives in Congress—clerk, \$2,760. Elections Numbered 1—clerk, \$2,760; janitor, \$1,260. Elections Numbered 2—clerk, \$2,760; janitor, \$1,260. Elections Numbered 3—clerk, \$2,760; janitor, \$1,260. Enrolled Bills—clerk, \$2,760; janitor, \$1,260. Expenditures in Executive Departments—clerk, \$3,300; janitor, \$1,260. Flood Control—

Clerks, messengers,
and janitors.¹ So in original.

clerk, \$2,760; janitor, \$1,260. Foreign Affairs—clerk, \$3,300; assistant clerk, \$2,460; janitor, \$1,260. Immigration and Naturalization—clerk, \$3,300; janitor, \$1,260. Indian Affairs—clerk, \$3,300; assistant clerk, \$2,460; janitor, \$1,260. Insular Affairs—clerk, \$2,760; janitor, \$1,260. Interstate and Foreign Commerce—clerk, \$3,900; additional clerk, \$2,640; assistant clerk, \$2,100; janitor, \$1,560. Irrigation and Reclamation—clerk, \$2,760; janitor, \$1,260. Invalid Pensions—clerk, \$3,300; assistant clerk, \$2,880; expert examiner, \$2,700; stenographer, \$2,640; janitor, \$1,500. Judiciary—clerk, \$3,900; assistant clerk, \$2,160; assistant clerk, \$1,980; janitor, \$1,500. Labor—clerk, \$2,760; janitor, \$1,260. Library—clerk, \$2,760; janitor, \$1,260. Merchant Marine and Fisheries—clerk, \$2,760; janitor, \$1,260. Military Affairs—clerk, \$3,300; assistant clerk, \$2,100; janitor, \$1,560. Mines and Mining—clerk, \$2,760; janitor, \$1,260. Naval Affairs—clerk, \$3,300; assistant clerk, \$2,100; janitor, \$1,560. Patents—clerk, \$2,760; janitor, \$1,260. Pensions—clerk, \$3,300; assistant clerk, \$2,160; janitor, \$1,260. Post Office and Post Roads—clerk, \$3,300; assistant clerk, \$2,100; janitor, \$1,560. Printing—clerk, \$2,760; janitor, \$1,560. Public Buildings and Grounds—clerk, \$3,300; assistant clerk, \$1,740; janitor, \$1,260. Public Lands—clerk, \$2,760; assistant clerk, \$1,740; janitor, \$1,260. Revision of the Laws—clerk, \$3,300; janitor, \$1,260. Rivers and Harbors—clerk, \$3,300; assistant clerk, \$2,460; janitor, \$1,560. Roads—clerk, \$2,760; assistant clerk, \$1,740; janitor, \$1,260. Rules—clerk, \$3,300; assistant clerk, \$2,100; janitor, \$1,260. Territories—clerk, \$2,760; janitor, \$1,260. War Claims—clerk, \$3,300; assistant clerk, \$1,740; janitor, \$1,260. Ways and Means—clerk, \$4,620; assistant clerk and stenographer, \$2,640; assistant clerk, \$2,580; clerk for minority, \$3,180; janitors—one, \$1,560; one, \$1,260. World War Veterans' Legislation—clerk, \$3,300; assistant clerk, \$2,460; in all, \$296,000.

Office of Sergeant at Arms.

OFFICE OF SERGEANT AT ARMS

Sergeant at Arms, deputy, cashier, etc.

Salaries: Sergeant at Arms, \$8,000; Deputy Sergeant at Arms, \$3,180; cashier, \$6,000; assistant cashier, \$4,000; two bookkeepers at \$3,360 each; Deputy Sergeant at Arms in charge of pairs, \$3,600; pair clerk and messenger, \$2,820; stenographer and typewriter, \$1,800; skilled laborer, \$1,380; hire of automobile, \$600; in all, \$38,100.

Police, House Office Building.

Police force, House Office Building, under the Sergeant at Arms: Lieutenant, \$1,740; sergeant, \$1,680; thirty-seven privates at \$1,620 each; in all, \$63,360.

Doorkeeper's office.

OFFICE OF DOORKEEPER

Doorkeeper, special employee, etc.

Salaries: Doorkeeper, \$6,000; special employee, \$2,820; superintendent of House press gallery, \$3,660; assistant to the superintendent of the House press gallery, \$2,520; chief janitor, \$2,700; messengers—seventeen at \$1,740 each, fourteen on soldiers' roll at \$1,740 each; laborers—seventeen at \$1,260 each, two (cloakroom) at \$1,380 each, one (cloakroom) \$1,260, and seven (cloakroom) at \$1,140 each; three female attendants in ladies' retiring rooms at \$1,680 each, attendant for the ladies' reception room, \$1,440; superintendent of folding room, \$3,180; foreman of folding room, \$2,640; chief clerk to superintendent of folding room, \$2,460; three clerks at \$2,160 each; janitor, \$1,260; laborer, \$1,260; thirty-one folders at \$1,440 each; shipping clerk, \$1,740; two drivers at \$1,380 each; two chief pages at \$1,980 each; two telephone pages at \$1,680 each; two floor managers of telephones (one for the minority) at \$3,180 each; two

Folding room.

Pages.

assistant floor managers in charge of telephones (one for the minority) at \$2,100 each; forty-seven pages, during the session, including ten pages for duty at the entrances to the Hall of the House, at \$4 per day each, \$34,028; press gallery page, \$1,920; superintendent of document room (Elmer A. Lewis), \$3,960; assistant superintendent of document room, \$2,760 and \$420 additional so long as the position is held by the present incumbent; clerk, \$2,320; assistant clerk, \$2,160; eight assistants at \$1,860 each; janitor, \$1,440; messenger to pressroom, \$1,560; maintenance and repair of folding room motor truck, \$500; in all, \$261,788.

Document room.

SPECIAL AND MINORITY EMPLOYEES

Special and minority employees.

Minority employees.

For the minority employees authorized and named in the House Resolutions Numbered 51 and 53 of December 11, 1931: Two at \$5,000 each, three at \$2,820 each; one at \$3,600 (minority pair clerk, House Resolution Numbered 313 of August 7, 1935); in all, \$22,060.

Special employees.

Special employees: Assistant foreman of the folding room, authorized in the resolution of September 30, 1913, \$1,980; laborer, authorized and named in the resolution of April 28, 1914, \$1,380; laborer, \$1,380; clerk, under the direction of the Clerk of the House, named in the resolution of February 13, 1923, \$3,060; in all, \$7,800.

Successors to any of the employees provided for in the two preceding paragraphs may be named by the House of Representatives at any time.

Appointment of successors.

Office of majority floor leader: Legislative clerk, \$3,960; clerk, \$3,180; assistant clerk, \$2,100; for official expenses of the majority leader, as authorized by House Resolution Numbered 101, Seventy-first Congress, adopted December 18, 1929, \$2,000; in all, \$11,240.

Majority floor leader.

Conference minority: Clerk, \$3,180; legislative clerk, \$3,060; assistant clerk, \$2,100; janitor, \$1,560; in all, \$9,900. The foregoing employees to be appointed by the minority leader.

Conference minority.

Two messengers, one in the majority caucus room and one in the minority caucus room, to be appointed by the majority and minority whips, respectively, at \$1,740 each; in all, \$3,480.

Caucus rooms, messengers.

POST OFFICE

Post Office.

Salaries: Postmaster, \$5,000; assistant postmaster, \$2,880; registry and money-order clerk, \$2,100; forty-one messengers (including one to superintend transportation of mails) at \$1,740 each; substitute messengers and extra services of regular employees, when required, at the rate of not to exceed \$145 per month each, \$1,740; laborer, \$1,260; in all, \$84,320.

Postmaster, assistant, etc.

For the purchase, exchange, maintenance, and repair of motor vehicles for carrying the mails, \$2,500.

Motor vehicles.

OFFICIAL REPORTERS OF DEBATES

Salaries: Six official reporters of the proceedings and debates of the House at \$7,500 each; clerk, \$3,360; six expert transcribers at \$1,740 each; janitor, \$1,440; in all, \$60,240.

Official reporters, etc.

COMMITTEE STENOGRAPHERS

Salaries: Four stenographers to committees, at \$7,000 each; janitor, \$1,440; in all, \$29,440.

Stenographers to committees, etc.

Whenever the words "during the session" occur in the foregoing paragraphs they shall be construed to mean the one hundred and eighty-one days from January 1 to June 30, 1937, both inclusive.

"During the session" construed.

Members, etc.

CLERK HIRE, MEMBERS, AND DELEGATES

Clerk hire, etc.

For clerk hire necessarily employed by each Member and Delegate, and the Resident Commissioner from Puerto Rico, in the discharge of his official and representative duties, in accordance with the Act entitled "An Act to fix the compensation of officers and employees of the legislative branch of the Government", approved June 20, 1929, \$2,190,000.

Vol. 46, p. 38.
U. S. C., p. 11.

Contingent expenses.

CONTINGENT EXPENSES OF THE HOUSE

Furniture, etc.

For furniture and materials for repairs of the same, including not to exceed \$27,500 for labor, tools, and machinery for furniture repair shops, \$43,750, of which sum \$2,250 shall be available immediately.

Packing boxes.

For packing boxes, \$3,500.

Miscellaneous items.

For miscellaneous items, exclusive of salaries unless specifically ordered by the House of Representatives, including reimbursement to the official stenographers to committees for the amounts actually paid out by them for transcribing hearings, and including materials for folding, \$75,000, of which \$15,000 shall be available immediately.

Committee reports of hearings.

For stenographic reports of hearings of committees other than special and select committees, \$30,000.

Special and select committees.

For expenses of special and select committees authorized by the House, \$100,000: *Provided*, That no person shall be employed under this appropriation at a rate of compensation in excess of \$3,600 per annum.

Post, p. 1598.*Proviso*.

Salary restriction.

Joint Committee on Internal Revenue Taxation; one-half expenses.

For payment of one-half of the salaries and other expenses of the Joint Committee on Internal Revenue Taxation as authorized by law, \$27,000.

Expenditures restricted.

No part of the appropriations contained herein for the contingent expenses of the House of Representatives shall be used to defray the expenses of any committee consisting of more than six persons (not more than four from the House and not more than two from the Senate), nor to defray the expenses of any other person except the Sergeant at Arms of the House or a representative of his office and except the widow or minor children or both of the deceased, to attend the funeral rites and burial of any person who at the time of his or her death is a Representative, a Delegate from a Territory, or a Resident Commissioner from Puerto Rico.

Funeral expenses limited.

For telegraph and telephone service, exclusive of personal services, \$95,000.

Telegraph and telephone service.

Stationery.

For stationery for Representatives, Delegates, and the Resident Commissioner from Puerto Rico, for the first session of the Seventy-fifth Congress, and for stationery for the use of the committees and officers of the House (not to exceed \$5,000), \$59,750.

Emergency room.

For medical supplies, equipment, and contingent expenses for the emergency room and for the attending physician and his assistants, including an allowance of not to exceed \$30 per month each to three assistants as provided by the House resolutions adopted July 1, 1930, and January 20, 1932, \$3,000.

Postage stamps.

Postage stamps: Postmaster, \$250; Clerk, \$450; Sergeant at Arms, \$300; Doorkeeper, \$150; in all, \$1,150.

Folding, etc.

For folding speeches and pamphlets, at a rate not exceeding \$1 per thousand, \$17,000, to be available immediately.

United States Code, preparation, etc.
Vol. 45, p. 1008;
U. S. C., p. 4.

For preparation and editing of the laws as authorized, by the Act approved May 29, 1928 (U. S. C., title 1, sec. 59), \$6,500, to be expended under the direction of the Committee on Revision of the Laws.

For assistants in compiling lists of reports to be made to Congress by public officials; compiling copy and revising proofs for the House portion of the Official Register; preparing and indexing the statistical reports of the Clerk of the House; compiling the telephone and Members' directories; preparing and indexing the daily calendars of business; preparing the official statement of Members' voting records; preparing lists of congressional nominees and statistical summary of elections; preparing and indexing questions of order printed in the Appendix to the Journal pursuant to House Rule III; for recording and filing statements of political committees and candidates for election to the House of Representatives pursuant to the Federal Corrupt Practices Act, 1925 (U. S. C., title 2, secs. 241-256); and for such other assistance as the Clerk of the House may deem necessary and proper in the conduct of the business of his office, \$5,000: *Provided*, That no part of this appropriation shall be used to augment the annual salary of any employee of the House of Representatives.

Clerical assistance to Clerk of House.
Specified objects, etc.

Political committees, etc., recording of statements.
Vol. 43, p. 1070.
U. S. C., p. 21.

Proviso.
Use restricted.

For exchange, driving, maintenance, repair, and operation of an automobile for the Speaker, \$4,000.

Automobile for Speaker.

CAPITOL POLICE

Salaries: Captain, \$2,700; three lieutenants, at \$1,740 each; two special officers, at \$1,740 each; three sergeants, at \$1,680 each; fifty-two privates, at \$1,620 each; one-half of said privates to be selected by the Sergeant at Arms of the Senate and one-half by the Sergeant at Arms of the House; in all, \$100,680: *Provided*, That no part of any appropriation contained in this Act shall be paid as compensation to any person appointed after June 30, 1935, as an officer or member of the Capitol Police (including those for the Senate and House Office Buildings) who does not meet the standards to be prescribed for such appointees by the Capitol Police Board.

Capitol Police.

Salaries.

Proviso.
Standards prescribed.

For purchasing and supplying uniforms, for maintenance and repair of motor-propelled passenger-carrying vehicles, and for contingent expenses, \$10,000, of which \$600 shall be immediately available for the exchange of two such vehicles.

Uniforms, etc.

One-half of the foregoing amounts under "Capitol Police" shall be disbursed by the Secretary of the Senate and one-half by the Clerk of the House.

Division of disbursement.

JOINT COMMITTEE ON PRINTING

Salaries: Clerk, \$4,000 and \$800 additional so long as the position is held by the present incumbent; inspector under section 20 of the Act approved January 12, 1895 (U. S. C., title 44, sec. 49), \$2,820; assistant clerk and stenographer, \$2,400; for expenses of compiling, preparing, and indexing the Congressional Directory, \$1,600; in all, \$11,620, one-half to be disbursed by the Secretary of the Senate and the other half to be disbursed by the Clerk of the House.

Joint Committee on Printing.

Clerk, assistant, etc.
Vol. 28, p. 603.
U. S. C., p. 1932.

Congressional Directory.

OFFICE OF LEGISLATIVE COUNSEL

For salaries and expenses of maintenance of the office of Legislative Counsel, as authorized by law, \$75,000, of which \$37,500 shall be disbursed by the Secretary of the Senate and \$37,500 by the Clerk of the House of Representatives.

Office of Legislative Counsel.

Salaries and expenses.

Statement of Appropriations.

STATEMENT OF APPROPRIATIONS

Preparation, second session of Seventy-fourth Congress.

For preparation, under the direction of the Committees on Appropriations of the Senate and House of Representatives of the statements for the second session of the Seventy-fourth Congress, showing appropriations made, indefinite appropriations, and contracts authorized, together with a chronological history of the regular appropriation bills, as required by law, \$4,000, to be paid to the persons designated by the chairman of such committees to do the work.

ARCHITECT OF THE CAPITOL

OFFICE OF THE ARCHITECT OF THE CAPITOL

Architect of the Capitol.

Architect, assistant, and office personnel.

Salaries: For the Architect of the Capitol, Assistant Architect of the Capitol, and other personal services at rates of pay provided by law; and the Assistant Architect of the Capitol shall act as Architect of the Capitol during the absence or disability of that official or whenever there is no Architect; \$51,900.

Capitol Buildings and grounds.

CAPITOL BUILDINGS AND GROUNDS

Maintenance, repair, etc.

Capitol Buildings: For necessary expenditures for the Capitol Building and electrical substations of the Senate and House Office Buildings, under the jurisdiction of the Architect of the Capitol, including minor improvements, maintenance, repair, equipment, supplies, material, fuel, oil, waste, and appurtenances; furnishings and office equipment; personal and other services; cleaning and repairing works of art; purchase or exchange (not to exceed \$1,000), maintenance, and driving of motor-propelled passenger-carrying office vehicle; not exceeding \$300 for the purchase of technical and necessary reference books, periodicals, and city directory; and pay of superintendent of meters, and \$300 additional for the maintenance of an automobile for his use, who shall inspect all gas and electric meters of the Government in the District of Columbia without additional compensation, and in his absence, disability, or when there is no superintendent of meters, these duties shall be performed by any other employee designated by the Architect of the Capitol; \$416,724, of which sum \$108,750 shall be immediately available for replacing switching equipment for electric substations.

Travel, etc., expenses.

Appropriations under the control of the Architect of the Capitol shall be available for expenses of travel on official business not to exceed in the aggregate under all funds the sum of \$1,750.

Improving Capitol grounds.

Capitol Grounds: For care and improvement of grounds surrounding the Capitol, Senate and House Office Buildings; Capitol power plant; personal and other services; care of trees; planting; fertilizers; repairs to pavements, walks, and roadways; purchase of waterproof wearing apparel; maintenance of signal lights; and for snow removal by hire of men and equipment or under contract without compliance with sections 3709 (U. S. C., title 41, sec. 5) and 3744 (U. S. C., title 41, sec. 16) of the Revised Statutes, \$120,963, of which \$25,000 shall be immediately available.

R. S., secs. 3709, 3744. U. S. C., pp. 1803, 1805.

Legislative garage.

Legislative garage: For maintenance, repairs, alterations, personal and other services, and all necessary incidental expenses, \$9,040.

Subway, Capitol and Senate Office Buildings.

Subway transportation, Capitol and Senate Office Buildings: For repairs, rebuilding, and maintenance of the subway cars connecting the Senate Office Building with the Senate wing of the United States Capitol and for personal and other services, including maintenance of the track and electrical equipment connected therewith, \$2,000.

Senate Office Building: For maintenance, miscellaneous items and supplies, including furniture, furnishings, and equipment and for labor and material incident thereto and repairs thereof; and for personal and other services for the care and operation of the Senate Office Building, under the direction and supervision of the Senate Committee on Rules, acting through the Architect of the Capitol, who shall be its executive agent; in all, \$242,069.

Senate Office Building, maintenance, etc.

House Office Buildings: For maintenance, including equipment, miscellaneous items, and for all necessary services, \$370,509.

House Office Buildings, maintenance, etc.

Capitol power plant: For lighting, heating, and power for the Capitol, Senate and House Office Buildings, Supreme Court Building, Congressional Library Buildings, and the grounds about the same, Botanic Garden, legislative garage, folding and storage rooms of the Senate, Government Printing Office, and Washington City post office; personal and other services, engineering instruments, fuel, oil, materials, labor, advertising, and purchase of waterproof¹ wearing apparel in connection with the maintenance and operation of the heating, lighting, and power plant, \$674,360, of which sum \$210,000 shall be immediately available¹ for construction changes and the installation of additional equipment.

Capitol power plant, maintenance, etc.

The appropriations under the control of the Architect of the Capitol may be expended without reference to section 4 of the Act approved June 17, 1910 (U. S. C., title 41, sec. 7), concerning purchases for executive departments.

Purchases independent of Procurement Division, Treasury Department. Vol. 36, p. 531. U. S. C., p. 1804.

The Government Printing Office and the Washington City post office shall reimburse the Capitol power plant for heat, light, and power furnished during the fiscal year 1937 and the amounts so reimbursed shall be covered into the Treasury.

Reimbursement for heat, etc., to designated buildings.

LIBRARY BUILDING AND GROUNDS

Salaries: For chief engineer and all personal services at rates of pay provided by law, \$46,720.

Library building and grounds.

Salaries, Sunday opening: For extra services of employees and additional employees under the Architect of the Capitol to provide for the opening of the Library Building on Sundays and on holidays, at rates to be fixed by such Architect, \$2,139.

Salaries.

Sunday opening.

For necessary expenditures for the Library Building and Grounds under the jurisdiction of the Architect of the Capitol, including minor improvements, maintenance, repair, equipment, supplies, material, and appurtenances, and personal and other services in connection with the mechanical and structural maintenance of such building and grounds, \$24,500: *Provided*, That the unexpended balance on June 30, 1936, of the portion of the appropriation of \$139,900 and of the reappropriation of \$30,300 allocated for installation, replacement, and reconditioning of elevators, contained in the Legislative Branch Appropriation Act, 1936, shall continue available for the same purposes until June 30, 1937: *Provided further*, That the Architect of the Capitol may continue the employment under his jurisdiction of Damon W. Harding, until June 30, 1938, notwithstanding any provision of the Act entitled "An Act for the retirement of employees in the classified civil service, and for other purposes", approved May 22, 1920, and any amendment thereof, prohibiting extensions of service after the age of retirement.

Maintenance, repair, etc.

Provisos. Maintenance, etc., of elevators. *Ante*, p. 470.

Damon W. Harding, continued employment. Vol. 41, p. 614. U. S. C., p. 92.

For furniture, including partitions, screens, shelving, and electrical work pertaining thereto and repairs thereof, \$17,000.

Furniture, etc.

¹ So in original.

Annex, construction, equipment, etc.
Vol. 46, p. 583; Vol. 48, p. 202; *Ante*, p. 326.

Annex, Library of Congress: Toward carrying out the provisions of the Act entitled "An Act to provide for the construction and equipment of an annex to the Library of Congress", approved June 13, 1930 (46 Stat. 583), as amended by the Act approved June 6, 1935 (49 Stat. 326), \$2,225,000, to remain available until expended.

Botanic Garden.

BOTANIC GARDEN

Director, and personnel.

Salaries: For the director and other personal services (including not exceeding \$3,000 for miscellaneous temporary labor without regard to the Classification Act of 1923, as amended), \$86,262; all under the direction of the Joint Committee on the Library.

Maintenance, repairs, etc.

Maintenance, operation, repairs, and improvements: For all necessary expenses incident to maintaining, operating, repairing, and improving the Botanic Garden, and the nurseries, buildings, grounds, and equipment pertaining thereto, including procuring fertilizers, soils, tools, trees, shrubs, plants, and seeds; materials and miscellaneous¹ supplies, including rubber boots and aprons when required for use by employees in connection with their work; not to exceed \$25 for emergency medical supplies; disposition of waste; traveling expenses of the director and his assistants not to exceed \$600; street-car fares not exceeding \$25; office equipment and contingent expenses; the prevention and eradication of insect and other pests and plant diseases by purchase of materials and procurement of personal services by contract without regard to the provisions of any other Act; repair, maintenance, operation, purchase, and exchange, of motor trucks and a passenger motor vehicle (the cost of such passenger vehicle not to exceed \$750, including the amount allowed on any vehicle given in part payment therefor); purchase of botanical books, periodicals, and books of reference, not to exceed \$100; repairs and improvements to director's residence; and all other necessary expenses; all under the direction of the Joint Committee on the Library; \$28,725.

Minor purchases without advertising.
R. S., sec. 3709, p. 733; U. S. C., p. 1803.

The sum of \$300 may be expended at any one time by the Botanic Garden for the purchase of plants, trees, shrubs, and other nursery stock, without reference to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5).

Distribution of shrubbery, etc.

No part of the appropriations contained herein for the Botanic Garden shall be used for the distribution, by congressional allotment, of trees, plants, shrubs, or other nursery stock.

Open-market purchases of supplies, etc.
R. S., secs. 3709, 3744.
U. S. C., pp. 1803, 1805.

The purchase of supplies and equipment and the procurement of services at the Botanic Garden may be made in the open market without compliance with sections 3709 and 3744 of the Revised Statutes of the United States in the manner common among businessmen, when the aggregate amount of the purchase or the service does not exceed \$50 in any instance.

Library of Congress.

LIBRARY OF CONGRESS

Salaries.

SALARIES

Librarian, and personnel.

For the Librarian, Chief Assistant Librarian, and other personal services, \$911,365.

Register of Copyrights, etc.

For the Register of Copyrights, assistant register, and other personal services, \$251,420.

¹ So in original.

LEGISLATIVE REFERENCE SERVICE

Legislative Reference Service.

To enable the Librarian of Congress to employ competent persons to gather, classify, and make available, in translations, indexes, digests, compilations, and bulletins, and otherwise, data for or bearing upon legislation, and to render such data serviceable to Congress and committees and Members thereof, including not to exceed \$5,700 for employees engaged on piecework and work by the day or hour at rates to be fixed by the Librarian, \$92,990.

Personnel.

DISTRIBUTION OF CARD INDEXES

Card indexes.

For the distribution of card indexes and other publications of the Library, including personal services, freight charges (not exceeding \$500), expressage, postage, traveling expenses connected with such distribution, expenses of attendance at meetings when incurred on the written authority and direction of the Librarian, and including not to exceed \$58,500, for employees engaged in piecework and work by the day or hour and for extra special services of regular employees at rates to be fixed by the Librarian; in all, \$182,190.

Distribution, etc.

TEMPORARY SERVICES

For special and temporary service, including extra special services of regular employees, at rates to be fixed by the Librarian, \$3,000.

Temporary services.

INDEX TO STATE LEGISLATION

State legislation.

To enable the Librarian of Congress to prepare an index to the legislation of the several States, together with a supplemental digest of the more important legislation, as authorized and directed by the Act entitled "An Act providing for the preparation of a biennial index to State legislation", approved February 10, 1927 (U. S. C., title 2, secs. 164, 165), including personal and other services within and without the District of Columbia, including not to exceed \$2,500 for special and temporary service at rates to be fixed by the Librarian, travel, necessary material and apparatus, and for printing and binding the indexes and digests of State legislation for official distribution only, and other printing and binding incident to the work of compilation, stationery, and incidentals, \$33,000.

Preparation of index and digest of.

Vol. 44, p. 1066.
U. S. C., p. 19.

Temporary services.

SUNDAY OPENING

To enable the Library of Congress to be kept open for reference use on Sundays and on holidays within the discretion of the Librarian, including the extra services of employees and the services of additional employees under the Librarian, at rates to be fixed by the Librarian, \$19,300.

Sunday, etc., opening, expenses.

UNION CATALOGUES

Union Catalogues.

To continue the development and maintenance of the Union Catalogues, including personal services within and without the District of Columbia (and not to exceed \$1,400 for special and temporary service, including extra special services of regular employees, at rates to be fixed by the Librarian), travel, necessary material and apparatus, stationery, photostat supplies, and incidentals, \$22,000.

Development, maintenance, etc.

Increase of the Library.

INCREASE OF THE LIBRARY

Purchase of books, etc.

For purchase of books, miscellaneous periodicals and newspapers, and all other material for the increase of the Library, including payment in advance for subscription books and society publications, and for freight, commissions, and traveling expenses, including expenses of attendance at meetings when incurred on the written authority and direction of the Librarian in the interest of collections, and all other expenses incidental to the acquisition of books, miscellaneous periodicals and newspapers, and all other material for the increase of the Library, by purchase, gift, bequest, or exchange, to continue available during the fiscal year 1938, \$115,000.

Law books, etc.

For the purchase of books and for periodicals for the law library, including payment for legal society publications and for freight, commissions, and all other expenses incidental to the acquisition of law books, \$50,000, to continue available during the fiscal year 1938.

Reference books for Supreme Court.

For the purchase of books and periodicals for the Supreme Court, to be a part of the Library of Congress, and purchased by the Marshal of the Supreme Court, under the direction of the Chief Justice, \$7,000.

Books for adult blind.
Vol. 46, p. 1487.
U. S. C., p. 16.

To enable the Librarian of Congress to carry out the provisions of the Act entitled "An Act to provide books for the adult blind", approved March 3, 1931 (U. S. C., title 2, sec. 135a), as amended, \$175,000, including not exceeding \$500 for necessary traveling expenses connected with such service and for expenses of attendance at meetings when incurred on the written authority and direction of the Librarian.

PRINTING AND BINDING

Printing and binding.

For miscellaneous printing and binding for the Library of Congress, including the Copyright Office, and the binding, rebinding, and repairing of library books, and for the Library Building, \$258,500.

Catalogue of Title Entries.

For the publication of the Catalogue of Title Entries of the Copyright Office and the decisions of the United States courts involving copyright, \$47,000.

Catalog cards.

For the printing of catalog cards, \$150,000, of which amount \$15,000 shall be immediately available.

CONTINGENT EXPENSES OF THE LIBRARY

Contingent expenses.

For miscellaneous and contingent expenses, stationery, office supplies, stock, and materials directly purchased, miscellaneous traveling expenses, postage, transportation, incidental expenses connected with the administration of the Library and Copyright Office, including not exceeding \$500 for expenses of attendance at meetings when incurred on the written authority and direction of the Librarian, \$9,000.

Attendance at meetings.

Photoduplicating expenses.

For paper, chemicals, and miscellaneous supplies necessary for the operation of the photoduplicating machines of the Library and the making of photoduplicate prints, \$5,000.

Library building.

LIBRARY BUILDING

Salaries.

Salaries: For the superintendent, disbursing officer, and other personal services, in accordance with the Classification Act of 1923, as amended, \$164,260.

For extra services of employees and additional employees under the Librarian to provide for the opening of the Library Building on Sundays and on holidays, at rates to be fixed by the Librarian, \$5,100.

Sunday, etc., opening.

For special and temporary services in connection with the custody, care, and maintenance of the Library Building, including extra special services of regular employees at the discretion of the Librarian, at rates to be fixed by the Librarian, \$500.

Special and temporary services.

For mail, delivery, and telephone services, rubber boots, rubber coats, and other special clothing for workmen, uniforms for guards and elevator conductors, medical supplies, equipment, and contingent expenses for the emergency room, stationery, miscellaneous supplies, and all other incidental expenses in connection with the custody and maintenance of the Library Building, \$8,900.

Incidentals, etc.

For any expense of the Library of Congress Trust Fund Board not properly chargeable to the income of any trust fund held by the Board, \$500.

Trust Fund Board, expenses.

GOVERNMENT PRINTING OFFICE

To provide the Public Printer with a working capital for the following purposes for the execution of printing, binding, lithographing, mapping, engraving, and other authorized work of the Government Printing Office for the various branches of the Government: For salaries of Public Printer and Deputy Public Printer; for salaries, compensation, or wages of all necessary officers and employees additional to those herein appropriated for, including employees necessary to handle waste paper and condemned material for sale; to enable the Public Printer to comply with the provisions of law granting holidays and half holidays and Executive orders granting holidays and half holidays with pay to employees; to enable the Public Printer to comply with the provisions of law granting leave to employees with pay, said pay to be at the rate for their regular positions at the time the leave is granted; rental of buildings and equipment, fuel, gas, heat, electric current, gas and electric fixtures; bicycles, motor-propelled vehicles for the carriage of printing and printing supplies, and the maintenance, repair, and operation of the same, to be used only for official purposes, including operation, repair, and maintenance of motor-propelled passenger-carrying vehicles, and the purchase or exchange of two such passenger vehicles (at a cost, including the allowance on any vehicle given in part payment therefor, of not to exceed \$1,000 and \$750, respectively), for official use of the officers of the Government Printing Office when in writing ordered by the Public Printer; freight, expressage, telegraph and telephone service, furniture, typewriters, and carpets; traveling expenses; stationery, postage, and advertising; directories, technical books, newspapers and magazines, and books of reference (not exceeding \$500); adding and numbering machines, time stamps, and other machines of similar character; rubber boots, coats, and gloves; machinery (not exceeding \$300,000); equipment, and for repairs to machinery, implements, and buildings, and for minor alterations to buildings; necessary equipment, maintenance, and supplies for the emergency room for the use of all employees in the Government Printing Office who may be taken suddenly ill or receive injury while on duty; other necessary contingent and miscellaneous items authorized by the Public Printer; for expenses authorized in writing by the Joint Committee on Printing for the inspection of printing and binding equipment, material, and supplies and Government printing plants in the District

Government Printing Office.

Printing and binding.

Public Printer, Deputy, etc.

Leaves of absence, etc.

Vehicles.

Machinery, etc.

Indexes, Congressional Record.

Federal Register, printing and distribution.

Ante, p. 500.

Proviso.
Working capital, return of portion as unexpended balance.

Congressional work.

Payment for work ordered by departments, etc.

Proviso.
Adjustments of accounts.

Sums paid for work to be credited to working capital.

Estimates for departments, etc., to be incorporated in a single item.

Proviso.
Engraving and Printing Bureau excepted.

Restriction on paying detailed employees.

of Columbia or elsewhere (not exceeding \$1,000); for salaries and expenses of preparing the semimonthly and session indexes of the Congressional Record under the direction of the Joint Committee on Printing (chief indexer at \$3,480, one cataloguer at \$3,180, two cataloguers at \$2,460 each, and one cataloguer at \$2,100); for the printing and distribution of the Federal Register in accordance with the provisions of the Act approved July 26, 1935; and for all the necessary labor, paper, materials, and equipment needed in the prosecution and delivery and mailing of the work; in all, \$3,850,000; to which sum shall be charged the printing and binding authorized to be done for Congress including supplemental and deficiency estimates of appropriations, the printing and distribution of the Federal Register (not exceeding \$150,000), the printing and binding for use of the Government Printing Office, and printing and binding (not exceeding \$2,000) for official use of the Architect of the Capitol upon requisition of the Secretary of the Senate, in all to an amount not exceeding \$2,850,000: *Provided*, That not less than \$1,000,000 of such working capital shall be returned to the Treasury as an unexpended balance not later than six months after the close of the fiscal year 1937.

Printing and binding for Congress chargeable to the foregoing appropriation, when recommended to be done by the Committee on Printing of either House, shall be so recommended in a report containing an approximate estimate of the cost thereof, together with a statement from the Public Printer of estimated approximate cost of work previously ordered by Congress within the fiscal year for which this appropriation is made.

During the fiscal year 1937 any executive department or independent establishment of the Government ordering printing and binding from the Government Printing Office shall pay promptly by check to the Public Printer upon his written request, either in advance or upon completion of the work, all or part of the estimated or actual cost thereof, as the case may be, and bills rendered by the Public Printer in accordance herewith shall not be subject to audit or certification in advance of payment: *Provided*, That proper adjustments on the basis of the actual cost of delivered work paid for in advance shall be made monthly or quarterly and as may be agreed upon by the Public Printer and the department or establishment concerned. All sums paid to the Public Printer for work that he is authorized by law to do shall be deposited to the credit, on the books of the Treasury Department, of the appropriation made for the working capital of the Government Printing Office, for the year in which the work is done, and be subject to requisition by the Public Printer.

All amounts in the Budget for the fiscal year 1938 for printing and binding for any department or establishment, so far as the Bureau of the Budget may deem practicable, shall be incorporated in a single item for printing and binding for such department or establishment and be eliminated as a part of any estimate for any other purpose. And if any amounts for printing and binding are included as a part of any estimates for any other purposes, such amounts shall be set forth in detail in a note immediately following the general estimate for printing and binding: *Provided*, That the foregoing requirements shall not apply to work to be executed at the Bureau of Engraving and Printing.

No part of any money appropriated in this Act shall be paid to any person employed in the Government Printing Office while detailed for or performing service in the executive branch of the

public service of the United States unless such detail be authorized by law.

OFFICE OF SUPERINTENDENT OF DOCUMENTS

For the Superintendent of Documents, assistant superintendent, and other personal services in accordance with the Classification Act of 1923, as amended, and compensation of employees paid by the hour who shall be subject to the provisions of the Act entitled "An Act to regulate and fix rates of pay for employees and officers of the Government Printing Office", approved June 7, 1924 (U. S. C., title 44, sec. 40), \$585,000: *Provided*, That for the purpose of conforming to section 3 of this Act this appropriation shall be considered a separate appropriation unit.

For furniture and fixtures, typewriters, carpets, labor-saving machines and accessories, time stamps, adding and numbering machines, awnings, curtains, books of reference; directories, books, miscellaneous office and desk supplies, paper, twine, glue, envelopes, postage, car fares, soap, towels, disinfectants, and ice; drayage, express, freight, telephone and telegraph service; traveling expenses (not to exceed \$200); repairs to buildings, elevators, and machinery; preserving sanitary condition of building; light, heat, and power; stationery and office printing, including blanks, price lists, bibliographies, catalogues and indexes; for supplying books to depository libraries; in all, \$215,000: *Provided*, That no part of this sum shall be used to supply to depository libraries any documents, books, or other printed matter not requested by such libraries, and the requests therefor shall be subject to approval by the Superintendent of Documents.

In order to keep the expenditures for printing and binding for the fiscal year 1937 within or under the appropriations for such fiscal year, the heads of the various executive departments and independent establishments are authorized to discontinue the printing of annual or special reports under their respective jurisdictions: *Provided*, That where the printing of such reports is discontinued the original copy thereof shall be kept on file in the offices of the heads of the respective departments or independent establishments for public inspection.

Purchases may be made from the foregoing appropriation under the "Government Printing Office", as provided for in the Printing Act approved January 12, 1895, and without reference to section 4 of the Act approved June 17, 1910 (U. S. C., title 41, sec. 7), concerning purchases for executive departments.

SEC. 2. No part of the funds herein appropriated shall be used for the maintenance or care of private vehicles.

SEC. 3. In expending appropriations or portions of appropriations, contained in this Act, for the payment for personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, the average of the salaries of the total number of persons under any grade in the Botanic Garden, the Library of Congress, or the Government Printing Office, shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade, advances may be made to rates higher than the average of the compensation rates of the grade, but not more often than once in any fiscal year, and then

Office of Superintendent of Documents.

Superintendent and personnel.

Vol. 46, p. 1003.

U. S. C., p. 85.

Vol. 43, p. 658.

U. S. C., p. 1931.

Proviso.

Item a separate unit.

Contingent expenses.

Proviso.

Supplying depository libraries restricted.

Printing reports of departments.

Proviso.

Originals to be kept.

Purchases independent of Procurement Division, Treasury Department.

Vol. 28, p. 601; Vol. 36, p. 531.

U. S. C., p. 1804.

Private vehicle restriction.

Average salaries in designated offices not to be exceeded.

Vol. 42, p. 1488.

U. S. C., p. 85.

Proviso.
Not applicable to clerical-mechanical service.
Vol. 42, p. 1490.
U. S. C., p. 86.

Transfer to another position without reduction.

Higher salary rates allowed.

If only one position in a grade.

Short title.

only to the next higher rate: *Provided*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service; (2) to require the reduction in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the rules of section 6 of such Act; (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit; (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law; or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

SEC. 4. This Act may be cited as the Legislative Branch Appropriation Act, 1937.

Approved, April 17, 1936.

[CHAPTER 234.]

AN ACT

April 17, 1936.
[H. R. 11968.]
[Public, No. 525.]

Relating to the authority of the Reconstruction Finance Corporation to make rehabilitation loans for the repair of damages caused by floods or other catastrophes, and for other purposes.

Loans for flood damage repair, etc.
Vol. 48, p. 589; U. S. C., p. 577.
Ante, p. 505.

Loans to municipalities, corporations, individuals, etc., authorized for rehabilitation purposes.

Repairs to public works, etc., damaged during 1935 or 1936.

Replacements.

Security for loans.

Collateral requirements.
Private real property.

Privately owned public utilities.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act authorizing the Reconstruction Finance Corporation to make loans to nonprofit corporations for the repair of damages caused by floods or other catastrophes, and for other purposes", approved April 13, 1934, as amended, is amended to read as follows:

"That the Reconstruction Finance Corporation is authorized and empowered, through such existing agency or agencies as it may designate, to make loans to corporations, partnerships, or individuals, municipalities or political subdivisions of States or of their public agencies, including public school boards and public school districts, and water, irrigation, sewer, drainage, and flood control districts for the purpose of financing the repair, construction, reconstruction, or rehabilitation of structures or buildings, including such equipment, appliances, fixtures, machinery, and appurtenances as shall be deemed necessary or appropriate by the Reconstruction Finance Corporation, and for the purpose of financing the repair, construction, reconstruction, or rehabilitation of water, irrigation, gas, electric, sewer, drainage, flood-control, communication, or transportation systems, highways, and bridges damaged or destroyed by earthquake, conflagration, tornado, cyclone, hurricane, flood, or other catastrophe in the years 1935 or 1936, and for the purpose of financing the acquisition of structures, buildings, or property, real and personal, in replacement of structures, buildings, groins, jetties, bulkheads, or property, real and personal, destroyed or rendered unfit for use by reason of the catastrophe, when such repair, construction, reconstruction, rehabilitation, or acquisition is deemed by the Reconstruction Finance Corporation to be useful or necessary, said loans to be so secured as reasonably to assure repayment thereof.

"Obligations accepted hereunder shall be collateralized—

"(a) In the case of loans for the acquisition, repair, construction, reconstruction, or rehabilitation of private real property, by the obligations of the owner of such property, secured by a lien thereon; "(b) In case of loans for the repair, construction, reconstruction, or rehabilitation of privately owned water, gas, electric, communication, or transportation systems, by the obligations of the owners of

such water, gas, electric, communication, or transportation systems, secured by a lien thereon; and

“(c) In case of loans for the repair, construction, reconstruction, or rehabilitation of property of municipalities or political subdivisions of States or of their public agencies, including public-school boards and public-school districts, and water, irrigation, sewer, drainage, and flood-control districts, by an obligation of such municipality, political subdivision, public agency, board, or district, payable from any source, including taxation or tax-anticipation warrants.

Municipal, etc., property.

“The collateral obligations shall have maturities not exceeding ten years in case of loans made under paragraph (a) of this Act and not exceeding twenty years in case of loans under paragraphs (b) and (c) of this Act.

Maturities.

“The Corporation shall prescribe such regulations as will most effectively expedite the repair, construction, reconstruction, and rehabilitation provided for by this Act and effectively carry out the emergency-relief purposes of this Act.

Regulations.

“Notwithstanding any other provision of law, disbursement may be made at any time prior to January 23, 1939, on any commitment made by the Corporation under the terms of this Act, as amended.

Time limit for disbursement on commitments.

“The aggregate of loans made under this Act shall not exceed \$50,000,000.”

Aggregate amount authorized.

SEC. 2. The title of the said Act is amended to read as follows: “An Act authorizing the Reconstruction Finance Corporation to make loans for the repair of damages caused by floods or other catastrophies¹, and for other purposes.”

Title amended.

SEC. 3. Title I of the National Housing Act, as amended, is amended by inserting after section 5 thereof the following new section:

National Housing Act, amendment. Vol. 48, p. 1247; U. S. C., p. 476.

“SEC. 6. (a) The Administrator is authorized and empowered, upon such terms and conditions as he may prescribe, to insure banks, trust companies, personal finance companies, mortgage companies, building and loan associations, installment lending companies, and other such financial institutions, heretofore or hereafter approved by the Administrator as eligible for credit insurance, against losses which they may sustain as a result of loans and advances of credit, and purchases of obligations representing loans and advances of credit, made by them subsequent to the date this section takes effect and prior to January 1, 1937, or such earlier date as the President may fix by proclamation upon his determination that the emergency no longer exists, for the purpose of financing, by the owners of real property or by lessees thereof under a lease for a period of not less than one year, the restoration, rehabilitation, rebuilding and replacement of improvements on such real property and equipment and machinery thereon which were damaged or destroyed by earthquake, conflagration, tornado, cyclone, hurricane, flood, or other catastrophe in the years 1935 or 1936, either on the same site or on a new site in the same locality where the damaged or destroyed property was located. The Administrator is authorized to grant insurance under this section to any such financial institution up to 10 per centum of the total amount of loans, advances of credit, and purchases made by such financial institution for such purpose, and any insurance reserve accumulated by any such financial institution under section 2 of this title prior to April 1, 1936, shall be applicable to the payment of any losses sustained by it as a result of loans, advances of credit, or purchases insured under this section.

Insurance of financial institutions, eligible for credit insurance, against loss.

Maximum amount.

Application of accumulated reserve to losses.

¹ So in original.

Conditions, etc., controlling grants of insurance.

"(b) No insurance shall be granted under this section to any such financial institution with respect to any obligation representing any such loan, advance of credit, or purchase by it (1) unless the loan bears such interest, has such maturity, and contains such other terms, conditions, and restrictions, as the Administrator shall prescribe in order to make credit available for the purposes of this section; and (2) unless the amount of such loan, advance of credit, or purchase is not in excess of \$2,000, except that in the case of any such loan, advance of credit, or purchase made for the purpose of such financing with respect to apartment or multiple family houses, hotels, office, business or other commercial buildings, hospitals, orphanages, colleges, schools, churches, or manufacturing or industrial plants, such insurance may be granted if the amount of the loan, advance of credit, or purchase is not in excess of \$50,000."

Limit on liability incurred by Administrator.

Ante, p. 1187.

SEC. 4. (a) The third sentence of subsection (a) of section 2 of the National Housing Act, as amended, is amended to read as follows: "The total liability incurred by the Administrator for all insurance heretofore and hereafter granted under this section and section 6 shall not exceed in the aggregate \$100,000,000."

Ante, pp. 722, 1188.

(b) Section 2 of such Act, as amended, is further amended by adding at the end thereof the following new subsection:

Waiver of regulations authorized.

"(e) The Administrator is authorized to waive compliance with regulations heretofore or hereafter prescribed by him with respect to the interest and maturity of and the terms, conditions, and restrictions under which loans, advances of credit, and purchases may be insured under this section and section 6, if in his judgment the enforcement of such regulations would impose an injustice upon an insured institution which has substantially complied with such regulations in good faith and refunded or credited any excess charge made, and where such waiver does not involve an increase of the obligation of the Administrator beyond the obligation which would have been involved if the regulations had been fully complied with."

No increase in obligation.

Approved, April 17, 1936.

[CHAPTER 238.]

AN ACT

April 20, 1936.

[H. R. 6544.]

[Public, No. 526.]

To conserve the water resources and to encourage reforestation of the watersheds of Santa Barbara County, California, by the withdrawal of certain public land, included within the Santa Barbara National Forest, California, from location and entry under the mining laws.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the public lands of the United States, within the boundaries of the Santa Barbara National Forest, located in the State of California and hereinafter described, are hereby withdrawn from location or entry under the mining laws of the United States:

All Government lands in sections 29, 30, 31, 32, and 33, township 7 north, range 24 west, San Bernardino meridian.

All Government lands in sections 7, 8, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, township 7 north, range 25 west, San Bernardino meridian.

All Government lands in sections 7 to 36, inclusive, township 7 north, range 26 west, San Bernardino meridian.

All Government lands in sections 1 to 36, inclusive, township 7 north, range 27 west, San Bernardino meridian.

All Government lands in sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27, 34, 35, and 36, township 7 north, range 28 west, San Bernardino meridian.

Santa Barbara National Forest, Calif. Public lands in, withdrawn from mining entries, for conservation purposes.

Description.

Description—Contd.

All Government lands in sections 5, 8, and 17, township 6 north, range 24 west, San Bernardino meridian.

All Government lands in township 6 north, range 25 west, San Bernardino meridian.

All Government lands in township 6 north, range 26 west, San Bernardino meridian.

All Government lands in township 6 north, range 27 west, San Bernardino meridian, except sections 19, 30, and 31.

All Government lands in sections 1, 2, and 12, township 6 north, range 28 west, San Bernardino meridian.

All Government lands in sections 6, 7, 18, 19, 30, and 31, township 5 north, range 24 west, San Bernardino meridian.

All Government lands in township 5 north, range 25 west, San Bernardino meridian.

All Government lands in township 5 north, range 26 west, San Bernardino meridian, except in sections 31 and 32.

All Government lands in sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27, township 5 north, range 27 west, San Bernardino meridian:

Provided, That this Act shall not defeat or affect any lawful right which has already attached under the mining laws and which is hereinafter maintained in accordance with such laws:

Provided further, That the President upon recommendation of the Secretary of the Interior and the Secretary of Agriculture, may, by Executive order, when in his judgment the public interest would best be served thereby, and after reasonable notice has been given through the Department of the Interior, restore to location and entry under the mining laws, any of the lands hereby withdrawn therefrom:

Provided further, That any person desiring to locate and enter upon any such withdrawn lands under the mineral land laws may make such location and entry upon a showing satisfactory to the Secretary of the Interior and the Secretary of Agriculture that the lands to be entered are chiefly valuable for minerals.

Approved, April 20, 1936.

Provisos.
Lawful existing rights not affected.

Discretionary restoration to entry, etc., of withdrawn lands.

Location and entry.

[CHAPTER 239.]

AN ACT

Granting a leave of absence to settlers of homestead lands during the year 1936.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any homestead settler or entryman who, during the calendar year 1936 should find it necessary, because of economic conditions, to leave his homestead to seek employment in order to obtain the necessaries of life for himself or family or to provide for the education of his children, may, upon filing with the register of the district his affidavit, supported by corroborating affidavits of two disinterested persons, showing the necessity of such absence, be excused from compliance with the requirements of the homestead laws as to residence, cultivation, improvements, expenditures, or payment of purchase money, as the case may be, during all or any part of the calendar year 1936, and said entries shall not be open to contest or protest because of failure to comply with such requirements during such absence; except that the time of such absence shall not be deducted from the actual residence required by law, but a period equal to such absence shall be added to the statutory life of the entry: *Provided*, That any entryman holding an unperfected entry on ceded Indian lands may be excused from the requirements of residence upon the conditions provided herein, but shall not be entitled to extension of time for the payment of any installment of the purchase price of the land

April 20, 1936.

[H. R. 9997.]

[Public, No. 527.]

Public lands.
Homestead entrymen: leaves of absence, calendar year 1936.

Affidavits to be filed with register of district.

Absence added to statutory life of entry.

Proriso.
Ceded Indian lands: installment payment extension.

except upon payment of interest, in advance, at the rate of 4 per centum per annum on the principal of any unpaid purchase price from the date when such payment or payments became due to and inclusive of the date of the expiration of the period of relief granted hereunder.

Installment pay-
ments deferred; inter-
est payments.

SEC. 2. Any homestead settler or entryman, including any entryman on ceded Indian lands, who is unable to make the payments due on the purchase price of his land on account of economic conditions, shall be excused from making any such payment during the calendar year 1936 upon payment of interest, in advance, at the rate of 4 per centum per annum on the principal of any unpaid purchase price from the date when such payment or payments became due to and inclusive of the date of the expiration of the period of relief granted hereunder.

Approved, April 20, 1936.

[CHAPTER 240.]

AN ACT

April 20, 1936.
[H. R. 11327.]

[Public, No. 528.]

To exempt from taxation receipts from the operation of Olympic Games if donated to the State of California, the city of Los Angeles, and the county of Los Angeles.

Olympic Games in
California, 1932.
Operating receipts
tax-exempt, if donated
to State or to Los
Angeles.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That no Federal income tax or gift tax shall now or hereafter be imposed upon any present, past, or future members of the Xth Olympiade Committee of the Games of Los Angeles U. S. A. 1932, Limited, in respect of any surplus of moneys received by such committee from the operation of the Olympic Games in California in 1932 and donated (1) by such committee, or any of its members, to the State of California, or (2) by such committee, or any of its members, through the Community Development Association, Limited, to the city of Los Angeles in such State or the county of Los Angeles in such State.

Approved, April 20, 1936.

[CHAPTER 241.]

JOINT RESOLUTION

April 20, 1936.
[H. J. Res. 568.]

[Pub. Res., No. 82.]

To provide an additional appropriation for fees of jurors and witnesses, United States courts, for the fiscal year 1936.

United States courts.
Additional appropri-
ation for fees, jurors
and witnesses, 1936.
Ante, p. 82.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That for an additional amount for fees of jurors and witnesses, United States courts, including the same objects specified under this head in the Department of Justice Appropriation Act, 1936, there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$900,000 for the fiscal year 1936.

Approved, April 20, 1936.

[CHAPTER 243.]

AN ACT

April 21, 1936.
[H. R. 3806.]

[Public, No. 529.]

To establish a commercial airport for the District of Columbia.

District of Columbia
Airport Commission;
appointment, qualifica-
tions, duties, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby created a commission to be known as the "District of Columbia Airport Commission" (hereinafter referred to as the "Commission"), to be composed of three Members of the United States Senate,

to be appointed by the President of the Senate, three Members of the House of Representatives, to be appointed by the Speaker of the House of Representatives, and three persons to be appointed by the President of the United States, who because of their official positions are interested in the development of a commercial airport in the District of Columbia. No person shall serve on the Commission who has any financial interest direct or indirect in any site or sites for said airport which may be the subject of consideration. The Commission shall proceed immediately after its appointment and organization to examine all available data concerning potential sites for commercial airports and to inspect such potential sites, and shall select a site for such purpose with due regard to the cost of its acquisition and development, its safety, and its adaptability to the requirements of commercial aviation and national defense.

SEC. 2. The Commission shall preserve its decision and selection in confidence and shall make a confidential report thereon to the President of the Senate and the Speaker of the House of Representatives, or the Secretary of the Senate and the Clerk of the House of Representatives if Congress is not in session: *Provided, however,* That said report shall be made as soon as practicable.

SEC. 3. The members of the Commission shall receive no salary as such, but shall be reimbursed for actual expenses incurred in the discharge of official duties as such commissioners. There is hereby authorized to be appropriated the sum of \$10,000, to be charged one-half to the moneys in the Treasury to the credit of the District of Columbia and one-half to the moneys in the Treasury not otherwise appropriated, which shall be used for carrying out the purposes of this Act, including the employment of such experts and other assistants as the Commission may deem necessary.

Approved, April 21, 1936.

Confidential report to each House of Congress.

Proviso.
Time limitation.

No salary; expenses allowed.

Appropriation authorized.

Employment of experts, etc.

[CHAPTER 244.]

JOINT RESOLUTION

Amending paragraph (4) of subsection (n) of section 12B of the Federal Reserve Act, as amended.

April 21, 1936.
[S. J. Res. 230.]
[Pub. Res., No. 83.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph (4) of subsection (n) of section 12B of the Federal Reserve Act, as amended, is amended by striking out "July 1, 1936" and inserting in lieu thereof "July 1, 1938".

Federal Deposit Insurance Corporation.
Power to make loans, etc., to avert threatened loss, extended.
Ante, p. 699.

Approved, April 21, 1936.

[CHAPTER 245.]

AN ACT

To amend section 304 of the Revised Statutes, as amended.

April 24, 1936.
[S. 3258.]
[Public, No. 530.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 304 of the Revised Statutes, as amended (31 U. S. C., sec. 144), is further amended to read as follows:

Treasury Department.
R. S., sec. 304, p. 51.
U. S. C., p. 1364.

"SEC. 304. The Treasurer may, in his discretion, and with the consent of the Secretary of the Treasury, authorize the Assistant Treasurer to act in the place and discharge any or all of the duties of the Treasurer of the United States; and the Secretary of the Treasury may appoint from among the personnel of the Treasurer's Office any person to be Acting Treasurer during the absence or

Acting Treasurer, appointment, duties, etc.

Special Assistant
Treasurer, appoint-
ment, authority, pay,
etc.

illness of both the Treasurer and Assistant Treasurer; and the Secretary of the Treasury may at any time, on the recommendation of the Treasurer, appoint from among the clerks in the Treasurer's Office any one or more of said clerks to be a Special Assistant Treasurer, with authority to sign certificates of deposit, checks, letters, telegrams, and other official documents in connection with the business of the Treasurer's Office, and who shall serve in this capacity without additional salary: *Provided, however,* That no appointments shall be made under the provisions of this section until the official bond given by the Treasurer shall be made in terms to cover and apply to the acts and defaults of every person appointed hereunder. Each person so appointed shall, moreover, for the time being, be subject to all the liabilities and penalties prescribed by law for the official misconduct in like cases of the Treasurer."

Proviso.
Bond.

Official misconduct.

Approved, April 24, 1936.

[CHAPTER 246.]

AN ACT

April 24, 1936.

[S. 3395.]

[Public, No. 531.]

To authorize the acquisition of the railroad tracks, trestle, and right-of-way of the Gulf Power Company at the naval air station, Pensacola, Florida.

Pensacola, Fla.,
naval air station.
Acquisition of cer-
tain property of Gulf
Power Company, au-
thorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy is hereby authorized to accept on behalf of the United States, free from encumbrance and without cost to the United States, all the right, title, and interest of the Gulf Power Company of Pensacola, Florida, in its railroad tracks located upon the United States Naval Air Station, Pensacola, Florida; its railroad trestle, including railroad tracks thereon, across Bayou Grande, beginning at the northern end of said trestle and extending across said Bayou Grande to the said naval air station; and its right-of-way forty feet wide upon which the northern end of said trestle is located, and extending from said northern end of the trestle to the north shore of said Bayou Grande, together with all sidings, equipment, and appurtenant structures.

Approved, April 24, 1936.

[CHAPTER 247.]

AN ACT

April 24, 1936.

[S. 3669.]

[Public, No. 532.]

Providing for the suspension of annual assessment work on mining claims held by location in the United States.

Public lands.
Mining claims assess-
ment work suspended,
fiscal year 1936.
R. S., sec. 2324, p. 426.
U. S. C., p. 1333.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provision of section 2324 of the Revised Statutes of the United States, which requires on each mining claim located, and until a patent has been issued therefor, not less than \$100 worth of labor to be performed or improvements aggregating such amount to be made each year, be, and the same is hereby, suspended as to all mining claims in the United States during the year beginning at 12 o'clock meridian July 1, 1935, and ending at 12 o'clock meridian July 1, 1936: *Provided,* That the provisions of this Act shall not apply in the case of any claimant not entitled to exemption from the payment of a Federal income tax for the taxable year 1935: *Provided further,* That every claimant of any such mining claim, in order to obtain the benefits of this Act, shall file, or cause to be filed, in the office where the location notice or certificate is recorded, on or before 12 o'clock meridian July 1, 1936, a notice of his desire to hold said mining claim under this Act, which notice shall state that the claimant, or

Proviso.
Claimants not exempt
from Federal income
tax, excluded.

Notice to be filed.

claimants, were entitled to exemption from the payment of a Federal income tax for the taxable year 1935: *And provided further*, That such suspension of assessment work shall not apply to more than six lode-mining claims held by the same person, nor to more than twelve lode-mining claims held by the same partnership, association, or corporation: *And provided further*, That such suspension of assessment work shall not apply to more than six placer-mining claims not to exceed one hundred and twenty acres (in all) held by the same person, nor to more than twelve placer-mining claims not to exceed two hundred and forty acres (in all) held by the same partnership, association, or corporation.

Number of lode-mining claims limited.

Placer mining claims.

Approved, April 24, 1936.

[CHAPTER 248.]

AN ACT

To authorize the Secretary of the Navy to accept on behalf of the United States the bequest of the late Henry H. Rogers, and for other purposes.

April 25, 1936.

[S. 3720.]

[Public, No. 533.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy be, and he is hereby, authorized to accept on behalf of the United States the collection of ship models, with glass exhibit cases, bequeathed the United States Naval Academy by the late Henry H. Rogers, of Southampton, Long Island, New York.

Henry H. Rogers. Acceptance of bequest of, authorized.

SEC. 2. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$5,000 to carry out the purposes of section 1 of this Act.

Appropriation authorized. Post, p. 1628.

Approved, April 25, 1936.

[CHAPTER 249.]

AN ACT

Relating to compacts and agreements among States in which tobacco is produced providing for the control of production of, or commerce in, tobacco in such States, and for other purposes.

April 25, 1936.

[H. R. 12037.]

[Public, No. 534.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Congress of the United States of America hereby consents that any of the States in which tobacco is produced may negotiate a compact or compacts for the purpose of regulating and controlling the production of, or commerce in, any one or more kinds of tobacco therein: *Provided*, That all State acts authorizing such compact or compacts shall be essentially uniform and in no way conflicting: *Provided further*, That any compact, compacts, agreement, or agreements negotiated and agreed upon by the States referred to in the Act of the General Assembly of Virginia, approved March 13, 1936 (known as the Tobacco Control Act), or by any other State or States producing any type or types of tobacco referred to in said Act, which is in conformity with said Act and relating to the type or types of tobacco specifically referred to in said Act, shall become effective to the extent and in the manner provided for in said Act without further consent or ratification on the part of the Congress of the United States of America: *Provided, however*, That nothing herein contained shall be construed as preventing the Congress of the United States of America from hereafter withdrawing its consent to any compact or agreement entered into pursuant to this Act: *Provided further*, That nothing in this Act shall be construed to grant the consent of Congress to negotiate any compact for regulating or controlling the production of, or commerce in, tobacco for

State tobacco control compacts. Consent given to, for regulating production, etc. Post, p. 1617.

Provisos. State acts to be uniform, etc. Virginia Tobacco Control Act as a basis.

Right to withdraw consent reserved.

Price fixing, monopoly, etc.

the purpose of fixing the price thereof, or to create or perpetuate monopoly, or to promote regimentation, but such consent shall be limited to compacts for the regulation and control of production of, or commerce in, tobacco in order thereby to enable growers to receive a fair price for such tobacco.

Definitions.

SEC. 2. As used in this Act, unless otherwise stated or unless the context or subject matter clearly indicates otherwise—

"Person."

"Person" means any individual, partnership, joint-stock company, corporation, or association.

"State Act."

"State Act" means any Act of a State legislature authorizing a compact or compacts pursuant to the consent given in this Act.

"Commission."

"Commission" means the tobacco commission created by any State Act.

"Secretary."

"Secretary" means the Secretary of Agriculture of the United States.

"Kind of tobacco."

"Kind of tobacco" means one or more types of tobacco as classified in Service and Regulatory Announcement Numbered 118 of the Bureau of Agricultural Economics of the United States Department of Agriculture as listed below according to the name or names by which known:

Types 11, 12, 13, and 14, known as flue-cured tobacco.

Type 31, known as Burley tobacco.

Types 21, 22, 23, 24, 35, 36, and 37, known as fire-cured and dark air-cured tobacco.

Types 41, 42, 43, 44, 45, and 46, known as cigar-filler tobacco.

Types 51, 52, 53, 54, and 65, known as cigar-binder tobacco.

Types 61 and 62, known as cigar-wrapper tobacco.

"Association."

"Association" means any association of tobacco producers or other persons engaged in the tobacco industry, or both, formed under the laws of any State for the purpose of stabilizing the marketing of tobacco and providing crop protection to producers of tobacco in any State or States.

Advances to State tobacco commissions, authorized.

SEC. 3. The Secretary is authorized to make advances from time to time, from the funds hereinafter provided, to the tobacco commission established by the State act of each State which enters into a compact or compacts under the consent given by this Act in such amounts as the Secretary shall determine to be required for the payment of administrative expenses incurred by such commission, and under such terms and conditions with respect to the expenditure thereof as the Secretary shall stipulate: *Provided*, That each State act creating such commission shall provide for the repayment to the Secretary of such advances from any funds received by the commission from the sale of marketing certificates with respect to tobacco, prior to the use of such funds for any other purpose.

Proviso.
Repayment.

Conferences.

SEC. 4. The Secretary shall, upon the request of the Commission of any compacting State, designate such tobacco producers or other persons engaged in the tobacco industry and such officials of the United States Department of Agriculture as he deems advisable to meet with the tobacco commissions for the different States for the purpose of advising in connection with the administration of any compact or compacts entered into pursuant to this Act.

Loans for administrative purposes, Georgia Tobacco Belt.

SEC. 5. The Secretary, from the funds hereinafter provided, is authorized to make loans for administrative purposes, upon terms and conditions stipulated by him, to such association of tobacco producers as may operate with respect to the 1936 crop in the Georgia Tobacco Belt, in a manner similar to that embodied in State Acts providing for compacts under the consent given in this Act.

SEC. 6. The Secretary is hereby authorized, upon the request of the commission of any compacting State, or at the request of any association referred to in section 5, to make available to the commission of any State or to any such association such records and information, whether published or unpublished, and such facilities of the United States Department of Agriculture as the Secretary deems appropriate in aiding such commission or association.

Facilities available to compacting States.

SEC. 7. (a) For the purpose of administering this Act there is authorized to be appropriated to the Secretary of Agriculture the sum of \$300,000, or so much thereof as may be necessary for that purpose.

Appropriation authorized. Post, p. 1617.

(b) Any advances or loans which are repaid to the Secretary by any commission or association pursuant to sections 3 and 5 of this Act shall revert to the general fund of the Treasury of the United States.

Repayments, disposition of.

SEC. 8. All funds available for carrying out this Act shall be available for allotment to the bureaus and offices of the Department of Agriculture and for transfer to such other agencies of the Federal or State Governments as the Secretary may request to cooperate or assist in carrying out this Act.

Allotment and transfer of funds to Government agencies.

SEC. 9. If, pursuant to this Act, any compact entered into among three or more of the States of Pennsylvania, Ohio, Wisconsin, Massachusetts, Florida, and Connecticut, becomes effective, or if any association or associations are formed, the membership of which includes at least two-thirds of the producers of cigar-filler tobacco and cigar-binder tobacco in three or more of said States, commerce in cigar-filler tobacco produced in Puerto Rico shall be regulated during the period in which any such compact remains effective or such associations continue to operate, as follows:

Puerto Rican cigar-filler tobacco, regulation of commerce in, if designated compacts become effective.

(a) The Secretary shall determine for each crop year, by calculations from available statistics of the United States Department of Agriculture, the quantity of cigar-filler tobacco produced in the continental United States and Puerto Rico which is likely to be consumed in all countries of the world during such crop year, increased or decreased, as the case may be, by the amount by which the world stocks of cigar-filler tobacco (produced in the continental United States and Puerto Rico) at the beginning of such crop year are less than or greater than the normal stocks of such cigar-filler tobacco, as determined by the Secretary. For the purposes of this section, the Secretary shall specify as a "crop year" such period of twelve months as he deems will facilitate the administration of this section.

Determination of production for each crop year.

(b) The Secretary shall determine a marketing quota for Puerto Rico for cigar-filler tobacco for each crop year in which the provisions of this section are operative. Such quota shall be that quantity of cigar-filler tobacco which bears the same proportion (subject to such adjustment, which may be cumulative from one crop year to another, not exceeding 5 per centum of said proportion in any one year, as the Secretary determines is necessary to correct for any abnormal conditions of production during any three normal crop years during the last ten years for trends in production during such crop years and for trends in consumption since such crop years) to the total quantity of cigar-filler tobacco produced in the continental United States and Puerto Rico and required for world consumption (as determined pursuant to paragraph (a) of this section) as the average production of cigar-filler tobacco in Puerto Rico in such crop years bore to the average of the total production of cigar-filler tobacco in the continental United States and Puerto Rico in such crop years.

"Crop year" defined.

Establishment of marketing quota.

Assignment for each farm.

(c) The Secretary shall establish for each farm in Puerto Rico for each crop year a tobacco-marketing quota, giving due consideration to the quantity of cigar-filler tobacco marketed from the crops produced on such farm and by the operator thereof in past years; to the land, labor, and equipment available for production of tobacco on such farm; to the crop-rotation practices on such farm; and to the soil and other physical factors affecting production of tobacco on such farm: *Provided*, That the total of the marketing quotas established for all farms in Puerto Rico for any crop year shall not exceed the marketing quota for Puerto Rico for such crop year.

Proviso.
Limitation.

Quota adjustments.

(d) The marketing quota established for Puerto Rico and the marketing quotas established for farms in Puerto Rico for any crop year pursuant to paragraphs (b) and (c) of this section shall be subject to such uniform adjustment during the crop year, not exceeding 10 per centum of said quotas, as the Secretary shall determine to be necessary to establish and maintain normal world stocks of cigar-filler tobacco produced in the continental United States and Puerto Rico and otherwise to effectuate the purposes of this Act.

Marketing certificates, issuance of.

(e) The Secretary shall, under such terms and conditions and in accordance with such methods as may be established in regulations prescribed by him, issue, to buyers or handlers of tobacco from any farm in Puerto Rico, marketing certificates for an amount of tobacco equal to the marketing quota established for such farm, and, for any tobacco marketed in excess of such quota for such farm, sell, to the buyer or handlers of such excess tobacco, marketing certificates for a charge equal to one-third of the current market value of such tobacco, and the Secretary may require the buyer or handler of such excess tobacco to deduct the charge for marketing certificates from the price or proceeds of or advances on such tobacco.

Payments to producers.

(f) From the proceeds received from the sale of marketing certificates pursuant to paragraph (e) of this section, the Secretary shall make payments to the producers of tobacco on farms in Puerto Rico from which the sales of tobacco, because of weather or diseases or loss by fire affecting the tobacco crops thereon adversely during any crop year, are less than the marketing quotas for such farms for such crop year. Such payments shall be at a rate per pound of such deficit as shall be determined by dividing the funds remaining after deduction of such amount as the Secretary estimates to be necessary for the payment of administrative expenses incurred in administering the provisions of this section by the total number of pounds by which the sales of tobacco from all such farms fall below the marketing quotas for such farms.

Rate.

Sale, etc., without certificate prohibited.

(g) The sale, marketing, purchase, or transportation of any cigar-filler tobacco produced, sold, or marketed in Puerto Rico during any period of time when this section shall be in effect is hereby prohibited unless a marketing certificate has been issued for such tobacco by the Secretary pursuant to the provisions of this Act.

Receipts held as separate fund; use, etc.

SEC. 10. Any receipts by the Secretary under section 9 of this Act shall be held in a separate fund and used by the Secretary for the purpose of paying administrative expenses and expenditures incurred or made in connection with section 9 of this Act.

Separability provision.

SEC. 11. If any provision of this Act, or the application thereof to any person or circumstance, shall be held invalid, the validity of the remainder of the Act and the application of such provision to other persons or circumstances shall not be affected thereby.

Rules to be prescribed.

SEC. 12. The Secretary shall prescribe such rules and regulations as he may deem necessary to carry out the provisions of this Act.

Approved, April 25, 1936.

[CHAPTER 250.]

JOINT RESOLUTION

Providing for the participation of the United States in the Great Lakes Exposition to be held in the State of Ohio during the year 1936, and authorizing the President to invite the Dominion of Canada to participate therein, and for other purposes.

April 25, 1936.
[S. J. Res. 233.]
[Pub. Res., No. 84.]

Whereas there is to be held in the city of Cleveland, State of Ohio, during the year 1936 an exposition to be known as the Great Lakes Exposition, dealing with industrial, agricultural, commercial, educational, and cultural progress of the eight States bordering upon the Great Lakes, namely, New York, Pennsylvania, Ohio, Michigan, Indiana, Illinois, Wisconsin, and Minnesota; and

Great Lakes Exposition.
Preamble.

Whereas the city of Cleveland has made available one hundred and forty acres of land centrally located, its public hall, its lakeside exhibition hall, and its stadium, valued at more than \$20,000,000, its adjacent streets and properties, its lake-front grounds, and its water-front privileges on Lake Erie; and

Whereas the exposition has been incorporated not for profit and has been amply underwritten; and

Whereas such exposition is worthy and deserving of the support and encouragement of the United States; and the United States has aided and encouraged such expositions in the past: Therefore be it *Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the President of the United States is authorized and requested to invite the Dominion of Canada to participate in such proposed exposition.

Dominion of Canada invited to participate.

SEC. 2. There is hereby established a commission, to be known as the United States Great Lakes Exposition Commission, and hereinafter referred to as the "Commission", and to be composed of the Secretary of State, the Secretary of Agriculture and the Secretary of Commerce; which Commission shall serve without additional compensation and shall represent the United States in connection with the holding of the Great Lakes Exposition in the State of Ohio during the year 1936.

Commission established.

Composition, purpose, etc.

SEC. 3. There is hereby created a United States Commissioner General for the Great Lakes Exposition, to be appointed by the President with the advice and consent of the Senate, and to receive compensation at the rate of not to exceed \$10,000 per annum, and not to exceed one assistant commissioner for said Great Lakes Exposition, to be appointed by the Commissioner General, with the approval of the Commission herein designated, and to receive compensation at the rate of not to exceed \$7,500 per annum. The salary and expenses of the Commissioner General and such staff as he may require shall be paid out of the funds authorized to be appropriated by this joint resolution, for such period prior to the opening of the exposition as the Commissioner¹ may determine, for the duration of the exposition, and not to exceed a six months' period following the closing thereof.

Commissioner General and assistant; appointment, salaries, etc.

Payment of salaries and expenses.

SEC. 4. The Commission shall prescribe the duties of the United States Commissioner General and shall delegate such powers and functions to him as it shall deem advisable, in order that there may be exhibited at the Great Lakes Exposition by the Government of the United States, its executive departments, independent offices, and establishments such articles and materials and documents and papers as illustrate the function and administrative faculty of the Government in the advancement of industry, science, invention, agriculture, the arts, and peace, and demonstrating the nature of our institutions, particularly as regards their adaptation to the needs of the people.

Duties and powers of Commissioner General.

¹ So in original.

Personnel; appointment; fixing of salaries, etc.
U. S. C., pp. 81, 85.

SEC. 5. The Commission and the Commissioner General are authorized to appoint, without regard to the civil-service laws, such clerks, stenographers, and other assistants as may be necessary, and to fix their salaries in accordance with the Classification Act of 1923, as amended; purchase such materials, contract for such labor and other services as are necessary, including the preparation of exhibit plans. The Commissioner General may exercise such powers as are delegated to him by the Commission as hereinbefore provided, and in order to facilitate the functioning of his office may subdelegate such powers (authorized or delegated) to the Assistant Commissioner or others in the employ of or detailed to the Commission as may be deemed advisable by the Commission.

Cooperation of executive departments, etc.

SEC. 6. The heads of the various executive departments and independent offices and establishments of the Government are authorized to cooperate with said Commissioner General in the procurement, installation, and display of exhibits, and to lend to the Commission and the Great Lakes Exposition, with the knowledge and consent of said Commissioner General such articles, specimens, and exhibits which said Commissioner General shall deem to be in the interest of the United States and in keeping with the purposes of such exposition, to be placed with the science exhibit or other exhibits to be shown under the auspices of such Commission or the Great Lakes Exposition, to contract for such labor or other services as shall be deemed necessary, and to designate officials or employees of their departments or branches to assist said Commissioner General. At the close of the exposition, or when the connection of the Government of the United States therewith ceases, said Commissioner General shall cause all such property to be returned to the respective departments and branches from which taken, and any expenses incident to the restoration, modification and revision of such property to a condition which will permit its use at subsequent expositions, fairs, and other celebrations, and for the continued employment of personnel necessary to close out the fiscal and other records and prepare the required reports of the participating organizations, may be paid from the appropriation authorized herein; and if the return of such property is not feasible, he may, with the consent of the department or branch from which it was taken, make such disposition thereof as he may deem advisable and account therefor.

Exhibits to be loaned.

Contracts for labor, etc.

Return of property at close of exposition.

Preparation of reports.

Disposition of property not returned.

Appropriation authorized.

Post, p. 1352.

Allotments of funds.

Rental of space.

Vol. 47, pp. 412, 1517.
U. S. C., p. 1771.

Authorized expenditures.

SEC. 7. The sum of \$275,000 is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, and shall remain available until expended for the purposes of this joint resolution and any unexpended balances shall be covered back into the Treasury of the United States. Subject to the provisions of this joint resolution and any subsequent Act appropriating the money authorized herein, the Commission is authorized to make any expenditures or allotments deemed necessary by it to fulfill properly the purposes of this joint resolution and to allocate such sums to the Great Lakes Exposition for expenditure by such body as the Commission deems necessary and proper in carrying out the purposes of this joint resolution. And, subject to the provisions of this joint resolution and any subsequent Act appropriating the money authorized herein, the Commission is authorized to rent such space, not to exceed thirty thousand square feet, without regard to the provisions of section 322 of Public Act Numbered 212, approved June 30, 1932 (47 Stat. 412), as it may deem adequate to carry out effectively the provisions of this joint resolution during the period of the exposition. The appropriation authorized under this joint resolution shall be available for the selection, purchase, preparation, assembling, transportation, installation, arrangement,

safekeeping, exhibition, demonstration, and return of such articles and materials as the Commission may decide shall be included in such Government exhibit and in the exhibits of the Great Lakes Exposition; for the compensation of said Commissioner General, Assistant Commissioner, and other officers and employees of the Commission in the District of Columbia and elsewhere, for the payment of salaries of officers and employees of the Government employed by or detailed for duty with the Commission, and for actual traveling expenses, including travel by air, and for per diem in lieu of actual subsistence at not to exceed \$5 per day: *Provided*, That no such Government official or employee so designated shall receive a salary in excess of the amount which he has been receiving in the department or branch where employed, plus such reasonable allowance for travel, including travel by air, and subsistence expenses as may be deemed proper by the Commissioner General; for telephone service, purchase or rental of furniture and equipment, stationery and supplies, typewriting, adding, duplicating, and computing machines, their accessories and repairs, books of reference and periodicals, uniforms, maps, reports, documents, plans, specifications, manuscripts, newspapers and all other appropriate publications, and ice and drinking water for office purposes: *Provided further*, That payment for telephone service, rents, subscriptions to newspapers and periodicals, and other similar purposes, may be made in advance; for the purchase and hire of passenger-carrying automobiles, their maintenance, repair, and operation, for the official use of said Commissioner General and Assistant Commissioner in the District of Columbia or elsewhere as required; for printing and binding; for entertainment of distinguished visitors; and for all other expenses as may be deemed necessary by the Commission to fulfill properly the purposes of this joint resolution. All purchases, expenditures, and disbursements of any moneys made available by authority of this joint resolution shall be made under the direction of the Commission: *Provided further*, That the Commission, without release of responsibility as hereinbefore stipulated, may delegate these powers and functions to said Commissioner General, and said Commissioner General, with the consent of the Commission, may subdelegate them: *Provided further*, That the Commission or its delegated representative may allot funds authorized to be appropriated herein to any executive department, independent office, or establishment of the Government with the consent of the heads thereof, for direct expenditure by such executive department, independent office, or establishment, for the purpose of defraying any expenditure which may be incurred by such executive department, independent office, or establishment in executing the duties and functions delegated by the Commission. All accounts and vouchers covering expenditures shall be approved by said Commissioner General or by such assistants as the Commission may designate except for such allotments as may be made to the various executive departments, independent offices, and establishments for direct expenditure; but these provisions shall not be construed to waive the submission of accounts and vouchers to the General Accounting Office for audit, or permit any obligations to be incurred in excess of the amount authorized herein: *And provided further*, That in the construction of exhibits requiring skilled and unskilled labor, the prevailing rate of wages, as provided in the Act of March 3, 1931, shall be paid.

Salaries, traveling expenses, etc.

Provisos.
Salary restriction.

Furniture, equipment, etc.

Payments in advance permitted.

Motor vehicles; purchase, hire, repair, etc.

Delegation of powers.

Allotment of funds to executive departments, etc.

Approval of vouchers; exceptions.

Wage rate for construction work.

Vol. 46, p. 1494; U. S. C., p. 1788.

Acceptance of contributions.

SEC. 8. The Commissioner General, with the approval of the Commission, may receive contributions from any source to aid in carrying out the purposes of this joint resolution, but such contributions shall

be expended and accounted for in the same manner as the funds authorized to be appropriated by this joint resolution. The Commissioner General is also authorized to receive contributions of material, or to borrow material or exhibits, and to accept the services of any skilled and unskilled labor that may be available through State or Federal relief organizations, to aid in carrying out the general purposes of this joint resolution. At the close of the exposition or when the connection of the Government of the United States therewith ceases, the Commissioner General shall dispose of any such portion of the material contributed as may be unused, and return such borrowed property; and, under the direction of the Commission, dispose of any structures which may have been constructed and account therefor: *Provided*, That all disposition of materials, property, and so forth, shall be at public sale to the highest bidder, and the proceeds thereof shall be covered into the Treasury of the United States.

Disposal of buildings and property.

Proviso.
Public sales.

Report to Congress.

Termination of Commission.

SEC. 9. It shall be the duty of the Commission to transmit to Congress, within six months after the close of the exposition, a detailed statement of all expenditures, and such other reports as may be deemed proper, which reports shall be prepared and arranged with a view to concise statement and convenient reference. Upon the transmission of such report to Congress the Commission established by and all appointments made under the authority of this joint resolution shall terminate.

Approved, April 25, 1936.

[CHAPTER 251.]

AN ACT

May 1, 1936.
[S. 3413.]
[Public, No. 535.]

To give effect to the Convention between the United States and certain other countries for the regulation of whaling, concluded at Geneva, September 24, 1931, signed on the part of the United States, March 31, 1932, and for other purposes.

The Whaling Treaty Act.
Post, p. 3079.
Taking, etc., of right whales unlawful.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act shall be known by the short title of "The Whaling Treaty Act".

Dolphins and porpoises excepted.

SEC. 2. That unless and except as permitted by regulations made as hereinafter provided, it shall be unlawful to hunt, take, capture, kill, attempt to take, capture, or kill, possess, offer for sale, sell, offer to purchase, deliver for shipment, ship, cause to be shipped, deliver for transportation, transport, cause to be transported, carry or cause to be carried by any means whatever, receive for shipment, transportation, or carriage, import or export at any time or in any manner, any right whale, or the young of any whale, excepting dolphins and porpoises; or to sell, purchase, ship, transport by any means whatever, import, or export, the products of any right whale, including oil, meat, bone, meal, or fertilizer.

Killing of calves, or females with calves, prohibited.
Post, p. 3085.

SEC. 3. That it shall be unlawful to kill at any time any calves or any female whales accompanied by calves or suckling whales, protected by article 5 of the Convention for the regulation of whaling, concluded at Geneva, September 24, 1931, signed on the part of the United States, March 31, 1932.

Right whales defined.

SEC. 4. That for the purposes of this Act, right whales shall be deemed to include North Atlantic or North Cape whales, Greenland or Bowhead whales, and Pacific right whales; calves or suckling whales shall be deemed to include whales having a length less than the following dimensions: Blue or sulphurbottom, 60 feet; finbacks, 50 feet; and humpbacks, 35 feet.

Calves, etc.

SEC. 5. That subject to the provisions and in order to carry out the purposes of the Convention, the Secretary of the Treasury and the Secretary of Commerce are authorized and directed from time to time to determine when, to what extent if at all, and by what means it is compatible with the terms of the Convention to allow hunting, taking, capturing, killing, possession, sale, purchase, shipment, transportation, carriage, import, or export of any whale or the product of any whale protected by said Convention and to make the necessary joint regulations therefor.

Hunting, etc., regulations.

Any regulation made under the provisions of this Act shall become effective when approved by the President.

Effective on Executive approval.

The Secretary of Commerce is hereby authorized and directed to assemble and collate the statistical and biological data submitted as required by this Act or any regulation made pursuant thereto, and is further authorized and directed to conduct such statistical and biological studies as may be necessary to carry out the terms and provisions of said Convention and this Act.

Statistical and biological data.

SEC. 6. That the fullest possible use shall be made of the carcass of every whale taken by extracting the oil by boiling, or otherwise, from all blubber, from the head, the tongue, and from the tail as far forward as the outer opening of the lower intestine; and when whales are brought on shore adequate provision shall be made for utilizing the residue after the oil has been extracted.

Fullest use of carcass to be made.

SEC. 7. That it shall be unlawful for any person, association, partnership, or corporation or for the owners of any vessel of American registry to kill a gray whale at any time, or to kill any whale wantonly, for sport, or without utilizing the carcass.

Killing of gray whales, etc.

SEC. 8. That before engaging in whaling, any person, association, partnership, or corporation shall obtain a whaling license from the Secretary of Commerce for each vessel or other craft engaged in the taking and killing of whales and for each floating reduction ship, shore whaling station, or other plant used in the processing of whales. In making application for such license the applicant shall:

Whaling licenses.

(a) furnish evidence of having adequate equipment for utilization of the whale as provided in section 6 of this Act;

(b) agree to engage crews and gunners of whaling vessels on some basis not solely on number of whales taken;

(c) provide for keeping accurate records of the catch, any biological data necessary, and statistical records of production required by the Secretary of Commerce;

(d) pay a fee of \$1,000 for a license good for one year from date of issue for each floating reduction ship, shore whaling station, or other plant used in processing whales, and a fee of \$250 for each vessel or other craft in excess of two engaged in the taking of whales in connection with any one such ship, station, or plant, and all moneys received for licenses shall be covered into the Treasury of the United States.

Fees.

SEC. 9. That the provisions of this Act or any regulations thereof shall be enforced primarily by the Coast Guard and the Bureau of Customs. The Secretary of the Treasury is hereby authorized when necessary to request assistance of the Secretary of the Navy, and the Secretary of the Navy may, upon request, cooperate in the enforcement of this Act. Any commander of a Coast Guard, customs, or naval vessel, who shall find a whaling vessel of United States registry violating this Act, shall have authority to seize such vessel and order it conveyed at the expense of the owners to the nearest port of the United States, and shall also have authority, in his discretion, in lieu of seizure, to impose on and collect from the

Enforcement of Act or regulations thereof.

Seizure or imposition of forfeiture upon violation.

commanding officer of such whaling vessel a forfeiture of \$2,500, which forfeiture shall be reported and paid forthwith to the United States District Court of the district in which is situated any port to which such whaling vessel might be conveyed for action under the terms of this Act: *Provided*, That within six months after payment of forfeiture the person or persons making such payment may institute proceedings in said district court to recover said forfeiture, less costs, on satisfactory proof said vessel did not violate any provision of this Act or any regulation made pursuant thereto. In the event of the seizure and conveyance to port, such vessel including its apparel may be forfeited to the United States by proper proceedings in the United States District Court of the said district.

Proriso.
Recovery.

Forfeiture of vessel,
etc.

Authority to arrest
offenders.

Illegally captured
whales; disposition.

Penalty for viola-
tion.

State, etc., laws or
regulations.

Provisions inapplica-
ble to natives, etc.

Separability clause.

SEC. 10. That any employee of the Treasury Department, authorized by the Secretary of the Treasury to enforce the provisions of this Act, shall have power without warrant to arrest any person committing a violation of this Act or any regulation made pursuant thereto in his presence and to take such person for examination or trial before an officer or court of competent jurisdiction, shall have power to execute any warrant or other process issued by an officer or court of competent jurisdiction for the enforcement of the provisions of this Act or any regulation made pursuant thereto, and shall have authority, with a search warrant, to search any place. All whales or parts or products thereof captured, shipped, transported, carried, imported, or possessed contrary to the provisions of this Act, or of any regulations made pursuant thereto, shall, when found, be seized by any such employee or by any marshal, deputy marshal, or commander of a Coast Guard, customs, or naval vessel, and upon conviction of the offender, or upon judgment of a court of the United States that the same were captured, shipped, transported, carried, imported, or possessed contrary to the provisions of this Act, or of any regulations made pursuant thereto, shall be forfeited to the United States and disposed of as directed by the court having jurisdiction.

SEC. 11. That any person, association, partnership, or corporation who shall violate any of the provisions of said Convention, or of this Act, or who shall violate or fail to comply with any regulation made pursuant to this Act, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be deprived of his license and shall be fined not more than \$10,000 or imprisoned not more than six months or both.

SEC. 12. That nothing in this Act shall be construed to prevent the several States and Territories from making or enforcing laws or regulations not inconsistent with the provisions of said Convention or of this Act, or from making or enforcing laws or regulations which shall give further protection to whales or their young, or which shall regulate the possession, transportation, or sale of whale products of any kind.

SEC. 13. Nothing in this Act or in the regulations thereof shall apply to natives or Eskimos engaged in whaling who use only canoes or other native craft propelled by oars or sails, do not carry firearms, are not employed by others than natives or Eskimos, and are not under contract to deliver products of their whaling to any third person.

SEC. 14. That if any clause, sentence, paragraph, or part of this Act shall for any reason be adjudged to be invalid by any court of competent jurisdiction, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, or part thereof directly involved in the controversy in which such judgment shall have been rendered.

SEC. 15. There is hereby authorized to be appropriated from time to time, out of any money in the Treasury not otherwise appropriated, such amounts as may be necessary to carry out the provisions and accomplish the purposes of this Act and said Convention.

Approved, May 1, 1936.

Appropriations authorized.

[CHAPTER 252.]

AN ACT

An Act¹ to amend section 10 and repeal section 16 of the Act entitled "An Act to regulate the distribution, promotion, retirement, and discharge of commissioned officers of the Marine Corps, and for other purposes", approved May 29, 1934 (48 Stat. 811), and for other purposes.

May 1, 1936.
[H. R. 4016.]
[Public, No. 536.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That so much of section 10 of the Act entitled "An Act to regulate the distribution, promotion, retirement, and discharge of commissioned officers of the Marine Corps, and for other purposes", approved May 29, 1934 (48 Stat. 811), as provides: "and officers in the upper four-sevenths of the grades below brigadier general, subject to selection as established by the first section of this Act, shall be eligible for consideration by selection boards and for promotion without regard to length of service in grade: *Provided*, That no officer of the Marine Corps shall be ineligible for consideration for promotion by reason of completion of length of commissioned service until he shall have been once considered by a selection board", is hereby amended to read as follows: "and until January 1, 1938, officers in the upper three-sevenths of the grades below brigadier general, subject to selection as established by the first section of this Act, shall be eligible for consideration by selection boards without regard to length of service in grade: *Provided*, That hereafter no officer of the Marine Corps shall be ineligible for consideration by a selection board or for promotion by reason of completion of length of commissioned service or because of age without having at least once been considered by a selection board, and any officer of the Marine Corps now on a promotion list shall be eligible for promotion unless removed from said list in accordance with existing law: *Provided further*, That officers of the Marine Corps of the grade of second lieutenant and above, except those appointed or serving as major general commandant, as assistant to the major general commandant, as the head of a staff department, or whose names appear on an eligible list for appointment as head of a staff department, shall not serve on duty in the Marine Corps Headquarters, Washington, District of Columbia, more than four out of any eight consecutive years unless the President shall determine that the public interests so require."

Marine Corps, commissioned officers.
Vol. 48, p. 812; U. S. C., p. 1554.
Promotions regardless of length of service in grade.

Proviso.
No officer ineligible for promotion until at least once considered by selection board.

Service at Headquarters.

SEC. 2. That section 16 of the said Act of May 29, 1934 (48 Stat. 811), be, and the same is hereby, repealed.

Section repealed.
Vol. 48, p. 813; U. S. C., p. 1554.

SEC. 3. That officers of the Marine Corps in the grades of lieutenant colonel and major, who prior to June 30, 1935, completed the designated periods of service for their respective grades, shall retain their eligibility for consideration for selection until June 30, 1936, and such officers who on that date are not on a promotion or retention list shall be transferred to the retired list: *Provided*, That a duly constituted selection board appointed as provided by law shall be convened immediately after the approval of this Act which board, in recommending for selection for promotion the number of officers of the grades of lieutenant colonel and major directed

Lieutenant colonels and majors.

Selection for promotion, etc., and retirement of.

Proviso.
Selection board, immediate convening of, recommendations, etc.

¹ So in original.

by the Secretary of the Navy in accordance with law, shall recommend, from the officers now on the active list in those grades, four officers of the grade of lieutenant colonel and nine officers of the grade of major, who held commissions in those grades, respectively, on May 28, 1934.

Approved, May 1, 1936.

[CHAPTER 253.]

AN ACT

May 1, 1936.
[H. R. 9273.]

[Public, No. 537.]

To extend the times for commencing and completing the construction of a bridge across the Missouri River at or near Weldon Spring, Missouri.

Missouri River.
Time extended for
bridging, at Weldon
Spring, Mo.
Vol. 46, p. 1498; Vol.
48, p. 357.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Missouri River, at or near Weldon Spring, Missouri, authorized to be built by the State Highway Commission of Missouri, by an Act of Congress approved March 3, 1931, heretofore extended by an Act of Congress approved February 24, 1934, are hereby extended one and three years, respectively, from March 3, 1936.

Amendment.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 1, 1936.

[CHAPTER 254.]

AN ACT

May 1, 1936.
[H. R. 9866.]

[Public, No. 538.]

To extend certain provisions of the Act approved June 18, 1934, commonly known as the Wheeler-Howard Act (Public Law Numbered 383, Seventy-third Congress, 48 Stat. 984), to the Territory of Alaska, to provide for the designation of Indian reservations in Alaska, and for other purposes.

Indians, Alaska.
Certain home rule,
etc., provisions extend-
ed to.
Vol. 48, pp. 984, 988.
U. S. C., p. 1031.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That sections 1, 5, 7, 8, 15, 17, and 19 of the Act entitled "An Act to conserve and develop Indian lands and resources; to extend to Indians the right to form business and other organizations; to establish a credit system for Indians; to grant certain rights of home rule to Indians; to provide for vocational education for Indians; and for other purposes", approved June 18, 1934 (48 Stat. 984), shall hereafter apply to the Territory of Alaska: *Provided,* That groups of Indians in Alaska not heretofore recognized as bands or tribes, but having a common bond of occupation, or association, or residence within a well-defined neighborhood, community, or rural district, may organize to adopt constitutions and bylaws and to receive charters of incorporation and Federal loans under sections 16, 17, and 10 of the Act of June 18, 1934 (48 Stat. 984).

Proviso.
Groups not previous-
ly recognized as bands
or tribes.

Vol. 48, pp. 987, 988,
986.

Designation of cer-
tain areas as Indian
reservations.

Vol. 23, p. 26; Vol. 26,
p. 1101.

U. S. C., p. 2131.

SEC. 2. That the Secretary of the Interior is hereby authorized to designate as an Indian reservation any area of land which has been reserved for the use and occupancy of Indians or Eskimos by section 8 of the Act of May 17, 1884 (23 Stat. 26), or by section 14 or section 15 of the Act of March 3, 1891 (26 Stat. 1101), or which has been heretofore reserved under any executive order and placed under the jurisdiction of the Department of the Interior or any bureau thereof, together with additional public lands adjacent thereto, within the Territory of Alaska, or any other public lands which are actually occupied by Indians or Eskimos within said

Territory: *Provided*, That the designation by the Secretary of the Interior of any such area of land as a reservation shall be effective only upon its approval by the vote, by secret ballot, of a majority of the Indian or Eskimo residents thereof who vote at a special election duly called by the Secretary of the Interior upon thirty days' notice: *Provided, however*, That in each instance the total vote cast shall not be less than 30 per centum of those entitled to vote: *Provided further*, That nothing herein contained shall affect any valid existing claim, location, or entry under the laws of the United States, whether for homestead, mineral, right-of-way, or other purpose whatsoever, or shall affect the rights of any such owner, claimant, locator, or entryman to the full use and enjoyment of the land so occupied.

Provisos.
Approval by residents.

Vote requirements.

Existing rights not affected.

Approved, May 1, 1936.

[CHAPTER 255.]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Saint Lawrence River at or near Alexandria Bay, New York.

May 1, 1936.
[H. R. 10631.]
[Public, No. 539.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Saint Lawrence River at or near Alexandria Bay, New York, authorized to be built by the New York Development Association, Incorporated, a corporation organized under and by virtue of the membership corporation law of the State of New York, its successors and assigns, by an Act of Congress approved March 4, 1929, and heretofore extended by an Act of Congress approved February 13, 1931, and further heretofore extended by Acts of Congress approved April 15, 1932, February 14, 1933, February 26, 1934, and February 20, 1935, are hereby further extended one and three years, respectively, from the date of approval hereof.

Saint Lawrence River.
Time extended for bridging, at Alexandria Bay, N. Y.

Vol. 45, p. 1552; Vol. 46, p. 1028; Vol. 47, pp. 83, 806; Vol. 48, p. 360; *Ante*, p. 28.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, May 1, 1936.

[CHAPTER 256.]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Waccamaw River at or near Conway, South Carolina.

May 1, 1936.
[H. R. 11043.]
[Public, No. 540.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Waccamaw River at or near Conway, South Carolina, authorized to be built by the State of South Carolina, by an Act of Congress approved February 10, 1932, heretofore extended by Acts of Congress approved May 12, 1933, and February 18, 1935, are hereby further extended one and three years, respectively, from the date of approval hereof.

Waccamaw River.
Time extended for bridging, at Conway, S. C.

Vol. 47, p. 42; Vol. 48, p. 55; *Ante*, p. 26.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, May 1, 1936.

[CHAPTER 257.]

AN ACT

Granting the consent of Congress to the State Highway Commission of Missouri to construct, maintain, and operate a free highway bridge across the Current River at or near Powder Mill Ford on Route Numbered Missouri 106, Shannon County, Missouri.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the State Highway Commission of Missouri to construct, maintain, and operate a free highway bridge and approaches thereto across the Current River, at a point suitable to the interests of navigation, at or near Powder Mill Ford on Route Numbered Missouri 106, in Shannon County, Missouri, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Current River.
Missouri may bridge,
at Powder Mill Ford.

Construction.
Vol. 34, p. 84.
U. S. C., p. 1474.

Amendment.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 1, 1936.

[CHAPTER 258.]

AN ACT

Authorizing the Delaware River Joint Toll Bridge Commission of the State of Pennsylvania and the State of New Jersey to construct, maintain, and operate a toll bridge across the Delaware River at a point near Delaware Water Gap.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to promote interstate commerce, improve the postal service, and provide for military and other purposes, the Delaware River Joint Toll Bridge Commission of the State of Pennsylvania and the State of New Jersey be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Delaware River, at a point suitable to the interests of navigation at or near Delaware Water Gap, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Delaware River.
Delaware River Joint
Toll Bridge Commission
may bridge, near
Delaware Water Gap.

Construction.
Vol. 34, p. 84.
U. S. C., p. 1474.

Acquisition of ap-
proaches, etc.

SEC. 2. There is hereby conferred upon the Delaware River Joint Toll Bridge Commission of the State of Pennsylvania and the State of New Jersey all such rights and powers to enter upon the lands and to acquire, condemn, occupy, possess, and use real estate and other property needed for the location, construction, maintenance, and operation of such bridge and its approaches, as are possessed by railroad corporations for railroad purposes or by bridge corporations for bridge purposes in the State in which such real estate or other property is situated, upon making just compensation therefor, to be ascertained and paid according to the laws of such State, and the proceedings therefor shall be the same as in the condemnation or expropriation of property for public purposes in such State.

SEC. 3. The said Delaware River Joint Toll Bridge Commission of the State of Pennsylvania and the State of New Jersey is hereby authorized to fix and charge tolls for transit over such bridge, and the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

SEC. 4. In fixing the rates of toll to be charged for the use of such bridge the same shall be so adjusted as to provide a fund sufficient to pay for the reasonable cost of maintaining, repairing, and operating

Toll charges.
Vol. 34, p. 85.

Tolls applied to oper-
ation, sinking fund,
etc.

the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of such bridge and its approaches, including reasonable interest and financing cost, as soon as possible, under reasonable charges, but within a period of not to exceed thirty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the cost of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected shall be kept and shall be available for the information of all persons interested.

Maintenance as free bridge after amortizing costs, etc.

Record of expenditures and receipts.

SEC. 5. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, May 1, 1936.

[CHAPTER 259.]

AN ACT

To revive and reenact the Act entitled "An Act granting the consent of Congress to the Lamar Lumber Company to construct, maintain, and operate a railroad bridge across the West Pearl River, at or near Talisheek, Louisiana", approved June 17, 1930.

May 1, 1936.
[H. R. 11476.]
[Public, No. 543.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act approved June 17, 1930, granting the consent of Congress to the Lamar Lumber Company, its successors and assigns, to construct, maintain, and operate a bridge and approaches thereto across the West Pearl River, at or near Talisheek, Louisiana, be, and is hereby, revived and reenacted: *Provided*, That this Act shall be null and void unless the actual construction of the bridge herein referred to be commenced within one year and completed within three years from the date of approval hereof.

West Pearl River. Authority for bridging, at Talisheek, La., revived, etc. Vol. 46, p. 766.

Proviso.
Time limitation.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, May 1, 1936.

[CHAPTER 260.]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Mississippi River between Saint Louis, Missouri, and Stites, Illinois.

May 1, 1936.
[H. R. 11478.]
[Public, No. 544.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Mississippi River, at or near a point on Broadway between Florida and Mullanphy Streets in the city of Saint Louis, Missouri, and a point opposite thereto in the town of Stites, in the county of Saint Clair, State of Illinois, and connecting with Saint Clair Avenue extended in said town, authorized to be built by the county of Saint Clair, Illinois, by an Act of Congress approved August 30, 1935, are hereby extended one and three years, respectively, from August 30, 1936.

Mississippi River. Time extended for bridging, between Saint Louis, Mo., and Stites, Ill.

Ante, p. 1057.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, May 1, 1936.

[CHAPTER 261.]

AN ACT

May 1, 1936.

[H. R. 11613.]

[Public, No. 545.]

To extend the times for commencing and completing the construction of a bridge across the Tennessee River between Colbert County and Lauderdale County, Alabama.

Tennessee River.
Time extended for
bridging, between Shef-
field and Florence, Ala.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Tennessee River between Colbert County and Lauderdale County in the State of Alabama, authorized to be built by the State of Alabama, its agent or agencies, Colbert County and Lauderdale County in the State of Alabama, the city of Sheffield, Colbert County, Alabama, the city of Florence, Lauderdale County, Alabama, and the Highway Bridge Commission, Incorporated, of Alabama, or any two of them, or either of them, by an Act of Congress approved June 12, 1934, as amended, are hereby extended one and three years, respectively, from August 23, 1936.

Vol. 48, p. 945; *Ante*,
p. 730.

Amendment.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 1, 1936.

[CHAPTER 262.]

AN ACT

May 1, 1936.

[H. R. 11644.]

[Public, No. 546.]

To extend the times for commencing and completing the construction of a bridge across the Mississippi River at or near a point between Morgan and Wash Streets in the city of Saint Louis, Missouri, and a point opposite thereto in the city of East Saint Louis, Illinois.

Mississippi River.
Time extended for
bridging, Saint Louis,
Mo., to East Saint
Louis, Ill.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Mississippi River, at or near a point between Morgan and Wash Streets in the city of Saint Louis, Missouri, and a point opposite thereto in the city of East Saint Louis, Illinois, authorized to be built by the city of East Saint Louis, Illinois, by an Act of Congress approved May 3, 1934, and heretofore extended by an Act of Congress approved August 5, 1935, are hereby further extended one and three years, respectively, from May 3, 1936.

Vol. 48, p. 661; *Ante*,
p. 536.

Amendment.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 1, 1936.

[CHAPTER 263.]

AN ACT

May 1, 1936.

[H. R. 11685.]

[Public, No. 547.]

To extend the times for commencing and completing the construction of a bridge across the Wabash River at or near Merom, Sullivan County, Indiana.

Wabash River.
Time extended for
bridging, at Merom,
Ind.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Wabash River, at or near Merom, Sullivan County, Indiana, authorized to be built by Sullivan County, Indiana, or any board or commission of said county which is or may be created or established for the purpose, by an Act of Congress approved February 10, 1932, heretofore extended by Acts of Congress approved April 30, 1934, and June 28, 1935, are hereby further extended one and three years, respectively, from the date of approval hereof.

Vol. 47, p. 44; Vol. 48,
p. 654; *Ante*, p. 429.

Amendment.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 1, 1936.

[CHAPTER 264.]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Mississippi River at or near Natchez, Mississippi, and for other purposes.

May 1, 1936.
[H. R. 11729.]
[Public, No. 548.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of the bridge across the Mississippi River, at or near Natchez, Mississippi, authorized to be built by the city of Natchez and county of Adams, State of Mississippi, by the Act of Congress approved August 30, 1935, are hereby extended one and three years, respectively, from August 30, 1936.

Mississippi River.
Time extended for bridging, at Natchez, Miss.

Ante, p. 1069.

SEC. 2. Section 19 (d) of such Act of August 30, 1935, is amended by striking out the words "twenty years" and inserting in lieu thereof the words "thirty years".

Toll charge period extended.

SEC. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, May 1, 1936.

[CHAPTER 265.]

AN ACT

Granting the consent of Congress to the State Highway Commission of Mississippi to construct, maintain, and operate a free highway bridge across Pearl River at or near Monticello, Mississippi.

May 1, 1936.
[H. R. 11738.]
[Public, No. 549.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the State Highway Commission of Mississippi to construct, maintain, and operate a free highway bridge and approaches thereto across Pearl River on United States Highway Numbered 84, at a point suitable to the interests of navigation, at or near Monticello, Mississippi, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Pearl River.
Mississippi may bridge, at Monticello.

Construction.
Vol. 34, p. 84.
U. S. C., p. 1474.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, May 1, 1936.

[CHAPTER 266.]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Ohio River at or near Sistersville, West Virginia.

May 1, 1936.
[H. R. 11772.]
[Public, No. 550.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Ohio River at or near Sistersville, West Virginia, authorized to be built by the Sistersville Bridge Board of Trustees, by an Act of Congress approved June 18, 1934, heretofore extended by an Act of Congress approved August 27, 1935, are hereby further extended one and three years, respectively, from June 18, 1936.

Ohio River.
Time extended for bridging, at Sistersville, W. Va.
Vol. 48, p. 1013; *Ante*, p. 904.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, May 1, 1936.

[CHAPTER 267.]

JOINT RESOLUTION

May 1, 1936.
[H. J. Res. 412.]
[Pub. Res., No. 85.]

To authorize an investigation of the means of increasing capacity of the Panama Canal for future needs of interoceanic shipping, and for other purposes.

Panama Canal.
Investigation of
means of increasing
capacity, authorized.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Governor of the Panama Canal is hereby authorized and directed to investigate the means of increasing the capacity of the Panama Canal for future needs of interoceanic shipping, and to prepare designs and approximate estimates of cost of such additional locks or other structures and facilities as are needed for the purpose, and to make progress reports from time to time of the results thereof.

Approved, May 1, 1936.

[CHAPTER 268.]

JOINT RESOLUTION

May 1, 1936.
[H. J. Res. 553.]
[Pub. Res., No. 86.]

Extending the time for the Federal Trade Commission to make an investigation and file final report with respect to agricultural income and the financial and economic condition of agricultural producers generally.

Agricultural income,
etc., investigation.
Ante, p. 929.

Whereas the Federal Trade Commission was authorized under the provisions of Public Resolution Numbered 61, Seventy-fourth Congress, first session, approved August 27, 1935, to make an investigation with respect to agricultural income and the financial and economic condition of agricultural producers generally; and

Whereas the said Commission was directed to present an interim report to the Congress on January 1, 1936, describing the progress made and the status of its work under said public resolution, and a final report with recommendations for legislation not later than July 1, 1936; and

Whereas it appears that the appropriation for conducting this investigation carried in the deficiency appropriation bill failed of passage in the first session of the Seventy-fourth Congress, and was not actually made until February 11, 1936, although the resolution authorizing the investigation was introduced some eighteen months prior to the date specified for the completion of the investigation and report, and was approved August 27, 1935; and

Whereas the extensive information called for under the terms of the said public resolution has caused frequent and numerous requests for extensions of time upon the part of persons from whom such information has had to be obtained, such extensions amounting to from one to three months in addition to thirty days' time originally allowed by the Commission; and

Whereas it is learned that much of the necessary information cannot be secured by July 1, 1936; and

Whereas it appears that it will be possible for the Commission to secure and present much more comprehensive data and to present a much more thorough and accurate study and report upon the same if the time within which it is directed to complete its investigation and to submit its final report thereon with recommendations for legislation be extended: Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Federal Trade Commission be, and it is hereby, authorized and directed to proceed under the public resolution aforesaid and is directed to complete the investigation thereunder and to submit a final report to the Congress with recommendations for legislation not later than October 1, 1936.

Time extended for report by Federal Trade Commission.

It is hereby further provided that any unexpended balance of the appropriation of the \$150,000 made in the Independent Offices Appropriation Act for the fiscal year 1936¹ in accordance with the authority contained in Public Resolution Numbered 61, Seventy-fourth Congress, first session, is hereby made available for like purpose to and including October 1, 1936.

Unexpended balance of appropriation available. *Ante*, pp. 929, 1111.

Approved, May 1, 1936.

[CHAPTER 278.]

AN ACT

To renew patent numbered 25909, relating to the badge of the United States Daughters of 1812.

May 4, 1936.
[H. R. 11562.]
[Public, No. 551.]

Be it enacted by the Senate and House of Representatives of the United States of America¹ in Congress assembled, That a certain design patent issued by the United States Patent Office of date August 11, 1896, being patent numbered 25909, is hereby renewed and extended for a period of fourteen years from and after the passage of this Act, with all the rights and privileges pertaining to the same as of the original patent, being generally known as the badge of the United States Daughters of 1812.

United States Daughters of 1812. Patent on badge of, renewed.

Approved, May 4, 1936.

[CHAPTER 300.]

AN ACT

To authorize the coinage of 50-cent pieces in commemoration of the centennial celebration of Cleveland, Ohio, to be known as the Great Lakes Exposition.

May 5, 1936.
[S. 4335.]
[Public, No. 552.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the centennial anniversary in 1936 of the city of Cleveland, Ohio, to be known as the Great Lakes Exposition, and to commemorate Cleveland's contribution to the industrial progress of the United States for the past one hundred years, there shall be coined at a mint of the United States to be designated by the Director of the Mint not less than twenty-five thousand and not to exceed fifty thousand silver 50-cent pieces of standard size, weight, and composition and of a special appropriate single design to be fixed by the Director of the Mint, with the approval of the Secretary of the Treasury, but the United States shall not be subject to the expense of making the necessary dies and other preparations for this coinage.

Great Lakes Exposition. Commemorative coinage authorized. *Ante*, p. 1243.

Number.

No Federal expense.

SEC. 2. The coins herein authorized shall bear the date 1936, irrespective of the year in which they are minted or issued, shall be legal tender in any payment to the amount of their face value, and shall be issued only upon the request of the treasurer of the Cleveland Centennial Commemorative Coin Association upon payment by him of the par value of such coins, but not less than twenty-five thousand such coins shall be issued to him at any one time and no such coins shall be issued after the expiration of one year after the date of enactment of this Act. Such coins may be disposed of at par or at a premium by such Cleveland Centennial Commemorative Coin Association, and the net proceeds shall be used by it in defraying the expenses incidental and appropriate to the commemoration of such event.

Issue on request of Cleveland Centennial Commemorative Coin Association.

Disposal.

SEC. 3. All laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of the same, regulating and guarding the process of coinage, providing for the purchase of material, and for the transportation, distribution, and

Coinage laws applicable.

¹ So in original.

redemption of coins, for the prevention of debasement or counterfeiting, for the security of the coins, or for any other purposes, whether such laws are penal or otherwise, shall, so far as applicable, apply to the coinage herein authorized.

Approved, May 5, 1936.

[CHAPTER 301.]

AN ACT

To provide a preliminary examination of the Greenbrier River and its tributaries in the State of West Virginia, with a view to the control of its floods.

May 5, 1936.
[H. R. 3383.]
[Public, No. 553.]

Greenbrier River and
tributaries, W. Va.
Survey directed for
controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1487.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of the Greenbrier River and its tributaries in the State of West Virginia, with a view to the control of its floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for control of floods of the Mississippi River, and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Approved, May 5, 1936.

[CHAPTER 302.]

AN ACT

To provide a preliminary examination of the Cheat River and its tributaries in the State of West Virginia, with a view to the control of its floods.

May 5, 1936.
[H. R. 3384.]
[Public, No. 554.]

Cheat River and
tributaries, W. Va.
Survey directed for
controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1487.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of the Cheat River and its tributaries in the State of West Virginia, with a view to the control of its floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for control of floods of the Mississippi River, and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Approved, May 5, 1936.

[CHAPTER 303.]

AN ACT

To provide a preliminary examination of the Potomac River and its tributaries, with a view to the control of its floods.

May 5, 1936.
[H. R. 3385.]
[Public, No. 555.]

Potomac River and
tributaries.
Survey directed for
controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1487.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of the Potomac River and its tributaries, with a view to the control of its floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for control of floods of the Mississippi River, and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Approved, May 5, 1936.

[CHAPTER 304.]

AN ACT

To authorize the coinage of 50-cent pieces in commemoration of the two hundred and fiftieth anniversary of the founding and settlement of the city of New Rochelle, New York.

May 5, 1936.
[H. R. 10489.]
[Public, No. 556.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the two-hundred-and-fiftieth anniversary of the founding and settlement of the city of New Rochelle, New York, there shall be coined at a mint of the United States to be designated by the Director of the Mint not to exceed twenty-five thousand silver 50-cent pieces of standard size, weight, and composition and of a special appropriate single design to be fixed by the Director of the Mint, with the approval of the Secretary of the Treasury, but the United States shall not be subject to the expense of making the necessary dies and other preparations for this coinage.

New Rochelle, N. Y.
Coinage to commemorate founding, etc., authorized.

Number.

No Federal expense.

Issue, on official request.

SEC. 2. The coins herein authorized shall bear the date 1938, irrespective of the year in which they are minted or issued, shall be legal tender in any payment to the amount of their face value, and shall be issued only upon the request of a committee of not less than three persons duly authorized by the mayor of the city of New Rochelle, New York, upon payment by it of the par value of such coins, but not less than twenty-five thousand such coins shall be issued to it at any one time and no such coins shall be issued after the expiration of one year after the date of enactment of this Act. Such coins may be disposed of at par or at a premium by such committee, and the net proceeds shall be used by it in defraying the expenses incidental and appropriate to the commemoration of such event.

Disposal.

SEC. 3. All laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of the same, regulating and guarding the process of coinage, providing for the purchase of material, and for the transportation, distribution, and redemption of coins, for the prevention of debasement or counterfeiting, for the security of the coins, or for any other purposes, whether such laws are penal or otherwise, shall, so far as applicable, apply to the coinage herein authorized.

Coinage laws applicable.

Approved, May 5, 1936.

[CHAPTER 322.]

AN ACT

To authorize a preliminary examination of the Marais des Cygnes River, in the State of Kansas, with a view to the control of its floods.

May 6, 1936.
[H. R. 8301.]
[Public, No. 557.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of the Marais des Cygnes River, in the State of Kansas, with a view to the control of its floods in accordance with the provisions of section 3 of an Act entitled "An Act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Marais des Cygnes River, Kans.
Survey directed for controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1487.

Approved, May 6, 1936.

[CHAPTER 323.]

AN ACT

May 6, 1936.
[H. R. 8414.]
[Public, No. 558.]

To provide a preliminary examination of the Yakima River and its tributaries and the Walla Walla River and its tributaries in the State of Washington, with a view to the control of their floods.

Yakima and Walla
Walla Rivers, and tribu-
taries, Wash.
Survey directed for
controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1487.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of the Yakima River and its tributaries and the Walla Walla River and its tributaries in the State of Washington, with a view to the control of their floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for the control of the floods of the Mississippi River, and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof ¹ be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Approved, May 6, 1936.

[CHAPTER 324.]

AN ACT

May 6, 1936.
[H. R. 8694.]
[Public, No. 561.]

To provide a preliminary examination of Chickasawha River and its tributaries in the State of Mississippi, with a view to the control of their floods.

Chickasawha River
and tributaries, Miss.
Survey directed for
controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1487.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of the Chickasawha River and its tributaries in the State of Mississippi, with a view to the control of their floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Approved, May 6, 1936.

[CHAPTER 325.]

AN ACT

May 6, 1936.
[H. R. 9235.]
[Public, No. 560.]

To provide for a preliminary examination of the Cosatot River in Sevier County, Arkansas, to determine the feasibility of cleaning out the channel and leveeing the river and the cost of such improvements with a view to the controlling of floods.

Cosatot River, Ark.
Survey directed for
controlling floods of,
in Sevier County.

Vol. 39, p. 950.
U. S. C., p. 1487.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized and directed to cause a preliminary examination to be made of the Cosatot River in Sevier County, Arkansas, to determine the feasibility of cleaning out the channel and leveeing the river, with a view to the control of floods, in accordance with the provisions of section 3 of the Act entitled "An Act to provide for the control of floods of the Mississippi River, and the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Approved, May 6, 1936.

¹ So in original.

[CHAPTER 326.]

AN ACT

To authorize a preliminary examination of the Red and Little Rivers, Arkansas, insofar as Red River affects Little River County, Arkansas, and insofar as Little River affects Little River and Sevier Counties, Arkansas, to determine the feasibility of leveeing Little River and the cost of such improvement, and also the estimated cost of repairing and strengthening the levee on Red River in Little River County, with a view to the controlling of floods.

May 6, 1936.
[H. R. 9236.]
[Public, No. 561.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized and directed to cause a preliminary examination to be made of the Red and Little Rivers, Arkansas, insofar as Little River affects Little River and Sevier Counties, Arkansas, to determine the feasibility of leveeing Little River and the cost of such improvement, and also the estimated cost of repairing and strengthening the levee on Red River in Little River County, with a view to the control of floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for the control of floods of the Mississippi River, and the Sacramento River, California, and for other purposes", approved March 1, 1917, and the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Red and Little
Rivers, Ark.
Survey directed for
controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1487.

Approved, May 6, 1936.

[CHAPTER 327.]

AN ACT

Providing for the establishment of a term of the District Court of the United States for the Northern District of Florida at Panama City, Florida.

May 6, 1936.
[H. R. 9244.]
[Public, No. 562.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a term of the District Court of the United States for the Northern District of Florida shall be held annually at Panama City, Florida, on the first Monday in October: *Provided,* That suitable rooms and accommodations for holding court at Panama City are furnished without expense to the United States.

Panama City, Fla.
Term of U. S. Dis-
trict Court at, pro-
vided.

Provis.
Accommodations,
etc.

Approved, May 6, 1936.

[CHAPTER 328.]

AN ACT

To provide for a preliminary examination of the Little Missouri River in Pike County, Arkansas, to determine the feasibility of cleaning out the channel and leveeing the river and the cost of such improvements with a view to the controlling of floods.

May 6, 1936.
[H. R. 9249.]
[Public, No. 563.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of the Little Missouri River in Pike County, Arkansas, to determine the feasibility of cleaning out the channel and leveeing the river and the cost of such improvement with a view to the control of floods, in accordance with the provisions of section 3 of the Act entitled "An Act to provide for the control of floods of the Mississippi River, and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examination, surveys, and contingencies of rivers and harbors.

Little Missouri Riv-
er, Ark.
Survey directed for
controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1487.

Approved, May 6, 1936.

[CHAPTER 329.]

AN ACT

May 6, 1936.
[H. R. 9250.]
[Public, No. 564.]

To provide for a preliminary examination of the Petit Jean River in Scott and Logan Counties, Arkansas, to determine the feasibility of cleaning out the channel and leveeing the river and the cost of such improvements with a view to the controlling of floods.

Petit Jean River,
Ark.
Survey directed for
controlling floods of, in
Scott and Logan Coun-
ties.

Vol. 39, p. 950.
U. S. C., p. 1487.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized and directed to cause a preliminary examination to be made of the Petit Jean River in Scott and Logan Counties, Arkansas, to determine the feasibility of cleaning out the channel and leveeing the river and the cost of such improvement with a view to the control of floods, in accordance with the provisions of section 3 of the Act entitled "An Act to provide for the control of floods of the Mississippi River, and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Approved, May 6, 1936.

[CHAPTER 330.]

AN ACT

May 6, 1936.
[H. R. 9267.]
[Public, No. 565.]

To provide for a preliminary examination of Big Mulberry Creek, in Crawford County, Arkansas, from the point where it empties into the Arkansas River up a distance of eight miles, to determine the feasibility of cleaning out the channel and repairing the banks, and the cost of such improvement, with a view to the controlling of floods.

Big Mulberry Creek,
Ark.
Survey directed for
controlling floods of, in
Crawford County.

Vol. 39, p. 950.
U. S. C., p. 1487.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of Big Mulberry Creek, in Crawford County, Arkansas, from the point where it empties into the Arkansas River up a distance of eight miles, to determine the feasibility of cleaning out the channel and repairing the banks, and the cost of such improvement, with a view to the control of floods, in accordance with the provision of section 3 of an Act entitled "An Act to provide for the control of floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, and the cost thereof to be paid from appropriations heretofore or hereafter made for the examinations, surveys, and contingencies of rivers and harbors.

Approved, May 6, 1936.

[CHAPTER 331.]

AN ACT

May 6, 1936.
[H. R. 9673.]
[Public, No. 566.]

To authorize the recoinage of 50-cent pieces in connection with the California-Pacific International Exposition to be held in San Diego, California, in 1936.

California-Pacific In-
ternational Exposition,
1936.

Recoinage of com-
memorative 50-cent
pieces authorized.

Number.

Ante, p. 174.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, to indicate the interest of the Government of the United States in the continuation of the California-Pacific International Exposition at San Diego, California, for the year 1936, the Director of the Mint is authorized to receive from the California-Pacific International Exposition Company, or its duly authorized agent, not to exceed one hundred and eighty thousand silver 50-cent pieces heretofore coined under authority of an Act of Congress approved May 3, 1935, and recoin the same, under the same terms and conditions as contained in said Act:

Provided, That the coins herein authorized shall all be of the same design, shall bear the date 1936 irrespective of the year in which they are minted or issued, and shall be coined at one of the mints of the United States to be designated by the Director of the Mint; and not less than five thousand such coins shall be issued at any one time and no such coins shall be issued after the expiration of one year after the date of enactment of this Act.

Proviso.
Uniformity of design, etc.

Limitation.

SEC. 2. The United States shall not be subject to the expense of making preparations for this recoinage, and such coins shall be issued only to California-Pacific International Exposition Company, or its duly authorized agent, which may dispose of the same at par or at a premium: *Provided*, That all proceeds therefrom shall be used in furtherance of the California-Pacific international projects.

No Federal expense.
Issue to Exposition Company.

Proviso.
Use of proceeds.

Coinage laws applicable.

SEC. 3. That all laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of same; regulating and guarding the process of coinage; providing for the purchase of material, and for the transportation, distribution, and redemption of the coins; for the prevention of debasement or counterfeiting; for security of the coin; or for any other purposes, whether said laws are penal or otherwise, shall, so far as applicable apply to the recoinage herein directed.

Approved, May 6, 1936.

[CHAPTER 332.]

AN ACT

Authorizing a preliminary examination of Cadron Creek, Arkansas, a tributary of the Arkansas River.

May 6, 1936.
[H. R. 9874.]
[Public, No. 567.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of Cadron Creek, Arkansas, a tributary of the Arkansas River, with a view to the control of floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for control of floods of the Mississippi River, and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Cadron Creek, Ark.
Survey directed for controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1487.

Approved, May 6, 1936.

[CHAPTER 333.]

AN ACT

To authorize the construction of a model basin establishment, and for other purposes.

May 6, 1936.
[H. R. 10135.]
[Public, No. 568.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy is hereby authorized to acquire a site at a cost not to exceed \$100,000 in the vicinity of Washington, District of Columbia, and to construct thereon a model basin establishment, with buildings and appliances, in which the Bureau of Construction and Repair of the Navy Department shall conduct the work of investigating and determining the most suitable and desirable shapes and forms to be adopted for United States vessels, including aircraft and the investigation of other problems of ship design, at a cost not to exceed

Navy.
Model basin establishment at Washington, D. C., authorized.

Uses, etc.

Proprios.
Experiments for private parties.

Results of, regarded as confidential.

Exception.

\$3,500,000: *Provided*, That upon the authorization of the Secretary of the Navy experiments may be made at this establishment for private parties, who shall defray the cost thereof under such regulations as the Secretary of the Navy may from time to time prescribe: *Provided further*, That the results of such private experiments shall be regarded as confidential and shall not be divulged without the consent of such private parties, except that the right is reserved to the Secretary of the Navy to use data so obtained for governmental purposes, subject to the patent laws of the United States.

Approved, May 6, 1936.

[CHAPTER 334.]

AN ACT

May 6, 1936.
[H. R. 10487.]
[Public, No. 569.]

To authorize a survey of Lowell Creek, Alaska, to determine what, if any, modification should be made in the existing project for the control of its floods.

Lowell Creek,
Alaska.
Survey directed for controlling floods of.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized and directed to cause a survey to be made of Lowell Creek, Alaska, to determine what, if any, modification should be made in the existing project for the control of its floods, the cost of such survey to be paid from appropriations heretofore or hereafter made for flood control of Lowell Creek.

Approved, May 6, 1936.

[CHAPTER 335.]

AN ACT

May 6, 1936.
[H. R. 10583.]
[Public, No. 570.]

To authorize a preliminary examination of the San Diego River and its tributaries in the State of California, with a view to the control of its floods.

San Diego River,
Calif.
Survey directed for controlling floods of.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized and directed to cause a preliminary examination to be made of the San Diego River and its tributaries in the State of California, with a view to the control of its floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Approved, May 6, 1936.

[CHAPTER 336.]

AN ACT

May 6, 1936.
[H. R. 10985.]
[Public, No. 571.]

To repeal Public Law Numbered 246 of the Seventy-second Congress.

Newark, N. J.
Act providing for sale of public building site at, repealed.
Vol. 47, p. 568.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Law Numbered 246 of the Seventy-second Congress, entitled "An Act to provide for the sale of a portion of the site of the post-office and customhouse building in Newark, New Jersey, to the city of Newark for the use of a public street", be, and is hereby, repealed.

Approved, May 6, 1936.

[CHAPTER 337.]

AN ACT

Authorizing a preliminary examination of the Matanuska River in the vicinity of Matanuska, Alaska.

May 6, 1936.
[H. R. 11042.]
[Public, No. 572.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized and directed to cause a preliminary examination to be made of the Matanuska River in the vicinity of Matanuska, Alaska, with a view to the control of floods in the said Matanuska River, in accordance with the provisions of section 3 of the Act entitled "An Act to provide for control of floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Matanuska River,
Alaska.
Survey directed for
controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1487.

Approved, May 6, 1936.

[CHAPTER 338.]

AN ACT

To authorize a preliminary examination of various creeks in the State of California with a view to the control of their floods.

May 6, 1936.
[H. R. 11793.]
[Public, No. 573.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of Canal Creek, Fahrens Creek, Black Rascal Creek, Bear Creek, Miles Creek, Owens Creek, Duck Creek, Mariposa Creek, Little Deadmans Creek, Big Deadmans Creek, and Burns Creek in the State of California, with a view to the control of their floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for control of floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

California.
Survey directed of
various creeks in, for
controlling floods.

Vol. 39, p. 950.
U. S. C., p. 1487.

Approved, May 6, 1936.

[CHAPTER 339.]

AN ACT

To authorize a preliminary examination of Passaic River, New Jersey, with a view to the control of its floods.

May 6, 1936.
[H. R. 11806.]
[Public, No. 574.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized and directed to cause a preliminary examination to be made of the Passaic River in the State of New Jersey, with a view to the control of floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Passaic River, N. J.
Survey directed for
controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1487.

Approved, May 6, 1936.

[CHAPTER 340.]

JOINT RESOLUTION

To amend Public Act Numbered 435, Seventy-second Congress.

May 6, 1936.
[H. J. Res. 215.]
[Pub. Res., No. 87.]

Indian lands, timber
sales.
Terms of existing
contracts modified.
Vol. 47, p. 1568; Vol.
48, pp. 311, 397.
U. S. C., p. 1023.

Duration of author-
ity.
Approval required.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the last proviso in that Public Act Numbered 435 of the Seventy-second Congress entitled "An Act to authorize the Secretary of the Interior to modify the terms of existing contracts for the sale of timber on Indian land when it is in the interest of the Indians so to do", as amended, be, and the same hereby is, amended to read as follows: "*And provided further*, That the authority granted herein shall terminate on the 4th day of September 1936: *Provided further*, That all such modified contracts shall have the approval of the tribal general council for tribal lands and of the allottee for allotted lands".

Approved, May 6, 1936.

[CHAPTER 370.]

AN ACT

To amend the Act to fix the hours of duty of postal employees.

May 7, 1936.
[H. R. 10193.]
[Public, No. 575.]

Postal employees.
Mail-equipment
shops, compensation.
Ante, p. 650.

Retroactive provi-
sion.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Law Numbered 275, entitled "An Act to fix the hours of duty of postal employees, and for other purposes", approved August 14, 1935, shall be construed in its application to those employees of the mail-equipment shops covered therein to mean that the forty hours per week of labor established by the Act shall be compensated for at the same rate which had theretofore been allowed by law for forty-four hours per week.

SEC. 2. This Act shall be retroactive in effect to and including October 1, 1935.

Approved, May 7, 1936.

[CHAPTER 371.]

JOINT RESOLUTION

Authorizing the recognition of the three-hundredth anniversary of the founding of Harvard College and the beginning of higher education in the United States and providing for the representation of the Government and people of the United States in the observance of the anniversary.

May 7, 1936.
[S. J. Res. 247.]
[Pub. Res., No. 88.]

Harvard University
Tercentenary.
Preamble.

Whereas there are to be held at Cambridge, Massachusetts, and at other places during the year 1936 celebrations commemorating the three-hundredth anniversary of the founding of Harvard University, said university being the first college to be established in what are now the United States; and

Whereas, in accordance with resolutions of the president and fellows of Harvard College, there will take place in Cambridge, Massachusetts, on the 16th, 17th, and 18th of September 1936 formal ceremonies of celebration of the tercentenary, in the presence of the governing boards, faculties, students, and alumni of the university, the delegates of other institutions, distinguished guests, and a large number of friends and benefactors; and

Whereas the Commonwealth of Massachusetts and the cities of Cambridge and Boston will be officially represented at the ceremonies; and

Whereas Harvard University endeavors to foster and maintain the ideals of truth and freedom so dear to Americans: Therefore be it *Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Government and people of the United States unite with Harvard University in a fitting and appropriate observance of the three-hundredth anniversary of its founding, which marked the formal beginning of higher education in the United States.

Government participation, etc.

SEC. 2. There is hereby established a commission to be known as the United States Harvard University Tercentenary Commission (hereinafter referred to as the Commission) to be composed of fifteen commissioners, as follows: The President of the United States and four persons to be appointed by him, the President of the Senate and four Members of the Senate to be appointed by said President of the Senate, and the Speaker of the House of Representatives and four Members of the House to be appointed by said Speaker.

Commission established; composition, etc.

SEC. 3. The Commission, on behalf of the United States, shall cooperate with representatives of Harvard University, the Commonwealth of Massachusetts, and the cities of Cambridge and Boston in the appropriate observance of such anniversary, and shall extend appropriate courtesies to the delegates of foreign universities and other foreign learned bodies or individuals attending the celebration as guests of Harvard University.

Duties.

SEC. 4. The members of the Commission shall serve without compensation and shall select a chairman from among their number, but the President of the United States shall be designated the "Honorary Chairman" of the Commission.

Members to serve without pay; chairman.

President designated "Honorary Chairman".

SEC. 5. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$10,000 to be expended by the Commission for expenses, including actual and necessary traveling and subsistence expenses, incurred while discharging its functions under this resolution. The Commission shall have power to select, hire, and fix the compensation of such officers and employees as shall be necessary for the performance of its duties without regard to the provisions of other laws applicable to employment or compensation of officers or employees of the United States.

Appropriation for expenses, authorized. Post, p. 1608.

Other personal services.

SEC. 6. Any vacancies occurring in the membership of the Commission shall be filled by the President of the United States.

Filling of vacancies.

Approved, May 7, 1936.

[CHAPTER 374.]

JOINT RESOLUTION

To provide an additional appropriation for expenses of special and select committees of the House of Representatives for the fiscal year 1936.

May 8, 1936.
[H. J. Res. 567.]
[Pub. Res., No. 89.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That for expenses of special and select committees authorized by the House of Representatives, there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$75,000 for the fiscal year 1936: *Provided*, That no person shall be employed under this appropriation at a rate of compensation in excess of \$3,600 per annum.

House of Representatives.

Additional appropriation for expenses, special, etc., committees.

Ante, p. 467.

Proviso.

Salary limitation.

Approved, May 8, 1936.

[CHAPTER 376.]

AN ACT

May 11, 1936.
[S. 3950.]
[Public, No. 576.]

To aid in defraying the expenses of the Sixteenth Triennial Convention of the World's Woman's Christian Temperance Union to be held in this country in June 1937.

World's Woman's
Christian Temperance
Union Convention,
1937.
Contribution toward
defraying expenses of,
authorized.
Post, p. 1634.
Supervision of ex-
penditure.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$10,000 to aid in defraying the expenses of the Sixteenth Triennial Convention of the World's Woman's Christian Temperance Union to be held in this country in June 1937, such sum to be expended for such purposes and under such regulations as the Secretary of State shall prescribe and without regard to any other provision of law.

Approved, May 11, 1936.

[CHAPTER 377.]

AN ACT

May 11, 1936.
[S. 3977.]
[Public, No. 577.]

To authorize the Washington Gas Light Company to alter its corporate structure, and for other purposes.

Washington Gas
Light Company.
Increase in capitali-
zation authorized.
Vol. 9, p. 722.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, provided the same shall be found by the Public Utilities Commission of the District of Columbia to be in the public interest, the Washington Gas Light Company may, for lawful corporate purposes, by a vote of two-thirds in number of the outstanding shares of stock of the company, increase its capitalization and from time to time issue such additional stock, in such amounts, for such considerations, of such classes, either with or without par value, and with such rights, privileges, and conditions, as said Commission may approve.

Issuance of stock.

All shares of capital stock of said company hereafter issued for which the agreed consideration shall have been paid to the company, and all shares of capital stock of the company heretofore issued, as well as shares into which such shares heretofore issued may be changed, shall be deemed and taken to be fully paid and nonassessable, and there shall be no liability to the company or to creditors of the company on the part of any subscriber to, or holder of, such shares.

Changes permitted
in outstanding stock.

Said company may, upon obtaining approval of said Commission, change all of the shares of its capital stock at any time outstanding into the same or a different number of shares issued pursuant to the provisions of this Act, by following the same procedure and complying with the same requirements as are now prescribed in section 639a of the Code of Law for the District of Columbia, as amended (41 Stat. 1195), in respect of a change of name by a corporation.

Vol. 41, p. 1195.

Merger with George-
town Gaslight Com-
pany, authorized.
Vol. 10, p. 786.

SEC. 2. Provided the same shall be found by said Commission to be in the public interest, said company is further authorized to consolidate or merge with The Georgetown Gaslight Company, upon such conditions as may be approved by said Commission; and upon such consolidation or merger The Georgetown Gaslight Company shall, without further proceedings, become dissolved and merged into the Washington Gas Light Company, and all property, rights, privileges, and franchises of The Georgetown Gaslight Company shall, subject to encumbrances or liens thereon to secure the bonds or other securities issued by The Georgetown Gaslight Company, and to the payment of any valid claims against, or indebtedness of, The

Georgetown Gaslight Company existing at the time of such merger, pass to and be vested in the Washington Gas Light Company as its property, with all the powers, rights, privileges, and franchises now possessed by either or both of said companies, including the right in the Washington Gas Light Company to institute and prosecute in its own name any action in connection therewith: *Provided*, That pending actions against The Georgetown Gaslight Company may continue against The Georgetown Gaslight Company until the merger of said companies, and thereafter against the Washington Gas Light Company. Actions or claims against The Georgetown Gaslight Company filed after the said merger shall be brought against the Washington Gas Light Company.

Proviso.
Pending actions.

Claims, etc., filed after merger.

Corporate powers.

The Washington Gas Light Company, after such merger, shall have the full power and authority to manufacture, transmit, distribute, and sell gas in all parts of the District of Columbia and adjoining territory, for any purposes for which gas is now or may hereafter be used; and to lay, repair, and replace gas mains and pipes in any of the streets, avenues, and alleys of the District of Columbia: *Provided*, That said work and its incidents, including the replacement of pavement or roadway cut, shall be without cost or expense to the District of Columbia or to the United States: *Provided further*, That except as specifically provided in this Act nothing contained herein shall be taken or construed as altering, repealing, or changing any provision of existing charter or franchise or rights of the Washington Gas Light Company or of any statute, law, ordinance, or regulation pertaining thereto.

Provisos.
No public expense for roadway cuts, etc.

Existing charter, etc., not affected.

SEC. 3. All charters, statutes, Acts and parts of Acts, laws, ordinances, and regulations inconsistent with or repugnant to the provisions of this Act, but only so far as inconsistent herewith or repugnant hereto, are hereby repealed.

Inconsistent laws, ordinances, etc., repealed.

SEC. 4. The right to alter, amend, or repeal this Act is hereby expressly reserved to the Congress.

Amendment.

Approved, May 11, 1936.

[CHAPTER 381.]

AN ACT

To amend section 981 of title 4, and section 843 of title 6 of the Canal Zone Code.

May 13, 1936.
[S. 1379.]

[Public, No. 578.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 981 of title 4, Canal Zone Code, approved June 19, 1934 (48 Stat. 1122), is amended to read as follows:

Canal Zone Code, amendments.
Vol. 48, p. 1122.

"SEC. 981. It shall be lawful for the clerk of the district court, referees, and commissioners appointed by the district court, the marshal, magistrates, constables, and other officers and persons hereinafter mentioned, together with their assistants and deputies, to demand and receive the hereinafter-mentioned fees and no more. All fees collected by officers drawing a salary or compensation from the Government, other than those collected by the clerk of the district court and the marshal, shall be paid over to the collector of the Panama Canal. The clerk of the district court and the marshal shall receive, deposit, and account for all public moneys collected by them in accordance with the laws, rules, and regulations governing the receipt and disposition of moneys by clerks of United States district courts and United States marshals, respectively, in the continental United States exclusive of Alaska."

District court.
Fees allowed.

Receipt and deposit, etc., of public moneys.

SEC. 2. That section 843 of title 6, Canal Zone Code, is amended to read as follows:

Clerk of court.
Receipt, deposit, etc.,
of public moneys.

"SEC. 843. The clerk shall receive, deposit, and account for all public moneys collected by him in accordance with the laws, rules, and regulations governing the receipt and disposition of moneys by clerks of United States district courts in the continental United States, exclusive of Alaska."

Approved, May 13, 1936.

[CHAPTER 382.]

AN ACT

May 13, 1936.
[S. 2040.]
[Public, No. 579.]

To amend an Act entitled "An Act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes", approved September 7, 1916, and Acts in amendment thereof.

Injuries to Govern-
ment employees.
Vol. 39, p. 743; Vol.
44, p. 1086.
U. S. C., p. 98.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 6 of the Act entitled "An Act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes", approved September 7, 1916, and Acts in amendment thereof (U. S. C., title 5, sec. 756), is amended by the addition of the following paragraph:

Employees' Com-
pensation Commission.
Allowance for attend-
ant for totally disabled
employee, authorized.

"In addition to the monthly compensation the Employees' Compensation Commission may pay an injured employee awarded compensation for permanent total disability from injury an additional sum of not more than \$50 a month, as the Commission may deem necessary, when the Commission shall find that the service of an attendant is necessary constantly to be used by reason of the employee being totally blind, or having lost both hands or both feet or the use thereof, or is paralyzed and unable to walk, or by reason of other total disability actually rendering him so helpless as to require constant attendance."

Approved, May 13, 1936.

[CHAPTER 383.]

AN ACT

May 13, 1936.
[S. 2611.]
[Public, No. 580.]

To authorize the Utah Pioneer Trails and Landmarks Association to construct and maintain a monument on the Fort Douglas Military Reservation, Salt Lake City, Utah.

Fort Douglas Military
Reservation, Salt
Lake City, Utah.
Utah Pioneer Trails
and Landmarks Asso-
ciation may construct,
etc., monument on.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to issue a permit, under regulations to be prescribed by him, to the Utah Pioneer Trails and Landmarks Association to construct and maintain on the Fort Douglas Military Reservation, Utah, a suitable monument, including roadway and footpath thereto, to commemorate the site where Brigham Young, Mormon pioneer leader, on July 24, 1847, declared "This is the place", the location and plans to be approved by the Secretary of War, and all work to be done without expense to the United States and under such military supervision as is deemed advisable by him.

Approval of location
and plans.
No Government ex-
pense, etc.

Approved, May 13, 1936.

[CHAPTER 384.]

AN ACT

To authorize the Secretary of War to acquire by donation land at or near Newburgh, in Orange County, New York, for aviation field, military, or other public purposes.

May 13, 1936.
[S. 3737.]
[Public, No. 581.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to acquire by donation approximately two hundred and thirty-six acres of land at or near Newburgh, in Orange County, New York, for aviation field, military, or other public purposes: *Provided,* That in the event the donor is unable to perfect title to any land tendered as a donation, condemnation of such land is authorized in the name of the United States, and payment of any and all awards for title to such land as is condemned, together with the cost of suit, shall be made by the donor.

Newburgh, N. Y.
Acquisition by donation of certain land for public purposes, authorized.

Proviso.
Condemnation authorized.

Approved, May 13, 1936.

[CHAPTER 385.]

AN ACT

To provide for terms of the United States District Court for the Middle District of Pennsylvania to be held at Wilkes-Barre, Pennsylvania.

May 13, 1936.
[H. R. 11098.]
[Public, No. 582.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That terms of the United States District Court for the Middle District of Pennsylvania shall be held at Wilkes-Barre, Pennsylvania, on the second Monday of April and second Monday of September of each year: *Provided, however,* That all writs, precepts, and processes shall be returnable to the terms at Scranton and all court papers shall be kept in the clerk's office at Scranton unless otherwise specially ordered by the court, and the terms at Scranton shall not be terminated or affected by the terms herein provided for at Wilkes-Barre: *Provided further,* That this authority shall continue only during such time as suitable accommodations for holding court at Wilkes-Barre are furnished free of expense to the United States.

Pennsylvania Middle Judicial District.
Terms of District Court at Wilkes-Barre.

Provisos.
Writs, etc., returnable to terms at Scranton.

Court accommodations at Wilkes-Barre.

Approved, May 13, 1936.

[CHAPTER 386.]

AN ACT

To provide for the establishment of a term of the District Court of the United States for the Western District of Oklahoma at Shawnee, Oklahoma.

May 13, 1936.
[H. R. 11994.]
[Public, No. 583.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a term of the District Court of the United States for the Western District of Oklahoma shall be held annually at Shawnee, Oklahoma, on the first Monday in October: *Provided,* That suitable rooms and accommodations for holding court at Shawnee are furnished without expense to the United States.

Oklahoma Western Judicial District.
Term of court at Shawnee.

Proviso.
Court accommodations.

Approved, May 13, 1936.

[CHAPTER 387.]

JOINT RESOLUTION

May 13, 1936.
[S. J. Res. 260.]
[Pub. Res., No. 90.]

To provide an additional appropriation for folding speeches and pamphlets for the Senate for the fiscal year 1936.

Senate.
Additional appro-
priation for folding
speeches, etc.
Ante, p. 462.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That for folding speeches and pamphlets, for the Senate, at a rate not exceeding \$1 per thousand, there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$4,000 for the fiscal year 1936.

Approved, May 13, 1936.

[CHAPTER 390.]

AN ACT

May 15, 1936.
[S. 381.]
[Public, No. 584.]

For the relief of the Confederated Bands of Ute Indians located in Utah, Colorado, and New Mexico.

Confederated Bands
of Ute Indians.
Payment for certain
land authorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of \$161,400 be, and the same is hereby, authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for payment to the Confederated Bands of Ute Indians in full compensation as to claim for principal sum for sixty-four thousand five hundred and sixty acres of land in western Colorado, taken from the said Indians by the United States and set aside as a naval oil reserve by Executive orders, dated December 6, 1916, and September 27, 1924; said sum to be placed on the books of the Treasury Department to the credit of the Confederated Bands of Ute Indians in the proportions specified by the Act of June 15, 1880 (21 Stat. L. 199), to bear interest at 4 per centum per annum and from the date of the passage of this Act.

Vol. 21, p. 199.
Interest.

Attorneys', etc., fees.

SEC. 2. The Secretary of the Treasury is hereby authorized to pay, out of said appropriation when made, such fees and expenses as the Secretary of the Interior may deem reasonable, on a quantum meruit basis, for services rendered by attorneys or agents having approved or heretofore approved contracts with said Indians, or approved assignments thereof, not to exceed, however, a total of 10 per centum of the amount appropriated hereunder, as follows:

(1) A contract with Southern Ute Band and the Ute Mountain Band approved July 7, 1928, a partial assignment of which was approved on May 28, 1929.

(2) A contract with the Uintah and White River Bands, approved on October 8, 1932, an assignment of which was approved on February 13, 1935.

(3) A contract with the Uncompahgre Band approved October 8, 1932, an assignment of which was approved on February 13, 1935.

Approved, May 15, 1936.

[CHAPTER 391.]

AN ACT

May 15, 1936.
[S. 1494.]
[Public, No. 585.]

To amend an Act entitled "An Act authorizing the Chippewa Indians of Minnesota to submit claims to the Court of Claims", approved May 14, 1926 (44 Stat. L. 555).

Chippewa Indians of
Minnesota.
Suits of, before Court
of Claims, amendments
to pleadings permitted.
Vol. 44, p. 555.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in all suits filed under the Act entitled "An Act authorizing the Chippewa Indians of Minnesota to submit claims to the Court of Claims", approved May 14, 1926 (44 Stat. L. 555), either party, with the consent of the court first had and obtained, shall have the right to

amend the pleadings at any time prior to the entry of final judgment so as to include all claims said Indians may have under said Act against the United States and any defense the United States may have thereto.

Approved, May 15, 1936.

[CHAPTER 392.]

AN ACT

To provide funds for cooperation with Wellpinit School District Numbered 49, Stevens County, Washington, for the construction of a public-school building to be available for Indian children of the Spokane Reservation.

May 15, 1936.
[S. 2849.]
[Public, No. 586.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$75,000 for the purpose of cooperating with Wellpinit School District Numbered 49, Stevens County, Washington, for the construction and equipment of a public-school building in the vicinity of Wellpinit, Washington: *Provided,* That the expenditure of any money authorized to be appropriated herein shall be subject to the condition that the school maintained by said district in such building shall be available to all Indian children of the Spokane Indian Reservation on the same terms, except as to payment of tuition, as other children of said school district: *Provided further,* That such expenditures shall be subject to such further conditions as may be prescribed by the Secretary of the Interior.

Stevens County, Wash.
Funds for public-school construction, authorized.

Provisos.
Attendance of Indian children.

Limitations on expenditures.

Approved, May 15, 1936.

[CHAPTER 393.]

AN ACT

To amend section 13 (c) of the Act entitled "An Act to provide for the regulation of motor-vehicle traffic in the District of Columbia and so forth"¹, approved March 3, 1925, as amended.

May 15, 1936.
[S. 3161.]
[Public, No. 587.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 13 (c) of the Act entitled "An Act to provide for the regulation of motor-vehicle traffic in the District of Columbia, and so forth"¹, approved March 3, 1925, as amended, be, and the same is hereby, amended so as to read as follows:

District of Columbia Traffic Act, 1925, amendment.
Vol. 43, p. 1125.

"The Commissioners of the District of Columbia, or their designated agent, may suspend or revoke the right of any nonresident person as defined in section 8 (title 6, sec. 245 (a), D. C. Code), to operate a motor vehicle in the District of Columbia, for any cause they or their agent may deem sufficient, and the proper authority at the place of issuance of the permit, or other authority to operate a motor vehicle, shall be notified of such suspension and the reason therefor, immediately: *Provided,* That such order of suspension or revocation shall take effect ten days after its issuance, and the same be subject to review and appeal in the manner and under the same conditions as are provided for such matters in section 13 (a) (title 6, sec. 250 (a), D. C. Code)."

Suspension, etc., of rights of nonresidents to operate motor vehicles.

Notification of authority granting operating permit.

Proviso.
Effective date of order.
Review and appeal.

Approved, May 15, 1936.

¹ So in original.

[CHAPTER 394.]

AN ACT

May 15, 1936.

[S. 3372.]

[Public, No. 588.]

To provide funds for cooperation with the public-school district at Hays, Montana, for construction and improvement of public-school buildings to be available for Indian children.

Hays, Mont.
Funds for public-
school construction, au-
thorized.

Provisos.
No racial discrimina-
tion.
Tuition fee, Indian
children.
Expenditures.

Reimbursement of
appropriation.

Plans and specifica-
tions.

Supervision and pay-
ments.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any funds in the Treasury not otherwise appropriated, the sum of \$50,000 for the purpose of cooperating with the Hays Public School District, Hays, Montana, for construction and improvement of grade- and high-school buildings: *Provided,* That said schools shall be available to both white and Indian children without discrimination, except that tuition may be paid for Indian children attending in the discretion of the Secretary of the Interior: *Provided further,* That expenditures of moneys authorized hereby shall be subject to such further conditions as may be prescribed by the Secretary of the Interior: *Provided further,* That this appropriation shall be reimbursed in not more than thirty years without interest, either through reducing the annual Federal tuition payments for the education of Indian pupils attending such school, by the acceptance of Indian pupils in such school without cost to the United States; or in such other manner as the Secretary of the Interior may direct: *And provided further,* That plans and specifications shall be furnished by local or State authorities, without cost to the United States, and upon approval thereof by the Commissioner of Indian Affairs, work shall proceed under the direction of local or State officials, payment therefor to be made monthly on the basis of work in place and upon vouchers approved by a responsible official of the Indian Service.

Approved, May 15, 1936.

[CHAPTER 395.]

AN ACT

May 15, 1936.

[S. 3687.]

[Public, No. 589.]

To validate payments, and to relieve the accounts of disbursing officers of the Army on account of payments made to Reserve officers on active duty for rental allowances.

Army disbursing of-
ficers.
Payments for certain
rental allowances vali-
dated.

Vol. 38, p. 1069.
U. S. C., p. 264.

Credit allowed in ac-
counts of.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all payments made to military personnel of the Army on account of rental allowances, where the Secretary of War, under the authority of the Act of March 4, 1915 (28¹ Stat. 1069; U. S. C., title 10, sec. 718), has determined that no quarters are available for such personnel, are hereby ratified and validated, and the Comptroller General of the United States is hereby directed to credit the accounts of disbursing officers of the United States with such payments, and to accept as final and conclusive in the audit of such accounts the determinations made by the Secretary of War under that Act.

Approved, May 15, 1936.

¹ So in original.

[CHAPTER 396.]

AN ACT

To validate payments, and to relieve disbursing officers' accounts of payments made to Reserve officers promoted while on active duty.

May 15, 1936.
[S. 3688.]
[Public, No. 590.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That payments made by Army disbursing officers to Reserve officers of the Army of increased pay and allowances on account of promotion while on active duty are hereby ratified and validated, notwithstanding any construction of the Comptroller General of the provisions of section 201 of the Economy Act of June 30, 1932, as contained by section 4a, Act of March 3, 1933, and section 4a, title 2, Act of March 20, 1933, and the Comptroller General shall allow credit in the accounts of said disbursing officers for payments so made if otherwise correct.

Army disbursing officers.
Certain payments to Reserve officers by validated.

Vol. 47, pp. 403, 1513;
Vol. 48, p. 13.

Credit allowed in accounts of.

Approved, May 15, 1936.

[CHAPTER 397.]

AN ACT

To authorize the Bureau of Mines to conduct certain studies, investigations, and experiments with respect to sub-bituminous and lignite coal, and for other purposes.

May 15, 1936.
[S. 3748.]
[Public, No. 591.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Bureau of Mines, under the general direction of the Secretary of the Interior, is authorized to conduct investigations, studies, and experiments on its own initiative and in cooperation with individuals, State institutions, laboratories, and other organizations, with a view to (1) the development of a commercially practicable carbonization method of processing sub-bituminous and lignite coal so as to convert such coal into an all-purpose fuel, to provide fertilizers, and obtain such other byproducts thereof as may be commercially valuable; (2) the development of efficient methods, equipment, and devices for burning lignite or char therefrom; and (3) determining and developing methods for more efficient utilization of such sub-bituminous and lignite coal for purposes of generating electric power.

Sub-bituminous and lignite coal.
Bureau of Mines to conduct studies, etc., with respect to.

SEC. 2. The Bureau of Mines is further authorized, under the general direction of the Secretary of the Interior, to erect such plants, construct and purchase such machinery and equipment, and to take such other steps as it may deem necessary and proper to effectuate the purposes of this Act.

Plants, machinery, etc., authorized.

SEC. 3. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$100,000 for the purpose of carrying out the provisions of this Act. The above amount to be expended over a period of three years, as follows: \$40,000 to be expended during the fiscal year ending June 30, 1937; \$30,000 to be expended during the fiscal year ending June 30, 1938; and \$30,000 to be expended during the fiscal year ending June 30, 1939.

Appropriation authorized.

Allocations.

Approved, May 15, 1936.

[CHAPTER 398.]

AN ACT

May 15, 1936.

[S. 3797.]

[Public, No. 592.]

To amend an Act entitled "An Act authorizing certain tribes of Indians to submit claims to the Court of Claims, and for other purposes", approved May 26, 1920.

Klamath, etc., Indians, Oreg. Suit of, before Court of Claims, reinstated. Vol. 41, p. 623.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the suit numbered E-346 heretofore instituted in the Court of Claims by the Klamath and Modoc Tribes and Yahooskin Band of Snake Indians under an Act entitled "An Act authorizing certain tribes of Indians to submit claims to the Court of Claims, and for other purposes", approved May 26, 1920, jurisdiction is hereby conferred upon said court, and it is hereby authorized and directed, irrespective of any release or settlement, to reinstate and retry said case and to hear and determine the claims of the plaintiffs on the merits, and to enter judgment thereon upon the present pleadings, evidence, and findings of fact, with the right of appeal, rather than by certiorari, to the Supreme Court of the United States by either party: *Provided*, That any payment heretofore made to the said Indians by the United States in connection with any release or settlement shall be charged as an offset, but shall not be treated as an estoppel.

Approved, May 15, 1936.

Proviso. Effect of previous payment.

[CHAPTER 399.]

AN ACT

May 15, 1936.

[S. 3842.]

[Public, No. 593.]

To authorize the coinage of 50-cent pieces in commemoration of the one-hundredth anniversary of the establishment of the Territorial Government of Wisconsin, and to assist in the celebration of the Wisconsin Centennial during the year of 1936.

Wisconsin. Coinage commemorating establishment of the Territorial Government, authorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the one-hundredth anniversary of the establishment of the Territorial Government of Wisconsin, and to further and give added meaning to the centennial celebration of said State during the year of 1936, there shall be coined at a mint of the United States to be designated by the Director of the Mint not less than twenty-five thousand silver 50-cent pieces of standard size, weight, and composition and of a special appropriate single design, containing some recognized emblem of the State of Wisconsin, to be fixed by the Director of the Mint, with the approval of the Secretary of the Treasury, but the United States shall not be subject to the expense of making the necessary dies and other preparations for this coinage.

Number.

No Federal expense for dies, etc.

Date, issue, etc.

SEC. 2. The coins herein authorized shall bear the date 1936, irrespective of the year in which they are minted or issued, shall be legal tender in any payment to the amount of their face value, and shall be issued only upon the request of the chairman of the Coinage Committee of the Wisconsin Centennial Celebration upon payment by him of the par value of such coins, but not less than twenty-five thousand such coins shall be issued to him at any one time and no such coins shall be issued after the expiration of one year after the date of enactment of this Act. Such coins may be disposed of at par or at a premium by such committee, and the net proceeds shall be used by it, in defraying the expenses incidental and appropriate to the commemoration of such event.

Disposal.

Coinage laws applicable.

SEC. 3. All laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of the same, regulating and guarding the process of coinage, providing for the purchase of material, and for the transportation, distribution, and

redemption of coins, for the prevention of debasement or counterfeiting, for the security of the coins, or for any other purposes, whether such laws are penal or otherwise, shall, so far as applicable, apply to the coinage herein authorized.

Approved, May 15, 1936.

[CHAPTER 400.]

AN ACT

To authorize the procurement, without advertising, of certain War Department property, and for other purposes.

May 15, 1936.
[S. 3859.]

[Public, No. 594.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whenever proposals are invited for the furnishing of articles of Chemical Warfare or Signal property of the War Department, the character of which or the ingredients thereof are of such a nature that the interests of the public service would be injured by publicly divulging them, the chief of the supply service concerned is authorized to purchase such articles in such manner as he may deem most economical and efficient.

War Department.
Procurement of certain articles without advertising, authorized.

Approved, May 15, 1936.

[CHAPTER 401.]

AN ACT

To provide for a preliminary examination of the Sabine and Neches Rivers, with a view to controlling their floods and regulating, conserving, and utilizing the waters thereof, and for other purposes.

May 15, 1936.
[S. 4214.]

[Public, No. 595.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of the Sabine and Neches Rivers, and their tributaries, with a view to controlling their floods and regulating, conserving, and utilizing the waters thereof, in accordance with the provisions of section 3 of the Act entitled "An Act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1912¹, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Sabine and Neches Rivers.
Survey directed for controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1487.

Approved, May 15, 1936.

[CHAPTER 402.]

AN ACT

To authorize the coinage of 50-cent pieces in commemoration of the one-hundredth anniversary of the incorporation of Bridgeport, Connecticut, as a city.

May 15, 1936.
[S. 4229.]

[Public, No. 596.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the one hundredth anniversary of the incorporation of the city of Bridgeport, Connecticut, there shall be coined at a mint of the United States to be designated by the Director of the Mint not less than twenty-five thousand silver 50-cent pieces of standard size, weight, and composition and of a special appropriate single design to be fixed by the Director of the Mint, with the approval of the Secretary of the Treasury, but the United States shall not be subject to the expense of making the necessary dies and other preparations for this coinage.

Bridgeport, Conn.
Coinage commemorating incorporation of, authorized.

Number.

No Federal expense for dies, etc.

¹ So in original.

Date, issue, etc.

SEC. 2. The coins herein authorized shall bear the date 1936, irrespective of the year in which they are minted or issued, shall be legal tender in any payment to the amount of their face value, and shall be issued only upon the request of the Bridgeport Centennial, Incorporated, Bridgeport, Connecticut, upon payment by it of the par value of such coins. Such coins may be disposed of at par or at a premium by such Bridgeport Centennial, Incorporated, and the net proceeds shall be used by it in defraying the expenses incidental and appropriate to the commemoration of such event.

Disposal.

SEC. 3. All laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of the same, regulating and guarding the process of coinage, providing for the purchase of material, and for the transportation, distribution, and redemption of coins, for the prevention of debasement or counterfeiting, for the security of the coins, or for any other purposes, whether such laws are penal or otherwise, shall, so far as applicable, apply to the coinage herein authorized.

Approved, May 15, 1936.

[CHAPTER 403.]

AN ACT

For the relief of the State of New Jersey.

May 15, 1936.

[S. 4395.]

[Public, No. 597.]

State of New Jersey, etc.
Release from accountability for certain property.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the State of New Jersey and David S. Hill, United States property and disbursing officer for New Jersey, are hereby relieved from accountability for certain property belonging to the United States, of the total value of \$4,467.76, which property was loaned to such State for use by the New Jersey National Guard and was unavoidably lost or destroyed when issued for use in connection with the Morro Castle disaster on September 8, 1934, and providing for replacement, without cost to the State of New Jersey, of like articles for reissue to and the use of the National Guard of New Jersey.

Approved, May 15, 1936.

[CHAPTER 404.]

AN ACT

Making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1937, and for other purposes.

May 15, 1936.

[H. R. 11035.]

[Public, No. 598.]

War Department appropriations, fiscal year 1937.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1937, and for other purposes, namely:

Military activities.

TITLE I—MILITARY ACTIVITIES AND OTHER EXPENSES OF THE WAR DEPARTMENT INCIDENT THERETO

Department salaries.

SALARIES, WAR DEPARTMENT

Personal services.

For compensation for personal services in the District of Columbia, as follows:

Secretary, Assistant, and other personal services.

Office of Secretary of War: Secretary of War, Assistant Secretary of War, and other personal services, \$267,280: *Provided,* That no field-service appropriation shall be available for personal services in the War Department except as may be expressly authorized herein.

Provided. Use of field-service funds restricted.

Office of Chief of Staff, \$221,100.

Adjutant General's office, \$1,366,747.

For personal services, to be employed exclusively in assembling, classifying, and indexing the military personnel records of the World War, and for the purchase of necessary supplies and materials used in such work, \$104,595.

Office of the Inspector General, \$27,340.

Office of the Judge Advocate General, \$108,240.

Office of the Chief of Finance, \$378,780.

Office of the Quartermaster General, \$771,387.

Office of the Chief Signal Officer, \$122,213.

Office of the Chief of Air Corps, \$221,980.

Office of the Surgeon General, \$272,530.

Office of Chief of Bureau of Insular Affairs, \$66,400.

Office of Chief of Engineers, \$123,260: *Provided*, That the services of skilled draftsmen, civil engineers, and such other services as the Secretary of War may deem necessary may be employed only in the office of the Chief of Engineers, to carry into effect the various appropriations for rivers and harbors, surveys, and preparation for and the consideration of river and harbor estimates and bills, to be paid from such appropriations: *Provided further*, That the expenditures on this account for the fiscal year 1937 shall not exceed \$323,960; the Secretary of War shall each year, in the Budget, report to Congress the number of persons so employed, their duties, and the amount paid to each.

Office of Chief of Ordnance, \$424,160.

Office of Chief of Chemical Warfare Service, \$50,337.

Office of Chief of Coast Artillery, \$26,180.

National Guard Bureau, War Department, \$148,403.

In all, salaries, War Department, \$4,700,932: *Provided*, That the number of warrant officers and enlisted men on duty in the offices of the Chiefs of Ordnance, Engineers, Coast Artillery, Field Artillery, Cavalry, Infantry, and Chaplains on March 5, 1934, shall not be increased, and in lieu of warrant officers and enlisted men whose services in such offices shall be terminated for any cause prior to July 1, 1937, their places may be filled by civilians, for the pay of whom, in accordance with the Classification Act of 1923, as amended, the appropriation "Pay of the Army" shall be available.

In expending appropriations or portions of appropriations, contained in this Act, for the payment for personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the Assistant Secretary of War the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: *Provided*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to require the reduction in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the rules of section 6 of such Act, (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office,

Designated offices.

World War personnel records.

Proviso.
Draftsmen, etc., payable from other appropriations.

Maximum expenditure, 1937.

Report to Congress.

Proviso.
Details not to be increased.

Civilians to fill vacancies.
U. S. C., p. 85.
Funds available.
Post, p. 1282.

Restriction on exceeding average salaries.

Vol. 42, p. 1488; Vol. 45, p. 776; Vol. 46, p. 1003.
U. S. C., p. 85.

Exceptions.

Proviso.
Restriction not applicable to clerical-mechanical service.
No reduction in fixed salaries.
Vol. 42, p. 1490; U. S. C., p. 86.
Transfers without reduction.

Higher salary rates allowed.

If only one position in a grade.

or other appropriation unit, (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

OFFICE OF THE SECRETARY

CONTINGENT EXPENSES, WAR DEPARTMENT

Department contingent expenses.

For stationery; purchase of professional and scientific books, law books, including their exchange; books of reference, pamphlets, periodicals, newspapers, maps; typewriting and adding machines, and other labor-saving devices, including their repair and exchange; furniture and repairs to same; carpets, linoleum, filing equipment, photo supplies, towels, ice, brooms, soap, sponges; maintenance, repair, and operation of motor trucks and one motor-propelled passenger-carrying vehicle, to be used only for official purposes; freight and express charges; street-car fares, not exceeding \$750; postage to Postal Union countries; and other absolutely necessary expenses, \$236,000, and it shall not be lawful to expend, unless otherwise specifically provided herein, for any bureau, office, or branch of the War Department or of the Army having or maintaining an office in the War Department proper, at Washington, District of Columbia, any sum out of appropriations contained in this Act (or accruing thereto) made for the Military Establishment for any of the purposes mentioned or authorized in this paragraph.

Surgeon General's office.

LIBRARY, SURGEON GENERAL'S OFFICE

Library expenses.

For the purchase of the necessary books of reference, periodicals, and technical supplies and equipment, \$20,660.

PRINTING AND BINDING, WAR DEPARTMENT

Printing and binding.

For printing and binding for the War Department, its bureaus and offices, and for all printing and binding for the field activities under the War Department, except such as may be authorized in accordance with existing law to be done elsewhere than at the Government Printing Office, \$500,000: *Provided*, That the sum of \$3,000, or so much thereof as may be necessary, may be used for the publication, from time to time, of bulletins prepared under the direction of the Surgeon General of the Army, for the instruction of medical officers, when approved by the Secretary of War, and not exceeding \$68,200 shall be available for printing and binding under the direction of the Chief of Engineers.

Proviso.
Medical bulletins.

For Chief of Engineers.

Military activities.

MILITARY ACTIVITIES

CONTINGENCIES OF THE ARMY

Army contingencies.

For all emergencies and extraordinary expenses, including the employment of translators, and exclusive of all other personal services in the War Department or any of its subordinate bureaus or offices in the District of Columbia, or in the Army at large, but impossible to be anticipated or classified, to be expended on the approval or authority of the Secretary of War, and for such purposes as he may deem proper, and for examination of estimates of appropriations and of military activities in the field, \$11,650.

GENERAL STAFF CORPS

General Staff Corps.

CONTINGENCIES, MILITARY INTELLIGENCE DIVISION

Military Intelligence
Division.
Contingent expenses.

For contingent expenses of the Military Intelligence Division, General Staff Corps, and of the military attachés at the United States embassies and legations abroad, including the purchase of law books, professional books of reference, and subscriptions to newspapers and periodicals; for the hire of interpreters, special agents, and guides, and for such other purposes as the Secretary of War may deem proper, including \$5,000 for the actual and necessary expenses of officers of the Army on duty abroad for the purpose of observing operations of armies of foreign states at war, to be paid upon certificates of the Secretary of War that the expenditures were necessary for obtaining military information, \$87,000, to be expended under the direction of the Secretary of War: *Provided*, That section 3648, Revised Statutes (U. S. C., title 31, sec. 529), shall not apply to payments made from appropriations contained in this Act in compliance with the laws of foreign countries or their ministerial regulations under which the military attachés are required to operate.

Observing operations
of foreign armies.*Proviso.*
Conditions waived.
R. S., sec. 3648, p.
718.
U. S. C., p. 1395.

ARMY WAR COLLEGE

Army War College.

For expenses of the Army War College, being for the purchase of the necessary special stationery; textbooks, books of reference, scientific and professional papers, newspapers, and periodicals; maps; police utensils; employment of temporary, technical, or special services, and expenses of special lectures; for the pay of employees; and for all other absolutely necessary expenses, \$66,377.

Instruction expenses.

Employees.

ADJUTANT GENERAL'S DEPARTMENT

Adjutant General's
Department.

COMMAND AND GENERAL STAFF SCHOOL, FORT LEAVENWORTH, KANSAS

For the purchase of textbooks, books of reference, scientific and professional papers, instruments, and material for instruction; employment of temporary technical, special, and clerical services; and for other necessary expenses of instruction, at the Command and General Staff School, Fort Leavenworth, Kansas, \$35,027.

Command and Gen-
eral Staff School, Fort
Leavenworth, Kans.

FIELD EXERCISES

For all expenses required for the conduct of special field exercises, including participation therein by the National Guard and the Organized Reserves, comprising allowances for enlisted men for quarters and rations, movement of matériel, maintenance, and operation of structures and utilities, and any other requisite supplies and services, and for settlement of claims (not exceeding \$500 each) for damages to or loss of private property resulting from such exercises that have accrued or may hereafter accrue, when payment thereof will be accepted by the owners of the property in full satisfaction of such damages, and each claim is substantiated by a report of a board of officers appointed by the commanding officer of the troops engaged, and is approved by the Secretary of War, whose action thereon shall be conclusive, \$255,321.

Field exercises.

Private property
damages.

WELFARE OF ENLISTED MEN

Welfare of enlisted
men.

For the equipment and conduct of school, reading, lunch, and amusement rooms, service clubs, chapels, gymnasiums, and libraries, including periodicals and other publications and subscriptions for newspapers, salaries of civilians employed in the hostess and library

Equipment, etc.,
post exchanges.

services, transportation of books and equipment for these services, rental of films, purchase of slides for and making repairs to moving-picture outfits, and for similar and other recreational purposes at training and mobilization camps now established or which may be hereafter established, \$34,940.

Finance Department.

FINANCE DEPARTMENT

Pay of the Army.

PAY OF THE ARMY

Officers.

Proviso.
Commissioned strength increased.

Vol. 42, p. 721.

National Guard.

Aviation increase.

Flights by nonflying officers.

Longevity.

Enlisted men; increase.

Sum reappropriated.
Ante, p. 124.

National Guard.
Aviation increase.
Philippine Scouts.
Longevity.

Retired officers, etc.

Civil-service messengers at headquarters.

Contract surgeons, nurses, etc.

Rent, subsistence, etc.

Loss by exchange.

For pay of not to exceed an average of twelve thousand one hundred and twenty-five commissioned officers, \$34,169,252: *Provided*, That on and after July 1, 1936, there shall be authorized one thousand and thirty-three officers of the Medical Corps and one hundred and eighty-three officers of the Dental Corps, notwithstanding the provisions of the Act of June 30, 1922 (42 Stat. 721), and the authorized commissioned strength of the Regular Army is hereby increased by seventy-five in order to provide for the increases herein authorized in the number of officers in the Medical and Dental Corps; pay of officers, National Guard, \$100; pay of warrant officers, \$1,474,844; aviation increase to commissioned and warrant officers of the Army, including not to exceed five medical officers, \$2,224,001, none of which shall be available for increased pay for making aerial flights by nonflying officers at a rate in excess of \$1,440 per annum, which shall be the legal maximum rate as to such nonflying officers; additional pay to officers for length of service, \$9,706,748; pay of not less than an average of one hundred and sixty-five thousand enlisted men of the line and staff, not including the Philippine Scouts, \$61,383,965, and, in addition, \$2,344,211 of the appropriation "Pay of the Army, 1936", which sum shall remain available until June 30, 1937, for defraying the cost of increasing the enlisted strength of the Regular Army from an average of one hundred and forty-seven thousand to an average of one hundred and sixty-five thousand enlisted men, and the attainment of such one hundred and sixty-five thousand enlisted men shall be accomplished by recruiting at the rate of one thousand five hundred men per month in addition to recruits necessary to maintain one hundred and forty-seven thousand enlisted men; pay of enlisted men of National Guard, \$100; aviation increase to enlisted men of the Army, \$508,782; pay of enlisted men of the Philippine Scouts, \$1,050,447; additional pay for length of service to enlisted men, \$4,759,614; pay of the officers on the retired list, \$12,369,850; increased pay to not to exceed seven retired officers on active duty, \$9,145; pay of retired enlisted men, \$13,589,060; pay not to exceed sixty civil-service messengers at not to exceed \$1,200 each at headquarters of the several Territorial departments, corps areas, Army and corps headquarters, Territorial districts, tactical divisions and brigades, service schools, camps, and ports of embarkation and debarkation, \$72,000; pay and allowances of contract surgeons, \$53,076; pay of nurses, \$899,260; pay of hospital matrons, \$600; rental allowances, including allowances for quarters for enlisted men on duty where public quarters are not available, \$6,352,574; subsistence allowances, \$5,955,042; interest on soldiers' deposits, \$30,000; payment of exchange by officers serving in foreign countries, and when specially authorized by the Secretary of War, by officers disbursing funds pertaining to the War Department, when serving in Alaska, and all foreign money received shall be charged to and paid out by disbursing officers of the Army at the legal valuation fixed by the Secretary of the Treasury, \$100; in all, \$154,608,560, less \$285,000 to be supplied by the Secretary of

War for this purpose from funds received during the fiscal year 1937 from the purchase by enlisted men of the Army of their discharges, \$154,323,560; and the money herein appropriated for "Pay of the Army" shall be accounted for as one fund: *Provided*, That during the fiscal year ending June 30, 1937, no officer of the Army shall be entitled to receive an addition to his pay in consequence of the provisions of the Act approved May 11, 1908 (U. S. C., title 10, sec. 803).

Accounted for as one fund.
Proviso.
 No additional pay for furnishing mounts or service as aide.
 Vol. 35, p. 108; U. S. C., p. 267.

No payment shall be made from money appropriated in this Act to any officer on the retired list of the Army who, for himself or for others, is engaged in the selling of, contracting for the sale of, or negotiating for the sale of, to the Army or the War Department, any war materials or supplies.

Pay forbidden to a retired officer selling supplies to Army.

No appropriation for the pay of the Army shall be available for the pay of any officer or enlisted man on the active list of the Army who is engaged in any manner with any publication which is or may be issued by or for any branch or organization of the Army or military association in which officers or enlisted men have membership and which carries paid advertising of firms doing business with the War Department: *Provided, however*, That nothing herein contained shall be construed to prohibit officers from writing or disseminating articles in accordance with regulations issued by the Secretary of War.

Engaging in issuing certain service publications.

Proviso.
 Exemption.

TRAVEL OF THE ARMY

For travel allowances and travel in kind, as authorized by law, for persons traveling in connection with the military and nonmilitary activities of the War Department, including mileage, transportation, reimbursement of actual expenses, or per diem allowances, to officers and contract surgeons; transportation of troops; transportation, or reimbursement therefor, of nurses, enlisted men, recruits, recruiting parties, applicants for enlistment between recruiting stations and recruiting depots, rejected applicants for enlistment, general prisoners, cadets and accepted cadets from their homes to the Military Academy, discharged cadets, civilian employees, civilian witnesses before courts martial, dependents of military personnel, and attendants accompanying remains of military personnel and civilian employees; travel pay to discharged military personnel; transportation of discharged prisoners and persons discharged from Saint Elizabeths Hospital after transfer thereto from the military service, to their homes, or elsewhere as they may elect, the cost in each case not to be greater than to the place of last enlistment; hot coffee for troops traveling when supplied with cooked or travel rations; commutation of quarters and rations to enlisted men traveling on detached duty when it is impracticable to carry rations, and to applicants for enlistment and general prisoners traveling under orders; per diem allowances or actual cost of subsistence while in a travel status, to nurses, civilian employees, civilian witnesses before courts martial, and attendants accompanying remains of military personnel and civilian employees, \$3,103,527, which may be increased, subject to the approval of the Director of the Bureau of the Budget, by transfers from other appropriations contained in this Act of such amounts as may be required in addition to those herein provided for travel in connection with development, procurement, production, maintenance, or construction activities; and, with such exception, no other appropriation in this Act shall be available for any expense for or incident to travel of personnel of the Regular Army or civilian employees under the War Department, except the appropriation "Contingencies of the Army" and the appropriations for the National Guard, the

Travel allowances, etc.

Recruiting expenses.

Commutation of quarters, rations, etc.

Civilians.

Increases, by transfers, allowed.

Restriction.

Organized Reserves, the Reserve Officers' Training Corps, citizens' military training camps, the National Board for the Promotion of Rifle Practice, the United States High Commissioner to the Philippine Islands, the United States Soldiers' Home, the nonmilitary activities of the Corps of Engineers, and the Panama Canal, and except as may be provided for in the appropriation "Air Corps, Army": *Provided*, That the expert accountant, Inspector General's Department, shall be entitled to the same travel allowances as other employees of the War Department: *Provided further*, That, in addition to the authority contained in section 67, National Defense Act of June 3, 1916, as amended, a total of not to exceed \$2,500 of the appropriations available to the War Department chargeable with expenses of travel shall be available for expenses incident to attendance at meetings of technical, professional, scientific, and other similar organizations, when, in the judgment of the Secretary of War, such attendance would be of benefit in the conduct of the work of the War Department.

Provisos.
Travel allowance, expert accountant.

Attendance at meetings.

Vol. 39, p. 199; Vol. 42, p. 1034; Vol. 45, p. 406.

U. S. C., p. 1431.

EXPENSES OF COURTS MARTIAL

Courts martial expenses.

For expenses of courts martial, courts of inquiry, military commissions, retiring boards, and compensation of reporters and witnesses attending same, contract stenographic reporting services, and expenses of taking depositions and securing other evidence for use before the same, \$50,000.

Deserters, etc.

APPREHENSION OF DESERTERS, AND SO FORTH

Apprehension of.

For the apprehension, securing, and delivering of soldiers absent without leave and of deserters, including escaped military prisoners, and the expenses incident to their pursuit; and no greater sum than \$25 for each deserter or escaped military prisoner shall, in the discretion of the Secretary of War, be paid to any civil officer or citizen for such services and expenses; for a donation of \$10 to prisoner discharged otherwise than honorably upon his release from confinement under court-martial sentence involving dishonorable discharge, \$20,000.

Finance Service.

FINANCE SERVICE

Clerks, etc.

For compensation of clerks and other employees of the Finance Department, including not to exceed \$900 for any one person for allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a), \$1,131,410.

Vol. 46, p. 818.
U. S. C., p. 45.

Private property damages.

CLAIMS FOR DAMAGES TO AND LOSS OF PRIVATE PROPERTY

Payment of claims.

For payment of claims, including claims of military and civilian personnel in and under the War Department, not exceeding \$500 each in amount for damages to or loss of private property incident to the training, practice, operation, or maintenance of the Army that have accrued, or may hereafter accrue, from time to time, \$10,000: *Provided*, That settlement of such claims shall be made by the General Accounting Office, upon the approval and recommendation of the Secretary of War, where the amount of damages has been ascertained by the War Department, and payment thereof will be accepted by the owners of the property in full satisfaction of such damages.

Proviso.
Settlement by General Accounting Office.

CLAIMS OF OFFICERS, ENLISTED MEN, AND NURSES OF THE ARMY FOR
DESTRUCTION OF PRIVATE PROPERTY

Destruction of private property of officers, etc.

For the payment of claims of officers, enlisted men, and nurses of the Army for private property lost, destroyed, captured, abandoned, or damaged in the military service of the United States, under the provisions of an Act approved March 4, 1921 (U. S. C., title 31, secs. 218-222), \$15,000.

Payment of claims.

Vol. 41, p. 1436.
U. S. C., p. 1369.

QUARTERMASTER CORPS

Quartermaster Corps.

Subsistence of the Army: Purchase of subsistence supplies: For issue as rations to troops, including retired enlisted men when ordered to active duty, civil employees when entitled thereto, hospital matrons, applicants for enlistment while held under observation, general prisoners of war (including Indians held by the Army as prisoners but for whose subsistence appropriation is not otherwise made), Indians employed by the Army as guides and scouts, and general prisoners at posts; ice for issue to organizations of enlisted men and offices¹ at such places as the Secretary of War may determine, and for preservation of stores; for the subsistence of the masters, officers, crews, and employees of the vessels of the Army Transport Service; meals for recruiting parties and applicants for enlistment while under observation; for sales to officers, including members of the Officers' Reserve Corps while on active duty, and enlisted men of the Army. For payments: Of the regulation allowances of commutation in lieu of rations to enlisted men on furlough, and to enlisted men when stationed at places where rations in kind cannot be economically issued, including retired enlisted men when ordered to active duty. For payment of the regulation allowance of commutation in lieu of rations for enlisted men, applicants for enlistment while held under observation, civilian employees who are entitled to subsistence at public expense, and general prisoners while sick in hospitals, to be paid to the surgeon in charge; advertising; for providing prizes to be established by the Secretary of War for enlisted men of the Army who graduate from the Army schools for bakers and cooks, the total amount of such prizes at the various schools not to exceed \$900 per annum; and for other necessary expenses incident to the purchase, testing, care, preservation, issue, sale, and accounting for subsistence supplies for the Army; in all, \$26,887,384, and, in addition, \$501,714 of the appropriation "Pay of the Army, 1936", which shall remain available until June 30, 1937: *Provided*, That none of the money appropriated in this Act shall be used for the purchase of oleomargarine or butter substitutes for other than cooking purposes, except to supply an expressed preference therefor or for use where climatic or other conditions render the use of butter impracticable.

Subsistence of the Army.
Purchase of supplies for issue as rations.

Ice.

Sales to officers, etc.

Payments.
Commutation allowances.

Prizes, etc.

Subsistence supplies.
Act, p. 124.*Proriso*.
Oleomargarine restriction.

Regular supplies of the Army.

Field cooking appliances, etc.

Furniture, school supplies, etc.

Regular supplies of the Army: Regular supplies of the Quartermaster Corps, including their care and protection; field ranges, field stoves for cooking food, coffee roasters, field bakery equipment, and appliances for cooking and serving food at posts (except fixed installations in buildings), in the field and when traveling, and repair and maintenance of such equipment; authorized issues of candles and matches; authorized issues of soap, toilet paper, and towels; for the necessary furniture, textbooks, paper, and equipment for the post schools and libraries, and for schools for noncommissioned officers; for the purchase and issue of instruments, office furniture, stationery, and other authorized articles for the use of

¹ So in original.

Periodicals, technical books, etc. officers' schools at the several military posts; for purchase of commercial newspapers, periodicals, market reports, technical books, and so forth; for the tableware and mess furniture for kitchens and mess halls, each and all for the enlisted men, including recruits; for forage, salt, and vinegar for the horses, mules, oxen, and other draft and riding animals of the Quartermaster Corps at the several posts and stations and with the armies in the field, for the horses of the several regiments of Cavalry and batteries of Artillery and such companies of Infantry and Scouts as may be mounted, and for remounts and for the authorized number of officers' horses, including bedding for the animals; for seeds and implements required for the raising of forage at remount depots and on military reservations in the Hawaiian, Philippine, and Panama Canal Departments, and for labor and expenses incident thereto, including, when specifically authorized by the Secretary of War, the cost of irrigation; for the purchase of implements and hire of labor for harvesting hay on military reservations; for straw for soldiers' bedding, stationery, typewriters and exchange of same, including blank books and blank forms for the Army, certificates for discharged soldiers, and for printing department orders and reports, \$3,069,000.

Forage, etc.

Seeds and implements.

Bedding, stationery, etc.

Clothing and equipage. Purchase, manufacture, etc.

Laundries, etc.

Repair shops.

Toilet kits.

Citizen's outer clothing.

Indemnity for destroyed clothing, etc.

Fuel.

Proviso. Laundry charges.

Incidental expenses.

Clothing and equipage: For cloth, woolens, materials, and for the purchase and manufacture of clothing for the Army, including retired enlisted men when ordered to active duty, for issue and for sale; for payment of commutation of clothing due to warrant officers of the mine planter service and to enlisted men; for altering and fitting clothing and washing and cleaning when necessary; for operation of laundries, existing or now under construction, including purchase and repair of laundry machinery therefor; for the authorized issues of laundry materials for use of general prisoners confined at military posts without pay or allowances, and for applicants for enlistment while held under observation; for equipment and repair of equipment of existing dry-cleaning plants, salvage and sorting storehouses, hat repairing shops, shoe repair shops, clothing repair shops, and garbage reduction works; for equipage, including authorized issues of toilet articles, barbers' and tailors' material, for use of general prisoners confined at military posts without pay or allowances and applicants for enlistment while held under observation; issue of toilet kits to recruits upon their first enlistment, and issue of housewives to the Army; for expenses of packing and handling and similar necessaries; for a suit of citizen's outer clothing and when necessary an overcoat, the cost of all not to exceed \$30, to be issued each soldier discharged otherwise than honorably, to each enlisted man convicted by civil court for an offense resulting in confinement in a penitentiary or other civil prison, and to each enlisted man ordered interned by reason of the fact that he is an alien enemy, or, for the same reason, discharged without internment; for indemnity to officers and men of the Army for clothing and bedding, and so forth, destroyed since April 22, 1898, by order of medical officers of the Army for sanitary reasons, \$6,621,779, of which amount not exceeding \$60,000 shall be available immediately for the procurement and transportation of fuel for the service of the fiscal year 1937: *Provided*, That laundry charges, other than for service now rendered without charge, shall be so adjusted that earnings in conjunction with the value placed upon service rendered without charge shall aggregate an amount at least equal to the cost of maintaining and operating laundries and dry-cleaning plants.

Incidental expenses of the Army: Postage; hire of laborers in the Quartermaster Corps, including the care of officers' mounts when the same are furnished by the Government; compensation of clerks and

other employees of the Quartermaster Corps, including not to exceed \$900 for any one person for allowances for living quarters, including heat, fuel, and light, as authorized by the Act of June 26, 1930 (U. S. C., title 5, sec. 118a), and clerks, foremen, watchmen, and organist for the United States Disciplinary Barracks; incidental expenses of recruiting; for the operation of coffee-roasting plants; for the payment of entrance fees for Army rifle and pistol teams participating in competitions; for tests and experimental and development work and scientific research to be performed by the Bureau of Standards for the Quartermaster Corps; for inspection service and instruction furnished by the Department of Agriculture which may be transferred in advance; for such additional expenditures as are necessary and authorized by law in the movements and operation of the Army and at military posts, and not expressly assigned to any other departments, \$3,562,929: *Provided*, That no appropriation contained in this Act shall be available for any expense incident to the employment of an average number of officers, enlisted men, or civilian employees greater than the largest number employed during the fiscal year ended June 30, 1929, in connection with work incident to the assurance of adequate provision for the mobilization of matériel and industrial organizations essential to war-time needs.

Army transportation: For transportation of Army supplies; of authorized baggage, including packing and crating; of horse equipment; and of funds for the Army; for transportation on Army vessels, notwithstanding the provisions of other law, of privately owned automobiles of Regular Army personnel upon change of station; for the purchase or construction, not to exceed \$786,000, alteration, operation, and repair of boats and other vessels; for wharfage, tolls, and ferriage; for drayage and cartage; for the purchase, manufacture (including both material and labor), maintenance, hire, and repair of pack saddles and harness; for the purchase, hire, operation, maintenance, and repair of wagons, carts, drays, other vehicles, and horse-drawn and motor-propelled passenger-carrying vehicles required for the transportation of troops and supplies and for official military and garrison purposes; for hire of draft and pack animals; for travel allowances to officers of National Guard on discharge from Federal service as prescribed in the Act of March 2, 1901 (U. S. C., title 10, sec. 751), and to enlisted men of National Guard on discharge from Federal service, as prescribed in amendatory Act of September 22, 1922 (U. S. C., title 10, sec. 752), and to members of the National Guard who have been mustered into Federal service and discharged on account of physical disability; in all, \$12,675,819, of which amount not exceeding \$250,000 shall be available immediately for the procurement and transportation of fuel for the service of the fiscal year 1937: *Provided*, That not to exceed \$1,000,000 of this appropriation shall be available for the purchase or exchange of motor-propelled passenger-carrying vehicles and motor-propelled trucks, including trucks of the reconnaissance or station wagon type, of which amount not to exceed \$146,000 may be expended for the purchase of light and medium passenger-carrying automobiles at a unit cost of not to exceed \$750 for light automobiles and \$1,200 for medium automobiles, including the value of any vehicle exchanged, and not to exceed \$90,000 may be expended for the purchase or exchange of motor-propelled ambulances and motorcycles: *Provided further*, That no appropriation contained in this Act shall be available for any expense of any character, other than as may be incident to salvaging or scrapping, on account of any motor-propelled vehicle procured prior to January 1, 1920, except tanks, tractors, ambulances, fire trucks, searchlight trucks, three hundred and ninety modernized

Living quarters.

Vol. 46, p. 818; U. S. C., p. 45.

Recruiting.

Rifle competitions, fees.
Tests, etc.

Inspection service, etc.

Operation expenses.

Proviso.
Average number employed.Army transportation.
Supplies.
Privately owned automobiles.

Boats, etc.

Vehicles.

Travel allowance, National Guard.
Vol. 31, p. 902; U. S. C., p. 266.

Vol. 42, p. 1021; U. S. C., p. 266.

Fuel.

Provisos.
Motor vehicles, etc.

Ambulances and motorcycles.

Not available for designated vehicles, except for salvaging.

Exceptions.

Class B trucks, and vehicles in use by Reserve Officers' Training Corps units on February 19, 1935: *Provided further*, That during the fiscal year 1937 the cost of transportation from point of origin to the first point of storage or consumption of supplies, equipment, and material in connection with the manufacturing and purchasing activities of the Quartermaster Corps may be charged to the appropriations from which such supplies, equipment, and material are procured.

Transportation costs chargeable to appropriations from which supplies procured.

Horses, draft and pack animals.

Purchase.

HORSES, DRAFT AND PACK ANIMALS

For the purchase of draft and pack animals and horses within limits as to age, sex, and size to be prescribed by the Secretary of War for remounts for officers entitled to public mounts, for the United States Military Academy, and for such organizations and members of the military service as may be required to be mounted, and for all expenses incident to such purchases (including \$72,155 for encouragement of the breeding of riding horses suitable for the Army, in cooperation with the Bureau of Animal Industry, Department of Agriculture, including the purchase of animals for breeding purposes and their maintenance), \$681,337.

Encouraging breeding of riding horses.

Barracks, quarters, etc.

Construction, maintenance, etc.

BARRACKS AND QUARTERS AND OTHER BUILDINGS AND UTILITIES

For all expenses incident to the construction, installation, operation, and maintenance of buildings, utilities, appurtenances, and accessories necessary for the shelter, protection, and accommodation of the Army and its personnel and property, where not specifically provided for in other appropriations, including personal services, purchase and repair of furniture for quarters for officers, warrant officers, and noncommissioned officers, and officers' messes and wall lockers and refrigerators for Government-owned buildings as may be approved by the Secretary of War, care and improvement of grounds, flooring and framing for tents, rental of buildings, including not to exceed \$900 in the District of Columbia, provided space is not available in Government-owned buildings, and grounds for military purposes, lodgings for recruits and applicants for enlistment, water supply, sewer and fire-alarm systems, fire apparatus, roads, walks, wharves, drainage, dredging channels, purchase of water, disposal of sewage, shooting galleries, ranges for small-arms target practice, field, mobile, and railway artillery practice, including flour for paste for marking targets, such ranges and galleries to be open as far as practicable to the National Guard and organized rifle clubs under regulations to be prescribed by the Secretary of War; warehouse and fuel handling equipment; stoves required for use of the Army for heating offices, hospitals, barracks, quarters, recruiting stations, and United States disciplinary barracks, also ranges and stoves for cooking food at posts, for post bakery and bake-oven equipment and apparatus and appliances for cooking and serving food when constituting fixed installations in buildings, including maintenance and repair of such heating and cooking appliances; for furnishing heat and light for the authorized allowance of quarters for officers, enlisted men, and warrant officers, including retired enlisted men when ordered to active duty, contract surgeons when stationed at and occupying public quarters at military posts, officers of the National Guard attending service and garrison schools, and for recruits, guards, hospitals, storehouses, offices, the buildings erected at private cost, in the operation of the Act approved May 31, 1902 (U. S. C., title 10, sec. 1346), and buildings for a similar purpose on military reservations authorized by War Department regulations; for sale of fuel to officers; fuel and engine supplies required in the operation of modern batteries

Rentals.

Water, roads, etc.

Target practice, etc.

Warehouse and fuel handling equipment.

Stoves and cooking appliances.

Heat, light, etc.

Recreation buildings.
Vol. 32, p. 282.
U. S. C., p. 293.

at established posts, \$13,039,668, and \$2,500,000 of this appropriation shall be available immediately for the procurement and transportation of fuel for the service of the fiscal year 1937: *Provided*, That not more than \$16,000 of the appropriations contained in this Act shall be available for rent of offices outside the District of Columbia in connection with work incident to the assurance of adequate provision for the mobilization of matériel and industrial organizations essential to war-time needs: *Provided further*, That this appropriation shall be available for the rental of offices, garages, and stables for military attachés: *Provided further*, That no part of the funds herein appropriated shall be available for construction of a permanent nature of an additional building or an extension or addition to an existing building, the cost of which in any case exceeds \$20,000: *Provided further*, That the monthly rental rate to be paid out of this appropriation for stabling any animal shall not exceed \$15.

Fuel.
Provisos.
Rent outside Dis-
trict.

Rentals for military
attachés.

Additional construc-
tion limited.

Stabling rental.

SEWERAGE SYSTEM, FORT MONROE, VIRGINIA

For repair and maintenance of wharf and apron of wharf, including all necessary labor and material therefor, fuel for waiting rooms; water, brooms, and shovels, \$20,280; for one-third of said sum, to be supplied by the United States, \$6,760.

For rakes, shovels, and brooms; repairs to roadway, pavements, macadam, and asphalt block; repairs to street crossings; repairs to street drains, and labor for cleaning roads, \$8,469; for two-thirds of said sum, to be supplied by the United States, \$5,646.

For waste, oil, motor and pump repairs, sewer pipe, cement, brick, stone, supplies, and personal services, \$6,690; for two-thirds of said sum, to be supplied by the United States, \$4,460.

In all, to be supplied by the United States, \$16,866.

Fort Monroe, Va.

Wharf, etc.

Roads, etc.

Sewers; supplies, etc.

CONSTRUCTION AND REPAIR OF HOSPITALS

For construction and repair of hospitals at military posts already established and occupied, including all expenditures for construction and repairs required at the Army and Navy Hospital at Hot Springs, Arkansas, and for the construction and repair of general hospitals and expenses incident thereto, and for additions needed to meet the requirements of increased garrisons, and for temporary hospitals in standing camps and cantonments; for the alteration of permanent buildings at posts for use as hospitals, construction and repair of temporary hospital buildings at permanent posts, construction and repair of temporary general hospitals, rental or purchase of grounds, and rental and alteration of buildings for use for hospital purposes in the District of Columbia and elsewhere, including necessary temporary quarters for hospital personnel, outbuildings, heating and laundry apparatus, plumbing, water and sewers, and electric work, cooking apparatus, and roads and walks for the same, \$494,709.

Hospitals.

Construction, repair,
etc.

Temporary hospitals,
etc.

ACQUISITION OF LAND

For the acquisition of land in the vicinity of West Point, New York, as authorized by the Act approved March 3, 1931 (46 Stat. 1491), or, in lieu thereof, for such extensions and alterations as may be necessary in the existing pipe line and intake employed in supplying water to the United States Military Academy, \$431,000, to remain available until expended: *Provided*, That no obligation to acquire any parcel of land shall be incurred until the Comptroller General shall have approved the proposed purchase price as being reasonable.

West Point, N. Y.
Additional land, etc.
Vol. 46, p. 1491.

Proviso.
Approval by Comp-
troller General.

Signal Corps.

SIGNAL CORPS

Signal Service.

SIGNAL SERVICE OF THE ARMY

Telegraph and telephone systems.
Purchase, operation, etc.

Telegraph and telephone systems: Purchase, equipment, operation, and repair of military telegraph, telephone, radio, cable, and signaling systems; signal equipment and stores, heliographs, signal lanterns, flags, and other necessary instruments; wind vanes, barometers, anemometers, thermometers, and other meteorological instruments; photographic and cinematographic work performed for the Army by the Signal Corps; motorcycles, motor-driven and other vehicles for technical and official purposes in connection with the construction, operation, and maintenance of communication or signaling systems, and supplies for their operation and maintenance; professional and scientific books of reference, pamphlets, periodicals, newspapers, and maps for use of the Signal Corps and in the office of the Chief Signal Officer; telephone apparatus, including rental and payment for commercial, exchange, message, trunk-line, long-distance, and leased-line telephone service at or connecting any post, camp, cantonment, depot, arsenal, headquarters, hospital, aviation station, or other office or station of the Army, excepting the local telephone service for the various bureaus of the War Department in the District of Columbia, and toll messages pertaining to the office of the Secretary of War; electric time service; the rental of commercial telegraph lines and equipment, and their operation at or connecting any post, camp, cantonment, depot, arsenal, headquarters, hospital, aviation station, or other office or station of the Army, including payment for official individual telegraph messages transmitted over commercial lines; electrical installations and maintenance thereof at military posts, cantonments, camps, and stations of the Army, fire control, and direction apparatus, and material for Field Artillery; salaries of civilian employees, including those necessary as instructors at vocational schools; supplies, general repairs, reserve supplies, and other expenses connected with the collecting and transmitting of information for the Army by telegraph or otherwise; experimental investigation, research, purchase, and development, or improvements in apparatus, and maintenance of signaling and accessories thereto, including patent rights and other rights thereto, including machines, instruments, and other equipment for laboratory and repair purposes; lease, alteration, and repair of such buildings required for storing or guarding Signal Corps supplies, equipment, and personnel when not otherwise provided for, including the land therefor, the introduction of water, electric light and power, sewerage, grading, roads and walks, and other equipment required, \$5,301,806.

Exceptions.

Electrical installations, etc.

Civilian employees.

Experimental investigation, etc.

Air Corps.

AIR CORPS

AIR CORPS, ARMY

Designated purposes.

For creating, maintaining, and operating at established flying schools and balloon schools courses of instruction for officers, students, and enlisted men, including cost of equipment and supplies necessary for instruction, purchase of tools, equipment, materials, machines, textbooks, books of reference, scientific and professional papers, instruments, and materials for theoretical and practical instruction; for maintenance, repair, storage, and operation of airships, war balloons, and other aerial machines, including instruments, materials, gas plants, hangars, and repair shops, and appliances of every sort

Aircraft operation, etc.

and description necessary for the operation, construction, or equipment of all types of aircraft, and all necessary spare parts and equipment connected therewith and the establishment of landing and take-off runways; for purchase of supplies for securing, developing, printing, and reproducing photographs in connection with aerial photography; improvement, equipment, maintenance, and operation of plants for testing and experimental work, and procuring and introducing water, electric light and power, gas, and sewerage, including maintenance, operation, and repair of such utilities at such plants; for the procurement of helium gas; for travel of officers of the Air Corps by air in connection with the administration of this appropriation, including the transportation of new aircraft from factory to first destination; salaries and wages of civilian employees as may be necessary; transportation of materials in connection with consolidation of Air Corps activities; experimental investigations and purchase and development of new types of airplanes, autogyros, and balloons, accessories thereto, and aviation engines, including plans, drawings, and specifications thereof, and the purchase of letters patent, applications for letters patent, and licenses under letters patent and applications for letters patent; for the purchase, manufacture, and construction of airplanes and balloons, including instruments and appliances of every sort and description necessary for the operation, construction (airplanes and balloons), or equipment of all types of aircraft, and all necessary spare parts and equipment connected therewith; for the marking of military airways where the purchase of land is not involved; for the purchase, manufacture, and issue of special clothing, wearing apparel, and similar equipment for aviation purposes; for all necessary expenses connected with the sale or disposal of surplus or obsolete aeronautical equipment, and the rental of buildings, and other facilities for the handling or storage of such equipment; for the services of not more than four consulting engineers at experimental stations of the Air Corps as the Secretary of War may deem necessary, at rates of pay to be fixed by him not to exceed \$50 a day for not exceeding fifty days each and necessary traveling expenses; purchase of special apparatus and appliances, repairs, and replacements of same used in connection with special scientific medical research in the Air Corps; for maintenance and operation of such Air Corps printing plants outside of the District of Columbia as may be authorized in accordance with law; for publications, station libraries, special furniture, supplies and equipment for offices, shops, and laboratories; for special services, including the salvaging of wrecked aircraft; for settlement of claims (not exceeding \$250 each) for damage to persons and private property resulting from the operation of aircraft at home and abroad when each claim is substantiated by a survey report of a board of officers appointed by the commanding officer of the nearest aviation post and approved by the Chief of Air Corps and the Secretary of War, \$59,397,714: *Provided*, That \$10,000 shall be transferred to and made available to the Bureau of Mines on July 1, 1936, for supplying helium; and not less than \$41,055,925 (including \$7,686,753 for the payment of obligations incurred under the contract authorization for these purposes carried in the War Department Appropriation Act for the fiscal year 1936), shall be expended for the production or purchase of new airplanes and their equipment and accessories, of which \$29,322,602 shall be available exclusively for combat airplanes, their equipment and accessories: *Provided further*, That in addition to the amounts herein provided for the

Landing, etc., runways.

Helium gas.

Civilian employees.

Purchase, construction, etc., of aircraft.

Marking military airways.

Consulting engineers.

Printing plants, etc.

Settlement of claims.

Provisos.
Helium.
Post, p. 1790.

New airplanes.
Ante, p. 134.

Contracts authorized.

procurement of new airplanes and for the procurement of equipment, spare parts, and accessories for airplanes, the Chief of the Air Corps, when authorized by the Secretary of War, may enter into contracts prior to July 1, 1937, for the procurement of new airplanes and for the procurement of equipment, spare parts, and accessories for airplanes to an amount not in excess of \$10,669,786, and his action in so doing shall be deemed a contractual obligation of the Federal Government for the payment of the cost thereof: *Provided further*, That no part of this or any other appropriation contained in this Act shall be available for any expense incident to the use of Crissy Field, California, as an air station: *Provided further*, That no available appropriation shall be used upon lighter-than-air craft, other than balloons, not in condition for safe operation on June 30, 1936, or that may become in such condition prior to July 1, 1937: *Provided further*, That the sum of \$30,000 of the appropriation for Air Corps, Army, fiscal year 1933, and the sum of \$450,000 of the appropriation for Air Corps, Army, fiscal year 1934, shall remain available until June 30, 1937, for the payment of obligations incurred under contracts executed prior to July 1, 1934.

Crissy Field, Calif.
Restriction on expenditures incident to use of.
Unsafe lighter-than-air craft, restriction.

Sums available for incurred obligations.
Vol. 47, pp. 676, 1582.

Little Rock, Ark.
Conveyance of certain land to, for public purposes.

Conditions.

That the Secretary of War is hereby authorized and directed to convey to the city of Little Rock, Arkansas, a municipal corporation of the State of Arkansas, the land described in section 2 hereof, subject to the following conditions:

(1) Said property shall be at all times utilized only by the municipality for public purposes, except what is known as building numbered 19 thereon covered by existing lease and any building erected with the consent of the city of Little Rock, Arkansas, on the site of hangar numbered 1.

Federal use in emergency.

(2) In time of national emergency, upon request of the Secretary of War, the municipality shall turn over complete control and operation of the entire Little Rock Municipal Airport and the property thereon, without rental or other charge, to the United States of America, for such use and for such length of time as the emergency shall require, in the discretion of the Secretary of War.

Use of airport.

(3) That the said municipality shall at all times furnish free use of the said Little Rock Municipal Airport to all Army and Navy aircraft, together with such hangar and necessary service facilities as are available at said airport.

Airport field, hangar, etc.

(4) That the said municipality shall furnish free use of the airport field and the squadron hangar now located thereon to the One Hundred and Fifty-fourth Observation Squadron, Arkansas National Guard, or its successor as designated by the War Department, and that the said squadron during periods of intensive training under direction of the War Department, shall have right-of-way or priority in the use of the said field, and that the municipality shall continue to extend to the squadron the same free services of said field as are now extended to the squadron, including free use of the lighting system for night flights.

Improvements.

(5) The municipality shall annually expend in new and additional improvements to the airport an amount equal to the amount now paid the United States of America as rental.

Description.

SEC. 2. The land authorized to be conveyed by the Secretary of War under section 1 hereof is described as follows:

Beginning at an iron pin marking the southwest corner of the east half of the northeast quarter section 12, township 1 north, range 12 west fifth principal meridian; thence

(1) South eighty-four degrees forty-five minutes west along the east and west half-section line of said section, said line also being

the center line of Seventeenth Street, a distance of one thousand two hundred and forty-one and sixty-five one-hundredths feet to a point in the easterly right-of-way line of the Missouri Pacific Railroad; thence

(2) North thirty-four degrees fifty-six minutes west along said right-of-way line, a distance of one thousand five hundred and forty-eight and seventy-eight one-hundredths feet to a point in the center line of Thirteenth Street; thence

Along the center line of Thirteenth Street, the following three courses:

(3) North eighty-four degrees forty-six minutes east a distance of nine hundred and forty-one and four one-hundredths feet to a point;

(4) South eighty-four degrees twenty-one minutes east a distance of one hundred and seventy-nine and no hundredths feet to a point;

(5) North eighty-four degrees fifty-four minutes east a distance of eight hundred and eighty-four and thirty one-hundredths feet to a point in the center line of the Harrington Avenue, said center line also being the west line of the east half of the northeast quarter of said section 12; thence

(6) North five degrees thirty-six minutes west along said center line, a distance of one thousand and fifty-eight and eighty one-hundredths feet to a point; said point being two hundred and eighty-six and no hundredths feet from a stone monument marking the northwest corner of the east half of the northeast quarter of said section 12; thence

(7) North thirty-seven degrees thirty-five minutes east a distance of three hundred and ninety-one and sixty one-hundredths feet to a point in the north line of said section 12, distant two hundred and sixty-eight and no hundredths feet from said stone monument; thence

(8) North eighty-four degrees thirty-two minutes east along the north line of section 12, a distance of eight hundred and forty-three and eighty-five one-hundredths feet to an iron pin, said pin being two hundred and eleven and no hundredths feet from a stone monument in the northeast corner of said section 12; thence

(9) South five degrees thirty-one minutes east, a distance of two thousand six hundred and fifty-seven and seventy one-hundredths feet to an iron pin, said pin being two hundred and eleven and no hundredths feet from an iron pin in the southeast corner of the east half of the northeast quarter of section 12; thence

(10) South eighty-four degrees forty-two minutes west along the east and west half-section line of said section 12, said line also being the center line of Seventeenth Street, a distance of nine hundred and thirty-five and eighty one-hundredths feet to a point; thence

(11) North five degrees thirty-six minutes west a distance of seventy-five and ten one-hundredths feet to a point; thence

(12) South eighty-four degrees forty-two minutes west, a distance of one hundred and seventy-two and twenty one-hundredths feet to a point; thence

(13) South five degrees thirty-six minutes east, a distance of seventy-five and ten one-hundredths feet to the point of beginning.

Containing, in all, an area of one hundred and fifteen and eight-hundred-and-four one-thousandths acres, more or less, all as shown on map numbered 6490-101, entitled "Reservation Boundary Little Rock, A. I. D., Little Rock, Ark.," dated March 1928, and filed in the office of the Quartermaster General, Washington, District of Columbia.

Medical Department.

MEDICAL DEPARTMENT

ARMY

MEDICAL AND HOSPITAL DEPARTMENT

Supplies.

For the manufacture and purchase of medical and hospital supplies, including disinfectants, for military posts, camps, hospitals, hospital ships and transports, for laundry work for enlisted men and Army nurses while patients in a hospital, and supplies required for mosquito destruction in and about military posts in the Canal Zone; for the purchase of veterinary supplies and hire of veterinary surgeons; for expenses of medical supply depots; for medical care and treatment of patients, including supernumeraries, not otherwise

Private treatment.

provided for, including care and subsistence in private hospitals of officers, enlisted men, and civilian employees of the Army, of applicants for enlistment, and of prisoners of war and other persons in military custody or confinement, when entitled thereto by law, regulation, or contract: *Provided*, That this shall not apply to officers and enlisted men who are treated in private hospitals or by civilian physicians while on furlough; for the proper care and treatment of epidemic and contagious diseases in the Army or at Military posts or stations, including measures to prevent the spread thereof, and the payment of reasonable damages not otherwise provided for for bedding and clothing injured or destroyed in such prevention; for the care of insane Filipino soldiers in conformity with the Act of Congress approved May 11, 1908 (U. S. C., title 24, sec. 198); for the pay of male and female nurses, not including the Army Nurse Corps, and of cooks and other civilians employed for the proper care of sick officers and soldiers, under such regulations fixing their number, qualifications, assignments, pay, and allowances as shall have been or shall

Proviso.
Not applicable, if on furlough.

Contagious, etc., diseases, expenses.

Insane Filipino soldiers.

Vol. 35, p. 122; Vol. 39, p. 309; U. S. C., p. 988.

Nurses.

Civilian physicians.

be prescribed by the Secretary of War; for the pay of civilian physicians employed to examine physically applicants for enlistment and enlisted men and to render other professional services from time to time under proper authority; for the pay of other employees of the Medical Department; for the payment of express companies and local transfers employed directly by the Medical Department for the transportation of medical and hospital supplies, including bidders' samples and water for analysis; for supplies for use in teaching the art of cooking to the enlisted force of the Medical Department; for the supply of Army and Navy Hospital at Hot Springs, Arkansas; for advertising, laundry, and all other necessary miscellaneous expenses of the Medical Department, \$1,478,323.

Transporting supplies, etc.

Hot Springs, Ark., hospital.

Canal Zone garrisons.

HOSPITAL CARE, CANAL ZONE GARRISONS

Care of troops.

For paying the Panama Canal such reasonable charges, exclusive of subsistence, as may be approved by the Secretary of War for caring in its hospitals for officers, enlisted men, military prisoners, and civilian employees of the Army admitted thereto upon the request of proper military authority, \$50,000: *Provided*, That the subsistence of the said patients, except commissioned officers, shall be paid to said hospitals out of the appropriation for subsistence of the Army at the rates provided therein for commutation of rations for enlisted patients in general hospitals.

Proviso.
Subsistence payments.

Army Medical Museum.

ARMY MEDICAL MUSEUM

Preservation, etc., of specimens.

For the procurement, preparation, and preservation of specimens and the purchase of technical supplies and equipment, \$10,000.

CORPS OF ENGINEERS

Engineer Corps.

ENGINEER SERVICE, ARMY

For the design, development, procurement, maintenance, alteration, repair, installation, storage, and issue of engineer equipment, instruments, appliances, supplies, materials, tools, and machinery required in the equipment and training of troops and in military operations, including military surveys and the Engineer School; for the operation and maintenance of the Engineer School, including (a) compensation of civilian lecturers, and (b) purchase and binding of scientific and professional books, pamphlets, papers, and periodicals; for the procurement, preparation, and reproduction of maps and similar data for military purposes; for expenses incident to the Engineer service in military operations, including military surveys, and including (a) research and development of improved methods in such operations, (b) the rental of storehouses and grounds within and outside the District of Columbia, and (c) repair and alteration of buildings; for heat, light, power, water, and communication service, not otherwise provided for; and for the compensation of employees required in these activities, \$536,427.

Equipment, instruments, etc.

Engineer School, maintenance, etc.

Maps, surveys, etc.

Rent.
Operating, etc., expenses.

ORDNANCE DEPARTMENT

Ordnance Department.

ORDNANCE SERVICE AND SUPPLIES, ARMY

Ordnance service and supplies.

For manufacture, procurement, storage, and issue, including research, planning, design, development, inspection, test, alteration, maintenance, repair, and handling of ordnance material together with the machinery, supplies, and services necessary thereto; for supplies and services in connection with the general work of the Ordnance Department, comprising police and office duties, rents, tolls, fuel, light, water, advertising, stationery, typewriting and computing machines, including their exchange, and furniture, tools, and instruments of service; to provide for training and other incidental expenses of the ordnance service; for instruction purposes, other than tuition; for the purchase, completely equipped, of trucks, and for maintenance, repair, and operation of motor-propelled and horse-drawn freight and passenger-carrying vehicles; for ammunition for military salutes at Government establishments and institutions to which the issues of arms for salutes are authorized; for services, material, tools, and appliances for operation of the testing machines and chemical laboratory in connection therewith; for the development and procurement of gages, dies, jigs, and other special aids and appliances, including specifications and detailed drawings, to carry out the purpose of section 123 of the National Defense Act, as amended (U. S. C., title 50, sec. 78); for publications for libraries of the Ordnance Department, including the Ordnance Office, including subscriptions to periodicals; for services of not more than four consulting engineers as the Secretary of War may deem necessary, at rates of pay to be fixed by him not to exceed \$50 per day for not exceeding fifty days each, and for their necessary traveling expenses, \$16,196,370.

Manufacture, issue, etc.

Current expenses.

Vehicles.

Ammunition for military salutes.

Gages, dies, and jigs.

Vol. 39, p. 215;
U. S. C., p. 2264.
Publications.

Consulting engineers.

ROCK ISLAND BRIDGE, ROCK ISLAND, ILLINOIS

Rock Island, Ill.

For operating, repair, and preservation of Rock Island bridges and viaduct, and maintenance and repair of the arsenal street connecting the bridges, \$32,835.

Operating bridges, etc.

Arsenals.

REPAIRS OF ARSENALS

Repairs, etc.

For repairs and improvements of ordnance establishments, and to meet such unforeseen expenditures as accidents or other contingencies may require, \$936,184.

Chemical Warfare Service.

CHEMICAL WARFARE SERVICE

Purchase, manufacture, etc., of gases.

For purchase, manufacture, and test of chemical warfare gases or other toxic substances, gas masks, or other offensive or defensive materials or appliances required for gas-warfare purposes; investigations, research, design, experimentation, and operation, purchase of chemicals, special scientific and technical apparatus and instruments, including services connected therewith; for the payment of part-time or intermittent employment of such scientists and technicians as may be contracted for by the Secretary of War, in his discretion, at a rate of pay not exceeding \$20 per diem for any person so employed; for the purchase, maintenance, repair, and operation of freight- and passenger-carrying motor vehicles; construction, maintenance, and repair of plants, buildings, and equipment, and the machinery therefor; receiving, storing, and issuing of supplies, comprising police and office duties, rents, tolls, fuels, gasoline, lubricants, paints and oils, rope and cordage, light, water advertising, stationery, typewriting and adding machines including their exchange, office furniture, tools, and instruments; for incidental expenses; for civilian employees; for libraries of the Chemical Warfare Service and subscriptions to periodicals; for expenses incidental to the organization, training, and equipment of special gas troops not otherwise provided for, including the training of the Army in chemical warfare, both offensive and defensive, together with the necessary schools, tactical demonstrations, and maneuvers; for current expenses of chemical projectile filling plants and proving grounds, including construction and maintenance of rail transportation, repairs, alterations, accessories, building and repairing butts and targets, clearing and grading ranges, \$1,483,608.

Part-time employment of scientists, etc.

Vehicles.

Plants, buildings, machinery, etc.

Civilian employees.

Special gas troops; organization, training, etc.

Current expenses.

Chief of Infantry.

CHIEF OF INFANTRY

Infantry School, Fort Benning, Ga.

INFANTRY SCHOOL, FORT BENNING, GEORGIA

Instruction expenses.

For the procurement of books, publications, instruments, and materials, and other necessary expenses for instruction at the Infantry School, and for pay of employees at the Infantry School and in the office of the Chief of Infantry, \$63,830.

Chief of Cavalry.

CHIEF OF CAVALRY

Cavalry School, Fort Riley, Kans.

CAVALRY SCHOOL, FORT RILEY, KANSAS

Instruction expenses.

For the purchase of textbooks, books of reference, scientific and professional papers, instruments, and materials for instruction; employment of temporary, technical, special, and clerical services; and for other necessary expenses of instruction at the Cavalry School, Fort Riley, Kansas, \$23,755.

Chief of Field Artillery.

CHIEF OF FIELD ARTILLERY

Field Artillery activities.

INSTRUCTION IN FIELD ARTILLERY ACTIVITIES

Instruction expenses.

For the pay of employees; the purchase of books, pamphlets, periodicals, and newspapers; procurement of supplies, materials, and equipment for instruction purposes; and other expenses necessary in the operation of the Field Artillery School of the Army, and for the instruction of the Army in Field Artillery activities, \$27,191.

CHIEF OF COAST ARTILLERY

COAST ARTILLERY SCHOOL, FORT MONROE, VIRGINIA

For purchase of engines, generators, motors, machines, measuring and nautical instruments, special apparatus, and materials for experimental purposes for the engineering and artillery and military art departments and enlisted specialists division; for purchase and binding of professional books treating of military and scientific subjects for library, for use of school, and for temporary use in coast defense; for incidental expenses of the school, including chemicals, stationery, printing and binding; hardware; materials; cost of special instruction of officers detailed as instructors; employment of temporary, technical, or special services; for office furniture and fixtures; for machinery; for maintenance, operation, and repair of motor trucks; and unforeseen expenses; in all, \$28,000.

SEACOAST DEFENSES

For all expenses incident to the preparation of plans and the construction, purchase, installation, equipment, maintenance, repair, and operation of fortifications and other works of defense, and their accessories, including personal services, ammunition storage, maintenance of channels to submarine-mine wharves, purchase of lands and rights-of-way as authorized by law, and experimental, test, and development work, as follows:

United States, \$3,915,591, of which not less than \$3,150,973 shall be available exclusively toward improving the harbor defenses of the Pacific coast of continental United States;

Insular departments, \$3,379,511, of which not less than \$3,141,780 shall be available exclusively toward defense projects in the Hawaiian department;

Panama Canal, \$1,223,892;

In all, \$8,518,994.

UNITED STATES MILITARY ACADEMY

PAY OF MILITARY ACADEMY

Cadets: For pay of cadets, \$1,375,920: *Provided*, That during the fiscal year ending June 30, 1937, no officer of the Army shall be entitled to receive any increase in pay or allowances because of detail or assignment to duty in any capacity at the Military Academy: *Provided*, That the duties of librarian of the United States Military Academy may be performed by an officer of the Regular Army retired from active service under the provisions of section 1251, Revised Statutes, and detailed on active duty for that purpose.

Civilians: For pay of employees, \$301,350.

MAINTENANCE AND OPERATION, UNITED STATES MILITARY ACADEMY

For text and reference books for instruction; increase and expense of library (not exceeding \$6,000); office equipment and supplies; stationery, blank books, forms, printing and binding, and periodicals; diplomas for graduates; expense of lectures; apparatus, equipment, supplies, and materials for purpose of instruction and athletics, and maintenance and repair thereof; musical instruments and maintenance of band; care and maintenance of organ; equipment for cadet mess; postage, telephones, and telegrams; freight and expressage; for commutation of rations for cadets in lieu of the regular established ration; maintenance of children's school (not exceeding \$12,200); contingencies for superintendent of the academy, to be

Chief of Coast Artillery.

Coast Artillery School, Fort Monroe, Va.
Instruction expenses.

Printing and binding.

Seacoast defenses.

All expenses.

Military Academy.

Pay.

Cadets.
Provision.
Army detail, pay restriction.

Retired Army officer as librarian.

R. S., sec. 1251, p. 218.
U. S. C., p. 274.

Civilians.

Maintenance, etc.

Designated expenses.

Board of Visitors.

expended in his discretion (not to exceed \$4,000); expenses of the members of the Board of Visitors (not exceeding \$1,500); contingent fund, to be expended under the direction of the Academic Board (not exceeding \$500); improvement, repair, and maintenance of buildings and grounds (including roads, walls, and fences); shooting galleries and ranges; cooking, heating, and lighting apparatus and fixtures and operation and maintenance thereof; maintenance of water, sewer, and plumbing systems; maintenance of and repairs to cadet camp; fire-extinguishing apparatus; machinery and tools and repairs of same; maintenance, repair, and operation of motor-propelled vehicles; policing buildings and grounds; furniture, refrigerators, and lockers for Government-owned buildings at the academy and repair and maintenance thereof; fuel for heat, light, and power; and other necessary incidental expenses in the discretion of the superintendent; in all, \$1,414,834: *Provided*, That not to exceed \$3,750 of this amount shall be available to liquidate the indebtedness of cadets separated from the service for any reason during their first year, who at the time of their separation are in debt to the cadet store.

Proviso.
Liquidating certain debts to cadet store.

National Guard.

NATIONAL GUARD

Arming, etc.

ARMING, EQUIPPING, AND TRAINING THE NATIONAL GUARD

Forage, etc.

For procurement of forage, bedding, and so forth, for animals used by the National Guard, \$512,366.

Care of animals, materials, etc.

For compensation of help for care of materials, animals, and equipment, \$2,705,012.

Instruction expenses.

For expenses, camps of instruction, field and supplemental training, and including medical and hospital treatment authorized by law, and the hire (at a rate not to exceed \$1 per diem), repair, maintenance, and operation of motor-propelled passenger-carrying vehicles, \$8,609,071.

Service schools, instruction, etc.

For expenses, selected officers and enlisted men, military service schools, including medical and hospital treatment authorized by law, \$440,209.

Property and disbursing officers.

For pay of property and disbursing officers for the United States, \$81,300.

Equipment, etc.

For general expenses, equipment, and instruction, National Guard, including medical and hospital treatment authorized by law, and the hire (at a rate not to exceed \$1 per diem), repair, maintenance, and operation of motor-propelled passenger- and non-passenger-carrying vehicles, \$828,442.

Travel, Army officers, etc.

For travel of officers, warrant officers, and enlisted men of the Regular Army in connection with the National Guard, \$248,500: *Provided*, That not to exceed \$2,000 of this sum shall be expended for travel of officers of the War Department General Staff in connection with the National Guard.

Proviso.
War Department General Staff.

Transporting supplies, etc.

For transportation of equipment and supplies, \$195,000.

Army enlisted men, details.

For expenses of enlisted men of the Regular Army on duty with the National Guard, including allowances for quarters and the hiring of quarters in kind, \$245,688.

Pay, armory drills.

For pay of National Guard (armory drills), \$13,955,653.

No pay to National Guard officer, etc., drawing pension.

No part of the appropriations made in this Act shall be available for pay, allowances, or traveling or other expenses of any officer or enlisted man of the National Guard who may be drawing a pension, disability allowance, disability compensation, or retired pay (where retirement has been made on account of physical disability or age) from the Government of the United States: *Provided*, That nothing in this provision shall be so construed as to prevent the application of funds herein contained to the pay, allowances, or traveling expenses

Provisos.
Provisions waived if pension surrendered.

of any officer or enlisted man of the National Guard who may surrender said pension, disability allowance, disability compensation, or retired pay for the period of his service in the National Guard: *Provided further*, That adjutants general who may be drawing such emoluments may be continued in a federally recognized status without pay under this Act.

Adjutants general continued in present status without pay.

ARMS, UNIFORMS, EQUIPMENT, AND SO FORTH, FOR FIELD SERVICE, NATIONAL GUARD

Field service.

To procure by purchase or manufacture and issue from time to time to the National Guard, upon requisition of the governors of the several States and Territories or the commanding general, National Guard of the District of Columbia, such military equipment and stores of all kinds and reserve supply thereof as are necessary to arm, uniform, and equip for field service the National Guard of the several States, Territories, and the District of Columbia, including motor trucks, field ambulances, and station wagons and to repair such of the aforementioned articles of equipage and military stores as are or may become damaged when, under regulations prescribed by the Secretary of War, such repair may be determined to be an economical measure and as necessary for their proper preservation and use, \$10,034,915, of which \$500,000 shall be available exclusively for defraying the cost of increasing the strength of the National Guard from approximately one hundred and ninety-five thousand to not exceeding an average of two hundred thousand officers and men, and all of the sums appropriated in this Act on account of the National Guard shall be accounted for as one fund and of the total of such sums \$1,500,000 shall be available immediately: *Provided*, That specifications for motor vehicles, which shall be so drawn as to admit of competition, shall to the extent otherwise practicable conform with the requirements of the National Guard: *Provided further*, That the value of issues made to any State, Territory, or the District of Columbia to replace property surveyed in accordance with section 87, National Defense Act of June 3, 1916, as amended, shall not be charged to the apportionments required by section 67 of that Act, but no such replacement issue shall be made in excess of receipts theretofore collected and covered into the Treasury as miscellaneous receipts pursuant to said section 87, as amended, and section 4 (a) and (b) (22) of the Permanent Appropriation Repeal Act of June 26, 1934: *Provided further*, That the Secretary of War is hereby authorized to issue surplus or reserve stores and material on hand and purchased for the United States Army such articles of clothing and equipment and Field Artillery, Engineer, and Signal material and ammunition as may be needed by the National Guard organized under the provision of the Act entitled "An Act for making further and more effectual provision for the national defense, and for other purposes", approved June 3, 1916 (U. S. C., title 32, sec. 21), as amended. This issue shall be made without charge against National Guard appropriations except for actual expenses incident to such issue.

Procuring arms and equipment. Requisitions from governors, etc.

Motor trucks, field ambulances, etc.

Increase in enlisted strength.

Accounting.

Provisos. Specifications of motor vehicles.

Replacement of damaged property. Vol. 39, p. 204; Vol. 43, p. 1077. U. S. C., p. 1433. Vol. 39, p. 199; Vol. 42, p. 1034. U. S. C., p. 1431.

Vol. 48, p. 1227; U. S. C., p. 1412.

Clothing, equipment, etc., from Army surplus stores.

Vol. 39, p. 199; Vol. 45, p. 406. U. S. C., p. 1431.

Issue without charge against fund.

No increase of mounted units, etc.

Provisos. Participation in National Rifle Matches.

No appropriation contained in this Act shall be available for any expense for or on account of a larger number of mounted units and wagon companies of the National Guard than were in existence on June 30, 1932: *Provided*, That officers, warrant officers, and enlisted men of the National Guard and Organized Reserves, who, under regulations prescribed by the Secretary of War, volunteer to participate without pay as competitors or range officers in the national matches to be held during the fiscal year 1937, may attend such matches without pay, notwithstanding any provision of law to the

Travel and subsistence. contrary, but shall be entitled to travel and subsistence allowances at the same rates as are provided for civilians who attend and participate in said matches, but this proviso shall not operate to prohibit the pay of such competitors or range officers, provided funds for such payment are available from the appropriation "Promotion of rifle practice, 1937." nor shall any provision in this Act operate to deprive a reserve officer ordered to active duty incident to the national matches of pay for the full period of such active duty, provided funds for such payment are available from the appropriation "Promotion of rifle practice, 1937": *Provided further*, That officers, warrant officers, and enlisted men of the National Guard and Organized Reserves may be ordered to duty, with their consent, for the care, maintenance, and operation of the ranges used in the conduct of the national matches and such officers, warrant officers, and enlisted men while so engaged shall be entitled to the same pay, subsistence, and transportation as officers, warrant officers, and enlisted men of corresponding grades of the Regular Army are entitled by law, which expense shall be provided by the appropriation "Promotion of rifle practice"; and after being duly mustered may be paid for the period from the date of leaving home rendezvous to date of return thereto as determined in advance, both dates inclusive.

Organized Reserves.

ORGANIZED RESERVES

Officers' Reserve Corps.

For pay and allowances of members of the Officers' Reserve Corps on active duty in accordance with law; mileage, reimbursement of actual traveling expenses, or per diem allowances in lieu thereof, as authorized by law: *Provided*, That the mileage allowance to members of the Officers' Reserve Corps when called into active service for training for fifteen days or less shall not exceed 4 cents per mile; pay, transportation, subsistence, clothing, and medical and hospital treatment of members of the Enlisted Reserve Corps; conducting correspondence or extension courses for instruction of members of the Reserve Corps, including necessary supplies, procurement of maps and textbooks, and transportation and traveling expenses of employees; purchase of training manuals, including Government publications and blank forms, subscriptions to magazines and periodicals of a professional or technical nature; establishment, maintenance, and operation of divisional and regimental headquarters and of camps for training of the Organized Reserves; for miscellaneous expenses incident to the administration of the Organized Reserves, including the maintenance and operation of motor-propelled passenger-carrying vehicles and purchase of fifteen such vehicles; for the actual and necessary expenses, or per diem in lieu thereof, at rates authorized by law, incurred by officers and enlisted men of the Regular Army traveling on duty in connection with the Organized Reserves, and for travel of dependents, and packing and transportation of baggage of such personnel; for expenses incident to the use, including upkeep and depreciation costs, of supplies, equipment, and matériel furnished in accordance with law from stocks under the control of the War Department, except that not to exceed \$785,775 of this appropriation shall be available for expenditure by the Chief of the Air Corps for the production and purchase of new airplanes and their equipment, spare parts, and accessories; for transportation of baggage, including packing and crating, of reserve officers ordered to active duty for not less than six months; for the medical and hospital treatment of members of the Officers' Reserve Corps and of the Enlisted Reserve Corps, who suffer personal injury or contract disease in line of duty, as provided by the Act of April 26, 1928 (U. S. C., title 10, secs. 451,

Proviso.
Mileage allowance.Enlisted Reserve Corps.
Correspondence, etc., courses.

Training manuals.

Headquarters and training camps.

Vehicles.

Travel, etc., expenses.

Maintenance of supplies.

New airplanes.

Baggage transportation.

Medical and hospital treatment.
Vol. 45, p. 461.
U. S. C., p. 252.

455), and for such other purposes in connection therewith as are authorized by the said Act, including pay and allowances, subsistence, transportation, and burial expenses; in all, \$8,574,195; and no part of such total sum shall be available for any expense incident to giving flight training to any officer of the Officers' Reserve Corps unless he shall be found physically and professionally qualified to perform aviation service as an aviation pilot, by such agency as the Secretary of War may designate: *Provided*, That not to exceed \$100,000 of this appropriation may be used for establishment and maintenance of divisional and regimental headquarters.

Flight training restrictions.

Proviso.
Divisional, etc., headquarters.

None of the funds appropriated elsewhere in this Act, except for printing and binding, field exercises, and for pay and allowances of officers and enlisted men of the Regular Army, and for mileage, reimbursement of actual traveling expenses, or per diem allowances in lieu thereof, as authorized by law, to Air Corps reserve officers on extended active duty, shall be used for expenses in connection with the Organized Reserves, but available supplies and existing facilities at military posts shall be utilized to the fullest extent possible.

Restriction on use of other funds.

Use of available supplies, etc.

No appropriation made in this Act shall be available for pay, allowances, or traveling or other expenses of any officer of the Organized Reserves who may be drawing a pension, disability allowance, disability compensation, or retired pay from the Government of the United States: *Provided*, That nothing in this provision shall be so construed as to prevent the application of funds herein contained to the pay, allowances, or traveling expenses of any officer or enlisted man of the Reserve Corps who may surrender said pension, disability allowance, disability compensation, or retired pay for the period of his active duty in the Reserve Corps.

No pay to officer drawing pension, etc.

Proviso.
Provision waived if pension, etc., surrendered.

No appropriation made in this Act shall be expended for the pay of a reserve officer on active duty for a longer period than fifteen days, except such as may be detailed for duty with the War Department General Staff under section 3a and section 5 (b) of the Army Reorganization Act approved June 4, 1920 (U. S. C., title 10, secs. 26, 37), or who may be detailed for courses of instruction at the general or special service schools of the Army, for duty as instructors at civilian military training camps, appropriated for in this Act, or for duty with tactical units of the Air Corps, as provided in section 37a of the Army Reorganization Act approved June 4, 1920 (U. S. C., title 10, sec. 369), or who may be detailed to active duty with the Regular Army under the provisions of Public Law Numbered 408, first session, Seventy-fourth Congress: *Provided*, That the pay and allowances of such additional officers and nurses of the Medical Reserve Corps as are required to supplement the like officers and nurses of the Regular Army in the care of beneficiaries of the United States Veterans' Administration treated in Army hospitals may be paid from the funds allotted to the War Department by that administration under existing law.

Reserve officer on active duty; pay restriction.
General Staff detail excepted.
Vol. 41, p. 760.
U. S. C., p. 231.

Other details.

Air Corps.
Vol. 41, p. 776; U. S. C., p. 249.

Ante, p. 1028.

Proviso.
Medical Reserve Corps for Veterans' Administration patients in Army hospitals.

CITIZENS' MILITARY TRAINING

RESERVE OFFICERS' TRAINING CORPS

For the procurement, maintenance, and issue, under such regulations as may be prescribed by the Secretary of War, to institutions at which one or more units of the Reserve Officers' Training Corps are maintained, of such public animals, means of transportation, supplies, tentage, equipment, and uniforms as he may deem necessary, including cleaning and laundering of uniforms and clothing at camps; and to forage, at the expense of the United States, public

Citizens' Military Training.

Reserve Officers' Training Corps.

Quartermaster supplies for units of.

animals so issued, and to pay commutation in lieu of uniforms at a rate to be fixed annually by the Secretary of War; for transporting said animals and other authorized supplies and equipment from place of issue to the several institutions and training camps and return of same to place of issue when necessary; for purchase of training manuals, including Government publications and blank forms; for the establishment and maintenance of camps for the further practical instruction of the members of the Reserve Officers' Training Corps, and for transporting members of such corps to and from such camps, and to subsist them while traveling to and from such camps and while remaining therein so far as appropriations will permit, or, in lieu of transporting them to and from such camps and subsisting them while en route, to pay them travel allowance at the rate of 5 cents per mile for the distance by the shortest usually traveled route from the places from which they are authorized to proceed to the camp and for the return travel thereto, and to pay the return travel pay in advance of the actual performance of the travel; for expenses incident to the use, including upkeep and depreciation costs, of supplies, equipment, and matériel furnished in accordance with law from stocks under the control of the War Department; for pay for students attending advanced camps at the rate prescribed for soldiers of the seventh grade of the Regular Army; for the payment of commutation of subsistence to members of the senior division of the Reserve Officers' Training Corps, at a rate not exceeding the cost of the garrison ration prescribed for the Army, as authorized in the Act approved June 3, 1916, as amended by the Act approved June 4, 1920 (U. S. C., title 10, sec. 387); for medical and hospital treatment until return to their homes and further medical treatment after arrival at their homes, subsistence during hospitalization and until furnished transportation to their homes, and transportation when fit for travel to their homes of members of the Reserve Officers' Training Corps who suffer personal injury or contract disease in line of duty while en route to or from and while at camps of instruction under the provisions of section 47a of the National Defense Act approved June 3, 1916 (U. S. C., title 10, sec. 441), as amended; and for the cost of preparation and transportation to their homes and burial expenses of the remains of members of the Reserve Officers' Training Corps who die while attending camps of instruction as provided in the Act approved April 26, 1928 (U. S. C., title 10, sec. 455); for mileage, traveling expenses, or transportation, for transportation of dependents, and for packing and transportation of baggage, as authorized by law, for officers, warrant officers, and enlisted men of the Regular Army traveling on duty pertaining to or on detail to or relief from duty with the Reserve Officers' Training Corps; for the purchase, maintenance, repair, and operation of motor vehicles, including station wagons, \$4,585,846; of which \$400,000 shall be available immediately: *Provided*, That the Secretary of War is authorized to issue, without charge, in lieu of purchase, for the use of the Reserve Officers' Training Corps, so many horses now belonging to the Regular Army as he may consider desirable: *Provided*, That uniforms and other equipment or material issued to the Reserve Officers' Training Corps in accordance with law shall be furnished from surplus or reserve stocks of the War Department without payment from this appropriation, except for actual expense incurred in the manufacture or issue: *Provided further*, That in no case shall the amount paid from this appropriation for uniforms, equipment, or material furnished to the Reserve Officers' Training Corps from stocks under the control of the War Department be in excess of the price current

Training camps.

Travel allowance.

Expenses for supplies.

Subsistence commutation, senior division members.

Vol. 39, p. 193; Vol. 41, p. 778. U. S. C., p. 250.

Medical treatment, in line of duty.

Vol. 41, p. 778. U. S. C., p. 251.

Burial expenses.

Vol. 45, p. 46; U. S. C., p. 252.

Transporting dependents, etc.

Vehicles.

Provisos
Issue of Army horses.

Uniforms, etc., from Army surplus stock.

Current price to govern.

at the time the issue is made: *Provided further*, That none of the funds appropriated in this Act shall be used for the organization or maintenance of an additional number of mounted, motor transport, or tank units in the Reserve Officers' Training Corps in excess of the number in existence on January 1, 1928: *Provided further*, That none of the funds appropriated in this Act shall be available for any expense on account of any student in Air Corps, Dental Corps, or Veterinary units not a member of such units on May 5, 1932, but such stoppage of further enrollments shall not interfere with the maintenance of existing units: *Provided further*, That none of the funds appropriated elsewhere in this Act, except for printing and binding and pay and allowances of officers and enlisted men of the Regular Army, shall be used for expenses in connection with the Reserve Officers' Training Corps.

Additional units forbidden.

No additional students in designated units.

Restriction on use of other funds.

MILITARY SUPPLIES AND EQUIPMENT FOR SCHOOLS AND COLLEGES

Schools and colleges.

For the procurement and issue as provided in section 55c of the Act approved June 4, 1920 (U. S. C., title 10, sec. 1180), and in section 1225, Revised Statutes, as amended, under such regulations as may be prescribed by the Secretary of War, to schools and colleges, other than those provided for in section 40 of the Act above referred to, of such arms, tentage, and equipment, and of ammunition, targets, and target materials, including the transporting of same, and the overhauling and repair of articles issued, as the Secretary of War shall deem necessary for proper military training in said schools and colleges, \$8,900.

Military supplies and equipment.
Vol. 41, p. 780; U. S. C., p. 285.
R. S., sec. 1225, p. 216.
U. S. C., p. 1579.

CITIZENS' MILITARY TRAINING CAMPS

Citizens' military training camps.

For furnishing, at the expense of the United States, to warrant officers, enlisted men, and civilians attending training camps maintained under the provisions of section 47d of the National Defense Act of June 3, 1916, as amended (U. S. C., title 10, sec. 442), uniforms, including altering, fitting, washing, and cleaning when necessary, subsistence, or subsistence allowances and transportation, or transportation allowances, as prescribed in said section 47d, as amended; for such expenditures as are authorized by said section 47d as may be necessary for the establishment and maintenance of said camps, including recruiting and advertising therefor, and the cost of maintenance, repair, and operation of passenger-carrying vehicles; for expenses incident to the use, including upkeep and depreciation costs, of supplies, equipment, and matériel furnished in accordance with law from stocks under the control of the War Department; for gymnasium and athletic supplies (not exceeding \$20,000); for mileage, reimbursement of traveling expenses, or allowance in lieu thereof as authorized by law, for officers of the Regular Army and Organized Reserves, and for the travel expenses of enlisted men of the Regular Army, traveling on duty in connection with citizens' military training camps; for purchase of training manuals, including Government publications and blank forms; for medical and hospital treatment, subsistence, and transportation, in case of injury or disease contracted in line of duty, of members of the citizens' military training camps and for transportation and burial of remains of any such members who die while undergoing training or hospital treatment, as provided in the Act of April 26, 1928 (U. S. C., title 10, secs. 454, 455); in all, \$2,275,000: *Provided*, That the funds herein appropriated shall not be used for the training of any person in the first year or lowest course, who shall have reached his twenty-fourth birthday before the date of enrollment: *Provided further*,

Uniforms, transportation expenses, etc.

Vol. 41, p. 779.
U. S. C., p. 251.

Maintenance.

Medical and hospital treatment.

Burials.

Vol. 45, p. 461.
U. S. C., p. 252.
Provisos.
Age limitation.

Restriction on use of other funds.

That none of the funds appropriated elsewhere in this Act except for printing and binding and for pay and allowances of officers and enlisted men of the Regular Army shall be used for expenses in connection with citizens' military training camps: *Provided further*, That uniforms and other equipment or matériel furnished in accordance with law for use at citizens' military training camps shall be furnished from surplus or reserve stocks of the War Department without payment from this appropriation, except for actual expense incurred in the manufacture or issue: *Provided further*, That in no case shall the amount paid from this appropriation for uniforms, equipment, or matériel furnished in accordance with law for use at citizens' military training camps from stocks under the control of the War Department be in excess of the price current at the time the issue is made.

Uniforms, etc., from Army surplus stocks.

Current price to govern.

Restriction on use of Army reserve supplies.

Under the authorizations contained in this Act no issues of reserve supplies or equipment shall be made where such issues would impair the reserves held by the War Department for two field armies or one million men.

Promotion of rifle practice.

NATIONAL BOARD FOR PROMOTION OF RIFLE PRACTICE, ARMY

Instruction expenses. *Post*, p. 1641.

Promotion of rifle practice: For construction, equipment, and maintenance of rifle ranges, the instruction of citizens in marksmanship, and promotion of practice in the use of rifled arms; for arms, ammunition, targets and other accessories for target practice, for issue and sale in accordance with rules and regulations prescribed by the National Board for the Promotion of Rifle Practice and approved by the Secretary of War; for clerical services, including not exceeding \$25,000 in the District of Columbia; for procurement of materials, supplies, trophies, prizes, badges, and services, as authorized in section 113, Act of June 3, 1916, and in War Department Appropriation Act of June 7, 1924; for the conduct of the National Matches, including incidental travel, and for maintenance of the National Board for the Promotion of Rifle Practice, including not to exceed \$7,500 for its incidental expenses as authorized by Act of May 28, 1928; to be expended under the direction of the Secretary of War, \$545,726.

Supplies, etc.

Vol. 39, p. 211; Vol. 43, p. 510. U. S. C., p. 1443.

Vol. 45, p. 786; U. S. C., p. 1443.

No pay to officer, etc., using time-measuring device.

No part of the appropriations made in this Act shall be available for the salary or pay of any officer, manager, superintendent, foreman, or other person having charge of the work of any employee of the United States Government while making or causing to be made with a stop watch, or other time-measuring device, a time study of any job of any such employee between the starting and completion thereof, or of the movements of any such employee while engaged upon such work; nor shall any part of the appropriations made in this Act be available to pay any premiums or bonus or cash reward to any employee in addition to his regular wages, except for suggestions resulting in improvements or economy in the operation of any Government plant.

Cash rewards restricted.

Nonmilitary activities.

TITLE II—NONMILITARY ACTIVITIES OF THE WAR DEPARTMENT

Quartermaster Corps.

QUARTERMASTER CORPS

CEMETERIAL EXPENSES

National cemeteries. Maintenance, etc.

For maintaining and improving national cemeteries, including fuel for and pay of superintendents and the superintendent at Mexico City, and other employees; purchase of land (not to exceed \$106,000, of which \$100,000 shall be available for expenditure by the Secretary

of War for the acquisition, by purchase, condemnation, or otherwise, of such suitable lands as in his judgment are required for enlargement of existing national cemetery facilities); purchase of tools and materials; purchase, including exchange, of one motor-propelled passenger-carrying vehicle; and for the repair, maintenance, and operation of motor vehicles; care and maintenance of the Arlington Memorial Amphitheater, chapel, and grounds in the Arlington National Cemetery; repair to roadways but not to more than a single approach road to any national cemetery constructed under special Act of Congress; headstones for unmarked graves of soldiers, sailors, and marines under the Acts approved March 3, 1873 (U. S. C., title 24, sec. 279), February 3, 1879 (U. S. C., title 24, sec. 280), March 9, 1906 (34 Stat., p. 56), March 14, 1914 (38 Stat., p. 768), and February 26, 1929 (U. S. C., title 24, sec. 280a), and civilians interred in post cemeteries; recovery of bodies and disposition of remains of military personnel and civilian employees of the Army under Act approved March 9, 1928 (U. S. C., title 10, sec. 916); not to exceed \$734 for repairs and preservation of monuments, tablets, roads, fences, and so forth, made and constructed by the United States in Cuba and China to mark the places where American soldiers fell; care, protection, and maintenance of the Confederate Mound in Oakwood Cemetery at Chicago, the Confederate Stockade Cemetery at Johnstons Island, the Confederate burial plats owned by the United States in Confederate Cemetery at North Alton, the Confederate Cemetery, Camp Chase, at Columbus, the Confederate Cemetery at Point Lookout, and the Confederate Cemetery at Rock Island, \$916,990: *Provided*, That no railroad shall be permitted upon any right-of-way which may have been acquired by the United States leading to a national cemetery, or to encroach upon any roads or walks constructed thereon and maintained by the United States: *Provided further*, That no part of this appropriation shall be used for repairing any roadway not owned by the United States within the corporate limits of any city, town, or village.

SIGNAL CORPS

ALASKA COMMUNICATION SYSTEM

For operation, maintenance, and improvement of the Alaska Communication System and for purchase, including exchange, and operation and maintenance of one motor-propelled passenger-carrying vehicle, \$163,338, to be derived from the receipts of the Alaska Communication System which have been covered into the Treasury of the United States, and to remain available until the close of the fiscal year 1938: *Provided*, That the Secretary of War shall report to Congress the extent and cost of any extensions and betterments which may be effected under this appropriation.

UNITED STATES HIGH COMMISSIONER TO THE PHILIPPINE ISLANDS

For the maintenance of the office of the United States High Commissioner to the Philippine Islands as authorized by subsection 4 of section 7 of the Act approved March 24, 1934 (48 Stat. 456), including salaries and wages; rental, furnishings, equipment, maintenance, renovation, and repair of office quarters and living quarters for the High Commissioner; supplies and equipment; purchase and exchange of law books and books of reference, periodicals, and newspapers; traveling expenses, including for persons appointed hereunder within the United States and their families, actual expenses of travel and transportation of household effects from their homes in the United States to the Philippine Islands, utilizing Government vessels

Vehicles.

Arlington, Va.

Roadway repairs, etc.
Headstones.

Vol. 20, p. 281; Vol. 34, p. 56; Vol. 38, p. 768; Vol. 45, p. 1307.
U. S. C., p. 992.

Recovery of remains.

Vol. 45, p. 251.
U. S. C., p. 273.

Confederate cemeteries, etc.

Provisos.
Encroachments forbidden.

Repairs restricted.

Signal Corps.

Alaska Communication System.

Operation, improvement, etc.

From receipts.

Proviso.
Report to Congress.

Philippine Islands.

U. S. High Commissioner's office.
Vol. 48, p. 461; *Ante*, p. 58.
U. S. C., p. 2187.
Salaries, expenses, etc.

Travel, etc., expenses.

Vehicles.

whenever practicable; operation, maintenance and repair of motor vehicles, and all other necessary expenses, \$161,600, of which amount not exceeding \$10,000 shall be available for expenditure in the discretion of the High Commissioner for maintenance of his household and such other purposes as he may deem proper: *Provided*, That the salary of the legal adviser and the financial expert shall not exceed the annual rate of \$12,000 and \$10,000 each, respectively: *Provided further*, That section 3709 of the Revised Statutes (U. S. C., title 45¹, sec. 5), shall not apply to any purchase or service rendered under this appropriation when the aggregate amount involved does not exceed the sum of \$100.

Provisos.
Salary of legal adviser and financial expert.

Minor purchases.
R. S., sec. 3709, p. 733; U. S. C., p. 1803.

Engineer Corps.

CORPS OF ENGINEERS

Rivers and harbors.

RIVERS AND HARBORS

Immediately available.

To be immediately available and to be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers:

Maintenance of existing works.

For the preservation and maintenance of existing river and harbor works, and for the prosecution of such projects heretofore authorized as may be most desirable in the interests of commerce and navigation; for survey of northern and northwestern lakes and other boundary and connecting waters as heretofore authorized, including the preparation, correction, printing, and issuing of charts and bulletins and the investigation of lake levels; for prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City; for expenses of the California Débris Commission in carrying on the work authorized by the Act approved March 1, 1893 (U. S. C., title 33, sec. 661); for removing sunken vessels or craft obstructing or endangering navigation as authorized by law; for operating and maintaining, keeping in repair, and continuing in use without interruption any lock, canal (except the Panama Canal), canalized river, or other public works for the use and benefit of navigation belonging to the United States; for payment annually of tuition fees of not to exceed thirty-five student officers of the Corps of Engineers at civil technical institutions under the provisions of section 127a of the National Defense Act, as amended (U. S. C., title 10, sec. 535); for examinations, surveys, and contingencies of rivers and harbors; and for printing, including illustrations, as may be authorized by the Committee on Printing of the House of Representatives, either during a recess or session of Congress, of surveys under House Document Numbered 308, Sixty-ninth Congress, first session, and section 10 of the Flood Control Act, approved May 15, 1928 (U. S. C., title 33, sec. 702j), and such surveys as may be printed during a recess of Congress shall be printed, with illustrations, as documents of the next succeeding session of Congress, and for the purchase of motor-propelled passenger-carrying vehicles and motor boats, for official use, not to exceed \$146,050: *Provided*, That no funds shall be expended for any preliminary examination, survey, project, or estimate not authorized by law, \$159,427,899, of which not exceeding \$6,000,000 may be expended, at the discretion of the Chief of Engineers, upon river and harbor or flood control projects heretofore specifically provided to be proceeded with in any legislative measure heretofore passed by either the Senate or the House of Representatives of the United States: *Provided further*, That from this appropriation the Secretary of War may, in his discretion and on the recommendation of the Chief of Engineers based on the recommendation by the Board for Rivers

Boundary, etc., waters survey.

New York Harbor.

California Débris Commission.
Vol. 27, p. 507.
U. S. C., p. 1484.
Removing sunken vessels.

Student officers at institutions.
Vol. 41, p. 785; Vol. 44, p. 705; U. S. C., p. 256.

Flood control surveys.
Printing.

Vol. 45, p. 538; U. S. C., p. 1490.

Provisos.
Unauthorized projects forbidden.

Maintenance of harbor channels, outside harbor lines.

¹ So in original.

and Harbors in the review of a report or reports authorized by law, expend such sums as may be necessary for the maintenance of harbor channels provided by a State, municipality, or other public agency, outside of harbor lines and serving essential needs of general commerce and navigation, such work to be subject to the conditions recommended by the Chief of Engineers in his report or reports thereon: *Provided further*, That no appropriation under the Corps of Engineers for the fiscal year 1937 shall be available for any expenses incident to operating any power-driven boat or vessel on other than Government business: *Provided further*, That not to exceed \$3,000 of the amount herein appropriated shall be available for the support and maintenance of the Permanent International Commission of the Congresses of Navigation and for the payment of the actual expenses of the properly accredited delegates of the United States to the meeting of the congresses and of the commission.

Power-driven boat restriction.

Permanent International Commission of the Congresses of Navigation.

Flood control, Mississippi River and tributaries: For prosecuting work of flood control in accordance with the provisions of the Flood Control Act, approved May 15, 1928 (U. S. C., title 33, sec. 702a), and for the purchase of motor-propelled passenger-carrying vehicles and motor boats, for official use, not to exceed \$47,325, \$15,000,000.

Flood control. Mississippi River and tributaries. Vol. 45, p. 534; U. S. C., p. 1488.

Emergency fund for flood control on tributaries of Mississippi River: For rescue work and for repair or maintenance of any flood-control work on any tributaries of the Mississippi River threatened or destroyed by flood, in accordance with section 7 of Flood Control Act, approved May 15, 1928 (U. S. C., title 33, sec. 702g), \$811,309.

Emergency fund for flood control.

Flood control, Sacramento River, California: For prosecuting work of flood control in accordance with the provisions of the Flood Control Act approved March 1, 1917 (U. S. C., title 33, sec. 703), as modified by the Flood Control Act approved May 15, 1928 (U. S. C., title 33, sec. 704), including not to exceed \$1,500 for the purchase of motor-propelled passenger-carrying vehicles and motor boats, for official use, \$800,000.

Vol. 45, p. 537; Vol. 46, p. 787.

U. S. C., p. 1489.

Sacramento River, Calif.

Vol. 39, p. 949; Vol. 45, p. 539.

U. S. C., p. 1491.

Flood control, Lowell Creek, Alaska: For maintenance of flood-control works in accordance with the Act approved February 14, 1933 (47 Stat., p. 802), \$8,000.

Lowell Creek, Alaska.

Vol. 47, p. 802.

Flood control, Salmon River, Alaska: For maintenance repairs to dikes in the flood-control works at the town of Hyder, Alaska, as authorized by the Act approved June 18, 1934 (48 Stat., p. 991), \$800.

Salmon River, Alaska.

Vol. 48, p. 991; U. S. C., p. 1491.

Flood control, Missouri River, Nebraska: For maintenance, repairs, and revetment work in the flood-control work now in progress at or near the town of Niobrara, Nebraska, to be immediately available, \$130,000.

Missouri River, Nebr.

UNITED STATES SOLDIERS' HOME

For maintenance and operation of the United States Soldiers' Home, including maintenance, repair, and operation of horse-drawn and motor-propelled freight- and passenger-carrying vehicles, to be paid from the Soldiers' Home Permanent Fund, \$799,105.

United States Soldiers' Home.

Maintenance, etc.

THE PANAMA CANAL

The limitations on the expenditure of appropriations hereinbefore made in this Act shall not apply to the appropriations for the Panama Canal.

The Panama Canal.

Limitations not applicable to appropriations for.

For every expenditure requisite for and incident to the maintenance and operation, sanitation, and civil government of the Panama Canal and Canal Zone, including the following: Compensation of all officials and employees; foreign and domestic newspapers and

All expenses.

Objects specified.

Printing and binding.	<p>periodicals; law books not exceeding \$1,000; textbooks and books of reference; printing and binding, including printing of annual report; rent and personal services in the District of Columbia; purchase or exchange of typewriting, adding, and other machines; purchase or exchange, maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles; claims for damages to vessels passing through the locks of the Panama Canal, as authorized by the Panama Canal Act; claims for losses of or damages to property arising from the conduct of authorized business operations; claims for damages to property arising from the maintenance and operation, sanitation, and civil government of the Panama Canal; acquisition of land and land under water, as authorized in the Panama Canal Act; expenses incurred in assembling, assorting, storing, repairing, and selling material, machinery, and equipment heretofore or hereafter purchased or acquired for the construction of the Panama Canal which are unserviceable or no longer needed, to be reimbursed from the proceeds of such sale; expenses incident to conducting hearings and examining estimates for appropriations on the Isthmus; expenses incident to any emergency arising because of calamity by flood, fire, pestilence, or like character not foreseen or otherwise provided for herein; traveling expenses, when prescribed by the Governor of the Panama Canal to persons engaged in field work or traveling on official business; transportation, including insurance, of public funds and securities between the United States and the Canal Zone; and for such other expenses not in the United States as the Governor of the Panama Canal may deem necessary best to promote the maintenance and operation, sanitation, and civil government of the Panama Canal, all to be expended under the direction of the Governor of the Panama Canal and accounted for as follows:</p> <p>For maintenance and operation of the Panama Canal: Salary of the Governor, \$10,000; purchase, inspection, delivery, handling, and storing of materials, supplies, and equipment for issue to all departments of the Panama Canal, the Panama Railroad, other branches of the United States Government, and for authorized sales; payment in lump sums of not exceeding the amounts authorized by the Injury Compensation Act approved September 7, 1916 (U. S. C., title 5, sec. 793), to alien cripples who are now a charge upon the Panama Canal by reason of injuries sustained while employed in the construction of the Panama Canal; in all, \$9,149,201, together with all moneys arising from the conduct of business operations authorized by the Panama Canal Act.</p> <p>For sanitation, quarantine, hospitals, and medical aid and support of the insane and of lepers and aid and support of indigent persons legally within the Canal Zone, including expenses of their deportation when practicable, and the purchase of artificial limbs or other appliances for persons who were injured in the service of the Isthmian Canal Commission or the Panama Canal prior to September 7, 1916, and including additional compensation to any officer of the United States Public Health Service detailed with the Panama Canal as chief quarantine officer, \$899,793.</p> <p>For civil government of the Panama Canal and Canal Zone, including gratuities and necessary clothing for indigent discharged prisoners, \$1,073,950.</p> <p>Total, Panama Canal, \$11,122,944, to be available until expended.</p> <p>In addition to the foregoing sums there is appropriated for the fiscal year 1937 for expenditures and reinvestment under the several heads of appropriation aforesaid, without being covered into the Treasury of the United States, all moneys received by the Panama</p>
Damage claims.	
Emergencies.	
Public funds and securities, transportation and insurance.	
Maintenance and operation. Governor's salary. Supplies, equipment, etc.	
Payment to alien cripples. Vol. 39, p. 750. U. S. C., p. 102.	
Sanitation, etc. Insane, lepers, etc. Deportation expenses.	
Chief quarantine officer.	
Civil government expenses.	
Total; availability. Credits allowed.	

Canal from services rendered or materials and supplies furnished to the United States, the Panama Railroad Company, the Canal Zone government, or to their employees, respectively, or to the Panama Government, from hotel and hospital supplies and services; from rentals, wharfage, and like service; from labor, materials, and supplies and other services furnished to vessels other than those passing through the canal, and to others unable to obtain the same elsewhere; from the sale of scrap and other byproducts of manufacturing and shop operations; from the sale of obsolete and unserviceable materials, supplies, and equipment purchased or acquired for the operation, maintenance, protection, sanitation, and government of the Canal and Canal Zone; and any net profits accruing from such business to the Panama Canal shall annually be covered into the Treasury of the United States.

In addition there is appropriated for the operation, maintenance, and extension of waterworks, sewers, and pavements in the cities of Panama and Colon, during the fiscal year 1937, the necessary portions of such sums as shall be paid as water rentals or directly by the Government of Panama for such expenses.

Water, sewers, pavements, etc.
Panama and Colon.

SEC. 2. No part of any money appropriated by this Act shall be used for maintaining, driving, or operating any Government-owned motor-propelled passenger-carrying vehicle assigned for the exclusive use of persons other than the Secretary of War and medical officers on out-patient medical service.

Private use of Government vehicles.

SEC. 3. No part of any appropriation made by this Act shall be used in any way to pay any expense in connection with the conduct, operation, or management of any post exchange, branch exchange, or subexchange within any State, Territory, or the District of Columbia, save and except for real assistance and convenience to military personnel and civilians employed or serving at military posts and to retired enlisted naval personnel in supplying them with articles of ordinary use, wear, and consumption not furnished by the Government: *Provided*, That the commanding officer of the post at which any such exchange is situated shall certify on the monthly report of the post exchange council that such exchange was, during the period covered by such report, operated in compliance with this section.

Post exchanges, restriction.

Exception.

Proviso.
Report required.

Approved, May 15, 1936.

[CHAPTER 405.]

AN ACT

Making appropriations for the Departments of State and Justice and for the Judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1937, and for other purposes.

May 15, 1936.
[H. R. 12098.]
[Public, No. 599.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Departments of State and Justice and for the Judiciary, and for the Departments of Commerce and Labor, for the fiscal year ending June 30, 1937, namely:

Appropriations for Departments of State and Justice, the Judiciary, and Departments of Commerce and Labor, fiscal year, 1937.

TITLE I—DEPARTMENT OF STATE

Department of State.

OFFICE OF THE SECRETARY OF STATE

Salaries: For Secretary of State; Under Secretary of State, \$10,000; and other personal services in the District of Columbia, including temporary employees, and not to exceed \$6,500 for employees engaged on piece work at rates to be fixed by the Secretary of State; \$1,954,240, of which amount not to exceed \$159,000 may be expended by the Secretary of State without regard to civil-service laws and regulations or the Classification Act of 1923, as

Secretary, Under Secretary, and office personnel.
Post, p. 1630.
Temporary and piecework employees.

Expenditure without regard to civil service and Classification Acts, U. S. C., pp. 81, 85.

Prorisos.
Salaries limited to average rates under Classification Act.
Vol. 42, p. 1488; Vol. 45, p. 776; Vol. 46, p. 1003.
U. S. C., p. 85.
Exceptions.

If only one position in grade.

Advances in unusually meritorious cases.

Restriction not applicable to clerical-mechanical service.

No reduction in fixed salaries.
Vol. 42, p. 1490; U. S. C., p. 86.
Transfers without reduction.

Higher salary rates permitted.

No reduction, if only one position in grade.

amended: *Provided*, That in expending appropriations or portions of appropriations, contained in this Act, for the payment for personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the four Assistant Secretaries of State and the legal adviser of the Department of State, the Assistant to the Attorney General, the Assistant Solicitor General, and six Assistant Attorneys General, the Assistant Secretaries of Commerce, the Assistant Secretary and the Second Assistant Secretary of Labor, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: *Provided*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to require the reduction in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the rules of section 6 of such Act, or (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit, or (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

CONTINGENT EXPENSES, DEPARTMENT OF STATE

Contingent expenses.
Post, p. 1631.

Books, periodicals, etc.

Vehicles.

Refund of passport fees erroneously charged.
Vol. 41, p. 750; Vol. 44, p. 887.
U. S. C., p. 960.

For contingent and miscellaneous expenses, including stationery, furniture, fixtures; typewriters, adding machines, and other labor-saving devices, including their exchange, not exceeding \$9,000; repairs and materials for repairs; purchase and exchange of books, maps, and periodicals, domestic and foreign, and when authorized by the Secretary of State for dues for library membership in societies or associations which issue publications to members only or at a price to members lower than to subscribers who are not members, not exceeding \$8,000; newspapers not exceeding \$1,500; not to exceed \$1,000 for teletype rentals and tolls; not to exceed \$450 (including the value of any vehicle exchanged therefor) for the purchase of a motorcycle; maintenance, repair, and storage of motor-propelled vehicles, to be used only for official purposes (one for the Secretary of State and two for dispatching mail, and one motorcycle for the general use of the Department); automobile mail wagons, including storage, repair, and exchange of same; street-car fare not exceeding \$100; traveling expenses; refund of fees erroneously charged and paid for the issue of passports to persons who are exempted from the payment of such fee by section 1 of the Act making appropriations for the Diplomatic and Consular Service for the fiscal year ending June 30, 1921, approved June 4, 1920 (U. S. C., title 22, secs. 214, 214a); the examination of estimates of appropriations in the field; and other miscellaneous items not included in the foregoing; \$77,300.

PRINTING AND BINDING

For all printing and binding in the Department of State, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, \$150,000.

Printing and binding.
Post, p. 1631.

PASSPORT AGENCIES

For salaries and expenses of maintenance, rent, and traveling expenses not to exceed \$500, for not to exceed five passport agencies, \$54,470, of which \$1,000 shall be available immediately.

Passport agencies.

COLLECTING AND EDITING OFFICIAL PAPERS OF TERRITORIES OF THE UNITED STATES

Official papers of the Territories.

For the expenses of collecting, editing, copying, and arranging for publication the official papers of the Territories of the United States, including personal services in the District of Columbia and elsewhere, printing and binding, and contingent and traveling expenses, as provided by the Act approved February 28, 1929 (U. S. C., title 5, sec. 168-169), \$26,000: *Provided*, That the total number of copies of any volume to be printed and bound under this or any other appropriation for printing and binding of these papers shall not exceed one thousand two hundred and twenty-seven, which shall be distributed as provided in section 3 of such Act, except that each Senator shall receive not to exceed three copies and each Representative not to exceed one.

Collecting, etc., for publication.

Printing and binding, etc.
Vol. 45, p. 1412; U. S. C., p. 52.
Proviso.
Limitation on number of copies to be printed, etc.; distribution.

PROMOTION OF FOREIGN TRADE

For the purpose of carrying into effect the provisions of section 4 of the Act entitled "An Act to amend the Tariff Act of 1930", approved June 12, 1934 (48 Stat. 945), including personal services without regard to civil-service laws and regulations or the Classification Act of 1923, as amended, stenographic reporting services, by contract if deemed necessary, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), contingent expenses, printing and binding, traveling expenses, and such other expenses as the President may deem necessary, \$15,000, together with the unexpended balance of the appropriation for this purpose for the fiscal year 1936.

Promotion of foreign trade.

Expenses, negotiating agreements.
Vol. 48, p. 945; U. S. C., p. 879.
Personal services.
U. S. C., pp. 81, 85.
R. S., sec. 3709, p. 733; U. S. C., p. 1503.

Unexpended balance reapportioned.
Ante, p. 69.

FOREIGN INTERCOURSE

AMBASSADORS AND MINISTERS

Ambassadors Extraordinary and Plenipotentiary to Argentina, Brazil, Chile, China, Cuba, France, Germany, Great Britain, Italy, Japan, Mexico, Peru, Poland, Spain, Turkey, and Union of Soviet Socialist Republics, at \$17,500 each;

Ambassador Extraordinary and Plenipotentiary to Belgium and Envoy Extraordinary and Minister Plenipotentiary to Luxemburg, \$17,500;

Envoy Extraordinary and Minister Plenipotentiary to the Netherlands, \$12,000;

Envoys Extraordinary and Ministers Plenipotentiary to Albania, Austria, Bolivia, Bulgaria, Czechoslovakia, Colombia, Costa Rica, Denmark, Dominican Republic, Dominion of Canada, Ecuador, Egypt, Finland, Greece, Guatemala, Haiti, Honduras, Hungary, Irish Free State, Liberia, Nicaragua, Norway, Panama, Paraguay, Persia, Portugal, Rumania, Salvador, Siam, Union of South Africa, Sweden, Switzerland, Uruguay, Venezuela, and Yugoslavia, at \$10,000 each; and to Estonia, Latvia, and Lithuania, \$10,000;

Foreign intercourse.

Salaries.
Ambassadors.

Ministers.

In all, not to exceed \$642,500:

Proviso.
Salary restriction.

Provided, That no salary herein appropriated shall be paid to any official receiving any other salary from the United States Government.

SALARIES OF FOREIGN SERVICE OFFICERS

Foreign Service officers.

Salaries.
Vol. 46, p. 1207.
U. S. C., p. 942.

For salaries of Foreign Service officers as provided in the Act approved February 23, 1931 (U. S. C., title 22, secs. 3, 3a); salaries of Ambassadors, Ministers, consuls, vice consuls, and other officers of the United States for the period actually and necessarily occupied in receiving instructions and in making transits to and from their posts, and while awaiting recognition and authority to act in pursuance with the provisions of section 1740 of the Revised Statutes (U. S. C., title 22, sec. 121); and salaries of Foreign Service officers or vice consuls while acting as *Chargés d'Affaires ad interim* or while in charge of a consulate general or consulate during the absence of the principal officer; \$3,341,500.

Instruction and transit pay.
R. S., sec. 1740, p. 309.
U. S. C., p. 952.
Chargés d'Affaires ad interim.

TRANSPORTATION OF FOREIGN SERVICE OFFICERS

Traveling expenses.

To pay the traveling expenses, including travel by airplane when specifically authorized by the Secretary of State, of Diplomatic, Consular, and Foreign Service officers, and other employees of the Foreign Service, including Foreign Service inspectors and under such regulations as the Secretary of State may prescribe, of their families and expenses of transportation of effects, in going to and returning from their posts, including not to exceed \$100,000 for expenses incurred in connection with leaves of absence, and of the preparation and transportation of the remains of those officers and said employees of the Foreign Service, who have died or may die abroad or in transit while in the discharge of their official duties, to their former homes in this country or to a place not more distant for interment and for the ordinary expenses of such interment, and also for payment under the provisions of section 1749 of the Revised Statutes (U. S. C., title 22, sec. 130) of allowances to the widows or heirs at law of Diplomatic, Consular, and Foreign Service officers of the United States dying in foreign countries in the discharge of their duties, \$546,700: *Provided*, That this appropriation shall be available also for the authorized subsistence expenses of Consular and Foreign Service officers while on temporary detail under commission.

Leaves of absence.
Bringing home remains of officers, etc., dying abroad.

Allowances to widows, etc.
R. S., sec. 1749, p. 311.
U. S. C., p. 953.

Proviso.
Subsistence on temporary detail.

Rent, heat, fuel, and light allowances.

ALLOWANCES FOR RENT, HEAT, FUEL, AND LIGHT, FOREIGN SERVICE

For offices and grounds.
Vol. 46, p. 818; U. S. C., p. 45.
Living quarters.

For rent, heat, fuel, and light for the Foreign Service for offices and grounds, and, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a), for living quarters and not to exceed \$1,140,000 for allowances for living quarters, including heat, fuel, and light, \$2,016,000: *Provided*, That payment for rent may be made in advance: *Provided further*, That the Secretary of State may enter into leases for such offices, grounds, and living quarters for periods not exceeding ten years: *Provided further*, That no part of this appropriation shall be used for allowances for living quarters, including heat, fuel, and light in an amount exceeding \$3,000 for an ambassador, minister, or *chargé d'affaires*, and not exceeding \$1,700 for any other Foreign Service officer: *Provided further*, That under this appropriation and the appropriations herein for "Contingent expenses, Foreign Service", and "Miscellaneous salaries and allowances, Foreign Service", not more than \$5,000 shall be expended for custodial service, heat, fuel, and light in any Government-owned building used for residence or residence and office purposes for an

Provisos.
Rent payment in advance.
Leases.
Allowances for quarters limited.

Custodial, etc., service; restriction.
Post, pp. 1313, 1314.

ambassador or minister, and not more than \$1,700 for such purposes in the case of any other Foreign Service officer, and during the incumbency of a chargé d'affaires the limitation on such expenditures shall be the same as for the occupancy by the principal officer.

COST OF LIVING ALLOWANCE, FOREIGN SERVICE OFFICERS

To carry out the provisions of the Act approved February 23, 1931 (U. S. C., title 22, secs. 12, 23c), relating to allowances and additional compensation to diplomatic, consular, and Foreign Service officers and clerks when such allowances and additional compensation are necessary to enable such officers and clerks to carry on their work efficiently: *Provided*, That such allowances and additional compensation shall be granted only in the discretion of the President, and under such regulations as he may prescribe, \$250,000.

Cost of living allowance.
Vol. 46, p. 1207.
U. S. C., pp. 943, 945.

Proviso.
Regulation of expenditure.

REPRESENTATION ALLOWANCES

For representation allowances as authorized by the Act approved February 23, 1931 (U. S. C., title 22, sec. 12), \$125,000.

Representation allowances.
Vol. 46, p. 1207;
U. S. C., p. 943.

FOREIGN SERVICE RETIREMENT AND DISABILITY FUND

For financing the liability of the United States, created by the Act approved February 23, 1931 (U. S. C., title 22, sec. 21), \$185,300, which amount shall be placed to the credit of the "Foreign Service retirement and disability fund."

Foreign Service retirement, etc., fund.

Federal contribution.
Vol. 46, p. 1211.
U. S. C., p. 944.

SALARIES OF CLERKS IN THE FOREIGN SERVICE

For salaries of clerks in the Foreign Service, as provided in the Act approved February 23, 1931 (U. S. C., title 22, sec. 23a), including salaries during transit to and from homes in the United States upon the beginning and after termination of service, \$2,234,000.

Clerks in Foreign Service.

Salaries.
Vol. 46, p. 1207.
U. S. C., p. 943.

MISCELLANEOUS SALARIES AND ALLOWANCES, FOREIGN SERVICE

For salaries or compensation of kavasses, guards, dragomans, porters, interpreters, prison keepers, translators, archive collators, Chinese writers, messengers, couriers, telephone operators, supervisors of construction, and custodial and operating force for maintenance and operation of Government-owned and leased diplomatic and consular properties in foreign countries; compensation of agents and employees of dispatch agencies at London, New York, San Francisco, Seattle, and New Orleans, including salaries during transit to and from their homes in the United States upon the beginning and after termination of service in foreign countries; operation of motor-propelled and other passenger- and non-passenger-carrying vehicles; for allowances to consular officers, who are paid in whole or in part by fees, for services necessarily rendered to American vessels and seamen, as provided in the Act of June 26, 1884 (U. S. C., title 22, sec. 89; title 46, sec. 101); and such other miscellaneous personal services as the President may deem necessary, \$616,000: *Provided*, That no part of this appropriation shall be expended for salaries or wages of persons not American citizens performing clerical services, (except interpreters, translators, and messengers), whether officially designated as clerks or not, in any foreign mission: *Provided further*, That the Secretary of the Navy is authorized upon request by the Secretary of State, to assign enlisted men of the Navy and Marine Corps to serve as custodians, under the immediate supervision of the Secretary of State or the chief of mission, whichever the Secretary of State shall direct, at embassies, legations, or consulates of the United States located in foreign countries.

Miscellaneous salaries and allowances.

Dispatch agencies.

Salaries during transit.

Vehicle maintenance.

Services to American seamen, etc.

Vol. 23, p. 56.
U. S. C., pp. 950, 1990.

Provisos.
Citizenship requirements.

Naval assignments as custodians.

CONTINGENT EXPENSES, FOREIGN SERVICE

Contingent expenses,
Foreign Service.

For stationery; blanks; record and other books; seals; presses; flags; signs; repairs, including minor alterations; repairs, preservation, and maintenance of Government-owned diplomatic and consular properties in foreign countries, including water, materials, supplies, tools, seeds, plants, shrubs, and similar objects; newspapers (foreign and domestic); freight; postage; telegrams; advertising; ice and drinking water for office purposes; purchase (at not to exceed \$750 for any one automobile), maintenance, and hire of motor-propelled or horse-drawn passenger-carrying vehicles, and purchase, maintenance, and hire of other passenger-carrying vehicles; funds for establishment and maintenance of commissary service; uniforms; furniture, household furniture and furnishings, except as provided by the Act of May 7, 1926, as amended, for Government-owned or rented buildings, when, in the judgment of the Secretary of State, it would be in the public interest to do so, not to exceed \$135,500; typewriters and exchange of same; maintenance and rental of launch for embassy in Turkey, not exceeding \$3,500, including personnel for operation; rent and other expenses for dispatch agencies at London, New York, San Francisco, Seattle, and New Orleans; traveling expenses, including attendance at trade and other conferences or congresses under orders of the Secretary of State as authorized by the Act approved February 23, 1931 (U. S. C., title 22, sec. 16); loss by exchange; payment in advance for telephone and other similar services, expenses of vice consulates and consular agencies for any of the foregoing objects; allowances for special instruction, education, and individual training of Foreign Service officers at home and abroad, not to exceed \$10,000; cost, not exceeding \$500 per annum each, of the tuition of Foreign Service officers assigned for the study of the languages of Asia and eastern Europe; for relief, protection, and burial of American seamen in foreign countries, in the Panama Canal Zone, and in the Philippine Islands, and shipwrecked American seamen in the Territory of Alaska, in the Hawaiian Islands, in Puerto Rico, and in the Virgin Islands, and for expenses which may be incurred in the acknowledgment of the services of masters and crews of foreign vessels in rescuing American seamen or citizens from shipwreck or other catastrophe at sea; for expenses of maintaining in China, the former Ottoman Empire, Egypt, Ethiopia, Morocco, and Muscat institutions for incarcerating American convicts and persons declared insane by any consular court, rent of quarters for prisons, ice and drinking water for prison purposes, and for the expenses of keeping, feeding, and transportation of prisoners and persons declared insane by any consular court in China, the former Ottoman Empire, Egypt, Ethiopia, Morocco, and Muscat; for every expenditure requisite for or incident to the bringing home from foreign countries of persons charged with crime as authorized by section 5275 of the Revised Statutes (U. S. C., title 18, sec. 659); and such other miscellaneous expenses as the President may deem necessary; \$1,067,400: *Provided*, That this appropriation shall be available for reimbursement of appropriations for the Navy Department, in amounts determined by the Secretary of the Navy, for materials, supplies, equipment, and services furnished by the Navy Department, including pay, subsistence, allowances, and transportation of enlisted men of the Navy and Marine Corps who may be assigned by the Secretary of the Navy, upon request of the Secretary of State, to embassies, legations, or consular offices of the United States located in foreign countries.

Vehicles.

Government build-
ings abroad.
Vol. 44, p. 403; Vol.
45, p. 971.
U. S. C., p. 967.

Dispatch agencies.

Attendance at trade
conferences, etc.
Vol. 46, p. 1209.
U. S. C., p. 943.

Loss by exchange.

Language study.

Relief, etc., American
seamen.

Consular prisons, etc.

Care of insane.

Bringing home per-
sons charged with
crime.
R. S., sec. 5275, p.
1022.
U. S. C., p. 774.

Proviso.
Navy reimburse-
ment.

EMERGENCIES ARISING IN THE DIPLOMATIC AND CONSULAR SERVICE

To enable the President to meet unforeseen emergencies arising in the Diplomatic and Consular Service, and to extend the commercial and other interests of the United States and to meet the necessary expenses attendant upon the execution of the Neutrality Act, to be expended pursuant to the requirement of section 291 of the Revised Statutes (U. S. C., title 31, sec. 107), \$175,000.

Emergencies, Diplomatic and Consular Service.
Neutrality Act expenses.
Ante, pp. 1081, 1152.
R. S., sec. 291, p. 49;
U. S. C., p. 1362.

Not to exceed 10 per centum of any of the foregoing appropriations under the caption "Foreign intercourse" for the fiscal year ending June 30, 1937, may be transferred, with the approval of the Director of the Bureau of the Budget, to any other foregoing appropriation or appropriations under such caption for such fiscal year, but no appropriation shall be increased more than 10 per centum thereby: *Provided*, That all such transfers and contemplated transfers shall be set forth in the Budget for the fiscal year 1938.

Interchangeability provision; restriction.

Proviso.
Report in Budget.

CONTRIBUTIONS, QUOTAS, AND SO FORTH

For payment of the annual contributions, quotas, and expenses, including loss by exchange in discharge of the obligations of the United States in connection with international commissions, congresses, bureaus, and other objects, in not to exceed the respective amounts, as follows: Cape Spartel and Tangier Light, Coast of Morocco, \$588; International Bureau of Weights and Measures, \$4,342.50; International Bureau for Publication of Customs Tariffs, \$1,318.77; Pan American Union, \$191,032.37, including not to exceed \$20,000 for printing and binding; International Bureau of Permanent Court of Arbitration, \$1,722.57; Bureau of Interparliamentary Union for Promotion of International Arbitration, \$20,000, including not to exceed \$10,000 for the expenses of the American group of the Interparliamentary Union, including personal services in the District of Columbia and elsewhere without regard to the Classification Act of 1923, as amended, stenographic reporting services by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), traveling expenses, purchase of necessary books, documents, newspapers, periodicals, maps, stationery, official cards, printing and binding, entertainment, and other necessary expenses, to be disbursed on vouchers approved by the President and executive secretary of the American group; International Institute of Agriculture at Rome, Italy, \$49,911, including not to exceed \$12,855 for the salary of the American member of the permanent committee (at not more than \$7,500 per annum), compensation of subordinate employees without regard to the Classification Act of 1923, as amended, expenses for the maintenance of the office at Rome, including purchase of necessary books, maps, documents, and newspapers and periodicals (foreign and domestic), printing and binding, allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a), for the use of the American member of the permanent committee, and traveling and other necessary expenses to be expended under the direction of the Secretary of State; Pan American Sanitary Bureau, \$30,643.30; International Office of Public Health, \$3,015.62; Bureau of International Telecommunication Union, Radio Section, \$5,790; Government of Panama, \$250,000; International Hydrographic Bureau, \$4,632; Inter-American Trade-Mark Bureau, \$14,330.20; International Bureau for Protection of Industrial Property, \$1,472; Gorgas Memorial Laboratory, \$50,000; American International Institute for the Protection of Childhood, \$2,000; International Statistical

Contributions, quotas, etc.

R. S., sec. 3709,
p. 733; U. S. C., p. 1803.

International Institute of Agriculture.

Allowances.
Vol. 46, p. 818.
U. S. C., p. 45.

International Technical Committee of Aerial Legal Experts. *Ante*, p. 540.

R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Bureau at The Hague, \$2,000; International Map of the World on the Millionth Scale, \$50; International Technical Committee of Aerial Legal Experts, \$6,696, including not to exceed \$6,500 for the expenses of participation by the Government of the United States in the meetings of the International Technical Committee of Aerial Legal Experts and of the commissions established by that committee, including traveling expenses, personal services in the District of Columbia and elsewhere without reference to the Classification Act of 1923, as amended, stenographic and other services by contract if deemed necessary without regard to the provisions of section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), rent, purchase of necessary books and documents, printing and binding, official cards, entertainment, and such other expenses as may be authorized by the Secretary of State; Convention Relating to Liquor Traffic in Africa, \$55; International Penal and Penitentiary Commission, \$4,282, including not to exceed \$750 for the necessary expenses of the commissioner to represent the United States on the commission at its annual meetings, personal services without regard to the Classification Act of 1923, as amended, traveling expenses, and such other expenses as the Secretary of State may deem necessary; Permanent Association of International Road Congresses, \$588; International Labor Organization, \$212,951.59, including not to exceed \$27,300 for the expenses of participation by the United States in the meetings of the General Conference and of the Governing Body of the International Labor Office and in such regional, industrial, or other special meetings as may be duly called by such Governing Body, including personal services, without reference to the Classification Act of 1923, as amended, in the District of Columbia and elsewhere, stenographic reporting and translating services by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), rent, traveling expenses, purchase of books, documents, newspapers, periodicals, and charts, stationery, official cards, printing and binding, entertainment, hire, maintenance, and operation of motor-propelled passenger-carrying vehicles, and such other expenses as may be authorized by the Secretary of State; Implementing the Narcotics Convention of 1931, \$9,005; International Council of Scientific Unions and Associated Unions, as follows: International Council of Scientific Unions, \$19.30; International Astronomical Union, \$617.60; International Union of Chemistry, \$675; International Union of Geodesy and Geophysics, \$2,316; International Scientific Radio Union, \$154.40; International Union of Physics, \$62.72; International Geographical Union, \$194.66; and International Union of Biological Sciences, \$154.40; in all, \$4,194.08; and Pan American Institute of Geography and History, \$10,000; in all, \$880,620, together with such additional sums, due to increase in rates of exchange as the Secretary of State may determine and certify to the Secretary of the Treasury to be necessary to pay in foreign currencies the quotas and contributions required by the several treaties, conventions, or laws establishing the amount of the obligation.

Total; additional sum, increase in rates of exchange.

International Radio Consulting Committee, Rumania. Participation expenses.

INTERNATIONAL RADIO CONSULTING COMMITTEE, RUMANIA

For the expenses of participation by the United States in the meeting of the International Radio Consulting Committee, to be held in Rumania in 1937, including personal services in the District of Columbia and elsewhere without reference to the Classification Act of 1923, as amended; stenographic reporting and translating services,

by contract if deemed necessary, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses; purchase of books, documents, newspapers, periodicals and maps; stationery; official cards; printing and binding; entertainment; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified, \$18,500.

R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Printing and binding.

INTERNATIONAL BOUNDARY COMMISSION, UNITED STATES AND MEXICO

Salaries and expenses: For expenses of meeting the obligations of the United States under the treaties of 1884, 1889, 1905, and 1906 between the United States and Mexico, and of compliance with the Act approved August 19, 1935 (49 Stat. 660) including maintenance and preservation of the rectified channel of the Rio Grande under the terms of Article XI of the Convention between the United States and Mexico, concluded February 1, 1933 (48 Stat. 1621, 1626), operation of gaging stations where necessary and their equipment; personal services and rent in the District of Columbia and elsewhere; fees for professional services at rates and in amounts to be determined by the Secretary of State; travel expenses, including transportation of effects; printing and binding; law books and books of reference; subscriptions to foreign and domestic newspapers and periodicals; purchase, exchange, maintenance, repair, and operation of motor-propelled passenger- and freight-carrying vehicles; purchase of rubber boots and waders for official use of employees; purchase of ice; drilling and testing of dam sites, by contract if deemed necessary, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); equipment and such other miscellaneous expenses as the Secretary of State may deem proper, \$140,000.

International Boundary Commission, United States and Mexico.
Vol. 24, p. 1011; Vol. 26, p. 1512; Vol. 34, p. 2953.
Akte, p. 660.
Rio Grande, rectified channel.
Vol. 48, p. 1626.

Printing and binding.

For the construction (including operation and maintenance and protection during construction) of the following projects under the supervision of the International Boundary Commission, United States and Mexico, United States section, including salaries and wages of employees, laborers, and mechanics; fees for professional services at rates and in amounts to be determined by the Secretary of State; travel expenses; rents; construction and operation of gaging stations; purchase (including exchange), maintenance, repairs, and operation of motor-propelled passenger- and freight-carrying vehicles; drilling and testing of dam sites, by contract if deemed necessary, without regard to the provisions of section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); hire, with or without personal services, of work animals, and animal-drawn and motor-propelled vehicles and equipment; acquisition by donation, purchase, or condemnation, of real and personal property, including expenses of abstracts and certificates of title; transportation of things (including drayage of personal effects of employees upon change of station); printing and binding; communication services; equipment, materials and supplies, including purchase of ice, rubber boots, and waders for official use of employees, and such other miscellaneous expenses as the Secretary of State may deem necessary:

Contracts without advertising.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Construction under Commission supervision.
Post, p. 1631.

Contracts without advertising.
U. S. C., p. 1803.

Rio Grande rectification project: For the rectification of the Rio Grande in the El Paso-Juarez Valley under the convention concluded February 1, 1933, between the United States and Mexico, \$1,200,000, to be available immediately.

Rio Grande rectification project.
Vol. 48, p. 1621.

Lower Rio Grande flood-control project.
Ante, p. 660.

Proviso.
Acquisition and approval of title.

Establishment of Federal zone along international boundary.
Ante, p. 660.

International Boundary Commission, United States and Canada and Alaska and Canada.
Expenses, under treaty obligations.
Vol. 44, p. 2102.

Boundary lines, United States and Canada and Alaska and Canada.

International Joint Commission, United States and Great Britain.

Salaries, expenses, etc.

Lower Rio Grande flood-control project: For construction, including surveys and other preliminary expenses, of the United States portion of the project for flood control on the Lower Rio Grande, as authorized by the Act approved August 19, 1935 (49 Stat. 660), \$1,600,000, to be available immediately: *Provided*, That no part of this appropriation for the Lower Rio Grande flood-control project shall be expended for construction on any land, site, or easement until title thereto has been conveyed to the United States by donation and the same has been approved by the Attorney General of the United States.

For investigations relating to the establishment of a Federal zone along the international boundary, United States and Mexico, as authorized by Public Law Numbered 286, approved August 19, 1935 (49 Stat., 660), including salaries and wages; fees for professional services; supplies and materials; communication service; travel expenses; transportation of things; hire, maintenance, and operation of motor-propelled passenger- and freight-carrying vehicles; hire with or without personal services of work animals and animal-drawn and motor-propelled vehicles and equipment; and such other expenses as the Secretary of State may deem necessary, \$4,650, to be immediately available.

INTERNATIONAL BOUNDARY COMMISSION, UNITED STATES AND CANADA AND ALASKA AND CANADA

To enable the President to perform the obligations of the United States under the treaty between the United States and Great Britain in respect of Canada, signed February 24, 1925; for salaries and expenses, including the salary of the commissioner and salaries of the necessary engineers, clerks, and other employees for duty at the seat of government and in the field; cost of office equipment and supplies; necessary traveling expenses; commutation of subsistence to employees while on field duty, not to exceed \$4 per day each, but not to exceed \$1.75 per day each when a member of a field party and subsisting in camp; for payment for timber necessarily cut in keeping the boundary line clear, not to exceed \$500; and for all other necessary and reasonable expenses incurred by the United States in maintaining an effective demarcation of the international boundary line between the United States and Canada and Alaska and Canada under the terms of the treaty aforesaid, including the completion of such remaining work as may be required under the award of the Alaskan Boundary Tribunal and existing treaties between the United States and Great Britain, and including the hire of freight- and passenger-carrying vehicles from temporary field employees, to be disbursed under the direction of the Secretary of State, \$43,000.

WATERWAYS TREATY, UNITED STATES AND GREAT BRITAIN: INTERNATIONAL JOINT COMMISSION, UNITED STATES AND GREAT BRITAIN

For salaries and expenses, including salaries of commissioners and salaries of clerks and other employees appointed by the commissioners on the part of the United States, with the approval solely of the Secretary of State; for necessary traveling expenses, and for expenses incident to holding hearings and conferences at such places in Canada and the United States as shall be determined by the Commission or by the American commissioners to be necessary, including travel expense and compensation of necessary witnesses, making necessary transcript of testimony and proceedings; for cost of law books, books of reference and periodicals, office equipment and supplies; and for one half of all reasonable and necessary joint expenses

of the International Joint Commission incurred under the terms of the treaty between the United States and Great Britain concerning the use of boundary waters between the United States and Canada, and for other purposes, signed January 11, 1909; \$37,100, to be disbursed under the direction of the Secretary of State: *Provided*, That the salaries of the American Commissioners shall not exceed \$7,500 each per annum: *Provided further*, That traveling expenses of the commissioners, secretary, and necessary employees shall be allowed in accordance with the provisions of the Subsistence Expense Act of 1926, as amended (U. S. C., title 5, secs. 821-833).

For an additional amount for necessary special or technical investigations in connection with matters which fall within the scope of the jurisdiction of the International Joint Commission, including personal services in the District of Columbia or elsewhere, traveling expenses, procurement of technical and scientific equipment, and the purchase, exchange, hire, maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles, \$65,000, to be disbursed under the direction of the Secretary of State, who is authorized to transfer to any department or independent establishment of the Government, with the consent of the head thereof, any part of this amount for direct expenditure by such department or establishment for the purposes of this appropriation.

Vol. 36, p. 2448.

Provisos.
Salary restriction.Traveling expenses.
Vol. 44, p. 683.
U. S. C., p. 103.Special or technical
investigations.

Personal services.

ARBITRATION OF SMELTER-FUMES CONTROVERSY

Arbitration of smelter-fumes controversy: For the expense of the arbitration under the convention between the United States and Canada, signed April 15, 1935, of the questions set forth in article III of that convention for determining damages caused in the State of Washington from fumes discharged from the smelter of the Canadian Mining and Smelting Company at Trail, British Columbia, including the share of the United States of the honorarium of the neutral arbitrator and of other joint expenses of the two Governments; honorarium of the United States arbitrator; compensation of an agent; compensation of employees in the District of Columbia and elsewhere, without regard to the civil-service laws and regulations or to the Classification Act of 1923, as amended; stenographic reporting and translating services, by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent in the District of Columbia and elsewhere; traveling expenses and per diem (notwithstanding the provisions of any other Act); cost of necessary books and documents; stationery; official cards; printing and binding; and such other expenditures as may be authorized by the Secretary of State, and the Secretary of State is authorized to transfer to any department or independent establishment of the Government with the consent of the head thereof, any part of this amount for direct expenditure by such department or establishment for the purposes of this appropriation, \$50,000, to be available immediately: *Provided*, That no salary or honorarium shall be paid from this appropriation at an annual rate in excess of \$10,000: *Provided*, That the ultimate decisions under this arbitration shall be consummated within two years from the date of the passage of this Act.

Arbitration of smelt-
er-fumes controversy.

Post, p. 3246.

Personal services.

R. S., sec. 3709, p.
733.
U. S. C., p. 1803.

Printing and binding.

Provisos.
Salary, etc., limita-
tion.
Time restriction.

INTER-AMERICAN CONFERENCE

For the expenses of participation by the United States in an Inter-American Conference to be held at Buenos Aires, Argentina, or at the capital of another American republic, in 1936, including personal services in the District of Columbia or elsewhere without reference to the Classification Act of 1923, as amended; stenographic

Inter-American Con-
ference.Participation ex-
penses.
Post, p. 1353.

reporting and other services by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses (and by indirect routes and by airplane if specifically authorized by the Secretary of State); hire, maintenance, and operation of motor-propelled passenger-carrying vehicles; equipment, purchase of necessary books, documents, newspapers, periodicals, and maps; stationery; official cards; entertainment; printing and binding; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified, to be expended under the direction of the Secretary of State, \$75,000, to be immediately available.

Vehicles.

Printing and binding.

GENERAL AND SPECIAL CLAIMS CONVENTIONS, UNITED STATES AND MEXICO

Mexican general and special claims conventions.

Vol. 43, pp. 1722, 1730.

Vol. 48, p. 1844.

Preparation of claims and defenses.

Salaries, etc.

Printing and binding.

R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Provisos.
Commissioners' salaries.

Deductions.

For the expenses of settlement and adjustment of claims of the citizens of each country against the other under a convention concluded September 8, 1923, as extended, and of citizens of the United States against Mexico under a convention concluded September 10, 1923, as extended, and the protocol and convention signed April 24, 1934, between the United States and Mexico, including the expenses which, under the terms of the above agreements, are chargeable in part to the United States, the expenses of an agency of the United States to perform all necessary services in connection with the preparation of American claims and the defense of the United States in cases presented by Mexico, and of a general claims commissioner to act as a joint appraiser in appraising the claims, and for the expenses of the joint committee in determining the proper classification of claims which have heretofore been filed as both general and special claims, as provided by the agreements of April 24, 1934, including salaries of an agent and necessary counsel and other assistants and employees and rent in the District of Columbia and elsewhere, law books and books of reference, printing and binding, contingent expenses, contract stenographic reporting services, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), the employment of special counsel, translators, and other technical experts, by contract, without regard to the provisions of any statute relative to employment, traveling expenses, the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified, and such other expenses in the United States and elsewhere as the President may deem proper, \$124,270: *Provided*, That the salary of the American commissioners of general and special claims shall not exceed \$10,000 per annum each: *Provided further*, That from any sums received from the Mexican Government in settlement of a general claim of an American citizen against it, there shall be deducted and deposited in the Treasury of the United States as miscellaneous receipts, 5 per centum thereof in reimbursement of the Government of the United States of expenses incurred by it in respect of such claim.

SPECIAL MEXICAN CLAIMS COMMISSION

Special Mexican Claims Commission.

Special Mexican Claims Commission: For the purpose of carrying into effect the provisions of the Act entitled "An Act to establish a commission for the settlement of the special claims comprehended within the terms of the convention between the United States of America and the United Mexican States concluded April 24,

1934", approved April 10, 1935, including personal services in the District of Columbia or elsewhere, without regard to the provisions of any statute relating to employment; rent in the District of Columbia or elsewhere; furniture; office supplies, and equipment, including law books and books of reference; stenographic reporting and translating services by contract if deemed necessary, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); traveling expenses; transportation of things; printing and binding; and such other necessary expenses as may be authorized by the Secretary of State, \$90,000, together with the unexpended balance of the appropriation made available for this purpose in the Second Deficiency Appropriation Act, fiscal year 1936,¹ which unexpended balance is continued available until August 31, 1937.

Ante, p. 149.

Printing and binding.

Balance reappropriated.
Ante, p. 590.

INTERNATIONAL FISHERIES COMMISSION

International Fisheries Commission.

Share of expenses.

Vol. 47, p. 1872.

For the share of the United States of the expenses of the International Fisheries Commission, under the convention between the United States and Great Britain, concluded May 9, 1930, including salaries of two members and other employees of the Commission, traveling expenses, charter of vessels, purchase of books, periodicals, furniture, and scientific instruments, contingent expenses, rent in the District of Columbia, and such other expenses in the United States and elsewhere as the Secretary of State may deem proper, to be disbursed under the direction of the Secretary of State, \$25,000, together with the unexpended balance of the appropriation for this purpose for the fiscal year 1936: *Provided*, That not to exceed \$700 shall be expended by the Commissioner and his staff in attending meetings of the Commission.

Ante, p. 76.
Proviso.
Attendance at meetings.

Section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not apply to any purchase by or service rendered for the Department of State when the aggregate amount involved does not exceed \$100 or when the purchase or service relates to the packing of personal and household effects of Diplomatic, Consular, and Foreign Service officers and clerks for foreign shipment.

Minor purchases, etc.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Unless expressly authorized, no portion of the sums appropriated in title I of this Act shall be expended for rent or rental allowances in the District of Columbia or elsewhere in the United States.

Rental restriction.

Hereafter, whenever the Secretary of State, in his discretion, procures information on behalf of corporations, firms, and individuals, the expense of cablegrams and telephone service involved may be charged against the respective appropriations for the service utilized; and reimbursement therefor shall be required from those for whom the information was procured and, when made, be credited to the appropriation under which the expenditure was charged.

Procuring information for corporations, etc.

The President, in his discretion, may assign officers of the Army or Navy or officers or employees of the Treasury Department for duty as inspectors of buildings owned or occupied by the United States in foreign countries, or as inspectors or supervisors of buildings under construction or repair by or for the United States in foreign countries, under the jurisdiction of the Department of State, or for duty as couriers of the Department of State, and when so assigned they may receive the same traveling expenses as are authorized for officers of the Foreign Service, payable from the applicable appropriations of the Department of State.

Assignments of officers, etc., as inspectors, etc., of buildings abroad; traveling expenses.

This title may be cited as the Department of State Appropriation Act, 1937.

Short title.

¹ So in original.

TITLE II—DEPARTMENT OF JUSTICE

OFFICE OF THE ATTORNEY GENERAL

Department of Justice.

Attorney General,
Solicitor General, etc.

Salaries: For the Attorney General, Solicitor General, Assistant to the Attorney General, and other personal services in the District of Columbia; \$1,675,000.

Contingent expenses.
Post, p. 1624.

Contingent expenses: For stationery, furniture and repairs, floor coverings not exceeding \$1,000, file holders and cases; miscellaneous expenditures, including telegraphing and telephones, postage, labor, typewriters and adding machines and the exchange thereof and repairs thereto, street-car fares not exceeding \$300, newspapers, press clippings, and other necessities ordered by the Attorney General; official transportation, including the repair, maintenance, and operation of six motor-driven passenger cars (one for the Attorney General, three for general use of the Department, two for the Federal Bureau of Investigation for investigative work), delivery truck, and motorcycle, to be used only for official purposes; purchase, at not to exceed \$750 each, including exchange, of three passenger-carrying automobiles; purchase of law books, books of reference, and periodicals, including the exchange thereof; traveling and other miscellaneous and emergency expenses, authorized and approved by the Attorney General, to be expended at his discretion, \$185,000: *Provided*, That this appropriation may be reimbursed for expenditures in connection with cars herein authorized for the Bureau of Investigation from the appropriation for the expenses of said Bureau when approved in writing by the Attorney General: *Provided further*, That not to exceed \$2 per volume shall be paid for the current and future volumes of the United States Code, Annotated.

Vehicles.

Provisos.
Reimbursement for
car expenses.U. S. Code, Annotated,
price limitation.

Printing and binding.

Printing and binding: For printing and binding for the Department of Justice and the courts of the United States, \$298,000.

Federal Bureau of
Investigation.

FEDERAL BUREAU OF INVESTIGATION

SALARIES AND EXPENSES

Detection and prosecution
of crimes.
Protection of the
President.
Identification records.

Detection and prosecution of crimes: For the detection and prosecution of crimes against the United States; for the protection of the person of the President of the United States; the acquisition, collection, classification, and preservation of identification and other records and their exchange with the duly authorized officials of the Federal Government, of States, cities, and other institutions; for such other investigations regarding official matters under the control of the Department of Justice and the Department of State as may be directed by the Attorney General, purchase and exchange not to exceed \$50,000, and hire, maintenance, upkeep, and operation of motor-propelled passenger-carrying vehicles, to be used only on official business; purchase and exchange at not to exceed \$7,000 each, and maintenance, upkeep, and operation, of not more than four armored automobiles; firearms and ammunition; such stationery, supplies, and equipment for use at the seat of government or elsewhere as the Attorney General may direct; not to exceed \$10,000 for taxicab hire to be used exclusively for the purposes set forth in this paragraph and to be expended under the direction of the Attorney General; traveling expenses, including expenses of attendance at meetings concerned with the work of such Bureau when authorized by the Attorney General; payment of rewards when specifically authorized by the Attorney General for information leading to the

Investigations.
Matters under control
of Departments of
Justice and State.

Vehicles.

Supplies.

Rewards for apprehending
fugitives.

apprehension of fugitives from justice, including not to exceed \$20,000 to meet unforeseen emergencies of a confidential character, to be expended under the direction of the Attorney General, who shall make a certificate of the amount of such expenditure as he may think it advisable not to specify, and every such certificate shall be deemed a sufficient voucher for the sum therein expressed to have been expended; and including not to exceed \$1,181,500 for personal services in the District of Columbia; \$6,025,000, of which amount \$100,000 shall be immediately available: *Provided*, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase or service rendered for the Federal Bureau of Investigation in the field when the aggregate amount involved does not exceed the sum of \$50.

Emergencies.

Services in the District.

Proviso.
Purchases without advertising.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

MISCELLANEOUS OBJECTS, DEPARTMENT OF JUSTICE

Miscellaneous.

Conduct of customs cases: Assistant Attorney General, special attorneys and counselors at law in the conduct of customs cases, to be employed and their compensation fixed by the Attorney General; necessary clerical assistance and other employees at the seat of government and elsewhere, to be employed and their compensation fixed by the Attorney General, including experts at such rates of compensation as may be authorized or approved by the Attorney General; expenses of procuring evidence, supplies, Supreme Court Reports and Digests, and Federal Reporter and Digests, traveling, and other miscellaneous and incidental expenses, to be expended under the direction of the Attorney General; in all, \$140,000.

Conduct of customs cases.

Defending suits in claims against the United States: For necessary expenses incurred in the examination of witnesses, procuring evidence, employment of experts at such rates of compensation as may be authorized or approved by the Attorney General, and such other expenses as may be necessary in defending suits in the Court of Claims, including Indian depredation claims, and contested proceedings involving inventions, to be expended under the direction of the Attorney General, \$45,000.

Defending suits in claims against United States.

Taxes and Penalties Unit: For salaries and expenses in connection with the enforcement of liability for internal-revenue taxes and penalties involving violation of the National Prohibition Act, as amended and supplemented, the determination of the remission or mitigation of forfeitures under the internal-revenue laws and of liability for internal-revenue taxes and penalties in connection with violations of the National Prohibition Act occurring prior to the repeal of the eighteenth amendment, the institution of suits upon any cause of action under the National Prohibition Act or under the internal-revenue laws involving a violation of the National Prohibition Act arising prior to, and not affected by the repeal of the eighteenth amendment, and the compromise of any such cause of action before or after suit is brought, personal services in the District of Columbia and elsewhere, travel expenses, and such other expenditures as may be necessary, \$220,000.

Taxes and Penalties Unit.
Enforcing designated Acts, etc., under.

Enforcement of antitrust and kindred laws: For the enforcement of antitrust and kindred laws, including experts at such rates of compensation as may be authorized or approved by the Attorney General, including not to exceed \$100,000 for personal services in the District of Columbia, \$435,000.

Enforcement of anti-trust, etc., laws.
U. S. C., p. 509.

Examination of judicial offices: For the investigation of the official acts, records, and accounts of marshals, attorneys, clerks of the United States courts and Territorial courts, probation officers, and United States commissioners, for which purpose all the official papers, records, and dockets of said officers, without exception, shall

Examination of judicial offices.

be examined by the agents of the Attorney General at any time; and also, when requested by the presiding judge, the official acts, records, and accounts of referees and trustees of such courts; for copying, in the District of Columbia or elsewhere, reports of examiners at folio rates; traveling expenses; in all, \$75,000; to be expended under the direction of the Attorney General.

Bureau of Prisons.

BUREAU OF PRISONS

Salaries and expenses.

Salaries and expenses: For salaries and expenses in connection with the supervision of the maintenance and care of United States prisoners, including not to exceed \$229,820 for personal services in the District of Columbia and elsewhere, traveling expenses, and expenses of attendance at meetings concerned with the work of such bureau when authorized by the Attorney General; \$267,900.

Veterans' insurance litigation.

VETERANS' INSURANCE LITIGATION

Salaries and expenses.

Vol. 43, pp. 612, 1302;
U. S. C., p. 1662.
Vol. 48, p. 302.

Salaries and expenses: For salaries and expenses incident to the defense of suits against the United States under section 19 of the World War Veterans' Act, 1924, approved June 7, 1924, as amended, or the compromise of the same under the Independent Offices Appropriation Act, 1934, approved June 16, 1933, including traveling and office expenses, law books, supplies, equipment, stenographic reporting services by contract or otherwise, including notarial fees or like services and stenographic work in taking depositions at such rates of compensation as may be authorized or approved by the Attorney General, printing and binding, the employment of experts at such rates of compensation as may be authorized or approved by the Attorney General, and personal services in the District of Columbia and elsewhere, \$700,000.

Judicial.

JUDICIAL

United States Supreme Court.

UNITED STATES SUPREME COURT

Salaries, Chief Justice and Associate Justices.

Reporter, and other officers and employees.

Salaries: For the Chief Justice and eight Associate Justices; Reporter of the Court; and all other officers and employees, whose compensation shall be fixed by the Court, except as otherwise provided by law, and who may be employed and assigned by the Chief Justice to any office or work of the Court, \$416,000.

Printing and binding.

Printing and binding: For printing and binding for the Supreme Court of the United States, \$21,000, to be expended as required without allotment by quarters, and to be executed by such printer as the court may designate.

Miscellaneous expenses.

Miscellaneous expenses: For miscellaneous expenses of the Supreme Court of the United States, to be expended as the Chief Justice may direct, \$29,000.

Care of buildings and grounds.

Structural and mechanical care of the building and grounds: For such expenditures as may be necessary to enable the Architect of the Capitol to carry out the duties imposed upon him by the Act approved May 7, 1934 (48 Stat. 668), including improvements, maintenance, repairs, equipment, supplies, materials, and appurtenances, and personal and other services, and for snow removal by hire of men and equipment or under contract without compliance with sections 3709 and 3744 of the Revised Statutes (U. S. C., title 41, secs. 5 and 16), \$55,000.

Vol. 48, p. 668.

R. S., secs. 3709, 3744,
pp. 733, 738.
U. S. C., pp. 1803,
1805.

Judges.

SALARIES OF JUDGES

Salaries.

Salaries of judges: For forty-two circuit judges; one hundred and fifty-seven district judges (including two in the Territory of Hawaii, one in the Territory of Puerto Rico, four in the Territory

of Alaska, and one in the Virgin Islands); and judges retired under section 260 of the Judicial Code, as amended, and section 518 of the Tariff Act of 1930, \$2,295,000: *Provided*, That this appropriation shall be available for the salaries of all United States justices and circuit and district judges lawfully entitled thereto, whether active or retired.

Retired judges.
U. S. C., p. 1273.
Vol. 46, p. 737; U. S.
C., p. 892.
Proviso.
Availability.

EXPENSES OF JUDGES

Expenses of judges: For expenses of circuit and district judges of the United States and the judges of the district courts of the United States in Alaska, Puerto Rico, and Hawaii, as provided by law, \$85,000.

Expenses of judges.

COURT OF CUSTOMS AND PATENT APPEALS

Salaries: Presiding judge and four associate judges and all other officers and employees of the court, \$101,120.

Court of Customs and Patent Appeals.

Salaries.

Contingent expenses: For books and periodicals, including their exchange; stationery, supplies, traveling expenses; rugs, chemicals, cleansers, furniture; and for such other miscellaneous expenses as may be approved by the presiding judge, \$3,000.

Contingent expenses.

Printing and binding: For printing and binding, \$6,000.

Printing and binding.

UNITED STATES CUSTOMS COURT

Salaries: Presiding judge and eight judges; and all other officers and employees of the court, \$228,280.

Customs Court.

Salaries.

Contingent expenses: For books and periodicals, including their exchange; stationery, supplies, traveling expenses; and for such other miscellaneous expenses as may be approved by the presiding judge, \$15,000.

Contingent expenses.

Printing and binding: For printing and binding, \$1,000.

Printing and binding.

COURT OF CLAIMS

Salaries: Chief justice and four judges; chief clerk at not exceeding \$6,500; auditor at not exceeding \$5,000; and all other officers and employees of the court, \$122,160.

Court of Claims.

Salaries.

Printing and binding: For printing and binding, \$25,500.

Printing and binding.

Contingent expenses: For stationery, court library, repairs, fuel, electric light, electric elevator, and other miscellaneous expenses, \$6,500.

Contingent expenses.

Salaries and expenses of commissioners: For salaries of five regular commissioners and one temporary commissioner at \$7,500 each, and for traveling expenses, compensation of stenographers authorized by the court, and for stenographic and other fees and charges necessary in the taking of testimony and in the performance of the duties as authorized by the Act entitled "An Act amending section 2 and repealing section 3 of the Act approved February 24, 1925 (U. S. C., title 28, secs. 269, 270), entitled 'An Act to authorize the appointment of commissioners by the Court of Claims and to prescribe their powers and compensation', and for other purposes", approved June 23, 1930 (U. S. C., title 28, sec. 270), \$63,840.

Commissioners, salaries and expenses.

Vol. 43, p. 964.
U. S. C., p. 1263.Vol. 46, p. 799.
U. S. C., p. 1264.

Repairs, furnishings, and so forth: For necessary repairs, furnishings, and improvements to the Court of Claims buildings, to be expended under the supervision of the Architect of the Capitol, \$16,000.

Repairs, etc., to buildings.

TERRITORIAL COURTS

Territorial Courts.

HAWAII: For salaries of the chief justice and two associate justices, and for judges of the circuit courts, \$88,500.

Hawaii.

DISTRICT COURT, PANAMA CANAL ZONE

District Court, Panama Canal Zone.

Salaries, District Court, Panama Canal Zone: For salaries of the officials and employees of the District Court of the United States for the Panama Canal Zone, \$45,785.

United States Court for China.

UNITED STATES COURT FOR CHINA

Salaries and expenses. *Post*, p. 1625.

United States Court for China: For salaries of the judge, district attorney, and other officers and employees of the United States Court for China; allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a), not to exceed \$1,700 for any one person; court expenses, including reference and law books, printing and binding, ice and drinking water for office purposes, traveling expenses of officers and employees of the court, and under such regulations as the Attorney General may prescribe of their families and effects, in going to and returning from their posts; preparation and transportation of remains of officers and employees who may die abroad or in transit while in the discharge of their official duties, to their former homes in the United States, or to a place not more distant for interment and for the ordinary expenses of such interment; the expense of maintaining in China American convicts and persons declared insane by the court, rent of quarters for prisoners, ice and drinking water for prison purposes, including wages of prison keepers, and the expense of keeping, feeding, and transporting prisoners and persons declared insane by the court, \$49,375.

Living quarters. Vol. 46, p. 818; U. S. C., p. 45.

Bringing home remains of officers, etc., dying abroad.

United States Courts.

MARSHALS, AND OTHER EXPENSES OF UNITED STATES COURTS

Marshals. Salaries and expenses. Services in Alaska.

Salaries and expenses of marshals, and so forth: For salaries, fees, and expenses of United States marshals and their deputies, including services rendered in behalf of the United States or otherwise, services in Alaska in collecting evidence for the United States when so specifically directed by the Attorney General, traveling expenses, purchase, when authorized by the Attorney General, of ten motor-propelled passenger-carrying vans at not to exceed \$2,000 each, and maintenance, alteration, repair, and operation of motor-propelled passenger-carrying vehicles used in connection with the transaction of the official business of the United States marshals, \$3,300,000.

District attorneys. Salaries and expenses.

Salaries and expenses of district attorneys, and so forth: For salaries, traveling, and other expenses of United States district attorneys and their regular assistants, clerks, and other employees, including the office expenses of United States district attorneys in Alaska, and for salaries of regularly appointed clerks to United States district attorneys for services rendered during vacancy in the office of the United States district attorney, \$3,083,510.

Special attorneys. Salaries and expenses. Assistants.

Salaries and expenses of special attorneys, and so forth: For compensation and traveling expenses of special attorneys and assistants to the Attorney General and to United States district attorneys employed by the Attorney General to aid in special cases, and for payment of foreign counsel employed by the Attorney General in special cases, \$600,000, no part of which, except for payment of foreign counsel, shall be used to pay the compensation of any persons except attorneys duly licensed and authorized to practice under the laws of any State, Territory, or the District of Columbia: *Provided*, That the amount paid as compensation out of the funds herein appropriated to any person employed hereunder shall not exceed the rate of \$10,000 per annum: *Provided further*, That reports be submitted to the Congress on the 1st day of July and January

Foreign counsel; restriction.

Prorisos. Compensation limitation.

Reports to Congress.

showing the names of the persons employed hereunder, the annual rate of compensation or amount of any fee paid to each together with a description of their duties.

Salaries and expenses, clerks of courts: For salaries of clerks of United States circuit courts of appeals and United States district courts, their deputies, and other assistants, traveling expenses pursuant to the Subsistence Expense Act of 1926, as amended (U. S. C., title 5, secs. 821-833), and other expenses of conducting their respective offices, \$2,125,000.

Clerks of courts.
Salaries and expenses.

Vol. 44, p. 688; U. S. C., p. 103.

Fees of commissioners: For fees of the United States commissioners and other committing magistrates acting under section 1014, Revised Statutes (U. S. C., title 18, sec. 591), \$350,000.

Commissioners, fees.
R. S., sec. 1014, p. 189.
U. S. C., p. 770.

Conciliation commissioners, United States courts: For fees of conciliation commissioners, and per-diem allowance and traveling expenses of supervising conciliation commissioners, as authorized by the Act entitled "An Act to amend an Act entitled 'An Act to establish a uniform system of bankruptcy throughout the United States', approved July 1, 1898, and Acts amendatory thereof and supplementary thereto", approved March 3, 1933, as amended, \$200,000: *Provided*, That none of the money appropriated herein shall be used to pay the statutory fee of any conciliation commissioner until the case for which the fee is provided shall have been finally disposed of, and not more than one fee shall be paid in any one case.

Conciliation commissioners.
Fees, per diem allowances, etc.
Vol. 30, p. 544; Vol. 47, p. 1467.
U. S. C., p. 333.

Proviso.
Payment restriction.

Fees of jurors and witnesses: For mileage and per diems of jurors; for mileage and per diems of witnesses and for per diems in lieu of subsistence; and for payment of the expenses of witnesses, as provided by section 850, Revised Statutes (U. S. C., title 28, sec. 604), including the expenses, mileage, and per diems of witnesses on behalf of the Government before the United States Customs Court, such payments to be made on the certification of the attorney for the United States and to be conclusive as provided by section 846, Revised Statutes (U. S. C., title 28, sec. 577), \$3,000,000: *Provided*, That not to exceed \$10,000 of this amount shall be available for such compensation and expenses of witnesses or informants as may be authorized or approved by the Attorney General, which approval shall be conclusive: *Provided further*, That no part of the sum herein appropriated shall be used to pay any witness more than one attendance fee for any one calendar day.

Jurors and witnesses.
Fees, mileage, and per diem.

R. S., sec. 850, p. 160.
U. S. C., p. 1295.

Salaries and expenses of bailiffs, and so forth: For bailiffs, not exceeding three bailiffs in each court, except in the southern district of New York and the northern district of Illinois; meals and lodging for jurors in United States cases, and of bailiffs in attendance upon the same, when ordered by the court, and meals and lodging for jurors in Alaska, as provided by section 193, title II, of the Act of June 6, 1900 (U. S. C., title 28, secs. 9, 557-570, 595, 596), and compensation for jury commissioners, \$5 per day, not exceeding three days for any one term of court, \$247,000: *Provided*, That, excepting in the case of bailiffs in charge of juries over Sundays and holidays, no per diem shall be paid to any bailiff unless the court is actually in session and the judge present and presiding or present in chambers: *Provided further*, That none of this appropriation shall be used for the pay of bailiffs when deputy marshals or marshals are available for the duties ordinarily executed by bailiffs, the fact of unavailability to be determined by the certificate of the marshal.

R. S., sec. 846, p. 150.
U. S. C., p. 1291.
Provisos.
Pay, etc., on approval of Attorney General.

Attendance fee, limitation.

Bailiffs.
Salaries and expenses.
Jury expenses.

Alaska.
Vol. 31, p. 362.
U. S. C., pp. 1226, 1289, 1293.
Jury commissioners.

Provisos.
Service restriction.

Use limited.

Miscellaneous expenses: For such miscellaneous expenses as may be authorized or approved by the Attorney General, for the United States courts and their officers, including experts, and notarial fees or like services and stenographic work in taking depositions, at such

Miscellaneous expenses.

Alaska. rates of compensation as may be authorized or approved by the Attorney General, so much as may be necessary in the discretion of the Attorney General for such expenses in the District of Alaska and in courts other than Federal courts, and traveling expenses pursuant to the Subsistence Expense Act of 1926, as amended (U. S. C., title 5, ch. 16); rent of rooms for United States courts and judicial officers; supplies, including the exchange of typewriting and adding machines, for the United States courts and judicial officers, including firearms and ammunition therefor; purchase of law books, including the exchange thereof, for United States judges, district attorneys, and other judicial officers, including the libraries of the ten United States circuit courts of appeals, and the Federal Reporter and continuations thereto as issued, \$1,040,000: *Provided*, That such books shall in all cases be transmitted to their successors in office; all books purchased hereunder to be marked plainly, "The Property of the United States": *Provided further*, That not to exceed \$2 per volume shall be paid for the current and future volumes of the United States Code, Annotated: *Provided further*, That the maximum salary paid to any stenographer or law clerk to any circuit or district judge shall not exceed \$2,500 per annum: *Provided further*, That this limitation shall not operate to reduce the compensation of any stenographer now employed nor shall the salary of any stenographer drawing more than \$2,500 per annum hereafter be increased.

Traveling expenses. Vol. 44, p. 688; U. S. C., p. 103.
Rent, supplies, etc.

Law books for judicial officers.

Federal Reporter.
Provisos.
Transmittal to successors.

U. S. Code, Annotated; price limitation.

Maximum salary, stenographer or law clerk.

Present stenographers not affected.

Restriction on use of designated funds.

No part of the funds appropriated by title II of this Act for salaries of judges, the Attorney General, Assistant Attorneys-General, Solicitor General, district attorneys, marshals, and clerks of court shall be used for any other purpose whatsoever, but such salaries shall be allotted out of appropriations herein made for such salaries and retained by the Department and paid to such officials severally, as and when such salaries fall due and without delay.

Penal and correctional institutions.

PENAL AND CORRECTIONAL INSTITUTIONS

Services, supplies, etc.

For all services, including personal services compensated upon fee basis, supplies, materials, and equipment in connection with or incident to the subsistence and care of inmates and maintenance and upkeep of Federal penal and correctional institutions, including farm and other operations not otherwise specifically provided for in the discretion of the Attorney General; gratuities for inmates at release, provided such gratuities shall be furnished to inmates sentenced for terms of imprisonment of not less than six months, and transportation to the place of conviction or bona-fide residence at the time of conviction or to such other place within the United States as may be authorized by the Attorney General; expenses of interment or transporting remains of deceased inmates to their homes in the United States; maintenance and repair of passenger-carrying vehicles; traveling expenses of institution officials and employees when traveling on official duty, including expenses of attendance at meetings concerned with the work of the several institutions when authorized by the Attorney General, and including expenses incurred in pursuing and identifying escaped inmates; traveling expenses of members of advisory boards authorized by law incurred in the discharge of their official duties; packing, crating, drayage, and transportation of household effects, not exceeding in any one case, five thousand pounds, of employees when transferred from one official station to another for permanent duty and uniforms for the guard force, when specifically authorized by the Attorney General; rewards for the capture of escaped inmates; newspapers, books, and periodicals; firearms and ammunition; tobacco for inmates; and the

purchase and exchange of farm products and livestock, when authorized by the Attorney General: *Provided*, That any part of the appropriations under this heading used for payment of salaries of personnel employed in the operation of prison commissaries shall be reimbursed from commissary earnings, and such reimbursement shall be in addition to the amounts appropriated herein.

Proviso.
Prison commissaries.

Medical and hospital service: For medical relief for, and incident to the care and maintenance of, inmates of penal and correctional institutions, including personal services in the District of Columbia and elsewhere, medical, surgical, and hospital supplies, materials, equipment, and appliances, together with appliances necessary for patients, \$500,000, which amount, in the discretion of the Attorney General, may be transferred to the Public Health Service for direct expenditure under the laws, appropriations, and regulations governing the Public Health Service: *Provided*, That of this appropriation not to exceed \$144,665 may be expended for the hospital for defective delinquents.

Medical and hospital service.

Proviso.
Amount for hospital for defective delinquents.

Buildings and equipment: For the acquisition of sites, construction, remodeling, and equipping necessary buildings, purchase and installation of machinery and equipment and all necessary expenses incident thereto, for establishment of three new Federal jails (not to exceed \$1,700,000) and altering and adapting other Government property for prison purposes, as authorized by the Act entitled "An Act to reorganize the administration of Federal prisons; to authorize the Attorney General to contract for the care of United States prisoners; to establish Federal jails, and for other purposes", approved May 14, 1930; extensions to existing facilities and not to exceed \$300,000 for construction of dwellings for prison officers at existing institutions, as authorized by the several enabling Acts authorizing the construction of the respective institutions, to be expended under the direction of the Attorney General by contract or purchase of material and hire of labor and services and utilization of labor of United States prisoners as the Attorney General may direct, \$2,550,000, to be immediately available and remain available until expended.

Buildings and equipment.
Acquisition of sites, construction, remodeling, etc.

Vol. 46, p. 325; U. S. C., p. 784.

Extensions; construction of dwellings for prison officers.

United States Penitentiary, Leavenworth, Kansas: For the United States Penitentiary at Leavenworth, Kansas, including not to exceed \$672,700 for salaries and wages of all officers and employees, and including not to exceed \$750 for the purchase of one motor-propelled passenger-carrying vehicle, \$1,566,530.

Leavenworth, Kans.

United States Penitentiary, Atlanta, Georgia: For the United States Penitentiary at Atlanta, Georgia, including not to exceed \$381,140 for salaries and wages of all officers and employees, and including not to exceed \$750 for the purchase of one motor-propelled passenger-carrying vehicle, \$894,140.

Atlanta, Ga.

United States Penitentiary, McNeil Island, Washington: For the United States Penitentiary at McNeil Island, Washington, including not to exceed \$246,880 for salaries and wages of all officers and employees, and including not to exceed \$750 for the purchase of one motor-propelled passenger-carrying vehicle, \$504,180.

McNeil Island, Wash.

Construction and repair: For construction and repair of buildings including (1) extension of existing facilities, \$132,600, and (2) development of island area, \$167,400, including the purchase and installation of machinery and equipment and all expenses incident thereto, \$300,000, to be immediately available and to remain available until expended and to be expended so as to give the maximum amount of employment to inmates of the institution: *Provided*, That the ultimate cost of the project for development of the island area shall not exceed \$800,000.

Construction, etc.

Proviso.
Cost limitation.

Northeastern Penitentiary.	United States Northeastern Penitentiary: For the United States penitentiary in the Northeast, including not to exceed \$370,810 for salaries and wages of all officers and employees, \$686,350.
Alcatraz Island, Calif.	United States Penitentiary, Alcatraz Island, California: For the United States Penitentiary at Alcatraz Island, California, including not to exceed \$158,240 for salaries and wages of all officers and employees, \$300,000.
Federal Industrial Institution for Women, Alderson, W. Va.	Federal Industrial Institution for Women, Alderson, West Virginia: For the Federal Industrial Institution for Women at Alderson, West Virginia, including not to exceed \$136,000 for salaries and wages of all officers and employees, \$272,175.
Industrial Reformatory, Chillicothe, Ohio.	United States Industrial Reformatory, Chillicothe, Ohio: For the United States Industrial Reformatory at Chillicothe, Ohio, including not to exceed \$321,760 for salaries and wages of all officers and employees and including not to exceed \$750 for the purchase of one motor-propelled passenger-carrying vehicle, \$718,460.
Southwestern Reformatory.	United States Southwestern Reformatory: For the United States Southwestern Reformatory, including not to exceed \$248,430 for salaries and wages of all officers and employees, and including not to exceed \$750 for the purchase of one motor-propelled passenger-carrying vehicle, \$486,830.
Hospital for Defective Delinquents.	United States Hospital for Defective Delinquents: For the United States Hospital for Defective Delinquents, including not to exceed \$150,560 for salaries and wages of all officers and employees, \$358,010.
Federal jails.	Federal jails: For maintenance and operation of Federal jails, including not to exceed \$349,450 for salaries and wages of all officers and employees and including not to exceed \$750 each for the purchase of two motor-propelled passenger-carrying vehicles, \$715,000.
Prison camps, construction, etc.	Prison camps: For the construction and repair of buildings at prison camps, the purchase and installation of machinery and equipment, and all necessary expenses incident thereto, and for the maintenance of United States prisoners at prison camps, including the maintenance, alteration, repair, and operation of a motor-propelled passenger-carrying bus, to be expended so as to give the maximum amount of employment to prisoners, \$364,950: <i>Provided</i> , That reimbursements from this appropriation made to the War or other departments for supplies or subsistence shall be at the net contract or invoice price notwithstanding the provisions of any other Act.
Maintenance.	Federal Reformatory Camp, Petersburg, Virginia: For the Federal Reformatory Camp at Petersburg, Virginia, including not to exceed \$128,540 for salaries and wages of all officers and employees, and including not to exceed \$750 for the purchase of one motor-propelled passenger-carrying vehicle, \$270,290.
Proviso. Reimbursements.	Not to exceed 10 per centum of any of the foregoing appropriations under the general heading "Penal and Correctional Institutions" (except those for "Medical and hospital services", "Buildings and equipment", and "Construction and repair, United States penitentiary, McNeil Island, Washington") may be transferred, with the approval of the Director of the Bureau of the Budget, to any appropriation or appropriations from which transfers are authorized to be made by this paragraph, but no appropriation shall be increased by more than 10 per centum thereby and no transfer shall be effected for the payment of personnel in any such institution.
Federal Reformatory Camp, Petersburg, Va.	National Training School for Boys, Washington, District of Columbia: For the National Training School for Boys, Washington, District of Columbia, including not to exceed \$750 for the purchase of one motor-propelled passenger-carrying vehicle, and expenses of a suitable attendant to accompany the remains of deceased inmates to their homes for burial; and including not to exceed \$111,000 for salaries and wages of all officers and employees, \$225,000.
Transfer of appropriations authorized.	
National Training School for Boys, D. C.	

Probation system, United States courts: For salaries and expenses of probation officers, as authorized by the Act entitled "An Act to amend the Act of March 4, 1925, chapter 521, and for other purposes", approved June 6, 1930 (U. S. C., title 18, sec. 726), \$727,540: *Provided*, That not to exceed \$145,000 of this appropriation may be expended for traveling expenses: *Provided further*, That no part of the appropriation herein made shall be used to pay any probation officer a salary in excess of \$2,800 per annum: *Provided further*, That no part of any appropriation in this Act shall be used to defray the salary or expenses of any probation officer who does not comply with the official orders, regulations, and probation standards promulgated by the Attorney General.

Probation system,
United States courts.
Vol. 43, p. 1259; Vol.
46, p. 503.
U. S. C., p. 781.

Provisos.
Traveling expenses.
Salary restriction.

Conditions imposed.

Support of prisoners: For support of United States prisoners, in non-Federal institutions and in the Territory of Alaska, including necessary clothing and medical aid, discharge gratuities provided by law and transportation to place of conviction or place of bona fide residence in the United States, or such other place within the United States as may be authorized by the Attorney General; and including rent, repair, alteration, and maintenance of buildings and the maintenance of prisoners therein, occupied under authority of sections 4 and 5 of the Act of May 14, 1930 (U. S. C., title 18, secs. 753c, 753d); support of prisoners becoming insane during imprisonment, and who continue insane after expiration of sentence, who have no relatives or friends to whom they can be sent; shipping remains of deceased prisoners to their relatives or friends in the United States, and interment of deceased prisoners whose remains are unclaimed; expenses incurred in identifying, pursuing, and returning escaped prisoners and for rewards for their recapture; and for repairs, betterments, and improvements of United States jails, including sidewalks, \$2,100,000.

Support of prisoners.

Vol. 46, p. 326.
U. S. C., p. 785.

Section 323 of part II of the Legislative Appropriation Act, approved June 30, 1932, except so much thereof as suspends the per diem for expenses of subsistence for witnesses, is hereby continued in full force and effect during the fiscal year ending June 30, 1937; and for the purpose of making such section applicable to such fiscal year the figures "1933" shall be read as "1937".

Jurors and witnesses,
fees reduced.
Vol. 47, p. 413.

None of the money appropriated by this title shall be used to pay any witness, juror, or bailiff more than one per diem for any one day's service even though he serves in more than one of such three capacities on the same day.

Payments restricted

This title may be cited as the Department of Justice Appropriation Act, 1937.

Short title.

TITLE III.—DEPARTMENT OF COMMERCE

OFFICE OF THE SECRETARY

Salaries: Secretary of Commerce, two Assistant Secretaries, and other personal services in the District of Columbia, including the Chief Clerk and Superintendent, who shall be chief executive officer of the Department and who may be designated by the Secretary of Commerce to sign official papers and documents during the temporary absence of the Secretary and the Assistant Secretaries of the Department, \$352,000.

Department of Com-
merce.

Secretary's office.

Salaries.

Contingent expenses: For contingent and miscellaneous expenses of the offices and bureaus of the Department, except the Patent Office, including those for which appropriations for contingent and miscellaneous expenses are specifically made, including professional and scientific books, law books, books of reference, periodicals, blank

Contingent and mis-
cellaneous expenses.

books, pamphlets, maps, newspapers (not exceeding \$1,500); purchase of atlases or maps; stationery; furniture and repairs to same; carpets, matting, oilcloth, file cases, towels, ice, brooms, soap, sponges; fuel, lighting, and heating; purchase and exchange of motor trucks and bicycles; maintenance, repair, and operation of three motor-propelled passenger-carrying vehicles (one for the Secretary of Commerce and two for the general use of the Department), and motor trucks and bicycles, to be used only for official purposes; freight and express charges; postage to foreign countries; telegraph and telephone service; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; first-aid outfits for use in the buildings occupied by employees of this Department; street-car fares, not exceeding \$500; and all other miscellaneous items and necessary expenses not included in the foregoing, \$129,500, which sum shall constitute the appropriation for contingent expenses of the Department, except the Patent Office, and shall also be available for the purchase of necessary supplies and equipment for field services of bureaus and offices of the Department for which contingent and miscellaneous appropriations are specifically made in order to facilitate the purchase through the central purchasing office (Division of Purchases and Sales), as provided by law.

Printing and binding.

Printing and binding: For all printing and binding for the Department of Commerce, including all of its bureaus, offices, institutions, and services in the District of Columbia and elsewhere, except the Patent Office, \$450,000: *Provided*, That an amount not to exceed \$2,000 of this appropriation may be expended for salaries of persons detailed from the Government Printing Office for service as copy editors.

Proviso.

Detail of copy editors.

Purchase of letters patent, etc.

Not to exceed \$10,000 of the appropriations for the Department of Commerce for the fiscal year ending June 30, 1937, for the purchase of equipment or supplies shall be available for the purchase of letters patent, applications for letters patent, and licenses under letters patent that pertain to equipment, supplies, or business which the said Department of Commerce is authorized to purchase, use, or transact when the Secretary of Commerce shall personally certify that such purchase is necessary in the public interest.

Certificate of necessity required.

Bureau of Air Commerce.

BUREAU OF AIR COMMERCE

Departmental salaries.

Departmental salaries: For personal services in the District of Columbia, \$390,000.

Air-navigation facilities.

Establishment, etc., of aids, mail routes, etc.

Establishment of air-navigation facilities: For the establishment of aids to air navigation, including the equipment of additional air-mail routes for day and night flying; the construction of necessary lighting, radio, and other signaling and communicating structures and apparatus; not to exceed \$50,000 for investigation, research, and experimentation to develop and improve aids to air navigation; aircraft, aircraft power plants, and accessories; for personal services in the field; purchase of motor-propelled passenger-carrying vehicles for official use in field work, including their exchange; special clothing, wearing apparel, and suitable equipment for aviation purposes; and for the acquisition of the necessary sites by lease or grant, \$882,920, of which not to exceed \$150,000 shall be available immediately: *Provided*, That no part of this appropriation shall be used for any purpose not authorized by the Air Commerce Act of 1926, as amended.

Proviso.

Use restricted.
Vol. 44, p. 568; Vol. 45, p. 1404; U. S. C., p. 2249.

Maintenance and operation.

Post, p. 1618.

Maintenance of air-navigation facilities: For repairs, alterations, and all expenses of maintenance and operation of air-navigation facilities, motor-propelled passenger-carrying vehicles for official use

in field work, and airplanes (including accessories and spare parts), including personal services in the field, \$4,764,080.

Aircraft in commerce: To carry out the provisions of the Act approved May 20, 1926, entitled "An Act to encourage and regulate the use of aircraft in commerce, and for other purposes", as amended by the Act approved February 28, 1929, and the Acts approved June 19 and 20, 1934 (U. S. C., title 49, secs. 171-184), including personal services in the field; rent in the District of Columbia and elsewhere; traveling expenses; contract stenographic reporting services; fees and mileage of witnesses; purchase of furniture and equipment; stationery and supplies, including medical supplies, typewriting, adding, and computing machines, accessories, and repairs; replacement, including exchange (not to exceed \$2,000), maintenance, operation, and repair of motor-propelled passenger-carrying vehicles for official use in field work; replacement, including exchange, of airplanes (not to exceed \$16,500); purchase of airplane motors, airplane and motor accessories, and spare parts; maintenance, operation, and repair of airplanes and airplane motors; purchase of special clothing, wearing apparel, and similar equipment for aviation purposes; purchase of books of reference and periodicals; newspapers, reports, documents, plans, specifications, maps, manuscripts, and all other publications; and all other necessary expenses not included in the foregoing; in all, \$733,000, of which not to exceed \$175,000 shall be available immediately.

Appropriations herein made for aircraft in commerce shall be available in an amount not to exceed \$2,000 for expenses of attendance at meetings concerned with the promotion of civil aeronautics, and also expenses of illustrating the work of the Bureau of Air Commerce by showing of maps, charts, and graphs at such meetings, when incurred on the written authority of the Secretary of Commerce.

BUREAU OF FOREIGN AND DOMESTIC COMMERCE

Salaries: For the director and other personal services in the District of Columbia, \$328,800.

For carrying out the provisions of the Act approved March 3, 1927 (U. S. C., Supp. VII, title 15, secs. 197-197f, 198), to establish in the Bureau of Foreign and Domestic Commerce of the Department of Commerce a Foreign Commerce Service of the United States, including personal services in the District of Columbia and elsewhere, the compensation of a clerk or clerks for each commercial attaché at the rate of not to exceed \$3,000 per annum for each person so employed, rent outside the District of Columbia, telephone service, purchase of furniture and equipment, stationery and supplies, typewriting, adding, duplicating, and computing machines, accessories and repairs, law books, books of reference and periodicals, uniforms, maps, reports, documents, plans, specifications, manuscripts, newspapers (foreign and domestic, not exceeding \$2,000), and all other publications, traveling expenses of officers and employees, ice and drinking water for office purposes, and all other incidental expenses not included in the foregoing, to be expended under the direction of the Secretary of Commerce, and under the following heads:

Promoting commerce in Europe and other areas: Investigations in Europe and other areas for the promotion and development of the foreign commerce of the United States, \$410,000;

Promoting commerce in Latin America: Investigations in Latin America for the promotion and development of the foreign commerce of the United States, \$192,400;

Aircraft in commerce.
Services and expenses.

Vol. 44, p. 568; Vol. 45, p. 1404; Vol. 48, pp. 1113, 1116.
U. S. C., p. 2249.

Purchase, etc., of airplanes, accessories, etc.

Attendance at meetings, etc.

Bureau of Foreign and Domestic Commerce.
Salaries.

Foreign Commerce Service.
Vol. 44, p. 1394.
U. S. C., p. 553.

Personal services.

Rent, etc.

Promoting commerce in Europe, etc.

In Latin America.

In the Far East.

Promoting commerce in the Far East: Investigations in the Far East for the promotion and development of the foreign commerce of the United States, \$123,000;

In Africa.

Promoting commerce in Africa: Investigations in Africa for the promotion and development of the foreign commerce of the United States, \$33,700;

District and cooperative office service.

District and cooperative office service: For all expenses necessary to operate and maintain district and cooperative offices, including personal services, rent outside of the District of Columbia, traveling expenses of officers and employees, purchase of furniture and equipment, stationery and supplies, typewriting, adding, and computing machines, accessories and repairs, purchase of maps, books of reference and periodicals, reports, documents, plans, specifications, manuscripts, not exceeding \$300 for newspapers, both foreign and domestic, and all other publications necessary for the promotion of the commercial interests of the United States, and all other incidental expenses not included in the foregoing, \$329,000;

China Trade Act.
Enforcement expenses.
Vol. 42, p. 849; Vol. 43,
p. 995.
U. S. C., p. 546.

Enforcement of China Trade Act: To carry out the provisions of the Act entitled "China Trade Act, 1922" (U. S. C., title 15, secs. 141-162), including personal services, traveling expenses of officers and employees, purchase of furniture and equipment, stationery and supplies, typewriting, adding, and computing machines, accessories and repairs, purchase of books of reference and periodicals, reports, documents, plans, specifications, maps, manuscripts, and all other publications, rent outside the District of Columbia, ice and drinking water for office purposes; and all necessary expenses not included in the foregoing, \$9,000, of which amount not to exceed \$3,200 may be expended for personal services in the District of Columbia: *Provided*, That payment in advance for telephone and other similar services under this appropriation is hereby authorized;

Proviso.
Advance payments.

Export industries.
Investigations and reports.

Export industries: To enable the Bureau of Foreign and Domestic Commerce to investigate and report on domestic as well as foreign problems relating to the production, distribution, and marketing, insofar as they relate to the important export industries of the United States, including personal services, traveling expenses of officers and employees, purchase of furniture and equipment, stationery and supplies, typewriting, adding, and computing machines, accessories and repairs, books of reference and periodicals, reports, documents, plans, specifications, manuscripts, and all other publications, rent outside of the District of Columbia, ice and drinking water for office purposes, and all other incidental expenses connected therewith, \$527,000, of which amount not to exceed \$520,000 may be expended for personal services in the District of Columbia;

Domestic commerce
and raw materials investigations.

Domestic commerce and raw materials investigations: For personal services and traveling expenses of officers and employees, to enable the Bureau of Foreign and Domestic Commerce to collect and compile information regarding the disposition and handling of raw materials and manufactures within the United States; and to investigate the conditions of production and marketing of foreign raw materials essential for American industries, \$224,800, of which amount not to exceed \$218,000 may be expended for personal services in the District of Columbia;

Foreign raw materials.

Customs statistics.
Expenses of collecting, etc.

Customs statistics: For all expenses necessary for the operation of the section of customs statistics transferred to the Department of Commerce from the Treasury Department by the Act approved January 5, 1923 (U. S. C., title 15, sec. 194), including personal services; rent of or purchase of tabulating, punching, sorting, and other mechanical labor-saving machinery or devices, including

Vol. 42, p. 1109.
U. S. C., p. 552.

adding, typewriting, billing, computing, mimeographing, multi-graphing, photostat, and other duplicating machines and devices, including their exchange and repair; telegraph and telephone service; traveling expenses of officers and employees while traveling on official business; freight, express, drayage; tabulating cards, stationery, and miscellaneous office supplies; books of reference and periodicals; furniture and equipment; ice, water, heat, light, and power; street-car fare; and all other necessary and incidental expenses not included in the foregoing, \$330,000, of which amount not to exceed \$77,230 may be expended for personal services in the District of Columbia;

Lists of foreign buyers: For all necessary expenses, including personal services in the District of Columbia, purchase of furniture and equipment, stationery and supplies, typewriting, adding, and computing machines, accessories and repairs, lists of foreign buyers, books of reference, periodicals, reports, documents, plans, specifications, rent outside of the District of Columbia, traveling expenses of officers and employees, and all other incidental expenses not included in the foregoing, to enable the Bureau of Foreign and Domestic Commerce to collect and compile lists of foreign buyers, \$47,900: *Provided*, That the Secretary of Commerce may make such charges as he deems reasonable for lists of foreign buyers, special statistical services, special commodity news bulletins, and World Trade Directory Reports, and the amounts collected therefrom shall be deposited in the Treasury as "Miscellaneous receipts";

Investigation of foreign trade restrictions: For all necessary expenses, including personal services in the District of Columbia, purchase of furniture and equipment, stationery and supplies, typewriting, adding, and computing machines, accessories and repairs, books of reference and periodicals, reports, documents, plans, specifications, manuscripts, and all other publications, rent outside of the District of Columbia, traveling expenses of officers and employees, and all other incidental expenses not included in the foregoing, to enable the Bureau of Foreign and Domestic Commerce to collect and compile information regarding the restrictions and regulations of trade imposed by foreign countries, \$96,200;

Transportation of families and effects of officers and employees: To pay the traveling expenses and expenses of transportation, under such regulations as the Secretary of Commerce may prescribe, of families and effects of officers and employees of the Bureau of Foreign and Domestic Commerce in going to and returning from their posts, or when traveling under the order of the Secretary of Commerce, and also for defraying the expenses of preparing and transporting the remains of officers and employees of the Bureau of Foreign and Domestic Commerce who may die abroad or in transit, while in the discharge of their official duties, to their former homes in this country, or to a place not more distant, for interment, and for the ordinary expenses of such interment, \$38,600;

Allowances for living quarters: To enable the Secretary of Commerce, under such regulations as he may prescribe, in accordance with the provisions of the Act entitled "An Act to amend the Act entitled 'An Act to establish in the Bureau of Foreign and Domestic Commerce of the Department of Commerce, a Foreign Commerce Service of the United States, and for other purposes', approved March 3, 1927", approved April 12, 1930 (U. S. C., title 15, sec. 197f), to furnish the officers in the Foreign Commerce Service of the Bureau of Foreign and Domestic Commerce stationed in a foreign country, without cost to them and within the limits of this

Lists of foreign buyers.
Expenses of compiling.

Proviso.
Charge for services authorized.

Investigation of foreign trade restrictions.

Transportation of families and effects of officers and employees.

Bringing home remains of officers, etc., dying abroad.

Allowances for living quarters.
Vol. 44, p. 1394; Vol. 46, p. 163.
U. S. C., p. 554.

R. S., sec. 1765, p. 314.
U. S. C., p. 40.
Proviso.
Maximum allowance.

Operation, etc., for-
eign-trade zones.

Vol. 48, p. 998; U. S.
C., p. 799.

Attendance at meet-
ings, etc.

Minor purchases in
foreign countries.

R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Census Bureau.

BUREAU OF THE CENSUS

Services and ex-
penses.

Monographs.
Tabulating ma-
chines, etc.

Services in the Dis-
trict.

Temporary employ-
ees.

U. S. C., p. 85.

appropriation, allowances for living quarters, heat and light, notwithstanding the provisions of section 1765 of the Revised Statutes (U. S. C., title 5, sec. 70), \$107,000: *Provided*, That the maximum allowance to any officer shall not exceed \$1,700;

Operation, and so forth, of foreign-trade zones: To enable the Secretary of Commerce to comply with the provisions of the Act entitled "An Act to provide for the establishment, operation, and maintenance of foreign-trade zones in ports of entry of the United States, to expedite and encourage foreign commerce, and for other purposes", approved June 18, 1934 (48 Stat., p. 998), including personal services in the District of Columbia and elsewhere, traveling expenses, contract stenographic reporting services, supplies and equipment, books of reference and periodicals, newspapers and other publications, fees and mileage of witnesses, and all other necessary expenses, \$30,000.

Appropriations herein made for the Bureau of Foreign and Domestic Commerce shall be available in an amount not to exceed \$2,500 for expenses of attendance at meetings concerned with the promotion of foreign and domestic commerce, or either, and also expenses of illustrating the work of the Bureau by showing of maps, charts, and graphs at such meetings, when incurred on the written authority of the Secretary of Commerce.

The purchase of supplies and equipment or the procurement of services for the Bureau of Foreign and Domestic Commerce, in foreign countries, may be made in open market without compliance with section 3709 of the Revised Statutes of the United States (U. S. C., title 41, sec. 5), in the manner common among business men, when the aggregate amount of the purchase or the service does not exceed \$100 in any instance.

For expenses for securing information for and compiling the census reports provided for by law, including personal services in the District of Columbia and elsewhere; compensation and expenses of enumerators, special agents, supervisors, supervisor's clerks, and interpreters in the District of Columbia and elsewhere; traveling expenses; the cost of transcribing State, municipal, and other records; temporary rental of quarters outside the District of Columbia; not to exceed \$2,500 for the employment by contract of personal services for the preparation of monographs on census subjects; not to exceed \$54,000 for constructing tabulating machines and repairs to such machinery and other mechanical appliances, including technical, mechanical, and other personal services in connection therewith in the District of Columbia and elsewhere, and the purchase of necessary machinery and supplies; and not to exceed \$1,000 for expenses of attendance at meetings concerned with the collection of statistics when incurred on the written authority of the Secretary of Commerce; \$1,900,500, of which amount not to exceed \$1,450,000 may be expended for personal services in the District of Columbia, including not to exceed \$51,000 for temporary employees who may be appointed by the Director of the Census under civil-service rules, at per-diem rates to be fixed by him without regard to the provisions of the Classification Act of 1923, as amended, for the purpose of assisting in periodical inquiries, and not to exceed \$35,000, to be immediately available, shall be expended for printing accumulated census data.

Census of Agriculture: For an additional amount for salaries and necessary expenses of the Census Bureau for compiling and publishing the Census of Agriculture of the United States for 1935, including the same objects specified under this head in the Department of Commerce Appropriation Act, 1936, \$200,000, to be available immediately, and to remain available until December 31, 1936.

Census of Agriculture.
Salaries and expenses.
Vol. 46, p. 25; U. S. C., p. 492.
Ante, p. 91.

BUREAU OF NAVIGATION AND STEAMBOAT INSPECTION

Departmental salaries: For the director and other personal services in the District of Columbia, \$179,000.

Bureau of Navigation and Steamboat Inspection.
Departmental salaries.
Post, p. 1380.

Salaries and general expenses: For salaries of shipping commissioners, steamboat inspectors, and other personal services; to enable the Secretary of Commerce to provide and operate such motor boats and employ such persons (including temporary employees) as may be necessary for the enforcement, under his direction, of laws relating to navigation and inspection of vessels, boarding of vessels, counting of passengers on excursion boats to prevent overcrowding, and to secure uniformity in the admeasurement of vessels; fees to witnesses; traveling expenses of the personnel of the bureau and field offices; materials, supplies, equipment, and services, including rent and janitor service; purchase, exchange, and repair of instruments; plans and specifications; insignia, braid, and chin straps; coats, caps, and aprons for stewards' departments on vessels; and other incidental expenses of field offices, including contract stenographic reporting services, in the District of Columbia and elsewhere; \$1,748,500.

General expenses.
Enforcement of inspection, etc., laws.

NATIONAL BUREAU OF STANDARDS

Salaries and expenses: For carrying out the provisions of the Act establishing the National Bureau of Standards, approved March 3, 1901 (U. S. C., title 5, secs. 591, 597; title 15, secs. 271-278), and of Acts supplementary thereto affecting the functions of the Bureau, and specifically including the functions as set forth under the Bureau of Standards in the "Department of Commerce Appropriation Act, 1935", approved April 7, 1934, and for all necessary expenses, purchases, and personnel connected with administration and operation, testing, inspection and technical information service, research and development, and standards for commerce, including rental of laboratories in the field, communication service, transportation service; travel, street-car fares not exceeding \$100, expenses of the visiting committee, attendance of American member at the meeting of the International Committee of Weights and Measures, attendance at meetings concerned with standardization and research, or either, when incurred on the written authority of the Secretary of Commerce, not to exceed \$4,500; compensation and expenses of medical officers of the Public Health Service detailed to the National Bureau of Standards for the purpose of maintaining a first-aid station and making clinical observations; compiling and disseminating scientific and technical data; demonstrating the results of the Bureau's work by exhibits or otherwise as may be deemed most effective; purchases of supplies, materials, stationery, electric power, fuel for heat, light, and power, and accessories of all kinds needed in the work of the Bureau, including supplies for office, laboratory, shop, and plant, and cleaning and toilet supplies, gloves, goggles, rubber boots, and aprons; contingencies of all kinds; supplies for operation, maintenance, and repair of motor trucks and a passenger automobile for official use, including their exchange; purchases of equipment of all kinds, including its repair and exchange, including apparatus,

Bureau of Standards.

Salaries and expenses.
Vol. 31, p. 1449.
U. S. C., pp. 78, 560.

Vol. 48, p. 552.

Attendance at meeting of International Committee of Weights and Measures.

Detailed Public Health Service officers.

Supplies.

Equipment.

Salaries.	machines, and tools, furniture, typewriters, adding machines, and other labor-saving devices, books, periodicals, and reference books, including their exchange when not needed for permanent use; translation of technical articles when required; salary of the director and other personal services in the District of Columbia and in the field, in accordance with the Classification Act of 1923, as amended.
Operation, etc.	Operation and administration: For the general operation and administration of the Bureau; improvement and care of the grounds; plant equipment; necessary repairs and alterations to buildings, \$273,000.
Testing, inspection, and information service.	Testing, inspection, and information service: For calibrating and certifying measuring instruments, apparatus, and standards in terms of the national standards; the preparation and distribution of standard materials; the broadcasting of radio signals of standard frequency; the testing of equipment, materials, and supplies in connection with Government purchases; the improvement of methods of testing; advisory services to governmental agencies on scientific and technical matters; and supplying available information to the public, upon request, in the field of physics, chemistry, and engineering, \$800,000.
Research and development.	Research and development: For the maintenance and development of national standards of measurement; the development of improved methods of measurement; the determination of physical constants and the properties of materials; the investigation of mechanisms and structures, including their economy, efficiency, and safety; the study of fluid resistance and the flow of fluids and heat; the investigation of radiation, radioactive substances, and X-rays; the study of conditions affecting radio transmission; the development of methods of chemical analysis and synthesis, and the investigation of the properties of rare substances; investigations relating to the utilization of materials, including lubricants and liquid fuels; the study of new processes and methods of fabrication; and the solutions of problems arising in connection with standards, \$671,500.
Standards for commerce.	Standards for commerce: For cooperation with Government purchasing agencies, industries, and national organizations in developing specifications and facilitating their use; for encouraging the application of the latest developments in the utilization and standardization of building materials; for the development of engineering and safety codes, simplified-practice recommendations, and commercial standards of quality and performance, \$110,000.
Cooperative work with departments, etc., on scientific investigations.	During the fiscal year 1937 the head of any department or independent establishment of the Government having funds available for scientific investigations and requiring cooperative work by the National Bureau of Standards on scientific investigations within the scope of the functions of that Bureau, and which the National Bureau of Standards is unable to perform within the limits of its appropriations, may, with the approval of the Secretary of Commerce, transfer to the National Bureau of Standards such sums as may be necessary to carry on such investigations. The Secretary of the Treasury shall transfer on the books of the Treasury Department any sums which may be authorized hereunder, and such amounts shall be placed to the credit of the National Bureau of Standards for performance of work for the department or establishment from which the transfer is made, including, where necessary, compensation for personal services in the District of Columbia and in the field.
Transfer of funds authorized.	
Tot.: Services in the District.	Total, National Bureau of Standards, \$1,854,500, of which amount not to exceed \$1,630,000 may be expended for personal services in the District of Columbia.

BUREAU OF LIGHTHOUSES

Salaries: For the Commissioner and other personal services in the District of Columbia, \$125,600.

General expenses: For supplies, including replacement of and necessary additions to existing equipment, repairs, maintenance, and incidental expenses of lighthouses and other lights, beacons, buoyage, fog signals, lighting of rivers heretofore authorized to be lighted, light vessels, other aids to navigation, and lighthouse tenders, including the establishment, repair, and improvement of beacons and day marks, and purchase of land for same; establishment of post lights, buoys, submarine signals, and fog signals; not to exceed \$10,000 for the purchase and placement of buoys to mark submarine obstructions off the mouth of the Cape Fear River; establishment of oil or carbide houses, not to exceed \$10,000: *Provided*, That any oil or carbide house erected hereunder shall not exceed \$1,000 in cost; construction of necessary outbuildings at a cost not exceeding \$1,000 at anyone light station in any fiscal year; improvement of grounds and buildings connected with light stations and depots; restoring light stations and depots and buildings connected therewith: *Provided further*, That such restoration shall be limited to the original purpose of the structures; wages of persons attending post lights; temporary employees and field force while engaged on works of general repair and maintenance, and laborers and mechanics at lighthouse depots; rations and provisions or commutation thereof for working parties in the field, officers and crews of light vessels and tenders, and officials and other authorized persons of the Lighthouse Service on duty on board of such tenders or vessels, and money accruing from commutation for rations and provisions for the above-named persons on board of tenders and light vessels or in working parties in the field may be paid on proper vouchers to the person having charge of the mess of such vessel or party; not exceeding \$2,500 for packing, crating, and transporting personal household effects of employees when transferred from one official station to another for permanent duty; purchase of rubber boots, oilskins, rubber gloves, goggles, and coats, caps, and aprons for stewards' departments on vessels; reimbursement under rules prescribed by the Secretary of Commerce of keepers of light stations and masters of light vessels and of lighthouse tenders for rations and provisions and clothing furnished shipwrecked persons who may be temporarily provided for by them, not exceeding in all \$2,000 in any fiscal year; fuel, light, and rent of quarters where necessary for keepers of lighthouses; purchase of land sites for fog signals; rent of necessary ground for all such lights and beacons as are for temporary use or to mark changeable channels and which in consequence cannot be made permanent; rent of offices, depots, and wharves; traveling expenses, including travel for the examinations authorized by the Act entitled "An Act to provide for retirement for disability in the Lighthouse Service", approved March 4, 1925 (U. S. C., title 33, sec. 765); mileage; library books for light stations and vessels, and technical books and periodicals not exceeding \$500; traveling expenses of teachers while actually employed by States or private persons to instruct the children of keepers of lighthouses; all other contingent expenses of district offices and depots, including the purchase of provisions for sale to lighthouse keepers at isolated stations, and the appropriation reimbursed; purchase (not to exceed \$3,600), exchange, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles for official use in field work; payment of rewards for the apprehension and conviction, or for information helpful to the apprehension and conviction of persons found interfering with aids to navigation maintained

Bureau of Lighthouses.

Salaries.

General expenses.
Aids to navigation.Cape Fear River,
marking obstructions.*Provisos.*
Limitation on construction cost.Restoring stations,
etc.Limited to original
purpose.

Personal services.

Transferring effects.

Rations, clothing, etc.

Traveling expenses.
Vol. 43, p. 1261.
U. S. C., p. 1496.

Paying rewards.

Vol. 35, p. 162.
U. S. C., p. 1496.

by the Lighthouse Service, in violation of section 6 of the Act of May 14, 1908 (U. S. C., title 33, sec. 761); \$4,424,000, of which \$390,000 shall be immediately available for repairs, and so forth, due to storm and ice damage.

Keepers of light-
houses.

Keepers of lighthouses: For salaries of not exceeding one thousand four hundred lighthouse and fog-signal keepers and persons attending lights, exclusive of post lights, \$1,846,000.

Lighthouse vessels.

Lighthouse vessels: For salaries and wages of officers and crews of light vessels and lighthouse tenders, including temporary employment when necessary, \$2,150,000.

Superintendents,
clerks, etc.

Superintendents, clerks, and so forth: For salaries of eighteen superintendents of lighthouses, and of assistant superintendents, clerks, draftsmen, and other authorized permanent employees in the district offices and depots of the Lighthouse Service, exclusive of those regularly employed in the office of the Bureau of Lighthouses, District of Columbia, \$700,000.

Retired pay.

Retired pay: For retired pay of officers and employees engaged in the field service or on vessels of the Lighthouse Service, except persons continuously employed in district offices and shops, \$620,000.

Coast and Geodetic
Survey.

COAST AND GEODETIC SURVEY

Expenses.

For every expenditure requisite for and incident to the work of the Coast and Geodetic Survey, including maintenance, repair, exchange, and operation of motor-propelled or horse-drawn vehicles for official use in field work, purchase of motorcycles with side cars, including their exchange, not to exceed \$500, surveying instruments, including their exchange, rubber boots, canvas and rubber gloves, goggles, and caps, coats, and aprons for stewards' departments on vessels, extra compensation at not to exceed \$1 per day for each station to employees of the Lighthouse Service and the Weather Bureau while observing tides or currents, services of one tide observer in the District of Columbia at not to exceed \$1 per day, and compensation, not otherwise appropriated for, of persons employed in the field work, for travel and other expenses incident to the execution of field work upon approval by the head of the Bureau, and for expenses in an amount not to exceed \$150 of attendance at meetings concerned with the work of the Coast and Geodetic Survey when incurred on the written authority of the Secretary of Commerce, to be expended in accordance with the regulations relating to the Coast and Geodetic Survey subscribed by the Secretary of Commerce, and under the following heads:

Attendance at meet-
ings.

Field expenses, Atlantic and Gulf coast: For surveys and necessary resurveys of the Atlantic and Gulf coasts of the United States, including the coasts of outlying islands under the jurisdiction of the United States, and including the employment in the field and office of one physicist to develop survey methods based on transmission of sound through sea water, \$119,000: *Provided*, That not more than \$35,000 of this amount shall be expended on the coasts of said outlying islands and the Atlantic entrance to the Panama Canal;

Field expenses.
Atlantic, etc., coasts.

Proviso.
Outlying islands.

Pacific coast.

Pacific coast: For surveys and necessary resurveys of coasts on the Pacific Ocean under the jurisdiction of the United States, and including the employment in the field and office of one physicist to develop survey methods based on transmission of sound through sea water, \$158,000;

Physical hydrog-
raphy.

Tides, currents, and so forth: For continuing researches in physical hydrography, relating to harbors and bars, and for tidal and current observations on the coasts of the United States, or other coasts under the jurisdiction of the United States, \$13,500;

Coast Pilot: For compilation of the Coast Pilot, including the employment of such pilots and nautical experts, and stenographic help in the field and office as may be necessary for the same, \$5,200;

Coast Pilot.

Magnetic and seismological work: For continuing magnetic and seismological observations and to establish meridian lines in connection therewith in all parts of the United States; making magnetic and seismological observations in other regions under the jurisdiction of the United States; purchase of additional magnetic and seismological instruments; lease of sites where necessary and the erection of temporary magnetic and seismological buildings; and including the employment in the field and office of such magnetic and seismological observers and stenographic services as may be necessary, \$60,000;

Magnetic and seismological work.

Federal, boundary, and State surveys: For continuing lines of exact levels between the Atlantic, Pacific, and Gulf coasts; determining geographic positions by triangulation and traverse for the control of Federal, State, boundary, county, city, and other surveys and engineering works in all parts of the United States; including special geodetic surveys of first-order triangulation and leveling in regions subject to earthquakes, not exceeding \$10,000; determining field astronomic positions and the variation of latitude, including the maintenance and operation of the latitude observatories at Ukiah, California, and Gaithersburg, Maryland, not exceeding \$2,500 each; establishing lines of exact levels, determining geographic positions by triangulation and traverse, and making astronomic observations in Alaska; and continuing gravity observations in the United States and for making such observations in regions under the jurisdiction of the United States and also on islands and coasts adjacent thereto, \$90,000, of which amount not to exceed \$31,300, may be expended for personal services in the District of Columbia;

Federal, boundary, and State surveys.

Ukiah and Gaithersburg observatories.

Alaska.

Miscellaneous objects: For objects not hereinbefore named that may be deemed urgent, including the preparation or purchase of plans and specifications of vessels and the employment of such hull draftsmen in the field and office as may be necessary for the same; the reimbursement, under rules prescribed by the Secretary of Commerce, of officers of the Coast and Geodetic Survey for food, clothing, medicines, and other supplies furnished for the temporary relief of distressed persons in remote localities and to shipwrecked persons temporarily provided for by them, not to exceed a total of \$500; actual necessary expenses of officers of the field force temporarily ordered to the office in the District of Columbia for consultation with the director, and not exceeding \$1,500 for the expenses of the attendance of representatives of the Coast and Geodetic Survey who may be designated as delegates from the United States at the meetings of the International Hydrographic Bureau and the International Union of Geodesy and Geophysics, and not exceeding \$3,000 for special surveys that may be required by the Bureau of Lighthouses or other proper authority, \$5,600;

Miscellaneous.

Relief of distressed persons.

Attendance at meetings.

Repair of vessels: For repair of vessels, including traveling expenses of persons inspecting the repairs, and exclusive of engineer's supplies and other ship chandlery, \$70,000;

Vessels, repair, etc.

Pay of officers and men on vessels: For all necessary employees to man and equip the vessels, including professional seamen serving as mates on vessels of the Survey, to execute the work of the Survey herein provided for and authorized by law \$547,000;

Officers and men on vessels, pay.

Pay, commissioned officers: For pay and allowances prescribed by law for commissioned officers on sea duty and other duty, holding relative rank with officers of the Navy, including one director with relative rank of captain, six hydrographic and geodetic engineers

Commissioned officers, pay and allowances.

with relative rank of captain, ten hydrographic and geodetic engineers with relative rank of commander, seventeen hydrographic and geodetic engineers with relative rank of lieutenant commander, forty-seven hydrographic and geodetic engineers with relative rank of lieutenant, sixty-one junior hydrographic and geodetic engineers with relative rank of lieutenant (junior grade), twenty-nine aides with relative rank of ensign, and including officers retired in accordance with existing law, \$802,000: *Provided*, That the Secretary of Commerce may designate one of the hydrographic and geodetic engineers to act as assistant director;

Proviso.
Assistant director.

Office force.

Office force: For personal services, \$575,000;

Office expenses.

Office expenses: For purchase of new instruments (except surveying instruments), including their exchange, materials, equipment, and supplies required in the instrument shop, carpenter shop, and chart division; books, scientific and technical books, journals, books of reference, maps, charts, and subscriptions; copper plates, chart paper, printer's ink, copper, zinc, and chemicals for electrotyping and photographing; engraving, printing, photographing, rubber gloves, and electrotyping supplies; photolithographing and printing charts for immediate use; stationery for office and field parties; transportation of instruments and supplies when not charged to party expenses; telegrams; washing; office furniture, repairs; traveling expenses of officers and others employed in the office sent on special duty in the service of the office; miscellaneous expenses, contingencies of all kinds, not exceeding \$90 for street-car fares, \$60,000.

Subsistence restrictions.

Appropriations herein made for the Coast and Geodetic Survey shall not be available for allowance to civilian or other officers for subsistence while on duty at Washington (except as hereinbefore provided for officers of the field force ordered to Washington for short periods for consultation with the director), except as now provided by law.

Application of airplane to field work.

Appropriations herein made for the field expenses of the Coast and Geodetic Survey shall be available for expenditures in the application of the airplane to the field work of the Coast and Geodetic Survey, and not to exceed a total of \$10,000 of said appropriations shall be available for the purchase or construction of cameras and other photographic apparatus, for equipment, except airplanes, and for employment of personnel in the field and office in connection with such work.

Cameras, etc.

Bureau of Fisheries.

BUREAU OF FISHERIES

Commissioner's office.

Commissioner's office: For the Commissioner and other personal services in the District of Columbia, \$156,420.

Propagation of food fishes.

Propagation of food fishes: For maintenance, repair, alteration, improvement, equipment, and operation of fish-cultural stations, general propagation of food fishes and their distribution, including movement, maintenance, and repairs of cars, purchase of equipment (including rubber boots and oilskins) and apparatus, contingent expenses, pay of permanent employees not to exceed \$387,030, temporary labor, and not to exceed \$10,000 for propagation and distribution of fresh-water mussels and the necessary expenses connected therewith, and not to exceed \$10,000 for the purchase, collection, and transportation of specimens and other expenses incidental to the maintenance and operation of aquarium, of which not to exceed \$5,000 may be expended for personal services in the District of Columbia, \$667,000.

Maintenance of vessels.

Maintenance of vessels: For maintenance and operation of vessels and launches, including purchase and repair of boats, apparatus, machinery, and other facilities required for use with the same, hire

of vessels, temporary employees, and all other necessary expenses in connection therewith, including not to exceed \$750 for the purchase of plans and specifications for vessels or for contract personal services for the preparation thereof, and money accruing from commutation of rations and provisions on board vessels may be paid on proper vouchers to the persons having charge of the mess of such vessels, \$160,000, of which not to exceed \$13,460 may be expended for pay of officers and employees of vessels of the Atlantic coast, and not to exceed \$75,000 for pay of officers and crews of vessels for the Alaska Fisheries Service.

Allotment for Atlantic coast and Alaska.

Commutation of rations (not to exceed \$1 per day) may be paid to officers and crews of vessels of the Bureau of Fisheries during the fiscal year 1937 under regulations prescribed by the Secretary of Commerce.

Commutation of rations.

Inquiry respecting food fishes: For inquiry into the cause of the decrease of food fishes in the waters of the United States, and for investigation and experiments in respect to the aquatic animals, plants, and waters, and screening of irrigation ditches in fishways, in the interests of fish culture and the fishery industries, including pay of permanent employees not to exceed \$133,200, temporary employees, maintenance, repair, improvement, equipment, and operation of biological stations, expenses of travel and preparation of reports, \$172,000.

Food fishes inquiry.

Fishery industries: For collection and compilation of statistics of the fisheries and the study of their methods and relations, and the methods of preservation and utilization of fishery products, including pay of permanent employees not to exceed \$36,200, compensation of temporary employees, travel and preparation of reports, including temporary employees in the District of Columbia not to exceed \$1,800, and all other necessary expenses in connection therewith, including the purchase (not to exceed \$500), exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles for official use in the field work of the Bureau of Fisheries, \$62,000, of which \$2,000 shall be immediately available for the construction of a fishery byproducts laboratory at Seattle, Washington, including the acquisition of a site.

Fishery industries. Statistical studies.

Alaska, general service: For protecting the seal fisheries of Alaska, including the furnishing of food, fuel, clothing, and other necessities of life to the natives of the Pribilof Islands of Alaska; not exceeding \$20,000 for construction, improvement, repair, and alteration of buildings and roads, transportation of supplies to and from the islands, expenses of travel of agents and other employees and subsistence while on said islands, hire and maintenance of vessels, purchase of sea otters, and for all expenses necessary to carry out the provisions of the Act entitled "An Act to protect the seal fisheries of Alaska, and for other purposes", approved April 21, 1910 (U. S. C., title 16, secs. 631-658), and for the protection of the fisheries of Alaska, including pay of permanent employees not to exceed \$69,900, contract stenographic reporting service, travel of employees while on duty in Alaska, hire of boats, employment of temporary labor, and all other necessary expenses connected therewith, \$278,000, of which \$100,000 shall be available immediately.

Alaska, general service. Seal fisheries.

Vol. 36, p. 326.
U. S. C., p. 677.

Enforcement of black bass law: To enable the Secretary of Commerce to carry into effect the Act entitled "An Act to amend the Act entitled 'An Act to regulate interstate transportation of black bass, and for other purposes', approved May 20, 1926" (U. S. C., title 16, sec. 851-856), approved July 2, 1930 (46 Stat. 845-847), \$15,000, of which not to exceed \$1,800 may be expended for personal services in the District of Columbia.

Black bass law, enforcement.
Vol. 44, p. 576; Vol. 46, p. 845.
U. S. C., p. 708.

Mississippi Wild Life and Fish Refuge. Construction, maintenance, etc. Vol. 43, p. 650. U. S. C., p. 690.

Mississippi Wild Life and Fish Refuge: For construction of buildings, boats, and ponds, for purchase of equipment, including boats, for maintenance, operation, repair, and improvements, including expenditures for personal services at the seat of government and elsewhere as may be necessary, as authorized in the Act approved June 7, 1924 (U. S. C., title 16, secs. 721-731), \$18,000.

Fisheries Cooperative Marketing Act. Expenses, enforcing, etc. Vol. 48, p. 1213. U. S. C., p. 571.

Fisheries Cooperative Marketing Act: To enable the Secretary of Commerce to execute the functions imposed upon him by the Act entitled "An Act authorizing associations of producers of aquatic products", approved June 25, 1934 (48 Stat., p. 1213), including traveling expenses and contract stenographic reporting services, \$12,500, of which not to exceed \$9,500 may be expended for personal services in the District of Columbia.

Shellfish investigation.

Shellfish investigation: To provide for the investigation, control, and eradication of marine organisms injurious to shellfish in the Atlantic and Gulf States, including purchase of equipment and supplies, including boats and floating equipment and the maintenance and operation thereof; hire and charter of vessels and boats; pay of officers and crews and other personal services, including temporary employees (not exceeding \$4,000 in the District of Columbia) as may be necessary; printing and binding; and all other necessary expenses connected therewith; \$25,000.

Printing and binding.

Attendance at meetings.

Not to exceed \$750 of the appropriations herein made for the Bureau of Fisheries shall be available for expenses of attendance at meetings concerned with the work of said Bureau when incurred on the written authority of the Secretary of Commerce, and not to exceed \$500 shall be available for the rental of suitable quarters in the District of Columbia for laboratory and storage purposes.

Patent Office.

PATENT OFFICE

Salaries, Commissioner and office personnel. *Proviso.* Temporary typists.

Salaries: For the Commissioner of Patents and other personal services in the District of Columbia, \$3,400,000: *Provided,* That of the amount herein appropriated not to exceed \$25,000 may be used for special and temporary services of typists certified by the Civil Service Commission, who may be employed in such numbers, at \$4 per diem, as may, in the judgment of the Commissioner of Patents, be necessary to keep current the work of furnishing manuscript copies of records.

Photolithographing.

Photolithographing: For producing copies of weekly issue of drawings of patents and designs; reproduction of copies of drawings and specifications of exhausted patents, designs, trade marks, and other papers, such other papers when reproduced for sale to be sold at not less than cost plus 10 per centum; reproduction of foreign patent drawings; photo prints of pending application drawings; and photostat and photographic supplies and dry mounts, \$200,000.

Multigraphed headings.

The headings of the drawings for patented cases may be multigraphed in the Patent Office for the purpose of photolithography.

Miscellaneous expenses.

Miscellaneous expenses: For purchase and exchange of law, professional, and other reference books and publications and scientific books; expenses of transporting publications of patents issued by the Patent Office to foreign governments; directories, furniture and filing cases; for investigating the question of public use or sale of inventions for two years or more prior to filing applications for patents, and such other questions arising in connection with applications for patents and the prior art as may be deemed necessary by the Commissioner of Patents; for expense attending defense of

suits instituted against the Commissioner of Patents; for expenses (in an amount not to exceed \$500) of attendance at meetings concerned with the work of the Patent Office when incurred on the written authority of the Secretary of Commerce, and for other contingent and miscellaneous expenses of the Patent Office, \$45,000.

Printing and binding: For printing the weekly issue of patents, designs, trade marks, prints, and labels, exclusive of illustrations; and for printing, engraving illustrations, and binding the Official Gazette, including weekly and annual indices, \$958,700; for miscellaneous printing and binding, \$56,300; in all, \$1,015,000.

Attendance at meetings.

Printing and binding.

UNITED STATES SHIPPING BOARD BUREAU

Salaries and expenses: To carry out the provisions of the Shipping Act, 1916, as amended, the Merchant Marine Acts of 1920 and 1928, as amended, the Intercoastal Shipping Act, 1933 (U. S. C., title 46, secs. 741-790, 801-848, 861-889, 891-891x, 911-984); and Executive Order Numbered 6166 (June 10, 1933), including the compensation of attorneys, officers, naval architects, special experts, examiners, and clerks, one technical expert in connection with construction loan fund, and other employees in the District of Columbia and elsewhere; and for other expenses of the Bureau, including the rental of quarters outside the District of Columbia, traveling expenses of employees of the Bureau, while upon official business away from their designated posts of duty, including not to exceed \$300 for attendance at meetings or conventions of members of any society or association, the purpose of which is of interest to the development and maintenance of an American merchant marine, when incurred on the written authority of the Secretary of Commerce, and for the employment by contract of expert stenographic reporters for its official reporting work, \$249,000, of which amount not to exceed \$243,000 may be expended for personal services in the District of Columbia: *Provided*, That no part of this appropriation shall be used to pay any salary at a rate in excess of \$8,000 per annum except that this limitation shall not apply to the salary of the Director of the Bureau: *Provided further*, That the annual estimates of the Shipping Board Bureau for the fiscal year 1938 shall be accompanied by a statement showing the number and compensation of employees of the Fleet Corporation assigned to that Bureau: *Provided further*, That employees of the Merchant Fleet Corporation assigned to and serving with the Shipping Board Bureau whose compensation is within the range of salary prescribed for the appropriate grade to which the position has been allocated under the Classification Act of 1923, as amended, shall not be subject to reduction in salary by reason of their transfer during the fiscal year 1937 to the pay roll of the Bureau.

United States Shipping Board Bureau.

Salaries and expenses. Vol. 39, p. 728; Vol. 41, p. 988; Vol. 45, p. 689. U. S. C., p. 2051.

Proviso.
Salary restriction.

Personnel statement to accompany estimates.

Salary status, Merchant Fleet Corporation transfers.

Shipping fund: For expenses of the United States Shipping Board Merchant Fleet Corporation during the fiscal year ending June 30, 1937, for administrative purposes, including the salaries of employees (not to exceed \$158,000) of the Fleet Corporation assigned to the Shipping Board Bureau, miscellaneous adjustments, losses due to the maintenance and operation of ships, including operation through an agreement to pay a lump-sum compensation, for the repair of ships, for the purchase, exchange, maintenance, repair, and operation of motor vehicles for official purposes only; for the payment of premiums for liability, fire, theft, property damage, and collision insurance and for other forms of insurance, including

Shipping fund. Expenses of Merchant Fleet Corporation.

Merchant Marine Act, 1920. Vol. 41, p. 988. U. S. C., p. 2062.

schedule and fidelity bonds, commonly carried by commercial corporations engaged in the same or a similar business, and for carrying out the provisions of the Merchant Marine Act, 1920, and amendments thereto, (a) the amount of operating funds on hand July 1, 1936; (b) all amounts received during the fiscal year ending June 30, 1937, other than the proceeds of sales of ships and surplus property; (c) so much of the total proceeds of sales of ships and surplus property received during the fiscal year 1937 as is necessary to meet (1) the expenses of liquidation, including the salaries of personnel engaged thereon and the cost incident to the delivery of vessels to purchasers not to exceed \$450,000, (2) the cost of maintaining the laid-up fleet not to exceed \$525,000, and (3) not to exceed \$1,000,000 shall be available upon the written approval of the Secretary of Commerce for use for reconditioning and operating ships for carrying coal, cotton, grain, lumber, and other basic commodities to foreign ports; and (d) so much of the total proceeds of sales of ships and surplus property received during the fiscal year 1937 as is necessary for the protection of the interests of the United States in any vessel or property on which the United States holds a mortgage: *Provided*, That no part of these sums, (a), (b), (c), and (d) shall be used for the payment of claims arising out of the construction and reconditioning of vessels.

Reconditioning, etc., ships carrying basic commodities abroad.

Proviso.
Use restricted.

Payment of claims. Vol. 42, pp. 647, 1242.

That portion of the special claims appropriation contained in the Independent Offices Appropriation Act for the fiscal year 1923 committed prior to July 1, 1923, and remaining unexpended on June 30, 1936, shall continue available until June 30, 1937, for the same purposes and under the same conditions.

Operation of ships.

Vol. 44, p. 318.

To enable the United States Shipping Board Merchant Fleet Corporation to operate ships or lines of ships which have been or may be taken back from purchasers by reason of competition or other methods employed by foreign shipowners or operators, there is hereby reappropriated the unexpended balance of the appropriation of \$10,000,000 made for similar purposes in the Independent Offices Appropriation Act for the fiscal year 1927: *Provided*, That no expenditure shall be made for the purposes of this paragraph from this sum without the prior approval of the President of the United States.

Proviso.
Approval of President.

Attorneys.
Approval of contract of employment.

No part of the sums appropriated in this Act shall be used to pay the compensation of any attorney, regular or special, for the United States Shipping Board Bureau or the United States Shipping Board Merchant Fleet Corporation unless the contract of employment has been approved by the Attorney General of the United States.

Salary restriction.

No part of the funds of the United States Shipping Board Merchant Fleet Corporation shall be available to pay any salary at a rate in excess of \$8,000 per annum.

Rent.

No part of the funds of the United States Shipping Board Merchant Fleet Corporation shall be available for the rent of buildings in the District of Columbia during the fiscal year 1937 if suitable space is provided for said corporation by the Office of National Parks, Buildings, and Reservations of the Department of the Interior.

Vol. 48, p. 389.

Fuel oil of foreign production. Purchase, use, etc., restricted.

No part of the funds of the United States Shipping Board Merchant Fleet Corporation shall be available during the fiscal year 1937 for the purchase of any kind of fuel oil of foreign production for issue, delivery, or sale to ships at points either in the United States or its possessions, where oil of the production of the United States or its possessions is available, if the cost of such oil compared with foreign-oil costs be not unreasonable.

Of the sums herein made available under the United States Shipping Board Bureau, not to exceed an aggregate of \$150,000 shall be expended for compensation of regular attorneys employed on a yearly salary basis, including their clerical and legal assistants.

This title may be cited as the Department of Commerce Appropriation Act, 1937.

TITLE IV—DEPARTMENT OF LABOR

OFFICE OF THE SECRETARY

Salaries: Secretary of Labor, Assistant Secretary, Second Assistant Secretary, and other personal services in the District of Columbia, \$330,000: *Provided*, That persons (not exceeding ten in number) now employed in the determination of wages pursuant to the provisions of the Act entitled "An Act to amend the Act approved March 3, 1931, relating to the rate of wages for laborers and mechanics employed by contractors and subcontractors on public buildings", approved August 30, 1935, may be continued in such employment and paid from the amount herein appropriated without regard to the provisions of the civil-service laws requiring competitive examinations: *Provided further*, That said personnel (except attorneys and referees) shall be required to take nonassembled examinations.

Promotion of health, safety, employment, and so forth: For salaries and expenses in connection with the promotion of health, safety, employment stabilization, and amicable industrial relations for labor and industry, \$140,000, of which amount not to exceed \$83,580 may be expended for personal services in the District of Columbia.

Contingent expenses: For contingent and miscellaneous expenses of the offices and bureaus of the Department, for which appropriations for contingent and miscellaneous expenses are not specifically made, including the purchase of stationery, furniture, and repairs to the same, carpets, matting, oilcloths, file cases, towels, ice, brooms, soap, sponges, laundry, street-car fares not exceeding \$400; purchase, exchange, maintenance, and repair of motorcycles and motor trucks; maintenance, operation, and repair of a motor-propelled passenger-carrying vehicle, to be used only for official purposes; freight and express charges; newspaper clippings not to exceed \$1,200, postage to foreign countries, telegraph and telephone service, typewriters, adding machines, and other labor-saving devices; purchase of law books, books of reference, newspapers and periodicals, not exceeding \$4,500; contract stenographic services; all other necessary miscellaneous items and expenses not included in the foregoing; and not to exceed \$25,000 for purchase of certain supplies for the Immigration and Naturalization Service; in all, \$112,500: *Provided*, That section 3709 of the Revised Statutes of the United States (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase or service rendered for the Department of Labor when the aggregate amount involved does not exceed the sum of \$100.

Printing and binding: For printing and binding for the Department of Labor, including all its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, \$250,000.

Commissioners of conciliation: To enable the Secretary of Labor to exercise the authority vested in him by section 8 of the Act creating the Department of Labor (U. S. C., title 5, sec. 611¹) and to

Compensation of attorneys.

Short title.

Department of Labor.

Office of the Secretary.

Salaries.

Provisos.
Personnel determining wage rates, retained.
Ante, p. 1011.

Nonassembled examinations required.

Promotion of health, safety, employment, etc.

Contingent expenses.

Proviso.
Minor purchases.
R. S., sec. 3709, p. 733; U. S. C., p. 1803.

Printing and binding.

Commissioners of conciliation.
Vol. 37, p. 738.
U. S. C., p. 81.

¹ So in original.

appoint commissioners of conciliation, traveling expenses, telegraph and telephone service, and not to exceed \$80,000 for personal services in the District of Columbia, \$408,000.

International Labor Organization, Geneva. Liaison with; expenses, etc. Vol. 43, p. 1182.

Printing and binding, etc.

Vol. 46, p. 818; U. S. C., p. 45.

Liaison with the International Labor Organization, Geneva, Switzerland, salaries and expenses: For a United States Labor Commissioner and other personal services in Geneva, Switzerland; compensation of interpreters, translators, and porters; traveling expenses of employees, including transportation of employees, their families, and effects, in going to and returning from foreign posts; rent, heat, light, and fuel; hire, maintenance, and operation of motor-propelled passenger-carrying vehicles; purchase and exchange of foreign and domestic books, periodicals, and newspapers; purchase of furniture, stationery, and supplies; printing and binding; postage; telephone and other similar expenses, for which payment may be made in advance; necessary technical or special investigations in connection with matters falling within the scope of the International Labor Organization; allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a), not to exceed \$1,700 for any person, and contingent and such other expenses in the United States and elsewhere as the Secretary of Labor may deem necessary, fiscal year 1937, \$28,000.

Bureau of Labor Statistics.

BUREAU OF LABOR STATISTICS

Salaries and expenses.

Salaries and expenses: For personal services, including temporary statistical clerks, stenographers, and typewriters in the District of Columbia, and including also experts and temporary assistants for field service outside of the District of Columbia; traveling expenses, including expenses of attendance at meetings concerned with the work of the Bureau of Labor Statistics when incurred on the written authority of the Secretary of Labor; purchase of periodicals, documents, envelopes, price quotations, and reports and materials for reports and bulletins of said Bureau, \$850,000, of which amount not to exceed \$628,500 may be expended for the salary of the Commissioner and other personal services in the District of Columbia.

Immigration and Naturalization Service.

IMMIGRATION AND NATURALIZATION SERVICE

Salaries and expenses.

Salaries and expenses: For enforcement of the laws regulating the immigration to, the residence in, and the exclusion and deportation from the United States of aliens and persons subject to the Chinese exclusion laws; for enforcement of the laws authorizing a uniform rule for the naturalization of aliens; salaries, transportation, traveling, and other expenses of officers, clerks, and other employees appointed to enforce said laws; care, detention, maintenance, transportation, and traveling expenses incident to the deportation and exclusion of aliens and persons subject to the Chinese exclusion laws, as authorized by law, in the United States and to, through, or in foreign countries; purchase of supplies and equipment, including alterations and repairs; purchase, exchange, operation, maintenance, and repair of motor-propelled vehicles, including passenger-carrying vehicles for official use in field work; arms, ammunition and accessories; cost of reports of decisions of the Federal courts and digests thereof for official use; verifications of legal papers; refunding of head tax, maintenance bills, and immigration fines, upon presentation of evidence showing conclusively that collection and deposit was made through error; mileage and fees to witnesses subpoenaed on behalf of the United States, and for all other expenses necessary to enforce said laws; \$9,740,000, all to be expended under the direction of the Secretary of Labor, of which

Deportation, etc., of aliens.

Vehicles.

Witness fees, etc.

amount not to exceed \$545,000 may be expended for the salary of the Commissioner of Immigration and Naturalization and other personal services in the District of Columbia, including services of persons authorized by law to be detailed there for duty: *Provided*, That not to exceed \$45,000 of the sum herein appropriated shall be available for the purchase, including exchange, of motor-propelled passenger-carrying vehicles: *Provided further*, That the Commissioner of Immigration and Naturalization, with the approval of the Secretary of Labor, may contract with officers and employees stationed outside of the District of Columbia, whose salaries are payable from this appropriation, for the use, on official business outside of the District of Columbia, of privately owned horses, and the consideration agreed upon shall be payable from the funds herein appropriated: *Provided further*, That not to exceed \$36,000 of the total amount herein appropriated shall be available for allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a), not to exceed \$1,700 for any person: *Provided further*, That \$100,000 of the amount herein appropriated shall be available only for the payment of extra compensation for overtime services of inspectors and employees of the Immigration and Naturalization Service for which the United States receives reimbursement in accordance with the provisions of the Act of March 2, 1931 (U. S. C., title 8, secs. 109a and 109b): *Provided further*, That not to exceed \$400 of the sum herein appropriated may be expended for attendance at meetings concerned with the naturalization of aliens when incurred on the written authority of the Secretary of Labor: *Provided further*, That no part of this appropriation shall be available for the compensation of assistants to clerks of United States courts: *And provided further*, That not to exceed \$10,000 of the sum herein appropriated may be expended for payment of rewards, when specifically authorized by the Secretary of Labor, for information leading to the detection, arrest, or conviction of persons violating the immigration or naturalization laws.

Immigration stations: For remodeling, repairing (including repairs to the ferryboat, Ellis Island), renovating buildings, and purchase of equipment, \$110,000.

CHILDREN'S BUREAU

Salaries and expenses: For expenses of investigating and reporting upon matters pertaining to the welfare of children and child life, and especially to investigate the questions of infant mortality; personal services, including experts and temporary assistants; traveling expenses, including not to exceed \$3,000 for expenses of attendance at meetings for the promotion of child welfare when incurred on the written authority of the Secretary of Labor; purchase of reports and material for the publications of the Children's Bureau and for reprints from State, city, and private publications for distribution when said reprints can be procured more cheaply than they can be printed by the Government, and other necessary expenses, \$400,000, of which amount not to exceed \$313,500 may be expended for personal services in the District of Columbia.

MATERNAL AND CHILD WELFARE

Salaries and expenses: For all authorized and necessary administrative expenses of the Children's Bureau in performing the duties imposed upon it by title V of the Social Security Act, approved August 14, 1935, including personal services, rentals, repairs, and

Services in the District.

Provisions.
Vehicles.

Privately owned horses.

Allowances for living quarters, etc.
Vol. 46, p. 818.
U. S. C., p. 45.

Overtime services of inspectors, etc.

Vol. 46, p. 1467.
U. S. C., p. 184.

Attendance at meetings.

Pay of assistants to clerks of courts forbidden.

Payment of rewards.

Immigration stations.

Children's Bureau.

Salaries and expenses.
Investigations.

Maternal and child welfare.

Salaries and expenses.
Act, p. 629.

alterations to buildings, in the District of Columbia and elsewhere; printing and binding; supplies; services; equipment; newspapers, books of reference, periodicals, and press clippings; travel expenses, including expenses of attendance at meetings and attendance of cooperating officials and consultants at conferences when called by the Children's Bureau with the approval of the Secretary of Labor, \$299,000.

Social Security Act.
Payments under
State plans.

In the administration of title V of the Social Security Act for the fiscal year 1937, payments to States for any quarter of the fiscal year 1937 under parts 1 and 2 may be made with respect to any State plan approved under such respective parts by the Chief of the Children's Bureau prior to or during such quarter, but no such payment shall be made with respect to any plan for any period prior to the quarter in which such plan was submitted to the Chief of the Children's Bureau for approval.

GRANTS TO STATES FOR MATERNAL AND CHILD-HEALTH SERVICES

Maternal and child-
health services, grants
to States.

Ante, p. 629.

Provisos.
Basis of allotments,
1937.

Supplemental aid not
included.

Ante, p. 630.

Grants to States for maternal and child-health services, Children's Bureau: For grants to States for the purpose of enabling each State to extend and improve services for promoting the health of mothers and children, as authorized in title V, part 1, of the Social Security Act, approved August 14, 1935 (49 Stat. 629-631), \$2,820,000: *Provided*, That in carrying out such part 1, the allotments to States and expenditures thereunder for the fiscal year 1937 are authorized to be made on the basis of a total of \$3,800,000 for all States (as defined in such Act): *Provided further*, That any allotment to a State pursuant to section 502 (b) shall not be included in computing for the purposes of subsections (a) and (b) of section 504 an amount expended or estimated to be expended by the State.

GRANTS TO STATES FOR SERVICES FOR CRIPPLED CHILDREN

Services for crippled
children, grants to
States.

Ante, p. 631.

Proviso.
Basis of allotments,
1937.

Grants to States for services for crippled children, Children's Bureau: For the purpose of enabling each State to extend and improve services for crippled children, as authorized in title V, part 2, of the Social Security Act, approved August 14, 1935 (49 Stat., 631-633), \$2,150,000: *Provided*, That in carrying out such part 2, the allotments to States (as defined in such Act) and expenditures thereunder for the fiscal year 1937 are authorized to be made on the basis of a total of \$2,850,000 for all States.

GRANTS TO STATES FOR CHILD-WELFARE SERVICES

Child-welfare serv-
ices, grants to States.
Ante, p. 633.

Proviso.

Basis of allotments,
1937.

Grants to States for child-welfare services, Children's Bureau: For grants to States for the purpose of enabling the United States, through the Children's Bureau, to cooperate with State public-welfare agencies in establishing, extending, and strengthening public-welfare services for the care of homeless or neglected children, or children in danger of becoming delinquent, as authorized in title V, part 3, of the Social Security Act, approved August 14, 1935 (49 Stat. 633), \$1,200,000: *Provided*, That in carrying out such part 3, the allotments to States (as defined in such Act) and expenditures thereunder for the fiscal year 1937 are authorized to be made on the basis of a total of \$1,500,000 for all States.

Women's Bureau.

WOMEN'S BUREAU

Salaries and expenses.
Vol. 41, p. 987; U.
S. C., p. 1320.

Salaries and expenses: For carrying out the provisions of the Act entitled "An Act to establish in the Department of Labor a bureau to be known as the Women's Bureau", approved June 5, 1920

(U. S. C., title 29, secs 11-16), including personal services in the District of Columbia, not to exceed \$134,500; purchase of material for reports and educational exhibits, and traveling expenses, \$153,200, of which sum not to exceed \$3,000 shall be available for expenses of attendance at meetings concerned with the work of said bureau when incurred on the written authority of the Secretary of Labor.

UNITED STATES EMPLOYMENT SERVICE

For carrying out the provisions of the Act entitled "An Act to provide for the establishment of a national employment system and for cooperation with the States in the promotion of such system, and for other purposes", approved June 6, 1933; personal services and rent in the District of Columbia and elsewhere; traveling expenses, including expenses of attendance at meetings concerned with the work of the United States Employment Service when specifically authorized by the Secretary of Labor; law books, books of reference, newspapers and periodicals, printing and binding, supplies and equipment, telegraph and telephone service, and miscellaneous expenses, \$2,785,000, of which amount not to exceed \$885,000 shall be available for the Veterans' Placement Service, the Farm Placement Service, District of Columbia Public Employment Center, and all other purposes, including not to exceed \$197,500 for personal services in the Department in the District of Columbia, and the remainder shall be available for payment to the several States in accordance with the provisions of the said Act of June 6, 1933, as amended: *Provided*, That apportionments for the fiscal year 1937 shall be on the basis of a total apportionment to all States of \$3,000,000, and in order to supply the Government's apportionments to States under such Act during the fiscal years 1936 and 1937, which are not capable of being supplied under the foregoing appropriation, there is hereby appropriated so much as may be necessary to supply such apportionments, but not more than \$1,675,000.

UNITED STATES HOUSING CORPORATION

Salaries and expenses: For officers, clerks, and other employees, and for contingent and miscellaneous expenses, in the District of Columbia and elsewhere, including blank books, maps, stationery, file cases, towels, ice, brooms, soap, freight and express charges, communication service, travel expense, printing and binding not to exceed \$100, and all other miscellaneous items and expenses not included in the foregoing and necessary to collect and account for the receipts from the sale of properties and the receipts from the operation of unsold properties of the United States Housing Corporation, the Bureau of Industrial Housing and Transportation, property commandeered by the United States through the Secretary of Labor, and to collect the amounts advanced to transportation facilities and others; for payment of special assessments and other utility, municipal, State, and county charges or assessments unpaid by purchasers, and which have been assessed against property in which the United States Housing Corporation has an interest, and to defray expenses incident to foreclosing mortgages, conducting sales under deeds of trust, or reacquiring title or possession of real property under default proceeding, including attorney fees, witness fees, court costs, charges, and other miscellaneous expenses; for the maintenance and repair of houses, buildings, and improvements which are unsold; in all, \$9,000: *Provided*, That no person shall be employed hereunder at a rate of compensation exceeding \$4,000 per annum, and only one

Employment Service.

Providing for promotion of employment.

Vol. 48, p. 113; U. S. C., p. 1324.
Attendance at meetings.

Printing and binding, etc.

Veterans' Placement Service, Farm Placement Service, D. C. Public Employment Center.

Proviso.
Basis of apportionments, 1937.

United States Housing Corporation.

Salaries and expenses.

Printing and binding.

Special assessments.

Provisos.
Salary limitation.

Expenditures restricted.

person may be employed at that rate: *Provided further*, That no part of the appropriations heretofore made and available for expenditure by the United States Housing Corporation shall be expended for the purposes for which appropriations are made herein.

Bituminous Coal Labor Board.

BITUMINOUS COAL LABOR BOARD

Salaries and expenses. *Post*, p. 1627.

Salaries and expenses: For three Board members and other personal services in the District of Columbia and elsewhere, and for all other necessary expenditures of the Bituminous Coal Labor Board in performing the duties imposed upon said Board by the Bituminous Coal Conservation Act of 1935, including supplies, stationery, telephone service, telegrams, furniture, office equipment, travel expenses, and contract stenographic reporting services, \$79,300.

Printing and binding.

Printing and binding, Bituminous Coal Labor Board: For all printing and binding for the Bituminous Coal Labor Board, \$2,500.

Short title.

This title may be cited as the Department of Labor Appropriation Act, 1937.

Payment restriction, persons failing to receive Senate confirmation.

SEC. 2. No part of the money appropriated under this Act shall be paid to any person for the filling of any position for which he or she has been nominated after the Senate has voted not to approve of the nomination of said person.

Payment to cotton ginner. *Ante*, p. 1116.

SEC. 3. That in passing upon applications made for compensation under the provisions of the item for "Payment to cotton ginner" contained in Title I of the Supplemental Appropriation Act, fiscal year 1936 (Public Law Numbered 440, Seventy-fourth Congress), and upon payments pursuant to such applications, the Secretary of Agriculture and the Comptroller General of the United States are authorized and directed, in the interest of saving as much administrative expense as possible and in order to avoid delay in passing upon such applications, to assume that the additional expenses incurred in connection with the administration of the Act of April 21, 1934 (49¹ Stat., 598-607), equaled 25 cents per bale, counting round bales as half bales, during the period June 1, 1935, to February 10, 1936, inclusive: *Provided*, That no payment shall be made on any application for such compensation unless the application is filed prior to September 1, 1936.

Cotton Control Act, administrative expenses. Vol. 48, p. 598.

Proviso. Time limitation.

Great Lakes Exposition. Participation expenses. *Ante*, p. 1243.

SEC. 4. Great Lakes Exposition: For the expenses of the participation of the Government of the United States in the Great Lakes Exposition as provided for by Senate Joint Resolution Numbered 233, including the reimbursement of other appropriations from which payments may have been made for any of the purposes therein specified, to be immediately available, \$275,000.

Approved, May 15, 1936.

[CHAPTER 406.]

JOINT RESOLUTION

May 15, 1936. [S. J. Res. 231.] [Pub. Res., No. 91.]

To authorize the coinage of 50-cent pieces in commemoration of the three-hundredth anniversary of the landing of the Swedes in Delaware.

Landing of the Swedes in Delaware. Commemorative coinage, authorized.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the three-hundredth anniversary of the landing of the Swedes in Delaware there shall be coined at a mint of the United States to be designated by the Director of the Mint not less than twenty-five thousand silver 50-cent pieces of standard size, weight, and composition and of a special appropriate single design, containing some

Number.

¹ So in original.

recognized emblem of the State of Delaware, to be fixed by the Director of the Mint, with the approval of the Secretary of the Treasury, but the United States shall not be subject to the expense of making the necessary dies and other preparations for this coinage.

No Federal expense for dies, etc.

Date, issue, etc.

SEC. 2. The coins herein authorized shall bear the date 1936, irrespective of the year in which they are minted or issued, shall be legal tender in any payment to the amount of their face value, and shall be issued only upon the request of the president of the Delaware Swedish Tercentenary Commission upon payment by him of the par value of such coins, but not less than twenty-five thousand such coins shall be issued to him at any one time and no such coins shall be issued after the expiration of one year after the date of enactment of this Act. Such coins may be disposed of at par or at a premium by such commission, and the net proceeds shall be used by it in defraying the expenses incidental and appropriate to the commemoration of such event.

Disposal.

SEC. 3. All laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of the same, regulating and guarding the process of coinage, providing for the purchase of material, and for the transportation, distribution, and redemption of coins, for the prevention of debasement or counterfeiting, for the security of the coins, or for any other purposes, whether such laws are penal or otherwise, shall, so far as applicable, apply to the coinage herein authorized.

Coinage laws applicable.

Approved, May 15, 1936.

[CHAPTER 407.]

JOINT RESOLUTION

To provide for participation by the United States in an Inter-American Conference to be held at Buenos Aires, Argentina, or at the capital of another American republic, in 1936.

May 15, 1936.

[S. J. Res. 248.]

[Pub. Res., No. 92.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money not otherwise appropriated, the sum of \$75,000 to be used for participation by the United States in an Inter-American Conference, in pursuance of and for the purposes set forth in a letter from the President of the United States dated January 30, 1936, to be held at Buenos Aires, Argentina, or at the capital of another American republic, in 1936, including personal services in the District of Columbia or elsewhere without reference to the Classification Act of 1923, as amended; stenographic reporting and other services by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses (and by indirect routes and by airplane if specifically authorized by the Secretary of State); hire, maintenance, and operation of motor-propelled passenger-carrying vehicles; equipment, purchase of necessary books, documents, newspapers, periodicals, and maps; stationery; official cards, entertainment; printing and binding; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified, to be expended under the direction of the Secretary of State, fiscal year 1936, to remain available until June 30, 1937.

Inter-American Conference, 1936.
Appropriation authorized for participation expenses.
Ante, p. 1319.

U. S. C., p. 85.
Contracts without advertising.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Vehicles.

Printing and binding.

Reimbursement of other appropriations.

Approved, May 15, 1936.

[CHAPTER 420.]

AN ACT

May 18, 1936.
[H. R. 10589.]
[Public, No. 600.]

To amend section 32 of the Act entitled "An Act to authorize the construction of certain bridges and to extend the times for commencing and/or completing the construction of other bridges over the navigable waters of the United States, and for other purposes", approved August 30, 1935.

Missouri River.
Bridge construction
at Niobrara, Nebr.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (a) of section 32 of the Act entitled "An Act to authorize the construction of certain bridges and to extend the times for commencing and/or completing the construction of other bridges over the navigable waters of the United States, and for other purposes", approved August 30, 1935, is amended by striking out "the village board of the village of Niobrara, county of Knox, State of Nebraska", and inserting in lieu thereof the following: "the county of Knox, State of Nebraska".

Textual changes.
Ante, p. 1074.

SEC. 2. Subsection (b) of such section 32 is amended by striking out "the Village Board of the Village of Niobrara, county of Knox, State of Nebraska", and inserting in lieu thereof the following: "the county of Knox, State of Nebraska".

SEC. 3. (a) Subsection (c) of such section 32 is amended by striking out "The said Villiage Board of the Villiage of Niobrara, county of Knox, State of Nebraska", and inserting in lieu thereof the following: "The said county of Knox, State of Nebraska".

(b) Subsection (c) of such section 32 is further amended by striking out "to fix the charge tolls for transit" and inserting in lieu thereof the following: "to fix and charge tolls for transit".

SEC. 4. Subsection (d) of such section 32 is amended by striking out "After a sinking sufficient for amortization shall have been so provided, said bridge" and inserting in lieu thereof the following: "After a sinking fund sufficient for such amortization shall have been so provided, said bridge".

Amendment.

SEC. 5. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 18, 1936.

[CHAPTER 421.]

AN ACT

May 18, 1936.
[H. R. 10847.]
[Public, No. 601.]

To authorize the acquisition of land for cemeterial purposes in the vicinity of New York City, New York.

New York City,
N. Y.
Acquisition of land
near, for cemeterial
purposes, authorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to acquire by purchase, condemnation, or otherwise such suitable lands in the vicinity of New York City as in his judgment are required for enlargement of existing national cemetery facilities, and the sum of \$250,000, or so much thereof as may be necessary, is hereby authorized to be appropriated from any funds in the Treasury not otherwise appropriated, which sum shall remain available until expended.

Appropriation au-
thorized.
Post, p. 1641.

Approved, May 18, 1936.

[CHAPTER 422.]

AN ACT

To amend section 5 of the Act of March 2, 1919, generally known as the "War Minerals Relief Statutes."

May 18, 1936.
[S. 1432.]
[Public, No. 602.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in any claim that has heretofore been filed within the time and in the manner provided by the Act approved March 2, 1919 (40 Stat. 1272), as amended, generally referred to as the "War Minerals Relief Statutes", in which the Supreme Court of the District of Columbia under the authority conferred upon said court by the Act approved February 13, 1929 (45 Stat. 1166), has adjudged or decreed interest payments or obligations to be losses reimbursable within the meaning of the Act of March 2, 1919 (40 Stat. 1272), as amended, the Secretary of the Interior shall open or reopen such claim and include in his adjustments and payments of losses, interest which has been paid or has accrued to the date of approval of this Act: *Provided, however*, That such losses shall be shown to the satisfaction of the Secretary of the Interior as a matter of fact to be the result of a legal obligation incurred within the statutory period as provided in said Act of March 2, 1919: *And provided further*, That the sum paid in satisfying said claims shall not exceed in total \$1,250,000. It is also provided that all settlements under this Act and pursuant to its provisions shall constitute full and complete discharge of all obligations of the United States accruing under the War Minerals Act and Acts amendatory thereof.

"War Minerals Relief Statutes", amendment.
Vol. 40, p. 1272; Vol. 42, p. 322; Vol. 45, p. 1166.
Post, p. 1619.

Interest payments on certain claims under.

Provisos.
Condition.

Limitation on total amount.
Settlements; discharge of liability.

Approved, May 18, 1936.

[CHAPTER 423.]

JOINT RESOLUTION

To provide for participation by the United States in the Ninth International Congress of Military Medicine and Pharmacy in Rumania, in 1937; and to authorize and request the President of the United States to invite the International Congress of Military Medicine and Pharmacy to hold its tenth congress in the United States in 1939, and to invite foreign countries to participate in that congress.

May 18, 1936.
[H. J. Res. 538.]
[Pub. Res., No. 93.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$11,500, or so much thereof as may be necessary, for the expenses of participation by the United States in the Ninth International Congress of Military Medicine and Pharmacy to be held in Rumania in 1937, including personal services in the District of Columbia or elsewhere without reference to the Classification Act of 1923, as amended; stenographic reporting and other services by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses; purchase of necessary books, documents, newspapers, periodicals, and maps; stationery; official cards; entertainment; printing and binding, including the payment of not to exceed \$500 to the Association of Military Surgeons of the United States toward the cost of printing the report of the American Delegation to the Ninth Congress; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified, to be expended under the direction of the Secretary of State.

Ninth International Congress of Military Medicine and Pharmacy, Rumania, 1937.
Sum authorized for participation expenses.
Post, p. 1634.

Contracts without advertising.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Printing and binding; report of American Delegation.

Reimbursement of other appropriations.

Invitation to hold 10th congress in United States; foreign governments to participate.

SEC. 2. That the President be, and he is hereby, authorized and requested to extend to the International Congress of Military Medicine and Pharmacy an invitation to hold its tenth congress in the United States in 1939, and to invite foreign governments to participate in that congress.

Approved, May 18, 1936.

[CHAPTER 424.]

JOINT RESOLUTION

Providing for the importation of articles free from tariff or customs duty for the purpose of exhibition at Great Lakes Exposition to be held at Cleveland, Ohio, beginning in June 1936, and for other purposes.

Great Lakes Exposition, Cleveland, Ohio. Dutiable articles, imported for exhibition purposes, etc., admitted free, under regulations. *Ante*, pp. 1243, 1352.

Sales permitted.

Provisos. Duty on articles withdrawn.

Deterioration allowance.

Marking requirements.

Articles abandoned.

Transfer privileges.

Exposition deemed sole consignee of merchandise.

Incurred Federal expenses reimbursable.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That all articles which shall be imported from foreign countries for the purpose of exhibition at the international exposition to be held at Cleveland, Ohio, beginning in June 1936, by Great Lakes Exposition, or for use in constructing, installing, or maintaining foreign buildings, or exhibits at the said exhibition, upon which articles there shall be a tariff or customs duty shall be admitted without payment of such tariff, customs duty, fees, or charges under such regulations as the Secretary of the Treasury shall prescribe; but it shall be lawful at any time during or within three months after the close of the said exposition to sell within the area of the exposition any articles provided for herein, subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury shall prescribe: *Provided*, That all such articles, when withdrawn for consumption or use in the United States, shall be subject to the duties, if any, imposed upon such articles by the revenue laws in force at the date of their withdrawal; and on such articles which shall have suffered diminution or deterioration from incidental handling or exposure the duties, if payable, shall be assessed according to the appraised value at the time of withdrawal from entry hereunder for consumption or entry under the general tariff law: *Provided further*, That imported articles provided for herein shall not be subject to any marking requirements of the general tariff laws, except when such articles are withdrawn for consumption or use in the United States, in which case they shall not be released from customs custody until properly marked, but no additional duty shall be assessed because such articles were not sufficiently marked when imported into the United States: *Provided further*, That at any time during or within three months after the close of the exposition any article entered hereunder may be abandoned to the Government or destroyed under customs supervision, whereupon any duties on such article shall be remitted: *Provided further*, That articles which have been admitted without payment of duty for exhibition under any tariff law and which have remained in continuous customs custody or under a customs exhibition bond and imported articles in bonded warehouses under the general tariff law may be accorded the privilege of transfer to and entry for exhibition at the said exposition under such regulations as the Secretary of the Treasury shall prescribe: *And provided further*, That Great Lakes Exposition shall be deemed, for customs purposes only, to be the sole consignee of all merchandise imported under the provisions of this Act, and that the actual and necessary customs charges for labor, services, and other expenses in connection with the entry, examination, appraisement, release, or custody, together with the necessary charges for salaries of customs officers and employees in connection with the supervision, custody of,

and accounting for articles imported under the provisions of this Act, shall be reimbursed by Great Lakes Exposition to the Government of the United States under regulations to be prescribed by the Secretary of the Treasury, and that receipts from such reimbursements shall be deposited as refunds to the appropriation from which paid, in the manner provided for in section 524, Tariff Act of 1930.

Approved, May 18, 1936.

Deposit of, as refunds.
Vol. 46, p. 741.
U. S. C., p. 894.

[CHAPTER 425.]

JOINT RESOLUTION

To authorize an appropriation for the expenses of participation by the United States in a conference at Brussels to revise the Convention for the Protection of Literary and Artistic Works concluded at Bern, September 9, 1886, and revised at Rome, June 2, 1928.

May 18, 1936.
[H. J. Res. 569.]
[Pub. Res., No. 95.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$6,500, or so much thereof as may be necessary, for the expenses of participation by the United States in the conference to convene at Brussels, Belgium, for the purpose of revising the Convention for the Protection of Literary and Artistic Works, concluded at Bern, September 9, 1886, and revised at Rome, June 2, 1928, including personal services in the District of Columbia and elsewhere without reference to the Classification Act of 1923, as amended; stenographic, reporting, and other services by contract, if deemed necessary, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses; purchases of necessary books, documents, newspapers, periodicals, and maps; stationery; official cards; entertainment; printing and binding; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified, to be expended under the direction of the Secretary of State.

Convention for the Protection of Literary and Artistic Works, conference for revision of.
Sum authorized for participation expenses.
Post, p. 1633.

Contracts without advertising.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Reimbursement of other appropriations.

Approved, May 18, 1936.

[CHAPTER 427.]

AN ACT

To authorize certain officers of the United States Navy, officers and enlisted men of the Marine Corps, and officers and enlisted men of the United States Army to accept such medals, orders, diplomas, decorations, and photographs as have been tendered them by foreign governments in appreciation of services rendered.

May 19, 1936.
[S. 1975.]
[Public, No. 603.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following-named officers of the United States Navy, and officers and enlisted men of the Marine Corps, are hereby authorized to accept such medals, orders, diplomas, decorations, and photographs as have been tendered them by foreign governments in appreciation of services rendered:

Navy, Marine Corps, and Army.
Acceptance of certain decorations, etc., tendered by foreign governments to designated officers, etc., authorized.

United States Navy: Admiral William H. Standley; Rear Admiral David F. Sellers; Rear Admiral Wat T. Cluverius; Rear Admiral Hayne Ellis; Rear Admiral Ernest J. King; Rear Admiral Louis M. Nulton, retired; Rear Admiral Yates Stirling, Junior; Rear Admiral John R. Y. Blakely, retired; Rear Admiral Edward H. Campbell; Rear Admiral Walter N. Vernou; Rear Admiral Harley H. Christy; Rear Admiral Henry V. Butler; Rear Admiral Walter S. Crosley; Rear Admiral Frank B. Upham; Rear Admiral Edward

Navy.

Navy—Continued.

B. Fenner; Rear Admiral George T. Pettengill; Rear Admiral Clark N. Woodward; Rear Admiral William H. Allen; Captain Reuben B. Coffey; Captain Vaughn K. Coman; Captain Gordon W. Haines; Captain Alfred G. Howe; Captain Victor A. Kimberly; Captain David M. Le Breton; Captain William R. Sayles; Captain Halsey Powell; Captain Willis W. Bradley, Junior; Captain Frank H. Roberts; Captain Arthur B. Cook; Captain Benyaurd B. Wygent; Captain Rufus F. Zogbaum, Junior; Captain Frank Jack Fletcher; Captain Matthias E. Manly; Captain Alfred W. Brown; Captain Augustine T. Beauregard; Captain Harold M. Bemis; Captain Herbert H. Michael; Captain MacGillivray Milne; Captain Milo F. Draemel; Captain Edward A. Evers, Naval Reserve; Captain Edward T. Hooper, Supply Corps; Captain Holden C. Richardson, Construction Corps, retired; Captain Kent C. Melhorn, Medical Corps; Captain Lucius W. Johnson, Medical Corps; Commander Ernest L. Gunther; Commander Hamilton V. Bryan; Commander John D. Price; Commander Harold C. Train; Commander Ward W. Waddell; Commander William W. Smith; Commander Calvin N. Cobb; Commander Patrick N. L. Bellinger; Commander Harry G. Patrick; Commander Earl W. Spencer; Commander William H. Pashley; Commander Aaron S. Merrill; Commander Douglas W. Fuller; Commander Ralph F. Wood; Commander Joel T. Boone, Medical Corps; Commander Joseph A. J. McMullin, Medical Corps; Commander Gordon D. Hale, Medical Corps; Commander Walter C. Espech, Medical Corps; Commander Maurice M. Witherspoon, Chaplain Corps; Commander Bernhard H. Bieri; Lieutenant Commander Albert S. Marley; Lieutenant Commander Charles G. Moore, Junior; Lieutenant Commander John J. Carrick, Naval Reserve; Lieutenant Commander Emil J. Carroll, Naval Reserve; Lieutenant Commander Francis G. Donebrink; Lieutenant Commander Victor C. Barringer, Junior; Lieutenant Commander Ralph A. Ofstie; Lieutenant Commander Lucien B. Green, Second, retired; Lieutenant Commander Dallas D. Dupre; Lieutenant Commander Harold B. Crow, Naval Reserve; Lieutenant Commander Edward O. McDonnell, Naval Reserve; Lieutenant Commander Schuyler F. Cumings, Naval Reserve; Lieutenant Commander Charles W. Stevenson, Supply Corps; Lieutenant Commander Charles R. O'Leary, Supply Corps; Lieutenant Commander Hardy V. Hughens, Medical Corps; Lieutenant Commander Thomas L. Morrow, Medical Corps; Lieutenant Commander Louis E. Mueller, Medical Corps; Lieutenant Commander Victor B. Riden, Medical Corps; Lieutenant Commander William M. H. Turville, Medical Corps; Lieutenant Commander Horace R. Boone, Medical Corps; Lieutenant Commander Warwick T. Brown, Medical Corps; Lieutenant Commander Vincent Hernandez, Medical Corps; Lieutenant Commander Harry S. Harding, Medical Corps; Lieutenant Commander Robert W. Wimberly, Medical Corps; Lieutenant Commander Hillard L. Weer, Medical Corps; Lieutenant Robert F. Hickey; Lieutenant Harvey R. Bowes; Lieutenant Buell F. Brandt; Lieutenant George H. De Baun; Lieutenant John M. Brewster; Lieutenant Curry E. Eason; Lieutenant Maxwell B. Saben; Lieutenant John F. Gillon; Lieutenant Colonel H. Mansfield, Chaplain Corps; Lieutenant Joseph O. Saurette; Lieutenant Robert H. Smith; Lieutenant Donald R. Tallman; Lieutenant John Davis, retired; Lieutenant Walter L. Bach, Medical Corps; Lieutenant Walter G. Kilbury, Medical Corps; Lieutenant Hugh E. Mouldin, Dental Corps; Lieutenant (Junior Grade) James H. Taylor; Lieutenant (Junior Grade) Frank E. Latauzo, Naval Reserve; Lieutenant (Junior Grade) Robert C. Douthat, Medical Corps; Lieutenant (Junior Grade)

Freeman C. Harris, Medical Corps; Lieutenant (Junior Grade) Warren G. Wieand, Medical Corps; Lieutenant (Junior Grade) George H. Mills, Dental Corps; Ensign Howard F. Hozey, Naval Reserve Force; Chief Boatswain William C. Baker; Chief Pharmacist Roy Aikman; Chief Pharmacist Leon H. French.

Navy—Continued.

United States Marine Corps: Major General James C. Breckinridge; Brigadier General George Richards; Brigadier General Rufus M. Lane, retired; Brigadier General Hugh Matthews; Brigadier General Randolph C. Barkeley; Brigadier General Frederick L. Bradman; Brigadier General Louis McCarty Little; Brigadier General Douglas C. McDougal; Brigadier General Richard T. Williams; Colonel Richard M. Cutts; Colonel Presley M. Rixey, Junior; Colonel Seth Williams; Colonel James J. Meade; Colonel Clayton S. Vogel; Colonel Calvin B. Matthews; Lieutenant Colonel Lauren S. Willis, retired; Lieutenant Colonel Jeter R. Horton; Lieutenant Colonel Franklin B. Garrett; Lieutenant Colonel Calhoun Ancrum; Lieutenant Colonel William S. Wise; Lieutenant Colonel William B. Smith; Lieutenant Colonel Charles F. M. Price; Lieutenant Colonel Ross E. Rosell; Lieutenant Colonel John Marston; Lieutenant Colonel Julian C. Smith; Lieutenant Colonel Roy E. Geiger; Lieutenant Colonel Harry Schmidt; Lieutenant Colonel De Witt Peck; Lieutenant Colonel William B. Sullivan; Lieutenant Colonel Henry L. Larsen; Lieutenant Colonel Arnold W. Jacobsen; Major Thomas S. Clarke; Major Joseph C. Fegan; Major Frederick R. Hoyt; Major Marion B. Humphrey; Major Allen H. Turnage; Major Louis M. Bourne; Major Matthew S. Kingman; Major John F. S. Norris; Major Anderson C. Deering; Major Ralph J. Mitchell; Major Samuel L. Howard; Major Oscar R. Cauldwell; Major Thomas E. Watson; Major Walter C. Sheard; Major Roger W. Peard; Major Lloyd L. Leach; Major Raphael Griffin; Major Thomas P. Cheatham; Major Louis W. Whaley; Major Leroy P. Hunt; Major Leo D. Merale; Major Lemuel C. Shepherd, Junior; Major James E. Davis; Major Alphonse De Carre; Major James T. Moore; Major Alfred N. Noble; Major Franklin A. Hart; Major William N. Beat; Major Herbert Hardy; Major Ralph E. West; Captain Graves B. Erskine; Captain Robert Yowell; Captain Francis P. Mulcahy; Captain Maurice C. Holmes; Captain Eugene F. C. Collier; Captain Otto Salzman; Captain Carl S. Schmidt; Captain Harry W. Gamble; Captain Roscoe Arnett; Captain Maurice S. Gregory; Captain James P. Smith; Captain Edward G. Kuefe; Captain Max Cox; Captain Oliver P. Smith; Captain Joseph O. Ward; Captain Edward L. Durvall, Junior; Captain John C. Wood; Captain Jacob Lienhard; Captain Victor F. Bleasdale; Captain Leonard H. Rea; Captain James P. Schwerin; Captain John H. Parker; Captain Walter S. Casper; Captain Willett Elmore; Captain Benjamin W. Gally; Captain James A. Nixon; Captain Frederick M. Howard; Captain Lee W. Brown; Captain Harold G. Major; Captain Bernard Dubel; Captain Hamilton M. H. Fleming; Captain Claude A. Phillips; Captain Harold W. Whitney; Captain Harry Paul; Captain Frank N. Costtge; Captain Byron F. Johnson; Captain William J. Livingston; Captain George E. Monson; Captain Amor L. Sims; Captain George R. Rowen; Captain Brady L. Vogt; Captain Clinton W. McLeod; Captain Roy C. Swick; Captain Reuben B. Price; Captain William J. Whaling; Captain Frank N. Gilman; Captain Monitor Watchman; Captain George L. Maynard; Captain Benjamin W. Atkinson; Captain William L. Bales; Captain Frederick C. Diebush; Captain Terrell J. Crawford; Captain John T. Walker; Captain William P. T. Hill; Captain Jesse A. Nelson; Captain Henry A. Carr; Captain William C. Hall;

Marine Corps.

Marine Corps—Continued.

Captain Edwin J. Farrell; Captain Louis E. Woods; Captain Augustus H. Fricke; Captain William S. Fellers; Captain Herbert S. Keimling; Captain Walter W. Wensinger; Captain Ernest E. Lincort; First Lieutenant William L. McKittrick; First Lieutenant Max D. Smith; First Lieutenant David A. Stafford; First Lieutenant Roy W. Conkey; First Lieutenant Harold N. Rosecrans; First Lieutenant Horace D. Palmer; First Lieutenant Hayne D. Royden; First Lieutenant Christian F. Schilt; First Lieutenant James H. Strother; First Lieutenant Ivan W. Miller; First Lieutenant John C. McQueen; First Lieutenant William W. Davies; First Lieutenant James W. Smith; First Lieutenant Lewis A. Hohn; First Lieutenant Lucian C. Whitaker; First Lieutenant Ralph E. Forsyth; First Lieutenant Pierson E. Conrard; First Lieutenant Oregon A. Williams; First Lieutenant Evans F. Carlson; First Lieutenant John W. Lakes; First Lieutenant George F. Good, Junior; First Lieutenant William R. Hughes; First Lieutenant Maxwell H. Mizell; First Lieutenant Charles W. Kail; First Lieutenant Lewis D. Fuller; First Lieutenant Joe N. Smith; First Lieutenant Herbert F. Becker; First Lieutenant Alexander W. Kreiser; First Lieutenant Edward J. Trumble; First Lieutenant James C. Brauer; First Lieutenant Francis J. Cunningham; First Lieutenant Paul A. Putnam; First Lieutenant John S. E. Young; First Lieutenant William D. Saunders; First Lieutenant Lofton R. Henderson; First Lieutenant John N. Coffman; First Lieutenant Peter P. Schrider; First Lieutenant Robert L. Griffin; First Lieutenant James P. Risely; First Lieutenant Samuel S. Jack; First Lieutenant Frank M. June; First Lieutenant Miles S. Newton; First Lieutenant Ira L. Kimes; First Lieutenant Reginald H. Ridgely; First Lieutenant Nols H. Nelson; First Lieutenant Frank C. Dailey; First Lieutenant Frank H. Wirsig; Second Lieutenant Robert L. Peterson; Second Lieutenant Kenneth H. Weir; Second Lieutenant Arthur F. Binney; Second Lieutenant Clovis C. Coffman; Second Lieutenant Perry O. Parmelee; Second Lieutenant Lester S. Hamel; Second Lieutenant Ernest E. Pollock; Second Lieutenant Frank C. Croft; Second Lieutenant Newin O. Hammond; Second Lieutenant Frank H. Schwable; Second Lieutenant Joseph H. Berry; Second Lieutenant James P. Berkeley; Second Lieutenant Peter A. McDonald; Second Lieutenant Michael M. Mahoney; Second Lieutenant Fred D. Beans; Second Lieutenant Edgar O. Price; Second Lieutenant Lebulon C. Hopkins; Second Lieutenant William A. Willis; Second Lieutenant John M. Davis; Chief Marine Gunner John F. Evans; Chief Marine Gunner Otho Wiggs; Chief Marine Gunner Jesse W. Stamper; Chief Marine Gunner Frank F. Putcarmer; Chief Marine Gunner Frank O. Lundt; Chief Marine Gunner Michael Wederczyk; Chief Marine Gunner Harold Ogden; Chief Quartermaster Clerk August F. Schonefeld; Chief Quartermaster Clerk William A. Warrell, retired; Chief Quartermaster Clerk Albert O. Woodrow; Chief Quartermaster Clerk Elmer W. Darde; Chief Pay Clerk Benjamin H. Wolever; Chief Pay Clerk Clinton A. Phillips; Chief Pay Clerk Timothy E. Murphy; Marine Gunner Kennard F. Bubier; Marine Gunner Albert S. Nunach; Marine Gunner Harry R. Baley; Marine Gunner Thomas Whitezel, Marine Gunner Walter N. Hendersen; Marine Gunner Robert S. McCook; Sergeant Major James M. Barmead; Sergeant Major Carl Svenson; Sergeant Major Charles A. White; Quartermaster Sergeant Frederick J. Widman; Quartermaster Sergeant Rupert F. Stone; Master Technical Sergeant Millard T. Shepard; Paymaster Sergeant Fred Parquette; First Sergeant Edwin C. Clarke; First Sergeant Cecil N. Bietz; First Sergeant Charles H. Gray; First Sergeant William O'Grady; First

Sergeant Alfred Sylvester; First Sergeant Harry Watkins; First Sergeant Nicholas M. Griece; First Sergeant Frederick Dalton; First Sergeant Louis N. Bertol; First Sergeant Russell O. Beard; First Sergeant Otto Poland; First Sergeant Richard Shaker; First Sergeant Charles E. Stuart; First Sergeant Frank Verdier; First Sergeant Curtis O. Whitney; Gunnery Sergeant Joseph A. Saunders; Gunnery Sergeant Bernard J. Durr; Gunnery Sergeant John J. Rogers; Sergeant Olin L. Beall; Sergeant George Washington; Sergeant Joseph L. Bonville; Sergeant Joseph Konepka; Sergeant Charles L. McIndoc; Sergeant Frank J. Murphy; Sergeant Douglas S. Catchis; Sergeant Daniel J. Donahoe; Sergeant Charles Sorenson; Private John David.

Marine Corps—Continued.

United States Navy: Admiral William B. Caperton, retired; Rear Admiral Charles S. Freeman; Captain William D. Puleston; Captain Walter S. Anderson; Captain Stephen B. McKinney; Captain William O. Spears; Captain Augustin T. Beauregard; Commander Leo H. Thebaud; Commander Clarence Gulbranson; Captain Charles St. J. Butler, Medical Corps; Captain William S. Bainbridge, Medical Corps, Naval Reserve, retired; Commander Morton D. Willcutts, Medical Corps; Commander William Henry P. Blandy; Commander Edwin C. Ebert, Medical Corps; Lieutenant Commander Roscoe H. Hillenkoetter; Lieutenant Commander Joel J. White, Medical Corps; Lieutenant Albert L. King, Naval Reserve; Lieutenant (Junior Grade) Walter C. Ford; Captain Herbert S. Howard, Construction Corps; Lieutenant Commander Leslie C. Stevens; Lieutenant Commander William K. Vanderbilt, United States Naval Reserve.

Navy.

United States Marine Corps: Colonel Robert L. Denig; Colonel Henry L. Roosevelt, Marine Corps Reserve, deceased; Colonel William C. Harlee, retired; Colonel Julius S. Turrill, retired; Lieutenant Colonel Harry L. Smith; Lieutenant Colonel William M. Small, retired; Major Andrew E. Creesy; Major Donald J. Kendall; Major Chester L. Fordney, Marine Corps Reserve; Captain Louis Cukela; First Sergeant George Nelson.

Marine Corps.

That the following-named officers and enlisted men of the United States Army are hereby authorized to accept such medals, orders, diplomas, decorations, and photographs as have been tendered them by foreign governments in appreciation of services rendered:

General Douglas MacArthur; Major General Dennis E. Nolan; Major General Malin Craig; Major General Paul B. Malone; Major General Frank Parker; Major General Frank R. McCoy; Major General Albert J. Bowley; Major General Benjamin D. Foulois; Brigadier General Frank C. Bolles; Brigadier General Casper H. Conrad, Junior; Brigadier General Andrew Moses; Brigadier General Thomas W. Darrah; Brigadier General Francis LeJ. Parker; Brigadier General Guy V. Henry; Brigadier General John W. Gulick; Brigadier General Robert C. Foy; Colonel Joseph A. Baer; Colonel Charles Burnett; Colonel W. Goff Caples; Colonel Edward Davis; Colonel Charles W. Exton; Colonel James Malcolm Graham; Colonel W. Lee Hart; Colonel Jacob C. Johnson; Colonel Roy C. Kirtland; Colonel Osmun Latrobe; Colonel E. R. Warner McCabe; Colonel Charles H. Patterson; Colonel Russell P. Reeder; Colonel Francis A. Ruggles; Colonel Frederick W. Van Duyne; Colonel Richard H. Williams; Lieutenant Colonel Frank M. Andrews; Lieutenant Colonel Lester D. Baker; Lieutenant Colonel Reginald B. Cocroft; Lieutenant Colonel John F. Curry; Lieutenant Colonel Ernest J. Dawley; Lieutenant Colonel Robert H. Fletcher, Junior; Lieutenant Colonel William W. Hicks; Lieutenant Colonel Donald C. McDonald; Lieutenant Colonel Frederick W. Manley; Lieutenant

Army.

Army—Continued.

Colonel Maxwell Murray; Lieutenant Colonel Henry C. Pratt; Lieutenant Colonel John W. N. Schulz; Lieutenant Colonel Martin C. Shallenberger; Lieutenant Colonel Daniel I. Sultan; Lieutenant Colonel Edwin M. Watson; Lieutenant Colonel Barton K. Yount; Major George E. Arneman; Major Rosenham Beam; Major Enrique M. Benitez; Major Peter C. Bullard; Major Henry B. Cheadle; Major Joseph O. Daly; Major Herbert A. Dargue; Major James A. Dorst; Major Asa N. Duncan; Major Charles R. Finley; Major Abraham Garfinckel; Major James A. Gillespie; Major Paul R. Hawley; Major Charles B. Hazeltine; Major Edgar Erskine Hume; Major George E. Lovell, Junior; Major Davenport Johnson; Major Raymond E. McQuillin; Major Joseph J. O'Hare; Major James B. Ord; Major Alvan C. Sandeford; Major Martin F. Scanlon; Major James C. R. Schwenck; Chaplain (Major) Aristeo V. Simoni; Major Julia C. Stimson; Major Robert H. Van Volkenburgh; Major Robert LeG. Walsh; Major Charles A. Willoughby; Major Walter F. Winton; Captain John R. D. Cleland; Captain Carl W. Connell; Captain Virgil N. Cordero; Captain Robert E. Cummings; Captain Thomas J. Davis; Captain Vernon C. DeVotie; Captain Fernand G. Dumont; Captain Ira C. Eaker; Captain Richard E. Elvins; Captain Muir S. Fairchild; Captain James M. Gillespie; Captain Leslie R. Groves, Junior; Captain Albert F. Hegenberger; Captain Eugene J. Heller; Captain Jack C. Hodgson; Captain Arthur B. McDaniel; Captain William J. McKiernan, Junior; Captain Eugene A. Regnier; Captain Charles McK. Robinson; Captain Timothy Sapia-Bosch; Captain Kinsley W. Slauson; Captain Bernard S. Thompson; Captain Leonard D. Weddington; Captain Ennis C. Whitehead; Captain Royden Williamson; Captain Ralph H. Wooten; First Lieutenant Joseph M. Glasgow; First Lieutenant John L. Hines, Junior; First Lieutenant Kenneth C. Nichols; First Lieutenant Benjamin B. Talley; First Lieutenant Hugh B. Waddell; Staff Sergeant Edward F. Springer; Sergeant Leslie B. Hopkins.

Approved, May 19, 1936.

[CHAPTER 428.]

AN ACT

To create an additional division of the United States District Court for the Southern District of Mississippi to be known as the Hattiesburg division.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 90 of the Judicial Code, as amended (U. S. C., 1934 edition, title 28, sec. 170), is amended to read as follows:

"SEC. 90. The State of Mississippi is divided into two judicial districts to be known as the northern and southern districts of Mississippi. The northern district shall include the territory embraced on the 1st day of December 1923 in the counties of Alcorn, Attala, Chickasaw, Choctaw, Clay, Itawamba, Lee, Lowndes, Monroe, Oktibbeha, Pontotoc, Prentiss, Tishomingo, and Winston, which shall constitute the eastern division of said district; also the territory embraced on the date last mentioned in the counties of Benton, Calhoun, Carroll, De Soto, Grenada, Lafayette, Marshall, Montgomery, Panola, Tate, Tippah, Union, Webster, and Yalabusha, which shall constitute the western division of said district; also the territory embraced on the date last mentioned in the counties of Bolivar, Coahoma, Leflore, Quitman, Sunflower, Tallahatchie, and Tunica, which shall constitute the Delta division of said district. The terms of the district court for the eastern division shall be held at Aberdeen on the first Mondays in April and October; for the

May 19, 1936.

[H. R. 12162.]

[Public, No. 604.]

United States courts.
Vol. 36, p. 1116; U.
S. C., p. 1247.

Mississippi judicial
districts.

Northern district.

Eastern division.

Western division.

Delta division.

Terms of court.
Eastern division.

western division, at Oxford on the third Monday in April and the first Monday in December; and for the Delta division, at Clarksdale on the fourth Monday in January and the third Monday in October. The southern district shall include the territory embraced on the 1st day of December 1923 in the counties of Amite, Copiah, Franklin, Hinds, Holmes, Leake, Lincoln, Madison, Pike, Rankin, Simpson, Smith, Scott, Wilkinson, and Yazoo, which shall constitute the Jackson division; also the territory embraced on the date last mentioned in the counties of Adams, Claiborne, Humphreys, Issaquena, Jefferson, Sharkey, Warren, and Washington, which shall constitute the western division; also the territory embraced on the date last mentioned in the counties of Clarke, Jasper, Kemper, Lauderdale, Neshoba, Newton, Noxubee, and Wayne, which shall constitute the eastern division; also the territory embraced on the date last mentioned in the counties of George, Hancock, Harrison, Jackson, Pearl River, and Stone, which shall constitute the southern division of said district; also the territory embraced on the date last mentioned in the counties of Covington, Forrest, Greene, Jefferson Davis, Jones, Lamar, Lawrence, Marion, Perry, and Walthall, which shall constitute the Hattiesburg division. Terms of the district court for the Jackson division shall be held at Jackson on the first Mondays in May and November; for the western division, at Vicksburg on the third Mondays in May and November; for the eastern division, at Meridian on the third Mondays in March and September; for the southern division, at Biloxi on the third Monday in February and the first Monday in June; and for the Hattiesburg division, at Hattiesburg on the second Mondays in April and October. The clerk of the court for each district shall maintain an office in charge of himself or a deputy at each place in his district at which court is now required to be held, at which he shall not himself reside, which shall be kept open at all times for the transaction of the business of the court. The marshal for each of said districts shall maintain an office in charge of himself or a deputy at each place of holding court in his district."

Approved, May 19, 1936.

Western division.
Delta division.
Southern district.
Jackson division.
Western division.
Eastern division.
Southern division.
Hattiesburg division.
Terms of court.
Jackson division.
Western division.
Eastern division.
Southern division.
Hattiesburg division.
Clerks and marshals;
offices.

[CHAPTER 432.]

AN ACT

To provide for rural electrification, and for other purposes.

May 20, 1936.
[S. 3483.]

[Public, No. 606.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby created and established an agency of the United States to be known as the "Rural Electrification Administration", all of the powers of which shall be exercised by an Administrator, who shall be appointed by the President, by and with the advice and consent of the Senate, for a term of ten years, and who shall receive a salary of \$10,000 per year. This Act may be cited as the "Rural Electrification Act of 1936".

Rural Electrification
Act of 1936.
Rural Electrification
Administration created.
Administrator; powers,
appointment, etc.

Citation of title.

SEC. 2. The Administrator is authorized and empowered to make loans in the several States and Territories of the United States for rural electrification and the furnishing of electric energy to persons in rural areas who are not receiving central station service, as hereinafter provided; to make, or cause to be made, studies, investigations, and reports concerning the condition and progress of the electrification of rural areas in the several States and Territories; and to publish and disseminate information with respect thereto.

Loans in States and
Territories authorized.

Studies and reports
concerning rural areas;
publication, etc.

Reconstruction Finance Corporation.
Loans to Administrator by, authorized.
Maximum, 1937.
Interest.

Provisos.
Proportion to security.

Amortization of obligations.

Maturity provisions.

Assignment of obligations to Reconstruction Finance Corporation.

Appropriations authorized.

Allotments of portion of annual sums for loans; basis of.

Unallotted portion; basis of loans.
Post, p. 1365.

Proviso.
Limitation.

Availability of unexpended balances during ensuing year.

Provisos.
Limitation.

Loans to Administrator to cease June 30, 1937.

Payments covered in; exception.

SEC. 3. (a) The Reconstruction Finance Corporation is hereby authorized and directed to make loans to the Administrator, upon his request approved by the President, not exceeding in aggregate amount \$50,000,000 for the fiscal year ending June 30, 1937, with interest at 3 per centum per annum upon the security of the obligations of borrowers from the Administrator appointed pursuant to the provisions of this Act or from the Administrator of the Rural Electrification Administration established by Executive Order Numbered 7037: *Provided*, That no such loan shall be in an amount exceeding 85 per centum of the principal amount outstanding of the obligations constituting the security therefor: *And provided further*, That such obligations incurred for the purpose of financing the construction and operation of generating plants, electric transmission and distribution lines, or systems shall be fully amortized over a period not to exceed twenty-five years, and that the maturity of such obligations incurred for the purpose of financing the wiring of premises and the acquisition and installation of electrical and plumbing appliances and equipment shall not exceed two-thirds of the assured life thereof and not more than five years. The Administrator is hereby authorized to make all such endorsements, to execute all such instruments, and to do all such acts and things as shall be necessary to effect the valid transfer and assignment to the Reconstruction Finance Corporation of all such obligations.

(b) There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending June 30, 1938, and for each of the eight years thereafter, the sum of \$40,000,000 for the purposes of this Act as hereinafter provided.

(c) Fifty per centum of the annual sums herein made available or appropriated for the purposes of this Act shall be allotted yearly by the Administrator for loans in the several States in the proportion which the number of their farms not then receiving central station electric service bears to the total number of farms of the United States not then receiving such service. The Administrator shall, within ninety days after the beginning of each fiscal year, determine for each State and for the United States the number of farms not then receiving such service.

(d) The remaining 50 per centum of such annual sums shall be available for loans in the several States and in the Territories, without allotment as hereinabove provided, in such amounts for each State and Territory as, in the opinion of the Administrator, may be effectively employed for the purposes of this Act, and to carry out the provisions of section 7: *Provided, however*, That not more than 10 per centum of said unallotted annual sums may be employed in any one State, or in all of the Territories.

(e) If any part of the annual sums made available for the purposes of this Act shall not be loaned or obligated during the fiscal year for which such sums are made available, such unexpended or unobligated sums shall be available for loans by the Administrator in the following year or years without allotment: *Provided, however*, That not more than 10 per centum of said sums may be employed in any one State or in all of the Territories: *And provided further*, That no loans shall be made by the Reconstruction Finance Corporation to the Administrator after June 30, 1937.

(f) All moneys representing payments of principal and interest on loans made by the Administrator under this Act shall be covered into the Treasury as miscellaneous receipts, except that any such moneys representing payments of principal and interest on obligations constituting the security for loans made by the Reconstruction

Finance Corporation to the Administrator shall be paid to the Reconstruction Finance Corporation in payment of such loans.

SEC. 4. The Administrator is authorized and empowered, from the sums hereinbefore authorized, to make loans to persons, corporations, States, Territories, and subdivisions and agencies thereof, municipalities, peoples utility districts and cooperative nonprofit, or limited-dividend associations organized under the laws of any State or Territory of the United States, for the purpose of financing the construction and operation of generating plants, electric transmission and distribution lines or systems for the furnishing of electric energy to persons in rural areas who are not receiving central station service: *Provided, however,* That the Administrator, in making such loans, shall give preference to States, Territories, and subdivisions and agencies thereof, municipalities, peoples utility districts, and cooperative, nonprofit, or limited dividend associations, the projects of which comply with the requirements of this Act. Such loans shall be on such terms and conditions relating to the expenditure of the moneys loaned and the security therefor as the Administrator shall determine and may be made payable in whole or in part out of income: *Provided, however,* That all such loans shall be self-liquidating within a period of not to exceed twenty-five years, and shall bear interest at a rate equal to the average rate of interest payable by the United States of America on its obligations, having a maturity of ten or more years after the dates thereof, issued during the last preceding fiscal year in which any such obligations were issued: *Provided further,* That no loan for the construction, operation, or enlargement of any generating plant shall be made unless the consent of the State authority having jurisdiction in the premises is first obtained. Loans under this section and section 5 shall not be made unless the Administrator finds and certifies that in his judgment the security therefor is reasonably adequate and such loan will be repaid within the time agreed.

Loans for financing generating plants, distribution lines, etc.

Provisos.
Preferential loans.

Loans to be self-liquidating.

Interest.

Consent of State authority.

Security; repayment.

SEC. 5. The Administrator is authorized and empowered, from the sums hereinbefore authorized, to make loans for the purpose of financing the wiring of the premises of persons in rural areas and the acquisition and installation of electrical and plumbing appliances and equipment. Such loans may be made to any of the borrowers of funds loaned under the provisions of section 4, or to any person, firm, or corporation supplying or installing the said wiring, appliances, or equipment. Such loans shall be for such terms, subject to such conditions, and so secured as reasonably to assure repayment thereof, and shall be at a rate of interest equal to the average rate of interest payable by the United States of America on its obligations, having a maturity of ten or more years after the dates thereof, issued during the last preceding fiscal year in which any such obligations were issued.

Wiring premises, installing appliances, etc.

Loans for; terms, security, etc.

Interest.

SEC. 6. For the purpose of administering this Act and for the purpose of making the studies, investigations, publications, and reports herein provided for, there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as shall be necessary.

Appropriations authorized for administrative, etc., expenses.
Post, p. 1604.

SEC. 7. The Administrator is authorized and empowered to bid for and purchase at any foreclosure or other sale, or otherwise to acquire, property pledged or mortgaged to secure any loan made pursuant to this Act; to pay the purchase price and any costs and expenses incurred in connection therewith from the sums authorized in section 3 of this Act; to accept title to any property so purchased or acquired in the name of the United States of America; to operate or lease such property for such period as may be deemed necessary or

Acquisition of mortgaged, etc., property by Administrator, authorized.

Operation, etc., of acquired property.

Sale. advisable to protect the investment therein, but not to exceed five years after the acquisition thereof; and to sell such property so purchased or acquired, upon such terms and for such consideration as the Administrator shall determine to be reasonable.

Disposal of encumbered property, etc., by borrower.

No borrower of funds under section 4 shall, without the approval of the Administrator, sell or dispose of its property, rights, or franchises, acquired under the provisions of this Act, until any loan obtained from the Rural Electrification Administration, including all interest and charges, shall have been repaid.

Prior loans and contracts; administration may be vested in Administrator.

SEC. 8. The administration of loans and contracts entered into by the Rural Electrification Administration established by Executive Order Numbered 7037, dated May 11, 1935, may be vested by the President in the Administrator authorized to be appointed by this Act; and in such event the provisions of this Act shall apply to said loans and contracts to the extent that said provisions are not inconsistent therewith. The President may transfer to the Rural Electrification Administration created by this Act the jurisdiction and control of the records, property (including office equipment), and personnel used or employed in the exercise and performance of the functions of the Rural Electrification Administration established by such Executive order.

Nonpartisan administration of Act.

SEC. 9. This Act shall be administered entirely on a nonpartisan basis, and in the appointment of officials, the selection of employees, and in the promotion of any such officials or employees, no political test or qualification shall be permitted or given consideration, but all such appointments and promotions shall be given and made on the basis of merit and efficiency. If the Administrator herein provided for is found by the President of the United States to be guilty of a violation of this section, he shall be removed from office by the President, and any appointee or selection of officials or employees made by the Administrator who is found guilty of a violation of this Act shall be removed by the Administrator.

Annual reports to Congress.

SEC. 10. The Administrator shall present annually to the Congress not later than the 20th day of January in each year a full report of his activities under this Act.

Utilization of voluntary, etc., services.

SEC. 11. In order to carry out the provisions of this Act the Administrator may accept and utilize such voluntary and uncompensated services of Federal, State, and local officers and employees as are available, and he may without regard to the provisions of civil-service laws applicable to officers and employees of the United States appoint and fix the compensation of attorneys, engineers, and experts, and he may, subject to the civil-service laws, appoint such other officers and employees as he may find necessary and prescribe their duties. The Administrator is authorized, from sums appropriated pursuant to section 6, to make such expenditures (including expenditures for personal services; supplies and equipment; lawbooks and books of reference; directories and periodicals; travel expenses; rental at the seat of government and elsewhere; the purchase, operation, or maintenance of passenger-carrying vehicles; and printing and binding) as are appropriate and necessary to carry out the provisions of this Act.

Attorneys, engineers, and experts; appointment, compensation, etc.

Expenditures authorized. *Ante*, p. 1365.

SEC. 12. The Administrator is authorized and empowered to extend the time of payment of interest or principal of any loans made by the Administrator pursuant to this Act: *Provided, however*, That with respect to any loan made under section 4, the payment of interest or principal shall not be extended more than five years after such payment shall have become due, and with respect to any loan made under section 5, the payment of principal or interest shall not be extended more than two years after such payment shall have become

Time extension on payments, authorized.

Provisos.
Loans on plants, lines, etc.

due: *And provided further*, That the provisions of this section shall not apply to any obligations or the security therefor which may be held by the Reconstruction Finance Corporation under the provisions of section 3.

Loans excluded.
Ante, p. 1364.

SEC. 13. As used in this Act the term "rural area" shall be deemed to mean any area of the United States not included within the boundaries of any city, village, or borough having a population in excess of fifteen hundred inhabitants, and such term shall be deemed to include both the farm and nonfarm population thereof; the term "farm" shall be deemed to mean a farm as defined in the publications of the Bureau of the Census; the term "person" shall be deemed to mean any natural person, firm, corporation, or association; the term "Territory" shall be deemed to include any insular possession of the United States.

Definitions.
"Rural area."

"Farm."

"Person."

"Territory."

SEC. 14. If any provision of this Act, or the application thereof to any person or circumstances, is held invalid, the remainder of the Act and the application of such provision to other persons or circumstances shall not be affected thereby.

Separability provi-
sion.

Approved, May 20, 1936.

[CHAPTER 433.]

AN ACT

To amend article 3 of the "Rules Concerning Lights, and so forth", contained in the Act entitled "An Act to adopt regulations for preventing collisions upon certain harbors, rivers, and inland waters of the United States", approved June 7, 1897.

May 20, 1936.
[H. R. 10306.]
[Public, No. 606.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of article 3 of the "Rules Concerning Lights, and so forth", contained in the Act entitled "An Act to adopt regulations for preventing collisions upon certain harbors, rivers, and inland waters of the United States", approved June 7, 1897, is amended to read as follows:

Navigation.
"Rules Concerning
Lights, etc."
Vol. 30, p. 97.
U. S. C., p. 1455.

"ART. 3. A steam vessel when towing another vessel or vessels alongside shall, in addition to her side lights, carry two bright white lights in a vertical line, one over the other, not less than three feet apart, and when towing one or more vessels astern, regardless of the length of the tow, shall carry an additional bright white light three feet above or below such lights: *Provided*, That on the Red River of the North and the rivers emptying into the Gulf of Mexico and their tributaries, this article shall not affect the signal lights used on towing vessels which propel the tow by pushing at the rear of the tow."

Lights of steam ves-
sel towing another ves-
sel alongside.

When towing astern.

Provido.
Exceptions.

Approved, May 20, 1936.

[CHAPTER 434.]

AN ACT

To amend section 4321, Revised Statutes (U. S. C., title 46, sec. 263), and for other purposes.

May 20, 1936.
[H. R. 11036.]
[Public, No. 607.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4321, Revised Statutes of the United States (U. S. C., title 46, sec. 263), be, and is hereby, amended to read as follows:

Vessels in domestic
commerce.
R. S., sec. 4321, p. 835.
U. S. C., p. 2006.

"The form of a license for carrying on the coasting trade or fisheries shall be as follows:

License for coasting
trade or fisheries.

"License for carrying on the (here insert 'coasting trade', 'whale fishery', 'mackerel fishery', or 'cod fishery', as the case may be).

Form prescribed.

"In pursuance of title L (Revised Statutes 4311-4390), 'Regulation of Vessels in Domestic Commerce', of the Revised Statutes of the United States (inserting here the name of the husband or managing owner, with his occupation and place of abode, and the name of the master, with the place of his abode), having sworn that the (insert here the description of the vessel, whether ship, brigantine, snow, schooner, sloop, or whatever else she may be), called the (insert here the vessel's name), whereof the said (naming the master) is master, burden (insert here the number of tons, in words) tons, as appears by her enrollment, dated at (naming the district, day, month, and year, in words at length, but if she be less than twenty tons, insert, instead thereof, 'proof being had of her admeasurement'), shall not be employed in any trade, while this license shall continue in force, whereby the revenue of the United States shall be defrauded, and having also sworn (or affirmed) that this license shall not be used for any other vessel, or for any other employment, than is herein specified, license is hereby granted for the said (inserting here the description of the vessel) called the (inserting here the vessel's name), to be employed in carrying on the (inserting here 'coasting trade', 'whale fishery', 'mackerel fishery', or 'cod fishery', as the case may be), for one year from the date hereof, and no longer. Given under my hand and seal, at (naming the said district), this (inserting the particular day) day of (naming the month), in the year (specifying the number of the year in words at length);": *Provided*, That vessels of five net tons and over entitled under the laws of the United States to be enrolled and licensed or licensed for the coasting trade may be licensed for the "coasting trade and mackerel fishery", and shall be deemed to have sufficient license for engaging in the coasting trade and the taking of fish of every description, including shellfish: *Provided further*, That the provisions of sections 4364 and 4365, Revised Statutes of the United States (U. S. C., title 46, secs. 310 and 311), shall be, and are hereby, made applicable to vessels so licensed: *And provided further*, That vessels operating on the Great Lakes and their connecting and tributary waters under enrollment and license issued in conformity with the provisions of section 4318, Revised Statutes of the United States (U. S. C., title 46, sec. 258), shall be deemed to have sufficient license for engaging in the taking of fish of every description within such waters without change in the form of enrollment and license prescribed under the authority of that section.

Approved, May 20, 1936.

[CHAPTER 435.]

AN ACT

To authorize the Secretary of War to lend to the Reunion Committee of the United Confederate Veterans three thousand blankets, olive drab, numbered 4, one thousand five hundred canvas cots, to be used at their annual encampment to be held at Shreveport, Louisiana, in June 1936.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to lend, at his discretion to the Reunion Committee of the United Confederate Veterans, for use at the United Confederate Veterans' Encampment, to be held at Shreveport, Louisiana, June 9, 10, 11, and 12, 1936, two hospital ward tents, with all pegs, poles, and equipment necessary for their erection; one storage tent complete with all equipment; one large wall tent complete with all equipment; six small wall tents

Provisos.
Licensing for the "coasting trade and mackerel fishery."

Touching at foreign ports.
R. S., secs. 4364, 4365, p. 344; U. S. C., p. 2010.

Enrolled and licensed vessels, Great Lakes and connecting waters.
R. S., sec. 4318; U. S. C., p. 2004.

May 20, 1936.
[H. R. 11302.]
[Public, No. 608.]

United Confederate Veterans, Reunion Committee.

Loan of Army equipment for encampment at Shreveport, La., authorized.

complete with all equipment; ten pyramidal tents complete with all equipment; fifty 14-quart G. I. buckets; three thousand blankets, olive drab, wool; one thousand five hundred canvas folding cots; one thousand five hundred comforters; one thousand five hundred cotton-felted pillows complete with cotton pillow cases; three thousand cotton bedsheets: *Provided*, That no expense shall be caused the United States Government by the delivery and return of said property; the same to be delivered from the nearest quartermaster depot at such time prior to the holding of said encampment as may be agreed upon by the Secretary of War and the Confederate Reunion Committee: *Provided further*, That the Secretary of War, before delivery of such property, shall take from said Reunion Committee of the United Confederate Veterans a good and sufficient bond for the safe return of said property in good order and condition, and the whole without expense to the United States.

Proviso.
No Federal expense.

Bond.

Approved, May 20, 1936.

[CHAPTER 440.]

AN ACT

To convey certain lands to Clackamas County, Oregon, for public-park purposes.

May 21, 1936.
[H. R. 5088.]
[Public, No. 600.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed to issue a patent to Clackamas County, Oregon, on behalf of the United States, for the south half southwest quarter and the west half northeast quarter southwest quarter section 11, township 3 south, range 4 east, Willamette meridian, in the State of Oregon, containing one hundred acres, more or less, on condition that such county shall accept and use such lands solely for public-park purposes; but if such county shall at any time cease to use such lands for public-park purposes, or shall permit the use of such lands for any other purpose, or shall alienate or attempt to alienate them, they shall revert to the United States: *Provided*, That there shall be reserved to the United States, its patentees, or their transferees, the right to cut and remove therefrom the merchantable timber, reserving to Clackamas County, Oregon, when such sale is made under the provisions of the Act of June 9, 1916 (39 Stat. 218), a preference right to purchase the timber at the highest price bid.

Clackamas County, Oreg.
Conveyance of land for public-park purposes, authorized.

Reversionary provision.

Proviso.
Timber reservation.

Vol. 89, p. 218.

SEC. 2. The Secretary of the Interior shall prescribe all necessary regulations to carry into effect the foregoing provisions of this Act.

Regulations to be prescribed.

Approved, May 21, 1936.

[CHAPTER 444.]

AN ACT

To supplement the Act of June 25, 1929 (ch. 41, 46 Stat. L. 41), which authorized and directed the Attorney General to institute suit against the Northern Pacific Railway Company and others.

May 22, 1936.
[S. 4504.]
[Public, No. 610.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the suit entitled United States of America, plaintiff, against Northern Pacific Railway Company and others, defendants, numbered E-4389, instituted and pending in the District Court of the United States for the Eastern District of Washington, under the authority and direction of the Act of June 25, 1929 (ch. 41, 46 Stat. L. 41), now on reference to a special master for hearing under an order of said court entered in said suit on April 21, 1936, a direct review by the

Northern Pacific Railway Company and others.

Review by appeal to U. S. Supreme Court of certain questions in pending suit, authorized.

Vol. 46, p. 41.

Supreme Court of the United States by appeal may be had by any party to said suit of any order or decree of said district court entered upon a review of the report of the master to be made pursuant to said order of April 21, 1936, and also of the order or decree of said district court entered in said suit on October 3, 1935, as amended by an order of January 29, 1936. Such direct review by the Supreme Court of either or both of the said orders or decrees may be had by appeal taken within sixty days from the date of the order or decree of the district court entered upon a review of the report of the master to be made pursuant to the said order of April 21, 1936. The right of review of any final judgment, authorized by said Act of June 25, 1929, shall continue in force and effect.

Approved, May 22, 1936.

Time limitation.

Right of review of final judgment not affected.

[CHAPTER 445.]

AN ACT

May 22, 1936.
[H. R. 1398.]

[Public, No. 611.]

To provide for the establishment of a Coast Guard station at or near Crescent City, California.

Crescent City, Calif.
Establishment of
Coast Guard station
at, authorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized to establish a Coast Guard station on the Pacific coast at or in the vicinity of Crescent City, California, in such locality as the Commandant of the Coast Guard may recommend.

Approved, May 22, 1936.

[CHAPTER 446.]

AN ACT

May 22, 1936.
[H. R. 8370.]

[Public, No. 612.]

To provide for the establishment of a Coast Guard station at Port Washington, Wisconsin.

Port Washington,
Wis.
Establishment of
Coast Guard station
at, authorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized to establish a Coast Guard station on Lake Michigan at Port Washington, Wisconsin, at such point as the Commandant of the Coast Guard may recommend.

Approved, May 22, 1936.

[CHAPTER 447.]

AN ACT

May 22, 1936.
[H. R. 10321.]

[Public, No. 613.]

To amend section 4 of Public Act Numbered 286, Seventy-fourth Congress, approved August 19, 1935, as amended.

Rio Grande, use of
waters, etc.
Correction in Act re-
lating to.
Ante, p. 661.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4 of Public Act Numbered 286, Seventy-fourth Congress, approved August 19, 1935, is amended by striking out the words "section 3 hereof" and inserting in lieu thereof the words "section 2, paragraph 2, and section 3 of this Act".

Approved, May 22, 1936.

[CHAPTER 448.]

AN ACT

Authorizing the erection of a memorial to those who met their death in the wreck of the dirigible Shenandoah.

May 22, 1936.
[H. R. 10644.]
[Public, No. 614.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized and directed to erect near Ava, Ohio, on the spot where the Shenandoah fell, a suitable tablet or marker to commemorate the heroic services rendered by Commander Landsdowne and other members of the crew who died when the Navy dirigible Shenandoah was destroyed.

Dirigible "Shenandoah,"
Erection of memorial to dead in wreck of, authorized.
Location.

SEC. 2. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$2,500 to carry out the provisions of this Act.

Appropriation authorized.

Approved, May 22, 1936.

[CHAPTER 449.]

AN ACT

To authorize the Secretary of War to grant to the city of Buffalo, New York, the right and privilege to occupy and use for sewage-disposal facilities part of the lands forming the pier and dikes of the Black Rock Harbor improvement at Buffalo, New York.

May 26, 1936.
[S. 4317.]
[Public, No. 615.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in addition to the grant made by the Secretary of War to the city of Buffalo pursuant to the Act of Congress entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors and for other purposes", approved February 27, 1911, for the purpose of establishing a public park and landing facilities on that part of the structure known as Bird Island Pier on Niagara River lying north of Albany Street extended, in the city of Buffalo, New York, and forming a part of Black Rock Harbor improvement and the lands of the United States under water on both sides of said pier to the established harbor lines, subject to the terms, conditions, and stipulations in said grant specified, the Secretary of War is authorized to grant to the city of Buffalo, New York, also the right and privilege of occupying said lands and lands under water, and also the lands owned by the United States on the west side of Black Rock Canal, described as follows: Beginning at a point where the northerly line of property formerly owned by William H. Slade, or that line extended, intersects the United States Government property line (formerly New York State Blue Line); thence easterly parallel to the line forming the northeasterly boundary of lands heretofore granted to the city of Buffalo by the United States and known as Bird Island Pier until a point is reached in direct prolongation of the easterly boundary line of said last mentioned lands; thence southwesterly in direct line with said easterly boundary of said lands to the northeasterly corner of said lands heretofore conveyed to the city of Buffalo by the United States; thence westerly along the northeasterly boundary of said Bird Island Pier lands to said United States Government property line; thence northeasterly along said last mentioned line to the place of beginning, or so much thereof as may be necessary, for use either by the city of Buffalo or by the Buffalo Sewer Authority (created by chapter 349 of the Laws of the State of New York of 1935) for sewage-disposal facilities, on such terms, conditions, and stipulations as he may deem expedient and equitable and necessary for the protection of all the interests of the United States in and to said

Buffalo, N. Y.
Right to use certain land for public purposes, granted to.
Vol. 36, p. 935.

Description.

Proviso.
State sanction.

premises: *Provided, however,* That the city of Buffalo shall have secured the sanction and consent of the State of New York through its constituted agencies.

Approved, May 26, 1936.

[CHAPTER 450.]

AN ACT

To establish an assessed valuation real property tax in the Virgin Islands of the United States.

May 26, 1936.

[H. R. 8287.]

[Public, No. 616.]

Virgin Islands.
Establishment of
assessed valuation real
property tax.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it is the policy of Congress to equalize and more equitably to distribute existing taxes on real property in the Virgin Islands of the United States and to reduce the burden of taxation now imposed on land in productive use in such islands.

Based on actual
value.

Uniform rate in each
municipality.

SEC. 2. For the calendar year 1936 and for all succeeding years all taxes on real property in the Virgin Islands shall be computed on the basis of the actual value of such property and the rate in each municipality of such islands shall be the same for all real property subject to taxation in such municipality whether or not such property is in cultivation and regardless of the use to which such property is put.

Provisional rate.

President to pre-
scribe regulations if no
municipal levy, etc.

SEC. 3. Until local tax laws conforming to the requirements of this Act are in effect in a municipality the tax on real property in such municipality for any such calendar year shall be at the rate of 1.25 per centum of the assessed value. If the legislative authority of a municipality shall fail to enact laws for the levy, assessment, collection, or enforcement of any tax imposed under authority of this Act within three months after the date of its enactment, the President shall then prescribe regulations for the levy, assessment, collection, and enforcement of such tax, which shall be in effect until the legislative authority of such municipality shall make regulations for such purposes.

Deposit of collections.

SEC. 4. All taxes so levied and collected shall be deposited in the municipal treasury of the municipality in which such taxes are collected.

Virgin Islands Com-
pany.
Payments by, in lieu
of taxes.

SEC. 5. The Virgin Islands Company shall pay annually into the municipal treasuries of the Virgin Islands in lieu of taxes an amount equal to the amount of taxes which would be payable on the real property in the Virgin Islands owned by the United States and in the possession of the Virgin Islands Company, if such real property were in private ownership and taxable, but the valuation placed upon such property for taxation purposes by the local taxing authorities shall be reduced to a reasonable amount by the Secretary of the Interior if, after investigation, he finds that such valuation is excessive and unreasonable. The Virgin Islands Company shall also pay into the municipal treasuries of the Virgin Islands amounts equal to the amounts of any taxes of general application which a private corporation similarly situated would be required to pay into the said treasuries. Similar payments shall be made with respect to any property owned by the United States in the Virgin Islands which is used for ordinary business or commercial purposes, and the income derived from any property so used shall be available for making such payments.

Other property
owned by the United
States.

SEC. 6. Nothing in this Act shall be construed as altering, amending, or repealing the existing exemptions from taxation of property used for educational, charitable, or religious purposes. Subject to the provisions of this Act, the legislative authority of the respective municipalities is hereby empowered to alter, amend, or repeal, subject to the approval of the Governor, any law now imposing taxes on real and personal property.

Property used for educational, religious, etc., purposes.
Amendment or repeal of existing laws.

Approved, May 26, 1936.

[CHAPTER 451.]

AN ACT

To provide for the establishment of the Fort Frederica National Monument, at Saint Simon Island, Georgia, and for other purposes.

May 26, 1936.
[H. R. 8431.]
[Public, No. 617.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That when title to the site of Fort Frederica, on Saint Simon Island, Georgia, and such other related sites located thereon, as may be designated by the Secretary of the Interior, in the exercise of his discretion, as necessary or desirable for national-monument purposes, shall have been vested in the United States, said area not to exceed eighty acres shall be, and is hereby, set apart as a national monument for the benefit and inspiration of the people, and shall be called the "Fort Frederica National Monument".

Fort Frederica National Monument, Saint Simon Island, Ga.
Establishment of.

SEC. 2. That the Secretary of the Interior be, and he is hereby, authorized to accept donations of land, interests in land, buildings, structures, and other property within the boundaries of the said national monument as determined and fixed hereunder, and donations of funds for the purchase and maintenance thereof, the title and evidence of title to lands acquired to be satisfactory to the Secretary of the Interior: *Provided,* That he may acquire on behalf of the United States out of any donated funds, either by purchase at prices deemed by him reasonable, or by condemnation under the provisions of the Act of August 1, 1888, such tracts of land within the said national monument as may be necessary for the completion thereof.

Acceptance of donations, etc.

Proviso.
Purchase of land from donated funds.

Vol. 25, p. 357.
U. S. C., p. 1735.

SEC. 3. (a) The Secretary of the Interior is authorized, in his discretion, to maintain in some suitable structure within the national monument a museum for relics and records pertaining to Fort Frederica, and for other articles of national and patriotic interest, and in his discretion to accept, on behalf of the United States, for installation in such museum, articles which may be offered as additions to the museum.

Maintenance of museum.

(b) Any State or political subdivision thereof, organization, or individual may, with the approval of the Secretary of the Interior, erect monuments or place tablets commemorating historic events or persons connected with the history of the area, within the boundaries of the Fort Frederica National Monument.

Erection of monuments or placing of tablets.

SEC. 4. The administration, protection, and development of the aforesaid national monument shall be exercised under the direction of the Secretary of the Interior by the National Park Service, subject to the provisions of the Act of August 25, 1916, entitled "An Act to establish a National Park Service, and for other purposes", as amended.

Administration.

Vol. 39, p. 535; U. S. C., p. 591.

Approved, May 26, 1936.

[CHAPTER 452.]

AN ACT

To authorize withholding compensation due Government personnel.

May 26, 1936.
[H. R. 8784.]

[Public, No. 618.]

Executive branch of the Government. Withholding of compensation where payments have been made illegally, authorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter, whenever upon the statement of the account of any disbursing officer of the United States in the General Accounting Office credit shall have been disallowed for any payment to any person in the executive branch of the Government, otherwise entitled to compensation from the United States or from any agency or instrumentality thereof, such compensation of the payee may be withheld until full reimbursement has been accomplished under such regulations as may be prescribed by the head of the department, branch, or independent establishment (including corporations) under which such payee is entitled to receive compensation: *Provided,* That nothing contained in this Act shall be construed to repeal or in any way modify existing laws relating to the collection of the indebtedness of accountable or disbursing officers.

Approved, May 26, 1936.

Proviso. Existing laws not affected.

[CHAPTER 453.]

AN ACT

To provide for adjusting the compensation of division superintendents, assistant division superintendents, assistant superintendents at large, assistant superintendent in charge of car construction, chief clerks, assistant chief clerks, and clerks in charge of sections in offices of division superintendents in the Railway Mail Service, to correspond to the rates established by the Classification Act of 1923, as amended.

May 26, 1936.
[H. R. 10267.]

[Public, No. 619.]

Railway Mail Service. Adjustment of compensation. Vol. 43, p. 1061. U. S. C., p. 1751.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Postmaster General is authorized and directed to adjust the compensation of division superintendents, assistant division superintendents, assistant superintendents at large, assistant superintendent in charge of car construction, chief clerks, assistant chief clerks, and clerks in charge of sections in offices of division superintendents, Railway Mail Service, to correspond, so far as may be practicable, to the rates established by the Classification Act of 1923, as amended, for positions in the departmental service in the District of Columbia. Any appropriation now or hereafter available for the payment of the compensation of employees in the Railway Mail Service shall be available for payment of compensation in accordance with the rates adjusted in accordance with the provisions of this Act.

Approved, May 26, 1936.

U. S. C., p. 85. Appropriations made available.

[CHAPTER 454.]

AN ACT

To authorize the transfer of the customhouse at Salem, Massachusetts, from the jurisdiction of the Treasury Department to the Department of the Interior.

May 26, 1936.
[H. R. 10934.]

[Public, No. 620.]

Salem, Mass. Transfer of customhouse to Department of Interior, authorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized and directed to transfer to the control and jurisdiction of the Secretary of the Interior the customhouse at Salem, Massachusetts, and such adjoining property, both real and personal, as may now be under the jurisdiction of the Secretary of the Treasury.

SEC. 2. That the Secretary of the Interior be, and he is hereby, authorized to acquire the above property for the purpose of establishing same as an historic site or otherwise preserving the buildings and grounds in connection therewith: *Provided*, That the Secretary of the Treasury may retain sufficient space in the building for the necessary operation of the Bureau of Customs.

Preservation of, as an historic site.

Proviso.
Space for Customs Bureau.

Approved, May 26, 1936.

[CHAPTER 462.]

AN ACT

To provide for the continuation of trading in unlisted securities upon national securities exchanges, for the registration of over-the-counter brokers and dealers, for the filing of current information and periodic reports by issuers, and for other purposes.

May 27, 1936.
[S. 4023.]
[Public, No. 621.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (f) of section 12 of the Securities Exchange Act of 1934 is amended to read as follows:

Securities Exchange Act of 1934, amendments.

Vol. 48, p. 894; U. S. C., p. 536.

Trading in unlisted securities upon national exchanges.

Continuance of certain categories.

Security admitted before March 1, 1934.

Listed and registered on another exchange.

“(f) Notwithstanding the foregoing provisions of this section, any national securities exchange, upon application to and approval of such application by the Commission and subject to the terms and conditions hereinafter set forth, (1) may continue unlisted trading privileges to which a security had been admitted on such exchange prior to March 1, 1934; or (2) may extend unlisted trading privileges to any security duly listed and registered on any other national securities exchange, but such unlisted trading privileges shall continue in effect only so long as such security shall remain listed and registered on any other national securities exchange; or (3) may extend unlisted trading privileges to any security in respect of which there is available from a registration statement and periodic reports or other data filed pursuant to rules or regulations prescribed by the Commission under this title or the Securities Act of 1933, as amended, information substantially equivalent to that available pursuant to rules or regulations of the Commission in respect of a security duly listed and registered on a national securities exchange, but such unlisted trading privileges shall continue in effect only so long as such a registration statement remains effective and such periodic reports or other data continue to be so filed.

Equivalent registration statement available.

Conditional continuance of privileges.

Notice and hearing.

Establishment to be in public interest.

“No application pursuant to this subsection shall be approved unless the Commission finds that the continuation or extension of unlisted trading privileges pursuant to such application is necessary or appropriate in the public interest or for the protection of investors. No application to extend unlisted trading privileges to any security pursuant to clause (2) or (3) of this subsection shall be approved except after appropriate notice and opportunity for hearing. No application to extend unlisted trading privileges to any security pursuant to clause (2) or (3) of this subsection shall be approved unless the applicant exchange shall establish to the satisfaction of the Commission that there exists in the vicinity of such exchange sufficiently widespread public distribution of such security and sufficient public trading activity therein to render the extension of unlisted trading privileges on such exchange thereto necessary or appropriate in the public interest or for the protection of investors. No application to extend unlisted trading privileges to any security pursuant to clause (3) of this subsection shall be approved except upon such terms and conditions as will subject the issuer thereof, the officers and directors of such issuer, and every beneficial owner of more than 10 per centum of such security to

Obligations imposed.

duties substantially equivalent to the duties which would arise pursuant to this title if such security were duly listed and registered on a national securities exchange; except that such terms and conditions need not be imposed in any case or class of cases in which it shall appear to the Commission that the public interest and the protection of investors would nevertheless best be served by such extension of unlisted trading privileges. In the publication or making available for publication by any national securities exchange, or by any person directly or indirectly controlled by such exchange, of quotations or transactions in securities made or effected upon such exchange, such exchange or controlled person shall clearly differentiate between quotations or transactions in listed securities, and quotations or transactions in securities for which unlisted trading privileges on such exchange have been continued or extended pursuant to this subsection. In the publication or making available for publication of such quotations or transactions otherwise than by ticker, such exchange or controlled person shall group under separate headings (A) quotations or transactions in listed securities, and (B) quotations or transactions in securities for which unlisted trading privileges on such exchange has been continued or extended pursuant to this subsection.

Exceptions.

Publication of transactions or quotations; differentiation between listed and unlisted securities.

Other than by ticker.

Suspension of privileges when in public interest, etc.

“The Commission shall by rules and regulations suspend unlisted trading privileges in whole or in part for any or all classes of securities for a period not exceeding twelve months, if it deems such suspension necessary or appropriate in the public interest or for the protection of investors or to prevent evasion of the purposes of this title.

Termination of privileges; notice and hearing.
Withdrawal of security by issuer; exception.

“Unlisted trading privileges continued for any security pursuant to clause (1) of this subsection shall be terminated by order, after appropriate notice and opportunity for hearing, if it appears at any time that such security has been withdrawn from listing on any exchange by the issuer thereof, unless it shall be established to the satisfaction of the Commission that such delisting was not designed to evade the purposes of this title or unless it shall appear to the Commission that, notwithstanding any such purpose of evasion, the continuation of such unlisted trading privileges is nevertheless necessary or appropriate in the public interest or for the protection of investors. On the application of the issuer of any security for which unlisted trading privileges on any exchange have been continued or extended pursuant to this subsection, or of any broker or dealer who makes or creates a market for such security, or of any other person having a bona-fide interest in the question of termination or suspension of such unlisted trading privileges, or on its own motion, the Commission shall by order terminate, or suspend for a period not exceeding twelve months, such unlisted trading privileges for such security if the Commission finds, after appropriate notice and opportunity for hearing, that by reason of inadequate public distribution of such security in the vicinity of said exchange, or by reason of inadequate public trading activity or of the character of trading therein on said exchange, such termination or suspension is necessary or appropriate in the public interest or for the protection of investors.

Inadequate distribution, trading activity, etc.

Notice, hearing, etc.

“In any proceeding under this subsection in which appropriate notice and opportunity for hearing are required, notice of not less than ten days to the applicant in such proceeding, to the issuer of the security involved, to the exchange which is seeking to continue or extend or has continued or extended unlisted trading privileges for such security, and to the exchange, if any, on which such security is listed and registered, shall be deemed adequate notice, and any broker or dealer who makes or creates a market for such security,

and any other person having a bona-fide interest in such proceeding, shall upon application be entitled to be heard.

"Any security for which unlisted trading privileges are continued or extended pursuant to this subsection shall be deemed to be registered on a national securities exchange within the meaning of this title. The powers and duties of the Commission under subsection (b) of section 19 of this title shall be applicable to the rules of an exchange in respect of any such security. The Commission may, by such rules and regulations as it deems necessary or appropriate in the public interest or for the protection of investors, either unconditionally or upon specified terms and conditions, or for stated periods, exempt such securities from the operation of any provision of section 13, 14, or 16 of this title."

SEC. 2. Any application to continue unlisted trading privileges for any security heretofore filed by any exchange and approved by the Commission pursuant to clause (1) of subsection (f) of section 12 of the Securities Exchange Act of 1934 and rules and regulations thereunder shall be deemed to have been filed and approved pursuant to clause (1) of said subsection (f) as amended by section 1 of this Act.

SEC. 3. Section 15 of the Securities Exchange Act of 1934 is amended to read as follows:

"SEC. 15. (a) No broker or dealer (other than one whose business is exclusively intrastate) shall make use of the mails or of any means or instrumentality of interstate commerce to effect any transaction in, or to induce the purchase or sale of, any security (other than an exempted security or commercial paper, bankers' acceptances, or commercial bills) otherwise than on a national securities exchange, unless such broker or dealer is registered in accordance with subsection (b) of this section.

"(b) A broker or dealer may be registered for the purposes of this section by filing with the Commission an application for registration, which shall contain such information in such detail as to such broker or dealer and any person directly or indirectly controlling or controlled by, or under direct or indirect common control with, such broker or dealer, as the Commission may by rules and regulations require as necessary or appropriate in the public interest or for the protection of investors. Except as hereinafter provided, such registration shall become effective thirty days after the receipt of such application by the Commission or within such shorter period of time as the Commission may determine.

"An application for registration of a broker or dealer to be formed or organized may be made by a broker or dealer to which the broker or dealer to be formed or organized is to be the successor. Such application shall contain such information in such detail as to the applicant and as to the successor and any person directly or indirectly controlling or controlled by, or under direct or indirect common control with, the applicant or the successor, as the Commission may by rules and regulations require as necessary or appropriate in the public interest or for the protection of investors. Except as hereinafter provided, such registration shall become effective thirty days after the receipt of such application by the Commission or within such shorter period of time as the Commission may determine. Such registration shall terminate on the forty-fifth day after the effective date thereof, unless prior thereto the successor shall, in accordance with such rules and regulations as the Commission may prescribe, adopt such application as its own.

"If any amendment to any application for registration pursuant to this subsection is filed prior to the effective date thereof, such amendment shall be deemed to have been filed simultaneously with

Securities hereunder deemed registered.

Commission's powers extended.
Vol. 48, p. 898.
U. S. C., p. 538.
Exemptions permitted.

Vol. 48, pp. 894, 895, 896.

Applications to continue trading privileges for security heretofore approved.
Vol. 48, p. 894.

Over-the-counter markets.
Vol. 48, p. 895; U. S. C., p. 536.

Use of the mails, etc., by unregistered brokers, etc.

Applications for registration; contents.

Effective date.

Application by broker or dealer to be formed or organized; contents, etc.

Effective date.

Adoption of application by successor.

Amendments to applications.

Postponement of effective date by Commission.

and as part of such application; except that the Commission may, if it appears necessary or appropriate in the public interest or for the protection of investors, defer the effective date of any such registration as thus amended until the thirtieth day after the filing of such amendment.

Registration; denial or revocation for specified causes.

"The Commission shall, after appropriate notice and opportunity for hearing, by order deny registration to or revoke the registration of any broker or dealer if it finds that such denial or revocation is in the public interest and that (1) such broker or dealer whether prior or subsequent to becoming such, or (2) any partner, officer, director, or branch manager of such broker or dealer (or any person occupying a similar status or performing similar functions), or any person directly or indirectly controlling or controlled by such broker or dealer, whether prior or subsequent to becoming such, (A) has willfully made or caused to be made in any application for registration pursuant to this subsection or in any document supplemental thereto or in any proceeding before the Commission with respect to registration pursuant to this subsection any statement which was at the time and in the light of the circumstances under which it was made false or misleading with respect to any material fact; or (B) has been convicted within ten years preceding the filing of any such application or at any time thereafter of any felony or misdemeanor involving the purchase or sale of any security or arising out of the conduct of the business of a broker or dealer; or (C) is permanently or temporarily enjoined by order, judgment, or decree of any court of competent jurisdiction from engaging in or continuing any conduct or practice in connection with the purchase or sale of any security; or (D) has willfully violated any provision of the Securities Act of 1933, as amended, or of this title, or of any rule or regulation thereunder. Pending final determination whether any such registration shall be denied, the Commission may by order postpone the effective date of such registration for a period not to exceed fifteen days, but if, after appropriate notice and opportunity for hearing, it shall appear to the Commission to be necessary or appropriate in the public interest or for the protection of investors to postpone the effective date of such registration until final determination, the Commission shall so order. Pending final determination whether any such registration shall be revoked, the Commission shall by order suspend such registration if, after appropriate notice and opportunity for hearing, such suspension shall appear to the Commission to be necessary or appropriate in the public interest or for the protection of investors. Any registered broker or dealer may, upon such terms and conditions as the Commission may deem necessary in the public interest or for the protection of investors, withdraw from registration by filing a written notice of withdrawal with the Commission. If the Commission finds that any registered broker or dealer, or any broker or dealer for whom an application for registration is pending, is no longer in existence or has ceased to do business as a broker or dealer, the Commission shall by order cancel the registration or application of such broker or dealer.

Misleading, etc., statements in application.

Previous conviction.

Subject to court injunction, etc.

Willful violations of law, etc.

Postponement of effective date of registration.

Suspension of registration.

Withdrawal from registration by brokers, etc.

Cancellation of registration or application by Commission.

Use of mails, etc., to induce purchase or sale by fraudulent, etc., device.

Definition by Commission.

"(c) No broker or dealer shall make use of the mails or of any means or instrumentality of interstate commerce to effect any transaction in, or to induce the purchase or sale of, any security (other than commercial paper, banker's acceptances, or commercial bills) otherwise than on a national securities exchange, by means of any manipulative, deceptive, or other fraudulent device or contrivance. The Commission shall, for the purposes of this subsection, by rules and regulations define such devices or contrivances as are manipulative, deceptive, or otherwise fraudulent.

"(d) Each registration statement hereafter filed pursuant to the Securities Act of 1933, as amended, shall contain an undertaking by the issuer of the issue of securities to which the registration statement relates to file with the Commission, in accordance with such rules and regulations as the Commission may prescribe as necessary or appropriate in the public interest or for the protection of investors, such supplementary and periodic information, documents, and reports as may be required pursuant to section 13 of this title in respect of a security listed and registered on a national securities exchange; but such undertaking shall become operative only if the aggregate offering price of such issue of securities, plus the aggregate value of all other securities of such issuer of the same class (as hereinafter defined) outstanding, computed upon the basis of such offering price, amounts to \$2,000,000 or more. The issuer shall file such supplementary and periodic information, documents, and reports pursuant to such undertaking, except that the duty to file shall be automatically suspended if and so long as (1) such issue of securities is listed and registered on a national securities exchange, or (2) by reason of the listing and registration of any other security of such issuer on a national securities exchange, such issuer is required to file pursuant to section 13 of this title information, documents, and reports substantially equivalent to such as would be required if such issue of securities were listed and registered on a national securities exchange, or (3) the aggregate value of all outstanding securities of the class to which such issue belongs is reduced to less than \$1,000,000, computed upon the basis of the offering price of the last issue of securities of said class offered to the public. For the purposes of this subsection, the term 'class' shall be construed to include all securities of an issuer which are of substantially similar character and the holders of which enjoy substantially similar rights and privileges. Nothing in this subsection shall apply to securities issued by a foreign government or political subdivision thereof or to any other security which the Commission may by rules and regulations exempt as not comprehended within the purposes of this subsection."

SEC. 4. Subsection (a) of section 17 of such Act is amended by striking out "every broker or dealer making or creating a market for both the purchase and sale of securities through the use of the mails or of any means or instrumentality of interstate commerce", and inserting in lieu thereof "every broker or dealer registered pursuant to section 15 of this title".

SEC. 5. Subsection (a) of section 18 of such Act is amended by inserting immediately before the comma following "any rule or regulation thereunder" the following: "or any undertaking contained in a registration statement as provided in subsection (d) of section 15 of this title".

SEC. 6. Subsection (c) of section 20 of such Act is amended by inserting immediately before the period the following: "or any undertaking contained in a registration statement as provided in subsection (d) of section 15 of this title".

SEC. 7. Subsection (f) of section 21 of such Act is amended by inserting immediately before the period the following: "or with any undertaking contained in a registration statement as provided in subsection (d) of section 15 of this title".

SEC. 8. Subsection (a) of section 23 of such Act is amended to read as follows:

"(a) The Commission and the Board of Governors of the Federal Reserve System shall each have power to make such rules and regulations as may be necessary for the execution of the functions vested

Registration statement.
Undertaking by issuer to furnish periodic information, etc.

Vol. 48, p. 894.

When operative.

Duty to file information suspended under designated circumstances.

"Class" construed.

Securities of foreign governments.

Other exempted securities.

Broker's accounts and records.
Vol. 48, p. 897.

Misleading statements.
Vol. 48, p. 897.

Unreasonably delaying, etc., reports.
Vol. 48, p. 899.

Issuance of writs of mandamus.
Vol. 48, p. 901.

Rules and regulations.
Vol. 48, p. 901.

in them by this title, and may for such purpose classify issuers, securities, exchanges, and other persons or matters within their respective jurisdictions. No provision of this title imposing any liability shall apply to any act done or omitted in good faith in conformity with any rule or regulation of the Commission or the Board of Governors of the Federal Reserve System, notwithstanding that such rule or regulation may, after such act or omission, be amended or rescinded or be determined by judicial or other authority to be invalid for any reason."

Acts done or omitted in good faith in conformity to regulations, etc.

Penalties.
Vol. 43, p. 904.

SEC. 9. Section 32 of such Act is amended by striking out "SEC. 32." and inserting in lieu thereof "SEC. 32. (a)"; by inserting immediately before the comma following the phrase "filed under this title or any rule or regulation thereunder" the following: "or any undertaking contained in a registration statement as provided in subsection (d) of section 15 of this title"; and by adding thereto a new subsection (b) to read as follows:

Failure to file required information, etc.

"(b) Any issuer which fails to file information, documents, or reports pursuant to an undertaking contained in a registration statement as provided in subsection (d) of section 15 of this title shall forfeit to the United States the sum of \$100 for each and every day such failure to file shall continue. Such forfeiture, which shall be in lieu of any criminal penalty for such failure to file which might be deemed to arise under subsection (a) of this section, shall be payable into the Treasury of the United States and shall be recoverable in a civil suit in the name of the United States."

Status of present registered brokers, etc.

SEC. 10. All brokers and dealers for whom registration is in effect on the date of enactment of this Act in accordance with rules and regulations of the Commission prescribed pursuant to section 15 of the Securities Exchange Act of 1934 shall be deemed to be registered pursuant to section 15 of such Act as amended by section 3 of this Act.

Vol. 48, p. 895.
Ante, p. 1377.

Prior liabilities.

SEC. 11. Nothing in this Act shall be deemed to extinguish any liability which may have arisen prior to the effective date of this Act by reason of any violation of section 15 of the Securities Exchange Act of 1934 or of any rule or regulation thereunder.

Effective dates.

SEC. 12. This Act shall become effective immediately upon the enactment thereof; except that clause (2) of subsection (f) of section 12 of the Securities Exchange Act of 1934, as amended by section 1 hereof, and subsections (a) and (d) of section 15 of such Act, as amended by section 3 hereof, shall become effective ninety days after the enactment of this Act, and that clause (3) of said subsection (f), as amended by section 1 hereof, shall become effective six months after the enactment of this Act.

Ante, p. 1375.

Ante, p. 1377.

Approved, May 27, 1936.

[CHAPTER 463.]

AN ACT

To provide for a change in the designation of the Bureau of Navigation and Steamboat Inspection, to create a marine casualty investigation board and increase efficiency in administration of the steamboat inspection laws, and for other purposes.

May 27, 1936.
[H. R. 8599.]
[Public, No. 622.]

Department of Commerce.
Bureau of Navigation and Steamboat Inspection.
Change in designation of.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Bureau of Navigation and Steamboat Inspection in the Department of Commerce shall hereafter be known as the "Bureau of Marine Inspection and Navigation."

SEC. 2. That section 4404 of the Revised Statutes is hereby amended to read as follows:

R. S., sec. 4404, p. 853; U. S. C., p. 2014.

"SEC. 4404. There shall be seven supervising inspectors, who shall be appointed by the Secretary of Commerce. In the appointment of the supervising inspectors provided for by this section the Secretary of Commerce shall give due consideration to the reappointment of such of the present supervising inspectors as by their record of efficiency and experience have demonstrated their fitness for their positions. All vacancies occurring thereafter in the Board of Supervising Inspectors may be filled by selection from the principal traveling inspectors provided for by section 3 of this Act, or from the United States Local Inspectors. Each supervising inspector shall be entitled to a salary of not to exceed \$6,000 per annum and his necessary traveling expenses while traveling on official business assigned him by competent authority, together with his actual and reasonable expenses for transportation of instruments, which shall be certified and sworn to under such instructions as shall be given by the Secretary of Commerce.

Supervising inspectors. Appointment; number.

Filling vacancies.

Salary and expenses.

"In the case of the absence of any such supervising inspector from his official station, the Secretary of Commerce may designate some officer of the Bureau of Marine Inspection and Navigation to perform the duties of such officer during his absence."

Designation of acting supervising inspectors.

SEC. 3. That there shall be in the field service of the Bureau of Marine Inspection and Navigation in the Department of Commerce not to exceed ten principal traveling inspectors to be appointed by the Secretary of Commerce, the compensation of such principal traveling inspectors to be fixed by the Secretary of Commerce at not to exceed \$5,000 per annum. Each of said principal traveling inspectors shall be entitled to his necessary traveling expenses while traveling on official business. Such principal traveling inspectors shall be selected for their knowledge, skill, and practical experience in steam and motor power for navigation and shall be competent judges of the character and qualities of such vessels and of all parts of the machinery employed in such navigation. They also shall have full knowledge of the duties imposed by law on licensed officers and crews of vessels.

Field service. Principal traveling inspectors; number.

Compensation and expenses.

Qualifications.

SEC. 4. That section 4450 of the Revised Statutes is hereby amended so as to read:

R. S., sec. 4450, p. 861; U. S. C., p. 2008.

SEC. 4450. (a) The Secretary of Commerce shall prescribe rules and regulations for the investigation of marine casualties involving loss of life in order to determine whether any incompetence, misconduct, unskillfulness or willful violation of law on the part of any licensed officer, pilot, seaman, employee, owner, or agent of such owner of any vessel involved in such casualty, or any inspector, officer of the Coast Guard, or other officer or employee of the United States, or any other person, caused, or contributed to the cause of such casualty. For the purpose of investigating such a marine casualty, the Secretary of Commerce shall appoint a marine casualty investigation board or boards consisting of a chairman and two other members; the chairman shall be an officer or employee of the Department of Justice (learned in maritime laws) designated by the Attorney General; one member shall be a representative of the Bureau of Marine Inspection and Navigation designated by the Secretary of Commerce; and the other member shall be an officer of the United States Coast Guard designated by the Secretary of the Treasury. All reports shall be made to the Secretary of Commerce and such reports shall be public records and be open to inspection at reasonable times by any persons. Copies of such reports shall be sent to the Attorney General and to the Secretary of the Treasury.

Investigation of marine casualties.

Marine casualty investigation boards; personnel, reports, etc.

Rules and regulations.

"(b) The Secretary of Commerce shall establish rules and regulations for the investigation of marine casualties and accidents not involving loss of life, any act in violation of any of the provisions of this title or of any of the regulations issued thereunder, and all cases of acts of incompetency or misconduct committed by any licensed officer or holder of a certificate of service while acting under the authority of his license or certificate of service, whether or not any of such acts are committed in connection with any marine casualty or accident. The Secretary of Commerce shall classify marine casualties and accidents not involving loss of life according to the gravity thereof and in making such classification the Secretary shall give consideration to the extent of injuries to persons, the extent of property damage, the dangers actual or potential which such marine casualties or accidents may create to the safety of navigation or commerce. All such marine casualties or accidents classified as serious shall be investigated by a marine board appointed by the Secretary of Commerce consisting of two principal traveling inspectors and a supervising inspector of the Bureau of Marine Inspection and Navigation. Marine casualties or accidents classified as less serious shall be investigated by a marine board consisting of representatives of the Bureau of Marine Inspection and Navigation designated by the Director thereof.

Classification of marine casualties, etc.

"Serious" casualties.

"Less serious" casualties.

Other personal services.

"(c) The said boards provided for in subsections (a) and (b) of this section shall, upon the approval of the Director of the Bureau of Marine Inspection and Navigation, have authority to engage such other assistants, clerical or technical, as may be deemed necessary by the said Director. The members of said boards shall not receive any compensation in addition to that for their regular appointment but shall be entitled to their necessary traveling expenses while traveling on official business.

Investigations of violations of Act or regulations.
Incompetency or misconduct.

"(d) All acts in violation of any of the provisions of this title or of any of the regulations issued thereunder, whether or not committed in connection with any marine casualty or accident, and all acts of incompetency or misconduct, whether or not committed in connection with any marine casualty or accident, committed by any licensed officer acting under authority of his license or by any chief or assistant steward, purser, radio operator, electrician, able seaman, or lifeboat man acting under authority of a certificate of service issued to him by the Bureau of Marine Inspection and Navigation, and all marine casualties and accidents and the attendant circumstances shall be immediately investigated by the appropriate board as provided in subsections (a) and (b) of this section. Such board shall determine, as far as possible, the cause of any such casualty or accident, the persons responsible therefor, and whether or not the United States Government employees charged with the inspection of the vessel or the vessels involved and with the examination and licensing of the officers thereof have properly performed their duties in connection with such inspection, examination and licensing. In all investigations conducted under the authority of this section, any owner, licensed officer, or any holder of a certificate of service, or any other person whose conduct is under investigation, or any other party in interest, shall be allowed to be represented by counsel, to cross-examine witnesses, and to call witnesses in his own behalf, and a full and complete record of the facts and circumstances shall be submitted to the Director of the Bureau of Marine Inspection and Navigation.

Scope of investigations.

Rights of person subject to investigation.

Securing evidence.

"(e) In any investigation directed by this section a marine casualty investigation board or a marine board shall have power to summon before it witnesses and to require the production of books, papers,

documents, and any other evidence. Attendance of witnesses or the production of books, papers, documents, or any other evidence shall be compelled by a similar process as in the United States District Court. The chairman of each of said boards shall administer all necessary oaths to any witnesses summoned before said boards.

“(f) The disbursing clerk, Department of Commerce, shall pay, on properly certified vouchers, such fees to any witness summoned under subsection (e) of this section, for his actual travel and attendance, as shall be officially certified to by the chairman of the board conducting the investigation, not exceeding the rate allowed for fees and to witnesses for travel and attendance in any District Court of the United States.

“(g) In any investigation of acts of incompetency or misconduct or of any act in violation of the provisions of this title, or of any of the regulations issued thereunder, committed by any licensed officer or any holder of a certificate of service, the person whose conduct is under investigation shall be given reasonable notice of the time, place, and subject of such investigation and an opportunity to be heard in his own defense. The whole record of the testimony received by the board conducting such investigation and the findings and recommendations of such board shall be forwarded to the Director of the Bureau of Marine Inspection and Navigation, and if that officer shall find that such licensed officer or holder of certificate of service is incompetent or has been guilty of misbehavior, negligence, or unskillfulness, or has endangered life, or has willfully violated any of the provisions of this title or any of the regulations issued thereunder, he shall, in a written order reciting said findings, suspend or revoke the license or certificate of service of such officer or holder of such certificate. The person whose license or certificate of service is revoked may within thirty days appeal from the order of the said Director to the Secretary of Commerce. On such appeal the appellant shall be allowed to be represented by counsel. The Secretary of Commerce may alter or modify any finding of the board which conducted the investigation or of the Director of the Bureau of Marine Inspection and Navigation, but the decision of the Secretary of Commerce shall be based solely on the testimony received by the said board and shall recite the findings of fact on which it is based.

“(h) If the Director of the Bureau of Marine Inspection and Navigation shall find evidence of criminal liability on the part of any licensed officer or holder of a certificate of service, he shall submit such findings to the Secretary of Commerce who, if he be satisfied that such criminal liability exists, shall refer all of the evidence and the findings in such investigation to the Attorney General for investigation by and prosecution through the Federal district attorney of the district having jurisdiction, under the provisions of the Criminal Code. Nothing in this section shall be construed as prohibiting the Federal district attorney from conducting a criminal investigation or prosecution in connection with a shipping casualty.

“(i) Any attempt to coerce any witnesses, or to induce them to testify falsely in connection with a shipping casualty, or to induce them to leave the jurisdiction of the United States, shall be punishable by a fine of \$5,000 or imprisonment for one year, or both such fine and imprisonment. Any person making such attempts shall be prosecuted by the Federal district attorney of the district having jurisdiction.

“(j) The Secretary of Commerce shall make such regulations as may be necessary to secure the proper administration of this section.”

Attendance of witnesses, etc.

Fees allowed.

Notice to accused.

Determination of guilt by Director.

Suspension or revocation of license.

Appeal to Secretary of Commerce.

Powers of Secretary.

Criminal liability. Findings, submission of, to Secretary.

Prosecution.

Investigations and prosecutions by Federal district attorneys.

Attempt to coerce, etc., witnesses; punishment.

Prosecution.

Administrative regulations.

Effective date of section.
 Technical staff established.
 Personnel, qualifications.

Appointment.
 U. S. C., p. 81.

Supervision of contract plans, etc., for passenger vessels.

Disapproval of plans.

Safety of vessels; regulations for builders.

Proviso.
 Approval by Secretary.

Certificates of inspection.
 Requirements for granting.

Proviso.
 Acceptance of approved plans, etc., of American Bureau of Shipping classed vessels.

Functions of Bureau continued.

Vol. 41, p. 998.
 U. S. C., p. 2067.
 Vol. 45, p. 1492.
 U. S. C., p. 1987.

(k) This section shall take effect ninety days from its enactment.

SEC. 5. (a) That hereafter there shall be in the Bureau of Marine Inspection and Navigation a technical staff, consisting of the Director and technical members who shall be selected for their knowledge, skill, and practical experience in designing and supervising the construction and operation of vessels propelled by machinery, and they shall be competent judges of the character, strength, stability, and safety qualities of such vessels and their equipment. Such technical members shall be appointed by the Secretary of Commerce, without reference to the civil-service laws and regulations. The Director of the said Bureau with the advice and assistance of the technical staff so appointed shall pass upon all contract plans and specifications for passenger vessels of the United States of one hundred gross tons and over, propelled by machinery, as provided for by subsection (b) of this section, including the installation of tested and effective sprinkler systems, and upon arrangement plans for all material alterations to existing vessels. Such approval shall be given promptly and with due regard to the orderly progress of the work but only when the Director is satisfied, after a full and complete examination of the plans and specifications, that the vessel, when built or altered, as the case may be, can be navigated with safety to those on board. In case the said Director shall disapprove such plans and specifications, the person or persons submitting the same shall be apprised thereof the reasons for such disapproval and advised of the amendments necessary to secure such approval. The Director shall, at as early a date as practicable, and from time to time thereafter as he shall deem advisable, formulate and publish regulations and instructions for the guidance of builders of prospective vessels showing the safety characteristics of vessels which will meet the approval of the Director: *Provided, however,* That such regulations and instructions shall in all cases be subject to the approval of the Secretary of Commerce.

(b) That no passenger vessel of the United States of one hundred gross tons and over, propelled by machinery, the construction or material alteration of which shall be begun subsequent to the passage of this Act, shall be granted a certificate of inspection by a board of local inspectors of the Bureau unless the said general contract plans and specifications therefor shall have been submitted at least in triplicate to and approved by the aforesaid Director before the construction of such vessel or alteration thereof shall have been commenced; nor shall any such vessel, the said plans or specifications for which have been materially altered subsequent to such approval be granted a certificate, as aforesaid, unless such altered plans and specifications shall have been submitted at least in triplicate to and approved by the said Director, prior to such change in construction having been made. No such certificate shall be granted to any such vessel which has not been constructed and equipped in accordance with said plans and specifications approved as aforesaid: *Provided,* That approved plans and certificates of the American Bureau of Shipping classed vessels may be accepted by the Director as evidence of the structural efficiency of the hull and the reliability of the machinery of such vessels, except as far as existing law places definite responsibility on the Bureau of Marine Inspection and Navigation. The American Bureau of Shipping shall continue to function in connection with the Government, its bureaus, departments, boards, and commissions, as heretofore provided under the Merchant Marine Act, June 5, 1920 (ch. 250, sec. 25; 41 Stat. 998; 46 U. S. C. Annotated, sec. 881), and as provided in the Act of March 2, 1929, entitled "An Act to establish load lines for American

vessels, and for other purposes", or any similar Act hereinafter enacted.

(c) Upon the approval by the said Director of the original or modified plans and specifications for any such vessel or for any subsequent alteration of such vessel, an endorsement to that effect, signed by the Director, shall be placed upon such plans and specifications, and one copy thereof shall be delivered to the person or persons submitting the same. Whenever any inspector shall ascertain to his satisfaction that any such vessel does not conform in all material respects to said plans and specifications approved as aforesaid, he shall immediately report his conclusions to the aforesaid Director, setting forth the reasons for his belief; and if, after a preliminary examination of the facts of the case, the said Director shall be of the opinion that reasonable ground exists for believing the conclusions of such reporting officer to be correct, he shall notify the person or persons who submitted the said plans and specifications and the board of local inspectors of the Bureau who shall not issue the vessel's certificate of inspection until the discrepancy has been corrected to the satisfaction of the said Director. The final decision of the Director shall be reached with as little delay as the proper consideration of the question will permit. The owner of any vessel coming within the provisions of this Act shall notify the Director of any material alterations proposed to be made on such vessel, and should any such alteration be made on such vessel before the plans and specifications for such alteration have received the approval of the said Director the owners shall, in addition to any suspension of the certificate of inspection which the Director may determine to be necessary, incur a penalty of \$500 for which the vessel shall be liable and which may be mitigated or remitted by the Secretary of Commerce on such condition as he may deem proper.

Endorsement of approval on plans, etc.

Vessel not conforming to plans, etc.

Certificate withheld until discrepancy corrected.

Owner to report proposed changes.

Penalty for violation.

(d) That the words "plans and specifications" wherever used in this Act shall be held to include prints of all general contract plans and copies of the specifications and other matters of a similar nature, as necessary to the purposes of this Act for any vessel to which this Act applies. The said plans and specifications of all passenger ships of one hundred gross tons and over shall specify for fire-retardant material in their construction so far as reasonable and practicable.

"Plans and specifications" construed.

(e) That any person or persons who shall alter, deface, obliterate, remove, or destroy any plans or specifications approved as provided in this Act, with intent to deceive or delay any officer of the United States in the discharge of his duties under this Act, shall be deemed guilty of a misdemeanor, and upon conviction thereof in any court of competent jurisdiction shall be punished by a fine of not to exceed \$5,000 or by imprisonment for not to exceed five years, or by both such fine and imprisonment, in the discretion of the court.

Intentional alteration, etc., deemed a misdemeanor.

Penalty.

(f) This section shall not take effect as to vessels under five hundred gross tons until three months, nor as to vessels of five hundred gross tons and over until thirty days, after its enactment.

Effective date of section.

SEC. 6. That the Secretary of Commerce shall fix a reasonable rate of extra compensation for overtime services of local inspectors of steam vessels and their assistants, United States shipping commissioners and their deputies and assistants, who may be required to remain on duty between the hours of 5 o'clock postmeridian and 8 o'clock antemeridian or on Sundays or holidays to perform services in connection with the inspection of vessels or their equipment, supplying or signing on or discharging crews of vessels on the basis of one-half day's additional pay for each two hours or fraction thereof of at least one hour that the overtime extends beyond 5 o'clock postmeridian (but not to exceed two and one-half days'

Local inspectors of steam vessels. Compensation for overtime services.

To be paid by ship's master, etc.

Use of receipts, fiscal year 1936.

Provisos.
Disposition, July 1, 1936, and thereafter.

Appropriations authorized to cover deficiencies.

Pay due if reporting for duty.

Working hours.

Regulations to be made.

Appropriation authorized.

Inconsistent laws repealed.

pay for the full period from 5 o'clock postmeridian to 8 o'clock antemeridian) and two additional days' pay for Sunday or holiday duty. The said extra compensation for overtime services shall be paid by the master, owner, or agent of such vessel to the local United States collector of customs or his representative who shall deposit such collection into the Treasury of the United States to an appropriately designated receipt account. The amount of the receipts so covered during the fiscal year 1936 is hereby authorized to be appropriated and made available for payment of extra compensation for overtime services to the several employees entitled thereto according to rates fixed therefor by the Secretary of Commerce: *Provided*, That effective July 1, 1936 and thereafter, the amounts of such collections received by the said collector of customs or his representative shall be covered into the Treasury as miscellaneous receipts; and the payments of such extra compensation to the several employees entitled thereto shall be made from the annual appropriations for salaries and expenses of the Bureau: *Provided further*, That to the extent that the annual appropriations, which are hereby authorized to be made from the general fund of the Treasury, are insufficient, there are hereby authorized to be appropriated from the general fund of the Treasury such additional amounts as may be necessary, to the extent that the amounts of such receipts are in excess of the amounts appropriated: *Provided*, That such extra compensation shall be paid if such officers or employees have been ordered to report for duty and have so reported, whether the actual inspection of the vessel or her equipment, or the supplying, or signing on, or discharging crews takes place or not: *Provided further*, That in those ports where customary working hours are other than those herein above mentioned, the local inspectors of steam vessels or United States shipping commissioners, as the case may be, are vested with authority to regulate the hours of such employees so as to agree with prevailing working hours in said ports, but nothing contained in this proviso shall be construed in any manner to alter the length of a working day for the local inspectors, their assistants, the United States shipping commissioners and their deputies and assistants, or the overtime pay herein fixed.

SEC. 7. The Secretary of Commerce may make such regulations as may be necessary to carry out the purposes of this Act.

SEC. 8. There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.

SEC. 9. That all laws or parts of laws insofar as they are in conflict with this Act are hereby repealed.

Approved, May 27, 1936.

[CHAPTER 464.]

AN ACT

May 27, 1936.

[H. R. 11747.]

[Public, No. 623.]

Extending the time for making the report of the commission to study the subject of Hernando De Soto's Expedition.

Hernando De Soto's Expedition Commission.

Time for making report by, extended.

Ante, p. 870.

Post, p. 1635.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the commission to study the subject of Hernando De Soto's Expedition, appointed pursuant to the joint resolution entitled "Joint resolution pertaining to an appropriate celebration of the four-hundredth anniversary of the expedition of Hernando De Soto", approved August 26, 1935, may make its report to Congress on or before January 2, 1939.

Approved, May 27, 1936.

[CHAPTER 465.]

AN ACT

Authorizing the Secretary of Commerce to convey the Charleston Army Base Terminal to the city of Charleston, South Carolina.

May 27, 1936.
[S. 3783.]
[Public, No. 624.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Commerce is authorized and directed to convey by quitclaim deed to the city of Charleston, South Carolina, that portion of the Charleston Quartermaster Intermediate Depot, including improvements thereon, which was transferred to the United States Shipping Board by Executive Order Numbered 3920 dated November 3, 1923, with the exception of such portion of said land as has been retransferred to the War Department by Executive order, or is now under consideration for retransfer, and also subject to all the rights and privileges now enjoyed by the War Department as specifically set forth in said Executive Order Numbered 3920, or as may hereafter be agreed upon by Secretary of War and the city of Charleston: *Provided, however,* That the charges for water and electric current furnished the War Department shall not exceed rates prevailing in the city of Charleston and vicinity for such services.

Charleston, S. C.
Conveyance of portion of Charleston Quartermaster Intermediate Depot to city, authorized.

Proviso.
Charges for water and electric current.

Provisions to be stipulated in deed.

SEC. 2. The deed executed by the Secretary of Commerce shall include a provision prohibiting the city of Charleston from transferring the title to said property to any person, firm, or corporation and shall contain the express condition that in the event of a national emergency the property so conveyed, with all improvements placed thereon, may be taken upon order of the President by the United States for the use of the War Department during the period of such emergency.

Approved, May 27, 1936.

[CHAPTER 466.]

AN ACT

To authorize the coinage of 50-cent pieces in commemoration of the one hundred and fiftieth anniversary of the issuance of the charter to the city of Lynchburg, Virginia.

May 28, 1936.
[S. 4448.]
[Public, No. 625.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the one hundred and fiftieth anniversary of the issuance of the charter to the city of Lynchburg, Virginia, there shall be coined at a mint of the United States to be designated by the Director of the Mint not to exceed twenty thousand silver 50-cent pieces of standard size, weight, and composition and of a special appropriate single design to be fixed by the Director of the Mint, with the approval of the Secretary of the Treasury, but the United States shall not be subject to the expense of making the necessary dies and other preparations for this coinage.

Lynchburg, Va.
Coinage commemorating sesquicentennial of, authorized.

Number.

No Federal expense for dies, etc.

SEC. 2. The coins herein authorized shall bear the date 1936, irrespective of the year in which they are minted or issued, shall be legal tender in any payment to the amount of their face value, and shall be issued only upon the request of the Lynchburg Sesqui-Centennial Association upon payment by it of the par value of such coins, but not less than five thousand such coins shall be issued to it at any one time and no such coins shall be issued after the expiration of one year after the date of enactment of this Act. Such coins may be disposed of at par or at a premium by such association, and the net proceeds shall be used by it in defraying the expenses incidental and appropriate to the commemoration of such event.

Issue to Lynchburg Sesqui-Centennial Association.

Disposal.

Coinage laws applicable.

SEC. 3. All laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of the same, regulating and guarding the process of coinage, providing for the purchase of material, and for the transportation, distribution, and redemption of coins, for the prevention of debasement or counterfeiting, for the security of the coins, or for any other purposes, whether such laws are penal or otherwise, shall, so far as applicable, apply to the coinage herein authorized.

Approved, May 28, 1936.

[CHAPTER 467.]

AN ACT

To authorize municipal corporations in the Territory of Alaska to incur bonded indebtedness, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That municipal corporations in the Territory of Alaska are hereby authorized to construct, improve, extend, better, repair, reconstruct, or acquire public works of a permanent character and to incur bonded indebtedness and issue negotiable bonds for any or all of such purposes: *Provided, however,* That no municipal corporation shall incur a bonded indebtedness or issue its negotiable bonds under this Act to an amount which, including existing bonded indebtedness shall exceed 10 per centum of the aggregate taxable value of the real and personal property within the corporate limits of such municipal corporation. Such public work shall include but not be limited to streets, bridges, wharves and harbor facilities, sewers and sewage-disposal plants, municipal buildings, schools, libraries, gymnasias and athletic fields, fire houses, and public utilities.

May 28, 1936.
[H. R. 8766.]
[Public, No. 626.]

Alaska. Municipal corporations authorized to incur bonded indebtedness for public works, etc.

Proviso. Limitation on amount.

Work included.

Submission and approval provisions.

Notice of election.

Registration, ballot, etc.

Bonds: form, maturity, denominations, etc.

Interest rate.

SEC. 2. No bonded indebtedness shall be incurred by any municipal corporation in the Territory of Alaska unless the proposal to incur such indebtedness be first submitted to and approved by not less than 65 per centum of the qualified electors of such municipal corporation whose names appear on the last tax assessment roll or record of such municipality for purposes of municipal taxation. Not less than twenty days' notice of any such election shall be given by posting notices of the same in three conspicuous places within the corporate limits of such municipal corporation, one of which shall be posted at the front door of the United States Post Office therein. The registration for such election, the manner of conducting the same, the form of ballot, and the canvass of the returns shall be prescribed by the governing body of such municipality.

SEC. 3. Bonds issued pursuant to this Act shall bear such date or dates, may be in such denominations, may mature in such amounts and at such time or times, not exceeding thirty years from the date thereof, may be payable at such place or places, may be sold at either public or private sale, may be redeemable (either with or without premium) or nonredeemable, may carry such registration privileges as to either principal and interest, or principal only, and may be executed by such officers and in such manner, as shall be prescribed by the governing body of the municipality issuing the bonds. In case any of the officers whose signatures appear on the bonds or coupons shall cease to be such officers before delivery of such bonds, such signatures, whether manual or facsimile, shall, nevertheless, be valid and sufficient for all purposes, the same as if such officers had remained in office until such delivery. The bonds so issued shall bear interest at a rate to be fixed by the governing body of the municipality issuing the same, not to exceed, however, 6

per centum per annum, payable semiannually. All such bonds shall be sold for not less than the principal amount thereof plus accrued interest.

SEC. 4. It shall be the duty of the governing body of every municipal corporation which incurs such bonded indebtedness to levy or cause to be levied each year during the life of such outstanding bonds, taxes in amounts sufficient to seasonably provide for payment and to pay all interest on and the principal of such obligations as they respectively accrue and mature.

SEC. 5. All Acts and parts of Acts in conflict herewith are hereby repealed to the extent of such conflict; but nothing contained in this Act shall affect any bonded indebtedness heretofore incurred or heretofore authorized by law. The powers conferred by this Act shall be in addition and supplemental to and the limitations imposed hereby shall not affect the powers conferred by any other law.

Approved, May 28, 1936.

Annual levy for interest payments and retirement of bonds.

Inconsistent laws repealed.
Existing indebtedness not affected.

Powers, limitations, etc.

[CHAPTER 468.]

AN ACT

To grant a renewal of Patent Numbered 59560 relating to the emblem of the Disabled American Veterans of the World War.

May 28, 1936.
[H. R. 9095.]

[Public, No. 627.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a certain design patent issued by the United States Patent Office of date of November 1, 1921, being Patent Numbered 59560, is hereby renewed and extended for a period of fourteen years from and after the date of approval of this Act, with all the rights and privileges pertaining to the same, being generally known as the emblem of the Disabled American Veterans of the World War.

Disabled American Veterans of the World War.

Patent relating to emblem of, renewed.

Approved, May 28, 1936.

[CHAPTER 469.]

AN ACT

Granting a renewal of patent numbered 40029, relating to the badge of The Holy Name Society.

May 28, 1936.
[H. R. 10194.]

[Public, No. 633.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a certain design patent issued by the United States Patent Office of date of June 8, 1909, being patent numbered 40029, is hereby renewed and extended for a period of fourteen years from and after the date of approval of this Act, with all the rights and privileges pertaining to the same, being generally known as the badge of The Holy Name Society.

The Holy Name Society.

Patent relating to badge of, renewed.

Approved, May 28, 1936.

[CHAPTER 470.]

AN ACT

To advance a program of national safety and accident prevention.

May 28, 1936.
[H. R. 11108.]

[Public, No. 630.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any moneys in the Treasury not otherwise appropriated, the sum of \$50,000 to be expended under the direction of the Secretary of Commerce for the furtherance of the work of the accident-prevention conference.

National safety and accident prevention.
Appropriation authorized for furthering work of conference on.
Post, p. 1638.

Authorized expenditures.

Money appropriated pursuant to this Act shall be available upon vouchers approved by the Secretary of Commerce for fostering accident-prevention work on the part of organizations engaged in the promotion of safety and accident prevention; preparation and printing of material designed to enlighten the general public in matters of safety and accident prevention, such material to be disseminated through schools, newspapers, magazines, the radio, or any other means of intercourse or communication; the preparation and attempts to obtain enactment of uniform vehicle regulations in the several States; clerical assistance for the members of the General Committee of the Accident Prevention Conference; travel expenses incurred by members of the General Committee of the Accident Prevention Conference in the furtherance of the work of the said conference.

Approved, May 28, 1936.

[CHAPTER 471.]

AN ACT

To incorporate the Veterans of Foreign Wars of the United States.

May 28, 1936.
[H. R. 11454.]
[Public, No. 630.]

Veterans of Foreign
Wars of the United
States incorporated.
Incorporators.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following persons, to wit: James E. Van Zandt, Altoona, Pennsylvania; Bernard K. Kearney, Gloversville, New York; Scott P. Squyres, Oklahoma City, Oklahoma; Robert B. Handy, Junior, Kansas City, Missouri; Henry F. Marquard, Chicago, Illinois; William E. Guthner, Denver, Colorado; Edward J. Neron, Sacramento, California; Joseph C. Menendez, New Orleans, Louisiana; Paul L. Foulk, Altoona, Pennsylvania; Robert E. Kernodle, Kansas City, Missouri; Walter I. Joyce, New York City, New York; George A. Ilg, Cranston, Rhode Island; James F. Daley, Hartford, Connecticut; Charles R. Haley, Pittsburgh, Pennsylvania; F. C. Devericks, Clarksburg, West Virginia; John J. Skillman, Miami, Florida; Ellie H. Schill, New Orleans, Louisiana; Gerald C. Mathias, Lagrange, Indiana; James W. Starner, Effingham, Illinois; Leon S. Pickens, Wichita, Kansas; Archie W. Nimens, Minneapolis, Minnesota; Harvey W. Snyder, Denver, Colorado; Charles O. Carlston, San Francisco, California; Walter L. Daniels, Seattle, Washington; John E. Swaim, Tulsa, Oklahoma; Peter J. Rosch, Washington, District of Columbia; and their successors, who are, or who may become, members of the Veterans of Foreign Wars of the United States, a national association of men who as soldiers, sailors, and marines have served this Nation in wars, campaigns, and expeditions on foreign soil or in hostile waters, and such national association, are hereby created and declared a body corporate, known as the Veterans of Foreign Wars of the United States.

Completion of
organization.

SEC. 2. That the said persons named in section 1, or their successors, and such other persons as are duly accredited delegates from any local post or State department of the existing national association known as the Veterans of Foreign Wars of the United States, under its constitution and bylaws, are hereby authorized to meet and to complete the organization of said corporation, by the adoption of a constitution and bylaws, the election of officers, and to do all other things necessary to carry into effect and incidental to, the provisions of this Act.

SEC. 3. That the purposes of this corporation shall be fraternal, patriotic, historical, and educational; to preserve and strengthen comradeship among its members; to assist worthy comrades; to perpetuate the memory and history of our dead, and to assist their widows and orphans; to maintain true allegiance to the Government of the United States of America, and fidelity to its Constitution and laws; to foster true patriotism; to maintain and extend the institutions of American freedom; and to preserve and defend the United States from all her enemies, whomsoever.

Purposes.

SEC. 4. That the corporation created by this Act shall have the following powers: To have perpetual succession with power to sue and be sued in courts of law and equity; to receive, hold, own, use, and dispose of such real estate, personal property, money, contract, rights, and privileges as shall be deemed necessary and incidental for its corporate purposes; to adopt a corporate seal and alter the same at pleasure; to adopt, amend, apply, and administer a constitution, bylaws, and regulations to carry out its purposes, not inconsistent with the laws of the United States or of any State; to adopt, and have the exclusive right to manufacture and use such emblems and badges as may be deemed necessary in the fulfillment of the purposes of the corporation; to establish and maintain offices for the conduct of its business; to establish, regulate, or discontinue subordinate State and Territorial subdivisions and local chapters or posts; to publish a magazine or other publications, and generally to do any and all such acts and things as may be necessary and proper in carrying into effect the purposes of the corporation.

Corporate powers.

SEC. 5. That no person shall be a member of this corporation unless he has served honorably as an officer or enlisted man in the Army, Navy, or Marine Corps of the United States of America in any foreign war, insurrection, or expedition, which service shall be recognized as campaign-medal service and governed by the authorization of the award of a campaign badge by the Government of the United States of America.

Qualifications for membership.

SEC. 6. That said corporation may and shall acquire all of the assets of the existing national association known as the Veterans of Foreign Wars of the United States upon discharging or satisfactorily providing for the payment discharge of all its liabilities.

Acquisition of assets of Veterans of Foreign Wars.

SEC. 7. That the said corporation shall have the sole and exclusive right to have and to use, in carrying out its purposes, the name "Veterans of Foreign Wars of the United States" and the sole and exclusive right to the use of its corporate seal, emblems, and badges as adopted by said corporation.

Exclusive use of name, emblems, etc.

SEC. 8. That said corporation shall, on or before the 1st day of January in each year, make and transmit to the Congress a report of its proceedings for the preceding fiscal year, including a full and complete report of its receipts and expenditures: *Provided, however,* That said financial report shall not be printed as a public document.

Annual report to Congress.

SEC. 9. That as a condition precedent to the exercise of any power or privilege herein granted or conferred, the Veterans of Foreign Wars of the United States shall file in the office of the Secretary of State of each State the name and post-office address of an authorized agent in such State upon whom legal process or demands against the Veterans of Foreign Wars of the United States may be served.

Proviso.
Not to be printed as public document.

Registration of State agents.

SEC. 10. That the right to repeal, alter, or amend this Act at any time is hereby expressly reserved.

Amendment, etc.

Approved, May 28, 1936.

[CHAPTER 472.]

JOINT RESOLUTION

May 28, 1936.
[H. J. Res. 439.]
[Pub. Res., No. 96.]

Authorizing the erection in the Department of Labor Building of a memorial to the officers of the Immigration and Naturalization Service and Immigration Border Patrol who, while on active duty, lost their lives under heroic or tragic circumstances.

Immigration and Naturalization Service, etc.
Erection of memorial to certain officers, authorized.

Approval of design and site.

No Federal expense.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Director of the National Park Service be, and is hereby, authorized to grant permission for the erection of a memorial to the officers of the Immigration and Naturalization Service and Immigration Border Patrol who, while on active duty lost their lives under heroic or tragic circumstances. The design of the memorial shall be approved and the site in the Department of Labor Building shall be chosen by the Commission of Fine Arts, and the United States shall be put to no expense in or by the erection of the said memorial.

Approved, May 28, 1936.

[CHAPTER 476.]

JOINT RESOLUTION

June 1, 1936.
[H. J. Res. 525.]
[Pub. Res., No. 97.]

To enable the United States Constitution Sesquicentennial Commission to carry out and give effect to certain approved plans, and for other purposes.

United States Constitution Sesquicentennial Commission.

Ante, p. 735.

Certain historical, etc., material to be prepared and published by.

Distribution.

Designated reproductions.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the United States Constitution Sesquicentennial Commission, established for the celebration of the one-hundred-and-fiftieth anniversary of the formation of the Constitution of the United States by the joint resolution entitled "Joint resolution providing for the preparation and completion of plans for a comprehensive observance of the one-hundred-and-fiftieth anniversary of the formation of the Constitution of the United States", approved August 23, 1935 (hereinafter referred to as the Commission), is authorized and directed to prepare and publish certain historical and educational material, as specified in the approved plans of the Commission, for distribution to libraries, schools, and organized study groups, as well as to Constitution State and local commissions, and individuals.

SEC. 2. (a) The Commission is authorized and directed to (1) prepare and provide for the general distribution of photolithographic copies of a painting of the "Signing of the Constitution" accepted by the Commission; and (2) prepare reproductions of approved portraits of the signers and the history of the Constitution, and of its time, together with their facsimile signatures and appropriate biographical sketches, for distribution to libraries, schools, organized study groups, Constitution State and local commissions, and other proper sources.

(b) To carry out the provisions of this section, the Commission is authorized to have printing, binding, photolithography, and other work done at establishments other than the Government Printing Office, as provided for in section 12 of the Printing Act, approved January 12, 1895 (U. S. C., title 44, sec. 14), as amended by the Act of July 8, 1935 (49 Stat. 475): *Provided*, That nothing in this Act shall preclude the furnishing of the necessary number of copies of all such publications for the use of the Library of Congress, and for international exchange, as required by the United States Code, title 44, secs. 139, 139a and 228.

SEC. 3. The Commission, in order to execute the functions vested in it by law, is authorized to employ, without regard to the civil-service laws, and fix the compensation, without regard to the Classi-

Printing, etc., outside Government Printing Office.

Vol. 28, p. 602; *Ante*, p. 475.
U. S. C., p. 1930.
Proviso.
Copies to Library of Congress, etc.
U. S. C., pp. 1938, 1945.

Historian and other personnel.

fication Act of 1923, as amended, of a historian and such assistants as may be needed, for stenographic, clerical, and expert services, in the District of Columbia and elsewhere.

SEC. 4. The Commission is authorized to prepare, and provide for the general distribution of, suitable medals and certificates for commemorating the celebration of the one-hundred-and-fiftieth anniversary of the formation of the Constitution.

Commemorative medals, etc.

SEC. 5. In carrying out the provisions of this resolution or any other provision of law relating to the celebration of the one-hundred-and-fiftieth anniversary of the formation of the Constitution, the Commission is authorized to procure advice and assistance from any governmental agency, including the services of technical and other personnel in the executive departments and independent establishments, and to procure advice and assistance from and cooperate with individuals and agencies, public or private. The Superintendent of Documents shall make available to the Commission the facilities of his office for the distribution of publications, posters, and other material herein authorized, if so requested.

Assistance of Government, etc., agencies.

Cooperation of Superintendent of Documents.

SEC. 6. The Commission shall have the same privilege of free transmission of official mail matter as other agencies of the United States Government.

Franking privilege.

SEC. 7. The members and employees of the Commission shall be allowed actual traveling, subsistence, and other expenses incurred in the discharge of their duties.

Traveling, etc., expenses.

SEC. 8. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$200,000 for the purpose of carrying out the provisions of this joint resolution and such sum when appropriated shall remain available until expended.

Appropriation authorized. Post, p. 1569.

Approved, June 1, 1936.

[CHAPTER 477.]

AN ACT

To provide for the creation of the Perry's Victory and International Peace Memorial National Monument, on Put-in-Bay, South Bass Island, in the State of Ohio, and for other purposes.

June 2, 1936.
[S. 3113.]
[Public, No. 331.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States be, and he is hereby, authorized to establish by proclamation the following-described Government lands, together with the Perry's Victory Memorial proper, its approaches, retaining walls, and all buildings, structures, and other property thereon, situated in Put-in-Bay Township, South Bass Island, Ottawa County, Lake Erie, State of Ohio, as the "Perry's Victory and International Peace Memorial National Monument", for the preservation of the historical associations connected therewith, to inculcate the lessons of international peace by arbitration and disarmament, and for the benefit and enjoyment of the people: Commencing at the intersection of the middle line of Delaware Avenue and Chapman Avenue, in the village of Put-in-Bay, and running thence south eighty-eight degrees fifty-nine minutes east in the middle line of said Delaware Avenue, and the same extended four hundred and ninety-five feet to Lake Erie; thence north forty-nine degrees fifty-nine minutes east along said lake shore three hundred and forty-six feet; thence north forty-three degrees fourteen minutes east along said lake shore two hundred and twelve feet; thence north fifty-three degrees thirteen minutes east four hundred feet along said lake shore; thence north forty-six degrees six minutes west about seven hundred and

Perry's Victory and International Peace Memorial National Monument, Put-in-Bay, Ohio. Establishment.

Purpose declared.

Description.

thirty feet to Lake Erie; thence southwesterly and westerly along said lake shore to the middle line, extended, of said Chapman Avenue; thence south one degree thirty minutes west along said middle line, and the same extended, about five hundred and twenty feet to the place of beginning, and containing fourteen and twenty-five one-hundredths acres of land and known as a part of lots numbered 1 and 2, range south of county road, and a part of lot numbered 12, East Point, in South Bass Island, in the township of Put-in-Bay, county of Ottawa, State of Ohio.

SEC. 2. That the administration, protection and development of the aforesaid national monument shall be exercised under the direction of the Secretary of the Interior by the National Park Service, subject to the provisions of the Act of August 25, 1916, entitled "An Act to establish a National Park Service, and for other purposes", as amended.

SEC. 3. After the said national monument has been established as provided in section 1 hereof, the Secretary of the Interior is hereby authorized to accept donations of land, interests in land, buildings, structures, and other property as may be donated for the extension and improvement of the said national monument, and donations of funds for the purchase and maintenance thereof, the title and evidence of title to lands acquired to be satisfactory to the Secretary of the Interior: *Provided*, That he may acquire on behalf of the United States out of any donated funds by purchase when purchasable at prices deemed by him reasonable, otherwise by condemnation under the provisions of the Act of August 1, 1888, such tracts of land within the said national monument as may be necessary for the completion thereof.

SEC. 4. The members of the Perry's Victory Memorial Commission created by Act of Congress March 3, 1919, having by their patriotic and active interest faithfully conserved for posterity this important historical area and objects, shall hereafter act as a board of advisers, and with such other powers as the Secretary of the Interior may direct, in the maintenance of such national monument and shall consist of the present surviving and active members of the Commission provided for in said Act, namely, on the part of the United States, John A. Johnston and Hugh Rodman, and on the part of the several States: Ohio, Webster P. Huntington, Carl B. Johannsen, and A. V. Donahey; Pennsylvania, Milton W. Shreve, Thomas C. Jones, and George M. Mason; Michigan, James E. Degan; Illinois, Chesley R. Perry, William Hale Thompson, and Richard S. Folsom; Wisconsin, Charles B. Perry, A. W. Sanborn, and S. W. Randolph; New York, Charles H. Wiltsie, and Jacob Schifferdecker, Rhode Island, Harry E. Davis; Kentucky, Samuel M. Wilson, W. J. Moore, and Robert H. Winn: *Provided*, That as vacancies occur in the Commission on the part of the United States, they shall remain unfilled until only one Commissioner of the United States remains; thereafter there shall be only one Commissioner of the United States: *Provided further*, That as vacancies occur in the Commission on the part of the several States, they shall remain unfilled until only one Commissioner from each State remains; thereafter there shall be only one Commissioner from each State. After the membership of the Commission has been reduced in accordance with the provisions of this Act, vacancies shall be filled in the manner set forth in the Act of March 3, 1919. The members of the Commission shall receive no compensation or expenses, except actual traveling expenses incurred in attending meetings of the Commission upon call of the Secretary of the Interior.

Supervision.
Vol. 39, p. 535.
U. S. C., p. 591.

Acquisition of land,
etc.

Proviso.
Purchase, etc., of
tracts from donated
funds.

Vol. 25, p. 357.
U. S. C., p. 1785.

Commission mem-
bers to act as board of
advisers.
Vol. 40, p. 1322.

Personnel.

Provisos.
Vacancies on part of
United States.

Vacancies on part of
States.

Traveling expenses.

SEC. 5. Employees of the Perry's Victory Memorial Commission at the time of the enactment of this legislation, may, in the discretion of the Secretary of the Interior, be employed by the National Park Service, in the administration, protection, and development of said national monument.

Employees.

SEC. 6. That the provisions of the Act of March 3, 1919 (40 Stat. 1322-1324), and Acts supplemental thereof and amendatory thereto and all other Acts inconsistent with the provisions of this Act are repealed to the extent of such inconsistency.

Inconsistent provisions repealed.

Approved, June 2, 1936.

[CHAPTER 478.]

AN ACT

Granting the consent of Congress to the Mississippi State Highway Commission to construct, maintain, and operate a free highway bridge across the Pascagoula River at or near Wilkerson's Ferry, Mississippi.

June 2, 1936.

[S. 4533.]

[Public, No. 632.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the Mississippi State Highway Commission to construct, maintain, and operate a free highway bridge and approaches thereto across the Pascagoula River, at a point suitable to the interests of navigation, at or near Wilkerson's Ferry, Mississippi, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906.

Pascagoula River.
Mississippi in a y
bridge at Wilkerson's
Ferry.
Construction.
Vol. 34, p. 84.
U. S. C., p. 1474.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, June 2, 1936.

[CHAPTER 479.]

JOINT RESOLUTION

Authorizing the presentation of silver medals to the personnel of the Second Byrd Antarctic Expedition.

June 2, 1936.

[S. J. Res. 209.]

[Pub. Res., No. 98.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy be, and hereby is, directed to cause to be made at the United States Mint such number of silver medals as he may deem appropriate and necessary, respectively, to be presented to the deserving personnel of the Second Byrd Antarctic Expedition that spent the winter night at Little America or who commanded either one of the expedition ships throughout the expedition, to express the high admiration in which the Congress and the American people hold their heroic and undaunted accomplishments for science, unequalled in the history of polar exploration.

Second Byrd Ant-
arctic Expedition.
Medals to be pre-
sented to personnel of.
Act, p. 176.

Approved, June 2, 1936.

[CHAPTER 481.]

AN ACT

To authorize the attendance of the Marine Band at the Arkansas Centennial Celebration, at Little Rock, Arkansas, the Texas Centennial, at Dallas, Texas, and the National Confederate Reunion, at Shreveport, Louisiana, between the dates from June 6 to June 16, 1936, inclusive.

June 3, 1936.

[S. 4354.]

[Public, No. 633.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is authorized to permit the band of the United States Marine Corps to attend and give concerts at the Arkansas Centennial Celebration, at Little Rock, Arkansas, the Texas Centennial at Dallas, Texas, and the National Confederate Reunion at Shreveport, Louisiana, between the dates from June 6 to June 16, 1936, inclusive.

Marine Band.
Attendance of, at
Arkansas Centennial
Celebration, the Texas
Centennial, and the
National Confederate
Reunion, authorized.

Appropriation authorized for expenses.
Post, p. 1629.

Proviso.
Per diem allowance; additional to pay, etc.

SEC. 2. For the purpose of defraying the expenses of such band in attending and giving concerts at such celebrations and reunion there is authorized to be appropriated the sum of \$11,500, or so much thereof as may be necessary, to carry out the provisions of this Act: *Provided*, That in addition to transportation and Pullman accommodations the leaders and members of the Marine Band be allowed not to exceed \$5 per day each for actual living expenses while on this duty, and that the payment of such expenses shall be in addition to the pay and allowances to which they would be entitled while serving at their permanent station.

Approved, June 3, 1936.

[CHAPTER 482.]

AN ACT

To protect the United States against loss in the delivery through the mails of checks in payment of benefits provided for by laws administered by the Veterans' Administration.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3 of the Act entitled "An Act making appropriations for the payment of invalid and other pensions of the United States for the fiscal year ending June thirtieth, nineteen hundred and thirteen, and for other purposes", approved August 17, 1912 (37 Stat. 312; 38 U. S. C., sec. 50), is hereby amended to read as follows:

"SEC. 3. Pensions, compensation, insurance, or other allowances or benefits provided for by laws administered by the Veterans' Administration shall be paid by checks drawn, pursuant to certification by the Administrator of Veterans' Affairs, by the Division of Disbursement of the Treasury Department in such form as to protect the United States against loss, without separate vouchers or receipts, and payable by the Treasurer of the United States, except in any case in which the Administrator of Veterans' Affairs may consider a voucher necessary for the protection of the Government. Such checks shall be transmitted by mail to the payee thereof at his last-known address, and the envelope or cover thereof may bear an appropriate notice of the prohibition hereafter set forth in this section.

"Postmasters, delivery clerks, letter carriers, and all other postal employees are prohibited from delivering any mail addressed by the United States bearing such notice and containing any such check (except that in the case of checks in payment of allowances and benefits other than pensions, compensation, or insurance, the prohibition shall apply only insofar as the Administrator of Veterans' Affairs deems it necessary to protect the United States against loss), to any person whomsoever, if the addressee has died or removed, or in the case of a widow believed by the postal employee intrusted with the delivery of such mail to have remarried (unless such mail is addressed by the United States in the name which the widow shall have acquired by remarriage); and the postmaster in every such case shall forthwith return such mail with a statement of the reasons for so doing, and if because of death or remarriage, the date thereof, if known. Checks returned as herein provided on account of death or remarriage shall be canceled."

SEC. 2. Section 4 of the Adjusted Compensation Payment Act, 1936, is hereby amended by adding at the end thereof the following paragraphs:

"At the request of the Secretary of the Treasury, the Postmaster General, under such regulations as he may prescribe, shall designate postmasters and other employees of the Post Office Department and

June 3, 1936.
[H. R. 9496.]
[Public, No. 634.]

Veterans' Administration.
Vol. 37, p. 312.
U. S. C., p. 1627.

Checks issued for veterans' benefits.
Protection against loss.

Transmittal by mail to payee's last known address.

Delivery of, where addressee has died or removed, prohibited.

Exception.

Widow remarrying.

Return of mail with statement.

Cancellation of returned checks.

Adjusted Compensation Payment Act, 1936, amendment.
Ante, p. 1101.

Issuance of bonds.
Designation of postal employees as fiscal agents.

of the Postal Service to perform, without extra compensation, such fiscal-agency services as may be desirable and practicable in connection with the redemption and payment of the bonds issued under this section; and the Postmaster General may require each such employee to furnish such bond as he may determine for the faithful performance of such fiscal-agency duties.

"The Secretary of the Treasury is authorized to advance, from time to time, to the Postmaster General, from the appropriation contained in the Supplemental Appropriation Act, fiscal year 1936, approved February 11, 1936, for 'Administrative expenses, Adjusted Compensation Payment Act, 1936, Treasury Department, 1936 and 1937', such sums as are certified by the Postmaster General to be required for the expenses of the Post Office Department in connection with the handling of the bonds issued hereunder. Such bonds, when received by postmasters for purposes of redemption and payment, shall be handled by the postmasters under such special regulations as may be promulgated by the Postmaster General. They shall be transmitted between post offices or from any post office to the Treasury Department, or fiscal agent thereof, without advance payment of any required postage. The Secretary of the Treasury shall reimburse the Postmaster General, from the aforesaid appropriation contained in said Supplemental Appropriation Act, for such postage and registry fees as may be required in connection with such transmittal. Whenever it is proved to the Secretary of the Treasury, by clear and satisfactory evidence, that any such bond is lost, stolen, or destroyed while being so transmitted, the Secretary of the Treasury may, in accordance with such rules and regulations as he may prescribe, issue a duplicate thereof without requiring the furnishing of an indemnity bond."

Approved, June 3, 1936.

Bonding employees.

Transfer of sums to Post Office Department, authorized.

Ante, p. 1125.

Regulations to be prescribed for handling of bonds.

Reimbursement for postage, etc., fees.

Duplicates for lost, etc., bonds.

[CHAPTER 483.]

AN ACT

To authorize the execution of plans for a permanent memorial to Thomas Jefferson

June 3, 1936.
[H. R. 12027.]
[Public, No. 635.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Thomas Jefferson Memorial Commission (hereinafter referred to as the Commission), heretofore created for the purpose of considering and formulating plans for designing and constructing a permanent memorial in the city of Washington, District of Columbia, to the memory of Thomas Jefferson, shall determine upon a plan and design for, and proceed with the construction of, such memorial upon a site selected by the Commission, under a contract or contracts hereby authorized to be entered into in a total sum not exceeding \$3,000,000.

Thomas Jefferson Memorial Commission.
Vol. 43, p. 1243.
Post, p. 1607.

Determination of design and commencement of construction of memorial in District of Columbia, directed.
Cost limitation.

Sec. 2. In the execution of its functions the Commission—

(a) May designate as its executive agent any officer, agency, or establishment of the Federal Government qualified and equipped to act in that capacity, and any such officer, agency, or establishment so designated is authorized to act as such agent.

Designation of Federal agency as agent of Commission.

(b) May avail itself of the assistance and advice of the Commission of Fine Arts, and the Commission of Fine Arts shall, upon request, render such assistance and advice.

Assistance of Commission of Fine Arts.

(c) May make expenditures for personal services without regard to the provisions of the civil-service laws and regulations or the Classification Act of 1923, as amended, the purchase or preparation of plans, designs, and estimates, printing and binding, office equipment and supplies, contract stenographic reporting service, books

Personal services.
U. S. C., pp. 81, 85.
Miscellaneous expenses.

and periodicals, traveling expenses of members and employees of the Commission (including such expenses and allowances for members of the Commission when required to be in Washington, District of Columbia, in connection with the work of the Commission), and such other contingent and miscellaneous expenses as may be necessary: *Provided*, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase or service rendered for the Commission under authority of this subsection.

Approved, June 3, 1936.

[CHAPTER 484.]

AN ACT

Making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1937, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Navy Department and the naval service for the fiscal year ending June 30, 1937, namely:

NAVAL ESTABLISHMENT

OFFICE OF THE SECRETARY

MISCELLANEOUS EXPENSES

<p>Miscellaneous ex- penses.</p> <p>Experts.</p> <p>Courts martial, etc.</p> <p>Accident prevention, shore establishments.</p> <p>Living quarters, etc.</p> <p>Vol. 46, p. 818. U. S. C., p. 45.</p> <p>Damage claims. Vol. 41, p. 132. U. S. C., p. 1550.</p>	<p>For traveling expenses of civilian employees, including not to exceed \$2,500 for the expenses of attendance, at home and abroad, upon meetings of technical, professional, scientific, and other similar organizations when, in the judgment of the Secretary of the Navy, such attendance would be of benefit in the conduct of the work of the Navy Department; not to exceed \$2,000 for the part-time or intermittent employment in the District of Columbia or elsewhere of such experts and at such rates of compensation as may be contracted for by and in the discretion of the Secretary of the Navy; expenses of courts martial, purchase of law and reference books, expenses of prisoners and prisons, courts of inquiry, boards of investigation, examining boards, clerical assistance; witnesses' fees and traveling expenses; not to exceed \$15,000 for promoting accident prevention and safety in shore establishments of the Navy, to be expended in the discretion of the Secretary of the Navy; newspapers and periodicals for the naval service; all advertising of the Navy Department and its bureaus (except advertising for recruits for the Bureau of Navigation); costs of suits; relief of vessels in distress; recovery of valuables from shipwrecks; maintenance of attachés abroad, including office rental and pay of employees, and not to exceed \$8,000 in the aggregate or \$900 for any one person for allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a); the collection and classification of information; not to exceed \$185,000 for telephone, telegraph, and teletype rentals and tolls, telegrams, radiograms, and cablegrams; postage, foreign and domestic and post-office box rentals; necessary expenses for interned persons and prisoners of war under the jurisdiction of the Navy Department, including funeral expenses for such interned persons or prisoners of war as may die while under such jurisdiction; payment of claims for damages as provided in the Act making appropriations for the naval service for the fiscal year 1920, approved July 11, 1919 (U. S. C.,</p>
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Proviso.
Contracts without
advertising.
R. S., sec. 3709, p.
733.
U. S. C., p. 1803.

June 3, 1936.
[H. R. 12527.]
[Public, No. 636.]

Navy Department
and naval service ap-
propriations for fiscal
year 1937.

Naval Establish-
ment.

Secretary's office.

title 34, sec. 600); and other necessary and incidental expenses; in all, \$1,147,500: *Provided*, That no part of any appropriation contained in this Act shall be available for the expense of any naval district in which there may be an active navy yard, naval training station, or naval operating base, unless the commandant of the naval district shall be also the commandant of one of such establishments: *Provided further*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$515,000.

Provisos.
Restriction on use in certain naval districts.

Group IV (b) employees.

CONTINGENT, NAVY

For all emergencies and extraordinary expenses, exclusive of personal services, in the Navy Department or any of its subordinate bureaus or offices at Washington, District of Columbia, arising at home or abroad, but impossible to be anticipated or classified, to be expended on the approval and authority of the Secretary of the Navy, and for such purposes as he may deem proper, and for examination of estimates for appropriations and of naval activities in the field for any branch of the naval service, \$17,500, of which \$2,500 shall be available immediately.

Contingent, Navy.

CARE OF LEPERS, AND SO FORTH, ISLAND OF GUAM

Naval station, Island of Guam: For maintenance and care of lepers, special patients, and for other purposes, including cost of transfer of lepers from Guam to the Island of Culion, in the Philippines, and their maintenance, \$20,000; for educational purposes, \$15,000; in all, \$35,000.

Lepers, etc.

Care, etc., Guam and Culion, P. I.

NAVAL RESEARCH LABORATORY

For laboratory and research work and other necessary work of the Naval Research Laboratory for the benefit of the naval service, including operation and maintenance of a laboratory, additions to equipment necessary properly to carry on work in hand, maintenance of buildings and grounds, temporary employment of such scientific and technical civilian assistants as may become necessary, and subscriptions to technical periodicals, to be expended under the direction of the Secretary of the Navy, \$300,000: *Provided*, That \$50,000 of this appropriation shall be available for the temporary employment of civilian scientists and technicians required on special problems: *Provided further*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$120,000, in addition to the amount authorized by the preceding proviso.

Research Laboratory.

Work of, for naval service.

Provisos.
Temporary employment of scientists, etc.

Group IV (b) employees.

OPERATION AND CONSERVATION OF NAVAL PETROLEUM RESERVES

To enable the Secretary of the Navy to carry out the provisions contained in the Act approved June 4, 1920 (U. S. C., title 34, sec. 524), requiring him to conserve, develop, use, and operate the naval petroleum reserves, \$62,000, of which amount not to exceed \$15,000 shall be available for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service

Naval petroleum reserves.

Conservation and operation.
Vol. 41, p. 813.
U. S. C., p. 1544.

Group IV (b) employees.

Proviso.
Protecting work on
Reserve No. 1.

Vol. 36, p. 847.
U. S. C., p. 1832.

Group IV (b) em-
ployees.

Agreement with ad-
joining landowners not
to drill offset wells.

Naval prison farms
and prison personnel.

Operation, etc.

Proviso.
Limitation on ex-
penditure.
Vol. 48, p. 1227.

Bureau of Naviga-
tion.

Training, education,
etc.

Naval War College,
maintenance, etc.

Naval training sta-
tions, maintenance, etc.

Fleet training, gun-
nery, etc., prizes.

Instruction expenses.
Retirement annui-
ties.

Ante, p. 1092.

of the Navy Department: *Provided*, That out of any sums appro-
priated for naval purposes by this Act, any portion thereof, not to
exceed \$10,000,000, shall be available to enable the Secretary of
the Navy to protect Naval Petroleum Reserve Numbered 1, estab-
lished by Executive order of September 2, 1912, pursuant to the
Act of June 25, 1910 (U. S. C., title 43, secs. 141-143), by drilling
wells and performing any work incident thereto, of which amount
not to exceed \$100,000 shall be available for employees assigned to
group IV (b) and those performing similar services carried under
native and alien schedules in the Schedule of Wages for Civil Em-
ployees in the Field Service of the Navy Department: *Provided*
further, That no part of the sum made available for the protection
of this property shall be expended if a satisfactory agreement can
be made with adjoining landowners not to drill offset wells for the
purpose of producing oil.

NAVAL PRISON FARMS AND PRISON PERSONNEL

For the operation, maintenance, and improvement of naval prison
farms and for the welfare, recreation, and education of prison per-
sonnel, to be expended under such regulations as the Secretary of
the Navy may prescribe, \$14,270: *Provided*, That expenditures here-
under shall not exceed the aggregate receipts covered into the Treas-
ury in accordance with section 4 of the Permanent Appropriation
Repeal Act, 1934.

BUREAU OF NAVIGATION

TRAINING, EDUCATION, AND WELFARE, NAVY

Naval War College: For maintenance and operation, including
repairs, improvements, and care of grounds; services of a professor
of international law, \$2,000; services of lecturers, \$2,000; and other
civilian services; library expenses, including the purchase, binding,
and repair of books and periodicals and subscriptions to newspapers
and periodicals; and including contingencies of the president of the
Naval War College to be expended in his discretion not exceeding
\$1,000; and for other necessary expenses, \$120,000;

Naval training stations: For maintenance, operation, and other
necessary expenses, including repairs, improvements, and care of
grounds of the naval training stations which follow:

San Diego, California, \$160,000;

Newport, Rhode Island, \$130,000;

Great Lakes, Illinois, \$250,000;

Norfolk, Virginia, \$235,000, of which sum \$10,000 shall be avail-
able immediately;

Fleet training: For trophies and badges for excellence in gunnery,
target practice, communication, engineering exercises and for econ-
omy in fuel consumption to be awarded under such rules as the Sec-
retary of the Navy may formulate; for the purpose of recording,
classifying, compiling, and publishing the rules and results; for
the establishment and maintenance of shooting galleries, target
houses, targets, and ranges; for hiring established ranges, and for
transporting equipment to and from ranges; entrance fees in matches
for the rifle team, and special equipment therefor, \$66,220;

Instruction: For postgraduate instruction of officers in other than
civil government and literature, including such amounts as may be
necessary to carry out the provisions of the Act approved January
16, 1936 (Public Act Numbered 417, Seventy-fourth Congress), and
for special instruction, education, and individual training of officers

and enlisted men at home and abroad, including maintenance of students abroad, except aviation training and submarine training otherwise appropriated for, \$190,379: *Provided*, That no part of this or any other appropriation contained in this Act shall be available for or on account of any expense incident to giving special educational courses or postgraduate instruction to officers with view to qualifying them or better qualifying them for the performance of duties required to be performed by or in pursuance of law by officers of the Supply Corps, Construction Corps, or Corps of Civil Engineers, except present students and except such officers who are commissioned in such corps or who have not been commissioned in the line of the Navy more than three years prior to the commencement of such educational courses or postgraduate instruction;

Proviso.
Restriction on special courses of instruction.

Exception.

Libraries: For libraries, professional books, textbooks, religious books, periodicals, and newspapers¹ subscriptions for ships and shore stations not otherwise appropriated for, \$55,000;

Libraries.

Welfare and recreation: For welfare and recreation of the Navy, including periodicals and newspapers¹ subscriptions, and not exceeding \$2,400 for care and operation of schools at naval stations at Guantanamo Bay and Tutuila, for the children of Naval and Marine Corps commissioned, enlisted, and civilian personnel, to be expended in the discretion of the Secretary of the Navy, under such regulations as he may prescribe, \$280,000;

Welfare and recreation.

Naval Reserve Officers' Training Corps: For all expenses incident to the conduct of the Naval Reserve Officers' Training Corps under such regulations as the President has prescribed or hereafter may prescribe under the provisions of section 22 of the Act approved March 4, 1925 (43 Stat., p. 1276; U. S. C., title 34, sec. 821), \$84,400, of which \$20,000 shall be available immediately: *Provided*, That uniforms and other equipment or material issued to the Naval Reserve Officers' Training Corps in accordance with law may be furnished from surplus or reserve stocks of the Navy without payment under this appropriation, except for actual expenses incurred in the manufacture or issue;

Naval Reserve Officers' Training Corps, operation, etc.

Vol. 43, p. 1276.
U. S. C., p. 1564.

Proviso.
Uniforms, equipment, etc.

In all, training, education, and welfare, Navy, \$1,570,999: *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department, exclusive of temporary services, shall not exceed the following amounts, respectively: Naval War College, \$77,000; Naval Training Station, San Diego, \$7,500; Naval Training Station, Newport, \$10,000; Naval Training Station, Great Lakes, \$14,500; Naval Training Station, Norfolk, \$5,500; Instruction, \$26,000; Libraries, \$24,000; Welfare and Recreation, \$2,500.

Training, education, etc.

Proviso.
Group IV (b) employees.

Limitations.

STATE MARINE SCHOOLS, ACT OF MARCH 4, 1911

State Marine Schools.

To reimburse the State of California, \$25,000; the State of Massachusetts, \$25,000; the State of New York, \$25,000; and the State of Pennsylvania, \$25,000, for expenses incurred in the maintenance and support of marine schools in such States as provided in the Act authorizing the establishment of marine schools, and so forth, approved March 4, 1911 (U. S. C., title 34, sec. 1121), and for the maintenance and repair of the particular vessels loaned by the United States to the said States on the date of the approval of this Act for use in connection with such State marine schools, \$90,000, and no other vessels shall be furnished by or through the Navy Department; in all, \$190,000.

Reimbursing California, Massachusetts, New York, and Pennsylvania for expenses.

Vol. 36, p. 1558.
U. S. C., p. 1573.

Maintenance, etc., of vessels loaned.

¹ So in original.

INSTRUMENTS AND SUPPLIES, BUREAU OF NAVIGATION

Instruments and supplies.

For supplies for seamen's quarters; and for the purchase of all other articles of equipage at home and abroad; and for the payment of labor in equipping vessels therewith and manufacture of such articles in the several navy yards; all pilotage and towage of ships of war; canal tolls, wharfage, dock and port charges, and other necessary incidental expenses of a similar nature; hire of launches or other small boats in Asiatic waters; quarantine expenses; services and materials in repairing, correcting, adjusting, and testing compasses on shore and on board ship; nautical and astronomical instruments and repairs to same; compasses; compass fittings, including binnacles, tripods, and other appendages of ship's compasses; logs and other appliances for measuring the ship's way and leads and other appliances for sounding; photographs, photographic instruments and materials, printing outfit and materials; music and musical instruments; commissions, warrants, diplomas, discharges, good-conduct badges, and medals for men and boys; transportation of effects of deceased officers, nurses, and enlisted men of the Navy, and of officers and men of the Naval Reserve who die while on duty; not to exceed \$5,000 for contingent expenses and emergencies arising under cognizance of the Bureau of Navigation, unforeseen and impossible to classify; and for the necessary civilian electricians for gyrocompass testing and inspection, \$630,000: *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$36,000.

Proviso.
Group IV (b) employees.

OCEAN AND LAKE SURVEYS, BUREAU OF NAVIGATION

Ocean and lake surveys.

For hydrographic surveys, including the pay of the necessary hydrographic surveyors, cartographic draftsmen, and recorders, and for the purchase of nautical books, charts, and sailing directions, \$70,000: *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$27,400.

Proviso.
Group IV (b) employees.

Naval Reserve.

NAVAL RESERVE

Organizing, recruiting, etc., of, and Militia.

For expenses of organizing, administering, and recruiting the Naval Reserve and Naval Militia, including the designing, purchasing, and engraving of trophies; pay and allowances of officers and enlisted men of the Naval Reserve when employed on authorized training duty; mileage for officers while traveling under orders to and from training duty; transportation of enlisted men to and from training duty, and subsistence and transfers en route, or cash in lieu thereof; subsistence of enlisted men during the actual period of training duty; subsistence of officers and enlisted men of the Fleet Naval Reserve while performing authorized training or other duty without pay; pay, mileage, and allowances of officers of the Naval Reserve and pay, allowances, subsistence and transportation with subsistence and transfers en route, or cash in lieu thereof of enlisted men of the Naval Reserve when ordered to active duty in connection with the instruction, training, and drilling of the Naval Reserve; pay and allowances, including travel and other allowances as authorized by law (excluding clothing and small-stores issues and uniform gratuities), of aviation cadets of the Naval Reserve when ordered

Fleet Naval Reserve, subsistence, etc.

Pay, mileage, etc.

Aviation cadets.

to active duty, including active duty undergoing training; pay of officers and enlisted men of the Fleet Naval Reserve for the performance of not to exceed forty-eight drills per annum or other equivalent instruction or duty, or appropriate duties, and administrative duties, exclusive, however, of pay, allowances, or other expenses on account of members of any class of the Naval Reserve incident to their being given flight training unless, as a condition precedent, they shall have been found by such agency as the Secretary of the Navy may designate physically and psychologically qualified to serve as pilots of naval aircraft, \$7,868,469, of which amount not more than \$150,000 shall be available for maintenance and rental of armories, including pay of necessary janitors, and for wharfage; not more than \$81,000 shall be available for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department; not less than \$3,125,471 shall be available, in addition to other appropriations, for aviation material, equipment, fuel, and rental of hangars, and not more than \$397,914 shall be available, in addition to other appropriations, for fuel and the transportation thereof, and for all other expenses in connection with the maintenance, operation, repair, and upkeep of vessels assigned for training the Naval Reserve, and of such total sum \$5,334,303 shall be available exclusively for and on account of Naval and Marine Corps Reserve aviation: *Provided*, That no appropriation contained in this Act shall be available to pay more than nineteen officers of the Naval Reserve and one officer of the Marine Corps Reserve above the grade of lieutenant or captain, respectively, the pay and allowances of their grade for the performance of active duty other than the performance of drills or other equivalent instruction or duty, or appropriate duties and the performance of fifteen days' active training duty, and other officers above such grades employed on such class of active duty (not to exceed four months in any calendar year) shall not be entitled to be paid a greater rate of pay and allowances than authorized by law for a lieutenant of the Navy or a captain of the Marine Corps entitled to not exceeding ten years' longevity pay: *Provided further*, That no appropriation made in this Act shall be available for pay, allowances, or traveling or other expenses of any officer or enlisted man of the Naval or Marine Corps Reserve who may be drawing a pension, disability allowance, disability compensation, or retired pay from the Government of the United States; and "retired pay" as here used shall not include the pay of transferred members of such reserve forces.

NAVAL ACADEMY

Pay, Naval Academy: For pay of professors and instructors, including one professor as librarian, and such amounts as may be necessary to carry out the provisions of the Act approved January 16, 1936 (Public, Numbered 417, Seventy-fourth Congress), \$281,193: *Provided*, That not more than \$22,300 shall be paid for masters and instructors in swordsmanship and physical training.

For pay of other employees, \$585,623: *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules, in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department, shall not exceed \$236,000.

Current and miscellaneous expenses, Naval Academy: For text and reference books for use of instructors; stationery, blank books and forms, models, maps, newspapers, and periodicals; apparatus

Drills.
Flight training.
Armories, wharfage, etc.
Group IV (b) employees.
Aviation material, hangars, etc.
Proviso.
Reserve officers performing active duty, restriction.
Limitation.
Pay, allowances, etc., restrictions.
Naval Academy.
Pay for professors, etc.
Annuities.
Ante, p. 1092.
Proviso.
Swordsmanship, etc., instruction.
Employees.
Proviso.
Group IV (b) employees.
Current, etc., expenses.

and materials for instruction in physical training and athletics; expenses of lectures and entertainments, not exceeding \$1,800, including pay and expenses of lecturer and visiting clergymen; chemicals, philosophical apparatus and instruments, stores, machinery, tools, fittings, apparatus, materials for instruction purposes, and purchase of and engraving of trophies and badges, \$60,800; for purchase, binding, and repair of books for the library (to be purchased in the open market on the written order of the superintendent), \$5,000; for expenses of the Board of Visitors to the Naval Academy, \$1,000; for contingencies for the superintendent of the academy, to be expended in his discretion, not exceeding \$4,000; for contingencies for the commandant of midshipmen, to be expended in his discretion, not exceeding \$1,200; in all, \$69,000, to be accounted for as one fund.

Maintenance and repairs. Naval Academy: For necessary repairs of public buildings, wharves, and walls enclosing the grounds of the Naval Academy, accident prevention, improvements, repairs, and fixtures; for books, periodicals, maps, models, and drawings; purchase and repair of fire engines; fire apparatus and plants, machinery; purchase and maintenance of all horses and horse-drawn vehicles for use at the academy, including the maintenance, operation, and repair of three horse-drawn passenger-carrying vehicles to be used only for official purposes; seeds and plants; tools and repairs of the same; stationery; furniture for Government buildings and offices at the academy, including furniture for midshipmen's rooms; coal and other fuels; candles, oil, and gas; attendance on light and power plants; cleaning and clearing up station and care of buildings; attendance on fires, lights, fire engines, fire apparatus, and plants, and telephone, telegraph, and clock systems; incidental labor, advertising, water tax, postage, telephones, telegrams, tolls, and ferrriage; flags and awnings; packing boxes; pay of inspectors and draftsmen; and music and astronomical instruments, \$975,380: *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$24,900.

Vehicles.

Proviso.
Group IV (b) employees.

Naval Home, Philadelphia, Pa.

NAVAL HOME, PHILADELPHIA, PENNSYLVANIA

Personal services.
Proviso.
Group IV (b) employees.

For pay of employees, \$90,120: *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$15,500;

Maintenance.

Maintenance: For water rent, heating, and lighting; cemetery, burial expenses, and headstones; general care and improvements of grounds, buildings, walls, and fences; repairs to power-plant equipment, implements, tools, and furniture, and purchase of the same; music in chapel and entertainment for beneficiaries; stationery, books, and periodicals; transportation of indigent and destitute beneficiaries to the Naval Home, and of sick and insane beneficiaries, their attendants and necessary subsistence for both, to and from other Government hospitals; employment of such beneficiaries in and about the Naval Home as may be authorized by the Secretary of the Navy, on the recommendation of the governor; support of beneficiaries and all other contingent expenses, including the maintenance, repair, and operation of two motor-propelled vehicles, and one motor-propelled passenger-carrying vehicle to be used only for official purposes, \$99,880;

Employment of beneficiaries.

In all, Naval Home, \$190,000.

BUREAU OF ENGINEERING

Bureau of Engineer-
ing.

ENGINEERING

For repairs, preservation, and renewal of machinery, auxiliary machinery, and boilers of naval vessels, yard craft, and ships' boats, distilling and refrigerating apparatus; repairs, preservation, and renewals of electric interior and exterior signal communications and all electrical appliances of whatsoever nature on board naval vessels, except range finders, battle order and range transmitters and indicators, and motors and their controlling apparatus used to operate machinery belonging to other bureaus; searchlights and fire-control equipments for antiaircraft defense at shore stations; maintenance and operation of coast signal service; equipage, supplies, and materials under the cognizance of the Bureau required for the maintenance and operation of naval vessels, yard craft, and ships' boats; purchase, installation, repair, and preservation of machinery, tools, and appliances in navy yards and stations, accident prevention, pay of classified field force under the Bureau; incidental expenses for naval vessels, navy yards, and stations, inspectors' offices, the engineering experiment station, such as photographing, technical books and periodicals, stationery, and instruments; services, instruments, machines and auxiliaries, apparatus and supplies, and technical books and periodicals necessary to carry on experimental and research work; maintenance and equipment of buildings and grounds at the engineering experiment station, Annapolis, Maryland; payment of part time or intermittent employment in the District of Columbia or elsewhere of such scientists and technicians as may be contracted for by the Secretary of the Navy, in his discretion, at a rate of pay not exceeding \$20 per diem for any persons so employed; in all, \$20,500,000: *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$1,724,000: *Provided further*, That not exceeding \$600,000 of this appropriation shall be available for experiment, development, and test of Diesel-type engines for ship propulsion.

Engineering, repairs,
machinery, etc.
Equipment supplies,
etc.Annapolis, Md., en-
gineering experiment
station.*Proviso.*
Group IV (b) em-
ployees.Tests of Diesel-type
engines for ship pro-
pulsion.

BUREAU OF CONSTRUCTION AND REPAIR

Bureau of Construc-
tion and Repair.

For designing naval vessels, including services, instruments, apparatus, and materials necessary for experimental and research work; payment of part time or intermittent employment in the District of Columbia, or elsewhere, of such scientists and technicians as may be contracted for by the Secretary of the Navy, in his discretion, at a rate of pay not exceeding \$20 per diem for any person so employed; maintenance, repairs, and alterations of vessels; care and preservation of vessels out of commission; docking of vessels; salvage and salvage services for naval floating property; construction and repair of district and yard craft; purchase and manufacture of equipage, appliances, supplies, and materials at home and abroad as required for the maintenance, repair, alteration, and operation of naval vessels and district and yard craft; carrying on work of the experimental model basin and wind tunnel; tools and appliances for all purposes in navy yards and naval stations; labor in navy yards and naval stations and elsewhere at home and abroad; accident prevention; pay of classified field force, including employees in material inspection and superintending constructors' offices; incidental expenses at navy yards and naval stations and in material inspection

Construction and re-
pair of vessels.

Field force.

Proviso.
Group IV (b) em-
ployees.

and superintending constructors' offices such as photographing, technical and professional books and magazines, plans, stationery, drafting instruments and other materials, \$19,200,000: *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$1,875,000.

Bureau of Ordnance.

BUREAU OF ORDNANCE

ORDNANCE AND ORDNANCE STORES, BUREAU OF ORDNANCE

Procuring, etc., ord-
nance and ordnance
stores.

For procuring, producing, preserving, and handling ordnance material, for the armament of ships; for the purchase and manufacture of torpedoes and appliances; for the purchase and manufacture of smokeless powder; for fuel, material, and labor to be used in the general work under the cognizance of the Bureau of Ordnance; for furniture at naval ammunition depots, torpedo stations, naval ordnance plants, and proving grounds; for technical books; plant appliances as now defined by the "Navy Classification of Accounts"; for machinery and machine tools; for accident prevention; for experimental work in connection with the development of ordnance material for the Navy; for maintenance of proving grounds, powder factory, torpedo stations, gun factory, ammunition depots, and naval ordnance plants, and for target practice; not to exceed \$15,000 for minor improvements to buildings, grounds, and appurtenances of a character which can be performed by regular station labor; for payment of part time or intermittent employment in the District of Columbia, or elsewhere, of such scientists and technicians as may be contracted for by the Secretary of the Navy in his discretion at a rate of pay not exceeding \$20 per diem for any person so employed; for the maintenance, repair, and operation of horse-drawn and motor-propelled freight and passenger-carrying vehicles, to be used only for official purposes at naval ammunition depots, naval proving grounds, naval ordnance plants, and naval torpedo stations; for the pay of chemists, clerical, drafting, inspection, and messenger service in navy yards, naval stations, naval ordnance plants, and naval ammunition depots, and for care and operation of schools at ordnance stations at Indianhead, Maryland; Dahlgren, Virginia; and South Charleston, West Virginia, \$21,700,000: *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$1,300,000.

Schools at designated
stations.

Proviso.
Group IV (b) em-
ployees.

Bureau of Supplies
and Accounts.

BUREAU OF SUPPLIES AND ACCOUNTS

PAY, SUBSISTENCE, AND TRANSPORTATION OF NAVAL PERSONNEL

Pay of naval person-
nel.
Officers.
Aerial flights, in-
creased pay; restriction.

Pay of naval personnel: For pay and allowances prescribed by law of officers on sea duty and other duty, and officers on waiting orders, pay—\$34,212,380, including not to exceed \$1,698,034 for increased pay for making aerial flights, no part of which shall be available for increased pay for making aerial flights by more than three officers above the rank of captain and below the rank of vice-admiral nor by nonflying officers or observers at a rate in excess of \$1,440 per annum, which shall be the legal maximum rate as to

such nonflying officers or observers; rental allowance, \$7,271,430; subsistence allowance, \$4,285,103; in all, \$45,768,913; officers on the retired list, \$8,297,701; for hire of quarters for officers serving with troops where there are no public quarters belonging to the Government, and where there are not sufficient quarters possessed by the United States to accommodate them, and hire of quarters for officers and enlisted men on sea duty at such times as they may be deprived of their quarters on board ship due to repairs or other conditions which may render them uninhabitable, \$3,000; pay of enlisted men on the retired list, \$6,891,254; interest on deposits by men, \$3,000; pay of petty officers (not to exceed an average of seven thousand seven hundred and twenty chief petty officers, of which number those with a permanent appointment as chief petty officer shall not exceed an average of six thousand seven hundred and forty-four), seamen, landsmen, and apprentice seamen, including men in the engineer's force and men detailed for duty with the Bureau of Fisheries, enlisted men, men in trade schools, pay of enlisted men of the Hospital Corps, extra pay for men for diving, and cash prizes (not to exceed \$100,000) for men for excellence in gunnery, target practice, communication, and engineering competitions, \$82,293,763; outfits for all enlisted men and apprentice seamen of the Navy on first enlistment, civilian clothing not to exceed \$15 per man to men given discharges for bad conduct or undesirability or inaptitude, reimbursement in kind of clothing to persons in the Navy for losses in cases of marine or aircraft disasters or in the operation of water- or air-borne craft, and the authorized issue of clothing and equipment to the members of the Nurse Corps, \$1,801,426; pay of enlisted men undergoing sentence of court martial, \$64,400, and as many machinists as the President may from time to time deem necessary to appoint; pay and allowances of the Nurse Corps, including assistant superintendents, directors and assistant directors—pay, \$550,120; rental allowance, \$23,040; subsistence allowance, \$21,900; pay retired list, \$215,710; in all, \$810,770; rent of quarters for members of the Nurse Corps; pay and allowances of transferred and assigned men of the Fleet Naval Reserve, \$13,790,890; reimbursement for losses of property as provided in the Act approved October 6, 1917 (U. S. C., title 34, secs. 981, 982), as amended by the Act of March 3, 1927 (U. S. C., title 34, sec. 983), \$10,000; payment of six months' death gratuity, \$150,000; in all, \$159,885,117; and no part of such sum shall be available to pay active-duty pay and allowances to officers in excess of nine on the retired list, except retired officers temporarily ordered to active duty as members of retiring and selection boards as authorized by law: *Provided*, That, except for the public quarters occupied by the Chief of Office of Naval Operations, the Superintendent of the Naval Academy, and the Commandant of the Marine Corps and messes temporarily set up on shore for officers attached to seagoing vessels, to aviation units based on seagoing vessels including officers' messes at the fleet air bases, and to landing forces and expeditions, and in addition not to exceed forty in number at such places as shall be designated by the Secretary of the Navy, no appropriation contained in this Act shall be available for the pay, allowances, or other expenses of any enlisted man or civil employee performing service in the residence or quarters of an officer or officers on shore as a cook, waiter, or other work of a character performed by a household servant, but nothing herein shall be construed as preventing the voluntary employment in any such capacity of a retired enlisted man or a transferred member of the Fleet Naval Reserve without additional expense to the Government,

Rental and subsistence allowances.
Retired officers.
Hire of quarters.

Enlisted men.

Prizes, etc.

Outfits, clothing, etc.

Reimbursement for certain losses.

Nurse Corps.

Fleet Naval Reserve.

Property losses.
Vol. 40, p. 389; Vol. 44, p. 1488.
U. S. C., p. 1572.

Active-duty pay, etc., to retired officers; restriction.

Proviso.
Enlisted men ashore as household servants.

Voluntary, etc., services.

Sale of meals to officers on shore duty. nor the sale of meals to officers by general messes on shore as regulated by detailed instructions from the Navy Department;

Subsistence. Subsistence of naval personnel: For provisions and commuted rations for enlisted men of the Navy, which commuted rations may be paid to caterers of messes in case of death or desertion, upon orders of the commanding officers, at 50 cents per diem, and midshipmen at 75 cents per diem, and commuted rations stopped on account of sick in hospital and credited at the rate of 70 cents per ration to the naval hospital fund; subsistence of men unavoidably detained or absent from vessels to which attached under orders (during which subsistence rations to be stopped on board ship and no credit for commutation therefor to be given); quarters and subsistence of men on detached duty; subsistence of members of the Naval Reserve during period of active service; subsistence in kind at hospitals and on board ship in lieu of subsistence allowance of female nurses and Navy and Marine Corps general courts-martial prisoners undergoing imprisonment with sentences of dishonorable discharge from the service at the expiration of such confinement; in all, \$18,685,345;

Unavoidable absences. Transportation and recruiting of naval personnel: For mileage and actual and necessary expenses and per diem in lieu of subsistence as authorized by law to officers of the Navy while traveling under orders, including not to exceed \$2,000 for the expenses of attendance, at home and abroad, upon meetings of technical, professional, scientific, and other similar organizations, when, in the judgment of the Secretary of the Navy, such attendance would be of benefit in the conduct of the work of the Navy Department; for mileage, at 5 cents per mile, to midshipmen entering the Naval Academy while proceeding from their homes to the Naval Academy for examination and appointment as midshipmen, and not more than \$2,500 shall be available for transportation of midshipmen, including reimbursement of traveling expenses while traveling under orders after appointment as midshipmen; for actual traveling expenses of female nurses; for travel allowance or for transportation and subsistence as authorized by law of enlisted men upon discharge; transportation of enlisted men and apprentice seamen and applicants for enlistment at home and abroad, with subsistence and transfers en route, or cash in lieu thereof; transportation to their home, if residents of the United States, of enlisted men and apprentice seamen discharged on medical survey, with subsistence and transfers en route, or cash in lieu thereof; transportation of sick or insane enlisted men and apprentice seamen and insane supernumerary patients to hospitals, with subsistence and transfers en route, or cash in lieu thereof; apprehension and delivery of deserters and stragglers, and for railway guides and other expenses incident to transportation; expenses of recruiting for the naval service; rent of rendezvous and expenses of maintaining the same; advertising for and obtaining men and apprentice seamen; actual and necessary expenses in lieu of mileage to officers on duty with traveling recruiting parties; transportation of dependents of officers and enlisted men, including travel had during the fiscal year 1937, but not in excess of from the last duty station to home, in connection with retirement, \$1,235,711; expenses of funeral escorts of naval personnel; actual expenses of officers and midshipmen while on shore-patrol duty, including the hire of automobiles when necessary for the use of shore-patrol detachment: in all, \$4,922,519;

Detached duty. Naval Reserve, etc. on detached duty; subsistence of members of the Naval Reserve during period of active service; subsistence in kind at hospitals and on board ship in lieu of subsistence allowance of female nurses and Navy and Marine Corps general courts-martial prisoners undergoing imprisonment with sentences of dishonorable discharge from the service at the expiration of such confinement; in all, \$18,685,345;

Transportation. Transportation and recruiting of naval personnel: For mileage and actual and necessary expenses and per diem in lieu of subsistence as authorized by law to officers of the Navy while traveling under orders, including not to exceed \$2,000 for the expenses of attendance, at home and abroad, upon meetings of technical, professional, scientific, and other similar organizations, when, in the judgment of the Secretary of the Navy, such attendance would be of benefit in the conduct of the work of the Navy Department; for mileage, at 5 cents per mile, to midshipmen entering the Naval Academy while proceeding from their homes to the Naval Academy for examination and appointment as midshipmen, and not more than \$2,500 shall be available for transportation of midshipmen, including reimbursement of traveling expenses while traveling under orders after appointment as midshipmen; for actual traveling expenses of female nurses; for travel allowance or for transportation and subsistence as authorized by law of enlisted men upon discharge; transportation of enlisted men and apprentice seamen and applicants for enlistment at home and abroad, with subsistence and transfers en route, or cash in lieu thereof; transportation to their home, if residents of the United States, of enlisted men and apprentice seamen discharged on medical survey, with subsistence and transfers en route, or cash in lieu thereof; transportation of sick or insane enlisted men and apprentice seamen and insane supernumerary patients to hospitals, with subsistence and transfers en route, or cash in lieu thereof; apprehension and delivery of deserters and stragglers, and for railway guides and other expenses incident to transportation; expenses of recruiting for the naval service; rent of rendezvous and expenses of maintaining the same; advertising for and obtaining men and apprentice seamen; actual and necessary expenses in lieu of mileage to officers on duty with traveling recruiting parties; transportation of dependents of officers and enlisted men, including travel had during the fiscal year 1937, but not in excess of from the last duty station to home, in connection with retirement, \$1,235,711; expenses of funeral escorts of naval personnel; actual expenses of officers and midshipmen while on shore-patrol duty, including the hire of automobiles when necessary for the use of shore-patrol detachment: in all, \$4,922,519;

Attendance at meetings. In all, for pay, subsistence, and transportation of naval personnel, \$183,492,981, of which sum \$1,000,000 shall be immediately available, and the money herein specifically appropriated for "Pay, subsistence, and transportation of naval personnel" shall be disbursed and

Midshipmen, etc. for mileage, at 5 cents per mile, to midshipmen entering the Naval Academy while proceeding from their homes to the Naval Academy for examination and appointment as midshipmen, and not more than \$2,500 shall be available for transportation of midshipmen, including reimbursement of traveling expenses while traveling under orders after appointment as midshipmen; for actual traveling expenses of female nurses; for travel allowance or for transportation and subsistence as authorized by law of enlisted men upon discharge; transportation of enlisted men and apprentice seamen and applicants for enlistment at home and abroad, with subsistence and transfers en route, or cash in lieu thereof; transportation to their home, if residents of the United States, of enlisted men and apprentice seamen discharged on medical survey, with subsistence and transfers en route, or cash in lieu thereof; transportation of sick or insane enlisted men and apprentice seamen and insane supernumerary patients to hospitals, with subsistence and transfers en route, or cash in lieu thereof; apprehension and delivery of deserters and stragglers, and for railway guides and other expenses incident to transportation; expenses of recruiting for the naval service; rent of rendezvous and expenses of maintaining the same; advertising for and obtaining men and apprentice seamen; actual and necessary expenses in lieu of mileage to officers on duty with traveling recruiting parties; transportation of dependents of officers and enlisted men, including travel had during the fiscal year 1937, but not in excess of from the last duty station to home, in connection with retirement, \$1,235,711; expenses of funeral escorts of naval personnel; actual expenses of officers and midshipmen while on shore-patrol duty, including the hire of automobiles when necessary for the use of shore-patrol detachment: in all, \$4,922,519;

Enlisted men. In all, for pay, subsistence, and transportation of naval personnel, \$183,492,981, of which sum \$1,000,000 shall be immediately available, and the money herein specifically appropriated for "Pay, subsistence, and transportation of naval personnel" shall be disbursed and

Apprehending deserters, etc. Recruiting. In all, for pay, subsistence, and transportation of naval personnel, \$183,492,981, of which sum \$1,000,000 shall be immediately available, and the money herein specifically appropriated for "Pay, subsistence, and transportation of naval personnel" shall be disbursed and

Transporting dependents. In all, for pay, subsistence, and transportation of naval personnel, \$183,492,981, of which sum \$1,000,000 shall be immediately available, and the money herein specifically appropriated for "Pay, subsistence, and transportation of naval personnel" shall be disbursed and

Funeral escorts. In all, for pay, subsistence, and transportation of naval personnel, \$183,492,981, of which sum \$1,000,000 shall be immediately available, and the money herein specifically appropriated for "Pay, subsistence, and transportation of naval personnel" shall be disbursed and

Aggregate; amount immediately available. In all, for pay, subsistence, and transportation of naval personnel, \$183,492,981, of which sum \$1,000,000 shall be immediately available, and the money herein specifically appropriated for "Pay, subsistence, and transportation of naval personnel" shall be disbursed and

accounted for in accordance with existing law and shall constitute one fund: *Provided*, That additional commissioned, warranted, appointed, enlisted, and civilian personnel of the Medical Department of the Navy, required for the care of patients of the United States Veterans' Administration in naval hospitals, may be employed in addition to the numbers appropriated for in this Act: *Provided further*, That no part of this appropriation shall be available for the pay of any midshipmen whose admission subsequent to January 30, 1936, would result in exceeding at any time an allowance of four midshipmen for each Senator, Representative, and Delegate in Congress; of one midshipman for Puerto Rico, a native of the island, appointed on nomination of the Governor, and of four midshipmen from Puerto Rico, appointed on nomination of the Resident Commissioner; and of four midshipmen from the District of Columbia: *Provided further*, That nothing herein shall be construed to repeal or modify in any way existing laws relative to the appointment of midshipmen at large, from the enlisted personnel of the naval service, from the Naval Reserve, from honor graduates of military schools or Naval Reserve Officers' Training Corps: *Provided further*, That no part of this appropriation shall be available for the pay of any midshipman appointed from enlisted men of the Navy for admission to the Naval Academy in the class entering in the calendar year 1937 who has not served aboard a vessel of the Navy in full commission for at least nine months prior to such admission.

Accounting.

Provisos.
Additional medical detail, Veterans' Administration patients in naval hospitals.

Restriction on admissions to Naval Academy after January 30, 1936.

Appointments at large from enlisted men not affected.

Sea service requirements of appointees from enlisted men.

MAINTENANCE, BUREAU OF SUPPLIES AND ACCOUNTS

For equipage, supplies, and services under the cognizance of the Bureau of Supplies and Accounts, including stationery for commanding, executive, communication, and navigating officers of ships, boards and courts on ships, and chaplains; commissions, interest, and exchange; ferriage and bridge tolls; including street-car fares; rent of buildings and offices not in navy yards except for use of naval attachés and recruiting officers; accident prevention; services of civilian employees under the cognizance of the Bureau of Supplies and Accounts; freight, express, and parcel-post charges, including transportation of funds and cost of insurance on shipments of money when necessary; for transportation on Government-owned vessels, notwithstanding the provisions of other law, of privately owned automobiles of Regular Navy and Marine Corps personnel upon change of station, and ice for cooling drinking water on shore (except at naval hospitals and shops at industrial navy yards), pertaining to the Navy Department and Naval Establishment, \$8,523,612: *Provided*, That no part of this or any other appropriation contained in this Act shall be available for or on account of the supply or replacement of table linen, dishes, glassware, silver, and kitchen utensils for use in the residences or quarters of officers on shore: *Provided further*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$4,400,000: *Provided further*, That, without deposit to the credit of the Treasurer of the United States and withdrawal on money requisitions, receipts of public moneys from sales or other sources by officers of the Navy and Marine Corps on disbursing duty and charged in their official accounts may be used by them as required for current expenditures, all necessary bookkeeping adjustments of appropriations, funds, and accounts to be made in the settlement of their disbursing accounts.

Maintenance.

Freight, etc., charges.

Provisos.
Supply or replacement of kitchen, etc., ware for officers' quarters ashore forbidden.

Group IV (b) employees.

Use of certain receipts for current expenditures; accounting.

CLOTHING, NAVAL RESERVE

Clothing and small-stores fund.

The clothing and small-stores fund shall be charged with the value of all issues of clothing and small stores made to aviation cadets and enlisted men of the Naval Reserve and the uniform gratuity paid to officers and aviation cadets of the Naval Reserve.

FUEL AND TRANSPORTATION, BUREAU OF SUPPLIES AND ACCOUNTS

Fuel and transportation.

For coal and other fuel for submarine bases and steamers' and ships' use, including expenses of transportation, storage, and handling the same and the removal of fuel refuse from ships; maintenance and general operation of machinery of naval fuel depots and fuel plants; water for all purposes on board naval vessels, and ice for the cooling of water, including the expense of transportation and storage of both, \$8,437,460: *Provided*, That fuel acquired other than by purchase shall not be issued without charging the applicable appropriation with the cost of such fuel at the rate current at the time of issue for fuel purchased: *Provided further*, That the President may direct the use, wholly or in part, of fuel on hand, however acquired, to be charged at the last issue rate for fuel acquired by purchase, when, in his judgment, prices quoted for supplying fuel are excessive: *Provided further*, That no part of this appropriation shall be available, any provision in this Act to the contrary notwithstanding, for the purchase of any kind of fuel oil of foreign production for issue, delivery, or sale to ships at points either in the United States or its possessions where oil of the production of the United States or its possessions may be procurable, notwithstanding that oil of the production of the United States or its possessions may cost more than oil of foreign production, if such excess of cost, in the opinion of the Secretary of the Navy, which shall be conclusive, be not unreasonable.

Provisos.
Issue to be charged to applicable appropriation.

Prices for fuel on hand.

Restriction on use, etc., of foreign fuel oil.

BUREAU OF MEDICINE AND SURGERY

Bureau of Medicine and Surgery.

MEDICAL DEPARTMENT

Surgeons' necessaries. Civil establishment.

For surgeons' necessaries for vessels in commission, navy yards, naval stations, and Marine Corps; and for the civil establishment at the several naval hospitals, navy yards, naval medical supply depots, Naval Medical School and Dispensary, Washington, and Naval Academy; for tolls and ferriages; purchase of books and stationery; hygienic and sanitary investigation and illustration; sanitary, hygienic, administrative, and special instruction, including the issuing of naval medical bulletins and supplements; purchase and repairs of non-passenger-carrying wagons, automobile ambulances, and harness; purchase of and feed for horses and cows; maintenance, repair, and operation of three passenger-carrying motor vehicles for Naval Dispensary, Washington, District of Columbia, and of one motor-propelled vehicle for official use only for the medical officer on out-patient medical service at the Naval Academy; trees, plants, care of grounds, garden tools, and seeds; incidental articles for the Naval Medical School and Naval Dispensary, Washington, naval medical supply depots, sick quarters at Naval Academy and marine barracks; washing for medical department at Naval Medical School and Navy¹ Dispensary, Washington, naval medical supply depots, sick quarters at Naval Academy and marine barracks, dispensaries at navy yards and naval stations, and ships; and for minor repairs on buildings and grounds of the United States Naval Medical School

Vehicles, etc.

¹ So in original.

and naval medical supply depots; rent of rooms for Naval Dispensary, Washington, District of Columbia, not to exceed \$1,200; for the care, maintenance, and treatment of the insane of the Navy and Marine Corps on the Pacific coast, including supernumeraries held for transfer to Saint Elizabeths Hospital; for dental outfits and dental material; and all other necessary contingent expenses; in all, \$2,220,000: *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$200,000.

Care, etc., of insane on Pacific coast.

Proviso.
Group IV (b) employees.

CARE OF THE DEAD

For the care of the dead; for funeral expenses and interment or transportation to their homes or to designated cemeteries of the remains of officers (including officers who die within the United States) and enlisted men of the Navy and Marine Corps, of members of the Nurse Corps, reservists on active or training duty, and accepted applicants for enlistment, civilian employees of the Navy Department and Naval Establishment who die outside of the continental limits of the United States, and former enlisted men who are discharged while in naval hospitals and are inmates of said hospitals on the date of their death; for funeral expenses and interment of the remains of pensioners and destitute patients who die in naval hospitals; for purchase and care of cemetery lots; for care of graves outside of the continental limits of the United States, including those in sites not owned by the United States; for removal of remains from abandoned cemeteries to naval or national cemeteries, or to their homes, including remains interred in isolated graves at home and abroad, and remains temporarily interred, \$70,000: *Provided*, That the above provision shall apply in the case of officers and enlisted men of the Navy and Marine Corps on the retired list who die while on active duty.

Care of the dead.

Interment or transportation expenses.

Civilian employees dying abroad.

Proviso.
Retired officers, etc., on active duty included.

BUREAU OF YARDS AND DOCKS

MAINTENANCE, BUREAU OF YARDS AND DOCKS

For the labor, materials, and supplies necessary, as determined by the Secretary of the Navy, for the general maintenance of the activities and properties now or hereafter under the cognizance of the Bureau of Yards and Docks, including accident prevention; the purchase, maintenance, repair, and operation of passenger-carrying vehicles for the Navy Department (not to exceed ten in number) and the Naval Establishment not otherwise provided for; not to exceed \$1,600,000 for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department, and part-time or intermittent employment in the District of Columbia, or elsewhere, of such engineers and architects as may be contracted for by the Secretary of the Navy, in his discretion, at a rate of pay not exceeding \$25 per diem for any person so employed, \$7,450,000: *Provided*, That during the fiscal year 1937 the motor-propelled passenger-carrying vehicles to be purchased hereunder shall not exceed the following respective numbers and costs: Ten at \$1,800 each, fifty-one at \$550 each, and one motor bus at \$3,950: *Provided further*, That expenditures from appropriations contained in this Act for the maintenance, operation, and repair of motor-propelled passenger-carrying vehicles, including the compensation of civilian chauffeurs and the

Bureau of Yards and Docks.

General maintenance, etc.

Vehicles.

Group IV (b) employees.

Provisos.
Limitation on vehicle purchases.

Maintenance, operation, repair, etc.

compensation of any greater number than ninety enlisted men detailed to such duty, shall not exceed in the aggregate \$90,000, exclusive of such vehicles owned and operated by the Marine Corps in connection with expeditionary duty without the continental limits of the United States, motor busses, and motorcycles, and on any one vehicle, except busses and ambulances, shall not exceed for maintenance, upkeep, and repair, exclusive of garage rent, pay of operators, tires, fuel, and lubricants, one-third of the market price of a new vehicle of the same make or class, and in any case not more than \$400.

CONTINGENT, BUREAU OF YARDS AND DOCKS

Contingent. For contingent expenses and minor extensions and improvements of public works at navy yards and stations, \$140,000.

PUBLIC WORKS, BUREAU OF YARDS AND DOCKS

Public works, etc. For public works and public utilities, Bureau of Yards and Docks, \$3,395,300, which, together with the unexpended balances of appropriations heretofore made under this head, shall be disbursed and accounted for in accordance with existing law and shall constitute one fund: *Provided*, That not to exceed 2½ per centum of the aggregate amount available on July 1, 1936, shall be available for the employment of classified personal services in the Bureau of Yards and Docks and in the field service to be engaged upon such work and to be in addition to employees otherwise provided for: *Provided further*, That the Secretary of the Navy is authorized to commence, continue, or complete the construction of, or make provision for, by contract or otherwise, projects heretofore authorized and appropriated for under this head, and, in addition, the following-named public works and public utilities projects at a limit of cost not to exceed the amount stated for each project enumerated, respectively:

Mare Island, Calif. Navy Yard, Mare Island, California: For preparation of site, preliminary test pits, cofferdam, and other incidental preliminary work toward the construction of graving dock, services and auxiliary construction, \$150,000;

Pearl Harbor, Hawaii. Navy Yard, Pearl Harbor, Hawaii: Improvement of channel and harbor, including plant, \$1,500,000; mooring facilities and accessories, \$225,000; purchase of land for range light, \$100;

Annapolis, Md. Naval Radio Station, Annapolis, Maryland: Extension of radio facilities, including buildings and accessories, \$400,000;

Norfolk, Va. Navy Yard, Norfolk, Virginia: Improvement of power plant, \$300,000; extension of machine shop, \$125,000;

Naval Academy. Buildings and Grounds, Naval Academy, Annapolis, Maryland: Increased facilities for midshipmen, including building extensions and accessories, \$410,000; improvement of interior illumination, \$270,000;

Key West, Fla. Naval Station, Key West, Florida: Improvement of water front, \$286,000;

San Diego, Calif. Naval Hospital, San Diego, California: Extension of main hospital building, \$260,000, to be paid from Naval Hospital Fund;

Radio receiving station. Naval Radio Receiving Station, vicinity of Washington, District of Columbia: Service lines, improvement of grounds, and other facilities¹, \$125,000;

Balboa, C. Z. Naval Radio Receiving Station, Balboa, Canal Zone: Service lines, improvement of grounds, and other facilities, \$45,000;

Summit, C. Z. Naval Radio Station, Summit, Canal Zone: Extension of radio facilities, including buildings and accessories, \$175,000;

¹ So in original.

Naval Radio Station, Lualualei, Hawaii: Extension of radio facilities, including buildings and accessories, \$225,000;	Lualualei, Hawaii.
Naval Operating Base, Norfolk, Virginia: Improvement of water front, \$300,000;	Norfolk, Va., operating base.
Navy Yards and Naval Stations: Toward improvement of electric lines to water front, \$800,000.	Navy yards and stations; electric lines to water front.

BUREAU OF AERONAUTICS

AVIATION, NAVY

For aviation, as follows: For navigational, photographic, aerological, radio, and miscellaneous equipment, including repairs thereto, for use with aircraft built or building on June 30, 1936, \$700,000; for maintenance, repair, and operation of aircraft factory, air stations, fleet air bases, fleet and all other aviation activities, accident prevention, testing laboratories, for overhauling of planes, and for the purchase for aviation purposes only of special clothing, wearing apparel, and special equipment, \$14,408,270, including \$221,000 for the equipment of vessels with catapults and including not to exceed \$50,000 for the procurement of helium, which sum of \$50,000 shall be transferred to and made available to the Bureau of Mines on July 1, 1936, in addition to which sum the Bureau of Mines may use for helium-plant operation in the fiscal year 1937 the unexpended balance of funds transferred to it for such operation in the fiscal year 1936, and the Bureau may lease, after competition, surplus metal cylinders acquired for use as helium containers; for continuing experiments and development work on all types of aircraft, including the payment of part-time or intermittent employment in the District of Columbia or elsewhere of such scientists and technicians as may be contracted for by the Secretary of the Navy, in his discretion, at a rate of pay not exceeding \$20 per diem for any person so employed, \$2,500,000; for new construction and procurement of aircraft and equipment, spare parts and accessories, \$20,980,000, of which amount not to exceed \$6,590,000 shall be available for the payment of obligations incurred under the contract authorization carried in the Navy Appropriation Act for the fiscal year 1936; in all, \$38,588,270, and the money herein specifically appropriated for "Aviation" shall be disbursed and accounted for in accordance with existing law and shall constitute one fund: <i>Provided</i> , That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$1,582,340: <i>Provided further</i> , That in addition to the amount herein appropriated, the Secretary of the Navy may, prior to July 1, 1937, enter into contracts for the production and purchase of new airplanes and their equipment, spare parts and accessories, to an amount not in excess of \$13,000,000: <i>Provided further</i> , That the Secretary of the Treasury is authorized and directed, upon the request of the Secretary of the Navy, to transfer not to exceed in the aggregate \$50,000 from this appropriation to the appropriations "Pay, subsistence, and transportation, Navy" and "Pay, Marine Corps" to cover authorized traveling expenses of officers and enlisted men in connection with flying new airplanes from contractor's works to assigned station or ship, including travel to contractor's works and return of personnel to stations of duty, and the amount so transferred shall be in addition to any limitations contained in the appropriations "Pay, Subsistence, and Transportation, Navy" and "Pay,	Bureau of Aeronautics.
	Designated aviation expenses.
	Helium. Post, p. 1790.
	Developing aircraft types, etc.
	New construction.
	Incurred obligations.
	Aggregate; accounting.
	Previous Group IV (b) employees.
	Contracts for new airplanes, etc.
	Sum transferred for traveling expenses.
	Amc, p. 1406; Post, p. 1414.

Coast stations limited. Marine Corps": *Provided further*, That no part of this appropriation shall be expended for maintenance of more than six heavier-than-air stations on the coast of the continental United States: *Provided further*, That no part of this appropriation shall be used for the construction of a factory for the manufacture of airplanes: *Provided further*, That the Secretary of the Navy is hereby authorized to consider, ascertain, adjust, determine, and pay out of this appropriation the amounts due on claims for damages which have occurred or may occur to private property growing out of the operations of naval aircraft where such claim does not exceed the sum of \$500.

MARINE CORPS

PAY, MARINE CORPS

Pay, etc., officers on active list. Pay of officers, active list: For pay and allowances prescribed by law for all officers on the active list—pay and allowance, \$4,233,706, including not to exceed \$212,427 for increased pay for making aerial flights, none of which shall be available for increased pay for making aerial flights by nonflying officers at a rate in excess of \$1,440 per annum, which shall be the legal maximum rate as to such nonflying officers; subsistence allowance, \$573,123; rental allowance, \$766,154; in all, \$5,572,983; and no part of such sum shall be available to pay active-duty pay and allowances to officers on the retired list;

Retired officers. For pay of officers prescribed by law on the retired list, \$1,329,195;

Enlisted men, active list. Pay of enlisted men, active list: For pay and allowances of non-commissioned officers, musicians, and privates, as prescribed by law, and for the expenses of clerks of the United States Marine Corps traveling under orders, including not to exceed \$250 for the expenses of attendance upon meetings of technical, professional, scientific, and other organizations, when, in the judgment of the Secretary of the Navy, such attendance would be of benefit in the conduct of the work of the Marine Corps, and including additional compensation for enlisted men of the Marine Corps qualified as expert riflemen, sharpshooters, marksmen, or regularly detailed as gun captains, gun pointers, cooks, messmen, including interest on deposits by enlisted men, post-exchange debts of deserters, and of men discharged or sentenced to terms of imprisonment while in debt to the United States, under such rules as the Secretary of the Navy may prescribe, and the authorized travel allowance of discharged enlisted men, and for prizes for excellence in gunnery exercises and target practice, and for pay of enlisted men designated as Navy mail clerks and assistant Navy mail clerks both afloat and ashore, and for gratuities to enlisted men discharged not under honorable conditions—pay and allowances, \$7,780,526; allowance for lodging and subsistence, \$632,399; in all, \$8,412,925;

Pay and allowances. For pay and allowances prescribed by law of enlisted men on the retired list, \$841,600;

Retired enlisted men. Undrawn clothing: For payment to discharged enlisted men for clothing undrawn, \$200,720;

Undrawn clothing. For pay and allowances of the Marine Corps Reserve (a) excluding transferred and assigned men, \$793,095; (b) transferred men, \$426,953; in all, \$1,220,048;

Marine Corps Reserve. For mileage and actual and necessary expenses and per diem in lieu of subsistence as authorized by law to officers traveling under orders without troops, \$146,000;

Mileage, etc. In all, \$17,723,471, and the money herein specifically appropriated for pay of the Marine Corps shall be disbursed and accounted for in accordance with existing law and shall constitute one fund.

Accounting.

PAY OF CIVIL EMPLOYEES, MARINE CORPS

Pay of civil force: For personal services in the District of Columbia, as follows:

Civil force at headquarters.

Offices of the Major General Commandant and adjutant inspector, \$108,380;

Office of paymaster, \$45,300;

Office of the quartermaster, \$118,540; in all, \$272,220: *Provided*, That the total number of enlisted men on duty at Marine Corps headquarters on May 7, 1930, shall not be increased, and in lieu of enlisted men whose services at such headquarters shall be terminated for any cause prior to July 1, 1937, their places may be filled by civilians, for the pay of whom, in accordance with the Classification Act of 1923, as amended, either or both the appropriations "Pay, Marine Corps" and "General expenses, Marine Corps" shall be available.

Proviso.
Number of enlisted men at headquarters. Vacancies to be filled by civilians.

Pay rates.
Vol. 42, p. 1488; Vol. 45, p. 776; Vol. 46, p. 1003.
U. S. C., p. 85.

GENERAL EXPENSES, MARINE CORPS

For every expenditure requisite for, and incident to, the authorized work of the Marine Corps, other than as appropriated for under the headings of pay and salaries, as follows:

General expenses.
Authorized work.

For provisions, subsistence, board and lodging of enlisted men, recruits and recruiting parties, and applicants for enlistment, cash allowance for lodging and subsistence to enlisted men traveling on duty; ice, ice machines and their maintenance, \$2,657,348;

Provisions, etc.

For clothing for enlisted men, \$889,200;

Clothing.

For fuel, heat, light, and power, including sales to officers, \$457,000;

Fuel, etc.

For military supplies and equipment, including their purchase, repair, preservation, and handling; recreational, school, educational, library, musical, amusement, field sport and gymnasium supplies, equipment, services, and incidental expenses; purchase and marking of prizes for excellence in gunnery and rifle practice, good-conduct badges, medals, and buttons awarded to officers and enlisted men by the Government for conspicuous, gallant, and special service; rental and maintenance of target ranges and entrance fees for competitions, \$516,877.

Military supplies, etc.
Purchase, preservation, etc.

Prizes, badges, etc.

For transportation of troops and applicants for enlistment, including cash in lieu of ferriage and transfers en route; toilet kits for issue to recruits upon their first enlistment and other incidental expenses of the recruiting service; and for transportation for dependents of officers and enlisted men, including travel had during the fiscal years 1935 and 1936, but not in excess of from the last duty station to home, in connection with retirement, \$300,000;

Transportation, etc.

Dependents.

For repairs and improvements to barracks, quarters, and other public buildings at posts and stations; for the renting, leasing, and improvement of buildings in the District of Columbia, and at such other places as the public exigencies require, and the erection of temporary buildings upon the approval of the Secretary of the Navy at a total cost of not to exceed \$10,000 during the year, \$400,000;

Repairs, etc., to barracks, quarters, etc.

For forage and stabling of public animals and the authorized number of officers' horses, \$25,000;

Forage, etc.

For miscellaneous supplies, material, equipment, personal and other services, and for other incidental expenses for the Marine Corps not otherwise provided for; purchase, repair, and exchange of typewriters and calculating machines; purchase and repair of furniture and fixtures; repair of motor-propelled passenger-carrying vehicles; and purchase, exchange, and repair of horse-drawn passenger-carrying and other vehicles, including parts; veterinary services and

Contingent.

Vehicles, etc.

Horses, etc.

Funeral expenses.

Proviso.
Purchase of vehicles.

Marine Corps Reserve.

Accounting.
Proviso.
Group IV (b) employees.

Replacement of vessels.

Construction and machinery.
Submarines, etc., heretofore authorized.
Vol. 39, p. 616.

Vol. 48, p. 201.
Commencement of designated vessels.
Vol. 48, p. 503.

Conditional capital-ship replacement.

Vol. 46, p. 2858.

Balances reappropriated.
Ante, p. 417.

Provisos.
Group IV (b) employees.

Technical services, etc.

medicines for public animals and the authorized number of officers' horses; purchase of mounts and horse equipment for all officers below the grade of major required to be mounted; shoeing for public animals and the authorized number of officers' horses; books, newspapers, and periodicals; printing and binding; packing and crating of officers' allowance of baggage; funeral expenses of officers and enlisted men and accepted applicants for enlistment and retired officers on active duty, including the transportation of their bodies, arms, and wearing apparel from the place of demise to the homes of the deceased in the United States; construction, operation, and maintenance of laundries; and for all emergencies and extraordinary expenses, \$2,180,842: *Provided*, That there may be expended out of this appropriation (including the exchange value of any vehicle that may be used as part payment) for the purchase of motor-propelled passenger-carrying vehicles, the gross cost of any one vehicle not to be in excess of the respective amounts as follows: One at \$1,800; two at \$900 each; nine at \$700 each; six station wagons at \$700 each; and five motorcycles at \$300 each.

Marine Corps Reserve: For clothing, including clothing for aviation cadets, subsistence, heat, light, transportation, and miscellaneous expenses, \$219,308;

In all, \$7,645,575, to be accounted for as one fund: *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$80,000.

REPLACEMENT OF NAVAL VESSELS

Construction and machinery: On account of hulls and outfits of vessels and machinery of vessels, including the re-engining and completion of submarines 170 and 171 (39 Stat. 616), heretofore authorized and appropriated for in part under "Increase of the Navy, Construction and Machinery", including (1) the expenses in connection with continuing the construction of two aircraft carriers, one heavy cruiser, three light cruisers, twenty destroyers, four submarines, and two gunboats which were commenced in the fiscal year 1934 under funds made available from the National Industrial Recovery Act, approved June 16, 1933, and (2) for the commencement of the following vessels authorized by the Act approved March 27, 1934 (48 Stat. 503-505): (a) Twelve destroyers and six submarines, and (b) not more than two capital ships, as replacements of overage capital ships, to be undertaken only in the event that the President determines as a fact that capital-ship-replacement construction is commenced by any of the other signatory powers to the Treaty for the Limitation and Reduction of Naval Armament signed at London, April 22, 1930, \$115,300,000, and in addition the unexpended balances on June 30, 1936 of the appropriation "Increase of the Navy, Construction and Machinery" are hereby reappropriated and made available for the purposes of this paragraph, and the total sum herein made available shall remain available until expended: *Provided*, That the sum to be paid out of the amount available for expenditure under the head of "Construction and Machinery" for the fiscal year 1937 for employees in the field service assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$3,870,000: *Provided further*, That, of the appropriations made available by this Act under the head of "Replacement of Naval

Vessels", there shall be available such sums as the Secretary of the Navy may from time to time determine to be necessary for the engagement of technical services, and the employment of personnel in the Navy Department and in the field, the purchase of plans, drafting and other supplies, and the expenses of printing and travel, in addition to those otherwise provided for, owing to the construction of vessels which have been, or may hereafter be authorized.

Armor, armament, and ammunition: Toward the armor, armament, and ammunition for vessels hereinbefore described under the head of "Construction and machinery", \$53,200,000, and in addition the unexpended balances on June 30, 1936 of the appropriation "Increase of the Navy, Armor, Armament, and Ammunition" are hereby reappropriated and made available for the purposes of this paragraph and the total sum herein made available shall remain available until expended: *Provided*, That the sum to be paid out of the amount available for expenditure under this head for the fiscal year 1937 for employees in the field service assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$1,250,000.

Armor, ammunition, etc., for vessels.
Sums reappropriated.
Ante, p. 417.

Proviso.
Group IV (b) employees.

The appropriations made in this Act for the purchase or manufacture of equipment or material or of a particular class of equipment or material shall be available for the purchase of letters patent, applications for letters patent, licenses under letters patent, and applications for letters patent that pertain to such equipment or material for which the appropriations are made.

Purchase of letters patent, etc.

No part of any appropriation made for the Navy shall be expended for any of the purposes herein provided for on account of the Navy Department in the District of Columbia, including personal services of civilians and of enlisted men of the Navy, except as herein expressly authorized: *Provided*, That there may be detailed to the Bureau of Navigation not to exceed at any one time seven enlisted men of the Navy: *Provided further*, That enlisted men detailed to the Naval Dispensary and the Radio Communication Service shall not be regarded as detailed to the Navy Department in the District of Columbia.

Department use limited.

Provisos.
Details to Bureau of Navigation.
Designated services not regarded as details.

No part of the appropriations made in this Act shall be available for the salary or pay of any officer, manager, superintendent, foreman, or other person or persons having charge of the work of any employee of the United States Government while making or causing to be made with a stop watch or other time-measuring device a time study of any job of any such employee between the starting and completion thereof, or of the movements of any such employee while engaged upon such work; nor shall any part of the appropriations made in this Act be available to pay any premiums or bonus or cash reward to any employee in addition to his regular wages, except for suggestions resulting in improvements or economy in the operation of any Government plant; and no part of the moneys herein appropriated for the Naval Establishment or herein made available therefor shall be used or expended under contracts hereafter made for the repair, purchase, or acquirement, by or from any private contractor, of any naval vessel, machinery, article or articles that at the time of the proposed repair, purchase, or acquirement can be repaired, manufactured, or produced in each or any of the Government navy yards or arsenals of the United States, when time and facilities permit, and when, in the judgment of the Secretary of the Navy, such repair, purchase, acquirement, or production

No pay to officer, etc., using time-measuring device on work of employee.

Cash rewards prohibited.

Repairs, etc., other than at navy yards, etc., restricted.

Proviso.
Construction, etc., first and alternate vessels at Government yards, factories, etc., required.

Vol. 45, p. 1165; Vol. 48, p. 503.
U. S. C., p. 1541.

Contractors to furnish estimates.

would not involve an appreciable increase in cost to the Government: *Provided*, That nothing herein shall be construed as altering or repealing the provisos contained in the Acts to authorize the construction of certain naval vessels, approved February 13, 1929, and March 27, 1934, which provide that the first and succeeding alternate vessels in each category, except the fifteen-thousand-ton aircraft carrier, upon which work is undertaken, together with the main engines, armor, and armament shall be constructed or manufactured in the Government navy yards, naval gun factories, naval ordnance plants, or arsenals of the United States, except such material or parts as are not customarily manufactured in such Government plants.

No part of the funds herein appropriated shall be available to pay a contractor upon any contract for a naval vessel entered into under authority of this Act unless, at the time of filing his bid, he shall also file the estimates upon which such bid was based.

Navy Department.

NAVY DEPARTMENT

SALARIES

Salaries.

For compensation for personal services in the District of Columbia, as follows:

Secretary, Assistant, and civilian personnel in offices, etc., designated.

Office of the Secretary of the Navy: Secretary of the Navy, Assistant Secretary of the Navy, and other personal services, \$173,330.

General board, \$12,560.

Naval examining and retiring boards, \$10,600.

Compensation board, \$6,840.

Office of Naval Records and Library, \$34,080.

Office of Judge Advocate General, \$117,720.

Office of Chief of Naval Operations, \$66,020.

Board of Inspection and Survey, \$19,840.

Office of Director of Naval Communications, \$130,000.

Office of Naval Intelligence, \$61,660.

Bureau of Navigation, \$473,320.

Hydrographic Office, \$400,000.

American Ephemeris, etc.

Naval Observatory, including \$2,500 for pay of computers on piecework in preparing for publication the American Ephemeris and Nautical Almanac and in improving the tables of the planets, moon, and stars, \$171,140.

Bureau of Engineering, \$307,400.

Bureau of Construction and Repair, \$347,479.

Bureau of Ordnance, \$149,000.

Bureau of Supplies and Accounts, \$800,000.

Bureau of Medicine and Surgery, \$83,720.

Bureau of Yards and Docks, \$276,800.

Bureau of Aeronautics, \$344,000.

In all, salaries, Navy Department, \$3,985,509.

Salaries limited to average rates under Classification Act.

Vol. 42, p. 1488; Vol. 45, p. 776; Vol. 46, p. 1003.

U. S. C., p. 85.

In expending appropriations or portions of appropriations contained in this Act, for the payment for personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the Assistant Secretaries of the Navy, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any

fiscal year and then only to the next higher rate: *Provided*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to require the reduction in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the rules of section 6 of such Act, (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit, (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

Proviso.
Restriction not applicable to clerical-mechanical service.

No reduction in fixed salaries.
Vol. 42, p. 1490.
Transfer to another position without reduction.

Payment under higher rate permitted.

If only one position in a grade.

CONTINGENT EXPENSES

For professional and technical books and periodicals, law books, and necessary reference books, including city directories, railway guides, freight, passenger, and express tariff books and photostating, for department library; for purchase of photographs, maps, documents, and pictorial records of the Navy, photostating and other necessary incidental expenses in connection with the preparation for publication of the naval records of the war with the Central Powers of Europe; for stationery, furniture, newspapers, plans, drawings, and drawing materials; purchase and exchange of motor trucks or motor-delivery wagons, maintenance, repair, and operation of motor trucks or motor-delivery wagons; garage rent; street-car fares not exceeding \$500; freight, expressage, postage, typewriters, and computing machines, and other absolutely necessary expenses of the Navy Department and its various bureaus and offices, \$95,000; it shall not be lawful to expend, unless otherwise specifically provided herein, for any of the offices or bureaus of the Navy Department in the District of Columbia, any sum out of appropriations made for the naval service for any of the purposes mentioned or authorized in this paragraph.

Department contingent expenses.

Naval records of the World War.

Naval service appropriations not to be used for department expenses.

PRINTING AND BINDING

For printing and binding for the Navy Department and the Naval Establishment executed at the Government Printing Office, \$415,000, including not exceeding \$95,000 for the Hydrographic Office and \$2,800 for the Naval Reserve Officers' Training Corps.

Printing and binding.

PRINTING HISTORICAL AND NAVAL DOCUMENTS

For continuing the printing of historical and naval documents, including composition, clerical copying in the Navy Department, and other preparatory work, in accordance with the provisions of the appropriation made for the commencement of this work as contained in the Naval Appropriation Act for the fiscal year 1935, \$25,000, together with the unexpended balance for this purpose for the fiscal year 1936: *Provided*, That nothing in such Act shall preclude the Public Printer from furnishing one hundred and fifty copies of each volume published to the Library of Congress.

Historical and naval documents.

Vol. 48, p. 414.
Balance reappropriated.
Ante, p. 420.

Proviso.
Copies to Library of Congress.

CONTINGENT AND MISCELLANEOUS EXPENSES, HYDROGRAPHIC OFFICE

Hydrographic Office.

For purchase and printing of nautical books, charts, and sailing directions, copper plates, steel plates, chart paper, packing boxes, chart portfolios, electrotyping copper plates, cleaning copper plates; tools, instruments, power, and material for drawing, engraving, and printing; materials for and mounting charts; reduction of charts by photography; photolithographing charts for immediate use; transfer of photolithographic and other charts to copper; purchase

Contingent and miscellaneous expenses.

Charts, etc.

of equipment for the storage of plates used in making charts and for the storage of Hydrographic Office charts and publications; purchase of one new offset press; modernization, care, and repair to printing presses, furniture, instruments, and tools; extra drawing and engraving; translating from foreign languages; telegrams on public business; preparation of pilot charts and their supplements, and printing and mailing same; purchase of data for charts and sailing directions and other nautical publications; books of reference and works and periodicals relating to hydrography, marine meteorology, navigation, surveying, oceanography, and terrestrial magnetism, and to other professional and technical subjects connected with the work of the Hydrographic Office, \$78,000.

Books, etc.

Branches.

For contingent expenses of branch hydrographic offices at Boston, New York, Philadelphia, Baltimore, Norfolk, Savannah, New Orleans, San Francisco, Portland (Oregon), Portland (Maine), Chicago, Cleveland, Detroit, Buffalo, Duluth, Sault Sainte Marie, Seattle, Panama, San Juan (Puerto Rico), Los Angeles, Honolulu, and Galveston, including furniture, fuel, lights, works, and periodicals, relating to hydrography, marine meteorology, navigation, surveying, oceanography and terrestrial magnetism, stationery, miscellaneous articles, rent and care of offices, care of time balls, carfare and ferriage in visiting merchant vessels, freight and express charges, telegrams, and other necessary expenses incurred in collecting the latest information for pilot charts, and for other purposes for which the offices were established, \$11,380.

For services of necessary employees at branch offices, \$47,220.

Naval Observatory.

CONTINGENT AND MISCELLANEOUS EXPENSES, NAVAL OBSERVATORY

Library.
Apparatus, etc.

For professional and scientific books, books of reference, periodicals, engravings, photographs, and fixtures for the library; for apparatus and instruments, and for repairs of the same; for repairs to buildings (including quarters), fixtures, and fences; for cleaning, repair, and upkeep of grounds and roads; furniture and furnishings for offices and quarters, gas, chemicals, paints, and stationery, including transmission of public documents through the Smithsonian exchange, foreign postage; plants, seeds, and fertilizers; for fuel, oil, grease, pipe, wire, and other materials needed for the maintenance and repair of boilers, engines, heating apparatus, electric lighting and power, and water supply; purchase and maintenance of teams; maintenance, repair, and operation of motor trucks and passenger automobiles, and of horse-drawn vehicles; telegraph and telephone service; and other absolutely necessary expenses, \$23,600.

Government-owned automobiles.
Use restricted to official business.

Transportation between domicile and place of employment.

Exceptions.

SEC. 2. No part of any money appropriated by this Act shall be used for maintaining, driving, or operating any Government-owned motor-propelled passenger-carrying vehicle not used exclusively for official purposes; and "official purposes" shall not include the transportation of officers and employees between their domiciles and places of employment except in cases of medical officers on outpatient medical service and except in cases of officers and employees engaged in field work the character of whose duties makes such transportation necessary and then only as to such latter cases when the same is approved by the head of the Department. This section shall not apply to any motor vehicle for official use of the Secretary of the Navy, and no other persons connected with the Navy Department or the naval service, except the commander in chief of the United States Asiatic Fleet, Marine Corps officers serving with expeditionary forces in foreign countries, and medical officers on outpatient medical service, shall have a Government-owned motor vehicle assigned for their exclusive use.

Approved, June 3, 1936.

[CHAPTER 489.]

AN ACT

Making appropriations for the Department of Agriculture and for the Farm Credit Administration for the fiscal year ending June 30, 1937, and for other purposes.

June 4, 1936.
[H. R. 11418.]
[Public, No. 637.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of Agriculture and for the Farm Credit Administration for the fiscal year ending June 30, 1937, namely:

Department of Agriculture, Farm Credit Administration appropriations, fiscal year, 1937.

TITLE I—DEPARTMENT OF AGRICULTURE

Title I—Department of Agriculture.

OFFICE OF THE SECRETARY

Secretary's office.

SALARIES

For the Secretary of Agriculture, Under Secretary of Agriculture, Assistant Secretary, and for other personal services in the District of Columbia, and elsewhere, \$432,271: *Provided*, That in expending appropriations or portions of appropriations contained in this Act for the payment for personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the Assistant Secretary, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act as amended and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: *Provided further*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to require the reduction in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the rules of section 6 of such Act, (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade, in the same or different bureau, office, or other appropriation unit, (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated: *Provided further*, That the Secretary of Agriculture is authorized to contract for stenographic reporting services, and the appropriations made in this Act shall be available for such purposes: *Provided further*, That the Secretary of Agriculture is authorized to expend from appropriations available for the purchase of lands not to exceed \$1 for each option to purchase any particular tract or tracts of land: *Provided further*, That not to exceed \$33,400 of the appropriations available for salaries and expenses of officers and employees of the Department of Agriculture permanently stationed in foreign countries may be used for payment of allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a), but the amount so used for any one person shall not exceed the amount permitted by law to be so used, during the same fiscal

Secretary, Under Secretary, Assistant, and other personal services.

Provisos.
Salaries limited to average rates under Classification Act.
Vol. 42, p. 1488; Vol. 45, p. 776; Vol. 46, p. 1003.
U. S. C., p. 85.

Where only one position in grade.

Restriction not applicable to clerical-mechanical service.
No reduction in fixed salaries.
Vol. 42, p. 1490; U. S. C., p. 86.

Transfer to another position without reduction.

Higher rates permitted.

If only one position in a grade.

Contracts for stenographic reporting.

Purchase of options on lands.

Allowances for living quarters abroad.

Vol. 46, p. 818; U. S. C., p. 45.

Use of field work appropriations extended.

Purchase of arms and ammunition.

Vol. 20, p. 412.
U. S. C., p. 2262.

Predicting future prices of cotton forbidden.

year, for any one person in the foreign service of the Department of Commerce: *Provided further*, That hereafter funds available for field work in the Department of Agriculture shall be available for employment by contract or otherwise of men with equipment, boats, work animals, animal-drawn, and motor-propelled vehicles: *Provided further*, That hereafter funds available for field work in the Department of Agriculture may be used for the purchase of arms and ammunition whenever the individual purchase does not exceed \$50, and for individual purchases exceeding \$50, when such arms and ammunition cannot advantageously be supplied by the Secretary of War pursuant to the Act of March 3, 1879 (20 Stat. 412): *Provided further*, That no part of the funds appropriated by this Act shall be used for the payment of any officer or employee of the Department of Agriculture who, as such officer or employee, or on behalf of the Department or any division, commission, or bureau thereof, issues, or causes to be issued, any prediction, oral or written, or forecast with respect to future prices of cotton or the trend of same.

MISCELLANEOUS EXPENSES, DEPARTMENT OF AGRICULTURE

Department contingent expenses.

Vehicles.

Provisos.
Maintenance, etc., of vehicles; transfer of funds authorized.

Vol. 42, p. 508.
Maintenance of stationery, etc., stocks.

Maximum amount.

Reimbursement from other appropriations.

Vol. 47, p. 417; U. S. C., p. 1407.

Employees handling, etc., supplies.

For stationery, blank books, twine, paper, gum, dry goods, soap, brushes, brooms, mats, oils, paints, glass, lumber, hardware, ice, furniture, carpets, and mattings; for freight, express charges, advertising and press clippings, telegraphing, telephoning, postage, washing towels; for the maintenance, repair, and operation of one motorcycle and not to exceed three motor-propelled passenger-carrying vehicles (including one for the Secretary of Agriculture, one for general utility needs of the entire Department, and one for the Forest Service) and purchase and exchange of one motor-propelled passenger-carrying vehicle, at a net cost of not to exceed \$1,500, for official purposes only; for official traveling expenses, including examination of estimates for appropriations in the field for any bureau, office, or service of the Department; and for other miscellaneous supplies and expenses not otherwise provided for and necessary for the practical and efficient work of the Department, which are authorized by such officer as the Secretary may designate, \$120,748: *Provided*, That this appropriation shall be available for the payment of salaries of employees engaged in the maintenance, repair, and operation of motor transport vehicles, and that this appropriation shall be reimbursed from the appropriation made for any bureau or office for which such service is performed, in accordance with the provisions of the Act of May 11, 1922 (42 Stat., p. 508): *Provided further*, That the Secretary of Agriculture, during the fiscal year for which this appropriation is made, may maintain stocks of stationery, supplies, equipment, and miscellaneous materials sufficient to meet, in whole or in part, requirements of the bureaus and offices of the Department in the city of Washington and elsewhere, but not to exceed in the aggregate \$200,000 in value at the close of the fiscal year, and the appropriations of such bureaus, offices, and agencies available for the purchase of stationery, supplies, equipment, and miscellaneous materials shall be available to reimburse the appropriation for miscellaneous expenses current at the time supplies are allotted, assigned, or issued, or when payment is received; for transfer for the purchase of inventory; and for transfer pursuant to the provisions of section 601 of the Act approved June 30, 1932 (47 Stat., pp. 417, 418): *Provided further*, That the appropriations made hereunder shall be available for the payment of salaries and expenses for purchasing, storing, handling, packing, or shipping supplies and blank forms, and there shall be charged proportionately as a part of

the cost of supplies issued an amount to cover such salaries and expenses, and in the case of blank forms and supplies not purchased from this appropriation an amount to cover such salaries and expenses shall be charged proportionately to the proper appropriation: *Provided further*, That the facilities of the central storehouse of the Department shall to the fullest extent practicable be used to make unnecessary the maintenance of separate bureau storehouse activities in the Department: *Provided further*, That a separate schedule of expenditures, transfers of funds, or other transactions hereunder shall be included in the annual Budget.

Use of central storehouse.

Segregation of transactions.

RENT OF BUILDINGS IN THE DISTRICT OF COLUMBIA

Rent.

For rent of buildings and parts of buildings in the District of Columbia, for use of the various bureaus, divisions, and offices of the Department of Agriculture, \$63,000.

Buildings in the District of Columbia.

Total, Office of the Secretary, \$616,019.

OFFICE OF THE SOLICITOR

Solicitor's office.

For the employment of personal services in the District of Columbia and elsewhere, and for other necessary expenses, \$188,801, of which not to exceed \$159,001 may be expended for personal services in the District of Columbia.

Personal services and other expenses.

OFFICE OF INFORMATION

Office of Information.

SALARIES AND EXPENSES

For necessary expenses in connection with the publication, indexing, illustration, and distribution of bulletins, documents, and reports, including labor-saving machinery and supplies, envelopes, stationery and materials, office furniture and fixtures, photographic equipment and materials, artists' tools and supplies, telephone and telegraph service, freight and express charges; purchase and maintenance of bicycles; purchase of manuscripts; traveling expenses; electrotypes, illustrations, and other expenses not otherwise provided for, \$363,282, of which not to exceed \$344,260 may be used for personal services in the District of Columbia.

Salaries and expenses.

Services in the District.

PRINTING AND BINDING

For all printing and binding for the Department of Agriculture, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, \$854,250, including the purchase of reprints of scientific and technical articles published in periodicals and journals; the Annual Report of the Secretary of Agriculture, as required by the Act approved January 12, 1895 (U. S. C., title 44, secs. 111, 212-220, 222, 241, 244, 257), and in pursuance of the Joint Resolution Numbered 13, approved March 30, 1906 (U. S. C., title 44, secs. 214, 224), and also including not to exceed \$250,000 for farmers' bulletins, which shall be adapted to the interests of the people of the different sections of the country, an equal proportion of four-fifths of which shall be delivered to or sent out under the addressed franks furnished by the Senators, Representatives, and Delegates in Congress, as they shall direct, but not including work done at the field printing plants of the Weather Bureau and the Forest Service authorized by the Joint Committee on Printing, in accordance with the Act approved March 1, 1919 (U. S. C., title 44, secs. 111, 220).

Printing and binding.

Annual Report of the Secretary.

Vol. 28, p. 612; Vol. 34, p. 825.

U. S. C., pp. 1935, 1944, 1945, 1946, 1947.

Farmers' bulletins.

Exception.

Vol. 40, p. 1270.
U. S. C., pp. 1935, 1945.

Total, Office of Information, \$1,217,532.

Library.

LIBRARY, DEPARTMENT OF AGRICULTURE

Salaries and expenses.

Salaries and expenses: For purchase and exchange of books of reference, law books, technical and scientific books, periodicals, and for expenses incurred in completing imperfect series; not to exceed \$1,200 for newspapers, and when authorized by the Secretary of Agriculture for dues for library membership in societies or associations which issue publications to members only or at a price to members lower than to subscribers who are not members; for salaries in the city of Washington and elsewhere; for official traveling expenses, and for library fixtures, library cards, supplies, and for all other necessary expenses, \$103,800, of which amount not to exceed \$70,520 may be expended for personal services in the District of Columbia.

Services in the District.

Experiment Stations Office.

OFFICE OF EXPERIMENT STATIONS

PAYMENTS TO STATES, HAWAII, ALASKA, AND PUERTO RICO FOR AGRICULTURAL EXPERIMENT STATIONS

Support of stations.
Vol. 24, p. 440.
U. S. C., p. 139.

To carry into effect the provisions of an Act approved March 2, 1887 (U. S. C., title 7, secs. 362, 363, 365, 368, 377-379), entitled "An Act to establish agricultural experiment stations in connection with the colleges established in the several States under the provisions of an Act approved July 2, 1862 (U. S. C., title 7, secs. 301-308), and of the Acts supplementary thereto", the sums apportioned to the several States, to be paid quarterly in advance, \$720,000.

College-aid land grants.
Vol. 12, p. 503.
U. S. C., p. 135.Allotment of additional appropriations.
Vol. 34, p. 63.
U. S. C., p. 139.

To carry into effect the provisions of an Act approved March 16, 1906 (U. S. C., title 7, sec. 369), entitled "An Act to provide for an increased annual appropriation for agricultural experiment stations and regulating the expenditure thereof", and Acts supplementary thereto, the sums apportioned to the several States to be paid quarterly in advance, \$720,000.

Further allotments.
Vol. 43, p. 970.
U. S. C., p. 139.

To carry into effect the provisions of an Act entitled "An Act to authorize the more complete endowment of agricultural experiment stations", approved February 24, 1925 (U. S. C., title 7, secs. 361, 366, 370, 371, 373-376, 380, 382), \$2,880,000.

Hawaii.
Vol. 45, p. 571.
U. S. C., p. 142.

Hawaii: To carry into effect the provisions of an Act entitled "An Act to extend the benefits of certain Acts of Congress to the Territory of Hawaii", approved May 16, 1928 (U. S. C., title 7, secs. 386-386b), \$50,000.

Alaska.
Vol. 45, p. 1256.
U. S. C., p. 141.

Alaska: To carry into effect the provisions of an Act entitled "An Act to extend the benefits of the Hatch Act and the Smith-Lever Act to the Territory of Alaska", approved February 23, 1929 (U. S. C., title 7, sec. 386c), \$15,000.

Puerto Rico.
Vol. 46, p. 1520.
U. S. C., p. 141.

Puerto Rico: To carry into effect the provisions of an Act entitled "An Act to coordinate the agricultural experiment station work and to extend the benefits of certain Acts of Congress to the Territory of Puerto Rico", approved March 4, 1931 (U. S. C., title 7, secs. 386d-386f), \$35,000.

Research into basic agricultural laws and principles.

For payments to States, Hawaii, Alaska, and Puerto Rico, pursuant to authorizations contained in title 1 of an Act entitled "An Act to provide for research into basic laws and principles relating to agriculture and to provide for the further development of cooperative agricultural extension work and the more complete endowment and support of land-grant colleges", approved June 29, 1935 (49 Stat., pp. 436-439), \$1,200,000.

Ante, p. 436.

Total.

In all, payments to States, Hawaii, Alaska, and Puerto Rico for agricultural experiment stations, \$5,620,000.

SALARIES AND EXPENSES

Salaries and expenses.

To enable the Secretary of Agriculture to enforce the provisions of the Acts approved March 2, 1887 (U. S. C., title 7, secs. 362, 363, 365, 368, 377-379), March 16, 1906 (U. S. C., title 7, secs. 369, 375), February 24, 1925 (U. S. C., title 7, secs. 361, 366, 370, 371, 373-376, 380, 382), May 16, 1928 (U. S. C., title 7, secs. 386-386b), February 23, 1929 (U. S. C., title 7, sec. 386c), and March 4, 1931 (U. S. C., title 7, secs. 386d-386f), and Acts amendatory or supplementary thereto, relative to their administration and for the administration of agricultural experiment stations in Hawaii and Puerto Rico, including the employment of clerks, assistants, and other persons in the city of Washington and elsewhere, freight and express charges, official traveling expenses, office fixtures, supplies, apparatus, telegraph and telephone service, gas, electric current, and rent outside the District of Columbia, \$161,735; and the Secretary of Agriculture shall prescribe the form of the annual financial statement required under the above Acts, ascertain whether the expenditures are in accordance with their provisions, coordinate the research work of the Department of Agriculture and coordinate the research work of the Department with that of the State agricultural colleges and experiment stations in the lines authorized in said Acts, and make report thereon to Congress.

Administration of stations, etc.
Vol. 24, p. 440; Vol. 34, p. 63; Vol. 43, p. 970; Vol. 45, pp. 571, 1256; Vol. 46, p. 1520.
U. S. C., pp. 133-141.

Hawaii and Puerto Rico.

Rent.

Annual financial statements, forms.

Insular experiment stations: To enable the Secretary of Agriculture to establish and maintain agricultural experiment stations in Hawaii and Puerto Rico, including the erection of buildings, the preparation, illustration, and distribution of reports and bulletins, and all other necessary expenses, \$69,311, as follows: \$12,066 for Hawaii, and \$57,245 for Puerto Rico: *Provided*, That the Secretary of Agriculture may, at his discretion, transfer such equipment, including the library, of the Hawaii Experiment Station, as he may deem necessary and advisable to the experiment station of the University of Hawaii, conducted jointly and in collaboration with the Federal station under the Act of May 16, 1928 (U. S. C., title 7, secs. 386-386b); and the Secretary of Agriculture is authorized to sell such products as are obtained on the land belonging to the agricultural experiment stations in Hawaii and Puerto Rico, and the amount obtained from the sale thereof shall be covered into the Treasury of the United States as miscellaneous receipts.

Insular experiment stations.

Proviso.
Transfer of equipment authorized.

Vol. 45, p. 571.
U. S. C., p. 141.
Sale of products; use of receipts.

In all, salaries and expenses, \$281,046.

Total, Office of Experiment Stations, \$5,851,046, of which amount not to exceed \$150,105 may be expended for personal services in the District of Columbia, and not to exceed \$2,250 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

Services in the District.

Vehicles for field work.

SPECIAL RESEARCH FUND, DEPARTMENT OF AGRICULTURE

For enabling the Secretary of Agriculture to carry into effect the provisions of an Act entitled "An Act to provide for research into basic laws and principles relating to agriculture and to provide for the further development of cooperative agricultural extension work and the more complete endowment and support of land-grant colleges", approved June 29, 1935 (49 Stat., pp. 436-439); for administration of the provisions of section 5 of the said Act, and for special research work, including the planning, programming, and coordination of such research, to be conducted by such agencies of

Special research fund; administrative expenses.

Amtr. p. 436.
Administration of stations.

the Department of Agriculture as the Secretary of Agriculture may designate or establish, and to which he may make allotments from this fund, including the employment of persons and means in the District of Columbia and elsewhere, and the purchase, maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia, \$800,000.

Extension Service.

EXTENSION SERVICE

PAYMENTS TO STATES, HAWAII, AND ALASKA

Cooperative extension work, allotments.

Vol. 38, p. 372; Vol. 45, pp. 571, 711.
U. S. C., p. 137.
Agricultural colleges.
Vol. 12, p. 503.
U. S. C., p. 135.

Use of funds.

Proviso.
County agents, salaries.

Further cooperation with State colleges.

Vol. 12, p. 503; Vol. 33, p. 372; Vol. 45, p. 711; Vol. 46, p. 83.
U. S. C., pp. 135, 138.

Cooperative State agricultural extension work.
Anle. p. 438.

Extension work in Alaska.
Vol. 45, p. 1256.
U. S. C., p. 141.

Additional cooperative extension work.

Proviso.
Allotments for 1937.

For cooperative agricultural extension work, to be allotted, paid, and expended in the same manner, upon the same terms and conditions, and under the same supervision as the additional appropriations made by the Act of May 8, 1914 (U. S. C., title 7, secs. 341-348), entitled "An Act to provide for cooperative agricultural extension work between the agricultural colleges in the several States receiving benefits of an Act of Congress approved July 2, 1862 (U. S. C., title 7, secs. 301-308), and of Acts supplementary thereto, and the United States Department of Agriculture", \$1,185,000; and all sums appropriated by this Act for use for demonstration or extension work within any State shall be used and expended in accordance with plans mutually agreed upon by the Secretary of Agriculture and the proper officials of the college in such State which receives the benefits of said Act of May 8, 1914: *Provided*, That of the above appropriation not more than \$300,000 shall be expended for purposes other than salaries of county agents.

To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled "An Act to provide for the further development of agricultural extension work between the agricultural colleges in the several States receiving the benefits of the Act entitled 'An Act donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and mechanic arts', approved July 2, 1862 (U. S. C., title 7, secs. 301-308), and all Acts supplementary thereto, and the United States Department of Agriculture", approved May 22, 1928 (U. S. C., title 7, secs. 343a, 343b), \$1,480,000.

To enable the Secretary of Agriculture to carry into effect the provisions of section 21, title II, of the Act entitled "An Act to provide for research into basic laws and principles relating to agriculture and to provide for the further development of cooperative agricultural extension work and the more complete endowment and support of land-grant colleges", approved June 29, 1935 (49 Stat., pp. 436-439), \$9,000,000.

Alaska: To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled "An Act to extend the benefits of the Hatch Act and the Smith-Lever Act to the Territory of Alaska", approved February 23, 1929 (U. S. C., title 7, sec. 386c), \$13,918.

Additional cooperative agricultural extension work: For additional cooperative agricultural extension work, including employment of specialists in economics and marketing, to be allotted and paid by the Secretary of Agriculture to the several States and the Territory of Hawaii in such amounts as he may deem necessary to accomplish such purposes, \$750,000: *Provided*, That for the fiscal year 1937 the Secretary is authorized and directed to so allot this appropriation to the several States that, taken into consideration

with the allotments of other Federal funds appropriated for payments to States for cooperative extension work, the total allotment to each State from all funds so appropriated shall not be less than for the fiscal year 1936.

In all, payments to States, Hawaii, and Alaska for agricultural extension work, \$12,428,918. Total.

SALARIES AND EXPENSES

General administrative expenses: For necessary expenses for general administrative purposes, including personal services in the District of Columbia, \$126,246. Administrative expenses.

Farmers' cooperative demonstration work: For farmers' cooperative demonstration work, including special suggestions of plans and methods for more effective dissemination of the results of the work of the Department of Agriculture and the agricultural experiment stations and of improved methods of agricultural practice, at farmers' institutes and in agricultural instruction, and for such work on Government reclamation projects, and for personal services in the city of Washington and elsewhere, supplies, and all other necessary expenses, \$554,670: *Provided*, That the expense of such service shall be defrayed from this appropriation and such cooperative funds as may be voluntarily contributed by State, county, and municipal agencies, associations of farmers, and individual farmers, universities, colleges, boards of trade, chambers of commerce, other local associations of businessmen, business organizations, and individuals within the State. Farmers' cooperative demonstration work.

Motion pictures: For the preparation and distribution of motion and sound pictures, and sound recordings, as a means of disseminating information to farmers and others on the results of scientific research of the Department, and of teaching improved methods and practices in agriculture, home economics, and other subjects related to the work of the Department of Agriculture; including the employment of persons and means in the District of Columbia and elsewhere, \$79,000. Farmers' institutes, etc.

Agricultural exhibits at fairs: To enable the Secretary of Agriculture to make suitable agricultural exhibits at State, interstate, and international fairs held within the United States; for the purchase of necessary supplies and equipment; for telephone and telegraph service, freight and express charges; for travel, and for every other expense necessary, including the employment of assistance in or outside the city of Washington, \$88,000. Proviso. Voluntary contributions within State accepted.

Cooperative farm forestry: For cooperation with appropriate officials of the various States or with other suitable agencies to assist the owners of farms in establishing, improving, and renewing wood lots, shelter belts, windbreaks, and other valuable forest growth, and in growing and renewing useful timber crops under the provisions of section 5 of the Act entitled "An Act to provide for the protection of forest lands, for the reforestation of denuded areas, for the extension of national forests, and for other purposes, in order to promote the continuous production of timber on lands chiefly suitable therefor", approved June 7, 1924 (U. S. C., title 16, secs. 564-570), including personal services in the District of Columbia, \$56,338. Motion and sound pictures. Preparation and distribution.

In all, salaries and expenses, \$901,754, of which amount not to exceed \$582,896 may be expended for personal services in the District of Columbia. Agricultural exhibits at fairs.

Total, Extension Service, \$13,330,672. Cooperative farm forestry.

Grand total, office of the Secretary of Agriculture, \$22,107,870. Timber growth. Vol. 43, p. 654. U. S. C., p. 606.

Services in the District.

Weather Bureau.

WEATHER BUREAU

SALARIES AND EXPENSES

Salaries and expenses. *Post*, p. 1617.

Vol. 29, p. 653.
U. S. C., p. 562.

Air navigation re-
ports.
Vol. 44, p. 571.
U. S. C., p. 563.
Personal services.

Contingent expenses.

Telegraphing, etc.

Issuing forecasts and
warnings.

Cooperation with
other bureaus, etc.

Administrative ex-
penses.

General weather
service and research.

Weather relationship
to forest fires.
Vol. 45, p. 701.
U. S. C., p. 672.

International Mete-
orological Committee;
contribution.

Printing office.

For carrying into effect in the District of Columbia and elsewhere in the United States, in the West Indies, in the Panama Canal, the Caribbean Sea, and on adjacent coasts, in the Hawaiian Islands, in Bermuda, and in Alaska the provisions of an Act approved October 1, 1890 (U. S. C., title 15, secs. 311-313, 317), so far as they relate to the weather service transferred thereby to the Department of Agriculture, and the amendment thereof contained in section 5 (e) of the Air Commerce Act of 1926 (U. S. C., title 15, sec. 313), for the employment of professors of meteorology, district forecasters, local forecasters, meteorologists, section directors, observers, apprentices, operators, skilled mechanics, instrument makers, foremen, assistant foremen, proofreaders, compositors, pressmen, lithographers, folders and feeders, repair men, station agents, messengers, messenger boys, laborers, special observers, display men, and other necessary employees; for fuel, gas, electricity, freight and express charges, furniture, stationery, ice, dry goods, twine, mats, oil, paints, glass, lumber, hardware, and washing towels; for advertising; for purchase, subsistence, and care of horses and vehicles, the purchase and repair of harness, for official purposes only; for instruments, shelters, apparatus, storm-warning towers and repairs thereto; for rent of offices; for repair, alterations, and improvements to existing buildings and care and preservation of grounds, including the construction of necessary outbuildings and sidewalks on public streets, abutting Weather Bureau grounds; and the erection of temporary buildings for living quarters of observers; for official traveling expenses; for telephone rentals, and for telegraphing, telephoning, and cabling reports and messages, rates to be fixed by the Secretary of Agriculture by agreement with the companies performing the service; for the maintenance and repair of Weather Bureau telegraph, telephone, and cable lines; and for every other expenditure required for the establishment, equipment, and maintenance of meteorological offices and stations and for the issuing of weather forecasts and warnings of storms, cold waves, frosts, and heavy snows, the gaging and measuring of the flow of rivers and the issuing of river forecasts and warnings; for observations and reports relating to crops; and for other necessary observations and reports, including cooperation with other bureaus of the Government and societies and institutions of learning for the dissemination of meteorological information, as follows:

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, \$138,280.

General weather service and research: For necessary expenses incident to collecting and disseminating meteorological, climatological, and marine information, and for investigations in meteorology, climatology, seismology, evaporation, and aerology in the District of Columbia and elsewhere, including \$3,930 for investigations of the relationship of weather conditions to forest fires, under section 6 of the Act approved May 22, 1928 (U. S. C., title 16, sec. 581e), \$2,228,655, of which not to exceed \$800 may be expended for the contribution of the United States to the cost of the office of the secretariat of the International Meteorological Committee, and not to exceed \$10,000 may be expended for the maintenance of a printing office in the city of Washington for the printing of weather maps, bulle-

tins, circulars, forms, and other publications: *Provided*, That no printing shall be done by the Weather Bureau that can be done at the Government Printing Office without impairing the service of said Bureau.

Aerology: For the maintenance of stations for observing, measuring, and investigating atmospheric phenomena, including salaries and other expenses, in the city of Washington and elsewhere, \$1,494,089.

Total, Weather Bureau, \$3,861,024, of which amount not to exceed \$518,359 may be expended for personal services in the District of Columbia.

BUREAU OF ANIMAL INDUSTRY

SALARIES AND EXPENSES

For carrying out the provisions of the Act approved May 29, 1884 (U. S. C., title 7, sec. 391; title 21, secs. 112-119, 130), establishing a Bureau of Animal Industry, and the provisions of the Act approved March 3, 1891 (U. S. C., title 45, secs. 75, 76), providing for the safe transport and humane treatment of export cattle from the United States to foreign countries, and for other purposes; the Act approved August 30, 1890 (U. S. C., title 21, secs. 101-105), providing for the importation of animals into the United States, and for other purposes; and the provisions of the Act approved February 2, 1903 (U. S. C., title 21, secs. 111-113, 120-122), to enable the Secretary of Agriculture to more effectually suppress and prevent the spread of contagious and infectious diseases of livestock, and for other purposes; and also the provisions of the Act approved March 3, 1905 (U. S. C., title 21, secs. 123-128), to enable the Secretary of Agriculture to establish and maintain quarantine districts, to permit and regulate the movement of cattle and other livestock therefrom, and for other purposes; and for carrying out the provisions of the Act of June 29, 1906 (U. S. C., title 45, secs. 71-74), entitled "An Act to prevent cruelty to animals while in transit by railroad or other means of transportation"; and for carrying out the provisions of the Act approved March 4, 1913 (U. S. C., title 21, secs. 151-158), regulating the preparation, sale, barter, exchange, or shipment of any virus, serum, toxin, or analogous products manufactured in the United States and the importation of such products intended for use in the treatment of domestic animals; and for carrying out the provisions of the Packers and Stockyards Act, approved August 15, 1921 (U. S. C., title 7, secs. 181-229); and the Secretary of Agriculture, upon application of any exporter, importer, packer, owner, agent of, or dealer in livestock, hides, skins, meat, or other animal products, may, in his discretion, make inspections and examinations at places other than the headquarters of inspectors for the convenience of said applicants and charge the applicants for the expenses of travel and subsistence incurred for such inspections and examinations, the funds derived from such charges to be deposited in the Treasury of the United States to the credit of the appropriation from which the expenses are paid; and to enable the Secretary of Agriculture to collect and disseminate information concerning livestock and animal products; to prepare and disseminate reports on animal industry; to employ and pay from the appropriation herein made as many persons in the city of Washington or elsewhere as he may deem necessary; to purchase in the open market samples of all tuberculin, serums, antitoxins, or analogous

Proviso.
Printing restrictions.

Aerological stations.

Services in the District.

Animal Industry Bureau.

General expenses.
Vol. 23, p. 31.
U. S. C., pp. 142, 927, 930.
Vol. 26, p. 833.
U. S. C., p. 1960.
Vol. 28, p. 414.
U. S. C., p. 926.

Contagious diseases, etc.
Vol. 32, p. 792.
U. S. C., p. 927.

Cattle quarantine.
Vol. 33, p. 1264.
U. S. C., p. 929.

Twenty-eight hour law.
Vol. 34, p. 607.
U. S. C., p. 1980.

Animal viruses, etc.
Vol. 37, p. 832.
U. S. C., p. 931.

Packers and Stockyards Act.
Vol. 42, p. 159.
U. S. C., p. 125.
Inspections other than at headquarters.

Fees credited to appropriate fund.

Collecting and disseminating information.

Pay of employees.

Tuberculin, serums, etc.

Purchase and destruction of diseased, etc., animals.

products, of foreign or domestic manufacture, which are sold in the United States, for the detection, prevention, treatment, or cure of diseases of domestic animals, to test the same, and to disseminate the results of said tests in such manner as he may deem best; to purchase and destroy diseased or exposed animals, including poultry, or quarantine the same whenever in his judgment essential to prevent the spread of pleuropneumonia, tuberculosis, contagious poultry diseases, or other diseases of animals from one State to another, as follows:

General administrative expenses.

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, \$178,220.

Animal husbandry. Feeding, breeding, etc., experiments.

Animal husbandry: For all necessary expenses for investigations and experiments in animal husbandry; for experiments in animal feeding and breeding, including cooperation with the State agricultural experiment stations and other agencies, including repairs and additions to and erection of buildings absolutely necessary to carry on the experiments, including the employment of labor in the city of Washington and elsewhere, rent outside the District of Columbia, and all other necessary expenses, \$769,503, including \$12,500 for livestock experiments and demonstrations at Big Springs or elsewhere in Texas, to be available only when the State of Texas, or other cooperating agency in Texas shall have appropriated an equal amount or, in the opinion of the Secretary of Agriculture, shall have furnished its equivalent in value in cooperation for the same purpose during the fiscal year ending June 30, 1936: *Provided*, That of the sum thus appropriated \$240,180 may be used for experiments in poultry feeding and breeding, of which amount \$40,000 may be used in cooperation with State authorities in the administration of regulations for the improvement of poultry, poultry products, and hatcheries.

Big Springs, Tex., cooperative demonstrations, etc.

Condition.

Proviso. Poultry feeding and breeding.

Animal disease investigations. Beltsville, Md., station. Bethesda, Md., station.

Proviso. Contagious abortion of animals.

Eradicating tuberculosis, etc.

Diseases of animals: For all necessary expenses for scientific investigations of diseases of animals, including the construction of necessary buildings at Beltsville, Maryland, the maintenance of the bureau experiment station at Bethesda, Maryland, and the necessary expenses for investigations of tuberculin, serums, antitoxins, and analogous products, \$437,775: *Provided*, That of said sum \$78,182 may be used for researches concerning the cause, modes of spread, and methods of treatment and prevention of the disease of contagious abortion of animals.

Proviso. Indemnities for animals destroyed.

Eradicating tuberculosis: For the control and eradication of the diseases of tuberculosis and paratuberculosis of animals, and avian tuberculosis, for the tuberculin testing of animals, including demonstrations, the formation of organizations, and such other means as may be necessary, either independently or in cooperation with farmers, associations, or State, Territory, or county authorities, \$1,500,000, of which \$1,103,116 shall be set aside for administrative and operating expenses and \$396,884 for the payment of indemnities: *Provided*, That in carrying out the purpose of this appropriation, if in the opinion of the Secretary of Agriculture it shall be necessary to condemn and destroy tuberculous or paratuberculous cattle, if such animals have been destroyed, condemned, or die after condemnation, he may, in his discretion, and in accordance with such rules and regulations as he may prescribe, expend in the city of Washington or elsewhere such sums as he shall determine to be necessary, within the limitations above provided, for the payment of indemnities, for the reimbursement of owners of such animals, in cooperation with such States, Territories, counties, or municipalities, as

Cooperation with States, etc.

shall by law or by suitable action in keeping with its authority in the matter, and by rules and regulations adopted and enforced in pursuance thereof, provide inspection of tuberculous or paratuberculous cattle and for compensation to owners of cattle so condemned, but no part of the money hereby appropriated shall be used in compensating owners of such cattle except in cooperation with and supplementary to payments to be made by State, Territory, county, or municipality where condemnation of such cattle shall take place, nor shall any payment be made hereunder as compensation for or on account of any such animal if at the time of inspection or test, or at the time of condemnation thereof, it shall belong to or be upon the premises of any person, firm, or corporation to which it has been sold, shipped, or delivered for the purpose of being slaughtered: *Provided further*, That out of the money hereby appropriated no payment as compensation for any cattle condemned for slaughter shall exceed one-third of the difference between the appraised value of such cattle and the value of the salvage thereof; that no payment hereunder shall exceed the amount paid or to be paid by the State, Territory, county, and municipality where the animal shall be condemned; that in no case shall any payment hereunder be more than \$25 for any grade animal or more than \$50 for any purebred animal, and that no payment shall be made unless the owner has complied with all lawful quarantine regulations.

Compensation limited.

Eradicating cattle ticks: For all necessary expenses for the eradication of southern cattle ticks, \$513,940: *Provided*, That, except upon the written order of the Secretary of Agriculture, no part of this appropriation shall be used for the purchase of animals or in the purchase of materials for or in the construction of dipping vats upon land not owned solely by the United States, except at fairs or expositions where the Department of Agriculture makes exhibits or demonstrations; nor shall any part of this appropriation be used in the purchase of materials or mixtures for use in dipping vats except in experimental or demonstration work carried on by the officials or agents of the Bureau of Animal Industry.

Eradicating southern cattle ticks.
Proviso.
Purchase of animals, etc., limited.

Mixtures for dipping vats.

Eradicating dourine: For all necessary expenses for the investigation, treatment, and eradication of dourine, \$8,613.

Eradicating dourine.

Hog cholera control: For the control and eradication of hog cholera and related swine diseases, by such means as may be necessary, including demonstrations, the formation of organizations, and other methods, either independently or in cooperation with farmers' associations, State or county authorities, \$127,192.

Hog cholera control.

Inspection and quarantine: For inspection and quarantine work, including all necessary expenses for the eradication of scabies in sheep and cattle, the inspection of southern cattle, the supervision of the transportation of livestock, and the inspection of vessels, the execution of the twenty-eight-hour law, the inspection and quarantine of imported animals, including the establishment and maintenance of quarantine stations and repairs, alterations, improvements, or additions to buildings thereon; the inspection work relative to the existence of contagious diseases, and the mallein testing of animals, \$669,935.

Inspection and quarantine work.

Mallein testing of animals.

Meat inspection: For expenses in carrying out the provisions of the Meat Inspection Act of June 30, 1906 (U. S. C., title 21, sec. 95), as amended by the Act of March 4, 1907 (U. S. C., title 21, secs. 71-94), as extended to equine meat by the Act of July 24, 1919 (U. S. C., title 21, sec. 96), and as authorized by section 2 (a) of the Act of June 26, 1934 (48 Stat. 1224), including the purchase of tags, labels, stamps, and certificates printed in course of manufacture, \$5,258,194.

Meat inspection.
Vol. 34, pp. 679, 1260.
U. S. C., pp. 926, 923.

Equine meat.
Vol. 41, p. 241.
U. S. C., p. 926.
Vol. 48, p. 1225.
U. S. C., p. 1411.

Virus-Serum-Toxin Act.
Vol. 37, p. 832.
U. S. C., p. 931.

Virus-Serum-Toxin Act: For carrying out the provisions of the Act approved March 4, 1913 (U. S. C., title 21, secs. 151-158), regulating the preparations, sale, barter, exchange, or shipment of any virus, serum, toxin, or analogous product manufactured in the United States and the importation of such products intended for use in the treatment of domestic animals, \$218,712.

Packers and Stockyards Act.
Vol. 42, p. 159; U. S. C., p. 125.
Ante, p. 648.
Provisos.
Bonds from agencies and dealers.

Packers and Stockyards Act: For necessary expenses in carrying out the provisions of the Packers and Stockyards Act, approved August 15, 1921 (U. S. C., title 7, secs. 181-229), as amended by the Act of August 14, 1935 (49 Stat., pp. 648, 649), \$381,879: *Provided*, That the Secretary of Agriculture may require reasonable bonds from every market agency and dealer, under such rules and regulations as he may prescribe to secure the performance of their obligations, and whenever, after due notice and hearing, the Secretary finds any registrant is insolvent or has violated any provisions of said Act he may issue an order suspending such registrant for a reasonable specified period. Such order of suspension shall take effect within not less than five days, unless suspended or modified or set aside by the Secretary of Agriculture or a court of competent jurisdiction: *Provided further*, That the Secretary of Agriculture may, whenever necessary, authorize the charging and collection from owners of a reasonable fee for the inspection of brands appearing upon livestock subject to the provisions of the said Act for the purpose of determining the ownership of such livestock: *Provided further*, That such fee shall not be imposed except upon written request made to the Secretary of Agriculture by the Board of Livestock Commissioners, or duly organized livestock association of the States from which such livestock have originated or been shipped to market.

Suspension for violation.

Fee for inspecting brands.

Not imposed unless requested.

Contagious diseases of animals.

ERADICATION OF FOOT-AND-MOUTH AND OTHER CONTAGIOUS DISEASES OF ANIMALS

Emergency eradication, foot-and-mouth, etc., diseases.

In case of an emergency arising out of the existence of foot-and-mouth disease, rinderpest, contagious pleuropneumonia, or other contagious or infectious disease of animals, which, in the opinion of the Secretary of Agriculture, threatens the livestock industry of the country, he may expend in the city of Washington or elsewhere, any unexpended balances of appropriations heretofore made for this purpose in the arrest and eradication of any such disease, including the payment of claims growing out of past and future purchases and destruction, in cooperation with the States, of animals affected by or exposed to, or of materials contaminated by or exposed to, any such disease, wherever found and irrespective of ownership, under like or substantially similar circumstances, when such owner has complied with all lawful quarantine regulations: *Provided*, That the payment for animals hereafter purchased may be made on appraisement based on the meat, dairy, or breeding value, but in case of appraisement based on breeding value no appraisement of any animal shall exceed three times its meat or dairy value, and, except in case of an extraordinary emergency, to be determined by the Secretary of Agriculture, the payment by the United States Government for any animals shall not exceed one-half of any such appraisements: *Provided further*, That the sum of \$5,000 of the unexpended balance of the appropriation of \$3,500,000 contained in the Second Deficiency Appropriation Act, fiscal year 1924, approved December 5, 1924, for the eradication of the foot-and-mouth disease and other contagious or infectious diseases of animals, is hereby made available during the fiscal year 1937 to enable the Secretary of Agriculture to control and eradicate the European fowl pest and similar diseases in poultry.

Use of unexpended balances.

Payment for destroyed animals.

Provisos.
Appraisement based on meat, etc., value.

Limitation.

Eradicating European fowl pest, etc.
Vol. 43, p. 682.

Total, Bureau of Animal Industry, \$10,063,963, of which amount not to exceed \$797,129 may be expended for departmental personal services in the District of Columbia, and not to exceed \$54,300 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

Total.
Services in the District.
Vehicles.

BUREAU OF DAIRY INDUSTRY

Dairy Industry Bureau.

SALARIES AND EXPENSES

For carrying out the provisions of the Act approved May 29, 1924 (U. S. C., title 7, secs. 401-404), establishing a Bureau of Dairying, for salaries in the city of Washington and elsewhere, and for all other necessary expenses, as follows:

Salaries and expenses.
Vol. 43, p. 243.
U. S. C., p. 142.

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of the chief of bureau and other personal services in the District of Columbia, \$67,995.

Administrative expenses.

Dairy investigations: For conducting investigations, experiments, and demonstrations in dairy industry, cooperative investigations of the dairy industry in the various States, and inspection of renovated-butter factories, including repairs to buildings, not to exceed \$5,000 for the construction of buildings, \$629,099.

Investigations, demonstrations, etc.

Total, Bureau of Dairy Industry, \$697,094, of which amount not to exceed \$313,020 may be expended for personal services in the District of Columbia, and not to exceed \$5,400 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

Services in the District.

Vehicles.

BUREAU OF PLANT INDUSTRY

Plant Industry Bureau.

SALARIES AND EXPENSES

Salaries and expenses.

For all necessary expenses in the investigation of fruits, fruit trees, grain, cotton, tobacco, vegetables, grasses, forage, drug, medicinal, poisonous, fiber, and other plants and plant industries in cooperation with other branches of the Department, the State experiment stations, and practical farmers, and for the erection of necessary farm buildings: *Provided*, That the cost of any building erected shall not exceed \$1,500; for field and station expenses, including fences, drains, and other farm improvements; for repairs in the District of Columbia and elsewhere; for rent outside the District of Columbia; and for the employment of all investigators, local and special agents, agricultural explorers, experts, clerks, illustrators, assistants, and all labor and other necessary expenses in the city of Washington and elsewhere required for the investigations, experiments, and demonstrations herein authorized, as follows:

Investigating fruits, plants, products, etc.

Proviso.
Cost limit for buildings.
Field, etc., expenses.
Investigators, agents, etc.

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, \$189,242.

Administrative expenses.

Arlington Farm: For continuing the necessary improvements to establish and maintain a general experiment farm and agricultural station on the Arlington estate, in the State of Virginia, in accordance with the provisions of the Act of Congress approved April 18, 1900 (31 Stat., pp. 135, 136), \$49,414: *Provided*, That the limitations in this Act as to the cost of farm buildings shall not apply to this paragraph.

Arlington, Va., experimental farm, etc.

Vol. 31, p. 135.

Proviso.
Cost limitation not applicable.

Wild plants and grazing lands.

Eradicating noxious weeds.

Cereal crops and diseases, investigations, etc.

Flax, broomcorn, etc.

Cotton, etc., production and diseases.

Sea Island cotton, etc.

Drug, etc., plants.

Dry-land, etc., agriculture.

Proviso.
New field stations forbidden.

Experimental greenhouses.

Forage crops and diseases.

Forest pathology.

Vol. 45, p. 701.
U. S. C., p. 672.

Fruit and vegetable crops and diseases, investigations, etc.

Genetics and biophysics.

Mycology and disease survey.

National Arboretum.
Vol. 44, p. 1422.
U. S. C., p. 914.

Botany: For investigation, improvement, and utilization of wild plants and grazing lands, and for determining the distribution of weeds and means of their control, \$76,635, of which \$40,000 shall be expended for scientific investigation concerning control and eradication of white top, bind weed, and other noxious weeds.

Cereal crops and diseases: For the investigation and improvement of cereals, including corn, and methods of cereal production and for the study and control of cereal diseases, and for the investigation of the cultivation and breeding of flax for seed purposes, including a study of flax diseases, and for the investigation and improvement of broomcorn and methods of broomcorn production, \$520,721.

Cotton and other fiber crops and diseases: For investigation of the production of cotton and other fiber crops, including the improvement by cultural methods, breeding, and selection, fiber yield and quality, and the control of diseases, \$406,435, of which sum not exceeding \$15,000 shall be used for experimenting in Sea Island cotton, including its hybridization with other varieties.

Drug and related plants: For the investigation, testing, and improvement of plants yielding drugs, spices, poisons, oils, and related products and byproducts, \$47,139.

Dry-land agriculture: For the investigation and improvement of methods of crop production under subhumid, semiarid, or dry-land conditions, \$215,578: *Provided*, That no part of this appropriation shall be used for the establishment of any new field station.

Experimental greenhouse maintenance: For maintenance and operation of experimental greenhouses and adjacent experimental grounds and plots, \$78,632.

Forage crops and diseases: For the purchase, propagation, testing, and distribution of new and rare seeds; for the investigation and improvement of grasses, alfalfa, clover, and other forage crops, including the investigation and control of diseases, \$300,193.

Forest pathology: For the investigation of diseases of forest and ornamental trees and shrubs, including a study of the nature and habits of the parasitic fungi causing the chestnut-tree bark disease, the white-pine blister rust, and other epidemic tree diseases, for the purpose of discovering new methods of control and applying methods of eradication or control already discovered, and including \$127,357 for investigations of diseases of forest trees and forest products, under section 3 of the Act approved May 22, 1923 (U. S. C., title 16, sec. 581b), \$252,092.

Fruit and vegetable crops and diseases: For investigation and control of diseases, for improvement of methods of culture, propagation, breeding, selection, and related activities concerned with the production of fruits, nuts, vegetables, ornamentals, and related plants, for investigation of methods of harvesting, packing, shipping, storing and utilizing these products, and for studies of the physiological and related changes of such products during processes of marketing and while in commercial storage, \$1,140,454, of which \$3,600 shall be immediately available.

Genetics and biophysics: For biophysical investigations in connection with the various lines of work herein authorized, \$31,675.

Mycology and disease survey: For mycological collections and the maintenance of a plant-disease survey, \$45,818.

National Arboretum: For the maintenance of the National Arboretum established under the provisions of the Act entitled "An Act authorizing the Secretary of Agriculture to establish a National Arboretum, and for other purposes", approved March 4, 1927 (U. S. C., title 20, secs. 191-194), including the erection of buildings, salaries in the city of Washington and elsewhere, traveling expenses

of employees and advisory council, and other necessary expenses, \$34,307, of which such amounts as may be necessary may be expended by contract or otherwise for the services of consulting landscape architects without reference to the Classification Act of 1923, as amended, or civil-service rules.

Landscape architects.

Nematology: For crop technological investigations, including the study of plant-infesting nematodes, \$43,961.

Nematology.

Plant exploration and introduction: For investigations in seed and plant introduction, including the study, collection, purchase, testing, propagation, and distribution of rare and valuable seeds, bulbs, trees, shrubs, vines, cuttings, and plants from foreign countries and from our possessions, and for experiments with reference to their introduction and cultivation in this country, \$204,483.

Plant exploration and introduction.

Plant nutrition: For plant-nutrition investigations, \$16,024.

Plant nutrition investigations.

Rubber and other tropical plants: For investigation of crops, from tropical regions, and for the study and improvement of rubber plants by cultural methods, breeding, acclimatization, adaptation, and selection, and for investigation of their diseases, \$46,749.

Rubber, etc., plants.

Seed investigations: For studying and testing commercial seeds, including the testing of samples of seeds of grasses, clover, or alfalfa, and lawn-grass seeds secured in the open market, and where such samples are found to be adulterated or misbranded the results of the tests shall be published, together with the names of the persons by whom the seeds were offered for sale, and for carrying out the provisions of the Act approved August 24, 1912 (U. S. C., title 7, secs. 111-114), entitled "An Act to regulate foreign commerce by prohibiting the admission into the United States of certain adulterated¹ grain and seeds unfit for seeding purposes", as amended by the Act approved April 26, 1926 (U. S. C., title 7, secs. 111, 115, 116), \$67,293: *Provided*, That not to exceed \$250 of this amount may be used for meeting the share of the United States in the expenses of the International Seed Testing Congress in carrying out plans for correlating the work of the various adhering governments on problems relating to seed analysis or other subjects which the congress may determine to be necessary in the interest of international seed trade.

Seed investigations. Testing commercial seeds and grasses.

Preventing admission, etc. Vol. 37, p. 506; Vol. 44, p. 325. U. S. C., p. 117.

Proviso. International Seed Testing Congress.

Soil-fertility investigations: For soil investigations into causes of infertility; maintenance of productivity; effects of soil composition, cultural methods, fertilizers, and soil amendments on yield and quality of crops; and the properties, composition, formation, and transformation of soil organic matter, \$172,157.

Soil-fertility investigations.

Soil microbiology investigations: For investigations of the microorganisms of the soil and their activities, including the testing of samples procured in the open market, of cultures for inoculating legumes, other crops, or soil, and the publication of results, and if any such samples are found to be impure, nonviable, or misbranded, the results of the tests may be published, together with the names of the manufacturers and of the persons by whom the cultures were offered for sale, \$39,854.

Soil microbiology investigations.

Sugar-plant investigations: For sugar-plant investigations, including studies of diseases and the improvement of sugar beets and sugar-beet seed, \$312,079.

Sugar-plant investigations.

Tobacco investigations: For the investigation and improvement of tobacco and the methods of tobacco production and handling, \$137,744.

Tobacco investigations.

Western irrigation agriculture: For investigations in connection with western irrigation agriculture, the utilization of lands reclaimed

Western irrigation agriculture.

¹ So in original.

Utilization of re-claimed lands. under the Reclamation Act, and other areas in the arid and semiarid regions, \$122,527.

Services in the District. Total, Bureau of Plant Industry, \$4,551,206, of which amount not to exceed \$1,539,353 may be expended for departmental personal services in the District of Columbia and not to exceed \$18,825 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

Vehicles.

Forest Service.

FOREST SERVICE

Salaries and expenses.

SALARIES AND EXPENSES

Experiments, etc.

To enable the Secretary of Agriculture to experiment and to make and continue investigations and report on forestry, national forests, forest fires, and lumbering, but no part of this appropriation shall be used for any experiment or test made outside the jurisdiction of the United States; to advise the owners of woodlands as to the proper care of the same; to investigate and test American timber and timber trees and their uses, and methods for the preservative treatment of timber; to seek, through investigations and the planting of native and foreign species, suitable trees for the treeless regions; to erect necessary buildings: *Provided*, That the cost of any building purchased, erected, or as improved, exclusive of the cost of constructing a water-supply or sanitary system and of connecting the same with any such building, and exclusive of the cost of any tower upon which a look-out house may be erected, shall not exceed \$5,000, with the exception that any building erected, purchased, or acquired, the cost of which was \$5,000 or more, may be improved out of the appropriations made under this Act for the Forest Service by an amount not to exceed two per centum of the cost of such building as certified by the Secretary of Agriculture; to pay all expenses necessary to protect, administer, and improve the national forests, including tree planting in the forest reserves to prevent erosion, drift, surface wash, and soil waste and the formation of floods, and including the payment of rewards under regulations of the Secretary of Agriculture for information leading to the arrest and conviction for violation of the laws and regulations relating to fires in or near national forests, or for the unlawful taking of, or injury to, Government property; to ascertain the natural conditions upon and utilize the national forests, to transport and care for fish and game supplied to stock the national forests or the waters therein; to employ agents, clerks, assistants, and other labor required in practical forestry and in the administration of national forests in the city of Washington and elsewhere; to collate, digest, report, and illustrate the results of experiments and investigations made by the Forest Service; to purchase necessary supplies, apparatus, office fixtures, law books, reference and technical books and technical journals for officers of the Forest Service stationed outside of Washington, and for medical supplies and services and other assistance necessary for the immediate relief of artisans, laborers, and other employees engaged in any hazardous work under the Forest Service: *Provided further*, That the appropriations for the work of the Forest Service shall be available for meeting the expenses of warehouse maintenance and the procurement, care, and handling of supplies and materials stored therein for distribution to projects under the supervision of the Forest Service and for sale and distribution to other Government activities, the cost of such supplies and materials, including the cost of supervision, transportation, and handling, to be reimbursed to appropriations current at the time additional supplies and materials

Restricted to United States.

Prorisos.
Cost of buildings.

Protection, etc., of national forests.

Care of fish and game.

Supplies, etc.

Warehouse maintenance.

are procured for warehouse stocks from the appropriations chargeable with the cost of stock issued; to pay freight, express, telephone, and telegraph charges; for electric light and power, fuel, gas, ice, and washing towels, and official traveling and other necessary expenses, including traveling expenses for legal and fiscal officers while performing Forest Service work; and for rent outside the District of Columbia, as follows:

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of the Chief Forester, for the necessary expenses of the National Forest Reservation Commission established by section 4 of the Act approved March 1, 1911, and authorized by section 14 of said Act, and for other personal services in the District of Columbia, \$565,232.

National Forest Administration: For the administration, protection, and development of the national forests, including the compensation and traveling expenses of field personnel; the purchase of materials, supplies, and equipment; the establishment and maintenance of forest tree nurseries, including the procurement of tree seed and nursery stock by purchase, production, or otherwise, seeding and tree planting and the care of plantations and young growth; the maintenance and operation of aerial fire control by contract or otherwise, but not including the purchase of landing fields or aircraft; the maintenance of roads and trails and the construction and maintenance of all other improvements necessary for the proper and economical administration, protection, development, and use of the national forests: *Provided*, That where, in the opinion of the Secretary of Agriculture, direct purchases will be more economical than construction, improvements may be purchased; the construction and maintenance of sanitary facilities and for fire preventive and other measures incident to recreational developments and use; control of destructive forest tree diseases and insects; timber cultural operations; development and application of fish and game management plans; propagation and transplanting of plants suitable for planting on semiarid portions of the national forests; estimating and appraising of timber and other resources and development and application of plans for their effective management, sale, and use; examination, classification, surveying, and appraisal of land incident to effecting exchanges authorized by law and of lands within the boundaries of the national forests that may be opened to homestead settlement and entry under the Act of June 11, 1906 (U. S. C., title 16, secs. 506-509), and the Act of August 10, 1912 (U. S. C., title 16, sec. 506), as provided by the Act of March 4, 1913 (U. S. C., title 16, sec. 512), and all other expenses necessary for the use, maintenance, improvement, protection, and general administration of the national forests and lands under contract for purchase or for the acquisition of which condemnation proceedings have been instituted under the Act of March 1, 1911 (U. S. C., title 16, sec. 521), and the Act of June 7, 1924 (U. S. C., title 16, secs. 471, 499, 505, 564-570).

In national forest region 1, Montana, Washington, Idaho, and South Dakota, \$1,803,445: *Provided*, That the Secretary of Agriculture is authorized to use not to exceed \$200 in caring for the graves of fire fighters buried at Wallace, Idaho; Newport, Washington; and Saint Maries, Idaho;

In national forest region 2, Colorado, Wyoming, South Dakota, and Nebraska, \$950,984;

In national forest region 3, Arizona and New Mexico, \$964,487;

In national forest region 4, Utah, Idaho, Wyoming, Nevada, and Colorado, \$1,180,069;

Outside rent.

Administrative, etc., expenses.
Chief Forester; National Forest Reservation Commission, etc.
Vol. 36, p. 962.
U. S. C., p. 665.

National Forest Administration.

Nurseries.

Aerial fire control.

Provided.
Direct purchases.

Lands opened to entry, etc.

Vol. 34, p. 233; Vol. 37, pp. 237, 242; Vol. 43, p. 1144.
U. S. C., pp. 604, 665.

Purchase or acquisition.
Vol. 36, p. 963; Vol. 43, p. 656.
U. S. C., pp. 657, 663, 666, 669.

Allotments.

Provided.
Care of graves of fire fighters.

In national forest region 5, California and Nevada, \$1,663,590;
 In national forest region 6, Washington, Oregon, and California,
 \$1,665,988;

In national forest region 7, Pennsylvania, Virginia, West Virginia,
 New Hampshire, Maine, Kentucky, and Vermont, \$559,307;

In national forest region 8, Alabama, Arkansas, Florida, Georgia,
 Louisiana, Mississippi, North Carolina, Oklahoma, Puerto Rico,
 South Carolina, Tennessee, and Texas, \$1,019,304;

In national forest region 9, Michigan, Minnesota, Illinois, Iowa,
 Missouri, North Dakota, Ohio, Indiana, and Wisconsin, \$897,817;

In national forest region 10, Alaska, \$110,959;

Aggregate.

Provisos.
 Interchangeable
 funds for fire protec-
 tion.

Limitation.

Water rights investi-
 gations, etc.

Fighting forest fires.

Revested Oregon-
 California lands, etc.
 Vol. 39, p. 218.

Forest research.
 Vol. 45, p. 699.
 U. S. C., p. 672.

Forest management.
 Vol. 45, p. 701.

Range investigations.
 Vol. 45, p. 701.

Forest products ex-
 periments, etc.
 Vol. 45, p. 701.

Forest survey.
 Vol. 45, p. 702.

Forest economics.
 Vol. 45, p. 702.

Forest influences.

In all, for the use, maintenance, improvement, protection, and
 general administration of the national forests, \$10,815,950: *Provided*,
 That the foregoing amounts appropriated for such purposes shall
 be available interchangeably in the discretion of the Secretary of
 Agriculture for the necessary expenditures for fire protection and
 other unforeseen exigencies: *Provided further*, That the amounts
 so interchanged shall not exceed in the aggregate 10 per centum of
 all the amounts so appropriated.

Water rights: For the investigation and establishment of water
 rights, including the purchase thereof or of lands or interests in
 lands or rights-of-way for use and protection of water rights neces-
 sary or beneficial in connection with the administration and public
 use of the national forests, \$10,000.

Fighting forest fires: For fighting and preventing forest fires on
 or threatening the national forests and for the establishment and
 maintenance of a patrol to prevent trespass and to guard against
 and check fires upon the lands revested in the United States by the
 Act approved June 9, 1916 (39 Stat., p. 218), and the lands known
 as the Coos Bay Wagon Road lands involved in the case of Southern
 Oregon Company against United States (numbered 2711), in the
 Circuit Court of Appeals of the Ninth Circuit, \$100,000, which
 amount shall be immediately available.

Forest research: For forest research in accordance with the pro-
 visions of sections 1, 2, 7, 8, 9, and 10 of the Act entitled "An Act
 to insure adequate supplies of timber and other forest products for
 the people of the United States, to promote the full use for timber
 growing and other purposes of forest lands in the United States,
 including farm wood lots and those abandoned areas not suitable for
 agricultural production, and to secure the correlation and the most
 economical conduct of forest research in the Department of Agri-
 culture through research in reforestation, timber growing, protec-
 tion, utilization, forest economics, and related subjects", approved
 May 22, 1928 (U. S. C., title 16, secs. 581, 581a, 581f-581i), as follows:

Forest management: Fire, silvicultural, and other forest investi-
 gations and experiments under section 2, at forest experiment stations
 or elsewhere, \$620,994.

Range investigations: Investigations and experiments to develop
 improved methods of management of forest and other ranges under
 section 7, at forest or range experiment stations or elsewhere, \$181,935.

Forest products: Experiments, investigations, and tests of forest
 products under section 8, at the Forest Products Laboratory, or
 elsewhere, \$608,361.

Forest survey: A comprehensive forest survey under section 9,
 \$200,000.

Forest economics: Investigations in forest economics under section
 10, \$91,295.

Forest influences: For investigations at forest experiment stations
 and elsewhere for determining the possibility of increasing the

absorption of rainfall by the soil, and for devising means to be employed in the preservation of soil, the prevention or control of destructive erosion, and the conservation of rainfall on forest or range lands, \$269,152: *Provided*, That \$170,000 of this appropriation shall be available only for maintenance in nurseries of existing stocks and for the free distribution thereof to farmers, in liquidation of the so-called shelter belt project of trees or shrubs in the plains region undertaken heretofore pursuant to appropriations made for emergency purposes.

In all, salaries and expenses, \$13,462,919; and in addition thereto there are hereby appropriated all moneys received as contributions toward cooperative work under the provisions of section 1 of the Act approved March 3, 1925 (U. S. C., title 16, sec. 572), which funds shall be covered into the Treasury and constitute a part of the special funds provided by the Act of June 30, 1914 (U. S. C., title 16, sec. 498): *Provided*, That not to exceed \$795,729 may be expended for departmental personal services in the District of Columbia: *Provided further*, That not to exceed \$1,000 may be expended for the contribution of the United States to the cost of the office of the secretariat of the International Union of Forest Research Stations.

Preventing erosion, etc.

Proviso.
Liquidation of shelter belt project, plains region.

Aggregate; additional from cooperative forest fund contributions.

Vol. 43, p. 1132; U. S. C., p. 670.

Vol. 38, p. 430; Vol. 45, p. 993; U. S. C., p. 663.

Provisos.
Services in the District.

International Union of Forest Research Stations, contribution.

FOREST-FIRE COOPERATION

For cooperation with the various States or other appropriate agencies in forest-fire prevention and suppression and the protection of timbered and cut-over lands in accordance with the provisions of sections 1, 2, and 3 of the Act entitled "An Act to provide for the protection of forest lands, for the reforestation of denuded areas, for the extension of national forests, and for other purposes, in order to promote continuous production of timber on lands chiefly valuable therefor", approved June 7, 1924 (U. S. C., title 16, secs. 564-570), as amended, including also the study of the effect of tax laws and the investigation of timber insurance as provided in section 3 of said Act, \$1,655,007, of which \$62,020 shall be available for departmental personal services in the District of Columbia and not to exceed \$2,500 for the purchase of supplies and equipment required for the purposes of said Act in the District of Columbia.

Forest-fire prevention, etc.

Cooperation with States, etc.

Vol. 43, p. 653.
U. S. C., p. 669.

Tax laws and timber insurance investigation.

Services in the District.

Supplies and equipment.

COOPERATIVE DISTRIBUTION OF FOREST PLANTING STOCK

For cooperation with the various States in the procurement, production, and distribution of forest-tree seeds and plants in establishing windbreaks, shelter belts, and farm wood lots upon denuded or nonforested lands within such cooperating States, under the provisions of section 4 of the Act entitled "An Act to provide for the protection of forest lands, for the reforestation of denuded areas, for the extension of national forests, and for other purposes, in order to promote the continuous production of timber on lands chiefly suitable therefor", approved June 7, 1924 (U. S. C., title 16, sec. 567), and Acts supplementary thereto, \$70,579, of which amount not to exceed \$2,740 may be expended for departmental personal services in the District of Columbia.

Forest planting stock.

Cooperation with States, etc., in reforestation.

Vol. 43, p. 654.
U. S. C., p. 669.
Services in the District.

ACQUISITION OF LANDS

For the acquisition of forest lands under the provisions of the Act approved March 1, 1911 (36 Stat., p. 961), as amended (U. S. C., title 16, secs. 500, 513, 515, 516, 517, 518, 519, 521, 552, 563), \$2,500,000: *Provided*, That not to exceed \$50,000 of the sum appropriated in this paragraph may be expended for departmental personal services in the District of Columbia.

Additional forest lands; acquisition, under Conservation Act.
Vol. 38, p. 961.
U. S. C., p. 663.

Proviso.
Services in the District.

Uinta and Wasatch
National Forests, Utah.
Facilitating control
of soil erosion.

Ante, p. 866.

Vehicles, field work.

Vol. 42, p. 217.
U. S. C., p. 972.

For the acquisition of land in accordance with the provisions of the Act entitled "An Act to facilitate the control of soil erosion and/or flood damage originating upon lands within the exterior boundaries of the Uinta and Wasatch National Forests, Utah", approved August 26, 1935 (49 Stat., p. 866), not to exceed \$50,000 from the entire receipts from the sale of natural resources or occupancy of public land within said national forests for that part of the fiscal year 1936 subsequent to August 31, 1935.

Total, Forest Service, \$17,738,505, of which amount not to exceed \$50,000 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia, and in addition thereto there is authorized for expenditure from funds provided for carrying out the provisions of the Federal Highway Act of November 9, 1921 (U. S. C., title 23, secs. 21, 23), not to exceed \$15,068 for the purchase of motor-propelled passenger-carrying vehicles for use by the Forest Service in the construction and maintenance of national forest roads.

BUREAU OF CHEMISTRY AND SOILS

Chemistry and Soils
Bureau.

General expenses.

SALARIES AND EXPENSES

Investigations, dem-
onstrations, etc.

For all necessary expenses connected with the investigations, experiments, and demonstrations hereinafter authorized, independently or in cooperation with other branches of the Department of Agriculture, other departments or agencies of the Federal Government, States, State agricultural experiment stations, universities and other State agencies and institutions, counties, municipalities, business or other organizations and corporations, individuals, associations, and scientific societies, including the employment of necessary persons and means in the city of Washington and elsewhere; rent outside the District of Columbia, and other necessary supplies and expenses, and for erection, alteration, and repair of buildings outside the District of Columbia at a total cost not to exceed \$5,000, as follows:

Personal services.

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, \$90,241.

General administra-
tive expenses.

Agricultural chemi-
cal investigations.
Vol. 12, p. 387.
U. S. C., p. 74.

Agricultural chemical investigations: For conducting the investigations contemplated by the Act of May 15, 1862 (U. S. C., title 5, secs. 511, 512), relating to the application of chemistry to agriculture; for the biological, chemical, physical, microscopical, and technological investigation of foods, feeds, drugs, plant and animal products, and substances used in the manufacture thereof; for investigations of the physiological effects and for the pharmacological testing of such products and of insecticides; for the investigation and development of methods for the manufacture of sugars, sugar sirups and starches and the utilization of new agricultural materials for such purposes; for the technological investigation of the utilization of fruits and vegetables and for frozen pack investigations; for the investigation of chemicals for the control of noxious weeds and plants; and to cooperate with associations and scientific societies in the development of methods of analysis, \$360,260.

Biological, etc., in-
vestigations.

Methods of sugar
manufacture, etc.

Farm products and
byproducts.
Industrial utilization
of, by chemical, etc.,
methods.

Industrial utilization of farm products and byproducts: For the investigation, development, experimental demonstration and application of methods for the industrial utilization of agricultural products, waste, and byproducts, and products made therefrom, except as otherwise provided for in this Act, by the application of chemical, physical, and technological methods, including the changes produced

by micro-organisms such as yeasts, bacteria, molds, and fungi; the utilization for color, medicinal, and technical purposes of substances grown or produced in the United States, \$171,243.

Agricultural fires and explosive dusts: For the investigation, development, experimental demonstration, and application of methods for the prevention and control of dust explosions and fires during the harvesting, handling, milling, processing, fumigating, and storing of agricultural products, and for other dust explosions and resulting fires not otherwise provided for, including fires in grain mills and elevators, cotton gins, cotton-oil mills, and other structures; the heating, charring, and ignition of agricultural products; fires on farms and in rural communities and other explosions and fires in connection with farm and agricultural operations, \$48,403.

Agricultural fires and dust explosions.

Naval-stores investigations: For the investigation of naval stores (turpentine and rosin) and their components; the investigation and experimental demonstration of improved equipment, methods, or processes of preparing naval stores; the weighing, storing, handling, transportation, and utilization of naval stores; and for the assembling and compilation of data on production, distribution, and consumption of turpentine and rosin, pursuant to the Act of August 15, 1935 (49 Stat., p. 653), \$79,241.

Naval-stores investigations, etc.

Turpentine and rosin, statistics.

Ante, p. 653.

Soil survey: For the investigation of soils and their origin, for survey of the extent of classes and types, and for indicating upon maps and plats, by coloring or otherwise, the results of such investigations and surveys, \$301,208.

Soil survey.

Soil chemical and physical investigations: For chemical, physical, and physical-chemical investigations of soil types, soil composition, and soil minerals, the soil solution, solubility of soil, and all chemical and physical properties of soils in their relation to soil formation, soil texture, erodibility, and soil productivity, \$78,081.

Soil types, etc., chemical and physical investigations.

Fertilizer investigations: For investigations within the United States of fertilizers, fertilizer ingredients, including phosphoric acid and potash, and other soil amendments and their suitability for agricultural use, \$269,595.

Fertilizer investigations.

Total, Bureau of Chemistry and Soils, \$1,398,272, of which amount not to exceed \$1,106,747 may be expended for personal services in the District of Columbia, and not to exceed \$2,420 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

Services in the District.

Vehicles.

BUREAU OF ENTOMOLOGY AND PLANT QUARANTINE

Entomology and Plant Quarantine Bureau.

SALARIES AND EXPENSES

Salaries and expenses.

For necessary expenses connected with investigations, experiments, and demonstrations for the promotion of economic entomology, for investigating and ascertaining the best means of destroying insects and related pests injurious to agriculture, for investigating and importing useful and beneficial insects and bacterial, fungal, and other diseases of insects and related pests, for investigating and ascertaining the best means of destroying insects affecting man and animals, to enable the Secretary of Agriculture to carry into effect the provisions of the Plant Quarantine Act of August 20, 1912, as amended, to conduct other activities hereinafter authorized, and for the eradication, control, and prevention of spread of injurious insects and plant pests; independently or in cooperation with other branches of the Federal Government, States, counties, municipalities, corporations, agencies, individuals, or with foreign governments; including the employment of necessary persons and means in the District of

Investigations, etc., of insects.

Plant Quarantine Act, enforcement. Vol. 37, p. 315. U. S. C., p. 122.

<i>Proviso.</i> Cost of buildings.	Columbia and elsewhere, rent, construction, or repair of necessary buildings outside the District of Columbia: <i>Provided</i> , That the cost for the construction of any building shall not exceed \$1,500, and that the total amount expended for such construction in any one year shall not exceed \$7,000, as follows:
General administrative expenses.	General administrative expenses: For general administrative purposes, including the salary of chief of bureau and other personal services, \$162,288.
Fruit insects.	Fruit insects: For insects affecting fruits, grapes, and nuts, \$399,531.
Japanese beetle.	Japanese beetle control: For the control and prevention of spread of the Japanese beetle, \$350,000.
Mexican fruit fly.	Mexican fruit fly control: For the control and prevention of spread of the Mexican fruit fly, including necessary surveys and control operations in Mexico in cooperation with the Mexican Government or local Mexican authorities, \$140,460.
Citrus-canker eradication.	Citrus-canker eradication: For determining and applying such methods of eradication or control of the disease of citrus trees known as "citrus canker" as in the judgment of the Secretary of Agriculture may be necessary, including cooperation with such authorities of the States concerned, organizations of growers, or individuals, as he may deem necessary to accomplish such purposes, \$13,485: <i>Provided</i> , That no part of the money herein appropriated shall be used to pay the cost or value of trees or other property injured or destroyed.
<i>Proviso.</i> No indemnity for destroyed trees, etc.	
Phony-peach eradication.	Phony-peach eradication: For determining and applying such methods of eradication, control, and prevention of spread of the disease of peach trees known as "phony peach" as in the judgment of the Secretary of Agriculture may be necessary, including cooperation with such authorities of the States concerned, organizations of growers, or individuals, as he may deem necessary to accomplish such purposes, including the certification of products out of the infested areas to meet the requirements of State quarantines, \$49,828: <i>Provided</i> , That no part of the money herein appropriated shall be used to pay the cost or value of trees or other property injured or destroyed.
<i>Proviso.</i> No indemnity for destroyed trees.	
Forest insects. Preventing infestation, etc. Vol. 45, p. 701. U. S. C., p. 672.	Forest insects: For insects affecting forests and forest products, under section 4 of the Act approved May 22, 1928 (U. S. C., title 16, sec. 581c), entitled "An Act to insure adequate supplies of timber and other forest products for the people of the United States, to promote the full use for timber growing and other purposes of forest lands in the United States, including farm wood lots and those abandoned areas not suitable for agricultural production, and to secure the correlation and the most economical conduct of forest research in the Department of Agriculture, through research in reforestation, timber growing, protection, utilization, forest economics, and related subjects", and for insects affecting ornamental trees and shrubs, \$173,625, of which \$400 shall be immediately available.
Gypsy and brown-tail moth control.	Gypsy and brown-tail moth control: For the control and prevention of spread of the gypsy and brown-tail moths, \$400,000.
Blister rust control.	Blister rust control: For applying such methods of eradication, control, and prevention of spread of the white pine blister rust as in the judgment of the Secretary of Agriculture may be necessary to accomplish such purposes, and in the discretion of the Secretary of Agriculture no expenditures shall be made for these purposes until a sum or sums at least equal to such expenditures shall have been appropriated, subscribed, or contributed by State, county, or local authorities, or by individuals or organizations concerned,

\$250,000: *Provided*, That no part of this appropriation shall be used to pay the cost or value of trees or other property injured or destroyed.

Proviso.
No indemnity for destroyed trees, etc.

Dutch elm disease eradication: For control and prevention of spread of the Dutch elm disease in the United States, \$261,156, to be immediately available: *Provided*, That no part of this appropriation shall be used to pay the cost or value of trees or other property injured or destroyed.

Dutch elm disease, eradication.

Proviso.
No indemnity for destroyed trees, etc.

Truck crop and garden insects: For insects affecting truck crops, ornamental, and garden plants, including tobacco, sugar beets, and greenhouse and bulbous crops, \$366,418.

Truck crop and garden insects.

Cereal and forage insects: For insects affecting cereal and forage crops, including sugarcane and rice, and including research on the European corn borer, \$372,229, including not exceeding \$15,000 for investigation of the means of control of the Mormon cricket.

Cereal and forage insects.

Mormon cricket.

European corn borer control: For the control and prevention of spread of the European corn borer and for the certification of products out of the infested areas to meet the requirements of State quarantines on account of the European corn borer, \$32,939.

European corn borer control.

Barberry eradication: For the eradication of the common barberry and for applying such other methods of eradication, control and prevention of spread of cereal rusts as in the judgment of the Secretary of Agriculture may be necessary to accomplish such purposes, \$200,000: *Provided*, That \$30,000 of this amount shall be available for expenditure only when an equal amount shall have been appropriated, subscribed, or contributed by States, counties, or local authorities, or by individuals or organizations for the accomplishment of such purposes: *Provided further*, That no part of the money herein appropriated shall be used to pay the cost or value of property injured or destroyed.

Barberry eradication.

Provisos.
State, etc., contributions.

No indemnity for property destroyed.

Cotton insects: For insects affecting cotton, \$147,244.

Cotton insects.

Pink bollworm control: For the control and prevention of spread of the pink bollworm, including the establishment of such cotton-free areas as may be necessary to stamp out any infestation, and for necessary surveys and control operations in Mexico in cooperation with the Mexican Government or local Mexican authorities, \$276,839.

Pink bollworm control.

Cooperation with Mexico.

Thurberia weevil control: For the control and prevention of spread of the Thurberia weevil, \$2,808.

Thurberia weevil control.

Bee culture: For bee culture and apian management, \$75,500.

Bee culture.

Insects affecting man and animals: For insects affecting man, household possessions, and animals, \$150,148.

Insects affecting man and animals.

Insect pest survey and identification: For the identification and classification of insects, including taxonomic, morphological, and related phases of insect pest control, the importation and exchange of useful insects, and the maintenance of an insect pest survey for the collection and dissemination of information to Federal, State, and other agencies concerned with insect pest control, \$134,798.

Identification and classification of insects.

Dissemination of information.

Control investigations: For developing equipment or apparatus to aid in enforcing plant quarantines, eradication and control of plant pests, determining methods of disinfecting plants and plant products to eliminate injurious pests, determining the toxicity of insecticides, and related phases of insect pest control, \$62,518.

Control investigations.

Insecticide and fungicide investigations: For the investigation and development of methods of manufacturing insecticides and fungicides, and for investigating chemical problems relating to the composition, action, and application of insecticides and fungicides, \$148,984.

Insecticide and fungicide investigations.

Transit inspection.
Vol. 37, p. 315; Vol. 44, p. 250; Vol. 45, p. 468.
U. S. C., pp. 123, 124.

Transit inspection: For the inspection in transit or otherwise of articles quarantined under the Act of August 20, 1912 (U. S. C., title 7, secs. 161, 164a), as amended, and for the interception and disposition of materials found to have been transported interstate in violation of quarantines promulgated thereunder, \$29,059.

Foreign plant quarantines.
Mexican cotton, etc.

Foreign plant quarantines: For enforcement of foreign plant quarantines, at the port of entry and port of export, and to prevent the movement of cotton and cottonseed from Mexico into the United States, including the regulation of the entry into the United States of railway cars and other vehicles, and freight, express, baggage, or other materials from Mexico, and the inspection, cleaning, and disinfection thereof, including construction and repair of necessary buildings, plants, and equipment, for the fumigation, disinfection, or cleaning of products, railway cars, or other vehicles entering the United States from Mexico, \$625,956: *Provided*, That any moneys received in payment of charges fixed by the Secretary of Agriculture on account of such cleaning and disinfection shall be covered into the Treasury as miscellaneous receipts.

Cleaning, etc.

Proviso.
Receipts covered in.

Export inspection and certification.

Certification of exports: For the inspection, under such rules and regulations as the Secretary of Agriculture may prescribe, of domestic plants and plant products when offered for export and to certify to shippers and interested parties as to the freedom of such products from injurious plant diseases and insect pests according to the sanitary requirements of the foreign countries affected and to make such reasonable charges and to use such means as may be necessary to accomplish this object, \$31,862: *Provided*, That moneys received on account of such inspection and certification shall be covered into the Treasury as miscellaneous receipts.

Proviso.
Receipts covered in.

Screw-worm control.

Screw-worm control: For the determination and application of such methods of control of screw worms as, in the judgment of the Secretary of Agriculture, may be necessary, in cooperation with authorities of the States concerned, organizations, or individuals to accomplish such purposes; printing and binding; traveling expenses; research, education, and demonstration; purchase and transportation of materials; construction of treating pens and chutes and such other expenses as may be deemed necessary, \$460,000, to be immediately available: *Provided*, That the cooperating State, organization, or individual shall be responsible for the handling and treatment of livestock, including full labor costs: *Provided further*, That, in the discretion of the Secretary of Agriculture, no part of this appropriation shall be expended for control of screw worms in any State until such State or organization, or individuals therein, have made provision for cooperation satisfactory to him: *Provided further*, That no part of this appropriation shall be used to pay the cost or value of animals, farm crops, or other property injured or destroyed.

Provisos.
Responsibility in handling, etc., livestock.
Local cooperation.

No payment for property destroyed, etc.

Services in the District.
Vehicles.

Total, Bureau of Entomology and Plant Quarantine, \$5,317,675, of which amount not to exceed \$804,321 may be expended for personal services in the District of Columbia, and not to exceed \$40,805 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

Biological Survey Bureau.

BUREAU OF BIOLOGICAL SURVEY

General expenses.

SALARIES AND EXPENSES

Salaries, supplies, etc.

For salaries and employment of labor in the city of Washington and elsewhere, furniture, supplies, including the purchase of bags, tags, and labels printed in the course of manufacture, traveling, and

all other expenses necessary in conducting investigations and carrying out the work of the Bureau, including cooperation with Federal, State, county, or other agencies or with farm bureaus, organizations, or individuals, as follows:

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, \$95,000.

General administrative expenses.

Food habits of birds and animals: For investigating the food habits and economic value of North American birds and animals in relation to agriculture, horticulture, and forestry, including methods of conserving beneficial and controlling injurious birds and animals, \$60,640.

Food habits of birds and animals.

Production of fur-bearing animals: For investigations, experiments, demonstrations, and cooperation in connection with the production and utilization of fur-bearing animals raised for meat and fur, in the United States and Alaska, including not to exceed \$21,500 for the purchase of the Fur-Animal Experiment Station at Saratoga Springs, New York, and the erection of necessary buildings and other structures thereon, \$77,612.

Fur-bearing animals. Investigating production, etc.

Purchase of station at Saratoga Springs, N. Y.

Biological investigations: For biological investigations, including the relations, habits, geographic distribution, and migration of animals and plants, and the preparation of maps of the life zones, and including \$15,738 for investigations of the relations of wild animal life to forests, under section 5 of the Act approved May 22, 1928 (U. S. C., title 16, sec. 581d), and for investigations, experiments, and demonstrations in the establishment, improvement, and increase of the reindeer industry and of musk oxen and mountain sheep in Alaska, including the erection of necessary buildings, and other structures, \$138,149.

Biological investigations.

Vol. 45, p. 701.
U. S. C., p. 672.

Reindeer, musk oxen, and mountain sheep in Alaska.

Control of predatory animals and injurious rodents: For investigations, demonstrations, and cooperation in destroying animals injurious to agriculture, horticulture, forestry, animal husbandry, and wild game; and in protecting stock and other domestic animals through the suppression of rabies and other diseases in predatory wild animals, \$600,000.

Control of predatory, etc., animals.

Protection of migratory birds: For all necessary expenses for enforcing the provisions of the Migratory Bird Treaty Act of July 3, 1918 (U. S. C., title 16, secs. 703-711), to carry into effect the treaty with Great Britain for the protection of birds migrating between the United States and Canada (29 Stat. pt. 2, p. 1702), and for cooperation with local authorities in the protection of migratory birds, and for necessary investigations connected therewith, \$300,000: *Provided*, That of this sum not more than \$29,000 may be used for the enforcement of sections 241, 242, 243, and 244 of the Act approved March 4, 1909 (U. S. C., title 18, secs. 391-394), entitled "An act to codify, revise, and amend the penal laws of the United States", as amended by title II of the Act approved June 15, 1935 (49 Stat., pp. 380-381), and for the enforcement of section 1 of the Act approved May 25, 1900 (U. S. C., title 16, sec. 701), entitled "An Act to enlarge the powers of the Department of Agriculture, prohibit the transportation by interstate commerce of game killed in violation of local laws and for other purposes", including all necessary investigations in connection therewith.

Migratory bird protection.
Vol. 40, p. 756; U. S. C., p. 695.
Vol. 39, p. 1702.

Cooperation with local authorities.

Proviso.
Traffic in injurious, etc., birds.
Vol. 36, p. 1137; *Awia*, p. 330.
U. S. C., p. 753.

Carrying illegally killed game.
Vol. 31, p. 187.
U. S. C., p. 693.

Enforcement of Alaska game law: For the enforcement of the provisions of the Alaska game law, approved January 13, 1925 (U. S. C., title 48, secs. 192-211), and as amended by the Act of February 14, 1931 (46 Stat. pp. 1111-1115), \$130,798.

Enforcing Alaska game law.
Vol. 43, p. 730; Vol. 48, p. 1111.
U. S. C., p. 2113.

Mammal and bird reservations.

Wichita Mountains Wildlife Refuge.

Taking eggs on bird breeding grounds.
Vol. 35, p. 1104; Vol. 43, p. 93.
U. S. C., p. 731.

Unlawful acts; law enforcement.
Vol. 45, p. 1224; U. S. C., p. 683.

Proviso.
Game for preserves.
Long-horned cattle on Wichita Mountains Wildlife Refuge.

Upper Mississippi River refuge.
Acquisition of areas for.

Vol. 43, p. 650.
U. S. C., p. 690.

Migratory bird conservation refuges.
Vol. 39, p. 1702.

Vol. 45, p. 1222.
U. S. C., p. 687.

Migratory bird conservation fund.
Vol. 48, p. 451.
U. S. C., p. 689.

Ante, p. 378.

Receipts from stamp sales.

Balance available.

Maintenance of mammal and bird reservations: For the maintenance of the Montana National Bison Range, the upper Mississippi River Wildlife Refuge, the Bear River Migratory Bird Refuge, the Wichita National Forest and Game Preserve, to constitute and be designated and administered as the Wichita Mountains Wildlife Refuge, and other reservations and for the maintenance of game introduced into suitable localities on public lands, under supervision of the Biological Survey, including construction of fencing, wardens' quarters, shelters for animals, landings, roads, trails, bridges, ditches, telephone lines, rockwork, bulkheads, and other improvements necessary for the economical administration and protection of the reservations, and for the enforcement of section 84 of the Act approved March 4, 1909 (U. S. C., title 18, sec. 145), entitled "An Act to codify, revise, and amend the penal laws of the United States", and Acts amendatory thereto, and section 10 of the Migratory Bird Conservation Act of February 18, 1929 (U. S. C., title 16, sec. 715i), \$335,772: *Provided*, That \$2,500 may be used for the purchase, capture, and transportation of game for national reservations, and \$1,000 may be used for the maintenance of the herd of longhorned cattle on the Wichita Mountains Wildlife Refuge.

Upper Mississippi River refuge: For the acquisition of areas of land or land and water pursuant to the Act entitled "An Act to establish the Upper Mississippi River Wildlife and Fish Refuge", approved June 7, 1924 (U. S. C., title 16, secs. 721-731), as amended, and for all necessary expenses incident thereto, including the employment of persons and means in the city of Washington and elsewhere, \$18,500, which shall be available until expended, being part of the sum of \$1,500,000 authorized to be appropriated for such purpose by section 10 of said Act.

Migratory bird conservation refuges: For carrying into effect the provisions of the Act entitled "An Act to more effectively meet the obligations of the United States under the migratory-bird treaty with Great Britain (39 Stat., pt. 2, p. 1702) by lessening the dangers threatening migratory game birds from drainage and other causes by the acquisition of areas of land and water to furnish in perpetuity reservation for the adequate protection of such birds; and authorizing appropriations for the establishment of such areas, their maintenance and improvement, and for other purposes", approved February 18, 1929 (U. S. C., title 16, secs. 715-715r), \$79,753, authorized by section 12 of the Act, which sum is a part of the remaining \$650,146 of the \$1,000,000 authorized to be appropriated for the fiscal year ending June 30, 1933.

Migratory bird conservation fund: For carrying into effect the provisions of section 4 of the Act entitled "An Act to supplement and support the Migratory Bird Conservation Act by providing funds for the acquisition of areas for use as migratory-bird sanctuaries, refuges, and breeding grounds, for developing and administering such areas, for the protection of certain migratory birds, for the enforcement of the Migratory Bird Treaty Act and regulations thereunder, and for other purposes", approved March 16, 1934 (48 Stat., p. 451), as amended by an Act entitled "An Act to amend the Migratory Bird Hunting Stamp Act of March 16, 1934, and certain other Acts relating to game and other wildlife, administered by the Department of Agriculture, and for other purposes", approved June 15, 1935 (49 Stat., pp. 378-384), an amount equal to the sum received during the fiscal year 1937 from the proceeds from the sale of stamps, to be warranted monthly; and in addition thereto an amount equal to the unobligated balance on June 30, 1936, of the total of the proceeds received from the sale of stamps prior to July 1, 1936:

Provided, That the sum of \$125,000 shall be advanced from the general fund of the Treasury on the first day of the fiscal year to the foregoing appropriation, to be returned to the surplus fund of the Treasury when the first \$125,000 of revenue from the sale of stamps has been received and warranted for the fiscal year 1937.

Total, Bureau of Biological Survey, \$1,961,224, of which amount not to exceed \$530,620 may be expended for personal services in the District of Columbia, and not to exceed \$53,785 shall be available for the purchase of motor-propelled passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia: *Provided*, That the appropriation of \$6,000,000 contained in title VII of the Act of June 15, 1935 (49 Stat., p. 384), shall be available for the maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, and not to exceed \$4,200 thereof may be expended for the purchase of such vehicles, which said sum shall be immediately available for such purpose.

Proviso.
Advance; repayment.

Total.
Services in the District.
Purchase of vehicles for field work.

Proviso.
Fund available for vehicles.
Anti, p. 334.

BUREAU OF PUBLIC ROADS

For necessary expenses of the Bureau of Public Roads, including salaries and the employment of labor in the city of Washington and elsewhere, supplies, office and laboratory fixtures and apparatus, traveling, and other necessary expenses; for conducting research and investigational studies, either independently or in cooperation with State highway departments, or other agencies, including studies of highway administration, legislation, finance, economics, transport, construction, operation, maintenance, utilization, and safety, and of street and highway traffic control; investigations and experiments in the best methods of road making, especially by the use of local materials; studies of types of mechanical plants and appliances used for road building and maintenance and of methods of road repair and maintenance suited to the needs of different localities; and maintenance and repairs of experimental highways, including the purchase of materials and equipment; for furnishing expert advice on these subjects; for collating, reporting, and illustrating the results of same; and for preparing, publishing, and distributing bulletins and reports; to be paid from any moneys available from the administrative funds provided under the Act of July 11, 1916 (39 Stat., pp. 355-359), as amended, or as otherwise provided.

Public Roads Bureau.

Salaries and expenses.

Road making experiments, etc.
Post, p. 1892.

Vol. 39, p. 355; Vol. 42, p. 212.
U. S. C., p. 909.

FEDERAL-AID HIGHWAY SYSTEM

For carrying out the provisions of the Act entitled "An Act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes", approved July 11, 1916 (39 Stat., pp. 355-359), and all Acts amendatory thereof and supplementary thereto, to be expended in accordance with the provisions of said Act, as amended, including not to exceed \$556,000 for departmental personal services in the District of Columbia, \$60,000,000, to be immediately available and to remain available until expended, which sum is part of the sum of \$125,000,000 authorized to be appropriated for the fiscal year 1936, by section 4 of the Act approved June 18, 1934 (48 Stat., 994): *Provided*, That none of the money herein appropriated shall be paid to any State on account of any project on which convict labor shall be employed, except this provision shall not apply to convict labor performed by convicts on parole or probation: *Provided further*, That not to exceed \$45,000 of the funds provided for carrying out the provisions of the Federal Highway Act of November 9, 1921 (U. S. C., title 23, secs. 21 and 23),

Federal-Aid highways.

Cooperating with States in constructing rural post roads.
Vol. 39, p. 355; Vol. 40, p. 1201; Vol. 42, pp. 660, 1157; Vol. 43, p. 883; Vol. 44, pp. 760, 1306.
U. S. C., p. 909.

Amount immediately available.

Vol. 48, p. 804.

Proviso.
Convict labor.

Vehicles.

Vol. 42, p. 217.
U. S. C., p. 972.

shall be available for the purchase of motor-propelled passenger-carrying vehicles necessary for carrying out the provisions of said Act, including the replacement of not to exceed one such vehicle for use in the administrative work of the Bureau of Public Roads in the District of Columbia: *Provided further*, That, during the fiscal year 1937, whenever performing authorized engineering or other services in connection with the survey, construction, and maintenance, or improvement of roads for other Government agencies the charge for such services may include depreciation on engineering and road-building equipment used, and the amounts received on account of such charges shall be credited to the appropriation concerned: *Provided further*, That during the fiscal year 1937 the appropriations for the work of the Bureau of Public Roads shall be available for meeting the expenses of warehouse maintenance and the procurement, care, and handling of supplies, materials, and equipment stored therein for distribution to projects under the supervision of the Bureau of Public Roads, and for sale and distribution to other Government activities, the cost of such supplies and materials or the value of such equipment (including the cost of transportation and handling), to be reimbursed to appropriations current at the time additional supplies, materials, or equipment are procured, from the appropriation chargeable with the cost or value of such supplies, materials, or equipment: *Provided further*, That not to exceed \$500,000 from the administrative funds authorized by the Act approved November 9, 1921, and Acts amendatory thereof or supplemental thereto, in addition to the amount remaining available under the authorizations contained in the Agricultural Appropriation Acts approved May 27, 1930, and May 17, 1935, shall be available for the construction of a laboratory, on a site already acquired, for permanent quarters for the testing and research work of the Bureau of Public Roads.

The authorization of \$2,500,000 for the survey, construction, reconstruction, and maintenance of main roads through unappropriated or unreserved public lands, nontaxable Indian lands, or other Federal reservations other than the forest reservations, under the provisions of the Act of June 24, 1930 (46 Stat., p. 805), provided for by section 6 of the Highway Act of June 18, 1934 (48 Stat., p. 994), for the fiscal year 1937, is hereby canceled for said fiscal year and made applicable to the fiscal year ending June 30, 1938.

BUREAU OF AGRICULTURAL ENGINEERING

SALARIES AND EXPENSES

General administrative purposes: For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, \$37,600.

Agricultural engineering: For investigations, experiments, and demonstrations involving the application of engineering principles to agriculture, independently or in cooperation with Federal, State, county, or other public agencies or with farm bureaus, organizations, or individuals; for investigating and reporting upon the utilization of water in farm irrigation and the best methods to apply in practice; the different kinds of power and appliances; the flow of water in ditches, pipes, and other conduits; the duty, apportionment, and measurement of irrigation water; the customs, regulations, and laws affecting irrigation; snow surveys and forecasts of irrigation water supplies, and the drainage of farms and of swamps and other wet lands which may be made available for agricultural purposes; for

Depreciation on engineering, etc., equipment.

Warehouse maintenance, etc.

Reimbursing cost of material, etc.

Laboratory construction.
Vol. 42, p. 212; U. S. C., p. 969.
Vol. 46, p. 805; *Ante*, p. 273.

Road construction through public lands, Federal reservations, etc.
Time extended.

Vol. 46, p. 805; Vol. 48, p. 994.

Agricultural Engineering Bureau.

Salaries and expenses.

General administrative expenses.

Agricultural engineering.

preparing plans for the removal of surplus water by drainage; for developing equipment for farm irrigation and drainage; for investigating and reporting upon farm domestic water supply and drainage disposal, upon the design and construction of farm buildings and their appurtenances and of buildings for processing and storing farm products; upon farm power and mechanical farm equipment; upon the engineering problems relating to the processing, transportation, and storage of perishable and other agricultural products; and upon the engineering problems involved in adapting physical characteristics of farm land to the use of modern farm machinery; for investigations of cotton ginning under the Act approved April 19, 1930 (U. S. C., title 7, secs. 424, 425); for giving expert advice and assistance in agricultural engineering; for collating, reporting, and illustrating the results of investigations and preparing, publishing, and distributing bulletins, plans, and reports; and for other necessary expenses, including travel, rent, repairs, and not to exceed \$5,000 for construction of buildings, \$400,669.

Total, Bureau of Agricultural Engineering, \$438,269, of which amount not to exceed \$160,220 may be expended for personal services in the District of Columbia, and not to exceed \$3,000 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

BUREAU OF AGRICULTURAL ECONOMICS

SALARIES AND EXPENSES

For salaries and the employment of labor in the city of Washington and elsewhere, furniture, supplies, traveling expenses, rent outside the District of Columbia, and all other expenses necessary in conducting investigations, experiments, and demonstrations as follows:

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of chief of bureau and other personal services in the District of Columbia, \$236,306.

Farm management and practice: To investigate and encourage the adoption of improved methods of farm management and farm practice, and for ascertaining the cost of production of the principal staple agricultural products, \$356,580.

Marketing and distributing farm products: For acquiring and diffusing among the people of the United States useful information on subjects connected with the marketing, handling, utilization, grading, transportation, and distributing of farm and nonmanufactured food products and the purchasing of farm supplies, including the demonstration and promotion of the use of uniform standards of classification of American farm products throughout the world, including scientific and technical research into American-grown cotton and its byproducts and their present and potential uses, including new and additional commercial and scientific uses for cotton and its byproducts, and including investigations of cotton ginning under the Act approved April 19, 1930 (U. S. C., title 7, secs. 424, 425), and for collecting and disseminating information on the adjustment of production to probable demand for the different farm and animal products, independently and in cooperation with other branches of the Department, State agencies, purchasing and consuming organizations, and persons engaged in the marketing, handling, utilization, grading, transportation, and distributing of farm and food products, and for investigation of the economic costs of retail marketing of

Cotton ginning investigations.
Vol. 46, p. 248.
U. S. C., p. 144.

Total Services in the District.

Vehicles.

Agricultural Economics Bureau.

General expenses.

Salaries, supplies, etc.

General administrative expenses.

Farm management and practice.

Marketing and distributing farm products.

Promoting uniform standards.

Cotton and byproducts research.

Vol. 46, p. 248.
U. S. C., p. 144.

Proviso.
Forms of wool and mohair grades to be sold.

meat and meat products, \$756,154: *Provided*, That practical forms of the grades recommended or promulgated by the Secretary for wool and mohair may be sold under such rules and regulations as he may prescribe, and the receipts therefrom deposited in the Treasury to the credit of miscellaneous receipts.

Crop and livestock estimates.
Collecting, etc., data.

Crop and livestock estimates: For collecting, compiling, abstracting, analyzing, summarizing, interpreting, and publishing data relating to agriculture, including crop and livestock estimates, acreage, yield, grades, staples of cotton, stocks, and value of farm crops, and numbers, grades, and value of livestock and livestock products on farms, in cooperation with the Extension Service and other Federal, State, and local agencies, \$686,289: *Provided*, That no part of the funds herein appropriated shall be available for any expense incident to ascertaining, collating, or publishing a report stating the intention of farmers as to the acreage to be planted in cotton.

Proviso.
Restriction on expenditure.

Foreign competition and demand: To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled "An Act to promote the agriculture of the United States by expanding in the foreign field the service now rendered by the United States Department of Agriculture in acquiring and diffusing useful information regarding agriculture, and for other purposes", approved June 5, 1930 (U. S. C., title 7, secs. 541-545), and for collecting and disseminating to American producers, importers, exporters, and other interested persons information relative to the world supply of and need for American agricultural products, marketing methods, conditions, prices, and other factors, a knowledge of which is necessary to the advantageous disposition of such products in foreign countries, independently and in cooperation with other branches of the Government, State agencies, purchasing and consuming organizations, and persons engaged in the transportation, marketing, and distribution of farm and food products, including the purchase of such books and periodicals and not to exceed \$1,000 for newspapers as may be necessary in connection with this work, \$298,000.

Securing information as to foreign competition and demand.
Vol. 46, p. 497.
U. S. C., p. 153.

Dissemination to American producers, etc.

Market inspection of farm products: For enabling the Secretary of Agriculture, independently and in cooperation with other branches of the Government, State agencies, purchasing and consuming organizations, boards of trade, chambers of commerce, or other associations of businessmen or trade organizations, and persons or corporations engaged in the production, transportation, marketing, and distribution of farm and food products, whether operating in one or more jurisdictions, to investigate and certify to shippers and other interested parties the class, quality, and condition of cotton, tobacco, fruits, and vegetables, whether raw, dried, or canned, poultry, butter, hay, and other perishable farm products when offered for interstate shipment or when received at such important central markets as the Secretary of Agriculture may from time to time designate, or at points which may be conveniently reached therefrom, under such rules and regulations as he may prescribe, including payment of such fees as will be reasonable and as nearly as may be to cover the cost for the service rendered: *Provided*, That certificates issued by the authorized agents of the department shall be received in all courts of the United States as prima facie evidence of the truth of the statements therein contained, \$378,533.

Market inspection of farm products.

Certifying condition of shipment.

Proviso.
Certificates as evidence.

Tobacco Inspection Act.
Ante, p. 731.

Tobacco Inspection Act: To enable the Secretary of Agriculture to carry into effect the provisions of an Act entitled "An Act to establish and promote the use of standards of classification for tobacco, to provide and maintain an official tobacco inspection service, and for other purposes", approved August 23, 1935 (49 Stat., pp. 731-735), \$250,000.

Market news service: For collecting, publishing, and distributing, by telegraph, mail, or otherwise, timely information on the market supply and demand, commercial movement, location, disposition, quality, condition, and market prices of livestock, meats, fish, and animal products, dairy and poultry products, fruits and vegetables, peanuts and their products, grain, hay, feeds, tobacco, cottonseed, and seeds, and other agricultural products, independently and in cooperation with other branches of the Government, State agencies, purchasing and consuming organizations, and persons engaged in the production, transportation, marketing, and distribution of farm and food products, \$1,062,057.

Market news service.
Collecting, publish-
ing, etc.

Perishable Agricultural Commodities Act: To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled "An Act to suppress unfair and fraudulent practices in the marketing of perishable agricultural commodities in interstate and foreign commerce" (U. S. C., title 7, secs. 499a-499r), \$137,666.

Perishable Agricultural
Commodities
Act.

Vol. 46, p. 531.
U. S. C., p. 148.

Standard Container, Hamper, and Produce Agency Acts: To enable the Secretary of Agriculture to carry into effect the Act entitled "An Act to fix standards for Climax baskets for grapes and other fruits and vegetables, and to fix standards for baskets and other containers for small fruits, berries, and vegetables, and for other purposes", approved August 31, 1916 (U. S. C., title 15, secs. 251-256), the Act entitled "An Act to fix standards for hampers, round stave baskets, and splint baskets for fruits and vegetables, and for other purposes", approved May 21, 1928 (U. S. C., title 15, secs. 257-257i), and the Act entitled "An Act to prevent the destruction or dumping, without good and sufficient cause therefor, of farm produce received in interstate commerce by commission merchants and others and to require them truly and correctly to account for all farm produce received by them", approved March 3, 1927 (U. S. C., title 7, secs. 491-497), including the employment of such persons and means as the Secretary of Agriculture may deem necessary in the city of Washington and elsewhere, \$30,238.

Standard Container,
Hamper, and Produce
Agency Acts.

Vol. 39, p. 673; Vol.
45, p. 685; Vol. 48, p.
930.
U. S. C., p. 557.

Vol. 44, p. 1355.
U. S. C., p. 147.

Tobacco stocks and standards: To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled "An Act to provide for the collection and publication of statistics of tobacco by the Department of Agriculture", approved January 14, 1929 (U. S. C., title 7, secs. 501-508), including the employment of persons and means in the city of Washington and elsewhere, \$17,187.

Tobacco stocks and
standards, statistics.

Vol. 45, p. 1079; Vol.
47, p. 662.
U. S. C., p. 152.

Cotton grade and staple statistics: To enable the Secretary of Agriculture to carry into effect the Act entitled "An Act authorizing the Secretary of Agriculture to collect and publish statistics of the grade and staple length of cotton", approved March 3, 1927 (U. S. C., title 7, secs. 471-476), \$224,517.

Cotton statistics.

Vol. 44, p. 1372.
U. S. C., p. 146.

United States Cotton Futures and United States Cotton Standards Acts: To enable the Secretary of Agriculture to carry into effect the provisions of the United States Cotton Futures Act, as amended March 4, 1919 (U. S. C., title 26, secs. 1090-1106), and to carry into effect the provisions of the United States Cotton Standards Act, approved March 4, 1923 (U. S. C., title 7, secs. 51-65), including all expenses necessary for the purchase of equipment and supplies; for travel; for the employment of persons in the city of Washington and elsewhere; and for all other expenses, including rent outside the District of Columbia, that may be necessary in executing the provisions of these Acts, including such means as may be necessary for effectuating agreements heretofore or hereafter made with cotton associations, cotton exchanges, and other cotton organizations in foreign countries, for the adoption, use, and observance of universal standards of cotton classification, for the arbitration

Cotton Futures Act.
Vol. 39, p. 476; Vol.
40, p. 1351.
U. S. C., p. 1130.

Cotton Standards
Act.
Vol. 42, p. 1517.
U. S. C., p. 112.

Effectuating agree-
ments as to standards,
etc., in foreign coun-
tries.

or settlement of disputes with respect thereto, and for the preparation, distribution, inspection, and protection of the practical forms or copies thereof under such agreements, \$487,111.

Grain Standards Act, enforcement.
Vol. 39, p. 482.
U. S. C., p. 114.

United States Grain Standards Act: To enable the Secretary of Agriculture to carry into effect the provisions of the United States Grain Standards Act, including rent outside the District of Columbia and the employment of such persons and means as the Secretary of Agriculture may deem necessary, in the city of Washington and elsewhere, \$723,941.

Warehouse Act, administration.
Vol. 39, p. 486.
U. S. C., p. 131.

United States Warehouse Act: To enable the Secretary of Agriculture to carry into effect the provisions of the United States Warehouse Act, including the payment of such rent outside the District of Columbia and the employment of such persons and means as the Secretary of Agriculture may deem necessary in the city of Washington and elsewhere, \$321,665.

In all, salaries and expenses, \$5,966,244.

Wool marketing studies.

WOOL MARKETING STUDIES

Appropriation of certain funds.

Not to exceed \$26,652 of the funds collected from persons, firms, or corporations which handled any part of the wool clip of 1918, which the Secretary of Agriculture finds it impracticable to distribute among woolgrowers, shall be deposited in the Treasury to the credit of a special fund which is hereby appropriated for the fiscal year 1937 for the purpose of carrying into effect the provisions of the Act entitled "An Act to authorize the appropriation for use by the Secretary of Agriculture of certain funds for wool standards, and for other purposes", approved May 17, 1928 (U. S. C., title 7, secs. 415b-415d), including personal services and other necessary expenses in the District of Columbia and elsewhere.

Establishing wool standards.
Vol. 45, p. 593.
U. S. C., p. 143.

Total, Bureau of Agricultural Economics, \$5,992,896, of which amount not to exceed \$2,182,160 may be expended for personal services in the District of Columbia, and not to exceed \$30,300 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

Services in the District.

Vehicles.

Home Economics Bureau.

BUREAU OF HOME ECONOMICS

Salaries and expenses.

SALARIES AND EXPENSES

General administrative expenses.

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of Chief of Bureau and other personal services in the District of Columbia, \$31,735.

Home - economics investigations.

Home-economics investigations: For conducting, either independently or in cooperation with other agencies, investigations of the relative utility and economy of agricultural products for food, clothing, and other uses in the home, with special suggestions of plans and methods for the more effective utilization of such products for these purposes, and for disseminating useful information on this subject, including travel and all other necessary expenses, \$187,350.

Services in the District.

Total, Bureau of Home Economics, \$219,085, of which amount not to exceed \$204,620 may be expended for personal services in the District of Columbia.

Grain Futures Act.

ENFORCEMENT OF THE GRAIN FUTURES ACT

Enforcement expenses.
Vol. 42, p. 998.
U. S. C., p. 109.

To enable the Secretary of Agriculture to carry into effect the provisions of the Grain Futures Act, approved September 21, 1922 (U. S. C., title 7, secs. 1-17), \$196,500, of which amount not to exceed \$50,740 may be expended for personal services in the District of Columbia.

FOOD AND DRUG ADMINISTRATION

SALARIES AND EXPENSES

Food and Drug Administration.

Salaries and expenses.

Items specified.

For all necessary expenses, for chemical apparatus, chemicals, and supplies, repairs to apparatus, gas, electric current, official traveling expenses, telegraph and telephone service, express and freight charges, for the employment of such assistants, clerks, and other persons as the Secretary of Agriculture may consider necessary for the purposes named, in the city of Washington and elsewhere, in conducting investigations; collecting, reporting, and illustrating the results of such investigations; and for rent outside the District of Columbia for carrying out the investigations and work herein authorized, as follows:

Outside rent.

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of chief of administration and other personal services in the District of Columbia, \$100,802.

General administrative expenses.

Enforcement of the Food and Drugs Act: For enabling the Secretary of Agriculture to carry into effect the provisions of the Act of June 30, 1906 (U. S. C., title 21, secs. 1-15), entitled "An Act for preventing the manufacture, sale, or transportation of adulterated, or misbranded, or poisonous, or deleterious foods, drugs, medicines, and liquors, and for regulating traffic therein, and for other purposes", as amended; to cooperate with associations and scientific societies in the revision of the United States pharmacopoeia and development of methods of analysis, and for investigating the character of the chemical and physical tests which are applied to American food products in foreign countries, and for inspecting the same before shipment when desired by the shippers or owners of these products intended for countries where chemical and physical tests are required before the said products are allowed to be sold therein, \$1,600,000: *Provided*, That not more than \$4,280 shall be used for travel outside the United States.

Food and Drugs Act, enforcement.
Vol. 34, p. 768.
U. S. C., p. 917.

Revision of Pharmacopoeia, etc.

Foreign tests of American food products.

Proviso.
Travel restriction.

Enforcement of the Tea Importation Act: For enabling the Secretary of Agriculture to carry into effect the provisions of the Act approved March 2, 1897 (U. S. C., title 21, secs. 41-50), entitled "An Act to prevent the importation of impure and unwholesome tea", as amended, including payment of compensation and expenses of the members of the board appointed under section 2 of the Act and all other necessary officers and employees, \$40,094.

Tea Importation Act, enforcement.
Vol. 29, p. 604; Vol. 41, p. 712.
U. S. C., p. 921.

Naval Stores Act: For enabling the Secretary of Agriculture to carry into effect the provisions of the Naval Stores Act of March 3, 1923 (U. S. C., title 7, secs. 91-99), \$34,700.

Naval Stores Act.
Vol. 42, p. 1435.
U. S. C., p. 116.

Enforcement of the Insecticide Act: For enabling the Secretary of Agriculture to carry into effect the provisions of the Act of April 26, 1910 (U. S. C., title 7, secs. 121-134), entitled "An Act for preventing the manufacture, sale, or transportation of adulterated or misbranded paris greens, lead arsenates, other insecticides, and also fungicides, and for regulating traffic therein, and for other purposes", \$208,180.

Insecticide Act, enforcement.
Vol. 36, p. 331.
U. S. C., p. 118.

Enforcement of the Milk Importation Act: For enabling the Secretary of Agriculture to carry into effect the provisions of an Act approved February 15, 1927 (U. S. C., title 21, secs. 141-149), entitled "An Act to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health", \$19,241.

Milk Importation Act, enforcement.
Vol. 44, p. 1101.
U. S. C., p. 930.

Enforcement of the Caustic Poison Act: For enabling the Secretary of Agriculture to carry into effect the provisions of an Act approved March 4, 1927 (U. S. C., title 15, secs. 401-411), entitled

Caustic Poison Act, enforcement.
Vol. 44, p. 1408.
U. S. C., p. 967.

"An Act to safeguard the distribution and sale of certain dangerous caustic or corrosive acids, alkalies, and other substances in interstate and foreign commerce", §24,741.

Filled Milk Act, enforcement.
Vol. 42, p. 1486; *Ante*, p. 885.
U. S. C., p. 922.

Enforcement of the Filled Milk Act: For enabling the Secretary of Agriculture to carry into effect the provisions of the Act entitled "An Act to prohibit the shipment of filled milk in interstate or foreign commerce", approved March 4, 1923 (U. S. C., title 21, secs. 61-63), as amended by the Act of August 27, 1935 (49 Stat., p. 885), \$10,000.

Sea-Food Inspectors Act, enforcement.

Enforcement of the Sea-Food Inspectors Act: For personal services of sea-food inspectors designated to examine and inspect sea food and the production, packing, and labeling thereof upon the application of any packer of any sea food for shipment or sale within the jurisdiction of the Federal Food and Drugs Act, in accordance with the provisions of an Act entitled "An Act to amend section 10A of the Federal Food and Drugs Act of June 30, 1906, as amended", approved August 27, 1935 (49 Stat., p. 871), \$40,000.

Ante, p. 871.

Services in the District.

Total, Food and Drug Administration, \$2,077,758, of which amount not to exceed \$601,512 may be expended for personal services in the District of Columbia, and not to exceed \$20,000 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

Vehicles.

Soil Conservation Service.

SOIL CONSERVATION SERVICE

General expenses.

SALARIES AND EXPENSES

Salaries and expenses.
Ante, p. 163.

Salaries and expenses, Soil Conservation Service: To carry out the provisions of an Act entitled "An Act to provide for the protection of land resources against soil erosion and for other purposes", approved April 27, 1935 (49 Stat., pp. 163-164), which provides for a national program of erosion control and soil and moisture conservation to be carried out directly and in cooperation with other agencies; including printing and binding, purchase of books and periodicals, rent in the District of Columbia, furnishing of subsistence to employees, training of employees, and the purchase and erection of permanent buildings: *Provided*, That the cost of any building purchased, erected, or as improved, exclusive of the cost of constructing a water supply or sanitary system and connecting the same with any such building, shall not exceed \$2,500 except where buildings are acquired in conjunction with land being purchased for other purposes and except for thirty-four buildings to be constructed at a cost not to exceed \$15,000 per building: *Provided further*, That during the fiscal year 1937 the appropriations for the work of the Soil Conservation Service shall be available for meeting the expenses of warehouse maintenance and the procurement, care, and handling of supplies, materials, and equipment stored therein for distribution to projects under the supervision of the Soil Conservation Service and for sale and distribution to other Government activities, the cost of such supplies and materials or the value of such equipment (including the cost of transportation and handling), to be reimbursed to appropriations current at the time additional supplies, materials, or equipment are procured from the appropriations chargeable with the cost or value of such supplies, materials, or equipment; as follows:

Printing and binding, etc.

Provided.
Cost of buildings.

Warehouse maintenance, etc.

General administrative expenses.

General administrative expenses: For necessary expenses for general administrative purposes including the salary of the chief of the Soil Conservation Service and other personal services in the District of Columbia, \$475,000.

Soil and moisture conservation and land-use investigations: For research and investigations into the character, cause, extent, history, and effects of erosion and soil and moisture depletion and methods for soil and moisture conservation, including construction, operation, and maintenance of experimental watersheds, stations, laboratories, plots, and installations, and other necessary expenses, \$1,540,780.

Soil and moisture conservation and land-use investigations.

Soil and moisture conservation operations, demonstrations, and information: For carrying out preventive measures to conserve soil and moisture; including such special measures as may be necessary to prevent floods and the siltation of reservoirs, the establishment and operation of erosion nurseries, the making of conservation plans and surveys, the dissemination of information, and other necessary expenses, \$22,853,485.

Operations, demonstrations, and information.

Total, Soil Conservation Service, \$24,869,265, of which not to exceed \$1,608,640 may be expended for personal services in the District of Columbia, and not to exceed \$62,500 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

Services in the District.

Vehicles.

INTERCHANGE OF APPROPRIATIONS

Not to exceed 10 per centum of the foregoing amounts for the miscellaneous expenses of the work of any bureau, division, or office herein provided for shall be available interchangeably for expenditures on the objects included within the general expenses of such bureau, division, or office, but no more than 10 per centum shall be added to any one item of appropriation except in cases of extraordinary emergency, and then only upon the written order of the Secretary of Agriculture: *Provided*, That a statement of any transfers of appropriations made hereunder shall be included in the annual Budget.

Interchange of appropriations.

Proviso.
Statement to be included in Budget.

MISCELLANEOUS

Miscellaneous.

WORK FOR OTHER DEPARTMENTS

Work for other Departments.

During the fiscal year 1937 the head of any department or independent establishment of the Government requiring inspections, analyses, and tests of food and other products, within the scope of the functions of the Department of Agriculture and which that Department is unable to perform within the limits of its appropriations, may, with the approval of the Secretary of Agriculture, transfer to the Department of Agriculture for direct expenditure such sums as may be necessary for the performance of such work.

Transfer of funds for inspection, etc., of food, authorized.

PASSENGER-CARRYING VEHICLES

Passenger vehicles.

Within the limitations specified under the several headings the lump-sum appropriations herein made for the Department of Agriculture shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of the field work of the Department of Agriculture outside the District of Columbia: *Provided*, That such vehicles shall be used only for official service outside the District of Columbia, but this shall not prevent the continued use for official service of motor trucks in the District of Columbia: *Provided further*, That the limitation on expenditures for purchase of passenger-carrying vehicles in the field service shall be interchangeable between the various bureaus and offices of the Department, to such extent as the exigencies of the service may require: *Provided further*, That appropriations contained in this Act shall be available for the maintenance, operation,

Purchase of, from lump-sum appropriations, for field work.

Provisos.
Use restricted to official service.

Interchangeable funds.

Available for maintenance, etc.

Exchanges allowed. and repair of motor-propelled and horse-drawn passenger-carrying vehicles: *Provided further*, That the Secretary of Agriculture may exchange motor-propelled and horse-drawn vehicles, tractors, road equipment, and boats, and parts, accessories, tires, or equipment thereof, in whole or in part payment for vehicles, tractors, road equipment, or boats, or parts, accessories, tires, or equipment of such vehicles, tractors, road equipment, or boats purchased by him: *Provided further*, That the funds available to the Agricultural Adjustment Administration may be used during the fiscal year for which appropriations are herein made for the maintenance, repair, and operation of one passenger-carrying vehicle for official purposes in the District of Columbia.

Agricultural Adjustment Administration. Maintenance, etc., of automobile.

Beltsville Research Center.

BELTSVILLE RESEARCH CENTER

General expenses.

Additional funds.

For general administrative purposes, including maintenance, operation, repairs, and other expenses, \$75,000; and, in addition thereto, this appropriation may be augmented, by transfer of funds or by reimbursement, from applicable appropriations, to cover the cost, including handling and other related charges, of services, and supplies, equipment and materials furnished, stores of which may be maintained at the Center, and the applicable appropriations may also be charged their proportionate share of the necessary general expenses of the Center not covered by this appropriation: *Provided*, That not to exceed \$600 may be expended from this appropriation for the purchase of one passenger-carrying automobile for official purposes.

Proviso.
Purchase of automobile.

International production control committees.
Expenses.

INTERNATIONAL PRODUCTION CONTROL COMMITTEES

During the fiscal year 1937 the Secretary of Agriculture may expend not to exceed \$10,000 from the funds available to the Agricultural Adjustment Administration for the share of the United States as a member of the International Wheat Advisory Committee or like events or bodies concerned with the reduction of agricultural surpluses or other objectives of the Agricultural Adjustment Administration, together with traveling and all other necessary expenses relating thereto.

International Wheat Advisory Committee.

Diseased cattle, elimination of.

ELIMINATION OF DISEASED CATTLE, DEPARTMENT OF AGRICULTURE

Expenses.
Ante, p. 775.
Amount reappropriated.
Vol. 48, p. 805.

For carrying into effect the provisions of section 37 of the Act entitled "An Act to amend the Agricultural Adjustment Act and for other purposes", approved August 24, 1935 (49 Stat., pp. 750-793), \$21,364,000 of the unobligated balance of the funds appropriated by Public Resolution Numbered 27, Seventy-third Congress, and reappropriated by said section 37 of the Act approved August 24, 1935, together with any unobligated balance of the appropriation made for the same purposes for the fiscal year 1936 by said section 37, which balances are hereby continued available for obligation during the fiscal year 1937, for the elimination of diseased dairy and beef cattle, including cattle suffering from tuberculosis or Bang's disease, for payments to owners with respect thereto, and for other purposes, as authorized by said section 37, including the employment of persons and means in the District of Columbia and elsewhere, printing and binding, the purchase, maintenance, operation, and repair of passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia, and other necessary expenses.

Payments to owners.

Printing and binding.

FOREST ROADS AND TRAILS

For carrying out the provisions of section 23 of the Federal Highway Act approved November 9, 1921 (U. S. C., title 23, sec. 23), including not to exceed \$95,240 for departmental personal services in the District of Columbia, \$8,000,000, which sum is composed of \$3,500,000, the balance of the amount authorized to be appropriated for the fiscal year 1936, by the Act approved June 18, 1934, and \$4,500,000, part of the sum of \$10,000,000 authorized to be appropriated for the fiscal year 1937 by the Act approved June 18, 1934: *Provided*, That the Secretary of Agriculture shall, upon the approval of this Act, apportion, and prorate among the several States, Alaska, and Puerto Rico, as provided in section 23 of said Federal Highway Act, the sum of \$10,000,000 authorized to be appropriated for the fiscal year ending June 30, 1937, by the Act approved June 18, 1934: *Provided further*, That the Secretary of Agriculture shall incur obligations, approve projects, or enter into contracts under his apportionment and prorating of this authorization, and his action in so doing shall be deemed a contractual obligation on the part of the Federal Government for the payment of the cost thereof: *Provided further*, That total expenditures on account of any State or Territory shall at no time exceed its authorized apportionment: *Provided further*, That this appropriation shall be available for the rental, purchase, or construction of buildings necessary for the storage of equipment and supplies used for road and trail construction and maintenance, but the total cost of any such building purchased or constructed under this authorization shall not exceed \$2,500: *Provided further*, That during the fiscal year ending June 30, 1937, the expenditures on forest highways in Alaska from the amount herein appropriated shall not exceed \$250,000.

This title may be cited as the Department of Agriculture Appropriation Act, 1937.

TITLE II—FARM CREDIT ADMINISTRATION

SALARIES AND EXPENSES

For salaries and expenses of the Farm Credit Administration in the District of Columbia and the field; traveling expenses of officers and employees including not to exceed \$5,000 for travel incurred under proper authority attending meetings or conventions of members of organizations at which matters of importance to the work of the Farm Credit Administration are to be discussed or transacted; printing and binding contingent and miscellaneous expenses, including law books, books of reference, and not to exceed \$750 for periodicals, newspapers, and maps; contract stenographic reporting services, and expert services for the preparation of amortization tables; membership fees or dues in organizations which issue publications to members only or to members at a lower price than to others, payment for which may be made in advance; purchase of manuscripts, data, and special reports by personal service without regard to the provisions of any other Act; procurement of supplies and services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) when the aggregate amount involved does not exceed \$50; purchase, exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles and motor trucks including the purchase and exchange of one passenger-carrying automobile at a net cost of not to exceed \$1,500, to be used only for official purposes; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; garage rental in the

Federal highways.

Forest roads and trails.
Vol. 42, pp. 218, 661.
U. S. C., p. 973.

Vol. 48, p. 993.

Provisos.
Prorating of sum.

Contracts authorized.

Expenditure restriction.

Availability of appropriation.

Forest highways in Alaska.

Short title.

Title II—Farm Credit Administration.

Salaries and expenses.

Travel expenses.

Printing and binding.

R. S., sec. 3709, p. 733;
U. S. C., p. 1803.

Vehicles.

Transportation and subsistence.	District of Columbia and elsewhere; payment of actual transportation expenses and not to exceed \$10 per diem to cover subsistence and other expenses while in conference and en route from and to his home to any person other than an employee or a member of an advisory commodity committee who may from time to time be invited to the city of Washington and elsewhere for conference and advisory purposes in furthering the work of the Farm Credit Administration; employment of persons, firms, and others for the performance of special services, including legal services, and other miscellaneous expenses; collection of moneys due the United States on account of loans made under the provisions of the Acts of March 3, 1921 (41 Stat., p. 1347), March 20, 1922 (42 Stat., p. 467), April 26, 1924 (43 Stat., p. 110), February 28, 1927 (44 Stat., p. 1251), February 25, 1929 (45 Stat., p. 1306), as amended May 17, 1929 (46 Stat., p. 3), March 3, 1930 (46 Stat., pp. 78, 79), December 20, 1930 (46 Stat., p. 1032), February 14, 1931 (46 Stat., p. 1160), and February 23, 1931 (46 Stat., p. 1276); January 22, 1932 (47 Stat., p. 5), February 4, 1933 (47 Stat., p. 795), March 4, 1933 (47 Stat., p. 1547), February 23, 1934 (Public, No. 97, 73d Cong.), March 10, 1934 (Public Resolution No. 16, 73d Cong.), June 19, 1934 (Public, No. 412, 73d Cong.), February 20, 1935 (Public, No. 11, 74th Cong.), March 21, 1935 (Public, No. 21, 74th Cong.); examination of corporations, banks, associations, credit unions, and institutions operated, supervised, or regulated by the Farm Credit Administration: <i>Provided</i> , That the expenses and salaries of employees engaged in such examinations shall be assessed against the said corporations, banks or institutions in accordance with the provisions of existing laws; in all, \$4,000,000: <i>Provided further</i> , That there shall be transferred and added to this appropriation the sum of \$400,000 from the funds made available under section 5 of the Emergency Crop Loan Act of February 23, 1934 (48 Stat., p. 354), the sum of \$1,100,000 from the funds made available under the Emergency Appropriation Act, fiscal year 1935, approved June 19, 1934 (48 Stat., pp. 1021, 1056), and the sum of \$1,450,000 from the funds made available under section 5 (a) of the Emergency Crop Loan Act of February 20, 1935 (Public, Numbered 11, Seventy-fourth Congress; Public, Numbered 21, Seventy-fourth Congress).
Special services.	
Collection of loans under designated Acts.	
Examinations, etc.	
<i>Provisos.</i> Assessment for expenses.	
Additional funds.	
Vol. 48, p. 355.	
Vol. 48, pp. 1021, 1056.	
<i>Ante</i> , pp. 29, 49.	
Citation of title.	
	This title may be cited as the Farm Credit Administration Appropriation Act, 1937. Approved, June 4, 1936.

[CHAPTER 490.]

AN ACT

June 4, 1936.
[S. 3452.]
[Public, No. 638.]

To amend an Act entitled "An Act authorizing the Secretary of the Interior to arrange with States or Territories for the education, medical attention, relief of distress, and social welfare of Indians, and for other purposes."

Indian welfare, etc.
Vol. 48, p. 596.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of April 16, 1934 (48 Stat. 596), entitled "An Act authorizing the Secretary of the Interior to arrange with States or Territories for the education, medical attention, relief of distress, and social welfare of Indians, and for other purposes", be, and the same hereby is amended to read as follows:

Contracts with States, etc., for education, etc., of Indians.

"That the Secretary of the Interior be, and hereby is, authorized, in his discretion, to enter into a contract or contracts with any State or Territory, or political subdivision thereof, or with any State university, college, or school, or with any appropriate State or private corporation, agency, or institution, for the education, medical

attention, agricultural assistance, and social welfare, including relief of distress, of Indians in such State or Territory, through the agencies of the State or Territory or of the corporations and organizations hereinbefore named, and to expend under such contract or contracts, moneys appropriated by Congress for the education, medical attention, agricultural assistance, and social welfare, including relief of distress, of Indians in such State or Territory.

Expenditure of Federal funds.

"SEC. 2. That the Secretary of the Interior, in making any contract herein authorized, may permit such contracting party to utilize, for the purposes of this Act, existing school buildings, hospitals, and other facilities, and all equipment therein or appertaining thereto, including livestock and other personal property owned by the Government, under such terms and conditions as may be agreed upon for their use and maintenance.

Utilization of existing facilities.

"SEC. 3. That the Secretary of the Interior is hereby authorized to perform any and all acts and to make such rules and regulations, including minimum standards of service, as may be necessary and proper for the purpose of carrying the provisions of this Act into effect: *Provided*, That such minimum standards of service are not less than the highest maintained by the States or Territories within which said contract or contracts, as herein provided, are to be effective.

Powers of Secretary.

Minimum standards of service.

Proviso. Rating.

"SEC. 4. That the Secretary of the Interior shall report annually to the Congress any contract or contracts made under the provisions of this Act, and the moneys expended thereunder."

Annual report to Congress.

Approved, June 4, 1936.

[CHAPTER 491.]

AN ACT

To amend the last paragraph, as amended, of the Act entitled "An Act to refer the claims of the Delaware Indians to the Court of Claims, with the right of appeal to the Supreme Court of the United States", approved February 7, 1925.

June 4, 1936.
[S. 4184.]

[Public, No. 639.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the last paragraph, as amended, of the Act entitled "An Act to refer the claims of the Delaware Indians to the Court of Claims, with the right of appeal to the Supreme Court of the United States", approved February 7, 1925, is amended by striking out the following: "and in no event to be more than \$25,000 in any one claim".

Delaware Indians, Okla.

Limitation on certain attorneys' fees amended.

Vol. 43, p. 312; Vol. 44, p. 1333.

Approved, June 4, 1936.

[CHAPTER 492.]

AN ACT

To authorize an appropriation to pay non-Indian claimants whose claims have been extinguished under the Act of June 7, 1924, but who have been found entitled to awards under said Act as supplemented by the Act of May 31, 1933.

June 4, 1936.
[S. 4203.]

[Public, No. 640.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, a sum to compensate white settlers or non-Indian claimants whose claims have been extinguished under the Act of June 7, 1924 (43 Stat. L. 636), but who have been found by the Secretary of the Interior, in conformity with the proviso to section 3 of the Act of May 31, 1933 (48 Stat. L. 108, 109), to be entitled to increased compensation by reason of errors in the amount of award previously allowed or entitled to original awards by reason of errors in the omission of legitimate claimants. The non-Indian

Indian pueblos in New Mexico.

Payments to non-Indian claimants for certain extinguished claims.

Vol. 43, p. 636.

Vol. 48, p. 106.

Amounts found due.

claimants, or their successors, as found and reported by the Secretary of the Interior, to be compensated out of said appropriation to be disbursed under the direction of the Secretary of the Interior in the amounts found to be due them, as follows: Within the Pueblo of Nambe, \$456.40; within the Pueblo of San Ildefonso, \$141.88; within the Pueblo of Cochiti, \$936.55; within the Pueblo of Sandia, \$1,292.21; within the Pueblo of San Juan, \$244.20; in all, \$3,071.24.

Approved, June 4, 1936.

[CHAPTER 493.]

AN ACT

To provide for the appointment of substitute postal employees, and for other purposes.

June 4, 1936.

[H. R. 7638.]

[Public, No. 641.]

Postal Service.
Substitute employees.
Ratio of, to regular employees.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the ratio of classified substitute railway postal clerks, classified substitute post-office clerks, classified substitute city letter carriers, classified substitute village letter carriers, classified substitute laborers, watchmen, and messengers, and classified substitutes in the Motor Vehicle Service, to regular railway postal clerks, post-office clerks, city letter carriers, village letter carriers, laborers, watchmen, and messengers, and employees of the Motor Vehicle Service, shall be not more than one classified substitute to six regular employees, or fraction thereof, respectively, except that in offices having fewer than six regular employees there may be one substitute clerk and one substitute carrier, and one substitute in the Motor Vehicle Service: *Provided,* That where the ratio of substitutes is now in excess of these ratios, no additional classified substitutes shall be appointed until these ratios are established: *Provided further,* That the provisions of this Act shall not operate to furlough or dismiss (1) any classified substitute railway postal clerks, post-office clerks, city letter carriers, village letter carriers, or laborers, watchmen, or messengers; or (2) any classified substitutes in the Motor Vehicle Service.

Approved, June 4, 1936.

[CHAPTER 494.]

AN ACT

To add certain lands to the Rogue River National Forest in the State of Oregon.

June 4, 1936.
[H. R. 8312.]
[Public, No. 642.]

Rogue River National Forest, Oreg.
Lands added to.

Description.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of forest management and municipal watershed protection, the following-described lands are hereby added to and made a part of the Rogue River National Forest in the State of Oregon and shall hereafter be administered subject to all the laws and regulations governing the national forests: Sections 31 to 35, inclusive, township 39 south, range 1 west; sections 2 to 11, inclusive, and sections 14 to 36, inclusive, township 40 south, range 1 west; section 1, and sections 11 to 36, inclusive, township 40 south, range 2 west, all Willamette base and meridian: *Provided,* That this action shall, as to all lands which are at this date legally appropriated under the public-land laws or reserved for any purpose, be subject to and shall not interfere with or defeat legal rights under such appropriation, nor prevent the use for such public purposes of lands so reserved so long as such appropriation is legally maintained or such reservation remains in force.

Proviso.
Prior legal rights not affected.

SEC. 2. That when the Secretary of Agriculture finds that merchantable timber may be cut without detriment to the purity or depletion of the water supply from such of the above-described lands title to which has been revested in the United States under the Act of Congress approved June 9, 1916 (39 Stat. 218), said Secretary is hereby authorized to dispose of such merchantable timber on such lands in accordance with the rules and regulations of the Secretary of Agriculture for the national forests and the entire proceeds of any such sale shall be deposited in the Treasury of the United States in a special fund designated "The Oregon and California Land Grant Fund", referred to in section 10 of the said Act of June 9, 1916, and be disposed of in the manner therein designated.

Cutting of merchantable timber on revested lands.

Vol. 39, p. 218.

Disposal of.

Deposit of receipts.

Approved, June 4, 1936.

[CHAPTER 495.]

AN ACT

To amend certain plant-quarantine laws.

June 4, 1936.

[H. R. 8495.]

[Public, No. 643.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the third sentence of the second paragraph under the subheading "Enforcement of the Plant Quarantine Act" under the heading "Miscellaneous" of the Act entitled "An Act making appropriations for the Department of Agriculture for the fiscal year ending June thirtieth, nineteen hundred and sixteen", approved March 4, 1915, is amended to read as follows: "If the plants or plant products (including seed) are found upon inspection to be free from injurious pests and not in violation of a plant-quarantine law or plant-quarantine regulation of the United States Department of Agriculture or of the State of destination pertaining to such injurious pests, or if infected shall be disinfected by said official, they shall upon payment of postage therefor be returned to the postmaster at the place of inspection to be forward¹ to the person to whom they are addressed; but if found to be infected with injurious pests and incapable of satisfactory disinfection or in violation of a plant-quarantine law or plant-quarantine regulation of the United States Department of Agriculture or of the State of destination pertaining to such injurious pests, the State inspector shall so notify the postmaster at the place of inspection who shall promptly notify the sender of said plants or plant products that they will be returned to him upon his request and at his expense, or in default of such request that they will be turned over to the State authorities for destruction."

Plant quarantine.
Vol. 38, p. 1113.

Shipments of plants by mail; inspection by State officials.

Disposition of plants, etc., found free of injurious pests.

Disposition of infected plants.

Approved, June 4, 1936.

[CHAPTER 496.]

AN ACT

To make lands in drainage, irrigation, and conservancy districts eligible for loans by the Federal land banks and other Federal agencies loaning on farm lands, notwithstanding the existence of prior liens of assessments made by such districts, and for other purposes.

June 4, 1936.

[H. R. 9000.]

[Public, No. 644.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Farm Credit Administration, the Federal Farm Mortgage Corporation, the Federal land banks, the Land Bank Commissioner, and any lending or financing agency established by or under the Farm Credit Act of 1933, as amended, or the Federal Farm Loan Act, as amended, are

Farm Credit Administration, etc.

Loans by, on lands in drainage, irrigation, and conservancy districts.

Vol. 48, pp. 257, 344.
U. S. C., pp. 419, 442.

¹ So in original.

Terms and conditions.

authorized to make loans or acquire mortgages on lands in any drainage, irrigation, or conservancy district, notwithstanding the existence of any prior lien or charge arising out of an assessment for special benefits made by such district, in any case where (1) such land is otherwise eligible for a loan, (2) such assessment is payable over a period of years, and (3) reasonable security exists for the repayment of the loan, taking into consideration all facts and values, including the term and size of the loan, the integrity of the applicant, and the increased earning capacity of the lands arising from the improvements or benefits in respect of which the assessment was made.

Approved, June 4, 1936.

[CHAPTER 497.]

AN ACT

June 4, 1936.
[H. R. 9991.]
[Public, No. 645.]

To extend the time for applying for and receiving benefits under the Act entitled "An Act to provide means by which certain Filipinos can emigrate from the United States", approved July 10, 1935.

Emigration of Filipinos from the United States.
-*Ante*, p. 479.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 6 of the Act entitled "An Act to provide means by which certain Filipinos can emigrate from the United States", approved July 10, 1935, is amended to read as follows:

Time extended for filing application for benefits, etc.

"SEC. 6. No application for the benefits of this Act shall be accepted by any officer of the Immigration Service after December 1, 1937; and all benefits under this Act shall finally terminate on December 31, 1937, unless the journey has been started on or before that date, in which case the journey to Manila shall be completed."

Approved, June 4, 1936.

[CHAPTER 498.]

AN ACT

June 4, 1936.
[H. R. 10849.]
[Public, No. 646.]

To authorize an appropriation for improvement of ammunition storage facilities at Aliamanu, Territory of Hawaii, and Edgewood Arsenal, Maryland.

Ammunition storage facilities.
Appropriation authorized for improvement at places designated.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury of the United States not otherwise appropriated, the sum of \$2,694,171, as follows: Aliamanu, Territory of Hawaii, \$1,580,000; Edgewood Arsenal, Maryland (Bush River project), \$1,114,171; including the necessary construction and installation of buildings, roads, railroads, and fences, utilities and appurtenances incident thereto, and including also the moving and reconditioning of Ordnance and Chemical Warfare Service stores, as may be necessary to provide safe and adequate storage for munitions.

Approved, June 4, 1936.

[CHAPTER 499.]

AN ACT

June 4, 1936.
[H. R. 11006.]
[Public, No. 647.]

Providing for the examination of the Nueces River and its tributaries in the State of Texas for flood-control purposes.

Nueces River, Tex.
Survey directed for controlling floods of.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized and directed to cause a preliminary examination of the Nueces River in the State of Texas, with a view

to the control of its floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Vol. 39, p. 950.
U. S. C., p. 1487.

Approved, June 4, 1936.

[CHAPTER 500.]

AN ACT

Authorizing construction, operation, and maintenance of Rio Grande canalization project and authorizing appropriation for that purpose.

June 4, 1936.
[H. R. 11768.]
[Public, No. 648.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That upon the completion of the engineering investigation, study, and report to the Secretary of State, as heretofore authorized by Public Resolution Numbered 4, Seventy-fourth Congress, approved February 13, 1935, the Secretary of State, acting through the American Section, International Boundary Commission, United States and Mexico, in order to facilitate compliance with the convention between the United States and Mexico concluded May 21, 1906, providing for the equitable division of the waters of the Rio Grande, and to properly regulate and control, to the fullest extent possible, the water supply for use in the two countries as provided by treaty, is authorized to construct, operate, and maintain, in substantial accordance with the engineering plan contained in said report, works for the canalization of the Rio Grande from the Caballo Reservoir site in New Mexico to the international dam near El Paso, Texas, and to acquire by donation, condemnation, or purchase such real and personal property as may be necessary therefor.

Rio Grande canalization project.
Construction, operation, and maintenance authorized.
Ante, pp. 24, 74.

Vol. 34, p. 2963.

Location of project.

Acquisition of property.

Appropriation authorized.

Proviso.
Diversion dam, completion.

Ante, p. 961.

Cost limitation.

Minor purchases.
R. S., sec. 3709, p. 783.
U. S. C., p. 1803.

Vehicles.

Transportation, etc.

Miscellaneous expenses.

Transfer of funds authorized.

SEC. 2. There is authorized to be appropriated the sum of \$3,000,000 for the purposes of carrying out the provisions of section 1 hereof, other than for operation and maintenance, including salaries and wages, fees for professional services; rents; travel expenses; per diem in lieu of actual subsistence; printing and binding, law books, and books of reference: *Provided*, That the amount herein authorized to be appropriated shall include so much as may be necessary for completion of construction of the diversion dam in the Rio Grande wholly in the United States, in addition to the \$1,000,000 authorized to be appropriated for this purpose by the Act of August 29, 1935 (49 Stat. 961): *Provided further*, That the total cost of construction of said diversion dam and canalization works shall not exceed \$4,000,000: *Provided further*, That the provisions of section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not apply to any purchase made or service procured when the aggregate amount involved is \$100 or less; purchase, exchange, maintenance, repair and operation of motor-propelled passenger- and freight-carrying vehicles; hire with or without personal services, of work animals and animal-drawn and motor-propelled vehicles and equipment; acquisition by donation, condemnation, or purchase of real and personal property; transportation (including drayage) of personal effects of employees upon change of station; telephone, telegraphic, and air-mail communication; rubber boots for official use by employees; ice; equipment, services, supplies, and materials and other such miscellaneous expenses as the Secretary of State may deem necessary properly to carry out the provisions of the Act: *And provided further*, That any part of any appropriation made hereunder may be transferred to, for direct expenditure by, the Department of the

Interior pursuant to such arrangements therefor as may be from time to time effected between the Secretary of State and the Secretary of the Interior, or as directed by the President of the United States.

Approved, June 4, 1936.

[CHAPTER 501.]

AN ACT

June 4, 1936.
[H. R. 11821.]
[Public, No. 649.]

To correct an error in section 16 (e) (1) of the Agricultural Adjustment Act, as amended, with respect to adjustments in taxes on stocks on hand, in the case of a reduction in processing tax.

Agricultural Adjust-
ment Act; processing
tax.

Correcting error re-
specting taxes on stocks
on hand.

Ante, p. 769.
Post, p. 1739.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph (1) of subsection (e) of section 16 of the Agricultural Adjustment Act, as amended, is amended by striking out "subsequent to June 26, 1934" and inserting in lieu thereof "on or after June 1, 1934".

Approved, June 4, 1936.

[CHAPTER 502.]

AN ACT

June 4, 1936.
[H. R. 11929.]
[Public, No. 650.]

Granting to the State of Iowa for State park purposes certain land of the United States in Clayton County, Iowa.

State of Iowa.
Grant of certain lands
to, for State park.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby granted to the State of Iowa, upon the conditions and limitations hereinafter expressed, the following-described land of the United States lying and being in the Upper Mississippi River Wild Life and Fish Refuge, in Clayton County, Iowa, aggregating five hundred and forty-four and twenty-seven one-hundredths acres, more or less, to be held and administered by said State for the purposes of a State public park:

Description.

Lots 2, 3, and 4, section 35, township 95 north, range 3 west, fifth principal meridian (excepting, however, from said lot 2 a strip of land on the north side eight chains wide at the east end and twelve chains wide at the west end, containing twenty-eight and seventy-two one-hundredths acres, more or less; and also excepting from said lots 2, 3, and 4, a strip of land containing six and twenty-five one-hundredths acres, more or less, being the right-of-way of the Chicago, Milwaukee, Saint Paul and Pacific Railway), the parcel hereby conveyed containing according to survey one hundred twenty-seven and seventy-three one-hundredths acres, more or less.

Lot 21, block 11; lot 21, block 13; lots 7, 8, 12, 14, and 17, block 14; and lots 4, 5, 6, 7, 8, and 9, block 42; all situate in the James McGregor, Junior, addition to the town of McGregor, Iowa, containing according to survey one and fifty-seven one-hundredths acres, more or less.

A parcel of land in sections 22 and 27, township 95 north, range 3 west, fifth principal meridian, described as follows:

Beginning at corner 1, the center of section 27, an established fence corner; thence south eighty-nine degrees twenty-three minutes east, with quarter-section line, eighteen and ninety-three one-hundredths chains to corner 2, a two-by-two-by-fifteen-inch oak stake beside fence corner of land formerly owned by Pearl Johnson; thence with boundary of land formerly owned by Pearl Johnson, north forty-four degrees east seven and ninety-eight one-hundredths chains to corner 3, an elm post five inches in diameter, four feet above ground; thence south fifty-four degrees east exactly five chains to corner 4,

an elm post four inches in diameter, four feet above ground; thence south forty-four degrees west exactly four chains to corner 5, an elm stake three inches in diameter, one foot above ground; thence south eighty-nine degrees twenty-three minutes east, with quarter-section line and leaving land formerly owned by Pearl Johnson, fourteen and sixty one-hundredths chains to corner 6, the quarter-corner between sections 26 and 27, a six-by-six-by-forty-eight-inch post above ground, scribed "US", and a one-and-one-half-by-fifteen-inch iron pipe above ground, in a mound of stone, a ten-inch red oak bears north thirty-five degrees west thirty-eight one-hundredths, blazed and scribed "BT 5-2"; thence north, with the line between sections 26 and 27, thirty-seven and ninety one-hundredths chains approximate, a four-by-four-by-forty-eight-inch fir post in mound of stone on southwest side of road, exactly forty chains to the line between sections 22 and 27, exactly forty-three chains to corner 7, a point on west bank of the Mississippi River and in the east line of section 22; thence north twenty-eight degrees eleven minutes west, with west bank of the Mississippi River, five and thirty one-hundredths chains to corner 8, in the south line of "C" Street of the town of McGregor; thence south eighty-six degrees forty-eight minutes west, with south line of "C" Street, four and twenty one-hundredths chains to corner 9, a two-by-two-by-twelve-inch ash stake, above ground, at a point determined as the northeast corner of the unnumbered town lot owned by Eva Jordan; thence south three degrees twelve minutes east, with the east line of the Eva Jordan lot as determined by this survey, one and fifty-one one-hundredths chains to corner 10, a two-by-two-by-twelve-inch ash stake; thence with four lines in rear of block 14, south eighty-six degrees forty-eight minutes west, ten and twenty-seven one-hundredths chains to corner 11, a point; thence south seventy-seven degrees twenty-one minutes west, four and nineteen one-hundredths chains to corner 12, a point; thence north forty-nine degrees thirty-eight minutes west, forty-two one-hundredths chain to corner 13, the east corner of lot 19, block 14, a four-by-four-by-thirty-six-inch fir post above ground in a mound of stone, scribed "US Corner 5-8"; thence south forty degrees twenty-two minutes west, six and nineteen one-hundredths chains to the line between sections 22 and 27, six and thirty-three one-hundredths chains to corner 14, the east corner of lot 1, block 13, a seven-by-seven-by-thirty-six-inch butternut post above ground, scribed "US 5-9", in a mound of stone; thence south forty-nine degrees thirty-eight minutes east, one and fifty-one one-hundredths chains to corner 15, a nine-inch white oak tree with a five-by-five-by-twenty-four-inch ironwood post above ground, scribed "US 5-10", in a mound of stone, beside it, a fifteen-inch red oak bears north fifty degrees east eighteen one-hundredths, blazed and scribed "BT 5-10"; thence south forty degrees twenty-two minutes west, one and fifty-one one-hundredths chains to corner 16, an eight-by-eight-by-thirty-six-inch ironwood post above ground, scribed "US 5-11", in mound of stone; thence north forty-nine degrees thirty-eight minutes west, one and fifty-one one-hundredths chains to corner 17, a one-by-four-by-thirty-six-inch oak stake above ground, at the east corner of lot 3, block 13; thence south forty degrees twenty-two minutes west eighteen and seventy-five one-hundredths chains to corner 18, the east corner of lot 5, block 11; thence south forty-nine degrees thirty-eight minutes east one and fifty-nine one-hundredths chains to corner 19, a two-by-two-by-twelve-inch elm stake above ground, in mound of stone; thence south naught degrees twenty-four minutes east, one and sixty-six one-hundredths chains to corner 20, a two-by-two-by-twelve-inch elm stake; thence south twenty degrees east one and

Description—Continued.

Description—Continued.

eleven one-hundredths chains to corner 21, a two-by-two-by-twelve-inch oak stake on the north line of Fayette Street; thence east, with the north line of Fayette Street, two and eighty-three one-hundredths chains to corner 22, at the intersection with the east line of State Street; thence south naught degrees twenty-four minutes east, with the east line of State Street, nine and nine one-hundredths chains to corner 23, at the intersection with the south line of Howard Street, a four-by-four-by-thirty-six-inch fir post above ground scribed "US Cor 5-18", beside a twenty-four-inch red oak; thence west six and thirty-six one-hundredths chains to corner 24, in the quarter-section line between the northwest quarter and the northeast quarter of section 27, a four-by-four-by-thirty-six-inch fir post above ground, scribed "US Cor 5-19", a fourteen-inch white oak bears south twenty degrees east sixty one-hundredths, blazed and scribed "BT-19"; thence south naught degrees twenty-four minutes east, with the quarter-section line between the northwest quarter and the northeast quarter of section 27, four and fifty-three one-hundredths chains to corner 25, a four-by-four-by-thirty-six-inch fir post above ground, scribed "US Cor 5-20", an eight-inch hickory bears north eighty-five degrees west fifty one-hundredths, blazed and scribed "BT 5-20"; thence north seventy degrees thirty-seven minutes west four and thirty-six one-hundredths chains to corner 26, a two-by-two-by-twelve-inch elm stake above ground; thence south nineteen degrees twenty-three minutes west, with line in rear of block 42 seventy-six one hundredths chain to the northeast corner of lot 1, block 42, eight and forty-two one-hundredths chains to corner 27, in the quarter-section line, a six-by-six-by-forty-eight-inch post above ground, in mound of stone; thence south eighty-nine degrees twenty-three minutes east six and eighty-five one-hundredths chains to the place of beginning (excepting therefrom a circular piece of ground, two and twenty-seven one-hundredths chains in diameter surrounding the McGregor City Water Reservoir, containing forty-one one-hundredths acre, more or less; and a strip of land containing one and fifty one-hundredths acres, more or less, being the right-of-way of the Chicago, Milwaukee, Saint Paul and Pacific Railway), the parcel hereby conveyed containing according to survey one hundred and fifty-two and thirty-five one-hundredths acres, more or less.

Lots 6, 7, 8, 12, 13, 14, 15, 16, 17, and 18, block 30; lots 1, 2, 3, 4, 5, 6, 7, west half lot 9, all of lots 10, 11, 12, 13, 14, and 15, block 33; lots 1, 2, 3, 4, 5, 9, 10, 11, and 12, block 36, all situate in the James McGregor, Junior, addition to the town of McGregor, containing according to survey three and seventy-two one-hundredths acres, more or less.

A certain parcel of land in the northwest quarter section 27, township 95 north, range 3 west, fifth principal meridian, described as follows:

Beginning at corner 1, the quarter-corner between sections 27 and 28, an established fence corner with a one-and-one-half-by-twelve-inch iron pipe above ground, beside it; thence south eighty-nine degrees twenty-three minutes east, with the quarter-section line between the northwest quarter and the southwest quarter of section 27 eleven and sixteen one-hundredths chains to corner 2, an established fence corner; thence north eighteen degrees fourteen minutes east, thirteen and thirty-one one-hundredths chains to corner 3, an established fence corner with a four-by-four-by-thirty-six-inch hickory post above ground, scribed "US 6-3", beside it, a ten-inch hickory bears north twenty-five degrees west forty-two one-hundredths blazed and scribed "BT 6-3"; thence south seventy degrees fifty-seven minutes east three and ninety-three one-hundredths chains

to corner 4, the northwest corner of lot 1, block 37, town of McGregor, thence north nineteen degrees three minutes east, with rear line of block 36, ten and ninety-three one-hundredths chains to corner 5, a two-by-two-by-twelve-inch ash stake above ground, marked "US 6-5", in the south line of Elm Street; thence north sixty-eight degrees fifty-five minutes west, with south line of Elm Street, ten and forty-four one-hundredths chains to corner 6, a three-by-three-by-twelve-inch ash stake above ground, marked "US 6-6", at the northeast corner of lot 1, block 33; thence south twenty-one degrees five minutes west, with two lines in rear of block 33 one and fifty-five one-hundredths chains to corner 7, a four-by-four-by-thirty-six-inch fir post above ground, scribed "US Cor 6-7", an eight-inch hickory bears south thirty degrees west seventy one-hundredths blazed and scribed "BT 6-7"; thence south seventy-three degrees twenty-five minutes west twelve and eighty one-hundredths chains to corner 8, a point in Spring Creek on the line between sections 27 and 28, a witness corner falls fifteen one-hundredths east on bank of creek, a four-by-four-by-forty-inch fir post above ground, scribed "US Cor 6-8", in a mound of stone, a thirty-inch elm bears south eighteen one-hundredths; thence south no degrees two minutes east, with line between sections 27 and 28, twenty and twenty-five one-hundredths chains to the place of beginning, containing according to survey thirty-eight and fifty-five one-hundredths acres, more or less.

Lots 13, 14, 15, and 16, block 18; lots 1, 2, 3, 4, 5, 6, 9, 10, 11, 12, 13, 14, and the east 20 feet of lot 15, block 26, all situate in the James McGregor, Junior, addition to the town of McGregor, Iowa, containing according to survey one and eighty-four one-hundredths acres, more or less.

A certain parcel of real estate in sections 22 and 27, township 95 north, range 3 west, fifth principal meridian, described as follows:

Beginning at corner 1, the point where the line between sections 21 and 22 intersects the south line of the Giard claim, an established fence corner; thence south naught degrees two minutes east, with line between sections 21 and 22, nine and seven one-hundredths chains to corner 2, a point in fence line; thence south sixty-nine degrees eleven minutes east, parallel to and three and forty one-hundredths chains northeast of the northeast side of block 27, ten and thirteen one-hundredths chains to the line between sections 22 and 27, eighteen and seven one-hundredths chains to corner 3, the west side of Cemetery Road and northeast corner of the Chapin lands, a four-by-four-by-thirty-six-inch fir post above ground, scribed "US Cor 1-3", beside an established fence corner; thence south twenty degrees forty-nine minutes west three and forty-one one-hundredths chains to corner 4, the northeast corner of lot 17, block 26; thence south sixty-nine degrees eleven minutes east, with the rear line of block 26, twelve and twelve one-hundredths chains to corner 5, a one-by-twelve-inch iron pipe above ground at the rear corner to blocks 18 and 26; thence south eighty-two degrees twenty-two minutes east, with rear line of block 18, two and eighty-five one-hundredths chains to corner 6, a one-by-twelve-inch pipe above ground and an eight-by-eight-by-forty-eight-inch oak post above ground, scribed "US 1-6", in mound of stones; thence north forty-nine degrees forty-seven minutes west one and forty-seven one-hundredths chains to corner 7, a five-by-five-by-twenty-four-inch basswood post above ground, scribed "US 1-7", in mound of stones; thence north forty degrees thirteen minutes east three and three one-hundredths chains to corner 8, a five-by-five-by-thirty-inch basswood post above ground, scribed "US 1-8", in mound of stones; thence south forty-nine degrees forty-seven minutes east three and

Description—Continued.

Description—Continued.

twenty-seven one-hundredths chains to corner 9, a two-by-two-by-fifteen-inch oak stake above ground, at the rear corner common to lots 4 and 5, block 18; thence north forty degrees thirteen minutes east with rear line of blocks 18 and 17, twelve and fifty-one one-hundredths chains to the line between sections 27 and 22, fourteen and forty-six one-hundredths chains to corner 10, a two-by-two-by-fifteen-inch oak stake above ground; thence north forty-nine degrees forty-seven minutes west two and eleven one-hundredths chains to corner 11, a two-by-two-by-fifteen-inch oak stake above ground; thence north forty degrees thirteen minutes east one and fourteen one-hundredths chains to corner 12, a two-by-two-by-twelve-inch oak stake above ground, on the line between lots 5 and 6, block 20; thence north forty-nine degrees forty-seven minutes west one and ninety-six one-hundredths chains to corner 13, the rear corner common to lots 5 and 6, block 20; thence south forty degrees thirteen minutes west with rear line of said lot 6, one and twenty-five one-hundredths chains to corner 14, an established fence corner on the northwest side of lot 6, block 20; thence north fifty-nine degrees twelve minutes west one and forty-four one-hundredths chains to corner 15, a stake; thence north thirty degrees forty-eight minutes east one and fifty-one one-hundredths chains to corner 16, in the rear line of block 21 at a point one and seventy one-hundredths chains westerly of the south corner of lot 1, block 21; thence north fifty-nine degrees twelve minutes west with the rear line of block 21, fifteen and nineteen one-hundredths chains to corner 17, a seven-by-seven-by-forty-eight-inch oak post above ground, scribed "US 1-17", on the south line of the Giard claim; thence south eighty-seven degrees forty-nine minutes west, with the south line of the Giard claim, twenty-five and eighty-six one-hundredths chains to the place of beginning (excepting, however, therefrom, twelve and nineteen one-hundredths acres, more or less, described as follows: Beginning at corner 1, a chiseled cross and mound of stones, on the extreme southwest point of the rock bluff northwest from what is known as Market Square in the town of McGregor, the intersection of Garnavillo Avenue and Buell Avenue bears south ten degrees thirty-five minutes east, five and eighty-eight one-hundredths chains distant; thence north twenty-four degrees forty minutes west seven and ninety-four one-hundredths chains to corner 2, an established fence corner; thence north forty-four degrees ten minutes east six and seventeen one hundredths chains to corner 3, a four-by-four-by-thirty-six-inch fir post above ground, scribed "US 3-X", in a mound of stones; thence north exactly sixty-four degrees east three and fifty one-hundredths chains to corner 4, a four-by-four-by-forty-two-inch fir post above ground, scribed "US 4-X", in mound of stones, on rock point at brink of bluff; thence south fifty-three degrees fifty minutes east ten and forty-seven one-hundredths chains to corner 5, a three-by-three-by-thirty-six-inch oak post above ground and a two-by-twelve-inch iron pipe above ground, in mound of stones which is on brink of bluff over brick school house, thence south exactly thirty-four degrees west two and thirty-four one-hundredths chains to corner 6, a four-by-four-by-forty-two-inch fir post above ground, scribed "US 6-X", in mound of stones and beside a chiseled cross on a large boulder; thence south exactly fifty-five degrees west four and seventy one-hundredths chains to corner 7, a three-by-three-by-eighteen-inch oak stake above ground; thence south seventy-one degrees fifty-five minutes west seven and seventy-seven one-hundredths chains to the place of beginning) the parcel hereby conveyed containing, according to survey, fifty-three and fifty-eight one-hundredths acres, more or less, subject to any

existing rights or easements for roads over or across the above-described land. Description—Continued.

Lots 4, 5, and 6, block 46, in the James McGregor, Junior, addition, to the town of McGregor, Iowa, containing according to survey thirty-four one-hundredths acre, more or less.

A certain parcel of land in the southeast one hundred and sixty acres of the Giard Claim, and within what would be section 22, township 95 north, range 3 west, fifth principal meridian, described as follows:

Beginning at corner 1, the rear corner common to lots 9 and 10, block 3, town of McGregor, or one and fifty-one one-hundredths chains northwesterly from the south corner of the Goodie Garden Confectionary Building; thence north forty-eight degrees fifty-three minutes west, six and eight one-hundredths chains to corner 2, a one-by-twelve-inch galvanized iron pipe above ground, in a mound of stone; thence north seventy-nine degrees five minutes west, eight and thirty-four one-hundredths chains to corner 3, in the rear line of block 46 and sixty-nine one-hundredths chain southeast of the north corner of said block 46; thence south thirty-eight degrees fifty-three minutes east, with the rear line of blocks 46 and 45, six and twenty-six one-hundredths chains to corner 4, the rear corner common to lots 8 and 9, block 45; thence south twenty-one degrees forty-three minutes east, with two rear lines of block 45, three and seventeen one-hundredths chains to corner 5, a point; thence south forty-nine degrees thirty-eight minutes east, two and sixty-two one-hundredths chains to corner 6, the east corner of lot 1, block 45, a four-by-four-by-thirty-six-inch hickory post above ground, scribed "US 3-5," a ten-inch oak bears north forty-five degrees east, twenty-nine one-hundredths chains blazed and scribed "BT 3-5", an eight-inch hickory bears north fifty-five degrees west, thirty one-hundredths chain, blazed and scribed "BT 3-5"; thence south forty degrees twenty-two minutes west, with the southeast line of block 45, one and fifty-one one-hundredths chains to corner 7, the south corner of lot 1, block 45; thence north eighty-eight degrees fifty-nine minutes east, with the north line of "A" street, two and thirty-four one-hundredths chains to corner 8, in the rear line of block 3; thence north forty degrees twenty-two minutes east, with the rear line of block 3, six and fifty-six one-hundredths chains to the place of beginning, containing according to survey six and eleven one-hundredths acres, more or less.

A certain parcel of land, situated in lot 9 of the southeast one hundred and sixty acres of the Giard Claim and within what would be section 22, township 95 north, range 3 west, fifth principal meridian, described as follows:

Beginning at corner 1, a point in the north line of said lot 9 and eleven and thirty-five one-hundredths chains east of the northwest corner thereof, being the north corner common to the Munn lands and the Lorang property, a five-by-five-by-forty-eight-inch white oak post above ground, in a mound of stone, a twenty-inch white oak bears south sixty-seven degrees east, sixty one-hundredths chain, blazed and scribed "BT 2-1", a ten-inch hickory bears south six degrees east, eighty-nine one-hundredths chain, blazed and scribed "BT-21"; thence north eighty-nine degrees fifty-nine minutes east, with the north line of said lot 9, twenty and eighty-seven one-hundredths chains to corner 2, a ten-by-ten-by-thirty-two-inch oak post above ground, scribed "US 2-2", and a one-and-one-half-by-fifteen-inch pipe above ground, in a mound of stone, at the northeast corner of said lot 9, a sixteen-inch white oak bears south twenty degrees west, thirty-six one-hundredths chain, blazed and scribed

Description—Continued.

"BT 2-2"; thence south eight degrees thirty-five minutes east, with line between lot 9 and lot 8 of southeast one hundred and sixty acres of Giard Claim, six and eighty-nine one-hundredths chains to corner 3, the northwest corner of lot 7, a one-by-twelve-inch iron pipe above ground, between trees with old blazes, a ten-inch twin black oak bears south thirty-eight degrees west, eight one-hundredths chain, scribed "BT 2-3", an eighteen-inch black oak bears north ten degrees west, thirty-four one-hundredths chain, scribed "BT 2-3"; thence south fifty-eight degrees fourteen minutes west with line between Munn lands and property of the Northeastern Iowa Outers Association, twenty and four one-hundredths chains to corner 4, a six-by-six-by-forty-two-inch basswood post above ground, in a mound of stones, in the line between lots 9 and 10, a twelve-inch butternut bears south twenty-eight degrees east, thirty-five one-hundredths chain, blazed and scribed "BT 2-4", a twenty-inch sycamore bears north sixty-eight degrees east, forty-one one-hundredths chain, blazed and scribed "BT 2-4"; thence north twenty-nine degrees fifty-one minutes west, with two lines common to lots 9 and 10, nine and eleven one-hundredths chains to corner 5, a point in said line; thence north sixty-nine degrees fifteen minutes west, thirty-five one-hundredths chain to corner 6, a five-by-thirty-six-inch ash post above ground, in mound of stone, the south corner common to the Munn lands and the Lorang property; thence north, with the line between Lorang and leaving the line between lots 9 and 10, three and forty-six one-hundredths chains to a four-by-four-by-forty-two-inch fir post above ground, scribed "US 3.46" with arrow pointing south, being on the north side of the Heights Road, nine and thirty-three one-hundredths chains to the place of beginning, containing twenty-six and sixty-two one-hundredths acres, more or less, subject to any existing rights or easements for roads over or across the land above described.

Lots 4, 5, 6, 7, 8, and 9, block 48, in James McGregor, Junior, addition to the town of McGregor, Iowa (excepting therefrom a strip of land being the right-of-way of the Chicago, Milwaukee, Saint Paul and Pacific Railway), the parcel hereby conveyed containing according to survey sixty-nine one-hundredths acres, more or less.

Lot 7, excepting a strip one chain in width along the west side, in the southeast one hundred and sixty acres of the Giard Claim and within what would be section 22, township 95 north, range 3 west, fifth principal meridian, described as follows:

Beginning at corner 1, a two-by-twelve-inch iron pipe above ground, in a mound of stone, and on the north line of said lot 7, one chain easterly from the northwest corner thereof; thence south nine degrees seventeen minutes east, parallel with and one chain east of the west line of lot 7, six and nineteen one-hundredths chains to corner 2, a point on brink of cliff in the south line of lot 7; thence north eighty-two degrees thirty minutes east, with line between lot 7 and lot 6, three and eight one-hundredths chains to a four-by-four-by-thirty-six-inch fir post above ground, scribed "US 4-3", in mound of stone, on west side of McGregor-Marquette Road, four and forty-four one-hundredths chains to corner 3, the corner common to lots 6 and 7 and block 48 of the James McGregor, Junior, addition to the town of McGregor; thence north eight degrees fifteen minutes west, with the line between lot 7 and block 48, five and seventy-two one-hundredths chains to corner 4, the corner common to lots 7 and 8 and block 48 of the town of McGregor; thence south eighty-eight degrees thirty minutes west, with the line between lots 7 and 8, one and eighty-four one-hundredths chains to a four-by-four-by-thirty-

six-inch fir post above ground, scribed "US 4-4", in mound of stone, on west side of McGregor-Marquette Road, four and fifty-eight one-hundredths chains to the place of beginning, containing, according to survey, two and sixty-eight one-hundredths acres, more or less, subject to existing easements for roads and railroads.

Description—Continued.

A strip of land four and one-half chains wide along the north side of lot 1, section 11, township 94 north, range 3 west, fifth principal meridian (excepting therefrom a strip of land containing sixty-five one-hundredths acres, being the right-of-way of the Chicago, Milwaukee, Saint Paul and Pacific Railway), the parcel thereby conveyed containing according to survey ten and eighty-nine one-hundredths acres, more or less.

Lot 4, section 11, township 94 north, range 3 west, fifth principal meridian (excepting therefrom a strip of land containing three and nine one-hundredths acres being the right-of-way of the Chicago, Milwaukee, Saint Paul and Pacific Railway), the parcel hereby conveyed containing according to survey forty-two and thirty-six one-hundredths acres, more or less.

Lot 1 and the north half of lot 2, section 23, township 94 north, range 3 west, fifth principal meridian (excepting therefrom a strip of land containing seven and fifty-six one-hundredths acres, being the right-of-way of the Chicago, Milwaukee, Saint Paul and Pacific Railway), the parcel hereby conveyed containing according to survey seventy-five and twenty-four one-hundredths acres, more or less.

The State shall improve and maintain the said land for such purpose, and not otherwise, and shall provide adequate conveniences for the public. No fee or other charge shall ever be imposed or exacted for admission of the public to the park or for use and enjoyment of the park by the public under such reasonable regulations as may be prescribed by the State or its authorized officials. The State shall sedulously safeguard the wildlife in the park from molestation and destruction, and shall do everything reasonably necessary to safeguard the park from injury by fire, or otherwise, and shall preserve the timber and other natural growth in the park from depredation and destruction. In the event the State shall fail to maintain the aforesaid granted land as a State park under the conditions and limitations herein prescribed, or upon abandonment of the park by the State, said land and all improvements thereon shall revert to the United States.

Conditions imposed.

Safeguarding wildlife, etc.

Reversionary provision.

Approved, June 4, 1936.

[CHAPTER 503.]

AN ACT

To authorize a preliminary examination of Big Blue River and its tributaries with a view to the control of their floods.

June 4, 1936.
[H. R. 12370.]
[Public, No. 651.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized and directed to cause a preliminary examination to be made of Big Blue River, an affluent of the Kansas River, and its tributaries with a view to the control of their floods in accordance with the provisions of section 3 of an Act entitled "An Act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Big Blue River.
Survey of, and tributaries, directed for controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1487.

Approved, June 4, 1936.

[CHAPTER 504.]

JOINT RESOLUTION

Granting the consent of Congress to the States of New York and Vermont to enter into an agreement amending the agreement between such States consented to by Congress in Public Resolution Numbered 9, Seventieth Congress, relating to the creation of the Lake Champlain Bridge Commission.

Lake Champlain
Bridge Commission.
Consent granted New
York and Vermont to
enter an amendatory
agreement relating to,
for bridge construction.

Vol. 45, p. 120.

Proviso.
Federal jurisdiction
not impaired.

Agreement.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the States of New York and Vermont to enter into the amendatory agreement executed on April 1, 1936, by the commissioners duly appointed on the part of such States, amending the original agreement entered into by such States for the creation of the Lake Champlain Bridge Commission, which original agreement was consented to by Congress by Public Resolution Numbered 9, Seventieth Congress, approved February 16, 1928, and every part and article of such amendatory agreement is hereby ratified, approved, and confirmed: *Providing*, That nothing therein contained shall be construed as impairing or in any manner affecting any right or jurisdiction of the United States in and over the region which forms the subject of such amendatory agreement; which amendatory agreement is as follows:

Whereas, The states of New York and Vermont heretofore and on the 11th day of May, 1927, entered into an agreement or compact, duly authorized by law, creating the Lake Champlain bridge commission, and

Whereas, The legislatures of said states have authorized their respective commissioners to enter into an agreement of compact amending said existing agreement or compact. Now, therefore, The said states of New York and Vermont do hereby enter into the following agreement, to wit:

The agreement heretofore made between the state of New York and the state of Vermont pursuant to chapter three hundred and twenty-one of the laws of nineteen twenty-seven of the state of New York, entitled: "An act authorizing designated authorities in behalf of the state of New York to enter into an agreement or compact with designated authorities of the state of Vermont for the creation of the Lake Champlain bridge commission, the establishment of the Lake Champlain bridge commission, and the defining of the powers and duties of such commission and making an appropriation for such purposes" and number one hundred thirty-nine of the acts of nineteen twenty-seven of the state of Vermont entitled: "An act ratifying a proposed agreement or compact between the state of Vermont and the state of New York relating to the creation of the Lake Champlain bridge commission and providing for carrying out the provisions of said agreement or compact," as the same was amended by the agreement or compact entered into the 30th day of March, 1935, by and under the authority of Chapter 201 of the Laws of 1933, as amended by Chapter 355 of the Laws of 1935 of the State of New York, and by and under the authority of No. 209 of the Acts of the General Assembly of the State of Vermont of 1935, entitled "An Act authorizing an agreement or compact between the State of Vermont and the State of New York to amend the existing agreement or compact between said States creating the Lake Champlain Bridge Commission, in relation to the construction of a new bridge across Lake Champlain, the issuance of bonds by said Commission, and providing for the payment of said bonds," approved by the Governor February 27, 1935, as amended by No. 210 of the Acts of 1935 of the General Assembly of the State of Vermont, approved by the Governor March 21, 1935, is hereby amended by adding thereto the following articles:

ARTICLE XXXVI

Agreement—Continued.

The Lake Champlain bridge commission shall have power and is hereby authorized to issue its negotiable bonds in addition to those issued prior to March first, nineteen hundred thirty-three, for the purpose of refunding its bonds issued before said date, provided, however, that the aggregate principal amount of such bonds so issued to pay off and refund its bonds issued before said date shall not exceed the aggregate principal amount of the bonds so retired.

ARTICLE XXXVII

Such commission shall have power and is hereby authorized to call for payment and to pay its bonds issued before March first, nineteen hundred thirty-three, in accordance with the terms under which said bonds were issued and for such purposes to use any funds which it has or shall have in reserves and sinking fund and investments at the time said bonds are called for payment, notwithstanding any provision heretofore set forth in this or any previous compact or agreement.

ARTICLE XXXVIII

The bonds issued under authority of article XXXVI shall be authorized by resolution of such commission and shall bear such date or dates, mature at such time or times, not exceeding fifty years from their respective dates, bear interest at such rate or rates, not exceeding five per centum per annum payable semi-annually, be in such denominations, be in such form, either coupon or registered, carry such registration privileges, be executed in such manner, be payable in such medium of payment, at such place or places, and be subject to such terms of redemption as such resolution or resolutions may provide. Said bonds may be sold at public or private sale for such price or prices as such commission shall determine, provided that the interest cost to maturity of the money received for any issue of said bonds shall not exceed five per centum per annum.

2. Neither the members of such commission nor any person executing said bonds shall be liable personally on said bonds or be subject to any personal liability or accountability by reason of the issuance thereof.

3. The bonds issued under the authority of article XXXVI shall constitute a first lien upon the property, tolls and revenues pledged to secure the bonds issued by such commission prior to March first, nineteen hundred thirty-three, and subject to the terms of any agreement made or to be made with holders of bonds issued by such commission under article XXVI of the amendments to this compact shall be a lien upon the tolls and revenues of the bridge referred to as the Rouses Point Bridge, and in accordance with subdivision four of article XXVI of the amendments to this compact any of such tolls and revenues which would otherwise have been payable into the state treasuries of the two states may be pledged to the payment of said bonds.

4. Said bonds shall not be a debt of the state of New York or of the state of Vermont and neither state shall be liable thereon, nor shall they be payable out of any funds other than those of such commission.

5. Said bonds shall be exempt from taxation and are hereby made securities in which all public officers and bodies of each state and of its municipal subdivisions, all insurance companies and associations, all savings banks and savings institutions, including savings and loan associations, executors, administrators, guardians, trustees,

Agreement—Continued.

and all other fiduciaries in each state may properly and legally invest the funds within their control.

6. Such commission shall have power out of any funds available therefor to purchase any bonds issued by it at a price not more than the redemption price thereof at the time of such purchase with accrued interest.

ARTICLE XXXIX

Such commission shall have the power to apply to the congress of the United States or any department of the United States for consent or approval of this compact as amended, but in the absence of such consent by congress and until the same shall have been secured, this compact, as amended, shall be binding upon the state of New York when ratified by it and the state of Vermont when ratified by it without the consent of congress to cooperate for the purposes enumerated in this agreement and in the manner herein provided and for all purposes that it legally may be.

IN WITNESS WHEREOF, by and under the authority of Chapters 73 and 219 of the Laws of 1936, of the State of New York, and by and under the authority of Public Act No. 19 of the Acts and Resolves passed by the General Assembly of the State of Vermont at the Special Session 1935-1936, approved by the Governor December 14, 1935, we have signed this compact or agreement, in duplicate, this 1st day of April, 1936.

Amendment.

SEC. 2. The right to alter, amend, or repeal this joint resolution is hereby expressly reserved.

Approved, June 4, 1936.

[CHAPTER 505.]

JOINT RESOLUTION

June 4, 1936.
[H. J. Res. 497.]
[Pub. Res., No. 100.]

To permit articles imported from foreign countries for the purpose of exhibition at the International Petroleum Exposition, Tulsa, Oklahoma, to be admitted without payment of tariff, and for other purposes.

International Petroleum Exposition, Tulsa, Okla.
Dutiable articles imported for exhibition, etc., purposes, admitted free, under regulations.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That all articles which shall be imported from foreign countries for exhibition at the International Petroleum Exposition to be held at Tulsa, Oklahoma, from May 16 to May 23, 1936, or for use in constructing, installing, or maintaining foreign buildings or exhibits at the said exposition upon which articles there shall be a tariff or customs duty shall be admitted without payment of such tariff, customs duty, fees, or charges under such regulations as the Secretary of the Treasury shall prescribe; but it shall be lawful at any time during or within three months after the close of the said exposition to sell within the area of the exposition any articles provided for herein, subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury shall prescribe: *Provided,* That all such articles, when withdrawn for consumption or use in the United States, shall be subject to the duties, if any, imposed upon such articles by the revenue laws in force at the date of their withdrawal; and on such articles, which shall have suffered diminution or deterioration from incidental handling or exposure, the duties, if payable, shall be assessed according to the appraised value at the time of withdrawal from entry hereunder for consumption or entry under the general tariff law: *Provided further,* That imported articles provided for herein shall not be subject to any marking requirements of the general tariff laws, except when such articles are withdrawn for consumption or use in the United States,

Sales permitted.

Prorisos.
Duty on articles withdrawn.

Deterioration allowance.

Marking requirements.

in which case they shall not be released from customs custody until properly marked, but no additional duty shall be assessed because such articles were not sufficiently marked when imported into the United States: *Provided further*, That at any time during or within three months after the close of the exposition any article entered hereunder may be abandoned to the Government or destroyed under customs supervision, whereupon any duties on such article shall be remitted: *Provided further*, That articles, which have been admitted without payment of duty for exhibition under any tariff law and which have remained in continuous customs custody or under a customs exhibition bond, and imported articles in bonded warehouses under the general tariff law may be accorded the privilege of transfer to and entry for exhibition at the said exposition under such regulations as the Secretary of the Treasury shall prescribe: *And provided further*, That the International Petroleum Exposition shall be deemed, for customs purposes only, to be the sole consignee of all merchandise imported under the provisions of this Act, and that the actual and necessary customs charges for labor, services, and other expenses in connection with the entry, examination, appraisement, release, or custody, together with the necessary charges for salaries of customs officers and employees in connection with the supervision, custody of, and accounting for, articles imported under the provisions of this Act, shall be reimbursed by the International Petroleum Exposition to the Government of the United States under regulations to be prescribed by the Secretary of the Treasury, and that receipts from such reimbursements shall be deposited as refunds to the appropriation from which paid, in the manner provided for in section 524, Tariff Act of 1930.

Approved, June 4, 1936.

Abandoned articles.

Transfer privilege.

Exposition deemed sole consignee of merchandise.

Incurred Federal expenses reimbursable.

Deposit of, as refunds.
Vol. 46, p. 741.

[CHAPTER 511.]

AN ACT

Relating to the allocation of radio facilities.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 302 of the Communications Act of 1934 is hereby repealed.

SEC. 2. Subsection (b) of section 307 of such Act is amended to read as follows:

"(b) In considering applications for licenses, and modifications and renewals thereof, when and insofar as there is demand for the same, the Commission shall make such distribution of licenses, frequencies, hours of operation, and of power among the several States and communities as to provide a fair, efficient, and equitable distribution of radio service to each of the same."

Approved, June 5, 1936.

June 5, 1936.
[S. 2243.]
[Public, No. 652.]

Communications Act of 1934, amendments.
Zone divisions; repeal.
Vol. 48, pp. 1081, 1083; U. S. C., pp. 2089, 2090.

Equitable allocation of radio licenses, etc.

[CHAPTER 512.]

AN ACT

To amend the Act entitled "An Act to establish a uniform system of bankruptcy throughout the United States", approved July 1, 1898, as amended and supplemented.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That clause (6 $\frac{1}{2}$) of subsection (a) of section 63 of the Act entitled "An Act to establish a uniform system of bankruptcy throughout the United States", approved July 1, 1898, as amended and supplemented, is

June 5, 1936.
[S. 2303.]
[Public, No. 653.]

Bankruptcy Act of 1898, amendments.
Vol. 48, p. 924; U. S. C., p. 330.
Claims founded on negligence.

Estates pending on June 7, 1934, and in process of settlement.

Proving of claims. Vol. 44, p. 666; U. S. C., p. 329.

amended by inserting immediately after the words "whether voluntary or involuntary" a colon and the following: "*Provided*, That the provisions of this clause (6½) shall apply to estates that were pending on June 7, 1934, and are in process of settlement."

SEC. 2. Notwithstanding the provisions of subsection (n) of section 57 of such Act of July 1, 1898, as amended and supplemented, claims covered by the amendatory proviso of section 1 of this Act may be proved against the estate of the bankrupt at any time within sixty days after the date of enactment of this Act.

Approved, June 5, 1936.

[CHAPTER 513.]

AN ACT

For the relief of the State of Maine.

June 5, 1936.
[S. 3043.]
[Public, No. 654.]

State of Maine. Issue of duplicate checks to Treasurer of, in lieu of lost originals. R. S., sec. 3646, p. 717. U. S. C., p. 1395.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding the provisions of section 3646, as amended, of the Revised Statutes of the United States, the Chief Disbursing Officer of the Treasury Department is authorized and directed to issue, without the requirement of an indemnity bond, a duplicate of original check numbered 66562 and a duplicate of original check numbered 66563, drawn February 12, 1935, under his symbol 79088, in favor of "Treasurer, State of Maine (trust fund)" for \$7,075 and \$11,275, respectively, and lost, stolen, or miscarried in the mails.

Approved, June 5, 1936.

[CHAPTER 514.]

AN ACT

To further extend the times for commencing and completing the construction of a bridge across the Missouri River at or near Garrison, North Dakota.

June 5, 1936.
[S. 3885.]
[Public, No. 655.]

Missouri River. Time extended for bridging, at Garrison, N. Dak. Vol. 47, pp. 43, 804; Vol. 48, p. 946; *Ante*, p. 288.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Missouri River, at or near Garrison, North Dakota, authorized to be built by the State of North Dakota, by an Act of Congress approved February 10, 1932, heretofore extended by Acts of Congress approved February 14, 1933, June 12, 1934, and May 24, 1935, are hereby further extended one and three years, respectively, from June 12, 1936.

Amendment.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 5, 1936.

[CHAPTER 515.]

AN ACT

Relating to the jurisdiction of the judge for the northern and middle districts of Alabama.

June 5, 1936.
[S. 3477.]
[Public, No. 656.]

Alabama judicial districts. Jurisdiction of judge for northern and middle districts.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That from and after the date of enactment of this Act, except as hereinafter provided, the jurisdiction of the present district judge for the northern and middle districts of Alabama, and his successors, shall be confined to the middle district of such State.

SEC. 2. (a) If the trial of any case has been entered upon in the northern district of Alabama before said district judge for the northern and middle districts of Alabama and has not been concluded on or before the date of enactment of this Act, the jurisdiction in such northern district of said judge shall be deemed to be extended as to such trial until it has been concluded.

Pending trials in northern district, jurisdiction extended until conclusion.

(b) The said judge shall have power, notwithstanding his absence from such northern district, to decide all matters which have been submitted to him within such district, to decide motions for new trials, settle bills of exceptions, certify or authenticate narratives of testimony, or perform any other act required by law or the rules to be performed in order to prepare any case so tried by him for review in an appellate court; and his action thereon in writing filed with the clerk of the court where the trial or hearing was had shall be as valid as if such action had been taken by him within such district and prior to the date of enactment of this Act.

Powers continued.

SEC. 3. Nothing in this Act shall be construed to alter or amend any provision of law relating to the designation and assignment of a district judge to hold court in a district other than his own.

Assignment to hold court in another district.

Approved, June 5, 1936.

[CHAPTER 516.]

AN ACT

To extend the times for commencing and completing the construction of certain free highway bridges across the Red River, from Moorhead, Minnesota, to Fargo, North Dakota.

June 5, 1936.

[S. 5945.]

[Public, No. 657.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of two free highway bridges across the Red River, between Moorhead, Minnesota, and Fargo, North Dakota, authorized to be built by the State Highway Departments of the States of Minnesota and North Dakota by an Act of Congress approved June 4, 1934, heretofore extended by an Act of Congress approved August 5, 1935, are hereby further extended one and three years, respectively, from June 4, 1936.

Red River.
Time extended for bridging, Moorhead, Minn., to Fargo, N. Dak.

Vol. 48, p. 842; *Ante*, p. 536.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, June 5, 1936.

[CHAPTER 517.]

AN ACT

To amend section 28 of the Enabling Act for the State of Arizona, approved June 20, 1910.

June 5, 1936.

[S. 4230.]

[Public, No. 658.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 28 of the Act entitled "An Act to enable the people of New Mexico to form a constitution and state government and be admitted into the Union on an equal footing with the original States; and to enable the people of Arizona to form a constitution and state government and be admitted into the Union on an equal footing with the original States", approved June 20, 1910, is amended (1) by striking out the proviso in the third paragraph thereof and inserting in lieu thereof the following: "Provided, That nothing herein contained shall prevent said State of Arizona from leasing in a manner as the State legislature may direct, any of said lands referred to in this

Enabling Act, State of Arizona, amendment.

Restrictions on power to dispose of certain lands modified.
Vol. 39, p. 574.

Proviso.
Leases for grazing, etc.

For mineral develop-
ment.
Sale of grants at
appraised value.

Exchanges for public
or privately-owned
lands, authorized.
Proviso.
Public lands, subject
to approval.

section for grazing and agricultural purposes for a term of ten years or less, or from leasing any of said lands for mineral purposes (including leases for exploration of oil and gas and extraction thereof) for a term of twenty years or less"; (2) by striking out in the fourth paragraph thereof "nor in any case less than the minimum price hereinafter fixed,"; (3) by striking out in the fifth paragraph thereof "three dollars per acre" and inserting in lieu thereof "their appraised value"; and (4) by inserting between the fifth and sixth paragraphs thereof the following new paragraph:

"The State of Arizona is authorized to exchange any lands owned by it for other lands, public or private, under such regulations as the legislature thereof may prescribe: *Provided*, That such exchanges involving public lands may be made only as authorized by Acts of Congress and regulations thereunder."

Approved, June 5, 1936.

[CHAPTER 518.]

AN ACT

June 5, 1936.
[S. 4326.]
[Public, No. 659.]

Granting the consent of Congress to the Department of Public Works of Massachusetts to construct, maintain, and operate a free highway bridge across the Connecticut River at or near Northampton, Massachusetts.

Connecticut River.
Massachusetts may
bridge, at Northamp-
ton.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the Department of Public Works, Commonwealth of Massachusetts, to construct, maintain, and operate a free highway bridge and approaches thereto across the Connecticut River, at a point suitable to the interests of navigation, at or near the city of Northampton, Massachusetts, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906.

Construction.
Vol. 34, p. 84.
U. S. C., p. 1474.

Amendment.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 5, 1936.

[CHAPTER 519.]

AN ACT

June 5, 1936.
[S. 4340.]
[Public, No. 660.]

To authorize the President to designate an Acting High Commissioner¹ to the Philippine Islands.

Philippine Islands.
Designation of Act-
ing High Commis-
sioner to, in event of
vacancy, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is hereby authorized, in his discretion, to designate a member of the staff of the United States High Commissioner to the Philippine Islands or an officer of the Army or Navy of the United States, to act as the High Commissioner in the event of a vacancy in said office, or the temporary disability or absence of the High Commissioner, and the official so designated shall have all the powers and perform all the duties of the High Commissioner during such vacancy, disability, or absence.

Powers and duties.

Approved, June 5, 1936.

¹ So in original.

[CHAPTER 520.]

AN ACT

Authorizing the State Highway Board of the State of Georgia to replace, reconstruct, or repair the free highway bridge across the Savannah River at or near the city of Augusta, Georgia.

June 5, 1936.
[S. 4549.]
[Public, No. 661.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to facilitate interstate commerce, improve the postal service, and provide for military and other purposes, the State Highway Board of the State of Georgia is hereby authorized to replace, reconstruct, or repair the free highway bridge and approaches thereto across the Savannah River, known as the North Augusta Bridge, at or near the city of Augusta, Georgia, and to maintain and operate such bridge as a free highway bridge, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906.

Savannah River. Georgia may bridge, at Augusta.

Maintenance as free highway bridge. Construction. Vol. 34, p. 84; U. S. C., p. 1474.

SEC. 2. There is hereby conferred upon the State Highway Board of the State of Georgia all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property needed for the location, replacement, reconstruction, repair, operation, and maintenance of such bridge and its approaches as are possessed by railroad corporations for railroad purposes or by bridge corporations for bridge purposes in the State in which such real estate or other property is situated, upon making just compensation therefor, to be ascertained and paid according to the laws of such State, and the proceedings therefor shall be the same as in the condemnation or expropriation of property for public purposes in such State.

Acquisition of real estate, etc., for location, approaches, etc.

Condemnation proceedings.

SEC. 3. The authority granted by this Act shall cease and be null and void unless the replacement, reconstruction, or repair authorized herein is actually commenced within two years and completed within four years from the date of the enactment of this Act.

Time limitation.

SEC. 4. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, June 5, 1936.

[CHAPTER 521.]

AN ACT

Relative to limitation of shipowners' liability.

June 5, 1936.
[S. 4555.]
[Public, No. 682.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4283 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 46, sec. 183; Supp. I, title 46, sec. 183), is hereby amended to read as follows:

Limitation of shipowners' liability. R. S., sec. 4283, p. 827. U. S. C., p. 1908; Supp. I, p. 273. *Ante*, p. 960.

"SEC. 4283. (a) The liability of the owner of any vessel, whether American or foreign, for any embezzlement, loss, or destruction by any person of any property, goods, or merchandise shipped or put on board of such vessel, or for any loss, damage, or injury by collision, or for any act, matter, or thing, loss, damage, or forfeiture, done, occasioned, or incurred, without the privity or knowledge of such owner or owners, shall not, except in the cases provided for in subsection (b) of this section, exceed the amount or value of the interest of such owner in such vessel, and her freight then pending.

Liability of owner; amount.

"(b) In the case of any seagoing vessel, if the amount of the owner's liability as limited under subsection (a) is insufficient to pay all losses in full, and the portion of such amount applicable to the payment of losses in respect of loss of life or bodily injury is less

Seagoing vessels; liability when owner's interest insufficient to pay losses in full.

than \$60 per ton of such vessel's tonnage, such portion shall be increased to an amount equal to \$60 per ton, to be available only for the payment of losses in respect of loss of life or bodily injury. If such portion so increased is insufficient to pay such losses in full, they shall be paid therefrom in proportion to their respective amounts.

Proportionate payment if amount insufficient for full settlement.

Tonnage construed.

"(c) For the purposes of this section the tonnage of a seagoing steam or motor vessel shall be her gross tonnage without deduction on account of engine room, and the tonnage of a seagoing sailing vessel shall be her registered tonnage: *Provided*, That there shall not be included in such tonnage any space occupied by seamen or apprentices and appropriated to their use.

Proviso.
Space excluded.

Injuries, etc., arising on distinct occasions.

"(d) The owner of any such seagoing vessel shall be liable in respect of loss of life or bodily injury arising on distinct occasions to the same extent as if no other loss of life or bodily injury had arisen.

Privity or knowledge of master, etc., imputed to owner.

"(e) In respect of loss of life or bodily injury the privity or knowledge of the master of a seagoing vessel or of the superintendent or managing agent of the owner thereof, at or prior to the commencement of each voyage, shall be deemed conclusively the privity or knowledge of the owner of such vessel.

"Seagoing vessel" construed.

"(f) As used in subsections (b), (c), (d), and (e) of this section and in section 4283A, the term 'seagoing vessel' shall not include pleasure yachts, tugs, towboats, towing vessels, tank vessels, fishing vessels or their tenders, self-propelled lighters, nondescript self-propelled vessels, canal boats, scows, car floats, barges, lighters, or nondescript non-self-propelled vessels, even though the same may be seagoing vessels within the meaning of such term as used in section 4289 of this chapter, as amended."

SEC. 2. Chapter 6 of title 48 of the Revised Statutes, as amended, is hereby amended by inserting after section 4283A the following new section:

Stipulations limiting liability for negligence invalid.

"SEC. 4283B. STIPULATIONS LIMITING LIABILITY FOR NEGLIGENCE INVALID.—It shall be unlawful for the manager, agent, master, or owner of any vessel transporting passengers between ports of the United States or between any such port and a foreign port to insert in any rule, regulation, contract, or agreement any provision or limitation (1) purporting, in the event of loss of life or bodily injury arising from the negligence or fault of such owner or his servants, to relieve such owner, master, or agent from liability, or from liability beyond any stipulated amount, for such loss or injury, or (2) purporting in such event to lessen, weaken, or avoid the right of any claimant to a trial by court of competent jurisdiction on the question of liability for such loss or injury, or the measure of damages therefor. All such provisions or limitations contained in any such rule, regulation, contract, or agreement are hereby declared to be against public policy and shall be null and void and of no effect."

SEC. 3. Section 4285 of the Revised Statutes (U. S. C., 1934 ed., title 46, sec. 185) is hereby amended to read as follows:

Proceedings to limit liability.

"SEC. 4285. The vessel owner, within six months after a claimant shall have given to or filed with such owner written notice of claim, may petition a district court of the United States of competent jurisdiction for limitation of liability within the provisions of this chapter, as amended, and the owner (a) shall deposit with the court, for the benefit of claimants, a sum equal to the amount or value of the interest of such owner in the vessel and freight, or approved security therefor, and in addition such sums, or approved security therefor, as the court may from time to time fix as necessary to carry out the provisions of section 4283, as amended, or (b) at his option shall transfer, for the benefit of claimants, to a trustee to be

Deposit of security.

Optional transfer of interest to a trustee.

appointed by the court his interest in the vessel and freight, together with such sums, or approved security therefor, as the court may from time to time fix as necessary to carry out the provisions of section 4283, as amended. Upon compliance with the requirements of this section all claims and proceedings against the owner with respect to the matter in question shall cease."

Termination of claims against owner.

SEC. 4. Section 4289 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 46, sec. 188), is hereby amended to read as follows:

R. S., sec. 4289, p. 827.
U. S. C., p. 1968.
Application of provisions to all seagoing vessels, etc.
Vol. 23, p. 57.
U. S. C., p. 1999.

"SEC. 4289. Except as otherwise specifically provided therein, the provisions of the nine preceding sections and of section 18 of the Act entitled 'An Act to remove certain burdens on the American merchant marine and encourage the American foreign carrying trade and for other purposes', approved June 26, 1884 (23 Stat. 57; U. S. C., 1934 ed., title 46, sec. 189), shall apply to all seagoing vessels, and also to all vessels used on lakes or rivers or in inland navigation, including canal boats, barges, and lighters."

SEC. 5. Section 2 of the Act entitled "An Act relative to limitation of shipowners' liability", approved August 29, 1935 (U. S. C., 1934 ed., Supp. I,¹ sec. 183a), is hereby repealed.

Section repealed.
Acte, p. 960.
U. S. C., Supp. I, p. 273.

Approved, June 5, 1936.

[CHAPTER 522.]

AN ACT

Granting authority to the Secretary of War to license the use of a certain parcel of land situated in Fort Brady Reservation to Ira D. MacLachlan Post Numbered 3, the American Legion, for fifteen years.

June 5, 1936.
[H. R. 190.]
[Public, No. 663.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to grant to Ira D. MacLachlan Post Numbered 3, the American Legion, Sault Sainte Marie, Michigan, a license to use and occupy a certain piece or parcel of land, with the building thereon, described as follows:

Fort Brady Reservation, Mich.
License to use land in, granted to Ira D. MacLachlan Post, American Legion.

"Beginning at a point in the easterly boundary of Fort Brady Reservation two hundred and forty-eight and nine-tenths feet northward from the southeast corner of the reservation; thence north sixty-five degrees fifty-nine minutes west forty-nine and eight-tenths feet to the easterly edge of a roadway; thence north no degrees no minutes one hundred and forty-four and eight-tenths feet along the easterly edge of the roadway; thence south sixty-five degrees fifty-nine minutes east one hundred and eight and eight-tenths feet to the easterly boundary of Fort Brady Reservation; thence south twenty-four degrees one minute west one hundred and thirty-two and three-tenths feet along the easterly boundary of Fort Brady Reservation to the point of beginning." for a period of fifteen years from the date of the issuance of such license.

Description.

SEC. 2. The issuance of such license shall be held to constitute a cancelation of the license under which the Ira D. MacLachlan Post Numbered 3, the American Legion, is now entitled to the use and occupation of such piece or parcel of land.

Term of license.
Cancelation of present license.

SEC. 3. The license issued as required by this Act shall be granted subject to the following conditions:

Conditions imposed.

1. That the building shall be used for the sole purpose of a clubhouse for the local American Legion Post of Sault Sainte Marie, Michigan.

Use of building.

2. That the building shall be kept in good repair, with proper sewerage connections to the river; that any use that may be made of the building or adjacent grounds shall in no way interfere with

Upkeep, etc.

¹ So in original.

Changes subject to official approval.

operations of the United States at the locality; and that no changes shall be made in the building or grounds without the prior consent of the district engineer of the Engineer Corps in charge of the locality.

Damage claims.

3. No claim shall be made against the United States by the licensee for any damage to any property of the licensee on said premises.

4. The licensee will protect the United States against any claim for personal injury or damage to property resulting from the use of said premises by the licensee.

Restoration, etc., upon relinquishment.

5. That the licensee shall, on or before the expiration or relinquishment of this license, vacate said premises, and remove all its property therefrom, and restore the building thereon and the adjacent premises to a condition satisfactory to the district engineer, or other competent military authority.

Amendment.

SEC. 6. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 5, 1936.

[CHAPTER 523.]

AN ACT

June 5, 1936.
[H. R. 1997.]
[Public, No. 664.]

To amend Public Law Numbered 425, Seventy-second Congress, providing for the selection of certain lands in the State of California for the use of the California State Park System, approved March 3, 1933.

California.
Lands for State Park System.
Vol. 47, p. 1487.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to provide for the selection of certain lands in the State of California for the use of the California State Park System", approved March 3, 1933, is hereby amended by striking out the period at the end thereof and inserting in lieu thereof a colon and the following: "*Provided further,* That in order to consolidate park areas and/or to eliminate private holdings therefrom, lands patented hereunder may be exchanged, subject to the mineral reservation in the United States as hereinbefore provided, with the approval of, and under rules prescribed by, the Secretary of the Interior for privately owned lands in the area hereinbefore described of approximately equal value containing the natural features sought to be preserved hereby, and the lands so acquired shall be subject to all the conditions and reservations prescribed by this Act, including the reversionary clause hereinbefore set out."

Approved, June 5, 1936.

[CHAPTER 524.]

AN ACT

June 5, 1936.
[H. R. 2737.]
[Public, No. 665.]

Extending and continuing to January 12, 1938, the provisions of the Act entitled "An Act authorizing the Secretary of the Interior to determine and confirm by patent in the nature of a deed of quitclaim the title to lots in the city of Pensacola, Florida", approved January 12, 1925.

Pensacola, Fla.
Authority to make quitclaim deeds to holders of certain lots, extended.
Vol. 43, p. 738.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of the Act entitled "An Act authorizing the Secretary of the Interior to determine and confirm by patent in the nature of a deed of quitclaim the title to lots in the city of Pensacola, Florida", approved January 12, 1925, are hereby extended and continued to January 12, 1938: *Provided,* That there be paid to the Commissioner of the General Land Office a fee of \$5 for each lot described in an application for a deed of quitclaim under such Act, which fee shall be considered earned, irrespective of the action taken on the application.

Proviso.
Fee.

Approved, June 5, 1936.

[CHAPTER 525.]

AN ACT

To provide for the addition or additions of certain lands to the Colonial National Monument in the State of Virginia.

June 5, 1936.
[H. R. 5722.]
[Public, No. 666.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized, in his discretion, to acquire by purchase and/or accept by donation, in behalf of the United States, such lands, easements, and buildings comprising the former Governor Berkeley's mansion and homestead in James City County and Carter's Grove mansion and homestead in the same county, and the Rosewell mansion and homestead in Gloucester County as are desirable for the proper rounding out of the boundaries and for the administrative control of the Colonial National Monument, and such lands as are necessary for parkways, not to exceed five hundred feet wide, to connect said mansions to the said Colonial National Monument, the title and evidence of title to lands acquired to be satisfactory to the Secretary of the Interior: *Provided*, That the said acquisition of lands and/or improvements shall be made only from such funds as may be appropriated pursuant to the authorization of the Act of March 3, 1931 (46 Stat. 1490).

Colonial National Monument, Va. Lands, etc., added to.

Description.

Parkways.

Proviso. Limitation on expenditures. Vol. 46, p. 1490.

To be known hereafter as "Colonial National Historical Park."

SEC. 2. That the area now within the Colonial National Monument, together with such additions as may hereafter be made thereto, pursuant to section 1 hereof, shall be known as the "Colonial National Historical Park", under which name the aforesaid national park shall be entitled to receive and to use all moneys heretofore and hereafter appropriated for the Colonial National Monument.

SEC. 3. All Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed to the extent of such inconsistency.

Inconsistent provisions repealed.

Approved, June 5, 1936.

[CHAPTER 526.]

AN ACT

Authorizing the Secretary of the Interior to furnish transportation to persons in the service of the United States in the Virgin Islands, and for other purposes.

June 5, 1936.
[H. R. 7025.]
[Public, No. 667.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to furnish to persons appointed from the continental United States for employment in the service of the United States in the Virgin Islands, and to persons who may be discharged without prejudice or, after a period of service of not less than one year, may resign from the service of the United States in the Virgin Islands, free transportation between a port in the United States and the post of duty in the Virgin Islands. The Secretary of the Interior is further authorized to furnish to persons appointed from the continental United States and employed in the service of the United States in the Virgin Islands free transportation from the post of duty to a port in the continental United States and return for the purpose of taking leave, but not more frequently in the case of any persons than once during each two-year period of service.

Virgin Islands. Transportation to be furnished United States employees in.

On leaves of absence; limitation.

The Secretary of the Interior is further authorized to provide free transportation of the bodies of deceased persons formerly appointed from the continental United States for employment in the service of the United States in the Virgin Islands, from the post of duty previously held in the Virgin Islands to such destination in the continental United States as may be requested by the deceased person's nearest relatives and/or friends.

Bringing home remains, etc.

Approved, June 5, 1936.

[CHAPTER 527.]

AN ACT

June 5, 1936.
[H. R. 7930.]
[Public, No. 668.]

To eliminate certain lands from the Craters of the Moon National Monument, Idaho.

Craters of the Moon National Monument, Idaho.
Lands eliminated from.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the north half and north half of the south half section 16, township 2 north, range 24 east, Boise meridian, Idaho, be, and the same are hereby, eliminated from the Craters of the Moon National Monument.

Approved, June 5, 1936.

[CHAPTER 528.]

AN ACT

June 5, 1936.
[H. R. 8074.]
[Public, No. 669.]

To amend the Act of March 3, 1925, relating to Fort McHenry.

Fort McHenry, Md.
Area enlarged.
Vol. 43, p. 1109.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of Congress entitled "An Act to repeal and reenact chapter 100 (1914, Public, Numbered 108), to provide for the restoration of Fort McHenry, in the State of Maryland, and its permanent preservation as a national park and perpetual national memorial shrine as the birthplace of the immortal 'Star-Spangled Banner', written by Francis Scott Key, for the appropriation of the necessary funds, and for other purposes", approved March 3, 1925 (43 Stat. 1109), be, and the same is hereby, amended by striking out from the third paragraph the words "six hundred and fifty feet" and inserting in lieu thereof the following words "six hundred and eighty feet".

Approved, June 5, 1936.

[CHAPTER 529.]

AN ACT

June 5, 1936.
[H. R. 11616.]
[Public, No. 670.]

To fix the compensation of the Director of the Federal Bureau of Investigation.

Federal Bureau of Investigation, Department of Justice.
Compensation of Director.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, effective on the first day of the first month next following the approval of this Act, the compensation of the Director of the Federal Bureau of Investigation of the Department of Justice shall be \$10,000 per annum.

Approved, June 5, 1936.

[CHAPTER 530.]

AN ACT

June 5, 1936.
[H. R. 11792.]
[Public, No. 671.]

Declaring Bayou Saint John, in the city of New Orleans, Louisiana, a nonnavigable stream.

Bayou Saint John.
Declared nonnavigable, in New Orleans, La.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Bayou Saint John, in the city of New Orleans, Louisiana, be, and the same is hereby, declared to be not a navigable water of the United States within the meaning of the laws enacted by Congress for the preservation and protection of such waters.

Amendment.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 5, 1936.

[CHAPTER 531.]

AN ACT

To aid in defraying the expenses for the celebration of the bicentennial of the birth of Patrick Henry to be held at Hanover Courthouse, Virginia, July 15, 16, and 17, 1936.

June 5, 1936.
[H. R. 12370.]
[Public, No. 672.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$10,000 to aid in defraying the expenses for the celebration of the bicentennial of the birth of Patrick Henry to be held at Hanover Courthouse, Virginia, July 15, 16, and 17, 1936, such sum to be expended for such purposes by the Patrick Henry Bi-Centennial, Incorporated, Ashland, Hanover County, Virginia, and without regard to any other provision of law.

Patrick Henry bi-centennial.
Appropriation authorized for celebration of.
Post, p. 1600.

Approved, June 5, 1936.

[CHAPTER 532.]

JOINT RESOLUTION

To amend the joint resolution of July 18, 1935, relating to the Seventieth National Encampment of the Grand Army of the Republic, to be held in the District of Columbia in September 1936.

June 5, 1936.
[H. J. Res. 465.]
[Pub. Res., No. 101.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the joint resolution entitled "Joint resolution giving authority to the Commissioners of the District of Columbia to make special regulations for the occasion of the Seventieth National Encampment of the Grand Army of the Republic to be held in the District of Columbia in the month of September 1936, and for other purposes, incident to the said encampment", approved July 18, 1935, is hereby amended to read as follows:

Grand Army Encampment, District of Columbia, 1936.
Ante, p. 482.

"That the Commissioners of the District of Columbia are hereby authorized and directed to make such special regulations for the occasion of the encampment of the Grand Army of the Republic which shall take place in the District of Columbia during the month of September 1936 as they shall deem advisable for the preservation of public order and the protection of life and property, to be in force one week prior to said encampment, during said encampment, and one week subsequent thereto, such special regulations shall be published in one or more of the daily newspapers of the District of Columbia, and no penalty prescribed for the violation of such regulations shall be enforced until five days after such publication. Any person violating any of the aforesaid regulations, or the aforesaid schedule of fares shall, upon conviction thereof in the police court of the said District, be liable for such offense to a fine not to exceed \$100, and, in default of payment of such fine, to imprisonment in the workhouse (or jail) of said District for not longer than sixty days. This resolution shall take effect immediately upon its approval, and the sum of \$15,000 or as much thereof as may be necessary, payable from any money in the Treasury not otherwise appropriated, and from the revenues of the District of Columbia in equal parts, is hereby appropriated. The Commissioners of the District of Columbia are hereby authorized in conjunction with the Citizens' Executive Committee of the Grand Army of the Republic, who shall be appointed by the said Commissioners, to expend the said sum of \$15,000 to carry out the provisions of section 1 of this joint resolution, and for such expenses incident to the encampment as the said Commissioners, in their discretion and judgment, may deem advisable."

District Commissioners directed to make special regulations.

Publication of.

Penalty for violation.

Appropriation.

Expenditure.

Citizens' Executive Committee.

Ante, p. 484.

SEC. 2. That portion of section 5 of such joint resolution of July 18, 1935, which precedes the first proviso, is amended to read as follows:

Use of reservations.

"SEC. 5. That the Superintendent of National Capital Parks, subject to the approval of the Director of National Park Service, is hereby authorized to grant permits to the citizens' executive committee for the entertainment of the Grand Army of the Republic for the use of any reservation or other public spaces in the city of Washington on the occasion of the seventieth national encampment, in the month of September 1936, which, in his opinion, will inflict no serious or permanent injuries upon such reservations or public spaces, or statuary therein; and the Commissioners of the District of Columbia may designate for such and other purposes on the occasion aforesaid such streets, avenues, and sidewalks in the said city of Washington as they may deem proper and necessary for the erection of reviewing stands, platforms, or other structures, and that no person or corporation shall be authorized to erect or use such stands, platforms, or other structures without permission of said committee."

Reviewing stands, etc.; unauthorized erection, use, etc.

Approved, June 5, 1936.

[CHAPTER 533.]

JOINT RESOLUTION

June 5, 1936.
[H. J. Res. 499.]
[Pub. Res., No. 102.]

Authorizing and requesting the President to extend to the Government of Sweden and individuals an invitation to join the Government and people of the United States in the observance of the three-hundredth anniversary of the first permanent settlement in the Delaware River Valley, and for other purposes.

Delaware River Valley tercentenary.
Preamble.

Whereas there is to be held at Wilmington, Delaware, and Philadelphia, Pennsylvania, and at several places in other States, during the year 1938, celebrations commemorating the three-hundredth anniversary of the first permanent settlement in the Delaware River Valley, said settlement being also the first settlement of the colony of New Sweden, which embraced parts of the present States of Delaware, Pennsylvania, and New Jersey; and

Whereas, in accordance with a resolution of the General Assembly of the State of Delaware, approved March 20, 1935, the Governor of said State has appointed a commission of eleven members, designated as the Delaware Swedish Tercentenary Commission, with authority "to prepare plans for a fitting celebration by the State of Delaware on the occasion of the three-hundredth anniversary in 1938 of the founding of the first permanent settlement and the establishment of the first permanent government upon the soil of Delaware * * *; and to cooperate with other commissions or committees representing the city of Wilmington; historical, patriotic, and other societies of the State of Delaware and other States; the governments of other States; and the National Governments of the United States and Sweden"; and

Whereas at its annual meeting held in Harrisburg, Pennsylvania, on January 17, 1935, the Pennsylvania Federation of Historical Societies (embracing seventy-three constituent historical societies) adopted the following resolution:

"Whereas plans are in preparation to celebrate the tercentenary of the landing of the Swedes on the Delaware and the establishment of the first permanent white settlement, and the first government in Pennsylvania, in 1638: Now therefore, be it

Resolved, That this Federation pledge its hearty endorsement to such commemoration; and

Resolved further, That the President be authorized to appoint such committee or committees to represent this Federation as may be necessary and to cooperate with similar New Jersey, Delaware, Swedish, or other committees."

Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That when, in the opinion of the President of the United States, it shall be appropriate for him to do so, the President be, and he is hereby, authorized and requested to extend to the Government of Sweden and such individuals as the President may determine an invitation to unite with the Government and people of the United States in a fitting and appropriate observance of the three-hundredth anniversary of the first permanent settlement of Swedish colonists in Delaware, Pennsylvania, and New Jersey.

President requested to extend invitation to Sweden, etc., to unite in observance of.

SEC. 2. There is hereby established a commission to be known as the United States Delaware Valley Tercentenary Commission (hereinafter referred to as the "Commission") to be composed of fifteen commissioners, as follows: Five persons to be appointed by the President of the United States, five Members of the Senate to be appointed by the President of the Senate, and five Members of the House of Representatives to be appointed by the Speaker of the House of Representatives. The Commission, on behalf of the United States, shall cooperate with representatives of the States of Delaware and Pennsylvania in the appropriate observance of such anniversary, and shall extend appropriate courtesies to such representatives of the Government of Sweden, and other persons, as may respond to the invitation of the President extended as hereinbefore provided. The members of the Commission shall serve without compensation and shall select a chairman from among their number.

Commission established. Composition, duties, etc.

SEC. 3. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$10,000 to be expended by the Commission for expenses, including actual and necessary traveling and subsistence expenses incurred while discharging its functions under this resolution.

Appropriation authorized.

Approved, June 5, 1936.

[CHAPTER 534.]

JOINT RESOLUTION

Authorizing the President of the United States to award posthumously a Distinguished Service Medal to Major General Clarence Ransom Edwards.

June 5, 1936.
[H. J. Res. 570.]
[Pub. Res., No. 103.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States is hereby authorized to award, posthumously, in the name of Congress, a Distinguished Service Medal to Major General Clarence Ransom Edwards, who died February 14, 1931, after having organized the Twenty-sixth Division, and commanded it with distinction during all but eighteen days of its active service at the front. The high qualities of leadership and unflinching devotion to duty displayed by him were responsible for the marked esprit and morale of his command. To his marked tactical ability and energy are largely due the brilliant successes achieved by the Twenty-sixth National Guard Division during its operations against the enemy from February 4, 1918, to November 11, 1918.

Maj. Gen. Clarence Ransom Edwards, Distinguished Service Medal awarded to.

Approved, June 5, 1936.

[CHAPTER 541.]

AN ACT

To provide for the further development of vocational education in the several States and Territories.

June 8, 1936.

[H. R. 12120.]

[Public, No. 673.]

Vocational education.

Appropriation authorized for further development, fiscal year 1938, and thereafter.

Providos.
Allotments; matching by State or local funds, etc.

Bases of apportionments.

Farm population.

Rural population.

Nonfarm population.

Minimum allotment.

State or local cooperation.

Teacher training in distributive occupational subjects; allotments to, and cooperation by, States and Territories.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of providing for the further development of vocational education in the several States and Territories there is hereby authorized to be appropriated for the fiscal year beginning July 1, 1937, and annually thereafter, the sum of \$12,000,000: *Provided,* That the several States and Territories shall be required to match by State or local funds or both 50 per centum of the appropriations authorized under the provisions of this section until June 30, 1942, 60 per centum for the year ending June 30, 1943, 70 per centum for the year ending June 30, 1944, 80 per centum for the year ending June 30, 1945, 90 per centum for the year ending June 30, 1946, and annually thereafter 100 per centum of the appropriations authorized under the provisions of this section. One-third of this sum each year shall be allotted to the States and Territories in the proportion that their farm population bears to the total farm population of the United States and Territories, according to the United States census last preceding the end of the fiscal year in which any such allotment is made, and shall be used for the salaries and necessary travel expenses of teachers, supervisors, and directors of agricultural subjects in such States and Territories. One-third of the sum appropriated for each fiscal year shall be allotted to the States and Territories in the proportion that their rural population bears to the total rural population of the United States and Territories, according to the United States census last preceding the end of the fiscal year in which any such allotment is to be made, and shall be used for the salaries and travel expenses of teachers, supervisors, and directors of home-economics subjects in such States and Territories. One-third of the sum appropriated for each fiscal year shall be allotted to the States and Territories in the proportion that their nonfarm population bears to the total nonfarm population of the United States and Territories, according to the United States census last preceding the end of the fiscal year in which any such allotment is to be made, and shall be used for the salaries and necessary travel expenses of teachers, supervisors, and directors of trade and industrial subjects, in such States and Territories: *Provided further,* That the allotment of funds to any State or Territory for each of the three purposes enumerated in this section shall be not less than a minimum of \$20,000 for any fiscal year, 50 per centum of which shall be matched by State or local funds or both, and there is hereby authorized to be appropriated for the fiscal year beginning July 1, 1937, and annually thereafter the sum of \$175,000, or so much thereof as may be needed, which shall be used for the purpose of providing the minimum allotments to the States and Territories provided for in this section.

SEC. 2. In addition to the sum authorized to be appropriated by section 1 hereof, there is hereby authorized to be appropriated, and required to be matched in the same proportions as such sum, the sum of \$1,200,000, to be allotted to the States and Territories in the proportion that their total population bears to the total population of the United States and Territories, according to the United States census last preceding the end of the fiscal year in which any such allotment is made, and shall be used for the salaries and necessary travel expenses of teachers, supervisors, and directors of, and maintenance of teacher training in, distributive occupational subjects in

such States and Territories: *Provided, however,* That the allotment of funds to any State or Territory for the purpose of this section shall be not less than a minimum of \$10,000 for any fiscal year after July 1, 1937, and there is hereby authorized to be appropriated for the fiscal year beginning July 1, 1937, and annually thereafter the sum of \$54,000, or so much thereof as may be needed, which shall be used for the purpose of providing the minimum allotments to the States and Territories provided for in this section.

Proviso.
Minimum allotment.

Appropriation authorized.

SEC. 3. That for the purpose of cooperating with the States and Territories in preparing teachers, supervisors, and directors of agricultural, trade and industrial, and home-economics subjects there is hereby authorized to be appropriated for the use of the several States and Territories for the fiscal year beginning July 1, 1937, and annually thereafter the sum of \$1,000,000. Said sum shall be allotted to the several States and Territories in the proportion which their population bears to the total population of the United States and Territories, according to the last preceding United States census: *Provided,* That the allotment of funds to any State or Territory shall be not less than a minimum of \$10,000 for any fiscal year. And there is hereby authorized to be appropriated for the fiscal year beginning after the enactment of the Act and annually thereafter the sum of \$54,000, or so much thereof as may be needed, which shall be used for the purpose of providing the minimum allotments to the States and Territories provided for in this section.

Preparation of teachers, etc.; cooperation with States and Territories.

Appropriation authorized.

Apportionment.

Proviso.
Minimum allotment.

Appropriation authorized.

SEC. 4. For the purpose of carrying out the provisions of this Act there is hereby authorized to be appropriated to the Office of Education, Department of the Interior, for vocational education, for the fiscal year beginning July 1, 1937, and annually thereafter the sum of \$350,000, to be expended for the same purposes and in the same manner as provided in section 7 of the Act approved February 23, 1917, as amended October 6, 1917.

Administrative expenses.
Appropriation authorized.

Vol. 39, p. 933; Vol. 40, p. 345; U. S. C., p. 906.

Disbursements.

SEC. 5. The Secretary of the Treasury, through the Division of Disbursement of the Treasury Department, shall, upon the certification of the United States Commissioner of Education, pay, in equal semiannual payments, on the 1st day of July and January of each year, to the custodian for vocational education of each State and Territory designated in the Act approved February 23, 1917, the moneys to which the State or Territory is entitled under the provisions of this Act.

Semiannual payments.

SEC. 6. The appropriations made by this Act shall be in addition to, and shall be subject to the same conditions and limitations as, the appropriations made by the Act entitled "An Act to provide for the promotion of vocational education; to provide cooperation with the States in the promotion of such education in agriculture and in the trades and industries; to provide cooperation with the States in the preparation of teachers of vocational subjects; and to appropriate money and regulate its expenditures", approved February 23, 1917, except that the appropriations made by this Act for home economics shall be subject to the conditions and limitations applicable to the appropriation for agricultural purposes under such Act of February 23, 1917, with the exception of that part of section 10 thereof which requires directed or supervised practice for at least six months per year; that such moneys as are provided by this Act for trade and industrial subjects, including public and other service occupations, may be expended for part-time classes operated for less than one hundred and forty-four hours per year; that the provisions of section 11 of the Act of February 23, 1917, requiring at least one-third of the sum appropriated to any State to be expended for part-time

Appropriations additional to former Act.

Vol. 39, p. 929.

Home economics; limitations on appropriations for.

Vol. 39, p. 934.

Part-time classes.

Distributive occupational subjects.

Attendance at meetings, etc.

Industrial-plant training programs.

Authorizations to be in lieu of previous Act. Vol. 48, p. 792; U. S. C., p. 906.

"States and Territories" defined.

schools or classes shall be held to include any part-time day-school classes for workers fourteen years of age and over, and evening-school classes for workers sixteen years of age and over; except that the appropriations made by this Act for distributive occupational subjects shall be limited to part-time and evening schools as provided in said Act of February 23, 1917, for trade, home economics, and industrial subjects and as qualified by the provisions of this section; and that the appropriations available under section 4 of this Act shall be available for expenses of attendance at meeting of educational associations and other organizations and for expenses of conferees called to meet in the District of Columbia or elsewhere, which, in the opinion of the Commissioner, are necessary for the efficient discharge of the provisions of this Act.

SEC. 6a. No part of the appropriations herein authorized shall be expended in industrial-plant training programs, except such industrial-plant training be bona-fide vocational training, and not a device to utilize the services of vocational trainees for private profit.

SEC. 7. The appropriations authorized by this Act shall be in lieu thereof and not in addition to the appropriations authorized in sections 1 and 2 of Public Law Numbered 245, Seventy-third Congress, approved May 21, 1934.

SEC. 8. As used in this Act the term "States and Territories" means the several States, the Territories of Alaska and Hawaii, the Island of Puerto Rico, and the District of Columbia.

Approved, June 8, 1936.

[CHAPTER 542.]

JOINT RESOLUTION

June 8, 1936.
[H. J. Res. 377.]
[Pub. Res., No. 104.]

To enable the States of Maine, New Hampshire, New York, Vermont, Massachusetts, Rhode Island, Connecticut, Pennsylvania, West Virginia, Kentucky, Indiana, Illinois, Tennessee, and Ohio to conserve and regulate the flow of and purify the waters of rivers and streams whose drainage basins lie within two or more of the said States.

State compacts for flood and pollution control.
Consent of Congress granted.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of the Congress of the United States is hereby given to the States of Maine, New York, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, Pennsylvania, West Virginia, Kentucky, Indiana, Illinois, Tennessee, and Ohio, or any two or more of them, to negotiate and enter into agreements or compacts for conserving and regulating the flow, lessening flood damage, removing sources of pollution of the waters thereof, or making other public improvements on any rivers or streams whose drainage basins lie within any two or more of the said States.

Approval by State legislatures.

SEC. 2. No such compact or agreement shall be binding or obligatory upon any State a party thereto unless and until it has been approved by the legislatures of each of the States whose assent is contemplated by the terms of the compact or agreement and by the Congress.

Approved, June 8, 1936.

[CHAPTER 544.]

AN ACT

To provide for the appointment of two additional judges for the Southern District of New York.

June 15, 1936.
[S. 3389.]
[Public, No. 674.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States be, and he is hereby, authorized to appoint, by and with the advice and consent of the Senate, two additional judges of the District Court of the United States for the Southern District of New York.

United States courts.
New York Southern District.
Two additional judges authorized.

Approved, June 15, 1936.

[CHAPTER 545.]

AN ACT

To amend the Grain Futures Act to prevent and remove obstructions and burdens upon interstate commerce in grains and other commodities by regulating transactions therein on commodity futures exchanges, to limit or abolish short selling, to curb manipulation, and for other purposes.

June 15, 1936.
[H. R. 6772.]
[Public, No. 675.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Grain Futures Act (U. S. C., 1934 ed., title 7, sec. 1) is amended to read as follows: "That this Act may be cited as the 'Commodity Exchange Act.'"

Commodity Ex-
change Act.
Vol. 42, p. 998;
U. S. C., p. 100.
Short title.

SEC. 2. The Grain Futures Act (U. S. C., 1934 ed., title 7, secs. 1 to 17, inclusive) is amended by striking out the word "grain" wherever it appears in such Act and inserting in lieu thereof "commodity", "any commodity", or "commodities", as the case may require, and by striking out the phrase "cash grain" wherever such phrase appears and inserting in lieu thereof "any cash commodity".

Grain Futures Act amended.
Scope.

SEC. 3. Section 2 of the Grain Futures Act (U. S. C., 1934 ed., title 7, secs. 2, 3 and 4) is amended by—

Vol. 42, p. 998;
U. S. C., p. 100.

(a) striking out the third sentence of paragraph (a) and inserting in lieu thereof the following: "The word 'commodity' shall mean wheat, cotton, rice, corn, oats, barley, rye, flaxseed, grain sorghums, mill feeds, butter, eggs and *Solanum tuberosum* (Irish potatoes)."; and

Definitions.
"Commodity."

(b) adding at the end of paragraph (a) the following sentences: "The words 'cooperative association of producers' shall mean any cooperative association, corporate or otherwise, not less than 75 per centum in good faith owned or controlled, directly or indirectly, by producers of agricultural products and otherwise complying with an Act of Congress of February 18, 1922 (U. S. C., 1934 ed., title 7, secs. 291 and 292), as now or hereafter amended, including any organization acting for a group of such associations and owned or controlled by such associations, provided that business done for or with the United States of America, or any agency thereof, shall not be considered either member or nonmember business in determining the compliance of any such association with said Act of Congress of February 18, 1922. The words 'member of a contract market' shall mean and include individuals, associations, partnerships, corporations, and trusts owning or holding membership in, or admitted to membership representation on, a contract market or given members' trading privileges thereon. The words 'futures commission merchant' shall mean and include individuals, associations, partnerships, corporations, and trusts engaged in soliciting or in accepting orders for the purchase or sale of any commodity for future delivery on or subject to the rules of any contract market and that, in or in

"Cooperative association of producers."

Vol. 42, p. 388.
U. S. C., p. 134.

Business done for United States, etc.

"Member of a contract market."

"Futures commission merchant."

connection with such solicitation or acceptance of orders, accepts any money, securities, or property (or extends credit in lieu thereof) to margin, guarantee, or secure any trades or contracts that result or may result therefrom. The words 'floor broker' shall mean any person who, in or surrounding any 'pit', 'ring', 'post', or other place provided by a contract market for the meeting of persons similarly engaged, shall engage in executing for others any order for the purchase or sale of any commodity for future delivery on or subject to the rules of any contract market, and who for such services receives or accepts any commission or other compensation. The words 'the commission' shall mean the Commodity Exchange Commission, consisting of the Secretary of Agriculture, the Secretary of Commerce, and the Attorney General."

"Floor broker."

"The commission."

Prohibition against dealings in grain futures.

Exceptions.

SEC. 4. Section 4 of the Grain Futures Act (U. S. C., 1934 ed., title 7, sec. 6) is amended by—

(a) striking out the word "except" at the end of the first paragraph;

(b) striking out all of paragraph (a); and

(c) striking out the parentheses and letter "b" and the word "Where" at the beginning of paragraph (b) and inserting in lieu thereof the words "except, in any of the foregoing cases, where".

SEC. 5. The Grain Futures Act is amended by adding after section 4 (U. S. C., 1934 ed., title 7, sec. 6) the following new sections:

"SEC. 4a. (1) Excessive speculation in any commodity under contracts of sale of such commodity for future delivery made on or subject to the rules of contract markets causing sudden or unreasonable fluctuations or unwarranted changes in the price of such commodity, is an undue and unnecessary burden on interstate commerce in such commodity. For the purpose of diminishing, eliminating, or preventing such burden, the commission shall, from time to time, after due notice and opportunity for hearing, by order, proclaim and fix such limits on the amount of trading under contracts of sale of such commodity for future delivery on or subject to the rules of any contract market which may be done by any person as the commission finds is necessary to diminish, eliminate, or prevent such burden. Nothing in this section shall be construed to prohibit the commission from fixing different trading limits for different commodities, markets, futures, or delivery months, or different trading limits for buying and selling operations, or different limits for the purposes of subparagraphs (A) and (B) of this section, or from exempting transactions commonly known to the trade as 'spreads' or 'straddles' or from fixing trading limits applying to such transactions different from trading limits fixed for other transactions.

"(2) The commission shall, in such order, fix a reasonable time (not to exceed ten days) after the order's promulgation; after which, and until such order is suspended, modified, or revoked, it shall be unlawful for any person—

"(A) directly or indirectly to buy or sell, or agree to buy or sell, under contracts of sale of such commodity for future delivery on or subject to the rules of the contract market or markets to which the order applies, any amount of such commodity during any one business day in excess of any trading limit fixed for one business day by the commission in such order for or with respect to such commodity; or

"(B) directly or indirectly to buy or sell, or agree to buy or sell, under contracts of sale of such commodity for future delivery on or subject to the rules of any contract market, any amount of such commodity that shall result in giving such person a net long or net short position at any one time in or with respect to any such

Excessive speculation in commodities for future delivery causing unreasonable price changes.

Commission to proclaim limits on futures trading.

Different trading limits for different commodities, etc.

Exempting "spreads" or "straddles."

Promulgation of order after reasonable notice.

Unlawful transactions. Excessive trading in any one business day.

Excessive net long or net short position in futures transactions.

commodity in excess of any trading limit fixed by the commission for net long or net short position in such order for or with respect to such commodity.

"(3) No order issued under paragraph (1) of this section shall apply to transactions which are shown to be bona fide hedging transactions. For the purposes of this paragraph, bona fide hedging transactions shall mean sales of any commodity for future delivery on or subject to the rules of any board of trade to the extent that such sales are offset in quantity by the ownership or purchase of the same cash commodity or, conversely, purchases of any commodity for future delivery on or subject to the rules of any board of trade to the extent that such purchases are offset by sales of the same cash commodity. There shall be included in the amount of any commodity which may be hedged by any person—

Bona fide hedging transactions exempted.

Term construed.

"(A) the amount of such commodity such person is raising, or in good faith intends or expects to raise, within the next twelve months, on land (in the United States or its Territories) which such person owns or leases;

Producers.

"(B) an amount of such commodity the sale of which for future delivery would be a reasonable hedge against the products or byproducts of such commodity owned or purchased by such person, or the purchase of which for future delivery would be a reasonable hedge against the sale of any product or byproduct of such commodity by such person.

Hedging against sale of products or byproducts of commodities.

"(4) This section shall apply to a person that is registered as a futures commission merchant or as floor broker under authority of this Act only to the extent that transactions made by such person are made on behalf of or for the account or benefit of such person. This section shall not apply to transactions made by, or on behalf of, or at the direction of, the United States, or a duly authorized agency thereof.

Registered futures commission merchant dealing on own account.

Transactions by United States, etc.

"SEC. 4b. It shall be unlawful for any member of a contract market, or for any correspondent, agent, or employee of any member, in or in connection with any order to make, or the making of (1) any contract of sale of any commodity in interstate commerce, or (2) any contract of sale of any commodity for future delivery made, or to be made, on or subject to the rules of any contract market for or on behalf of any person if such contract for future delivery is or may be used for (a) hedging any transaction in interstate commerce in such commodity or the products or by products thereof, or (b) determining the price basis of any transaction in interstate commerce in such commodity, or (c) delivering any such commodity sold, shipped, or received in interstate commerce for the fulfillment thereof—

Contracts of sale by members of contract markets, in interstate commerce.
Unlawful acts.

"(A) to cheat or defraud or attempt to cheat or defraud such person;

Cheating, etc.

"(B) willfully to make or cause to be made to such person any false report or statement thereof, or willfully to enter or cause to be entered for such person any false record thereof;

False reports.

"(C) willfully to deceive or attempt to deceive such person by any means whatsoever in regard to any such order or contract or the disposition or execution of any such order or contract, or in regard to any act of agency performed with respect to such order or contract for such person; or

Willful deception.

"(D) to bucket such order, or to fill such order by offset against the order or orders of any other person, or willfully and knowingly and without the prior consent of such person to become the buyer in respect to any selling order of such person, or become the seller in respect to any buying order of such person.

Bucketing orders, etc.

Cotton; simultaneous execution of buying and selling orders for different principals.

Proviso.
Execution of, at public outcry.
Report, recording, and clearing.

Additional unlawful acts.

"Wash sale", etc.

Use of transaction to cause reporting, etc., of untrue price.

Exchange of futures in connection with cash commodity transactions, etc.

State laws not impaired.

Futures commission merchants.
Qualifications, restrictions, etc.

Registration.

Treatment of property received to margin, etc., trades.

Money and other property belonging to customer.

Accounting, unauthorized use, etc.

Provisos.
Deposit, withdrawal, etc.

"Nothing in this section or in any other section of this Act shall be construed to prevent a futures commission merchant or floor broker who shall have in hand, simultaneously, buying and selling orders at the market for different principals for a like quantity of cotton for future delivery in the same month, from executing such buying and selling orders at the market price: *Provided*, That any such execution shall take place on the floor of the exchange where such orders are to be executed at public outcry across the ring and shall be duly reported, recorded, and cleared in the same manner as other orders executed on such exchange.

"SEC. 4c. It shall be unlawful for any person to offer to enter into, enter into, or confirm the execution of, any transaction involving any commodity, which is or may be used for (1) hedging any transaction in interstate commerce in such commodity or the products or byproducts thereof, or (2) determining the price basis of any such transaction in interstate commerce in such commodity, or (3) delivering any such commodity sold, shipped, or received in interstate commerce for the fulfillment thereof—

"(A) if such transaction is, is of the character of, or is commonly known to the trade as, a 'wash sale', 'cross trade', or 'accommodation trade', or is a fictitious sale;

"(B) if such transaction is, is of the character of, or is commonly known to the trade as, a 'privilege', 'indemnity', 'bid', 'offer', 'put', 'call', 'advance guaranty', or 'decline guaranty', or

"(C) if such transaction is used to cause any price to be reported, registered, or recorded which is not a true and bona fide price. "Nothing in this section shall be construed to prevent the exchange of futures in connection with cash commodity transactions or of futures for cash commodities, or of transfer trades or office trades if made in accordance with board of trade rules applying to such transactions and such rules shall not have been disapproved by the Secretary of Agriculture. Nothing in this section or section 4b shall be construed to impair any State law applicable to any transaction enumerated or described in such sections.

"SEC. 4d. It shall be unlawful for any person to engage as futures commission merchant in soliciting orders or accepting orders for the purchase or sale of any commodity for future delivery, or involving any contracts of sale of any commodity for future delivery, on or subject to the rules of any contract market unless—

"(1) such person shall have registered, under this Act, with the Secretary of Agriculture as such futures commission merchant and such registration shall not have expired nor been suspended nor revoked; and

"(2) such person shall, whether a member or nonmember of a contract market, treat and deal with all money, securities, and property received by such person to margin, guarantee, or secure the trades or contracts of any customer of such person, or accruing to such customer as the result of such trades or contracts, as belonging to such customer. Such money, securities, and property shall be separately accounted for and shall not be commingled with the funds of such commission merchant or be used to margin or guarantee the trades or contracts, or to secure or extend the credit, of any customer or person other than the one for whom the same are held: *Provided, however*, That such money, securities, and property of the customers of such futures commission merchant may, for convenience, be commingled and deposited in the same account or accounts with any bank or trust company or with the clearing house organization of such contract market, and that such share thereof as in the normal course of business

shall be necessary to margin, guarantee, secure, transfer, adjust, or settle the contracts or trades of such customers, or resulting market positions, with the clearing-house organization of such contract market or with any member of such contract market, may be withdrawn and applied to such purposes, including the payment of commissions, brokerage, interest, taxes, storage, and other charges, lawfully accruing in connection with such contracts and trades: *Provided further*, That such money may be invested in obligations of the United States, in general obligations of any State or of any political subdivision thereof, in obligations fully guaranteed as to principal and interest by the United States, and in 'investment securities' as defined in and under authority of section 5136 of the Revised Statutes, as amended, and, subject to approval by the Secretary of Agriculture, may be loaned on the security of negotiable warehouse receipts conveying or securing title to readily marketable commodities to the extent of the current loan value of such receipts, such investments and loans to be made in accordance with such rules and regulations and subject to such conditions as the Secretary of Agriculture may prescribe.

"SEC. 4e. It shall be unlawful for any person to act as floor broker in executing any orders for the purchase or sale of any commodity for future delivery, or involving any contracts of sale of any commodity for future delivery, on or subject to the rules of any contract market unless such person shall have registered, under this Act, with the Secretary of Agriculture as such floor broker and such registration shall not have expired nor been suspended nor revoked.

"SEC. 4f. (1) Any person desiring to register as futures commission merchant or as floor broker hereunder shall be registered upon application to the Secretary of Agriculture, which application shall be made in form and manner to be prescribed by the Secretary of Agriculture, giving such information and facts as the Secretary of Agriculture may deem necessary concerning the business in which the applicant is or will be engaged, including, in the case of applications of futures commission merchants, the names and addresses of the managers of all branch offices and of all correspondents and agents engaged in soliciting or accepting on behalf of such applicant any orders for the purchase or sale of any commodity for future delivery on or subject to the rules of any board of trade, and including also the names of its officers and partners, if a partnership, and of its officers, directors, and stockholders, as the Secretary of Agriculture may direct, if a corporation. Such person, when registered hereunder, shall likewise continue to report and furnish to the Secretary of Agriculture the above-mentioned information and such other information pertaining to his business as the Secretary of Agriculture may require. All registrations shall expire on the 31st day of December of the year for which issued, and shall be renewed upon application therefor unless the registration has been suspended (and the period of such suspension has not expired) or revoked after notice and hearing as prescribed in section 4g of this Act.

"(2) Any person registered as futures commission merchant hereunder shall post in a conspicuous place in each of the offices maintained by such person in the United States in which orders for the purchase or sale of any commodity for future delivery are solicited or accepted, the original or duplicate copy (issued by the Secretary of Agriculture) of such person's registration certificate as such futures commission merchant.

Investments allowed.

R. S., sec. 5136,
p. 993.
U. S. C., p. 352.
Vol. 48, p. 184.

Floor broker executing orders for future delivery without being registered.

Application for registration.

Form, manner, etc., to be prescribed.

Information to be furnished.

Branch managers, etc.

Officers, directors, etc.

Continuance of reports, etc.

Expiration of registrations; renewals.

Posting of registration certificate.

Revocation or suspension of registration for designated causes.

Violations of Act; rules and regulations.

Failure to make reports, etc.

Failure to keep books, etc.; not permitting inspection.

Operating place of business where orders are solicited, etc.

Used for hedging, price basis, or delivery of commodity in interstate commerce.

Misrepresentations.

Making contract for future delivery, without reporting same, in excess of prescribed limits.

Record, etc., of transactions to be kept.

"SEC. 4g. If any person registered hereunder as futures commission merchant or floor broker shall violate any of the provisions of this Act, or any of the rules or regulations of the Secretary of Agriculture thereunder, or shall fail or refuse to make any report required by the Secretary of Agriculture regarding the transactions of such person, or the transactions of the customers thereof, in commodities for future delivery on any board of trade in the United States or elsewhere, or shall fail or refuse to keep the books and records pertaining to such transactions in the form and manner required by the Secretary of Agriculture, or shall fail or refuse to keep such books and records open to inspection by any representative of the United States Department of Agriculture or the United States Department of Justice, the registration of such person may be suspended or revoked after notice and hearing in accordance with the procedure and subject to the judicial review provided in paragraph (b) of section 6 of this Act.

"SEC. 4h. It shall be unlawful for any person—

"(1) to conduct any office or place of business anywhere in the United States or its territories for the purpose of soliciting or accepting any orders for the purchase or sale of any commodity for future delivery, or for making or offering to make any contracts for the purchase or sale of any commodity for future delivery, or for conducting any dealings in commodities for future delivery, that are or may be used for

(A) hedging any transaction in interstate commerce in such commodity or the products or byproducts thereof, or

(B) determining the price basis of any such transaction in interstate commerce, or

(C) delivering any such commodity sold, shipped, or received in interstate commerce for the fulfillment thereof,

if such orders, contracts, or dealings are executed or consummated otherwise than by or through a member of a contract market; or

"(2) falsely to represent such person to be a member of a contract market, or the representative or agent of such member, or to be a futures commission merchant registered under this Act, or the agent of such registered futures commission merchant, in soliciting or handling any order or contract for the purchase or sale of any commodity in interstate commerce or for future delivery, or falsely to represent in connection with the handling of any such order or contract that the same is to be or has been executed on, or by or through any member of, any contract market.

"SEC. 4i. It shall be unlawful for any person to make any contract for the purchase or sale of any commodity for future delivery on or subject to the rules of any contract market unless such person shall report or cause to be reported to the properly designated officer in accordance with the rules and regulations of the Secretary of Agriculture (1) whenever such person shall directly or indirectly make such contracts with respect to any commodity, or any future of such commodity, during any one day in an amount equal to or in excess of such amount as shall be fixed from time to time by the Secretary of Agriculture; and (2) whenever such person shall directly or indirectly have or obtain a long or short position in any commodity or in any future of such commodity, equal to or in excess of such amount as shall be fixed from time to time by the Secretary of Agriculture. Such person shall also keep books and records of transactions coming within the provisions of (1) and (2) hereof, which books and records shall show complete details concerning all such transactions, including the names and addresses of all persons

having any interest therein, and shall be open at all times to inspection by any representative of the United States Department of Agriculture or the United States Department of Justice."

SEC. 6. Section 5 of the Grain Futures Act (U. S. C., 1934 ed., title 7, sec. 7) is amended by—

(a) striking out the word "purpose." at the end of paragraph (a) and inserting in lieu thereof the following: "purpose: *Provided*, That any board of trade not so located shall be designated as a 'contract market' if such board of trade provides for the delivery of commodities on such contracts at a delivery point or points and upon terms and conditions approved by the Secretary of Agriculture."; and

(b) striking out the word "or" after the word "prices" in paragraph (d) and inserting in lieu thereof the word "and".

SEC. 7. The Grain Futures Act is amended by adding after section 5 (U. S. C., 1934 ed., title 7, sec. 7) the following new sections:

"SEC. 5a. Each contract market shall—

"(1) promptly furnish the Secretary of Agriculture copies of all bylaws, rules, regulations, and resolutions made or issued by it or by the governing board thereof or any committee, and of all changes and proposed changes therein;

"(2) allow inspection at all times by any authorized representative of the United States Department of Agriculture or United States Department of Justice of the books, records, and all minutes and journals of proceedings of such contract market, its governing board and all committees, and of all subsidiaries and affiliates of such contract market, which books, records, minutes, and journals of proceedings shall be kept for a period of three years from the date thereof, or for a longer period if the Secretary of Agriculture shall so direct;

"(3) require the operators of warehouses in which or out of which any commodity is deliverable on any contract for future delivery made on or subject to the rules of such contract market, to make such reports, keep such records, and permit such warehouse visitation as the Secretary of Agriculture may prescribe. Such books and records shall be required to be kept for a period of three years from the date thereof, or for a longer period if the Secretary of Agriculture shall so direct, and such books, records, and warehouses shall be open at all times to inspection by any representative of the United States Department of Agriculture or United States Department of Justice;

"(4) when so directed by order of the Secretary of Agriculture, provide for a period, after trading in contracts of sale of any commodity for future delivery in a delivery month has ceased, during which contracts of sale of such commodity for future delivery in such month may be satisfied by the delivery of the actual cash commodity. Whenever, after due notice and opportunity for hearing, the Secretary of Agriculture finds that provision for such a period of delivery for any one or more commodities or markets would prevent or tend to prevent 'squeezes' and market congestion endangering price stability, he shall, by order, require such period of delivery (which shall be not less than three nor more than ten business days) applicable to such commodities and markets as he finds will prevent or tend to prevent such 'squeezes' and market congestion: *Provided, however*, That such order shall not apply to then existing contracts;

"(5) require the party making delivery of any commodity on any contract of sale of such commodity for future delivery to furnish the party obligated under the contract to accept delivery,

Official inspection.

Contract markets.
Vol. 42, p. 1000; U. S. C., p. 110.

Designation of boards of trade as.
Proviso.
If board not located at a terminal market.

Preventing price manipulations and cornering of commodities.
Contract market requirements.
Vol. 42, p. 1001; U. S. C., p. 110.

Copies of bylaws, etc., and amendments to be furnished.

Federal inspection of board's books, records, etc.

Governing board and affiliates, etc.

Warehouse operators.
Reports, records, etc.

Inspection.

Period after trading for delivery in a delivery month.

Secretary may order market to establish, to prevent "squeezes", etc.

Proviso.
Existing contracts.

Written notice of delivery.
Time, etc., require. means.

Extension, to prevent, etc., unfair practices.

Proviso.
Existing contracts.

Grades to conform to United States standards.

United States Warehouse Act.

U. S. C., p. 131.
Acceptance of receipts under, in satisfaction of futures contracts.

Proviso.
Kind, quality, and quantity.

Board of trade.
"Contract market" designation, suspension or revocation for violation.

Vol. 42, p. 1002; U. S. C., p. 110.

Complaints against person violating provisions of Act, etc.

Notice of hearing.

Secretary of Agriculture or referee to conduct hearings.

Textual modifications.

written notice of the date of delivery at least one business day prior to such date of delivery. Whenever, after due notice and opportunity for hearing, the Secretary of Agriculture finds that the giving of longer notice of delivery is necessary to prevent or diminish unfair practices in trading in any one or more commodities or markets, he shall by order require such longer notice of delivery (which shall be not more than ten business days) applicable to such commodities and markets as he finds will prevent or diminish such unfair practices: *Provided, however,* That such order shall not apply to then existing contracts;

"(6) require that all contracts of sale of any commodity for future delivery on such contract market shall provide for the delivery thereunder of commodities of grades conforming to United States standards, if such standards shall have been officially promulgated; and

"(7) require that receipts issued under the United States Warehouse Act (U. S. C., 1934 ed., title 7, secs. 241-273) shall be accepted in satisfaction of any futures contract, made on or subject to the rules of such contract market, without discrimination and notwithstanding that the warehouseman issuing such receipts is not also licensed as a warehouseman under the laws of any State or enjoys other or different privileges than under State law: *Provided, however,* That such receipts shall be for the kind, quality, and quantity of commodity specified in such contract and that the warehouse in which the commodity is stored meets such reasonable requirements as may be imposed by such contract market on other warehouses as to location, accessibility, and suitability for warehousing and delivery purposes.

"SEC. 5b. The failure or refusal of any board of trade to comply with any of the provisions of this Act, or any of the rules and regulations of the Secretary of Agriculture thereunder, shall be cause for suspending for a period not to exceed six months or revoking the designation of such board of trade as a 'contract market' in accordance with the procedure and subject to the judicial review provided in paragraph (a) of section 6 of this Act."

SEC. 8. Section 6 of the Grain Futures Act (U. S. C., 1934 ed., title 7, secs. 8, 9, 10, and 15) is amended by—

(a) striking out the first sentence of paragraph (b) and inserting in lieu thereof the following: "If the Secretary of Agriculture has reason to believe that any person (other than a contract market) is violating or has violated any of the provisions of this Act, or any of the rules and regulations made pursuant to its requirements, or has manipulated or is attempting to manipulate the market price of any commodity, in interstate commerce, or for future delivery on or subject to the rules of any board of trade, he may serve upon such person a complaint stating his charges in that respect, to which complaint shall be attached or contained therein a notice of hearing, specifying a day and place not less than three days after the service thereof, requiring such person to show cause why an order should not be made directing that all contract markets until further notice of the Secretary of Agriculture refuse all trading privileges to such person, and to show cause why the registration of such person, if registered as futures commission merchant or as floor broker hereunder, should not be suspended or revoked.";

(b) striking out the words "said commission" after the words "before the" in the second sentence of paragraph (b) and inserting in lieu thereof "Secretary of Agriculture";

(c) striking out the word "who" in the second sentence of paragraph (b) and inserting in lieu thereof "which referee";

(d) striking out the words "as chairman of the said commission" in the second sentence of paragraph (b) after the words "to the Secretary of Agriculture";

(e) striking out the words and numerals "of section 12" after the word "penalties," in the third sentence of paragraph (b);

(f) inserting, after the word "amended" in the third sentence of paragraph (b) the following: "and supplemented (U. S. C., 1934 ed., title 49, secs. 12, 46, 47, and 48)";

U. S. C., pp. 2221, 2236.

(g) striking out the word "or" after the word "commission," in the third sentence of paragraph (b) and inserting in lieu thereof the word "and";

(h) striking out the fourth sentence of paragraph (b) and inserting in lieu thereof the following: "Upon evidence received, the Secretary of Agriculture may require all contract markets to refuse such person all trading privileges thereon for such period as may be specified in the order, and, if such person is registered as futures commission merchant or as floor broker hereunder, may suspend, for a period not to exceed six months, or revoke, the registration of such person.";

Refusal of contract market trading privileges to offenders; suspension or revocation of registration.

(i) striking out the word "commission" wherever it appears in the sixth, seventh, and eighth sentences of paragraph (b) and inserting in lieu thereof the words "Secretary of Agriculture";

Transfer of functions from commission to Secretary.

(j) striking out the words "its chairman or to any member thereof" after the word "to" in the seventh sentence of paragraph (b) and inserting in lieu thereof the word "him"; and

(k) striking out the word "Code" at the end of paragraph (b) and inserting the following: "Code, as amended".

SEC. 9. The Grain Futures Act is amended by adding after section 6 (U. S. C., 1934 ed., title 7, secs. 8, 9, 10, and 15) the following new sections:

Vol. 42, p. 1002; U. S. C., pp. 110, 111.

"SEC. 6a. (1) No board of trade which has been designated as a 'contract market' shall exclude from membership in, and all privileges on, such board of trade, any association or corporation engaged in cash commodity business having adequate financial responsibility which is organized under the cooperative laws of any State, or which has been recognized as a cooperative association of producers by the United States Government or by any agency thereof, if such association or corporation complies and agrees to comply with such terms and conditions as are or may be imposed lawfully upon other members of such board, and as are or may be imposed lawfully upon a cooperative association of producers engaged in cash commodity business, unless such board of trade is authorized by the commission to exclude such association or corporation from membership and privileges after hearing held upon at least three days' notice subsequent to the filing of complaint by the board of trade: *Provided, however,* That if any such association or corporation shall fail to meet its obligations with any established clearing house or clearing agency of any contract market, such association or corporation shall be ipso facto debarred from further trading on such contract market, except such trading as may be necessary to close open trades and to discharge existing contracts in accordance with the rules of such contract market applicable in such cases. Such commission may prescribe that such association or corporation shall have and retain membership and privileges, with or without imposing conditions, or it may permit such board of trade immediately to bar such association or corporation from membership and privileges. Any order of said commission entered hereunder shall be reviewable by the circuit court of appeals for the circuit in which such association or corporation,

Legitimate cooperative associations. Membership, etc., in board of trade "contract market."

Exclusion from membership, etc.

Proviso. Failure to meet obligations a bar to trading.

Status of membership, etc.

Action subject to court review.

or such board of trade, has its principal place of business, on written petition either of such association or corporation, or of such board of trade, under the procedure provided in paragraph (a) of section 6 of this Act, but such order shall not be stayed by the court pending review.

Compensation on a commodity unit basis, etc.

"(2) No rule of any board of trade designated as a contract market shall forbid or be construed to forbid the payment of compensation on a commodity-unit basis, or otherwise, by any federated cooperative association to its regional member-associations for services rendered or to be rendered in connection with any organization work, educational activity, or procurement of patronage, provided no part of any such compensation is returned to patrons (whether members or nonmembers) of such cooperative association, or of its regional or local member-associations, otherwise than as a dividend on capital stock or as a patronage dividend out of the net earnings or surplus of such federated cooperative association.

No compensation returned to patrons, dividends excepted.

Board of trade, or its agent, etc.
"Cease and desist" order for violating Act in lieu of revocation of designation permitted.

"SEC. 6b. If any board of trade, or any director, officer, agent, or employee of any board of trade is violating or has violated any of the provisions of this Act or any of the rules or regulations of the Secretary of Agriculture thereunder, or any order issued by the commission pursuant to any provision of this Act, the commission, in lieu of revoking the designation of such board of trade as a 'contract market' may, upon notice and hearing and subject to appeal as in other cases provided for in paragraph (a) of section 6 of this Act, make and enter an order directing that such board of trade, director, officer, agent, or employee shall cease and desist from such violation or violations, and if such board of trade, director, officer, agent, or employee, thereafter and after the lapse of the period allowed for appeal of such order or after the affirmance of such order, shall fail or refuse to obey or comply with such order, such board of trade, director, officer, agent, or employee shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined not less than \$500 nor more than \$10,000 or imprisoned for not less than six months nor more than one year, or both. Each day during which such failure or refusal to obey such order continues shall be deemed a separate offense."

Order subject to appeal.
Vol. 42, p. 1001.

Refusal to obey order, etc.; penalty.

SEC. 10. The Grain Futures Act is amended by adding after section 8 (U. S. C., 1934 ed., title 7, sec. 12) the following new section:

"SEC. 8a. The Secretary of Agriculture is authorized—

Registrations.
Futures commission merchants, etc.

"(1) to register futures commission merchants and floor brokers upon application in accordance with rules and regulations and in form and manner to be prescribed by the Secretary of Agriculture; and

Refusal, where registration suspended, revoked, etc.

"(2) to refuse to register any person if such person has violated any of the provisions of this Act or any of the rules or regulations promulgated by the Secretary of Agriculture hereunder for which the registration of such person has been suspended (and the period of such suspension shall not have expired) or has been revoked; and

Transactions with person denied trading privileges.

"(3) to suspend or revoke the registration of any futures commission merchant who shall knowingly accept any order for the purchase or sale of any commodity for future delivery on or subject to the rules of any contract market from any person if such person has been denied trading privileges on any contract market by order of the Secretary of Agriculture under the provisions of paragraph (b) of section 6 of this Act and the period of denial specified in such order shall not have expired; and

Fees.

"(4) to fix and establish from time to time fees and charges for registrations and renewals thereof and for copies of registration

certificates, not to exceed \$10 for each such registration, renewal, or copy; and

"(5) to make and promulgate such rules and regulations as, in the judgment of the Secretary of Agriculture, are reasonably necessary to effectuate any of the provisions or to accomplish any of the purposes of this Act; and

"(6) to communicate to the proper committee or officer of any contract market and to publish, notwithstanding the provisions of section 8 of this Act, the full facts concerning any transaction or market operation, including the names of parties thereto, which in the judgment of the Secretary¹ of Agriculture disrupts or tends to disrupt any market or is otherwise harmful or against the best interests of producers and consumers."

SEC. 11. Section 9 of the Grain Futures Act (U. S. C., 1934 ed., title 7, sec. 13) is amended by:

(a) striking out the word "section" and the numeral "4" and inserting in lieu thereof the following: "section 4, section 4a, section 4b, section 4c, section 4d, section 4e, section 4h, or section 4i";

(b) inserting after the comma following the word "Act" the following: "or who shall manipulate or attempt to manipulate the price of any commodity in interstate commerce, or for future delivery on or subject to the rules of any board of trade, or who shall corner or attempt to corner any such commodity";

(c) striking out the words "said section" after the words "mentioned in" and inserting in lieu thereof the words "section 4 of this Act"; and

(d) inserting after the word "deliver" the words "or cause to be delivered".

SEC. 12. If any provision of this Act which is amendatory of any section of the Grain Futures Act, or the application thereof to any person or circumstances is held invalid, the provisions of the section of the Grain Futures Act which is amended by such provision of this Act shall apply to such person or circumstances. No proceeding shall be abated by reason of any amendment to the Grain Futures Act made by this Act but shall be disposed of pursuant to this Act.

SEC. 13. All provisions of this Act authorizing the registration of futures commission merchants and floor brokers, the fixing of fees and charges therefor, the promulgation of rules, regulations, and orders, and the holding of hearings precedent to the promulgation of rules, regulations, and orders shall be effective immediately. All other provisions of this Act shall take effect ninety days after the enactment of this Act.

Approved, June 15, 1936.

[CHAPTER 546.]

AN ACT

To incorporate The National Yeomen F.

June 15, 1936.

[S. 1687.]

[Public, No. 676.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Eva H. Clarke, Beatrice Brown Dwyer, and Mary J. O'Donnell, of Arizona;

Ruby Busse Anglim, Lottie Sessions Barrett, Philome Lucy Cavanagh, Stella Austen Clark, Pearl Bonham Clerk, Lillian Koeber Deamer, Harriet Jane Dodson, Alma Simmermacher Dreyer, Stella Neumann Elberson, Ola Belle Emmner, Edna Crumpler Estes, Mirian Mathews Everett, Katherine Driscoll Fallon, Kathleen Vance Hatch,

¹ So in original.

Incorporators—Con.

Eva Wilson Hay, Ellen Keefe Heady, Ruth Hemphill, Myrtle Kinsey, Anna Geisler Kirkpatrick, Katherine Brown Lightner, Margaret Dannagger Lovelace, Lillian Catherine McCarthy, Gladys Farmer McCool, Laura Landes Metcalf, Louise Vickery Mowers, Ruth Manahan Neal, Gladys D. Nelson, Madeline O'Leary Peggs, Caroline Peirce, Sara Craddock Sasser, May Gesner Schaefer, Billie Browne Schank, Rita Beauton Schaub, Etienne V. Schier, Louise Williams Sears, Anne Williams Shumway, Florence Kelly Sparrow, Laura V. Waldron, Agnes L. Walker, Gladys Spaulding Wheless, Evelyn Lyon Wiberg, and Muriel Andrews Zerangue, all of California;

Gladys Yeager Briggs, and Blanche Marion Curry, of Colorado; Grace Pascoe Agard, Julie Sternberg Aichler, Mary Sweeney Alling, Sara Hinchey Barry, Anna Kilroy Bean, Kathleen Moriarity Begley, Anna Lyons Bergin, Ethel Cornet Bolles, Anna McDowell Brown, Mary MacKenzie Carson, Lucy Galvin Cavanaugh, Rose Reiger Chapman, Dorothy Sara Clifford, Monica Cecelia Clifford, Sadie Connelly, Marjory Murray Cormack, Martha Swirsky Cotton, Marion McEntee Cox, Ione Disco Cunningham, Katherine Lyng Donovan, Margaret Bess Dordelman, Marguerite Driscoll, Mae Sheehan Dwyer, Ruth Lawson Euster, Katherine Frances Fagan, Ethel Clendenen Fargo, Gertrude Selesnitzky Feinberg, Elisabeth Tagliabue Fields, Helen Buckley Fitzgerald, Irene Catherine Fitzgerald, Anna Campbell Forsythe, Anna J. Gaughan, Mary Penders Gillis, Mary Agnes Grady, Theresa Madeleine Hamill, Alice Mary Harrington, Florence Hulbert Hermanus, Ella Veronica Houlihan, Deborah Pickett Kane, Frances Walsh Keenan, Margaret O'Brien Kennedy, Hazel Merwin Lander, Elizabeth Mallon Leighton, Agnes Carlson Lukens, Catherine Gertrude MacKenzie, Clara Armstrong MacKenzie, Edna Murray Manchester, Mary Driscoll Markham, A. Regina Martin, Josephine McAuliffe Martin, Bellerose Meunier, Mazie Rogers Miller, Elsie Reichert Moon, Winnifred Patricia Nagle, Isabelle Dickson Peterson, Lucy Riley Pfannenstiel, Jewel Perkins Pitt, Eleanor Donahoe Reilly, Elizabeth Kepes Reynolds, Ida Reed Sanders, Alice Savage, Mildred Mabel Schwartz, Margaret Hogan Seaman, Ida Selesnitzky Stone, Augusta Strand, Caroline Wyllie Waterman, Juliana Augusta Weske, Helen Weinhusen, Louise Arnold Wiley, Selina Lee Winter, Margaret Hardiman Wrisley, Mary Connors Wundrack, and Marie Deering Yeager, all of Connecticut;

Norma M. Albers, Lucille Loveless Allan, Gladys Elizabeth Allen, Sarah Jarvis Andrus, Edith Ober Armstrong, Mary Hough Barber, May A. Barrett, Nettie Neitzey Beach, Mary Munday Becker, Esther Hall Beckett, Anne Curtin Belt, Charlotte Louise Berry, Jeannette L. Bishop, Alice Boland Bloomfield, Amelia Boberg, Beulah Holtzschreiber Bosworth, Jane M. Breen, Kate Knight Briggs, Eloise Broaddus, Helen Sprague Brown, Lola Carlisle Strailman Browning, Rose Flood Buice, Annette Louise Burton, Gertrude Bange Butts, Mary Callen, Daisy House Campbell, Ella Echols Chambers, Emma S. Collie, Maude V. Cowan, Jane Regina Cox, Catherine Crowley, Reva S. Darrell, F. Pearl Delaplaine, Eleanor Marie Downey, Alice M. Downie, Cora Laughlin Drake, Anna Cecelia Dunn, Emma Schroder Dyer, Bessie London Faine, Elizabeth Waters Fallis, Anna Schultz Frame, Barbara Spence French, Agnes Monia Gallagher, Annie Ellen Gilson, Eleanor Mary Griffith, Mary Derouda Hall, Amy F. Hammond, Adelaide Ruth Harbers, Dorothy B. Harper, Carolyn Hardesty Herman, Nellie Grant Hinson, Mary E. Jones, Claire Keefe, Kathryn Gallagher Kendrick, Ann Kilmartin, Hope Knickerbocker, Louise Elender Koester, Mary Beall Kolhos,

Helen Lucinda Leonard, Edith Kite Lewis, Mary Dove Loughrey, Marie B. Luebker, Lillian Allen Brubaker Luther, Helen Horigan Maisel, Laura Garcia Martin, Louise Greenwald Matthews, Helen C. McCarty, Geraldine Clark McGovern, Lois B. McRae, Ellen Russell McWilliams, Eloise Sanford Davison Miller, Mary Kurth Moler, Alice Alford Morgan, Anna Lochte Murphy, Margaret Elma Naylor, Edna Meier Nielson, Margaret Broderick Nolan, Alice F. O'Neal, Helen Geraldine O'Neill, Helen Linkins Opitz, Netty Baxter Parker, Blanche C. Paul, Anna Viola Phelps, Annie Skidmore Powers, Sue Gould Prentiss, Edith Warren Quinn, Lillian Louise Reagan, Edna Marie Robey, Estelle Richardson Ruby, Ethel Clark Rule, Louise MacDonnell Ryan, Elizabeth Ivey Sage, Marion Trumbo Skinner, Jessica Randolph Smith, Margaret Grady Smith, Mabel F. Staub, Emily Steele, Nellie Rollins Stein, Edith Herndon Summerson, Mary Sullivan Tatspaugh, Marion Crawford Thur, Mary Killilea Tracey, Margaret Mills Vaughan, Eva Young Virtue, Olive Wrenn Walter, Genevieve F. Wedding, Mary Z. Weide, Lena Kathryn Willige, Pansie Casanave Willson, Ethel M. Wilson, Faith Clements Windsor, Amy Owen Wood, Lena Rigby Woolford, Myrtle Stephens Wright, and Mary Crook Yates, all of the District of Columbia;

Marie Roberts Bevis, Zella Prunty Byrd, Lamonte Oliver Cates, Demerise Labbe Cleveland, Ida Matthews Eichenberger, Loyce Davis Hackett, Mabel Williamson Jacobs, Madeline A. Jacobson, Idele Torrance Jamison, Adele Mead Kendrick, Josephine Mack Miller, Lois Clappison Morse, Almeda Fink Murphy, Roxana Anne Post, Agnes Towson Shelton, Daisy Ruth Westerlund, and Elsie Tuttle Wright, all of Florida;

Anna Elizabeth O'Connell, of Georgia;

Alta Sebree Wardwell Donovan, of Idaho;

Elsie Erickson Biever, Nora Pomeroy Darling, Grace Alma Dunbar, Anne Rourke Durst, Virginia Stoddert Moore Grottee, Nell Weston Halstead, Edna Benton Hann, Cornelia M. Huennekens, Elizabeth Ann McCoy, Mary Louise Minton, Josephine MacFarland Moran, Mable Vander Ploeg Pease, Hester Smith Rasmussen, Agnes Foertsch Rohlfing, Marie Healy Simpson, Evelyn Jackson Skavlan, Constance Strong, and May Gilligan Sutherland, all of Illinois;

Donna Zimmer Akin, Bessie Fisher Bogwell, Hortense Lee Goldsmith, Mary Parker Harris, and Minnie Tryon Ryan, all of Indiana;

Maud Lowell Ayers, of Kentucky;

Sarah Flaherty Gallagher, and Gladys Ilsley McKnight, of Maine;

L. Dorothy Devey Brunken, Lucille Bonita Garrett, Fannie Grigat Laut, Grace Ryder Mead, Katherine Marie Page, Lillian Deters Tabor, Effie Van Horn Thomas, Edna Josephine Yorker, and Anna Kaer Yust, all of Maryland;

Mary Lee Aylward, Marion L. Bain, Florence K. Barry, Anna E. Beers, Helen I. Blake, Mary C. Breslow, Adelaide Mary Bresnahan, Gladys Bruce, Isabel Kehoe Burk, Aileen J. Burke, Elizabeth Helen Burke, Dorothy Leighton Cady, Alice Elinor Carey, Helen Carman, Mary A. Carroll, Mary Chisel, Mary Warner Colombo, Mazie Conley, Kathryn J. Connor, Anita Ryan Connors, Mary M. Conroy, Ellen Bernadette Corbett, Catherine A. Corcoran, Winifred Burns Cox, Lizzie Glidden Crowley, Madeleine Galvin Delano, Elinor Kyle Devine, Sally Ryan Devlin, Mary F. Doherty, Jane E. Dolsen, Mary Dowd, Eleanor Marion Drew, Alice Driscoll, Mary Joyce Duggan, Mollie Catherine Dundon, Margaret Murphy Faherty, Helen Farrell, Helen Mary Farrell, Catherine Woodward Feeney, Bernice W. Fortin, Patricia Gleason, Marion E. Grady, Mary E. Grady, Anna

Incorporators—Con.

Mary Hegarty, Ethel Hickey, Dorothy Drew Horan, Elizabeth A. Horgan, Marie Lambert Johnson, Anna Riley Joyce, Agnes Keanneally, Ellen E. Kearns, Bessie Josephine Kelly, Violet Elizabeth Kirkland, Ethel Lally, Genevieve Adrienne Lane, Lucy Marshall Lanigan, Ellen A. Lannigan, Leonore Learson, Julia B. Lehan, Marie Alice Long, Gertrude Lorton, Emma Macaulay Lyle, Helen Stolba Macbeth, Gertrude Catherine Macdonald, Margaret Mehlman Maguire, Anna Marie Mahan, Genevieve A. Maher, Mary Louise Marcille, Marie Kathryn McAuliffe, Anna McCarthy, Helen F. McDonald, Catherine McDonough, Marion Mary McElaney, Anna Marie McGuire, Esther McCall McLaughlin, Agnes Murphy McLean, Anna L. McNulty, Ruth Desmond McSweeney, Bertha Erickson Mead, Irene Florence Michel, Yvonne Michel, Margaret Isabelle Mitchell, Margaret Louise Murphy, Helen Adelaide Murray, Elizabeth McDonald Myers, Helen Barr Nickerson, Eleanor Teresa O'Brien, Marguerite Catherine O'Brien, Ria Minehan O'Brien, Margaret Lonergan O'Brien, Helen O'Brien O'Connor, Elizabeth M. O'Donnell, Mary Bull Owens, Olive T. Parsons, Mary Fielding Rawling, Mary McGunigle Redmond, Elizabeth Foley Regan, Mary Lane Regan, Ellen Riley, Helen O'Brien Riley, Anita Roberts, Mary Myers Robinson, Alice Mahan Saunders, Gladys Mary Saxton, Mary Elizabeth Scalley, Julia E. Shine, Elizabeth Stander, Mary Catherine Sughrue, Madeline O'Brien Sullivan, Harriet Mussinan Swearingen, Mary Gross Thayer, Grace M. Tomasello, Madeline Robillard Treloar, Isabel Catherine Wall, Lulu Veronica Walsh, Ethel May Ward, Agnes O'Brien Welch, Esther Marie Werme, Margaret Gertrude Wholly, Alice M. Williams, Lillian Everette Williams, Lucy M. Winn, and Maud C. Young, all of Massachusetts;

Theresa Bean Ballenger, Lilla Mary Bellinger, Gertrude M. Camp, Pauline Cassidy, Grace Schoenhur Conway, Marie Rossley Kalt, Gladys Webster Mallett, Helen Moran, and Margaret Morton Mullaney, all of Michigan;

Ethyl Ryan Maly and Gertrude O'Connor Trestrail, of Minnesota;

Gladys Thames Hubbard, of Mississippi;

Sophie Polenska Coleman, of Missouri;

Davidson, Edyth Plummer, and Dorothy Mauck Wehrman, of Nebraska;

Christina Sander Anderson, Anna Elizabeth Conroy, Gertrude O'Neil DeBrunner, A. May Erwin, Alice Catherine Fairbrother, Kathleen Mary Field, Anne Pedersen Freeman, Marguerite B. Geiger, Lillian Helena Hannold, Julia Hicks, Anna V. Kane, Dorothy May Lee, Corrine Dextroze Mahanna, Anne Marie McCormick, Mina Klein Morrison, Marie Burke Oetmann, Ann B. Shinnick, and Catherine Waters, all of New Jersey;

Sarah Russell Imhof, of New Mexico;

Mary Ducey Archer, Laura Dayton Ball, Esther Berkowitz, Rose Brancato Biagi, May Anne Blazina, Ruth Nethaway Bouck, Harriet Eldridge Robins Brandt, Josephine Mitchell Brosseau, Irene Malito Brown, Regina Burke, Frances Jedlicka Campbell, Rowena Margaret Campbell, May Flaherty Carroll, Veronica Marie Cherry, Mary L. Clark, May Cecilia Collins, Ada Howe-Webster Dailinger, Julia Flynn Dorner, Alice Leahy Everard, Dorothy Winifred Ferrer, Elinor Valentine Foley, Marie McElroy Forte, Anna Gallagher, Margaret Katherine Garland, Florence Wilson Goulden, Alice Miriam Govenor, Elizabeth Anna Gridley, Mildred Berryman Hall, Mary Mahoney Halwartz, S. Dorothy First Hayes, Alice Gieseking Johnson, Angela Lyons Johnson, Marie Elizabeth Kelly, Carrie Klinger, Leonore Lawson Koellsted, Lucile Alzamora Lacey, Mary Gray Langford, Esther Martins Law, Hortense Lersner, Gertrude

Long, Isabel Margaret Lynch, Nellie Mahoney, Ruth Evelyn Manning, Matilda Foeth McDonald, Agnes Murphy McGovern, Mary McMahan, Lillian Forsberg Miller, Maud Amelia Mittern, Blanche Babbitt Moeller, Frances Donahue Molloy, Mina Walden Mullen, Lulu Muller, Mary Elizabeth Noel, Lillie May Nohowec, Mabel Dorothy O'Connell, Betty A. Peifer, Frances L. Phair, Anna Reisman, Julia White Robbins, Marion Flannery Savage, Gertrude Evelyn Sawyer, Margaret Faglon Schutt, Mae E. Shuttleworth, Ethel Lynwood Sickles, M. Grace Siegmann, Alice Clyde Stafford, Jeannette Gartland Sturla, May Agnes Sullivan, Lillian Browne Swanson, Dorothy Bradford Thomson, Irene M. Tynan, Rita Regan Wallis, Florence Kelley Walters, Irene Hallan Webb, Julia Woodroff Wheelock, Sally R. Wolf, Sarah Gibbon Yeoman, and Henrietta Yunker, all of New York;

Cooper Miller Correll, Willa Tritt Coward, Virginia Dockery Crow, Lassie Kelly Cunningham, Ethel Harwood Fuller, Estelle D. Gordon, Velma Moody Horne, Annie L. Londeree, Arabella Johnson Milligan, Rebecca Adams Nichols, Mary Allen Pearce, Kathleen Rogers Tate, and Edith Singer Weibel, all of North Carolina;

Neita Russell Christian, Evelyn Evans, Mary Pow Hartman, and Mae E. Hickey, all of Ohio;

Helen Jane Bringier and Bessie Hittle Groff, of Oklahoma;

Anna Lenz Seaton, and Evelyn B. Youngs, of Oregon;

Marie R. Ahern, Mary Kemp Anthony, Laura Anderson, Sue Rohland Arishoff, Lillian Young Armour, Minnetta Collies Bentz, Lillian LeVene Blackman, Maybelle M. Bond, Anna D. Boyle, Gertrude Margaret Bracken, Winifred Brooks, May McCormick Bullock, Emma Engel Bunte, Margaret Rebecca Burdell, Mary Gallagher Campbell, Margaret M. Collins, Mae McConnell Conlin, Mary E. Cross, Mrs. James Crumlish, Anna Maguire Culliton, Mary Cavanaugh Daly, Claire Dougherty Dever, Helen M. Devery, Anna Marie Devine, Elizabeth Gray Doran, Helen Dunne, Helen Coty Easterby, Anna Viola Edmonds, Dorothy Elma Evans, Florence Monberger Fedor, Sylvania Israel Garner, M. Cecilia Geiger, Gertrude White Gilkes, Fanny Goldscheider, Blanche Miller Grimes, Catherine Stanfield Gutenberger, Emily Hacker, Beatrice B. Hamer, Agnes E. Hamill, Marion Manahan Hammill, Claire V. Harkins, Bertha M. Harris, Mary English Harvey, Freda Forster Hawsey, Kathryn Johnston Hazzard, Charlotte King Hedden, Jane Orr Heilig, S. Elizabeth Holmes, Effie C. Innes, Sue Altemus Jones, Anna Elizabeth Jourdan, Marie A. Kelly, Marie V. Klase, Emma Edith Lapeus, Sophia Levin, Mary M. Long, Laura Harrison Love, Anna Elizabeth Magee, Helen Marshall, Esther Nichols Martin, Cecilia McHale, Elizabeth Marie McNamee, Anna J. Meara, Mary Burton Morris, Rosaline K. Moscony, Helen Hannigan Myers, Sara Myers, Florence Fischer Nicholson, Vesta Kaufman Niedt, Sylvania W. Oberholtzer, Anna Florence O'Connor, Constance O'Hara, Catharine G. O'Neill, Margaret Elizabeth Paul, Anne M. Perry, Cora Felter Phillips, Molly Dever Purcell, Mary A. Raith, Sara Ada Rice, Isabel E. Rosenfeldt, Anna M. Ross, Lillian White Schumacher, Prudence McCullin Sheperla, Rachel Emily Shultz, Aida Holz Skelly, Mabel Melville Slifer, Marjorie L. Slocum, Mary T. Smith, Caroline Steinbock, Mary M. Taylor, Agnes Finley Tieman, Ida Carver Townsend, Gertrude Martin Voigt, Katherine Frances Walsh, Mary Warren, Elsie E. Weaver, Amy Maria Weems, Annette Kirby Weirbach, Margaret Rowena Wellbank, Joanna Ferguson Wittman, and Elsie Richards Whitmore, all of Pennsylvania;

Jennie Carter Aldred, Elisabeth Louise Baxter, Lydia York Brown, Lylian Annette Callis, Lillie Reeves Campbell, Olive Mather Clark,

Incorporators—Con.

Theresa Margaret Dunphy, Helen MacDonald Garnett, Matilda Eglinton Grady, Dora Bucklin Helwig, Catherine Freeman Hunt, Monica Monaghan Keenan, Margaret Ruane McCartin, Effie Crowther Meeker, Mary Littlefield O'Mara, Jennie Cavanaugh Pepper, and Agnes Wheeler Smith, all of Rhode Island;

Bertha Avaunt Frischkorn, Sara Quinn Harrington, Rosa Wade Holland, Florence Idella Larasey, Mary Sinkler de Saussure McQueen, Ida Marie Stoesen, and Mamie Elizabeth Verdier, all of South Carolina;

Antonio Shuster Bungler, Sue Lou Rutledge Corbin, and Louisa Daniell Shepherd, all of Texas;

Esther Laubach, of Utah;

Nellie Leland Cutler and Minnie Bliss Sweetser, of Vermont;

Bertha Tyler Carwithen, Columbia Taylor Conway, Mary Anne Eike, Janet Rishell English, Dorothy Knight Fannon, Pauline Taylor Groves, Peggy Oakes Marable, Ethel Ward Montagne, Rose Nelson O'Hara, Anna Smith Reynolds, Josephine M. Senerchia, Maude Lois Smith, Mayme E. Smith, Mary Phillips Spiers, Margaret C. Thomas, and Ulla Rathbun Tracy, all of Virginia;

Sadie Conely Babcock, Margaret Powell Bidlake, Calla Layton Henly, Betty L. Reynolds, Emma Rogers Shriver, Lillian M. Squier, and Agnes Bell Williams, all of Washington;

Elsie Jane Beaty, Beulah Bess Carper, Ada Drown Childers, Mabelle W. Clinton, Alberta Herren Davis, Selma Price Deyo, Cora Byrnside Haynes, Mabel Claire Heslep, Hazel Hodge, Pauline Miller Howard, Tillie Haley Hull, Elizabeth Van Hoose Hurt, Helen Southworth Lanterman, Hope Parker Oesterle, Naoma Hawkes Parsons, Mary Louise Price, Kathaleen Dellinger Ridgley, and Wafie Calebaugh Robinson, all of West Virginia;

Mrs. Wallace A. Giffen, Laura V. Hall, Eleanor Walters Herd- rich, Ada Hosford, and Sophia Keller Ormond, all of Wisconsin;

Susan Barnes Turney, of Wyoming;

Wilhelmina Mezger Farvin Woofter, of Alaska;

Katherine Patee MacMillian, of Canada;

Rose O'Connell Shaefer, of China;

Laura Finnegan Cheatham, Margaret MacEachern Edwards, Marie Murray Grant, Lillian Cooper Harrington, and Julia Weber, all of Hawaii;

Purposes.

and their associates and successors are hereby created a body corporate and politic, in the District of Columbia, by the name of "The National Yoemen ¹ F", for patriotic, historical, and educational purposes; to foster and perpetuate the memory of the service of Yoemen ¹ (f) in the United States Naval Reserve Force of the United States Navy during the World War; to preserve the memories and incidents of their association in the World War by the encouragement of historical research concerning the service of Yoemen ¹ (f); by the promotion of celebrations of all patriotic anniversaries to cherish, maintain, and extend the institutions of American freedom; to foster true patriotism and love of country, and to aid in securing for mankind all the blessings of liberty.

Corporate powers.

SEC. 2. That said organization is authorized to hold real and personal estate in the United States so far only as may be necessary to its lawful ends, to an amount not exceeding \$50,000, and may adopt a constitution and bylaws not inconsistent with law, and may adopt a seal.

SEC. 3. That said organization shall report annually to the Secretary of the Smithsonian Institution concerning its proceedings, and said Secretary shall communicate to Congress such portions thereof as he may deem of national interest and importance. The regents

Annual report to
Smithsonian Institution.

¹ So in original.

of the Smithsonian Institution are authorized to permit said national organization to deposit its collections, manuscripts, books, pamphlets, and other material for history in the Smithsonian Institution or in the National Museum, at their discretion, upon such conditions and under such rules as they shall prescribe.

Approved, June 15, 1936.

[CHAPTER 547.]

AN ACT

To make provision for the care and treatment of members of the National Guard, Organized Reserves, Reserve Officers' Training Corps, and Citizens' Military Training Camps who are injured or contract disease while engaged in military training, and for other purposes.

June 15, 1936.
[S. 3394.]

[Public, No. 677.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That officers, warrant officers, and enlisted men of the National Guard who suffer personal injury or contract disease in line of duty while en route to or from or during their attendance at encampments, maneuvers, or other exercises, or at service schools, under the provisions of sections 94, 97, and 99 of the National Defense Act of June 3, 1916, as amended; members of the Officers' Reserve Corps and of the Enlisted Reserve Corps of the Army and members of the National Guard of the United States who suffer injury or contract disease in line of duty while on active duty under proper orders in time of peace; and persons hereinbefore described who may now be undergoing hospital treatment at Government expense for injuries so sustained; shall, under such regulations as the President may prescribe, be entitled, at Government expense, to such hospitalization, rehospitalization, medical and surgical care, in hospital and at their homes, as is necessary for the appropriate treatment of such injury or disease, until the disability resulting from such injury or disease cannot be materially improved by further hospitalization or treatment, and during the period of such hospitalization or rehospitalization, but not for more than an aggregate of six months after the termination of the prescribed tour of active duty or training in any case to the pay and allowances, whether in money or in kind, that they were entitled to receive at the time such injury was suffered or disease contracted, and to the necessary transportation incident to such hospitalization and rehospitalization and return to their homes when discharged from hospital; and for any period of hospitalization or rehospitalization when they are not entitled to pay and allowances under the preceding provision, they shall be entitled to subsistence at Government expense. Officers, warrant officers, and enlisted men of the National Guard who suffer personal injury (as distinguished from disease) in line of duty when participating in aerial flights prescribed under the provisions of section 92 of said National Defense Act as amended shall, under regulations prescribed as aforesaid, be entitled to the same hospitalization, rehospitalization, medical and surgical care, pay and allowances, and transportation, as if such injury had been suffered while in line of duty during their attendance at encampments, maneuvers, or other exercises, or service schools, under the aforementioned sections 94, 97, or 99 of the National Defense Act of June 3, 1916, as amended; and members of the Officers' Reserve Corps and Enlisted Reserve Corps of the Army who suffer personal injury (as distinguished from disease) in line of duty while voluntarily participating, when not on active duty, in aerial flights in Government-owned aircraft by proper authority as an incident to their military training, shall, under regulations prescribed as aforesaid, be entitled to the same hospitalization, rehospitalization, medical and surgical care, pay and allowances, and

National Guard, etc.
Care of sick and injured en route to, during, or returning from military training.

Vol. 39, p. 206; U. S. C., pp. 1435, 1440.

Benefits to include those now undergoing treatment.

Application of provision limited.

Subsistence.
Injuries incurred in aerial flights.
National Guard.

Vol. 39, p. 206; U. S. C., p. 1435.

Officers' Reserve Corps and Enlisted Reserve Corps, Army.

Reserve Officers' Training Corps. transportation as if such injury had been suffered while on active duty under proper orders. Members of the Reserve Officers' Training Corps and members of the Citizens' Military Training Camps who suffer personal injury or contract disease in line of duty while en route to or from and during their attendance at camps of instruction, under the provisions of section 47a or 47d of said National Defense Act, as amended, shall, under regulations prescribed as aforesaid, be entitled to hospitalization, rehospitalization, medical and surgical care, in hospital and at their homes, pay and allowances, transportation, and subsistence as in the case of persons hereinbefore described. If the death of any person mentioned herein occurs while he is on active duty, or undergoing training or hospital treatment contemplated by this section, the United States shall, under regulations prescribed as aforesaid, pay the necessary expenses for recovery of the body, its preparation for burial, including the use of such of the uniform and articles of clothing issued to him as may be required, interment (or cremation if requested by his relatives), and transportation of his remains, including round-trip transportation and subsistence of an escort, to his home or the place where he received orders for the period of training upon which engaged at the time of his death, or to such other place as his relatives may designate provided the distance to such other place be not greater than the distance to his home: *Provided*, That when the expenses of the recovery, preparation, and disposition of remains herein authorized, or any part thereof, are paid by individuals, such individuals may be reimbursed therefor at an amount not exceeding that allowed by the Government for such services. Section 6 of the Act of March 4, 1923, as amended by the Act of April 26, 1928 (45 Stat. 461), is hereby repealed: *Provided further*, That any person who, on the date of the approval of this Act, is receiving or entitled to receive the benefits provided by said section 6 of the Act of March 4, 1923, as amended, shall be entitled to the benefits of this Act in lieu thereof, and existing appropriations for carrying out the provisions of section 6 of said Act of March 4, 1923, as amended, shall be available for expenditures authorized by this Act.

Burial, etc., expenses.

Expenses of escort.

Provisos. Reimbursement to individuals.

Section repealed. Vol. 45, p. 461.

Beneficiaries not affected.

Funds available.

Approved, June 15, 1936.

[CHAPTER 548.]

AN ACT

June 15, 1936.
 [S. 3531.]
 [Public, No. 678.]

To amend the Act entitled "An Act for the control of floods on the Mississippi River and its tributaries and for other purposes", approved May 15, 1928.

Flood control, Mississippi River and tributaries; modification of original project.
 Vol. 45, p. 534.
 U. S. C., p. 1487.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the project for the control of floods of the Mississippi River and its tributaries, adopted by Public Act Numbered 391, approved May 15, 1928 (45 Stat. 534), Seventieth Congress, entitled "An Act for the control of floods on the Mississippi River and its tributaries, and for other purposes", is hereby modified in accordance with the recommendations of section 43 of the report submitted by the Chief of Engineers to the Chairman of the Committee on Flood Control, dated February 12, 1935, and printed in House Committee on Flood Control Document Numbered 1, Seventy-fourth Congress, first session, as hereinafter further modified and amended; and as so modified is hereby adopted and authorized and directed to be prosecuted under the direction of the Secretary of War and the supervision of the Chief of Engineers.

SEC. 2. That the Boeuf Floodway, authorized by the provisions adopted in the Flood Control Act of May 15, 1928, shall be abandoned as soon as the Eudora Floodway, provided for in Flood Control Committee Document Numbered 1, Seventy-fourth Congress, first session, is in operative condition and the back-protection levee recommended in said document, extending north from the head of the Eudora Floodway, shall have been constructed.

Abandonment of Boeuf Floodway upon completion of Eudora Floodway.

Back-protection levee.

SEC. 3. That the levees along the Mississippi River from the head of the Morganza Floodway to the head of the Atchafalaya River and down the east bank of the Atchafalaya River to intersection with the west protection levee of said Morganza Floodway shall be raised and enlarged to 1928 grade and section.

Levees on Mississippi River, from Morganza Floodway to head of Atchafalaya River, etc., improvements.

SEC. 4. That neither of the projects for the flood control of the Saint Francis River or the Yazoo River, hereby authorized, shall be undertaken until the States, or other qualified agencies, shall have furnished satisfactory assurances that they will undertake, without cost to the United States, all alterations of highways made necessary because of the construction of the authorized reservoirs, and meet all damages because of such highway alterations, and have agreed also to furnish without cost to the United States all lands and easements necessary to the construction of levees and drainage ditches constructed under this project: *Provided*, That the reservoirs for control of headwater flow of the Yazoo River system may be located by the Chief of Engineers, in his discretion: *And provided further*, That the Chief of Engineers may, in his discretion, substitute levees, floodways, or auxiliary channels, or any or all of them, for any or all of the seven detention reservoirs recommended in his report of February 12, 1935, for the control of floods of the Yazoo River: *And provided further*, That the Chief of Engineers, with the approval of the Secretary of War, may modify the project for the flood control of the Saint Francis River as recommended in said report, to include therein the construction of a detention reservoir for the reduction of floods, and the acquisition at the cost of the United States of all lands and flowage necessary to the construction of said reservoir except flowage of highways: *Provided further*, That the estimated cost to the United States of the project is not increased by reason of such detention reservoir.

Saint Francis and Yazoo Rivers, flood control.

Highway alterations due to reservoir construction; duties of States.

Proviso. Yazoo River headwaters, control.

Substitution of levees, etc., for detention reservoirs.

Saint Francis River, modification of project.

Cost restriction.

White River Levee project.

Rights reserved.

Proviso. Rights of way, easements, etc., to be provided without cost.

Discretionary use for emergency reservoir.

No Federal liability.

SEC. 5. The Chief of Engineers, under the supervision of the Secretary of War, shall at the expense of the United States Government construct a system of levees substantially in accordance with general plan shown on map designated as sheet numbered 1 entitled "Tributary Levee Location Survey—White River Levee District—Proposed Levee Location" accompanying report dated April 2, 1925, and filed in office of First and Second Mississippi River Commission Districts, Memphis, Tennessee. The Chief of Engineers shall have the right to alter, change, or modify said plan as to the grades and levee sections: *Provided, however*, That no work shall be commenced on the above-mentioned project until the State, levee boards, or other responsible local interests have given assurances satisfactory to the Secretary of War that they will (a) provide without cost to the United States all rights-of-way necessary for the construction of said project; (b) provide drainage facilities made necessary by construction of levees; (c) acquire and provide without cost to the United States all flowage and storage rights and easements over, upon, and across the lands and properties within the protected area in the event it becomes necessary in the judgment and discretion of the Secretary of War or the Chief of Engineers to use said area, or any part thereof, for an emergency reservoir; (d) hold and save the United States free from liability for damages on account of the use of said area for reservoir purposes during said emergency.

Drainage.

SEC. 6. That the United States shall provide the drainage made necessary by the construction of floodway levees included in the modified project.

Railroad and high-
way crossings over
floodways.
Locations.

SEC. 7. That the United States shall construct, at its own cost, one railroad and one highway crossing over the Eudora Floodway and not to exceed three railway and two highway crossings over the Morganza Floodway, and not to exceed one railway crossing (together with suitable physical connections therewith) and one highway crossing over the floodway west of the Atchafalaya River provided for in the modified project: *Provided*, That equitable agreements can be made with the railroad and highway authorities concerned and that the appropriate railroad or highway agencies agree to accept and maintain and operate these crossings without cost to the United States: *Provided further*, That the railroads crossing the Morganza and West Atchafalaya Floodways agree in consideration for the crossings constructed to waive all claims against the Government for any damages that may occur by reason of overflows in the Morganza and West Atchafalaya Floodways: *And provided further*, That other railway and highway damages shall be adjusted as provided for in section 12.

Provisos.
Maintenance, etc.,
after construction.

Damage claims.

SEC. 8. That, in addition to the construction by the United States of roads in connection with floodways as heretofore provided, the Federal Government may, in the discretion of the Chief of Engineers, and within the limits of available funds, construct additional roads to afford access to those portions of the levee lines not otherwise accessible.

Other railway and
highway damages.
Post, p. 1512.

Additional road con-
struction.

SEC. 8a. That no money appropriated under authority of this Act shall be expended on the construction of any reservoir project herein authorized until States, political subdivisions thereof, or other responsible local agencies have given assurances satisfactory to the Secretary of War that they will (a) provide without cost to the United States all lands, easements, and rights-of-way necessary for the construction of the project, except as otherwise provided herein; (b) hold and save the United States free from damages due to the construction works; (c) maintain and operate all the works after completion in accordance with regulations prescribed by the Secretary of War: *And provided*, That the construction of any dam authorized herein may be undertaken without delay when the dam site has been acquired and the assurances prescribed herein have been furnished, without awaiting the acquisition of the easements and rights-of-way required for the reservoir area: *And provided further*, That whenever expenditures for lands, easements, and rights-of-way by States, political subdivisions thereof, or responsible local agencies for any individual project or useful part thereof shall have exceeded the present estimated construction cost therefor, the local agency concerned may be reimbursed one-half of its excess expenditures over said estimated construction cost: *And provided further*, That when benefits of any project or useful part thereof accrue to lands and property outside of the State in which said project or part thereof is located, the Secretary of War may acquire the necessary lands, easements, and rights-of-way for said project or part thereof after he has received from the States, political subdivisions thereof, or responsible local agencies benefited the present estimated cost of said lands, easements, and rights-of-way, less one-half the amount by which the estimated cost of these lands, easements, and rights-of-way exceeds the estimated construction cost corresponding thereto: *And provided further*, That the Secretary of War shall determine the proportion of the present estimated cost of said lands, easements, and rights-of-way that each State, political subdivision

State contributions,
etc.
Provisions stipu-
lated.

Provisos.
Dam construction.

Reimbursement for
excess expenditures.

Benefits accruing
outside State where
project is located.

Proportion of cost to
be charged.

thereof, or responsible local agency should contribute in consideration for the benefits to be received by such agencies: *And provided further*, That whenever not less than 75 per centum of the benefits as estimated by the Secretary of War of any project or useful part thereof accrue to lands and property outside of the State in which said project or part thereof is located, provision (c) of this section shall not apply thereto; nothing herein shall impair or abridge the powers now existing in the Department of War with respect to navigable streams: *And provided further*, That nothing herein shall be construed to interfere with the completion of any reservoir or flood control work authorized by the Congress and now under way.

SEC. 9. The sum of \$15,000,000 is authorized to be appropriated as an emergency fund to be allocated by the Secretary of War on the recommendation of the Chief of Engineers in rescue work or in the repair or maintenance of any flood-control work on any tributary of the Mississippi River threatened or destroyed by flood heretofore or hereafter occurring: *Provided*, That the unexpended and unallotted balance of said sum, or so much thereof as may be necessary, may be allotted by the Secretary of War, on the recommendation of the Chief of Engineers, in the reimbursement of levee districts or others for expenditures heretofore incurred or made for the construction, repair, or maintenance of any flood-control work on any tributaries or outlets of the Mississippi River that may be threatened, impaired, or destroyed by the flood of 1927 or subsequent flood; and also in the construction, repair, or maintenance, and in the reimbursement of levee districts or others for the construction, repair, or maintenance of any flood-control work on any of the tributaries or outlets of the Mississippi River that may have been impaired, damaged, or destroyed by caving banks or that may be threatened or impaired by caving banks, of such tributaries, whether or not such caving has taken place during a flood stage: *Provided further*, That if the Chief of Engineers finds that it has been or will be necessary or advisable to change the location of any such flood-control work in order to provide the protection contemplated by this section, such change may be approved and authorized.

SEC. 10. After the Eudora Floodway shall have been constructed and is ready for operation, the fuse-plug levees now at the head of the Boeuf and Tensas Basins shall be constructed to the 1914 grade and the 1928 section. The fuse-plug levees at the head of the Atchafalaya Basin on the west side shall be constructed to the 1914 grade and the 1928 section. The fuse-plug levees at the head of the Atchafalaya Basin on the east side of the Atchafalaya River shall be constructed to the 1914 grade and 1928 section, and, after the Morganza Floodway has been completed, shall be raised to the 1928 grade as provided in section 3 of this Act. Thereafter those stretches of said levees which are left as fuse-plug levees shall be reconstructed and maintained as herein provided, subject to the provisions of section 3 of this Act. Any funds appropriated under authority of this Act may be expended for this purpose.

SEC. 11. That the back-protection levee north of the Eudora Floodway shall be constructed to the same grade and section as the levees opposite on the east side of the Mississippi River: *Provided*, That this levee extending from the head of the Eudora Floodway north to the Arkansas River shall be so located as to afford adequate space for the passage of flood waters without endangering the levees opposite on the east side of the river and shall be constructed contemporaneously with the construction of the Eudora Floodway; except that, until the Eudora Floodway is in operative condition, there shall be left in this back levee north of the head of the Eudora Floodway

Maintenance provisions inapplicable if 75 percent of benefits outside State.

Existing construction not affected.

Emergency fund authorized.

Proviso.
Allotment for reimbursing expenditures for flood control work, etc., of 1927 or since.

Damages caused by caving banks.

Change in location of projects authorized.

Fuse-plug levees. Modification of, at places designated.

Ante, p. 1509.

Funds available.

Back-protection levee construction north of Eudora Floodway.

Proviso.
Protecting levees on opposite side of river.

Openings for passage of flood waters.

openings which shall be sufficient, in the discretion of the Chief of Engineers, to permit the passage of all flood waters to be reasonably contemplated in the event of any break in the riverside fuse-plug levee prior to the time the Eudora Floodway shall be in operative condition.

SEC. 12. In order to facilitate the United States in the acquisition of flowage rights and rights-of-way for levee foundations, the Secretary of War is authorized to enter into agreements with the States or with local levee districts, boards, commissions, or other agencies for the acquisition and transfer to the United States of such flowage rights and levee rights-of-way, and for the reimbursement of such States or local levee districts, boards, commissions, or other agencies, for the cost thereof at prices previously agreed upon between the Secretary of War and the governing authority of such agencies, within the maximum limitations hereinafter prescribed: *Provided*, That no money appropriated under the authority of this Act shall be expended upon the construction of the Eudora Floodway, the Morganza Floodway, the back protection levee extending north from the Eudora Floodway, or the levees extending from the head of the Morganza Floodway to the head of and down the east bank of the Atchafalaya River to the intersection of said Morganza Floodway until 75 per centum of the value of the flowage rights and rights-of-way for levee foundations, as estimated by the Chief of Engineers, shall have been acquired or options or assurances satisfactory to the Chief of Engineers shall have been obtained for the Eudora Floodway, the Morganza Floodway, and the area lying between said back protection levee and the present front line levees: *Provided further*, That easements required in said areas in connection with roads and other public utilities owned by States or political subdivisions thereof shall be provided without cost to the United States upon the condition that the United States shall provide suitable crossings, including surfacing of like character, over floodway guide-line levees in said areas for all improved roads now constituting a part of the State highway system, and shall repair all damage done to said highways within the said floodways by the actual use of such floodways for diversion: *Provided further*, That when such portion of said rights as to all of said areas shall have been acquired or obtained and when said easements required in connection with roads and other public utilities owned by States or political subdivisions thereof have been provided as hereinabove set forth, construction of said flood-control works in said areas shall be undertaken according to the engineering recommendations of the Report of the Chief of Engineers dated February 12, 1935 (House Committee on Flood Control Document Numbered 1, Seventy-fourth Congress, first session), and the Secretary of War shall cause proceedings to be instituted for the condemnation of the remainder of said rights and easements, as are needed and cannot be secured by agreement, in accordance with section 4 of the Flood Control Act of May 15, 1928: *Provided further*, That in no event and under no circumstances shall any of the additional money appropriated under the authority of this Act be expended for the acquisition of said 75 per centum of the flowage rights and rights-of-way hereinabove contemplated in excess of \$20,000,000: *Provided further*, That the Chief of Engineers is authorized, out of the funds herein authorized to be appropriated, to purchase flowage easements over lands and properties in the floodway west of the Atchafalaya River and lying above the approximate latitude of Krotz Springs: *Provided further*, That none of such easements in said West Atchafalaya Floodway shall be purchased until options covering at least 75 per centum of the total value of

Flowage rights and rights-of-way; acquisition, compensation, etc.

Provisos.
Amount to be acquired before beginning construction.

Easements.

Construction.

Condemnation proceedings.

Vol. 45, p. 536.

Maximum expenditure.

Purchase of flowage easements, west of Atchafalaya River.

Options required.

such easements as estimated by the Chief of Engineers shall have been obtained at prices deemed reasonable by the Chief of Engineers and not exceeding in the aggregate \$2,250,000 for said 75 per centum of said easements with respect to the floodway west of the Atchafalaya River: *Provided further*, That easements required in said West Atchafalaya Floodway in connection with roads and other public utilities owned by States or other political subdivisions shall be provided without cost to the United States upon condition that the United States shall provide suitable crossings, including surfacing of like character, over floodway guide-line levees for all improved roads in said West Atchafalaya Floodway now constituting a part of the State highway system, and shall repair all damage done to said highways within said West Atchafalaya Floodway by the actual use of such floodway for diversion: *Provided further*, That no flowage easements shall be paid for by the United States over properties subject to frequent overflow in the Atchafalaya Basin below the approximate latitude of Krotz Springs: *Provided further*, That payment for rights-of-way, easements, and flowage rights acquired under this section, or reimbursement to the States or local interests furnishing them, shall be made as soon as the Chief of Engineers is satisfied that such rights-of-way, easements, or flowage rights have been acquired in conformity with local custom or legal procedure in such matters; and, thereafter, no liability of any kind shall attach to or rest upon the United States for any further damage by reason of diversions or flood waters: *And provided further*, That if the Secretary of Agriculture shall determine to acquire any of the properties within the floodways herein referred to, for national forests, wildlife refuges, or other purposes of his Department, the Secretary of War may, upon recommendation by the Chief of Engineers, in lieu of acquiring flowage rights, advance to or reimburse the said Secretary of Agriculture sums equal to those that would otherwise be used for the purchase of easements desired by the War Department and the Secretary of Agriculture is authorized to use these sums for the purpose of acquiring properties in the floodways in question.

Easements in connection with State roads, etc.

Construction of crossings; repair of damages, etc.

Easements over properties subject to overflow in Atchafalaya Basin.
Payments.

No Federal liability for flood damages.

Use of sums for acquiring land for national forests, etc.

SEC. 13. That \$272,000,000 is hereby authorized to be appropriated for the carrying out of the modified adopted project, and all unexpended balances of appropriations heretofore made for the prosecution of said flood-control project are hereby made available for the purposes of this Act.

Appropriation authorized.
Unexpended balances available.

SEC. 14. If any provision of this Act, or the application thereof, to any person or circumstances, is held invalid, the remainder of the Act, and the application of such provisions to other persons or circumstances, shall not be affected thereby.

Separability provision.

Approved, June 15, 1936.

[CHAPTER 549.]

AN ACT

Limiting the operation of sections 109 and 113 of the Criminal Code and section 190 of the Revised Statutes of the United States with respect to counsel in certain cases.

June 15, 1936.

[S. 3781.]

[Public, No. 679.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the employment of Angus D. MacLean as an attorney or counselor specially employed, retained, or appointed by the Attorney General or under authority of the Department of Justice to assist in the prosecution of the case pending in the Supreme Court of the United States entitled "The Sugar Institute, Incorporated, and others, appellants, against The United States of America" (docket numbered 268, October term,

Criminal Code.
Vol. 35, p. 1107;
U. S. C., pp. 734, 735.
R. S., sec. 190, p. 30.
Operation of designated sections limited with respect to counsel in certain cases.

1935), or the investigation and prosecution of any case pending either in the Federal or State courts, in the western district of North Carolina, involving lands owned or claimed by the Eastern Band of Cherokee Indians, or by the United States in their behalf, or other public lands owned or involved in litigation in such western district of North Carolina shall not be construed to be employment within the meaning of sections 109 and 113 of the Criminal Code of the United States, as amended (U. S. C., title 18, secs. 198 and 203), or section 190 of the Revised Statutes of the United States (U. S. C., title 5, sec. 99).

Approved, June 15, 1936.

[CHAPTER 550.]

AN ACT

To provide for the adjustment and settlement of certain claims for damages resulting from the operation of vessels of the Coast Guard and Public Health Service.

June 15, 1936.

[S. 3818.]

[Public, No. 680.]

Coast Guard and Public Health Service. Damages resulting from operation of vessels of. Adjustment and settlement of claims; limitation on amount.

Certification to Congress.

Provisos. Time limitation for presenting.

Acceptance deemed settlement in full.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury may consider, ascertain, adjust, and determine any claim accruing after the approval of this Act, on account of damages occasioned by collisions or incident to the operation of vessels of the United States Coast Guard or of the United States Public Health Service, and for which damage the said vessels shall be found to be responsible, and such amount as may be ascertained and determined to be due any claimant, not exceeding \$3,000 in any one case, shall be certified to Congress as a legal claim for payment out of appropriations that may be made by Congress therefor, together with a brief statement of the character of each claim, the amount claimed, and the amount allowed: *Provided*, That no claim shall be considered under this Act unless presented to the Secretary of the Treasury within one year from the date of the accrual of said claim: *Provided further*, That acceptance by any claimant of the amount determined to be due under the provisions of this Act shall be deemed to be in full and final settlement of such claim against the Government of the United States.

Approved, June 15, 1936.

[CHAPTER 551.]

AN ACT

To authorize the Secretary of War to set apart as a national cemetery certain lands of the United States Military Reservation of Fort Bliss, Texas.

June 15, 1936.

[S. 4265.]

[Public, No. 681.]

Fort Bliss, Tex. Portion of, authorized to be set aside as national cemetery.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to set aside in the United States Military Reservation of Fort Bliss, Texas, a plot of land which shall include the existing post cemetery with such boundaries as he may prescribe therefor as a national cemetery, which hereafter shall be cared for and maintained as a national cemetery under the laws relating to the same.

Approved, June 15, 1936.

[CHAPTER 552.]

AN ACT

Authorizing certain officers and enlisted men of the United States Army to accept such medals, orders, diplomas, decorations, and photographs as have been tendered them by foreign governments in appreciation of services rendered,

June 15, 1936.
[S. 4391.]
[Public, No. 682.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following-named officers and enlisted men of the United States Army are hereby authorized to accept such medals, orders, diplomas, decorations, and photographs as have been tendered them by foreign governments in appreciation of services rendered:

Army.
Acceptance of medals, etc., tendered to designated officers by foreign governments, authorized.

Major General George S. Simonds, Major General Thomas Q. Ashburn, Brigadier General Alfred T. Smith, Colonel Charles H. Morrow (posthumously), Lieutenant Colonel Joen E. Ardrey, Lieutenant Colonel David E. Cain, Lieutenant Colonel John A. Considine, Lieutenant Colonel Roland L. Gaugler, Lieutenant Colonel Hans R. W. Herwig, Lieutenant Colonel Dennis E. McCunniff, Lieutenant Colonel Troy H. Middleton, Lieutenant Colonel Lathe B. Row, Lieutenant Colonel Clinton W. Russell, Lieutenant Colonel Otis K. Sadtler, Lieutenant Colonel Clemens W. McMillan, Major Elbridge Colby, Major Charles H. Corlett, Major John A. Weeks, Captain Robert M. Eichelsdoerfer, Captain James H. Walker, and Lieutenant Taliesin Waters.

Approved, June 15, 1936.

[CHAPTER 553.]

AN ACT

To amend the Act entitled "An Act to insure adequate supplies of timber and other forest products for the people of the United States, to promote the full use for timber growing and other purposes of forest lands in the United States, including farm wood lots and those abandoned areas not suitable for agricultural production, and to secure the correlation and the most economical conduct of forest research in the Department of Agriculture, through research in reforestation, timber growing, protection, utilization, forest economics and related subjects, and for other purposes", approved May 22, 1928.

June 15, 1936.
[H. R. 8271.]
[Public, No. 683.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act of May 22, 1928 (45 Stat. 699; U. S. C., Supp. VII, title 16, sec. 581a), be, and the same is hereby, amended by adding thereto the following paragraph:

Great Plains Forest Experiment Station.
Vol. 45, p. 701.
U. S. C., p. 672.

"The Secretary of Agriculture is further authorized to establish and maintain a forest experiment station in the Great Plains and prairie States, to be known as the 'Great Plains Forest Experiment Station', and to acquire by purchase, condemnation, donation, or otherwise such real property or interest therein as in his judgment is required for the use of said station, including the making of necessary expenditures in examining, appraising, and surveying any such property and in doing all things incident to perfecting title thereto in the United States. There is authorized to be appropriated annually such additional sums as may be required for the purposes of this paragraph."

Establishment, etc.

Annual appropriation authorized.

Approved, June 15, 1936.

[CHAPTER 554.]

AN ACT

June 15, 1936.

[H. R. 9183.]

[Public, No. 684.]

To provide for the extension of the boundaries of the Hot Springs National Park in the State of Arkansas, and for other purposes.

Hot Springs National Park, Ark. Boundaries extended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the boundaries of the Hot Springs National Park in the State of Arkansas be, and the same are hereby, extended to include the following land, to wit: Lot 11, block 101; lot 5, block 185; lot 6, block 186; lots 5, 6, and 7, block 187; and lots 1, 2, 3, 6, and 15, block 188, United States Hot Springs Reservation, as surveyed, mapped, and plotted by the United States Hot Springs Commission, and any of such lands when acquired by the Secretary of the Interior on behalf of the United States shall be and remain a part of the Hot Springs National Park, subject to all laws and regulations applicable thereto: *Provided*, That the lands hereinabove described may be acquired within funds already appropriated and at a cost not to exceed \$15,000.

Proviso.
Purchase; cost limitation.

Approved, June 15, 1936.

[CHAPTER 555.]

JOINT RESOLUTION

June 15, 1936.

[S. J. Res. 267.]

[Pub. Res., No. 105.]

Authorizing the President to invite foreign countries to participate in the New York World's Fair 1939, Incorporated, in the city of New York during the year 1939.

New York World's Fair 1939, Incorporated. Preamble.

Whereas there is to be held at New York City during the year 1939 a world's fair, which has for its purpose the celebration of the one hundred and fiftieth anniversary of the inauguration of the first President of the United States of America and of the establishment of the national government in the city of New York; and

Whereas, because of its location and purpose, its scope and aims, said world's fair is deserving of the support and encouragement of the Government of the United States of America: Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States be, and he is hereby, authorized and respectfully requested by proclamation, or in such manner as he may deem proper, to invite foreign countries and nations to such proposed world's fair with a request that they participate therein.

Approved, June 15, 1936.

President requested to invite participation by foreign countries.

[CHAPTER 556.]

JOINT RESOLUTION

June 15, 1936.

[S. J. Res. 151.]

[Pub. Res., No. 106.]

Making provision for a national celebration of the bicentenary of the birth of Charles Carroll of Carrollton, wealthiest signer of the Declaration of Independence.

Bicentenary of birth of Charles Carroll of Carrollton. Preamble.

Whereas Charles Carroll of Carrollton during his lifetime of nearly a century rendered services of paramount importance to his country; and

Whereas on February 18, 1776, more than four months before the adoption of the Declaration of Independence, John Adams stated that "in the cause of American liberty, his zeal, fortitude, and perseverance¹ have been so conspicuous that he is said to be marked out for a peculiar vengeance by the friends of administration; but he continues to hazard his all, his immense fortune, the largest in America, and his life"; and

¹ So in original.

Whereas in signing the Declaration of Independence Charles Carroll of Carrollton pledged his life, his sacred honor, and the largest fortune in America to the success of the Revolution; and

Whereas the services rendered by Charles Carroll of Carrollton to the United States during the War of Independence, and in the subsequent struggle to preserve the Republic from disintegrating, which resulted in the adoption of the present Constitution, received the warm praise of his contemporaries, including the Father of his Country; and

Whereas Charles Carroll of Carrollton, as United States Senator from Maryland, played a foremost part in the organization of the Federal Government, under the Presidency of George Washington; and

Whereas for a period of fifty-six years following the signing of the Declaration of Independence Charles Carroll of Carrollton watched the progress of American Affairs with eager solicitude and labored unceasingly for the advancement of the Republic; and

Whereas Daniel Webster in an oration delivered at Faneuil Hall, Boston, on August 2, 1826, on the occasion of a civic tribute to Thomas Jefferson and John Adams, then recently deceased, paid eloquent homage to Charles Carroll of Carrollton, then the last of the signers, comparing him to a venerable oak "standing alone on the plain", hailing him as a "fortunate, distinguished patriot", and exhorting his hearers to "let him know that while we honor the dead we do not forget the living, and that there is not a heart here which does not fervently pray that Heaven may yet keep him back from the society of his companions"; and

Whereas in 1828, as a mark of national homage to Charles Carroll of Carrollton, Congress, by joint resolution, conferred upon him the franking privilege, Speaker Stevenson requesting him, in his official notification, to receive the honor "as a token of the distinguished respect and veneration which Congress entertains toward an early and devoted friend to liberty, and one who stood eminently forward in the purest and noblest band of patriots that the world has ever seen"; and

Whereas on November 15, 1832, the President of the United States, Andrew Jackson, voiced in feeling terms the tribute of the Republic to Charles Carroll of Carrollton, who had died on the preceding day, affirming that "no one estimated higher than I did his claims, whilst living, upon the gratitude and love of his country; none will cherish more sacredly his memory now that he is taken from us by the Great Disposer of the affairs of this world"; and

Whereas the bicentenary of the birth of Charles Carroll of Carrollton occurs on September 19, 1937; and

Whereas it is eminently proper and desirable that the United States should officially commemorate this event: Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States be, and he is hereby, authorized to appoint a body of five persons, to be designated "The Charles Carroll of Carrollton Bicentenary Commission", this Commission to be charged by him with the work of making adequate preparations for a national celebration of the bicentenary of the birth of Charles Carroll of Carrollton. There is hereby authorized to be appropriated, out of any moneys in the Treasury not otherwise appropriated, a sum not to exceed \$12,500, or the necessary part thereof, to carry out the provisions of this resolution.

"The Charles Carroll of Carrollton Bicentenary Commission"; appointment; duties.

Appropriation authorized.

Approved, June 15, 1936.

[CHAPTER 557.]

JOINT RESOLUTION

June 15, 1936.
[S. J. Res. 226.]
[Pub. Res., No. 107.]

Authorizing the President to invite foreign countries to participate in the San Francisco Bay Exposition in 1939 at San Francisco, California.

San Francisco Bay
Exposition, 1939.
Preamble.

Whereas there is to be held at San Francisco, California, during the year 1939 an international exposition which has for its purpose the celebration of the completion of the San Francisco-Oakland Bridge and the Golden Gate Bridge, and which is designed to depict and exhibit the progress and accomplishments of the Pacific area of the United States in science, industry, business, transportation, and culture, and which, because of its world character, will contribute to cordial relations among the nations of the world; and

Whereas, because of its location and purpose, its scope and aims, said exposition is deserving of the support and encouragement of the Government of the United States of America: Therefore be it

President requested
to invite participation
by foreign countries.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States be, and he is hereby, authorized and respectfully requested by proclamation, or in such manner as he may deem proper, to invite foreign countries and nations to such proposed exposition with a request that they participate therein.

Approved, June 15, 1936.

[CHAPTER 581.]

AN ACT

Amending the Shipping Act, 1916, as amended.

June 16, 1936.
[S. 3467.]
[Public, No. 685.]

Shipping Act of 1916,
amendment.
Vol. 39, p. 734.
U. S. C., p. 2057.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 16 of the Shipping Act, 1916, as amended (U. S. C., 1934 edition, title 46, section 815), is hereby amended to read as follows:

Unlawful acts by
shippers, etc.
Unfair devices to ob-
tain lower rates for
transportation.

SEC. 16. That it shall be unlawful for any shipper, consignor, consignee, forwarder, broker, or other person, or any officer, agent, or employee thereof, knowingly and willfully, directly or indirectly, by means of false billing, false classification, false weighing, false report of weight, or by any other unjust or unfair device or means to obtain or attempt to obtain transportation by water for property at less than the rates or charges which would otherwise be applicable.

Unlawful acts of car-
riers by water.

"That it shall be unlawful for any common carrier by water, or other person subject to this Act, either alone or in conjunction with any other person, directly or indirectly—

Preferences.

"First. To make or give any undue or unreasonable preference or advantage to any particular person, locality, or description of traffic in any respect whatsoever, or to subject any particular person, locality, or description of traffic to any undue or unreasonable prejudice or disadvantage in any respect whatsoever.

False billing, classi-
fication, weighing, etc.

"Second. To allow any person to obtain transportation for property at less than the regular rates or charges then established and enforced on the line of such carrier by means of false billing, false classification, false weighing, false report of weight, or by any other unjust or unfair device or means.

Inducing discrimi-
natory insurance rates.

"Third. To induce, persuade, or otherwise influence any marine insurance company or underwriter, or agent thereof, not to give a competing carrier by water as favorable a rate of insurance on vessel

or cargo, having due regard to the class of vessel or cargo, as is granted to such carrier or other person subject to this Act.

"Whoever violates any provision of this section shall be guilty of a misdemeanor punishable by a fine of not more than \$5,000 for each offense."

Penalty for violation.

Approved, June 16, 1936.

[CHAPTER 582.]

AN ACT

To amend the Federal Aid Highway Act, approved July 11, 1916, as amended and supplemented, and for other purposes.

June 16, 1936.
[H. R. 11687.]
[Public, No. 686.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of carrying out the provisions of the Act entitled "An Act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes", approved July 11, 1916, and all Acts amendatory thereof and supplementary thereto, there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the following sums, to be expended according to the provisions of such Act as amended: The sum of \$125,000,000 for the fiscal year ending June 30, 1938, and the sum of \$125,000,000 for the fiscal year ending June 30, 1939.

Federal Aid Highway Act of 1916, amendments. Vol. 39, p. 355; Vol. 42, pp. 212, 661; Vol. 46, p. 805. U. S. C., p. 969.

Sums authorized for fiscal years 1938 and 1939.

(a) All sums authorized in this section and apportioned to the States shall be available for expenditure for one year after the close of the fiscal year for which said sums, respectively, are authorized, and any sum remaining unexpended at the end of the period during which it is available for expenditure shall be reapportioned among the States as provided in section 21 of the Federal Highway Act of 1921 (42 Stat. 212).

Apportionment, availability, etc.

Use of unexpended balances.

(b) On or before January 1 of each year, the Secretary of Agriculture shall apportion among the several States, as provided in section 21 of the Federal Highway Act of 1921, the sums authorized for the fiscal year immediately following. When said apportionment has been made for any fiscal year, the State highway departments may submit projects to the Secretary of Agriculture for his approval. The Secretary of Agriculture shall act upon projects submitted to him under any such apportionment and his approval of any such project shall be deemed a contractual obligation of the Federal Government for the payment of its proportional contribution thereto: *Provided*, That projects approved under any apportionment before the beginning of the fiscal year for which such apportionment has been made may be contracted for by the States and construction thereon may be begun, but the total reimbursements to any State or Territory before the beginning of such fiscal year shall not exceed the total of all previous apportionments to such State or Territory.

Time for making apportionment. Vol. 42, p. 217.

Submission of State projects for approval.

Proriso. Approval and beginning of projects before beginning of fiscal year for which apportionment made.

(c) The term "highway" as defined in the Federal Highway Act, approved November 9, 1921, as amended and supplemented, shall be deemed to include such main parkways as may be designated by the State and approved by the Secretary of Agriculture as part of the Federal-aid highway system.

"Highway" defined. Vol. 42, p. 212.

(d) If within the fiscal years 1936 or 1937 the Secretary of Agriculture shall find with respect to any State that the proceeds of all special taxes on motor-vehicle transportation, as referred to in section 12 of the Act of June 18, 1934 (48 Stat. 993), are applied to highway purposes as defined in said section and shall further find that after having so applied such proceeds to such highway purposes other than construction there will be insufficient balance

Use of Federal funds without matching, in specified cases. Vol. 48, p. 995.

U. S. C., p. 969.

remaining for construction with which to match all, or any part, of the regular Federal-aid road funds apportioned to such State for either or both said years, respectively, in accordance with the provisions of the Federal Highway Act of 1921, as amended and supplemented, all, or such portion, of such apportionment as the State is unable to match shall be available for expenditure in such State in accordance with said Federal Highway Act without being matched by the State with State funds.

Forest highways, roads, and trails; amounts for 1938 and 1939.

SEC. 2. For the purpose of carrying out the provisions of section 23 of the Federal Highway Act of 1921 there is hereby authorized to be appropriated for forest highways, roads, and trails the following sums, to be available until expended in accordance with the provisions of said section 23: The sum of \$14,000,000 for the fiscal year ending June 30, 1938; the sum of \$14,000,000 for the fiscal year ending June 30, 1939: *Provided*, That one-third, but not less than \$3,000,000, of the appropriation made for any fiscal year for carrying out the provisions of said section 23 may hereafter be expended for the purposes enumerated in the first paragraph of clause (a) of said section 23: *And provided further*, That on or before January 1 of each year the Secretary of Agriculture shall apportion and prorate among the several States, Alaska, and Puerto Rico, as provided in said section 23, the sum authorized for the fiscal year immediately following and the Secretary of Agriculture is authorized to approve projects under any such apportionment, and to incur obligations or enter into contracts under his apportionment and prorating of the authorization, and his action in so doing shall be deemed a contractual obligation on the part of the Federal Government for the payment of the cost thereof.

Vol. 42, p. 218.

Provisos.
Primary, etc., roads.

Time for making apportionments.

Powers of Secretary of Agriculture.

SEC. 3. For the purpose of carrying out the provisions of section 3 of the Federal Highway Act of 1921, as amended June 24, 1930 (46 Stat. 805), there is hereby authorized to be appropriated for the survey, construction, reconstruction, and maintenance of main roads through unappropriated or unreserved public lands, nontaxable Indian lands, or other Federal reservations other than the forest reservations, the sum of \$2,500,000 for the fiscal year ending June 30, 1938, and the sum of \$2,500,000 for the fiscal year ending June 30, 1939, to remain available until expended.

Cooperative construction through Federal reservations, etc.

Amounts authorized.

National Park Service.

Roads, etc., in areas administered by.

Vol. 46, p. 1053.

Amounts authorized.

National parkways. Construction, maintenance, etc.

Amounts authorized.

Proviso.
Determination of location.

SEC. 4. For the construction, reconstruction, and improvement of roads and trails, inclusive of necessary bridges, in the national parks, monuments, and other areas administered by the National Park Service, including areas authorized to be established as national parks and monuments, and national park and monument approach roads authorized by the Act of January 31, 1931 (46 Stat. 1053), as amended, there is hereby authorized to be appropriated the sum of \$7,500,000 for the fiscal year ending June 30, 1938, and the sum of \$7,500,000 for the fiscal year ending June 30, 1939.

SEC. 5. For the construction and maintenance of parkways, to give access to national parks, and national monuments, or to become connecting sections of a national parkway plan, over lands to which title has been transferred to the United States by the States or by private individuals, there is hereby authorized to be appropriated the sum of \$10,000,000 for the fiscal year ending June 30, 1938, and the sum of \$10,000,000 for the fiscal year ending June 30, 1939: *Provided*, That the location of such parkways upon public lands, national forests, or other Federal reservations shall be determined by agreement between the department having jurisdiction over such lands and the National Park Service.

SEC. 6. For construction and improvement of Indian reservation roads under the provisions of the Act approved May 26, 1928 (45 Stat. 750), there is hereby authorized to be appropriated the sum of \$4,000,000 for the fiscal year ending June 30, 1938, and the sum of \$4,000,000 for the fiscal year ending June 30, 1939: *Provided*, That hereafter the location, type and design of all roads constructed under the provisions of said Act of May 26, 1928, shall be approved by the Bureau of Public Roads before any expenditures are made thereon, and all such construction done by contract shall be under the general supervision of said Bureau.

Indian reservation roads.
Construction, improvement, etc.
Vol. 45, p. 750.

Proviso.
Location, type, and design.

Contract work supervision.

Secondary or feeder roads.

Amounts authorized.

Proviso.
Application of funds.

SEC. 7. In addition to any other authorizations which have been made, there is hereby authorized to be appropriated to the several States to be apportioned and expended under the provisions of the Federal Highway Act of 1921, as amended and supplemented: The sum of \$25,000,000 for the fiscal year ending June 30, 1938; the sum of \$25,000,000 for the fiscal year ending June 30, 1939: *Provided*, That the sums herein authorized shall be applied to secondary or feeder roads, including farm-to-market roads, rural free delivery mail roads, and public-school bus routes.

Elimination of railroad grade crossings.

Apportionment.

Vol. 42, p. 217.

Basis of apportionment.

SEC. 8. For the elimination of hazards to life at railroad grade crossings, including the separation or protection of grades at crossings, the reconstruction of existing railroad grade-crossing structures, and the relocation of highways to eliminate grade crossings, there is hereby authorized to be appropriated, to be apportioned on or before the 1st day of January of each year preceding the fiscal year for which it is authorized among the several States (including the Territory of Hawaii and the District of Columbia) in accordance with the provisions of the Federal Highway Act of 1921, as amended and supplemented, except that such apportionment shall be one-half on population as shown by the latest decennial census, one-fourth on the mileage of the Federal-aid highway system as determined by the Secretary of Agriculture, and one-fourth on the railroad mileage as determined by the Interstate Commerce Commission, and to be expended in accordance with said Federal Highway Act, as amended and supplemented, except that no part of such funds apportioned to any State need be matched by the State: The sum of \$50,000,000 for the fiscal year ending June 30, 1938; the sum of \$50,000,000 for the fiscal year ending June 30, 1939: *Provided*, That no part of the appropriations hereafter made for the purpose of carrying out the provisions of the Federal Highway Act, or any Acts amendatory thereof or supplementary thereto, shall be approved for expenditure on any highway unless proper safety protective devices shall be installed or be in operation at any highway and railroad grade crossing or draw-bridge on that portion of the highway with respect to which such expenditures are to be made and said devices shall comply with the safety standards determined by the United States Bureau of Public Roads at that time as being adequate.

Matching not required.

Amounts authorized.

Proviso.
Adequate safety devices required.

SEC. 9. With the approval of the Secretary of Agriculture, not to exceed 1½ per centum of the amount apportioned for any year to any State under sections 1, 7, and 8 of this Act may be used for surveys, plans, engineering, and economic investigations of projects for future construction in such State, either on the Federal-aid highway system and extensions thereof or on secondary or feeder roads.

Engineering and economic surveys.

SEC. 10. (a) That all taxes levied by any State, Territory or the District of Columbia upon sales of gasoline and other motor vehicle fuels may be levied, in the same manner and to the same extent, upon such fuels when sold by or through post exchanges, ship

Gasoline, etc., taxes.
Levy extended to agencies on United States reservations; exception.

stores, ship service stores, commissaries, filling stations, licensed traders, and other similar agencies, located on United States military or other reservations, when such fuels are not for the exclusive use of the United States. Such taxes, so levied, shall be paid to the proper taxing authorities of the State, Territory or the District of Columbia, within whose borders the reservation affected may be located.

Collection of.

Report to be made.

(b) The officer in charge of such reservation shall, on or before the fifteenth day of each month, submit a written statement to the proper taxing authorities of the State, Territory or the District of Columbia within whose borders the reservation is located, showing the amount of such motor fuel not sold for the exclusive use of the United States during the preceding month.

Approved, June 16, 1936.

[CHAPTER 583.]

AN ACT

June 16, 1936.
[H. R. 7690.]
[Public, No. 687.]

To authorize the coinage of 50-cent pieces in commemoration of the two hundred and fiftieth anniversary of the founding of the city of Albany, New York.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the two hundred and fiftieth anniversary of the founding of the city of Albany, New York, there shall be coined at a mint of the United States to be designated by the Director of the Mint not to exceed twenty-five thousand silver 50-cent pieces of standard size, weight, and composition and of a special appropriate single design to be fixed by the Director of the Mint, with the approval of the Secretary of the Treasury, but the United States shall not be subject to the expense of making the necessary dies and other preparations for this coinage.

Albany, N. Y.
Coinage of 50-cent
pieces commemorating
founding of, author-
ized.

No Federal expense
for dies, etc.

Date, issue, etc.

Number.

Disposition.

SEC. 2. The coins herein authorized shall bear the date 1936, irrespective of the year in which they are minted or issued, shall be legal tender in any payment to the amount of their face value, and shall be issued only upon the request of a committee of not less than three persons duly authorized by the mayor of the city of Albany, New York, upon payment by it of the par value of such coins, but not less than twenty-five thousand such coins shall be issued to it at any one time and no such coins shall be issued after the expiration of one year after the date of enactment of this Act. Such coins may be disposed of at par or at a premium by such committee, and the net proceeds shall be used by it in defraying the expenses incidental and appropriate to the commemoration of such event.

SEC. 3. All laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of the same, regulating and guarding the process of coinage, providing for the purchase of material, and for the transportation, distribution, and redemption of coins, for the prevention of debasement or counterfeiting, for the security of the coins, or for any other purposes, whether such laws are penal or otherwise, shall, so far as applicable, apply to the coinage herein authorized.

Approved, June 16, 1936.

Coinage laws appli-
cable.

[CHAPTER 584.]

AN ACT

To authorize the coinage of 50-cent pieces in commemoration of the one hundredth anniversary of the founding of the city of Elgin, Illinois, and the erection of a heroic Pioneer Memorial.

June 16, 1936.
[H. R. 8234.]
[Public, No. 688.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the one-hundredth anniversary of the founding of the city of Elgin, Illinois, and the erection of the heroic Pioneer Memorial, there shall be coined at a mint of the United States, to be designated by the Director of the Mint, not to exceed twenty-five thousand silver 50-cent pieces of standard size, weight, and composition and of a special appropriate single design containing a replica of the "Pioneers", to be fixed by the Director of the Mint, with the approval of the Secretary of the Treasury, but the United States shall not be subject to the expense of making the necessary dies and other preparations for this coinage.

Elgin, Ill.
Coinage of 50-cent pieces commemorating founding of, etc., authorized.

No Federal expense for dies, etc.

SEC. 2. The coins herein authorized shall bear the date 1936, irrespective of the year in which they are minted or issued, shall be legal tender in any payment to the amount of their face value, and shall be issued only upon the request of the chairman of the coinage committee of the Elgin Centennial Monumental Committee, upon payment by him of the par value of such coins, but not less than twenty-five thousand such coins shall be issued to him at any one time and no such coins shall be issued after the expiration of one year after the date of enactment of this Act. Such coins may be disposed of at par or at a premium by such committee, and the net proceeds shall be used by it in defraying the expenses incidental and appropriate to the commemoration of such event.

Date, issue, etc.

Number.

Disposition.

SEC. 3. All laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of the same, regulating and guarding the process of coinage, providing for the purchase of material, and for the transportation, distribution, and redemption of coins, for the prevention of debasement or counterfeiting, for the security of the coins, or for any other purposes, whether such laws are penal or otherwise, shall, so far as applicable, apply to the coinage herein authorized.

Coinage laws applicable.

Approved, June 16, 1936.

[CHAPTER 585.]

AN ACT

Authorizing the appointment of an additional district judge for the eastern district of Pennsylvania.

June 16, 1936.
[H. R. 11072.]
[Public, No. 689.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States is authorized and directed, by and with the advice and consent of the Senate, to appoint an additional district judge of the District Court of the United States for the Eastern District of Pennsylvania, who shall possess the same powers, perform the same duties, and receive the same compensation as the present district judges of the said district.

United States courts.
Pennsylvania eastern judicial district.
Appointment of additional judge, authorized.

SEC. 2. That when a vacancy shall occur in the office of district judge for the eastern district of Pennsylvania, by the retirement, disqualification, resignation, or death of a district judge at present in commission, such vacancy shall not be filled, and thereafter there shall be but three district judges in the said district.

Vacancy not to be filled.

Number limited to three.

SEC. 3. That this Act shall take effect upon its approval by the President.

Effective date.

Approved, June 16, 1936.

[CHAPTER 586.]

AN ACT

To authorize the coinage of 50-cent pieces in commemoration of the seventy-fifth anniversary of the Battle of Gettysburg.

June 16, 1936.
[H. R. 11533.]
[Public, No. 690.]

Battle of Gettysburg.
Coinage of 50-cent
pieces commemorating
75th anniversary of,
authorized.

No Federal expense
for dies, etc.

Date, issue, etc.

Number.

Disposition.

Coinage laws appli-
cable.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the seventy-fifth anniversary of the Battle of Gettysburg, there shall be coined at a mint of the United States to be designated by the Director of the Mint not to exceed fifty thousand silver 50-cent pieces of standard size, weight, and composition and of a special appropriate single design to be fixed by the Director of the Mint, with the approval of the Secretary of the Treasury, but the United States shall not be subject to the expense of making the necessary dies and other preparations for this coinage.

SEC. 2. The coins herein authorized shall bear the date 1936, irrespective of the year in which they are minted or issued, shall be legal tender in any payment to the amount of their face value, and shall be issued only upon the request of a committee of not less than eight persons duly authorized by the Governor of the State of Pennsylvania, upon payment by it of the par value of such coins, but not less than twenty-five thousand such coins shall be issued to it at any one time and no such coins shall be issued after the expiration of one year after the date of the enactment of this Act. Such coins may be disposed of at par or at a premium by such committee, and the net proceeds shall be used by it in defraying the expenses incidental and appropriate to the commemoration of such event.

SEC. 3. All laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of the same, regulating and guarding the process of coinage, providing for the purchase of material, and for the transportation, distribution, and redemption of coins, for the prevention of debasement or counterfeiting, for the security of the coins, or for any other purposes, whether such laws are penal or otherwise, shall, so far as applicable, apply to the coinage herein authorized.

Approved, June 16, 1936.

[CHAPTER 587.]

AN ACT

To increase the efficiency of the Air Corps.

June 16, 1936.
[H. R. 11920.]
[Public, No. 691.]

Army Air Corps.
Active duty for Reserve
officers, authorized;
number; period of
service.

Compensation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President be, and he is hereby, authorized to call to active duty, with their consent, for periods of not more than five years, such number of Army Air Corps Reserve officers as he may deem necessary, not to exceed one thousand three hundred and fifty.

SEC. 2. Upon the termination of such a period of active duty of not less than three years in duration, such Air Corps Reserve officers shall be paid a lump sum of \$500, which sum shall be addition to any pay and allowances which they may otherwise be entitled to receive.

SEC. 3. The sixth proviso of section 2, Act of July 2, 1926 (44 Stat. L. 781), is hereby amended by striking out the words "Whenever used in this Act a flying officer in time of peace is defined as one who has received an aeronautical rating as a pilot of service types of aircraft", and by substituting in lieu thereof the following: "A flying officer in time of peace is defined as one who has received an aeronautical rating as a pilot of service types of aircraft or one who

"Flying officer in
time of peace" defined.
Vol. 44, p. 781; U. S.
C., p. 242.

has received an aeronautical rating as an aircraft observer: *Provided*, That in time of peace no one may be rated as an aircraft observer unless he has previously qualified as a pilot: *Provided further*, That any officer rated as an aircraft observer in time of war must subsequently qualify as a pilot before he can qualify as an observer in time of peace following such war."

SEC. 4. The President is authorized to appoint, by and with the advice and consent of the Senate, to temporary rank in the grades of colonel, lieutenant colonel, and major, without vacating their permanent commissions, such numbers of officers of the Regular Army Air Corps as the Secretary of War, from time to time, may determine as necessary to meet the administrative, tactical, technical, and training needs of the Air Corps; the then resulting numbers in each grade, permanent and temporary, to be further increased by 5 per centum to meet the additional needs of the War Department for Air Corps officers: *Provided*, That such temporary appointments shall be made in order of seniority of the appointees in each grade in accordance with their standing on the relative rank list of Air Corps officers in their permanent grade, and such temporary appointments may be vacated at any time upon the recommendation of the Secretary of War: *Provided further*, That when an officer holding a temporary appointment under the provisions of this section becomes entitled to permanent promotion his temporary appointment shall be vacated: *Provided further*, That all Air Corps officers temporarily advanced in grade take rank in the grade to which temporarily advanced after officers holding such grade through permanent appointment, and among themselves in the order in which they stand on the relative rank list of Air Corps officers in their permanent grade: *Provided further*, That Air Corps officers temporarily appointed under the provisions of this Act shall be entitled to the pay, flying pay, and allowances pertaining to the grade to which temporarily appointed: *And provided further*, That no officer holding temporary rank under the provisions of this Act shall be eligible to command outside his own corps except by seniority under his permanent commission.

SEC. 5. The President is hereby authorized, by and with the advice and consent of the Senate, to appoint to temporary rank from among the permanent colonels and lieutenant colonels of the Air Corps who are "flying officers" as defined herein, or as may hereafter be defined, a commanding general of the General Headquarters Air Force with the rank of major general, and such number of wing commanders with the rank of brigadier general as may be determined by the President. Officers temporarily appointed under the provisions of this section shall hold such temporary appointments until relieved from such commands by order of the President. Such temporary appointments shall not vacate the permanent commissions of the appointees nor create vacancies in the grades in which they are permanently commissioned: *Provided*, That the provisions of this section shall not be construed to exclude the assignment to Air Corps tactical or other appropriate commands of qualified permanent general officers of the line who are "flying officers" as defined herein, or as may hereafter be defined.

SEC. 6. Such laws and parts of laws as may be inconsistent with the foregoing are hereby repealed.

Approved, June 16, 1936.

Provisos.
Aircraft observer; qualification in peace time.
Wartime observer; qualification in peace time.

Appointments to temporary rank in grades of colonel, lieutenant colonel, and major, authorized.

Provisos.
Seniority provision.

Temporary status vacated on receiving permanent appointment.

Precedence in rank.

Pay, flying pay, and allowances.

Eligibility to command outside own corps.

Commanding general of General Headquarters Air Force.
Appointment, rank.

Wing commanders; rank.

Tenure, etc.

Proviso.
Assignment of qualified permanent general officers.

Inconsistent laws, etc., repealed.

[CHAPTER 592.]

AN ACT

June 19, 1936.

[H. R. 8442.]

[Public, No. 692.]

To amend section 2 of the Act entitled "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes", approved October 15, 1914, as amended (U. S. C., title 15, sec. 13), and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act entitled "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes", approved October 15, 1914, as amended (U. S. C., title 15, sec. 13), is amended to read as follows:

Antitrust Act of 1914,
amendment.
Vol. 38, p. 730.
U. S. C., p. 510.

Discriminations in
price between different
purchasers.

Lessening, etc., com-
petition.

Provisos.
Differentials.

Quantity limits.

Selection of custom-
ers.

Price changes.

Hearing on com-
plaint.

Burden of proof.

Proviso.
Lower price made in
good faith to meet com-
petition.

"SEC. 2. (a) That it shall be unlawful for any person engaged in commerce, in the course of such commerce, either directly or indirectly, to discriminate in price between different purchasers of commodities of like grade and quality, where either or any of the purchases involved in such discrimination are in commerce, where such commodities are sold for use, consumption, or resale within the United States or any Territory thereof or the District of Columbia or any insular possession or other place under the jurisdiction of the United States, and where the effect of such discrimination may be substantially to lessen competition or tend to create a monopoly in any line of commerce, or to injure, destroy, or prevent competition with any person who either grants or knowingly receives the benefit of such discrimination, or with customers of either of them: *Provided*, That nothing herein contained shall prevent differentials which make only due allowance for differences in the cost of manufacture, sale, or delivery resulting from the differing methods or quantities in which such commodities are to such purchasers sold or delivered: *Provided, however*, That the Federal Trade Commission may, after due investigation and hearing to all interested parties, fix and establish quantity limits, and revise the same as it finds necessary, as to particular commodities or classes of commodities, where it finds that available purchasers in greater quantities are so few as to render differentials on account thereof unjustly discriminatory or promotive of monopoly in any line of commerce; and the foregoing shall then not be construed to permit differentials based on differences in quantities greater than those so fixed and established: *And provided further*, That nothing herein contained shall prevent persons engaged in selling goods, wares, or merchandise in commerce from selecting their own customers in bona fide transactions and not in restraint of trade: *And provided further*, That nothing herein contained shall prevent price changes from time to time where in response to changing conditions affecting the market for or the marketability of the goods concerned, such as but not limited to actual or imminent deterioration of perishable goods, obsolescence of seasonal goods, distress sales under court process, or sales in good faith in discontinuance of business in the goods concerned.

"(b) Upon proof being made, at any hearing on a complaint under this section, that there has been discrimination in price or services or facilities furnished, the burden of rebutting the prima facie case thus made by showing justification shall be upon the person charged with a violation of this section, and unless justification shall be affirmatively shown, the Commission is authorized to issue an order terminating the discrimination: *Provided, however*, That nothing herein contained shall prevent a seller rebutting the prima facie case thus made by showing that his lower price or the furnishing of services or facilities to any purchaser or purchasers was made in good faith to meet an equally low price of a competitor, or the services or facilities furnished by a competitor.

“(c) That it shall be unlawful for any person engaged in commerce, in the course of such commerce, to pay or grant, or to receive or accept, anything of value as a commission, brokerage, or other compensation, or any allowance or discount in lieu thereof, except for services rendered in connection with the sale or purchase of goods, wares, or merchandise, either to the other party to such transaction or to an agent, representative, or other intermediary therein where such intermediary is acting in fact for or in behalf, or is subject to the direct or indirect control, of any party to such transaction other than the person by whom such compensation is so granted or paid.

Brokerage, etc., payments.

Payment for services rendered.

“(d) That it shall be unlawful for any person engaged in commerce to pay or contract for the payment of anything of value to or for the benefit of a customer of such person in the course of such commerce as compensation or in consideration for any services or facilities furnished by or through such customer in connection with the processing, handling, sale, or offering for sale of any products or commodities manufactured, sold, or offered for sale by such person, unless such payment or consideration is available on proportionally equal terms to all other customers competing in the distribution of such products or commodities.

Discriminatory payments by seller to buyer for services, etc.

“(e) That it shall be unlawful for any person to discriminate in favor of one purchaser against another purchaser or purchasers of a commodity bought for resale, with or without processing, by contracting to furnish or furnishing, or by contributing to the furnishing of, any services or facilities connected with the processing, handling, sale, or offering for sale of such commodity so purchased upon terms not accorded to all purchasers on proportionally equal terms.

Furnishing services or facilities by seller to a buyer upon terms not accorded to all buyers.

“(f) That it shall be unlawful for any person engaged in commerce, in the course of such commerce, knowingly to induce or receive a discrimination in price which is prohibited by this section.”

Inducing or receiving discrimination in price.

SEC. 2. That nothing herein contained shall affect rights of action arising, or litigation pending, or orders of the Federal Trade Commission issued and in effect or pending on review, based on section 2 of said Act of October 15, 1914, prior to the effective date of this amendatory Act: *Provided*, That where, prior to the effective date of this amendatory Act, the Federal Trade Commission has issued an order requiring any person to cease and desist from a violation of section 2 of said Act of October 15, 1914, and such order is pending on review or is in effect, either as issued or as affirmed or modified by a court of competent jurisdiction, and the Commission shall have reason to believe that such person has committed, used or carried on, since the effective date of this amendatory Act, or is committing, using or carrying on, any act, practice or method in violation of any of the provisions of said section 2 as amended by this Act, it may reopen such original proceeding and may issue and serve upon such person its complaint, supplementary to the original complaint, stating its charges in that respect. Thereupon the same proceedings shall be had upon such supplementary complaint as provided in section 11 of said Act of October 15, 1914. If upon such hearing the Commission shall be of the opinion that any act, practice, or method charged in said supplementary complaint has been committed, used, or carried on since the effective date of this amendatory Act, or is being committed, used or carried on, in violation of said section 2 as amended by this Act, it shall make a report in writing in which it shall state its findings as to the facts and shall issue and serve upon such person its order modifying or amending

Pending litigation, etc. Vol. 38, p. 730.

Proviso. Pending orders of Federal Trade Commission.

Proceedings where violations committed.

Report of findings.

Review and enforcement of Commission's orders.

Vol. 38, p. 734; Vol. 48, p. 1102.

Discounts, rebates, allowances, advertising service charges.

Sales, etc., at discriminatory prices to destroy competition.

Penalty for violation.

Cooperative associations.

its original order to include any additional violations of law so found. Thereafter the provisions of section 11 of said Act of October 15, 1914, as to review and enforcement of orders of the Commission shall in all things apply to such modified or amended order. If upon review as provided in said section 11 the court shall set aside such modified or amended order, the original order shall not be affected thereby, but it shall be and remain in force and effect as fully and to the same extent as if such supplementary proceedings had not been taken.

SEC. 3. It shall be unlawful for any person engaged in commerce, in the course of such commerce, to be a party to, or assist in, any transaction of sale, or contract to sell, which discriminates to his knowledge against competitors of the purchaser, in that, any discount, rebate, allowance, or advertising service charge is granted to the purchaser over and above any discount, rebate, allowance, or advertising service charge available at the time of such transaction to said competitors in respect of a sale of goods of like grade, quality, and quantity; to sell, or contract to sell, goods in any part of the United States at prices lower than those exacted by said person elsewhere in the United States for the purpose of destroying competition, or eliminating a competitor in such part of the United States; or, to sell, or contract to sell, goods at unreasonably low prices for the purpose of destroying competition or eliminating a competitor.

Any person violating any of the provisions of this section shall, upon conviction thereof, be fined not more than \$5,000 or imprisoned not more than one year, or both.

SEC. 4. Nothing in this Act shall prevent a cooperative association from returning to its members, producers, or consumers the whole, or any part of, the net earnings or surplus resulting from its trading operations, in proportion to their purchases or sales from, to, or through the association.

Approved, June 19, 1936.

[CHAPTER 593.]

AN ACT

To consolidate the Indian pueblos of Jemez and Pecos, New Mexico.

June 19, 1936.
[H. R. 12074.]
[Public, No. 693.]

Jemez and Pecos pueblos, N. Mex. Consolidation into Pueblo de Jemez.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Pueblo Indian tribes of New Mexico, commonly known and referred to as the Pueblo de Jemez and Pueblo de Pecos, be, and they are hereby, consolidated and merged into one tribe hereafter to be known as the Pueblo de Jemez.

Property, etc., held by either to be vested in consolidated tribe.

SEC. 2. That all property, real or personal, rights, titles, interests, claims, or demands of whatsoever kind or nature, now held or claimed by either of said tribes, or communities shall be, and hereby are, vested in the consolidated tribe.

Use of funds of either tribe.

SEC. 3. That the unexpended balance of any funds heretofore awarded to, appropriated for, or hereafter to be appropriated by Congress for the use or benefit of either of said tribes or pueblos referred to shall be held for and applied to the use and benefit of said consolidated and merged tribe or pueblo, known as Pueblo de Jemez, subject to all limitations or restrictions now applicable to said funds.

Approved, June 19, 1936.

[CHAPTER 594.]

AN ACT

To effectuate certain provisions of the International Convention for the Protection of Industrial Property as revised at The Hague on November 6, 1925.

June 19, 1936.
[S. 1795.]

[Public, No. 694.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4887 of the Revised Statutes (U. S. C., title 35, sec. 32) be amended to read as follows:

Patents.
R. S., sec. 4887, p. 946; U. S. C., p. 1595.

"No person otherwise entitled thereto shall be debarred from receiving a patent for his invention or discovery, nor shall any patent be declared invalid by reason of its having been first patented or caused to be patented by the inventor or his legal representatives or assigns in a foreign country, unless the application for said foreign patent was filed more than twelve months, in cases within the provisions of section 4886 of the Revised Statutes, and six months in cases of designs, prior to the filing of the application in this country, in which case no patent shall be granted in this country.

Inventions, etc., previously patented abroad.

R. S., sec. 4886, p. 946; U. S. C., p. 1595.

"An application for patent for an invention or discovery or for a design filed in this country by any person who has previously regularly filed an application for a patent for the same invention, discovery, or design in a foreign country which, by treaty, convention, or law, affords similar privileges to citizens of the United States shall have the same force and effect as the same application would have if filed in this country on the date on which the application for patent for the same invention, discovery, or design was first filed in such foreign country: *Provided*, That the application in this country is filed within twelve months in cases within the provisions of section 4886 of the Revised Statutes, and within six months in cases of designs, from the earliest date on which any such foreign application was filed. But no patent shall be granted on an application for patent for an invention or discovery or a design which had been patented or described in a printed publication in this or any foreign country more than two years before the date of the actual filing of the application in this country, or which had been in public use or on sale in this country for more than two years prior to such filing."

Application filed in this country previously filed in a foreign country granting reciprocal privileges.

Proviso.
Inventions patentable; time limitation.
Designs.
R. S., sec. 4886, p. 946; U. S. C., p. 1595.
Exception.

Approved, June 19, 1936.

[CHAPTER 595.]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Missouri River at or near Brownville, Nebraska.

June 19, 1936.
[S. 4461.]

[Public, No. 695.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of the bridge across the Missouri River, at or near Brownville, Nebraska, authorized to be built by the county of Atchison, State of Missouri, and the county of Nemaha, State of Nebraska, singly or jointly, by section 18 of the Act of Congress approved August 30, 1935, are hereby extended one and three years, respectively, from the date of approval hereof.

Missouri River.
Time extended for bridging, at Brownville, Nebr.

Act, p. 1068.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, June 19, 1936.

[CHAPTER 596.]

AN ACT

June 19, 1936.
[S. 4462.]
[Public, No. 696.]

To extend the times for commencing and completing the construction of a bridge across the Missouri River between the towns of Decatur, Nebraska, and Onawa, Iowa.

Missouri River.
Time extended for
bridging, Decatur,
Nebr., to Onawa, Iowa.

Ante, p. 1072.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of the bridge across the Missouri River, between the towns of Decatur, Nebraska, and Onawa, Iowa, authorized to be built by the county of Burt, State of Nebraska, by section 29 of the Act of Congress approved August 30, 1935, are hereby extended one and three years, respectively, from August 30, 1936.

Amendment.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 19, 1936.

[CHAPTER 597.]

AN ACT

June 19, 1936.
[S. 4463.]
[Public, No. 697.]

To extend the times for commencing and completing the construction of a bridge across the Missouri River at or near the cities of South Sioux City, Nebraska, and Sioux City, Iowa.

Missouri River.
Time extended for
bridging, near South
Sioux City, Nebr., and
Sioux City, Iowa.

Ante, p. 1073.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of the bridge across the Missouri River, at or near the cities of South Sioux City, Nebraska, and Sioux City, Iowa, authorized to be built by the county of Dakota, State of Nebraska, by section 30 of the Act of Congress approved August 30, 1935, are hereby extended one and three years, respectively, from the date of approval hereof.

Amendment.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 19, 1936.

[CHAPTER 598.]

AN ACT

June 19, 1936.
[S. 4618.]
[Public, No. 698.]

Granting the consent of Congress to the Louisiana Highway Commission to construct, maintain, and operate a free or toll highway bridge, or a railway bridge in combination with a free or toll highway bridge, and approaches thereto across the Mississippi River at or near Baton Rouge, Louisiana.

Mississippi River.
Louisiana may
bridge, at Baton
Rouge.

Construction.
Vol. 34, p. 84.
U. S. C., p. 1474.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the Louisiana Highway Commission, an administrative body created and acting under the constitution and laws of the State of Louisiana, to construct, maintain, and operate a free or toll highway bridge, or a railway bridge in combination with a free or toll highway bridge, and approaches thereto across the Mississippi River, at a point suitable to the interests of navigation, at or near Baton Rouge, in the State of Louisiana, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Rates of toll applied
for operation, sinking
fund, etc.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its approaches, including reasonable interest and financing cost, as soon

as possible under reasonable charges, but within a period of not to exceed twenty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

SEC. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 19, 1936.

Maintenance as free bridge after amortizing costs, etc.

Record of expenditures and receipts.

Amendment.

[CHAPTER 599.]

AN ACT

Authorizing the State of Wisconsin to construct, maintain, and operate a free highway bridge across the Mississippi River at or near La Crosse, La Crosse County, Wisconsin.

June 19, 1936.

[S. 4680.]

[Public, No. 690.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to facilitate interstate commerce, improve the postal service, and provide for military and other purposes, the State of Wisconsin be, and is hereby, authorized to construct, maintain, and operate a free highway bridge and approaches thereto across the Mississippi River, at a point suitable to the interests of navigation, at or near La Crosse, La Crosse County, Wisconsin, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Mississippi River. Wisconsin may bridge, at La Crosse.

Construction. Vol. 34, p. 84. U. S. C., p. 1474.

SEC. 2. There is hereby conferred upon the State of Wisconsin all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property needed for the location, construction, operation, and maintenance of such bridge and its approaches as are possessed by railroad corporations for railroad purposes or by bridge corporations for bridge purposes in the State in which real estate or other property is situated, upon making just compensation therefor, to be ascertained and paid according to the laws of such State, and the proceedings therefor shall be the same as in the condemnation or expropriation of property for public purposes in such State.

Acquisition of approaches, etc.

SEC. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, June 19, 1936.

[CHAPTER 600.]

AN ACT

Authorizing the Interstate Bridge Commission of the State of New York and the Commonwealth of Pennsylvania to reconstruct, maintain, and operate a free highway bridge across the Delaware River between points in the village of Barryville, Sullivan County, New York, and the village of Shohola, Pike County, Pennsylvania.

June 19, 1936.

[S. 4709.]

[Public, No. 700.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to facilitate interstate commerce, improve the postal service, and provide for military and other purposes, the Interstate Bridge Commission of the State of New York and the Commonwealth of Pennsylvania be, and is hereby, authorized to reconstruct, maintain, and

Delaware River. Construction of bridge authorized across, from Barryville, N. Y., to Shohola, Pa.

Construction.
Vol. 34, p. 84.
U. S. C., p. 1474.

Acquisition of ap-
proaches, etc.

operate a free highway bridge and approaches thereto across the Delaware River between points in the village of Barryville, Sullivan County, New York, and the village of Shohola, Pike County, Pennsylvania, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

SEC. 2. There is hereby conferred upon the Interstate Bridge Commission of the State of New York and the Commonwealth of Pennsylvania all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property needed for the location, construction, operation, and maintenance of such bridge and its approaches as are possessed by railroad corporations for railroad purposes or by bridge corporations for bridge purposes in the State in which real estate or other property is situated, upon making just compensation therefor, to be ascertained and paid according to the laws of such State, and the proceedings therefor shall be the same as in the condemnation or expropriation of property for public purposes in such State.

Amendment.

SEC. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 19, 1936.

[CHAPTER 601.]

AN ACT

June 19, 1936.

[S. 4710.]

[Public, No. 701.]

Authorizing the Interstate Bridge Commission of the State of New York and the Commonwealth of Pennsylvania to reconstruct, maintain, and operate a free highway bridge across the West Branch of the Delaware River between a point in the vicinity of the village of Hancock, Delaware County, New York, and a point in the town of Buckingham, Wayne County, Pennsylvania.

Delaware River.
Construction of
bridge authorized
across West Branch,
from Hancock, N. Y.,
to Buckingham, Pa.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to facilitate interstate commerce, improve the postal service, and provide for military and other purposes, the Interstate Bridge Commission of the State of New York and the Commonwealth of Pennsylvania be, and is hereby, authorized to reconstruct, maintain, and operate a free highway bridge and approaches thereto across the West Branch of the Delaware River, at a point suitable to the interests of navigation, at or near the vicinity of Hancock, Delaware County, New York, and a point in the town of Buckingham, Wayne County, Pennsylvania, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Construction.
Vol. 34, p. 84.
U. S. C., p. 1474.

Acquisition of ap-
proaches, etc.

SEC. 2. There is hereby conferred upon the Interstate Bridge Commission of the State of New York and the Commonwealth of Pennsylvania all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property needed for the location, construction, operation, and maintenance of such bridge and its approaches as are possessed by railroad corporations for railroad purposes or by bridge corporations for bridge purposes in the State in which real estate or other property is situated, upon making just compensation therefor, to be ascertained and paid according to the laws of such State, and the proceedings therefor shall be the same as in the condemnation or expropriation of property for public purposes in such State.

Amendment.

SEC. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 19, 1936.

[CHAPTER 602.]

AN ACT

To amend the Act known as the "Perishable Agricultural Commodities Act, 1930", approved June 10, 1930, as amended.

June 19, 1936.
[H. R. 8759.]
[Public, No. 702.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph 4 of section 2 of the Perishable Agricultural Commodities Act of 1930, as amended, is hereby amended to read as follows:

"(4) For any commission merchant, dealer, or broker to make, for a fraudulent purpose, any false or misleading statement in connection with any transaction involving any perishable agricultural commodity which is received in interstate or foreign commerce by such commission merchant, or bought or sold, or contracted to be bought, sold, or consigned, in such commerce by such dealer, or the purchase or sale of which in such commerce is negotiated by such broker; or to fail or refuse truly and correctly to account promptly in respect of any transaction in any such commodity to the person with whom such transaction is had;"

SEC. 2. That paragraph (b) of section 4 of the Perishable Agricultural Commodities Act of 1930, as amended, is hereby amended to read as follows:

"(b) The Secretary shall refuse to issue a license to an applicant (1) if he finds that the applicant has previously been responsible in whole or in part for any violation of the provisions of section 2 for which a license of the applicant, or the license of any partnership, association, or corporation in which the applicant held any office, or, in the case of a partnership, had any share or interest, was revoked; or (2) if he finds after notice and hearing that at any time within two years said applicant was responsible in whole or in part for any flagrant or repeated violation of the provisions of section 2; or (3) if he finds, in case the applicant is a partnership, association, or corporation, that any individual holding office or, in the case of a partnership, having any interest or share in the applicant, has previously been responsible in whole or in part for any violation of the provisions of section 2 for which the license of such individual, or of any partnership, association, or corporation in which such person held any office, or, in the case of a partnership, had any share or interest, was revoked; or (4) if he finds, after notice and hearing in case the applicant is a partnership, association, or corporation, that any individual holding any office or, in the case of a partnership, having any interest or share in the applicant, had previously, at any time within two years, been responsible in whole or in part for any flagrant or repeated violation of the provisions of section 2; or (5) if he finds that the applicant, subject to his right of appeal under section 7 (b), has failed, except in case of bankruptcy, to pay within the time limit provided therein any reparation order which has been issued, within two years, against him as an individual, or against a partnership of which he was a member, or an association or corporation in which he held any office, or, in case the applicant is a partnership, association, or corporation, that any individual holding any office, or, in the case of a partnership, having any interest or share in the applicant, subject to his right of appeal under section 7 (b), has failed, except in the case of bankruptcy, to pay within the time limit provided therein any reparation order which has been issued, within two years, against him as an individual, or against a partnership of which he was a member, or an association or corporation in which he held any office. Notwithstanding the foregoing provisions, the Secretary, in the case of such applicant, may issue a license if the applicant furnishes a bond or other satisfactory assur-

Perishable Agricultural Commodities Act of 1930, amendments. Vol. 46, p. 532; U. S. C., p. 148.

Unfair conduct. False statements concerning commodity transactions.

Causes for refusing license. Vol. 46, p. 533.

Applicant previously responsible for unlawful act.

Applicant responsible for flagrant or repeated violation within two years.

Any member in a partnership, etc., responsible for unlawful act.

Applicant a partnership or corporation in which any officer thereof responsible for unlawful act.

Applicant has failed to pay outstanding reparation order; exception.

Waiver of provisions upon giving bond for future compliance.

Paying previously issued reparation orders, etc.

Time limitation.

Vol. 48, p. 587.
U. S. C., p. 150.

Appeal from reparation order; proceedings.

Protiso.
Cases handled without a hearing.
Vol. 46, p. 534; Vol. 48, p. 586.

Filing of notice and petition.

Copy to Secretary of Agriculture.

Trial de novo in District Court.

Costs and attorney's fee.

ance that his business will be conducted in accordance with the provisions of the Act and that he will pay all reparation orders which may previously have been issued against him for violations, or which may be issued against him within two years following the date of the license, subject to his right of appeal under section 7 (b), but such license shall not be issued before the expiration of one year from the date of revocation of license or from the date of the Secretary's finding that the applicant has been responsible, in whole or in part, for any flagrant or repeated violation of section 2;”.

SEC. 3. That paragraph (c) of section 7 of the Perishable Agricultural Commodities Act, 1930, as amended, is hereby amended to read as follows:

“(c) Either party adversely affected by the entry of a reparation order by the Secretary may, within thirty days from and after the date of such order, appeal therefrom to the District Court of the United States for the district in which said hearing was held: *Provided*, That in cases handled without a hearing in accordance with paragraphs (c) and (d) of section 6 or in which a hearing has been waived by agreement of the parties, appeal shall be to the District Court of the United States for the district in which the party complained against is located. Such appeal shall be perfected by the filing of a notice thereof, together with a petition in duplicate, which shall recite prior proceedings before the Secretary, and shall state the grounds upon which petitioner relies to defeat the right of the adverse party to recover the damages claimed, with the clerk of said court with proof of service thereof upon the adverse party by registered mail. The clerk of court shall immediately forward a copy thereof to the Secretary of Agriculture, who shall forthwith prepare, certify, and file in said court a true copy of the Secretary's decision, findings of fact, conclusions, and order in said case, together with copies of the pleadings upon which the case was heard and submitted to the Secretary. Such suit in the District Court shall be a trial de novo and shall proceed in all respects like other civil suits for damages, except that the findings of fact and order or orders of the Secretary shall be prima facie evidence of the facts therein stated. Appellee shall not be liable for costs in said court and if appellee prevails he shall be allowed a reasonable attorney's fee to be taxed and collected as part of his costs. Such petition and pleadings certified by the Secretary upon which decision was made by him shall, upon filing in the District Court, constitute the pleadings upon which said trial de novo shall proceed subject to any amendment allowed in that court;”.

Approved, June 19, 1936.

[CHAPTER 603.]

AN ACT

To extend the provisions of the Forest Exchange Act, as amended, to certain lands, so that they may become part of the Umatilla and Whitman National Forests.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That within the following-described boundaries, any lands not in Government ownership which are found by the Secretary of Agriculture to be chiefly valuable for national-forest purposes may be offered in exchange under the provisions of the Act of March 20, 1922 (42 Stat. 465), as amended by the Act of February 28, 1925 (43 Stat. 1090; U. S. C., 1934 ed., title 16, secs. 485, 486), upon notice as therein provided,

June 19, 1936.
[H. R. 9463.]
[Public, No. 703.]

Forest Exchange Act.
Exchange of privately owned lands within certain areas under provisions of, permitted.
Vol. 42, p. 465; Vol. 43, p. 1090.
U. S. C., p. 660.

and upon acceptance of title, shall become parts of the Umatilla or Whitman National Forests to wit:

To become parts of
Umatilla or Whitman
National Forests.
Description.

Sections 24, 25, 26, 28, 29, 30, 31, 32, 33, 34, and 36; the south half, the northeast quarter, the north half northwest quarter and the southwest quarter northwest quarter of section 27; the north half, the southeast quarter, the north half southwest quarter and the southeast quarter southwest quarter of section 35, township 2 south, range 37 east, Willamette meridian.

Sections 1, 2, 3, 4, 5, 6, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 29, and 30; the west half, the south half southeast quarter, the north half northeast quarter, and the southeast quarter northeast quarter section 7; the east half, the northwest quarter, the east half southwest quarter, and the southwest quarter southwest quarter section 8, township 3 south, range 37 east, Willamette meridian.

Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 22, 23, 24; the north half, the southeast quarter, the north half southwest quarter, and the southwest quarter southwest quarter section 21; the south half, the northwest quarter, the north half northeast quarter, and the southwest quarter northeast quarter section 30, township 3 south, range 36 east, Willamette meridian.

Sections 22, 27, 28, 29, 32, 33, 34, 35, and 36; the west half, south half southeast quarter, north half northeast quarter, and southeast quarter northeast quarter section 23; the east half, the southwest quarter, the south half northwest quarter, and the northeast quarter northwest quarter section 24; the north half, the southeast quarter, the north half southwest quarter, and the southwest quarter southwest quarter section 25; the north half, the southwest quarter, the west half southeast quarter, and the southeast quarter southeast quarter section 26, township 3 south, range 35 east, Willamette meridian.

Sections 1, 2, 3, 5, 8, 9, 10, 11, 12, 14, 15, 16, 20, 21, and 22; the north half, the southeast quarter, the west half southwest quarter, and the southeast quarter southwest quarter section 4; the north half, the southwest quarter, the north half southeast quarter, and the southwest quarter southeast quarter section 17; the west half, the southeast quarter, the north half northeast quarter, and the southeast quarter northeast quarter section 23, township 4 south, range 35 east, Willamette meridian.

Approved, June 19, 1936.

[CHAPTER 604.]

AN ACT

To authorize the transfer of land from the War Department to the Territory of Hawaii.

June 19, 1936.
[H. R. 10712.]
[Public, No. 704.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized to transfer to the Territory of Hawaii all right, title, and interest of the United States in such portion of the land at the base of the east breakwater at Kahului, county of Maui, Territory of Hawaii, as is not required for the maintenance of said breakwater, on such terms and conditions as the Secretary of War may determine: *Provided*, That the conveyance shall be upon the express condition and with a reservation reserving the right to resume and occupy said tract of land whenever in the judgment of the President an emergency exists that requires the use and appropriation of the same for public defense, and also with the further reservation as to that portion of said tract of land other than known

Hawaii.
Conveyance of land
to, authorized.

Proviso.
Emergency occupa-
tion reserved.

Use of portion for
park purposes.

as pier numbered 1 and the land immediately adjacent thereto that it shall be used for park purposes, and that in case it is not so used it shall revert to the United States.

Approved, June 19, 1936.

[CHAPTER 605.]

AN ACT

June 19, 1936.
[H. R. 11819.]
[Public, No. 705.]

To extend the times for commencing and completing the construction of a bridge across the Missouri River at or near Arrow Rock, Missouri.

Missouri River.
Time extended for
bridging, at Arrow
Rock, Mo.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Missouri River, at or near Arrow Rock, Missouri, authorized to be built by J. L. Jones, Tyre W. Burton, and H. R. Turley, trustees for Howard County, Missouri, by an Act of Congress approved August 30, 1935, are hereby extended one and three years, respectively, from August 30, 1936.

Ante, p. 1066.

Amendment.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 19, 1936.

[CHAPTER 606.]

AN ACT

June 19, 1936.
[H. R. 11820.]
[Public, No. 706.]

To extend the times for commencing and completing the construction of a bridge across the Missouri River at or near Miami, Missouri.

Missouri River.
Time extended for
bridging, at Miami,
Mo.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Missouri River, at or near Miami, authorized to be built by Saline County, Missouri, by an Act of Congress approved January 16, 1936, are hereby extended one and three years, respectively, from January 16, 1937.

Ante, p. 1093.

Amendment.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 19, 1936.

[CHAPTER 607.]

AN ACT

June 19, 1936.
[H. R. 11916.]
[Public, No. 707.]

To authorize the transfer of a certain piece of land in Muhlenberg County, Kentucky, to the State of Kentucky.

Muhlenberg Coun-
ty, Ky.
Transfer of land in, to
State for road purposes,
authorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized to convey to the Commonwealth of Kentucky for State road purposes, without expense to the United States, all the right, title, and interest of the United States in and to a certain piece of land in Muhlenberg County, Kentucky, described as follows:

Description.

Beginning at a point in the property line between the United States and R. V. Hammers and wife, the said point of beginning being thirty feet left and opposite station 905+40 in the center line of survey made by the Kentucky State Highway Commission; thence running with the said property line south thirty-one degrees east two hundred and ninety-five feet, more or less, to a point in the property line between the United States and J. S. Bowles and wife, the said point being twenty-three feet left and opposite station 908+23 in the center line of survey; thence running with the last-named property

line south sixty degrees east twenty-one feet, more or less, to a point thirty feet left and opposite station 908+40 in the center line of survey; thence running thirty feet from and parallel with the center line of two-degree-forty-one minute curve in a northwesterly direction one hundred and eighty-two feet, more or less, to a point thirty feet left and opposite station 906+58.7 in the center line of survey; thence continuing thirty feet from and parallel with the center line of sixteen-degree curve one hundred and eighty-two feet, more or less, to the point of beginning, as shown by plans on file at the office of the State Highway Department, Frankfort, Kentucky.

Such conveyance shall contain the express condition that if the State of Kentucky shall at any time cease to use said land for road or highway purposes, or shall alienate or attempt to alienate such land, title thereto shall revert to the United States.

Approved, June 19, 1936.

Reversionary provision.

[CHAPTER 608.]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Savannah River at or near Burtons Ferry, near Sylvania, Georgia.

June 19, 1936.
[H. R. 12461.]
[Public, No. 708.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for commencing and completing the construction of a bridge across the Savannah River at or near Burtons Ferry, near Sylvania, Georgia, authorized to be built by the South Carolina and Georgia State Highway Departments by an Act of Congress approved May 26, 1928, heretofore revived and reenacted by an Act of Congress approved April 22, 1932, and heretofore extended by Acts of Congress approved May 27, 1933, June 12, 1934, and August 30, 1935, are hereby further extended one and three years, respectively, from August 30, 1936.

Savannah River.
Time extended for bridging, at Burtons Ferry, Ga.
Vol. 45, p. 751; Vol. 47, p. 135; Vol. 48, p. 946.
Ante, p. 1070.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, June 19, 1936.

[CHAPTER 609.]

AN ACT

Authorizing the Chesapeake Bay Authority to construct, maintain, and operate a toll bridge across the Chesapeake Bay, from a point in Baltimore County, Maryland, over Hart Island and Miller's Island to a point near Tolchester, Kent County, Maryland.

June 19, 1936.
[H. R. 12514.]
[Public, No. 709.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the Chesapeake Bay Authority to construct, maintain, and operate a bridge and approaches thereto across the Chesapeake Bay, at a point suitable to the interests of navigation, from a point in Baltimore County, Maryland, over Hart Island and Miller's Island to a point near Tolchester, Kent County, Maryland, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Chesapeake Bay.
Chesapeake Bay Authority may bridge, over Hart and Miller's Islands to Tolchester, Md.

Construction.
Vol. 54, p. 84.
U. S. C., p. 1474.

SEC. 2. If tolls are charged for the use of such bridge, the rates of toll shall be so adjusted as to provide a fund sufficient to pay the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of the bridge and its

Tolls applied to operation, sinking fund, etc.

Maintenance as free bridge after amortizing costs, etc.

Record of expenditures and receipts.

Amendment.

approaches, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed forty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper maintenance, repair, and operation of the bridge and its approaches under economic management. An accurate record of the costs of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

SEC. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 19, 1936.

[CHAPTER 610.]

AN ACT

June 19, 1936.

[H. R. 12685.]

[Public, No. 710.]

Granting the consent of Congress to the county of Horry, South Carolina, to construct, maintain, and operate a free highway bridge across the Waccamaw River, at or near Red Bluff, South Carolina.

Waccamaw River, Horry County, S. C., may bridge at Red Bluff.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the county of Horry, South Carolina, to construct, maintain, and operate a free highway bridge across the Waccamaw River at a point suitable to the interests of navigation, at or near Red Bluff, South Carolina, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Vol. 34, p. 84.
U. S. C., p. 1474.

Amendment.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 19, 1936.

[CHAPTER 611.]

JOINT RESOLUTION

June 19, 1936.

[H. J. Res. 589.]

[Pub. Res., No. 108.]

To authorize the Secretary of the Treasury to permit the transportation of bonded merchandise by other than common carriers under certain conditions.

Ports of New York, Newark, and Perth Amboy.

Movement of bonded merchandise between, by bonded cartmen, etc.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized, when it appears to him to be in the interest of commerce, and notwithstanding any provision of law or regulation requiring that the transportation of imported merchandise be by a bonded common carrier, to permit such merchandise which has been entered and examined for customs purposes to be transported by bonded cartmen or bonded lightermen between the ports of New York, Newark, and Perth Amboy, which are all included in Customs Collection District Numbered 10 (New York) : *Provided,* That this resolution shall not be construed to deprive any of the ports affected of its rights and privileges as a port of entry.

Proviso.
Rights of ports affected not abridged.

Approved, June 19, 1936.

[CHAPTER 612.]

JOINT RESOLUTION

To modify and extend the Act entitled "An Act to include sugar beets and sugarcane as basic agricultural commodities under the Agricultural Adjustment Act, and for other purposes", approved May 9, 1934, as amended, and for other purposes.

June 19, 1936.
[S. J. Res. 278.]
[Pub. Res., No. 109.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That under the Act entitled "An Act to include sugar beets and sugarcane as basic agricultural commodities under the Agricultural Adjustment Act, and for other purposes", approved May 9, 1934, as amended, no further processing, compensating, or floor-stocks tax shall be levied or collected respecting sugar beets or sugarcane or the products thereof as defined by such Act as amended nor shall any contract be entered into under the provisions of such Act, as amended, with the producers of sugar beets or sugarcane, but in all other respects such amendatory Act shall be and remain in force and effect until December 31, 1937, and the quotas established and allotments heretofore made by the Secretary of Agriculture are hereby ratified.

Agricultural Adjustment Act amendment. Sugar beets and sugarcane as basic agricultural commodities. Vol. 48, p. 670. Provisions continued until 1938 with designated modifications.

Quotas and allotments ratified.

SEC. 2. In order to regulate commerce with Cuba and other foreign countries, among the several States, with the Territories and possessions of the United States, and the Commonwealth of the Philippine Islands, with respect to sugar, the quotas for the respective sugar-producing areas shall be the same (subject to modification or adjustment by the Secretary of Agriculture under conditions set out in such Act) for the calendar years 1936 and 1937 as those initially established by the Secretary of Agriculture for the calendar year 1936: *Provided*, That for the calendar year 1937 there shall be allotted to continental United States not less than 30 per centum of any amount of consumption requirements therefor above six million four hundred and fifty-two thousand short tons, raw value: *Provided further*, That any sugar-marketing quota may be allotted by the Secretary of Agriculture, in order to prevent disorderly marketing or importation of sugar, on the basis of prior allotments under such Act, changes in marketing since the first such allotment, marketings during the calendar year 1935, and ability to perform.

Quotas for Cuba and other foreign countries, etc., calendar years 1936 and 1937.

Provisos.
Allotment to continental United States.

Quotas on basis of prior allotments, etc., permitted.

Approved, June 19, 1936.

[CHAPTER 617.]

AN ACT

To effectuate certain provisions of the International Convention for the Protection of Industrial Property as revised at The Hague on November 6, 1925.

June 20, 1936.
[S. 1794.]
[Public, No. 711.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4 of the Trade Mark Act of February 20, 1905 (U. S. C., title 15, sec. 84), as amended, be amended to read as follows:

Trade marks. Vol. 33, p. 725. U. S. C., p. 542.

"That an application for registration of a trade mark filed in this country by any person who has previously regularly filed in any foreign country which, by treaty, convention, or law, affords similar privileges to citizens of the United States an application for registration of the same trade mark shall be accorded the same force and effect as would be accorded to the same application if filed in this country on the date on which application for registration of the same trade mark was first filed in such foreign country: *Provided*, That such application is filed in this country within six months from the date on which the application was first filed in such for-

Application for, previously filed in a country granting reciprocal privileges.

Provisos.
Time limitation.

Registration of collective mark belonging to association.
U. S. C., p. 542.

Issue of certificate restricted.

eign country: *Provided further*, That subject to the provisions of section 5 of said Trade Mark Act (U. S. C., title 15, sec. 85) registration of a collective mark may be issued to an association to which it belongs, which association is located in any such foreign country and whose existence is not contrary to the law of such country, even if it does not possess an industrial or commercial establishment: *And provided further*, That certificate of registration shall not be issued for any mark for registration of which application has been filed by an applicant located in a foreign country until such mark has been actually registered by the applicant in the country in which he is located."

Approved, June 20, 1936.

[CHAPTER 618.]

AN ACT

June 20, 1936.
[S. 2127.]

To amend section 4471 of the Revised Statutes of the United States, as amended.

[Public, No. 712.]

Regulation of steam vessels.
R. S., sec. 4471, p. 865.
U. S. C., p. 2022.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4471 of the Revised Statutes of the United States, as amended (U. S. C., title 46, sec. 464), be, and the same is hereby, amended by adding thereto the following new paragraph:

Passenger vessels.
Automatic sprinkler system required on certain.

"On and after July 1, 1937, every passenger vessel with berthed or stateroom accommodation for fifty or more passengers shall be equipped with an automatic sprinkler system, which shall be in addition to any other device or devices for fire protection, of a type prescribed by the Board of Supervising Inspectors and approved by the Secretary of Commerce. All enclosed portions of such vessels accessible to passengers or crew (except cargo holds, machinery spaces, and, when of fire-resisting construction, toilets, bathrooms, and spaces of similar construction) shall be protected by an automatic sprinkler system: *Provided*, That if after investigation the Bureau of Navigation and Steamboat Inspection finds in the case of a particular vessel the application of this Act is unnecessary properly to protect life on such vessel, an exception may be made. The Bureau of Navigation and Steamboat Inspection shall cause to be made suitable tests and inspections as will insure the proper working of such systems. In carrying out the provisions of this paragraph the Bureau of Navigation and Steamboat Inspection is hereby authorized and directed to prescribe the particular approved type, character, and manner of installation of systems to be fitted. The term 'type' as herein used shall be considered to mean any system which will give a prescribed or required efficiency and shall not mean some peculiar shape or design and shall not be confined to some certain brand or make."

Proviso.
Exceptions.

Tests to insure efficiency.

Types to be prescribed; term defined.

Approved, June 20, 1936.

[CHAPTER 619.]

AN ACT

June 20, 1936.
[S. 3997.]

To authorize the Secretary of War to lend War Department equipment for use at the Eighteenth National Convention of the American Legion at Cleveland, Ohio, during the month of September 1936.

[Public, No. 713.]

American Legion.
Loan of Army equipment for convention at Cleveland, Ohio, authorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized to lend, at his discretion, to the American Legion 1936 Convention Corporation, for use at the Eighteenth

National Convention of the American Legion to be held at Cleveland, Ohio, in the month of September 1936, such tents, cots, and blankets, and other available stock out of the Army and National Guard supplies as such corporation may require to house properly Legionnaires attending such convention: *Provided*, That no expense shall be caused the United States Government by the delivery and return of such property, the same to be delivered at such time prior to the holding of such convention as may be agreed upon by the Secretary of War and the American Legion 1936 Convention Corporation: *Provided further*, That the Secretary of War, before delivering such property, shall take from such corporation a good and sufficient bond for the safe return of such property in good order and condition, and the whole without expense to the United States.

Provisos.
No Federal expense.

Bond required.

Approved, June 20, 1936.

[CHAPTER 620.]

AN ACT

To permit construction, maintenance, and use of certain pipe lines for petroleum and petroleum products in the District of Columbia.

June 20, 1936.
[S. 4563.]
[Public, No. 714.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Commissioners of the District of Columbia be, and are hereby, authorized and empowered to grant permission to the Steuart Brothers, Incorporated, a corporation organized in the State of Delaware, owner of that part of square 1024, bounded by L Street Southeast on the north, Twelfth Street Southeast on the west, Thirteenth Street Southeast on the east, and the right-of-way of the Philadelphia, Baltimore and Washington Railroad on the south, in the city of Washington, in the District of Columbia, its successors and assigns, to lay down, construct, maintain, and use not more than five pipe lines for the carriage of petroleum and petroleum products from a point or points north of said railroad right-of-way within the square 1024, in and through Thirteenth Street Southeast due south to the Anacostia River.

District of Columbia. Steuart Brothers, Incorporated, may construct pipe lines at designated points.

SEC. 2. That all the construction and use provided for herein shall be under such regulations and rentals as the Commissioners of the District of Columbia may make and establish in connection therewith and all plans and specifications for such construction shall be subject to their approval. The Commissioners of the District of Columbia shall have full authority to designate the location and to cause such repairs or relocation of said pipe lines as the public necessity may require, any such repairs or relocation to be at the expense of the Steuart Brothers, Incorporated, its successors or assigns.

Supervision of construction, etc.

SEC. 3. That no permission granted or enjoyed hereunder shall vest any title or interest in or to the land within Thirteenth Street Southeast.

No property rights to vest.

SEC. 4. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, June 20, 1936.

[CHAPTER 621.]

AN ACT

June 20, 1936.
[S. 4622.]
[Public, No. 715.]

To amend section 2 of the Act entitled "An Act granting the consent of Congress to the Alabama State Bridge Corporation to construct, maintain, and operate bridges across the Tennessee, Tombigbee, Warrior, Alabama, and Coosa Rivers, within the State of Alabama", approved May 26, 1928.

Alabama toll bridge construction.
Vol. 45, p. 754.
Time for charging tolls on designated bridges extended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act entitled "An Act granting the consent of Congress to the Alabama State Bridge Corporation to construct, maintain, and operate bridges across the Tennessee, Tombigbee, Warrior, Alabama, and Coosa Rivers, within the State of Alabama", approved May 26, 1928, is amended by striking out, wherever they appear therein, the words "eighteen years" and inserting in lieu thereof the words "twenty-eight years".

Approved, June 20, 1936.

[CHAPTER 622.]

AN ACT

June 20, 1936.
[H. R. 7764.]
[Public, No. 716.]

To relieve restricted Indians whose lands have been taxed or have been lost by failure to pay taxes, and for other purposes.

Indians.
Sum authorized for relief of restricted Indians whose lands have been taxed, or lost through nonpayment of taxes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury of the United States not otherwise appropriated, the sum of \$25,000, to be expended under such rules and regulations as the Secretary of the Interior may prescribe, for payment of taxes, including penalties and interest, assessed against individually owned Indian land the title to which is held subject to restrictions against alienation or encumbrance except with the consent or approval of the Secretary of the Interior, heretofore purchased out of trust or restricted funds of an Indian, where the Secretary finds that such land was purchased with the understanding and belief on the part of said Indian that after purchase it would be nontaxable, and for redemption or reacquisition of any such land heretofore or hereafter sold for nonpayment of taxes.

Certain lands purchased from trust, etc., funds declared Federal instrumentalities.

SEC. 2. All lands the title to which is now held by an Indian subject to restrictions against alienation or encumbrance except with the consent or approval of the Secretary of the Interior, heretofore purchased out of trust or restricted funds of said Indian, are hereby declared to be instrumentalities of the Federal Government and shall be nontaxable until otherwise directed by Congress.

Approved, June 20, 1936.

[CHAPTER 623.]

AN ACT

June 20, 1936.
[H. R. 11103.]
[Public, No. 717.]

To extend the times for commencing and completing the construction of a bridge across the Mississippi River between New Orleans and Gretna, Louisiana.

Mississippi River.
Time extended for bridging, between New Orleans and Gretna, La.

Vol. 44, p. 1270; Vol. 45, pp. 193, 1229; Vol. 46, p. 551; Vol. 47, p. 1415; Vol. 48, p. 396; Ante, p. 321.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Mississippi River between New Orleans and Gretna, Louisiana, authorized to be built by George A. Hero and Allen S. Hackett, their successors and assigns, by an Act of Congress approved March 2, 1927, heretofore extended by Acts of Congress approved March 6, 1928, February 19, 1929, June 10, 1930, March 1, 1933, March 5, 1934, and June 4, 1935, are hereby further extended one and three

years, respectively, from the date of approval hereof: *Provided*, That the State of Louisiana, or any agency or authority created by it, may construct the bridge herein authorized.

proviso.
Construction by State permitted.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, June 20, 1936.

[CHAPTER 624.]

AN ACT

To provide for the disposition of tribal funds now on deposit, or later placed to the credit of the Crow Tribe of Indians, Montana, and for other purposes.

June 20, 1936.
[H. R. 11218.]
[Public, No. 718.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That tribal funds now on deposit or later placed to the credit of the Crow Tribe of Indians, Montana, may be used for per-capita payments, or such other purposes as may be designated by the tribal council and approved by the Secretary of the Interior, and section 11 of the Act of June 4, 1920 (41 Stat. 751), is hereby modified accordingly.

Crow Indians, Mont.
Per-capita payments, etc., from tribal funds authorized.

Vol. 41, p. 754.

Approved, June 20, 1936.

[CHAPTER 625.]

AN ACT

To amend the charter of the National Union Insurance Company of Washington in the District of Columbia.

June 20, 1936.
[H. R. 11622.]
[Public, No. 719.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the charter of the National Union Insurance Company of Washington, granted by an Act of Congress approved February 14, 1865, and amended by an Act of Congress approved May 11, 1892, is hereby further amended to permit the said insurance company to insure and reinsure risks in all the various forms authorized by section 3 of an Act of Congress approved March 4, 1922, entitled "An Act to regulate marine insurance in the District of Columbia, and for other purposes."

National Union Insurance Company of Washington, D. C.
Charter amended.

Vol. 13, p. 428; Vol. 27, p. 29.

Vol. 42, p. 401.

Approved, June 20, 1936.

[CHAPTER 626.]

AN ACT

To amend the Coastwise Load Line Act, 1935.

June 20, 1936.
[H. R. 11915.]
[Public, No. 720.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Coastwise Load Line Act, 1935, approved August 27, 1935 (U. S. C., 1934 edition, Supp. I, title 46, sec. 88a), be amended to read as follows:

Coastwise Load Line Act, 1935, amendment.
Act, p. 888.
U. S. C., Supp. I, p. 271.

"SEC. 2. The Secretary of Commerce is hereby authorized and directed in respect of the vessels defined above to establish by regulations from time to time the load-water lines and marks thereof indicating the maximum depth to which such vessels may safely be loaded and in establishing such load lines due consideration shall be given to, and differentials made for, the various types and character of vessels and the trades in which they are engaged. In establishing load-water lines on passenger vessels due consideration shall be given to, and differentials shall be made for, the age and condition of the vessel, its subdivision and efficacy thereof, and the probable stability of the vessel if damaged: *Provided*, That the load-line provisions of this Act shall apply to the Great Lakes and that no load line shall be established or marked on any vessel which load line gives a lesser

Load-water lines and marks; establishment.

Passenger vessels.

Proviso.
Applicability to Great Lakes.
Vol. 47, p. 2228.

Changes permitted,
Great Lakes, etc.

freeboard and less buoyance than the load line established by the International Treaty on Load Lines of 1930, and that the regulations established under this proviso shall have the force of law: *Provided further*, That in applying the load lines to vessels on the Great Lakes and to steam colliers, tugs, barges, and self-propelled barges engaged in special services on inter-island voyages and on coastwise voyages from port to port in the continental United States the Secretary of Commerce is vested with discretion to vary the load-line marks from those established by said treaty when in his opinion the changes made by him will not be above the actual line of safety."

Approved, June 20, 1936.

[CHAPTER 627.]

AN ACT

June 20, 1936.

[H. R. 12073.]

[Public, No. 721.]

To reserve certain public-domain lands in New Mexico as an addition to the school reserve of the Jicarilla Indian Reservation.

Jicarilla Indian Res-
ervation, N. Mex.
Certain lands added
to school reserve.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following-described public-domain lands be, and they are hereby, withdrawn from entry, sale, or other disposition and set aside as an addition to the school reserve of the Jicarilla Indian Reservation, Dulce, New Mexico: Northwest quarter southwest quarter and the southeast quarter southwest quarter section 30, township 32 north, range 1 west, New Mexico principal meridian, New Mexico: *Provided*, That said withdrawal shall not affect any valid rights initiated prior to approval hereof.

Proviso.
Prior rights not af-
fected.

Approved, June 20, 1936.

[CHAPTER 628.]

AN ACT

June 20, 1936.

[H. R. 12419.]

[Public, No. 722.]

To apply laws covering steam vessels to seagoing vessels of three hundred gross tons and over propelled by internal-combustion engines.

Inspection of steam
vessels.

Laws covering, made
applicable to seagoing
vessels of 300 gross tons
and over, propelled by
internal-combustion
engines.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That existing laws covering the inspections of steam vessels be, and they are hereby, made applicable to seagoing vessels of three hundred gross tons and over propelled in whole or in part by internal-combustion engines to such extent and upon such conditions as may be required by the regulations of the Board of Supervising Inspectors of Steam Vessels, with the approval of the Secretary of Commerce: *Provided*, That this Act shall not apply to any vessel engaged in fishing, oystering, clamming, crabbing, or any other branch of the fishery or kelp or sponge industry: *Provided further*, That as to licenses required for masters and engineers operating vessels propelled by internal-combustion engines operating exclusively in the district covering the Hawaiian Islands, said masters and engineers shall be under the jurisdiction of the hull and boiler inspectors having jurisdiction over said waters, who shall make diligent inquiry as to the character, merits, and qualifications, and knowledge and skill of any master or engineer applying for a license. If the said inspectors shall be satisfied from personal examination of the applicant and from other proof submitted that the applicant possesses the requisite character, merits, qualifications, knowledge, and skill, and is trustworthy and faithful, they shall grant him a license for the term of five years to operate such vessel under the limits prescribed in the license.

Provisos.
Fishing, etc., boats
excepted.

Licenses, masters and
engineers operating
vessels in Hawaiian
waters.

Qualifications, etc.

SEC. 2. The term "seagoing vessels" as used in the preceding section shall be construed to mean vessels which in the usual course of their employment proceed outside the line dividing the inland waters from the high seas as designated and determined under the provisions of section 2 of the Act of February 19, 1895.

"Seagoing vessels", defined.

Vol. 28, p. 672; U. S. C., p. 1454.

Approved, June 20, 1936.

[CHAPTER 629.]

AN ACT

To amend the Act entitled "An Act making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1927, and for other purposes", approved April 15, 1926, so as to equalize the allowances for quarters and subsistence of enlisted men of the Army, Navy, and Marine Corps.

June 20, 1936.

[S. 1976.]

[Public, No. 723.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That so much of the Act entitled "An Act making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1927, and for other purposes", approved April 15, 1926 (44 Stat. 257; U. S. C., Appendix title 37, sec. 192¹), which provides "That hereafter enlisted men, including the members of the United States Army Band, entitled to receive allowances for quarters and subsistence shall continue, while their permanent stations remain unchanged, to receive such allowances while sick in hospital or absent from their permanent duty stations in a pay status: *Provided further*, That allowances for subsistence shall not accrue to such an enlisted man while he is in fact being subsisted at Government expense", is hereby amended to read as follows: "That hereafter enlisted men of the Army, Navy, and Marine Corps, including the members of the United States Army, Navy, and Marine Corps Bands and the Naval Academy Band, entitled to receive allowances for quarters and subsistence, shall continue, while their permanent stations remain unchanged, to receive such allowances while sick in hospital or absent from their permanent duty stations in a pay status: *Provided further*, That allowances for subsistence shall not accrue to such an enlisted man while he is in fact being subsisted at Government expense."

Army, Navy, and Marine Corps, enlisted men.

Vol. 44, p. 257.
U. S. C., p. 264.
Quarters and subsistence.

Allowances to continue while permanent stations unchanged, while in hospital, etc.

No subsistence allowance if being subsisted at Government expense.

Approved, June 20, 1936.

[CHAPTER 630.]

AN ACT

To amend certain Acts relating to public printing and binding and the distribution of public documents and Acts amendatory thereof.

June 20, 1936.

[S. 2440.]

[Public, No. 724.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That certain Acts relating to the public printing and binding and the distribution of public documents and Acts amendatory thereof, be amended as follows:

Printing and distribution of certain Government publications.

TITLE I

Title I.

MEMORIAL ADDRESSES

Memorial addresses.

SECTION 1. That so much of chapter 23, section 73 (28 Stat. 616), of the Printing Act, approved January 12, 1895 (U. S. C., title 44,

Vol. 28, p. 616.
U. S. C., p. 1092.

¹ So in original.

Eulogies of deceased
Members of Congress,
etc.

Preparation.

Contents.

Copies printed.

Distribution.

sec. 151), as relates to the publication of eulogies of deceased Members of Congress, be, and is hereby, amended to read as follows:

151. **MEMORIAL ADDRESSES; PREPARATION; DISTRIBUTION.**—After the final adjournment of each session of Congress, there shall be compiled, prepared, printed with illustrations, and bound in cloth in one volume, in such style, form, and manner as may be directed by the Joint Committee on Printing, without extra compensation to any employee therefor, the legislative proceedings of Congress and the exercises at the general memorial services held in the House of Representatives during each session relative to the death of any Member of Congress, together with all memorial addresses and eulogies published in the Congressional Record during the same session of Congress in connection therewith, and such other matter as the committee may consider relevant thereto; and there shall be printed as many copies as may be required to supply the total quantity hereinafter provided, of which number fifty copies, bound in full morocco, with gilt edges, suitably lettered as may be requested, shall be delivered to the family of the deceased, and the remaining copies shall be distributed as follows:

Of all eulogies on deceased Members of Congress there shall be delivered, through the Postmaster of each House, to the Vice President and each Senator, Representative, Delegate, and Resident Commissioner in Congress, one copy.

Of the eulogies on deceased Senators there shall be furnished two hundred and fifty copies for each Senator of the State represented by the deceased and twenty copies for each Representative therefrom.

Of the eulogies on deceased Representatives, Delegates, and Resident Commissioners there shall be furnished two hundred and fifty copies for the successor in office of the deceased Member; twenty copies for each of the other Representatives, Delegates, or Resident Commissioners of the State, Territory, or insular possession represented by the deceased, and twenty copies for each Senator therefrom. The "usual number" of memorial addresses shall not be printed.

Title II.

TITLE II

Congressional Rec-
ord.

CONGRESSIONAL RECORD

Vol. 28, p. 603.
U. S. C., p. 1941.

SEC. 2. That chapter 23, section 14 (28 Stat. 603), of the Printing Act, approved January 12, 1895 (U. S. C., title 44, sec. 182), be, and is hereby, amended to read as follows:

Indexes.

182. **CONGRESSIONAL RECORD; INDEXES.**—The Joint Committee on Printing shall designate to the Public Printer competent persons to prepare the semimonthly and the session index to the Congressional Record and shall fix and regulate the compensation to be paid by the Public Printer for the said work and direct the form and manner of its publication and distribution.

Daily and perma-
nent forms.

182a. **SAME; DAILY AND PERMANENT FORMS.**—That the public proceedings of each House of Congress, as reported by the Official Reporters thereof, shall be printed in the Congressional Record, which shall be issued in daily form during each session and shall be revised, printed, and bound promptly, as may be directed by the Joint Committee on Printing, in permanent form, for distribution during and after the close of each session of Congress. The daily and the permanent Record shall bear the same date, which shall be that of the actual day's proceedings reported therein. The "usual number" of the Congressional Record shall not be printed.

Illustrations; maps;
diagrams.

182b. **SAME; ILLUSTRATIONS; MAPS; DIAGRAMS.**—No maps, diagrams, or illustrations may be inserted in the Record without the approval of the Joint Committee on Printing.

SEC. 3. That so much of chapter 23, section 73 (28 Stat. 617), of the Printing Act, approved January 12, 1895, as amended (U. S. C., title 44, sec. 183), as relates to the gratuitous distribution of the Congressional Record, be, and is hereby, amended to read as follows:

Vol. 28, p. 617.
U. S. C., p. 1941.

183. SAME; GRATUITOUS COPIES; DELIVERY; SUBSCRIPTIONS.—The Public Printer shall furnish the Congressional Record as follows and shall furnish gratuitously no others in addition thereto:

Gratuitous copies.

Of the bound edition to the folding room of the Senate five copies for the Vice President and each Senator; to the Secretary and Sergeant at Arms of the Senate, each, two copies, and to the Joint Committee on Printing not to exceed one hundred copies; to the folding room of the House of Representatives three copies for each Representative, Delegate, and Resident Commissioner in Congress, and to the Clerk, Sergeant at Arms, and Doorkeeper of the House of Representatives, each, two copies.

Of the daily edition to the Vice President and each Senator, one hundred copies; to the Secretary and Sergeant at Arms of the Senate, each, twenty-five copies; to the Secretary, for official use, not to exceed thirty-five copies, and to the Sergeant at Arms for use on the floor of the Senate, not to exceed fifty copies.

To each Representative, Delegate, and Resident Commissioner in Congress, sixty-eight copies; to the Clerk, Sergeant at Arms, and Doorkeeper of the House of Representatives, each, twenty-five copies; to the Clerk, for official use, not to exceed fifty copies, and to the Doorkeeper for use on the floor of the House of Representatives, not to exceed seventy-five copies.

To the Vice President and each Senator, Representative, Delegate, and Resident Commissioner in Congress, there shall also be furnished (and shall not be transferable) three copies of the daily Record, of which one shall be delivered at his residence, one at his office, and one at the Capitol.

In addition to the foregoing the Congressional Record shall also be furnished as follows:

There shall be printed and held in reserve by the Public Printer, in unstitched form, as many copies of the daily Record as may be required to supply a semimonthly edition, which shall be bound in paper cover together with each semimonthly index when the same is issued and shall then be delivered promptly as hereinafter provided.

To each committee and commission of Congress, one daily and one semimonthly copy.

To each joint committee and joint commission in Congress, as may be designated by the Joint Committee on Printing, two copies of the daily, one semimonthly copy, and one bound copy.

To the Secretary and the Sergeant at Arms of the Senate, for office use, each, six semimonthly copies.

To the Clerk, Sergeant at Arms, and Doorkeeper of the House, for office use, each, six semimonthly copies.

To the Joint Committee on Printing, ten semimonthly copies.

To the Vice President and each Senator, Representative, Delegate, and Resident Commissioner in Congress, one semimonthly copy.

To the President of the United States, for the use of the Executive Office, ten copies of the daily, two semimonthly copies, and one bound copy.

To the Chief Justice of the United States and each of the Associate Justices of the Supreme Court of the United States, one copy of the daily.

To the offices of the marshal and clerk of the Supreme Court of the United States, each, two copies of the daily and one semimonthly copy.

Congressional Record, gratuitous copies—
Continued.

To the offices of the Vice President and the Speaker of the House of Representatives, each, six copies of the daily and one semimonthly copy.

To the Sergeant at Arms, the Chaplain, the Postmaster, the superintendent and the foreman of the folding room of the Senate and House of Representatives, respectively; to the Secretaries to the Majority and the Minority of the Senate, and to the Doorkeeper of the House of Representatives, each, one copy of the daily.

To the office of the Parliamentarian of the House of Representatives, six copies of the daily, one semimonthly copy, and two bound copies.

To the offices of the Official Reporters of Debates of the Senate and House of Representatives, respectively, each, fifteen copies of the daily, one semimonthly copy, and three bound copies.

To the office of the stenographers to committees of the House of Representatives, four copies of the daily and one semimonthly copy.

To the office of the Congressional Record Index, ten copies of the daily and two semimonthly copies.

To the offices of the superintendents of the Senate and House document rooms, each, three copies of the daily, one semimonthly copy, and one bound copy.

To the offices of the superintendents of the Senate and House press galleries, each, two copies of the daily, one semimonthly copy, and one bound copy.

To the offices of the Legislative Counsel of the Senate and House of Representatives, respectively, and the Architect of the Capital¹, each, three copies of the daily, one semimonthly copy, and one bound copy.

To the Library of Congress for official use in Washington, District of Columbia, and for international exchange, as provided in title IV of this Act, not to exceed one hundred and forty-five copies of the daily, five semimonthly copies, and one hundred and fifty bound copies.

To the library of the Senate, three copies of the daily, two semimonthly copies, and not to exceed fifteen bound copies.

To the library of the House of Representatives, five copies of the daily, two semimonthly copies, and not to exceed twenty-eight bound copies, of which eight copies may be bound in such style and manner as may be approved by the Joint Committee on Printing.

To the library of the Supreme Court of the United States, two copies of the daily, two semimonthly copies, and not to exceed five bound copies.

To the Public Printer for official use, not to exceed seventy-five copies of the daily, ten semimonthly copies, and two bound copies.

To the Director of the Botanic Garden, two copies of the daily and one semimonthly copy.

To the National Archives, five copies of the daily, two semimonthly copies, and two bound copies.

To the library of each executive department, independent office, and establishment of the Government now in Washington, District of Columbia, or which hereafter may be created, except those designated as depository libraries, and to the libraries of the municipal government of the District of Columbia, the Naval Observatory, and the Smithsonian Institution, each, two copies of the daily, one semimonthly copy, and one bound copy.

To the Government of the Philippine Islands at Manila, ten copies in both daily and bound form.

¹ So in original.

To the offices of the Governors of Alaska, Hawaii, Puerto Rico, and the Virgin Islands, each, five copies in both daily and bound form.

Congressional Record, gratuitous copies—Continued.

To the office of the Governor of the Panama Canal, five copies in both daily and bound form.

To each ex-President and ex-Vice President of the United States, one copy of the daily.

To the governor of each State, one copy in both daily and bound form.

To the United States Soldiers' Home and to each of the National Homes for Disabled Volunteer Soldiers, and to each of the State soldiers' homes now established or which hereafter may be created for either Federal or Confederate soldiers, one copy of the daily.

To the Superintendent of Documents, as many daily and bound copies as may be required for distribution to depository libraries.

To the Department of State, not to exceed one hundred and fifty copies of the daily, for distribution to each of our embassies and legations abroad, and to the principal consular offices in the discretion of the Secretary of State.

Department of State, for distribution to embassies, etc., abroad.

To each foreign legation in Washington whose government extends a like courtesy to our embassies and legations abroad, one copy of the daily, to be furnished upon requisition of and sent through the Secretary of State.

Foreign legations in Washington.

To each newspaper correspondent whose name appears in the Congressional Directory, and who makes application therefor, for his personal use and that of the paper or papers he represents, one copy of the daily and one copy of the bound, the same to be sent to the office address of each member of the press or elsewhere as he may direct: *Provided, however,* That not to exceed four copies in all shall be furnished to members of the same press bureau.

Newspaper correspondents.

Proviso.
Restriction.

Delivery.

All copies of the daily edition shall, unless otherwise directed by the Joint Committee on Printing, be supplied and delivered promptly on the day after the actual day's proceedings as originally published. Each order for the daily Record shall begin with the current issue thereof, if previous issues of the same session are not available. The apportionment herein specified for daily copies shall not be transferable for the bound form and any allotment of daily copies not used by any Member during a session shall lapse when the session ends.

Apportionment not transferable for bound form.

The Public Printer is authorized to furnish to subscribers the daily Record at \$1.50 per month, payable in advance.

Subscriptions.

SEC. 4. That chapter 23, section 24 (28 Stat. 604), of the Printing Act, approved January 12, 1895 (U. S. C., title 44, sec. 184), relative to reserving unbound copies of the daily Congressional Record for Members of Congress and the committees thereof, be, and is hereby, repealed.

Reserving unbound copies for Congressmen, repealed.
Vol. 28, p. 604.
U. S. C., p. 1941.

TITLE III

Title III.

DECISIONS OF THE SUPREME COURT

Decisions of the Supreme Court.

SEC. 5. That so much of section 227 of the Judicial Code as amended (U. S. C., title 28, sec. 334), as relates to the distribution of reports and digests of the decisions of the Supreme Court of the United States to the law library of the Supreme Court, be, and is hereby, amended by striking out the words "to the law library of the Supreme Court, twenty-five copies" and inserting in lieu thereof the following:

Reports and digests.
U. S. C., p. 1260.

Distribution.

"To the library of the Supreme Court, ten copies.

"To the Library of Congress for the use of the law library and for international exchange, as provided in title IV of this Act, not to

exceed one hundred and fifty copies each of the bound and advance editions."

TITLE IV

PUBLICATIONS TO THE LIBRARY OF CONGRESS

Publications to Library of Congress.
Vol. 31, p. 1464; Vol. 43, p. 1106.
U. S. C., pp. 1938, 1945.

SEC. 6. That Public Resolution Numbered 16 (31 Stat. 1465), approved March 2, 1901 (U. S. C., title 44, secs. 139 and 228), relating to the distribution of public documents to the Library of Congress for its own use and for international exchange, and section 7 of the Act (43 Stat. 1106) approved March 3, 1925 (U. S. C., title 44, sec. 139a), relative to increasing the number of copies of Government publications for international exchange, be, and are hereby, amended to read as follows:

International exchange of Government publications.

Vol. 25, p. 1465.

139. INTERNATIONAL EXCHANGE OF GOVERNMENT PUBLICATIONS.—That, for the purpose of more fully carrying into effect the provisions of the convention concluded at Brussels on March 15, 1886, and proclaimed by the President of the United States on January 15, 1889, there shall hereafter be supplied to the Library of Congress not to exceed one hundred and twenty-five copies each of all Government publications, including the daily and bound copies of the Congressional Record, for distribution, through the Smithsonian Institution, to such foreign governments as may agree to send to the United States similar publications of their governments for delivery to the Library of Congress.

Distribution of Government publications to Library of Congress.

139a. DISTRIBUTION OF GOVERNMENT PUBLICATIONS TO THE LIBRARY OF CONGRESS.—That there shall be printed and furnished to the Library of Congress for official use in Washington, District of Columbia, and for international exchange as provided in section 139 of this title, not to exceed one hundred and fifty copies of the publications described in this section, to wit: House documents and reports, bound; Senate documents and reports, bound; Senate and House journals, bound; public bills and resolutions; the United States Code and supplements, bound; the Official Register of the United States, bound; and all other publications and maps which are printed, or otherwise reproduced, under authority of law, upon the requisition of any Congressional committee, executive department, bureau, independent office, establishment, commission, or officer of the Government: *Provided*, That confidential matter, blank forms, and circular letters not of a public character shall be excepted.

Proviso.
Exceptions.

In addition to the foregoing, there shall be delivered as printed to the Library of Congress ten copies of each House document and report, unbound; ten copies of each Senate document and report, unbound; and ten copies of each private bill and resolution and fifty copies of the laws in slip form.

Exchange for parliamentary records.
Provision repealed.
Vol. 35, p. 1169.
U. S. C., p. 1942.

SEC. 7. That Public Resolution Numbered 25 (35 Stat. 1169), approved March 4, 1909 (U. S. C., title 44, sec. 186), relating to the distribution of Government publications in exchange for parliamentary records, be, and is hereby, repealed.

Title V.

TITLE V

Annual reports.

MANUSCRIPT OF ANNUAL REPORTS

Vol. 39, p. 336.
U. S. C., p. 44.

SEC. 8. That chapter 209, section 3 (39 Stat. 336), of the Sundry Civil Appropriation Act for the fiscal year ending June 30, 1917, approved July 1, 1916 (U. S. C., title 5, sec. 108), be, and is hereby, amended to read as follows:

Manuscript of, and accompanying documents.
Printing restrictions.

108. MANUSCRIPT OF ANNUAL REPORTS AND ACCOMPANYING DOCUMENTS.—The appropriations made for printing and binding shall not be used for any annual report or the accompanying documents

unless the manuscript and proof therefor is furnished to the Public Printer in the following manner: Manuscript of the documents accompanying such annual reports on or before the 1st day of November of each year; manuscript of the annual reports on or before the 15th day of November of each year; complete revised proofs of the accompanying documents on the 1st day of December of each year and of the annual reports on the 10th day of December of each year; and all of said annual reports and accompanying documents shall be printed, made public, and available for distribution not later than within the first five days after the assembling of each regular session of Congress. The provisions of this section shall not apply to the annual reports of the Smithsonian Institution, the Commissioner of Patents, the Comptroller of the Currency, or the Secretary of the Treasury.

TITLE VI

STATUTES AT LARGE

SEC. 9. That so much of chapter 23, section 73 (28 Stat. 615), of the Printing Act, approved January 12, 1895, as amended, as relates to the publication and distribution of the Statutes at Large (U. S. C., title 1, sec. 30, and title 44, sec. 196), be, and is hereby, amended to read as follows:

196. **STATUTES AT LARGE; CONTENTS; ADMISSIBILITY IN EVIDENCE.**—That, beginning with the Seventy-fifth Congress and thereafter, the Secretary of State shall cause to be compiled, edited, and indexed the United States Statutes at Large, which shall contain all the laws and concurrent resolutions enacted during each session of Congress, and also all conventions, treaties, and international agreements to which the United States is a party and which have come into force since the date of the adjournment of the session of Congress next preceding, including all proclamations issued since that date. The United States Statutes at Large shall be legal evidence of the laws, treaties, and conventions therein contained in all the courts of the United States, its Territories, and insular possessions, and of the several States therein.

196a. **SAME; DISTRIBUTION.**—The Public Printer shall print, and after the final adjournment of each session of Congress, bind and deliver to the Superintendent of Documents as many copies of the Statutes at Large as may be required for distribution as follows:

To the President of the United States, four copies, one of which shall be for the library of the Executive Mansion;

To the Vice President of the United States, two copies;

To each Senator, Representative, Delegate, and Resident Commissioner in Congress, one copy;

To the office of the Parliamentarian of the House of Representatives, two copies;

To the offices of the Legislative Counsel of the Senate and House of Representatives, each, one copy;

To the Senate Library, not to exceed twenty-five copies;

To the House Library, not to exceed fifty copies;

To the Library of Congress for international exchange and for official use in Washington, District of Columbia, not to exceed one hundred and fifty copies;

To the library of the Supreme Court of the United States, for distribution to the Chief Justice and Associate Justices, the officers of the Court, and for use in the library, not to exceed twenty copies;

To the Architect of the Capitol, one copy;

To the Public Printer, two copies;

To the National Archives, not to exceed five copies;

Exceptions.

Title VI.

Statutes at Large.

Vol. 28, p. 615.
U. S. C., pp. 2, 1943.

Publication at end of each session.

Contents.

Admissibility in evidence.

Distribution.

Statutes at Large,
distribution—Contd.

To the Department of State, including those for the use of embassies, legations, and consulates, not to exceed six hundred copies;

To the Treasury Department, including those for the use of officers of customs, not to exceed three hundred copies;

To the War Department, not to exceed two hundred copies;

To the Navy Department, not to exceed one hundred copies;

To the Department of the Interior, including those for the use of the United States Supervisors of Surveys and registers and receivers of public-land offices, not to exceed three hundred copies;

To the Post Office Department, not to exceed fifty copies;

To the Department of Justice, including those for the judges and the officers of the United States and Territorial courts, not to exceed eight hundred copies;

To the Department of Agriculture, not to exceed one hundred copies;

To the Department of Commerce, not to exceed one hundred copies;

To the Department of Labor, including those for the officers of the Immigration and Naturalization Service, not to exceed one hundred and seventy-five copies;

To the government of the Philippine Islands, at Manila, ten copies;

To the offices of the Governors of Alaska, Hawaii, Puerto Rico, and the Virgin Islands, each, two copies;

To the office of the Governor of the Panama Canal, three copies;

To the library of the court of last resort of each State, Territory, and insular possession, and of the District of Columbia, each, one copy;

To each designated depository library in each State, Territory, and insular possession, one copy;

To each independent office and establishment of the Government now in Washington, District of Columbia, or which hereafter may be created, not to exceed six copies; and

To the library of the municipal government of the District of Columbia, the Naval Observatory, and the Smithsonian Institution, each, one copy.

In addition to the foregoing the Public Printer shall print one thousand two hundred copies of the Statutes at Large, of which three hundred copies shall be for the use of the Senate and nine hundred copies for the use of the House of Representatives. The "usual number" shall not be printed.

Pamphlet copies of
statutes discontinued.
Vol. 28, p. 614.
U. S. C., p. 1943.

SEC. 10. That so much of chapter 23, section 73 (28 Stat. 614), of the Printing Act, approved January 12, 1895, as relates to the publication and distribution of pamphlet copies of the statutes of each session of Congress (U. S. C., title 44, sec. 195), be, and is hereby, repealed.

TITLE VII

Title VII.

OWNERSHIP OF GOVERNMENT PUBLICATIONS

Ownership of Gov-
ernment publications.

Vol. 28, p. 620.
U. S. C., p. 1935.

SEC. 11. That chapter 23, section 74 (28 Stat. 620), of the Printing Act, approved January 12, 1895 (U. S. C., title 44, sec. 92), relating to the ownership of publications furnished Government officers for official use, be, and is hereby, amended to read as follows:

Custody, etc.

92. GOVERNMENT PUBLICATIONS SHALL REMAIN PUBLIC PROPERTY.—All Government publications furnished by authority of law to officers (except members of Congress) of the United States Government, for their official use, shall be stamped "Property of the United States Government", and shall be preserved by such officers and by them delivered to their successors in office as a part of the property apper-

taining to the office. Government publications furnished depository libraries shall be made available for the free use of the general public and must not be disposed of except as the Superintendent of Documents may direct.

SEC. 12. That section 1777 of the Revised Statutes of the United States (U. S. C., title 5, sec. 89), relating to preservation of Statutes at Large, and so much of chapter 433, section 1 (22 Stat. 336), of the Sundry Civil Appropriation Act, for 1883, approved August 7, 1882 (U. S. C., title 5, sec. 90), relating to statutes furnished judges to remain public property, and section 506 of the Revised Statutes of the United States (U. S. C., title 44, sec. 90), relating to books and documents not to be removed from depositories, be, and are hereby, repealed.

TITLE VIII

ACCEPTANCE OF PAPER AND ENVELOPES

SEC. 13. That chapter 23, section 7 (28 Stat. 602), of the Printing Act, approved January 12, 1895 (U. S. C., title 44, sec. 9), relative to the comparison of paper with the standard quality, be, and is hereby, amended to read as follows:

9. COMPARISON OF PAPER AND ENVELOPES WITH STANDARD QUALITY.—The Public Printer shall compare every lot of paper and envelopes delivered by a contractor with the standard of quality fixed upon by the Joint Committee on Printing, and shall not accept any paper or envelopes which does not conform to it in every particular: *Provided, however,* That any lot of delivered paper or envelopes which does not conform to such standard of quality may be accepted by the Joint Committee on Printing at such discount as, in its opinion, may be sufficient to protect the interests of the Government.

TITLE IX

PUBLIC BILLS AND RESOLUTIONS FOR DEPARTMENTS

SEC. 14. That the second sentence of chapter 23, section 90 (28 Stat. 616), of the Printing Act, approved January 12, 1895 (U. S. C., title 44, sec. 215), authorizing the Public Printer to furnish to the departments copies of all bills and resolutions required for official use, be, and is hereby, amended as follows:

After the word "all" insert the word "public".

SEC. 15. That all Acts or parts of Acts inconsistent with this Act are hereby repealed.

Approved, June 20, 1936.

[CHAPTER 631.]

AN ACT

To extend the benefits of the Adams Act, the Purnell Act, and the Capper-Ketcham Act to the Territory of Alaska, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following Acts, to wit, an Act entitled "An Act to provide for an increased annual appropriation for agriculture¹ experiment stations and regulating the expenditure thereof", approved March 16, 1906, and known as the Adams Act; an Act entitled "An Act to authorize the more complete endowment of agricultural experiment stations, and for other purposes", approved February 24, 1925, and known as the Purnell Act; and an Act entitled "An Act to provide for the further

Publications furnished depositories.

Provisions repealed.
R. S., sec. 1777, p. 315;
sec. 506, p. 84.
Vol. 22, p. 336.
U. S. C., pp. 42, 1935.

Acceptance of paper and envelopes.

Vol. 28, p. 602.
U. S. C., p. 1929.

Comparison of paper and envelopes with standard quality.

Provis.
Acceptance of rejected paper at discount.

Public bills and resolutions for departments.

Vol. 28, p. 623.
U. S. C., p. 1944.

Public bills, etc., to be furnished.

Inconsistent laws repealed.

June 20, 1936.
[S. 3784.]

[Public, No. 726.]

Alaska.
Benefits of certain Acts extended to.
Agricultural experiment stations.
Vol. 34, p. 63; U. S. C., p. 139.

Additional endowment of agricultural experiment stations.
Vol. 43, p. 975.
U. S. C., p. 139.

¹ So in original.

Cooperative agricultural extension work with agricultural colleges.
Vol. 45, p. 711;
U. S. C., p. 138.

development of agricultural extension work between the agricultural colleges in the several States receiving the benefit of the Act entitled 'An Act donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and the mechanic arts', approved July 2, 1862, and all Acts supplementary thereto, and the United States Department of Agriculture", approved May 22, 1928, and known as the Capper-Ketcham Act, be, and the same are hereby, extended to the Territory of Alaska.

Sums authorized for fiscal year 1937 and thereafter.

SEC. 2. To carry into effect the above provisions for extending to the Territory of Alaska to the extent herein provided, the benefits of the said Adams Act and the said Purnell Act the following sums are hereby authorized to be appropriated: For the fiscal year ending June 30, 1937, \$5,000; for the fiscal year ending June 30, 1938, \$7,500; for the fiscal year ending June 30, 1939, \$10,000; for the fiscal year ending June 30, 1940, \$12,500; for the fiscal year ending June 30, 1941, \$15,000; for the fiscal year ending June 30, 1942, \$17,500; for the fiscal year ending June 30, 1943, \$20,000; for the fiscal year ending June 30, 1944, \$22,500; for the fiscal year ending June 30, 1945, \$27,500; for the fiscal year ending June 30, 1946, \$32,500; for the fiscal year ending June 30, 1947, \$37,500; and thereafter a sum equal to one-half of that provided for each State and Territory under the said Adams Act and the said Purnell Act: *Provided*, That no appropriations shall be made under this Act until annually estimated as to funds and amounts by the Secretary of Agriculture, the estimates to be based upon his determination of the ability of the Territory of Alaska to make effective use of the funds in maintaining agricultural experiment stations.

Proviso.
Annual estimate before appropriation.

Extension of agricultural extension work to Alaska.

SEC. 3. To carry into effect the above provisions for extending to the Territory of Alaska, to the extent herein provided, the benefits of the said Capper-Ketcham Act the following sums are hereby authorized to be appropriated: For the fiscal year ending June 30, 1937, \$2,500; for the fiscal year ending June 30, 1938, \$5,000; for the fiscal year ending June 30, 1939, \$7,500; for the fiscal year ending June 30, 1940, and annually thereafter, \$10,000: *Provided*, That no appropriations shall be made under this Act until annually estimated as to funds and amounts by the Secretary of Agriculture, the estimates to be based upon his determination of the ability of the Territory of Alaska to make effective use of the funds: *And provided further*, That whereas the said Capper-Ketcham Act provides that "at least 80 per centum of all appropriations under this Act shall be utilized for the payment of salaries of extension agents in counties of the several States to further develop the cooperative extension system in agriculture and home economics with men, women, boys, and girls", the several established judicial divisions of the Territory of Alaska, as the same shall exist from time to time, shall be considered as counties for the purpose of complying with the provisions of this Act until a subdivision of the Territory of Alaska into counties is effected.

Sums authorized for fiscal year 1937 and thereafter.

Provisos.
Annual estimate before appropriation.

Alaska judicial districts to be considered as counties.

Approved, June 20, 1936.

[CHAPTER 632.]

AN ACT

To amend section 4b of the National Defense Act, as amended, relating to certain enlisted men of the Army.

June 20, 1936.
[S. 4132.]

[Public, No. 726.]

National Defense Act amendment.
Vol. 41, p. 761; Vol. 43, p. 470.
U. S. C., p. 259.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4b of the National Defense Act, as amended, be, and the same hereby is, amended by striking out the present wording and substituting therefor the following:

"SEC. 4b. ENLISTED MEN.—On and after July 1, 1936, the grades and ratings of enlisted men shall be such as the President may from time to time direct, with monthly base pay in each grade and pay for each rating as prescribed by law. The numbers in grades and/or ratings of enlisted men shall be such as are authorized from time to time by the President by Executive order: *Provided*, That nothing in this section shall operate to reduce the pay which any enlisted man is now receiving, during his current enlistment and while he holds his present grade and rating, nor to change the present rate of pay of any enlisted man now on the retired list, nor to change existing provisions of law relating to flying cadets: *Provided further*, That the transportation privileges authorized by section 12 of the Act of Congress approved May 18, 1920, shall apply only to enlisted men of the first three grades: *Provided further*, That nothing herein shall be construed to authorize any increase in the number of the enlisted personnel of the Regular Army."

Enlisted men.
Grades and ratings;
pay.

Provisos.
Present pay not reduced.

Transportation privileges.
Vol. 41, p. 605.

Personnel not increased.

Inconsistent laws repealed.

SEC. 2. All laws and parts of laws in conflict with the provisions of this Act are repealed as of the effective date of this Act.

Approved, June 20, 1936.

[CHAPTER 633.]

AN ACT

To provide for the modification of the contract of lease entered into on June 12, 1922, between the United States and the Board of Commissioners of the Port of New Orleans.

June 20, 1936.
[S. 4252.]
[Public, No. 727.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War, with the consent of the lessee, may, in his discretion, and in such manner as he may consider desirable, reduce the consideration or obligation, require repairs and maintenance, and otherwise modify the terms, consideration, and provisions of the lease entered into between the United States and the Board of Commissioners of the Port of New Orleans on June 12, 1922, as now or hereafter supplemented, covering the New Orleans Army Base or portions thereof, in the event it appears that full performance of the lessee's obligations under such lease will result in default by, or impose undue hardship upon, the lessee: *Provided*, That the rental shall not be made lower than the fair rental value to be determined by the Secretary of War from an appraisal by qualified disinterested appraisers, the cost of appraisal to be paid by the Secretary of War from the rental collected under the lease.

Port of New Orleans.
Modification of contract of lease.

Proviso.
Determination of fair rental value.

Approved, June 20, 1936.

[CHAPTER 634.]

AN ACT

To amend the Migratory Bird Treaty Act of July 3, 1918 (40 Stat. 755), to extend and adapt its provisions to the convention between the United States and the United Mexican States for the protection of migratory birds and game mammals concluded at the city of Mexico February 7, 1936, and for other purposes.

June 20, 1936.
[S. 4584.]
[Public, No. 723.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the title of the Act entitled "An Act to give effect to the convention between the United States and Great Britain for the protection of migratory birds concluded at Washington, August sixteenth, nineteen hundred and sixteen, and for other purposes", approved July 3, 1918 (40 Stat. 755), is hereby amended as of the day on which the President shall proclaim the exchange of ratifications of the convention between

Migratory Bird Treaty Act, amendment.
Vol. 40, p. 755.
U. S. C., p. 686.

Effective date.

the United States and the United Mexican States for the protection of migratory birds and game mammals concluded February 7, 1936, or on the day of the enactment of this Act, whichever date is later, so that it will read as follows:

Title modified.

"An Act to give effect to the conventions between the United States and Great Britain for the protection of migratory birds concluded at Washington August sixteenth, nineteen hundred and sixteen, and between the United States and the United Mexican States for the protection of migratory birds and game mammals concluded at the city of Mexico February seventh, nineteen hundred and thirty six, and for other purposes."

Term "convention" pluralized.

SEC. 2. That said Act approved July 3, 1918, is hereby amended as of the day aforesaid by striking out the word "convention" wherever it occurs therein and by inserting in lieu thereof the word "conventions".

SEC. 3. That section 2 of said Act approved July 3, 1918, is hereby amended as of the day aforesaid so as to read as follows:

Certain provisions of Act to apply to United Mexican States.

"SEC. 2. That unless and except as permitted by regulations made as hereinafter provided, it shall be unlawful at any time, by any means or in any manner, to pursue, hunt, take, capture, kill, attempt to take, capture, or kill, possess, offer for sale, sell, offer to barter, barter, offer to purchase, purchase, deliver for shipment, ship, export, import, cause to be shipped, exported, or imported, deliver for transportation, transport or cause to be transported, carry or cause to be carried, or receive for shipment, transportation, carriage, or export, any migratory bird, or any part, nest, or egg of any such birds, included in the terms of the conventions between the United States and Great Britain for the protection of migratory birds concluded August 16, 1916, and the United States and the United Mexican States for the protection of migratory birds and game mammals concluded February 7, 1936."

SEC. 4. That section 4 of said Act approved July 3, 1918, is hereby amended as of the day aforesaid by adding at the end thereof the following:

Game mammals; regulation of imports and exports, United States and Mexico.

"It shall be unlawful to import into the United States from Mexico, or to export from the United States to Mexico, any game mammal, dead or alive, or parts or products thereof, except under permit or authorization of the Secretary of Agriculture in accordance with such regulations as he shall prescribe having due regard to the laws of the United Mexican States relating to the exportation and importation of such mammals or parts or products thereof and the laws of the State, District, or Territory of the United States from or into which such mammals, parts, or products thereof, are proposed to be exported or imported, and the laws of the United States forbidding importation of certain live mammals injurious to the interests of agriculture and horticulture, which regulations shall become effective as provided in section 3 hereof."

Vol. 40, p. 756.

SEC. 5. That section 9 of said Act approved July 3, 1918, is hereby repealed as of the day aforesaid and the following is hereby substituted in lieu thereof:

Appropriations authorized.

"SEC. 9. That there is authorized to be appropriated, from time to time, out of any money in the Treasury not otherwise appropriated, such amounts as may be necessary to carry out the provisions and to accomplish the purposes of said conventions and this Act and regulations made pursuant thereto, and the Secretary of Agriculture is authorized out of such moneys to employ in the city of Washington and elsewhere such persons and means as he may deem necessary for such purpose and may cooperate with local authorities in the protection of migratory birds and make the necessary investigations connected therewith."

SEC. 6. That all moneys now or hereafter available for administration and enforcement of said Act approved July 3, 1918, shall be equally available for the administration and enforcement of said Act as hereby amended.

Funds available.

Approved, June 20, 1936.

[CHAPTER 635.]

AN ACT

To prohibit the commercial use of the coat of arms of the Swiss Confederation pursuant to the obligation of the Government of the United States under article 28 of the Red Cross Convention signed at Geneva July 27, 1929.

June 20, 1936.
[S. 4667.]
[Public, No. 729.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it shall be unlawful for any person, partnership, incorporated or unincorporated company, or association within the jurisdiction of the United States to use, whether as a trade mark, commercial label, or portion thereof, or as an advertisement or insignia for any business or organization or for any trade or commercial purpose, the coat of arms of the Swiss Confederation, consisting of an upright white cross with equal arms and lines on a red ground, or any simulation thereof: *Provided,* That no person, corporation, or association that actually used or whose assignors actually used a design or insignia identical with or similar to that described herein for any lawful purpose for ten years next preceding the effective date of this Act shall be deemed forbidden to continue the use thereof for the same purpose.

Swiss Confederation. Commercial use of coat of arms of, prohibited. Vol. 47, p. 2092.

Proviso. Use of similar design for past 10 years.

SEC. 2. Any person who willfully violates the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction shall be liable to a fine of not exceeding \$500 or imprisonment for a term not exceeding one year, or both.

Penalty for violation.

Approved, June 20, 1936.

[CHAPTER 636.]

AN ACT

To provide for the sale of the Port Newark Army Base to the city of Newark, New Jersey, and for other purposes.

June 20, 1936.
[S. 4787.]
[Public, No. 730.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to sell to the city of Newark, New Jersey, on terms and conditions deemed advisable by him, the right, title, and interest of the United States in the Port Newark Army Base, New Jersey, including such equipment pertaining thereto as he determines is not required for military purposes, for the sum of \$2,000,000, of which \$100,000 shall be paid in cash and the balance in annual installments, on or before August 1 of each succeeding year, of \$100,000 per year for the first five years and \$200,000 per year thereafter, with permission to the city of Newark to anticipate payment of the deferred installments at any time: *Provided,* That said initial payment of \$100,000 of the purchase price shall be made by the city of Newark to the Secretary of War not later than August 1, 1936, and possession delivered by the United States as of September 1, 1936, or as soon thereafter as practicable: *Provided further,* That title to the property shall pass to the city of Newark and a quitclaim deed delivered by the Secretary of War after receipt by him of the final payment: *And provided further,* That such conveyance shall be made upon the condition that the United States, in the event of war or of any national emergency declared by Congress to exist, shall have the right to take over said

Port Newark Army Base. Sale of to city of Newark, N. J., authorized.

Equipment.

Payment.

Proviso. Initial installment.

Transfer of possession.

Delivery of title.

Federal use in national emergency; payment.

property and shall pay to the city of Newark as liquidated damages a sum equal to 3 per centum per annum on the amount theretofore paid on the purchase price of the said property by the said city during each year or part thereof that the said property is occupied under such taking by the United States, the said property to be returned to the city of Newark upon the expiration of such war or national emergency.

Disposition if not acquired by Newark.

SEC. 2. In the event the city of Newark shall not elect to acquire said property as provided in section 1 of this Act, then the Secretary of War is authorized to offer said property at public sale to the highest responsible bidder on terms and conditions to be prescribed by him, which terms and conditions shall not be less favorable to the United States than those prescribed in section 1 of this Act: *Provided*, That if the highest responsible bidder shall fail to enter into and consummate a contract of sale, the Secretary of War may award the contract to the next highest responsible bidder or, in his discretion, readvertise said property for sale in like manner.

Proriso.
Resale, if bidder fails to enter contract of sale.

Terms and conditions of contract.

SEC. 3. Any contract of sale shall be subject to the conditions that if the purchaser shall fail to pay any installment of the purchase price and interest, if any, as and when the same are due, or shall fail to comply with the other terms and conditions of the sale, then the Secretary of War may, at his election, declare such purchaser in default and reenter and repossess said property in the name of the United States and he may thereafter cause said property to be readvertised and resold at public sale in accordance with the provisions of this Act.

Lease or operation authorized.

SEC. 4. During any interval of time that the property may be in the custody of the Secretary of War, he may, in a manner that will best conserve the interests of the United States, lease said property, or, if unable to lease the same, on satisfactory terms, may maintain and operate the same, or, in the discretion of the President, the property may be transferred by Executive order to the Department of Commerce for administration under the provisions of the Merchant Marine Act of June 5, 1920, as amended.

Transfer to Department of Commerce permitted.
Vol. 41, p. 988.

Deposit of receipts in Treasury.

SEC. 5. All sums received as a result of the sale of said property, after deducting therefrom any costs of appraisal and other necessary expenses incident to sale, shall be deposited in the Treasury of the United States as miscellaneous receipts.

Approved, June 20, 1936.

[CHAPTER 637.]

AN ACT

June 20, 1936.
[H. R. 12.]
[Public, No. 731.]

To amend an Act entitled "An Act to divide the eastern district of South Carolina into four divisions and the western district into five divisions" by adding a new division to the eastern district and providing for terms of said court to be held at Orangeburg, South Carolina.

United States courts.
South Carolina judicial districts.
Eastern district.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the eastern district of South Carolina is divided into five divisions, to be known as the Aiken, Charleston, Columbia, Florence, and Orangeburg divisions. The Aiken division shall include the territory embraced in the counties of Aiken, Allendale, Barnwell, and Hampton. The Charleston division shall include the territory embraced in the counties of Beaufort, Berkeley, Charleston, Clarendon, Colleton, Dorchester, and Jasper. The Columbia division shall include the territory embraced in the counties of Kershaw, Lee, Lexington, Richland, and Sumter. The Florence division shall include the territory embraced in the counties of Chesterfield, Darlington, Dillon, Florence, George-

Aiken division.
Charleston division.

Columbia division.

Florence division.

town, Horry, Marion, Marlboro, and Williamsburg. The Orangeburg division shall include the territory embraced in the counties of Calhoun, Bamberg, and Orangeburg. The terms of the district court for the Aiken division shall be held at Aiken, for the Charleston division at Charleston, for the Columbia division at Columbia, for the Florence division at Florence, and for the Orangeburg division at Orangeburg.

Orangeburg division.

Terms of court.

SEC. 2. That the divisions of the western district of South Carolina, as now provided by law, shall remain unchanged and are not affected by this Act, and all other provisions of the said Act remain unchanged, as now provided by law.

Western district unchanged.

SEC. 3. That the terms of the District Court for the Eastern District of South Carolina, in addition to the times and places now provided by law, shall be held at Orangeburg, in the county of Orangeburg, in the State of South Carolina, on the third Monday in November and the second Monday in April of each year hereafter: *Provided*, That facilities for holding court at Orangeburg are furnished free of expense to the United States.

District Court for Eastern District. Terms at Orangeburg.

Proviso. Court facilities.

Approved, June 20, 1936.

[CHAPTER 638.]

AN ACT

To authorize the operation of stands in Federal buildings by blind persons, to enlarge the economic opportunities of the blind, and for other purposes.

June 20, 1936.
[H. R. 4688.]
[Public, No. 732.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of providing blind persons with remunerative employment, enlarging the economic opportunities of the blind, and stimulating the blind to greater efforts in striving to make themselves self-supporting blind persons licensed under the provisions of this Act shall be authorized to operate vending stands in any Federal building where, in the discretion of the head of the department or agency in charge of the maintenance of the building, such vending stands may be properly and satisfactorily operated by blind persons.

Operation of stands in Federal buildings by blind persons.

SEC. 2. (a) The Office of Education in the Department of the Interior, subject to the direction of the Commissioner of Education and such rules and regulations as he may, with the approval of the Secretary of the Interior, prescribe, shall—

Office of Education, duties prescribed.

(1) Make surveys of concession-stand opportunities for blind persons in Federal and other buildings in the United States;

Surveys of concession stand opportunities.

(2) Make surveys throughout the United States of industries with a view to obtaining information that will assist blind persons to obtain employment;

Surveys of industries affording employment.

(3) Make available to the public, and especially to persons and organizations engaged in work for the blind, information obtained as a result of such surveys;

Dissemination of information obtained.

(4) Designate as provided in section 3 of this Act the State commission for the blind in each State, or, in any State in which there is no such commission some other public agency to issue licenses to blind persons who are citizens of the United States and at least twenty-one years of age for the operating of vending stands in Federal and other buildings in such State for the vending of newspapers, periodicals, confections, tobacco products, and such other articles as may be approved for each building by the custodian thereof and the State licensing agency; and

Designation of public agencies in States to issue licenses to blind citizens for operation of vending stands.

(5) Take such other steps as may be necessary and proper to carry out the provisions of this Act.

Other administrative measures.

Needy blind residents to be given preference.

License; duration, termination.

License subject to approval.

Limitation.

Location; type of stand.

Requirements for State agencies.

Federal rehabilitation cooperation with State boards.
Vol. 41, p. 736.
U. S. C., p. 1321.

Expenses.

Preferential employment of blind persons.

Definitions.

"United States."

"Blind person."

"State."

Appropriation authorized.

(b) The State licensing agency shall, in issuing each such license for the operation of a vending stand, give preference to blind persons who are in need of employment and have resided for at least one year in the State in which such stand is to be located. Each such license shall be issued for an indefinite period but may be terminated by the State licensing agency if it is satisfied that the stand is not being operated in accordance with the rules and regulations prescribed by such licensing agency. Each such license for the operation of a vending stand in a Federal building shall be subject to the approval of the Federal agency having charge of the building in which the stand is located. Such licenses shall be issued only to applicants who are blind within the meaning of this Act but are able, in spite of such infirmity, to operate such stands.

(c) The State licensing agency designated by the Office of Education is authorized, with the approval of the custodian having charge of the building in which the vending stand is to be located, to select a location for such stand and the type of stand to be provided.

SEC. 3. (a) A State commission for the blind or other State agency desiring to be designated as the agency for licensing blind persons for the operation of vending stands as provided in this Act shall, with the approval of the governor of the State, make application to the Commissioner of Education and agree—

(1) To cooperate with the Commissioner of Education and with the division of vocational rehabilitation of such State in training, placing, and supervising blind persons;

(2) To provide through loan, gift, or otherwise, for each blind person licensed to operate a stand, an adequate initial stock of suitable articles to be vended therefrom;

SEC. 4. The Commissioner is authorized to cooperate with the State boards for rehabilitation of handicapped persons, established by the several States pursuant to the Act entitled "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employment", approved June 2, 1920, as amended and supplemented, in carrying out the provisions of this Act.

SEC. 5. (a) The Commissioner is authorized to make such expenditures out of any money appropriated therefor (including expenditures for personal services and rent at the seat of government and elsewhere, books of reference and periodicals, for printing and binding, and for traveling expenses) as he may deem necessary to carry out the provisions of this Act.

(b) The Commissioner shall, in employing such additional personnel as may be necessary, give preference to blind persons who are capable of discharging the required duties, and at least 50 per centum of such additional personnel shall be blind persons.

SEC. 6. As used in this Act—

(a) The term "United States" includes the several States, Territories, and possessions of the United States, and the District of Columbia.

(b) The term "blind person" means a person having not more than 10 per centum visual acuity in the better eye with correction. Such blindness shall be certified by a duly licensed ophthalmologist.

(c) The term "State" means a State, Territory, possession, or the District of Columbia.

SEC. 7. There is hereby authorized to be appropriated such sums as may be necessary for carrying out the provisions of this Act.

Approved, June 20, 1936.

[CHAPTER 639.]

AN ACT

To amend the Judicial Code to divide the middle district of Georgia into seven divisions by adding a new division to the middle district, and providing for terms of said court to be held at Thomasville, Georgia.

June 20, 1936.
[H. R. 11614.]

[Public, No. 733.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsections (d) and (e) of section 77 of the Judicial Code, as amended (U. S. C., 1934 edition, title 28, sec. 150), is amended as follows:

“(d) The middle district shall include seven divisions, constituted as follows: The Athens division, which shall include the territory embraced on January 1, 1925, in the counties of Clarke, Elbert, Franklin, Greene, Hart, Madison, Morgan, Oconee, Oglethorpe, and Walton; the Macon division, which shall include the territory embraced on such date in the counties of Baldwin, Bibb, Bleckley, Butts, Crawford, Hancock, Houston, Jasper, Jones, Lamar, Monroe, Peach, Pulaski, Putnam, Twiggs, Upson, Washington, and Wilkenson; the Columbus division, which shall include the territory embraced on such date in the counties of Chattahoochee, Clay, Harris, Marion, Meriwether, Muscogee, Quitman, Randolph, Stewart, Talbot, and Taylor; the Americus division, which shall include the territory embraced on such date in the counties of Crisp, Dooly, Lee, Macon, Schley, Sumter, Terrell, Webster, and Wilcox; the Albany division, which shall include the territory embraced on such date in the counties of Baker, Calhoun, Dougherty, Early, Miller, Mitchell, Turner, and Worth; the Valdosta division, which shall include the territory embraced on such date in the counties of Berrien, Cook, Echols, Irwin, Lanier, Lowndes, and Tift; and the Thomasville division, which shall include the territory embraced on such date in the counties of Thomas, Brooks, Colquitt, Grady, Decatur, and Seminole.

United States courts.
Georgia middle judicial district.
Vol. 44, p. 671; U. S. C., p. 1240.
Id., p. 681.
Athens division.

Macon division.

Columbus division.

Americus division.

Albany division.

Valdosta division.

Thomasville division.

Terms of court.

“(e) The terms of the district court for the Athens division shall be held at Athens on the first Mondays in June and December; for the Macon division at Macon on the first Mondays in May and November; for the Columbus division at Columbus on the first Mondays in March and September; for the Americus division at Americus on the second Mondays in February and June: *Provided*, That suitable rooms and accommodations are furnished for holding court at Americus free of cost to the Government until a public building shall have been erected or put into proper condition for such purpose in said city; for the Albany division at Albany on the first Mondays in April and October; for the Valdosta division at Valdosta on the third Mondays in March and September; and for the Thomasville division on the third Mondays in May and November: *Provided*, That suitable rooms and accommodations are furnished for holding court thereat free of cost to the Government at Thomasville.”

Provided.
Rooms, etc., to be furnished at Americus.

Rooms, etc., at Thomasville.

Approved, June 20, 1936.

[CHAPTER 640.]

AN ACT

Relating to the admissibility in evidence of certain writings and records made in the regular course of business.

June 20, 1936.
[H. R. 11600.]

[Public, No. 734.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in any court of the United States and in any court established by Act of Congress, any writing or record, whether in the form of an entry in a book or otherwise, made as a memorandum or record of any act, transaction, occurrence, or event, shall be admissible as evidence of

United States courts.
Admissibility of certain documentary evidence.

said act, transaction, occurrence, or event, if it shall appear that it was made in the regular course of any business, and that it was the regular course of such business to make such memorandum or record at the time of such act, transaction, occurrence, or event or within a reasonable time thereafter. All other circumstances of the making of such writing or record, including lack of personal knowledge by the entrant or maker, may be shown to affect its weight, but they shall not affect its admissibility. The term "business" shall include business, profession, occupation, and calling of every kind.

SEC. 2. Any book, paper, statement, record, account, writing, or other document, or any portion thereof, of whatever character and in whatever form, as well as any copy thereof equally with the original, which is not in the United States (hereinafter referred to as a foreign document) shall, when duly certified as hereinafter provided, be admissible in evidence in any criminal action or proceeding in any court of the United States if the court shall find, from all the testimony taken with respect to such foreign document pursuant to a commission executed under the provisions of this Act, that such document (or the original thereof in case such document is a copy) satisfies the requirements of section 1 of this Act, unless in the event that the genuineness of such document is denied, any party to such criminal action or proceeding making such denial shall establish to the satisfaction of the court that such document is not genuine. Nothing contained herein shall be deemed to require authentication under the provisions of this Act of any foreign documents which may otherwise be properly authenticated by law.

SEC. 3. (a) The testimony of any witness in a foreign country may be taken either on oral or written interrogatories, or on interrogatories partly oral and partly written, pursuant to a commission issued, as hereinafter provided, for the purpose of determining whether any foreign documents sought to be used in any criminal action or proceeding in any court of the United States are genuine, and whether the requirements of section 1 of this Act are satisfied with respect to any such document (or the original thereof in case such document is a copy). Application for the issuance of a commission for such purpose may be made to the court in which such action or proceeding is pending by the United States or any other party thereto, after five days' notice in writing by the applicant party, or his attorney, to the opposite party, or his attorney of record, which notice shall state the names and addresses of witnesses whose testimony is to be taken and the time when it is desired to take such testimony. In granting such application the court shall issue a commission for the purpose of taking the testimony sought by the applicant, addressed to any consular officer of the United States conveniently located for the purpose. In cases of testimony taken on oral or partly oral interrogatories, the court shall make provisions in the commission for the selection as hereinafter provided of foreign counsel to represent each party (except the United States) to the criminal action or proceeding in which the foreign documents in question are to be used, unless such party has, prior to the issuance of the commission, notified the court that he does not desire the selection of foreign counsel to represent him at the time of taking of such testimony. In cases of testimony taken on written interrogatories, such provision shall be made only upon the request of any such party prior to the issuance of such commission. Selection of foreign counsel shall be made by the party whom such foreign counsel is to represent within ten days prior to the taking of testimony or by the court from which the commission issued, upon the request of such party made within such time.

Lack of personal knowledge by entrant not to affect admissibility.

"Business" construed.

Certified foreign documents.

Authentications.

Testimony of witness in foreign country.

Application for issuance of commission.

Foreign counsel.

(b) Any consular officer to whom a commission is addressed to take testimony, who is interested in the outcome of the criminal action or proceeding in which the foreign documents in question are to be used or has participated in the prosecution of such action or proceeding, whether by investigations, preparation of evidence, or otherwise, may be disqualified on his own motion or on that of the United States or any other party to such criminal action or proceeding made to the court from which the commission issued at any time prior to the execution thereof. If, after notice and hearing, the court grants the motion, it shall instruct the consular officer thus disqualified to send the commission to any other consular officer of the United States named by the court, and such other officer shall execute the commission according to its terms and shall for all purposes be deemed the officer to whom the commission is addressed.

Consular officers.
Taking of testimony;
when disqualified.

(c) The provisions of this Act applicable to consular officers shall be applicable to diplomatic officers pursuant to such regulations as may be prescribed by the President.

Provisions applicable
to diplomatic officers.

SEC. 4. The consular officer to whom any commission authorized under this Act is addressed shall take testimony in accordance with its terms. Every person whose testimony is taken shall be cautioned and sworn to testify the whole truth and carefully examined. His testimony shall be reduced to writing or typewriting by the consular officer taking the testimony, or by some person under his personal supervision, or by the witness himself, in the presence of the consular officer and by no other person, and shall, after it has been reduced to writing or typewriting, be subscribed by the witness. Every foreign document, with respect to which testimony is taken, shall be annexed to such testimony and subscribed by each witness who appears for the purpose of establishing the genuineness of such document. When counsel for all the parties attend the examination of any witness whose testimony is to be taken on written interrogatories, they may consent that oral interrogatories in addition to those accompanying the commission may be put to the witness. The consular officer taking any testimony shall require an interpreter to be present when his services are needed or are requested by any party or his attorney.

Consular officer tak-
ing testimony.
Procedure, etc.

Foreign document to
be annexed to testi-
mony; subscriptions.

Interpreters.

SEC. 5. If the consular officer executing any commission authorized under this Act shall be satisfied, upon all the testimony taken, that a foreign document is genuine, he shall certify such document to be genuine under the seal of his office. Such certification shall include a statement that he is not subject to disqualification under the provisions of section 3 (b) of this Act. He shall thereupon transmit, by mail, such foreign documents, together with the record of all testimony taken and the commission which has been executed, to the clerk of the court from which such commission issued, in the manner in which his official dispatches are transmitted to the Government. The clerk receiving any executed commission shall open it and shall make any foreign documents and record of testimony, transmitted with such commission, available for inspection by the parties to the criminal action or proceeding in which such documents are to be used, and said parties shall be furnished copies of such documents free of charge.

Consular certifica-
tions.

Transmittal of
foreign documents,
testimony, etc.

Inspection of docu-
ments.

SEC. 6. A copy of any foreign document of record or on file in a public office of a foreign country, or political subdivision thereof, certified by the lawful custodian of such document, shall be admissible in evidence in any court of the United States when authenticated by a certificate of a consular officer of the United States resident in such foreign country, under the seal of his office, certifying that the copy of such foreign document has been certified by the lawful custodian

Certified copies of
foreign documents of
record; admissibility.

R. S., sec. 907, p. 171.
U. S. C., p. 1302.

thereof. Nothing contained in this section shall be deemed to alter, amend, or repeal section 907 of the Revised Statutes, as amended (U. S. C., title 28, sec. 689).

Fees.
Consular.
R. S., sec. 1745, p. 310.
U. S. C., p. 953.

SEC. 7. (a) The consular fees prescribed under section 1745 of the Revised Statutes, as amended (U. S. C., title 22, sec. 127), for official services in connection with the taking of testimony under this Act, and the fees of any witness whose testimony is taken shall be paid by the party who applied for the commission pursuant to which such testimony was taken. Every witness under this Act shall be entitled to receive, for each day's attendance, fees prescribed under section 8 of this Act. Every foreign counsel selected pursuant to a commission issued on application of the United States, and every interpreter whose services are required by a consular officer under the provisions of this Act, shall be paid by the United States, such compensation, together with such personal and incidental expense upon verified statements filed with the consular officer, as he may allow. Compensation and expenses of foreign counsel selected pursuant to a commission issued on application of any party other than the United States shall be paid by the party whom such counsel represents and shall be allowed in the same manner.

Witnesses.

Foreign counsel, interpreters, etc.

Affidavit by party of inability to pay fees, etc.

(b) Whenever any party makes affidavit, prior to the issuance of a commission for the purpose of taking testimony, that he is not possessed of sufficient means and is actually unable to pay any fees and costs incurred under this section, such fees and costs shall, upon order of the court, be paid in the same manner as fees and costs are paid which are chargeable to the United States.

Payment of.

Appropriation available.

(c) Any appropriation available for the payment of fees and costs in the case of witnesses subpoenaed in behalf of the United States in criminal cases shall be available for any fees or costs which the United States is required to pay under this section.

Regulations to be prescribed.

SEC. 8. The President is authorized to prescribe regulations governing the manner of executing and returning commissions by consular officers under the provisions of this Act and schedules of fees allowable to witnesses, foreign counsel, and interpreters under section 7 of this Act.

Effective date.

SEC. 9. This Act shall be prospective only, and not retroactive.
Approved, June 20, 1936.

[CHAPTER 641.]

AN ACT

June 20, 1936.
[H. R. 12006.]
[Public, No. 735.]

To authorize a preliminary examination of the Kennebec River, Maine, and its tributaries, with a view to the control of their floods.

Kennebec River,
Maine.
Survey directed for
controlling floods of.

Vol. 39, p. 950; U. S.
C., p. 1487.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized and directed to cause a preliminary examination to be made of the Kennebec River and its tributaries in the State of Maine, with a view to the control of their floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Approved, June 20, 1936.

[CHAPTER 642.]

AN ACT

To provide for a preliminary examination of Six Mile Creek in Logan County, Arkansas, with a view to flood control and to determine the cost of such improvement.

June 20, 1936.
[H. R. 12202.]
[Public, No. 736.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of Six Mile Creek (also known in its lower reach as Short Mountain Creek) in Logan County, Arkansas, to determine the feasibility of flood-control work on said creek and the cost of such improvement, in accordance with the provisions of section 3 of the Act entitled "An Act to provide for the control of floods of the Mississippi River and the Sacramento River, California, and for other purposes", approved March 1, 1917, and the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Six Mile Creek, Ark.
Survey directed for
controlling floods of.

Vol. 39, p. 950; U. S.
C., p. 1437.

Approved, June 20, 1936.

[CHAPTER 643.]

AN ACT

To authorize a preliminary examination of the tributaries, sources, and headwaters of the Allegheny and Susquehanna Rivers in the State of Pennsylvania, where no examination and survey has heretofore been made, with a view to the control of their floods and the regulation and conservation of their waters.

June 20, 1936.
[H. R. 12240.]
[Public, No. 737.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause to be made a preliminary examination of the tributaries, sources, and headwaters of the Allegheny River in the State of Pennsylvania, where no examination and survey has heretofore been made, including the Clarion River, Redbank Creek, Mahoning Creek, Pine Creek, Kiskiminetas River, Loyalhanna Creek, Conemaugh River, Blacklick Creek, and Stoney Creek; and to cause to be made a similar examination of the tributaries, sources, and headwaters of the Susquehanna River, where no examination or survey has heretofore been made, including Clearfield Creek and Chest Creek; with a view to the control of their floods and the regulation and conservation of their waters, in accordance with the provisions of section 3 of the Act entitled "An Act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Allegheny and Sus-
quehanna Rivers, Pa.
Survey of, and tribu-
taries, directed for flood
control and water con-
servation.

Vol. 39, p. 950; U. S.
C., p. 1437.

Approved, June 20, 1936.

[CHAPTER 644.]

JOINT RESOLUTION

Authorizing the President of the United States of America to proclaim October 11, 1936, General Pulaski's Memorial Day for the observance and commemoration of the death of Brigadier General Casimir Pulaski.

June 20, 1936.
[S. J. Res. 137.]
[Pub. Res., No. 110.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States is authorized and directed to issue a proclamation calling upon officials of the Government to display

General Pulaski's
Memorial Day.
President authorized
to invite observance of.

the flag of the United States on all governmental buildings on October 11, 1936, and inviting the people of the United States to observe the day in schools and churches or other suitable places, with appropriate ceremonies in commemoration of the death of General Casimir Pulaski.

Approved, June 20, 1936.

[CHAPTER 645.]

JOINT RESOLUTION

To ratify and confirm the appointment of Isaac Gans as a member of the Alcoholic Beverage Control Board of the District of Columbia.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the appointment by the Commissioners of the District of Columbia of Isaac Gans as a member of the Alcoholic Beverage Control Board of the District of Columbia for a term of four years beginning February 4, 1936, is hereby ratified and confirmed.

Approved, June 20, 1936.

[CHAPTER 646.]

JOINT RESOLUTION

To amend the joint resolution entitled "Joint resolution authorizing the Federal Trade Commission to make an investigation with respect to agricultural income and the financial and economic condition of agricultural producers generally", approved August 27, 1935.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the joint resolution entitled "Joint resolution authorizing the Federal Trade Commission to make an investigation with respect to agricultural income and the financial and economic condition of agricultural producers generally", approved August 27, 1935 (Public Resolution Numbered 61, Seventy-fourth Congress), be, and the same is hereby, amended so as to read as follows:

"That the Federal Trade Commission is hereby authorized and directed to investigate and report, at the next session of Congress—

"First. (1) The extent of the decline in agricultural income in recent years, including the amount and percentage of such decline;

"(2) The extent of the increases or decreases in recent years in the income of the principal corporations engaged in the sale, manufacturing, warehousing, and/or processing of the principal farm products, and of table and juice grapes, fresh fruits and vegetables, and of the other principal sellers, manufacturers, warehousemen, and/or processors of the principal farm products, and of table and juice grapes, fresh fruits and vegetables, as compared with the decline in agricultural income, including the amount and percentage of such changes; and

"(3) The proportion of total consumer cost of representative products manufactured or processed from the principal farm products, and of table and juice grapes, fresh fruits and vegetables, which is represented by the proceeds received by (a) the farmer; (b) the manufacturers, processors, and warehousemen; and (c) the distributors and such principal farm products, and of table and juice grapes, fresh fruits and vegetables, and such representative products manufactured therefrom.

"Second. The financial position of the principal corporations engaged in the manufacturing, processing, warehousing, distribution,

June 20, 1936.
[S. J. Res. 280.]
[Pub. Res., No. 111.]

District of Columbia
Alcoholic Beverage
Control Board.
Appointment of Isaac
Gans as a member of,
confirmed.
Vol. 48, p. 321.

June 20, 1936.
[H. J. Res. 444.]
[Pub. Res., No. 112.]

Agricultural income
and financial and economic
condition of
agricultural producers.
Ame, p. 929.

Federal Trade Commission to investigate
and report on subjects
designated.

Extent of recent agricultural
income decline.

Corporations engaged
in sale, processing, etc.,
of principal farm products.

Grapes, fresh fruits,
and vegetables added.

Proportion of consumer
cost received by
farmer, etc.

Financial position of
principal manufacturing,
etc., corporations.

and marketing of the representative major products manufactured from such farm products, including—

“(1) The capitalization and assets of such corporations and the means and sources of the growth of such capitalization and assets;

“(2) The investment, costs, profits, and rates of return of such corporations;

“(3) The salaries of the officers of such companies; and

“(4) The extent to which said corporations avoid income taxes, if at all, and the extent to which officers receiving such salaries paid income taxes thereon.

“Third. The extent of concentration of control and of monopoly in the manufacturing, processing, warehousing, distribution, and marketing of representative major farm products, and of table and juice grapes, fresh fruits and vegetables, which is maintained or has been obtained by any corporation or other organization, including—

Extent of monopoly in manufacturing, marketing, etc., of major farm products, fruits, and vegetables.

“(1) Methods and devices used by such corporations for obtaining and maintaining their control or monopoly of the manufacturing, marketing, processing, warehousing, and distribution of such commodities, and the proportion of any such major farm commodity, and of table and juice grapes, fresh fruits and vegetables, handled by each of the large units involved; and

Methods used to control, etc.

“(2) The extent to which fraudulent, dishonest, unfair, intimidating, and injurious methods are employed in the grading, warehousing, and transportation of such farm products, and of table and juice grapes, fresh fruits, and vegetables, including combinations, monopolies, price fixing, and manipulation of prices on the commodity exchanges, and by racketeering and so-called auction markets.

Extent to which injurious methods are employed.

“Fourth. The extent to which the cooperative agencies have entered into the processing, warehousing, and marketing of representative major farm products, and of table and juice grapes, fresh fruits, and vegetables, and the general effects of such cooperative agencies upon the producer and consumer.”

Extent of cooperative agencies.

SEC. 2. That section 5 of the said joint resolution be, and the same is hereby, amended by striking out the figures “150,000” and inserting the figures “300,000”.

Authorization increased.

SEC. 3. That section 6 of the said joint resolution be, and the same is hereby, amended by striking out all thereof and by substituting in lieu of the said section the following:

“SEC. 6. The Federal Trade Commission is directed to present a final report to the Congress in respect to such principal farm products and such representative products manufactured therefrom, together with recommendations for legislation not later than October 1, 1936, and a further report to the Congress in respect to table and juice grapes, fresh fruits, and vegetables, together with recommendations for legislation on or before January 31, 1937, and a final report in respect to the said last mentioned products, together with any further recommendations, not later than May 31, 1937.

Reports to Congress. *Ante*, p. 1256.

“It is hereby further provided that any unexpended balance of the appropriation of \$150,000 made in the Independent Offices Appropriation Act for the fiscal year 1936¹ in accordance with the authority contained in Public Resolution Numbered 61, Seventy-fourth Congress, first session, is hereby made available for like purpose to and including October 1, 1936.”

Unexpended balance available. *Ante*, pp. 929, 1111.

Approved, June 20, 1936.

¹ So in original.

[CHAPTER 647.]

JOINT RESOLUTION

June 20, 1936.
[S. J. Res. 235.]
[Pub. Res., No. 113.]

Authorizing the Secretary of Agriculture to expend funds of the Agricultural Adjustment Administration for participation by the United States in the 1936 Sixth World's Poultry Congress.

Sixth World's Poultry Congress. Participation expenses.

Exhibit.

Provisos. Assembling, shipping, etc., exhibit.

Restriction.

Invitation to hold 1939 Congress in United States authorized.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of \$25,000, or such sum thereof as may be necessary, may be expended by the Secretary of Agriculture from the unexpended funds of the Agricultural Adjustment Administration, with a view to expanding the foreign demand for American-bred poultry through participation in the 1936 Sixth World's Poultry Congress, such funds to be used for staging a live-bird and educational exhibit and for the expenses of delegates of the United States to this conference: *Provided*, That of this sum a sum of \$10,000 is hereby made immediately available for assembling, preparing, and shipping the live-bird exhibit and material showing poultry-husbandry methods followed in the United States: *Provided further*, That no part of the sum authorized to be expended by this resolution shall be used for the payment of expenses of delegates to such conference other than Government and State Agricultural college officials.

SEC. 2. The President is hereby authorized and requested to extend to the World's Poultry Science Association an invitation to hold the Seventh World's Poultry Congress in the United States in 1939, and to extend an invitation to foreign governments to participate in and be represented by delegates and exhibits in such congress.

Approved, June 20, 1936.

[CHAPTER 648.]

JOINT RESOLUTION

June 20, 1936.
[S. J. Res. 241.]
[Pub. Res., No. 114.]

To declare December 26, 1936, a legal holiday in the District of Columbia.

District of Columbia. December 26, 1936, declared a legal holiday.

Proviso. Government and District employees entitled to pay.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That December 26, 1936, is hereby declared to be a legal holiday in the District of Columbia for all purposes: *Provided*, That all employees of the United States Government in the District of Columbia and all employees of the District of Columbia shall be entitled to pay for such holiday the same as on other days.

Approved, June 20, 1936.

[CHAPTER 649.]

JOINT RESOLUTION

June 20, 1936.
[S. J. Res. 243.]
[Pub. Res., No. 115.]

Authorizing distribution to the Indians of the Blackfeet Indian Reservation, Montana, of the judgment rendered by the Court of Claims in their favor.

Blackfeet Indian Reservation, Mont. Per capita distribution of court judgment to Indians of, authorized.
Vol. 43, p. 21.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized and directed to withdraw from the tribal fund of the Blackfeet, Blood, and Piegan Indians of the Blackfeet Reservation, Montana, credited or to be credited on the books of the Treasury under the Act of March 13, 1924 (43 Stat. 21), a sufficient sum to make a per-capita distribution of \$85 to each member of said tribes who was living and entitled to enrollment with said Indians on the date final judgment was rendered in their favor by the Court of Claims in the case Docket Numbered E-427; such per-capita distribution to be made under such rules and regulations as the Secretary of the Interior may prescribe.

SEC. 2. The balance remaining in the tribal fund of the Blackfeet, Blood, and Piegan Indians after the per-capita distribution

Disposition of balance.

herein authorized shall be available for disposition by the tribal council of said Indians, with the approval of the Secretary of the Interior, in accordance with the constitution and bylaws of the Blackfeet Tribe of the Blackfeet Indian Reservation.

Approved, June 20, 1936.

[CHAPTER 650.]

JOINT RESOLUTION

Authorizing distribution to the Gros Ventre Indians of the Fort Belknap Reservation, Montana, of the judgment rendered by the Court of Claims in their favor.

June 20, 1936.
[S. J. Res. 245.]
[Pub. Res., No. 116.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized and directed to withdraw from the Treasury and to distribute per capita, as provided herein, to the Gros Ventre Indians of the Fort Belknap Reservation, Montana, the sum arising from a judgment rendered in their favor by the Court of Claims in the case docketed as E-427, credited or to be credited to said Indians on the books of the Treasury under the Act of March 13, 1924 (43 Stat. 21).

Fort Belknap Reservation, Mont.
Per capita distribution of court judgment to Gros Ventre Indians of, authorized.

Vol. 43, p. 21.

SEC. 2. That for the purpose of making the distribution herein authorized, the Secretary of the Interior shall cause a roll of said Indians to be prepared by a commission consisting of the Gros Ventre members of the Fort Belknap Community Council. In the preparation of said roll, those members of the Gros Ventre Tribe whose names appear on the allotment roll made pursuant to the Act of March 3, 1921 (41 Stat. 1355), and who are alive on the date of approval of this resolution shall first be enrolled, to which number shall be added the names of all children of one-fourth or more Gros Ventre Indian blood born to all allotted Indians of the Fort Belknap Reservation, regardless of place of residence of such children or their parents: *Provided*, That all such children so enrolled shall be alive and in being on the date of approval of this resolution: *Provided further*, That there shall be added to and included in the roll herein authorized the names of George Gambler and Josephine Gambler White, two Gros Ventre Indians omitted from the Fort Belknap allotment roll due to absence from the reservation: *Provided, however*, That said George Gambler and Josephine Gambler White have not been enrolled with or participated in the benefits of any other tribe.

Roll of Indians to be prepared.

Vol. 41, p. 1355.

Provides.
Enrolling of children.

Names of George Gambler and Josephine Gambler White added.

Condition.

SEC. 3. When the roll herein provided for shall have been completed and approved by the Secretary of the Interior, he shall thereupon cause the per-capita share due each member of said Gros Ventre Tribe so enrolled to be credited to the individual Indian money account of such member for expenditure in accordance with the individual Indian money regulations.

Per capita share to be credited upon completion of roll.

Approved, June 20, 1936.

[CHAPTER 651.]

JOINT RESOLUTION

Authorizing the Veterans' Administration to prepare and publish a compilation of all Federal laws relating to veterans of wars of the United States.

June 20, 1936.
[H. J. Res. 583.]
[Pub. Res., No. 117.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of Veterans' Affairs is authorized to compile and publish all Federal laws relating to veterans' relief, including such laws as are administered by the Veterans' Administration as well as by other

Veterans' Administration.
Compilation of Federal laws relating to veterans' relief, authorized.

agencies of the Government, in such form as he may, in his discretion, deem advisable for the purpose of making currently available for the use of the Veterans' Administration and full-time representatives of the several service organizations an annotated, indexed, and cross-referenced statement of the laws providing veterans' relief in convenient form, and the Administrator is further authorized to maintain such compilation on a current basis either by the publication, from time to time, of supplementary documents or by complete revision of the compilation: *Provided*, That funds from the printing and binding appropriation for the Veterans' Administration may be used for this purpose and the distribution of the compilation to the representatives of the several service organizations shall be determined by the Administrator of Veterans' Affairs.

SEC. 2. Distribution of the supply remaining in the Veterans' Administration of Senate Document Numbered 131, Federal Laws Relating to Veterans of Wars of the United States, shall be made in the discretion of the Administrator of Veterans' Affairs, notwithstanding the provisions of Senate Concurrent Resolution Numbered 29, Seventy-second Congress, first session.

Approved, June 20, 1936.

[CHAPTER 688.]

AN ACT

Authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

DECLARATION OF POLICY

Declaration of policy.

SECTION 1. It is hereby recognized that destructive floods upon the rivers of the United States, upsetting orderly processes and causing loss of life and property, including the erosion of lands, and impairing and obstructing navigation, highways, railroads, and other channels of commerce between the States, constitute a menace to national welfare; that it is the sense of Congress that flood control on navigable waters or their tributaries is a proper activity of the Federal Government in cooperation with States, their political subdivisions, and localities thereof; that investigations and improvements of rivers and other waterways, including watersheds thereof, for flood-control purposes are in the interest of the general welfare; that the Federal Government should improve or participate in the improvement of navigable waters or their tributaries, including watersheds thereof, for flood-control purposes if the benefits to whomsoever they may accrue are in excess of the estimated costs, and if the lives and social security of people are otherwise adversely affected.

Jurisdiction of Federal activities.

SEC. 2. That, hereafter, Federal investigations and improvements of rivers and other waterways for flood control and allied purposes shall be under the jurisdiction of and shall be prosecuted by the War Department under the direction of the Secretary of War and supervision of the Chief of Engineers, and Federal investigations of watersheds and measures for run-off and waterflow retardation and soil erosion prevention on watersheds shall be under the jurisdiction of and shall be prosecuted by the Department of Agriculture under the direction of the Secretary of Agriculture, except as otherwise provided by Act of Congress; and that in their reports upon examinations and surveys, the Secretary of War and the Secretary of Agriculture shall be guided as to flood-control measures

Reports upon examinations and surveys.

Maintenance on current basis.

Proriso.
Funds for printing and binding.

Distribution of previous compilation.

Vol. 47, p. 1780.

June 22, 1936.
[H. R. 8455.]
[Public, No. 738.]

Flood Control Act of 1936.

by the principles set forth in section 1 in the determination of the Federal interests involved: *Provided*, That the foregoing grants of authority shall not interfere with investigations and river improvements incident to reclamation projects that may now be in progress or may be hereafter undertaken by the Bureau of Reclamation of the Interior Department pursuant to any general or specific authorization of law.

SEC. 3. That hereafter no money appropriated under authority of this Act shall be expended on the construction of any project until States, political subdivisions thereof, or other responsible local agencies have given assurances satisfactory to the Secretary of War that they will (a) provide without cost to the United States all lands, easements, and rights-of-way necessary for the construction of the project, except as otherwise provided herein; (b) hold and save the United States free from damages due to the construction works; (c) maintain and operate all the works after completion in accordance with regulations prescribed by the Secretary of War: *Provided*, That the construction of any dam authorized herein may be undertaken without delay when the dam site has been acquired and the assurances prescribed herein have been furnished, without awaiting the acquisition of the easements and rights-of-way required for the reservoir area: *And provided further*, That whenever expenditures for lands, easements, and rights-of-way by States, political subdivisions thereof, or responsible local agencies for any individual project or useful part thereof shall have exceeded the present estimated construction cost therefor, the local agency concerned may be reimbursed one-half of its excess expenditures over said estimated construction cost: *And provided further*, That when benefits of any project or useful part thereof accrue to lands and property outside of the State in which said project or part thereof is located, the Secretary of War with the consent of the State wherein the same are located may acquire the necessary lands, easements, and rights-of-way for said project or part thereof after he has received from the States, political subdivisions thereof, or responsible local agencies benefited the present estimated cost of said lands, easements, and rights-of-way, less one-half the amount by which the estimated cost of these lands, easements, and rights-of-way exceeds the estimated construction cost corresponding thereto: *And provided further*, That the Secretary of War shall determine the proportion of the present estimated cost of said lands, easements, and rights-of-way that each State, political subdivision thereof, or responsible local agency should contribute in consideration for the benefits to be received by such agencies: *And provided further*, That whenever not less than 75 per centum of the benefits as estimated by the Secretary of War of any project or useful part thereof accrue to lands and property outside of the State in which said project or part thereof is located, provision (c) of this section shall not apply thereto; nothing herein shall impair or abridge the powers now existing in the Department of War with respect to navigable streams: *And provided further*, That nothing herein shall be construed to interfere with the completion of any reservoir or flood control work authorized by the Congress and now under way.

SEC. 4. The consent of Congress is hereby given to any two or more States to enter into compacts or agreements in connection with any project or operation authorized by this Act for flood control or the prevention of damage to life or property by reason of floods upon any stream or streams and their tributaries which lie in two or more such States, for the purpose of providing, in such manner and such proportion as may be agreed upon by such States and approved by the Secretary of War, funds for construction and

Proviso.
Reclamation projects.

State, etc., cooperation required.

Easements, etc.

Liability for damages.

Maintenance of works after completion.
Proviso.
Construction of dams.

Where expenditures for lands, etc., exceed estimates.

Benefits accruing to property outside State where project located.

Proportion of estimated cost to States.

Maintenance provisions inapplicable if 75 per centum of benefits accrue without the State.

Completion of work now under way.

Flood-control compacts between States.

Ratification by Congress; exception.

maintenance, for the payment of damages, and for the purchase of rights-of-way, lands, and easements in connection with such project or operation. No such compact or agreement shall become effective without the further consent or ratification of Congress, except a compact or agreement which provides that all money to be expended pursuant thereto and all work to be performed thereunder shall be expended and performed by the Department of War, with the exception of such reasonable sums as may be reserved by the States entering into the compact or agreement for the purpose of collecting taxes and maintaining the necessary State organizations for carrying out the compact or agreement.

FLOOD CONTROL ACT OF 1936

Projects adopted and authorized to be prosecuted.

SEC. 5. That pursuant to the policy outlined in sections 1 and 3, the following works of improvement, for the benefit of navigation and the control of destructive flood waters and other purposes, are hereby adopted and authorized to be prosecuted, in order of their emergency as may be designated by the President, under the direction of the Secretary of War and supervision of the Chief of Engineers in accordance with the plans in the respective reports and records hereinafter designated: *Provided*, That penstocks or other similar facilities, adapted to possible future use in the development of adequate electric power may be installed in any dam herein authorized when approved by the Secretary of War upon the recommendation of the Chief of Engineers.

Proviso.
Installation of penstocks, etc.

Lake Champlain basin.

LAKE CHAMPLAIN BASIN

Lamoille River, Vt.

Lamoille River, Vermont: Channel improvement by reconstruction of Hardwick Dam, excavation at Johnsons Gorge and bank revetment at twelve places; House Document Numbered 145, Seventy-second Congress, first session; estimated construction cost, \$66,000.

Rutland, Vt.

Rutland, Vermont, on Otter Creek: Channel improvement by construction of dikes; House Document Numbered 144, Seventy-second Congress, first session; estimated construction cost, \$49,500.

Proctor, Vt.

Proctor, Vermont, on Otter Creek: Channel excavation and dam reconstruction; House Document Numbered 144, Seventy-second Congress, first session; estimated construction cost, \$22,500.

North Adams, Mass.

North Adams, Massachusetts, on Hoosic River: Channel clearing; House Document Numbered 684, Seventy-first Congress, third session; estimated construction cost, \$66,000.

Bennington, Vt.

Bennington, Vermont, on Hoosic River: Channel clearing; House Document Numbered 684, Seventy-first Congress, third session; estimated construction cost, \$216,000.

Hoosic Falls, N. Y.

Hoosic Falls, New York, on Hoosic River: Channel clearing; House Document Numbered 684, Seventy-first Congress, third session; estimated construction cost, \$43,000.

Merrimack River, N. H. and Mass.

MERRIMACK RIVER, NEW HAMPSHIRE AND MASSACHUSETTS

Reservoir system for reducing flood heights.

Construction of a system of flood-control reservoirs in the Merrimack River Basin for the reduction of flood heights in the Merrimack Valley generally; estimated construction cost, \$7,725,000; estimated cost of lands and damages, \$3,500,000.

Connecticut River basin.

CONNECTICUT RIVER BASIN

Reservoirs in Vermont and New Hampshire.

Reservoir system for the control of floods in the Connecticut River Valley: Construction of ten reservoirs in Vermont and New Hampshire on tributaries of the Connecticut River; plans in House Docu-

ment Numbered 412, Seventy-fourth Congress, second session, as the same may be revised upon further investigation of the 1936 flood; estimated construction cost, \$10,028,900; estimated cost of lands and damages, \$3,344,100.

SOUTHERN NEW YORK AND EASTERN PENNSYLVANIA

Construction of detention reservoirs and related flood-control works for protection of Binghamton, Hornell, Corning, and other towns in New York and Pennsylvania, in accordance with plans approved by the Chief of Engineers on recommendation of Board of Engineers for Rivers and Harbors at an estimated construction cost of \$27,154,000; estimated cost of lands and damages, \$5,930,000.

Southern New York and Eastern Pennsylvania.

Detention reservoirs, etc., for protecting certain cities in.

SUSQUEHANNA RIVER BASIN

Williamsport, Pennsylvania: Levees on West Branch of Susquehanna to protect people and city property; Report pursuant to House Document Numbered 308, Sixty-ninth Congress, first session; estimated construction cost, \$2,444,000; estimated cost of lands and damages, \$156,000.

Susquehanna River basin.

Williamsport, Pa.

Harrisburg, Pennsylvania: Levees to protect people and city property; Report pursuant to House Document Numbered 308, Sixty-ninth Congress, first session; estimated construction cost, \$104,000; estimated cost of lands and damages, \$5,200.

Harrisburg, Pa.

Sunbury, Pennsylvania: Levees to protect people and city property; Report pursuant to House Document Numbered 308, Sixty-ninth Congress, first session; estimated construction cost, \$93,600; estimated cost of lands and damages, \$15,600.

Sunbury, Pa.

York, Pennsylvania: Retarding dams and channel improvement to protect people and city property; Report pursuant to House Document Numbered 308, Sixty-ninth Congress, first session; estimated construction cost, \$2,210,000; estimated cost of lands and damages, \$390,000.

York, Pa.

Milton, Pennsylvania: Levees on West Branch of Susquehanna River to protect people and city property; report pursuant to House Document Numbered 308, Sixty-ninth Congress, first session; estimated construction cost, \$263,900; estimated cost of lands and damages, \$13,000.

Milton, Pa.

Montgomery, Pennsylvania: Levees on West Branch of Susquehanna River to protect people and city property; report pursuant to House Document Numbered 308, Sixty-ninth Congress, first session; estimated construction cost, \$139,100; estimated cost of lands and damages, \$5,200.

Montgomery, Pa.

Muncy, Pennsylvania: Levees on West Branch of Susquehanna River to protect people and city property; report pursuant to House Document Numbered 308, Sixty-ninth Congress, first session; estimated construction cost, \$360,800; estimated cost of lands and damages, \$11,100.

Muncy, Pa.

Jersey Shore, Pennsylvania: Levees on West Branch of Susquehanna River to protect people and city property; report pursuant to House Document Numbered 308, Sixty-ninth Congress, first session; estimated construction cost, \$395,900; estimated cost of lands and damages, \$12,500.

Jersey Shore, Pa.

Lock Haven, Pennsylvania: Levees on West Branch of Susquehanna River to protect people and city property; report pursuant to House Document Numbered 308, Sixty-ninth Congress, first session; estimated construction cost, \$2,860,000; estimated cost of lands and damages, \$39,000.

Lock Haven, Pa.

- Bloomsburg, Pa. Bloomsburg, Pennsylvania: Levees on North Branch of Susquehanna River to protect people and city property; report pursuant to House Document Numbered 308, Sixty-ninth Congress, first session; estimated construction cost, \$131,300; estimated cost of lands and damages, \$5,200.
- West Pittston, Pa. West Pittston, Pennsylvania: Levees on North Branch of Susquehanna River to protect people and city property; report pursuant to House Document Numbered 308, Sixty-ninth Congress, first session; estimated construction cost, \$100,000.
- Swoyerville and Forty Fort, Pa. Swoyerville and Forty Fort, Pennsylvania: Levees on North Branch of Susquehanna River to protect people and city property; report pursuant to House Document Numbered 308, Sixty-ninth Congress, first session; estimated construction cost, \$529,800; estimated cost of lands and damages, \$42,300.
- Kingston and Edwardsville, Pa. Kingston and Edwardsville, Pennsylvania: Levees on North Branch of Susquehanna River to protect people and city property; report pursuant to House Document Numbered 308, Sixty-ninth Congress, first session; estimated construction cost, \$1,658,200; estimated cost of lands and damages, \$13,700.
- Plymouth, Pa. Plymouth, Pennsylvania: Levees on North Branch of Susquehanna River to protect people and city property; report pursuant to House Document Numbered 308, Sixty-ninth Congress, first session; estimated construction cost, \$728,000; estimated cost of lands and damages, \$46,800.
- Nanticoke, Pa. Nanticoke, Pennsylvania: Levees on North Branch of Susquehanna River to protect agricultural community; report pursuant to House Document Numbered 308, Sixty-ninth Congress, first session; estimated construction cost, \$381,700; estimated cost of lands and damages, \$13,500.
- Wilkes-Barre and Hanover Township, Pa. Wilkes-Barre and Hanover Township, Pennsylvania: Levees on North Branch of Susquehanna River to protect people and city property; report pursuant to House Document Numbered 308, Sixty-ninth Congress, first session; estimated construction cost, \$2,129,400; estimated cost of lands and damages, \$12,000.
- Potomac River basin. POTOMAC RIVER BASIN
- Washington, D. C. Washington, District of Columbia: Levees and grade raising to protect downtown portion of Washington, Arlington Experimental Farm, Bolling Field, and Anacostia Naval Air Station; plans in House Document Numbered 101, Seventy-third Congress, first session; estimated construction cost, \$571,000; estimated cost of lands and damages, \$16,000.
- Cumberland, Md. and Ridgeley, W. Va. Cumberland, West Cumberland, South Cumberland, Maryland, and Ridgeley, West Virginia: Levees, retaining walls, movable dam, and channel clearing to protect people and city property; plans in House Document Numbered 101, Seventy-third Congress, first session; estimated construction cost, \$743,400; estimated cost of lands and damages, \$143,700.
- Moorefield, W. Va. Moorefield, West Virginia: Levees on Moorefield River to protect people and town property; plans in House Document Numbered 101, Seventy-third Congress, first session; estimated construction cost, \$41,500; estimated cost of lands and damages, \$5,400.
- Harpers Ferry, W. Va. Harpers Ferry, West Virginia: Levees and concrete flood wall to protect people and town property; plans in House Document Numbered 101, Seventy-third Congress, first session; estimated construction cost, \$164,900; estimated cost of lands and damages, \$4,000.

TAR RIVER

North Carolina: Channel improvement between Tarboro and Rocky Mount for flood relief; special report in Office of the Chief of Engineers; estimated construction cost, \$82,500.

Tar River.
Tarboro to Rocky Mount, N. C.

SAVANNAH RIVER

Augusta, Georgia: Levees and retaining walls to protect people and city property; special report on record in Office of the Chief of Engineers; estimated construction cost, \$685,000.

Savannah River.
Augusta, Ga.

ESCAMBIA RIVER BASIN

Brewton, Alabama: Levees to protect people and city property; House Document Numbered 350, Seventy-first Congress, second session; estimated construction cost, \$235,000; estimated cost of lands and damages, \$7,000.

Escambia River basin.
Brewton, Ala.

Flomaton, Alabama: Levees to protect people and city property; House Document Numbered 350, Seventy-first Congress, second session; estimated construction cost, \$149,000; estimated cost of lands and damages, \$5,000.

Flomaton, Ala.

MOBILE RIVER BASIN

Rome, Georgia: Levees on Coosa River to protect people and city property; special report on record in Office of the Chief of Engineers; estimated construction cost, \$330,000.

Mobile River basin.
Rome, Ga.

MISSISSIPPI RIVER

Tiptonville to Obion River, Tennessee: Construction of the levee designated as plan 1 for the protection of the towns of Tiptonville, Ridgely, and various smaller communities; and agricultural lands in Lake, Obion, and Dyer Counties, Tennessee; in accordance with House Document Numbered 188, Seventy-second Congress, first session; estimated construction cost, \$730,000.

Tiptonville to Obion River, Tenn.

Ittawamba County, Mississippi, near Fulton: Clear floodway of the Tombigbee River; special report on record in Office of the Chief of Engineers; estimated construction cost, \$109,000; estimated cost of lands and damages, none.

Ittawamba County, Miss.

PEARL RIVER

Jackson and vicinity, Mississippi: Clearing flood channel to protect people and property in Jackson and vicinity; special report on record in Office of the Chief of Engineers; estimated construction cost, \$10,000.

Pearl River.
Jackson, Miss.

HOMOCHITTO RIVER

Homochitto River, Adams and Wilkinson Counties, Mississippi: Small earth dams at heads of minor tributaries and channel improvement; no report to Congress; data in Office of the Chief of Engineers; estimated construction cost, \$50,000.

Homochitto River.
Adams and Wilkinson Counties, Miss.

BUFFALO RIVER

Buffalo River, Wilkinson County, Mississippi: Channel improvement; no report to Congress; data in Office of the Chief of Engineers; estimated construction cost, \$35,000.

Buffalo River.
Wilkinson County, Miss.

Big Black River,
Mississippi.

BIG BLACK RIVER, MISSISSIPPI

Improving flood
channel in designated
counties.

Improvement of the flood channel of the Big Black River in Choctaw, Webster, Montgomery, Attala, Carroll, Holmes, Madison, Yazoo, Warren, Claiborne, and Hinds Counties in Mississippi; by means of channel clearing and suitable cut-offs throughout the entire length of the river; special report in Office of the Chief of Engineers; estimated construction cost, \$850,000.

Red River basin.

RED RIVER BASIN

Red River Parish,
La.

Red River Parish, below Shreveport, Louisiana: Raising, enlarging, and extending existing levee system to improve flood protection; House Document Numbered 378, Seventy-fourth Congress, second session, and supplemental report on record in Office of the Chief of Engineers; estimated construction cost, \$150,000; estimated cost of lands and damages, \$30,000.

Bayou Pierre, La.

Bayou Pierre, Louisiana: Channel enlargement from Bayou Wincey to mouth at Grand Encore to reduce flood damages and improve sanitary and living conditions over large area; House Document Numbered 378, Seventy-fourth Congress, second session, and supplemental report in Office of the Chief of Engineers; estimated construction cost, \$300,000.

Natchitoches Parish,
La.

Natchitoches Parish, Louisiana: Levees on west side of Red River, dam and floodgate at mouth of Cane River, and drainage ditches; House Document Numbered 378, Seventy-fourth Congress, second session, and supplemental report in Office of the Chief of Engineers; estimated construction cost, \$315,000; estimated cost of lands and damages, \$40,000.

Saline Point, etc.,
Parishes, La.

Saline Point, Avoyelles and Catahoula Parishes, Louisiana: Cut-off to reduce flood heights; House Document Numbered 378, Seventy-fourth Congress, second session, and supplemental report in Office of the Chief of Engineers; estimated construction cost, \$135,000.

Black Bayou, La.

Black Bayou, Louisiana: Earth dam and reservoir for flood storage to protect population and lands below; House Document Numbered 378, Seventy-fourth Congress, second session, and supplemental report in Office of the Chief of Engineers; estimated construction cost, \$125,000.

Bayou Bodcau, La.

Bayou Bodcau, Louisiana: Floodway for the diversion of Bayou Bodcau and Cypress Bayou to improve flood protection; House Document Numbered 378, Seventy-fourth Congress, second session, and supplemental report in Office of the Chief of Engineers; estimated construction cost, \$1,825,000; estimated cost of lands and damages, \$68,000.

Bayou des Glaises,
La.

Bayou des Glaises, Louisiana: Diversion ditch from Moreauville to borrow pit of West Atchafalaya levee at Lake Bayou to reduce flood damages and improve sanitary and living conditions over large area; House Document Numbered 378, Seventy-fourth Congress, second session, and supplemental report in Office of the Chief of Engineers; estimated construction cost, \$280,000; estimated cost of lands and damages, \$5,000.

Wallace Lake, La.

Wallace Lake, Louisiana: Earth dam and reservoir for flood storage to improve protection of population and lands below; House Document Numbered 378, Seventy-fourth Congress, second session, and supplemental report in Office of the Chief of Engineers; estimated construction cost, \$380,000; estimated cost of lands and damages, \$20,000.

Ouachita River ba-
sin.

OUACHITA RIVER BASIN

Columbia, La.

Columbia, Louisiana: Levees, bulkhead, and drainage structures to protect people and city property; House Document Numbered

196, Seventy-third Congress, second session, and data in Office of the Chief of Engineers; estimated construction cost, \$339,100; estimated cost of lands and damages, \$55,900.

Jonesville, Louisiana: Levee, retaining wall, and drainage structures to protect people and city property; House Document Numbered 196, Seventy-third Congress, second session, and data in Office of the Chief of Engineers; estimated construction cost, \$368,200; estimated cost of lands and damages, \$74,800.

Jonesville, La.

ARKANSAS RIVER BASIN

Caddoa Reservoir, near Lamar in Colorado: For flood control and water conservation in Colorado and Kansas; plans in House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$9,700,000; estimated cost of lands and damages, \$300,000.

Arkansas River basin.

Caddoa Reservoir, Colo.

Conchas Reservoir near Tucumcari, on the South Canadian River in New Mexico: For completion of project now under way for flood control, irrigation, and water supply benefits in New Mexico; plans in House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$12,270,000; estimated cost of lands and damages, \$230,000.

Conchas Reservoir, South Canadian River, N. Mex.

Optima Reservoir on North Canadian River: For flood control in the North Canadian Valley in Oklahoma; plans in House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$1,350,000; estimated cost of lands and damages, \$180,000.

Optima Reservoir, North Canadian River, Okla.

Fort Supply Reservoir on North Canadian River: For flood control in the North Canadian Valley in Oklahoma; plans in House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$2,360,000; estimated cost of lands and damages, \$225,000.

Fort Supply Reservoir, North Canadian River, Okla.

Hulah Reservoir on Caney River tributary of Verdigris River, Oklahoma and Kansas: For flood control in Verdigris River Valley in Oklahoma and for water-supply purposes; plans in House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$1,325,000; estimated cost of lands and damages, \$1,018,000.

Hulah Reservoir, Okla. and Kans.

Great Salt Plains Reservoir on Salt Fork of Arkansas River in Oklahoma: For flood control and incidental benefits in Oklahoma; plans in House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$972,000; estimated cost of lands and damages, \$261,000.

Great Salt Plains Reservoir, Okla.

Kaw, on Arkansas River in Oklahoma: Levee to protect people and city property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$32,500.

Kaw, Okla.

Near Fort Gibson on Arkansas River in Oklahoma: Construction of new levees to provide flood protection for population and lands; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$7,900; estimated cost of lands and damages, \$1,080.

Fort Gibson, Okla.

Near Dardenelle on Arkansas River in Arkansas: Raising and enlarging existing levee system to improve protection; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$93,500; estimated cost of lands and damages, \$13,500.

Dardenelle, Ark.

Little Rock, Arkansas: Levees to provide flood protection to people and city property; House Document Numbered 308, Seventy-fourth Congress, first session, and supplemental report in Office of the Chief of Engineers; estimated construction cost, \$110,500.

Little Rock, Ark.

North Little Rock,
Ark.

North Little Rock, in Pulaski County, Arkansas: Construction of levee and flood wall to protect people and city property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated cost, \$401,000; estimated costs of lands and damages, unknown.

North Little Rock to
Gillette, Ark.

From North Little Rock, Arkansas, to Gillette, Arkansas, on the north bank of Arkansas River: Levees to protect agricultural lands and communities; House Document Numbered 308, Seventy-fourth Congress, first session; estimated cost, \$2,424,400.

Clarksville, Ark.

Clarksville on Spadra Creek, tributary of Arkansas River in Arkansas: Levees to protect people and city property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$70,000.

West of Morrilton,
Ark.

West of Morrilton on Arkansas River in Arkansas: Construct new levees and raise and enlarge part of existing levee system to improve protection; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$603,000; estimated cost of lands and damages, \$53,000.

Faulkner County,
Ark.

Faulkner County, on Arkansas River, levee district numbered one: To protect agricultural lands; cost, \$100,000.

Winfield, Kans.

Winfield, on Walnut River in Kansas: Levees to protect people and city property; report to Congress not yet made; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$108,000.

Augusta, Kans.

Augusta, on Walnut River in Kansas: Levees to protect people and city property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$109,800; estimated cost of lands and damages, \$18,600.

Hutchinson, Kans.

Hutchinson, on Arkansas River in Kansas: Diversion of Cow Creek and levees to protect people and city property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$1,050,000: *Provided*, That \$10,000 of this amount be made available for a preliminary examination and survey for flood control of Cow Creek; estimated cost of lands and damages from \$350,000 to \$1,350,000.

Proviso.
Preliminary exami-
nation of Cow Creek.

Wichita and Valley
Center, Kans.

Wichita and Valley Center, on Arkansas River in Kansas and vicinity: Levees and floodway to protect people, city property, and environs; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$2,603,100; estimated cost of lands and damages, \$1,597,100.

Big Slough to Belle
Plaine, Kans.

Big Slough to Belle Plaine, on Ninnescah River, tributary of Arkansas River, Kansas: Floodway and levees on Ninnescah River to provide flood protection and improved economic and living conditions to large area; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$1,650,200; estimated cost of lands and damages, \$232,000.

Florence, Kans.

Florence, on Grand (Neosho) River in Kansas: Levees to protect people and city property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$17,000.

Cottonwood Falls,
Kans.

Cottonwood Falls, on Grand (Neosho) River in Kansas: Levees to protect people and city property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$7,200.

Emporia, Kans.

Emporia, on Grand (Neosho) River in Kansas: Levees to protect people and city property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$22,700.

Neosho Rapids,
Kans.

Neosho Rapids, on Grand (Neosho) River in Kansas: Levees to protect people and city property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$38,900.

- Hartford, on Grand (Neosho) River in Kansas: Levees to protect people and city property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$43,200. Hartford, Kans.
- Burlington, on Grand (Neosho) River in Kansas: Levees to protect people and city property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$27,000. Burlington, Kans.
- Leroy, on Grand (Neosho) River in Kansas: Levees to protect people and city property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$9,600. Leroy, Kans.
- Neosho Falls, on Grand (Neosho) River in Kansas: Levees to protect people and city property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$32,400. Neosho Falls, Kans.
- Iola, on Grand (Neosho) River in Kansas: Levees to protect people and city property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$20,700. Iola, Kans.
- Humboldt, on Grand (Neosho) River in Kansas: Levees to protect people and city property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$19,300. Humboldt, Kans.
- Chetopa, on Grand (Neosho) River in Kansas: Levees to protect people and city property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$28,600. Chetopa, Kans.
- Cherokee County, on Grand (Neosho) River in Kansas: Levees (unit numbered 4) to protect people and property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$234,000; estimated cost of lands and damages, \$54,000. Cherokee County, Kans.
- Lyon County, on Grand (Neosho) River in Kansas: Levees (unit numbered 39) to protect people and property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$237,100; estimated cost of lands and damages, \$38,400. Lyon County, Kans.
- West of Fredonia, on Fall River, Tributary of Verdigris River in Kansas: Levees (unit numbered 43) to protect people and property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$189,900; estimated cost of lands and damages, \$16,900. West of Fredonia, Kans.
- West of Benedict, on Verdigris River in Kansas: Levees (unit numbered 20) to protect people and property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$195,000; estimated cost of lands and damages, \$19,700. West of Benedict, Kans.
- West of Elk City, on Elk River, tributary of Verdigris River in Kansas: Levees (unit numbered 41) to protect people and property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$81,400; estimated cost of lands and damages, \$8,800. West of Elk City, Kans.
- Caney Creek, tributary of Verdigris River in Oklahoma and Kansas: Levees (unit numbered 36) to protect people and property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$157,600; estimated cost of lands and damages, \$13,300. Caney Creek, Okla. and Kans.
- Verdigris River from mouth to Madison, Kansas: Channel clearing in Kansas and Oklahoma for flood relief; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$231,800. Verdigris River from mouth to Madison, Kans.

Blackwell, Okla.

Blackwell, on Chikaskia River, tributary of the Salt Fork River, in Oklahoma: Levees to protect people and city property; House Document Numbered 308, Seventy-fourth Congress, first session; estimated construction cost, \$50,000.

White River basin.

WHITE RIVER BASIN

East Poplar Bluff
and Poplar Bluff, Mo.

East Poplar Bluff and Poplar Bluff, on Black River in Missouri: Leveed floodway to protect people and city property; plans in House Document Numbered 102, Seventy-third Congress, first session; revised cost data in Office of the Chief of Engineers; estimated construction cost, \$546,800; estimated cost of lands and damages, \$209,400.

Poplar Bluff, Mo., to
Knoble, Ark.

Poplar Bluff, on Black River in Missouri to latitude of Knoble, Arkansas: Leveed floodway to protect people and property of agricultural communities; plans in House Document Numbered 102, Seventy-third Congress, first session; estimated construction cost, \$1,972,000; estimated cost of lands and damages, \$632,000.

Little Black River,
Mo. and Ark.

Little Black River in Missouri and Arkansas: Levees to protect people and property of agricultural communities; plans in House Document Numbered 102, Seventy-third Congress, first session; estimated construction cost, \$754,900; estimated cost of lands and damages, \$65,100.

Skaggs Ferry, Ark.

Skaggs Ferry, on Black River east of Pocahontas, in Arkansas: Levees to protect people and property of agricultural communities; plans in House Document Numbered 102, Seventy-third Congress, first session; estimated construction cost, \$63,000; estimated cost of lands and damages, \$17,100.

Big Bottom, Ark.

Big Bottom, on White River, in Independence County, Arkansas: Levees to protect people and property of agricultural communities; plans in House Document Numbered 102, Seventy-third Congress, first session; revised cost data in Office of the Chief of Engineers; estimated construction cost, \$128,700; estimated cost of lands and damages, \$19,800.

Newport, Ark.

Newport, on White River, in Arkansas: Levees to protect people and city property; plans in House Document Numbered 102, Seventy-third Congress, first session; estimated construction cost, \$138,600; estimated cost of lands and damages, \$22,500.

Village Creek, etc.,
Ark.

Village Creek, White River and Mayberry District, in Arkansas: Levee protection of people and property of extensive agricultural area; plans in House Document Numbered 102, Seventy-third Congress, first session; estimated construction cost, \$931,500; estimated cost of lands and damages, \$222,300.

Clarendon to Laconia
Circle, Ark.

Clarendon to Laconia Circle, on White River, in Arkansas: Levees to protect people and property of extensive agricultural communities; plans in House Document Numbered 102, Seventy-third Congress, first session; estimated construction cost, \$8,960,000; estimated cost of lands and damages, \$182,000.

Big Creek and L'An-
guille River, Ark.

Big Creek and L'Anguille River, northwest of Marianna, in Arkansas: Levees to protect people and property of agricultural communities; plans in House Document Numbered 102, Seventy-third Congress, first session; estimated construction cost, \$86,400; estimated cost of lands and damages, \$10,800.

Upper Mississippi
River.

UPPER MISSISSIPPI RIVER

East Saint Louis, Ill.

East Saint Louis, Illinois, and vicinity: Raise and enlarge existing levees to protect population and railroad center; special report on record in Office of the Chief of Engineers; estimated construction cost, \$1,158,000.

East Cape Girardeau and Clear Creek Drainage District, Illinois: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$395,000; estimated cost of lands and damages, \$15,300.

Drainage and levee districts.
East Cape Girardeau and Clear Creek, Ill.

North Alexander Drainage and Levee District, Illinois: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$271,000; estimated cost of lands and damages, \$18,900.

North Alexander, Ill.

Clear Creek Drainage and Levee District, Illinois: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$649,000; estimated cost of lands and damages, \$16,500.

Clear Creek, Ill.

Preston Drainage and Levee District, Illinois: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$244,000; estimated cost of lands and damages, \$8,100.

Preston, Ill.

Degognia and Fountain Bluff Levee and Drainage District, Illinois: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$330,000; estimated cost of lands and damages, \$14,600.

Degognia and Fountain Bluff, Ill.

Perry County Drainage and Levee Districts Numbered 1, 2, and 3, Missouri: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$859,000; estimated cost of lands and damages, \$54,200.

Perry County, Mo., Districts 1, 2, and 3.

Saint Genevieve Levee District Numbered 1, Missouri: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$177,000; estimated cost of lands and damages, \$25,000.

Saint Genevieve, Mo., District 1.

Fort Chartres and Ivy Landing Drainage District Numbered 5, Illinois: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$120,000; estimated cost of lands and damages, \$10,500.

Fort Chartres and Ivy Landing, Ill., District 5.

Harrisonville and Ivy Landing Drainage and Levee District Numbered 2, Illinois: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$453,000; estimated cost of lands and damages, \$15,100.

Harrisonville and Ivy Landing, Ill., District 2.

Columbia Drainage and Levee District Numbered 3, Illinois: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$546,000; estimated cost of lands and damages, \$19,200.

Columbia, Ill., District 3.

Wilson and Wenkel and Prairie du Pont Drainage and Levee Districts, Illinois: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$520,000; estimated cost of lands and damages, \$18,700.

Wilson and Wenkel and Prairie du Pont, Ill.

Choteau, Nameoki, and Venice Drainage and Levee District, Illinois: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$132,000; estimated cost of lands and damages, \$22,000.

Choteau, Nameoki, and Venice, Ill.

- Saint Louis County, Mo. Saint Louis County Drainage and Levee District, Missouri: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$259,000; estimated cost of lands and damages, \$20,000.
- Wiedmer Chemicals, Mo. Wiedmer Chemicals Drainage and Levee District, Missouri: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$76,500; estimated cost of lands and damages, \$1,500.
- Green Island, Iowa, District 1. Green Island Levee and Drainage District Numbered 1, Iowa: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$68,000.
- Carroll County, Ill., District 1. Carroll County Levee and Drainage District Numbered 1, Illinois: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$13,200.
- Keithsburg, Ill. Keithsburg Drainage District, Illinois: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$11,000.
- Henderson County, Ill., District 3. Henderson County Drainage District Numbered 3, Illinois: Raising and enlarging existing system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$13,600.
- Green Bay, Iowa, District 2. Green Bay Levee and Drainage District Numbered 2, Iowa: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$100,000.
- Gregory, Mo. Gregory Drainage District, Missouri: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$44,400.
- Fabius River, Mo. Fabius River Drainage District, Missouri: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$82,000.
- South Quincy, Ill. South Quincy Drainage and Levee District, Illinois: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$46,000; estimated cost of lands and damages, \$500.
- South River, Mo. South River Drainage District, Missouri: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$37,000.
- Sny Island, Ill. Sny Island Levee District, Illinois: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$71,000.
- Riverland, Mo. Riverland Levee District, Missouri: Raising and enlarging existing levee system to improve protection; special report on record in Office of the Chief of Engineers; estimated construction cost, \$73,000.
- Dry Run Reservoir, Iowa. Dry Run Reservoir near Decorah, Iowa: For flood protection of people and city property; special report on record in Office of the Chief of Engineers; estimated construction cost, \$91,000; estimated cost of lands and damages, \$29,000.

Red River of the North basin.

RED RIVER OF THE NORTH BASIN

Lake Traverse and Bois De Sioux River, S. Dak.

Lake Traverse and Bois De Sioux River, South Dakota: Reservoir for flood protection of agricultural communities, water conservation,

and other incidental benefits; special report on record in Office of the Chief of Engineers; estimated construction cost, \$1,115,200; estimated cost of lands and damages, \$284,800.

MINNESOTA RIVER

Minnesota River.

Lac Qui Parle Reservoir, in Minnesota: For flood protection in valley of Minnesota River; special report on record in Office of the Chief of Engineers; estimated construction cost, \$464,000; estimated cost of lands and damages, \$974,000.

Lac Qui Parle Reservoir, Minn.

ILLINOIS AND DES PLAINES RIVER BASIN

Illinois and Des Plaines River basin.

Between Beardstown, Illinois, and mouth of Illinois River: Levee setback and improvements to floodway; House Document Numbered 182, Seventy-second Congress, first session; estimated construction cost, \$730,000; estimated cost of lands and damages, \$370,000.

Beardstown, Ill., to mouth of Illinois River.

Lost Creek Drainage and Levee District, Illinois: Improve existing levee for additional protection to people and property; House Document Numbered 182, Seventy-second Congress, first session; estimated construction cost, \$46,100; estimated cost of lands and damages, \$1,600.

Drainage and levee districts.
Lost Creek, Ill.

Liverpool Drainage and Levee District, Illinois: Improve existing levee for additional protection to people and property; House Document Numbered 182, Seventy-second Congress, first session; estimated construction cost, \$48,600; estimated cost of lands and damages, \$8,400.

Liverpool, Ill.

Hennepin Drainage and Levee District, Illinois: Levee and channel improvements for additional protection to people and property; House Document Numbered 182, Seventy-second Congress, first session; estimated construction cost, \$46,800; estimated cost of lands and damages, \$6,800.

Hennepin, Ill.

Big Lake Drainage and Levee District, Illinois: Improve existing levee for additional protection to people and property; House Document Numbered 182, Seventy-second Congress, first session; estimated construction cost, \$52,500; estimated cost of lands and damages, \$4,000.

Big Lake, Ill.

Seahorn Drainage and Levee District, Illinois: Improve existing levee for additional protection to people and property; House Document Numbered 182, Seventy-second Congress, first session; estimated construction cost, \$32,000; estimated cost of lands and damages, \$4,800.

Seahorn, Ill.

Lacey, Langellier, West Matanzas, and Kerton Valley Drainage and Levee District, Illinois: Set back and improve existing levees to protect people and property; House Document Numbered 182, Seventy-second Congress, first session; estimated construction cost, \$188,400; estimated cost of lands and damages, \$49,000.

Lacey, etc., Ill.

Banner Special Drainage and Levee District, Illinois: Improve existing levee for additional protection to people and property; House Document Numbered 102, Seventy-second Congress, first session; estimated construction cost, \$128,700; estimated cost of lands and damages, \$17,600.

Banner, Ill.

Rocky Ford Drainage and Levee District, Illinois: Improve existing levee for additional flood protection to people and property; House Document Numbered 182, Seventy-second Congress, first session; estimated construction cost, \$47,900; estimated cost of lands and damages, \$2,400.

Rocky Ford, Ill.

Pekin and La Marsh Drainage and Levee District, Illinois: Improve existing levees for additional protection to people and property; House Document Numbered 182, Seventy-second Congress, first session; estimated construction cost, \$145,300; estimated cost of lands and damages, \$7,000.

Pekin and La Marsh, Ill.

Spring Lake, Ill.

Spring Lake Drainage and Levee District, Illinois: Improve existing levees for additional protection to people and property; House Document Numbered 182, Seventy-second Congress, first session; estimated construction cost, \$384,200; estimated cost of lands and damages, \$10,800.

East Liverpool, Ill.

East Liverpool Drainage and Levee District, Illinois: Improve existing levees for additional protection to people and property; House Document Numbered 182, Seventy-second Congress, first session; estimated construction cost, \$137,700; estimated cost of lands and damages, \$13,600.

East Peoria, Ill.

East Peoria Drainage and Levee District, Illinois: Improve existing levees for additional protection to people and property; House Document Numbered 182, Seventy-second Congress, first session; estimated construction cost, \$29,000; estimated cost of lands and damages, \$1,600.

Thompson Lake, Ill.

Thompson Lake Drainage District, Illinois: Improve existing levees for additional protection to people and property; House Document Numbered 182, Seventy-second Congress, first session; estimated construction cost, \$351,000; estimated cost of lands and damages, \$27,200.

Kelly Lake, Ill.

Kelly Lake Drainage and Levee District, Illinois: Improve existing levees for additional protection to people and property; House Document Numbered 182, Seventy-second Congress, first session; estimated construction cost, \$100,200; estimated cost of lands and damages, \$4,800.

Sangamon River basin.

SANGAMON RIVER BASIN

Sangamon River, Ill., mouth.

Mouth of Sangamon River, Illinois: Clearing and enlarging flood channel to improve flood discharge; House Document Numbered 186, Seventy-second Congress, first session; estimated construction cost, \$122,400; estimated cost of lands and damages, \$13,600.

Salt Creek to Robey, Ill.

Sangamon River from mouth of Salt Creek to Robey, Illinois: Channel straightening for flood relief; House Document Numbered 186, Seventy-second Congress, first session; estimated construction cost, \$773,000.

Salt Creek, Middletown, Ill.

Salt Creek in vicinity of Middletown, Illinois: Channel straightening for flood relief; House Document Numbered 186, Seventy-second Congress, first session; estimated construction cost, \$48,000; estimated cost of lands and damages, \$5,700.

Levees, etc. East of Hubley Bridge, south side of Salt Creek, Ill.

East of Hubley Bridge on south side of Salt Creek, Illinois: Raise and improve existing levee system to increase protection; House Document Numbered 186, Seventy-second Congress, first session; estimated construction cost, \$20,300; estimated cost of lands and damages, \$800.

Lussenhaf, north side of Salt Creek, Ill.

Lussenhaf Levee, on north side of Salt Creek, Illinois: Raise and improve existing levee system to increase protection; House Document Numbered 186, Seventy-second Congress, first session; estimated construction cost, \$1,850; estimated cost of lands and damages, \$450.

Swager, etc., Ill.

Swager, Whitney, Young-Holbite Levee on north side of Salt Creek, Illinois: Raise and improve existing levee system to increase protection; House Document Numbered 186, Seventy-second Congress, first session; estimated construction cost, \$10,200; estimated cost of lands and damages, \$600.

Donavon, Ill.

Donavon Levee on north side of Salt Creek, Illinois: Raise and improve existing levee system to increase protection; House Document Numbered 186, Seventy-second Congress, first session; estimated construction cost, \$28,400; estimated cost of lands and damages, \$1,100.

Mason and Menard Drainage District on Sangamon River near Oakford, Illinois: Raise and improve existing levee system to increase protection; House Document Numbered 186, Seventy-second Congress, first session; estimated construction cost, \$78,900; estimated cost of lands and damages, \$4,000.

Mason and Menard, Oakford, Ill.

Tar Creek Levee, west of Oakford, Illinois: Raise and improve existing levee system to increase protection; House Document Numbered 186, Seventy-second Congress, first session; estimated construction cost, \$34,800; estimated cost of lands and damages, \$900.

Tar Creek, west of Oakford, Ill.

Watts Levee on south side of Salt Creek, Illinois: Raise and improve existing levee system to increase protection; House Document Numbered 186, Seventy-second Congress, first session; estimated construction cost, \$34,400; estimated cost of lands and damages, \$900.

Watts, south side of Salt Creek, Ill.

Farmers Levee and Drainage District on north side of Sangamon River, Illinois: Raise and improve existing levee system to increase protection; House Document Numbered 186, Seventy-second Congress, first session; estimated construction cost, \$242,600; estimated cost of lands and damages, \$4,000.

Farmers, north side of Sangamon River, Ill.

Clear Lake Levee at junction of Sangamon and Illinois Rivers in Illinois: Raise and improve existing levee system to increase protection; House Document Numbered 186, Seventy-second Congress, first session; estimated construction cost, \$69,250; estimated cost of lands and damages, \$750.

Clear Lake, at junction of Sangamon and Illinois Rivers, Ill.

Oakford Special Drainage District on south side of Sangamon River, Illinois: Raise and improve existing levee system to increase protection; House Document Numbered 186, Seventy-second Congress, first session; estimated construction cost, \$25,500; estimated cost of lands and damages, \$2,200.

Oakford, south side of Sangamon River, Ill.

Near Springfield on Sangamon River, Illinois: Alteration of Chicago and Illinois Midland Railroad bridge to improve flood channel; House Document Numbered 186, Seventy-second Congress, first session; estimated construction cost, \$90,000.

Bridge alteration near Springfield, Ill.

Sangamon River and Salt Creek, Illinois: Clearing and cleaning channels to improve flood discharges at fifty bridge sites; House Document Numbered 186, Seventy-second Congress, first session; estimated construction cost, \$12,500.

Channel clearing, etc., Sangamon River and Salt Creek, Ill.

Panther Creek West Side Levee, Illinois: Levees to provide flood protection; House Document Numbered 186, Seventy-second Congress, first session; estimated construction cost, \$143,000; estimated cost of lands and damages, \$9,980.

Panther Creek, Ill.

Bell and Mertz Levees, Panther Creek, and Sangamon River, Illinois: Raise and improve existing levee system to increase protection; House Document Numbered 186, Seventy-second Congress, first session; estimated construction cost, \$31,100; estimated cost of lands and damages, \$500.

Bell and Mertz, Panther Creek and Sangamon River, Ill.

KANKAKEE RIVER BASIN

Kankakee River basin.

Between Shelby Bridge and Baums Bridge in Indiana: Levees to protect agricultural communities; House Document Numbered 784, Seventy-first Congress, third session; estimated construction cost, \$176,600.

Shelby Bridge to Baums Bridge, Ind.

ROCK RIVER BASIN

Rock River basin.

Penny Slough near Hillsdale, Illinois: Levees and drainage ditches to protect agricultural community; special report in Office of the Chief of Engineers; estimated construction cost, \$109,000.

Penny Slough, Hillsdale, Ill.

Jonesville and Indian Ford Dams, Wisconsin: Provide floodgates for flood control to communities around Lake Koshkonong and in Fort Atkinson; special report in Office of the Chief of Engineers; estimated construction cost, \$29,000.

Jonesville and Indian Ford Dams, Wis.

Freeport, Ill.

Freeport on Pecatonica River in Illinois: Channel rectification for protection of people and city property; special report in Office of the Chief of Engineers; estimated construction cost, \$463,000; estimated cost of lands and damages, \$103,000.

Ohio River basin;
reservoirs.

OHIO RIVER BASIN

Pittsburgh, Pa.

Reservoir system for the protection of Pittsburgh: Construction of reservoirs for the Allegheny-Monongahela Basin as in comprehensive plan for the protection of Pittsburgh and for the reduction of flood heights in the Ohio Valley generally, as set forth in House Document Numbered 306, Seventy-fourth Congress, first session, and in the report on the Allegheny-Monongahela Rivers and tributaries on record in the Office of the Chief of Engineers; estimated construction cost, \$20,646,000; estimated cost of lands and damages, \$34,569,000.

Below Pittsburgh,
Pa.

Reservoir system for the reduction of Ohio River floods below Pittsburgh: Construction of reservoirs including the completion of the Bluestone Reservoir now under way, which together with the reservoirs for Pittsburgh flood control, constitutes a comprehensive plan for flood control on the main stream of the Ohio River and on the tributary stream below the reservoirs, as set forth in House Document Numbered 306, Seventy-fourth Congress, first session; estimated construction cost, \$19,616,800; estimated cost of lands and damages, \$10,519,600.

Wabash River.

WABASH RIVER

Indianapolis, Ind.
Walfeigh section.

Indianapolis, Walfeigh section, on West Fork of White River, Indiana: Levees, bridge reconstruction, and channel improvement to protect people and city property; House Document Numbered 100, Seventy-third Congress, first session; estimated construction cost, \$1,020,000; estimated cost of lands and damages, \$400,000.

Fall Creek section.

Indianapolis, Fall Creek section, on West Fork of White River, Indiana: Levees, bridge reconstruction, and channel improvement to protect people and city property; House Document Numbered 100, Seventy-third Congress, first session, and data in Office of the Chief of Engineers; estimated construction cost, \$540,000; estimated cost of lands and damages, \$798,000.

Wabash, Ind.

Wabash, on Wabash River, Indiana: Levees and bridge reconstruction to protect people and city property; House Document Numbered 100, Seventy-third Congress, first session; estimated construction cost, \$205,000; estimated cost of lands and damages, \$355,000.

Peru, Ind.

Peru, on Wabash River, Indiana: Improvement of levees, flood wall, and bridge changes to protect people and city property; House Document Numbered 100, Seventy-third Congress, first session; estimated construction cost, \$1,720,000; estimated cost of lands and damages, \$780,000.

Logansport, Ind.

Logansport, on Wabash River, Indiana: Construction of remedial works for flood relief; data in Office of Chief of Engineers; cost, \$612,000.

Anderson, Ind.

Anderson, on West Fork of White River, Indiana: Levees, flood wall, bridge changes, and drainage improvements to protect people and city property; House Document Numbered 100, Seventy-third Congress, first session; estimated construction cost, \$127,000; estimated cost of lands and damages, \$258,000.

Muncie, Ind.

Muncie, on West Fork of White River, Indiana: Flood wall, bridge changes, and channel improvements to protect people and city property; House Document Numbered 100, Seventy-third Congress, first session; estimated construction cost, \$840,000; estimated cost of lands and damages, \$660,000.

Shoals, on East Fork of White River, Indiana: Levees to protect people and city property; House Document Numbered 100, Seventy-third Congress, first session; estimated construction cost, \$127,000; estimated cost of lands and damages, \$65,000.

Shoals, Ind.

Terre Haute, on Wabash River, Indiana: Levees to protect people and city property; House Document Numbered 100, Seventy-third Congress, first session; estimated construction cost, \$37,500; estimated cost of lands and damages, \$2,500.

Terre Haute, Ind.

Lyford Levee Unit on Wabash River, Indiana: Raising and improving existing levees to increase protection; House Document Numbered 100, Seventy-third Congress, first session; estimated construction cost, \$84,650; estimated cost of lands and damages, \$23,350.

Lyford, Ind.

Levee Unit Numbered 10, on West Fork of White River, Indiana: Raising and improving existing levees to increase protection to the town of Worthington, and on units; House Document Numbered 100, Seventy-third Congress, first session; estimated construction cost, \$39,000; estimated cost of lands and damages, \$54,000.

White River, Ind.—
West Fork, Unit 10.

Levee Unit Numbered 9, on West Fork of White River, Indiana: Raising and improving existing levees to increase protection; House Document Numbered 100, Seventy-third Congress, first session; estimated construction cost, \$4,025; estimated cost of lands and damages, \$12,675.

Unit 9.

Gill Township Levee Unit on Wabash River, Indiana: Raising and improving existing levees to increase protection; House Document Numbered 100, Seventy-third Congress, first session; estimated construction cost, \$180,250; estimated cost of lands and damages, \$152,150.

Wabash River, Ind.—
Gill Township Unit.

Levee Unit Numbered 2, on Wabash River, Indiana: Raising and improving existing levees to increase protection; House Document Numbered 100, Seventy-third Congress, first session; estimated construction cost, \$734,900; estimated cost of lands and damages, \$417,100.

Ind.—Unit 2.

Levee Unit Numbered 1 on Wabash River, Illinois: Raising and improving existing levees to increase protection; House Document Numbered 100, Seventy-third Congress, first session; estimated construction cost, \$812,225; estimated cost of lands and damages, \$371,775.

Ill.—Unit 1.

Levee Unit Numbered 3 on East Fork of White River, Indiana: Raising and improving existing levees to increase protection; House Document Numbered 100, Seventy-third Congress, first session; estimated construction cost, \$634,475; estimated cost of lands and damages, \$281,525.

White River, Ind.—
East Fork, Unit 3.

Levee Unit Numbered 5 on Wabash River, Indiana: Raising and improving existing levees to increase protection; House Document Numbered 100, Seventy-third Congress, first session; estimated construction cost, \$1,339,500; estimated cost of lands and damages, \$694,520.

Wabash River, Ind.—
Unit 5.

Levee Units Numbered 3 and 4 on Wabash River, Illinois: Raising and improving existing levees to increase protection; House Document Numbered 100, Seventy-third Congress, first session; estimated construction cost, \$1,580,000; estimated cost of lands and damages, \$797,000.

Ill.—Units 3 and 4.

Levee Unit Numbered 8 on West Fork of White River, Indiana: Raising and improving existing levees to increase protection; House Document Numbered 100, Seventy-third Congress, first session; estimated construction cost, \$376,000; estimated cost of lands and damages, \$170,000.

White River, Ind.—
West Fork, Unit 8.

Brevort Levee Unit on Wabash River, Indiana: Raising and improving existing levees to increase protection; House Document

Wabash River, Ind.—
Brevort Unit.

Numbered 100, Seventy-third Congress, first session; estimated construction cost, \$976,500; estimated cost of lands and damages, \$952,500.

Cumberland River.

CUMBERLAND RIVER

Pineville, Ky.

Pineville, on Cumberland River, Kentucky: Levees to protect people and city property; House Document Numbered 38, Seventy-third Congress, first session; estimated construction cost, \$444,200; estimated cost of lands and damages, \$135,000.

Middlesboro, Ky.

Middlesboro on Cumberland River, Kentucky: Levees to protect people and city property; House Document Numbered 38, Seventy-third Congress, first session; estimated construction cost, \$536,000; estimated cost of lands and damages, \$60,000.

Missouri River basin.

MISSOURI RIVER BASIN

Kansas Citys, Mo. and Kans.

Kansas Citys on Missouri and Kansas Rivers in Missouri and Kansas: Levees and flood walls to protect people and city property; in accordance with plans approved by the Chief of Engineers on recommendation of the Board of Engineers for Rivers and Harbors and as amended by further surveys and studies now in progress at an estimated construction cost not to exceed \$10,000,000; estimated cost of lands and damages, \$8,000,000.

Council Bluffs, Iowa.

Council Bluffs near confluence of Indian Creek with Missouri River, Iowa: Channel improvement for flood control; no report to Congress; special report in Office of the Chief of Engineers; estimated construction cost, \$1,532,300; estimated cost of lands and damages, \$166,000.

Kansas River.

KANSAS RIVER

Topeka, Kans.

Topeka, on Kansas River, Kansas: Levees and flood wall to protect people and city property; House Document Numbered 195, Seventy-third Congress, second session and as amended by further surveys and studies now in progress; estimated construction cost, \$845,300; estimated cost of lands and damages, \$806,500.

Lawrence, Kans.

Lawrence, on Kansas River, Kansas: Levees to protect people and city property; House Document Numbered 195, Seventy-third Congress, second session and as amended by further surveys and studies now in progress; estimated construction cost, \$163,100; estimated cost of lands and damages, \$118,100.

Cheyenne River.

CHEYENNE RIVER

Belle Fourche, S. Dak.

Belle Fourche at confluence of Belle Fourche and Redwater Rivers, tributaries of Cheyenne River, South Dakota: Levees to protect people and city property; House Document Numbered 190, Seventy-second Congress, first session; estimated construction cost, \$24,100; estimated cost of lands and damages, \$22,400.

Yellowstone River.

YELLOWSTONE RIVER

Forsyth, Mont.

Forsyth and vicinity on Yellowstone River, Montana: Levees to protect people and city property; House Document Numbered 256, Seventy-third Congress, second session; estimated construction cost, \$65,900; estimated cost of lands and damages, \$13,200.

Little Missouri River.

LITTLE MISSOURI RIVER

Wilbax River, Mont.

Wilbax River on Beaver Creek, tributary of Little Missouri River, Montana: Levees to protect people and city property; House Document Numbered 64, Seventy-third Congress, first session; esti-

mated construction cost, \$42,300; estimated cost of lands and damages, \$62,400.

Marmath on Little Missouri River, North Dakota: Levees to protect people and city property; House Document Numbered 64, Seventy-third Congress, first session; estimated construction cost, \$21,700; estimated cost of lands and damages, \$39,000.

Marmath, N. Dak.

MILK RIVER

Saco on Milk River, Montana: Levees to protect people and city property; House Document Numbered 88, Seventy-third Congress, first session; estimated construction cost, \$26,800; estimated cost of lands and damages, \$5,300.

Milk River.

Saco, Mont.

Glasgow on Milk River, Montana: Levees to protect people and city property; House Document Numbered 88, Seventy-third Congress, first session; estimated construction cost, \$25,800; estimated cost of lands and damages, \$8,000.

Glasgow, Mont.

Harlem on Milk River, Montana: Levees to protect people and city property; House Document Numbered 88, Seventy-third Congress, first session; estimated construction cost, \$9,700; estimated cost of lands and damages, \$9,600.

Harlem, Mont.

LOS ANGELES AND SAN GABRIEL RIVERS, CALIFORNIA

Construction of reservoirs and principal flood channels in accordance with plans to be approved by the Chief of Engineers on recommendation of the Board of Engineers for Rivers and Harbors at an estimated construction cost not to exceed \$70,000,000; estimated cost of lands and damages, \$5,000,000.

Los Angeles and San Gabriel Rivers, California.
Reservoirs and flood channels.

SANTA ANA RIVER, CALIFORNIA

Construction of reservoirs and related flood-control works for protection of metropolitan area in Orange County, California, in accordance with plans to be approved by the Chief of Engineers on recommendation of the Board of Engineers for Rivers and Harbors, at an estimated construction cost not to exceed \$13,000,000; estimated cost of lands and damages, \$3,500,000.

Santa Ana River, California.
Orange County, Calif.

EEL RIVER, CALIFORNIA

Eel River, California: Construction of current retards and levee to protect agricultural community in the Delta section; House Document Numbered 194, Seventy-third Congress, second session; estimated cost, \$144,000.

Eel River, California.
Delta section.

COLUMBIA RIVER BASIN

Drainage and diking districts in Cowlitz County, Washington: Raise and improve existing levees to increase flood protection for the following listed projects for the protection of agricultural communities as set forth in a special report on record in Office of the Chief of Engineers: Diking and Improvement District Numbered 5, estimated construction cost, \$251,500; Consolidated Diking and Improvement District Numbered 1, including protection for the town of Longview, estimated construction cost, \$286,200.

Columbia River basin.
Drainage and diking districts.
Cowlitz County, Wash.

Drainage and diking districts, in Wahkiakum County, Washington: Raise and improve existing levees to increase flood protection for the following listed projects for the protection of agricultural communities as set forth in a special report on record in Office of the Chief of Engineers: Diking Districts Numbered 1 and 3, esti-

Wahkiakum County, Wash.

mated construction cost, \$193,000; Diking District Numbered 1 (Little Island), estimated construction cost, \$26,000; Diking and Improvement District Numbered 4, estimated construction cost \$150,200.

Pacific County,
Wash.

Pacific County Diking District, Pacific County, Washington: Raise and improve existing levees to increase flood protection for agricultural community as set forth in a special report in the Office of the Chief of Engineers, estimated construction cost, \$22,700.

Multnomah County,
Oreg.

Drainage and diking districts in Multnomah County, Oregon: Raise and improve existing levees to increase flood protection for the following agricultural communities as set forth in a special report on record in Office of the Chief of Engineers: Sandy Drainage District, estimated construction cost, \$92,000; Multnomah Drainage District Numbered 1, estimated construction cost, \$547,400; Peninsular Drainage District Numbered 1, estimated construction cost, \$133,300; Peninsular Drainage District Numbered 2, estimated construction cost, \$287,200.

Columbia County,
Oreg.

Drainage and diking districts in Columbia County, Oregon: Raise and improve existing levees to increase flood protection for the following listed projects for the protection of agricultural communities as set forth in a special report on record in Office of the Chief of Engineers: Scappoose Drainage District, estimated construction cost, \$329,400; Rainier Drainage District, estimated construction cost, \$25,700; Beaver Drainage District, estimated construction cost, \$216,600; McGruder Drainage District, estimated construction cost, \$33,200; Midland Drainage District, estimated construction cost, \$62,600; Marshland Drainage District, estimated construction cost, \$60,100; Webb Drainage District, estimated construction cost, \$61,100; Woodson Drainage District, estimated construction cost, \$19,100.

Clatsop County,
Oreg.

Drainage and diking districts in Clatsop County, Oregon: Raise and improve existing levees to increase flood protection for the following listed projects for the protection of agricultural communities, contained in a special report in Office of the Chief of Engineers: Westport District, estimated construction cost, \$27,200; Tenashillahe Island, estimated construction cost, \$54,700; Blind Slough, miscellaneous dikes, estimated construction cost, \$92,200; Drainage District Numbered 1, estimated construction cost, \$107,900; Knappa Area, miscellaneous dikes, estimated construction cost, \$8,200; Karlson Island, estimated construction cost, \$35,000; John Day River dikes, estimated construction cost, \$27,800; Walluskia River dikes, estimated construction cost, \$68,200; Youngs River dikes, estimated construction cost, \$217,100; Diking District Numbered 2, estimated construction cost, \$39,400; Diking District Numbered 3, estimated construction cost, \$4,500; Diking District Numbered 5, estimated construction cost, \$12,900; Lewis and Clark River dikes, estimated construction cost, \$88,000; Warrenton Diking District Numbered 1, estimated construction cost, \$23,000; Warrenton Diking District Numbered 2, estimated construction cost, \$41,900; Warrenton Diking District Numbered 3, estimated construction cost, \$14,900.

Wahkiakum County,
Wash.

Drainage and Diking Districts in Wahkiakum County, Washington: Levees to protect areas now subjected to inundation; the following projects are set forth in a special report in the Office of the Chief of Engineers: Skamokawa Creek Area; estimated construction cost, \$99,200; Upper Grays River Area; estimated construction cost, \$78,200; Deep River Area; estimated construction cost, \$46,800.

Sauvie Island (areas
A and B), Oreg.

Sauvie Island (areas A and B) in Multnomah County, Oregon: Levees to protect areas now subject to inundation; special report

in Office of the Chief of Engineers; estimated construction cost, \$1,364,900.

Drainage and Diking Districts in Columbia County, Oregon: Levees to protect areas now subject to inundation; the following projects are set forth in a special report in the Office of the Chief of Engineers: Deer Island Area, estimated construction cost, \$281,600; Prescott Area, estimated construction cost, \$281,600; Prescott Area, estimated construction cost \$26,200; Westland Area, estimated construction cost, \$116,600.

Columbia County,
Oreg.

WILLAMETTE RIVER

Willamette River.

Construction of bank-protection works, with channel clearing on the Willamette River, Clackamas River, Tualatin River, Molalla River, Santiam River, Marys River, Muddy Creek, and on McKenzie River in Oregon, for the reduction of flood heights and to prevent loss of land by erosion; special report in Office of the Chief of Engineers; estimated construction cost, \$2,430,000.

Bank protection, preventing losses by erosion, etc., designated rivers.

UMATILLA RIVER

Umatilla River.

Construction of flood-control works at Pendleton, Oregon; survey and data in the Office of the Chief of Engineers; estimated construction cost, \$200,000.

Flood control, Pendleton, Oreg.

LEWIS RIVER

Lewis River.

Cowlitz County, Diking Improvement District Numbered 1, Washington: Improve existing works for additional protection of agricultural communities; special report in Office of the Chief of Engineers; estimated construction cost, \$208,000.

Cowlitz County,
Wash.

COWLITZ RIVER

Cowlitz River.

Improvement of existing works for additional protection of agricultural communities in Cowlitz County, Washington: Diking, Drainage, and Improvement Districts Numbered 1, 2, and 13; special report in Office of the Chief of Engineers; estimated construction cost, \$210,400.

Cowlitz County,
Wash.

STILLAGUAMISH RIVER

Stillaguamish River.

Improvement of flood channel by clearing and bank revetment at twenty-six places to prevent flood damages and loss of land by erosion; special report in Office of the Chief of Engineers; estimated construction cost, \$261,000.

Flood channel improvement.

PUYALLUP RIVER

Puyallup River.

Upper Puyallup River, Washington: Bank protection; report to Congress not yet made; special report in Office of the Chief of Engineers; estimated construction cost, \$50,000.

Upper Puyallup River, Wash.

Mud Mountain Reservoir, on White River, Washington: For flood control; special report in Office of the Chief of Engineers; estimated construction cost, \$3,177,000; estimated cost of lands and damages, \$28,000.

Mud Mountain Reservoir, White River, Wash.

Tacoma, on Puyallup River, Washington: Channel improvement to protect people and industrial section of city; special report in Office of the Chief of Engineers; estimated construction cost, \$894,000; estimated cost of lands and damages, \$1,555,000.

Tacoma, Wash.

Skagit River.

SKAGIT RIVER

Avon Cut-off, Wash.,
construction.

Construction of Avon Cut-off in Washington, for the diversion of flood waters from Skagit River to Padilla Bay for protection of lower river valley; House Document Numbered 187, Seventy-third Congress, second session; estimated construction cost, \$3,150,100; estimated cost of lands and damages, \$1,832,000.

Preliminary flood
control examinations,
etc., authorized.

SEC. 6. The Secretary of War is hereby authorized and directed to cause preliminary examinations and surveys for flood control at the following-named localities, and the Secretary of Agriculture is authorized and directed to cause preliminary examinations and surveys for run-off and waterflow retardation and soil erosion prevention on the watersheds of such localities; the cost thereof to be paid from appropriations heretofore or hereafter made for such purposes:

Provisos.
Specific authority re-
quired for new works.
Supplementary re-
ports restricted.

Provided, That no preliminary examination, survey, project, or estimate for new works other than those designated in this or some prior Act or joint resolution shall be made: *Provided further*, That after the regular or formal reports made as hereby authorized on any examination, survey, project, or work under way or proposed are submitted to Congress, no supplemental or additional report or estimate shall be made unless authorized by law or by resolution of the Committee on Flood Control of the House of Representatives or the Committee on Commerce of the Senate: *And provided further*, That the Government shall not be deemed to have entered upon any project for the improvement of any waterway mentioned in this Act until the project for the proposed work shall have been adopted by law:

Project not author-
ized until adopted by
law.

Maine.

Androscoggin River, Maine.

Kennebec River, Maine.

Penobscot River, Maine.

Saco River, Maine.

Vermont.

Passumpsic River, Vermont.

Winooski River, Vermont.

Dog River, Vermont.

West River, Vermont, between Weston and Brattleboro.

Massachusetts and
New Hampshire.

Merrimack River, Massachusetts and New Hampshire.

Massachusetts, New
Hampshire, Vermont,
and Connecticut.

Connecticut River, Massachusetts, New Hampshire, Vermont, and Connecticut.

Massachusetts.

Big Black River, Massachusetts.

Massachusetts and
Rhode Island.

Blackstone River, Massachusetts and Rhode Island.

Rhode Island.

Seekonk River, Rhode Island.

Woonasquatucket River and tributaries, Rhode Island.

Moshassuk River and tributaries, Rhode Island.

New York.

Birch Creek, New York.

Bushnelville Creek, New York.

Beaverkill Creek, New York.

Beaverkill River, Sullivan County, New York.

Catskill Creek, Greene County, New York.

Delaware River, East Branch, Sullivan County, New York.

Moose and Black Rivers, New York.

Esopus Creek, New York.

Lackawack River, Sullivan County, New York.

Neversink Creek, Ulster County, New York.

Neversink River, Sullivan County, New York.

Oswego, Oneida, Seneca, and Clyde Rivers, New York.

Rondout Creek, Ulster County, New York.

Sawkill Creek, Ulster County, New York.

Schoharie Creek, Greene County, New York.

Schoharie Creek and tributaries, Schoharie County, New York.

Woodland Creek, New York.

Warner Bushkill Creek, New York.

Willowemoc River, Sullivan County, New York.	
Sanisto River, New York.	Preliminary examinations—Continued.
Cattaraugus Creek, New York.	
Cayuga Lake, New York.	
Chemung River, New York.	
Chenango River, New York.	
Conchocton ¹ River, New York.	
Delaware River, New York.	
Keuka Lake, New York.	
New Creek, New York.	
Onondaga Creek, New York.	
Seneca Creek, New York.	
Susquehanna River, New York and Pennsylvania.	New York and Pennsylvania.
Tioghnioga River, New York.	New York.
Tioga River, New York.	
Genesee River, New York.	
Passaic River, New Jersey.	New Jersey.
Allegheny and Susquehanna Rivers, Pennsylvania—tributaries, sources, and headwaters.	Pennsylvania.
Delaware River, Tinicum Township, Pennsylvania.	
Lackawanna River, Pennsylvania.	
Potomac River and tributaries.	Potomac River, etc.
Salyersville Licking River, near Magoffin County, Kentucky.	Kentucky.
The Big Sandy and its tributaries, Kentucky.	
The Licking River and its tributaries, Kentucky.	
Mud River and Wolfe Creek, Kentucky.	
Rough River and its tributaries, Kentucky.	
Nolin River and its tributaries, Kentucky.	
Marshy Hope Creek, Maryland.	Maryland.
Patuxent River and its tributaries, Maryland.	
James River, Virginia.	Virginia.
Contentnea Creek, North Carolina.	North Carolina.
Drum Inlet, North Carolina.	
Edisto River and tributaries.	Edisto River and tributaries.
Great Pee Dee, Lynches, Little Pee Dee, and Waccamaw Rivers, South Carolina.	South Carolina.
Congaree, Wateree, Santee, and Cooper Rivers, South Carolina.	
Cooza River and tributaries, Georgia.	Georgia.
Altamaha River, Georgia.	
Savannah River, Georgia.	
Ogeechee River, Georgia.	
Pearl River, Mississippi.	Mississippi.
Hillsboro River, Florida.	Florida.
Intracoastal Waterway throughout Broward County, Florida.	
Withlacoochee River, Florida.	
Paint Rock River, Alabama.	Alabama.
Cooza River and tributaries, Georgia and Alabama.	Georgia and Alabama.
Cataco Creek and its branches, Morgan County, Alabama.	Alabama.
Flint River, Alabama and Tennessee.	Alabama and Tennessee.
Flint Creek and its branches, Morgan County, Alabama.	Alabama.
Mermentau River, Louisiana.	Louisiana.
Buffalo Bayou, Texas.	Texas.
Leon River, Texas.	
Trinity River, Texas.	
Sulphur River, Texas.	
Neches River and tributaries, Texas.	
Pease River and tributaries, Texas.	
Nueces River and tributaries, Texas.	
Colorado River, Texas, above the county line between Coke and Runnels Counties.	

¹ So in original.

Preliminary examinations—Continued.	Sabine River, Texas.
	Lower Colorado River, Texas.
Louisiana and Texas.	Caddo Lake Dam and Jefferson-Shreveport Waterway, Louisiana and Texas.
Arkansas.	Arkansas River and Fourche Bayou, vicinity of Little Rock and North Little Rock, Arkansas.
	Point Remove Creek, Arkansas.
	Big Mulbury Creek, Arkansas.
	Cosatot River, Arkansas.
	Little River, Arkansas.
	Petit Jean River, Arkansas.
	Poteau River, Arkansas.
	Little Missouri River, Arkansas.
	Red River, Arkansas.
	Sulphur River, Arkansas.
Missouri.	North Fabius River, Missouri.
	Salt River, Missouri.
	Weldon River, Missouri.
Kansas.	Cow Creek, Kansas.
	Marais des Cygnes River, Kansas.
Missouri and Kansas.	Kansas Citys on Missouri and Kansas Rivers in Missouri and Kansas.
Kansas.	Lawrence, North Lawrence and immediately contiguous area on Kansas River, Kansas.
	Morris County on Grand (Neosho) River in Kansas.
	Manhattan, Kansas.
	Marmaton River, Kansas.
Nebraska and Kansas.	Republican River, Nebraska and Kansas.
Kansas.	Smoky Hill River, Kansas.
	Big Blue River, an affluent of the Kansas River and its tributaries, Kansas.
	Verdigris River, Kansas.
Illinois.	Spoon River, Illinois.
North Dakota.	Souris River, North Dakota.
Minnesota.	Minnesota River, Minnesota.
	Cannon River, Minnesota.
	Crow River, Minnesota.
	Rum River, Minnesota.
	Roseau River, Minnesota.
	Saint Louis River, Minnesota.
Minnesota and Wisconsin.	Saint Croix River, Minnesota and Wisconsin.
Ohio.	Mad River, Ohio.
Pennsylvania.	Youghiogheny River, Pennsylvania.
West Virginia.	Cheat River and tributaries, West Virginia.
	Greenbrier River and tributaries, West Virginia.
Wisconsin.	Fond du Lac River and tributaries, Wisconsin.
	Fox River and tributaries, Wisconsin.
Wyoming.	Snake River and tributaries, Wyoming.
	North Platte River and tributaries, Wyoming.
	Big Horn River and tributaries, Wyoming.
	Green River and tributaries, Wyoming.
	Belle Fourche River and tributaries, Wyoming.
	Powder River and tributaries, Wyoming.
Michigan.	Saginaw River, Michigan.
	Sebewaing River, Michigan.
Ohio.	Sandusky River, Ohio.
	Mad River at Springfield, Ohio.
Colorado.	Apishapa River, Colorado.
	Purgatoire (Picket Wire) River, Colorado.

Cuchara River, Colorado.	Preliminary exami- nations—Continued.
Huerfano River, Colorado.	
Gila River and tributaries above the San Carlos project diversion dam, Arizona and New Mexico.	Arizona and New Mexico.
Dry Cimarron River, Union County, New Mexico.	New Mexico.
Santa Cruz and Sonoita Rivers, Santa Cruz County, Arizona.	Arizona.
Sabino Canyon, Pima County, Arizona.	
Lower Santa Cruz River, Pinal County, Arizona.	
Queen Creek, Arizona.	
Hassayampa River, Arizona.	
San Diego River, California.	California.
Los Angeles River and tributaries, California.	
San Joaquin River from Herndon to Antioch and its main east side tributaries.	
San Diego, San Luis Rey and Tia Juana Rivers in San Diego County.	
Salinas River in Monterey County.	
Pajaro River in San Benito County.	
Eel and Mad Rivers in Humboldt County.	
Bear, Black Rascal and Mariposa Creeks in Merced County.	
American, Feather, Yuba, and Bear Rivers, tributaries of the Sacramento River.	
Sacramento and San Joaquin River Valleys, California.	
San Gabriel River and tributaries, California.	
Canal Creek, California.	
Fahrens Creek, California.	
Black Rascal Creek, California.	
Bear Creek, California.	
Miles Creek, California.	
Owens Creek, California.	
Duck Creek, California.	
Marposa Creek, California.	
Little Deadmans Creek, California.	
Big Deadmans Creek, California.	
Burns Creek, California.	
Ventura Harbor, California.	
Coos River and tributaries, Oregon.	Oregon.
Coquille River and tributaries, Oregon.	
Nehalem, Miami, Kilchis, Wilson, Trask, and Tillamook Rivers, Oregon.	
Nehalem River and tributaries, Clatsop, Columbia, and Washington Counties, Oregon.	
Rogue River and tributaries, Oregon.	
Siuslaw River and tributaries, Oregon.	
Salmon River, Oregon.	
Siletz River and tributaries, Oregon.	
Umpqua River and tributaries, Oregon.	
Willamette River, Oregon.	
Yaquina River and tributaries, Oregon.	
Cowlitz River and tributaries, Washington.	Washington.
Chehalis River and tributaries, Washington.	
Columbia River and tributaries, Washington.	
Goldsborough Creek, Washington.	
Lewis River and tributaries, Washington.	
Skykomish River, Washington.	
Snoqualmie River, Washington.	
Snohomish River and tributaries, Washington.	
Skagit River and tributaries, Washington.	
Green River, Washington.	
Nooksac ¹ River, Washington.	

¹ So in original.

Preliminary examinations—Continued.

Idaho.

Alaska.

Oklahoma.

Yakima River and tributaries, Washington.
 St. Ilaguamish River, Washington.
 Nisqually River, Washington.
 Cedar River, Washington.
 Coos River and tributaries, Washington.
 Duwamish River, Washington.
 Samamish River, Washington.
 Walla Walla River and tributaries, Washington.
 Spokane River and tributaries, Idaho.
 Tanana River and Chena Slough, Alaska.
 Lowell Creek, Alaska.
 Kenton Reservoir, Cimarron River, Oklahoma.
 Eufaula Reservoir, Oklahoma.
 Pensacola Reservoir, Oklahoma.
 Markham Ferry Reservoir, Oklahoma.
 Fort Gibson Reservoir, Oklahoma.
 Wister Reservoir, Oklahoma.
 Oolagah Reservoir, Oklahoma.
 Braman Reservoir, Oklahoma.
 Mannford Reservoir, Oklahoma.
 South of Antwine, Levees on Chikaskia River, Oklahoma.
 Tulsa and West Tulsa Levees on Arkansas River, Oklahoma.
 Tenkiller Ferry Reservoir on Illinois River, Oklahoma.
 Eagle Town Reservoir, Oklahoma.

Surveys authorized of flood-control operations with opportunities for power development.

SEC. 7. The Secretary of War is hereby authorized and directed to continue surveys, studies, and reports at the following-named localities, where, according to the surveys and estimates already made, opportunities appear to exist for useful flood-control operations with economical development of hydroelectric power whenever sufficient markets to absorb such power become available, the cost of these surveys to be paid from appropriations heretofore or hereafter made under the authorization in this Act or subsequent similar Acts:

Projects designated.

Table Rock Reservoir, Missouri.
 Clark Hill Reservoir, Georgia.
 Reservoirs in Grand (Neosho) River.
 Wild Cat Shoals Reservoir, Arkansas.
 Denison Reservoir, Texas.
 Big Horn Canyon Reservoir, Montana.
 Hungry Horse Dam, Montana.
 Reservoirs in Roanoke and Tar Rivers, North Carolina.
 Rocky River (Love's Ford and Crump's Ford), North Carolina.
 Wilkesboro Dam, Yadkin River, North Carolina.

Mississippi River Flood Control Act not affected.
 Vol. 45, p. 534.

Funds and provisions herein considered supplemental.

SEC. 8. Nothing in this Act shall be construed as repealing or amending any provision of the Act entitled "An Act for the control of floods on the Mississippi River and its tributaries, and for other purposes", approved May 15, 1928, or any provision of any law amendatory thereof. The authority conferred by this Act and any funds appropriated pursuant thereto for expenditure are supplemental to all other authority and appropriations relating to the departments or agencies concerned, and nothing in this Act shall be construed to limit or retard any department or agency in carrying out similar and related activities heretofore or hereafter authorized, or to limit the exercise of powers conferred on any department or agency by other provisions of law is¹ carrying out similar and related activities.

Appropriation authorized.
 Division of expenditure.

SEC. 9. The sum of \$310,000,000 is authorized to be appropriated for carrying out the improvements herein and the sum of \$10,000,000 is authorized to be appropriated and expended in equal amounts by

¹ So in original.

the Departments of War and Agriculture for carrying out any examinations and surveys provided for in this Act and other Acts of Congress: *Provided*, That not more than \$50,000,000 of such sum shall be expended during the fiscal year ending June 30, 1937: *Provided further*, That for the relief of unemployment, in addition to the regular appropriation, persons may be employed on such works of improvement and the compensation of said persons when so employed shall be paid from the funds available to the Works Progress Administration for the continuance of relief and work relief on useful projects.

Approved, June 22, 1936.

Provisos.
Maximum expenditure during 1937.
Relief of unemployment.

[CHAPTER 689.]

AN ACT

Making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1936, and prior fiscal years, to provide supplemental appropriations for the fiscal years ending June 30, 1936, and June 30, 1937, and for other purposes.

June 22, 1936.
[H. R. 12624.]
[Public, No. 739.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1936, and prior fiscal years, to provide supplemental appropriations for the fiscal years ending June 30, 1936, and June 30, 1937, and for other purposes, namely:

First Deficiency Appropriation Act, fiscal year 1936.

TITLE I—GENERAL APPROPRIATIONS

General appropriations.

LEGISLATIVE

Legislative.

SENATE

Senate.

To pay Anna Louise Fletcher, widow of Honorable Duncan U. Fletcher, late a Senator from the State of Florida, \$10,000.

Duncan U. Fletcher.
Pay to widow.

To pay to Beatrice Trammell, widow of Honorable Park Trammell, late a Senator from the State of Florida, \$10,000.

Park Trammell.
Pay to widow.

For additional amount for the assistant clerk of the Committee on Appropriations to make the salary \$4,800 per annum, fiscal year 1937, \$600.

Committee on Appropriations.
Assistant clerk.

For miscellaneous items, exclusive of labor, fiscal year 1936, \$50,000: *Provided*, That no motor-propelled passenger-carrying vehicles shall be purchased from this or any other appropriation for this purpose.

Miscellaneous items.
Proviso.
Automobile purchase forbidden.

For expenses of inquiries and investigations ordered by the Senate, including compensation to stenographers of committees, at such rate as may be fixed by the Committee to Audit and Control the Contingent Expenses of the Senate, but not exceeding 25 cents per hundred words, fiscal year 1936, \$75,000: *Provided*, That no part of this appropriation shall be expended for services, personal, professional, or otherwise, in excess of the rate of \$3,600 per annum: *Provided further*, That no part of this appropriation shall be expended for per-diem and subsistence expenses except in accordance with the Subsistence Expense Act of 1926, approved June 3, 1926, as amended.

Inquiries and investigations, expenses.

Provisos.
Salary restriction.

Per diem and subsistence expenses.
Vol. 44, p. 688; U. S. C., p. 103.

The unobligated balance of the appropriation for expenses of inquiries and investigations ordered by the Senate, contingent fund of the Senate, for the fiscal year 1936, is reappropriated and made available for the fiscal year 1937.

Balance reappropriated.
Ante, pp. 462, 1109.

HOUSE OF REPRESENTATIVES

House of Representa-
tives.

John T. Buckbee.
Pay to widow.

For payment to the widow of John T. Buckbee, late a Representative from the State of Illinois, \$10,000.

Stephen A. Rudd.
Pay to widow.

For payment to the widow of Stephen A. Rudd, late a Representative from the State of New York, \$10,000.

Randolph Perkins.
Pay to widow.

For payment to the widow of Randolph Perkins, late a Representative from the State of New Jersey, \$10,000.

William D. Thomas.
Pay to widow.

For payment to the widow of William D. Thomas, late a Representative from the State of New York, \$10,000.

The foregoing sums to be disbursed by the Sergeant at Arms of the House.

Joseph W. Byrns.
Pay to widow.

For payment to the widow of Joseph W. Byrns, late a Representative from the State of Tennessee, \$10,000, to be disbursed by the Sergeant at Arms of the House.

Contested-election ex-
penses.
Post, p. 1827.

Contested-election expenses: For payment to the contestant and the contestee for expenses incurred in the contested-election case of Miller against Cooper, as audited and recommended by the Committee on Elections Numbered Three, namely:

John G. Cooper.

To John G. Cooper, contestee, \$1,821.65;

Locke Miller.

To Locke Miller, contestant, \$2,000.

Lincoln Loy Mc-
Candless.

For payment to Lincoln Loy McCandless, contestant, for expenses incurred in the contested-election case of McCandless against King, as audited and recommended by the Committee on Elections Numbered Two, \$2,000.

Samuel Wilder King.

For payment to Samuel Wilder King, contestee, for expenses incurred in the contested-election case of McCandless against King, as audited and recommended by the Committee on Elections Numbered Two, \$2,000.

The four foregoing sums to be disbursed by the Clerk of the House.

Contingent expenses.
Hearings.

Contingent expenses: For stenographic reports of hearings of committees other than special and select committees, fiscal year 1936, \$5,000.

Special and select
committees, expenses.

Expenses of special and select committees: For an additional amount for special and select committees authorized by the House, fiscal year 1937, \$20,000 to be immediately available: *Provided*, That such sum, or so much thereof as may be necessary, shall be available for each and every expense of the select committee of the House of Representatives acting pursuant to H. Res. 460, adopted April 29, 1936, including the employment of personal services, the traveling and incidental expenses of such committee or any subcommittee or member or employee thereof, and the pay and travel of witnesses; all such expenses to be paid on vouchers authorized by the committee, signed by the chairman thereof, and approved by the Committee on Accounts: *Provided further*, That no person shall be employed under such appropriation at a rate of compensation in excess of \$3,600 per annum: *Provided further*, That the committee is authorized to procure information and assistance from any Federal executive agency, including the services of personnel therein, and any such agency is hereby authorized to render such assistance, furnish such information, and detail such personnel as the committee may request: *Provided further*, That the official committee stenographers of the House of Representatives may be used at all hearings held in the District of Columbia if not otherwise officially engaged.

Salary restriction.

Cooperation by Fed-
eral agencies.

House committee
stenographers, services.

Compiling testimony
in contested-election
cases.

For services in compiling, arranging for the printer, reading proof, indexing testimony, stenography and typewriting, supervision of the work, and expenses incurred in the contested-election cases of the Seventy-fourth Congress, as authorized by the Act entitled "An Act

relating to contested elections", approved March 2, 1887 (U. S. C., title 2, secs. 201-226), \$750.

JOINT COMMITTEE ON INTERNAL REVENUE TAXATION

For payment of the salaries and other expenses of the Joint Committee on Internal Revenue Taxation as authorized by law, fiscal year 1936, \$700, one-half of such amount to be disbursed by the Secretary of the Senate and one-half by the Clerk of the House of Representatives.

Joint Committee on Internal Revenue Taxation.
Salaries and expenses.

JOINT COMMITTEE ON INAUGURAL CEREMONIES OF 1937

To enable the Secretary of the Senate and the Clerk of the House of Representatives to pay the necessary expenses of the inaugural ceremonies of the President of the United States, January 20, 1937, in accordance with such program as may be adopted by the joint committee of the Senate and House of Representatives, appointed under a concurrent resolution of the two Houses, including the pay for extra police, fiscal year 1937, \$35,000.

Inaugural Ceremonies of 1937.

Congressional expenses.

Post, p. 2336.

UNITED STATES CONSTITUTION SESQUICENTENNIAL COMMISSION

For carrying out the provisions of the public resolution entitled "Joint resolution to enable the United States Constitution Sesquicentennial Commission to carry out and give effect to certain approved plans, and for other purposes", approved June 1, 1936, including payment of salaries and expenses heretofore incurred in preparing to carry out the provisions of such Act, \$200,000, to remain available until June 30, 1938.

United States Constitution Sesquicentennial Commission.

Expenses.
Act, p. 1336.

GOVERNMENT PRINTING OFFICE

For payment to Samuel Robinson, William Madden, Preston L. George, and William S. Houston, messengers on night duty during the second session of the Seventy-fourth Congress, \$900 each; in all, \$3,600, to be paid from the appropriation for printing and binding for Congress for the fiscal year 1936.

Government Printing Office.

Designated messengers on night duty.

Act, p. 474.

OFFICE OF ARCHITECT OF THE CAPITOL

Capitol Grounds: For an additional amount for care and improvement of grounds surrounding the Capitol, Senate and House Office Buildings, Capitol power plant, and so forth, including the same objects specified under this head in the Legislative Branch Appropriation Act, 1936, \$10,320, of which \$7,950 shall remain available until June 30, 1937.

Office of Architect of the Capitol.

Capitol Grounds, care, improvement, etc.

Act, p. 469.

Senate Office Building: For repairing and painting four hundred thirty-five corridor doors, for painting all outside window frames, and painting one hundred and four rooms, \$44,180, to remain available during the fiscal year 1937.

Senate Office Building, repairs, etc.

For rewiring electrical circuits and new panel boards, \$5,000; for parts for air-conditioning plant electrical equipment, \$500; for electric-light bulbs, \$1,500; in all, \$7,000, to remain available during the fiscal year 1937.

Rewiring, etc.

Electric equipment.

Capitol Power Plant: For an additional amount for lighting, heating, and power for the Capitol, Senate, and House Office Buildings, Supreme Court Building, Congressional Library buildings, and the grounds about the same, Botanic Garden, Government Printing Office, and Washington city post office, including the same objects specified under this head in the Legislative Branch Appropriation Act, 1936, \$45,580.

Capitol Power Plant, Maintenance, etc.

Act, p. 473.

Library of Congress.

LIBRARY OF CONGRESS

Compilation of laws held unconstitutional; printing and binding.

For the printing and binding of a compilation containing the provisions of Federal laws held unconstitutional by the Supreme Court of the United States, to remain available during the fiscal year 1937, \$1,200.

Independent Offices.

EXECUTIVE INDEPENDENT OFFICES

Executive Office.

EXECUTIVE OFFICE

Oil lands in former naval reserves.
Protection of interests, etc., in.

Protection of interests of the United States in matters affecting oil lands in former naval reserves: For compensation and expenses of special counsel and for all other expense, including employment of experts and other assistants at such rates as may be authorized or approved by the President, in connection with carrying into effect the joint resolution entitled "Joint resolution directing the Secretary of the Interior to institute proceedings touching sections 16 and 36, township 30 south, range 23 east, Mount Diablo meridian", approved February 21, 1924, fiscal year 1937, \$34,000, to be expended by the President: *Provided*, That no part of this sum shall be used to compensate any person at a rate in excess of \$10,000 per annum.

Vol. 43, p. 15.

Proviso.
Salary restriction.

Study of Executive Agencies: The President of the United States is hereby authorized to allocate, out of funds appropriated by the Emergency Relief Appropriation Act of 1935 (49 Stat., 115), not to exceed \$100,000 for the expenses of a committee designated by him to make a study of the emergency and regular agencies of the executive branch of the Government for the purpose of making recommendations to secure the most efficient organization and management of that branch of the public service. Such committee shall ascertain whether the activities of any such agency conflict with or overlap the activities of any other such agency and whether, in the interest of simplification, efficiency, and economy, any of such agencies should be coordinated with other agencies or abolished, or the personnel thereof reduced, and make recommendations with respect thereto. Copies of the report or reports of such studies and recommendations, together with the essential facts in connection therewith, shall be transmitted to the President and to Congress.

Study of Executive Agencies.
Funds available for.
Ante, p. 115.

Report.

Maintenance, Executive Mansion and Grounds: For an additional amount for repairs and alterations of the Executive Mansion, including the same objects specified under this head in the Independent Offices Appropriation Act, 1936, \$78,000, to remain available until June 30, 1937, and to be expended as the President may determine, notwithstanding the provisions of any other Act.

Executive Mansion and Grounds, maintenance.
Ante, p. 6.
Availability.

Patrick Henry bicentennial.

CELEBRATION OF THE BICENTENNIAL OF THE BIRTH OF PATRICK HENRY

Expenses of celebration.
Ante, p. 1485.

For carrying out the provisions of the Act entitled "An Act to aid in defraying the expenses for the celebration of the bicentennial of the birth of Patrick Henry to be held at Hanover Courthouse, Virginia, July 15, 16, and 17, 1936", approved June 5, 1936, fiscal year 1936, \$10,000, to remain available until June 30, 1937.

Arkansas Centennial Commission.

ARKANSAS CENTENNIAL COMMISSION

Contribution.

To provide for the contribution of the United States to the commemoration of the admission of the State of Arkansas into the Federal Union, to be paid to the Arkansas Centennial Commission of the State of Arkansas, to be expended by said Commission for such purposes as it may deem appropriate in connection with such commemoration, \$75,000.

DISTRICT OF COLUMBIA ALLEY DWELLING AUTHORITY

The unexpended balance of the "Conversion of inhabited alleys fund" of \$500,000 established pursuant to the provisions of the District of Columbia Alley Dwelling Act, approved June 12, 1934, is hereby continued available for the purposes of said Act until June 30, 1937, together with all receipts derived from sales, leases, or other sources, prior to June 30, 1937, as authorized in section 3 (b) of said Act.

District of Columbia Alley Dwelling Authority.
Funds for, continued available.
Ante, p. 573.
Vol. 48, p. 932.

EMERGENCY CONSERVATION WORK

For the purpose of carrying into effect the provisions of the Act entitled "An Act for the relief of unemployment through the performance of useful public work, and for other purposes", approved March 31, 1933, as amended, including personal services, without regard to civil-service laws and regulations and the Classification Act of 1923, as amended, supplies and equipment, purchase and exchange of law books, books of reference, periodicals and newspapers, printing and binding, travel expenses, rents in the District of Columbia and elsewhere, purchase, exchange, maintenance, repair and operation of motor-propelled, passenger-carrying vehicles, also the purchase (including exchange) of one at not to exceed \$1,500, and other necessary expenses, fiscal year 1937, \$308,000,000, to be expended under the direction of the President and to remain available until March 31, 1937, of which sum \$10,000,000 shall be immediately available: *Provided*, That the provisions of section 3709, Revised Statutes (U. S. C., title 41, sec. 5), shall not be construed to apply to any purchase or service rendered in carrying out the purposes of this appropriation when the aggregate amount involved is less than \$100: *Provided further*, That an enrollee in the Civilian Conservation Corps, or member, or former member, of the Military Establishment, who shall furnish blood from his or her veins for transfusion to the veins of an enrollee or discharged enrollee of the Civilian Conservation Corps undergoing hospital treatment awaiting return to his home, and who is a patient in a Government or civilian hospital authorized to treat such patient, shall be entitled to be paid therefor a reasonable sum not to exceed \$50: *And provided further*, That such services heretofore rendered and payments heretofore made, are hereby authorized and validated at duly authorized rates, not to exceed \$50: *Provided*, That nothing herein shall be construed to affect the status under the civil-service laws of any positions created under and by virtue of the Act of April 27, 1935, or other positions brought under the civil-service laws by Executive order heretofore issued.

Emergency Conservation work.

Appropriation for administrative expenses and compensation payments.
Vol. 48, p. 22.

Amount immediately available.

Provided.
Supplies and services.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Payments for blood transfusions.

Payments for previous services.

Soil Conservation Service, etc.
Status of positions under.
Ante, p. 168.

EMPLOYEES' COMPENSATION COMMISSION

Employees' Compensation Fund, Emergency Relief: For administrative expenses and the payment of compensation in connection with the administration of the benefits authorized by section 2 of the Act entitled "Emergency Relief Appropriation Act of 1935", approved April 8, 1935 (49 Stat. 115-119), \$6,000,000 of the special fund set up on the books of the Treasury pursuant to the provisions of the said Act shall be available for expenditure during the fiscal year 1937.

Employees' Compensation Commission.

Employees' Compensation Fund, Emergency Relief.

Ante, p. 117.

Special fund, sum available from.

FEDERAL COMMUNICATIONS COMMISSION

Special investigation: For an additional amount for all authorized expenditures of the Federal Communications Commission, including personal services in the District of Columbia and elsewhere, in conducting the investigation and reporting to Congress

Federal Communications Commission.

American Telephone and Telegraph Company, etc., investigation.

on matters with respect to the American Telephone and Telegraph Company and all other companies engaged directly or indirectly in telephone communication in interstate commerce, as authorized and directed in Public Resolution Numbered 8 of the Seventy-fourth Congress, approved March 15, 1935 (49 Stat. 43), fiscal year 1936, \$400,000, to remain available until June 30, 1937.

Ante, p. 43.

Federal Trade Commission.

FEDERAL TRADE COMMISSION

Commissioners, and all other expenses.

For an additional amount for five commissioners, and for all other authorized expenditures of the Federal Trade Commission in performing the duties imposed by law or in pursuance of law, including the same objects specified under this head in the Independent Offices Appropriation Act, 1937, \$100,000.

Ante, p. 1172.

General Accounting Office.

GENERAL ACCOUNTING OFFICE

Temporary employees.

Salaries: For temporary employees to be appointed without regard to civil-service laws and regulations, \$370,000, to continue available until June 30, 1937.

Contingent expenses.

Contingent expenses: For an additional amount for contingent expenses, General Accounting Office, including the same objects specified under this head in the Independent Offices Appropriations¹ Act, 1936, \$37,000, to continue available until June 30, 1937.

Ante, p. 11.

Printing and binding.

Printing and binding: For an additional amount for printing and binding for the General Accounting Office, including the same objects specified under this head in the Independent Offices Appropriation Act, 1936, \$2,000, to continue available until June 30, 1937.

Ante, p. 11.

National Advisory Committee for Aeronautics.

NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS

All expenses, scientific research, etc.

For an additional amount for scientific research, special investigations, and technical reports in the field of aeronautics, including the same objects specified under this head in the Independent Offices Appropriation Act, 1936, \$1,367,000, to continue available until June 30, 1937, of which amount there may be expended not to exceed \$1,100,000 for the construction and equipment of an additional wind tunnel, and not to exceed \$267,000 for increasing the length of the present seaplane model testing tank and providing necessary additional equipment therefor.

Ante, p. 13.

Wind tunnel, etc.

National Capital Park and Planning Commission.

NATIONAL CAPITAL PARK AND PLANNING COMMISSION

Incidental expenses. Vol. 46, p. 485.

For the work of the National Capital Park and Planning Commission necessary toward carrying into effect the provisions of section 4 of the Act approved May 29, 1930 (46 Stat. 482), providing for a comprehensive park, parkway, and playground system of the National Capital, and so forth; personal services in the District of Columbia, including real-estate and other technical services, at rates of pay to be fixed by the Commission and not exceeding those usual for similar services and without reference to civil-service rules and the Classification Act of 1923, as amended; travel expenses; expenses of surveys and searching of titles, purchase of options, and all other costs incident to the acquisition of land; reimbursements to be made as prescribed in such Act, as amended; fiscal year 1937, \$200,000: *Provided*, That the unexpended balance of the appropriation of \$800,000 made available under this head for the fiscal year 1936 in the Second Deficiency Appropriation Act, fiscal year 1935, is hereby continued available for the same purposes until June 30, 1937.

Personal services.

U. S. C., pp. 81, 85.

Proviso. Balance available.

Ante, p. 574.

¹ So in original.

NATIONAL LABOR RELATIONS BOARD

For an additional amount for salaries and expenses of the National Labor Relations Board for the fiscal year 1936, including the same objects specified under this head in the Supplemental Appropriation Act, fiscal year 1936, approved February 11, 1936, \$65,000.

National Labor Relations Board.

Salaries and expenses.
Ante, p. 1112.

NATIONAL MEDIATION BOARD

National Mediation Board, salaries and expenses: For an additional amount for three members of the Board, and for other authorized expenditures of the National Mediation Board, fiscal year 1937, including the same objects specified under this head in the Independent Offices Appropriation Act, 1937, \$3,000: *Provided*, That the amount of \$10,000 of the unexpended balance of the 1935 appropriation for this purpose, made available for the fiscal year 1937 under this head in the Independent Offices Appropriation Act, 1937, is hereby reduced to \$7,000.

National Mediation Board.

Salaries and expenses.

Ante, p. 1177.*Proviso*.
Fund reduced.

National Railroad Adjustment Board: For an additional amount for salaries and expenses, National Railroad Adjustment Board, fiscal year 1937, including the same objects specified under this head in the Independent Offices Appropriation Act, 1937, \$25,000, of which \$6,000 may be expended for personal services: *Provided*, That the reappropriation under this head in the Independent Offices Appropriation Act, 1937, making available for the fiscal year 1937, \$25,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1935, is hereby repealed.

National Railroad Adjustment Board.
Salaries and expenses.
Ante, p. 1178.

Personal services.

Proviso.
Reappropriation repealed.
Ante, pp. 23, 574, 1178.

For an additional amount for salaries and expenses, National Railroad Adjustment Board, fiscal year 1936, including the same objects specified under this head in the Independent Offices Appropriation Act, 1936, \$12,500.

Salaries and expenses, additional.
Ante, p. 14.

Printing and binding: For all printing and binding for the National Railroad Adjustment Board, fiscal year 1936, in addition to the amount made available for those purposes in the Second Deficiency Appropriation Act, fiscal year 1935, \$7,500.

Printing and binding.

Ante, p. 574.

NORTHWEST TERRITORY CELEBRATION COMMISSION

For every expenditure requisite for and incident to the performance of the duties of the Northwest Territory Celebration Commission in carrying into effect the provisions of Public Resolution Numbered 41, Seventy-fourth Congress, approved August 2, 1935, including personal services in the District of Columbia and elsewhere; erection of monuments, markers, and memorials; postage, printing and binding, services, office supplies and equipment; pageantry, cartographic maps and publications and their distribution, promotion and stimulation of school activities through and by means of essay and public-speaking contests and by other methods, cooperation with State commissions established by the various legislatures and with veterans' organizations and patriotic societies, in the six States embraced in the Northwest Territory, \$100,000, to remain available until June 30, 1938.

Northwest Territory Celebration Commission.
Expenses.*Ante*, p. 511.

Availability.

RAILROAD RETIREMENT BOARD

The unexpended balance of the appropriation for salaries and expenses, Railroad Retirement Board, fiscal year 1936, contained in the Supplemental Appropriation Act, fiscal year 1936, approved February 11, 1936 (Public Act Numbered 440, Seventy-fourth Congress), is hereby continued available until June 30, 1937, for the

Railroad Retirement Board.

Salaries and expenses.
Balance reappropriated.
Ante, p. 1112.

same purposes (exclusive of printing and binding) and, in addition thereto, the appropriations for salaries and expenses of the Board for the fiscal years 1936 and 1937 shall be available for the operation, maintenance, and repair of motor-propelled passenger-carrying vehicles to be used only for official purposes.

Rural Electrification Administration.

RURAL ELECTRIFICATION ADMINISTRATION

Salaries and expenses.

Salaries and expenses: For administrative expenses and expenses of studies, investigations, publications, and reports necessary to carry out the provisions of the Rural Electrification Act of 1936, approved May 20, 1936, including the salary of the Administrator and other personal services in the District of Columbia and elsewhere; traveling expenses, including expenses of attendance of officers and employees at meetings when determined by the Administrator to be necessary in furthering the work of the Administration; contract stenographic reporting services; expert witness fees; materials, supplies, equipment, and services; rentals, including buildings and parts of buildings and garages, in the District of Columbia and elsewhere; purchase and exchange of books, law books, books of reference, directories, and periodicals; financial and credit reports; purchase, rental, exchange, operation, maintenance, and repair of typewriters, calculating machines, and other office appliances; purchase (not to exceed two), rental, exchange, operation, maintenance, and repair of motor-propelled, passenger-carrying vehicles to be used only for official purposes; printing and binding; and all other expenses necessary to administer said Act, fiscal year 1937, \$1,000,000: *Provided*, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase or service rendered for the Rural Electrification Administration when the aggregate amount involved does not exceed \$100.

Ante, p. 1363.

Administrator, etc.

Traveling expenses, etc.

Fees, rent, etc.

Vehicles.

Proviso.

Minor purchases.

R. S., sec. 3709, p. 733.

U. S. C., p. 1803.

Smithsonian Institution.

SMITHSONIAN INSTITUTION

National Museum.

NATIONAL MUSEUM

"Winnie Mae" airplane.

Purchase.

Ante, p. 743.

Printing and binding.

Ante, p. 16.

For the purchase of the airplane Winnie Mae with the original instruments used on its world trips by Wiley Post as authorized by the Act approved August 24, 1935 (Public Act Numbered 316, Seventy-fourth Congress), fiscal year 1936, \$25,000.

Printing and binding: For an additional amount for printing and binding, Smithsonian Institution, including the same objects specified under this head in the Independent Offices Appropriation Act, 1936, fiscal year 1936, \$12,000, to remain available until June 30, 1937.

Social Security Board.

SOCIAL SECURITY BOARD

Salaries and expenses.

Ante, pp. 620, 622, 626, 627, 635, 639, 645.

Travel expenses.

Expenses of persons invited for advisory, etc., purposes.

Salaries and expenses: For all authorized and necessary administrative expenses of the Social Security Board in performing the duties imposed upon it in titles I, II, III, IV, VII, IX, and X of the Social Security Act, approved August 14, 1935, including three Board members, an executive director at a salary of \$9,500 a year, a director of the old-age benefits division at a salary of \$9,000 a year, and other personal services in the District of Columbia and elsewhere; travel expenses, including expenses of attendance at meetings concerned with the work of such Board; not to exceed \$10,000 for payment of actual transportation expenses and not to exceed \$10 per diem to cover subsistence and other expenses while in conference and en route from and to his home, to any person other than an employee of the Federal Government who may from time to time be

invited to the city of Washington and elsewhere for conference and advisory purposes in furthering the work of the Board; supplies; reproducing, photographing, and all other equipment, office appliances, and labor-saving devices; services; advertising, postage, telephone, telegraph, and not to exceed \$900 for teletype services and tolls; newspapers and press clippings (not to exceed \$1,000), periodicals, manuscripts and special reports, law books and other books of reference; membership fees or dues in organizations which issue publications to members only or to members at a lower price than to others, payment for which may be made in advance; alterations and repairs; printing and binding; rentals, including garages, in the District of Columbia or elsewhere; purchase and exchange, not to exceed \$60,000, operation, maintenance, and repair of motor-propelled passenger-carrying vehicles to be used only for official purposes in the District of Columbia and in the field; and miscellaneous items, including those for public instruction and information deemed necessary by the Board, fiscal year 1937, \$18,400,000, of which sum \$600,000 shall be available immediately: *Provided*, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase by the Board when the aggregate amount involved does not exceed the sum of \$300: *Provided further*, That the Board may expend not to exceed \$75,000 of the sum herein appropriated for employing persons or organizations, by contract or otherwise, for special accounting, actuarial, statistical, and reporting, services determined necessary by the Board, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), and the provisions of other laws applicable to the employment and compensation of officers and employees of the United States: *Provided further*, That upon approval by the Board there may be transferred from this appropriation to the appropriation hereinafter made for "Wage records, Social Security Board", such sum or sums as the Board may hereafter find to be necessary to complete the purposes for which such latter appropriation is made.

Grants to States for old-age assistance: For grants to States for old-age assistance, as authorized in title I of the Social Security Act, approved August 14, 1935, fiscal year 1937, \$85,000,000, of which sum such amount as may be necessary shall be available for grants under such title I for any period in the fiscal year 1936 subsequent to March 31, 1936: *Provided*, That payments to States for the fourth quarter of the fiscal year 1936 and for any quarter in the fiscal year 1937 under such title I may be made with respect to any State plan approved under such title I by the Social Security Board prior to or during such period, but no such payment shall be made with respect to any plan for any period prior to the quarter in which such plan was submitted to the Board for approval.

Grants to States for unemployment compensation administration: For grants to States for unemployment compensation administration, as authorized in title III of the Social Security Act, approved August 14, 1935, fiscal year 1937, \$29,000,000, of which sum such amount as may be necessary shall be available for grants under such title III for any period in the fiscal year 1936 from and after January 1, 1936.

Grants to States for aid to dependent children: For grants to States for the purpose of enabling each State to furnish financial assistance to needy dependent children, as authorized in title IV of the Social Security Act, approved August 14, 1935, fiscal year 1937, \$35,000,000, of which sum such amount as may be necessary shall be available for grants under such title IV for any period in the fiscal year 1936 subsequent to March 31, 1936: *Provided*, That payments to States for the fourth quarter of the fiscal year 1936

Vehicles.

Proviso.
Minor purchases.
R. S., sec. 3709, p. 733; U. S. C., p. 1903.

Special contract services.

Transfer of funds for completion of wage records.

Grants to States.
Old-age assistance,
1937.
Ante, p. 620.
Amount for 1936,
since March.

Proviso.
Payments restricted
prior to approval of
State plans.

Unemployment compensation administration, 1937.
Ante, p. 628.

Availability, 1936.

Aid to dependent children, 1937.
Ante, p. 627.

Availability, 1936.

Proviso.
Payments restricted
prior to approval of
State plans.

and for any quarter in the fiscal year 1937 under such title IV may be made with respect to any State plan approved under such title IV by the Social Security Board prior to or during such period, but no such payment shall be made with respect to any plan for any period prior to the quarter in which such plan was submitted to the Board for approval.

Grants to States for aid to the blind: For grants to States for aid to the blind, as authorized in title X of the Social Security Act, approved August 14, 1935, fiscal year 1937, \$8,000,000, of which sum such amount as may be necessary shall be available for grants under such title X for any period in the fiscal year 1936 subsequent to March 31, 1936: *Provided*, That payments to States for the fourth quarter of the fiscal year 1936 and for any quarter in the fiscal year 1937 under such title X may be made with respect to any State plan approved under such title X by the Social Security Board prior to or during such period, but no such payment shall be made with respect to any plan for any period prior to the quarter in which such plan was submitted to the Board for approval.

The appropriations herein made for "Grants to States for Old-Age Assistance", "Grants to States for Aid to Dependent Children", and "Grants to States for Aid to the Blind", shall be available interchangeably for transfer of appropriations but no such transfer shall be made except upon determination by the Social Security Board that the appropriation from which the transfer is proposed is in excess of the purposes thereof and the appropriation to which such transfer is proposed is insufficient for the purposes thereof: *Provided*, That a statement of any such transfers shall be reported to Congress in the annual Budget.

Wage records, Social Security Board: For all expenditures necessary to enable the Social Security Board to collect and record initial basic data concerning employers and employees, which, together with current individual wage records subsequently to be maintained, will thereafter constitute current total individual wage records and a basis for the identification of employees incidental to, and necessary for, benefit payments under title II of the Social Security Act, approved August 14, 1935, including furnishing identification cards and emblems to employers and employees; personal services in the District of Columbia and elsewhere; travel expenses, including expenses of attendance at meetings concerned with the work of the Board; supplies; reproducing, photographing, and all other equipment, office appliances, and labor-saving devices; services; advertising, postage, telephone and telegraph; printing and binding; rentals, including garages, in the District of Columbia or elsewhere; not to exceed \$250,000 for the employment of persons or organizations by contract or otherwise in the District of Columbia and elsewhere for special accounting, statistical, and mechanical services determined necessary by the Board, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) and the provisions of laws applicable to the employment and compensation of officers and employees of the United States, but such sum of \$250,000 shall not be available for any contract for a period of service exceeding six months; and miscellaneous items, including those for public instruction and information deemed necessary by the Board, \$12,400,000 to remain available until June 30, 1937: *Provided*, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase of supplies or equipment for the Board when the aggregate amount involved does not exceed the sum of \$300.

Aid to the blind,
1937.
Ante, p. 645.
Availability, 1936.

Proviso.
Payments restricted
prior to approval of
State plans.

Interchangeability of
designated funds.

Proviso.
Statement of trans-
fers to be reported.

Wage records, Social
Security Board.
Securing and main-
taining, for old-age
benefits.

Ante, p. 622.

Attendance at meet-
ings.

Miscellaneous items.

Proviso.
Purchase of supplies,
etc.
R. S., sec. 3709, p. 733.
U. S. C., p. 1808.

TARIFF COMMISSION

Printing and binding: For an additional amount for all printing and binding of the Tariff Commission, fiscal year 1936, including the same objects specified under this head in the Independent Offices Appropriation Act, 1936, \$4,000.

Tariff Commission.
Printing and binding.
Ante, p. 16.

TENNESSEE VALLEY AUTHORITY

For the purpose of carrying out the provisions of the Act entitled "The Tennessee Valley Authority Act of 1933", approved May 18, 1933 (U. S. C., title 16, ch. 12a) as amended by the Act approved August 31, 1935 (49 Stat., 1075-1081), including the continued construction of Norris Dam, Wheeler Dam, Pickwick Landing Dam, Guntersville Dam, and Chickamauga Dam and the beginning of construction on a dam on the Hiwassee River, a tributary of the Tennessee River, at or near Fowler Bend, and the continuation of preliminary investigations as to the appropriate location and type of a dam on the lower Tennessee River, and the acquisition of necessary land, the clearing of such land, relocation of highways, and the construction or purchase of transmission lines and other facilities, and all other necessary works authorized by such Acts, and for printing and binding, law books, books of reference, newspapers, periodicals, purchase, maintenance, and operation of passenger-carrying vehicles, rents in the District of Columbia and elsewhere, and all necessary salaries and expenses connected with the organization, operation, and investigations of the Tennessee Valley Authority, fiscal year 1937, \$39,900,000: *Provided*, That this appropriation and any unexpended balance on June 30, 1936, in the "Tennessee Valley Authority Fund, 1936", and the receipts of the Tennessee Valley Authority from all sources during the fiscal year 1937 (except as limited by section 26 of the Tennessee Valley Authority Act of 1933, as amended), shall be covered into and accounted for as one fund to be known as the "Tennessee Valley Authority Fund, 1937", to remain available until June 30, 1937, and to be available for the payment of obligations chargeable against the "Tennessee Valley Authority Fund, 1936."

Tennessee Valley Authority.
Continuation of construction.
Vol. 48, p. 58; *Ante*, p. 1075.
U. S. C., p. 701.
Designated dams.

Printing and binding.

Salaries and expenses.

Proviso.
Accounting.
Ante, p. 597.

Availability.

THOMAS JEFFERSON MEMORIAL COMMISSION

For every expenditure requisite for and incident to the performance of the duties of the Thomas Jefferson Memorial Commission, created by Public Resolution Numbered 49, Seventy-third Congress, approved June 26, 1934 (48 Stat., 1243), including personal services in the District of Columbia and elsewhere without regard to the provisions of the civil-service laws and regulations, and the Classification Act of 1923, as amended, purchase or preparation of plans, designs, and estimates, printing and binding, office equipment and supplies, contract stenographic reporting services, books and periodicals, traveling expenses of members and employees of the Commission (including such expenses and allowances for members of the Commission when required to be in Washington, District of Columbia, in connection with the work of the Commission), and such other contingent and miscellaneous expenses as may be necessary, fiscal year 1937, \$15,000: *Provided*, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase or service rendered for the Commission: *Provided further*, That all expenses of the Commission shall be paid by the Division of Disbursement, Treasury Department, upon vouchers approved by the Chairman of the Commission: *Provided*

Thomas Jefferson Memorial Commission.
Expenses.
Vol. 48, p. 1243.
Ante, p. 1397.

Printing and binding.

Provisos.
Minor purchases, etc.
R. S., sec. 3709, p. 783; U. S. C., 1803.

Treasury, Division of Disbursement, payments by.

Cooperation of other agencies.

further, That the Commission is authorized to procure advice and assistance from any governmental agency, including the services of technical and other personnel therein, and such agencies are hereby authorized to render such aid.

United States Harvard University Tercentenary Commission.
Representation expenses.
Ante, p. 1266.

UNITED STATES HARVARD UNIVERSITY TRICENTENARY COMMISSION

For the expenses of carrying out the provisions of Public Resolution Numbered 88, approved May 7, 1936, authorizing the recognition of the three-hundredth anniversary of the founding of Harvard College and the beginning of higher education in the United States and providing for the representation of the Government and people of the United States in the observance of the anniversary, including personal services in the District of Columbia or elsewhere without reference to the Classification Act of 1923, as amended; stenographic reporting and other services by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); traveling expenses; rent; printing and binding; official cards; entertainment; and such other expenses as may be authorized by the President, fiscal year 1937, \$1,500.

Personal services.
U. S. C., p. 85.
Purchases without advertising.
U. S. C., p. 1803.

TITLE II—RELIEF AND WORK RELIEF

Title II—Relief and Work Relief.

Emergency Relief Appropriation Act of 1936.
Continuation of relief and work relief.

This title may be cited as the Emergency Relief Appropriation Act of 1936.

Balances reappropriated.
Ante, p. 115.

Proviso.
Classes of projects; amounts.

Increases allowed; use of balances.

Interchange of funds limited.

To continue to provide relief, and work relief on useful projects, in the United States and its Territories and possessions (including projects heretofore approved for the Works Progress Administration which projects shall not be subject to the limitations hereinafter specified in this paragraph), \$1,425,000,000, to be used in the discretion and under the direction of the President, together with such unexpended balances of funds appropriated and made available by the Emergency Relief Appropriation Act of 1935 as the President may determine, which are hereby reappropriated and made available for the purposes of this paragraph, to remain available until June 30, 1937 (except as herein otherwise authorized): *Provided*, That this appropriation shall be available for the following classes of public projects, Federal and non-Federal, and the amounts to be used for each class shall not, except as hereinafter provided, exceed the respective amounts stated, namely: (a) Highways, roads, and streets, \$413,250,000; (b) public buildings, \$156,750,000; (c) parks and other recreational facilities, including buildings therein, \$156,750,000; (d) public utilities, including sewer systems, water supply and purification, airports, and other transportation facilities, \$171,000,000; (e) flood control and other conservation, \$128,250,000; (f) assistance for educational, professional, and clerical persons, \$85,500,000; (g) women's projects, \$85,500,000; (h) miscellaneous work projects, \$71,250,000; (i) National Youth Administration, \$71,250,000; and (j) rural rehabilitation, loans and relief to farmers and livestock growers, \$85,500,000: *Provided further*, That the amount specified for any of the foregoing classes may be increased proportionately in accordance with the amount of such unexpended balances of funds as the President may transfer from the funds appropriated and made available by the Emergency Relief Appropriation Act of 1935 for the purpose of this paragraph: *Provided further*, That the amount specified for any of the foregoing classes may be increased by not to exceed 15 per centum thereof by transfer of an amount or amounts from any other class or classes in order to effectuate the purposes of the foregoing appropriation.

The departments, agencies, or establishments having supervision of projects for which funds from the foregoing appropriation are made available shall not knowingly employ aliens illegally within the limits of the continental United States on such projects and they shall make every reasonable effort consistent with prompt employment of the destitute unemployed to see that such aliens are not employed, and if employed and their status as such alien is disclosed they shall thereupon be discharged.

Restriction on employing illegally entered aliens.

No Federal project shall be undertaken or prosecuted under the foregoing appropriation unless and until an amount sufficient for its completion has been allocated and irrevocably set aside for its completion.

Work forbidden unless sum for completion allocated.

Appointments to Federal positions of an administrative or advisory capacity under the foregoing appropriation in any State shall be made from among the bona-fide residents of that State so far as not inconsistent with efficient administration.

Federal administrative or advisory positions; appointments.

The rates of pay for persons engaged upon projects under the foregoing appropriation shall be not less than the prevailing rates of pay for work of a similar nature as determined by the Works Progress Administration with the approval of the President.

Prevailing rates of pay.

The President is authorized to prescribe such rules and regulations as may be necessary to carry out the purposes of the foregoing appropriation: *Provided, however,* That in the employment of persons, applicants in actual need whose names have not heretofore been placed on relief rolls shall be given the same eligibility for employment as applicants whose names have heretofore appeared on such rolls: *Provided further,* That the fact that a person is entitled to or has received either adjusted-service bonds or a Treasury check in payment of an adjusted-compensation certificate shall not be considered in determining actual need of such employment.

President to prescribe rules, etc.
Provisos.
Eligibility for employment of needy not heretofore listed.

In carrying out the purpose of the foregoing appropriation the President is authorized to utilize agencies within the Government and to empower such agencies to prescribe rules and regulations to carry out the functions delegated to such agencies by the President.

Adjusted-service payment not a bar.

Utilization of Government agencies.

In order to increase employment by providing for useful public works projects of the kind and character for which the Federal Emergency Administrator of Public Works (hereinafter called the Administrator) has heretofore made loans or grants pursuant to Title II of the National Industrial Recovery Act or the Emergency Relief Appropriation Act of 1935, the Administrator may, upon the direction of the President, use not to exceed \$300,000,000 from funds on hand or to be received from the sale of securities, for the making of grants, to aid in the financing of such projects: *Provided,* That no part of the sum made available by this paragraph shall be granted for any project unless, in the determination of the Administrator, the completion thereof can be substantially accomplished prior to July 1, 1938, and adequate provision has been made or is assured for financing such part of the entire cost thereof as is not to be supplied through the Federal Emergency Administration of Public Works: *Provided further,* That this limitation upon time shall not apply to any project enjoined in any Federal or State court: *Provided further,* That in no case shall the amount of the grant exceed forty-five per centum of the cost of the project. Nothing herein shall be construed to increase the amount of notes, bonds, debentures, and other such obligations which the Reconstruction Finance Corporation is authorized and empowered under existing law to issue and to have outstanding at any one time, and nothing herein shall be construed to limit or curtail in any way any powers which the Federal Emergency Administration of Public Works or the Administrator is now authorized to exercise.

Grants to aid in financing projects.

Use of designated funds.
Vol. 48, p. 200.
Ante, p. 115.

Provisos.
Time limit for completion of projects.

Time limitation inapplicable to project enjoined by court.
Maximum grant.

Reconstruction Finance Corporation, amount of obligations not increased.

Powers of Federal Emergency Administration of Public Works not curtailed.

Any person who knowingly and with intent to defraud the United States makes any false statement in connection with any application for any project, employment, or relief aid under the foregoing appropriation, or diverts, or attempts to divert, or assists in diverting for the benefit of any person or persons not entitled thereto, any portion of the foregoing appropriation, or any services or real or personal property acquired thereunder, or who knowingly, by means of any fraud, force, threat, intimidation, or boycott, or discrimination on account of race, religion, or political affiliations, deprives any person of any of the benefits to which he may be entitled under the foregoing appropriation, or attempts so to do, or assists in so doing, shall be deemed guilty of a misdemeanor and fined not more than \$2,000 or imprisoned not more than one year, or both.

No part of the foregoing appropriation shall be used to pay the salary or expenses of any person who is a candidate for any State, District, County or Municipal office (such office requiring full time of such person and to which office a salary attaches), in any primary, general or special election, or who is serving as a campaign manager or assistant thereto for any such candidate.

The provisions of the Act of February 15, 1934 (48 Stat. 351), relating to disability or death compensation and benefits shall apply to persons (except administrative employees qualifying as civil employees of the United States) receiving compensation from the foregoing appropriation for services rendered as employees of the United States, and to persons receiving assistance in the form of payments from the United States for services rendered under the National Youth Administration, created by Executive order of June 26, 1935: *Provided*, That so much of the foregoing appropriation as the United States Employees' Compensation Commission, with the approval of the Director of the Bureau of the Budget, estimates and certifies to the Secretary of the Treasury will be necessary for the payment of such compensation and administrative expenses shall be set aside in a special fund to be administered by the Commission for such purposes; and after June 30, 1937, such special fund shall be available for such purposes annually in such amounts as may be specified therefor in the annual appropriation Acts: *Provided further*, That this paragraph shall also apply to persons employed and paid by the United States in those States in which the Federal Relief Administrator assumed control under section 3 (b) of the Federal Emergency Relief Act of 1933 but such compensation shall be limited to fatal cases and permanent partial and permanent total disability cases where claim is filed within one year from the date of enactment of this Act: *Provided further*, That this paragraph shall not apply in any case coming within the purview of the workmen's compensation law of any State or Territory, or in which the claimant has received or is entitled to receive similar benefits for injury or death.

So much of the foregoing appropriation as may be determined by the Director of the Bureau of the Budget to be necessary for administrative expenses of any department, establishment, or agency of the United States for additional work incident to carrying out of the purposes of the foregoing appropriation shall be allotted by the President and shall remain available to such agencies until June 30, 1938; the funds so allotted shall be available for expenditure for the same purposes for which funds have been allotted for administrative expenses under the Emergency Relief Appropriation Act of 1935.

The provisions of section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not apply to any purchase made or service procured in connection with the foregoing appropriation when the aggregate amount involved is less than \$300.

Unlawful acts.
Fraud, etc.

Race, etc., discrimination.

Penalty.

Candidate for office,
or campaign manager;
pay restriction.

Disability or death
compensation.
Vol. 48, p. 351.
Persons entitled; ex-
ception.

National Youth Ad-
ministration.

Provisos.
Special fund pro-
vided.

Availability.

Application to State
administrations.

Vol. 48, p. 56.

Limitation.

Cases within pur-
view of workmen's com-
pensation laws of State,
etc.

Allotments for ad-
ministrative expenses.

Availability.

Minor purchases
without advertising.
R. S., sec. 3709, p.
733; U. S. C., p. 1803.

Any Administrator or other officer named to have general supervision at the seat of Government over the program and work contemplated under the foregoing appropriation and receiving a salary of \$5,000 or more per annum from such appropriation, and any State or regional administrator receiving a salary of \$5,000 or more per annum from such appropriation, except persons now serving as such under other law, shall be appointed by the President, by and with the advice and consent of the Senate: *Provided*, That the provisions of section 1761 of the Revised Statutes shall not apply to any such appointee and the salary of any person so appointed shall not be increased for a period of six months after confirmation.

The Federal Emergency Relief Administrator is hereby authorized and directed to liquidate and wind up the affairs of the Federal Emergency Relief Administration under the Act of May 12, 1933, as amended, and funds available to it shall be available for expenditure for such purpose until June 30, 1937.

A report of the operations under the foregoing appropriation shall be submitted by the President to Congress before the 10th day of January in each of the next two regular sessions of Congress, which report shall include a statement of the expenditures made and obligations incurred, by classes and amounts.

TITLE III—DISTRICT OF COLUMBIA

GENERAL EXPENSES

Care of District Building: For an additional amount for fuel, light, and power, repairs, laundry, and miscellaneous supplies, fiscal year 1936, \$3,500.

Municipal Architect's office: For an additional amount for personal services, fiscal year 1936, \$566.

Employees' compensation fund, District of Columbia: For an additional amount for carrying out the provisions of section 11 of the District of Columbia Appropriation Act, approved July 11, 1919, extending to the employees of the government of the District of Columbia the provisions of the Act entitled "An Act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes", approved September 7, 1916, fiscal year 1936, \$6,000.

District of Columbia Unemployment Compensation Act: For the contribution of the District of Columbia under the provisions of section 5 (a) of the District of Columbia Unemployment Compensation Act, approved August 28, 1935, fiscal year 1936, \$100,000.

CONTINGENT AND MISCELLANEOUS EXPENSES

Printing and binding, District of Columbia: For an additional amount for printing and binding, under the same limitations and conditions applicable to the appropriation for this purpose in the District of Columbia Appropriation Act for the fiscal year 1936, \$2,000.

Judicial expenses: For an additional amount for judicial expenses, including the same objects and under the same conditions and limitations applicable to the appropriation for this purpose in the District of Columbia Appropriation Act for the fiscal year 1935, \$351.80.

General advertising: For an additional amount for general advertising, authorized and required by law, and for tax and school notices

Supervisory, etc., officers; appointment by the President, with consent of Senate.

Proviso.
Filling vacancies during recess of Senate.
R. S., sec. 1761, p. 313; U. S. C., p. 38.
Salary increase limitation.
Federal Emergency Relief Administration, liquidation.
Vol. 48, p. 55.

Report of operations to Congress.

District of Columbia.

General expenses.

Care of District Building.

Municipal Architect's office.

Employees' compensation fund.
Vol. 41, p. 104.

Vol. 39, p. 742.
U. S. C., p. 98.

Unemployment Compensation Act.
Contribution.
Ante, p. 949.

Contingent expenses.

Printing and binding.

Ante, p. 345.

Judicial expenses.

Vol. 48, p. 865.
Advertising.

Proviso.
Newspaper advertising outside District of Columbia.

and notices of changes in regulations, fiscal year 1935, \$1,523.44: *Provided*, That this appropriation shall not be available for the payment of advertising in newspapers published outside of the District of Columbia, notwithstanding the requirement for such advertising provided by existing law.

Refund of erroneous collections.

Refund of erroneous collections: For an additional amount for payment of amounts collected by the District erroneously on account of taxes, fines, fees, and similar charges, which are returned to the respective parties who may have paid the same, fiscal year 1936, \$35,000: *Provided*, That this appropriation shall be available for refund of such erroneous payments made within the past three years only.

Proviso.
Availability.

Street and road improvement, etc.

STREET AND ROAD IMPROVEMENT AND REPAIR

Gasoline tax fund.
Designated railroad underpasses, approaches.

Gasoline tax, road and street improvements: For grading, paving, and otherwise improving, including curbing and gutters where necessary, storm water drains, catch basins and connections thereto, the approaches to the underpass beneath the tracks of the Baltimore and Ohio Railroad and the Pennsylvania Railroad between the intersection of Seventeenth Street and Douglas Street, northeast, and the intersection of New York Avenue and West Virginia Avenue, northeast, fiscal years 1936 and 1937, \$90,000.

SEWERS

Sewers.

Cleaning, repair, etc.

For an additional amount for cleaning and repairing sewers and basins, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1936, \$7,000.

Ante, p. 351.

City refuse.

COLLECTION AND DISPOSAL OF REFUSE

Collection and disposal.

Ante, p. 351.

For an additional amount for dust prevention, sweeping, and cleaning streets, avenues, alleys, and suburban streets, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1936, \$11,000.

Garbage, dead animals, ashes, etc.

For an additional amount to enable the Commissioners to carry out the provisions of existing law governing the collection and disposal of garbage, dead animals, night soil, and miscellaneous refuse and ashes in the District of Columbia, including the same objects and under the same limitations specified under this heading in the District of Columbia Appropriation Act for the fiscal year 1936, \$32,000.

Public playgrounds.

PUBLIC PLAYGROUNDS

Maintenance.

Vol. 48, p. 856.

For an additional amount for general maintenance, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1935, \$163.

Public schools.

PUBLIC SCHOOLS

Transportation.

Miscellaneous: For an additional amount for transportation for pupils attending schools for tubercular pupils, sight conservation pupils, and crippled pupils, fiscal year 1936, \$1,350.

Fuel, light, and power.

For an additional amount for fuel, gas, and electric light and power for the following fiscal years:

For 1935, \$1,751.11.

For 1936, \$40,000.

Health department.

HEALTH DEPARTMENT

Vehicles.

For an additional amount for maintenance and operation of motor ambulances and motor vehicles, fiscal years¹ 1936, \$200.

¹ So in original.

COURTS

Courts.

Police court: For an additional amount for witness fees and compensation of jurors, fiscal year 1936, \$630.

Police court, fees.

SUPREME COURT, DISTRICT OF COLUMBIA

Supreme Court, District of Columbia.

Pay of bailiffs, and so forth: For an additional amount for pay of bailiffs, and so forth, Supreme Court, District of Columbia, including the same objects specified under this head in the District of Columbia Appropriation Act, fiscal year 1936, \$2,240.

Bailiffs, etc.

Ante, p. 361.

Fees of jurors and witnesses: For an additional amount for fees of jurors and witnesses, Supreme Court, District of Columbia, including the same objects specified under this head in the District of Columbia Appropriation Act, fiscal year 1936, \$15,000.

Jurors and witnesses, fees.

Court of Appeals: For eleven copies each of volumes 63 and 64 of the Reports of the Court of Appeals of the District of Columbia, authorized to be furnished under title 18, section 31, page 161, of the Code of Law of the District of Columbia, at \$6.50 each for the following fiscal years:

Court of Appeals, reports.

For 1935, \$71.50;

For 1936, \$71.50.

Support of convicts: For an additional amount for support, maintenance, and transportation of convicts transferred from the District of Columbia, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1935, \$38,675.85.

Support of convicts transferred from the District.

Vol. 48, p. 866.

Miscellaneous court expenses: For an additional amount for such miscellaneous expenses as may be authorized by the Attorney General for the Supreme Court of the District of Columbia and its officers, including the same objects specified under this head in the Act making appropriations for the District of Columbia for the fiscal year 1936, \$15,000.

Miscellaneous expenses.

Ante, p. 362.

Printing and binding: For an additional amount for printing and binding for the Supreme Court and the Court of Appeals of the District of Columbia, except records and briefs in cases in which the United States is a party, fiscal year 1935, \$769.81.

Printing and binding.

PUBLIC WELFARE

Public welfare.

Division of Child Welfare: For an additional amount for board and care of all children committed to the guardianship of said Board by the courts of the District, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1936, \$12,000.

Child Welfare Division.

Ante, p. 363.

For an additional amount for the maintenance, under the jurisdiction of the Board of Public Welfare, of a suitable place in a building entirely separate and apart from the house of detention for the reception and detention of children under seventeen years of age arrested by the police on charge of offense against any laws in force in the District of Columbia, including the same objects specified under this head in the District of Columbia Appropriation Acts for the following fiscal years, respectively:

Receiving home for children under seventeen.

For 1935, \$211.12;

For 1936, \$1,500.

Vol. 48, p. 867.
Ante, p. 363.

Jail: For an additional amount for maintenance and support of prisoners of the District of Columbia at the jail, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1936, \$11,000.

Jail. Maintenance, etc., of prisoners.

Ante, p. 363.

Workhouse and reformatory.
Maintenance.

Ante, p. 364.

National Training School for Boys.
Care of boys committed to.

Care, etc., indigent patients.

Children's Hospital.

Central Dispensary and Emergency Hospital.

Eastern Dispensary and Casualty Hospital.

Garfield Hospital.
Vol. 48, p. 864.

Tuberculosis Hospital.

Vol. 48, p. 245.
Ante, p. 365.

Gallinger Municipal Hospital.

Vol. 47, p. 372.

District Training School, services.

Maintenance, etc.

Ante, p. 366.

Industrial Home School for Colored Children, services.

Vol. 47, p. 372.

Maintenance, etc.
Ante, p. 366.

Industrial Home School, motor vehicle.

Home for Aged and Infirm.

Workhouse and reformatory: For an additional amount for maintenance, care, and support of inmates, rewards for fugitives, discharge gratuities provided by law, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1936, \$80,000.

National Training School for Boys: For an additional amount for care and maintenance of boys committed to the National Training School for Boys by the courts of the District of Columbia under a contract made by the Board of Public Welfare with the authorities of such school, for the following fiscal years:

For 1935, \$9,120.44;

For 1936, \$83,917.

Medical charities: For an additional amount for care and treatment of indigent patients under contracts made by the Board of Public Welfare with the following institutions and for not to exceed the following amounts, respectively, for the following fiscal years:

Children's Hospital:

For 1935, \$3,576.16;

For 1936, \$39,566.

Central Dispensary and Emergency Hospital:

For 1935, \$3,623.04;

For 1936, \$14,665.

Eastern Dispensary and Casualty Hospital:

For 1935, \$4,462.53;

For 1936, \$25,608.

Garfield Hospital: For an additional amount for isolating wards for minor contagious diseases at Garfield Memorial Hospital, maintenance, fiscal year 1935, \$2,835.

Tuberculosis Hospital: For an additional amount for provisions, fuel, forage, and so forth, including the same objects specified under this head in the District of Columbia Appropriation Acts for the following fiscal years, respectively:

For 1934, \$1.52;

For 1936, \$12,000.

Gallinger Municipal Hospital: For an additional amount for maintenance of the hospital, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1933, \$3,526.62.

District Training School: For an additional amount for personal services, including not to exceed \$1,000 for temporary labor, fiscal year 1936, \$2,020.

For an additional amount for maintenance and other necessary expenses, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1936, \$12,000.

Industrial Home School for Colored Children: For an additional amount for personal services, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1933, \$22.78.

For an additional amount for maintenance, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1936, \$500.

Industrial Home School: For an additional amount for maintenance, including purchase of equipment, maintenance of non-passenger-carrying motor vehicle, fiscal year 1936, \$2,500.

Home for Aged and Infirm: For an additional amount for provisions, fuel, forage, including the same objects specified under this

head in the District of Columbia Appropriation Acts for the following fiscal years, respectively:

For 1935, \$399.10;

For 1936, \$9,000.

Saint Elizabeths Hospital: For additional amount for support of indigent insane of the District of Columbia in Saint Elizabeths Hospital, as provided by law, fiscal year 1936, \$64,598.

Nonresident insane: For an additional amount for deportation of nonresident insane persons, in accordance with the Act entitled "An Act to change the proceedings for admission to the Government Hospital for the Insane in certain cases, and for other purposes", approved January 31, 1899, including persons held in the psychopathic ward of the Gallinger Municipal Hospital, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1936, \$1,000.

Relief of the poor: For an additional amount for relief of the poor, including medical and surgical supplies, artificial limbs, and for pay to physicians to the poor, to be expended under the direction of the Board of Public Welfare, fiscal year 1936, \$1,000.

MILITIA

For an additional amount for the militia, including the same objects specified under this head in the District of Columbia Appropriation Act for the fiscal year 1936, \$1,000.

WATER SERVICE

Washington Aqueduct: The unexpended balance of the appropriation of \$150,000 made by the Second Deficiency Appropriation Act, fiscal year 1935, approved August 12, 1935, for replacing the pumping equipment and appurtenant features of the pumping station of the McMillan filter plant and for each and every purpose connected therewith, is hereby continued available for the fiscal year 1937.

Water department: For an additional amount for extension of the water department distribution system, laying of such service mains as may be necessary under the assessment system, fiscal year 1936, \$40,000.

The appropriation of \$123,000 contained in the District of Columbia Appropriation Act for the fiscal year 1936, approved June 14, 1935, for the purchase and installation of two 25-million-gallon-daily electrical motor-driven centrifugal pumping units at the Bryant Street pumping station, including all necessary appurtenances and alterations and removal of one 12-million-gallon and one 20-million-gallon obsolete steam pumping units, is continued available in the fiscal year 1937.

SETTLEMENT OF CLAIMS

For the payment of claims approved by the Commissioners under and in accordance with the provisions of the Act entitled "An Act authorizing the Commissioners of the District of Columbia to settle claims and suits against the District of Columbia", approved February 11, 1929 (45 Stat. 1160), as amended by the Act approved June 5, 1930 (46 Stat. 500), and reported in House Documents Numbered 439 and 468, Seventy-fourth Congress, \$7,738.

For the payment of claims approved by the Commissioners under and in accordance with the provisions of the Act entitled "An Act authorizing the Commissioners of the District of Columbia to settle

Vol. 48, p. 246.
Ante, p. 366.

Saint Elizabeths Hospital.
Support of District insane.

Deportation of non-resident insane.

Vol. 30, p. 811.

Ante, p. 367.

Relief of the poor.

Militia.

Expenses.
Ante, p. 368.

Water Service.

Washington Aqueduct.
Balance reappropriated.
Ante, p. 579.
Replacing pumping equipment, McMillan plant.

Extensions.

New pumping units, sum reappropriated.
Ante, p. 371.

Settlement of claims.
Vol. 45, p. 1160; Vol. 46, p. 500.

claims and suits against the District of Columbia", approved February 11, 1929 (45 Stat. 1160), as amended by the Act approved June 5, 1930 (46 Stat. 500), and reported in Senate Document Numbered 252, \$1,708.77.

REFUND OF ASSESSMENTS

Refunds of street,
etc., assessments.
Vol. 46, p. 1199.

For payment of refunds of assessments for paving streets, avenues, and roads, and laying curbs, as authorized by the provisions of section 11 of the Act entitled "An Act to provide for special assessments for the paving of roadways and the laying of curbs and gutters", approved February 20, 1931 (46 Stat. 1199), \$26,922.87, to continue available until June 30, 1937.

Judgments.

JUDGMENTS

Payment of.

For the payment of final judgments, including costs, rendered against the District of Columbia, as set forth in House Documents Numbered 442 and 475, and Senate Document Numbered 211, Seventy-fourth Congress, \$10,161.35, together with the further sum to pay the interest at not exceeding 4 per centum per annum on such judgments, as provided by law, from the date the same became due until the date of payment.

Interest.

Audited claims.

AUDITED CLAIMS

Payment of.

For the payment of the following claims, certified to be due by the accounting officers of the District of Columbia, under appropriations the balances of which have been exhausted or carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874 (U. S. C., title 31, sec. 713), being for the service of the fiscal year 1933 and prior years:

Vol. 18, p. 110.
U. S. C., p. 1410.

For Metropolitan Police, District of Columbia, 1933, motor vehicles, \$4;

For playgrounds, District of Columbia, 1933, maintenance, \$22.96;

For electrical department, District of Columbia, 1933, wires underground, \$22.16;

For street and road improvement and repair, District of Columbia, 1933, repairs to streets, \$4;

For gasoline tax, road and street improvements, District of Columbia, 1933, \$157.75;

For contingent and miscellaneous expenses, District of Columbia, 1932, \$6;

For contingent and miscellaneous expenses, District of Columbia, 1933, \$7.50;

For public schools, District of Columbia, 1933, \$61.98;

For miscellaneous expenses, Supreme Court, District of Columbia, 1933, \$20;

For expenses, trees, and parkings, District of Columbia, 1932, \$1.60;

For Industrial Home School for Colored Children, District of Columbia, 1931, \$25.50;

For police court, District of Columbia, 1931, witness fees, 75 cents;

For miscellaneous expenses, Supreme Court, District of Columbia, 1927, \$406;

In all, audited claims, \$740.20.

Fiscal year, 1933 and
prior years.

Audited claims, District of Columbia: For the payment of the following claims, certified to be due by the accounting officers of the District of Columbia in Senate Document Numbered 211, under

appropriations the balances of which have been exhausted or carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874 (U. S. C., title 31, sec. 713, p. 1022¹), being for the service of the fiscal year 1933 and prior fiscal years: Refund taxes, District of Columbia, \$747.99.

Vol. 18, p. 110.
U. S. C., p. 1410.

Refund taxes.

DIVISION OF EXPENSES

The foregoing sums for the District of Columbia, unless otherwise therein specifically provided, shall be paid out of the revenues of the District of Columbia and the Treasury of the United States in the manner prescribed by the District of Columbia Appropriation Acts for the respective fiscal years for which the such sums are provided.

Division of expenses.

DEPARTMENT OF AGRICULTURE

Department of Agriculture.

WEATHER BUREAU

Weather Bureau.

Salaries and expenses: For an additional amount, for the same objects specified under this head in the Agriculture Appropriation Act for the fiscal year 1937, for the reestablishment, maintenance, and operation of the Weather Bureau station at Lynchburg, Virginia, \$12,000.

Lynchburg, Va., station.
Ante, p. 1428.

BUREAU OF ANIMAL INDUSTRY

Animal Industry Bureau.

Marketing agreements with respect to hog cholera virus and serum: The sum of \$30,000 of the appropriation made by section 12 (a) of the Agricultural Adjustment Act, approved May 12, 1933, is hereby made available during the fiscal years 1936 and 1937, to carry into effect sections 56 to 60, inclusive, of the Act approved August 24, 1935 (49 Stat., 781, 782), entitled "An Act to amend the Agricultural Adjustment Act, and for other purposes", including the employment of persons and means in the District of Columbia and elsewhere.

Hog cholera virus and serum, marketing agreements.
Vol. 48, p. 38.

Ante, p. 781.

FOREST SERVICE

Forest Service.

Salaries and expenses, Forest Service (National forest administration): For an additional amount for national forest administration, including the same objects specified under this head in the Department of Agriculture Appropriation Act for the fiscal year 1936, \$100,000.

National forest administration.

Ante, p. 261.

BUREAU OF CHEMISTRY AND SOILS

Bureau of Chemistry and Soils.

Soil survey of the Hawaiian Islands: Not to exceed \$15,000 of the funds appropriated by section 12 (a) of the Agricultural Adjustment Act, as amended, is hereby made available, to remain available until June 30, 1937, to meet all necessary expenses of the Bureau of Chemistry and Soils, Department of Agriculture, for the completion of a soil survey of the Hawaiian Islands, including personal services for map-drafting work in the District of Columbia and elsewhere.

Hawaii, soil survey.
Vol. 48, p. 38.

AGRICULTURAL ADJUSTMENT ADMINISTRATION

Agricultural Adjustment Administration.

Tobacco compacts and agreements among States: Not to exceed \$300,000 of the funds appropriated by section 12 (a) of the Agricultural Adjustment Act, as amended, is hereby made available, to remain available until June 30, 1938, to carry into effect the provisions of the Act approved April 25, 1936 (Public Act Numbered

State tobacco compacts and agreements. Sum reappropriated.
Vol. 48, p. 38.

¹ So in original.

Ante, p. 1239.

534, Seventy-fourth Congress), entitled "An Act relating to compacts and agreements among States in which tobacco is produced providing for the control of production of, or commerce in, tobacco in such States, and for other purposes"; including the employment of persons and means in the District of Columbia and elsewhere, printing, advances to tobacco commissions, loans to associations of tobacco producers, and other expenses authorized by the provisions of the said Act.

Department of Commerce.

DEPARTMENT OF COMMERCE

Secretary's office.

OFFICE OF THE SECRETARY

Accident Prevention Conference.

Ante, p. 1339.

General Committee of the Accident Prevention Conference: For salaries and expenses of the General Committee of the Accident Prevention Conference, authorized in the Act entitled "An Act to advance a program of national safety and accident prevention," approved May 28, 1936, including personal services in the District of Columbia and elsewhere, printing and binding, and all other expenditures authorized in said Act, fiscal year 1937, \$35,000.

Bureau of Air Commerce.

BUREAU OF AIR COMMERCE

Air-navigation facilities.

Ante, p. 86.

Air-navigation facilities: For an additional amount for the establishment and maintenance of aids to air navigation, including the same objects specified under this head in the Department of Commerce Appropriation Act, 1936, \$14,600.

Ante, p. 1332.

Maintenance of air-navigation facilities: For an additional amount for maintenance of air-navigation facilities, including the same objects specified under this head in the Department of Commerce Appropriation Act, 1937, \$80,000.

Bureau of Lighthouses.

BUREAU OF LIGHTHOUSES

Establishing and improving aids to navigation, etc.

Special projects: For establishing and improving aids to navigation and other works as may be specifically approved by the Secretary of Commerce, \$120,000, to continue available until June 30, 1938.

Lighthouse tender.

Special projects: For establishing and improving aids to navigation and other works, including the construction, or purchase, and equipment of a lighthouse tender at a cost not to exceed \$125,000, as may be specifically approved by the Secretary of Commerce, \$227,000, to continue available until June 30, 1937.

Flood damages, repairs, etc.

Repairs, and so forth, due to flood damages: For rebuilding, repairing, and reestablishing such aids to navigation and structures connected therewith as were damaged or destroyed by flood conditions in March 1936 on the Atlantic coast and tributary rivers, and in the Mississippi River Basin, \$91,500, to remain available until June 30, 1937.

Retired pay.

Retired pay: For an additional amount for retired pay of officers and employees of the Lighthouse Service, including the same objects specified under this head in the Department of Commerce Appropriation Act, 1936, \$20,000.

Ante, p. 94.

Vessels, purchase, construction, etc.

Construction, and so forth, vessels: Not to exceed \$550,000 of the unexpended balance of the sum of \$2,860,000 appropriated in title III, section 301 (a), paragraph numbered 7, of the Act approved July 21, 1932 (47 Stat. 709), for establishing and improving aids to navigation and other works of the Lighthouse Service, and carried on the books of the Treasury under the appropriation title "Aids to Navigation, Lighthouse Service, Emergency Construction, Act of

Vol. 47, p. 717.

July 21, 1932 (6x442)", is hereby made available for the purchase, construction, equipping, and reconditioning of vessels for the Lighthouse Service.

INTERIOR DEPARTMENT

OFFICE OF THE SECRETARY

Furniture, furnishings, and equipment, new Interior Department Building: The Secretary of the Interior is hereby authorized to expend, directly or through the Procurement Division of the Treasury Department, for furniture, furnishings, and office equipment necessary to the occupancy of the new Interior Department Building, and the reassignment of space in the present Interior Department Building, and for services, supplies, material, and equipment, including the reconditioning of old furniture, and necessary travel and subsistence in connection with the inspection of commodities to be contracted for or purchased, not to exceed \$225,000 of the amount made available for the construction of the new Interior Department Building: *Provided*, That, in the procurement of such furniture, furnishings, and equipment, the Secretary of the Interior or the said Procurement Division is hereby authorized to make contracts, after advertising and competitive bidding, without regard to section 4 of the Act approved June 17, 1910 (36 Stat. 531): *And provided further*, That the cost of furniture, furnishings, and equipment, exclusive of duplicating and filing equipment in areas devoted exclusively to such purposes, shall be based on the square-foot areas of the rooms to be furnished and equipped, and shall not exceed the rates herein set forth, as follows: For suites of the Secretary and the Under Secretary, \$1.75 per square foot; for suites of the Assistant Secretaries and of executive officers of equivalent compensation grade, \$1.50 per square foot; for all other space, \$1 per square foot.

War Minerals Relief Commission: For payment of awards made by the Secretary of the Interior in accordance with the Act of Congress approved May 18, 1936 (Public, Numbered 602, Seventy-fourth Congress) amending section 5 of the War Minerals Relief Act of March 2, 1919, as amended, February 13, 1929, fiscal year 1936, to remain available during the fiscal year 1937, \$500,000: *Provided*, That all awards made by the Secretary of the Interior for payment under this appropriation shall be certified to the General Accounting Office for settlement through that office.

DIVISION OF GRAZING CONTROL

Salaries and expenses: The limitation of \$5,000 on the amount that may be expended for the purchase, exchange, operation, and maintenance of motor-propelled passenger-carrying vehicles from the appropriation for salaries and expenses of the Division of Grazing Control contained in the Department of the Interior Appropriation Act for the fiscal year 1936 is hereby increased to \$7,500

GENERAL LAND OFFICE

Payments to certain counties in Oregon in lieu of taxes on Oregon and California grant lands (receipt limitation): For an additional amount for payment to the several counties in the State of Oregon, pursuant to the Act of July 13, 1926 (44 Stat. 915), amounts of money in lieu of the taxes that would have accrued against the reverted Oregon and California Railroad Company grant lands if the lands had remained privately owned and taxable, fiscal year 1936, \$66,010.25: *Provided*, That payments to the counties shall not exceed the aggregate receipts covered into the Treasury in

Interior Department.

Secretary's office.

Furniture, furnishings, etc., for new building.

Reassignment of space.

Provisos.
Contracts.

Vol. 36, p. 531;
U. S. C., p. 1804.
Cost basis.

Suites of Secretary, etc.

War Minerals Relief Commission.
Payment of awards.
Vol. 40, p. 1275; Vol. 42, p. 322; Vol. 45, p. 1166.
Ante, p. 1835.

Proviso.
Certification of awards to General Accounting Office.

Grazing Control Division.

Vehicles.
Amount for purchase increased.

Ante, p. 178.

General Land Office.

Oregon and California grant lands.
Payment to certain counties in Oregon.
Vol. 44, p. 915.

Proviso.
Limitation.
Vol. 48, p. 1237.

accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Sales of public lands.
Payments to States
from proceeds of.

Payments to States of 5 per centum of proceeds from sales of public lands: For an additional amount for payment to the several States of 5 per centum of the net proceeds of sales of public lands lying within their limits, for the purpose of education, or of making public roads and improvements, fiscal year 1936, \$1,291.39: *Provided*, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Proviso.
Limitation.
Vol. 48, p. 1227.

Indian Affairs Bureau.

BUREAU OF INDIAN AFFAIRS

Agency buildings.
Post, p. 1763.

Indian Agency Buildings: For an additional amount for lease, purchase, repair and improvement of agency buildings, exclusive of hospital buildings, including the purchase of necessary lands and the installation, repair and improvement of heating, lighting, power, and sewerage and water systems in connection therewith, fiscal year 1937, \$85,000.

Adjustment of claims
of certain Sioux In-
dians.

Adjustment of claims of certain Sioux Indians: For additional amounts in the following appropriations to adjust errors in the disbursing accounts of James B. Kitch, former superintendent of the Standing Rock Indian Reservation in North Dakota: Purchase and transportation of Indian supplies, fiscal year 1917, \$5.35; education, Sioux Nation, fiscal year 1918, \$646.50; industrial work and care of timber, fiscal year 1918, \$130; suppressing contagious diseases among livestock of Indians, fiscal year 1918, \$20.69; Indian school and agency buildings, fiscal year 1918, \$103.97; education, Sioux Nation, fiscal year 1919, \$603.91; suppressing contagious diseases among livestock of Indians, fiscal year 1919, \$4; increased compensation Indian Service, fiscal year 1920, \$1,211.77; Indian school and agency buildings, fiscal year 1920, \$234.28; in all, \$2,960.47: *Provided*, That the foregoing amounts shall be placed to the credit of the Superintendent of the Standing Rock Reservation to restore a depleted balance in the fund "Special deposits, sale of reimbursable stock", due to the use of said fund for the benefit of the above-listed appropriations, and for the purpose of making available a sufficient amount to permit payment of claims of individual Sioux Indians of the Standing Rock Reservation against said fund.

Proviso.
Amounts placed to
credit of Superintendent
of Standing Rock
Reservation.

Supervising mining
operations.
Transfer to Geologi-
cal Survey.
Ante, p. 184; *Post*,
p. 1766.

Supervising mining operations on leased Indian lands: For an additional amount for transfer to the Geological Survey for expenditures to be made in inspecting mines, examining mineral deposits on Indian lands and in supervising mineral operations on restricted tribal and allotted Indian lands, fiscal years 1936 and 1937, \$7,500.

Crow Reservation,
Mont., irrigation sys-
tems.

Maintenance and operation, irrigation systems, Crow Reservation, Montana (reimbursable): For an additional amount for maintenance and operation of irrigation systems on the Crow Reservation, Montana, fiscal year 1933, \$8.08 (reimbursable).

Indian irrigation sys-
tems, construction, op-
eration, etc.

Construction, Operation and Maintenance, Indian Irrigation Systems: The unexpended balances of such appropriations for construction, operation and maintenance (including power revenues) of irrigation projects on Indian reservations as were repealed by Section 4 of the Permanent Appropriation Repeal Act, 1934, are hereby made available for obligations incurred against such appropriations prior to July 1, 1935, and any remaining unobligated balances of such repealed appropriations shall be added to and become a part of the receipts accruing from each project during the fiscal year 1936.

Reappropriation.

Vol. 48, p. 1227.

Indian schools, support: For an additional amount for the support of Indian schools not otherwise provided for, including tuition for Indian pupils attending public schools, fiscal year 1936, \$74,000: *Provided*, That formal contracts shall not be required for compliance with section 3744 of the Revised Statutes (U. S. C., title 41, sec. 16), for payment of tuition of Indian children attending public schools.

Support of Indian schools.
Indians in public schools.
Ante, p. 189.
Proviso.
Formal contracts not required.
R. S., sec. 3744, p. 738; U. S. C., p. 1805.

Support of Indians and administration of Indian property: For an additional amount for general support of Indians and administration of Indian property, including pay of employees authorized by continuing or permanent treaty provisions, fiscal year 1936, \$75,000.

General support and administration.
Ante, p. 194.

Support of Indians and administration of Indian property: For an additional amount for general support of Indians and administration of Indian property, including pay of employees authorized by continuing or permanent treaty provisions, fiscal year 1937, \$11,500.

Post, p. 1778.

Support of Indians and administration of Indian property (tribal funds): Appropriations from tribal funds of the Menominee Indians of Wisconsin, fiscal years 1935, 1936, and 1937, for general support of Indians and administration of Indian property (Keshena Agency), are hereby made available for hospitalization of Indians under contracts for such service for such fiscal years, and the Comptroller General of the United States is hereby authorized and directed to allow credit in the accounts of disbursing agents of the United States for payments heretofore made on this account.

Menominee Indians, Wis.
Keshena Agency.

Indian Boarding Schools (Sequoyah, Oklahoma): The unexpended balance of the appropriation of \$24,000 contained in the Interior Department Appropriation Act, fiscal year 1936, for enlarging the hospital (including purchase of necessary equipment) at the Sequoyah Orphan Training School, near Tahlequah, Oklahoma, is hereby continued available for the same purpose until June 30, 1937.

Indian boarding schools.
Sequoyah Orphan Training School, Okla.
Balance available.
Ante, p. 191.

Indian boarding schools: For dairy barn, hay shed, and milk house, Jones Academy, Oklahoma, fiscal year 1937, \$10,000.

Jones Academy, Okla.

Expenses of attorneys, Wichita and affiliated bands of Indians of Oklahoma (tribal funds): In addition to the \$2,000 authorized to be used by the Second Deficiency Act, fiscal year 1929, approved March 4, 1929 (45 Stat., p. 1640), the Secretary of the Interior is authorized to expend the further sum of \$500, or so much thereof as may be necessary, from the tribal funds of the Wichita and affiliated bands of Indians of Oklahoma in the Treasury of the United States, upon proper vouchers to be approved by him, for costs and expenses already incurred and those to be incurred by their duly authorized attorneys in the prosecution of the claims of said Indians now pending in the Court of Claims, including expenses of not exceeding two delegates from said bands of Indians, to be designated by the business committee representing all said bands, who may be called to Washington from time to time with the permission of the Commissioner of Indian Affairs on business connected with said claims, the additional amount herein authorized to remain available until expended.

Wichita, etc., Indians, Okla.
Allowance to attorneys in claims.
Sum reappropriated.
Vol. 45, p. 1641.
Further sum authorized.

Delegates' expenses to Washington.

For pay of General Counsel, Confederated Bands of Ute Indians in the Uintah and Ouray agency, Utah (tribal funds): The Secretary of the Interior is authorized to expend the sum of \$3,000 or so much thereof as may be necessary, from the tribal funds of the Confederated Bands of Ute Indians of the Uintah and Ouray agency, Utah, in the Treasury of the United States, upon proper vouchers approved by him, for services rendered by general counsel under a contract approved by the Commissioner of Indian Affairs and the Secretary of the Interior.

Confederated Bands of Utes.
Uintah and Ouray agency, general counsel.

Mrs. Earl H. Smith.
Payment to.

Post, p. 2246.

Payment to Mrs. Earl H. Smith: For payment to Mrs. Earl H. Smith, administratrix of the estate of Earl H. Smith, as authorized by the act of April 10, 1936 (Private, 448, 74th Cong.) fiscal year 1937, \$504.41.

Annette Islands Reserve, Alaska.
Reappropriation.

Vol. 48, p. 1227.

Expenses, Annette Islands Reserve, Alaska (Receipt Limitation): The unexpended balance of the appropriation "Annette Islands Reserve, Alaska, fund from leases", which appropriation was repealed by Section 4 (b6) of the Permanent Appropriation Repeal Act, 1934, is hereby made available for obligations incurred against such appropriation prior to July 1, 1935, and any unobligated balance of such repealed appropriation shall be added to and become a part of the receipts accruing during the fiscal year 1936.

Reclamation Bureau.

BUREAU OF RECLAMATION

North Platte project, Nebr.-Wyo.
Additional power circuit, Guernsey to Lingle.

North Platte project, Nebraska-Wyoming: Not to exceed \$50,000 from the power revenues shall be available during the fiscal years 1936 and 1937 for the construction of an additional power circuit between the Guernsey and Lingle power plants.

Central Valley project, Calif.
Friant Reservoir.

Central Valley Project, California: For continuation, \$6,900,000, to remain available until June 30, 1937, of which \$6,000,000 shall be available for construction of Friant Reservoir and irrigation facilities therefrom in the San Joaquin Basin and \$250,000 for administrative expenses (including personal services in the District of Columbia and elsewhere), to be available for the same purposes as those specified for projects included in the Interior Department Appropriation Act for the fiscal year 1937 under the caption "Bureau of Reclamation" and to be reimbursable under the Reclamation Law: *Provided*, That not to exceed \$25,000 may be expended for personal services in the District of Columbia.

Post, p. 1781.

Proviso.
Services in the District.

Geological Survey.

GEOLOGICAL SURVEY

Geologic surveys.
Limitation on expenditure increased.

Geologic surveys: The limitation of \$270,000 on the amount that may be expended for the personal services in the District of Columbia from the appropriation for geologic surveys contained in the Interior Department Appropriation Act for the fiscal year 1936 is hereby increased to \$285,000.

Ante, p. 200.

Alaska, mineral resources.
Limitation for personal services increased.

Mineral resources of Alaska: The limitation of \$20,000 on the amount that may be expended for personal services in the District of Columbia from the appropriation for investigation of the mineral resources of Alaska contained in the Interior Department Appropriation Act for the fiscal year 1936 is hereby increased to \$25,000.

Ante, p. 201.

Bureau of Mines.

BUREAU OF MINES

Traveling expenses.
Station transfer.
Post, p. 1788.

Appropriations for the fiscal year 1937 available for expenses of travel of officers and employees of the Bureau of Mines shall be available for expenses of travel performed by them on transfer from one official station to another when authorized by the Secretary of the Interior, and for the expenses incurred in packing, crating, drayage, and transportation of household effects and other personal property of employees so transferred, under regulations to be prescribed by the Secretary of the Interior.

National Park Service.

NATIONAL PARK SERVICE

Mesa Verde, Colo.
Water system.
Ante, p. 207; *Post*, p. 1793.

Mesa Verde National Park, Colorado: For an additional amount for improvement of the water system, fiscal years 1936 and 1937, \$10,000.

Ackia National Memorial Commission and Battleground National Monument: The unexpended balance of the appropriation to carry out the provisions of the Act entitled "An Act to provide for the commemoration of the two-hundredth anniversary of the Battle of Ackia, Mississippi, and the establishment of the Ackia Battleground National Monument, and for other purposes", approved August 27, 1935, contained in the Supplemental Appropriation Act, fiscal year 1936, is continued available for the fiscal year 1937 in order to provide for the commemoration during that year of the two-hundredth anniversary of the Battle of Ackia.

Ackia National Memorial Commission and Battleground National Monument, Miss.
Balance reappropriated.
Ante, pp. 897, 1119.

Salaries and general expenses, public buildings and grounds in the District of Columbia: For an additional amount for administration, protection, maintenance, and improvement of public buildings, monuments, memorials, and grounds in the District of Columbia, under the jurisdiction of the National Park Service, including the same objects specified under this head in the Department of the Interior Appropriation Act, 1936, \$2,041,890, of which sum \$1,150,000 shall remain available until June 30, 1937.

Public buildings and grounds, D. C.
Maintenance, etc.

Ante, p. 210.

OFFICE OF EDUCATION

Promotion of vocational rehabilitation of persons disabled in industry in Hawaii: For extending to the Territory of Hawaii the benefits of the Act entitled "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry, and so forth", approved June 2, 1920, as amended, in accordance with the provisions of the Act entitled "An Act to extend the provisions of certain laws to the Territory of Hawaii", approved March 10, 1924, \$833.

Office of Education.

Vocational rehabilitation, Hawaii.

Vol. 21, p. 735; U. S. C., p. 1320.

Vol. 43, p. 18; U. S. C., p. 910.

GOVERNMENT IN THE TERRITORIES

Insane of Alaska: For an additional amount for care and custody of persons legally adjudged insane in Alaska, including the same objects and for the same services specified in the Interior Department Appropriation Act for the fiscal year 1936, \$1,250.

Government in the Territories.

Alaska.
Care of insane.

Ante, p. 218.

Construction and maintenance of roads, bridges, and trails, Alaska: For an additional amount for the repair and maintenance of roads, tramways, ferries, bridges, and trails, Territory of Alaska, in replacement of equipment lost at sea, to be expended under the provisions of Public Resolution Numbered 218, approved June 30, 1932, \$86,000.

Roads, bridges, trails, etc.

Equipment lost at sea.
Vol. 47, p. 446; U. S. C., p. 2125.

Territory of Hawaii: Not to exceed \$125 of the amount specified in the appropriation for contingent expenses, Territory of Hawaii, fiscal year 1936, for traveling expenses of the Governor while absent from the capital on official business, contained in the Department of Interior Appropriation Act for the fiscal year 1936, is hereby made available for stationery, postage, and incidentals.

Hawaii.
Stationery, etc.

Ante, p. 214.

Temporary Government for the Virgin Islands: For an additional amount for defraying the deficit in the treasury of the municipal government of Saint Croix because of the excess of current expenses over current revenues for the fiscal year 1936, \$25,000.

Virgin Islands.
Saint Croix, defraying deficit.
Ante, p. 214.

For household equipment and furnishings necessary for Government House at Saint Croix, fiscal years 1936 and 1937, \$5,000.

Government House, furnishings, etc.

HOWARD UNIVERSITY

Of the amounts provided for general expenses, Howard University, in the Department of Interior Appropriation Acts, fiscal years 1936 and 1937, sums of not to exceed \$52,000 for the fiscal year 1936 and not to exceed \$65,000 for the fiscal year 1937, are hereby made available for transfer to the appropriation for salaries, Howard University, fiscal years 1936 and 1937, respectively.

Howard University.

Salaries; funds transferred.
Ante, p. 216.

Post, p. 1803.

Department of Justice.

DEPARTMENT OF JUSTICE

Attorney General's Office.

OFFICE OF THE ATTORNEY GENERAL

Contingent expenses.
Ante, p. 77.

Contingent expenses: For an additional amount for contingent expenses, Department of Justice, including the same objects specified under this head in the Department of Justice Appropriation Act, 1936, \$43,000.

Newspapers.
Ante, p. 1322.

The appropriation "Contingent expenses, Department of Justice, 1937", is amended by inserting the words "not exceeding \$350" after the word "newspapers".

Printing and binding.

Printing and binding: For an additional amount for printing and binding for the Department of Justice and the courts of the United States, for the fiscal years that follow:

For 1932, \$90;
For 1936, \$45,000.

Bureau of Investigation.

BUREAU OF INVESTIGATION

Detection and prosecution of crimes.
Vol. 43, p. 537.

Detection and prosecution of crimes: For an additional amount for salaries and expenses, Division of Investigation, Department of Justice, including the same objects specified under this head in the Department of Justice Appropriation Act, 1935, \$63,349.14.

Private damage claims, payment.

Claims for damages: For the payment of claims for damages to any person or damages to or loss of privately owned property caused by employees of the Federal Bureau of Investigation, acting within the scope of their employment, considered, adjusted, and determined by the Attorney General, under the provisions of the Act entitled "An Act to provide for the adjustment and settlement of certain claims arising out of the activities of the Federal Bureau of Investigation", approved March 20, 1936 (Public, Numbered 481, Seventy-fourth Congress) as fully set forth in House Document Numbered 455, and Senate Document Numbered 218, of the Seventy-fourth Congress, \$34.27.

Ante, p. 1184.

Miscellaneous.

MISCELLANEOUS OBJECTS, DEPARTMENT OF JUSTICE

Conduct of customs cases.
Vol. 48, p. 537.

Conduct of customs cases: For an additional amount for protecting interests of the United States in customs matters, including the same objects specified under this head in the Department of Justice Appropriation Act, 1935, \$118.22.

Taxes and Penalties Unit.
Ante, p. 78.

Taxes and Penalties Unit: For an additional amount for salaries and expenses, Taxes and Penalties Unit, Department of Justice, including the same objects specified under this head in the Department of Justice Appropriation Act, 1936, \$19,800.

Elinora Fareira.
Payment to.

Payment to Elinora Fareira: For payment to Elinora Fareira in full settlement of all claims against the United States for the amount of the sale of her Buick car by the United States Government on or about April 8, 1930, as authorized by the Act approved August 28, 1935, fiscal year 1936, \$325.

Post, p. 2199.

Northern Pacific Railway Company and others.
Salaries and expenses, prosecuting case against.
Vol. 43, p. 461.

Case of United States against Northern Pacific Railway Company, and others: For salaries and expenses incident to prosecution of the case of United States against Northern Pacific Railway Company, and others, Equity, numbered 4389, United States District Court, Eastern District of Washington, including traveling and office expenses; law books; stenographic reporting services, by contract or otherwise, including notarial fees or like services, and stenographic work in taking depositions at such rates of compensation as may be authorized or approved by the Attorney General; fees of witnesses and appraisers; compensation of special master in accord-

Witnesses and appraisers.

ance with order of the United States District Court; printing and binding; the employment of experts at such rates of compensation as may be authorized or approved by the Attorney General; and personal services in the District of Columbia and elsewhere, fiscal year 1936, \$110,000, to remain available until June 30, 1937.

JUDICIAL

Miscellaneous expenses, United States Supreme Court: For miscellaneous expenses of the Supreme Court of the United States to provide for expenses of the advisory committee appointed by the Court to assist it in the preparation of a unified system of general rules for cases in equity and actions at law in the district courts of the United States and in the Supreme Court of the District of Columbia, pursuant to the Act entitled "An Act to give the Supreme Court of the United States authority to make and publish rules in actions at law", approved June 19, 1934 (48 Stat. 1064), including personal services in the District of Columbia and elsewhere and printing and binding, to be expended as the Chief Justice in his discretion may direct, including such per-diem allowances in lieu of actual expenses for subsistence at rates to be fixed by him not to exceed \$10 per day, fiscal year 1937, \$17,500: *Provided*, That the transfer of \$13,000 from the appropriation "Preparations of rules in actions at law, 1935 and 1936", to the appropriation "Miscellaneous expenses, Supreme Court 1935 and 1936", is hereby authorized, and the unexpended balances at the close of June 30, 1936, of both of said appropriations are continued available until June 30, 1937.

Salaries of judges: For an additional amount for salaries of circuit, district, and retired judges, including the same objects specified under this head in the Department of Justice Appropriation Act, 1936, \$65,000.

Expenses of judges: For an additional amount for expenses of circuit and district judges of the United States and the judges of the district courts of the United States in Alaska, Puerto Rico, and Hawaii, as provided by law, fiscal year 1936, \$7,500.

United States Court for China: For an additional amount for salaries and expenses, United States Court for China, including the same objects specified under this head in the Department of Justice Appropriation Acts for the fiscal years that follow, respectively:

For 1936, \$7,025;

For 1937, \$4,700.

MARSHALS, DISTRICT ATTORNEYS, CLERKS, AND OTHER EXPENSES OF UNITED STATES COURTS

Salaries and expenses of marshals, and so forth: For an additional amount for salaries, fees, and expenses of marshals, United States courts, including the same objects specified under this head in the Department of Justice Appropriation Acts for the fiscal years that follow, respectively:

For 1935, \$31,951.21;

For 1936, \$270,000.

Salaries and expenses of district attorneys, and so forth: For an additional amount for salaries and expenses of district attorneys, United States courts, including the same objects specified under this head in the Department of Justice Appropriation Acts for the fiscal years that follow, respectively:

For 1935, \$6,439.09;

For 1936, \$60,000.

Judicial.

United States Supreme Court.
Miscellaneous expenses.
Preparation, etc., rules in actions at law.

Vol. 48, p. 1064; U. S. C., p. 1304.

Printing and binding.

Subsistence.

Proviso.
Transfer of appropriations.
Ante, p. 536.

Judges.
Salaries.
Ante, p. 80.

Expenses.

United States Court for China.
Salaries and expenses.

Ante, p. 81.
Ante, p. 1326.

United States courts.

Marshals, etc.

Vol. 48, p. 541.
Ante, p. 81.
District attorneys, etc.

Vol. 48, p. 541.
Ante, p. 81.

Clerks of courts.	Salaries and expenses, clerks of courts: For an additional amount for salaries and expenses of clerks, United States courts, including the same objects specified under this head in the Department of Justice Appropriation Acts for the fiscal years that follow, respectively: For 1935, \$12,735.32; For 1936, \$73,000.
Vol. 48, p. 542. <i>Ante</i> , p. 82.	
Commissioners. R. S., sec. 1014, p. 189; U. S. C., p. 770.	Fees of commissioners: For additional amounts for fees of United States commissioners and other committing magistrates acting under section 1014, Revised Statutes (U. S. C., title 18, sec. 591), for the following fiscal years: For 1930, 60 cents; For 1931, \$56.60; For 1932, \$714.72; For 1933, \$886.23.
Vol. 46, p. 190. Vol. 46, p. 1324. Vol. 47, p. 492. Vol. 47, p. 1384.	
Jurors and witnesses.	Fees of jurors and witnesses: For an additional amount for fees of jurors and witnesses, United States courts, including the same objects specified under this head in the Department of Justice Appropriation Act for the fiscal year 1935, \$63,097.34.
Vol. 48, p. 542.	
Balliffs, etc. <i>Ante</i> , p. 82.	Salaries and expenses of bailiffs, and so forth: For an additional amount for pay of bailiffs, and so forth, United States courts, including the same objects specified under this head in the Department of Justice Appropriation Act, 1936, \$20,000.
Miscellaneous. Vol. 46, p. 190. <i>Ante</i> , p. 82.	Miscellaneous expenses: For an additional amount for miscellaneous expenses, United States courts, including the same objects specified under this head in the Department of Justice Appropriation Acts for the fiscal years that follow, respectively: For 1930, \$360; For 1936, \$36,500.
Supplies. Vol. 47, p. 1384.	Supplies: For an additional amount for supplies for United States courts, including the same objects specified under this head in the Act making appropriations for the Department of Justice for the fiscal year 1934, \$153.60.

PENAL AND CORRECTIONAL INSTITUTIONS

Penal and correctional institutions. National Training School for Boys, D. C. <i>Ante</i> , p. 85.	National Training School for Boys, Washington, District of Columbia, maintenance: For an additional amount for the National Training School for Boys, Washington, District of Columbia, including the same objects specified under this head in the Department of Justice Appropriation Act, 1936, \$21,300.
Support of prisoners. Vol. 45, p. 83.	Support of prisoners: For an additional amount for support of United States prisoners, including the same objects specified under this head in the Act making appropriations for the Department of Justice for the fiscal year 1929, \$97.50.

DEPARTMENT OF LABOR

Department of Labor. Secretary's office. Printing and binding. <i>Ante</i> , p. 102.	OFFICE OF THE SECRETARY
	Printing and binding: For an additional amount for printing and binding for the Department of Labor, including the same objects specified under this head in the Department of Labor Appropriation Act, 1936, \$10,000.

IMMIGRATION AND NATURALIZATION SERVICE

Immigration and Naturalization Service. Overtime service of inspectors.	The sum of \$60,000 made available only for the payment of extra compensation for overtime services of inspectors and employees of the Immigration and Naturalization Service for which the United
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States receives reimbursement in accordance with the provisions of the Act of March 2, 1931 (U. S. C., title 8, secs. 109a and 109b), in the Department of Labor Appropriation Act, 1936, approved March 22, 1935, under the appropriation title "Salaries and expenses, Immigration and Naturalization Service", is hereby increased to \$110,000.

Vol. 46, p. 1467; U. S. C., p. 184.
Ante, p. 103.

BITUMINOUS COAL LABOR BOARD

Bituminous Coal Labor Board.

Salaries and expenses: For three Board members and other personal services in the District of Columbia and elsewhere, and for all other necessary expenditures of the Bituminous Coal Labor Board in performing the duties imposed upon said Board by the Bituminous Coal Conservation Act of 1935, approved August 30, 1935, including supplies, stationery, telephone service, telegrams, furniture, office equipment, travel expenses, contract stenographic reporting services, and other contingent expenses, fiscal year 1936, \$30,000, of which sum such amounts as may be necessary shall be available for payment of salaries of the Board members from and including the respective dates upon which they officially assumed duty as such members and for all other expenses heretofore incurred by the Board.

Salaries and expenses.

Ante, p. 1001.

Printing and binding: For all printing and binding for the Bituminous Coal Labor Board, fiscal year 1936, \$1,000.

Printing and binding.

The appropriations for "Salaries and Expenses" and "Printing and Binding" for the Bituminous Coal Labor Board for the fiscal year ending June 30, 1937, contained in the "Department of Labor Appropriation Act, 1937", are hereby repealed.

Appropriations repealed.
Ante, p. 1352.

NAVY DEPARTMENT

Navy Department.

SECRETARY'S OFFICE

Secretary's office.

Payment to Cecelia Callahan: For payment to Cecelia Callahan of an amount equal to six months' pay of her nephew, the late Joseph Francis O'Neil, United States Navy, as authorized by the Act approved March 2, 1936, \$475.20.

Cecelia Callahan. Payment to.
Post, p. 2290.

Claims for damages by collision with naval vessels: To pay claims for damages adjusted and determined by the Secretary of the Navy under the provisions of the Act entitled "An Act to amend the Act authorizing the Secretary of the Navy to settle claims for damages to private property arising from collisions with naval vessels", approved December 28, 1922, as fully set forth in House Document Numbered 454, Seventy-fourth Congress, \$91,34.

Collision damage claims.
Vol. 42, p. 1066.
U. S. C., p. 1550.

Navy and Marine Memorial Monument: The entire appropriation of \$13,000 made in the Second Deficiency Appropriation Act, fiscal year 1935, for this purpose may, upon the approval of the Secretary of the Navy, notwithstanding any other provision of law, be expended for the fabrication, transportation, and erection of such monument.

Navy and Marine Memorial Monument. Fabrication, transportation, and erection.
Ante, p. 588.

BUREAU OF NAVIGATION

Bureau of Navigation.

Transportation: For travel allowance, and so forth, including the same objects specified under this head in the Act making appropriations for the Navy Department and the naval service for the fiscal year 1923, \$28.95.

Travel allowance, etc.
Vol. 42, p. 790.

Training, education, and welfare: There is hereby transferred from the appropriation "Training, Education, and Welfare, Navy, 1936", subhead "Instruction", \$5,450; subhead "Libraries", \$3,550, subhead "Naval Reserve Officers' Training Corps", \$3,000; and from

Training, education, and welfare.
Transfer of funds.

Vol. 36, p. 1353.
U. S. C., p. 1578.

the appropriation "State Marine Schools (Act March 4, 1911), 1936", \$12,000; in all, \$24,000, to the appropriation "Training, Education, and Welfare, Navy, 1936", subhead "Naval Training Station, Norfolk, Virginia", to be available for the same objects specified under this subhead in the Act making appropriations for the Navy Department and naval service for the fiscal year 1936, approved June 24, 1935.

Ante, p. 400.

Henry H. Rogers,
bequest.
Expenses incident to
acceptance.

Acceptance of bequest of Henry H. Rogers: For crating, packing, transportation, and other necessary expenses in connection with the acceptance by the Secretary of the Navy, on behalf of the United States, of the collection of ship models bequeathed the United States Naval Academy by the late Henry H. Rogers, as authorized by the Act approved April 25, 1936 (Public, Numbered 533), to remain available until June 30, 1937, \$5,000.

Ante, p. 1239.

Bureau of Engineer-
ing.

BUREAU OF ENGINEERING

Engineering repairs,
machinery, etc.

Engineering: For repairs, preservation, and renewal of machinery, auxiliary machinery, and so forth, including the same objects specified under this head in the Act making appropriations for the Navy Department and the naval service for the fiscal year 1936, \$750,000, to remain available until June 30, 1937.

Ante, p. 405.

Bureau of Construc-
tion and Repair.

BUREAU OF CONSTRUCTION AND REPAIR

Construction and re-
pair of vessels.

For designing naval vessels, including services, instruments, apparatus, and so forth, including the same objects specified under this head in the Act making appropriations for the Navy Department and the naval service for the fiscal year 1936, \$100,000, to remain available until June 30, 1937.

Ante, p. 406.

Bureau of Supplies
and Accounts.

BUREAU OF SUPPLIES AND ACCOUNTS

Fuel and transporta-
tion.

Fuel and transportation: For an additional amount for coal and other fuel for submarine bases and steamers' and ships' use, and so forth, including the same objects specified under this head in the Act making appropriations for the Navy Department and the naval service for the fiscal year 1936, \$750,000.

Ante, p. 407.

Bureau of Yards and
Docks.

BUREAU OF YARDS AND DOCKS

Public works, etc.

Public works, Bureau of Yards and Docks: For an additional amount for the prosecution of the public works and public utilities projects heretofore authorized and appropriated for under this head and in addition the following-named public works and public utilities projects at a limit of cost not to exceed the amount stated for each project enumerated, respectively:

Mare Island, Calif.,
navy yard.

Navy Yard, Mare Island, California: Dispensary building and accessories, \$80,000;

Norfolk, Va., operat-
ing base.

Naval Operating Base, Norfolk, Virginia: Improvement of heating plant, \$75,000;

Newport, R. I., tor-
pedo station.

Naval Torpedo Station, Newport, Rhode Island: Improvement of station and government landing ferry slips, \$47,000; Carpenter shop building and accessories, \$80,000;

Norfolk, Va., air sta-
tion.

Naval Air Station, Norfolk, Virginia: To replace assembly and repair shop facilities destroyed by fire, including building and accessories, \$150,000;

Dahlgren, Va., prov-
ing ground.

Naval Proving Ground, Dahlgren, Virginia: Improvement of airplane landing field, \$90,000;

Fleet Air Base, Pearl Harbor, Hawaii: Improvement of service systems and extension of roads and walks, \$184,000.

In all, \$706,000, which, together with unexpended balances of appropriations heretofore made under this head, shall be disbursed and accounted for in accordance with existing law and shall constitute one fund: *Provided*, That of the amount herein appropriated not to exceed 2½ per centum thereof shall be available for the employment of classified personal services in the Bureau of Yards and Docks and in the field service to be engaged upon such work and to be in addition to employees otherwise provided for.

Pearl Harbor, Hawaii, fleet air base.

Accounting.

Proviso.
Personal services.

MARINE CORPS

General expenses, Marine Corps: For an additional amount under the subhead "Provisions" of the appropriation "General expenses, Marine Corps, 1936", including the same objects specified under this subhead in the Act making appropriations for the Navy Department and the naval service for the fiscal year 1936, \$95,000.

Marine Band: To carry into effect the provisions of the Act entitled "An Act to authorize the attendance of the Marine Band at the Arkansas Centennial Celebration, at Little Rock, Arkansas, the Texas Centennial, at Dallas, Texas, and the National Confederate Reunion, at Shreveport, Louisiana, between the dates from June 6 to June 16, 1936, inclusive", approved June 3, 1936, \$11,500.

Marine Corps.

Provisions, etc.

Ante, p. 416.

Marine Band.

Ante, p. 1305.

INCREASE OF THE NAVY

Construction and machinery: The limitation on expenditures for employees in the field service assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department under the appropriation "Increase of the Navy, construction and machinery" for the fiscal year 1936 is hereby increased from \$1,000,000 to \$2,400,000.

Increase of the Navy.

Group IV (b) employees.
Limit on expenditure, field service, increased.

Ante, p. 417.

POST OFFICE DEPARTMENT

(Out of the postal revenues)

OFFICE OF THE POSTMASTER GENERAL

Salaries: For an additional amount for salaries, Office of the First Assistant Postmaster General, fiscal year 1936, \$9,250.

Contingent expenses: For an additional amount for contingent and miscellaneous expenses; stationery and blank books, and so forth, including the same objects specified under this head in the Post Office Department Appropriation Act, 1936, \$7,000.

Printing and binding: For an additional amount for printing and binding for the Post Office Department, including the same objects specified under this head in the Post Office Department Appropriation Act, 1936, \$325,000.

Post Office Department.

Postmaster General.

First Assistant Postmaster General's office, salaries.

Contingent expenses.

Ante, p. 236.

Printing and binding.

Ante, p. 236.

FIELD SERVICE, POST OFFICE DEPARTMENT

OFFICE OF THE CHIEF INSPECTOR

Payment of rewards: For an additional amount for payment of rewards, and so forth, including the same objects specified under this head in the Post Office Department Appropriation Act, 1935, \$24,500: *Provided*, That the amounts appropriated under this head for the fiscal years 1936 and 1937 shall be available for the payment

Field Service.

Chief Inspector's office.

Rewards for detecting law violations.

Vol. 43, p. 444.

Proviso.
Mailing bombs, etc.

of rewards for the detection, arrest, and conviction of persons mailing or causing to be mailed any bomb, infernal machine, or mechanical, chemical, or other device or composition which may ignite or explode.

First Assistant Postmaster General.

OFFICE OF THE FIRST ASSISTANT POSTMASTER GENERAL

Postmasters.

Compensation to postmasters: For an additional amount for compensation to postmasters, and so forth, including the same objects specified under this head in the Post Office Department Appropriation Act, 1936, \$3,500,000.

Ante, p. 237.

Clerks, first and second-class offices.

Clerks, first- and second-class post offices: For an additional amount for compensation to clerks and employees at first- and second-class post offices, and so forth, including the same objects specified under this head in the Post Office Department Appropriation Act, 1936, \$18,000,000.

Village delivery service.

Village delivery service: For an additional amount for village delivery service, and so forth, including the same objects specified under this head in the Post Office Department Appropriation Act, 1936, \$90,000.

City delivery carriers.

City delivery carriers: For an additional amount for pay of letter carriers, City Delivery Service, fiscal year, 1936, \$10,750,000.

Special-delivery fees.

Special-delivery fees: For an additional amount for fees to special-delivery messengers for the fiscal years that follow:

Vol. 48, p. 445.
Ante, p. 238.

For 1935, \$95,000;
For 1936, \$750,000.

Second Assistant Postmaster General.

OFFICE OF THE SECOND ASSISTANT POSTMASTER GENERAL

Railroad transportation, etc.

Railroad transportation and mail messenger service: For an additional amount for inland transportation by railroad routes and for mail messenger service, and so forth, including the same objects specified under this head in the Post Office Department Appropriation Act, 1936, \$2,000,000.

Ante, p. 238.

Railway Mail Service.

Railway Mail Service, salaries: For an additional amount for Railway Mail Service, salaries, including the same objects specified under this head in the Post Office Department Act, 1936, \$3,450,000.

Salaries.

Ante, p. 238.

Travel allowance to clerks, etc.

Railway postal clerks, travel allowance: For an additional amount for travel allowance to railway postal clerks and substitute railway postal clerks, fiscal year 1936, \$125,000.

Contract air-mail service.

Contract air-mail service: For an additional amount for the inland transportation of mail by aircraft, and so forth, including the same objects specified under this head in the Post Office Department Appropriation Act, 1936, \$1,300,000.

Ante, p. 239.

Fourth Assistant Postmaster General.

OFFICE OF THE FOURTH ASSISTANT POSTMASTER GENERAL

Vehicle service.

Vehicle service: For an additional amount for vehicle service, and so forth, including the same objects specified under this head in the Post Office Department Appropriation Act, 1936, \$200,000.

Ante, p. 241.

Department of State.

DEPARTMENT OF STATE

Secretary's office.

OFFICE OF THE SECRETARY OF STATE

Salaries.

Salaries: For an additional amount for salaries, Department of State, including the same objects specified under this head in the Department of State Appropriation Act, 1937, \$17,300.

Ante, p. 1309.

Contingent expenses.

Contingent expenses: For an additional amount for contingent expenses, Department of State, including the same objects specified under this head in the Department of State Appropriation Act, 1936, \$6,450, of which not to exceed \$880 may be expended for typewriters,

Ante, p. 68.

Typewriters, etc.

adding machines, and other labor-saving devices, including their exchange.

For an additional amount for contingent expenses, Department of State, including the same objects specified under this head in the Department of State Appropriation Act, 1937, \$5,700.

Printing and binding: For an additional amount for printing and binding, Department of State, including the same objects specified under this head in the Department of State Appropriation Acts for the fiscal years that follow, respectively:

For 1936, \$5,000;

For 1937, \$2,000.

Ante, p. 1310.

Printing and binding.

Ante, p. 68.

Ante, p. 1311.

Foreign intercourse.

FOREIGN INTERCOURSE

Transportation of Foreign Service officers: For an additional amount for transportation of Foreign Service officers, including the same objects specified under this head in the Department of State Appropriation Act, 1936, \$45,000.

Contingent expenses, Foreign Service: For an additional amount for contingent expenses, Foreign Service, including the same objects specified under this head in the Department of State Appropriation Act, 1936, \$40,000, together with not to exceed \$140,000 of the unexpended balance of the appropriation for office and living quarters, Foreign Service, fiscal year 1936.

Payment to Gladys Hinckley Werlich: For payment to Gladys Hinckley Werlich, widow of McCeney Werlich, late a Foreign Service officer of the United States at Paris, France, of one year's salary of her deceased husband who died while in the Foreign Service, as authorized by the Act approved May 18, 1936 (Private Act Numbered 567, Seventy-fourth Congress), \$4,100.

Transportation.

Ante, p. 70.

Contingent expenses.

Sum from balance re-appropriated.
Ante, p. 72.

Gladys Hinckley Werlich.
Payment to.

Post, p. 2296.

INTERNATIONAL CONGRESSES, COMMISSIONS, BUREAUS, AND SO FORTH

International Boundary Commission, United States and Mexico, United States Section—Rio Grande Diversion Dam: For beginning the construction of a diversion dam in the Rio Grande wholly in the United States, with appurtenant connections to existing irrigation systems, as authorized by law, fiscal year 1937, \$1,000,000, under a total estimated cost not to exceed \$1,400,000, to be immediately available and to be available also for the same objects of expenditure and under the same authority specified for other projects of the Commission in the second paragraph under the caption "International Boundary Commission, United States and Mexico" contained in the Department of State Appropriation Act, 1937.

International Joint Commission, United States and Great Britain: For the expense of the investigation and report requested by section 4 of the Act of August 30, 1935 (49 Stat. 1048), including personal services in the District of Columbia and elsewhere without reference to the Classification Act of 1923, as amended; stenographic reporting services by contract if deemed necessary, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses; stationery; printing and binding; hire, maintenance, and operation of motor-propelled passenger-carrying vehicles; and such other expenses as may be authorized by the Secretary of State, fiscal year 1936, \$5,500, to remain available until June 30, 1937.

Mixed Claims Commission, United States and Germany: For expenses of determining the amounts of claims against Germany by the Mixed Claims Commission established under the agreement concluded between the United States and Germany on August 10, 1922, and subsequent agreement between those Governments, for the

International Congresses, etc.

International Boundary Commission, United States and Mexico.
Rio Grande Diversion Dam.

Availability.

Ante, p. 1317.

International Joint Commission, United States and Great Britain.

Lake Champlain to Hudson River waterway investigation.

Ante, p. 1043.
E. S., sec. 3709, p. 733.
U. S. C., p. 1303.

Mixed Claims Commission, United States and Germany.
Expenses, etc.
Vol. 42, p. 2200; Vol. 45, p. 2263.

- determination of the amount to be paid by Germany in satisfaction of the financial obligations of Germany under the treaty concluded between the Governments of the United States and Germany on August 25, 1921, including the expenses which under the terms of such agreement of August 10, 1922, are chargeable in part to the United States, and the preparation of a final report by the American Commissioner and the orderly arrangement for preservation and disposition of the records of the Commission; and the expenses of an agency of the United States to perform all necessary services in connection with the preparation of claims and the presentation thereof before said Mixed Claims Commission, and the preparation of a final report of the agent and the orderly arrangement for preservation of the records of the agency and the disposition of property jointly owned by the two Governments, including salaries of an agent and necessary counsel and other assistants and employees, rent in the District of Columbia, employment of special counsel, translators, and other technical experts, by contract, without regard to the provisions of any statute relative to employment, and for contract stenographic reporting services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5), law books and books of reference, printing and binding, contingent expenses, traveling expenses, press-clipping service, for all necessary and appropriate expenses in connection with proceedings under the Act entitled "An Act to amend the Act approved July 3, 1930 (U. S. C., title 22, sec. 270), authorizing Commissioners or members of international tribunals to administer oaths, and so forth", approved June 7, 1933, including stenographic transcripts of the testimony of witnesses, and such other expenses in the United States and elsewhere as the President may deem proper, including payment for services rendered and reimbursement for expenditures incurred subsequent to December 1, 1935, fiscal year 1936, \$35,000 to remain available until June 30, 1937.
- Vol. 42, p. 1939.
- Final report of American Commissioner.
- Special counsel, etc.
- R. S., sec. 3709, p. 733.
U. S. C., p. 1803.
- Vol. 46, p. 1005.
U. S. C., p. 966.
- Aviation Conference, Lima, Peru.
Participation expenses.
- R. S., sec. 3709, p. 733.
U. S. C., p. 1803.
- Reimbursement of other appropriations.
- United States-Panamanian Claims Commission, payment of awards.
Vol. 47, p. 1915.
- Conference on oil pollution of navigable waters.
- Aviation Conference, Lima, Peru: For the expenses of participation by the United States in the Aviation Conference to be convened at Lima, Peru, in 1936, including personal services in the District of Columbia and elsewhere without reference to the Classification Act of 1923, as amended; stenographic reporting and translating services by contract if deemed necessary, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses (and by indirect routes and by airplane if specifically authorized by the Secretary of State); purchase of necessary books, documents, newspapers, and periodicals; stationery; official cards; printing and binding; entertainment; hire, maintenance, and operation of motor-propelled passenger-carrying vehicles; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified, fiscal year 1936, \$25,000, to remain available until June 30, 1937.
- Awards of United States-Panamanian Claims Commission: For payment of claims of American nationals in accordance with awards of the United States-Panamanian Claims Commission, pursuant to the conventions concluded July 28, 1926, and December 17, 1932, between the Government of the United States and the Government of Panama, \$3,150, to supplement the payment by the Republic of Panama, and to be established in the trust account covering said payment.
- Conference on oil pollution of navigable waters: For the expenses of the United States in participating in a conference on oil pollution of navigable waters, to be held in Geneva, Switzerland, during 1936,

including the preparation therefor and expenses in connection therewith, personal services in the District of Columbia or elsewhere without reference to the Classification Act of 1923, as amended; stenographic reporting services by contract if deemed necessary, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses; purchase of necessary books, documents, newspapers, periodicals, and maps; stationery; official cards; printing and binding; entertainment; and such other expenses as may be authorized by the Secretary of State; to be expended under the supervision of the Secretary of State, fiscal year 1936, \$3,000, to remain available until June 30, 1937.

R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Printing and binding.

Payment to Government of Norway: For payment to the Government of Norway in full and final settlement of all claims for reimbursement on account of losses sustained by the owner and crew of the Norwegian steamer *Tampen* by reason of the detention of the vessel by the United States Coast Guard during June 1925, as authorized by the Act approved January 27, 1936, fiscal year 1936, \$8,765.

Payment to Government of Norway.
Steamer "*Tampen*."

Ante, p. 1104.

Claims adjustment, United States and Turkey: The unexpended balance of the appropriation "Claims adjustment, United States and Turkey, 1934-1936", is continued available for the same purposes until June 30, 1937.

Claims adjustment with Turkey.
Ante, p. 76.

International Exposition, Paris, France: For the purpose of carrying into effect the provisions of Public Resolution Numbered 80, entitled "Joint resolution accepting the invitation of the Government of France to the United States to participate in the International Exposition of Paris—Art and Technique in Modern Life, to be held at Paris, France, in 1937", approved April 10, 1936, \$50,000, to remain available until June 30, 1938.

International Exposition, Paris.
Participation expenses.
Ante, p. 1200.

Third triennial meeting of the Associated Country Women of the World: To aid in defraying the expenses of the third Triennial Meeting of the Associated Country Women of the World to be held in the United States in June 1936, including personal services in the District of Columbia and elsewhere without reference to the Classification Act of 1923, as amended; stenographic reporting services by contract, if deemed necessary, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses; local transportation; hire of motor-propelled passenger-carrying vehicles; purchase of necessary books, documents, newspapers, periodicals, and maps; stationery; membership badges; official cards; entertainment; printing and binding; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified, to be expended under the direction of the Secretary of State, fiscal year 1936, \$10,000, to remain available until June 30, 1937.

Associated Country Women of the World, triennial meeting.
Expenses.
Ante, p. 1167.

R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Reimbursement of other appropriations.

International Conferences: The unexpended balances of the appropriations "International Monetary and Economic Conference, 1933-36", and "General Disarmament Conference, Geneva, Switzerland, 1933-36", contained in the First Deficiency Act, fiscal year 1935, are continued available for the same purposes until June 30, 1937.

International conferences.
Balances reappropriated.
Ante, p. 56.

Conference to Revise the Convention for the Protection of Literary and Artistic Works, Brussels, Belgium: For the expenses of participation by the United States in the conference to convene at Brussels, Belgium, for the purpose of revising the Convention for the Protection of Literary and Artistic Works, concluded at Bern, September 9, 1886, and revised at Rome, June 2, 1928, including personal services in the District of Columbia and elsewhere without reference to the Classification Act of 1923, as amended; stenographic reporting and other services by contract if deemed necessary with-

Conference to Revise the Convention for the Protection of Literary and Artistic Works, Brussels.
Participation expenses.
Ante, p. 1367.

out regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses; purchase of necessary books, documents, newspapers, periodicals, maps, stationery, and official cards; entertainment; printing and binding; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified; to be expended under the direction of the Secretary of State, fiscal year 1936, \$6,500, to remain available until June 30, 1937.

Reimbursement of other appropriations.

Ninth Congress of Military Medicine and Pharmacy, Participation expenses.

Ante, p. 1355.

Traveling expenses, etc.

Association of Military Surgeons of the United States.

Printing report of American Delegation.

Reimbursement of other appropriations.

International Hydrographic Bureau, contribution.

International Telegraph Consulting Committee.

Participation expenses.

Traveling expenses, etc.

Reimbursement of other appropriations.

World's Woman's Christian Temperance Union.

Sixteenth Triennial Convention.

Ante, p. 1268.

Traveling expenses, etc.

Ninth International Congress of Military Medicine and Pharmacy: For the expenses of participation by the United States in the Ninth International Congress of Military Medicine and Pharmacy to be held in Rumania in 1937, including personal services in the District of Columbia or elsewhere without reference to the Classification Act of 1923, as amended; stenographic reporting and other services by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses; purchase of necessary books, documents, newspapers, periodicals, maps, stationery, and official cards; entertainment; printing and binding, including the payment of not to exceed \$500 to the Association of Military Surgeons of the United States toward the cost of printing the report of the American Delegation to the Ninth Congress; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified; to be expended under the direction of the Secretary of State, fiscal year 1937, \$11,500, to remain available until June 30, 1938.

International Hydrographic Bureau: For the contribution of the United States to the International Hydrographic Bureau, together with such additional sums, due to increases in rates of exchange, as may be necessary to pay in foreign currencies the contribution required by the statutes of the Bureau, fiscal year 1936, \$308.80.

International Telegraph Consulting Committee: For the expenses of participation by the United States in the meeting of the International Telegraph Consulting Committee to be held at Warsaw, Poland, in 1936, including personal services in the District of Columbia and elsewhere without regard to the Classification Act of 1923, as amended; stenographic reporting and other services by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses; local transportation; printing and binding; official cards; purchase of necessary books, documents, newspapers, and periodicals; stationery; entertainment; and such other expenses as the Secretary of State may authorize, including the reimbursement of other appropriations from which payments have been made for any purposes herein specified, fiscal year 1937, \$2,500.

Sixteenth Triennial Convention of the World's Woman's Christian Temperance Union: To aid in defraying the expenses of the sixteenth Triennial Convention of the World's Woman's Christian Temperance Union, to be held in the United States in June 1937, including personal services in the District of Columbia and elsewhere without reference to the Classification Act of 1923, as amended; stenographic reporting and other services by contract if deemed necessary without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); rent; traveling expenses; local transportation; hire of motor-propelled passenger-carrying vehicles; purchase of necessary books, documents, newspapers, periodicals, and

maps; stationery; membership badges; official cards; entertainment; printing and binding; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified, to be expended under the direction of the Secretary of State, fiscal year 1937, \$10,000, to remain available until June 30, 1938.

Reimbursement of other appropriations.

Commission to study the subject of Hernando De Soto's Expedition: The unexpended balance of the appropriation "Commission to study the subject of Hernando De Soto's Expedition, Department of State, 1936", is continued available for the same purposes until June 30, 1937, to enable the Commission to make its report to Congress as provided by the act entitled "An Act extending the time for making the report of the Commission to study the subject of Hernando De Soto's Expedition", approved May 27, 1936.

Hernando De Soto's Expedition.
Commission to study and report.
Ante, p. 1124.

Ante, p. 1386.

TREASURY DEPARTMENT

Treasury Department.

OFFICE OF THE SECRETARY

Secretary's office.

Salaries: For an additional amount for salaries, office of the Secretary, including the same objects specified under this head in the Treasury Department Appropriation Act, 1937, \$31,860.

Salaries.
Post, p. 1827.

Old-age reserve account, Social Security Act: For an amount sufficient as an annual premium for the payments required under title II of the Social Security Act, approved August 14, 1935 (U. S. C., title 42, sec. 401, 1934 edition, Supp. I), to be appropriated to the old-age reserve account established under section 201 (a) of the Act, fiscal year 1937, \$265,000,000: *Provided*, That such amount shall be available until expended for making payments required under the Act, and the amounts not required for current payments shall be invested from time to time in such amounts and in such manner as the Secretary of the Treasury may deem most expedient in accordance with the provisions of such Act.

Federal old-age benefits.
Old-age reserve account.
Ante, p. 622.
U. S. C., Supp. I., p. 246.

Proviso.
Available for making payments until expended.

Subscriptions to paid-in surplus of Federal land banks: The appropriation of \$24,000,000 for subscriptions to paid-in surplus of Federal land banks as provided in the Treasury Department Appropriation Act, 1937, and the unexpended balance of the appropriation of \$20,000,000 made in the Second Deficiency Appropriation Act, fiscal year 1935, and continued available until June 30, 1937, are hereby made one fund.

Federal land banks.
Subscriptions to paid-in surplus.

Post, p. 1820.
Ante, p. 592.

Payments to Federal land banks on account of reductions in interest rate on mortgages: The appropriation of \$24,000,000 for payments to Federal land banks on account of reductions in interest rate on mortgages as provided in the Treasury Department Appropriation Act, 1937, and the unexpended balance of the appropriation of \$36,000,000 made in the Second Deficiency Appropriation Act, fiscal year 1935, and continued available until June 30, 1937, are hereby made one fund: *Provided*, That this fund shall also be available to the Secretary of the Treasury to pay each Federal land bank such amount as the Land Bank Commissioner certifies to the Secretary of the Treasury is equal to the amount by which interest payments on mortgages held by such bank have been reduced during the fiscal year beginning July 1, 1936, in accordance with the provisions of paragraph "Twelfth" of section 12 of the Federal Farm Loan Act, as amended.

Federal land banks.
Payments on account of interest rate reductions.

Post, p. 1828.
Ante, p. 592.

Proviso.
Use extended.

Division of Printing.

DIVISION OF PRINTING

Stationery.

Stationery: For an additional amount for stationery for the Treasury Department, including the same objects specified under this head in the Act making appropriations for the Treasury Department for the fiscal year 1936, \$75,000.

Ante, p. 220.

Printing and binding.

Printing and binding: For an additional amount for printing and binding, Treasury Department, including the same objects specified under this head in the Act making appropriations for the Treasury Department for the fiscal year 1936, \$188,000.

Ante, p. 220.

Customs Bureau.

BUREAU OF CUSTOMS

Collecting customs revenue.

Ante, p. 222.

Provisos.
Overtime pay.

Collecting the revenue from customs: For an additional amount for collecting the revenue from customs, including the same objects specified under this head in the Treasury Department Appropriation Act for the fiscal year 1936, \$71,000: *Provided*, That the appropriations for this purpose for the fiscal years 1936 and 1937, shall be available for the payment of extra compensation earned by Customs officers and employees, for overtime services, at the expense of the parties in interest, in accordance with the provisions of section 5 of the Act approved February 13, 1911, as amended by the Act approved February 7, 1920, and section 451 of the Tariff Act, 1930 (U. S. C., 1934 edition, title 19, secs. 261, 267, and 1451): *Provided further*, That the receipts from such parties in interest for such overtime services shall be deposited as a refund to the appropriation from which paid, in accordance with the provisions of section 524 of the Tariff Act of 1930.

Vol. 41, p. 402; Vol. 46, p. 715.
U. S. C., pp. 814, 883.

Deposit of receipts.

Vol. 46, p. 741.

Fiscal year 1929.

For an additional amount for collecting the revenue from customs, fiscal year 1929, including the same objects specified under this head in the Act making appropriations for the Treasury Department for the fiscal year ending June 30, 1929, \$2.61.

Vol. 45, p. 167.

Refunds and drawbacks.

Refunds and drawbacks: For an additional amount for refunds and drawbacks, Customs, including the same objects specified under this head in the Act making appropriations for the Treasury Department for the fiscal year 1936, \$2,800,000.

Ante, p. 222.

Edgar M. Barber.
Payment to.

Refund to Edgar M. Barber: For refund to Edgar M. Barber of the amount of an unavailable item in his accounts as former special disbursing agent, Paris, France, paid by him, which unavailable item the Comptroller General of the United States was subsequently directed to allow in his accounts by Private Law Numbered 548, Seventy-fourth Congress, approved May 7, 1936, \$51.25.

Post, p. 2291.

Bureau of the Budget.

BUREAU OF THE BUDGET

Printing and binding.

Ante, p. 222.

Printing and binding: Not to exceed \$2,000 of the appropriation for salaries and expenses, Bureau of the Budget, fiscal year 1936, may be transferred to the appropriation for printing and binding, Bureau of the Budget, fiscal year 1936.

Internal Revenue Bureau.

BUREAU OF INTERNAL REVENUE

Collecting the internal revenue.

Ante, p. 223.

Collecting the internal revenue: For an additional amount for collecting the internal revenue, including the same objects specified under this head in the Act making appropriations for the Treasury Department for the fiscal year 1936, \$250,000.

Salaries and expenses.

Salaries and expenses: For an additional amount for expenses of assessing and collecting the internal-revenue taxes, including the same objects specified under this head in the Act making appropriations for the Treasury Department, fiscal year 1937, \$5,801,550, of

Post, p. 1833.

which amount not to exceed \$1,421,100 may be expended for personal services in the District of Columbia.

Payment of judgments against internal-revenue collectors: For payment of judgments rendered against Rufus W. Fontenot, individually and as acting collector of internal revenue, in each of eleven separate equity suits in the District Court of the United States for the Eastern District of Louisiana, New Orleans Division, covering injunction proceedings for the prevention of collection of processing taxes under and pursuant to the Agricultural Adjustment Act of May 12, 1933 (48 Stat. 31), as amended August 24, 1934 (49 Stat. 750), \$2,782.45.

Services in the District.

Paying judgments against collectors.
Rufus W. Fontenot.

Vol. 48, p. 81; *Ante*, p. 750.

COAST GUARD

Pay and allowances: Not exceeding \$30,000 of the amount appropriated for "Civilian employees, Coast Guard", and not exceeding \$50,000 of the amount appropriated for "Fuel and Water, Coast Guard", in the Act making appropriations for the Treasury Department for the fiscal year 1936, may be transferred to the appropriation for "Pay and allowances, Coast Guard, 1936".

Outfits: For an additional amount for outfits, including the same objects specified under this head in the Treasury Department Appropriation Act, 1936, \$181,000, of which sum \$70,000 shall remain available until June 30, 1937.

Rebuilding and repairing stations: For an additional amount for rebuilding and repairing stations, including the same objects specified under this head in the Treasury Department Appropriation Act, 1936, \$310,700, to remain available until June 30, 1937.

Communication lines: For an additional amount for communication lines, Coast Guard, including the same objects specified under this head in the Treasury Department Appropriation Act, 1936, \$32,000.

Contingent expenses: Not exceeding \$10,000 of the amount appropriated for "Fuel and Water, Coast Guard", in the Act making appropriations for the Treasury Department for the fiscal year 1936, may be transferred to the appropriation for "Contingent Expenses, Coast Guard, 1936."

Repairs to vessels: For an additional amount for repairs to Coast Guard vessels, including the same objects specified under this head in the Treasury Department Appropriation Act, 1936, \$175,000, to remain available until June 30, 1937.

Coast Guard.

Pay and allowances.
Ante, p. 226.

Sums transferred.

Outfits.
Ante, p. 226.

Stations, improvements.
Ante, p. 226.

Communication lines.
Ante, p. 226.

Contingent expenses.
Sum transferred.

Ante, p. 226.

Vessels, repair.
Ante, p. 226.

PUBLIC HEALTH SERVICE

Pay of personnel and maintenance of hospitals: For an additional amount for pay of personnel and maintenance of hospitals, Public Health Service, including the same objects specified under this head in the Treasury Department Appropriation Act, 1936, \$159,000.

Public Health Service.

Hospitals, maintenance, etc.

Ante, p. 229.

BUREAU OF THE MINT

Salaries and expenses, mints and assay offices: For an additional amount for salaries and expenses, mints and assay offices, including the same objects specified under this head in the Act making appropriations for the Treasury Department for the fiscal year 1936, \$2,030,000, to remain available until June 30, 1937, of which not to exceed \$1,475,000 shall be available for the Fort Knox Bullion Depository, Fort Knox, Kentucky, including transportation of bullion and coin from mints and assay offices to such depository; not

Bureau of the Mint.

Mints and assay offices.

Salaries and expenses.
Ante, p. 231.

Fort Knox, Ky., bullion depository.
Transporting bullion and coin.

San Francisco, Calif.

Denver, Colo.

to exceed \$340,000 shall be available for the coinage mint at San Francisco, California, including transportation of gold, silver, and equipment, repairs to old equipment and purchase of new equipment; and not to exceed \$215,000 shall be available for the coinage mint at Denver, Colorado, including transportation of gold, silver, and equipment, repairs to old equipment and purchase of new equipment.

PROCUREMENT DIVISION—PUBLIC BUILDINGS BRANCH

Procurement Division; Public Buildings Branch.

Sites and construction, public buildings.

Vol. 44, p. 632; Vol. 45, p. 137. U. S. C., p. 1793.

Public buildings outside the District of Columbia, emergency construction.

Temporary quarters, rent.

Equipment, etc.

Ante, p. 599.

Sites.

Projects to be within estimates, etc.

Funds augmented. Vol. 48, p. 1061.

Emergency construction.

Ante, p. 599.

Limits of cost increased.

Provisos. Equitable distribution of projects.

Sites and construction, public buildings, Act of May 25, 1926, as amended: For continuation or completion of construction in connection with any or all projects authorized under the provisions of sections 3 and 5 of the Public Buildings Act, approved May 25, 1926, and the Acts amendatory thereof approved February 24, 1928, and March 31, 1930 (U. S. C., title 40, secs. 341-349), within the respective limits of cost fixed for such projects, \$3,350,000.

Public buildings outside the District of Columbia: For emergency construction of public-building projects outside of the District of Columbia (including the acquisition, where necessary, by purchase, condemnation, exchange, or otherwise of sites and additional land for such buildings; the demolition of old buildings where necessary and construction, remodeling, or extension of buildings; rental of temporary quarters during construction, including moving expenses; purchase of necessary equipment for buildings and such additional administrative expenses and salaries as may be required solely for the purpose of carrying out the provisions of this paragraph, including reimbursement to the appropriation "Emergency Construction of Public Buildings, Act August 12, 1935", for expenditures made for advance planning of public buildings), \$60,000,000; such projects, including the sites therefor, to be selected by the Secretary of the Treasury and the Postmaster General, acting jointly, from the public-building projects specified in Statement Numbered 1 contained in House Report Numbered 1879, Seventy-third Congress, second session, as revised February 29, 1936, and statement numbered 2 attached thereto, and the projects so selected shall be carried out within the respective estimates of proposed limits of cost specified in such statement numbered 1 and those hereafter fixed by the Secretary of the Treasury and the Postmaster General for projects selected from statement numbered 2 and otherwise, except that the unobligated balance of the \$2,500,000 fund established by the Emergency Appropriation Act, fiscal year 1935, approved June 19, 1934 (48 Stat. 1061), is hereby increased in an amount not to exceed \$500,000 from the funds heretofore appropriated for emergency construction of public buildings, and such fund shall be available for the augmentation of limits of cost of projects heretofore or hereafter selected under the provisions of the Emergency Appropriation Act, fiscal year 1935, approved June 19, 1934 (48 Stat. 1061) and under the provisions of the Second Deficiency Appropriation Act, fiscal year 1935, approved August 12, 1935 (49 Stat. 571), in an amount not exceeding 15 per centum for any project; and shall be available also for the augmentation of limits of cost of projects selected under the provisions of this Act in an amount not exceeding 10 per centum for any project: *Provided*, That with a view to relieving country-wide unemployment the Secretary of the Treasury and the Postmaster General, in the selection of towns or cities in which buildings are to be constructed, shall endeavor to distribute the projects equitably throughout the country so far as may be consistent with the needs of the public service; and the Secretary of the Treasury and the Postmaster General may also select for prosecution under this appropriation

such projects not included in such revised report as in their judgment are economically sound and advantageous to the public service: *Provided further*, That the Secretary of the Treasury is authorized to direct the preparation of all sketches, estimates, plans, and specifications (including supervision and inspection thereof), and to enter into all contracts necessary for carrying out the purposes of this paragraph, and he is hereby authorized, when deemed by him desirable and advantageous, to employ, by contract or otherwise, the personal services of temporary professional, technical, or nontechnical employees to such extent as may be required to carry out the purposes of this paragraph, without reference to civil-service laws, rules, regulations, or to the Classification Act of 1923, as amended: *Provided further*, That in the acquisition of land or sites for the purposes of Federal public buildings and in the construction of such buildings provided for in this paragraph, the provisions of sections 305 and 306 of the Emergency Relief and Construction Act of 1932, as amended, shall apply.

Bremerton, Washington, post office, and so forth: The Secretary of the Treasury is authorized to carry out the provisions of the Emergency Appropriation Act, fiscal year 1935, for the purchase of a site and construction of a post-office building at Bremerton, Washington, in lieu of utilizing the Government property specified in the Treasury Department Appropriation Act, 1936, and said Government property, located on the south side of Fourth Street, opposite the terminus of Park Avenue in the city of Bremerton, known as the "Navy Yard Hotel Site", is hereby transferred to the Navy Department.

Bellefonte (Pennsylvania) Post Office, and so forth: The limit of cost fixed under the Second Deficiency Act, fiscal year 1931, approved March 4, 1931, for the acquisition of a site and construction of a building, is hereby increased from \$115,100 to \$116,956.53: *Provided*, That this increase, being the amount of balance owing on final judgment in excess of the amount deposited into the registry of the court with the declaration of taking in condemnation proceedings, plus interest on such balance from November 18, 1932, the date of the filing of the declaration of taking to the date of payment, at the rate of 6 per centum per annum, shall not be reduced by the operation of section 320 of the Legislative Appropriation Act, approved June 30, 1932 (47 Stat. 412).

Government Printing Office, Annex Buildings: For continuation of construction of annex buildings for the Government Printing Office, \$200,000: *Provided*, That in order to permit the construction of suitable trackage facilities for the use of Government Printing Office as authorized in the Act of August 12, 1935, and the transportation of freight and express thereto, section 1 of the Act entitled "An Act to provide for a union railroad station in the District of Columbia, and for other purposes", approved February 28, 1903, is hereby amended by striking out the proviso at the end of the first paragraph of section 1 and inserting in lieu thereof the following: "*Provided, however*, That the portion of said line of railroad lying south of Florida Avenue within the limits of the city of Washington shall be used for passenger trains only, except in cases of temporary emergency, and then for a period not exceeding twenty-four hours, unless with the consent of the Commissioners of the District of Columbia, and except further, that the terminal company is authorized, on terms and conditions to be agreed upon by said company and the Public Printer, to permit the transportation of freight and express cars to and from sidings which may be constructed by the United States at its cost for the exclusive use of the Government

Other projects economically sound.

Plans, specifications, etc.

Contracts.

Acquisition of sites, etc.

Vol. 47, p. 722.

Sites and construction.

Bremerton, Wash., post office.
Vol. 48, p. 1062.

"Navy Yard Hotel Site"; transferred to Navy Department.

Ante, p. 232.

Bellefonte, Pa. Limit of cost increased.

Vol. 46, p. 1687.

Proviso. Provisions waived.

Vol. 47, p. 412.

Government Printing Office, Annex Buildings.

Provisos. Trackage facilities, etc.

Ante, p. 600.

Vol. 32, p. 900.

Restrictions modified.

Overpass for warehouse.

Widening First Street Northeast.

Engraving and Printing Bureau, additional building.

Proviso.
Limit of cost increased.
Ante, p. 600.

War Department.

Military activities.

Adjutant General's Department.

Field exercises.
Ante, p. 123.
Damage claims.

Quartermaster Corps.

Army subsistence.

Ante, p. 127.

Army transportation.

Ante, p. 129.

Sacramento, Calif.,
Air Corps depot.
Buildings, appurtenances, etc.

R. S., secs. 1136, 3734,
pp. 206, 737.
U. S. C., pp. 293,
1787.

Ante, p. 610.

Printing Office": *Provided further*, That subject to the approval of the Commissioners of the District of Columbia, there may be constructed an overpass for railroad tracks for the warehouse of the Government Printing Office above First Street Northeast between G and H Streets: *Provided further*, That any structure erected for the Government Printing Office fronting on First Street Northeast shall be so located as to permit the widening of said First Street to sixty feet.

Bureau of Engraving and Printing, additional building: For continuation of construction of an additional building for the Bureau of Engraving and Printing and other Treasury Department activities, \$2,000,000: *Provided*, That the limit of cost fixed for such project by the Second Deficiency Act, fiscal year 1935, is hereby increased from \$5,500,000 to \$6,325,000.

WAR DEPARTMENT

MILITARY ACTIVITIES

THE ADJUTANT GENERAL'S DEPARTMENT

Field exercises: The appropriation for special field exercises, contained in the War Department Appropriation Act for the fiscal year 1936, shall be construed as available for the settlement of claims (not exceeding \$500 each) for damages to or loss of private property incident to such exercises, when payment thereof will be accepted by the owners of the property in full satisfaction of such damages and each claim is substantiated by a report of a board of officers appointed by the commanding officer of the troops engaged and approved by the Secretary of War, whose action thereon shall be conclusive.

QUARTERMASTER CORPS

Subsistence of the Army: For an additional amount for subsistence of the Army, including the same objects specified under this head in the War Department Appropriation Act for the fiscal year 1936, \$3,740,000.

Army transportation: For an additional amount for Army transportation, including the same objects specified under this head in the War Department Appropriation Act for the fiscal year 1936, to remain available until June 30, 1937, \$600,000.

Air Corps depot, vicinity of Sacramento, California: For acquisition of land and construction and installation of buildings and appurtenances thereto, including interior facilities, fixed, movable and office equipment, necessary services, roads, connections to water, sewer, gas, and electric mains, purchase and installation of telephone and radio equipment, and similar improvements, and procurement of transportation incident thereto, without reference to sections 1136 and 3734, Revised Statutes (U. S. C., title 10, sec. 1339; title 40, sec. 267), including general overhead expenses of transportation, engineering, supplies, inspection and supervision, travel connected therewith, and such services as may be necessary in the office of the Quartermaster General; all for the establishment of an Air Corps depot in the vicinity of Sacramento, California, as authorized by the Act approved August 12, 1935 (49 Stat. 610, 611), \$4,000,000, to remain available until June 30, 1938; and contracts are hereby authorized to be entered into and obligations otherwise incurred for the complete establishment of such depot at a total cost not exceeding \$7,000,000.

Langley Field, Virginia, runways, and so forth: For construction and installation of runways, grading, and drainage, at Langley Field, Virginia, including general overhead expenses of transportation, engineering, supplies, inspection, supervision, and travel connected therewith, as authorized by the Act approved August 12, 1935 (49 Stat. 610, 611), \$300,000, to remain available until June 30, 1937.

Langley Field, Va., runways, etc.

Ante, p. 610.

ORDNANCE DEPARTMENT

Repairs of arsenals: For an additional amount for repairs and improvements of ordnance establishments, including the same objects specified under this head in the War Department Appropriation Act for the fiscal year 1936, \$140,000, to remain available until June 30, 1937.

Ordnance Department.

Arsenals, repairs.

Ante, p. 136.

UNITED STATES MILITARY ACADEMY

Pay: For an additional amount for "Pay of Military Academy, 1936", including the same objects specified under this head in the War Department Appropriation Act for the fiscal year 1936, \$209,000.

Military Academy.

Pay.

Ante, p. 138.

Maintenance: For an additional amount for "Maintenance, United States Military Academy, 1936", including the same objects specified under this head in the War Department Appropriation Act for the fiscal year 1936, \$391,000, to remain available until December 31, 1936.

Maintenance.

NATIONAL BOARD FOR PROMOTION OF RIFLE PRACTICE

Promotion of Rifle Practice: For construction, equipment, and maintenance of rifle ranges, and so forth, including the same objects specified under this head in the War Department Appropriation Act for the fiscal year 1937, \$100,000.

National Board for Promotion of Rifle Practice.

Range construction, etc.

Ante, p. 1304.

NONMILITARY ACTIVITIES

QUARTERMASTER CORPS

Cemeterial expenses: For maintaining and improving national cemeteries, including the same objects specified under this heading in the War Department Appropriation Act for the fiscal year 1936, and including also the acquisition by purchase, condemnation, or otherwise, at a cost not to exceed \$250,000, of suitable lands for enlargement of existing national cemetery facilities as authorized by the Act entitled "An Act to authorize the acquisition of land for cemeterial purposes in the vicinity of New York City, New York", approved May 18, 1936, \$250,000, to remain available until June 30, 1937.

Nonmilitary activities.

Quartermaster Corps.

National cemeteries.

New York City, enlargement.

Ante, p. 1354.

THE PANAMA CANAL

Maintenance and operation of the Panama Canal: The sum of \$30,000, or so much thereof as may be necessary, of the appropriation for "Maintenance and Operation, Panama Canal", fiscal year 1936, is hereby made available, to remain available until June 30, 1937, for carrying out the provisions of the Act entitled "An Act to provide for the measurement of vessels using the Panama Canal, and for other purposes", approved April 13, 1936, including compensation of the members of the committee appointed by the President as authorized by said Act; the employment and compensation of other necessary personnel without regard to the provisions of civil-service laws and regulations, rental at the seat of government or elsewhere, traveling expenses, contract stenographic service, printing and binding, and all other necessary expenses.

The Panama Canal.

Measurement of vessels, etc.

Funds available.

Ante, p. 147.

Ante, p. 1204.

Judgments and authorized claims.

TITLE IV—JUDGMENTS AND AUTHORIZED CLAIMS

Damage claims.

PROPERTY DAMAGE CLAIMS

Payment of.

SECTION 1. (a) For the payment of claims for damages to or losses of privately owned property, adjusted and determined by the following respective departments and independent offices, under the provisions of the Act entitled "An Act to provide a method for the settlement of claims arising against the Government of the United States in the sums not exceeding \$1,000 in any one case", approved December 28, 1922 (U. S. C., title 31, secs. 215-217), as fully set forth in House Document No. 461 of the Seventy-fourth Congress, as follows:

Federal Civil Works Administration, \$286.08;
 Resettlement Administration, \$501.54;
 Works Progress Administration, \$1,124.49;
 Department of Agriculture, \$4,185.62;
 Department of the Interior, \$2,710.23;
 Department of Labor, \$542.50;
 Navy Department, \$1,116.60;
 Post Office Department (payable from postal revenues), \$169.03;
 Treasury Department, \$445.91;
 War Department, \$6,116.69;
 In all, \$17,198.69.

Claims not in excess of \$1,000.

(b) For the payment of claims for damages to or losses of privately owned property, adjusted and determined by the following respective departments and independent offices, under the provisions of the Act entitled "An Act to provide a method for the settlement of claims arising against the Government of the United States in the sums not exceeding \$1,000 in any one case", approved December 28, 1922 (U. S. C., title 31, secs. 215-217), as fully set forth in Senate Documents Numbered 219 and 240 of the Seventy-fourth Congress, as follows:

Veterans' Administration, \$100.24;
 Works Progress Administration, \$1,867.35;
 Department of Agriculture, \$992.64;
 Department of the Interior, \$1,565.49;
 Department of Labor, \$102.80;
 Navy Department, \$499.35;
 Post Office Department (payable from postal revenues), \$102.85;
 Treasury Department, \$307.37;
 War Department, \$3,777.56;
 In all, \$9,315.65.

United States courts, judgments.

JUDGMENTS, UNITED STATES COURTS

Payment of.

SEC. 2. (a) For payment of the final judgments and decrees, including costs of suits, which have been rendered under the provisions of the Act of March 3, 1887, entitled "An Act to provide for the bringing of suits against the Government of the United States", as amended by the Judicial Code, approved March 3, 1911 (U. S. C., title 28, sec. 41, par. 20; sec. 258; secs. 761-765), certified to the Seventy-fourth Congress in House Document Numbered 456, and Senate Document Numbered 220, under the following departments and establishments, namely:

Civil Works Administration, \$2,847;
 Veterans' Administration, \$746.46;
 Department of Commerce, \$5,400;
 Department of Labor, \$1,000;
 War Department, \$1,250;

Vol. 42, p. 1066.
 U. S. C., p. 1369.

U. S. C., p. 1369.

Vol. 24, p. 505.
 U. S. C., p. 1230.

In all, \$11,243.46, together with such additional sum as may be necessary to pay interest as specified in such judgments or as provided by law.

(b) For the payment of judgments, including costs of suits, rendered against the Government of the United States by United States District Courts under the provisions of an Act entitled "An Act authorizing suits against the United States in admiralty for damages caused by and salvage services rendered to public vessels belonging to the United States, and for other purposes", approved March 3, 1925 (U. S. C., title 46, secs. 781-789), and Private Act Numbered 192, approved February 14, 1933 (47 Stat., Pt. 2, p. 1719), certified to the Seventy-fourth Congress in House Document Numbered 456, and Senate Document Numbered 220, under the following department,¹ namely:

Suits in admiralty.

Vol. 43, p. 1113.
U. S. C., p. 2064.

Vol. 47, p. 1719.

Navy Department, \$14,356.31;

Treasury Department, \$7,654;

In all, \$22,010.31.

(c) None of the judgments contained under this caption shall be paid until the right of appeal shall have expired except such as have become final and conclusive against the United States by failure of the parties to appeal or otherwise.

Time of payments.

(d) Payment of interest wherever provided for judgments contained in this Act shall not in any case continue for more than thirty days after the date of approval of the Act.

Interest.

JUDGMENTS, COURT OF CLAIMS

Judgments, Court of Claims.

SEC. 3. (a) For payment of the judgments rendered by the Court of Claims and reported to the Seventy-fourth Congress in House Document Numbered 458, and Senate Document Numbered 221, under the following departments and establishments, namely:

Payment of.

National Recovery Administration, \$297.30;

Veterans' Administration, \$95.37;

Department of Labor, \$903.50;

Navy Department, \$30,815.04;

Treasury Department, \$16,032.11;

War Department, \$622,576.62;

In all, \$670,719.94, together with such additional sum as may be necessary to pay interest as and where specified in such judgments.

Interest.

(b) None of the judgments contained under this caption shall be paid until the right of appeal shall have expired except such as have become final and conclusive against the United States by failure of the parties to appeal or otherwise.

Time of payment.

AUDITED CLAIMS

Audited claims.

SEC. 4. (a) For the payment of the following claims, certified to be due by the General Accounting Office under appropriations the balances of which have been carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874 (U. S. C., title 31, sec. 713), and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1933 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884 (U. S. C., title 5, sec. 266), as fully set forth in House Document Numbered 466, Seventy-fourth Congress, there is appropriated as follows:

Payment of.

Vol. 18, p. 110.
U. S. C., p. 1410.Vol. 23, p. 264.
U. S. C., p. 59.

Independent Offices: For Interstate Commerce Commission, \$11.77.

Independent Offices.

For enforcement of wireless communication laws, Federal Radio Commission, \$5.05.

¹ So in original.

For operations under mineral act of October 5, 1918 (including \$3,120.84 certified in such document under the Department of the Interior), \$19,800.68.

For medical and hospital services, Veterans' Bureau, \$474.75.

For military and naval compensation, Veterans' Administration, \$9.33.

For salaries and expenses, Bureau of War Risk Insurance, \$117.75.

For salaries and expenses, Veterans' Administration, \$1,274.75.

Department of Agriculture.

Department of Agriculture: For salaries and expenses, Bureau of Animal Industry, \$1,092.57.

For general expenses, Weather Bureau, \$8.25.

For salaries and expenses, Bureau of Plant Industry, \$3.30.

For salaries and expenses, Forest Service, \$21.12.

For salaries and expenses, Forest Service, emergency construction (Act July 21, 1932) \$32.63.

For cooperative distribution of forest planting stock, \$187.50.

For salaries and expenses, Bureau of Agricultural Economics, 43 cents.

For salaries and expenses, Bureau of Entomology, \$30.83.

For enforcement of the United States Grain Standards Act, \$9.35.

For administration of the United States Warehouse Act, \$25.34.

For migratory bird conservation refuges, 13 cents.

For salaries and expenses, Bureau of Biological Survey, 40 cents.

Department of Commerce.

Department of Commerce: For air-navigation facilities, \$16.45.

For allowance for quarters, Foreign Commerce Service, \$16.30.

For promoting commerce in Europe and other areas, \$2.32.

For expenses of the Fifteenth Census, \$4.

For enforcement of wireless communication laws, \$25,993.74.

For salaries, Bureau of Standards, \$9.25.

For party expenses, Coast and Geodetic Survey, emergency construction (Act July 21, 1932), \$123.26.

Department of the Interior.

Department of the Interior: For general expenses, Indian Service, \$30.

For purchase and transportation of Indian supplies, \$49.51.

For Coolidge Dam across canyon of Gila River, near San Carlos, Arizona (reimbursable), \$25.

For agriculture and stock raising among Indians, \$75.26.

For conservation of health among Indians, \$76.

For pay of judges, Indian courts, \$10.66.

Department of Justice.

Department of Justice: For salaries and expenses, Bureau of Prohibition, \$66.04 (in lieu of \$56.04 as certified in such document).

For salaries, fees, and expenses of marshals, United States courts, \$546.23 (in lieu of \$556.23 as certified in such document).

For salaries and expenses of district attorneys, United States courts, \$10.56.

For salaries and expenses of clerks, United States courts, \$12.45.

For fees of witnesses, United States courts, \$3.

For fees of jurors and witnesses, United States courts, \$82.60.

For miscellaneous expenses, United States courts, \$124.05.

For fees of commissioners, United States courts, \$3,754.10.

For support of United States prisoners, \$60.

For salaries and expenses, Bureau of Prisons, \$3.05.

Department of Labor.

Department of Labor: For salaries and expenses, Bureau of Immigration, \$87.70.

For salaries and expenses, Bureau of Naturalization, \$8.52.

Navy Department: For organizing the Naval Reserve, \$126.44.

For transportation, Bureau of Navigation, \$28.60.

For maintenance and repairs, Naval Academy, \$44.

For engineering, Bureau of Engineering, \$10,941.28.

Navy Department.

- For pay, subsistence, and transportation, Navy, \$2,597.12.
 For pay of the Navy, \$103.25.
 For maintenance, Bureau of Supplies and Accounts, \$1.35.
 For maintenance, Bureau of Yards and Docks, \$89.06.
 For aviation, Navy, \$42,629.89.
 For pay, Marine Corps, \$111.94.
 For general expenses, Marine Corps, \$73.82.
 For judgments, bounty for destruction of enemy's vessels, \$53.52.
 For prize money to captors, Spanish War, trust fund, \$138.52.
Treasury Department: For collecting the revenue from customs, Treasury Department.
 \$331.72.
 For Coast Guard, \$76.75.
 For fuel and water, Coast Guard, \$75.
 For outfits, Coast Guard, \$176.
 For pay and allowances, Coast Guard, \$4,075.99.
 For rebuilding and repairing stations, and so forth, Coast Guard,
 \$1,000.
 For repairs to Coast Guard vessels, \$462.33.
 For collecting the internal revenue, \$109.70.
 For refunding taxes illegally collected, \$128.69.
 For pay of other employees, Public Health Service, \$20.62.
 For general expenses of public buildings, \$6.25.
 For operating supplies for public buildings, \$89.35.
 For contingent expenses, Office of Director of the Mint, \$1.98.
 For pay of personnel and maintenance of hospitals, Public Health
 Service, \$6.11.
War Department: For pay, and so forth, of the Army, \$5,141.52. War Department.
 For pay of the Army, \$2,797.39.
 For general appropriations, Quartermaster Corps, \$877.02.
 For Army transportation, \$479.76.
 For barracks and quarters, \$132.57.
 For Ordnance service and supplies, Army, \$251.33.
 For supplies, services, and transportation, Quartermaster Corps,
 \$29.43.
 For clothing and equipage, \$60.45.
 For increase of compensation, Military Establishment, \$810.47.
 For incidental expenses of the Army, \$4.72.
 For replacing clothing and equipage, \$115.54.
 For replacing ordnance and ordnance stores, \$3.56.
 For subsistence of the Army, \$69.13.
 For acquisition of land, Fort Monmouth, New Jersey, \$100.
 For Air Corps, Army, \$75.
 For Organized Reserves, \$11.12.
 For Reserve Officers' Training Corps, \$412.22.
 For arming, equipping, and training the National Guard, \$72.75.
 For pay of National Guard for armory drills, \$30.
 For arms, uniforms, equipment, and so forth, for field service,
 National Guard, \$221.06.
 For recreation fund, Army, trust fund, \$302.21.
 For seacoast defenses, Panama Canal, \$72,473.52.
Post Office Department—Postal Service (out of the postal rev- Post Office Depart-
ment.
 enues): For city-delivery carriers, \$509.08.
 For clerks, first- and second-class post offices, \$469.97.
 For compensation to postmasters, \$1,406.92.
 For indemnities, domestic mail, \$10.14.
 For indemnities, international mail, \$116.58.
 For post-office equipment and supplies, \$44.70.
 For railroad transportation and mail messenger service, \$249.95.
 For Railway Mail Service, salaries, \$114.60.

For railway postal clerks, travel allowances, \$20.15.

For rent, light, and fuel, \$1,274.57.

For Rural Delivery Service, \$1.14.

For separating mails, \$15.

For special-delivery fees, \$15.92.

For stationery, \$26.65.

For vehicle service, \$161.02.

For Village Delivery Service, \$33.40.

Total; additional sum, increases in rates of exchange.

Total, audited claims, section 4 (a), \$206,735.82, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency as specified in certain of the settlements of the General Accounting Office.

Additional audited claims.
Payment of.

Vol. 18, p. 110.
U. S. C., p. 1410.

(b) For the payment of the following claims, certified to be due by the General Accounting Office under appropriations the balances of which have been carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874 (U. S. C., title 31, sec. 713), and under appropriations heretofore treated as permanent, being for the service of the fiscal year 1933 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of July 7, 1884 (U. S. C., title 5, sec. 266), as fully set forth in Senate Document Numbered 222, Seventy-fourth Congress, there is appropriated as follows:

U. S. C., p. 59.

Independent Offices.

Independent Offices: For investigation of enforcement of prohibition and other laws, \$33.33.

For Interstate Commerce Commission, \$5.35.

For Federal Trade Commission, \$70.27.

For Army pensions, \$13.33.

For Navy pensions, \$80.

For medical and hospital services, Veterans' Bureau, \$415.12.

For salaries and expenses, Veterans' Administration, \$529.03.

For national home for disabled volunteer¹ soldiers, Mountain Branch, \$2.72.

Department of Agriculture.

Department of Agriculture: For salaries and expenses, Plant Quarantine and Control Administration, \$72.84.

For salaries and expenses, Bureau of Animal Industry, \$30.41.

Department of Commerce.

Department of Commerce: For air-navigation facilities, \$310.

Department of the Interior.

Department of the Interior: For purchase and transportation of Indian supplies, \$5.40.

For suppressing liquor traffic among Indians, \$146.48.

For reclaiming lands, Lummi Reservation, Washington (reimbursable), \$15.72.

Department of Justice.

Department of Justice: For printing and binding, Department of Justice and courts, \$9.

For salaries, fees, and expenses of marshals, United States courts, \$1,805.13.

For salaries and expenses, Bureau of Prohibition, \$517.44.

For fees of jurors and witnesses, United States courts, \$7.80.

For fees of commissioners, United States courts, \$160.75.

For probation system, United States courts, \$3.88.

For support of United States prisoners, \$51.30.

Navy Department.

Navy Department: For aviation, Navy, \$2,612.92.

For organizing the Naval Reserve, \$119.20.

For maintenance, Bureau of Supplies and Accounts, \$25.80.

For pay, subsistence, and transportation, Navy, \$2,746.59.

For pay of the Navy, \$56.70.

For pay, Marine Corps, \$116.85.

¹ So in original.

Department of State: For transportation of Foreign Service officers, \$9.29.	Department of State.
Treasury Department: For Coast Guard, \$22.50.	Treasury Department.
For fuel and water, Coast Guard, \$140.	
For pay and allowances, Coast Guard, \$641.63.	
For collecting the internal revenue, \$1.80.	
For preventing the spread of epidemic diseases, \$1.50.	
For enforcement of Narcotic and National Prohibition Acts, \$59.07.	
For salaries and expenses, Bureau of Narcotics, \$2.	
For general expenses of public buildings, \$2.85.	
For operating supplies for public buildings, \$11.60.	
War Department: For pay, and so forth, of the Army, \$3,653.67.	War Department.
For pay of the Army, \$1,202.08.	
For general appropriations, Quartermaster Corps, \$435.43.	
For Army transportation, \$394.42.	
For barracks and quarters, \$33.53.	
For mileage to officers and contract surgeons, \$14.	
For mileage of the Army, \$15.	
For clothing and equipage, \$184.91.	
For ordnance service and supplies, Army, \$1.70.	
For replacing ordnance and ordnance stores, \$1.43.	
For arming, equipping, and training the National Guard, \$5.38.	
For National Guard, \$882.30.	
For pay of National Guard for armory drills, \$568.	
For Reserve Officers' Training Corps, \$108.50.	
For cemeterial expenses, War Department, \$2.05.	
Post Office Department—Postal Service (out of the postal revenues): For city-delivery carriers, \$662.64.	Post Office Department.
For compensation to postmasters, \$705.89.	
For mail messenger service, \$24.	
For miscellaneous items, first- and second-class post offices, \$2.50.	
For post-office equipment and supplies, \$5.25.	
For railroad transportation and mail messenger service, \$35.62.	
For rent, light, and fuel, \$467.80.	
For rural delivery service, \$74.08.	
For separating mail, \$90.75.	
For vehicle service, \$376.15.	
For indemnities, domestic mail, \$42.09.	
For indemnities, international mail, \$9.65.	
Total, audited claims, section 4 (b), \$20,854.42, together with such additional sum due to increases in rates of exchange as may be necessary to pay claims in the foreign currency as specified in certain of the settlements of the General Accounting Office.	Total; additional sum, increases in rates of exchange.
SEC. 5. Judgments against collectors of customs: For the payment of claims allowed by the General Accounting Office covering judgments rendered by United States District Courts against collectors of customs, where certificates of probable cause have been issued as provided for under section 939, Revised Statutes (U. S. C., title 28, sec. 842), and certified to the Seventy-fourth Congress in House Document Numbered 459, and Senate Document Numbered 223, under the Department of Labor, \$42,951.29.	Judgments against collectors of customs.
SEC. 6. For the payment of a claim allowed by the General Accounting Office pursuant to Private Act Numbered 172 of the Seventy-fourth Congress, which has been certified to Congress under section 2 of the Act of July 7, 1884 (U. S. C., title 5, sec. 266), in House Document Numbered 460, Seventy-fourth Congress, \$1,174.19.	Walter S. Bramble. Payment to. Post, p. 2116. U. S. C., p. 59.
SEC. 7. (a) Notwithstanding any other provision of law, none of the establishments or agencies named in subsection (b) of this section shall, after June 30, 1937, incur any obligations for admin-	Designated agencies; restriction against incurring obligations after June 30, 1937.

istrative expenses, except pursuant to an annual appropriation specifically therefor, nor shall any such establishment or agency continue to function after said date unless established by or pursuant to law: *Provided*, That nothing contained herein shall be construed to extend the period during which any such establishment or agency heretofore has been authorized by law to function.

Proviso.
Duration not extended.

- (b) 1. Federal Home Loan Bank Board;
- 2. Home Owners' Loan Corporation;
- 3. Federal Housing Administration;
- 4. Federal Farm Mortgage Corporation;
- 5. Federal Surplus Commodities Corporation;
- 6. Export-Import Bank of Washington;
- 7. Second Export-Import Bank of Washington, District of Columbia;
- 8. Reconstruction Finance Corporation;
- 9. Electric Home and Farm Authority;
- 10. Commodity Credit Corporation;
- 11. Federal Emergency Administration of Public Works;
- 12. Federal Savings and Loan Insurance Corporation;
- 13. Reconstruction Finance Mortgage Company.

Soil Conservation and Domestic Allotment Act.
Appropriation for, available for production of gum turpentine and gum rosin.
Ante, p. 1183.

(c) The appropriation made by section 2 of the Independent Offices Appropriation Act, 1937, for carrying out sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act is hereby made available to the Department of Agriculture for the purposes of carrying out such Act with respect to land devoted to growing trees for the production of gum turpentine and gum rosin.

Availability of advance payments.
Vol. 47, p. 418.

SEC. 8. After June 30, 1936, advance payments under the provisions of Title VI, Part II, of the Legislative Appropriation Act for the fiscal year 1933, shall have no longer period of availability for obligation than the appropriation from which such advance payments are made.

Citation of Act.

SEC. 9. This Act may be cited as the First Deficiency Appropriation Act, fiscal year 1936.

Approved, June 22, 1936.

[CHAPTER 690.]

AN ACT

To provide revenue, equalize taxation, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act, divided into titles and sections according to the following Table of Contents, may be cited as the "Revenue Act of 1936":

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SUBTITLE A—INTRODUCTORY PROVISIONS

- Sec. 1. Application of title.
- Sec. 2. Cross references.
- Sec. 3. Classification of provisions.
- Sec. 4. Special classes of taxpayers.

SUBTITLE B—GENERAL PROVISIONS

PART I—RATES OF TAX

- Sec. 11. Normal tax on individuals.
- Sec. 12. Surtax on individuals.
- Sec. 13. Normal tax on corporations.
- Sec. 14. Surtax on undistributed profits.

June 22, 1936.
[H. R. 12395.]
[Public, No. 740.]

Revenue Act of 1936.

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PART III—CREDITS AGAINST TAX

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- Sec. 32. Taxes withheld at source.
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PART IV—ACCOUNTING PERIODS AND METHODS OF ACCOUNTING

Accounting, p. 1666.

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PART V—RETURNS AND PAYMENT OF TAX

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TITLE VII—REFUNDS OF AMOUNTS COLLECTED UNDER THE AGRICULTURAL ADJUSTMENT ACT

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Title VIII—General Provisions, p. 1756.

TITLE VIII—GENERAL PROVISIONS

- Sec. 1001. Definitions.
 Sec. 1002. Separability clause.
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Title I—Income Tax.

TITLE I—INCOME TAX

Introductory provisions.

SUBTITLE A—INTRODUCTORY PROVISIONS

Application of title. SEC. 1. APPLICATION OF TITLE.

To 1936, and succeeding years. Prior years not affected.

The provisions of this title shall apply only to taxable years beginning after December 31, 1935. Income, war-profits, and excess-profits taxes for taxable years beginning prior to January 1, 1936, shall not be affected by the provisions of this title, but shall remain subject to the applicable provisions of prior revenue Acts, except as such provisions are modified by legislation enacted subsequent to this Act.

Exceptions.

Cross references.

SEC. 2. CROSS REFERENCES.

The cross references in this title to other portions of the title, where the word "see" is used, are made only for convenience, and shall be given no legal effect.

Classification of provisions.

SEC. 3. CLASSIFICATION OF PROVISIONS.

Designations.

The provisions of this title are herein classified and designated as—
 Subtitle A—Introductory provisions,
 Subtitle B—General provisions, divided into Parts and sections,
 Subtitle C—Supplemental provisions, divided into Supplements and sections.

SEC. 4. SPECIAL CLASSES OF TAXPAYERS.

The application of the General Provisions and of Supplements A to D, inclusive, to each of the following special classes of taxpayers, shall be subject to the exceptions and additional provisions found in the Supplement applicable to such class, as follows:

- (a) Estates and trusts and the beneficiaries thereof,—Supplement E.
- (b) Members of partnerships,—Supplement F.
- (c) Insurance companies,—Supplement G.
- (d) Nonresident alien individuals,—Supplement H.
- (e) Foreign corporations,—Supplement I.
- (f) Individual citizens of any possession of the United States who are not otherwise citizens of the United States and who are not residents of the United States,—Supplement J.
- (g) Individual citizens of the United States or domestic corporations, satisfying the conditions of the section 251 by reason of deriving a large portion of their gross income from sources within a possession of the United States,—Supplement J.
- (h) China Trade Act corporations,—Supplement K.

Special classes of taxpayers.
Application of General Provisions and of Supplements.

Estates and trusts, etc., p. 1706.

Partnerships, p. 1709.

Insurance companies, p. 1710.

Nonresident aliens, p. 1714.

Foreign corporations, p. 1717.

Citizens of possessions of United States, p. 1718.

Citizens deriving large portion of income from United States possessions, p. 1718.

China Trade Act corporations, p. 1720.

SUBTITLE B—GENERAL PROVISIONS

Part I—Rates of Tax

SEC. 11. NORMAL TAX ON INDIVIDUALS.

There shall be levied, collected, and paid for each taxable year upon the net income of every individual a normal tax of 4 per centum of the amount of the net income in excess of the credits against net income provided in section 25.

General provisions.
Rates of tax.

Normal tax on individuals, p. 1662.

Rates upon net income.

Post, p. 1662.

SEC. 12. SURTAX ON INDIVIDUALS.

(a) **DEFINITION OF "SURTAX NET INCOME".**—As used in this section the term "surtax net income" means the amount of the net income in excess of the credits against net income provided in section 25 (b).

(b) **RATES OF SURTAX.**—There shall be levied, collected, and paid for each taxable year upon the surtax net income of every individual a surtax as follows:

Surtax on individuals.

Definition.

Rates.

Upon a surtax net income of \$4,000 there shall be no surtax; upon surtax net incomes in excess of \$4,000 and not in excess of \$6,000, 4 per centum of such excess.

\$80 upon surtax net incomes of \$6,000; and upon surtax net incomes in excess of \$6,000 and not in excess of \$8,000, 5 per centum in addition of such excess.

\$180 upon surtax net incomes of \$8,000; and upon surtax net incomes in excess of \$8,000 and not in excess of \$10,000, 6 per centum in addition of such excess.

\$300 upon surtax net incomes of \$10,000; and upon surtax net incomes in excess of \$10,000 and not in excess of \$12,000, 7 per centum in addition of such excess.

\$440 upon surtax net incomes of \$12,000; and upon surtax net incomes in excess of \$12,000 and not in excess of \$14,000, 8 per centum in addition of such excess.

\$600 upon surtax net incomes of \$14,000; and upon surtax net incomes in excess of \$14,000 and not in excess of \$16,000, 9 per centum in addition of such excess.

\$780 upon surtax net incomes of \$16,000; and upon surtax net incomes in excess of \$16,000 and not in excess of \$18,000, 11 per centum in addition of such excess.

Surtax on individuals—Continued.
Rates—Continued.

\$1,000 upon surtax net incomes of \$18,000; and upon surtax net incomes in excess of \$18,000 and not in excess of \$20,000, 13 per centum in addition of such excess.

\$1,260 upon surtax net incomes of \$20,000; and upon surtax net incomes in excess of \$20,000 and not in excess of \$22,000, 15 per centum in addition of such excess.

\$1,560 upon surtax net incomes of \$22,000; and upon surtax net incomes in excess of \$22,000 and not in excess of \$26,000, 17 per centum in addition of such excess.

\$2,240 upon surtax net incomes of \$26,000; and upon surtax net incomes in excess of \$26,000 and not in excess of \$32,000, 19 per centum in addition of such excess.

\$3,380 upon surtax net incomes of \$32,000; and upon surtax net incomes in excess of \$32,000 and not in excess of \$38,000, 21 per centum in addition of such excess.

\$4,640 upon surtax net incomes of \$38,000; and upon surtax net incomes in excess of \$38,000 and not in excess of \$44,000, 24 per centum in addition of such excess.

\$6,080 upon surtax net incomes of \$44,000; and upon surtax net incomes in excess of \$44,000 and not in excess of \$50,000, 27 per centum in addition of such excess.

\$7,700 upon surtax net incomes of \$50,000; and upon surtax net incomes in excess of \$50,000 and not in excess of \$56,000, 31 per centum in addition of such excess.

\$9,560 upon surtax net incomes of \$56,000; and upon surtax net incomes in excess of \$56,000 and not in excess of \$62,000, 35 per centum in addition of such excess.

\$11,660 upon surtax net incomes of \$62,000; and upon surtax net incomes in excess of \$62,000 and not in excess of \$68,000, 39 per centum in addition of such excess.

\$14,000 upon surtax net incomes of \$68,000; and upon surtax net incomes in excess of \$68,000 and not in excess of \$74,000, 43 per centum in addition of such excess.

\$16,580 upon surtax net incomes of \$74,000; and upon surtax net incomes in excess of \$74,000 and not in excess of \$80,000, 47 per centum in addition of such excess.

\$19,400 upon surtax net incomes of \$80,000; and upon surtax net incomes in excess of \$80,000 and not in excess of \$90,000, 51 per centum in addition of such excess.

\$24,500 upon surtax net incomes of \$90,000; and upon surtax net incomes in excess of \$90,000 and not in excess of \$100,000, 55 per centum in addition of such excess.

\$30,000 upon surtax net incomes of \$100,000; and upon surtax net incomes in excess of \$100,000 and not in excess of \$150,000, 58 per centum in addition of such excess.

\$59,000 upon surtax net incomes of \$150,000; and upon surtax net incomes in excess of \$150,000 and not in excess of \$200,000, 60 per centum in addition of such excess.

\$89,000 upon surtax net incomes of \$200,000; and upon surtax net incomes in excess of \$200,000 and not in excess of \$250,000, 62 per centum in addition of such excess.

\$120,000 upon surtax net incomes of \$250,000; and upon surtax net incomes in excess of \$250,000 and not in excess of \$300,000, 64 per centum in addition of such excess.

\$152,000 upon surtax net incomes of \$300,000; and upon surtax net incomes in excess of \$300,000 and not in excess of \$400,000, 66 per centum in addition of such excess.

\$218,000 upon surtax net incomes of \$400,000; and upon surtax net incomes in excess of \$400,000 and not in excess of \$500,000, 68 per centum in addition of such excess.

\$286,000 upon surtax net incomes of \$500,000; and upon surtax net incomes in excess of \$500,000 and not in excess of \$750,000, 70 per centum in addition of such excess.

\$461,000 upon surtax net incomes of \$750,000; and upon surtax net incomes in excess of \$750,000 and not in excess of \$1,000,000, 72 per centum in addition of such excess.

\$641,000 upon surtax net incomes of \$1,000,000; and upon surtax net incomes in excess of \$1,000,000 and not in excess of \$2,000,000, 73 per centum in addition to¹ such excess.

\$1,371,000 upon surtax net incomes of \$2,000,000; and upon surtax net incomes in excess of \$2,000,000 and not in excess of \$5,000,000, 74 per centum in addition of such excess.

\$3,591,000 upon surtax net incomes of \$5,000,000; and upon surtax net incomes in excess of \$5,000,000, 75 per centum in addition of such excess.

(c) **TAX ON PERSONAL HOLDING COMPANIES.**—For surtax on personal holding companies, see section 351.

(d) **AVOIDANCE OF SURTAXES BY INCORPORATION.**—For surtax on corporations which accumulate surplus to avoid surtax on stockholders, see section 102.

SEC. 13. NORMAL TAX ON CORPORATIONS.

(a) **DEFINITION.**—As used in this title the term "normal-tax net income" means the net income minus the sum of—

(1) **INTEREST ON OBLIGATIONS OF THE UNITED STATES AND ITS INSTRUMENTALITIES.**—The credit provided in section 26 (a).

(2) **DIVIDENDS RECEIVED.**—The credit provided in section 26 (b). Such credit shall not be allowed in the case of a mutual investment company, as defined in section 48.

(3) **DIVIDENDS PAID.**—In the case of a mutual investment company the credit provided in section 27, computed without the benefit of subsection (b) thereof (relating to dividend carry-over).

(b) **IMPOSITION OF TAX.**—There shall be levied, collected, and paid for each taxable year upon the normal-tax net income of every corporation, a normal tax as follows:

Upon normal-tax net incomes not in excess of \$2,000, 8 per centum.

\$160 upon normal-tax net incomes of \$2,000; and upon normal-tax net incomes in excess of \$2,000 and not in excess of \$15,000, 11 per centum in addition of such excess.

\$1,590 upon normal-tax net incomes of \$15,000; and upon normal-tax net incomes in excess of \$15,000 and not in excess of \$40,000, 13 per centum in addition of such excess.

\$4,840 upon normal-tax net incomes of \$40,000; and upon normal-tax net incomes in excess of \$40,000, 15 per centum in addition of such excess.

(c) **EXEMPT CORPORATIONS.**—For corporations exempt from taxation under this title, see section 101.

(d) **BANKS AND TRUST COMPANIES.**—For rate of tax on certain banks and trust companies, see section 104.

SEC. 14. SURTAX ON UNDISTRIBUTED PROFITS.

(a) **DEFINITIONS.**—As used in this title—

(1) The term "adjusted net income" means the net income minus the sum of—

(A) The normal tax imposed by section 13.

(B) The credit provided in section 26 (a), relating to interest on certain obligations of the United States and Government corporations.

Surtax on individuals—Continued.
Rates—Continued.

Personal holding companies.
Post, p. 1732.

Evasion by corporations.
Post, p. 1676.

Normal tax on corporations.

Definition.

Interest on U. S. obligations, etc.
Post, p. 1664.

Dividends received.
Post, pp. 1664, 1669.

Dividends paid.
Post, p. 1665.

Imposition of tax.

Rates.

Exempt corporations.
Post, p. 1673.

Banks and trust companies.
Post, p. 1677.

Surtax on undistributed profits.

Definitions.

"Adjusted net income."

Normal tax.

Credit allowed.
Post, p. 1664.

¹ So in original.

Holding company affiliate, allowance.
Vol. 48, p. 162.
Post, p. 1664.

National mortgage association.
Vol. 48, p. 1252.
Post, p. 1664.

"Undistributed net income."
Post, pp. 1665, 1664.

Imposition of tax.

Rates.

Adjusted net income less than \$50,000.
Specific credit allowed.

Application of specific credit.

Banks.
Post, p. 1677.
Bankrupt, etc., corporations.

Insurance companies.
Post, pp. 1710, 1711, 1713.

Foreign corporations.
Deriving income from United States possession.
Post, p. 1718.

China Trade Act corporations.
Joint Stock Land Banks.
Vol. 48, p. 46.
Exempt corporations.
Post, p. 1673.
Personal holding companies.
Post, p. 1732.

(C) In the case of a holding company affiliate (as defined in section 2 of the Banking Act of 1933), the amount allowed as a credit under section 26 (d).

(D) In the case of a national mortgage association created under Title III of the National Housing Act, the amount allowed as a credit under section 26 (e).

(2) The term "undistributed net income" means the adjusted net income minus the sum of the dividends paid credit provided in section 27 and the credit provided in section 26 (c), relating to contracts restricting dividends.

(b) IMPOSITION OF TAX.—There shall be levied, collected, and paid for each taxable year upon the net income of every corporation a surtax equal to the sum of the following, subject to the application of the specific credit as provided in subsection (c):

7 per centum of the portion of the undistributed net income which is not in excess of 10 per centum of the adjusted net income.

12 per centum of the portion of the undistributed net income which is in excess of 10 per centum and not in excess of 20 per centum of the adjusted net income.

17 per centum of the portion of the undistributed net income which is in excess of 20 per centum and not in excess of 40 per centum of the adjusted net income.

22 per centum of the portion of the undistributed net income which is in excess of 40 per centum and not in excess of 60 per centum of the adjusted net income.

27 per centum of the portion of the undistributed net income which is in excess of 60 per centum of the adjusted net income.

(c) ADJUSTED NET INCOME LESS THAN \$50,000.—

(1) SPECIFIC CREDIT.—If the adjusted net income is less than \$50,000, there shall be allowed a specific credit equal to the portion of the undistributed net income which is in excess of 10 per centum of the adjusted net income and not in excess of \$5,000, such credit to be applied as provided in paragraph (2).

(2) APPLICATION OF SPECIFIC CREDIT.—If the corporation is entitled to a specific credit, the tax shall be equal to the sum of the following:

(A) A tax computed under subsection (b) upon the amount of the undistributed net income reduced by the amount of the specific credit, plus

(B) 7 per centum of the amount of the specific credit.

(d) EXEMPTION FROM SURTAX.—The following corporations shall not be subject to the surtax imposed by this section:

(1) Banks as defined in section 104.

(2) Domestic corporations which for any portion of the taxable year are in bankruptcy under the laws of the United States, or are insolvent and in receivership in any court of the United States or of any State, Territory, or the District of Columbia.

(3) Insurance companies subject to the tax imposed under section 201, 204, or 207.

(4) Foreign corporations.

(5) Corporations which, by reason of deriving a large portion of their gross income from sources within a possession of the United States, are entitled to the benefits of section 251.

(6) Corporations organized under the China Trade Act, 1922.

(7) Joint Stock Land Banks organized under the Federal Farm Loan Act, as amended.

(e) EXEMPT CORPORATIONS.—For corporations exempt from taxation under this title, see section 101.

(f) TAX ON PERSONAL HOLDING COMPANIES.—For surtax on personal holding companies, see section 351.

(g) IMPROPER ACCUMULATION OF SURPLUS.—For surtax on corporations which accumulate surplus to avoid surtax on stockholders, see section 102.

Improper accumulation of surplus.
Post, p. 1676.

Part II—Computation of Net Income

Computation of net income.

SEC. 21. NET INCOME.

Net income.

“Net income” means the gross income computed under section 22, less the deductions allowed by section 23.

Definition.

SEC. 22. GROSS INCOME.

Gross income.

(a) GENERAL DEFINITION.—“Gross income” includes gains, profits, and income derived from salaries, wages, or compensation for personal service, of whatever kind and in whatever form paid, or from professions, vocations, trades, businesses, commerce, or sales, or dealings in property, whether real or personal, growing out of the ownership or use of or interest in such property; also from interest, rent, dividends, securities, or the transaction of any business carried on for gain or profit, or gains or profits and income derived from any source whatever. In the case of Presidents of the United States and judges of courts of the United States taking office after June 6, 1932, the compensation received as such shall be included in gross income; and all Acts fixing the compensation of such Presidents and judges are hereby amended accordingly.

General definition.

Compensation of President, United States judges.

(b) EXCLUSIONS FROM GROSS INCOME.—The following items shall not be included in gross income and shall be exempt from taxation under this title:

Items exempt.

(1) LIFE INSURANCE.—Amounts received under a life insurance contract paid by reason of the death of the insured, whether in a single sum or otherwise (but if such amounts are held by the insurer under an agreement to pay interest thereon, the interest payments shall be included in gross income);

Life insurance.

(2) ANNUITIES, ETC.—Amounts received (other than amounts paid by reason of the death of the insured and interest payments on such amounts and other than amounts received as annuities) under a life insurance or endowment contract, but if such amounts (when added to amounts received before the taxable year under such contract) exceed the aggregate premiums or consideration paid (whether or not paid during the taxable year) then the excess shall be included in gross income. Amounts received as an annuity under an annuity or endowment contract shall be included in gross income; except that there shall be excluded from gross income the excess of the amount received in the taxable year over an amount equal to 3 per centum of the aggregate premiums or consideration paid for such annuity (whether or not paid during such year), until the aggregate amount excluded from gross income under this title or prior income tax laws in respect of such annuity equals the aggregate premiums or consideration paid for such annuity. In the case of a transfer for a valuable consideration, by assignment or otherwise, of a life insurance, endowment, or annuity contract, or any interest therein, only the actual value of such consideration and the amount of the premiums and other sums subsequently paid by the transferee shall be exempt from taxation under paragraph (1) or this paragraph;

Annuities, etc.

Portion to be included in gross income.

Transfers for value.

(3) GIFTS, BEQUESTS, AND DEVISES.—The value of property acquired by gift, bequest, devise, or inheritance (but the income from such property shall be included in gross income);

Gifts, bequests, etc.

(4) TAX-FREE INTEREST.—Interest upon (A) the obligations of a State, Territory, or any political subdivision thereof, or the

Tax-free interest. State, etc., bonds.

Federal instrumentalities.

Federal obligations, etc. Statement required in returns.

Federal obligations issued after September 1, 1917.

Payment for personal injuries or sickness.

Minister's dwelling.

Income exempt under treaty.

Miscellaneous items. *Post*, p. 1689.

Inventories, to determine income.

Distributions by corporations.

Post, p. 1687.

Determination of gain or loss in sale, etc., of property.

Post, p. 1678.

Sources within and without United States.

Post, p. 1693.

Deductions from gross income.

Business expenses.

District of Columbia; or (B) obligations of a corporation organized under Act of Congress, if such corporation is an instrumentality of the United States; or (C) the obligations of the United States or its possessions. Every person owning any of the obligations enumerated in clause (A), (B), or (C) shall, in the return required by this title, submit a statement showing the number and amount of such obligations owned by him and the income received therefrom, in such form and with such information as the Commissioner may require. In the case of obligations of the United States issued after September 1, 1917 (other than postal savings certificates of deposit) and in the case of obligations of a corporation organized under Act of Congress, the interest shall be exempt only if and to the extent provided in the respective Acts authorizing the issue thereof as amended and supplemented, and shall be excluded from gross income only if and to the extent it is wholly exempt from the taxes imposed by this title;

(5) **COMPENSATION FOR INJURIES OR SICKNESS.**—Amounts received, through accident or health insurance or under workmen's compensation acts, as compensation for personal injuries or sickness, plus the amount of any damages received whether by suit or agreement on account of such injuries or sickness;

(6) **MINISTERS.**—The rental value of a dwelling house and appurtenances thereof furnished to a minister of the gospel as part of his compensation;

(7) **INCOME EXEMPT UNDER TREATY.**—Income of any kind, to the extent required by any treaty obligation of the United States;

(8) **MISCELLANEOUS ITEMS.**—The following items, to the extent provided in section 116:

Earned income from sources without the United States;

Salaries of certain Territorial employees;

The income of foreign governments;

Income of States, municipalities, and other political subdivisions;

Receipts of shipowners' mutual protection and indemnity associations;

Dividends from China Trade Act corporations;

Compensation of employees of foreign governments.

(c) **INVENTORIES.**—Whenever in the opinion of the Commissioner the use of inventories is necessary in order clearly to determine the income of any taxpayer, inventories shall be taken by such taxpayer upon such basis as the Commissioner, with the approval of the Secretary, may prescribe as conforming as nearly as may be to the best accounting practice in the trade or business and as most clearly reflecting the income.

(d) **DISTRIBUTIONS BY CORPORATIONS.**—Distributions by corporations shall be taxable to the shareholders as provided in section 115.

(e) **DETERMINATION OF GAIN OR LOSS.**—In the case of a sale or other disposition of property, the gain or loss shall be computed as provided in section 111.

(f) **GROSS INCOME FROM SOURCES WITHIN AND WITHOUT UNITED STATES.**—For computation of gross income from sources within and without the United States, see section 119.

SEC. 23. DEDUCTIONS FROM GROSS INCOME

In computing net income there shall be allowed as deductions:

(a) **EXPENSES.**—All the ordinary and necessary expenses paid or incurred during the taxable year in carrying on any trade or business, including a reasonable allowance for salaries or other com-

compensation for personal services actually rendered; traveling expenses (including the entire amount expended for meals and lodging) while away from home in the pursuit of a trade or business; and rentals or other payments required to be made as a condition to the continued use or possession, for purposes of the trade or business, of property to which the taxpayer has not taken or is not taking title or in which he has no equity.

(b) **INTEREST.**—All interest paid or accrued within the taxable year on indebtedness, except on indebtedness incurred or continued to purchase or carry obligations (other than obligations of the United States issued after September 24, 1917, and originally subscribed for by the taxpayer) the interest upon which is wholly exempt from the taxes imposed by this title.

Interest on debts; exceptions.

(c) **TAXES GENERALLY.**—Taxes paid or accrued within the taxable year, except—

Taxes generally. Exceptions.

(1) Federal income, war-profits, and excess-profits taxes (other than the excess-profits tax imposed by section 106 of the Revenue Act of 1935);

Ante, p. 1019.

(2) income, war-profits, and excess-profits taxes imposed by the authority of any foreign country or possession of the United States; but this deduction shall be allowed in the case of a taxpayer who does not signify in his return his desire to have to any extent the benefits of section 131 (relating to credit for taxes of foreign countries and possessions of the United States);

Deduction for foreign taxes.
Post, p. 1006.

(3) estate, inheritance, legacy, succession, and gift taxes; and

(4) taxes assessed against local benefits of a kind tending to increase the value of the property assessed; but this paragraph shall not exclude the allowance as a deduction of so much of such taxes as is properly allocable to maintenance or interest charges.

(d) **TAXES OF SHAREHOLDER PAID BY CORPORATION.**—The deduction for taxes allowed by subsection (c) shall be allowed to a corporation in the case of taxes imposed upon a shareholder of the corporation upon his interest as shareholder which are paid by the corporation without reimbursement from the shareholder, but in such cases no deduction shall be allowed the shareholder for the amount of such taxes.

Taxes of shareholder paid by corporation.

(e) **LOSSES BY INDIVIDUALS.**—In the case of an individual, losses sustained during the taxable year and not compensated for by insurance or otherwise—

Losses by individuals.

(1) if incurred in trade or business; or

(2) if incurred in any transaction entered into for profit, though not connected with the trade or business; or

Incurred in business, etc.
Not connected with trade or business.

(3) of property not connected with the trade or business, if the loss arises from fires, storms, shipwreck, or other casualty, or from theft. No loss shall be allowed as a deduction under this paragraph if at the time of the filing of the return such loss has been claimed as a deduction for estate tax purposes in the estate tax return.

Casualty losses not connected with business.
Disallowed, if deducted for estate tax purposes.

(f) **LOSSES BY CORPORATIONS.**—In the case of a corporation, losses sustained during the taxable year and not compensated for by insurance or otherwise.

Losses by corporations.

(g) **WAGERING LOSSES.**—Losses from wagering transactions shall be allowed only to the extent of the gains from such transactions.

Wagering losses.

(h) **BASIS FOR DETERMINING LOSS.**—The basis for determining the amount of deduction for losses sustained, to be allowed under subsection (e) or (f), shall be the adjusted basis provided in section 113 (b) for determining the loss from the sale or other disposition of property.

Basis for determining loss.

Post, p. 1035.

Disallowance of loss on wash sales of stock, etc.

Post, p. 1692.

Capital losses.
Post, p. 1692.

Bad debts.

Depreciation, etc., of business property.

Life estates.

Property in trust.

Mines, oil and gas wells, timber, etc.
Allowance for depletion, etc.

Revision of estimates allowed.

Leases.

Life estates.

Property in trust.

Post, p. 1686.

Basis for depreciation, etc.

Charitable, etc., contributions.
Gifts.

Public uses.

Religious, scientific, etc., organizations.

(i) **LOSS ON WASH SALES OF STOCK OR SECURITIES.**—For disallowance of loss deduction in the case of sales of stock or securities where within thirty days before or after the date of the sale the taxpayer has acquired substantially identical property, see section 118.

(j) **CAPITAL LOSSES.**—Losses from sales or exchanges of capital assets shall be allowed only to the extent provided in section 117 (d).

(k) **BAD DEBTS.**—Debts ascertained to be worthless and charged off within the taxable year (or, in the discretion of the Commissioner, a reasonable addition to a reserve for bad debts); and when satisfied that a debt is recoverable only in part, the Commissioner may allow such debt, in an amount not in excess of the part charged off within the taxable year, as a deduction.

(l) **DEPRECIATION.**—A reasonable allowance for the exhaustion, wear and tear of property used in the trade or business, including a reasonable allowance for obsolescence. In the case of property held by one person for life with remainder to another person, the deduction shall be computed as if the life tenant were the absolute owner of the property and shall be allowed to the life tenant. In the case of property held in trust the allowable deduction shall be apportioned between the income beneficiaries and the trustee in accordance with the pertinent provisions of the instrument creating the trust, or, in the absence of such provisions, on the basis of the trust income allocable to each.

(m) **DEPLETION.**—In the case of mines, oil and gas wells, other natural deposits, and timber, a reasonable allowance for depletion and for depreciation of improvements, according to the peculiar conditions in each case; such reasonable allowance in all cases to be made under rules and regulations to be prescribed by the Commissioner, with the approval of the Secretary. In any case in which it is ascertained as a result of operations or of development work that the recoverable units are greater or less than the prior estimate thereof, then such prior estimate (but not the basis for depletion) shall be revised and the allowance under this subsection for subsequent taxable years shall be based upon such revised estimate. In the case of leases the deductions shall be equitably apportioned between the lessor and lessee. In the case of property held by one person for life with remainder to another person, the deduction shall be computed as if the life tenant were the absolute owner of the property and shall be allowed to the life tenant. In the case of property held in trust the allowable deduction shall be apportioned between the income beneficiaries and the trustee in accordance with the pertinent provisions of the instrument creating the trust, or, in the absence of such provisions, on the basis of the trust income allocable to each. (For percentage depletion allowable under this subsection, see section 114 (b), (3) and (4).)

(n) **BASIS FOR DEPRECIATION AND DEPLETION.**—The basis upon which depletion, exhaustion, wear and tear, and obsolescence are to be allowed in respect of any property shall be as provided in section 114.

(o) **CHARITABLE AND OTHER CONTRIBUTIONS.**—In the case of an individual, contributions or gifts made within the taxable year to or for the use of:

(1) the United States, any State, Territory, or any political subdivision thereof, or the District of Columbia, for exclusively public purposes;

(2) a corporation, or trust, or community chest, fund, or foundation, organized and operated exclusively for religious, charitable, scientific, literary, or educational purposes, or for the

prevention of cruelty to children or animals, no part of the net earnings of which inures to the benefit of any private shareholder or individual, and no substantial part of the activities of which is carrying on propaganda, or otherwise attempting, to influence legislation;

(3) the special fund for vocational rehabilitation authorized by section 12 of the World War Veterans' Act, 1924;

Vocational rehabilitation.
Vol. 43, p. 611.

(4) posts or organizations of war veterans, or auxiliary units or societies of any such posts or organizations, if such posts, organizations, units, or societies are organized in the United States or any of its possessions, and if no part of their net earnings inures to the benefit of any private shareholder or individual; or

War veterans' organizations, etc.

(5) a fraternal society, order, or association, operating under the lodge system, but only if such contributions or gifts are to be used exclusively for religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals;

Fraternal societies, etc.

to an amount which in all the above cases combined does not exceed 15 per centum of the taxpayer's net income as computed without the benefit of this subsection. Such contributions or gifts shall be allowable as deductions only if verified under rules and regulations prescribed by the Commissioner, with the approval of the Secretary. (For unlimited deduction if contributions and gifts exceed 90 per centum of the net income, see section 120.)

Limit.

(p) PENSION TRUSTS.—An employer establishing or maintaining a pension trust to provide for the payment of reasonable pensions to his employees (if such trust is exempt from tax under section 165, relating to trusts created for the exclusive benefit of employees) shall be allowed as a deduction (in addition to the contributions to such trust during the taxable year to cover the pension liability accruing during the year, allowed as a deduction under subsection (a) of this section) a reasonable amount transferred or paid into such trust during the taxable year in excess of such contributions, but only if such amount (1) has not theretofore been allowable as a deduction, and (2) is apportioned in equal parts over a period of ten consecutive years beginning with the year in which the transfer or payment is made. Any deduction allowable under section 23 (q) of the Revenue Act of 1928 or the Revenue Act of 1932 or the Revenue Act of 1934 which under such section was apportioned to any taxable year beginning after December 31, 1935, shall be allowed as a deduction in the years to which so apportioned to the extent allowable under such section if it had remained in force with respect to such year.

Unlimited deductions.
Post, p. 1695.

Maintenance of pension trusts.

Post, p. 1707.

(q) CHARITABLE AND OTHER CONTRIBUTIONS BY CORPORATIONS.—

In the case of a corporation, contributions or gifts made within the taxable year to or for the use of a domestic corporation, or domestic trust, or domestic community chest, fund, or foundation, organized and operated exclusively for religious, charitable, scientific, literary, or educational purposes or the prevention of cruelty to children (but in the case of contributions or gifts to a trust, chest, fund, or foundation, only if such contributions or gifts are to be used within the United States exclusively for such purposes), no part of the net earnings of which inures to the benefit of any private shareholder or individual, and no substantial part of the activities of which is carrying on propaganda, or otherwise attempting, to influence legislation; to an amount which does not exceed 5 per centum of the taxpayer's net income as computed without the benefit of this subsection. Such contributions or gifts shall be allowable as deductions only if verified under rules and regulations prescribed by the Commissioner, with the approval of the Secretary.

Allowances under previous laws.
Vol. 45, p. 802; Vol. 47, p. 132; Vol. 48, p. 691.

Charitable, etc., contributions by corporations.

Dividends of certain banking corporations. *Post*, p. 1696.

(r) For deduction of dividends paid by certain banking corporations, see section 121.

Items not deductible.

SEC. 24. ITEMS NOT DEDUCTIBLE.

(a) **GENERAL RULE.**—In computing net income no deduction shall in any case be allowed in respect of—

Personal, etc., expenses.

(1) Personal, living, or family expenses;

Property improvements, etc.

(2) Any amount paid out for new buildings or for permanent improvements or betterments made to increase the value of any property or estate;

Restoring property.

(3) Any amount expended in restoring property or in making good the exhaustion thereof for which an allowance is or has been made;

Life insurance premiums for employees.

(4) Premiums paid on any life insurance policy covering the life of any officer or employee, or of any person financially interested in any trade or business carried on by the taxpayer, when the taxpayer is directly or indirectly a beneficiary under such policy;

Deductions allocable to tax-exempt incomes.

(5) Any amount otherwise allowable as a deduction which is allocable to one or more classes of income other than interest (whether or not any amount of that class or classes is received or accrued) wholly exempt from the taxes imposed by this title; or

Property losses from sales, etc., between members of family; shareholder and corporation.

(6) Loss from sales or exchanges of property, directly or indirectly, (A) between members of a family, or (B) except in the case of distributions in liquidation, between an individual and a corporation in which such individual owns, directly or indirectly, more than 50 per centum in value of the outstanding stock. For the purpose of this paragraph—(C) an individual shall be considered as owning the stock owned, directly or indirectly, by his family; and (D) the family of an individual shall include only his brothers and sisters (whether by the whole or half blood), spouse, ancestors, and lineal descendants.

Definitions.

Holders of life or terminable interest.

(b) **HOLDERS OF LIFE OR TERMINABLE INTEREST.**—Amounts paid under the laws of any State, Territory, District of Columbia, possession of the United States, or foreign country as income to the holder of a life or terminable interest acquired by gift, bequest, or inheritance shall not be reduced or diminished by any deduction for shrinkage (by whatever name called) in the value of such interest due to the lapse of time, nor by any deduction allowed by this Act (except the deductions provided for in subsections (l) and (m) of section 23) for the purpose of computing the net income of an estate or trust but not allowed under the laws of such State, Territory, District of Columbia, possession of the United States, or foreign country for the purpose of computing the income to which such holder is entitled.

Deductions on income acquired by gift, etc.

Ante, p. 1660.

Tax withheld on tax-free covenant bonds. *Post*, p. 1701.

(c) **TAX WITHHELD ON TAX-FREE COVENANT BONDS.**—For nondeductibility of tax withheld on tax-free covenant bonds, see section 143 (a) (3).

Credits allowed individuals.

SEC. 25. CREDITS OF INDIVIDUAL AGAINST NET INCOME.

Normal tax only.

(a) **CREDITS FOR NORMAL TAX ONLY.**—There shall be allowed for the purpose of the normal tax, but not for the surtax, the following credits against the net income:

Interest on Federal obligations. *Ante*, p. 1657.

(1) **INTEREST ON UNITED STATES OBLIGATIONS.**—The amount received as interest upon obligations of the United States which is included in gross income under section 22.

Interest on obligations of Federal instrumentalities.

(2) **INTEREST ON OBLIGATIONS OF INSTRUMENTALITIES OF THE UNITED STATES.**—The amount received as interest on obligations of a corporation organized under Act of Congress, if (A) such

corporation is an instrumentality of the United States; and (B) such interest is included in gross income under section 22; and (C) under the Act authorizing the issue thereof, as amended and supplemented, such interest is exempt from normal tax.

Ante, p. 1657.

(3) **EARNED INCOME CREDIT.**—10 per centum of the amount of the earned net income, but not in excess of 10 per centum of the amount of the net income.

Earned income credit.

(4) **EARNED INCOME DEFINITIONS.**—For the purposes of this section—

Earned income definitions.

(A) "Earned income" means wages, salaries, professional fees, and other amounts received as compensation for personal services actually rendered, but does not include any amount not included in gross income, nor that part of the compensation derived by the taxpayer for personal services rendered by him to a corporation which represents a distribution of earnings or profits rather than a reasonable allowance as compensation for the personal services actually rendered. In the case of a taxpayer engaged in a trade or business in which both personal services and capital are material income producing factors, a reasonable allowance as compensation for the personal services actually rendered by the taxpayer, not in excess of 20 per centum of his share of the net profits of such trade or business, shall be considered as earned income.

"Earned income."

(B) "Earned income deductions" means such deductions as are allowed by section 23 for the purpose of computing net income, and are properly allocable to or chargeable against earned income.

"Earned income deductions."

(C) "Earned net income" means the excess of the amount of the earned income over the sum of the earned income deductions. If the taxpayer's net income is not more than \$3,000, his entire net income shall be considered to be earned net income, and if his net income is more than \$3,000, his earned net income shall not be considered to be less than \$3,000. In no case shall the earned net income be considered to be more than \$14,000.

"Earned net income."

(b) **CREDITS FOR BOTH NORMAL TAX AND SURTAX.**—There shall be allowed for the purposes of the normal tax and the surtax the following credits against net income:

Credits for both normal tax and surtax.

(1) **PERSONAL EXEMPTION.**—In the case of a single person, a personal exemption of \$1,000; or in the case of the head of a family or a married person living with husband or wife, a personal exemption of \$2,500. A husband and wife living together shall receive but one personal exemption. The amount of such personal exemption shall be \$2,500. If such husband and wife make separate returns, the personal exemption may be taken by either or divided between them.

Personal exemption. Single person.

Husband and wife living together.

Separate returns.

(2) **CREDIT FOR DEPENDENTS.**—\$400 for each person (other than husband or wife) dependent upon and receiving his chief support from the taxpayer if such dependent person is under eighteen years of age or is incapable of self-support because mentally or physically defective.

Credit for dependents.

(3) **CHANGE OF STATUS.**—If the status of the taxpayer, insofar as it affects the personal exemption or credit for dependents, changes during the taxable year, the personal exemption and credit 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.

Change of status during taxable year.

Apportionment.

Credits allowed corporations. **SEC. 26. CREDITS OF CORPORATIONS.**

In the case of a corporation the following credits shall be allowed to the extent provided in the various sections imposing tax—

Interest on Federal obligations.

(a) **INTEREST ON OBLIGATIONS OF THE UNITED STATES AND ITS INSTRUMENTALITIES.**—The amount received as interest upon obligations of the United States or of corporations organized under Act of Congress which is allowed to an individual as a credit for purposes of normal tax by section 25 (a) (1) or (2).

Ante, p. 1662.

Dividends received.

(b) **DIVIDENDS RECEIVED.**—85 per centum of the amount received as dividends from a domestic corporation which is subject to taxation under this title. The credit allowed by this subsection shall not be allowed in respect of dividends received from a corporation organized under the China Trade Act, 1922, or from a corporation which under section 251 is taxable only on its gross income from sources within the United States by reason of its receiving a large percentage of its gross income from sources within a possession of the United States.

Post, p. 1713.

Contracts restricting payment of dividends.

(c) **CONTRACTS RESTRICTING PAYMENT OF DIVIDENDS.**—

Credit allowed.

(1) **PROHIBITION ON PAYMENT OF DIVIDENDS.**—An amount equal to the excess of the adjusted net income over the aggregate of the amounts which can be distributed within the taxable year as dividends without violating a provision of a written contract executed by the corporation prior to May 1, 1936, which provision expressly deals with the payment of dividends. If a corporation would be entitled to a credit under this paragraph because of a contract provision and also to one or more credits because of other contract provisions, only the largest of such credits shall be allowed, and for such purpose if two or more credits are equal in amount only one shall be taken into account.

Disposition of profits of taxable year.

(2) **DISPOSITION OF PROFITS OF TAXABLE YEAR.**—An amount equal to the portion of the earnings and profits of the taxable year which is required (by a provision of a written contract executed by the corporation prior to May 1, 1936, which provision expressly deals with the disposition of earnings and profits of the taxable year) to be paid within the taxable year in discharge of a debt, or to be irrevocably set aside within the taxable year for the discharge of a debt; to the extent that such amount has been so paid or set aside. For the purposes of this paragraph, a requirement to pay or set aside an amount equal to a percentage of earnings and profits shall be considered a requirement to pay or set aside such percentage of earnings and profits. As used in this paragraph, the word "debt" does not include a debt incurred after April 30, 1936.

Amount set aside for discharge of a debt.

Requirement to pay construed.

"Debt" construed.

Double credit not allowed.

(3) **DOUBLE CREDIT NOT ALLOWED.**—If both paragraph (1) and paragraph (2) apply, the one of such paragraphs which allows the greater credit shall be applied; and, if the credit allowable under each paragraph is the same, only one of such paragraphs shall be applied.

Bank affiliates. Vol. 48, p. 153.

(d) **BANK AFFILIATES.**—In the case of a holding company affiliate (as defined in section 2 of the Banking Act of 1933), the amount of the earnings or profits which the Board of Governors of the Federal Reserve System certifies to the Commissioner has been devoted by such affiliate during the taxable year to the acquisition of readily marketable assets other than bank stock in compliance with section 5144 of the Revised Statutes. The aggregate of the credits allowable under this subsection for all taxable years shall not exceed the amount required to be devoted under such section 5144 to such purposes.

R. S., sec. 5144, p. 994; Vol. 48, p. 186. U. S. C., p. 357.

National mortgage associations. Vol. 48, p. 1252.

(e) **NATIONAL MORTGAGE ASSOCIATIONS.**—In the case of a national mortgage association created under Title III of the National Housing

Act, the amount of the earnings or profits which the Federal Housing Administrator certifies to the Commissioner has been devoted by such association during the taxable year to the acquisition of such reserves as the Administrator may require under the provisions of section 303 of that Act.

Acquisition of reserves.

Vol. 48, p. 1254.

SEC. 27. CORPORATION CREDIT FOR DIVIDENDS PAID.

(a) **DIVIDENDS PAID CREDIT IN GENERAL.**—For the purposes of this title, the dividends paid credit shall be the amount of dividends paid during the taxable year.

Corporation credit for dividends paid.

Dividends paid credit in general.

(b) **DIVIDEND CARRY-OVER.**—In computing the dividends paid credit for any taxable year, if the dividends paid during the taxable year are less than the adjusted net income, there shall be allowed as part of the dividends paid credit, and in the following order:

Dividend carry-over.

(1) Dividends paid during the second preceding taxable year in excess of the adjusted net income for such year, to the extent not needed as a dividends paid credit for the taxable year preceding the taxable year the tax for which is being computed; and

(2) Dividends paid during the first preceding taxable year in excess of the adjusted net income for such year.

No credit shall be allowed for dividends paid by a corporation prior to its first taxable year under this title.

Dividends paid prior to first taxable year.

(c) **DIVIDENDS IN KIND.**—If a dividend is paid in property other than money (including stock of the corporation if held by the corporation as an investment) the dividends paid credit with respect thereto shall be the adjusted basis of the property in the hands of the corporation at the time of the payment, or the fair market value of the property at the time of the payment, whichever is the lower.

Dividends in kind.

(d) **DIVIDENDS IN OBLIGATIONS OF THE CORPORATION.**—If a dividend is paid in obligations of the corporation, the amount of the dividends paid credit with respect thereto shall be the face value of the obligations, or their fair market value at the time of the payment, whichever is the lower. If the fair market value is lower than the face value, then when the obligation is redeemed by the corporation, the excess of the amount for which redeemed over the fair market value at the time of the dividend payment (to the extent not allowable as a deduction in computing net income for any taxable year) shall be treated as a dividend paid in the taxable year in which the redemption occurs.

Dividends paid in obligations of corporation.

(e) **TAXABLE STOCK DIVIDENDS.**—In case of a stock dividend or stock right which is a taxable dividend in the hands of shareholders under section 115 (f), the dividends paid credit with respect thereto shall be the fair market value of the stock or the stock right at the time of the payment.

Taxable stock dividends.

Post, p. 1688.

(f) **DISTRIBUTIONS IN LIQUIDATION.**—In the case of amounts distributed in liquidation the part of such distribution which is properly chargeable to the earnings or profits accumulated after February 28, 1913, shall, for the purposes of computing the dividends paid credit under this section, be treated as a taxable dividend paid.

Distributions in liquidation.

(g) **PREFERENTIAL DIVIDENDS.**—No dividends paid credit shall be allowed with respect to any distribution unless the distribution is pro rata, equal in amount, and with no preference to any share of stock as compared with other shares of the same class.

Preferential dividends.

(h) **NONTAXABLE DISTRIBUTIONS.**—If any part of a distribution (including stock dividends and stock rights) is not a taxable dividend in the hands of such of the shareholders as are subject to taxation under this title for the period in which the distribution is made, no dividends paid credit shall be allowed with respect to such part.

Nontaxable distributions.

Credits against tax.

Part III—Credits Against Tax

Taxes of foreign countries and U. S. possessions.

SEC. 31. TAXES OF FOREIGN COUNTRIES AND POSSESSIONS OF UNITED STATES.Extent of credit for.
Post, p. 1696.

The amount of income, war-profits, and excess-profits taxes imposed by foreign countries or possessions of the United States shall be allowed as a credit against the tax, to the extent provided in section 131.

Taxes withheld at source.
Post, pp. 1700, 1702.**SEC. 32. TAXES WITHHELD AT SOURCE.**

The amount of tax withheld at the source under section 143 or 144 shall be allowed as a credit against the tax.

Overpayments.
Post, p. 1731.**SEC. 33. CREDIT FOR OVERPAYMENTS.**

For credit against the tax of overpayments of taxes imposed by this title for other taxable years, see section 322.

Accounting periods and methods.

Part IV—Accounting Periods and Methods of Accounting

General rule.

SEC. 41. GENERAL RULE.

Net income computed on basis of annual accounting period.

The net income shall be computed upon the basis of the taxpayer's annual accounting period (fiscal year or calendar year, as the case may be) in accordance with the method of accounting regularly employed in keeping the books of such taxpayer; but if no such method of accounting has been so employed, or if the method employed does not clearly reflect the income, the computation shall be made in accordance with such method as in the opinion of the Commissioner does clearly reflect the income. If the taxpayer's annual accounting period is other than a fiscal year as defined in section 48 or if the taxpayer has no annual accounting period or does not keep books, the net income shall be computed on the basis of the calendar year. (For use of inventories, see section 22 (c).)

If accounting period is other than fiscal year.

Inventories.
Ante, p. 1658.**SEC. 42. PERIOD IN WHICH ITEMS OF GROSS INCOME INCLUDED.**

Items for taxable year in which received.

The amount of all items of gross income shall be included in the gross income for the taxable year in which received by the taxpayer, unless, under methods of accounting permitted under section 41, any such amounts are to be properly accounted for as of a different period. In the case of the death of a taxpayer there shall be included in computing net income for the taxable period in which falls the date of his death, amounts accrued up to the date of his death if not otherwise properly includible in respect of such period or a prior period.

Portion, in case of death.

Deductions and credits.

SEC. 43. PERIOD FOR WHICH DEDUCTIONS AND CREDITS TAKEN.

For taxable year in which "paid or accrued", or "paid or incurred."

The deductions and credits (other than the dividends paid credit provided in section 27) provided for in this title shall be taken for the taxable year in which "paid or accrued" or "paid or incurred", dependent upon the method of accounting upon the basis of which the net income is computed, unless in order to clearly reflect the income the deductions or credits should be taken as of a different period. In the case of the death of a taxpayer there shall be allowed as deductions and credits for the taxable period in which falls the date of his death, amounts accrued up to the date of his death if not otherwise properly allowable in respect of such period or a prior period.

Allowances on death of taxpayer.

SEC. 44. INSTALLMENT BASIS.

(a) DEALERS IN PERSONAL PROPERTY.—Under regulations prescribed by the Commissioner with the approval of the Secretary, a person who regularly sells or otherwise disposes of personal property on the installment plan may return as income therefrom in any taxable year that proportion of the installment payments actually received in that year which the gross profit realized or to be realized when payment is completed, bears to the total contract price.

(b) SALES OF REALTY AND CASUAL SALES OF PERSONALTY.—In the case (1) of a casual sale or other casual disposition of personal property (other than property of a kind which would properly be included in the inventory of the taxpayer if on hand at the close of the taxable year), for a price exceeding \$1,000, or (2) of a sale or other disposition of real property, if in either case the initial payments do not exceed 30 per centum of the selling price (or, in case the sale or other disposition was in a taxable year beginning prior to January 1, 1934, the percentage of the selling price prescribed in the law applicable to such year), the income may, under regulations prescribed by the Commissioner with the approval of the Secretary, be returned on the basis and in the manner above prescribed in this section. As used in this section the term "initial payments" means the payments received in cash or property other than evidences of indebtedness of the purchaser during the taxable period in which the sale or other disposition is made.

(c) CHANGE FROM ACCRUAL TO INSTALLMENT BASIS.—If a taxpayer entitled to the benefits of subsection (a) elects for any taxable year to report his net income on the installment basis, then in computing his income for the year of change or any subsequent year, amounts actually received during any such year on account of sales or other dispositions of property made in any prior year shall not be excluded.

(d) GAIN OR LOSS UPON DISPOSITION OF INSTALLMENT OBLIGATIONS.—If an installment obligation is satisfied at other than its face value or distributed, transmitted, sold, or otherwise disposed of, gain or loss shall result to the extent of the difference between the basis of the obligation and (1) in the case of satisfaction at other than face value or a sale or exchange—the amount realized, or (2) in case of a distribution, transmission, or disposition otherwise than by sale or exchange—the fair market value of the obligation at the time of such distribution, transmission, or disposition. Any gain or loss so resulting shall be considered as resulting from the sale or exchange of the property in respect of which the installment obligation was received. The basis of the obligation shall be the excess of the face value of the obligation over an amount equal to the income which would be returnable were the obligation satisfied in full. This subsection shall not apply to the transmission at death of installment obligations if there is filed with the Commissioner, at such time as he may by regulation prescribe, a bond in such amount and with such sureties as he may deem necessary, conditioned upon the return as income, by the person receiving any payment on such obligations, of the same proportion of such payment as would be returnable as income by the decedent if he had lived and had received such payment.

SEC. 45. ALLOCATION OF INCOME AND DEDUCTIONS.

In any case of two or more organizations, trades, or businesses (whether or not incorporated, whether or not organized in the United States, and whether or not affiliated) owned or controlled directly or indirectly by the same interests, the Commissioner is

Installment basis.

Dealers in personal property.

Sales of realty and casual sales of personalty.

"Initial payments" defined.

Computation on change to installment basis.

Gain or loss upon disposition of installment obligations.

Basis.

Transmission at death of installment obligations.

Allocation of income and deductions.

Provisions if same interests control two or more businesses.

authorized to distribute, apportion, or allocate gross income or deductions between or among such organizations, trades, or businesses, if he determines that such distribution, apportionment, or allocation is necessary in order to prevent evasion of taxes or clearly to reflect the income of any of such organizations, trades, or businesses.

Change of accounting period.

SEC. 46. CHANGE OF ACCOUNTING PERIOD.

Net income computed on basis of new period.

If a taxpayer changes his accounting period from fiscal year to calendar year, from calendar year to fiscal year, or from one fiscal year to another, the net income shall, with the approval of the Commissioner, be computed on the basis of such new accounting period, subject to the provisions of section 47.

Returns for less than a year.

SEC. 47. RETURNS FOR A PERIOD OF LESS THAN TWELVE MONTHS.

Basis of computing when accounting period changes.

(a) RETURNS FOR SHORT PERIOD RESULTING FROM CHANGE OF ACCOUNTING PERIOD.—If a taxpayer, with the approval of the Commissioner, changes the basis of computing net income from fiscal year to calendar year a separate return shall be made for the period between the close of the last fiscal year for which return was made and the following December 31. If the change is from calendar year to fiscal year, a separate return shall be made for the period between the close of the last calendar year for which return was made and the date designated as the close of the fiscal year. If the change is from one fiscal year to another fiscal year a separate return shall be made for the period between the close of the former fiscal year and the date designated as the close of the new fiscal year.

Income computed on basis of short period where separate return made.

(b) INCOME COMPUTED ON BASIS OF SHORT PERIOD.—Where a separate return is made under subsection (a) on account of a change in the accounting period, and in all other cases where a separate return is required or permitted, by regulations prescribed by the Commissioner with the approval of the Secretary, to be made for a fractional part of a year, then the income shall be computed on the basis of the period for which separate return is made.

Income placed on annual basis.

(c) INCOME PLACED ON ANNUAL BASIS.—If a separate return is made (except returns of the income of a corporation) under subsection (a) on account of a change in the accounting period, the net income, computed on the basis of the period for which separate return is made, shall be placed on an annual basis by multiplying the amount thereof by twelve and dividing by the number of months included in the period for which the separate return is made. The tax shall be such part of the tax computed on such annual basis as the number of months in such period is of twelve months.

Computation of earned income.

(d) EARNED INCOME.—The Commissioner with the approval of the Secretary shall by regulations prescribe the method of applying the provisions of subsections (b) and (c) (relating to computing income on the basis of a short period, and placing such income on an annual basis) to cases where the taxpayer makes a separate return under subsection (a) on account of a change in the accounting period, and it appears that for the period for which the return is so made he has received earned income.

Reduction of personal credits for fractions of a year.

(e) REDUCTION OF CREDITS AGAINST NET INCOME.—In the case of a return made for a fractional part of a year, except a return made under subsection (a), on account of a change in the accounting period, the personal exemption and credit for dependents shall be reduced respectively to amounts which bear the same ratio to the full credits provided as the number of months in the period for which return is made bears to twelve months.

Taxable year in case of jeopardy.
Post, p. 1703.

(f) CLOSING OF TAXABLE YEAR IN CASE OF JEOPARDY.—For closing of taxable year in case of jeopardy, see section 146.

SEC. 48. DEFINITIONS.

Definitions.

When used in this title—

(a) **TAXABLE YEAR.**—"Taxable year" means the calendar year, or the fiscal year ending during such calendar year, upon the basis of which the net income is computed under this Part. "Taxable year" includes, in the case of a return made for a fractional part of a year under the provisions of this title or under regulations prescribed by the Commissioner with the approval of the Secretary, the period for which such return is made.

"Taxable year."

(b) **FISCAL YEAR.**—"Fiscal year" means an accounting period of twelve months ending on the last day of any month other than December.

"Fiscal year."

(c) **PAID, INCURRED, ACCRUED.**—The terms "paid or incurred" and "paid or accrued" shall be construed according to the method of accounting upon the basis of which the net income is computed under this Part.

"Paid or incurred";
"paid or accrued."

(d) **TRADE OR BUSINESS.**—The term "trade or business" includes the performance of the functions of a public office.

"Trade or business."

(e) **MUTUAL INVESTMENT COMPANIES.**—

Mutual investment
companies.
General definition.

(1) **GENERAL DEFINITION.**—The term "mutual investment company" means any corporation (whether chartered or created as an investment trust, or otherwise), other than a personal holding company as defined in section 351, if—

Post, p. 1732.

(A) It is organized for the purpose of, and substantially all its business consists of, holding, investing, or reinvesting in stock or securities; and

(B) At least 95 per centum of its gross income is derived from dividends, interest, and gains from sales or other disposition of stock or securities; and

(C) Less than 30 per centum of its gross income is derived from the sale or other disposition of stock or securities held for less than six months; and

(D) An amount not less than 90 per centum of its net income is distributed to its shareholders as taxable dividends during the taxable year; and

(E) Its shareholders are, upon reasonable notice, entitled to redemption of their stock for their proportionate interests in the corporation's properties, or the cash equivalent thereof less a discount not in excess of 3 per centum thereof.

(2) **LIMITATIONS.**—Despite the provisions of paragraph (1) a corporation shall not be considered as a mutual investment company if, subsequent to a date thirty days after the date of the enactment of this Act, at any time during the taxable year—

Limitations.

(A) More than 5 per centum of the gross assets of the corporation, taken at cost, was invested in stock or securities, or both, of any one corporation, government, or political subdivision thereof, but this limitation shall not apply to investments in obligations of the United States or in obligations of any corporation organized under general Act of Congress if such corporation is an instrumentality of the United States; or

(B) It owned more than 10 per centum of the outstanding stock or securities, or both, of any one corporation; or

(C) It had any outstanding bonds or indebtedness in excess of 10 per centum of its gross assets taken at cost; or

(D) It fails to comply with any rule or regulation prescribed by the Commissioner, with the approval of the Secretary, for the purpose of ascertaining the actual ownership of its outstanding stock.

Part V—Returns and Payment of Tax

Returns and pay-
ment.

Individual returns.

SEC. 51. INDIVIDUAL RETURNS.

Requirement.

(a) **REQUIREMENT.**—The following individuals shall each make under oath a return stating specifically the items of his gross income and the deductions and credits allowed under this title and such other information for the purpose of carrying out the provisions of this title as the Commissioner with the approval of the Secretary may by regulations prescribe—

Net income \$1,000 or
over, if single, etc.

(1) Every individual having a net income for the taxable year of \$1,000 or over, if single, or if married and not living with husband or wife;

Net income \$2,500 or
over, if married and
living with husband or
wife.

(2) Every individual having a net income for the taxable year of \$2,500 or over, if married and living with husband or wife; and

Gross income \$5,000
or over.

(3) Every individual having a gross income for the taxable year of \$5,000 or over, regardless of the amount of his net income.

Husband and wife
living together.

(b) **HUSBAND AND WIFE.**—If a husband and wife living together have an aggregate net income for the taxable year of \$2,500 or over, or an aggregate gross income for such year of \$5,000 or over—

Separate return.

(1) Each shall make such a return, or

Joint.

(2) The income of each shall be included in a single joint return, in which case the tax shall be computed on the aggregate income.

Persons under disa-
bility; by agent, etc.

(c) **PERSONS UNDER DISABILITY.**—If the taxpayer is unable to make his own return, the return shall be made by a duly authorized agent or by the guardian or other person charged with the care of the person or property of such taxpayer.

Fiduciaries.
Post, p. 1700.

(d) **FIDUCIARIES.**—For returns to be made by fiduciaries, see section 142.

Corporation returns.

SEC. 52. CORPORATION RETURNS.

Requirement for
making.

Every corporation subject to taxation under this title shall make a return, stating specifically the items of its gross income and the deductions and credits allowed by this title and such other information for the purpose of carrying out the provisions of this title as the Commissioner with the approval of the Secretary may by regulations prescribe. The return shall be sworn to by the president, vice president, or other principal officer and by the treasurer, assistant treasurer, or chief accounting officer. In cases where receivers, trustees in bankruptcy, or assignees are operating the property or business of corporations, such receivers, trustees, or assignees shall make returns for such corporations in the same manner and form as corporations are required to make returns. Any tax due on the basis of such returns made by receivers, trustees, or assignees shall be collected in the same manner as if collected from the corporations of whose business or property they have custody and control.

By receivers, trus-
tees, or assignees.

Collection.

Filing returns.

SEC. 53. TIME AND PLACE FOR FILING RETURNS.

Time designated.

(a) **TIME FOR FILING.**—

General rule.

(1) **GENERAL RULE.**—Returns made on the basis of the calendar year shall be made on or before the 15th day of March following the close of the calendar year. Returns made on the basis of a fiscal year shall be made on or before the 15th day of the third month following the close of the fiscal year.

Extension of time.

(2) **EXTENSION OF TIME.**—The Commissioner may grant a reasonable extension of time for filing returns, under such rules and regulations as he shall prescribe with the approval of the Secretary. Except in the case of taxpayers who are abroad, no such extension shall be for more than six months.

Limitation.

(b) TO WHOM RETURN MADE.—

(1) **INDIVIDUALS.**—Returns (other than corporation returns) shall be made to the collector for the district in which is located the legal residence or principal place of business of the person making the return, or, if he has no legal residence or principal place of business in the United States, then to the collector at Baltimore, Maryland.

To whom made.
Individuals.

(2) **CORPORATIONS.**—Returns of corporations shall be made to the collector of the district in which is located the principal place of business or principal office or agency of the corporation, or, if it has no principal place of business or principal office or agency in the United States, then to the collector at Baltimore, Maryland.

Corporations.

SEC. 54. RECORDS AND SPECIAL RETURNS.

(a) **BY TAXPAYER.**—Every person liable to any tax imposed by this title or for the collection thereof, shall keep such records, render under oath such statements, make such returns, and comply with such rules and regulations, as the Commissioner, with the approval of the Secretary, may from time to time prescribe.

Records and special returns.
Required of taxpayer.

(b) **TO DETERMINE LIABILITY TO TAX.**—Whenever in the judgment of the Commissioner necessary he may require any person, by notice served upon him, to make a return, render under oath such statements, or keep such records, as the Commissioner deems sufficient to show whether or not such person is liable to tax under this title.

Statement to determine tax liability.

(c) **INFORMATION AT THE SOURCE.**—For requirement of statements and returns by one person to assist in determining the tax liability of another person, see sections 147 to 150.

Information at source.
Post, pp. 1704, 1705.

(d) **COPIES OF RETURNS.**—If any person, required by law or regulations made pursuant to law to file a copy of any income return for any taxable year, fails to file such copy at the time required, there shall be due and assessed against such person \$5 in the case of an individual return or \$10 in the case of a fiduciary, partnership, or corporation return, and the collector with whom the return is filed shall prepare such copy. Such amount shall be collected and paid, without interest, in the same manner as the amount of tax due in excess of that shown by the taxpayer upon a return in the case of a mathematical error appearing on the face of the return. Copies of returns filed or prepared pursuant to this subsection shall remain on file for a period of not less than two years from the date they are required to be filed, and may be destroyed at any time thereafter under the direction of the Commissioner.

Copies of returns.
Assessment for failure to file.

Collection of.

SEC. 55. PUBLICITY OF RETURNS.

(a) Returns made under this title shall be open to inspection in the same manner, to the same extent, and subject to the same provisions of law, including penalties, as returns made under Title II of the Revenue Act of 1926; and all returns made under this Act shall constitute public records and shall be open to public examination and inspection to such extent as shall be authorized in rules and regulations promulgated by the President.

Publicity of returns.

Provisions governing.

Vol. 44, p. 51.

To constitute public records.

(b) (1) All income returns filed under this title (or copies thereof, if so prescribed by regulations made under this subsection), shall be open to inspection by any official, body, or commission, lawfully charged with the administration of any State tax law, if the inspection is for the purpose of such administration or for the purpose of obtaining information to be furnished to local taxing authorities as provided in paragraph (2). The inspection shall be permitted only upon written request of the governor of such State, designating the representative of such official, body, or commission

Inspection by officials, etc., in administration of State laws.

Request by Governor.

Manner, time, and place of inspection.

to make the inspection on behalf of such official, body, or commission. The inspection shall be made in such manner, and at such times and places, as shall be prescribed by regulations made by the Commissioner with the approval of the Secretary.

Use of information secured.

(2) Any information thus secured by any official, body, or commission of any State may be used only for the administration of the tax laws of such State, except that upon written request of the Governor of such State any such information may be furnished to any official, body, or commission of any political subdivision of such State, lawfully charged with the administration of the tax laws of such political subdivision, but may be furnished only for the purpose of, and may be used only for, the administration of such tax laws.

Unlawful disclosure.

Any officer, employee, or agent of any State or political subdivision, who divulges (except as authorized in this subsection, or when called upon to testify in any judicial or administrative proceeding to which the State or political subdivision, or such State or local official, body, or commission, as such, is a party) any information acquired by him through an inspection permitted him or another under this subsection shall be guilty of a misdemeanor and shall upon conviction be punished by a fine of not more than \$1,000, or by imprisonment for not more than one year, or both.

Penalty.

Payment of tax.

SEC. 56. PAYMENT OF TAX.

Time designated.

(a) **TIME OF PAYMENT.**—The total amount of tax imposed by this title shall be paid on the fifteenth day of March following the close of the calendar year, or, if the return should be made on the basis of a fiscal year, then on the fifteenth day of the third month following the close of the fiscal year.

Installment payments.

(b) **INSTALLMENT PAYMENTS.**—The taxpayer may elect to pay the tax in four equal installments, in which case the first installment shall be paid on the date prescribed for the payment of the tax by the taxpayer, the second installment shall be paid on the fifteenth day of the third month, the third installment on the fifteenth day of the sixth month, and the fourth installment on the fifteenth day of the ninth month, after such date. If any installment is not paid on or before the date fixed for its payment, the whole amount of the tax unpaid shall be paid upon notice and demand from the collector.

Whole amount, on default.

Extension of time for payment.

(c) **EXTENSION OF TIME FOR PAYMENT.**—At the request of the taxpayer, the Commissioner may extend the time for payment of the amount determined as the tax by the taxpayer, or any installment thereof, for a period not to exceed six months from the date prescribed for the payment of the tax or an installment thereof. In such case the amount in respect of which the extension is granted shall be paid on or before the date of the expiration of the period of the extension.

Payment on expiration.

Voluntary advance payment.

(d) **VOLUNTARY ADVANCE PAYMENT.**—A tax imposed by this title, or any installment thereof, may be paid, at the election of the taxpayer, prior to the date prescribed for its payment.

Jeopardy payment. *Post*, p. 1703.

(e) **ADVANCE PAYMENT IN CASE OF JEOPARDY.**—For advance payment in case of jeopardy, see section 146.

Tax withheld at source. *Post*, pp. 1700, 1702.

(f) **TAX WITHHELD AT SOURCE.**—For requirement of withholding tax at the source in the case of nonresident aliens and foreign corporations, and in the case of so-called "tax-free covenant bonds", see sections 143 and 144.

Fractional parts of cent.

(g) **FRACTIONAL PARTS OF CENT.**—In the payment of any tax under this title a fractional part of a cent shall be disregarded unless it amounts to one-half cent or more, in which case it shall be increased to 1 cent.

(h) RECEIPTS.—Every collector to whom any payment of any income tax is made shall upon request give to the person making such payment a full written or printed receipt therefor.

Receipt on request.

SEC. 57. EXAMINATION OF RETURN AND DETERMINATION OF TAX.

As soon as practicable after the return is filed the Commissioner shall examine it and shall determine the correct amount of the tax.

Return and determination of tax.
Examination of.

SEC. 58. ADDITIONS TO TAX AND PENALTIES.

(a) For additions to the tax in case of negligence or fraud in the nonpayment of tax or failure to file return therefor, see Supplement M.

Additions to tax and penalties.
Negligence or fraud.
Post, p. 1727.

(b) For criminal penalties for nonpayment of tax or failure to file return therefor, see section 145.

Criminal penalties.
Post, p. 1703.

SEC. 59. ADMINISTRATIVE PROCEEDINGS.

For administrative proceedings in respect of the nonpayment or overpayment of a tax imposed by this title, see as follows:

(a) Supplement L, relating to assessment and collection of deficiencies.

Administrative proceedings.
Nonpayments or overpayments.

Deficiencies.
Post, p. 1721.

(b) Supplement M, relating to interest and additions to tax.

Interest and additions.
Post, p. 1727.

(c) Supplement N, relating to claims against transferees and fiduciaries.

Transferees and fiduciaries.
Post, p. 1729.

(d) Supplement O, relating to overpayments.

Overpayments.
Post, p. 1730.

Part VI—Miscellaneous Provisions

SEC. 61. LAWS MADE APPLICABLE.

All administrative, special, or stamp provisions of law, including the law relating to the assessment of taxes, so far as applicable, are hereby extended to and made a part of this title.

Miscellaneous provisions.

Laws made applicable.

Administrative, etc., provisions extended to.

SEC. 62. RULES AND REGULATIONS.

The Commissioner, with the approval of the Secretary, shall prescribe and publish all needful rules and regulations for the enforcement of this title.

Rules and regulations.

Publication of.

SEC. 63. TAXES IN LIEU OF TAXES UNDER 1934 ACT.

The taxes imposed by this title and Title IA shall be in lieu of the taxes imposed by Titles I and IA of the Revenue Act of 1934, as amended.

Taxes in lieu of 1934 Act.

Vol. 48, p. 683; *Ante*, p. 1014.

SEC. 64. SHORT TITLE.

This title may be cited as the "Income Tax Act of 1936".

Short title.

"Income Tax Act of 1936."

SUBTITLE C—SUPPLEMENTAL PROVISIONS

Supplement A—Rates of Tax

[Supplementary to Subtitle B, Part I]

SEC. 101. EXEMPTIONS FROM TAX ON CORPORATIONS.

The following organizations shall be exempt from taxation under this title—

Supplemental provisions.

Rates of tax.

Exemptions from tax on corporations.

(1) Labor, agricultural, or horticultural organizations;

Labor, agricultural, etc., organizations.

(2) Mutual savings banks not having a capital stock represented by shares;

Mutual savings banks.

(3) Fraternal beneficiary societies, orders, or associations, (A) operating under the lodge system or for the exclusive benefit of

Fraternal beneficiary societies, lodges, etc.

the members of a fraternity itself operating under the lodge system; and (B) providing for the payment of life, sick, accident, or other benefits to the members of such society, order, or association or their dependents;

Domestic building and loan associations, etc.

(4) Domestic building and loan associations substantially all the business of which is confined to making loans to members; and cooperative banks without capital stock organized and operated for mutual purposes and without profit;

Mutual cemetery companies.

(5) Cemetery companies owned and operated exclusively for the benefit of their members or which are not operated for profit; and any corporation chartered solely for burial purposes as a cemetery corporation and not permitted by its charter to engage in any business not necessarily incident to that purpose, no part of the net earnings of which inures to the benefit of any private shareholder or individual;

Corporations, community chests, etc., for religious, scientific, etc., purposes.

(6) Corporations, and any community chest, fund, or foundation, organized and operated exclusively for religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals, no part of the net earnings of which inures to the benefit of any private shareholder or individual, and no substantial part of the activities of which is carrying on propaganda, or otherwise attempting, to influence legislation;

Business leagues, etc.

(7) Business leagues, chambers of commerce, real-estate boards, or boards of trade, not organized for profit and no part of the net earnings of which inures to the benefit of any private shareholder or individual;

Civic leagues, employees' associations, etc.

(8) Civic leagues or organizations not organized for profit but operated exclusively for the promotion of social welfare, or local associations of employees, the membership of which is limited to the employees of a designated person or persons in a particular municipality, and the net earnings of which are devoted exclusively to charitable, educational, or recreational purposes;

Pleasure, etc., clubs.

(9) Clubs organized and operated exclusively for pleasure, recreation, and other nonprofitable purposes, no part of the net earnings of which inures to the benefit of any private shareholder;

Local life insurance, mutual ditch, etc., companies.

(10) Benevolent life insurance associations of a purely local character, mutual ditch or irrigation companies, mutual or cooperative telephone companies, or like organizations; but only if 85 per centum or more of the income consists of amounts collected from members for the sole purpose of meeting losses and expenses;

Farmers' mutual casualty insurance companies.

(11) Farmers' or other mutual hail, cyclone, casualty, or fire insurance companies or associations (including interinsurers and reciprocal underwriters) the income of which is used or held for the purpose of paying losses or expenses;

Farmers' cooperative associations.

(12) Farmers', fruit growers', or like associations organized and operated on a cooperative basis (a) for the purpose of marketing the products of members or other producers, and turning back to them the proceeds of sales, less the necessary marketing expenses, on the basis of either the quantity or the value of the products furnished by them, or (b) for the purpose of purchasing supplies and equipment for the use of members or other persons, and turning over such supplies and equipment to them at actual cost, plus necessary expenses. Exemption shall not be denied any such association because it has capital stock, if the dividend rate of such stock is fixed at not to exceed the legal rate of interest in the State of incorporation or 8 per centum per annum, whichever is greater, on the value of the consideration for which the stock was issued, and if substantially all such stock (other than nonvoting preferred stock, the owners of which are not entitled or permitted to partici-

pate, directly or indirectly, in the profits of the association, upon dissolution or otherwise, beyond the fixed dividends) is owned by producers who market their products or purchase their supplies and equipment through the association; nor shall exemption be denied any such association because there is accumulated and maintained by it a reserve required by State law or a reasonable reserve for any necessary purpose. Such an association may market the products of nonmembers in an amount the value of which does not exceed the value of the products marketed for members, and may purchase supplies and equipment for nonmembers in an amount the value of which does not exceed the value of the supplies and equipment purchased for members, provided the value of the purchases made for persons who are neither members nor producers does not exceed 15 per centum of the value of all its purchases. Business done for the United States or any of its agencies shall be disregarded in determining the right to exemption under this paragraph;

Marketing products of nonmembers and making purchases for.

Limit.

Federal business disregarded.

(13) Corporations organized by an association exempt under the provisions of paragraph (12), or members thereof, for the purpose of financing the ordinary crop operations of such members or other producers, and operated in conjunction with such association. Exemption shall not be denied any such corporation because it has capital stock, if the dividend rate of such stock is fixed at not to exceed the legal rate of interest in the State of incorporation or 8 per centum per annum, whichever is greater, on the value of the consideration for which the stock was issued, and if substantially all such stock (other than non-voting preferred stock, the owners of which are not entitled or permitted to participate, directly or indirectly, in the profits of the corporation, upon dissolution or otherwise, beyond the fixed dividends) is owned by such association, or members thereof; nor shall exemption be denied any such corporation because there is accumulated and maintained by it a reserve required by State law or a reasonable reserve for any necessary purpose;

Exempt corporations financing crop operations of members.

(14) Corporations organized for the exclusive purpose of holding title to property, collecting income therefrom, and turning over the entire amount thereof, less expenses, to an organization which itself is exempt from the tax imposed by this title;

Corporations as trustees for exempted organizations.

(15) Corporations organized under Act of Congress, if such corporations are instrumentalities of the United States and if, under such Act, as amended and supplemented, such corporations are exempt from Federal income taxes;

Instrumentalities of the United States.

(16) Voluntary employees' beneficiary associations providing for the payment of life, sick, accident, or other benefits to the members of such association or their dependents, if (A) no part of their net earnings inures (other than through such payments) to the benefit of any private shareholder or individual, and (B) 85 per centum or more of the income consists of amounts collected from members for the sole purpose of making such payments and meeting expenses;

Voluntary employees' beneficiary associations.

(17) Teachers' retirement fund associations of a purely local character, if (A) no part of their net earnings inures (other than through payment of retirement benefits) to the benefit of any private shareholder or individual, and (B) the income consists solely of amounts received from public taxation, amounts received from assessments upon the teaching salaries of members, and income in respect of investments.

Teachers' retirement fund associations.

(18) Religious or apostolic associations or corporations, if such associations or corporations have a common treasury or community treasury, even if such associations or corporations engage in busi-

Religious, etc., associations, having a common treasury, etc.

ness for the common benefit of the members, but only if the members thereof include (at the time of filing their returns) in their gross income their entire pro-rata shares, whether distributed or not, of the net income of the association or corporation for such year. Any amount so included in the gross income of a member shall be treated as a dividend received.

Surtax on corporations improperly accumulating surplus.

SEC. 102. SURTAX ON CORPORATIONS IMPROPERLY ACCUMULATING SURPLUS.

Tax imposed.

(a) **IMPOSITION OF TAX.**—There shall be levied, collected, and paid for each taxable year (in addition to other taxes imposed by this title) upon the net income of every corporation (other than a personal holding company as defined in section 351) if such corporation, however created or organized, is formed or availed of for the purpose of preventing the imposition of the surtax upon its shareholders or the shareholders of any other corporation, through the medium of permitting earnings or profits to accumulate instead of being divided or distributed—

Post, p. 1732.

Rates.

(1) In the case of corporations not subject to the surtax on undistributed profits imposed by section 14, a surtax equal to the sum of the following:

25 per centum of the amount of the retained net income not in excess of \$100,000, plus

35 per centum of the amount of the retained net income in excess of \$100,000.

(2) In the case of corporations subject to the surtax on undistributed profits imposed by section 14, a surtax equal to the sum of the following:

15 per centum of the amount of the retained net income not in excess of \$100,000, plus

25 per centum of the amount of the retained net income in excess of \$100,000.

Evidence of purpose of evasion.

(b) **PRIMA FACIE EVIDENCE.**—The fact that any corporation is a mere holding or investment company, or that the earnings or profits are permitted to accumulate beyond the reasonable needs of the business, shall be prima facie evidence of a purpose to avoid surtax upon shareholders.

Definitions.

“Special adjusted net income.”

(c) **DEFINITIONS.**—As used in this title—

(1) **SPECIAL ADJUSTED NET INCOME.**—The term “special adjusted net income” means the net income minus the sum of—

Taxes.

(A) **TAXES.**—Federal income, war-profits, and excess-profits taxes paid or accrued during the taxable year, to the extent not allowed as a deduction by section 23, but not including the tax imposed by this section or a corresponding section of a prior income-tax law.

Ante, p. 1658.

Disallowed charitable, etc., contributions.

(B) **DISALLOWED CHARITABLE, ETC., CONTRIBUTIONS.**—Contributions or gifts, not otherwise allowed as a deduction, to or for the use of donees described in section 23 (o), for the purposes therein specified.

Ante, p. 1660.

Disallowed losses. Post, p. 1692.

(C) **DISALLOWED LOSSES.**—Losses from sales or exchanges of capital assets which are disallowed as a deduction by section 117 (d).

Bank affiliates. Vol. 48, p. 162. Ante, p. 1664.

(D) **BANK AFFILIATES.**—In the case of a holding company affiliate (as defined in section 2 of the Banking Act of 1933), the amount allowed as a credit under section 26 (d).

National mortgage associations. Vol. 48, p. 1252.

(E) **NATIONAL MORTGAGE ASSOCIATIONS.**—In the case of a national mortgage association created under Title III of the National Housing Act, the amount allowed as a credit under section 26 (e).

(2) **RETAINED NET INCOME.**—The term “retained net income” means the special adjusted net income minus the sum of the dividends paid credit provided in section 27 and the credit provided in section 26 (c), relating to contracts restricting dividends. For the purposes of this subsection, such credits shall be computed by substituting in section 26 (c) and in section 27 for the words “adjusted net income” wherever appearing in such sections the words “special adjusted net income”.

“Retained net income.”

Ante, pp. 1664, 1665.

(d) **PAYMENT OF SURTAX ON PRO RATA SHARES.**—The tax imposed by this section shall not apply if (1) all the shareholders of the corporation include (at the time of filing their returns) in their gross income their entire pro rata shares, whether distributed or not, of the retained net income of the corporation for such year, and (2) 90 per centum or more of such retained net income is so included in the gross income of shareholders other than corporations. Any amount so included in the gross income of a shareholder shall be treated as a dividend received. Any subsequent distribution made by the corporation out of earnings or profits for such taxable year shall, if distributed to any shareholder who has so included in his gross income his pro rata share, be exempt from tax in the amount of the share so included.

Payment of surtax on pro rata shares.

Subsequent distribution.

(e) **TAX ON PERSONAL HOLDING COMPANIES.**—For surtax on personal holding companies, see section 351.

Personal holding companies.
Post, p. 1732.

SEC. 103. RATES OF TAX ON CITIZENS AND CORPORATIONS OF CERTAIN FOREIGN COUNTRIES.

Whenever the President finds that, under the laws of any foreign country, citizens or corporations of the United States are being subjected to discriminatory or extraterritorial taxes, the President shall so proclaim and the rates of tax imposed by sections 11, 12, 13, 201 (b), 204 (a), 211 (a), and 231 (a) shall, for the taxable year during which such proclamation is made and for each taxable year thereafter, be doubled in the case of each citizen and corporation of such foreign country; but the tax at such doubled rate shall be considered as imposed by sections 11, 12, 13, 201 (b), 204 (a), 211 (a), or 231 (a), as the case may be. In no case shall this section operate to increase the taxes imposed by such sections (computed without regard to this section) to an amount in excess of 80 per centum of the net income of the taxpayer. Whenever the President finds that the laws of any foreign country with respect to which the President has made a proclamation under the preceding provisions of this section have been modified so that discriminatory and extraterritorial taxes applicable to citizens and corporations of the United States have been removed, he shall so proclaim, and the provisions of this section providing for doubled rates of tax shall not apply to any citizen or corporation of such foreign country with respect to any taxable year beginning after such proclamation is made.

Rates when citizens are subjected by foreign countries to.

Ante, pp. 1653, 1655;
Post, pp. 1710, 1711,
1714, 1717.

Limitation.

If foreign laws modified.

SEC. 104. BANKS AND TRUST COMPANIES.

(a) **DEFINITION.**—As used in this section the term “bank” means a bank or trust company incorporated and doing business under the laws of the United States (including laws relating to the District of Columbia), of any State, or of any Territory, a substantial part of the business of which consists of receiving deposits and making loans and discounts, or of exercising fiduciary powers similar to those permitted to national banks under section 11 (k) of the Federal Reserve Act, as amended, and which is subject by law to supervision and examination by State or Federal authority having supervision over banking institutions.

Banks and trust companies.

Definition.

Vol. 38, p. 262.

Rate of tax.

(b) **RATE OF TAX.**—Banks shall be taxable in the same manner as other corporations, except that they shall not be subject to the surtax imposed by section 14, and except that the normal tax imposed by section 13 shall be at the rate of 15 per centum instead of at the rates provided in such section.

Ante, p. 1655.

Oil or gas properties.

SEC. 105. SALE OF OIL OR GAS PROPERTIES.

Tax on sales.

In the case of a bona fide sale of any oil or gas property, or any interest therein, where the principal value of the property has been demonstrated by prospecting or exploration or discovery work done by the taxpayer, the portion of the tax imposed by section 12 attributable to such sale shall not exceed 30 per centum of the selling price of such property or interest.

Ante, p. 1653.

Computation of net income.

Supplement B—Computation of Net Income

[Supplementary to Subtitle B, Part II]

Gain or loss.

SEC. 111. DETERMINATION OF AMOUNT OF, AND RECOGNITION OF, GAIN OR LOSS.

Computation of.

(a) **COMPUTATION OF GAIN OR LOSS.**—The gain from the sale or other disposition of property shall be the excess of the amount realized therefrom over the adjusted basis provided in section 113 (b) for determining gain, and the loss shall be the excess of the adjusted basis provided in such section for determining loss over the amount realized.

Post, p. 1685.

Adjusted basis.

Amount realized.

(b) **AMOUNT REALIZED.**—The amount realized from the sale or other disposition of property shall be the sum of any money received plus the fair market value of the property (other than money) received.

Recognition of gain or loss.

(c) **RECOGNITION OF GAIN OR LOSS.**—In the case of a sale or exchange, the extent to which the gain or loss determined under this section shall be recognized for the purposes of this title, shall be determined under the provisions of section 112.

Installment sales.

(d) **INSTALLMENT SALES.**—Nothing in this section shall be construed to prevent (in the case of property sold under contract providing for payment in installments) the taxation of that portion of any installment payment representing gain or profit in the year in which such payment is received.

Gain or loss from sales or exchanges.

SEC. 112. RECOGNITION OF GAIN OR LOSS.

Entire amount recognized; exceptions.

(a) **GENERAL RULE.**—Upon the sale or exchange of property the entire amount of the gain or loss, determined under section 111, shall be recognized, except as hereinafter provided in this section.

Exchanges solely in kind.

(b) EXCHANGES SOLELY IN KIND.—

Property held for productive use or investment.

(1) **PROPERTY HELD FOR PRODUCTIVE USE OR INVESTMENT.**—No gain or loss shall be recognized if property held for productive use in trade or business or for investment (not including stock in trade or other property held primarily for sale, nor stocks, bonds, notes, choses in action, certificates of trust or beneficial interest, or other securities or evidences of indebtedness or interest) is exchanged solely for property of a like kind to be held either for productive use in trade or business or for investment.

Stock for stock of same corporation.

(2) **STOCK FOR STOCK OF SAME CORPORATION.**—No gain or loss shall be recognized if common stock in a corporation is exchanged solely for common stock in the same corporation, or if preferred stock in a corporation is exchanged solely for preferred stock in the same corporation.

(3) STOCK FOR STOCK ON REORGANIZATION.—No gain or loss shall be recognized if stock or securities in a corporation a party to a reorganization are, in pursuance of the plan of reorganization, exchanged solely for stock or securities in such corporation or in another corporation a party to the reorganization.

Stock for stock on reorganization.

(4) SAME—GAIN OF CORPORATION.—No gain or loss shall be recognized if a corporation a party to a reorganization exchanges property, in pursuance of the plan of reorganization, solely for stock or securities in another corporation a party to the reorganization.

Property for stock of party to reorganization.

(5) TRANSFER TO CORPORATION CONTROLLED BY TRANSFEROR.—No gain or loss shall be recognized if property is transferred to a corporation by one or more persons solely in exchange for stock or securities in such corporation, and immediately after the exchange such person or persons are in control of the corporation; but in the case of an exchange by two or more persons this paragraph shall apply only if the amount of the stock and securities received by each is substantially in proportion to his interest in the property prior to the exchange.

Transfers for stock of corporation under same control.

Limitation.

(6) PROPERTY RECEIVED BY CORPORATION ON COMPLETE LIQUIDATION OF ANOTHER.—No gain or loss shall be recognized upon the receipt by a corporation of property distributed in complete liquidation of another corporation. For the purposes of this paragraph a distribution shall be considered to be in complete liquidation only if—

Property received by corporation on complete liquidation of another.

(A) the corporation receiving such property was, on the date of the adoption of the plan of liquidation, and has continued to be at all times until the receipt of the property, the owner of stock (in such other corporation) possessing at least 80 per centum of the total combined voting power of all classes of stock entitled to vote and the owner of at least 80 per centum of the total number of shares of all other classes of stock (except non-voting stock which is limited and preferred as to dividends), and was at no time on or after the date of the adoption of the plan of liquidation and until the receipt of the property the owner of a greater percentage of any class of stock than the percentage of such class owned at the time of the receipt of the property; and

Conditions prescribed.

(B) no distribution under the liquidation was made before the first day of the first taxable year of the corporation beginning after December 31, 1935; and either

No distribution before 1936.

(C) the distribution is by such other corporation in complete cancellation or redemption of all its stock, and the transfer of all the property occurs within the taxable year; in such case the adoption by the stockholders of the resolution under which is authorized the distribution of all the assets of such corporation in complete cancellation or redemption of all its stock, shall be considered an adoption of a plan of liquidation, even though no time for the completion of the transfer of the property is specified in such resolution; or

Distribution a complete stock cancellation, etc.

(D) such distribution is one of a series of distributions by such other corporation in complete cancellation or redemption of all its stock in accordance with a plan of liquidation under which the transfer of all the property under the liquidation is to be completed within three years from the close of the taxable year during which is made the first of the series of distributions under the plan, except that if such transfer is not completed within such period, or if the taxpayer does not continue qualified under subparagraph (A) until the completion of such transfer, no

Distribution one of series of distributions, etc.; period for completion.

distribution under the plan shall be considered a distribution in complete liquidation.

If such transfer of all the property does not occur within the taxable year the Commissioner may require of the taxpayer such bond, or waiver of the statute of limitations on assessment and collection, or both, as he may deem necessary to insure, if the transfer of the property is not completed within such three-year period, or if the taxpayer does not continue qualified under subparagraph (A) until the completion of such transfer, the assessment and collection of all income, war-profits, and excess-profits taxes then imposed by law for such taxable year or subsequent taxable years, to the extent attributable to property so received. A distribution otherwise constituting a distribution in complete liquidation within the meaning of this paragraph shall not be considered as not constituting such a distribution merely because it does not constitute a distribution or liquidation within the meaning of the corporate law under which the distribution is made; and for the purposes of this paragraph a transfer of property of such other corporation to the taxpayer shall not be considered as not constituting a distribution (or one of a series of distributions) in complete cancellation or redemption of all the stock of such other corporation, merely because the carrying out of the plan involves (i) the transfer under the plan to the taxpayer by such other corporation of property, not attributable to shares owned by the taxpayer, upon an exchange described in paragraph (4) of this subsection, and (ii) the complete cancellation or redemption under the plan, as a result of exchanges described in paragraph (3) of this subsection, of the shares not owned by the taxpayer.

(c) GAIN FROM EXCHANGES NOT SOLELY IN KIND.—

(1) If an exchange would be within the provisions of subsection (b) (1), (2), (3), or (5) of this section if it were not for the fact that the property received in exchange consists not only of property permitted by such paragraph to be received without the recognition of gain, but also of other property or money, then the gain, if any, to the recipient shall be recognized, but in an amount not in excess of the sum of such money and the fair market value of such other property.

(2) If a distribution made in pursuance of a plan of reorganization is within the provisions of paragraph (1) of this subsection but has the effect of the distribution of a taxable dividend, then there shall be taxed as a dividend to each distributee such an amount of the gain recognized under paragraph (1) as is not in excess of his ratable share of the undistributed earnings and profits of the corporation accumulated after February 28, 1913. The remainder, if any, of the gain recognized under paragraph (1) shall be taxed as a gain from the exchange of property.

(d) SAME—GAIN OF CORPORATION.—If an exchange would be within the provisions of subsection (b) (4) of this section if it were not for the fact that the property received in exchange consists not only of stock or securities permitted by such paragraph to be received without the recognition of gain, but also of other property or money, then—

(1) If the corporation receiving such other property or money distributes it in pursuance of the plan of reorganization, no gain to the corporation shall be recognized from the exchange, but

(2) If the corporation receiving such other property or money does not distribute it in pursuance of the plan of reorganization, the gain, if any, to the corporation shall be recognized, but in an

Bond to insure income, etc., taxes.

Distribution in complete liquidation but not within meaning of corporate law.

Gain from exchanges not solely in kind.
Recognition of.

Reorganization distribution construed as taxable dividend.

Accumulations after February 1913.

Tax on gain from property exchange.

Gain of corporation.

If distributed on reorganization.

If not distributed.

amount not in excess of the sum of such money and the fair market value of such other property so received, which is not so distributed.

(e) **LOSS FROM EXCHANGES NOT SOLELY IN KIND.**—If an exchange would be within the provisions of subsection (b) (1) to (5), inclusive, of this section if it were not for the fact that the property received in exchange consists not only of property permitted by such paragraph to be received without the recognition of gain or loss, but also of other property or money, then no loss from the exchange shall be recognized.

Loss from exchanges not solely in kind.

(f) **INVOLUNTARY CONVERSIONS.**—If property (as a result of its destruction in whole or in part, theft or seizure, or an exercise of the power of requisition or condemnation, or the threat or imminence thereof) is compulsorily or involuntarily converted into property similar or related in service or use to the property so converted, or into money which is forthwith in good faith, under regulations prescribed by the Commissioner with the approval of the Secretary, expended in the acquisition of other property similar or related in service or use to the property so converted, or in the acquisition of control of a corporation owning such other property, or in the establishment of a replacement fund, no gain or loss shall be recognized. If any part of the money is not so expended, the gain, if any, shall be recognized, but in an amount not in excess of the money which is not so expended.

Involuntary conversions.
No gain or loss, if involuntarily converted into similar property, etc.

Gain recognized on part not expended.

(g) **DEFINITION OF REORGANIZATION.**—As used in this section and section 113—

Reorganization.

Definitions.

(1) The term “reorganization” means (A) a statutory merger or consolidation, or (B) the acquisition by one corporation in exchange solely for all or a part of its voting stock: of at least 80 per centum of the voting stock and at least 80 per centum of the total number of shares of all other classes of stock of another corporation; or of substantially all the properties of another corporation, or (C) a transfer by a corporation of all or a part of its assets to another corporation if immediately after the transfer the transferor or its stockholders or both are in control of the corporation to which the assets are transferred, or (D) a recapitalization, or (E) a mere change in identity, form, or place of organization, however effected.

(2) The term “a party to a reorganization” includes a corporation resulting from a reorganization and includes both corporations in the case of a reorganization resulting from the acquisition by one corporation of stock or properties of another.

“A party to a reorganization.”

(h) **DEFINITION OF CONTROL.**—As used in this section the term “control” means the ownership of stock possessing at least 80 per centum of the total combined voting power of all classes of stock entitled to vote and at least 80 per centum of the total number of shares of all other classes of stock of the corporation.

“Control” defined.

(i) **FOREIGN CORPORATIONS.**—In determining the extent to which gain shall be recognized in the case of any of the exchanges (made after the date of the enactment of this Act) described in subsection (b) (3), (4), (5), or (6), or described in so much of subsection (e) as refers to subsection (b) (3) or (5), or described in subsection (d), a foreign corporation shall not be considered as a corporation unless, prior to such exchange, it has been established to the satisfaction of the Commissioner that such exchange is not in pursuance of a plan having as one of its principal purposes the avoidance of Federal income taxes.

Foreign corporations. Not so considered if purpose is to evade income taxes.

Adjusted basis for determining gain or loss.

Cost value; exceptions.

Inventory value.

Gifts after December 31, 1920.

Determination of loss.

Fair market value.

Transfer in trust after December 31, 1920.

Gift or transfer in trust before January 1, 1921.

Property transmitted at death.

Transfer in trust with right to revoke.

Without full consideration under general power of appointment.

Acquired on exchange, etc.

Ante, pp. 1678-1681; *Post*, p. 1684.

SEC. 113. ADJUSTED BASIS FOR DETERMINING GAIN OR LOSS.

(a) **BASIS (UNADJUSTED) OF PROPERTY.**—The basis of property shall be the cost of such property; except that—

(1) **INVENTORY VALUE.**—If the property should have been included in the last inventory, the basis shall be the last inventory value thereof.

(2) **GIFTS AFTER DECEMBER 31, 1920.**—If the property was acquired by gift after December 31, 1920, the basis shall be the same as it would be in the hands of the donor or the last preceding owner by whom it was not acquired by gift, except that for the purpose of determining loss the basis shall be the basis so determined or the fair market value of the property at the time of the gift, whichever is lower. If the facts necessary to determine the basis in the hands of the donor or the last preceding owner are unknown to the donee, the Commissioner shall, if possible, obtain such facts from such donor or last preceding owner, or any other person cognizant thereof. If the Commissioner finds it impossible to obtain such facts, the basis in the hands of such donor or last preceding owner shall be the fair market value of such property as found by the Commissioner as of the date or approximate date at which, according to the best information that the Commissioner is able to obtain, such property was acquired by such donor or last preceding owner.

(3) **TRANSFER IN TRUST AFTER DECEMBER 31, 1920.**—If the property was acquired after December 31, 1920, by a transfer in trust (other than by a transfer in trust by a bequest or devise) the basis shall be the same as it would be in the hands of the grantor, increased in the amount of gain or decreased in the amount of loss recognized to the grantor upon such transfer under the law applicable to the year in which the transfer was made.

(4) **GIFT OR TRANSFER IN TRUST BEFORE JANUARY 1, 1921.**—If the property was acquired by gift or transfer in trust on or before December 31, 1920, the basis shall be the fair market value of such property at the time of such acquisition.

(5) **PROPERTY TRANSMITTED AT DEATH.**—If the property was acquired by bequest, devise, or inheritance, or by the decedent's estate from the decedent, the basis shall be the fair market value of such property at the time of such acquisition. In the case of property transferred in trust to pay the income for life to or upon the order or direction of the grantor, with the right reserved to the grantor at all times prior to his death to revoke the trust, the basis of such property in the hands of the persons entitled under the terms of the trust instrument to the property after the grantor's death shall, after such death, be the same as if the trust instrument had been a will executed on the day of the grantor's death. For the purpose of this paragraph property passing without full and adequate consideration under a general power of appointment exercised by will shall be deemed to be property passing from the individual exercising such power by bequest or devise.

(6) **TAX-FREE EXCHANGES GENERALLY.**—If the property was acquired, after February 28, 1913, upon an exchange described in section 112 (b) to (e), inclusive, the basis (except as provided in paragraph (15) of this subsection) shall be the same as in the case of the property exchanged, decreased in the amount of any money received by the taxpayer and increased in the amount of gain or decreased in the amount of loss to the taxpayer that was recognized upon such exchange under the law applicable to the

year in which the exchange was made. If the property so acquired consisted in part of the type of property permitted by section 112 (b) to be received without the recognition of gain or loss, and in part of other property, the basis provided in this paragraph shall be allocated between the properties (other than money) received, and for the purpose of the allocation there shall be assigned to such other property an amount equivalent to its fair market value at the date of the exchange. This paragraph shall not apply to property acquired by a corporation by the issuance of its stock or securities as the consideration in whole or in part for the transfer of the property to it.

Partly by exchange and partly by other property.

Stock issued as consideration excepted.

(7) **TRANSFERS TO CORPORATION.**—If the property was acquired after December 31, 1917, by a corporation in connection with a reorganization, then the basis shall be the same as it would be in the hands of the transferor, increased in the amount of gain or decreased in the amount of loss recognized to the transferor upon such transfer under the law applicable to the year in which the transfer was made. This paragraph shall not apply if the property acquired consists of stock or securities in a corporation a party to the reorganization, unless acquired by the issuance of stock or securities of the transferee as the consideration in whole or in part for the transfer.

Transfers to corporation.

If property consists of stock, etc.

(8) **PROPERTY ACQUIRED BY ISSUANCE OF STOCK OR AS PAID-IN SURPLUS.**—If the property was acquired after December 31, 1920, by a corporation—

Property acquired by issuance of stock or as paid-in surplus by a corporation after 1920.

(A) by the issuance of its stock or securities in connection with a transaction described in section 112 (b) (5) (including, also, cases where part of the consideration for the transfer of such property to the corporation was property or money, in addition to such stock or securities), or

Issuance of stock controlled by transferor. *Ante*, p. 1679.

(B) as paid-in surplus or as a contribution to capital, then the basis shall be the same as it would be in the hands of the transferor, increased in the amount of gain or decreased in the amount of loss recognized to the transferor upon such transfer under the law applicable to the year in which the transfer was made.

Paid-in surplus, etc.

Basis.

(9) **INVOLUNTARY CONVERSION.**—If the property was acquired, after February 28, 1913, as the result of a compulsory or involuntary conversion described in section 112 (f), the basis shall be the same as in the case of the property so converted, decreased in the amount of any money received by the taxpayer which was not expended in accordance with the provisions of law (applicable to the year in which such conversion was made) determining the taxable status of the gain or loss upon such conversion, and increased in the amount of gain or decreased in the amount of loss to the taxpayer recognized upon such conversion under the law applicable to the year in which such conversion was made.

Acquired by involuntary conversion.

Ante, p. 1681.

(10) **WASH SALES OF STOCK.**—If the property consists of stock or securities the acquisition of which (or the contract or option to acquire which) resulted in the nondeductibility (under section 118 of this Act or corresponding provisions of prior income tax laws, relating to wash sales) of the loss from the sale or other disposition of substantially identical stock or securities, then the basis shall be the basis of the stock or securities so sold or disposed of, increased or decreased, as the case may be, by the difference, if any, between the price at which the property was acquired and the price at which such substantially identical stock or securities were sold or otherwise disposed of.

Wash sales of stock, etc., on which loss not allowed.

Post, p. 1692.

Basis.

Property acquired during affiliation. Determination of basis.

"Period of affiliation" defined.

Basis in 1929 and subsequent years.

Post, p. 1698.
Vol. 45, p. 831.
Vol. 47, p. 213.
Vol. 48, p. 721.

Basis established by Revenue Act of 1932.

Basis for partnership property, acquired after February 28, 1913.

Distribution by partnership to partner.

Property acquired before March 1, 1913.

Fair market value of assets.

Property received by a corporation on complete liquidation of another.

(11) **PROPERTY ACQUIRED DURING AFFILIATION.**—In the case of property acquired by a corporation, during a period of affiliation, from a corporation with which it was affiliated, the basis of such property, after such period of affiliation, shall be determined, in accordance with regulations prescribed by the Commissioner with the approval of the Secretary, without regard to inter-company transactions in respect of which gain or loss was not recognized. For the purposes of this paragraph, the term "period of affiliation" means the period during which such corporations were affiliated (determined in accordance with the law applicable thereto) but does not include any taxable year beginning on or after January 1, 1922, unless a consolidated return was made, nor any taxable year after the taxable year 1928. The basis in case of property acquired by a corporation during any period, in the taxable year 1929 or any subsequent taxable year, in respect of which a consolidated return is made by such corporation under section 141 of this Act or the Revenue Act of 1928 or the Revenue Act of 1932 or the Revenue Act of 1934, shall be determined in accordance with regulations prescribed under section 141 (b) of this Act or the Revenue Act of 1928 or the Revenue Act of 1932 or the Revenue Act of 1934. The basis in the case of property held by a corporation during any period, in the taxable year 1929 or any subsequent taxable year, in respect of which a consolidated return is made by such corporation under section 141 of this Act or the Revenue Act of 1928 or the Revenue Act of 1932 or the Revenue Act of 1934, shall be adjusted in respect of any items relating to such period, in accordance with regulations prescribed under section 141 (b) of this Act or the Revenue Act of 1928 or the Revenue Act of 1932 or the Revenue Act of 1934, applicable to such period.

(12) **BASIS ESTABLISHED BY REVENUE ACT OF 1932.**—If the property was acquired, after February 28, 1913, in any taxable year beginning prior to January 1, 1934, and the basis thereof, for the purposes of the Revenue Act of 1932 was prescribed by section 113 (a) (6), (7), or (9) of such Act, then for the purposes of this Act the basis shall be the same as the basis therein prescribed in the Revenue Act of 1932.

(13) **PARTNERSHIPS.**—If the property was acquired, after February 28, 1913, by a partnership and the basis is not otherwise determined under any of the paragraphs (1) to (12), inclusive, of this subsection, then the basis shall be the same as it would be in the hands of the transferor, increased in the amount of gain or decreased in the amount of loss recognized to the transferor upon such transfer under the law applicable to the year in which the transfer was made. If the property was distributed in kind by a partnership to any partner, the basis of such property in the hands of the partner shall be such part of the basis in his hands of his partnership interest as is properly allocable to such property.

(14) **PROPERTY ACQUIRED BEFORE MARCH 1, 1913.**—In the case of property acquired before March 1, 1913, if the basis otherwise determined under this subsection, adjusted (for the period prior to March 1, 1913) as provided in subsection (b), is less than the fair market value of the property as of March 1, 1913, then the basis for determining gain shall be such fair market value. In determining the fair market value of stock in a corporation as of March 1, 1913, due regard shall be given to the fair market value of the assets of the corporation as of that date.

(15) **PROPERTY RECEIVED BY A CORPORATION ON COMPLETE LIQUIDATION OF ANOTHER.**—If the property was received by a corporation upon a distribution in complete liquidation of another corporation

within the meaning of section 112 (b) (6), then the basis shall be the same as it would be in the hands of the transferor.

Ante, p. 1679.

(16) BASIS ESTABLISHED BY REVENUE ACT OF 1934.—If the property was acquired, after February 28, 1913, in any taxable year beginning prior to January 1, 1936, and the basis thereof, for the purposes of the Revenue Act of 1934 was prescribed by section 113 (a) (6), (7), or (8) of such Act, then for the purposes of this Act the basis shall be the same as the basis therein prescribed in the Revenue Act of 1934.

Basis established by Revenue Act of 1934. Vol. 48, p. 706.

(b) ADJUSTED BASIS.—The adjusted basis for determining the gain or loss from the sale or other disposition of property, whenever acquired, shall be the basis determined under subsection (a), adjusted as hereinafter provided.

Adjusted basis for determining gain or loss.

(1) GENERAL RULE.—Proper adjustment in respect of the property shall in all cases be made—

General rule.

(A) for expenditures, receipts, losses, or other items, properly chargeable to capital account, including taxes and other carrying charges on unimproved and unproductive real property, but no such adjustment shall be made for taxes or other carrying charges for which deductions have been taken by the taxpayer in determining net income for the taxable year or prior taxable years;

Expenditures, etc., chargeable to capital account. Restriction.

(B) in respect of any period since February 28, 1913, for exhaustion, wear and tear, obsolescence, amortization, and depletion, to the extent allowed (but not less than the amount allowable) under this Act or prior income tax laws. Where for any taxable year prior to the taxable year 1932 the depletion allowance was based on discovery value or a percentage of income, then the adjustment for depletion for such year shall be based on the depletion which would have been allowable for such year if computed without reference to discovery value or a percentage of income;

Depletion, etc., since February 28, 1913.

Based on discovery value or percentage of income.

(C) in respect of any period prior to March 1, 1913, for exhaustion, wear and tear, obsolescence, amortization, and depletion, to the extent sustained;

Any period prior to March 1, 1913.

(D) in the case of stock (to the extent not provided for in the foregoing subparagraphs) for the amount of distributions previously made which, under the law applicable to the year in which the distribution was made, either were tax-free or were applicable in reduction of basis (not including distributions made by a corporation, which was classified as a personal service corporation under the provisions of the Revenue Act of 1918 or 1921, out of its earnings or profits which were taxable in accordance with the provisions of section 218 of the Revenue Act of 1918 or 1921).

Basis reduced by tax-free, etc., distributions.

Vol. 40, p. 1070; Vol. 42, p. 245.

(2) SUBSTITUTED BASIS.—The term "substituted basis" as used in this subsection means a basis determined under any provision of subsection (a) of this section or under any corresponding provision of a prior income tax law, providing that the basis shall be determined—

Substituted basis. Determination of.

(A) by reference to the basis in the hands of a transferor, donor, or grantor, or

(B) by reference to other property held at any time by the person for whom the basis is to be determined.

Whenever it appears that the basis of property in the hands of the taxpayer is a substituted basis, then the adjustments provided in paragraph (1) of this subsection shall be made after first making in respect of such substituted basis proper adjustments of a similar nature in respect of the period during which the property

Adjustments.

was held by the transferor, donor, or grantor, or during which the other property was held by the person for whom the basis is to be determined. A similar rule shall be applied in the case of a series of substituted bases.

Depreciation and depletion. **SEC. 114. BASIS FOR DEPRECIATION AND DEPLETION.**

Basis for.

(a) **BASIS FOR DEPRECIATION.**—The basis upon which exhaustion, wear and tear, and obsolescence are to be allowed in respect of any property shall be the adjusted basis provided in section 113 (b) for the purpose of determining the gain upon the sale or other disposition of such property.

Ante, p. 1685.

(b) **BASIS FOR DEPLETION.**—

General rule.

(1) **GENERAL RULE.**—The basis upon which depletion is to be allowed in respect of any property shall be the adjusted basis provided in section 113 (b) for the purpose of determining the gain upon the sale or other disposition of such property, except as provided in paragraphs (2), (3), and (4) of this subsection.

Discovery value in case of mines.

(2) **DISCOVERY VALUE IN CASE OF MINES.**—In the case of mines (other than metal, coal, or sulphur mines) discovered by the taxpayer after February 28, 1913, the basis for depletion shall be the fair market value of the property at the date of discovery or within thirty days thereafter, if such mines were not acquired as the result of purchase of a proven tract or lease, and if the fair market value of the property is materially disproportionate to the cost. The depletion allowance under section 23 (m) based on discovery value provided in this paragraph shall not exceed 50 per centum of the net income of the taxpayer (computed without allowance for depletion) from the property upon which the discovery was made, except that in no case shall the depletion allowance under section 23 (m) be less than it would be if computed without reference to discovery value. Discoveries shall include minerals in commercial quantities contained within a vein or deposit discovered in an existing mine or mining tract by the taxpayer after February 28, 1913, if the vein or deposit thus discovered was not merely the uninterrupted extension of a continuing commercial vein or deposit already known to exist, and if the discovered minerals are of sufficient value and quantity that they could be separately mined and marketed at a profit.

Maximum allowance.

Ante, p. 1660.

Minerals included.

Percentage depletion for oil and gas wells.

(3) **PERCENTAGE DEPLETION FOR OIL AND GAS WELLS.**—In the case of oil and gas wells the allowance for depletion under section 23 (m) shall be 27½ per centum of the gross income from the property during the taxable year, excluding from such gross income an amount equal to any rents or royalties paid or incurred by the taxpayer in respect of the property. Such allowance shall not exceed 50 per centum of the net income of the taxpayer (computed without allowance for depletion) from the property, except that in no case shall the depletion allowance under section 23 (m) be less than it would be if computed without reference to this paragraph.

Maximum allowance.

Percentage depletion for coal and metal mines and sulphur.

(4) **PERCENTAGE DEPLETION FOR COAL AND METAL MINES AND SULPHUR.**—The allowance for depletion under section 23 (m) shall be, in the case of coal mines, 5 per centum, in the case of metal mines, 15 per centum, and, in the case of sulphur mines or deposits, 23 per centum, of the gross income from the property during the taxable year, excluding from such gross income an amount equal to any rents or royalties paid or incurred by the taxpayer in respect of the property. Such allowance shall not exceed 50 per centum of the net income of the taxpayer (computed without allowance for depletion) from the property. A taxpayer making his first return under this title in respect of a property shall state whether

Maximum allowance.

Election by taxpayer as to computation.

he elects to have the depletion allowance for such property for the taxable year for which the return is made computed with or without regard to percentage depletion, and the depletion allowance in respect of such property for such year shall be computed according to the election thus made. If the taxpayer fails to make such statement in the return, the depletion allowance for such property for such year shall be computed without reference to percentage depletion. The method, determined as above, of computing the depletion allowance shall be applied in the case of the property for all taxable years in which it is in the hands of such taxpayer, or of any other person if the basis of the property (for determining gain) in his hands is, under section 113, determined by reference to the basis in the hands of such taxpayer, either directly or through one or more substituted bases, as defined in that section. The above right of election shall be subject to the qualification that this paragraph shall, for the purpose of determining whether the method of computing the depletion allowance follows the property, be considered a continuation of section 114 (b) (4) of the Revenue Act of 1934, and as giving no new election in cases where such section would, if applied, give no new election.

Computation if no statement made.

Ante, p. 1682.

Qualification.

Vol. 48, p. 710.

SEC. 115. DISTRIBUTIONS BY CORPORATIONS.

(a) DEFINITION OF DIVIDEND.—The term “dividend” when used in this title (except in section 203 (a) (3) and section 207 (c) (1), relating to insurance companies) means any distribution made by a corporation to its shareholders, whether in money or in other property, (1) out of its earnings or profits accumulated after February 28, 1913, or (2) out of the earnings or profits of the taxable year (computed as of the close of the taxable year without diminution by reason of any distributions made during the taxable year), without regard to the amount of the earnings and profits at the time the distribution was made.

Distributions by corporations.

“Dividend” defined.

Post, pp. 1711, 1714.

(b) SOURCE OF DISTRIBUTIONS.—For the purposes of this Act every distribution is made out of earnings or profits to the extent thereof, and from the most recently accumulated earnings or profits. Any earnings or profits accumulated, or increase in value of property accrued, before March 1, 1913, may be distributed exempt from tax, after the earnings and profits accumulated after February 28, 1913, have been distributed, but any such tax-free distribution shall be applied against and reduce the adjusted basis of the stock provided in section 113.

Source.

Accumulations, etc., before March 1, 1913, tax-free.

Ante, p. 1682.

(c) DISTRIBUTIONS IN LIQUIDATION.—Amounts distributed in complete liquidation of a corporation shall be treated as in full payment in exchange for the stock, and amounts distributed in partial liquidation of a corporation shall be treated as in part or full payment in exchange for the stock. The gain or loss to the distributee resulting from such exchange shall be determined under section 111, but shall be recognized only to the extent provided in section 112. Despite the provisions of section 117 (a), 100 per centum of the gain so recognized shall be taken into account in computing net income, except in the case of amounts distributed in complete liquidation of a corporation. For the purpose of the preceding sentence, “complete liquidation” includes any one of a series of distributions made by a corporation in complete cancellation or redemption of all of its stock in accordance with a bona fide plan of liquidation and under which the transfer of the property under the liquidation is to be completed within a time specified in the plan, not exceeding two years from the close of the taxable year during which is made the

Distributions in liquidation.

Gain or loss to distributee.

Ante, p. 1678.

Post, p. 1691.

“Complete liquidation” construed.

Amounts distributed in partial liquidation.

first of the series of distributions under the plan. In the case of amounts distributed (whether before January 1, 1934, or on or after such date) in partial liquidation (other than a distribution within the provisions of subsection (h) of this section of stock or securities in connection with a reorganization) the part of such distribution which is properly chargeable to capital account shall not be considered a distribution of earnings or profits.

Other distributions from capital.
Not out of increase in value before March 1, 1913, nor a dividend.

(d) **OTHER DISTRIBUTIONS FROM CAPITAL.**—If any distribution (not in partial or complete liquidation) made by a corporation to its shareholders is not out of increase in value of property accrued before March 1, 1913, and is not a dividend, then the amount of such distribution shall be applied against and reduce the adjusted basis of the stock provided in section 113, and if in excess of such basis, such excess shall be taxable in the same manner as a gain from the sale or exchange of property.

Ante, p. 1682.

Distributions by personal service corporations.

Exemptions.
Vol. 40, p. 1070; Vol. 42, p. 245.

(e) **DISTRIBUTIONS BY PERSONAL SERVICE CORPORATIONS.**—Any distribution made by a corporation, which was classified as a personal service corporation under the provisions of the Revenue Act of 1918 or the Revenue Act of 1921, out of its earnings or profits which were taxable in accordance with the provisions of section 218 of the Revenue Act of 1918 or section 218 of the Revenue Act of 1921, shall be exempt from tax to the distributees.

Stock dividends.

General rule.

(f) **STOCK DIVIDENDS.**—

(1) **GENERAL RULE.**—A distribution made by a corporation to its shareholders in its stock or in rights to acquire its stock shall not be treated as a dividend to the extent that it does not constitute income to the shareholder within the meaning of the Sixteenth Amendment to the Constitution.

Election of shareholders as to medium of payment.

(2) **ELECTION OF SHAREHOLDERS AS TO MEDIUM OF PAYMENT.**—Whenever a distribution by a corporation is, at the election of any of the shareholders (whether exercised before or after the declaration thereof), payable either (A) in its stock or in rights to acquire its stock, of a class which if distributed without election would be exempt from tax under paragraph (1), or (B) in money or any other property (including its stock or in rights to acquire its stock, of a class which if distributed without election would not be exempt from tax under paragraph (1)), then the distribution shall constitute a taxable dividend in the hands of all shareholders, regardless of the medium in which paid.

Redemption of stock.

(g) **REDEMPTION OF STOCK.**—If a corporation cancels or redeems its stock (whether or not such stock was issued as a stock dividend) at such time and in such manner as to make the distribution and cancellation or redemption in whole or in part essentially equivalent to the distribution of a taxable dividend, the amount so distributed in redemption or cancellation of the stock, to the extent that it represents a distribution of earnings or profits accumulated after February 28, 1913, shall be treated as a taxable dividend.

Effect on earnings and profits of distributions of stock.

(h) **EFFECT ON EARNINGS AND PROFITS OF DISTRIBUTIONS OF STOCK.**—The distribution (whether before January 1, 1936, or on or after such date) to a distributee by or on behalf of a corporation of its stock or securities or stock or securities in another corporation shall not be considered a distribution of earnings or profits of any corporation—

(1) if no gain to such distributee from the receipt of such stock or securities was recognized by law, or

(2) if the distribution was not subject to tax in the hands of such distributee because it did not constitute income to him within the meaning of the Sixteenth Amendment to the Constitution or

because exempt to him under section 115 (f) of the Revenue Act of 1934 or a corresponding provision of a prior Revenue Act. As used in this subsection the term "stock or securities" includes rights to acquire stock or securities.

"Stock or securities" construed.

(i) DEFINITION OF PARTIAL LIQUIDATION.—As used in this section the term "amounts distributed in partial liquidation" means a distribution by a corporation in complete cancellation or redemption of a part of its stock, or one of a series of distributions in complete cancellation or redemption of all or a portion of its stock.

"Amounts distributed in partial liquidation" defined.

(j) VALUATION OF DIVIDEND.—If the whole or any part of a dividend is paid to a shareholder in any medium other than money the property received other than money shall be included in gross income at its fair market value at the time as of which it becomes income to the shareholder.

Valuation of dividend.

SEC. 116. EXCLUSIONS FROM GROSS INCOME.

In addition to the items specified in section 22 (b), the following items shall not be included in gross income and shall be exempt from taxation under this title:

Exclusions from gross income.

(a) EARNED INCOME FROM SOURCES WITHOUT UNITED STATES.—In the case of an individual citizen of the United States, a bona fide nonresident of the United States for more than six months during the taxable year, amounts received from sources without the United States (except amounts paid by the United States or any agency thereof) if such amounts would constitute earned income as defined in section 25 (a) if received from sources within the United States; but such individual shall not be allowed as a deduction from his gross income any deductions properly allocable to or chargeable against amounts excluded from gross income under this subsection.

Additional items tax exempt.
Ante, p. 1657.

Earned income from sources without United States.

Ante, p. 1662.

(b) TEACHERS IN ALASKA AND HAWAII.—In the case of an individual employed by Alaska or Hawaii or any political subdivision thereof as a teacher in any educational institution, the compensation received as such. This subsection shall not exempt compensation paid directly or indirectly by the Government of the United States.

Teachers in Alaska and Hawaii.

Federal compensation.

(c) INCOME OF FOREIGN GOVERNMENTS.—The income of foreign governments received from investments in the United States in stocks, bonds, or other domestic securities, owned by such foreign governments, or from interest on deposits in banks in the United States of moneys belonging to such foreign governments, or from any other source within the United States.

Income of foreign governments from investments in United States, etc.

(d) INCOME OF STATES, MUNICIPALITIES, ETC.—Income derived from any public utility or the exercise of any essential governmental function and accruing to any State, Territory, or the District of Columbia, or any political subdivision of a State or Territory, or income accruing to the government of any possession of the United States, or any political subdivision thereof.

Income of States, etc., from public utilities.

Whenever any State, Territory, or the District of Columbia, or any political subdivision of a State or Territory, prior to September 8, 1916, entered in good faith into a contract with any person, the object and purpose of which is to acquire, construct, operate, or maintain a public utility—

If under prior contracts for operation thereof.

(1) If by the terms of such contract the tax imposed by this title is to be paid out of the proceeds from the operation of such public utility, prior to any division of such proceeds between the person and the State, Territory, political subdivision, or the District of Columbia, and if, but for the imposition of the tax imposed by this title, a part of such proceeds for the taxable year would accrue directly to or for the use of such State, Territory, political subdivision, or the District of Columbia, then a tax upon the net income from the operation of such public utility

Levy on proceeds prior to division thereof with State, etc.

Refund. shall be levied, assessed, collected, and paid in the manner and at the rates prescribed in this title, but there shall be refunded to such State, Territory, political subdivision, or the District of Columbia (under rules and regulations to be prescribed by the Commissioner with the approval of the Secretary) an amount which bears the same relation to the amount of the tax as the amount which (but for the imposition of the tax imposed by this title) would have accrued directly to or for the use of such State, Territory, political subdivision, or the District of Columbia, bears to the amount of the net income from the operation of such public utility for such taxable year.

If no part accruing to State, etc.

(2) If by the terms of such contract no part of the proceeds from the operation of the public utility for the taxable year would, irrespective of the tax imposed by this title, accrue directly to or for the use of such State, Territory, political subdivision, or the District of Columbia, then the tax upon the net income of such person from the operation of such public utility shall be levied, assessed, collected, and paid in the manner and at the rates prescribed in this title.

Bridges to be acquired by State, etc.

(e) BRIDGES TO BE ACQUIRED BY STATE OR POLITICAL SUBDIVISION.—Whenever any State or political subdivision thereof, in pursuance of a contract to which it is not a party entered into before the enactment of the Revenue Act of 1928, is to acquire a bridge—

Levy on operation proceeds before division made.

(1) If by the terms of such contract the tax imposed by this title is to be paid out of the proceeds from the operation of such bridge prior to any division of such proceeds, and if, but for the imposition of the tax imposed by this title, a part of such proceeds for the taxable year would accrue directly to or for the use of or would be applied for the benefit of such State or political subdivision, then a tax upon the net income from the operation of such bridge shall be levied, assessed, collected, and paid in the manner and at the rates prescribed in this title, but there shall be refunded to such State or political subdivision (under rules and regulations to be prescribed by the Commissioner with the approval of the Secretary) an amount which bears the same relation to the amount of the tax as the amount which (but for the imposition of the tax imposed by this title) would have accrued directly to or for the use of or would be applied for the benefit of such State or political subdivision, bears to the amount of the net income from the operation of such bridge for such taxable year. No such refund shall be made unless the entire amount of the refund is to be applied in part payment for the acquisition of such bridge.

Refunds.

Restriction.

If no part accruing to State, etc.

(2) If by the terms of such contract no part of the proceeds from the operation of the bridge for the taxable year would, irrespective of the tax imposed by this title, accrue directly to or for the use of or be applied for the benefit of such State or political subdivision, then the tax upon the net income from the operation of such bridge shall be levied, assessed, collected, and paid in the manner and at the rates prescribed in this title.

Dividends from "China Trade Act" corporations.

(f) DIVIDEND FROM "CHINA TRADE ACT" CORPORATION.—In the case of a person, amounts distributed as dividends to or for his benefit by a corporation organized under the China Trade Act, 1922, if, at the time of such distribution, he is a resident of China, and the equitable right to the income of the shares of stock of the corporation is in good faith vested in him.

Shipowners' mutual associations, receipts.

(g) SHIPOWNERS' PROTECTION AND INDEMNITY ASSOCIATIONS.—The receipts of shipowners' mutual protection and indemnity associations not organized for profit, and no part of the net earnings of which inures to the benefit of any private shareholder; but such

corporations shall be subject as other persons to the tax upon their net income from interest, dividends, and rents.

(h) COMPENSATION OF EMPLOYEES OF FOREIGN GOVERNMENTS.—

Employees of foreign governments, pay. Exemptions.

(1) RULE FOR EXCLUSION.—Wages, fees, or salary of an employee of a foreign government (including a consular or other officer, or a nondiplomatic representative) received as compensation for official services to such government—

(A) If such employee is not a citizen of the United States; and

Employee not a citizen of United States.

(B) If the services are of a character similar to those performed by employees of the Government of the United States in foreign countries; and

Services similar to American foreign service.

(C) If the foreign government whose employee is claiming exemption grants an equivalent exemption to employees of the Government of the United States performing similar services in such foreign country.

Equivalent exemption granted by foreign government.

(2) CERTIFICATE BY SECRETARY OF STATE.—The Secretary of State shall certify to the Secretary of the Treasury the names of the foreign countries which grant an equivalent exemption to the employees of the Government of the United States performing services in such foreign countries, and the character of the services performed by employees of the Government of the United States in foreign countries.

Certification by Secretary of State.

SEC. 117. CAPITAL GAINS AND LOSSES.

(a) GENERAL RULE.—In the case of a taxpayer, other than a corporation, only the following percentages of the gain or loss recognized upon the sale or exchange of a capital asset shall be taken into account in computing net income:

Capital gains and losses. Tax computation.

100 per centum if the capital asset has been held for not more than 1 year;

80 per centum if the capital asset has been held for more than 1 year but not for more than 2 years;

60 per centum if the capital asset has been held for more than 2 years but not for more than 5 years;

40 per centum if the capital asset has been held for more than 5 years but not for more than 10 years;

30 per centum if the capital asset has been held for more than 10 years.

(b) DEFINITION OF CAPITAL ASSETS.—For the purposes of this title, "capital assets" means property held by the taxpayer (whether or not connected with his trade or business), but does not include stock in trade of the taxpayer or other property of a kind which would properly be included in the inventory of the taxpayer if on hand at the close of the taxable year, or property held by the taxpayer primarily for sale to customers in the ordinary course of his trade or business.

Definition of "capital assets."

(c) DETERMINATION OF PERIOD FOR WHICH HELD.—For the purpose of subsection (a)—

Determination of period for which held.

(1) In determining the period for which the taxpayer has held property received on an exchange there shall be included the period for which he held the property exchanged, if under the provisions of section 113, the property received has, for the purpose of determining gain or loss from a sale or exchange, the same basis in whole or in part in his hands as the property exchanged.

Property received on an exchange. *Aniz*, p. 1682.

(2) In determining the period for which the taxpayer has held property however acquired there shall be included the period for which such property was held by any other person, if under the provisions of section 113, such property has, for the purpose of

Period of property holding.

determining gain or loss from a sale or exchange, the same basis in whole or in part in his hands as it would have in the hands of such other person.

(3) In determining the period for which the taxpayer has held stock or securities received upon a distribution where no gain was recognized to the distributee under the provisions of section 112 (g) of the Revenue Act of 1928 or the Revenue Act of 1932, there shall be included the period for which he held the stock or securities in the distributing corporation prior to the receipt of the stock or securities upon such distribution.

(4) In determining the period for which the taxpayer has held stock or securities the acquisition of which (or the contract or option to acquire which) resulted in the nondeductibility (under section 118 of this Act or section 118 of the Revenue Act of 1928 or the Revenue Act of 1932 or the Revenue Act of 1934, relating to wash sales) of the loss from the sale or other disposition of substantially identical stock or securities, there shall be included the period for which he held the stock or securities the loss from the sale or other disposition of which was not deductible.

(d) **LIMITATION ON CAPITAL LOSSES.**—Losses from sales or exchanges of capital assets shall be allowed in the amount of \$2,000 plus the gains from such sales or exchanges. If a bank or trust company incorporated under the laws of the United States or of any State or Territory, a substantial part of whose business is the receipt of deposits, sells any bond, debenture, note, or certificate or other evidence of indebtedness issued by any corporation (including one issued by a government or political subdivision thereof), with interest coupons or in registered form, any loss resulting from such sale (except such portion of the loss as does not exceed the amount, if any, by which the adjusted basis of such instrument exceeds the par or face value thereof) shall not be subject to the foregoing limitation and shall not be included in determining the applicability of such limitation to other losses.

(e) **GAINS AND LOSSES FROM SHORT SALES, ETC.**—For the purpose of this title—

(1) gains or losses from short sales of property shall be considered as gains or losses from sales or exchanges of capital assets; and

(2) gains or losses attributable to the failure to exercise privileges or options to buy or sell property shall be considered as gains or losses from sales or exchanges of capital assets held for one year or less.

(f) **RETIREMENT OF BONDS, ETC.**—For the purposes of this title, amounts received by the holder upon the retirement of bonds, debentures, notes, or certificates or other evidences of indebtedness issued by any corporation (including those issued by a government or political subdivision thereof), with interest coupons or in registered form, shall be considered as amounts received in exchange therefor.

SEC. 118. LOSS FROM WASH SALES OF STOCK OR SECURITIES.

(a) In the case of any loss claimed to have been sustained from any sale or other disposition of shares of stock or securities where it appears that, within a period beginning 30 days before the date of such sale or disposition and ending 30 days after such date, the taxpayer has acquired (by purchase or by an exchange upon which the entire amount of gain or loss was recognized by law), or has entered into a contract or option so to acquire, substantially identical stock or securities, then no deduction for the loss shall be allowed under section 23 (e) (2); nor shall such deduction be allowed under section 23 (f) unless the claim is made by a corporation, a

Stock, etc., received on a distribution.
Vol. 45, p. 818.

Computing period stock has been held.
Vol. 45, p. 826; Vol. 48, p. 715.

Limitation on capital losses.

Gains and losses from short sales, etc.

Retirement of bonds, etc.

Loss from wash sales of stock, etc.

Restriction on claim for, if taxpayer has acquired substantially identical stock within 30 days.

Ante, p. 1659.
Allowance to a corporation.

dealer in stocks or securities, and with respect to a transaction made in the ordinary course of its business.

(b) If the amount of stock or securities acquired (or covered by the contract or option to acquire) is less than the amount of stock or securities sold or otherwise disposed of, then the particular shares of stock or securities the loss from the sale or other disposition of which is not deductible shall be determined under rules and regulations prescribed by the Commissioner with the approval of the Secretary.

Computation where property acquired is less than sold, etc.

(c) If the amount of stock or securities acquired (or covered by the contract or option to acquire) is not less than the amount of stock or securities sold or otherwise disposed of, then the particular shares of stock or securities the acquisition of which (or the contract or option to acquire which) resulted in the nondeductibility of the loss shall be determined under rules and regulations prescribed by the Commissioner with the approval of the Secretary.

Computation where property acquired is not less than sold.

SEC. 119. INCOME FROM SOURCES WITHIN UNITED STATES.

(a) **GROSS INCOME FROM SOURCES IN UNITED STATES.**—The following items of gross income shall be treated as income from sources within the United States:

Income from sources within United States. Gross income.

(1) **INTEREST.**—Interest from the United States, any Territory, any political subdivision of a Territory, or the District of Columbia, and interest on bonds, notes, or other interest-bearing obligations of residents, corporate or otherwise, not including—

Interest on bonds, etc., of residents.

(A) interest on deposits with persons carrying on the banking business paid to persons not engaged in business within the United States and not having an office or place of business therein, or

Exceptions.

(B) interest received from a resident alien individual, a resident foreign corporation, or a domestic corporation, when it is shown to the satisfaction of the Commissioner that less than 20 per centum of the gross income of such resident payor or domestic corporation has been derived from sources within the United States, as determined under the provisions of this section, for the three-year period ending with the close of the taxable year of such payor preceding the payment of such interest, or for such part of such period as may be applicable, or

Paid to persons not in business in United States.

If less than 20 percent from United States sources.

(C) income derived by a foreign central bank of issue from bankers' acceptances;

From bankers' acceptances.

(2) **DIVIDENDS.**—The amount received as dividends—

Dividends.

(A) from a domestic corporation other than a corporation entitled to the benefits of section 251, and other than a corporation less than 20 per centum of whose gross income is shown to the satisfaction of the Commissioner to have been derived from sources within the United States, as determined under the provisions of this section, for the three-year period ending with the close of the taxable year of such corporation preceding the declaration of such dividends (or for such part of such period as the corporation has been in existence), or

From domestic corporations: exceptions.

(B) from a foreign corporation unless less than 50 per centum of the gross income of such foreign corporation for the three-year period ending with the close of its taxable year preceding the declaration of such dividends (or for such part of such period as the corporation has been in existence) was derived from sources within the United States as determined under the provisions of this section; but only in an amount which bears the same ratio to such dividends as the gross income of the corporation for such period derived from sources within the United

Foreign corporations.

Dividends.
Post, p. 1696.

Personal services in
United States.

Rentals, royalties,
etc., from United States
sources.

Real property sales.

Sale of personal prop-
erty.

Net income from
sources in United
States.

Gross income from
sources without the
United States.

Interest.

Dividends.

Labor, etc.

Rentals, royalties,
etc.

Real property sales.

Net income from
sources without the
United States.

States bears to its gross income from all sources; but dividends from a foreign corporation shall, for the purposes of section 131 (relating to foreign tax credit), be treated as income from sources without the United States;

(3) **PERSONAL SERVICES.**—Compensation for labor or personal services performed in the United States, but in the case of a non-resident alien individual temporarily present in the United States for a period or periods not exceeding a total of ninety days during the taxable year, compensation received by such an individual (if such compensation does not exceed \$3,000 in the aggregate) for labor or services performed as an employee of or under a contract with a nonresident alien, foreign partnership, or foreign corporation, not engaged in trade or business within the United States, shall not be deemed to be income from sources within the United States;

(4) **RENTALS AND ROYALTIES.**—Rentals or royalties from property located in the United States or from any interest in such property, including rentals or royalties for the use of or for the privilege of using in the United States, patents, copyrights, secret processes and formulas, good will, trade-marks, trade brands, franchises, and other like property; and

(5) **SALE OF REAL PROPERTY.**—Gains, profits, and income from the sale of real property located in the United States.

(6) **SALE OF PERSONAL PROPERTY.**—For gains, profits, and income from the sale of personal property, see subsection (e).

(b) **NET INCOME FROM SOURCES IN UNITED STATES.**—From the items of gross income specified in subsection (a) of this section there shall be deducted the expenses, losses, and other deductions properly apportioned or allocated thereto and a ratable part of any expenses, losses, or other deductions which can not definitely be allocated to some item or class of gross income. The remainder, if any, shall be included in full as net income from sources within the United States.

(c) **GROSS INCOME FROM SOURCES WITHOUT UNITED STATES.**—The following items of gross income shall be treated as income from sources without the United States:

(1) Interest other than that derived from sources within the United States as provided in subsection (a) (1) of this section;

(2) Dividends other than those derived from sources within the United States as provided in subsection (a) (2) of this section;

(3) Compensation for labor or personal services performed without the United States;

(4) Rentals or royalties from property located without the United States or from any interest in such property, including rentals or royalties for the use of or for the privilege of using without the United States, patents, copyrights, secret processes and formulas, good will, trade-marks, trade brands, franchises, and other like properties; and

(5) Gains, profits, and income from the sale of real property located without the United States.

(d) **NET INCOME FROM SOURCES WITHOUT UNITED STATES.**—From the items of gross income specified in subsection (c) of this section there shall be deducted the expenses, losses, and other deductions properly apportioned or allocated thereto, and a ratable part of any expenses, losses, or other deductions which can not definitely be allocated to some item or class of gross income. The remainder, if any, shall be treated in full as net income from sources without the United States.

(e) INCOME FROM SOURCES PARTLY WITHIN AND PARTLY WITHOUT UNITED STATES.—Items of gross income, expenses, losses and deductions, other than those specified in subsections (a) and (c) of this section, shall be allocated or apportioned to sources within or without the United States, under rules and regulations prescribed by the Commissioner with the approval of the Secretary. Where items of gross income are separately allocated to sources within the United States, there shall be deducted (for the purpose of computing the net income therefrom) the expenses, losses, and other deductions properly apportioned or allocated thereto and a ratable part of other expenses, losses or other deductions which can not definitely be allocated to some item or class of gross income. The remainder, if any, shall be included in full as net income from sources within the United States. In the case of gross income derived from sources partly within and partly without the United States, the net income may first be computed by deducting the expenses, losses, or other deductions apportioned or allocated thereto and a ratable part of any expenses, losses, or other deductions which can not definitely be allocated to some items or class of gross income; and the portion of such net income attributable to sources within the United States may be determined by processes or formulas of general apportionment prescribed by the Commissioner with the approval of the Secretary. Gains, profits, and income from—

- (1) transportation or other services rendered partly within and partly without the United States, or
- (2) from the sale of personal property produced (in whole or in part) by the taxpayer within and sold without the United States, or produced (in whole or in part) by the taxpayer without and sold within the United States,

shall be treated as derived partly from sources within and partly from sources without the United States. Gains, profits and income derived from the purchase of personal property within and its sale without the United States or from the purchase of personal property without and its sale within the United States, shall be treated as derived entirely from sources within the country in which sold, except that gains, profits, and income derived from the purchase of personal property within the United States and its sale within a possession of the United States or from the purchase of personal property within a possession of the United States and its sale within the United States shall be treated as derived partly from sources within and partly from sources without the United States.

(f) DEFINITIONS.—As used in this section the words “sale” or “sold” include “exchange” or “exchanged”; and the word “produced” includes “created”, “fabricated”, “manufactured”, “extracted”, “processed”, “cured”, or “aged”.

SEC. 120. UNLIMITED DEDUCTION FOR CHARITABLE AND OTHER CONTRIBUTIONS.

In the case of an individual if in the taxable year and in each of the ten preceding taxable years the amount of the contributions or gifts described in section 23 (o) plus the amount of income, war-profits, or excess-profits taxes paid during such year in respect of preceding taxable years, exceeds 90 per centum of the taxpayer's net income for each such year, as computed without the benefit of section 23 (o), then the 15 per centum limit imposed by such section shall not be applicable.

Income partly within and partly without United States.

Apportionment.

From United States sources.

Gross income derived from sources partly within and partly without.

Determination.

Transportation or other services.

Sale of personal property.

Purchase, sale, etc., of personal property.

Exceptions.

Definitions.

Charitable, etc., contributions.

Unlimited deduction.

Ante, p. 1660.

Preferred stock of certain corporations.

SEC. 121. DEDUCTION OF DIVIDENDS PAID ON CERTAIN PREFERRED STOCK OF CERTAIN CORPORATIONS.

Deduction of dividends paid on certain, in computing net income.

In computing the net income of any national banking association, or of any bank or trust company organized under the laws of any State, Territory, possession of the United States, or the Canal Zone, or of any other banking corporation engaged in the business of industrial banking and under the supervision of a State banking department or of the Comptroller of the Currency, or of any incorporated domestic insurance company, there shall be allowed as a deduction from gross income, in addition to deductions otherwise provided for in this title, any dividend (not including any distribution in liquidation) paid, within such taxable year, to the United States or to any instrumentality thereof exempt from Federal income taxes, on the preferred stock of the corporation owned by the United States or such instrumentality. The amount allowable as a deduction under this section shall be deducted from the dividends paid credit otherwise computed under section 27.

Dividends paid to United States.

Ante, p. 1685.

Credits against tax.

Supplement C—Credits Against Tax

[Supplementary to Subtitle B, Part III]

Taxes of foreign countries and U. S. possessions.

SEC. 131. TAXES OF FOREIGN COUNTRIES AND POSSESSIONS OF UNITED STATES.

Allowances.

(a) **ALLOWANCE OF CREDIT.**—If the taxpayer signifies in his return his desire to have the benefits of this section, the tax imposed by this title shall be credited with:

Citizens and domestic corporations; taxes to foreign countries, etc.

(1) **CITIZEN AND DOMESTIC CORPORATION.**—In the case of a citizen of the United States and of a domestic corporation, the amount of any income, war-profits, and excess-profits taxes paid or accrued during the taxable year to any foreign country or to any possession of the United States; and

Residents; to United States possessions.

(2) **RESIDENT OF UNITED STATES.**—In the case of a resident of the United States, the amount of any such taxes paid or accrued during the taxable year to any possession of the United States; and

Alien resident to foreign country allowing similar credit.

(3) **ALIEN RESIDENT OF UNITED STATES.**—In the case of an alien resident of the United States, the amount of any such taxes paid or accrued during the taxable year to any foreign country, if the foreign country of which such alien resident is a citizen or subject, in imposing such taxes, allows a similar credit to citizens of the United States residing in such country; and

Partnerships and estates; to foreign countries, etc.

(4) **PARTNERSHIPS AND ESTATES.**—In the case of any such individual who is a member of a partnership or a beneficiary of an estate or trust, his proportionate share of such taxes of the partnership or the estate or trust paid or accrued during the taxable year to a foreign country or to any possession of the United States, as the case may be.

Limit on credit.

(b) **LIMIT ON CREDIT.**—The amount of the credit taken under this section shall be subject to each of the following limitations:

Proportionate credit for taxes paid to foreign country.

(1) The amount of the credit in respect of the tax paid or accrued to any country shall not exceed the same proportion of the tax against which such credit is taken, which the taxpayer's net income from sources within such country bears to his entire net income for the same taxable year; and

Limitation on total amount.

(2) The total amount of the credit shall not exceed the same proportion of the tax against which such credit is taken, which the taxpayer's net income from sources without the United States bears to his entire net income for the same taxable year.

(c) **ADJUSTMENTS ON PAYMENT OF ACCRUED TAXES.**—If accrued taxes when paid differ from the amounts claimed as credits by the taxpayer, or if any tax paid is refunded in whole or in part, the taxpayer shall notify the Commissioner, who shall redetermine the amount of the tax for the year or years affected, and the amount of tax due upon such redetermination, if any, shall be paid by the taxpayer upon notice and demand by the collector, or the amount of tax overpaid, if any, shall be credited or refunded to the taxpayer in accordance with the provisions of section 322. In the case of such a tax accrued but not paid, the Commissioner as a condition precedent to the allowance of this credit may require the taxpayer to give a bond with sureties satisfactory to and to be approved by the Commissioner in such sum as the Commissioner may require, conditioned upon the payment by the taxpayer of any amount of tax found due upon any such redetermination; and the bond herein prescribed shall contain such further conditions as the Commissioner may require.

Adjustment on payment of accrued taxes.

Redetermination.

Post, p. 1731.

Tax accrued but unpaid.

Bond.

(d) **YEAR IN WHICH CREDIT TAKEN.**—The credits provided for in this section may, at the option of the taxpayer and irrespective of the method of accounting employed in keeping his books, be taken in the year in which the taxes of the foreign country or the possession of the United States accrued, subject, however, to the conditions prescribed in subsection (c) of this section. If the taxpayer elects to take such credits in the year in which the taxes of the foreign country or the possession of the United States accrued, the credits for all subsequent years shall be taken upon the same basis, and no portion of any such taxes shall be allowed as a deduction in the same or any succeeding year.

Credits for foreign taxes may be taken in year accrued.

Credits on same basis for subsequent years.

(e) **PROOF OF CREDITS.**—The credits provided in this section shall be allowed only if the taxpayer establishes to the satisfaction of the Commissioner (1) the total amount of income derived from sources without the United States, determined as provided in section 119, (2) the amount of income derived from each country, the tax paid or accrued to which is claimed as a credit under this section, such amount to be determined under rules and regulations prescribed by the Commissioner with the approval of the Secretary, and (3) all other information necessary for the verification and computation of such credits.

Proof of credits.
Evidence of foreign income.

Ante, p. 1693.
Segregation of amounts.

Other information.

(f) **TAXES OF FOREIGN SUBSIDIARY.**—For the purposes of this section a domestic corporation which owns a majority of the voting stock of a foreign corporation from which it receives dividends in any taxable year shall be deemed to have paid the same proportion of any income, war-profits, or excess-profits taxes paid by such foreign corporation to any foreign country or to any possession of the United States, upon or with respect to the accumulated profits of such foreign corporation from which such dividends were paid, which the amount of such dividends bears to the amount of such accumulated profits: *Provided*, That the amount of tax deemed to have been paid under this subsection shall in no case exceed the same proportion of the tax against which credit is taken which the amount of such dividends bears to the amount of the entire net income of the domestic corporation in which such dividends are included. The term "accumulated profits" when used in this subsection in reference to a foreign corporation, means the amount of its gains, profits, or income in excess of the income, war-profits, and excess-profits taxes imposed upon or with respect to such profits or income; and the Commissioner with the approval of the Secretary shall have full power to determine from the accumulated profits of what year or years such dividends were paid; treating dividends paid in the first sixty days of any year as having been paid from

Taxes of foreign subsidiary.
Proportion of foreign tax on dividends received deemed to have been paid.

Proviso.
Limit on credit allowed.

"Accumulated profits" defined.

Determination of, by Commissioner.

the accumulated profits of the preceding year or years (unless to his satisfaction shown otherwise), and in other respects treating dividends as having been paid from the most recently accumulated gains, profits, or earnings. In the case of a foreign corporation, the income, war-profits, and excess-profits taxes of which are determined on the basis of an accounting period of less than one year, the word "year" as used in this subsection shall be construed to mean such accounting period.

Accounting period for foreign corporation.

"Year" construed.

Corporations treated as foreign.

Corporations receiving income from U. S. possessions.
Post, p. 1718.

China Trade Act corporations.
Post, p. 1720.

Returns and payment of tax.

(g) CORPORATIONS TREATED AS FOREIGN.—For the purposes of this section the following corporations shall be treated as foreign corporations:

- (1) A corporation entitled to the benefits of section 251, by reason of receiving a large percentage of its gross income from sources within a possession of the United States;
- (2) A corporation organized under the China Trade Act, 1922, and entitled to the credit provided for in section 262.

Supplement D—Returns and Payment of Tax

[Supplementary to Subtitle B, Part V]

SEC. 141. CONSOLIDATED RETURNS OF RAILROAD CORPORATIONS.

(a) PRIVILEGE TO FILE CONSOLIDATED RETURNS.—An affiliated group of corporations shall, subject to the provisions of this section, have the privilege of making a consolidated return for the taxable year in lieu of separate returns. The making of a consolidated return shall be upon the condition that all the corporations which have been members of the affiliated group at any time during the taxable year for which the return is made consent to all the regulations under subsection (b) (or, in case such regulations are not prescribed prior to the making of the return, then the regulations prescribed under section 141(b) of the Revenue Act of 1934 insofar as not inconsistent with this Act) prescribed prior to the making of such return; and the making of a consolidated return shall be considered as such consent. In the case of a corporation which is a member of the affiliated group for a fractional part of the year the consolidated return shall include the income of such corporation for such part of the year as it is a member of the affiliated group.

Consolidated returns of railroad corporations.
By affiliated group in lieu of separate returns.

Condition.

Vol. 48, p. 721.

Fractional part of year.

Regulations.

(b) REGULATIONS.—The Commissioner, with the approval of the Secretary, shall prescribe such regulations as he may deem necessary in order that the tax liability of any affiliated group of corporations making a consolidated return and of each corporation in the group, both during and after the period of affiliation, may be determined, computed, assessed, collected, and adjusted in such manner as clearly to reflect the income and to prevent avoidance of tax liability.

(c) COMPUTATION AND PAYMENT OF TAX.—In any case in which a consolidated return is made the tax shall be determined, computed, assessed, collected, and adjusted in accordance with the regulations under subsection (b) (or, in case such regulations are not prescribed prior to the making of the return, then the regulations prescribed under section 141(b) of the Revenue Act of 1934 insofar as not inconsistent with this Act) prescribed prior to the date on which such return is made.

Computation and payment of tax.

Returns filed prior to making regulations.
Vol. 48, p. 721.

(d) DEFINITION OF "AFFILIATED GROUP".—As used in this section an "affiliated group" means one or more chains of corporations connected through stock ownership with a common parent corporation if—

"Affiliated group" defined.

(1) At least 95 per centum of the stock of each of the corporations (except the common parent corporation) is owned directly by one or more of the other corporations; and

Stock ownership of members.

(2) The common parent corporation owns directly at least 95 per centum of the stock of at least one of the other corporations; and

Of parent corporation.

(3) Each of the corporations is either (A) a corporation whose principal business is that of a common carrier by railroad or (B) a corporation the assets of which consist principally of stock in such corporations and which does not itself operate a business other than that of a common carrier by railroad. For the purpose of determining whether the principal business of a corporation is that of a common carrier by railroad, if a common carrier by railroad has leased its railroad properties and such properties are operated as such by another common carrier by railroad, the business of receiving rents for such railroad properties shall be considered as the business of a common carrier by railroad. As used in this paragraph, the term "railroad" includes a street, suburban, or interurban electric railway.

Corporations included.

"Railroad" defined.

As used in this subsection (except in paragraph (3)) the term "stock" does not include nonvoting stock which is limited and preferred as to dividends.

"Stock" defined.

(e) FOREIGN CORPORATIONS.—A foreign corporation shall not be deemed to be affiliated with any other corporation within the meaning of this section.

Foreign corporations.

(f) CHINA TRADE ACT CORPORATIONS.—A corporation organized under the China Trade Act, 1922, shall not be deemed to be affiliated with any other corporation within the meaning of this section.

China Trade Act corporations.

(g) CORPORATIONS DERIVING INCOME FROM POSSESSIONS OF UNITED STATES.—For the purposes of this section a corporation entitled to the benefits of section 251, by reason of receiving a large percentage of its income from possessions of the United States, shall be treated as a foreign corporation.

Corporations deriving income from United States possessions.

Post, p. 1718.

(h) SUBSIDIARY FORMED TO COMPLY WITH FOREIGN LAW.—In the case of a domestic corporation owning or controlling, directly or indirectly, 100 per centum of the capital stock (exclusive of directors' qualifying shares) of a corporation organized under the laws of a contiguous foreign country and maintained solely for the purpose of complying with the laws of such country as to title and operation of property, such foreign corporation may, at the option of the domestic corporation, be treated for the purpose of this title as a domestic corporation.

Subsidiary of domestic corporation formed to comply with foreign law.

(i) SUSPENSION OF RUNNING OF STATUTE OF LIMITATIONS.—If a notice under section 272 (a) in respect of a deficiency for any taxable year is mailed to a corporation, the suspension of the running of the statute of limitations, provided in section 277, shall apply in the case of corporations with which such corporation made a consolidated return for such taxable year.

Suspension of running of statute of limitations.

Post, p. 1726.

(j) RECEIVERSHIP CASES.—If the common parent corporation of an affiliated group making a consolidated return would, if filing a separate return, be exempt under section 14 (d) (2) from the surtax on undistributed profits imposed by section 14, the affiliated group shall be exempt from such surtax imposed by section 14. In all other cases the affiliated group making a consolidated return shall be subject to the surtax imposed by section 14, regardless of the fact that one or more of the corporations in the group are in bankruptcy or in receivership.

Receivership cases.

Ante, p. 1656.

(k) ALLOCATION OF INCOME AND DEDUCTIONS.—For allocation of income and deductions of related trades or businesses, see section 45.

Allocation of income and deductions.

Ante, p. 1667.

Fiduciary returns.

SEC. 142. FIDUCIARY RETURNS.

Sworn statements of income, etc., of beneficiaries.

(a) **REQUIREMENT OF RETURN.**—Every fiduciary (except a receiver appointed by authority of law in possession of part only of the property of an individual) shall make under oath a return for any of the following individuals, estates, or trusts for which he acts, stating specifically the items of gross income thereof and the deductions and credits allowed under this title and such other information for the purpose of carrying out the provisions of this title as the Commissioner with the approval of the Secretary may by regulations prescribe—

Net income of \$1,000 or over, if single, etc.

(1) Every individual having a net income for the taxable year of \$1,000 or over, if single, or if married and not living with husband or wife;

Married, etc., with \$2,500 or over.

(2) Every individual having a net income for the taxable year of \$2,500 or over, if married and living with husband or wife;

Gross, of \$5,000 or over.

(3) Every individual having a gross income for the taxable year of \$5,000 or over, regardless of the amount of his net income;

Estates or trusts of \$1,000 net income or over.

(4) Every estate or trust the net income of which for the taxable year is \$1,000 or over;

Gross income of \$5,000 or over.

(5) Every estate or trust the gross income of which for the taxable year is \$5,000 or over, regardless of the amount of the net income; and

Nonresident alien beneficiaries.

(6) Every estate or trust of which any beneficiary is a nonresident alien.

Joint fiduciaries.

(b) **JOINT FIDUCIARIES.**—Under such regulations as the Commissioner with the approval of the Secretary may prescribe a return made by one of two or more joint fiduciaries and filed in the office of the collector of the district where such fiduciary resides shall be sufficient compliance with the above requirement. Such fiduciary shall make oath (1) that he has sufficient knowledge of the affairs of the individual, estate, or trust for which the return is made, to enable him to make the return, and (2) that the return is, to the best of his knowledge and belief, true and correct.

Oath required.

Laws applicable to fiduciaries.

(c) **LAW APPLICABLE TO FIDUCIARIES.**—Any fiduciary required to make a return under this title shall be subject to all the provisions of law which apply to individuals.

Withholding of tax at source.

SEC. 143. WITHHOLDING OF TAX AT SOURCE.

Tax-free covenant bonds.

(a) **TAX-FREE COVENANT BONDS.**—

By corporations agreeing to pay interest, free from tax, etc.

(1) **REQUIREMENT OF WITHHOLDING.**—In any case where bonds, mortgages, or deeds of trust, or other similar obligations of a corporation, issued before January 1, 1934, contain a contract or provision by which the obligor agrees to pay any portion of the tax imposed by this title upon the obligee, or to reimburse the obligee for any portion of the tax, or to pay the interest without deduction for any tax which the obligor may be required or permitted to pay thereon, or to retain therefrom under any law of the United States, the obligor shall deduct and withhold a tax equal to 2 per centum of the interest upon such bonds, mortgages, deeds of trust, or other obligations, whether such interest is payable annually or at shorter or longer periods, if payable to an individual, a partnership, or a foreign corporation not engaged in trade or business within the United States and not having any office or place of business therein: *Provided*, That if the liability assumed by the obligor does not exceed 2 per centum of the interest, then the deduction and withholding shall be at the following rates: (A) 10 per centum in the case of a nonresident alien individual (except that such rate shall be reduced, in the case of a resident of a contiguous country, to such rate, not less than 5 per centum,

Tax withheld.

Provisos. Rates.

Nonresident alien individuals, etc.

as may be provided by treaty with such country), or of any partnership not engaged in trade or business within the United States and not having any office or place of business therein and composed in whole or in part of nonresident aliens, (B) in the case of such a foreign corporation, 15 per centum, and (C) 2 per centum in the case of other individuals and partnerships: *Provided further*, That if the owners of such obligations are not known to the withholding agent the Commissioner may authorize such deduction and withholding to be at the rate of 2 per centum, or, if the liability assumed by the obligor does not exceed 2 per centum of the interest, then at the rate of 10 per centum.

(2) **BENEFIT OF CREDITS AGAINST NET INCOME.**—Such deduction and withholding shall not be required in the case of a citizen or resident entitled to receive such interest, if he files with the withholding agent on or before February 1 a signed notice in writing claiming the benefit of the credits provided in section 25 (b); nor in the case of a nonresident alien individual if so provided for in regulations prescribed by the Commissioner under section 215.

(3) **INCOME OF OBLIGOR AND OBLIGEE.**—The obligor shall not be allowed a deduction for the payment of the tax imposed by this title, or any other tax paid pursuant to the tax-free covenant clause, nor shall such tax be included in the gross income of the obligee.

(b) **NONRESIDENT ALIENS.**—All persons, in whatever capacity acting, including lessees or mortgagors of real or personal property, fiduciaries, employers, and all officers and employees of the United States, having the control, receipt, custody, disposal, or payment of interest (except interest on deposits with persons carrying on the banking business paid to persons not engaged in business in the United States and not having an office or place of business therein), dividends, rent, salaries, wages, premiums, annuities, compensations, remunerations, emoluments, or other fixed or determinable annual or periodical gains, profits, and income (but only to the extent that any of the above items constitutes gross income from sources within the United States), of any nonresident alien individual, or of any partnership not engaged in trade or business within the United States and not having any office or place of business therein and composed in whole or in part of nonresident aliens, shall (except in the cases provided for in subsection (a) of this section and except as otherwise provided in regulations prescribed by the Commissioner under section 215) deduct and withhold from such annual or periodical gains, profits, and income a tax equal to 10 per centum thereof, except that such rate shall be reduced, in the case of a nonresident alien individual a resident of a contiguous country, to such rate (not less than 5 per centum) as may be provided by treaty with such country: *Provided*, That no such deduction or withholding shall be required in the case of dividends paid by a foreign corporation unless (1) such corporation is engaged in trade or business within the United States or has an office or place of business therein, and (2) more than 85 per centum of the gross income of such corporation for the three-year period ending with the close of its taxable year preceding the declaration of such dividends (or for such part of such period as the corporation has been in existence) was derived from sources within the United States as determined under the provisions of section 119: *Provided further*, That the Commissioner may authorize such tax to be deducted and withheld from the interest upon any securities the owners of which are not known to the withholding agent. Under regulations prescribed by the Commissioner, with the approval of the Secretary, there may be exempted from such deduction and withholding the compensation for personal services of nonresident

Foreign corporations.
Other individuals,
etc.
Unknown owners.

Benefit of credits
against net income.

Anie, p. 1663.
Nonresident alien.

Post, p. 1716.

Restriction on obligor
and obligee.

Nonresident aliens.
Normal tax payable
at source.

Exception.
Anie, p. 1700.

Proviso.
Foreign corporation
dividends.

Anie, p. 1663.
Interest of unknown
owners.

alien individuals who enter and leave the United States at frequent intervals.

Returns, etc., by withholding agent.

(c) **RETURN AND PAYMENT.**—Every person required to deduct and withhold any tax under this section shall make return thereof on or before March 15 of each year and shall on or before June 15, in lieu of the time prescribed in section 56, pay the tax to the official of the United States Government authorized to receive it. Every such person is hereby made liable for such tax and is hereby indemnified against the claims and demands of any person for the amount of any payments made in accordance with the provisions of this section.

Ante, p. 1672.

Return of recipient of income on which tax withheld.

(d) **INCOME OF RECIPIENT.**—Income upon which any tax is required to be withheld at the source under this section shall be included in the return of the recipient of such income, but any amount of tax so withheld shall be credited against the amount of income tax as computed in such return.

Tax paid by recipient.

(e) **TAX PAID BY RECIPIENT.**—If any tax required under this section to be deducted and withheld is paid by the recipient of the income, it shall not be re-collected from the withholding agent; nor in cases in which the tax is so paid shall any penalty be imposed upon or collected from the recipient of the income or the withholding agent for failure to return or pay the same, unless such failure was fraudulent and for the purpose of evading payment.

Refunds and credits to withholding agent.

Post, p. 1731.

(f) **REFUNDS AND CREDITS.**—Where there has been an overpayment of tax under this section any refund or credit made under the provisions of section 322 shall be made to the withholding agent unless the amount of such tax was actually withheld by the withholding agent.

Withholding before enactment of Act.

Vol. 48, p. 723.

(g) **WITHHOLDING BEFORE ENACTMENT OF ACT.**—Notwithstanding the provisions of subsections (a) and (b), the deduction and withholding for any period prior to the tenth day after the date of the enactment of this Act shall be upon the items of income and at the rates prescribed in section 143 (a) and (b) of the Revenue Act of 1934, as amended, in lieu of the items and rates prescribed in such subsections.

Payment at source.

SEC. 144. PAYMENT OF CORPORATION INCOME TAX AT SOURCE.

By foreign corporations not in business in United States.

Ante, p. 1700.

Rates.

(a) **GENERAL RULE.**—In the case of foreign corporations subject to taxation under this title not engaged in trade or business within the United States and not having any office or place of business therein, there shall be deducted and withheld at the source in the same manner and upon the same items of income as is provided in section 143 a tax equal to 15 per centum thereof, except that in the case of dividends the rate shall be 10 per centum, and except that in the case of corporations organized under the laws of a contiguous country such rate of 10 per centum with respect to dividends shall be reduced to such rate (not less than 5 per centum) as may be provided by treaty with such country; and such tax shall be returned and paid in the same manner and subject to the same conditions as provided in that section: *Provided*, That in the case of interest described in subsection (a) of that section (relating to tax-free covenant bonds) the deduction and withholding shall be at the rate specified in such subsection.

Proviso.
Rate when interest granted free of tax.

Withholding before enactment of Act.

Vol. 48, p. 724.

(b) **WITHHOLDING BEFORE ENACTMENT OF ACT.**—Notwithstanding the provisions of subsection (a), the deduction and withholding for any period prior to the tenth day after the date of the enactment of this Act shall be upon the items of income and at the rates prescribed in section 144 of the Revenue Act of 1934, as amended, in lieu of the items and rates prescribed in such subsection.

SEC. 145. PENALTIES.

(a) Any person required under this title to pay any tax, or required by law or regulations made under authority thereof to make a return, keep any records, or supply any information, for the purposes of the computation, assessment, or collection of any tax imposed by this title, who willfully fails to pay such tax, make such return, keep such records, or supply such information, at the time or times required by law or regulations, shall, in addition to other penalties provided by law, be guilty of a misdemeanor and, upon conviction thereof, be fined not more than \$10,000, or imprisoned for not more than one year, or both, together with the costs of prosecution.

Penalties.
Willful failure to pay tax, make returns, etc.

(b) Any person required under this title to collect, account for, and pay over any tax imposed by this title, who willfully fails to collect or truthfully account for and pay over such tax, and any person who willfully attempts in any manner to evade or defeat any tax imposed by this title or the payment thereof, shall, in addition to other penalties provided by law, be guilty of a felony and, upon conviction thereof, be fined not more than \$10,000, or imprisoned for not more than five years, or both, together with the costs of prosecution.

Penalty.
Willful failure to collect, etc.; tax; evading payment, etc.

(c) The term "person" as used in this section includes an officer or employee of a corporation or a member or employee of a partnership, who as such officer, employee, or member is under a duty to perform the act in respect of which the violation occurs.

Penalty.
"Person" defined.

SEC. 146. CLOSING BY COMMISSIONER OF TAXABLE YEAR.

(a) **TAX IN JEOPARDY.**—If the Commissioner finds that a taxpayer designs quickly to depart from the United States or to remove his property therefrom, or to conceal himself or his property therein, or to do any other act tending to prejudice or to render wholly or partly ineffectual proceedings to collect the tax for the taxable year then last past or the taxable year then current unless such proceedings be brought without delay, the Commissioner shall declare the taxable period for such taxpayer immediately terminated and shall cause notice of such finding and declaration to be given the taxpayer, together with a demand for immediate payment of the tax for the taxable period so declared terminated and of the tax for the preceding taxable year or so much of such tax as is unpaid, whether or not the time otherwise allowed by law for filing return and paying the tax has expired; and such taxes shall thereupon become immediately due and payable. In any proceeding in court brought to enforce payment of taxes made due and payable by virtue of the provisions of this section the finding of the Commissioner, made as herein provided, whether made after notice to the taxpayer or not, shall be for all purposes presumptive evidence of the taxpayer's design.

Closing of taxable year.
Tax in jeopardy. Immediate payment demanded if Commissioner finds taxpayer's acts prejudice collection.

(b) **SECURITY FOR PAYMENT.**—A taxpayer who is not in default in making any return or paying income, war-profits, or excess-profits tax under any Act of Congress may furnish to the United States, under regulations to be prescribed by the Commissioner, with the approval of the Secretary, security approved by the Commissioner that he will duly make the return next thereafter required to be filed and pay the tax next thereafter required to be paid. The Commissioner may approve and accept in like manner security for return and payment of taxes made due and payable by virtue of the provisions of this section, provided the taxpayer has paid in full all other income, war-profits, or excess-profits taxes due from him under any Act of Congress.

Notice of finding, demand, etc.
Finding presumption of design.
Security for payment.

Condition of acceptance.

Suspension of enforcement on approval of security.

(c) **SAME—EXEMPTION FROM SECTION.**—If security is approved and accepted pursuant to the provisions of this section and such further or other security with respect to the tax or taxes covered thereby is given as the Commissioner shall from time to time find necessary and require, payment of such taxes shall not be enforced by any proceedings under the provisions of this section prior to the expiration of the time otherwise allowed for paying such respective taxes.

Discretionary waiver of requirements as to citizens.

(d) **CITIZENS.**—In the case of a citizen of the United States or of a possession of the United States about to depart from the United States the Commissioner may, at his discretion, waive any or all of the requirements placed on the taxpayer by this section.

Aliens to furnish tax-paid certificate before going abroad.

(e) **DEPARTURE OF ALIEN.**—No alien shall depart from the United States unless he first procures from the collector or agent in charge a certificate that he has complied with all the obligations imposed upon him by the income, war-profits, and excess-profits tax laws.

Additions to tax for violations.

(f) **ADDITION TO TAX.**—If a taxpayer violates or attempts to violate this section there shall, in addition to all other penalties, be added as part of the tax 25 per centum of the total amount of the tax or deficiency in the tax, together with interest at the rate of 6 per centum per annum from the time the tax became due.

Information at source.

SEC. 147. INFORMATION AT SOURCE.

Returns by persons making fixed payments to others of \$1,000 or more.

(a) **PAYMENTS OF \$1,000 OR MORE.**—All persons, in whatever capacity acting, including lessees or mortgagors of real or personal property, fiduciaries, and employers, making payment to another person, of interest, rent, salaries, wages, premiums, annuities, compensations, remunerations, emoluments, or other fixed or determinable gains, profits, and income (other than payments described in section 148 (a) or 149), of \$1,000 or more in any taxable year, or, in the case of such payments made by the United States, the officers or employees of the United States having information as to such payments and required to make returns in regard thereto by the regulations hereinafter provided for, shall render a true and accurate return to the Commissioner, under such regulations and in such form and manner and to such extent as may be prescribed by him with the approval of the Secretary, setting forth the amount of such gains, profits, and income, and the name and address of the recipient of such payment.

Returns regardless of amount of payment.

Interest on corporation bonds, etc.

Collections of foreign coupons, etc.

(b) **RETURNS REGARDLESS OF AMOUNT OF PAYMENT.**—Such returns may be required, regardless of amounts, (1) in the case of payments of interest upon bonds, mortgages, deeds of trust, or other similar obligations of corporations, and (2) in the case of collections of items (not payable in the United States) of interest upon the bonds of foreign countries and interest upon the bonds of and dividends from foreign corporations by persons undertaking as a matter of business or for profit the collection of foreign payments of such interest or dividends by means of coupons, checks, or bills of exchange.

Name and address of recipient.

(c) **RECIPIENT TO FURNISH NAME AND ADDRESS.**—When necessary to make effective the provisions of this section the name and address of the recipient of income shall be furnished upon demand of the person paying the income.

Interest on Federal obligations.

(d) **OBLIGATIONS OF UNITED STATES.**—The provisions of this section shall not apply to the payment of interest on obligations of the United States.

SEC. 148. INFORMATION BY CORPORATIONS.

(a) **DIVIDEND PAYMENTS.**—Every corporation shall, when required by the Commissioner, render a correct return, duly verified under oath, of its payments of dividends, stating the name and address of each shareholder, the number of shares owned by him, and the amount of dividends paid to him.

Information by corporations.
Sworn return of dividend payments, etc.

(b) **PROFITS DECLARED AS DIVIDENDS.**—Every corporation shall, when required by the Commissioner, furnish him a statement of such facts as will enable him to determine the portion of the earnings or profits of the corporation (including gains, profits, and income not taxed) accumulated during such periods as the Commissioner may specify, which have been distributed or ordered to be distributed, respectively, to its shareholders during such taxable years as the Commissioner may specify.

Statement of profits, etc., declared as dividends.

(c) **ACCUMULATED EARNINGS AND PROFITS.**—When requested by the Commissioner, or any collector, every corporation shall forward to him a correct statement of accumulated earnings and profits and the names and addresses of the individuals or shareholders who would be entitled to the same if divided or distributed, and of the amounts that would be payable to each.

Statement of accumulated earnings and profits, etc.

(d) **COMPENSATION OF OFFICERS AND EMPLOYEES.**—Under regulations prescribed by the Commissioner with the approval of the Secretary, every corporation subject to taxation under this title shall, in its return, submit a list of the names of all officers and employees of such corporation and the respective amounts paid to them during the taxable year of the corporation by the corporation as salary, commission, bonus, or other compensation for personal services rendered, if the aggregate amount so paid to the individual is in excess of \$15,000. The Secretary of the Treasury shall submit an annual report to Congress compiled from the returns made containing the names of, and amounts paid to, each such officer and employee and the name of the paying corporation.

Names of officers, etc., receiving more than \$15,000 during taxable year.

Report to Congress.

SEC. 149. RETURNS OF BROKERS.

Every person doing business as a broker shall, when required by the Commissioner, render a correct return duly verified under oath, under such rules and regulations as the Commissioner, with the approval of the Secretary, may prescribe, showing the names of customers for whom such person has transacted any business, with such details as to the profits, losses, or other information which the Commissioner may require, as to each of such customers, as will enable the Commissioner to determine whether all income tax due on profits or gains of such customers has been paid.

Returns of brokers.

Sworn returns of all business transactions.

SEC. 150. COLLECTION OF FOREIGN ITEMS.

All persons undertaking as a matter of business or for profit the collection of foreign payments of interest or dividends by means of coupons, checks, or bills of exchange shall obtain a license from the Commissioner and shall be subject to such regulations enabling the Government to obtain the information required under this title as the Commissioner, with the approval of the Secretary, shall prescribe; and whoever knowingly undertakes to collect such payments without having obtained a license therefor, or without complying with such regulations, shall be guilty of a misdemeanor and shall be fined not more than \$5,000 or imprisoned for not more than one year, or both.

Collection of foreign items.

License for collecting foreign coupons, etc.

Estates and trusts.

Supplement E—Estates and Trusts

Imposition of tax.

SEC. 161. IMPOSITION OF TAX.

Application of tax.

(a) **APPLICATION OF TAX.**—The taxes imposed by this title upon individuals shall apply to the income of estates or of any kind of property held in trust, including—

Trust accumulations.

(1) Income accumulated in trust for the benefit of unborn or unascertained persons or persons with contingent interests, and income accumulated or held for future distribution under the terms of the will or trust;

Income for current distribution, etc.

(2) Income which is to be distributed currently by the fiduciary to the beneficiaries, and income collected by a guardian of an infant which is to be held or distributed as the court may direct;

Received during administration.

(3) Income received by estates of deceased persons during the period of administration or settlement of the estate; and

For discretionary distribution.

(4) Income which, in the discretion of the fiduciary, may be either distributed to the beneficiaries or accumulated.

Computation; payments by fiduciary.

(b) **COMPUTATION AND PAYMENT.**—The tax shall be computed upon the net income of the estate or trust, and shall be paid by the fiduciary, except as provided in section 166 (relating to revocable trusts) and section 167 (relating to income for benefit of the grantor). For return made by beneficiary, see section 142.

Exception.
Post, p. 1707.
Ante, p. 1700.

Net income.

SEC. 162. NET INCOME.

Computation.

The net income of the estate or trust shall be computed in the same manner and on the same basis as in the case of an individual, except that—

Deduction without limitation of gifts, etc., under will or trust.
Ante, p. 1660.

(a) There shall be allowed as a deduction (in lieu of the deduction for charitable, etc., contributions authorized by section 23 (o)) any part of the gross income, without limitation, which pursuant to the terms of the will or deed creating the trust, is during the taxable year paid or permanently set aside for the purposes and in the manner specified in section 23 (o), or is to be used exclusively for religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals, or for the establishment, acquisition, maintenance or operation of a public cemetery not operated for profit;

Additional deductions for current distributions by fiduciary.

(b) There shall be allowed as an additional deduction in computing the net income of the estate or trust the amount of the income of the estate or trust for its taxable year which is to be distributed currently by the fiduciary to the beneficiaries, and the amount of the income collected by a guardian of an infant which is to be held or distributed as the court may direct, but the amount so allowed as a deduction shall be included in computing the net income of the beneficiaries whether distributed to them or not. Any amount allowed as a deduction under this paragraph shall not be allowed as a deduction under subsection (c) of this section in the same or any succeeding taxable year;

Limitation.

Additional deduction for payment made or credited to beneficiary.

(c) In the case of income received by estates of deceased persons during the period of administration or settlement of the estate, and in the case of income which, in the discretion of the fiduciary, may be either distributed to the beneficiary or accumulated, there shall be allowed as an additional deduction in computing the net income of the estate or trust the amount of the income of the estate or trust for its taxable year, which is properly paid or credited during such year to any legatee, heir, or beneficiary, but the amount so allowed as a deduction shall be included in computing the net income of the legatee, heir, or beneficiary.

Included in net income of beneficiary, etc.

SEC. 163. CREDITS AGAINST NET INCOME.

(a) **CREDITS OF ESTATE OR TRUST.**—For the purpose of the normal tax and the surtax the estate or trust shall be allowed the same personal exemption as is allowed to a single person under section 25 (b) (1), and, if no part of the income of the estate or trust is included in computing the net income of any legatee, heir, or beneficiary, then in addition the same credits against net income for interest as are allowed by section 25 (a).

Credits against net income.
Estates or trusts, credits of.

Ante, p. 1662.

(b) **CREDITS OF BENEFICIARY.**—If any part of the income of an estate or trust is included in computing the net income of any legatee, heir, or beneficiary, such legatee, heir, or beneficiary shall, for the purpose of the normal tax, be allowed as credits against net income, in addition to the credits allowed to him under section 25, his proportionate share of such amounts of interest specified in section 25 (a) as are, under this Supplement, required to be included in computing his net income. Any remaining portion of such amounts specified in section 25 (a) shall, for the purpose of the normal tax, be allowed as credits to the estate or trust.

Credits of beneficiary in computing income.

Ante, p. 1662.

Allowance as credits.

SEC. 164. DIFFERENT TAXABLE YEARS.

If the taxable year of a beneficiary is different from that of the estate or trust, the amount which he is required, under section 162 (b), to include in computing his net income, shall be based upon the income of the estate or trust for any taxable year of the estate or trust (whether beginning on, before, or after January 1, 1936) ending within his taxable year.

Different taxable years.

Computation, if taxable year of estate or trust and beneficiary differ.

SEC. 165. EMPLOYEES' TRUSTS.

A trust created by an employer as a part of a stock bonus, pension, or profit-sharing plan for the exclusive benefit of some or all of his employees, to which contributions are made by such employer, or employees, or both, for the purpose of distributing to such employees the earnings and principal of the fund accumulated by the trust in accordance with such plan, shall not be taxable under section 161, but the amount actually distributed or made available to any distributee shall be taxable to him in the year in which so distributed or made available to the extent that it exceeds the amounts paid in by him. Such distributees shall for the purpose of the normal tax be allowed as credits against net income such part of the amount so distributed or made available as represents the items of interest specified in section 25 (a).

Employees' trusts.

Profit-sharing trusts, etc., for employees not taxed.

Distributees taxed on amount received.

Credits allowed.

Ante, p. 1662.

SEC. 166. REVOCABLE TRUSTS.

Where at any time the power to revest in the grantor title to any part of the corpus of the trust is vested—

(1) in the grantor, either alone or in conjunction with any person not having a substantial adverse interest in the disposition of such part of the corpus or the income therefrom, or

(2) in any person not having a substantial adverse interest in the disposition of such part of the corpus or the income therefrom, then the income of such part of the trust shall be included in computing the net income of the grantor.

Computation of income with grantor's net income.

Revocable trusts.

SEC. 167. INCOME FOR BENEFIT OF GRANTOR.

(a) Where any part of the income of a trust—

(1) is, or in the discretion of the grantor or of any person not having a substantial adverse interest in the disposition of such part

Income for benefit of grantor.

When held for future distribution.

of the income may be, held or accumulated for future distribution to the grantor; or

When distributed to grantor.

(2) may, in the discretion of the grantor or of any person not having a substantial adverse interest in the disposition of such part of the income, be distributed to the grantor; or

Application to life insurance premiums.

(3) is, or in the discretion of the grantor or of any person not having a substantial adverse interest in the disposition of such part of the income may be, applied to the payment of premiums upon policies of insurance on the life of the grantor (except policies of insurance irrevocably payable for the purposes and in the manner specified in section 23 (c), relating to the so-called "charitable contribution" deduction);

Ante, p. 1660.

then such part of the income of the trust shall be included in computing the net income of the grantor.

"In the discretion of the grantor" defined.

(b) As used in this section, the term "in the discretion of the grantor" means "in the discretion of the grantor, either alone or in conjunction with any person not having a substantial adverse interest in the disposition of the part of the income in question".

Taxes of foreign countries, etc.

SEC. 168. TAXES OF FOREIGN COUNTRIES AND POSSESSIONS OF UNITED STATES.

Credit for.

The amount of income, war-profits, and excess-profits taxes imposed by foreign countries or possessions of the United States shall be allowed as credit against the tax of the beneficiary of an estate or trust to the extent provided in section 131.

Ante, p. 1696.

Common trust funds.

SEC. 169. COMMON TRUST FUNDS.

Definition.

(a) DEFINITIONS.—The term "common trust fund" means a fund maintained by a bank (as defined in section 104)—

Ante, p. 1677.

(1) exclusively for the collective investment and reinvestment of moneys contributed thereto by the bank in its capacity as a trustee, executor, administrator, or guardian; and

(2) in conformity with the rules and regulations, prevailing from time to time, of the Board of Governors of the Federal Reserve System pertaining to the collective investment of trust funds by national banks.

Taxation of common trust funds.

(b) TAXATION OF COMMON TRUST FUNDS.—A common trust fund shall not be subject to taxation under this title, Title IA, or section 105 or 106 of the Revenue Act of 1935, and for the purposes of such titles and sections shall not be considered a corporation.

Ante, p. 1017.

Income of participants in fund.

(c) INCOME OF PARTICIPANTS IN FUND.—Each participant in the common trust fund shall include in computing its net income its proportionate share, whether or not distributed and whether or not distributable, of the net income of the common trust fund. The net income of the common trust fund shall be computed in the same manner and on the same basis as in the case of an individual. The proportionate share of each participant in the amount of interest specified in section 25 (a) received by the common trust fund shall for the purposes of this Supplement be considered as having been received by such participant as such interest.

Basis of computation.

Ante, p. 1662.

Admission and withdrawal.

(d) ADMISSION AND WITHDRAWAL.—No gain or loss shall be realized by the common trust fund by the admission or withdrawal of a participant. The withdrawal of any participating interest by a participant shall be treated as a sale or exchange of such interest by the participant.

Sworn returns by banks.

(e) RETURNS BY BANK.—Every bank (as defined in section 104) maintaining a common trust fund shall make a return under oath for each taxable year, stating specifically, with respect to such fund, the items of gross income and the deductions allowed by this title, and

Ante, p. 1677.

shall include in the return the names and addresses of the participants who would be entitled to share in the net income if distributed and the amount of the proportionate share of each participant. The return shall be sworn to as in the case of a return filed by the bank under section 52.

Ante, p. 1670.

(f) **DIFFERENT TAXABLE YEARS OF COMMON TRUST FUND AND PARTICIPANT.**—If the taxable year of the common trust fund is different from that of a participant, the proportionate share of the net income of the common trust fund to be included in computing the net income of the participant for its taxable year shall be based upon the net income of the common trust fund for any taxable year of the common trust fund (whether beginning on, before, or after January 1, 1936) ending within the taxable year of the participant.

Where taxable year differs from participant's.

Supplement F—Partnerships

SEC. 181. PARTNERSHIP NOT TAXABLE.

Individuals carrying on business in partnership shall be liable for income tax only in their individual capacity.

Partnerships.

Partnership not taxable.

Individual liability.

SEC. 182. TAX OF PARTNERS.

There shall be included in computing the net income of each partner his distributive share, whether distributed or not, of the net income of the partnership for the taxable year.

Tax of partners.

Distributive share included in net income.

SEC. 183. COMPUTATION OF PARTNERSHIP INCOME.

The net income of the partnership shall be computed in the same manner and on the same basis as in the case of an individual.

Partnership income.

Computation of.

SEC. 184. CREDITS AGAINST NET INCOME.

The partner shall, for the purpose of the normal tax, be allowed as a credit against his net income, in addition to the credits allowed to him under section 25, his proportionate share of such amounts (not in excess of the net income of the partnership) of interest specified in section 25 (a) as are received by the partnership.

Credits against net income.

Additional, from partnership exemptions.

Ante, p. 1662.

SEC. 185. EARNED INCOME.

In the case of the members of a partnership the proper part of each share of the net income which consists of earned income shall be determined under rules and regulations to be prescribed by the Commissioner with the approval of the Secretary and shall be separately shown in the return of the partnership.

Earned income.

Determination of.

SEC. 186. TAXES OF FOREIGN COUNTRIES AND POSSESSIONS OF UNITED STATES.

The amount of income, war-profits, and excess-profits taxes imposed by foreign countries or possessions of the United States shall be allowed as a credit against the tax of the member of a partnership to the extent provided in section 131.

Foreign, etc., taxes.

Credit for, allowed partners.

Ante, p. 1666.

SEC. 187. PARTNERSHIP RETURNS.

Every partnership shall make a return for each taxable year, stating specifically the items of its gross income and the deductions allowed by this title and such other information for the purpose of carrying out the provisions of this title as the Commissioner with the approval of the Secretary may by regulations prescribe, and shall include in the return the names and addresses of the individuals who would be entitled to share in the net income if distributed and the

Partnership returns.

Sworn statement of gross income, etc.

amount of the distributive share of each individual. The return shall be sworn to by any one of the partners.

Different taxable years of partner and partnership.

SEC. 188. DIFFERENT TAXABLE YEARS OF PARTNER AND PARTNERSHIP.

Basis of computation.

If the taxable year of a partner is different from that of the partnership, the distributive share of the net income of the partnership to be included in computing the net income of the partner for his taxable year shall be based upon the net income of the partnership for any taxable year of the partnership (whether beginning on, before, or after January 1, 1936) ending within the taxable year of the partner.

Insurance companies.

Supplement G—Insurance Companies

Tax on life insurance companies.

SEC. 201. TAX ON LIFE INSURANCE COMPANIES.

"Life insurance company" defined.

(a) **DEFINITION.**—When used in this title the term "life insurance company" means an insurance company engaged in the business of issuing life insurance and annuity contracts (including contracts of combined life, health, and accident insurance), the reserve funds of which held for the fulfillment of such contracts comprise more than 50 per centum of its total reserve funds.

Imposition of tax.

(b) **IMPOSITION OF TAX.**—

Rate on net income.
Ante, p. 1655.

(1) **IN GENERAL.**—In lieu of the tax imposed by sections 13 and 14, there shall be levied, collected, and paid for each taxable year upon the normal-tax net income of every life insurance company a tax of 15 per centum of the amount thereof.

Normal-tax net income of foreign companies.

(2) **NORMAL-TAX NET INCOME OF FOREIGN LIFE INSURANCE COMPANIES.**—In the case of a foreign life insurance company, the normal-tax net income shall be an amount which bears the same ratio to the normal-tax net income, computed without regard to this paragraph, as the reserve funds required by law and held by it at the end of the taxable year upon business transacted within the United States bear to the reserve funds held by it at the end of the taxable year upon all business transacted.

No United States business.

(3) **NO UNITED STATES INSURANCE BUSINESS.**—Foreign life insurance companies not carrying on an insurance business within the United States and holding no reserve funds upon business transacted within the United States, shall not be taxable under this section but shall be taxable as other foreign corporations.

Gross income, life insurance companies.

SEC. 202. GROSS INCOME OF LIFE INSURANCE COMPANIES.

"Gross income" defined.

(a) In the case of a life insurance company the term "gross income" means the gross amount of income received during the taxable year from interest, dividends, and rents.

"Reserve funds required by law."

(b) The term "reserve funds required by law" includes, in the case of assessment insurance, sums actually deposited by any company or association with State or Territorial officers pursuant to law as guaranty or reserve funds, and any funds maintained under the charter or articles of incorporation of the company or association exclusively for the payment of claims arising under certificates of membership or policies issued upon the assessment plan and not subject to any other use.

Net income, life insurance companies.

SEC. 203. NET INCOME OF LIFE INSURANCE COMPANIES.

Deductions.

(a) **GENERAL RULE.**—In the case of a life insurance company the term "net income" means the gross income less—

Tax-free interest.
Ante, p. 1657.

(1) **TAX-FREE INTEREST.**—The amount of interest received during the taxable year which under section 22 (b) (4) is excluded from gross income;

(2) **RESERVE FUNDS.**—An amount equal to 4 per centum of the mean of the reserve funds required by law and held at the beginning and end of the taxable year, except that in the case of any such reserve fund which is computed at a lower interest assumption rate, the rate of $3\frac{3}{4}$ per centum shall be substituted for 4 per centum. Life insurance companies issuing policies covering life, health, and accident insurance combined in one policy issued on the weekly premium payment plan, continuing for life and not subject to cancellation, shall be allowed, in addition to the above, a deduction of $3\frac{3}{4}$ per centum of the mean of such reserve funds (not required by law) held at the beginning and end of the taxable year, as the Commissioner finds to be necessary for the protection of the holders of such policies only;

Reserve funds required by law.

Policies of combined insurance.

Weekly payment plan.

Reserves not required by law.

(3) **RESERVE FOR DIVIDENDS.**—An amount equal to 2 per centum of any sums held at the end of the taxable year as a reserve for dividends (other than dividends payable during the year following the taxable year) the payment of which is deferred for a period of not less than five years from the date of the policy contract;

Reserve for deferred dividends.

(4) **INVESTMENT EXPENSES.**—Investment expenses paid during the taxable year: *Provided*, That if any general expenses are in part assigned to or included in the investment expenses, the total deduction under this paragraph shall not exceed one-fourth of 1 per centum of the book value of the mean of the invested assets held at the beginning and end of the taxable year;

Investment expenses.

Proviso.
Limitation on deduction.

(5) **REAL ESTATE EXPENSES.**—Taxes and other expenses paid during the taxable year exclusively upon or with respect to the real estate owned by the company, not including taxes assessed against local benefits of a kind tending to increase the value of the property assessed, and not including any amount paid out for new buildings, or for permanent improvements or betterments made to increase the value of any property. The deduction allowed by this paragraph shall be allowed in the case of taxes imposed upon a shareholder of a company upon his interest as shareholder, which are paid by the company without reimbursement from the shareholder, but in such cases no deduction shall be allowed the shareholder for the amount of such taxes;

Real estate expenses.

If tax paid on shareholder's interest.

(6) **DEPRECIATION.**—A reasonable allowance, as provided in section 23 (1), for the exhaustion, wear and tear of property, including a reasonable allowance for obsolescence; and

Property depreciation.

(7) **INTEREST.**—All interest paid within the taxable year on its indebtedness, except on indebtedness incurred or continued to purchase or carry obligations (other than obligations of the United States issued after September 24, 1917, and originally subscribed for by the taxpayer) the interest upon which is wholly exempt from taxation under this title.

Interest on indebtedness; exception.

(b) **RENTAL VALUE OF REAL ESTATE.**—The deduction under subsection (a) (5) or (6) of this section on account of any real estate owned and occupied in whole or in part by a life insurance company, shall be limited to an amount which bears the same ratio to such deduction (computed without regard to this subsection) as the rental value of the space not so occupied bears to the rental value of the entire property.

Rental value of real estate.
Deduction of proportionate part of depreciation, etc., expenses.

SEC. 204. INSURANCE COMPANIES OTHER THAN LIFE OR MUTUAL.

(a) **IMPOSITION OF TAX.**—

Insurance companies other than life or mutual.

(1) **IN GENERAL.**—In lieu of the tax imposed by sections 13 and 14, there shall be levied, collected, and paid for each taxable year upon the normal-tax net income of every insurance com-

Tax imposed.
Ande, p. 1655.

pany (other than a life or mutual insurance company) a tax of 15 per centum of the amount thereof.

Foreign companies.

(2) **NORMAL-TAX NET INCOME OF FOREIGN COMPANIES.**—In the case of a foreign insurance company (other than a life or mutual insurance company), the normal-tax net income shall be the net income from sources within the United States minus the sum of—

Deductions.

(A) Interest on Obligations of the United States and Its Instrumentalities.—The credit provided in section 26 (a).

Ante, p. 1664.

(B) Dividends Received.—The credit provided in section 26 (b).

No United States business.

(3) **NO UNITED STATES INSURANCE BUSINESS.**—Foreign insurance companies not carrying on an insurance business within the United States shall not be taxable under this section but shall be taxable as other foreign corporations.

Definitions.

(b) **DEFINITION OF INCOME, ETC.**—In the case of an insurance company subject to the tax imposed by this section—

“Gross income.”

(1) **GROSS INCOME.**—“Gross income” means the sum of (A) the combined gross amount earned during the taxable year, from investment income and from underwriting income as provided in this subsection, computed on the basis of the underwriting and investment exhibit of the annual statement approved by the National Convention of Insurance Commissioners, and (B) gain during the taxable year from the sale or other disposition of property, and (C) all other items constituting gross income under section 22;

Ante, p. 1657.

“Net income.”

(2) **NET INCOME.**—“Net income” means the gross income as defined in paragraph (1) of this subsection less the deductions allowed by subsection (c) of this section;

“Investment income.”

(3) **INVESTMENT INCOME.**—“Investment income” means the gross amount of income earned during the taxable year from interest dividends, and rents, computed as follows:

To all interest, dividends and rents received during the taxable year, add interest, dividends and rents due and accrued at the end of the taxable year, and deduct all interest, dividends and rents due and accrued at the end of the preceding taxable year;

“Underwriting income.”

(4) **UNDERWRITING INCOME.**—“Underwriting income” means the premiums earned on insurance contracts during the taxable year less losses incurred and expenses incurred;

“Premiums earned on insurance contracts during the taxable year.”

(5) **PREMIUMS EARNED.**—“Premiums earned on insurance contracts during the taxable year” means an amount computed as follows:

From the amount of gross premiums written on insurance contracts during the taxable year, deduct return premiums and premiums paid for reinsurance. To the result so obtained add unearned premiums on outstanding business at the end of the preceding taxable year and deduct unearned premiums on outstanding business at the end of the taxable year;

“Losses incurred.”

(6) **LOSSES INCURRED.**—“Losses incurred” means losses incurred during the taxable year on insurance contracts, computed as follows:

To losses paid during the taxable year, add salvage and reinsurance recoverable outstanding at the end of the preceding taxable year, and deduct salvage and reinsurance recoverable outstanding at the end of the taxable year. To the result so obtained add all unpaid losses outstanding at the end of the taxable year and deduct unpaid losses outstanding at the end of the preceding taxable year;

“Expenses incurred.”

(7) **EXPENSES INCURRED.**—“Expenses incurred” means all expenses shown on the annual statement approved by the National

Convention of Insurance Commissioners, and shall be computed as follows:

To all expenses paid during the taxable year add expenses unpaid at the end of the taxable year and deduct expenses unpaid at the end of the preceding taxable year. For the purpose of computing the net income subject to the tax imposed by this section there shall be deducted from expenses incurred as defined in this paragraph all expenses incurred which are not allowed as deductions by subsection (c) of this section.

(c) DEDUCTIONS ALLOWED.—In computing the net income of an insurance company subject to the tax imposed by this section there shall be allowed as deductions:

Net income, deductions allowed.

(1) All ordinary and necessary expenses incurred, as provided in section 23 (a);

Business expenses. *Ante*, p. 1658.

(2) All interest as provided in section 23 (b);

Interest.

(3) Taxes as provided in section 23 (c);

Taxes.

(4) Losses incurred as defined in subsection (b) (6) of this section;

Losses.

(5) Subject to the limitation contained in section 117 (d), losses sustained during the taxable year from the sale or other disposition of property;

Losses from sales; limitation. *Ante*, p. 1692.

(6) Bad debts in the nature of agency balances and bills receivable ascertained to be worthless and charged off within the taxable year;

Bad debts, etc.

(7) The amount of interest earned during the taxable year which under section 22 (b) (4) is excluded from gross income;

Exempt interest. *Ante*, p. 1657.

(8) A reasonable allowance for the exhaustion, wear and tear of property, as provided in section 23 (l);

Exhaustion, etc., of property.

(9) Charitable, and so forth, contributions, as provided in section 23 (q);

Charitable, etc., contributions. *Ante*, p. 1661.

(10) Deductions (other than those specified in this subsection) as provided in section 23, but not in excess of the amount of the gross income included under subsection (b) (1) (C) of this section.

Other deductions. *Ante*, p. 1658.

(d) DEDUCTIONS OF FOREIGN CORPORATIONS.—In the case of a foreign corporation the deductions allowed in this section shall be allowed to the extent provided in Supplement I in the case of a foreign corporation engaged in trade or business within the United States or having an office or place of business therein.

Deductions allowed foreign corporations for United States business. *Post*, p. 1717.

(e) DOUBLE DEDUCTIONS.—Nothing in this section shall be construed to permit the same item to be twice deducted.

Duplication prohibited.

SEC. 205. TAXES OF FOREIGN COUNTRIES AND POSSESSIONS OF UNITED STATES.

Foreign taxes.

The amount of income, war-profits, and excess-profits taxes imposed by foreign countries or possessions of the United States shall be allowed as a credit against the tax of a domestic insurance company subject to the tax imposed by section 201 or 204, to the extent provided in the case of a domestic corporation in section 131, and in such cases "net income" as used in that section means the net income as defined in this Supplement.

Credit for, allowed domestic insurance companies. *Ante*, pp. 1710, 1711, 1696.

"Net income" construed.

SEC. 206. COMPUTATION OF GROSS INCOME.

Gross income.

The gross income of insurance companies subject to the tax imposed by section 201 or 204 shall not be determined in the manner provided in section 119.

Computation. *Ante*, p. 1693.

SEC. 207. MUTUAL INSURANCE COMPANIES OTHER THAN LIFE.

(a) APPLICATION OF TITLE.—Mutual insurance companies, other than life insurance companies, shall be taxable in the same manner

Mutual insurance companies other than life. Taxable as other corporations.

as other corporations, except as hereinafter provided in this section, and except that they shall not be subject to the surtax imposed by section 14, and except that the normal tax imposed by section 13 shall be at the rate of 15 per centum instead of at the rates provided in such section, and such normal tax shall be applicable to foreign corporations as well as domestic corporations; but foreign insurance companies not carrying on an insurance business within the United States shall be taxable as other foreign corporations.

(b) **GROSS INCOME.**—Mutual marine-insurance companies shall include in gross income the gross premiums collected and received by them less amounts paid for reinsurance.

(c) **DEDUCTIONS.**—In addition to the deductions allowed to corporations by section 23 the following deductions to insurance companies shall also be allowed, unless otherwise allowed—

(1) **MUTUAL INSURANCE COMPANIES OTHER THAN LIFE INSURANCE.**—In the case of mutual insurance companies other than life insurance companies—

(A) the net addition required by law to be made within the taxable year to reserve funds (including in the case of assessment insurance companies the actual deposit of sums with State or Territorial officers pursuant to law as additions to guarantee or reserve funds); and

(B) the sums other than dividends paid within the taxable year on policy and annuity contracts.

(2) **MUTUAL MARINE INSURANCE COMPANIES.**—In the case of mutual marine insurance companies, in addition to the deductions allowed in paragraph (1) of this subsection, unless otherwise allowed, amounts repaid to policyholders on account of premiums previously paid by them, and interest paid upon such amounts between the ascertainment and the payment thereof;

(3) **MUTUAL INSURANCE COMPANIES OTHER THAN LIFE AND MARINE.**—In the case of mutual insurance companies (including interinsurers and reciprocal underwriters, but not including mutual life or mutual marine insurance companies) requiring their members to make premium deposits to provide for losses and expenses, the amount of premium deposits returned to their policyholders and the amount of premium deposits retained for the payment of losses, expenses, and reinsurance reserves.

Supplement H—Nonresident Alien Individuals

SEC. 211. TAX ON NONRESIDENT ALIEN INDIVIDUALS.

(a) **NO UNITED STATES BUSINESS OR OFFICE.**—There shall be levied, collected, and paid for each taxable year, in lieu of the tax imposed by sections 11 and 12, upon the amount received, by every nonresident alien individual not engaged in trade or business within the United States and not having an office or place of business therein, from sources within the United States as interest (except interest on deposits with persons carrying on the banking business), dividends, rents, salaries, wages, premiums, annuities, compensations, remunerations, emoluments, or other fixed or determinable annual or periodical gains, profits, and income, a tax of 10 per centum of such amount, except that such rate shall be reduced, in the case of a resident of a contiguous country, to such rate (not less than 5 per centum) as may be provided by treaty with such country.

(b) **UNITED STATES BUSINESS OR OFFICE.**—A nonresident alien individual engaged in trade or business in the United States or having an office or place of business therein shall be taxable without

Ante, p. 1655.

Foreign companies not carrying on business within United States.

Gross income; mutual marine-insurance companies.

Deductions.
Ante, p. 1653.

Mutual insurance companies.

Addition to reserve funds.

Policy and annuity contracts.

Mutual marine insurance companies.
Repayment to policyholders.

Companies other than life and marine.
Premium deposits returned, etc.

Nonresident alien individuals.

Tax on.

No United States business or office.

Ante, p. 1653.

Residents of contiguous countries.

Having business or office in United States.

regard to the provisions of subsection (a). As used in this section, section 119, section 143, section 144, and section 231, the phrase "engaged in trade or business within the United States" includes the performance of personal services within the United States at any time within the taxable year, but does not include the performance of personal services for a nonresident alien individual, foreign partnership, or foreign corporation, not engaged in trade or business within the United States, by a nonresident alien individual temporarily present in the United States for a period or periods not exceeding a total of ninety days during the taxable year and whose compensation for such services does not exceed in the aggregate \$3,000. Such phrase does not include the effecting of transactions in the United States in stocks, securities, or commodities through a resident broker, commission agent, or custodian.

Term construed.
Ante, pp. 1693, 1700,
1702; *Post*, p. 1717.

Transactions through
broker, etc.

SEC. 212. GROSS INCOME.

(a) **GENERAL RULE.**—In the case of a nonresident alien individual gross income includes only the gross income from sources within the United States.

Gross income.
From United States
sources.

(b) **SHIPS UNDER FOREIGN FLAG.**—The income of a nonresident alien individual which consists exclusively of earnings derived from the operation of a ship or ships documented under the laws of a foreign country which grants an equivalent exemption to citizens of the United States and to corporations organized in the United States shall not be included in gross income and shall be exempt from taxation under this title.

Earnings from fore-
ign ship operation ex-
empt from taxation.

SEC. 213. DEDUCTIONS.

(a) **GENERAL RULE.**—In the case of a nonresident alien individual the deductions shall be allowed only if and to the extent that they are connected with income from sources within the United States; and the proper apportionment and allocation of the deductions with respect to sources of income within and without the United States shall be determined as provided in section 119, under rules and regulations prescribed by the Commissioner with the approval of the Secretary.

Deductions.
If connected with
income from United
States sources.

Ante, p. 1693.

(b) **LOSSES.**—

(1) The deduction, for losses not connected with the trade or business if incurred in transactions entered into for profit, allowed by section 23 (e) (2) shall be allowed whether or not connected with income from sources within the United States, but only if the profit, if such transaction had resulted in a profit, would be taxable under this title.

Losses.
Not connected with
trade or business.

Ante, p. 1639.

(2) The deduction for losses of property not connected with the trade or business if arising from certain casualties or theft, allowed by section 23 (e) (3), shall be allowed whether or not connected with income from sources within the United States, but only if the loss is of property within the United States.

Casualty, etc., not
connected with busi-
ness.

(c) **CHARITABLE, ETC., CONTRIBUTIONS.**—The so-called "charitable contribution" deduction allowed by section 23 (o) shall be allowed whether or not connected with income from sources within the United States, but only as to contributions or gifts made to domestic corporations, or to community chests, funds, or foundations, created in the United States, or to the vocational rehabilitation fund.

Charitable, etc., con-
tributions.
Ante, p. 1660.

SEC. 214. CREDITS AGAINST NET INCOME.

In the case of a nonresident alien individual the personal exemption allowed by section 25 (b) (1) of this title shall be only \$1,000.

Credits against net
income.
Personal exemption.
Ante, p. 1663.

Dependents, if residents of contiguous country.

The credit for dependents allowed by section 25 (b) (2) shall not be allowed in the case of a nonresident alien individual unless he is a resident of a contiguous country.

Allowance of deductions and credits.

SEC. 215. ALLOWANCE OF DEDUCTIONS AND CREDITS.

Filing return of total income from United States sources.

(a) **RETURN TO CONTAIN INFORMATION.**—A nonresident alien individual shall receive the benefit of the deductions and credits allowed to him in this title only by filing or causing to be filed with the collector a true and accurate return of his total income received from all sources in the United States, in the manner prescribed in this title; including therein all the information which the Commissioner may deem necessary for the calculation of such deductions and credits.

Personal exemption credits, etc., by filing claim with withholding agent.

(b) **TAX WITHHELD AT SOURCE.**—The benefit of the personal exemption and credit for dependents may, in the discretion of the Commissioner and under regulations prescribed by him with the approval of the Secretary, be received by a nonresident alien individual entitled thereto, by filing a claim therefore with the withholding agent.

Credits against tax.

SEC. 216. CREDITS AGAINST TAX.

No allowance for, of foreign governments.

A nonresident alien individual shall not be allowed the credits against the tax for taxes of foreign countries and possessions of the United States allowed by section 131.

Ante, p. 1696.

Returns.

SEC. 217. RETURNS.

Time for filing.

(a) **REQUIREMENT.**—In the case of a nonresident alien individual the return, in lieu of the time prescribed in section 53 (a) (1), shall be made on or before the fifteenth day of the sixth month following the close of the fiscal year, or, if the return is made on the basis of the calendar year, then on or before the fifteenth day of June.

Ante, p. 1670.

Exemption.

(b) **EXEMPTION FROM REQUIREMENT.**—Subject to such conditions, limitations, and exceptions and under such regulations as may be prescribed by the Commissioner, with the approval of the Secretary, nonresident alien individuals subject to the tax imposed by section 211 (a) may be exempted from the requirement of filing returns of such tax.

Ante, p. 1714.

Payment of tax.

SEC. 218. PAYMENT OF TAX.

Time designated.

(a) **TIME OF PAYMENT.**—In the case of a nonresident alien individual the total amount of tax imposed by this title shall be paid, in lieu of the time prescribed in section 56 (a), on the fifteenth day of June following the close of the calendar year, or, if the return should be made on the basis of a fiscal year, then on the fifteenth day of the sixth month following the close of the fiscal year.

Ante, p. 1672.

(b) **WITHHOLDING AT SOURCE.**—For withholding at source of tax on income of nonresident aliens, see section 143.

Withholding tax at source.

Ante, p. 1700.

Partnerships.

SEC. 219. PARTNERSHIPS.

Nonresident members of, considered as being engaged in business, etc., within United States.

For the purpose of this title, a nonresident alien individual shall be considered as being engaged in a trade or business within the United States if the partnership of which he is a member is so engaged and as having an office or place of business within the United States if the partnership of which he is a member has such an office or place of business.

Supplement I—Foreign Corporations

Foreign corporations.

SEC. 231. TAX ON FOREIGN CORPORATIONS.

(a) **NONRESIDENT CORPORATIONS.**—There shall be levied, collected, and paid for each taxable year, in lieu of the tax imposed by sections 13 and 14, upon the amount received by every foreign corporation not engaged in trade or business within the United States and not having an office or place of business therein, from sources within the United States as interest (except interest on deposits with persons carrying on the banking business), dividends, rents, salaries, wages, premiums, annuities, compensations, remunerations, emoluments, or other fixed or determinable annual or periodical gains, profits, and income, a tax of 15 per centum of such amount, except that in the case of dividends the rate shall be 10 per centum, and except that in the case of corporations organized under the laws of a contiguous country such rate of 10 per centum with respect to dividends shall be reduced to such rate (not less than 5 per centum) as may be provided by treaty with such country.

Tax on foreign corporations.

Nonresident corporations.
Ante, p. 1655.

(b) **RESIDENT CORPORATIONS.**—A foreign corporation engaged in trade or business within the United States or having an office or place of business therein shall be taxable without regard to the provisions of subsection (a), but the normal tax imposed by section 13 shall be at the rate of 22 per centum instead of at the rates provided in such section.

Resident corporations.

(c) **UNDISTRIBUTED PROFITS SURTAX.**—A foreign corporation shall not be subject to the surtax imposed by section 14.

Not subject to undistributed profits tax.
Ante, p. 1655.

(d) **GROSS INCOME.**—In the case of a foreign corporation gross income includes only the gross income from sources within the United States.

Gross income, from United States sources.

(e) **SHIPS UNDER FOREIGN FLAG.**—The income of a foreign corporation, which consists exclusively of earnings derived from the operation of a ship or ships documented under the laws of a foreign country which grants an equivalent exemption to citizens of the United States and to corporations organized in the United States, shall not be included in gross income and shall be exempt from taxation under this title.

Ships under foreign flag.
Conditional exemptions.

SEC. 232. DEDUCTIONS.

(a) **IN GENERAL.**—In the case of a foreign corporation the deductions shall be allowed only if and to the extent that they are connected with income from sources within the United States; and the proper apportionment and allocation of the deductions with respect to sources within and without the United States shall be determined as provided in section 119, under rules and regulations prescribed by the Commissioner with the approval of the Secretary.

Deductions.

On income from United States sources.

Apportionment, etc.
Ante, p. 1663.

(b) **CHARITABLE, AND SO FORTH, CONTRIBUTIONS.**—The so-called "charitable contribution" deduction allowed by section 23 (q) shall be allowed whether or not connected with income from sources within the United States.

Charitable, etc., contributions.
Ante, p. 1661.

SEC. 233. ALLOWANCE OF DEDUCTIONS AND CREDITS.

A foreign corporation shall receive the benefit of the deductions and credits allowed to it in this title only by filing or causing to be filed with the collector a true and accurate return of its total income received from all sources in the United States, in the manner prescribed in this title; including therein all the information which the Commissioner may deem necessary for the calculation of such deductions and credits.

Allowance of deductions and credits.

Benefit of, by filing return of all income from United States sources.

Credits against tax. **SEC. 234. CREDITS AGAINST TAX.**

No allowance for, of foreign governments. Foreign corporations shall not be allowed the credits against the tax for taxes of foreign countries and possessions of the United States allowed by section 131.

Ante, p. 1696.

Returns. **SEC. 235. RETURNS.**

(a) **TIME OF FILING.**—In the case of a foreign corporation not having any office or place of business in the United States the return, in lieu of the time prescribed in section 53 (a) (1), shall be made on or before the fifteenth day of the sixth month following the close of the fiscal year, or, if the return is made on the basis of the calendar year then on or before the fifteenth day of June. If any foreign corporation has no office or place of business in the United States but has an agent in the United States, the return shall be made by the agent.

Time for filing.
Ante, p. 1670.

Returns by agent.

Exemption from re-
quirement.

(b) **EXEMPTION FROM REQUIREMENT.**—Subject to such conditions, limitations, and exceptions and under such regulations as may be prescribed by the Commissioner, with the approval of the Secretary, corporations subject to the tax imposed by section 231 (a) may be exempted from the requirement of filing returns of such tax.

Ante, p. 1717.

Payment of tax. **SEC. 236. PAYMENT OF TAX.**

Times specified.

(a) **TIME OF PAYMENT.**—In the case of a foreign corporation not having any office or place of business in the United States the total amount of tax imposed by this title shall be paid, in lieu of the time prescribed in section 56 (a), on the fifteenth day of June following the close of the calendar year, or, if the return should be made on the basis of a fiscal year, then on the fifteenth day of the sixth month following the close of the fiscal year.

Ante, p. 1672.

Withholding tax at
source.
Ante, p. 1702.

(b) **WITHHOLDING AT SOURCE.**—For withholding at source of tax on income of foreign corporations, see section 144.

Foreign insurance
companies.

SEC. 237. FOREIGN INSURANCE COMPANIES.

For special provisions relating to foreign insurance companies, see Supplement G.

Special provisions.
Ante, p. 1710.

Affiliation.

SEC. 238. AFFILIATION.

Not applicable to for-
eign corporations.
Ante, p. 1698.

A foreign corporation shall not be deemed to be affiliated with any other corporation within the meaning of section 141.

Possessions of the
United States.

Supplement J—Possessions of the United States

Income from sources
within.

SEC. 251. INCOME FROM SOURCES WITHIN POSSESSIONS OF UNITED STATES.

Gross income of citi-
zens, etc.

(a) **GENERAL RULE.**—In the case of citizens of the United States or domestic corporations, satisfying the following conditions, gross income means only gross income from sources within the United States—

If 80 per cent derived
from United States
possession sources.

(1) If 80 per centum or more of the gross income of such citizen or domestic corporation (computed without the benefit of this section), for the three-year period immediately preceding the close of the taxable year (or for such part of such period immediately preceding the close of such taxable year as may be applicable) was derived from sources within a possession of the United States; and

(2) If, in the case of such corporation, 50 per centum or more of its gross income (computed without the benefit of this section) for such period or such part thereof was derived from the active conduct of a trade or business within a possession of the United States; or

If corporation derived 50 percent from business therein.

(3) If, in case of such citizen, 50 per centum or more of his gross income (computed without the benefit of this section) for such period or such part thereof was derived from the active conduct of a trade or business within a possession of the United States either on his own account or as an employee or agent of another.

If citizen derived 50 percent from active business therein.

(b) AMOUNTS RECEIVED IN UNITED STATES.—Notwithstanding the provisions of subsection (a) there shall be included in gross income all amounts received by such citizens or corporations within the United States, whether derived from sources within or without the United States.

Amounts received in United States. Included in gross income.

(c) TAX IN CASE OF CORPORATIONS.—In the case of a domestic corporation entitled to the benefits of this section the normal tax imposed by section 13 shall be at the rate of 15 per centum instead of at the rates provided in such section, and such a corporation shall not be subject to the surtax imposed by section 14.

Domestic corporations, normal tax.

Ante, p. 1655. Not subject to surtax. *Ante*, p. 1655.

(d) DEFINITION.—As used in this section the term "possession of the United States" does not include the Virgin Islands of the United States.

Status of Virgin Islands.

(e) DEDUCTIONS.—

Deductions.

(1) Citizens of the United States entitled to the benefits of this section shall have the same deductions as are allowed by Supplement H in the case of a nonresident alien individual engaged in trade or business within the United States or having an office or place of business therein.

Citizens allowed same benefits as non-residents.

Ante, p. 1714.

(2) Domestic corporations entitled to the benefits of this section shall have the same deductions as are allowed by Supplement I in the case of a foreign corporation engaged in trade or business within the United States or having an office or place of business therein.

Domestic corporations.

Ante, p. 1717.

(f) CREDITS AGAINST NET INCOME.—A citizen of the United States entitled to the benefits of this section shall be allowed a personal exemption of only \$1,000 and shall not be allowed the credit for dependents provided in section 25 (b) (2).

Credits against net income; personal exemption.

Ante, p. 1663.

(g) ALLOWANCE OF DEDUCTIONS AND CREDITS.—Citizens of the United States and domestic corporations entitled to the benefits of this section shall receive the benefit of the deductions and credits allowed to them in this title only by filing or causing to be filed with the collector a true and accurate return of their total income received from all sources in the United States, in the manner prescribed in this title; including therein all the information which the Commissioner may deem necessary for the calculation of such deductions and credits.

Allowance of deductions and credits.

(h) CREDITS AGAINST TAX.—Persons entitled to the benefits of this section shall not be allowed the credits against the tax for taxes of foreign countries and possessions of the United States allowed by section 131.

Credits against tax. No allowance for, of foreign countries.

(i) AFFILIATION.—A corporation entitled to the benefits of this section shall not be deemed to be affiliated with any other corporation within the meaning of section 141.

Affiliation. Applicability to corporations.

Ante, p. 1698.

SEC. 252. CITIZENS OF POSSESSIONS OF UNITED STATES.

(a) Any individual who is a citizen of any possession of the United States (but not otherwise a citizen of the United States) and who is not a resident of the United States, shall be subject to taxation under

Citizens of possessions of United States.

Income subject to taxation.

this title only as to income derived from sources within the United States, and in such case the tax shall be computed and paid in the same manner and subject to the same conditions as in the case of other persons who are taxable only as to income derived from such sources.

Virgin Islands.
Payment of taxes in,
not affected.
Vol. 42, p. 123.

(b) Nothing in this section shall be construed to alter or amend the provisions of the Act entitled "An Act making appropriations for the naval service for the fiscal year ending June 30, 1922, and for other purposes", approved July 12, 1921, relating to the imposition of income taxes in the Virgin Islands of the United States.

China Trade Act cor-
porations.

Supplement K—China Trade Act Corporations

SEC. 261. TAXATION IN GENERAL.

Normal tax.
Ante, p. 1655.

In the case of a corporation organized under the China Trade Act, 1922, the normal tax imposed by section 13 shall be at the rate of 15 per centum instead of at the rates provided in such section, and such a corporation shall not be subject to the surtax imposed by section 14.

Credit against net
income.

SEC. 262. CREDIT AGAINST NET INCOME.

Ante, pp. 1019, 1655.

(a) ALLOWANCE OF CREDIT.—For the purpose only of the taxes imposed by section 13 of this Act and section 106 of the Revenue Act of 1935 there shall be allowed, in the case of a corporation organized under the China Trade Act, 1922, in addition to the credits against net income otherwise allowed such corporation, a credit against the net income of an amount equal to the proportion of the net income derived from sources within China (determined in a similar manner to that provided in section 119) which the par value of the shares of stock of the corporation owned on the last day of the taxable year by (1) persons resident in China, the United States, or possessions of the United States, and (2) individual citizens of the United States or China wherever resident, bears to the par value of the whole number of shares of stock of the corporation outstanding on such date: *Provided*, That in no case shall the diminution, by reason of such credit, of the tax imposed by such section 13 (computed without regard to this section) exceed the amount of the special dividend certified under subsection (b) of this section; and in no case shall the diminution, by reason of such credit, of the tax imposed by such section 106 (computed without regard to this section) exceed the amount by which such special dividend exceeds the diminution permitted by this section in the tax imposed by such section 13.

Ante, p. 1693.

Proviso.
Limitation.
Ante, p. 1655.

(b) SPECIAL DIVIDEND.—Such credit shall not be allowed unless the Secretary of Commerce has certified to the Commissioner—

Special dividend.
Condition.

Credit subject to
special dividend to
residents of China, etc.

(1) The amount which, during the year ending on the date fixed by law for filing the return, the corporation has distributed as a special dividend to or for the benefit of such persons as on the last day of the taxable year were resident in China, the United States, or possessions of the United States, or were individual citizens of the United States or China, and owned shares of stock of the corporation;

(2) That such special dividend was in addition to all other amounts, payable or to be payable to such persons or for their benefit, by reason of their interest in the corporation; and

(3) That such distribution has been made to or for the benefit of such persons in proportion to the par value of the shares of stock of the corporation owned by each; except that if the corporation has more than one class of stock, the certificates shall contain a statement that the articles of incorporation provide a

Additional to all
other payments.

Distribution propor-
tionate to stock owned.

Exception.

method for the apportionment of such special dividend among such persons, and that the amount certified has been distributed in accordance with the method so provided.

(c) **OWNERSHIP OF STOCK.**—For the purposes of this section shares of stock of a corporation shall be considered to be owned by the person in whom the equitable right to the income from such shares is in good faith vested.

Stock ownership construed.

(d) **DEFINITION OF CHINA.**—As used in this section the term "China" shall have the same meaning as when used in the China Trade Act, 1922.

"China" defined.
Vol. 42, p. 849.

SEC. 263. CREDITS AGAINST THE TAX.

Credits against tax.

A corporation organized under the China Trade Act, 1922, shall not be allowed the credits against the tax for taxes of foreign countries and possessions of the United States allowed by section 131.

No allowance for, of foreign countries.
Ante, p. 1696.

SEC. 264. AFFILIATION.

A corporation organized under the China Trade Act, 1922, shall not be deemed to be affiliated with any other corporation within the meaning of section 141.

Affiliation.

SEC. 265. INCOME OF SHAREHOLDERS.

For exclusion of dividends from gross income, see section 116.

Income of shareholders.

Exclusion from gross income, p. 1689.

Supplement L—Assessment and Collection of Deficiencies

Assessment and collection of deficiencies.

SEC. 271. DEFINITION OF DEFICIENCY.

As used in this title in respect of a tax imposed by this title "deficiency" means—

"Deficiency" defined.

(a) The amount by which the tax imposed by this title exceeds the amount shown as the tax by the taxpayer upon his return; but the amount so shown on the return shall first be increased by the amounts previously assessed (or collected without assessment) as a deficiency, and decreased by the amounts previously abated, credited, refunded, or otherwise repaid in respect of such tax; or

(b) If no amount is shown as the tax by the taxpayer upon his return, or if no return is made by the taxpayer, then the amount by which the tax exceeds the amounts previously assessed (or collected without assessment) as a deficiency; but such amounts previously assessed, or collected without assessment, shall first be decreased by the amounts previously abated, credited, refunded, or otherwise repaid in respect of such tax.

SEC. 272. PROCEDURE IN GENERAL.

Procedure in general.

(a) **PETITION TO BOARD OF TAX APPEALS.**—If in the case of any taxpayer, the Commissioner determines that there is a deficiency in respect of the tax imposed by this title, the Commissioner is authorized to send notice of such deficiency to the taxpayer by registered mail. Within ninety days after such notice is mailed (not counting Sunday or a legal holiday in the District of Columbia as the ninetieth day), the taxpayer may file a petition with the Board of Tax Appeals for a redetermination of the deficiency. No assessment of a deficiency in respect of the tax imposed by this title and no distraint or proceeding in court for its collection shall be made, begun, or prosecuted until such notice has been mailed to the taxpayer, nor until the expiration of such ninety-day period, nor, if a petition has been filed with the Board, until the decision of the Board has

Notice of deficiency to taxpayer.

Petition to Board of Tax Appeals for redetermination.

No assessment until notice mailed to taxpayer.

If petition filed.

Injunction to restrain assessment.
R. S., sec. 3224, p. 619.
U. S. C., p. 1193.

Exceptions to restrictions.
Waivers.

Errors.

Jeopardy assessments, p. 1723.
Bankruptcy, etc., p. 1725.
Assessment, etc., of deficiency.
Vol. 44, p. 109.

Collection of deficiency found by Board.

Payment on demand if petition not filed.

Waiver of restrictions by taxpayer.

Increase of deficiency after notice mailed.

Condition.

Restriction on determining deficiency after notice.

Exceptions.

Post, p. 1723.
Mathematical error, not a notice of deficiency.

Credits or refunds.
Post, p. 1731.

become final. Notwithstanding the provisions of section 3224 of the Revised Statutes the making of such assessment or the beginning of such proceeding or distraint during the time such prohibition is in force may be enjoined by a proceeding in the proper court.

For exceptions to the restrictions imposed by this subsection, see—

(1) Subsection (d) of this section, relating to waivers by the taxpayer;

(2) Subsection (f) of this section, relating to notifications of mathematical errors appearing upon the face of the return;

(3) Section 273, relating to jeopardy assessments;

(4) Section 274, relating to bankruptcy and receiverships; and

(5) Section 1001 of the Revenue Act of 1926, as amended, relating to assessment or collection of the amount of the deficiency determined by the Board pending court review.

(b) **COLLECTION OF DEFICIENCY FOUND BY BOARD.**—If the taxpayer files a petition with the Board, the entire amount redetermined as the deficiency by the decision of the Board which has become final shall be assessed and shall be paid upon notice and demand from the collector. No part of the amount determined as a deficiency by the Commissioner but disallowed as such by the decision of the Board which has become final shall be assessed or be collected by distraint or by proceeding in court with or without assessment.

(c) **FAILURE TO FILE PETITION.**—If the taxpayer does not file a petition with the Board within the time prescribed in subsection (a) of this section, the deficiency, notice of which has been mailed to the taxpayer, shall be assessed, and shall be paid upon notice and demand from the collector.

(d) **WAIVER OF RESTRICTIONS.**—The taxpayer shall at any time have the right, by a signed notice in writing filed with the Commissioner, to waive the restrictions provided in subsection (a) of this section on the assessment and collection of the whole or any part of the deficiency.

(e) **INCREASE OF DEFICIENCY AFTER NOTICE MAILED.**—The Board shall have jurisdiction to redetermine the correct amount of the deficiency even if the amount so redetermined is greater than the amount of the deficiency, notice of which has been mailed to the taxpayer, and to determine whether any penalty, additional amount or addition to the tax should be assessed—if claim therefor is asserted by the Commissioner at or before the hearing or a rehearing.

(f) **FURTHER DEFICIENCY LETTERS RESTRICTED.**—If the Commissioner has mailed to the taxpayer notice of a deficiency as provided in subsection (a) of this section, and the taxpayer files a petition with the Board within the time prescribed in such subsection, the Commissioner shall have no right to determine any additional deficiency in respect of the same taxable year, except in the case of fraud, and except as provided in subsection (e) of this section, relating to assertion of greater deficiencies before the Board, or in section 273 (c), relating to the making of jeopardy assessments. If the taxpayer is notified that, on account of a mathematical error appearing upon the face of the return, an amount of tax in excess of that shown upon the return is due, and that an assessment of the tax has been or will be made on the basis of what would have been the correct amount of tax but for the mathematical error, such notice shall not be considered (for the purposes of this subsection, or of subsection

(a) of this section, prohibiting assessment and collection until notice of deficiency has been mailed, or of section 322 (c), prohibiting credits or refunds after petition to the Board of Tax Appeals) as a notice of a deficiency, and the taxpayer shall have no right to file a petition with the Board based on such notice, nor shall such assess-

ment or collection be prohibited by the provisions of subsection (a) of this section.

(g) **JURISDICTION OVER OTHER TAXABLE YEARS.**—The Board in redetermining a deficiency in respect of any taxable year shall consider such facts with relation to the taxes for other taxable years as may be necessary correctly to redetermine the amount of such deficiency, but in so doing shall have no jurisdiction to determine whether or not the tax for any other taxable year has been overpaid or underpaid.

Jurisdiction over other taxable years.

(h) **FINAL DECISIONS OF BOARD.**—For the purposes of this title the date on which a decision of the Board becomes final shall be determined according to the provisions of section 1005 of the Revenue Act of 1926.

Final decisions of Board.
Vol. 44, p. 110.

(i) **PRORATING OF DEFICIENCY TO INSTALLMENTS.**—If the taxpayer has elected to pay the tax in installments and a deficiency has been assessed, the deficiency shall be prorated to the four installments. Except as provided in section 273 (relating to jeopardy assessments), that part of the deficiency so prorated to any installment the date for payment of which has not arrived, shall be collected at the same time as and as part of such installment. That part of the deficiency so prorated to any installment the date for payment of which has arrived, shall be paid upon notice and demand from the collector.

Prorating of deficiency to installments.

(j) **EXTENSION OF TIME FOR PAYMENT OF DEFICIENCIES.**—Where it is shown to the satisfaction of the Commissioner that the payment of a deficiency upon the date prescribed for the payment thereof will result in undue hardship to the taxpayer the Commissioner, with the approval of the Secretary (except where the deficiency is due to negligence, to intentional disregard of rules and regulations, or to fraud with intent to evade tax), may grant an extension for the payment of such deficiency or any part thereof for a period not in excess of eighteen months, and, in exceptional cases, for a further period not in excess of twelve months. If an extension is granted, the Commissioner may require the taxpayer to furnish a bond in such amount, not exceeding double the amount of the deficiency, and with such sureties, as the Commissioner deems necessary, conditioned upon the payment of the deficiency in accordance with the terms of the extension.

Extension for payments allowed, to avoid undue hardship.

(k) **ADDRESS FOR NOTICE OF DEFICIENCY.**—In the absence of notice to the Commissioner under section 312 (a) of the existence of a fiduciary relationship, notice of a deficiency in respect of a tax imposed by this title, if mailed to the taxpayer at his last known address, shall be sufficient for the purposes of this title even if such taxpayer is deceased, or is under a legal disability, or, in the case of a corporation, has terminated its existence.

Bond required.

Address for notice of deficiency.
Post, p. 1730.

SEC. 273. JEOPARDY ASSESSMENTS.

(a) **AUTHORITY FOR MAKING.**—If the Commissioner believes that the assessment or collection of a deficiency will be jeopardized by delay, he shall immediately assess such deficiency (together with all interest, additional amounts, or additions to the tax provided for by law) and notice and demand shall be made by the collector for the payment thereof.

Jeopardy assessments.

Immediate assessment of deficiency if jeopardized by delay.

(b) **DEFICIENCY LETTERS.**—If the jeopardy assessment is made before any notice in respect of the tax to which the jeopardy assessment relates has been mailed under section 272 (a), then the Commissioner shall mail a notice under such subsection within sixty days after the making of the assessment.

Deficiency letters.
Notice to be mailed.
Ante, p. 1721.

Amount assessable before Board's decision.

Ante, p. 1722.

Board to redetermine on notice.

Amount assessable after decision of Board.

Expiration of right to assess.

Bond to stay collection.

Conditions.

Post, p. 1728.

Further conditions, if bond given before filing petition.

Ante, p. 1721.

Stay of collection of part covered by bond.

Effect of waiver of stay, etc.

Collection of unpaid amounts when decision of Board final.

Credit or refund.

(c) **AMOUNT ASSESSABLE BEFORE DECISION OF BOARD.**—The jeopardy assessment may be made in respect of a deficiency greater or less than that notice of which has been mailed to the taxpayer, despite the provisions of section 272 (f) prohibiting the determination of additional deficiencies, and whether or not the taxpayer has theretofore filed a petition with the Board of Tax Appeals. The Commissioner shall notify the Board of the amount of such assessment, if the petition is filed with the Board before the making of the assessment or is subsequently filed, and the Board shall have jurisdiction to redetermine the entire amount of the deficiency and of all amounts assessed at the same time in connection therewith.

(d) **AMOUNT ASSESSABLE AFTER DECISION OF BOARD.**—If the jeopardy assessment is made after the decision of the Board is rendered such assessment may be made only in respect of the deficiency determined by the Board in its decision.

(e) **EXPIRATION OF RIGHT TO ASSESS.**—A jeopardy assessment may not be made after the decision of the Board has become final or after the taxpayer has filed a petition for review of the decision of the Board.

(f) **BOND TO STAY COLLECTION.**—When a jeopardy assessment has been made the taxpayer, within 10 days after notice and demand from the collector for the payment of the amount of the assessment, may obtain a stay of collection of the whole or any part of the amount of the assessment by filing with the collector a bond in such amount, not exceeding double the amount as to which the stay is desired, and with such sureties, as the collector deems necessary, conditioned upon the payment of so much of the amount, the collection of which is stayed by the bond, as is not abated by a decision of the Board which has become final, together with interest thereon as provided in section 297.

(g) **SAME—FURTHER CONDITIONS.**—If the bond is given before the taxpayer has filed his petition with the Board under section 272 (a), the bond shall contain a further condition that if a petition is not filed within the period provided in such subsection, then the amount the collection of which is stayed by the bond will be paid on notice and demand at any time after the expiration of such period, together with interest thereon at the rate of 6 per centum per annum from the date of the jeopardy notice and demand to the date of notice and demand under this subsection.

(h) **WAIVER OF STAY.**—Upon the filing of the bond the collection of so much of the amount assessed as is covered by the bond shall be stayed. The taxpayer shall have the right to waive such stay at any time in respect of the whole or any part of the amount covered by the bond, and if as a result of such waiver any part of the amount covered by the bond is paid, then the bond shall, at the request of the taxpayer, be proportionately reduced. If the Board determines that the amount assessed is greater than the amount which should have been assessed, then when the decision of the Board is rendered the bond shall, at the request of the taxpayer, be proportionately reduced.

(i) **COLLECTION OF UNPAID AMOUNTS.**—When the petition has been filed with the Board and when the amount which should have been assessed has been determined by a decision of the Board which has become final, then any unpaid portion, the collection of which has been stayed by the bond, shall be collected as part of the tax upon notice and demand from the collector, and any remaining portion of the assessment shall be abated. If the amount already collected exceeds the amount determined as the amount which should have been assessed, such excess shall be credited or refunded to the

taxpayer as provided in section 322, without the filing of claim therefor. If the amount determined as the amount which should have been assessed is greater than the amount actually assessed, then the difference shall be assessed and shall be collected as part of the tax upon notice and demand from the collector.

Post, p. 1731.
Collection of greater assessment.

(j) **CLAIMS IN ABATEMENT.**—No claim in abatement shall be filed in respect of any assessment in respect of any tax imposed by this title.

No claim in abatement to be filed.

SEC. 274. BANKRUPTCY AND RECEIVERSHIPS.

(a) **IMMEDIATE ASSESSMENT.**—Upon the adjudication of bankruptcy of any taxpayer in any bankruptcy proceeding or the appointment of a receiver for any taxpayer in any receivership proceeding before any court of the United States or of any State or Territory or of the District of Columbia, any deficiency (together with all interest, additional amounts, or additions to the tax provided for by law) determined by the Commissioner in respect of a tax imposed by this title upon such taxpayer shall, despite the restrictions imposed by section 272 (a) upon assessments be immediately assessed if such deficiency has not theretofore been assessed in accordance with law. In such cases the trustee in bankruptcy or receiver shall give notice in writing to the Commissioner of the adjudication of bankruptcy or the appointment of the receiver, and the running of the statute of limitations on the making of assessments shall be suspended for the period from the date of adjudication in bankruptcy or the appointment of the receiver to a date 30 days after the date upon which the notice from the trustee or receiver is received by the Commissioner; but the suspension under this sentence shall in no case be for a period in excess of two years. Claims for the deficiency and such interest, additional amounts and additions to the tax may be presented, for adjudication in accordance with law, to the court before which the bankruptcy or receivership proceeding is pending, despite the pendency of proceedings for the redetermination of the deficiency in pursuance of a petition to the Board; but no petition for any such redetermination shall be filed with the Board after the adjudication of bankruptcy or the appointment of the receiver.

Bankruptcy and receiverships.
Immediate assessment of tax deficiency in.

Notice of adjudication.

Presentation of claim.

(b) **UNPAID CLAIMS.**—Any portion of the claim allowed in such bankruptcy or receivership proceeding which is unpaid shall be paid by the taxpayer upon notice and demand from the collector after the termination of such proceeding, and may be collected by distraint or proceeding in court within six years after termination of such proceeding. Extensions of time for such payment may be had in the same manner and subject to the same provisions and limitations as are provided in section 272 (j) and section 296 in the case of a deficiency in a tax imposed by this title.

Unpaid claims.
Collection of.

Time extensions.

Ante, p. 1723; *Post*, p. 1728.

SEC. 275. PERIOD OF LIMITATION UPON ASSESSMENT AND COLLECTION.

Except as provided in section 276—

(a) **GENERAL RULE.**—The amount of income taxes imposed by this title shall be assessed within three years after the return was filed, and no proceeding in court without assessment for the collection of such taxes shall be begun after the expiration of such period.

Period of limitation upon assessment and collection.

Post, p. 1726.
Assessment within three years.

(b) **REQUEST FOR PROMPT ASSESSMENT.**—In the case of income received during the lifetime of a decedent, or by his estate during the period of administration, or by a corporation, the tax shall be assessed, and any proceeding in court without assessment for the collection of such tax shall be begun, within eighteen months after written request therefor (filed after the return is made) by the

Request for prompt assessment by fiduciary representatives, etc.

Corporations.	executor, administrator, or other fiduciary representing the estate of such decedent, or by the corporation, but not after the expiration of three years after the return was filed. This subsection shall not apply in the case of a corporation unless—
Exceptions. Dissolution contemplated.	(1) Such written request notifies the Commissioner that the corporation contemplates dissolution at or before the expiration of such 18 months' period; and
Dissolution begun before expiration of 18 months' period. Dissolution completed.	(2) The dissolution is in good faith begun before the expiration of such 18 months' period; and
Omission of amount in excess of 25 percent of gross income.	(3) The dissolution is completed.
Assessment in five years, after return filed.	(c) OMISSION FROM GROSS INCOME.—If the taxpayer omits from gross income an amount properly includible therein which is in excess of 25 per centum of the amount of gross income stated in the return, the tax may be assessed, or a proceeding in court for the collection of such tax may be begun without assessment, at any time within 5 years after the return was filed.
Time prescribed for filing.	(d) For the purposes of subsections (a), (b), and (c), a return filed before the last day prescribed by law for the filing thereof shall be considered as filed on such last day.
Corporation and shareholder.	(e) CORPORATION AND SHAREHOLDER.—If a corporation makes no return of the tax imposed by this title, but each of the shareholders includes in his return his distributive share of the net income of the corporation, then the tax of the corporation shall be assessed within four years after the last date on which any such shareholder's return was filed.

SEC. 276. SAME—EXCEPTIONS.

Exceptions. False return or no return. Assessment in case of.	(a) FALSE RETURN OR NO RETURN.—In the case of a false or fraudulent return with intent to evade tax or of a failure to file a return the tax may be assessed, or a proceeding in court for the collection of such tax may be begun without assessment, at any time.
Waiver.	(b) WAIVER.—Where before the expiration of the time prescribed in section 275 for the assessment of the tax, both the Commissioner and the taxpayer have consented in writing to its assessment after such time, the tax may be assessed at any time prior to the expiration of the period agreed upon. The period so agreed upon may be extended by subsequent agreements in writing made before the expiration of the period previously agreed upon.
Collection after assessment. By distraint, etc.; time limit.	(c) COLLECTION AFTER ASSESSMENT.—Where the assessment of any income tax imposed by this title has been made within the period of limitation properly applicable thereto, such tax may be collected by distraint or by a proceeding in court, but only if begun (1) within six years after the assessment of the tax, or (2) prior to the expiration of any period for collection agreed upon in writing by the Commissioner and the taxpayer before the expiration of such six-year period. The period so agreed upon may be extended by subsequent agreements in writing made before the expiration of the period previously agreed upon.
Extension.	

SEC. 277. SUSPENSION OF RUNNING OF STATUTE.

Statute of limitations. Suspension of running of. <i>Ante</i> , p. 1725.	The running of the statute of limitations provided in section 275 or 276 on the making of assessments and the beginning of distraint or a proceeding in court for collection, in respect of any deficiency, shall (after the mailing of a notice under section 272 (a)) be suspended for the period during which the Commissioner is prohibited from making the assessment or beginning distraint or a proceeding in court (and in any event, if a proceeding in respect of the deficiency is placed on the docket of the Board, until the decision of the Board becomes final), and for sixty days thereafter.
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Supplement M—Interest and Additions to the Tax**SEC. 291. FAILURE TO FILE RETURN.**

In case of any failure to make and file return required by this title, within the time prescribed by law or prescribed by the Commissioner in pursuance of law, unless it is shown that such failure is due to reasonable cause and not due to willful neglect, there shall be added to the tax: 5 per centum if the failure is for not more than thirty days with an additional 5 per centum for each additional thirty days or fraction thereof during which such failure continues, not exceeding 25 per centum in the aggregate. The amount so added to any tax shall be collected at the same time and in the same manner and as a part of the tax unless the tax has been paid before the discovery of the neglect, in which case the amount so added shall be collected in the same manner as the tax. The amount added to the tax under this section shall be in lieu of the 25 per centum addition to the tax provided in section 3176 of the Revised Statutes, as amended.

Interest and additions to tax.

Failure to file return.

Additional tax imposed.

Exception. If failure not willful neglect.

Collection.

In lieu of former levy.
R. S., sec. 3176, p. 610.
U. S. C., p. 1190.**SEC. 292. INTEREST ON DEFICIENCIES.**

Interest upon the amount determined as a deficiency shall be assessed at the same time as the deficiency, shall be paid upon notice and demand from the collector, and shall be collected as a part of the tax, at the rate of 6 per centum per annum from the date prescribed for the payment of the tax (or, if the tax is paid in installments, from the date prescribed for the payment of the first installment) to the date the deficiency is assessed, or, in the case of a waiver under section 272 (d), to the thirtieth day after the filing of such waiver or to the date the deficiency is assessed whichever is the earlier.

Interest on deficiencies.

Assessment and rate.

In case of waiver.
Ante, p. 1722.**SEC. 293. ADDITIONS TO THE TAX IN CASE OF DEFICIENCY.**

(a) **NEGLIGENCE.**—If any part of any deficiency is due to negligence, or intentional disregard of rules and regulations but without intent to defraud, 5 per centum of the total amount of the deficiency (in addition to such deficiency) shall be assessed, collected, and paid in the same manner as if it were a deficiency, except that the provisions of section 272 (i), relating to the prorating of a deficiency, and of section 292, relating to interest on deficiencies, shall not be applicable.

Additions to tax in case of deficiency.
If due to negligence.*Ante*, p. 1723.

(b) **FRAUD.**—If any part of any deficiency is due to fraud with intent to evade tax, then 50 per centum of the total amount of the deficiency (in addition to such deficiency) shall be so assessed, collected, and paid, in lieu of the 50 per centum addition to the tax provided in section 3176 of the Revised Statutes, as amended.

Fraud.

SEC. 294. ADDITIONS TO THE TAX IN CASE OF NONPAYMENT.

(a) **TAX SHOWN ON RETURN.**—

(1) **GENERAL RULE.**—Where the amount determined by the taxpayer as the tax imposed by this title, or any installment thereof, or any part of such amount or installment, is not paid on or before the date prescribed for its payment, there shall be collected as a part of the tax, interest upon such unpaid amount at the rate of 6 per centum per annum from the date prescribed for its payment until it is paid.

Additions to tax in case of nonpayment.

Interest.

(2) **IF EXTENSION GRANTED.**—Where an extension of time for payment of the amount so determined as the tax by the taxpayer, or any installment thereof, has been granted, and the amount the

If tax and interest not paid in full when extension granted.

time for payment of which has been extended, and the interest thereon determined under section 295, is not paid in full prior to the expiration of the period of the extension, then, in lieu of the interest provided for in paragraph (1) of this subsection, interest at the rate of 6 per centum per annum shall be collected on such unpaid amount from the date of the expiration of the period of the extension until it is paid.

Interest, if deficiency, etc., not paid on notice and demand.
Ante, p. 1727.

(b) **DEFICIENCY.**—Where a deficiency, or any interest or additional amounts assessed in connection therewith under section 292, or under section 293, or any addition to the tax in case of delinquency provided for in section 291, is not paid in full within ten days from the date of notice and demand from the collector, there shall be collected as part of the tax, interest upon the unpaid amount at the rate of 6 per centum per annum from the date of such notice and demand until it is paid. If any part of a deficiency prorated to any unpaid installment under section 272 (i) is not paid in full on or before the date prescribed for the payment of such installment, there shall be collected as part of the tax interest upon the unpaid amount at the rate of 6 per centum per annum from such date until it is paid.

Nonpayment of pro-rated installment.
Ante, p. 1723.

Interest rate payable by fiduciaries.

(c) **FIDUCIARIES.**—For any period an estate is held by a fiduciary appointed by order of any court of competent jurisdiction or by will, there shall be collected interest at the rate of 6 per centum per annum in lieu of the interest provided in subsections (a) and (b) of this section.

Not applicable to amount covered by jeopardy bond.
Ante, p. 1723.

(d) **FILING OF JEOPARDY BOND.**—If a bond is filed, as provided in section 273, the provisions of subsections (b) and (c) of this section shall not apply to the amount covered by the bond.

Time extended for payment of tax shown on return.

SEC. 295. TIME EXTENDED FOR PAYMENT OF TAX SHOWN ON RETURN.

Interest.

If the time for payment of the amount determined as the tax by the taxpayer, or any installment thereof, is extended under the authority of section 56 (c), there shall be collected as a part of such amount, interest thereon at the rate of 6 per centum per annum from the date when such payment should have been made if no extension had been granted, until the expiration of the period of the extension.

Ante, p. 1672.

Time extended for paying deficiency.

SEC. 296. TIME EXTENDED FOR PAYMENT OF DEFICIENCY.

Interest for period of extension.

If the time for the payment of any part of a deficiency is extended, there shall be collected, as a part of the tax, interest on the part of the deficiency the time for payment of which is so extended, at the rate of 6 per centum per annum for the period of the extension, and no other interest shall be collected on such part of the deficiency for such period. If the part of the deficiency the time for payment of which is so extended is not paid in accordance with the terms of the extension, there shall be collected, as a part of the tax, interest on such unpaid amount at the rate of 6 per centum per annum for the period from the time fixed by the terms of the extension for its payment until it is paid, and no other interest shall be collected on such unpaid amount for such period.

Additional, if not paid.

Interest on jeopardy assessments.

SEC. 297. INTEREST IN CASE OF JEOPARDY ASSESSMENTS.

Rate of, on amount collected.

In the case of the amount collected under section 273 (i) there shall be collected at the same time as such amount, and as a part of the tax, interest at the rate of 6 per centum per annum upon such amount from the date of the jeopardy notice and demand to the date of notice and demand under section 273 (i), or, in the case

Ante, p. 1724.

of the amount collected in excess of the amount of the jeopardy assessment, interest as provided in section 292. If the amount included in the notice and demand from the collector under section 273 (i) is not paid in full within ten days after such notice and demand, then there shall be collected, as part of the tax, interest upon the unpaid amount at the rate of 6 per centum per annum (or, for any period the estate of the taxpayer is held by a fiduciary appointed by any court of competent jurisdiction or by will, at the rate of 6 per centum per annum) from the date of such notice and demand until it is paid.

Additional, if amount of deficiency not paid in full.

SEC. 298. BANKRUPTCY AND RECEIVERSHIPS.

If the unpaid portion of the claim allowed in a bankruptcy or receivership proceeding, as provided in section 274, is not paid in full within ten days from the date of notice and demand from the collector, then there shall be collected as a part of such amount interest upon the unpaid portion thereof at the rate of 6 per centum per annum from the date of such notice and demand until payment.

Bankruptcy and receiverships.

Interest, if not paid on demand.
Ante, p. 1725.

SEC. 299. REMOVAL OF PROPERTY OR DEPARTURE FROM UNITED STATES.

For additions to tax in case of leaving the United States or concealing property in such manner as to hinder collection of the tax, see section 146.

Removal of property, etc.

Additions to tax for, etc.
Ante, p. 1703.

Supplement N—Claims against Transferees and Fiduciaries

Claims against transferees and fiduciaries.

SEC. 311. TRANSFERRED ASSETS.

Transferred assets.

(a) **METHOD OF COLLECTION.**—The amounts of the following liabilities shall, except as hereinafter in this section provided, be assessed, collected, and paid in the same manner and subject to the same provisions and limitations as in the case of a deficiency in a tax imposed by this title (including the provisions in case of delinquency in payment after notice and demand, the provisions authorizing distraint and proceedings in court for collection, and the provisions prohibiting claims and suits for refunds):

Method of collection.

(1) **TRANSFEREES.**—The liability, at law or in equity, of a transferee of property of a taxpayer, in respect of the tax (including interest, additional amounts, and additions to the tax provided by law) imposed upon the taxpayer by this title.

Transferees.

(2) **FIDUCIARIES.**—The liability of a fiduciary under section 3467 of the Revised Statutes in respect of the payment of any such tax from the estate of the taxpayer.

Fiduciaries.
R. S., sec. 3467, p. 687.
U. S. C., p. 1367.

Any such liability may be either as to the amount of tax shown on the return or as to any deficiency in tax.

Determination of amount.

(b) **PERIOD OF LIMITATION.**—The period of limitation for assessment of any such liability of a transferee or fiduciary shall be as follows:

Period of limitation.

(1) In the case of the liability of an initial transferee of the property of the taxpayer,—within one year after the expiration of the period of limitation for assessment against the taxpayer;

When initial transferee liable.

(2) In the case of the liability of a transferee of a transferee of the property of the taxpayer,—within one year after the expiration of the period of limitation for assessment against the preceding transferee, but only if within three years after the expiration of the period of limitation for assessment against the taxpayer;—except that if before the expiration of the period of limitation for the assessment of the liability of the transferee, a court proceeding for the collection of the tax or liability in respect thereof has been

Transferee of a transferee liable.

Exception.

begun against the taxpayer or last preceding transferee, respectively,—then the period of limitation for assessment of the liability of the transferee shall expire one year after the return of execution in the court proceeding.

Where fiduciary liable.

(3) In the case of the liability of a fiduciary,—not later than one year after the liability arises or not later than the expiration of the period for collection of the tax in respect of which such liability arises, whichever is the later.

Provisions on death of taxpayer or terminated corporation.

(c) PERIOD FOR ASSESSMENT AGAINST TAXPAYER.—For the purposes of this section, if the taxpayer is deceased, or in the case of a corporation, has terminated its existence, the period of limitation for assessment against the taxpayer shall be the period that would be in effect had death or termination of existence not occurred.

Suspension of running of statute of limitations, after notice mailed, etc.

(d) SUSPENSION OF RUNNING OF STATUTE OF LIMITATIONS.—The running of the statute of limitations upon the assessment of the liability of a transferee or fiduciary shall, after the mailing to the transferee or fiduciary of the notice provided for in section 272 (a), be suspended for the period during which the Commissioner is prohibited from making the assessment in respect of the liability of the transferee or fiduciary (and in any event, if a proceeding in respect of the liability is placed on the docket of the Board, until the decision of the Board becomes final), and for sixty days thereafter.

Ante, p. 1721.

Address for notice of liability.

(e) ADDRESS FOR NOTICE OF LIABILITY.—In the absence of notice to the Commissioner under section 312 (b) of the existence of a fiduciary relationship, notice of liability enforceable under this section in respect of a tax imposed by this title, if mailed to the person subject to the liability at his last known address, shall be sufficient for the purposes of this title even if such person is deceased, or is under a legal disability, or, in the case of a corporation, has terminated its existence.

“Transferee” defined.

(f) DEFINITION OF “TRANSFEREE”.—As used in this section, the term “transferee” includes heir, legatee, devisee, and distributee.

Fiduciary relationship.

SEC. 312. NOTICE OF FIDUCIARY RELATIONSHIP.

Liability of fiduciary until termination of.

(a) FIDUCIARY OF TAXPAYER.—Upon notice to the Commissioner that any person is acting in a fiduciary capacity such fiduciary shall assume the powers, rights, duties, and privileges of the taxpayer in respect of a tax imposed by this title (except as otherwise specifically provided and except that the tax shall be collected from the estate of the taxpayer), until notice is given that the fiduciary capacity has terminated.

Powers assumed by fiduciary of transferee.

(b) FIDUCIARY OF TRANSFEREE.—Upon notice to the Commissioner that any person is acting in a fiduciary capacity for a person subject to the liability specified in section 311, the fiduciary shall assume, on behalf of such person, the powers, rights, duties, and privileges of such person under such section (except that the liability shall be collected from the estate of such person), until notice is given that the fiduciary capacity has terminated.

Manner of notice.

(c) MANNER OF NOTICE.—Notice under subsection (a) or (b) shall be given in accordance with regulations prescribed by the Commissioner with the approval of the Secretary.

Overpayments.

Supplement O—Overpayments

Of installment.

SEC. 321. OVERPAYMENT OF INSTALLMENT.

Credit, if installment payment exceeds correct amount.

If the taxpayer has paid as an installment of the tax more than the amount determined to be the correct amount of such installment, the overpayment shall be credited against the unpaid installments,

if any. If the amount already paid, whether or not on the basis of installments, exceeds the amount determined to be the correct amount of the tax, the overpayment shall be credited or refunded as provided in section 322.

Credit or refund for amount already paid.

SEC. 322. REFUNDS AND CREDITS.

Refunds and credits.

(a) **AUTHORIZATION.**—Where there has been an overpayment of any tax imposed by this title, the amount of such overpayment shall be credited against any income, war-profits, or excess-profits tax or installment thereof then due from the taxpayer, and any balance shall be refunded immediately to the taxpayer.

Credit against tax then due.

Refund of balance.

(b) **LIMITATION ON ALLOWANCE.**—

Limitation on allowance.

(1) **PERIOD OF LIMITATION.**—Unless a claim for credit or refund is filed by the taxpayer within three years from the time the return was filed by the taxpayer or within two years from the time the tax was paid, no credit or refund shall be allowed or made after the expiration of whichever of such periods expires the later. If no return is filed by the taxpayer, then no credit or refund shall be allowed or made after two years from the time the tax was paid, unless before the expiration of such period a claim therefor is filed by the taxpayer.

Period of.

(2) **LIMIT ON AMOUNT OF CREDIT OR REFUND.**—The amount of the credit or refund shall not exceed the portion of the tax paid during the three years immediately preceding the filing of the claim, or, if no claim was filed, then during the three years immediately preceding the allowance of the credit or refund.

Credit or refund limited.

(c) **EFFECT OF PETITION TO BOARD.**—If the Commissioner has mailed to the taxpayer a notice of deficiency under section 272 (a) and if the taxpayer files a petition with the Board of Tax Appeals within the time prescribed in such subsection, no credit or refund in respect of the tax for the taxable year in respect of which the Commissioner has determined the deficiency shall be allowed or made and no suit by the taxpayer for the recovery of any part of such tax shall be instituted in any court except—

Petition to Board of Tax Appeals; effect of. *Ante*, p. 1721.

(1) As to overpayments determined by a decision of the Board which has become final; and

Exceptions.

Overpayments.

(2) As to any amount collected in excess of an amount computed in accordance with the decision of the Board which has become final; and

Excess collections.

(3) As to any amount collected after the period of limitation upon the beginning of distraint or a proceeding in court for collection has expired; but in any such claim for credit or refund or in any such suit for refund the decision of the Board which has become final, as to whether such period has expired before the notice of deficiency was mailed, shall be conclusive.

Collections after period of limitations.

(d) **OVERPAYMENT FOUND BY BOARD.**—If the Board finds that there is no deficiency and further finds that the taxpayer has made an overpayment of tax in respect of the taxable year in respect of which the Commissioner determined the deficiency, the Board shall have jurisdiction to determine the amount of such overpayment, and such amount shall, when the decision of the Board has become final, be credited or refunded to the taxpayer. No such credit or refund shall be made of any portion of the tax unless the Board determines as part of its decision that it was paid within three years before the filing of the claim or the filing of the petition, whichever is earlier.

Overpayment found by Board.

Credit or refund.

(e) **TAX WITHHELD AT SOURCE.**—For refund or credit in case of excessive withholding at the source, see section 143 (f).

Tax withheld at source. *Ante*, p. 1702.

Title IA—Additional
Income Taxes.

TITLE IA—ADDITIONAL INCOME TAXES

Surtax on personal
holding companies.

SEC. 351. SURTAX ON PERSONAL HOLDING COMPANIES.

Rates imposed.

(a) **IMPOSITION OF TAX.**—There shall be levied, collected, and paid, for each taxable year (in addition to the taxes imposed by Title I), upon the undistributed adjusted net income of every personal holding company a surtax equal to the sum of the following:

(1) 8 per centum of the amount thereof not in excess of \$2,000;
plus

(2) 18 per centum of the amount thereof in excess of \$2,000 and not in excess of \$100,000; plus

(3) 28 per centum of the amount thereof in excess of \$100,000 and not in excess of \$500,000; plus

(4) 38 per centum of the amount thereof in excess of \$500,000 and not in excess of \$1,000,000; plus

(5) 48 per centum of the amount thereof in excess of \$1,000,000.

(b) **DEFINITIONS.**—As used in this title—

(1) The term “personal holding company” means any corporation (other than a corporation exempt from taxation under section 101, and other than a bank, as defined in section 104, and other than a life-insurance company or surety company) if—(A) at least 80 per centum of its gross income for the taxable year is derived from royalties, dividends, interest, annuities, and (except in the case of regular dealers in stock or securities) gains from the sale of stock or securities, and (B) at any time during the last half of the taxable year more than 50 per centum in value of its outstanding stock is owned, directly or indirectly, by or for not more than five individuals. For the purpose of determining the ownership of stock in a personal holding company—(C) stock owned, directly or indirectly, by a corporation, partnership, estate, or trust shall be considered as being owned proportionately by its shareholders, partners, or beneficiaries; (D) an individual shall be considered as owning, to the exclusion of any other individual, the stock owned, directly or indirectly, by his family, and this rule shall be applied in such manner as to produce the smallest possible number of individuals owning, directly or indirectly, more than 50 per centum in value of the outstanding stock; and (E) the family of an individual shall include only his brothers and sisters (whether by the whole or half blood), spouse, ancestors, and lineal descendants.

(2) The term “undistributed adjusted net income” means the adjusted net income minus the sum of:

(A) 20 per centum of the excess of the adjusted net income over the amount of dividends received from personal holding companies which are allowable as a credit for the purposes of the tax imposed by section 13 or 204;

(B) Amounts used or set aside to retire indebtedness incurred prior to January 1, 1934, if such amounts are reasonable with reference to the size and terms of such indebtedness; and

(C) The amount of the dividends paid credit provided in section 27, computed without the benefit of subsection (b) thereof (relating to the dividend carry-over).

(3) The term “adjusted net income” means the net income minus the sum of:

(A) Federal income, war-profits, and excess-profits taxes paid or accrued during the taxable year to the extent not allowed as a deduction by section 23, but not including the tax imposed by this section or a corresponding section of a prior income-tax law;

Definitions.

“Personal holding
company.”
Ante, pp.1673, 1677.

Determining stock
ownership.
Corporation, etc.

Individual.

Family of individual.

“Undistributed ad-
justed net income.”

Computation.
Ante, pp. 1655, 1711.

“Adjusted net in-
come.”

Computation.

Ante, p. 1658.

(B) Contributions or gifts, not otherwise allowed as a deduction, to or for the use of donees described in section 23 (o) for the purposes therein specified, including, in the case of a corporation organized prior to January 1, 1936, to take over the assets and liabilities of the estate of a decedent, amounts paid in liquidation of any liability of the corporation based on the liability of the decedent to make any such contribution or gift, to the extent such liability of the decedent existed prior to January 1, 1934; and

(C) Losses from sales or exchanges of capital assets which are disallowed as a deduction by section 117 (d).

Ante, p. 1692.

(4) The terms used in this section shall have the same meaning as when used in Title I.

Meaning of terms.

(c) ADMINISTRATIVE PROVISIONS.—All provisions of law (including penalties) applicable in respect of the taxes imposed by Title I of this Act, shall insofar as not inconsistent with this section, be applicable in respect of the tax imposed by this section, except that the provisions of section 131 of that title shall not be applicable.

Administrative provisions.

Ante, p. 1652.

Ante, p. 1696.

(d) PAYMENT OF SURTAX ON PRO RATA SHARES.—The tax imposed by this section shall not apply if (1) all the shareholders of the corporation include (at the time of filing their returns) in their gross income their entire pro rata shares, whether distributed or not, of the adjusted net income of the corporation for such year, and (2) 90 per centum or more of such adjusted net income is so included in the gross income of shareholders other than corporations. Any amount so included in the gross income of a shareholder shall be treated as a dividend received. Any subsequent distribution made by the corporation out of earnings or profits for such taxable year shall, if distributed to any shareholder who has so included in his gross income his pro rata share, be exempt from tax in the amount of the share so included.

Payment of surtax on pro rata shares.

(e) IMPROPER ACCUMULATION OF SURPLUS.—For surtax on corporations which accumulate surplus to avoid surtax on stockholders, see section 102.

Improper accumulation of surplus.

Ante, p. 1676.

TITLE II—CAPITAL STOCK AND EXCESS-PROFITS TAX

Title II—Capital Stock And Excess-Profits Tax.

SEC. 401. CAPITAL STOCK TAX.

Capital stock tax.

(a) Section 105 of the Revenue Act of 1935 is amended by striking out "\$1.40" wherever appearing therein and inserting in lieu thereof "\$1".

Imposition of excise tax; rate.

Ante, p. 1017.

(b) Subsection (c) of such section is amended by striking out "1934" and inserting in lieu thereof "1936", and by striking out "as amended" wherever appearing in such subsection.

Exemptions.

Ante, p. 1017.

(c) Subsection (f) (4) of such section is amended to read as follows: "(4) the excess of its income wholly exempt from the taxes imposed by the applicable income-tax law over the amount disallowed as a deduction by section 24 (a) (5) of the Revenue Act of 1934 or a corresponding provision of a later Revenue Act, and".

Determination of adjusted declared value.

Ante, p. 1018.

SEC. 402. EXCESS-PROFITS TAX.

Excess-profits tax.

(a) Section 106 (b) of the Revenue Act of 1935 is amended by striking out "except that there shall be deducted the amount of income tax imposed for such year by section 13 of the Revenue Act of 1934, as amended" and inserting in lieu thereof "computed without the deduction of the tax imposed by this section, but with a credit

Determination of adjusted declared value.

Ante, p. 1019.

against net income equal to the credit for dividends received provided in section 26 (b) of the Revenue Act of 1936".

Effective date.

(b) The amendment made by subsection (a) shall not apply to an income-tax taxable year beginning before January 1, 1936.

Title III—Tax On Unjust Enrichment.

TITLE III—TAX ON UNJUST ENRICHMENT

Tax on net income from certain sources.

SEC. 501. TAX ON NET INCOME FROM CERTAIN SOURCES.

(a) The following taxes shall be levied, collected, and paid for each taxable year (in addition to any other tax on net income), upon the net income of every person which arises from the sources specified below:

Income from sale of articles on which excise tax shifted to others.

(1) A tax equal to 80 per centum of that portion of the net income from the sale of articles with respect to which a Federal excise tax was imposed on such person but not paid which is attributable to shifting to others to any extent the burden of such Federal excise tax and which does not exceed such person's net income for the entire taxable year from the sale of articles with respect to which such Federal excise tax was imposed.

Income from reimbursement from vendors of excise tax burdens included in prices paid such vendors.

(2) A tax equal to 80 per centum of the net income from reimbursement received by such person from his vendors of amounts representing Federal excise-tax burdens included in prices paid by such person to such vendors, to the extent that such net income does not exceed the amount of such Federal excise-tax burden which such person in turn shifted to his vendees.

Income from refunds, etc., from United States of excise taxes erroneously, etc., collected.

(3) A tax equal to 80 per centum of the net income from refunds or credits to such person from the United States of Federal excise taxes erroneously or illegally collected with respect to any articles, to the extent that such net income does not exceed the amount of the burden of such Federal excise taxes with respect to such articles which such person shifted to others.

Computation; exclusions.

(b) The net income (specified in subsection (a) (1)) from the sale of articles with respect to which the Federal excise tax was not paid, and the net income specified in subsection (a) (2) or (3), shall not include the net income from the sale of any article, from reimbursement with respect to any article, or from refund or credit of Federal excise tax with respect to any article (1) if such article (or the articles processed therefrom) were not sold by the taxpayer on or before the date of the termination of the Federal excise tax; (2) if the taxpayer made a tax adjustment with respect to such article (or the articles processed therefrom) with his vendee; or (3) if under the terms of any statute the taxpayer would have been entitled to a refund from the United States of the Federal excise tax with respect to the article otherwise than as an erroneous or illegal collection (assuming, in case the tax was not paid, that it had been paid).

Articles in taxpayer's stocks not sold before termination of Federal excise tax.

Tax adjustment made with vendee.

Taxpayer entitled to refund under existing law.

Net income from sales. Computation.

(c) The net income from the sales specified in subsection (a) (1) shall be computed as follows:

(1) From the gross income from such sales there shall be deducted the allocable portion of the deductions from gross income for the taxable year which are allowable under the applicable Revenue Act; or

(2) If the taxpayer so elects by filing his return on such basis, the total net income for the taxable year from the sale of all articles with respect to which each Federal excise tax was imposed (computed by deducting from the gross income from such sales the allocable portion of the deductions from gross income which are allowable under the applicable Revenue Act, but without

deduction of the amount of such Federal excise tax which was paid or of the amount of reimbursement to purchasers with respect to such Federal excise tax) shall be divided by the total quantity of such articles sold during the taxable year and the quotient shall be multiplied by the quantity of such articles involved in the sales specified in subsection (a) (1). Such quantities shall be expressed in terms of the unit on the basis of which the Federal excise tax was imposed.

For the purposes of this section the proper apportionment and allocation of deductions with respect to gross income shall be determined under rules and regulations prescribed by the Commissioner with the approval of the Secretary.

Determination of apportionment and allocation of deductions.

(d) The net income from reimbursement or refunds specified in subsection (a) (2) or (3) shall be computed as follows: From the total payment or accrual (1) of reimbursement to the taxpayer from vendors for amounts representing Federal excise tax burdens included in prices paid by the taxpayer to such vendors or (2) of refunds or credits to the taxpayer of Federal excise taxes erroneously or illegally collected, there shall be deducted the expenses and fees reasonably incurred in obtaining such reimbursement or refunds.

Net income from reimbursement or refunds; computation.

(e) For the purposes of subsection (a) (1), (2), and (3), the extent to which the taxpayer shifted to others the burden of a Federal excise tax shall be presumed to be an amount computed as follows:

Extent of shifting of tax burden. Computation.

(1) From the selling price of the articles there shall be deducted the sum of (A) the cost of such articles plus (B) the average margin with respect to the quantity involved; or

(2) If the taxpayer so elects by filing his return on such basis, from the aggregate selling price of all articles with respect to which such Federal excise tax was imposed and which were sold by him during the taxable year (computed without deduction of reimbursement to purchasers with respect to such Federal excise tax) there shall be deducted the aggregate cost of such articles, and the difference shall be reduced to a margin per unit in terms of the basis on which the Federal excise tax was imposed. The excess of such margin per unit over the average margin (computed for the same unit) shall be multiplied by the number of such units represented by the articles with respect to which the computation is being made; but

(3) In no case shall the extent to which the taxpayer shifted to others the burden of the Federal excise tax with respect to the articles be deemed to exceed the amount of such tax with respect to such articles minus (A) the portion of the amount of the Federal excise tax (or of the reimbursement specified in subsection (a) (2)) with respect to the articles which is paid or credited by the taxpayer to any purchasers as specified in subsection (f) (3) and minus (B) the amount of any increase in the tax under section 602 of the Revenue Act of 1932 for which the taxpayer under this section became liable as the result of the nonpayment or refund of the Federal excise tax with respect to the articles.

Determining extent to which burden of excise tax was shifted.

Vol. 47, p. 261.

(f) As used in this section—

(1) The term "margin" means the difference between the selling price of articles and the cost thereof, and the term "average margin" means the average difference between the selling price and the cost of similar articles sold by the taxpayer during his six taxable years preceding the initial imposition of the Federal excise tax in question, except that if during any part of such six-year period the taxpayer was not in business, or if his records for any part of such period are so inadequate as not to furnish satisfactory data, the average margin of the taxpayer for such part of such

Definitions.

"Margin."

"Average margin."

period shall, when necessary for a fair comparison, be deemed to be the average margin, as determined by the Commissioner, of representative concerns engaged in a similar business and similarly circumstanced.

"Cost."

(2) The term "cost" means, in the case of articles manufactured or produced by the taxpayer, the cost to the taxpayer of materials entering into the articles; or, in the case of articles purchased by the taxpayer for resale, the price paid by him for such articles (reduced in both cases by the amount for which he is reimbursed by his vendor).

"Selling price."

(3) The term "selling price" means selling price minus (A) amounts subsequently paid or credited to the purchaser on or before June 1, 1936, or thereafter in the bona fide settlement of a written agreement entered into on or before March 3, 1936, as reimbursement for the amount included in such price on account of a Federal excise tax; and minus (B) the allocable portion of any professional fees and expenses of litigation incurred in securing the refund or preventing the collection of the Federal excise tax, not to exceed 10 per centum of the amount of such tax.

Determination of costs, selling prices, etc.

Use of conversion factors in computing quantity of taxable commodity.

Purchase or sale otherwise than through arm's-length transaction.

Rebuttal of presumption of tax shifting.

Proof.

(g) In determining costs, selling prices, and net income, the taxpayer shall, unless otherwise shown, be deemed to have sold articles in the order in which they were manufactured, produced, or acquired. Where the taxpayer's records do not adequately establish the quantity of a commodity taxable under the Agricultural Adjustment Act, as amended, entering into articles sold by him, such quantities shall be computed by the use of the conversion factors prescribed in regulations under such Act, as amended.

(h) If the taxpayer made any purchase or sale otherwise than through an arm's-length transaction, and at a price other than the fair market price, the Commissioner may determine the purchase or sale price to be that for which such purchases or sales were at that time made in the ordinary course of trade.

(i) Either the taxpayer or the Commissioner may rebut the presumption established by subsection (e) by proof of the actual extent to which the taxpayer shifted to others the burden of the Federal excise tax. Such proof may include, but shall not be limited to:

(1) Proof that the change or lack of change in the margin was due to changes in factors other than the tax. Such factors shall include any clearly shown change (A) in the type or grade of article or materials, or (B) in costs of production. If the taxpayer asserts that the burden of the tax was borne by him while the burden of any other increased cost was shifted to others, the Commissioner shall determine, from the respective effective dates of the tax and of the other increase in cost as compared with the date of the change in margin, and from the general experience of the industry, whether the tax or the increase in other cost was shifted to others. If the Commissioner determines that the change in margin was due in part to the tax and in part to the increase in other cost, he shall apportion the change in margin between them.

(2) Proof that the taxpayer modified contracts of sale, or adopted a new contract of sale, to reflect the initiation, termination, or change in amount of the Federal excise tax, or at any such time changed the sale price of the article (including the effect of a change in size, package, discount terms, or any other merchandising practice) by substantially the amount of the tax or change therein, or at any time billed the tax as a separate item to any vendee or indicated by any writing that the sale

price included the amount of the tax, or contracted to refund any part of the sale price in the event of recovery of the tax or decision of its invalidity; but the taxpayer may establish that such acts were caused by factors other than the tax, or that they do not represent his practice during the period in which the articles in question were sold.

(j) As used in this section—

(1) The term "Federal excise tax" means a tax or exaction with respect to the sale, lease, manufacture, production, processing, ginning, importation, transportation, refining, recovery, or holding for sale or other disposition, of commodities or articles, provided for by any Federal statute, whether valid or invalid, if denominated a "tax" by such statute. A Federal excise tax shall be deemed to have been imposed with respect to an article if it was imposed with respect to (or with respect to the processing of) any commodity or other article, from which such article was processed.

Definitions.
"Federal excise tax."

(2) The term "date of the termination of the Federal excise tax" means, in the case of a Federal excise tax held invalid by a decision of the Supreme Court, the date of such decision.

"Date of the termination of the Federal excise tax."

(3) The term "refund or credit" does not include a refund or credit made in accordance with the provisions and limitations set forth in Title VII of this Act, or in section 621 (d) of the Revenue Act of 1932.

"Refund or credit."

Post, p. 1747.
Vol. 47, p. 268.

(4) The term "tax adjustment" means a repayment or credit by the taxpayer to his vendee of an amount equal to the Federal excise tax with respect to an article (less reasonable expense to the vendor in connection with the nonpayment or recovery by him of the amount of such tax and in connection with the making of such repayment or credit) if such repayment or credit is made on or before June 1, 1936, or thereafter in the bona fide settlement of a written agreement entered into on or before March 3, 1936.

"Tax adjustment."

(5) The term "taxpayer" means a person subject to a tax imposed by this section.

"Taxpayer."

(k) All references in this section to the purchase or sale (or to parties to the sale) of articles with respect to which a Federal excise tax was imposed shall be deemed to include the purchase or sale (or parties to the sale) of services with respect to which a Federal excise tax was imposed, and for the purposes of subsection (a) the extent to which the taxpayer shifted to others the burden of such Federal excise tax with respect to such services shall be presumed to be an amount computed as follows: From the selling price of the services there shall be deducted the average price received by the taxpayer for performing similar services during the six taxable years preceding the initial imposition of the Federal excise tax in question. The balance (to the extent that it does not exceed the amount of such Federal excise tax with respect to such services minus any payments or credits with respect to the services made to purchasers as specified in subsection (f) (3)) shall be the extent to which the taxpayer shifted the burden of such Federal excise tax to others. If during any part of such six-year period the taxpayer was not in business, or if his records for any part of such period are so inadequate as not to furnish satisfactory data, the average price of the taxpayer for such part of such period shall, when necessary for a fair comparison, be deemed to be the average price, as determined by the Commissioner, of representative concerns engaged in a similar business and similarly circumstanced. The presumption established by this subsection may be rebutted by proof of the character described in subsection (i).

"Purchase or sale of taxed articles" to include services, etc.

Extent to which taxpayer shifted tax burden to others; computation.

Rebuttal of presumption.

Administrative provision.

(1) The taxes imposed by subsection (a) shall be imposed on the net income from the sources specified therein, regardless of any loss arising from the other transactions of the taxpayer, and regardless of whether the taxpayer had a taxable net income (under the income-tax provisions of the applicable Revenue Act) for the taxable year as a whole; except that if such application of the tax imposed by subsection (a) is held invalid, the tax under subsection (a) shall apply to that portion of the taxpayer's entire net income for the taxable year which is attributable to the net income from the sources specified in such subsection.

Credit for other taxes on income.

SEC. 502. CREDIT FOR OTHER TAXES ON INCOME.

There shall be credited against the total amount of the taxes imposed by this title an amount equivalent to the excess of—

(a) The amount of the other Federal income and excess-profits taxes payable by the taxpayer for the taxable year, over

(b) The amount of the other Federal income and excess-profits taxes which would have been payable by the taxpayer for the taxable year if his net income were decreased by the amount of net income taxable under this title.

Administrative provisions.

SEC. 503. ADMINISTRATIVE PROVISIONS.

Provisions made applicable to this title.

Ante, pp. 1673, 1696, 1718, 1719.

Excise taxes imposed but not paid; reimbursements; refunds, etc.
Returns, filing of.

(a) All provisions of law (including penalties) applicable with respect to taxes imposed by Title I of this Act, shall, insofar as not inconsistent with this title, be applicable with respect to the taxes imposed by this title, except that the provisions of sections 101, 131, 251, and 252 shall not be applicable.

(b) Every person (1) upon whom a Federal excise tax was imposed but not paid, or (2) who received any reimbursement specified in subsection (a) (2), or (3) who received a refund or credit of Federal excise tax, shall make a return under this title, which return shall contain such information and be made in such manner as the Commissioner, with the approval of the Secretary, shall prescribe. For any taxable year ended prior to the date of the enactment of this Act the return shall be filed, and the total amount of the taxes shall be paid, not later than the fifteenth day of the third month after the date of the enactment of this Act, in lieu of the time otherwise prescribed by law.

Time prescribed for payment.

Discretionary time extensions.

(c) If the Commissioner finds that the payment, on the date prescribed for the payment thereof, of any part of the amount determined by the taxpayer as the tax under this title, or of any deficiency with respect thereto, would impose undue hardship upon the taxpayer, the Commissioner may grant an extension for the payment of any such part for a period not in excess of three years. In such case the amount with respect to which the extension is granted shall be paid on or before the date of the expiration of the period of the extension, and the running of the statute of limitations for assessment and collection shall be suspended for the period of any such extension. If an extension is granted, the Commissioner may require the taxpayer to furnish a bond in such amount, not exceeding double the amount with respect to which the extension is granted, and with such sureties as the Commissioner deems necessary, conditioned upon the payment of the amount with respect to which the extension is granted in accordance with the terms of the extension. There shall be collected, as a part of any amount with respect to which an extension is granted, interest thereon at the rate of 6 per centum per annum from the expiration of six months after the due date thereof to the expiration of the period of the extension.

Time prescribed for payment.

Bond.

Interest on extension.

SEC. 504. TAXABLE YEARS TO WHICH TITLE IS APPLICABLE.

The taxes imposed by this title shall apply only with respect to taxable years ending during the calendar year 1935 and to subsequent taxable years.

Taxable years to which title applicable.

SEC. 505. APPLICATION OF TITLE TO POSSESSIONS.

With respect to the following income, the tax under this title shall be in force in any possession of the United States (including the Philippine Islands); such tax shall (without regard to the residence or citizenship or place of organization of the taxpayer) be collected by the appropriate internal-revenue officers of such possession; and the proceeds thereof shall accrue to the general government of such possession: (a) Any income specified in subsection (a) (1) or (3) of section 501 if the Federal excise tax with respect to the articles in question accrued in such possession; and (b) any income specified in subsection (a) (2) of section 501 if the reimbursement specified therein relates to articles sold in such possession by the taxpayer under this title and if the geographical scope of the Federal excise tax in question extended to such possession. Income taxable as provided in this section shall not be otherwise taxable under this title. In applying section 501 to such income, the gross income and deductions shall be determined in accordance with the Federal Revenue Act applicable to the taxable year. In applying section 502 to such income, income taxes paid to such possession shall be deemed to be Federal income taxes.

Application of title to possessions.

Tax in force in United States possessions (including Philippines).

Ante, p. 1734.

Ante, p. 1738.

SEC. 506. CLOSING AGREEMENTS.

Any person who is liable for the tax imposed by this title and who has filed any claim or claims for refund of any amount paid or collected as tax under the Agricultural Adjustment Act, as amended, may apply to the Commissioner of Internal Revenue for an adjustment of such liability for tax in conjunction with such claim or claims for refund, and thereafter, the Commissioner, for such purposes, may, in his discretion, consider such liability and such claim or claims as one case and, in his discretion, may enter into a written agreement with such person for the settlement of such case by such payment by, or refund to, such person as may be specified in such agreement. Such agreement shall be a final settlement of the liability for tax and the claim or claims for refund covered by such agreement, except in case of fraud, malfeasance, or misrepresentation of a material fact. In the absence of fraud or mistake in mathematical calculation, any action taken or any consideration given by the Commissioner pursuant to this section shall not be subject to review by any court, or any administrative, or accounting officer, employee, or agent of the United States.

Closing agreements.

Settlement of taxpayer's liability. Refund claims.

Agreement to be final settlement; exceptions.

TITLE IV—EXPORT, CHARITABLE, ETC., REFUNDS AND FLOOR STOCKS ADJUSTMENT UNDER AGRICULTURAL ADJUSTMENT ACT

Title IV—Export, Charitable, Etc., Refunds And Floor Stocks Adjustment Under Agricultural Adjustment Act.

SEC. 601. REFUNDS UNDER AGRICULTURAL ADJUSTMENT ACT ON EXPORTS, DELIVERIES FOR CHARITABLE DISTRIBUTION OR USE, ETC.

(a) The provisions of sections 10 (d), 15 (a), 15 (c), 16 (e) (1), 16 (e) (3), and 17 (a) of the Agricultural Adjustment Act, as amended, are hereby reenacted but only for the purpose of allowing refunds in accordance therewith in cases where the delivery for

Provisions of designated Act reenacted. U. S. C., p. 155; Supp. 1, p. 16.

charitable distribution or use, or the exportation, or the manufacture of large cotton bags, or the decrease in the rate of the processing tax (or its equivalent under section 16 (e) (3)), took place prior to January 6, 1936.

Restriction on refunds to processor liable for tax on article on which claim is based.

(b) Except for refunds under section 15 (a) of the Agricultural Adjustment Act, as reenacted herein, no refund under this section shall be made to the processor or other person who paid or was liable for the tax with respect to the articles on which the claim is based. No refund under this section shall be allowable to any person with respect to any articles where such person prior to January 6, 1936, paid an amount as tax under the Agricultural Adjustment Act, as amended, by taking as a credit against such amount an amount otherwise allowable as a refund with respect to such articles under sections 15 (a), 15 (c), 16 (e) (1), 16 (e) (3), or 17 (a) of said Act. No refund under this section shall be allowed to any person except to the extent that he establishes that he has not received, and is not entitled to receive, reimbursement of such amount from the processor or other vendor with respect to the articles on which the claim is based. No claim under this section (except claims of processors under section 15 (a)) shall be disallowed on the ground that the tax with respect to the article or the commodity from which processed has not been paid.

No refund if otherwise reimbursed.

No disallowance on ground tax as to article from which processed unpaid.

Filing claims, time limit, etc.

(c) No refund under this section shall be made unless the claimant files a claim therefor prior to January 1, 1937, under rules and regulations prescribed by the Commissioner of Internal Revenue with the approval of the Secretary of the Treasury, and no claim shall be allowed in an amount less than \$10. Sections 16 (g) and 21 (f) of the Agricultural Adjustment Act, as amended, are repealed.

Ante, pp. 769, 773.

Findings of fact, mathematical calculations, etc., finality of.

(d) In the absence of fraud, the findings of fact and the decision of the Commissioner of Internal Revenue upon the merits of any claim adjusted pursuant to this section and the mathematical calculation therein shall not be subject to review by any administrative or accounting officer, employee, or agent of the United States.

Determination with respect to refunds, finality of.

(e) The determination of the Commissioner of Internal Revenue with respect to any refund under this section shall be final and no court shall have jurisdiction to review such determination.

Interest on refunds.

(f) No interest shall be allowed in connection with any refund made under this section.

Rate adjustment. *Ante*, pp. 48, 769.

(g) Section 16 (e) (1) of the Agricultural Adjustment Act, as reenacted by subsection (a) of this section, is amended by striking out "subsequent to June 26, 1934" and by inserting in lieu thereof "on or after June 1, 1934".

Floor stocks.

SEC. 602. FLOOR STOCKS AS OF JANUARY 6, 1936.

Holders, on January 6, 1936, of articles processed from commodities subject to tax.

(a) There shall be paid to any person who, at the first moment of January 6, 1936, held for sale or other disposition (including manufacturing or further processing) any article processed wholly or in chief value from a commodity subject to processing tax, an amount computed as provided in subsection (b), except that no such payment shall be made to the processor or other person who paid or was liable for the tax with respect to the articles on which the claim is based.

Conditional payment.

(b) The amount of the payment under subsection (a) shall be equal to the processing tax which would have been payable with respect to the commodity from which the article was processed, if it had been processed on January 5, 1936, but not in excess of (1) the amount of the burden of the tax with respect to the article which was shifted to the claimant in the price he paid for the article (to the extent that the claimant has not received and is not

Method of computing refund.

Limitation.

entitled to receive reimbursement for such burden from the processor or other vendor) and not in excess of (2) the amount of that part of the burden of the tax applicable to the articles held on January 6, 1936, which the claimant has not passed on to his vendees and has not included in the sale price of such articles. In lieu of a detailed schedule of articles, purchases, sale prices, and sales under clauses (1) and (2) of this subsection, the claimant may (subject to the approval of the Commissioner and such investigations as he may cause to be made) submit, as a part of his claim, an affidavit setting forth the total amount of tax burden passed on to him on the articles with respect to which claim is made; the total amount of such burden for which he has received or is entitled to receive reimbursement from the processor or other vendor; the total amount of such burden that he has passed on to his vendees or has included in the sale prices of such articles; and the total amount of such burden that he has borne himself.

Proof of claim.

(c) As used in this section—

Terms defined.

(1) The term "commodity subject to a processing tax" means a commodity upon the processing of which a tax was provided for under the Agricultural Adjustment Act, as amended, as of January 5, 1936.

"Commodity subject to a processing tax."

(2) The term "tax with respect to the article" means any tax under the Agricultural Adjustment Act, as amended, with respect to the article (or with respect to any commodity or other article from which it was processed).

"Tax with respect to the article."

(3) The term "sale price" includes the price at which the claimant actually sold the article or articles prior to the date of the filing of his claim or, if the article or articles have not been sold, the price at which he is offering the same for sale on the date of the filing of his claim.

"Sale price."

(d) No payment shall be made under this section unless the claimant files a claim therefor prior to January 1, 1937, in conformity with regulations prescribed by the Commissioner with the approval of the Secretary, nor unless he establishes to the satisfaction of the Commissioner the facts on which such claim is based.

Filing claims, time limitation.

(e) No claim under this section shall be disallowed on the ground that the tax with respect to the article or the commodity from which processed has not been paid, but no claim shall be allowed in an amount less than \$10. No payment shall be made under this section in connection with any article with respect to which a refund has been allowed or credit has been taken under the Agricultural Adjustment Act, as amended, or a refund has been allowed or is allowable under section 601 of this title.

No disallowance because processing tax unpaid.

(f) No payment shall be made under this section with respect to articles held in retail floor stocks except (1) flour, prepared flour, cereal preparations, and gluten, made chiefly from wheat, as classified in Wheat Regulations, Series 1, Supplement 1, promulgated under the Agricultural Adjustment Act and the amendments thereto, (2) articles processed wholly or in chief value from cotton, and (3) direct-consumption sugar processed from sugar beets or sugarcane. No payment under this section shall be made with respect to articles processed from wheat, sugar beets, or sugarcane held in other than retail stocks except (1) flour, prepared flour, cereal preparations, and gluten, made chiefly from wheat, as classified in Wheat Regulations, Series 1, Supplement 1, and (2) direct-consumption sugar.

Double refund restriction.

Limitations on payments. Articles held in retail floor stocks; exceptions.

Articles processed from wheat, etc., held in other than retail stocks; exceptions.

(g) In the case of articles which were agreed to be sold under a contract entered into prior to January 6, 1936, whereby the vendee agreed to pay a price including the amount of the tax with

Contracts entered into prior to January 6, 1936.

respect to the articles, but which were not delivered prior to such date, the vendee shall be considered the holder of such articles.

Finality of findings of fact, decision, etc.

(h) In the absence of fraud the findings of fact and the decision of the Commissioner upon the merits of any claim under this section, and the mathematical calculation therein shall not be subject to review by any other administrative or accounting officer, employee, or agent of the United States.

Determination with respect to payments, finality of.

(i) The determination of the Commissioner with respect to any payment under this section shall be final and no court shall have jurisdiction to review such determination.

No allowance for interest.

(j) No interest shall be allowed in connection with any payment made under this section.

Proclamations, etc.

SEC. 603. PROCLAMATIONS, ETC., MADE APPLICABLE.

Issue under Agricultural Adjustment Act made applicable for determining refund, etc.

The proclamations, certificates, and regulations prescribed by the Secretary of Agriculture under the Agricultural Adjustment Act, as amended, in effect on January 5, 1936, insofar as not inconsistent with this Act, are hereby made applicable for the purpose of determining the amount of any refund or payment authorized under sections 601 and 602.

Title V—Amendments To Taxes On Certain Oils.

TITLE V—AMENDMENTS TO TAXES ON CERTAIN OILS

SEC. 701. TAX ON CERTAIN OILS.

Vol. 47, p. 259; Vol. 48, p. 762.

The first sentence of section 601 (c) (8) of the Revenue Act of 1932, as amended, is amended to read as follows:

Taxes on items specified.

“(8) Whale oil (except sperm oil), fish oil (except cod oil, cod-liver oil, and halibut-liver oil), marine-animal oil, tallow, inedible animal oils, inedible animal fats, inedible animal greases, fatty acids derived from any of the foregoing, and salts of any of the foregoing; all the foregoing, whether or not refined, sulphonated, sulphated, hydrogenated, or otherwise processed, 3 cents per pound; sesame oil provided for in paragraph 1732 of the Tariff Act of 1930, sunflower oil, rapeseed oil, kapok oil, hempseed oil, perilla oil, fatty acids derived from any of the foregoing or from linseed oil, and salts of any of the foregoing; all the foregoing, whether or not refined, sulphonated, sulphated, hydrogenated, or otherwise processed, 4½ cents per pound; any article, merchandise, or combination (except oils specified in section 602½ of the Revenue Act of 1934, as amended), 10 per centum or more of the quantity by weight of which consists of, or is derived directly or indirectly from, one or more of the products specified above in this paragraph or in section 602½ of the Revenue Act of 1934, as amended, a tax at the rate or rates per pound equal to that proportion of the rate or rates prescribed in this paragraph or such section 602½ in respect of such product or products which the quantity by weight of the imported article, merchandise, or combination, consisting of or derived from such product or products, bears to the total weight of the imported article, merchandise, or combination; hempseed, perilla seed, rapeseed, sesame seed, and kapok seed, 2 cents per pound.”

Sesame oil.
Vol. 46, p. 680.

Vol. 48, p. 763; *Ante*, p. 1026.

Processing tax on certain oils.
Vol. 43, p. 793.

SEC. 702. PROCESSING TAX ON CERTAIN OILS.

(a) The first sentence of section 602½ of the Revenue Act of 1934 is amended to read as follows:

Designated oils having no previous domestic processing.

“(a) There is hereby imposed upon the first domestic processing of coconut oil, palm oil, palm-kernel oil, fatty acids derived from any of the foregoing oils, salts of any of the foregoing (whether or not

such oils, fatty acids, or salts have been refined, sulphonated, sulphated, hydrogenated, or otherwise processed), or any combination or mixture containing a substantial quantity of any one or more of such oils, fatty acids, or salts, a tax of 3 cents per pound to be paid by the processor, but the tax under this section shall not apply (1) with respect to any fatty acid or salt resulting from a previous first domestic processing taxed under this section or upon which an import tax has been paid under section 601 (c) (8) of the Revenue Act of 1932, as amended, or (2) with respect to any combination or mixture by reason of its containing an oil, fatty acid, or salt with respect to which there has been a previous first domestic processing or upon which an import tax has been paid under such section 601 (c) (8)."

(b) Notwithstanding the provisions of subsection (a) of this section, the first domestic processing of sunflower oil or sesame oil (or any combination or mixture containing a substantial quantity of sunflower oil or sesame oil), if such oil or such combination or mixture or such oil contained therein was imported prior to the effective date of this title, shall be taxed in accordance with the provisions of section 602½ of the Revenue Act of 1934 in force on the date of the enactment of this Act.

SEC. 703. MISCELLANEOUS PROVISIONS.

Nothing in section 601 (c) (8) of the Revenue Act of 1932, as amended, shall be construed as imposing a tax in contravention of an obligation undertaken in any trade agreement heretofore entered into under the authority of section 350 of the Tariff Act of 1930, as amended, or as imposing a tax on the importation of glycerin or stearine pitch or on the importation of any article by reason of any component of such article derived directly or indirectly from a waste not named in section 601 (c) (8) of the Revenue Act of 1932, as amended. Section 402 of the Revenue Act of 1935 is hereby repealed. All taxes accrued or paid under section 402 of the Revenue Act of 1935 on the importation of glycerin or stearine pitch shall be remitted or refunded under such regulations as the Secretary of the Treasury may prescribe.

SEC. 704. EFFECTIVE DATE.

The provisions of this title shall be effective on and after the sixtieth day following the date of the enactment of this Act.

TITLE VI—MISCELLANEOUS PROVISIONS

SEC. 801. EXEMPTION FROM ADMISSIONS TAX OF CERTAIN CONCERTS.

Section 500 (b) (2) of the Revenue Act of 1926 is amended by striking out the period at the end thereof and inserting in lieu thereof a comma and the following: "and any admissions to concerts conducted by a civic or community membership association if no part of the net earnings thereof inures to the benefit of any stockholders or members of such association."

SEC. 802. SUITS TO ENFORCE LIENS FOR TAXES.

(a) Section 3207 (a) of the Revised Statutes, as amended, is amended to read as follows:

"SEC. 3207. (a) In any case where there has been a refusal or neglect to pay any tax, and it has become necessary to seize and sell property and rights to property, whether real or personal, to satisfy the same, whether distraint proceedings have been commenced or not,

Exceptions.

Vol. 48, p. 762.
U. S. C., p. 1120.

Tax on sunflower,
etc., oils.

Vol. 48, p. 783.

Miscellaneous provisions.

Trade agreements,
etc.
No tax levied in
contravention of.

Glycerin or stearine
pitch.

Vol. 48, p. 762.
Section repealed.
Ante, p. 1026.
Taxes remitted.

Effective date.

Title VI—Miscellaneous Provisions.

Exemption from admissions tax of certain concerts.

Conducted by non-profit civic, etc., associations.
Vol. 44, p. 92.

Suits to enforce liens for taxes.
R. S., sec. 3207,
p. 616; U. S. C., p. 1195.

Proceedings in chancery to subject property to tax payment.

the Attorney General at the request of the Commissioner of Internal Revenue may direct a bill in chancery to be filed, in a district court of the United States, to enforce the lien of the United States for tax upon any property and rights to property, whether real or personal, or to subject any such property and rights to property owned by the delinquent, or in which he has any right, title, or interest, to the payment of such tax. All persons having liens upon or claiming any interest in the property or rights to property sought to be subjected as aforesaid shall be made parties to such proceedings and be brought into court as provided in other suits in chancery therein. And the said court shall, at the term next after the parties have been duly notified of the proceedings, unless otherwise ordered by the court, proceed to adjudicate all matters involved therein and finally determine the merits of all claims to and liens upon the property and rights to property in question, and, in all cases where a claim or interest of the United States therein is established, may decree a sale of such property and rights to property, by the proper officer of the court, and a distribution of the proceeds of such sale according to the findings of the court in respect to the interests of the parties and of the United States. In any such proceeding, at the instance of the United States, the court may appoint a receiver to enforce the lien, or, upon certification by the Commissioner of Internal Revenue during the pendency of such proceedings that it is in the public interest, may appoint a receiver with all the powers of a receiver in equity."

Persons claiming interest made parties.

Adjudication by court.

Receiver, appointment of.

Pending suits not abated.

(b) No suit brought by the United States to enforce any lien for tax on any property, or rights to property, whether real or personal, which is pending in any court of the United States on the date of the enactment of this Act, shall abate, but any such suit shall be continued in accordance with the provisions of subsection (a) of this section.

Interest on erroneous refunds.

Vol. 45, p. 875.

SEC. 803. INTEREST ON ERRONEOUS REFUNDS.

(a) Section 610 of the Revenue Act of 1928, as amended, is amended by adding at the end thereof a new subsection to read as follows:

Rate.

"(d) Erroneous refunds recoverable by suit under this section shall bear interest at the rate of 6 per centum per annum from the date of the payment of the refund."

Interest on overpayments.

Vol. 45, p. 876.

SEC. 804. INTEREST ON OVERPAYMENTS.

Section 614 (a) (2) of the Revenue Act of 1928 is amended by striking out the period at the end thereof and inserting in lieu thereof the following: "whether or not such refund check is accepted by the taxpayer after tender of such check to the taxpayer. The acceptance of such check shall be without prejudice to any right of the taxpayer to claim any additional overpayment and interest thereon."

Estate taxes.
Vol. 44, p. 71; Vol. 48, p. 752.

SEC. 805. ESTATE TAXES—REVOCABLE TRANSFERS.

(a) Section 302 (d) (1) of the Revenue Act of 1926, as amended, is amended to read as follows:

Revocable transfers preceding death.

"(d) (1) To the extent of any interest therein of which the decedent has at any time made a transfer (except in case of a bona-fide sale for an adequate and full consideration in money or money's worth), by trust or otherwise, where the enjoyment thereof was subject at the date of his death to any change through the exercise of a power (in whatever capacity exercisable) by the decedent alone or by the decedent in conjunction with any other person (without

regard to when or from what source the decedent acquired such power), to alter, amend, revoke, or terminate, or where any such power is relinquished in contemplation of decedent's death."

(b) Except in the case of transfers made after the date of the enactment of this Act, no interest of the decedent of which he has made a transfer shall be included in the gross estate under such section 302 (d) (1) unless it was includible under such section before its amendment by this section.

Gross estate.
No interest of decedent included in; exception.

SEC. 806. REGISTRATION UNDER THE NARCOTIC LAWS.

(a) The fourth paragraph of section 1 of the Act entitled "An Act to provide for the registration of, with collectors of internal revenue, and to impose a special tax upon all persons who produce, import, manufacture, compound, deal in, dispense, sell, distribute, or give away opium or coca leaves, their salts, derivatives, or preparations, and for other purposes", approved December 17, 1914, as amended (38 Stat. 785), is amended to read as follows:

Registration under
Narcotic Laws.
Vol. 38, p. 786; Vol.
44, p. 96.
U. S. C., p. 1124.

"Importers, manufacturers, producers, or compounders, lawfully entitled to import, manufacture, produce, or compound any of the aforesaid drugs, \$24 per annum; wholesale dealers, lawfully entitled to sell and deal in any of the aforesaid drugs, \$12 per annum; retail dealers, lawfully entitled to sell and deal in any of the aforesaid drugs, \$3 per annum; physicians, dentists, veterinary surgeons, and other practitioners, lawfully entitled to distribute, dispense, give away, or administer any of the aforesaid drugs to patients upon whom they in the course of their professional practice are in attendance, \$1 per annum or fraction thereof during which they engage in any of such activities; persons not registered as an importer, manufacturer, producer, or compounder and lawfully entitled to obtain and use in a laboratory any of the aforesaid drugs for the purpose of research, instruction, or analysis shall pay \$1 per annum, but such persons shall keep such special records relating to receipt, disposal, and stocks on hand of the aforesaid drugs as the Commissioner of Narcotics, with the approval of the Secretary of the Treasury, may by regulation require. Such special records shall be open at all times to the inspection of any duly authorized officer, employee, or agent of the Treasury Department."

Importers, etc., required to register.

(b) The second proviso of section 6 of the said Act of December 17, 1914, as amended, is amended by inserting after the words "mentioned in this section" the following: "lawfully entitled to manufacture, produce, compound, or vend such preparations and remedies."

Persons not registered but lawfully entitled for research, etc.

Records to be kept.

(c) This section shall take effect on July 1, 1936.

Drugs not affected by Act.
Records, etc., to be kept by lawful manufacturers, vendors, etc.

Effective date.

SEC. 807. RECONSIDERATION OF REFUND CLAIMS.

(a) Section 3226 of the Revised Statutes, as amended, is amended by adding at the end thereof the following new sentence: "Any reconsideration, reconsideration, or action by the Commissioner with respect to such claim following the mailing of a notice by registered mail of disallowance shall not operate to extend the period within which suit may be begun."

Refund claims.

Reconsideration, etc., of.
R. S., sec. 3226, p. 619.
U. S. C., p. 1202.

(b) The amendment made by subsection (a) shall not operate (1) to bar a suit or proceeding in respect of a claim reopened prior to the date of the enactment of this Act, if such suit or proceeding was not barred under the law in effect prior to the date of the enactment of this Act, or (2) to prevent the suspension of the statute of limitations for filing suit under section 608 (b) (2), as amended, of the Revenue Act of 1928.

Effect on pending, etc., suits.
Vol. 48, p. 756.

Suspension of statute of limitations.
Vol. 45, p. 874.

Interest on judgments. Vol. 36, p. 1141; U. S. C., p. 1265.

SEC. 808. INTEREST ON JUDGMENTS.

Section 177 (b) of the Judicial Code, as amended, is amended to read as follows:

Overpayments.

“(b) In any judgment of any court rendered (whether against the United States, a collector or deputy collector of internal revenue, a former collector or deputy collector, or the personal representative in case of death) for any overpayment in respect of any internal-revenue tax, interest shall be allowed at the rate of 6 per centum per annum upon the amount of the overpayment, from the date of the payment or collection thereof to a date preceding the date of the refund check by not more than thirty days, such date to be determined by the Commissioner of Internal Revenue. The Commissioner is hereby authorized to tender by check payment of any such judgment, with interest as herein provided, at any time after such judgment becomes final, whether or not a claim for such payment has been duly filed, and such tender shall stop the running of interest, whether or not such refund check is accepted by the judgment creditor.”

Tender of check to stop interest.

Jewelry tax.

SEC. 809. TERMINATION OF JEWELRY TAX.

Termination of. Vol. 47, p. 261.

The tax imposed by section 605 of the Revenue Act of 1932 shall not apply to any article sold by the manufacturer, producer, or importer after the date of the enactment of this Act.

Furs.

SEC. 810. TAX ON FURS.

Tax rate. Vol. 47, p. 261.

(a) Effective after the date of the enactment of this Act, section 604 of the Revenue Act of 1932 is amended by striking out “10 per centum” and inserting in lieu thereof “3 per centum”.

Tax exemption repeal. Vol. 48, p. 768.

(b) The exemption of articles sold for less than \$75, provided by section 608 of the Revenue Act of 1934, shall not apply to articles sold after the date of the enactment of this Act.

Shingles.

SEC. 811. IMPORTATION OF SHINGLES.

Importation of red cedar, from Canada.

Whenever any organization or association representing the producers of more than 75 per centum of the red cedar shingles produced in the United States during the previous half-year period shall request the President to limit the importation of red cedar shingles from Canada under paragraph 1760 of the reciprocal trade agreement entered into with the Dominion of Canada under date of November 15, 1935, and the President finds from available statistics that the total quantity of red cedar shingles produced in the Dominion of Canada which is entered, or withdrawn from warehouse, for consumption in the United States, during any given half of any calendar year exceeds or will exceed 25 per centum of the combined total of the shipments of red cedar shingles by producers in the United States and the imports during the preceding half year, the President shall issue an order limiting for the six months immediately following the half of the calendar year in which said excess occurred, the quantity of red cedar shingles to be imported from Canada to 25 per centum of the combined total of the shipments and imports of red cedar shingles for such preceding half calendar year. The President shall issue a new order for each half of the calendar year thereafter during the continuation of the operation of the reciprocal trade agreement entered into with the Dominion of Canada, under date of November 15, 1935, with the same limitations as hereinbefore set forth.

Post, p. 3981.

TITLE VII—REFUNDS OF AMOUNTS COLLECTED UNDER THE AGRICULTURAL ADJUSTMENT ACT

Title VII—Refunds of Amounts Collected under the Agricultural Adjustment Act.

SEC. 901. REPEALS.

Sections 21 (d), 21 (e), and 21 (g) of the Agricultural Adjustment Act, as amended, are hereby repealed.

Designated sections repealed.
Ante, p. 771.

SEC. 902. CONDITIONS ON ALLOWANCE OF REFUNDS.

No refund shall be made or allowed, in pursuance of court decisions or otherwise, of any amount paid by or collected from any claimant as tax under the Agricultural Adjustment Act, unless the claimant establishes to the satisfaction of the Commissioner in accordance with regulations prescribed by him, with the approval of the Secretary, or to the satisfaction of the trial court, or the Board of Review in cases provided for under section 906, as the case may be—

Conditions on allowance of refunds.
Proof necessary to establish right to receive.

Post, p. 1748.

(a) That he bore the burden of such amount and has not been relieved thereof nor reimbursed therefor nor shifted such burden, directly or indirectly, (1) through inclusion of such amount by the claimant, or by any person directly or indirectly under his control, or having control over him, or subject to the same common control, in the price of any article with respect to which a tax was imposed under the provisions of such Act, or in the price of any article processed from any commodity with respect to which a tax was imposed under such Act, or in any charge or fee for services or processing; (2) through reduction of the price paid for any such commodity; or (3) in any manner whatsoever; and that no understanding or agreement, written or oral, exists whereby he may be relieved of the burden of such amount, be reimbursed therefor, or may shift the burden thereof; or

(b) That he has repaid unconditionally such amount to his vendee (1) who bore the burden thereof, (2) who has not been relieved thereof nor reimbursed therefor, nor shifted such burden, directly or indirectly, and (3) who is not entitled to receive any reimbursement therefor from any other source, or to be relieved of such burden in any manner whatsoever.

SEC. 903. FILING OF CLAIMS.

No refund shall be made or allowed of any amount paid by or collected from any person as tax under the Agricultural Adjustment Act unless, after the enactment of this Act, and prior to July 1, 1937, a claim for refund has been filed by such person in accordance with regulations prescribed by the Commissioner with the approval of the Secretary. All evidence relied upon in support of such claim shall be clearly set forth under oath. The Commissioner is authorized to prescribe by regulations, with the approval of the Secretary, the number of claims which may be filed by any person with respect to the total amount paid by or collected from such person as tax under the Agricultural Adjustment Act, and such regulations may require that claims for refund of processing taxes with respect to any commodity or group of commodities shall cover the entire period during which such person paid such processing taxes.

Claims.

Terminal date for filing.

Supporting evidence.
Number of claims by any claimant.

SEC. 904. STATUTE OF LIMITATIONS.

Notwithstanding any other provision of law, no suit or proceeding, whether brought before or after the date of enactment of this Act, shall be brought or maintained in any court for the recovery, recoup-

Statute of limitations.

Period in which suits may be brought or maintained.

ment, set-off, refund, or credit of, or counterclaim for, any amount paid by or collected from any person as tax (except processing tax, as defined herein) under the Agricultural Adjustment Act (a) before the expiration of eighteen months from the date of filing a claim therefor under this title, unless the Commissioner renders a decision thereon within that time, or (b) after the expiration of two years from the date of mailing by registered mail by the Commissioner to the claimant a notice of disallowance of that part of the claim to which such suit or proceeding relates. Any consideration or any action by the Commissioner with respect to such claim following the mailing of notice of disallowance shall not operate to extend the period within which any suit or proceeding may be brought.

Action by Commissioner not to extend period.

SEC. 905. JURISDICTION OF COURTS.

Jurisdiction of courts.

Concurrent with the Court of Claims, the District Courts of the United States (except as provided in section 906 of this title) shall have jurisdiction of cases to which this title applies, regardless of the amount in controversy, if such district courts would have had jurisdiction of such cases but for limitations under the Judicial Code, as amended, on jurisdiction of such courts based upon the amount in controversy. The United States Customs Court shall not have jurisdiction of any such cases.

Customs Court, restriction.

Refunds of processing taxes.

SEC. 906. PROCEDURE ON CLAIMS FOR REFUNDS OF PROCESSING TAXES.

Procedure for recovery of amounts paid or collected.

(a) Notwithstanding any other provision of law, no suit or proceeding, whether brought before or after the date of the enactment of this Act, shall be brought or maintained in any court for the refund of any amount paid or collected as processing tax, as defined herein, under the Agricultural Adjustment Act, except as provided in this section. The Commissioner shall allow or disallow, in whole or in part, any claim for refund of any such amount within three years after such claim was filed, unless such time has been extended by written consent of the claimant.

Time limitation.

Board of Review established. Composition, chairman, quorum, etc.

(b) There is hereby established in the Treasury Department a Board of Review (hereinafter referred to as "the Board"). The Board shall be composed of nine members who shall be officers or employees of the Treasury Department designated by the Secretary of the Treasury. One of such members shall be designated by the Secretary to act as chairman of the Board. The chairman may from time to time divide the Board into divisions of one or more members, assign the members of the Board thereto, and in case of a division of more than one member designate the chief thereof. A majority of the members of the Board or of any division thereof shall constitute a quorum for the transaction of the business of the Board or of the division respectively. A vacancy in the Board or in any division thereof shall not impair the powers nor affect the duties of the Board or division nor of the remaining members of the Board or division respectively. The Secretary of the Treasury shall assign to the Board such personnel in the Treasury Department as may be necessary to perform its functions. The Board shall have jurisdiction in proceedings under this section to review the allowance or disallowance of the Commissioner of a claim for refund, and to determine the amount of refund due any claimant with respect to such claim. The Commissioner shall make refund of any such amount determined by a decision of the Board which has become final. The proceedings of the Board and its divisions shall be conducted in accordance with such rules and regulations as the Board may prescribe, with the approval of the Secretary.

Jurisdiction.

Proceedings.

(c) The allowance or disallowance of the Commissioner of a claim for refund under this section shall be final, unless within three months after the date of mailing by registered mail by the Commissioner of notice that a claim for refund of any such amount has been disallowed, in whole or in part, the claimant files a petition with the Board requesting a hearing on the merits of his claim, in whole or in part. Upon the filing of any such petition, the claimant shall be entitled to a hearing as provided herein, and within three months after the date of such filing the Board shall set a date for such hearing which shall be not more than two years from the date of filing of the petition. Such hearing shall be held in Washington, District of Columbia, or in the collection district in which is located the principal place of business of the claimant, as the claimant may designate in his petition, or in any place which may be designated by the Commissioner and the claimant by stipulation in writing, and may be continued from day to day. The Board shall notify the claimant and the Commissioner of the time and place set for such hearing by registered mail.

Commissioner's decision.

Hearings.

(d) Each such hearing shall be conducted by a presiding officer who shall be a member of the Board or an officer or employee of the Treasury Department designated a presiding officer by the Secretary of the Treasury, and assigned by the Board to preside at such hearing, and shall be open to the public. The proceedings in such hearings shall be conducted in accordance with such rules of practice and procedure (other than rules of evidence) as the Board may prescribe with the approval of the Secretary of the Treasury, and in accordance with the rules of evidence applicable in courts of equity of the District of Columbia. The claimant and the Commissioner shall be entitled to be represented by counsel, to have witnesses subpoenaed, and to examine and cross-examine witnesses. The presiding officer shall have authority to administer oaths, examine witnesses, rule on questions of procedure and the admissibility of evidence, and to require by subpoena, signed by any member of the Board, the attendance and testimony of witnesses, and the production of all necessary returns, books, papers, records, correspondence, memoranda, and other evidence, from any place in the United States at any designated place of hearing, and to require the taking of a deposition by any designated individual competent to administer oaths. Any witness summoned or whose deposition is taken pursuant to this section shall receive the same fees and mileage as witnesses in the courts of the United States.

Proceedings.

Rules.

Production of evidence, witnesses, etc.

Fees, etc., of witnesses.

(e) The presiding officers shall recommend findings of fact and a decision to the Board or the proper division thereof within six months after the conclusion of the hearing. Briefs with respect to such recommendations may be submitted to the Board or such division on behalf of the Commissioner and the claimant within thirty days after such recommendations have been made, unless such time is extended by the Board or such division. Except upon specific order of the chairman of the Board, no oral argument may be presented to the Board or such division after the conclusion of the hearing. The Board or a division shall make its findings of fact and decision in writing as quickly as practicable. The findings of fact and the decision of a division shall become the findings of fact and decision of the Board within thirty days after they have been made by the division, unless within such period, the chairman has directed that such findings and decision shall be reviewed by the Board. The findings and decision of a division shall not be a part of the record in any case in which the chairman directs that such findings and decision shall be reviewed by the Board. Copies of

Findings of fact and decision.

Time limitation.

the findings of fact and decision of the Board shall be mailed to the claimant and the Commissioner by registered mail.

(f) The Board, with the approval of the Secretary of the Treasury, is authorized to draw up a table of costs and fees relating to such hearings, and the preparation of transcripts of record thereof, not to exceed with respect to any one item those charged in the Supreme Court of the United States. Such costs and fees shall be paid by the claimant and be collected in accordance with such rules and regulations as may be prescribed by the Board, with the approval of the Secretary. If the hearing provided herein results in a modification of the allowance or disallowance of the Commissioner, such costs shall be returned to the claimant.

(g) A review of the decision of the Board, made after the hearing provided in this section, may be obtained by the claimant or Commissioner by filing a petition for review in the Circuit Court of Appeals of the United States within any circuit wherein such claimant resides, or has his principal place of business, or, if none, in the United States Court of Appeals for the District of Columbia, or any such court which may be designated by the Commissioner and the claimant by stipulation in writing, within three months after the date of the mailing to the claimant and the Commissioner of the copy of the findings and decision of the Board. A copy of such petition shall forthwith be served upon the Commissioner or upon any officer designated by him for that purpose, or upon the claimant, according to which party files such petition, and upon the Board. Thereupon the Board shall certify and file in the court, in which such petition has been filed, a transcript of the record upon which the findings and decision complained of were based. Upon the filing of such transcript such court shall have exclusive jurisdiction to affirm the decision of the Board, or to modify or reverse such decision, if it is not in accordance with law, with or without remanding the cause for a rehearing, as justice may require. No objection shall be considered by the court unless such objection shall have been urged before the Board or division and the presiding officer, or unless there were reasonable grounds for failure so to do. If the claimant or the Commissioner shall apply to the court for leave to adduce additional evidence and shall show to the satisfaction of the court that such additional evidence is material, and that there were reasonable grounds for failure to adduce such evidence in the hearing before the presiding officer, the court may order such additional evidence to be taken before such officer, and to be adduced upon the hearing in such manner and upon such terms and conditions as to the court may seem proper. The Board may modify its findings of fact and decision by reason of the additional evidence so taken and it shall file with the court such modified or new findings and decision. The judgment of the court shall be final, subject to review by the Supreme Court of the United States, upon certification or certiorari as provided in sections 239 and 240 of the Judicial Code, as amended. Such courts are authorized to adopt rules for the filing of petitions for review, the preparation of the record for review, and the conduct of the proceedings on review. If the decision of the Board is affirmed, costs shall be awarded against the claimant, and if such decision is reversed, the judgment shall provide for a refund of any costs paid by the claimant. In case of modification of such decision costs shall be awarded or refused as justice may require. The decision of the Board made after the hearing provided herein shall become final in the same manner that decisions of the Board of Tax Appeals become final under section 1005 of the Revenue Act of 1926, as amended.

Table of costs and fees to be drawn.

Circuit Court of Appeals.
Review of decision by, on petition.

Copy of petition to Commissioner, etc.

Transcript of record to be filed.

Additional evidence.

Effect of, on Board's findings.

Finality of court decision; review by Supreme Court.

U. S. C., p. 1272.

Costs.

Vol. 44, p. 111.

SEC. 907. EVIDENCE AND PRESUMPTIONS.

(a) Where the refund claimed is for an amount paid or collected as processing tax, as defined herein, it shall be prima-facie evidence that the burden of such amount was borne by the claimant to the extent (not to exceed the amount of the tax) that the average margin per unit of the commodity processed was lower during the tax period than the average margin was during the period before and after the tax. If the average margin during the tax period was not lower, it shall be prima-facie evidence that none of the burden of such amount was borne by the claimant but that it was shifted to others.

Evidence and pre-
sumptions.Prima facie evidence
as to extent claimant
bore tax burden.

(b) The average margin for the tax period and the average margin for the period before and after the tax shall each be determined as follows:

Determination of av-
erage margin.

(1) **TAX PERIOD.**—The average margin for the tax period shall be the average of the margins for all months (or portions of months) within the tax period. The margin for each such month shall be computed as follows: From the gross sales value of all articles processed by the claimant from the commodity during such month, deduct the cost of the commodity processed during the month and deduct the processing tax paid with respect thereto. The sum so ascertained shall be divided by the total number of units of the commodity processed during such month, and the resulting figure shall be the margin for the month.

Tax period.

(2) **PERIOD BEFORE AND AFTER THE TAX.**—The average margin for the period before and after the tax shall be the average of the margins for all months (or portions of months) within the period before and after the tax. The margin for each such month shall be computed as follows: From the gross sales value of all articles processed by the claimant from the commodity during such month, deduct the cost of the commodity processed during the month. The sum so ascertained shall be divided by the number of units of the commodity processed during such month, and the resulting figure shall be the margin for the month.

Period before and
after tax.

(3) **AVERAGE MARGIN.**—The average margin for each period shall be ascertained in the same manner as monthly margins under subdivisions (1) and (2), using total gross sales value, total cost of commodity processed, total processing tax paid, and total units of commodity processed, during such period.

Average margin; as-
certainment.

(4) **COMBINATION OF COMMODITIES.**—Where, as, for example, in the case of certain types of tobacco, the articles produced and sold by the claimant are the product of several commodities combined by him during processing, the average margins shall be established with respect to such commodities as a group, and not individually, in accordance with rules and regulations prescribed by the Commissioner, with the approval of the Secretary of the Treasury.

Combination of com-
modities.

(5) **COST OF COMMODITY.**—The cost of commodity processed during each month shall be (a) the actual cost of the commodity processed if the accounting procedure of the claimant is based thereon, or (b) the product computed by multiplying the quantity of the commodity processed by the current prices at the time of processing for commodities of like quality and grade in the markets where the claimant customarily makes his purchases.

Cost of commodity.

(6) **GROSS SALES VALUE OF ARTICLES.**—The gross sales value of articles shall mean (a) the total of the quantity of each article derived from the commodity processed by the claimant during each month multiplied by (b) the claimant's sale prices current at the time of processing for articles of similar grade and quality.

Gross sales value of
articles.

Quantity.	(7) The quantity of each article derived from the commodity processed may be either (a) the actual quantity obtained, as shown by the records of the claimant, or (b) an estimated quantity computed by multiplying the quantity of commodity processed by appropriate conversion factors giving the quantity of articles customarily obtained from the processing of each unit of the commodity.
“Tax period” construed.	(c) The “tax period” shall mean the period with respect to which the claimant actually paid the processing tax to a collector of internal revenue and shall end on the date with respect to which the last payment was made. The “period before and after the tax” shall mean the twenty-four months (except that in the case of tobacco it shall be the twelve months) immediately preceding the effective date of the processing tax, and the six months, February to July, 1936, inclusive. If during any part of such period the claimant was not in business, or if his records for any part of such period are so inadequate as not to provide satisfactory data on prices paid for commodities purchased or prices received for articles sold, the average prices paid or received by representative concerns engaged in a similar business and similarly circumstanced may with the approval of the Commissioner, where necessary for a fair comparison, be substituted in making the necessary computations. If the claimant was not in business during the entire period before and after the tax, the average margin, during such period, of representative concerns engaged in a similar business and similarly circumstanced, as determined by the Commissioner, shall be used as his average margin for such period.
“Period before and after the tax”.	
Determining prices for part of period.	
Average margin.	
Purchase or sale other than through an arm’s-length transaction, etc.	(d) If the claimant made any purchase or sale otherwise than through an arm’s-length transaction, and at a price other than the fair market price, the Commissioner may determine the purchase or sale price to be that for which such purchases or sales were at that time made in the ordinary course of trade.
Rebuttal of presumption.	(e) Either the claimant or the Commissioner may rebut the presumption established by subsection (a) of this section by proof of the actual extent to which the claimant shifted to others the burden of the processing tax. Such proof may include, but shall not be limited to—
Proof permitted.	(1) Proof that the difference or lack of difference between the average margin for the tax period and the average margin for the period before and after the tax was due to changes in factors other than the tax. Such factors shall include any clearly shown change (A) in the type or grade of article or commodity, or (B) in costs of production. If the claimant asserts that the burden of the tax was borne by him and the burden of any other increased costs was shifted to others, the Commissioner shall determine, from the effective dates of the imposition or termination of the tax and the effective date of other changes in costs as compared with the date of the changes in margin (when margins are computed for weeks, months, or other intervals between July 1, 1931, and August, 1936, in the manner specified in subsection (b)), and from the general experience of the industry, whether the tax or the increase in other costs was shifted to others. If the Commissioner determines that the difference in average margin was due in part to the tax and in part to the increase in other costs, he shall apportion the change in margin between them;
	(2) Proof that the claimant modified existing contracts of sale, or adopted a new form of contract of sale, to reflect the initiation, termination, or change in amount of the processing tax, or at any such time changed the sale price of the article (including the effect

of a change in size, package, discount terms, or any other merchandising practice) by substantially the amount of the tax or change therein, or at any time billed the tax as a separate item to any vendee, or indicated by any writing that the sale price included the amount of the tax, or contracted to refund any part of the sale price in the event of recovery of the tax or decision of its invalidity; but the claimant may establish that such acts were caused by factors other than the processing tax, or that they do not represent his practice at other times. If the claimant processed any product in addition to the commodity with respect to the processing of which there was paid or collected an amount as tax for which he claims a refund, and if the Commissioner has reason to believe that the burden of such amount was shifted in whole or in part by means of the transactions relating to such product, the average margin with respect to such product, and articles processed therefrom, shall also be considered, and shall be determined for the tax period applicable to the commodity and for the period before and after the tax in the manner prescribed in subsection (b) of this section. To the extent the Commissioner determines that the average margin with respect to such product was higher during the tax period than it was during the period before and after the tax, it shall be prima-facie evidence that such amount was not borne by the claimant but that it was shifted to others.

SEC. 908. LIMITATIONS ON ALLOWANCE OF CLAIMS AND INTEREST.

Allowance of claims.

(a) No claim shall be allowed under this title in an amount less than \$10.

Minimum amount.

(b) No interest shall be allowed by the Commissioner or by any court with respect to any amount paid or collected as tax under the Agricultural Adjustment Act, except with respect to amounts, refund of which is made or allowed under this title.

Interest limited.

SEC. 909. LIMITATIONS ON REVIEW.

In the absence of fraud or mistake in mathematical calculation, the findings of fact and conclusions of law of the Commissioner upon the merits of any claim presented under this title shall not be subject to review by any other administrative or accounting officer, employee, or agent of the United States.

Limitations on review.

SEC. 910. LIABILITY OF COLLECTORS.

No collector of internal revenue or customs, or internal revenue or customs officer or employee, shall be in any way liable to any person for any act done by him in the assessment or collection of any amount as tax under the Agricultural Adjustment Act, or for the recovery of any money exacted by or paid to him and paid into the Treasury, in performance of his official duties under the provisions of such Act, or if such collector or officer acted under the direction of the Secretary or other proper officer of the Government.

Liability of collectors.

SEC. 911. INAPPLICABILITY TO CERTAIN REFUNDS.

The provisions of this title shall not apply to any refund authorized under the provisions of sections 15, 16, or 17 of the Agricultural Adjustment Act, as amended and reenacted, or with respect to any articles exported under the provisions of section 317 of the Tariff Act of 1930. No refund shall be made or allowed of any amount paid or collected as tax under the Agricultural Adjustment Act, as amended and reenacted, to the extent that refund or credit with respect to such amount has been made to any person.

Inapplicability to certain refunds.

Designated provisions of Agricultural Adjustment Act not included.

Vol. 48, pp. 30-40;

Acte, pp. 768-770.

Vol. 46, p. 696.

Period not extended. **SEC. 912. PERIOD NOT EXTENDED.**

No revival of barred suits.

Any suit or proceeding with respect to any amount paid or collected as tax under the Agricultural Adjustment Act which is barred on the date of enactment of this Act shall remain barred. No claim with respect to any such amount which is barred from allowance at the time of the enactment of this Act shall hereafter be allowed in any amount.

Definitions.

SEC. 913. DEFINITIONS.

When used in this title—

"Tax"; terms included.

(a) The term "tax" means a tax or exaction denominated a "tax" under the Agricultural Adjustment Act, and shall include any penalty, addition to tax, additional tax, or interest applicable to such tax.

"Processing tax."

(b) The term "processing tax" means any tax or exaction denominated a "processing tax" under the Agricultural Adjustment Act, but shall not include any amount paid or collected as tax with respect to the processing of a commodity for a customer for a charge or fee.

Amounts not included.

"Commodity."

(c) The term "commodity" means any commodity, prior to processing, of a type with respect to the processing of which a processing tax was imposed under the Agricultural Adjustment Act.

"Article."

(d) The term "article" means the product which is obtained by processing a commodity, and includes the product obtained by further manufacture or by combination with other materials.

"Refund."

(e) The term "refund" includes any recovery, recoupment, set-off, credit, or counterclaim.

"Agricultural Adjustment Act." Ad-

(f) The term "Agricultural Adjustment Act" means the Agricultural Adjustment Act as originally enacted and the amendments thereto adopted prior to January 6, 1936.

Authority of Commissioner.

SEC. 914. AUTHORITY OF COMMISSIONER.

Examination of books and other relevant material.

In connection with the establishment of the facts required to be established under this title, the Commissioner of Internal Revenue is hereby authorized, by any officer or employee of the Treasury Department and of the Bureau of Internal Revenue, including the field service, designated by him for that purpose, to examine any books, papers, records, or memoranda which are relevant and material in connection with any claim made pursuant to this title, to require the attendance of the claimant or of any officer or employee of the claimant, or the attendance of any other person having knowledge in the premises, and to take, or cause to be taken, his testimony with reference to any such matter, with power to administer oaths to such person or persons. It shall be lawful for the Commissioner, or any person designated by him, to summon witnesses to appear before the Commissioner, or before any person designated by him, at a time and place named in the summons, and to produce such books, papers, correspondence, memoranda, or other records as the Commissioner may deem relevant or material, and to give testimony or answer interrogatories, under oath, relating to any claim made pursuant to this title. The provisions of 3174 and 3175 of the Revised Statutes, as amended, shall be applicable with respect to any summons issued pursuant to the provisions of this title. Any witness summoned under this title shall be paid the same fees and mileage as are paid witnesses in the courts of the United States. All information obtained by the Commissioner pursuant to this section shall be available to the Secretary of Agriculture upon written request therefor. Such information shall be kept confidential by

Attendance of claimant, etc.

Taking of testimony, etc.

Attendances of witnesses; production of books, etc.

R. S., secs. 3174, 3175, pp. 609, 610.

U. S. C., p. 1190. Witnesses; fees and mileage.

Information procured available to Secretary of Agriculture.

To be kept confidential.

all officers and employees of the Department of Agriculture, and any such officer or employee who violates this requirement shall, upon conviction, be subject to a fine of not more than \$1,000 or to imprisonment for not more than one year, or both, and shall be removed from office.

Penalty for violation.

SEC. 915. SALARIES AND ADMINISTRATIVE EXPENSES.

Funds made available to the Secretary of Agriculture by the appropriation for the fiscal year 1936 in section 32 of Public Numbered 320, 74th Congress, approved August 24, 1935, to the extent of the unobligated balance thereof; and by the appropriation in section 12 (a) of the Agricultural Adjustment Act, in an amount not in excess of \$15,000,000; shall be available until June 30, 1937, for transfer to the Treasury Department for salaries and administrative expenses in carrying out the provisions of this title and of Title IV, including necessary investigative work, and for refunds and payments under Title IV. Such funds shall be available for expenditure by the Secretary of the Treasury for personal services and rent in the District of Columbia and elsewhere, for law books, books of reference, press releases, trade journals, periodicals, and newspapers, for contracting reporting services, printing and paper in addition to allotments under the existing law, travel expenses, for mileage and per diem of witnesses, in lieu of subsistence, payment of which mileage and per diem may be made in advance upon certification of such officer as the Commissioner or the Secretary may designate, and such certification shall be conclusive. In addition to the foregoing, the administrative expenses provided for in this section shall include such miscellaneous expenses as may be authorized or approved by the Commissioner or the Secretary for carrying out the provisions of this title, including witness fees and mileage for experts, notarial fees, or like services, and stenographic work for taking depositions.

Salaries and administrative expenses.
Funds available.
Ante, p. 774.

Transfer to Treasury Department.

Ante, p. 1739.

Services, etc., in District of Columbia.

Miscellaneous expenses.

SEC. 916. RULES AND REGULATIONS.

The Commissioner shall, with the approval of the Secretary, prescribe such rules and regulations as may be deemed necessary to carry out the provisions of this title.

Rules and regulations.

SEC. 917. PERSONNEL.

(a) The Secretary may appoint such officers, attorneys, economists, and other experts without regard to the Classification Act of 1923, as amended, and without regard to the civil-service laws or regulations, as are necessary to execute the functions vested in him and the Commissioner by this title. No compensation at a rate in excess of \$8,500 per annum shall be paid to any such appointee.

Personnel.

Appointment of.

Salary limitation.

(b) Officers and employees of the other executive departments and establishments of the Government may, at the request of the Secretary of the Treasury, and with the approval of the head of any such department or establishment, be detailed to the Treasury Department from time to time for such temporary duties as may be necessary in carrying out the provisions of this title. The proper appropriation of such executive department or establishment from which such officers or employees are so detailed shall be reimbursed by the Treasury Department to the extent of salaries and other compensation paid to such officers and employees during the time they shall be so detailed.

Details from other departments.

Reimbursement of appropriations.

Title VIII—General Provisions.

TITLE VIII—GENERAL PROVISIONS

Definitions.

SEC. 1001. DEFINITIONS.

(a) When used in this Act—

- “Person.” (1) The term “person” means an individual, a trust or estate, a partnership, or a corporation.
- “Corporation.” (2) The term “corporation” includes associations, joint-stock companies, and insurance companies.
- “Partnership.” (3) The term “partnership” includes a syndicate, group, pool, joint venture, or other unincorporated organization, through or by means of which any business, financial operation, or venture is carried on, and which is not, within the meaning of this Act, a trust or estate or a corporation; and the term “partner” includes a member in such a syndicate, group, pool, joint venture, or organization.
- “Partner.”
- “Domestic.” (4) The term “domestic” when applied to a corporation or partnership means created or organized in the United States or under the law of the United States or of any State or Territory.
- “Foreign.” (5) The term “foreign” when applied to a corporation or partnership means a corporation or partnership which is not domestic.
- “Fiduciary.” (6) The term “fiduciary” means a guardian, trustee, executor, administrator, receiver, conservator, or any person acting in any fiduciary capacity for any person.
- “Withholding agent.” (7) The term “withholding agent” means any person required to deduct and withhold any tax under the provisions of section 143 or 144.
- “Stock.” (8) The term “stock” includes the share in an association, joint-stock company, or insurance company.
- “Shareholder.” (9) The term “shareholder” includes a member in an association, joint-stock company, or insurance company.
- “United States.” (10) The term “United States” when used in a geographical sense includes only the States, the Territories of Alaska and Hawaii, and the District of Columbia.
- “Secretary.” (11) The term “Secretary” means the Secretary of the Treasury.
- “Commissioner.” (12) The term “Commissioner” means the Commissioner of Internal Revenue.
- “Collector.” (13) The term “collector” means collector of internal revenue.
- “Taxpayer.” (14) The term “taxpayer” means any person subject to a tax imposed by this Act.
- “Includes” and “including.” (b) The terms “includes” and “including” when used in a definition contained in this Act shall not be deemed to exclude other things otherwise within the meaning of the term defined.

SEC. 1002. SEPARABILITY CLAUSE.

Separability clause.

If any provision of this Act, or the application thereof to any person or circumstances, is held invalid, the remainder of the Act, and the application of such provisions to other persons or circumstances, shall not be affected thereby.

SEC. 1003. EFFECTIVE DATE OF ACT.

Effective date.

Except as otherwise provided, this Act shall take effect upon its enactment.

Approved, June 22, 1936, 9 p.m.

[CHAPTER 691.]

AN ACT

Making appropriations for the Department of the Interior for the fiscal year ending June 30, 1937, and for other purposes.

June 22, 1936.
[H. R. 10630.]
[Public, No. 741.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of the Interior for the fiscal year ending June 30, 1937, namely:

Interior Department appropriations, fiscal year 1937.

OFFICE OF THE SECRETARY

Secretary's office.

SALARIES

Salaries.

Salaries: For the Secretary of the Interior, Under Secretary, First Assistant Secretary, Assistant Secretary, and other personal services in the District of Columbia, \$392,970: *Provided*, That in expending appropriations or portions of appropriations, contained in this Act, for the payment for personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the First Assistant Secretary and the Assistant Secretary the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: *Provided*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to require the reduction in salary of any person whose compensation was fixed, as of July 1, 1924, in accordance with the rules of section 6 of such Act, (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit, (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

Secretary, Under Secretary, Assistants, and office personnel.

Provisos.
Salaries limited to average rates under Classification Act. Vol. 42, p. 1488; Vol. 45, p. 776; Vol. 46, p. 1008.
U. S. C., p. 85.

Exception.

Restriction not applicable to clerical-mechanical service.
No reduction in fixed salaries.
Vol. 42, p. 1490; U. S. C., p. 86.
Transfer without reduction.

Payments under higher rates permitted.

If only one position in a grade.

OFFICE OF SOLICITOR

Solicitor's office.

For personal services in the District of Columbia and in the field, \$284,600.

Personal services.

DIVISION OF TERRITORIES AND ISLAND POSSESSIONS

For personal services in the District of Columbia, \$55,520.

Division of Territories and Island Possessions.
Personal services.
Post, p. 1896.

DIVISION OF INVESTIGATIONS

For investigating official matters under the control of the Department of the Interior; for protecting timber on the public lands, and for the more efficient execution of the law and rules relating to the cutting thereof; for protecting public lands from illegal and fraudu-

Division of Investigations.

Protecting timber and public lands.

Swamp lands.
 Traveling expenses.
 Vehicles and motor boats.
 Emergencies.

lent entry or appropriation; for adjusting claims for swamp lands and indemnity for swamp lands; and for traveling expenses of agents and others employed hereunder, \$391,700, including not exceeding \$22,000 for personal services in the District of Columbia; not exceeding \$35,000 for the purchase, exchange, operation, and maintenance of motor-propelled passenger-carrying vehicles and motor boats for the use of agents and others employed in the field service; and not to exceed \$5,000 to meet unforeseen emergencies of a confidential character, to be expended under the direction of the Secretary of the Interior, who shall make a certificate of the amount of such expenditure as he may think it advisable not to specify, and every such certificate shall be deemed a sufficient voucher for the sum therein expressed to have been expended.

Grazing Control division.

DIVISION OF GRAZING CONTROL

Salaries and expenses.
 Vol. 43, p. 1269.
 U. S. C., p. 1851.

For carrying out the provisions of the Act entitled "An Act to stop injury to the public grazing lands by preventing overgrazing and soil deterioration, to provide for their orderly use, improvement, and development, to stabilize the livestock industry dependent upon the public range, and for other purposes", approved June 28, 1934 (48 Stat. 1269), including traveling and other necessary expenses, payments for the cost of packing, crating, and transportation (including drayage) of personal effects of employees upon permanent change of station, under regulations to be prescribed by the Secretary of the Interior, not to exceed \$55,000 for personal services in the District of Columbia, not to exceed \$20,000 for the purchase, exchange, operation, and maintenance of motor-propelled passenger-carrying vehicles, and not to exceed \$150,000 for examination and classification of lands with respect to agriculture and agricultural utility as required by the public-land laws and for related administrative operations and for the preparation and publication of land classification maps and reports, \$300,000; for payment of a salary of \$5 per diem while actually employed and for the payment of necessary travel expenses, exclusive of subsistence, of members of advisory committees of local stockmen, \$100,000; in all, \$400,000.

Traveling, etc., expenses.

Services in the District.

Classification, etc., of lands.

Advisory committee expenses.

Range improvements.
 Vol. 48, p. 1273.
 U. S. C., p. 1853.

For construction, purchase, and maintenance of range improvements within grazing districts, pursuant to the provisions of sections 10 and 11 of the Act of June 28, 1934 (48 Stat., p. 1269), and not including contributions under section 9 of said Act, \$250,000: *Provided*, That expenditures hereunder in any grazing district shall not exceed 25 per centum of all moneys received under the provisions of said Act from such district during the fiscal years 1936 and 1937.

Proviso.
 Limitation on expenditure in any district.

CONTINGENT EXPENSES, DEPARTMENT OF THE INTERIOR

Department contingent expenses.

For contingent expenses of the office of the Secretary and the bureaus and offices of the Department; furniture, carpets, ice, lumber, hardware, dry goods, advertising, telegraphing, telephone service, including personal services of temporary or emergency telephone operators; street-car fares for use by messengers not exceeding \$150; expressage, diagrams, awnings, filing devices, typewriters, adding and addressing machines, and other labor-saving devices, including the repair, exchange, and maintenance thereof; constructing model and other cases and furniture; postage stamps to prepay postage on foreign mail and for special-delivery and air-mail stamps for use in the United States; traveling expenses, including necessary expenses of inspectors and attorneys; fuel and light; examination of estimates for appropriations in the field for any bureau, office,

or service of the Department; not exceeding \$500 for the payment of damages caused to private property by Department motor vehicles; purchase and exchange of motor trucks, motorcycles, and bicycles, maintenance, repair, and operation of two motor-propelled passenger-carrying vehicles and motor trucks, motorcycles, and bicycles to be used only for official purposes; rent of Department garage; expense of taking testimony and preparing the same in connection with disbarment proceedings instituted against persons charged with improper practices before the department, its bureaus and offices; expense of translations, and not exceeding \$1,000 for contract stenographic reporting services; not exceeding \$700 for newspapers; stationery, including tags, labels, index cards, cloth-lined wrappers, and specimen bags, printed in the course of manufacture, and such printed envelopes as are not supplied under contracts made by the Postmaster General, for the Department and its several bureaus and offices, and other absolutely necessary expenses not hereinbefore provided for, \$94,000; and, in addition thereto, sums amounting to \$41,700 for stationery supplies shall be deducted from other appropriations made for the fiscal year 1937 as follows: General Land Office, \$3,500; Geological Survey, \$5,500; Freedmen's Hospital, \$1,000; Saint Elizabeths Hospital, \$2,200; National Park Service, \$10,000; Bureau of Reclamation, \$7,500, any unexpended portion of which shall revert and be credited to the reclamation fund; Division of Investigations, \$1,000; Bureau of Mines, \$9,000; Division of Grazing Control, \$2,000; and said sums so deducted shall be credited to and constitute, together with the first-named sum of \$94,000, the total appropriation for contingent expenses for the department and its several bureaus and offices for the fiscal year 1937.

Property damages.
Vehicles.
Disbarment proceedings.
Stationery, etc.
Additional, from specified appropriations.

For the purchase or exchange of professional and scientific books, law and medical books, and books to complete broken sets, periodicals, directories, and other books of reference relating to the business of the Department, \$600, and in addition there is hereby made available from any appropriations made for any bureau or office of the Department not to exceed the following respective sums: Indian Service, \$500; Office of Education, \$2,000; Bureau of Reclamation, \$2,000; Geological Survey, \$2,500; National Park Service, \$2,000; General Land Office, \$500; Bureau of Mines, \$2,500.

Professional, etc., books, periodicals, etc.

Sums for designated offices.

PRINTING AND BINDING

For printing and binding for the Department of the Interior, including all of its bureaus, offices, institutions, and services in the District of Columbia and elsewhere, except the Alaska Railroad, the Geological Survey, Vocational Education, and the Bureau of Reclamation, \$219,000, of which \$50,000 shall be for the National Park Service, \$65,000 for the Bureau of Mines, and \$46,500 for the Office of Education, no part of which shall be available for correspondence instruction.

Printing and binding.

For Department bureaus, etc.

Education Office; restriction.

COMMISSION OF FINE ARTS

For expenses made necessary by the Act entitled "An Act establishing a Commission of Fine Arts", approved May 17, 1910 (U. S. C., title 40, sec. 104), including the purchase of periodicals, maps, and books of reference, and payment of actual traveling expenses of the members and secretary of the Commission in attending meetings and committee meetings of the Commission either within or outside of the District of Columbia, to be disbursed on

Commission of Fine Arts.

Expenses.
Vol. 36, p. 371.
U. S. C., p. 1776.

Attending meetings, etc.

vouchers approved by the Commission, \$9,400, of which amount not to exceed \$6,200 may be expended for personal services in the District of Columbia.

Printing and binding.

For all printing and binding for the Commission of Fine Arts, \$300.

Total, Commission of Fine Arts, \$9,700.

Mount Rushmore National Memorial Commission.

MOUNT RUSHMORE NATIONAL MEMORIAL COMMISSION

Expenses.

Vol. 45, p. 1300; Vol. 48, p. 1223.

Ante, p. 962.
Sums immediately available.
Ante, p. 179.

Proviso.
Restriction.

Mount Rushmore National Memorial Commission: For carrying into effect the provisions of the Act creating the Mount Rushmore National Memorial Commission, approved February 25, 1929 (45 Stat., p. 1300), as amended by the Act approved June 26, 1934 (48 Stat., p. 1223), and the Act approved August 29, 1935 (Public, Numbered 393, Seventy-fourth Congress), \$100,000, of which \$30,000 shall be immediately available, together with the unexpended balance of the appropriation for this purpose for the fiscal year 1936: *Provided*, That no part of this appropriation shall be expended for work on any figure, in addition to the four figures authorized by law, upon which work has not commenced as of the date of enactment of this Act.

Perry's Victory Memorial Commission.

PERRY'S VICTORY MEMORIAL COMMISSION

Administration, etc., expenses.

For administration, protection, maintenance, and preservation of the Perry's Victory Memorial at Put in Bay, Ohio, including traveling and other expenses of members of the Commission in connection with official matters pertaining to the memorial, printing and binding, personal services, and the purchase of souvenirs for resale, \$4,000: *Provided*, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Proviso.
Limitation.

Vol. 48, p. 1227.

War Minerals Relief Commission.

WAR MINERALS RELIEF COMMISSION

Administrative expenses.

Administrative expenses: For administrative expenses made necessary by section 5 of the Act entitled "An Act to provide relief in cases on contracts connected with the prosecution of the war, and for other purposes", approved March 2, 1919 (40 Stat., p. 1272), including personal services, without regard to the civil-service laws and regulations; traveling and subsistence expenses; supplies and all other expenses incident to the proper prosecution of this work, both in the District of Columbia and elsewhere, \$13,600.

Vol. 40, p. 1272.

Petroleum Administration.

PETROLEUM ADMINISTRATION

Salaries and expenses.
Ante, p. 30.

For administering and enforcing the provisions of the Act approved February 22, 1935 (49 Stat., p. 30), entitled "An Act to regulate interstate and foreign commerce in petroleum and its products by prohibiting the shipment in such commerce of petroleum and its products produced in violation of State law, and for other purposes", and to include necessary personal services in the District of Columbia and elsewhere without regard to the civil-service laws and regulations, traveling expenses, contract stenographic reporting services, rent, stationery, and office supplies, not to exceed \$4,000 for printing and binding, not to exceed \$500 for books and periodicals, not to exceed \$6,000 for the purchase, exchange, hire, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles, and not to exceed \$8,000 for the maintenance, operation, and repair of boats, \$300,000.

Printing and binding.

Vehicles.

NATIONAL BITUMINOUS COAL COMMISSION

Salaries and expenses: For all necessary expenditures of the National Bituminous Coal Commission in performing the duties imposed upon said Commission by the Bituminous Coal Conservation Act of 1935, approved August 30, 1935 (49 Stat., p. 991), including personal services and rent in the District of Columbia and elsewhere, traveling expenses, contract stenographic reporting services, stationery and office supplies and equipment, printing and binding, and not to exceed \$2,500 for newspapers, reference books and periodicals, \$900,000.

National Bituminous Coal Commission.

Salaries and expenses.

Ante, p. 991.

Salaries and expenses, office of the Consumers' Counsel of the National Bituminous Coal Commission: For all necessary expenditures of the office of the Consumers' Counsel of the National Bituminous Coal Commission, in performing the duties imposed upon said office of Consumers' Counsel by the Bituminous Coal Conservation Act of 1935, approved August 30, 1935 (49 Stat., p. 991), including personal services in the District of Columbia and elsewhere, traveling expenses, printing and binding, contract stenographic reporting services, rent, stationery and office supplies and equipment, and not to exceed \$500 for reference books and periodicals, \$90,000.

Office of the Consumers' Counsel.

Ante, p. 993.

GENERAL LAND OFFICE

General Land Office.

SALARIES

Salaries.

For Commissioner of the General Land Office and other personal services in the District of Columbia, \$587,700, including one clerk, who shall be designated by the President, to sign land patents.

Commissioner, and office personnel.

GENERAL EXPENSES

General expenses.

For traveling expenses of officers and employees, including employment of stenographers and other assistants when necessary; for separate maps of public-land States and Alaska, including maps showing areas designated by the Secretary of the Interior under the enlarged homestead Acts, prepared by the General Land Office; for the reproduction by photolithography or otherwise of official plans of surveys; for expenses of restoration to the public domain of lands in forest reserves and of lands temporarily withdrawn for forest-reserve purposes; and for expenses of hearings or other proceedings held by order of the General Land Office to determine the character of lands, whether alleged fraudulent entries are of that character or have been made in compliance with the law, and of hearings in disbarment proceedings, \$16,000.

Traveling expenses, maps, etc.
Ante, p. 1759.

Restoration of lands to public domain.

Hearings.

For United States maps, prepared in the General Land Office, \$15,000, all of which maps shall be delivered to the Senate and House of Representatives, except 10 per centum which shall be delivered to the Commissioner of the General Land Office for official purposes. All maps delivered to the Senate and House of Representatives hereunder shall be mounted with rollers ready for use.

Maps; distribution.

Surveying public lands: For surveys and resurveys of public lands, examination of surveys heretofore made and reported to be defective or fraudulent, inspecting mineral deposits, coal fields, and timber districts, making fragmentary surveys, and such other surveys or examinations as may be required for identification of lands for purposes of evidence in any suit or proceeding in behalf of the United States, under the supervision of the Commissioner of the General Land Office and direction of the Secretary of the Interior, \$700,000, including not to exceed \$5,000 for the purchase, exchange, operation,

Public lands, surveying, etc.

Vehicles.	and maintenance of motor-propelled passenger-carrying vehicles:
<i>Proviso.</i> Temporarily detailed employees.	<i>Provided</i> , That not to exceed \$5,000 of this appropriation may be expended for salaries of employees of the field surveying service temporarily detailed to the General Land Office: <i>Provided further</i> ,
Oregon and California Railroad and Coos Bay Wagon Road lands.	That not to exceed \$10,000 of this appropriation may be used for the survey, classification, and sale of the lands and timber of the so-called Oregon and California Railroad lands and the Coos Bay Wagon
Other surveys; reimbursable.	Road lands: <i>Provided further</i> , That this appropriation may be expended for surveys made under the supervision of the Commissioner of the General Land Office, but when expended for surveys that would not otherwise be chargeable hereto it shall be reimbursed
Surveys and resurveys. Sums reappropriated. Vol. 48, p. 200.	from the applicable appropriation fund, or special deposit: <i>Provided further</i> , That of the unexpended balance of moneys appropriated to carry out the provisions of title II of the National Industrial Recovery Act of June 16, 1933, such amount, not exceeding \$750,000, as the Federal Emergency Administrator of Public Works may deem necessary is hereby made available for surveys and resurveys of public lands during the fiscal years 1936 and 1937, to be expended under the supervision of the Commissioner of the General Land Office in accordance with regulations prescribed by the Federal Emergency Administrator of Public Works.
Registers; salaries, etc.	Registers: For salaries and commissions of registers of district land offices, \$77,500.
Contingent expenses, land offices.	Contingent expenses of land offices: For clerk hire, rent, and other incidental expenses of the district land offices, including the expenses of depositing public money; traveling expenses of clerks detailed to examine the books and management of district land offices and to assist in the operation of said offices, and for traveling expenses of clerks transferred in the interest of the public service from one district land office to another, \$160,000: <i>Provided</i> , That no expenses chargeable to the Government shall be incurred by registers in the conduct of local land offices except upon previous specific authorization by the Commissioner of the General Land Office.
<i>Proviso.</i> Restriction.	Payments to States of 5 per centum of proceeds from sales of public lands: For payment to the several States of 5 per centum of the net proceeds of sales of public lands lying within their limits, for the purpose of education or of making public roads and improvements, \$2,000: <i>Provided</i> , That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.
Payments to States from sales of public lands.	Payment of proceeds of sales of Coos Bay Wagon Road grant lands and timber: For payment of 25 per centum of the balance of the proceeds from sales of the Coos Bay Wagon Road grant lands and timber within each of the counties of Coos and Douglas, Oregon, after deducting the accrued taxes in said counties and a sum equal to \$2.50 per acre for the land title to which reverted in the United States pursuant to the Act of February 26, 1919 (40 Stat., p. 1179), to be paid to the treasurer of the county for common schools, roads, highways, bridges, and port districts, \$2,000: <i>Provided</i> , That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.
<i>Proviso.</i> Limitation. Vol. 48, p. 1227.	Payments to certain counties in Oregon in lieu of taxes on Oregon and California grant lands: For payment to the several counties in the State of Oregon, pursuant to the Act of July 13, 1926 (44 Stat., p. 915), amounts of money in lieu of the taxes that would have accrued against the reverted Oregon and California Railroad Company grant lands if the lands had remained privately owned
Coos Bay Wagon Road lands and timber, payment of proceeds of sales of.	
Vol. 40, p. 1179.	
<i>Proviso.</i> Expenses limited. Vol. 48, p. 1227.	
Payments in lieu of taxes, Oregon, etc., lands. Vol. 44, p. 915.	

and taxable, \$250,000: *Provided*, That payments to the counties shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Proviso.
Limitation.
Vol. 48, p. 1227.

Payment to Oklahoma from royalties, oil and gas, south half of Red River: For payment of 37½ per centum of the royalties derived from the south half of Red River in Oklahoma under the provisions of the Act of March 4, 1923 (U. S. C., title 30, sec. 233), which shall be paid to the State of Oklahoma in lieu of all State and local taxes upon tribal funds accruing under said Act, to be expended by the State in the same manner as if received under section 35 of the Act approved February 25, 1920 (U. S. C., title 30, sec. 191), \$11,000: *Provided*, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Oil and gas royalties.
Payment to Oklahoma.
Vol. 42, p. 1448.
U. S. C., p. 1350.

Vol. 41, p. 450.
U. S. C., p. 1344.

Proviso.
Limitation.
Vol. 48, p. 1227.

BUREAU OF INDIAN AFFAIRS

Indian Affairs Bureau.

SALARIES

For the Commissioner of Indian Affairs and other personal services in the District of Columbia, \$493,770.

Commissioner and office personnel.

GENERAL EXPENSES

General expenses.

For transportation and incidental expenses of officers and clerks of the Bureau of Indian Affairs when traveling on official duty; for radio, telegraph, and telephone toll messages on business pertaining to the Indian Service sent and received by the Bureau of Indian Affairs at Washington, and for other necessary expenses of the Indian Service for which no other appropriation is available, \$34,000.

Traveling, etc., expenses.
Radio, etc., tolls.

For advertising, inspection, storage, and all other expenses incident to the purchase of goods and supplies for the Indian Service and for payment of railroad, pipe-line, and other transportation costs of such goods and supplies, \$685,000: *Provided*, That no part of this appropriation shall be used in payment for any services except bill therefore is rendered within one year from the time the service is performed.

Supplies; purchase, transportation, etc.

Proviso.
Restriction on payments.

For pay of judges of Indian courts where tribal relations now exist, at rates to be fixed by the Commissioner of Indian Affairs, \$15,000.

Judges, Indian courts.

For pay and expenses of Indian police, including chiefs of police at not to exceed \$100 per month each and privates at not to exceed \$75 per month each, to be employed in maintaining order, and for purchase of equipment and supplies, \$117,390.

Police.

For the suppression of the traffic in intoxicating liquors, marihuana, and deleterious drugs among Indians, \$75,000.

Suppressing liquor, etc., traffic.

For lease, purchase, repair, and improvement of agency buildings, exclusive of hospital buildings, including the purchase of necessary lands and the installation, repair, and improvement of heating, lighting, power, and sewerage and water systems in connection therewith, \$159,200, of which amount \$10,000 shall be immediately available.

Agency buildings.
Lease, purchase, repair, etc.
Ante, p. 1620.

For expenses of organizing Indian chartered corporations, or other tribal organizations, in accordance with the provisions of the Act of June 18, 1934 (48 Stat., p. 986), including personal services, purchase of equipment and supplies, not to exceed \$10,000 for printing and binding, and other necessary expenses, \$160,000, of which not to exceed \$41,060 may be used for personal services in the District of Columbia.

Tribal organizations, expenses.
Vol. 43, p. 986.
U. S. C., p. 1632.

Vehicles, maintenance, etc.

Transporting Indian pupils.

Use restricted.

Emergency replacement of property.

Proviso.
Report of diversions to Congress.

Attendance at meetings.

Vehicles, Indian Service: Not to exceed \$290,000 of applicable appropriations made herein for the Bureau of Indian Affairs shall be available for the maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles for the use of employees in the Indian field service, and the transportation of Indian school pupils, and not to exceed \$160,000 of applicable appropriations may be used for the purchase and exchange of motor-propelled passenger-carrying vehicles, and such vehicles shall be used only for official service, including the transportation of Indian school pupils.

Replacement of property destroyed by fire, flood, or storm: That to meet possible emergencies not exceeding \$35,000 of the appropriations made by this Act for support of reservation and nonreservation schools, for school and agency buildings, and for conservation of health among Indians shall be available, upon approval of the Secretary of the Interior, for replacing any buildings, equipment, supplies, livestock, or other property of those activities of the Indian Service above referred to which may be destroyed or rendered unserviceable by fire, flood, or storm: *Provided*, That any diversions of appropriations made hereunder shall be reported to Congress in the annual Budget.

Authorization for attending health and educational meetings: Not to exceed \$7,000 shall be available from applicable funds for expenses (not membership fees) of employees of the Indian Service when authorized by the Secretary of the Interior to attend meetings of medical, health, educational, agricultural, forestry, engineering, and industrial associations in the interest of work among the Indians.

Indian lands.

INDIAN LANDS

Pueblo Indians, N. Mex.
Land and water rights, etc.
Reappropriation from tribal funds.
Ante, p. 182.

Purchase of land and water rights, and so forth, Pueblo Indians, New Mexico (tribal funds): The unexpended balances of appropriations heretofore made, from the trust funds of the several pueblos, for the purchase of land and water rights, purchase of equipment for industrial advancement and fencing, irrigating, and improving lands, are hereby continued available for the same purposes until June 30, 1937.

Pueblo Indians, N. Mex., compensation to.

Compensation to Pueblo Indians, New Mexico: For the first of three installments for additional compensation to the Pueblo Indians of New Mexico, for loss of land and water rights, and in settlement of the liability of the United States to said Pueblos as declared by the Act of June 7, 1924 (43 Stat., p. 636), and as authorized by the Act of May 31, 1933 (48 Stat., p. 109), \$253,960.61, which amount shall be deposited in the Treasury of the United States to the credit of the following-named pueblos:

Vol. 43, p. 636; Vol. 48, p. 109.

Pueblos designated.

Jemez, \$628.33; Nambe, \$15,813.17; Taos, \$28,235.70; Santa Ana, \$969.46; Santo Domingo, \$1,418.85; Sandia, \$4,326.87; San Felipe, \$4,984.84; Isleta, \$15,917.10; Picuris, \$22,191.47; San Ildefonso, \$12,352.76; San Juan, \$51,287.68; Santa Clara, \$60,371.39; Cochiti, \$12,608.79; Pojoaque, \$22,854.20: *Provided*, That expenditures may be made from the foregoing sums, as authorized by the Act of May 31, 1933, for the purchase of lands and water rights, purchase or construction of reservoirs, irrigation works, or other permanent improvements upon or for the benefit of the lands of said pueblos.

Proviso.
Acquisition of lands, water rights, etc.

Sioux Indians failing to receive allotments, payment to.

Payment to Sioux Indians for failure to receive allotments: For payment to various Sioux Indians, or their heirs, on account of allotments of land to which they were entitled but did not receive, and for compensation to attorneys for services performed, all as authorized by the Act of June 14, 1935 (49 Stat., p. 340), \$81,540.49, to remain available until expended.

Ante, p. 340.

Compensation to Chippewa Indians of Minnesota for certain lands patented to the State of Minnesota under the Swamp Land Act: For payment, as authorized by the Act of June 4, 1935 (49 Stat., p. 321), to the Chippewa Indians of Minnesota in full compensation for one hundred and seventy-eight thousand five hundred and thirty and ten one-hundredths acres of land embraced within the reservations established by the treaties of March 11, 1863 (12 Stat., p. 1249), May 7, 1864 (13 Stat., p. 693), and March 19, 1867 (16 Stat., p. 719), for the future homes of said Indians, and later patented to the State of Minnesota under the provisions of the amendatory Swamp Land Act of March 12, 1860 (12 Stat., p. 3), without compensation to said Indians, \$223,162.62, which shall be credited immediately to the trust fund of said Chippewa Indians of Minnesota arising under the provisions of section 7 of the Act of January 14, 1889 (25 Stat., p. 645), and shall bear interest in accordance with said Act of 1889.

Compensation to non-Indian claimants, Pueblo Indian lands, New Mexico: For carrying out the provisions of the Act of August 26, 1935 (49 Stat., p. 800), in supplemental settlement of the liability of the United States to non-Indian claimants on Indian Pueblo grants whose claims, extinguished under the Act of June 7, 1924, have been found entitled to awards under said Act, as supplemented by the Act of May 31, 1933 (48 Stat., p. 108), \$45,377.33, to remain available until June 30, 1938, to be apportioned to claimants within the several pueblos as follows: Isleta, \$1,876.72; San Ildefonso, \$9,371.52; San Juan, \$23,122.83; Santa Clara, \$2,810.69; Pojoaque, \$2,474.13; Nambe, \$1,985; Sandia, \$368.90; Picuris, \$278.64; Cochiti, \$1,088.90; Jemez, \$2,000: *Provided*, That the unexpended balance of the appropriation contained in the Fourth Deficiency Act, fiscal year 1933, and subsequently continued available until June 30, 1936, for carrying out the provisions of the Act of May 31, 1933, is hereby continued available until June 30, 1937.

Purchase of land for the Navajo Indians, Arizona, reimbursable: The unexpended balance of the appropriation contained in the Deficiency Appropriation Act, fiscal year 1934, for the purchase of land, and improvements thereon, including water rights, for the Navajo Indians in Arizona, as authorized by and in conformity with the provisions of the Act of June 14, 1934 (48 Stat., p. 961), is hereby continued available for the same purposes until June 30, 1937.

Leasing of lands for Navajo Indians (tribal funds): For lease, pending purchase, of land and water rights for the use and benefit of Indians of the Navajo Tribe in Arizona and New Mexico, \$20,000, payable from funds on deposit to the credit of the Navajo Tribe.

For the acquisition of lands, interest in lands, water rights and surface rights to lands, and for expenses incident to such acquisition, in accordance with the provisions of the Act of June 18, 1934 (48 Stat., p. 985), including personal services, purchase of equipment and supplies, and other necessary expenses, \$1,000,000, together with the unexpended balance of the appropriation for this purpose for the fiscal year 1936, of which not to exceed \$30,540 shall be available for personal services in the District of Columbia: *Provided*, That within the States of Arizona, New Mexico and Wyoming no part of said sum shall be used for the acquisition of lands outside of the boundaries of existing Indian reservations: *Provided further*, That in addition to the amount herein appropriated the Secretary of the Interior may also incur obligations, and enter into contracts for the acquisition of additional land, not exceeding a total of \$1,000,000, and his action in so doing shall be deemed a contractual obligation of the Federal Government for the payment of the cost thereof, and

Chippewas of Minnesota.
Payment for certain treaty lands.
Ante, p. 321.

Vol. 12, p. 1249; Vol. 13, p. 693; Vol. 16, p. 719.

Vol. 12, p. 3.
Credit to tribal trust fund.

Vol. 25, p. 645.

Pueblos in New Mexico.
Non-Indian claimants.
Ante, p. 800.
Vol. 43, p. 636.
Awards.
Vol. 48, p. 108.

Apportionment.

Proviso.
Balance available.
Vol. 48, p. 277.
Vol. 48, p. 109; *Ante*, p. 183.

Navajo Indians, Ariz.
Purchase of lands.
Reappropriation.
Vol. 48, p. 1033.

Vol. 48, p. 961.

Leasing lands and water rights.

Acquisition of lands, etc.

Vol. 48, p. 984.

Balance reappropriated.
Ante, p. 183.

Provisos.
Use outside reservations restricted.

Contracts.

appropriations hereafter made for the acquisition of land pursuant to the authorization contained in the Act of June 18, 1934, shall be available for the purpose of discharging the obligation or obligations so created.

INDUSTRIAL ASSISTANCE AND ADVANCEMENT

Industrial assistance and advancement.

Timber preservation, etc.

For the preservation of timber on Indian reservations and allotments other than the Menominee Indian Reservation in Wisconsin, the education of Indians in the proper care of forests, and the general administration of forestry and grazing work, including fire prevention and payment of reasonable rewards for information leading to arrest and conviction of a person or persons setting forest fires, or taking or otherwise destroying timber, in contravention of law on Indian lands, \$260,000: *Provided*, That this appropriation shall be available for the expenses of administration of Indian forest lands from which timber is sold to the extent only that proceeds from the sales of timber from such lands are insufficient for that purpose.

Proviso.
Forest lands, administration from proceeds of sales, etc.

For expenses incidental to the sale of timber, and for the expenses of administration, including fire prevention, of Indian forest lands from which such timber is sold to the extent that the proceeds of such sales are sufficient for that purpose, \$120,000, reimbursable to the United States as provided in the Act of February 14, 1920 (U. S. C., title 25, sec. 413): *Provided*, That this appropriation shall be available for the payment of reasonable rewards for information leading to arrest and conviction of a person or persons setting forest fires, or taking or otherwise destroying timber, in contravention of law.

Timber sales, etc., expenses, reimbursable.

Vol. 41, p. 415.
U. S. C., p. 1029.

Proviso.
Rewards for information.

For the suppression or emergency prevention of forest fires on or threatening Indian reservations, \$15,000, together with \$25,000 from funds held by the United States in trust for the respective tribes of Indians interested: *Provided*, That not to exceed \$50,000 of appropriations herein made for timber operations and for support and administration purposes may be transferred, upon the approval of the Secretary of the Interior, for fire-suppression or emergency prevention purposes, and allotments of funds so transferred shall be made by the Secretary of the Interior only after the obligation for the expenditure has been incurred: *Provided further*, That any diversions of appropriations made hereunder shall be reported to Congress in the annual Budget.

Suppression, etc., of forest fires.

Provisos.
Additional sums available.

For transfer to the Geological Survey for expenditures to be made in inspecting mines and examining mineral deposits on Indian lands and in supervising mining operations on restricted, tribal, and allotted Indian lands leased under the provisions of the Acts of February 28, 1891 (U. S. C., title 25, secs. 336, 371, 397), May 27, 1908 (35 Stat., p. 312), March 3, 1909 (U. S. C., title 25, sec. 396), and other Acts authorizing the leasing of such lands for mining purposes, \$65,000.

Report of diversions to Congress.

Geological Survey.
Transfer of sum to, for supervising mining operations, etc.
Ante, p. 1620.

Vol. 28, p. 794; Vol. 35, pp. 312, 444, 783.
U. S. C., p. 1025.

Employment for Indians.

For the purpose of obtaining remunerative employment for Indians, \$40,750.

Agriculture and stock raising.

For the purpose of developing agriculture and stock raising among the Indians, including necessary personnel, traveling and other expenses, and purchase of supplies and equipment, \$600,220, of which not to exceed \$15,000 may be used to conduct agricultural experiments and demonstrations on Indian school or agency farms and to maintain a supply of suitable plants or seed for issue to Indians, and not to exceed \$30,000 may be used for the operation and maintenance of a sheep-breeding station on the Navajo Reservation.

Agricultural experiments and demonstrations.

Navajo sheep-breeding station.

Encouraging industry, etc., among Indians.

For the purpose of encouraging industry and self-support among the Indians and to aid them in the culture of fruits, grains, and other crops, \$165,000, which sum may be used for the purchase of

seeds, animals, machinery, tools, implements, and other equipment necessary, and for advances to Indians having irrigable allotments to assist them in the development and cultivation thereof, in the discretion of the Secretary of the Interior, to enable Indians to become self-supporting: *Provided*, That the expenditures for the purposes above set forth shall be under conditions to be prescribed by the Secretary of the Interior for repayment to the United States on or before June 30, 1942, except in the case of loans on irrigable lands for permanent improvement of said lands, in which the period for repayment may run for not exceeding twenty years, in the discretion of the Secretary of the Interior: *Provided further*, That not to exceed \$25,000 of the amount herein appropriated shall be expended on any one reservation or for the benefit of any one tribe of Indians: *Provided further*, That the Secretary of the Interior is hereby authorized, in his discretion and under such rules and regulations as he may prescribe, to make advances from this appropriation to old, disabled, or indigent Indian allottees, for their support, to remain a charge and lien against their lands until paid: *Provided further*, That not to exceed \$15,000 may be advanced to worthy Indian youths to enable them to take educational courses, including courses in nursing, home economics, forestry, and other industrial subjects in colleges, universities, or other institutions, and advances so made shall be reimbursed in not to exceed eight years, under such rules and regulations as the Secretary of the Interior may prescribe.

Provisos.
Conditions for repayment.

Loans on irrigable lands.

Limitation.

Advances to old, etc., allottees.

Advances to young students; repayment.

Industrial assistance (tribal funds): For the construction of homes for individual members of the tribes; the purchase for sale to them of seed, animals, machinery, tools, implements, building material, and other equipment and supplies; and for advances to old, disabled, or indigent Indians for their support, and Indians having irrigable allotments to assist them in the development and cultivation thereof, to be immediately available, \$356,000, payable from tribal funds as follows: Fort Yuma, California, \$10,000; Fort Hall, Idaho, \$25,000; Blackfeet, Montana, \$5,000; Flathead, Montana, \$15,000; Rocky Boy, Montana, \$8,000; Tongue River, Montana, \$10,000; Omaha, Nebraska, \$8,000; Summit Lake, Nevada, \$4,000; Western Shoshone, Nevada, \$15,000; Mescalero, New Mexico, \$10,000; Standing Rock, North Dakota, \$20,000; Klamath, Oregon, \$25,000; Cheyenne River, South Dakota, \$50,000; Pine Ridge, South Dakota, \$10,000; Rosebud, South Dakota, \$10,000; Colville, Washington, \$25,000; Puyallup, Washington, \$10,000; Quinalt, Washington, \$25,000; Neah Bay, Washington, \$20,000; Spokane, Washington, \$6,000; Yakima, Washington, \$25,000; Bad River, Wisconsin, \$5,000; Lac du Flambeau, Wisconsin, \$15,000; and the unexpended balances of funds available under this head in the Interior Department Appropriation Act for the fiscal year 1936, and the Act of June 27, 1932 (47 Stat., p. 335), are hereby continued available during the fiscal year 1937: *Provided*, That the expenditures for the purposes above set forth shall be under conditions to be prescribed by the Secretary of the Interior for repayment to the United States on or before June 30, 1942, except in the case of loans on irrigable lands for permanent improvement of said lands in which the period for repayment may run for not exceeding twenty years, in the discretion of the Secretary of the Interior, and advances to old, disabled, or indigent Indians for their support, which shall remain a charge and lien against their land until paid: *Provided further*, That advances may be made to worthy Indian youths to enable them to take educational courses, including courses in nursing, home economics, forestry, and other industrial subjects in colleges,

Industrial assistance.
Constructing homes,
purchase of seed, equip-
ment, etc.

Advances to old, etc.,
Indians.

Allotments.

Funds available.
Ante, p. 185.
Vol. 47, p. 335.

Provisos.
Conditions for repay-
ment.

Loans on irrigable lands.

Advances to young students.

- Reimbursement. universities, or other institutions and advances so made shall be reimbursed in not to exceed eight years under such rules and regulations as the Secretary of the Interior may prescribe: *Provided further*, That all moneys reimbursed during the fiscal year 1937 shall be credited to the respective appropriations and be available for the purposes of this paragraph.
- Credits and availability. For an additional amount to be added to the appropriation of \$2,500,000 contained in the Interior Department Appropriation Act, fiscal year 1936, for the establishment of a revolving fund for the purpose of making loans to Indian chartered corporations, in accordance with the Act of June 18, 1934 (48 Stat., p. 986), \$980,000, of which amount not to exceed \$65,000 shall be available for personal services in the District of Columbia and in the field, for purchase of equipment and supplies, and for other necessary expenses of administering such loans.
- Revolving fund for loans to Indian corporations. *Ante*, p. 185.
Vol. 48, p. 986.
- Indian arts and crafts. For the development of Indian arts and crafts, as authorized by the Act of August 27, 1935 (49 Stat., p. 891), including personal services, purchase of equipment and supplies, not to exceed \$2,500 for printing and binding, and other necessary expenses, to be immediately available, \$42,500, of which not to exceed \$18,000 shall be available for personal services in the District of Columbia: *Provided*, That no part of this appropriation shall be used to pay any salary at a rate exceeding \$7,500 per annum.
- Proviso*.
Salary restriction.

Water supply.

DEVELOPMENT OF WATER SUPPLY

Developing and conserving, in Arizona and New Mexico.

Developing water supply: For developing and conserving water for domestic and stock purposes on lands of the Navajo and Hopi Indians in Arizona and New Mexico, the Papago Indians in Arizona, and the Pueblo Indians of New Mexico, including the purchase and installation of pumping machinery, and other necessary equipment, and for operation and maintenance thereof, \$70,000.

Irrigation and drainage.

IRRIGATION AND DRAINAGE

Construction, maintenance, etc.

For the construction, repair, and maintenance of irrigation systems, and for purchase or rental of irrigation tools and appliances, water rights, ditches, and lands necessary for irrigation purposes for Indian reservations and allotments; for operation of irrigation systems or appurtenances thereto when no other funds are applicable or available for the purpose; for drainage and protection of irrigable lands from damage by floods or loss of water rights, upon the Indian irrigation projects named below, in not to exceed the following amounts, respectively:

Allotments.

Miscellaneous projects, \$17,000; Arizona: Ak Chin, \$4,000; Chiu Chui, \$4,000; Ganado, \$1,500, together with \$1,000, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934; Navajo and Hopi, miscellaneous projects, Arizona and New Mexico, \$6,500; Salt River, \$5,000; San Xavier, \$2,000; California: Coachella Valley, \$1,000; Morongo, \$4,000; Pala and Rincon, \$2,000, together with \$2,000, from which expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of said Repeal Act; Colorado: Southern Ute, \$10,000, together with \$5,000, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the said Repeal Act; Nevada: Pyramid Lake, \$3,000; Walker River, \$5,000; Western Shoshone, \$4,000; New Mexico: Miscellaneous Pueblos, \$4,000; Zuni, \$4,000; Washington: Colville, \$3,500, together with

\$500, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of said Repeal Act; Lummi Diking Project, \$1,000, together with \$2,000, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of said Repeal Act;

For necessary miscellaneous expenses incident to the general administration of Indian irrigation projects, including pay of employees and their traveling and incidental expenses, \$60,000;

In all, for irrigation on Indian reservations, not to exceed \$152,000, reimbursable: *Provided*, That the foregoing amounts shall be available interchangeably, in the discretion of the Secretary of the Interior, for the necessary expenditures for damages by floods and other unforeseen¹ exigencies, but the amount so interchanged shall not exceed in the aggregate 10 per centum of all the amounts so appropriated: *Provided further*, That the cost of irrigation projects and of operating and maintaining such projects where reimbursement thereof is required by law shall be apportioned on a per-acre basis against the lands under the respective projects and shall be collected by the Secretary of the Interior as required by such law, and any unpaid charges outstanding against such lands shall constitute a first lien thereon which shall be recited in any patent or instrument issued for such lands.

For operation and maintenance of the San Carlos project for the irrigation of lands in the Gila River Indian Reservation, Arizona, \$98,750, reimbursable, together with \$99,250 (operation and maintenance collections) and \$106,000 (power revenues), of which latter sum not to exceed \$25,000 shall be available for major repairs in case of unforeseen emergencies caused by fire, flood, or storm, from which amounts of \$99,250 and \$106,000, respectively, expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934; in all, \$304,000.

For improvement, operation, and maintenance of the pumping plants and irrigation system on the Colorado River Indian Reservation, Arizona, as provided in the Act of April 4, 1910 (36 Stat., p. 273), \$17,000, reimbursable, together with \$17,000 from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Operation and maintenance, pumping plants, San Carlos Reservation, Arizona (tribal funds): For the operation and maintenance of pumping plants for the irrigation of lands on the San Carlos Reservation, in Arizona, \$5,000, to be paid from the funds held by the United States in trust for the Indians of such reservation: *Provided*, That the sum so used shall be reimbursed to the tribe by the Indians benefited, under such rules and regulations as the Secretary of the Interior may prescribe.

For reclamation and maintenance charges on Indian lands within the Yuma Reservation, California, and on ten acres within each of the eleven Yuma homestead entries in Arizona under the Yuma reclamation project, \$14,000, reimbursable, together with \$4,000, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

For improvements, maintenance, and operation of the Fort Hall irrigation system, Idaho, \$20,000, together with \$25,000, from which amount expenditures shall not exceed the aggregate receipts covered

Limitation on expenditure.
Vol. 48, p. 1227.

Administrative expenses.

Total; reimbursable.
Providos.
Amounts interchangeable.

Limitation.

Apportioning costs on per-acre basis.

Unpaid charges a first lien.

San Carlos project, Ariz.
Maintenance, etc.

Limitation.

Vol. 48, p. 1227.

Colorado River Reservation, Ariz.
Irrigating tribal lands.
Vol. 36, p. 273.

Vol. 48, p. 1227.

San Carlos Reservation, Ariz.
Irrigating tribal lands.

Provido.
Reimbursement.

Yuma Reservation, Calif.-Ariz.
Reclamation, etc., charges.

Fort Hall system, Idaho.
Maintenance, etc.

¹ So in original.

into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Fort Belknap Reser-
vation, Mont.
Irrigating tribal
lands.

For maintenance and operation, repairs, and purchase of stored waters, irrigation systems, Fort Belknap Reservation, Montana, \$14,800, reimbursable, together with \$4,200 from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Fort Peck project,
Mont.
Maintenance, etc.

For maintenance and operation of the several units of the Fort Peck project, Montana, including not to exceed four thousand acres under the West Side Canal of the Poplar River Division, \$7,000, reimbursable, together with \$3,000 from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Flathead Reserva-
tion, Mont.
Irrigating tribal
lands.

For operation and maintenance of the irrigation systems on the Flathead Indian Reservation, Montana, \$12,000, reimbursable, together with \$80,000 (operation and maintenance collections) and \$45,000 (power revenues), from which amounts of \$80,000 and \$45,000, respectively, expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934; in all, \$137,000.

Crow Reservation,
Mont.
Operating, etc., irri-
gation systems.

For improvement, maintenance, and operation of the irrigation systems on the Crow Reservation, Montana, including maintenance assessments payable to the Two Leggins Water Users' Association and Bozeman Trail Ditch Company, Montana, properly assessable against lands allotted to the Indians and irrigable thereunder, \$10,000, reimbursable, together with \$30,000 from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Reimbursable.

Vcl. 48, p. 1227.

Newlands project,
Nev.
Paying charges
against Paiute lands.

For payment of annual installment of reclamation charges against Paiute Indian lands within the Newlands reclamation project, Nevada, \$5,381; and for payment in advance, as provided by district law, of operation and maintenance assessments, including assessments for the operation of drains to the Truckee-Carson irrigation district, which district, under contract, is operating the Newlands reclamation project, \$7,033, to be immediately available; in all, \$12,414.

Navajo Reservation,
N. Mex.
Hogback project,
maintenance, etc.

For operation and maintenance of the Hogback irrigation project on that part of the Navajo Reservation in New Mexico under the jurisdiction of the Northern Navajo Agency, \$15,000, reimbursable, together with \$5,000, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Fruitlands project.
Maintenance, etc.

For maintenance and operation of the Fruitlands irrigation project, Navajo Reservation, New Mexico, \$14,000, reimbursable, together with \$4,000, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Middle Rio Grande
conservancy district,
N. Mex.
Maintenance, etc.

For operation and maintenance assessments on newly reclaimed Indian lands within the Middle Rio Grande conservancy district, New Mexico, \$11,250, or so much thereof as may be necessary, reimbursable.

Klamath Reserva-
tion, Oreg.
Maintenance, etc., of
projects.

Irrigation systems, Klamath Reservation, Oregon: For improve-
ments, maintenance, and operation of miscellaneous irrigation

projects on the Klamath Reservation, \$2,000, to be paid from the funds held by the United States in trust for the Klamath Indians in the State of Oregon, said sum, or such part thereof as may be used, to be reimbursed to the tribe under such rules and regulations as the Secretary of the Interior may prescribe, together with \$2,000 from the general fund of the Treasury, from which amount expenditures shall not exceed the aggregate receipts from operation and maintenance collections on the Sand Creek unit covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Reimbursable.

Sand Creek unit.

For continuing operation and maintenance and betterment of the irrigation system to irrigate allotted lands of the Uncompahgre, Uintah, and White River Utes in Utah, authorized under the Act of June 21, 1906 (34 Stat., p. 375), \$20,000, reimbursable, together with \$38,000, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Uncompahgre, Uintah, and White River Utes, Utah.
Irrigating tribal lands.

Vol. 34, p. 375.

For operation and maintenance of the Wapato irrigation and drainage system, and auxiliary units thereof, Yakima Indian Reservation, Washington, \$1,000, reimbursable, together with \$140,000 (collections from the water users on the Wapato-Satus, Toppenish-Simcoe, and Ahtanum units), from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Yakima Reservation, Wash.
Wapato system, maintenance, etc.

For reimbursement to the reclamation fund the proportionate expense of operation and maintenance of the reservoirs for furnishing stored water to lands in the Yakima Indian Reservation, Washington, in accordance with the provisions of section 22 of the Act of August 1, 1914 (38 Stat., p. 604), \$11,000.

Water payments.

Vol. 38, p. 604.

For operation and maintenance of irrigation systems within the ceded and diminished portions of the Wind River Reservation, Wyoming, including the Indians' pro-rata share of the cost of operation and maintenance of the Riverton-Le Clair irrigation district, the Big Bend drainage district on the ceded reservation, and for payment of the Indians' pro-rata share of the cost of operation and maintenance of the Big Bend drainage district for the years 1925 to 1933, inclusive, in accordance with the terms of a contract between the United States and said district dated September 22, 1931, \$32,000, reimbursable, together with \$15,000 from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Wind River Reservation, Wyo.
Irrigating tribal lands.

Riverton-Le Clair district.

Big Bend district, 1925 to 1933.

Reimbursable.

Vol. 48, p. 1227.

For the construction, repair, and rehabilitation of irrigation systems on Indian reservations; for the purchase or rental of equipment, tools, and appliances; for the acquisition of rights-of-way, and payment of damages in connection with such irrigation systems; for the development of domestic and stock water and water for subsistence gardens; for the purchase of water rights, ditches, and lands needed for such projects; and for drainage and protection of irrigable lands from damage by floods or loss of water rights, as follows:

Irrigation and drainage.
Construction, maintenance, etc.

Allotments.

Arizona.

Arizona: Havasupai, \$5,000, reimbursable; Hopi, \$50,000, reimbursable; Navajo, \$60,000, reimbursable; Ak Chin, \$3,000, reimbursable; Navajo and Hopi (domestic and stock water), \$45,000; Chiu Chui, \$5,000, reimbursable; Papago (domestic and stock water), \$26,400;

Montana: Fort Belknap, \$12,000, reimbursable; Fort Peck, \$100,000, reimbursable;

Montana.

Nevada.	Nevada: Fort McDermitt, \$2,000, reimbursable; Moapa, \$5,000, reimbursable; Summit Lake, \$5,000, reimbursable; Walker River, \$5,000, reimbursable; miscellaneous (garden tracts), \$5,000;
New Mexico.	New Mexico: Navajo, \$30,000, reimbursable; Pueblo, \$100,000, reimbursable; Jicarilla, \$13,000, reimbursable; Navajo and Pueblo (domestic and stock water), \$50,000;
North Dakota.	North Dakota: Miscellaneous (domestic and stock water and garden tracts), \$15,000;
Oklahoma.	Oklahoma: Miscellaneous (garden tracts), \$16,000;
Oregon.	Oregon: Warm Springs, \$10,000, reimbursable; miscellaneous (garden tracts), \$5,000;
South Dakota.	South Dakota: Miscellaneous (domestic and stock water), \$10,000;
Utah.	Utah: Uncompahgre, \$10,000, reimbursable; Oljeto and Montezuma Creeks, \$3,500, reimbursable; miscellaneous (garden tracts), \$5,000;
Washington.	Washington: Lummi, \$20,000, reimbursable; Makah (dikes and flood gates), \$5,000, reimbursable; miscellaneous (domestic and stock water and garden tracts), \$20,000;
Wisconsin.	Wisconsin: Miscellaneous (garden tracts), \$5,000;
Wyoming.	Wyoming: Wind River, \$85,000, reimbursable;
Administrative expenses.	For administrative expenses, including personal services in the District of Columbia and elsewhere, \$50,000, of which amount \$35,000 shall be reimbursable;
Provisos. Amounts interchangeable.	In all, \$780,900, to be immediately available: <i>Provided</i> , That the foregoing amounts may be used interchangeably in the discretion of the Secretary of the Interior, but not more than 10 per centum of any specific amount shall be transferred to any other amount, and no appropriation shall be increased by more than 15 per centum: <i>Provided further</i> , That when necessary the foregoing amounts may be used for subjugating lands for which irrigation facilities are being developed: <i>Provided further</i> , That the cost of the foregoing irrigation projects and of operating and maintaining such projects where reimbursement thereof is required by law, but not including the cost of domestic and stock water projects and of projects for the development of water for garden tracts, shall be apportioned on a per-acre basis against the lands under the respective projects and shall be collected by the Secretary of the Interior as required by such law, and any unpaid charges outstanding against such lands shall constitute a first lien thereon which shall be recited in any patent or instrument issued for such lands.
Subjugating lands, etc. Basis of apportionment.	
Unpaid charges a first lien.	

Education.

EDUCATION

Support of schools.	For the support of Indian schools not otherwise provided for, and other educational and industrial purposes in connection therewith, including educational facilities authorized by treaty provisions, care of children of school age attending private schools, and tuition for Indian pupils attending public schools, \$5,379,820: <i>Provided</i> , That not to exceed \$15,000 of this appropriation may be used for the support and education of deaf and dumb or blind, physically handicapped, or mentally deficient Indian children: <i>Provided further</i> , That \$4,500 of this appropriation may be used for the education and civilization of the Alabama and Coushatta Indians in Texas: <i>Provided further</i> , That \$45,000 of this appropriation shall be available for subsistence of pupils in reservation and nonreservation boarding schools during summer months: <i>Provided further</i> , That not more than \$15,000 of the amount herein appropriated may be expended for the tuition (which may be paid in advance) of Indian pupils attending vocational or higher educational institutions, under such rules and regulations as the Secretary of the Interior may prescribe,
Provisos. Deaf and dumb, blind, etc.	
Alabamas and Coushattas, Tex.	
Subsistence, boarding schools.	
Vocational, etc., courses.	

but formal contracts shall not be required, for compliance with section 3744 of the Revised Statutes (U. S. C., title 41, sec. 16), for payment of tuition of Indian pupils attending public schools, higher educational institutions, or schools for the deaf and dumb, blind, physically handicapped, or mentally deficient.

Formal contracts not required.
R. S., sec. 3744, p. 738.
U. S. C., p. 1805.

Support of Indian schools from tribal funds: For the support of Indian schools, and other educational and industrial purposes in connection therewith, other than among the Five Civilized Tribes, there shall be expended from Indian tribal funds and from school revenues arising under the Act of May 17, 1926 (U. S. C., title 25, sec. 155), not more than \$330,820, including not to exceed \$63,750 for payment of tuition for Chippewa Indian children enrolled in public schools and care of children of school age attending private schools in the State of Minnesota, payable from the principal sum on deposit to the credit of the Chippewa Indians in the State of Minnesota arising under section 7 of the Act of January 14, 1889 (25 Stat., p. 645).

Support of schools from tribal funds.

Vol. 44, p. 560.
U. S. C., p. 1005.
Chippewas of Minnesota.

Vol. 25, p. 645.

Education, Osage Nation, Oklahoma (tribal funds): For the education of unallotted Osage Indian children in the Saint Louis Mission Boarding School, Oklahoma, \$2,000, payable from funds held in trust by the United States for the Osage Tribe.

Saint Louis Mission Boarding School, Okla. Osage pupils.

For reimbursable loans to Indians for the payment of tuition and other expenses in recognized vocational and trade schools, including colleges and universities offering recognized vocational, trade, and professional courses, in accordance with the provisions of the Act of June 18, 1934 (48 Stat., p. 986), the unexpended balance of the appropriation for the fiscal year 1936 is continued available until June 30, 1937: *Provided*, That not more than \$50,000 of such unexpended balance shall be available for loans to Indian students pursuing liberal-arts courses in high schools and colleges.

Vocational and trade schools; educational loans.

Vol. 48, p. 986.
Balance reappropriated.
Anie, p. 190.

Proviso.
Liberal arts courses.

For lease, purchase, repair, and improvement of buildings at Indian schools not otherwise provided for, including the purchase of necessary lands and the installation, repair, and improvement of heating, lighting, power, and sewerage and water systems in connection therewith, \$345,000.

School buildings. Lease, improvement, etc.

Construction, enlargement, or improvement of public-school buildings: The unexpended balance of the appropriation of \$931,000 contained in the Second Deficiency Appropriation Act, fiscal year 1935, for cooperation with public-school districts in the construction, enlargement, or improvement of local public elementary or high schools, including purchase of necessary equipment, as authorized by and in conformity with numerous Acts of the Seventy-fourth Congress approved June 7, 1935, and June 11, 1935, is hereby continued available for the same purposes and under the same conditions until June 30, 1937.

Public school buildings, construction, etc.

Anie, p. 584.

Anie, pp. 327-331, 333, 336.

The appropriation of \$125,000 contained in the Second Deficiency Appropriation Act, fiscal year 1935, for cooperating with the public-school board, of Shannon County, South Dakota, for the construction of a consolidated public high-school building at Pine Ridge, South Dakota, is hereby made available until June 30, 1937, which amount shall be for expenditure by the Indian Service for the construction and equipment of a high-school building at Pine Ridge, South Dakota, the same to be used in conjunction with other educational facilities maintained by the Indian Service, and recoupment of this expenditure, as required by the provisions of the Act of August 12, 1935 (49 Stat., p. 584), is hereby waived: *Provided*, That the school shall be conducted for both white and Indian children in accordance with the provisions of the Act of June 7, 1935 (49 Stat., p. 331).

Shannon County, S. Dak. Appropriation continued available.
Anie, p. 584.

Recoupment waived.
Anie, p. 584.

Proviso.
White and Indian pupils.
Anie, p. 331.

Nonreservation
boarding schools.
Support, etc., of des-
ignated.

For support and education of Indian pupils at the following nonreservation boarding schools in not to exceed the following amounts, respectively:

- Phoenix, Ariz. Phoenix, Arizona: For four hundred and seventy-five pupils, including not to exceed \$1,500 for printing and issuing school paper, \$168,625; for pay of superintendent, drayage, and general repairs and improvements, \$25,000; in all, \$193,625;
- Sherman Institute, Riverside, Calif. Sherman Institute, Riverside, California: For six hundred and fifty pupils, including not to exceed \$1,000 for printing and issuing school paper, \$221,000; for pay of superintendent, drayage, and general repairs and improvements, \$22,000; in all, \$243,000;
- Haskell Institute, Lawrence, Kans. Haskell Institute, Lawrence, Kansas: For six hundred and twenty-five pupils, including not to exceed \$2,500 for printing and issuing school paper, \$212,500; for pay of superintendent, drayage, and general repairs and improvements, including necessary drainage work, \$24,000; in all, \$236,500;
- Pipestone, Minn. Pipestone, Minnesota: For two hundred and seventy-five pupils, \$89,625; for pay of superintendent, drayage, and general repairs and improvements, \$15,000; in all, \$104,625;
- Carson City, Nev. Carson City, Nevada: For five hundred and twenty-five pupils, \$168,500; for pay of superintendent, drayage, and general repairs and improvements, \$17,000; in all, \$185,500;
- Albuquerque, N. Mex. Albuquerque, New Mexico: For six hundred pupils, \$204,000; for pay of superintendent, drayage, and general repairs and improvements, \$24,000; in all, \$228,000;
- Santa Fe, N. Mex. Santa Fe, New Mexico: For four hundred pupils, \$142,000; for drayage, and general repairs and improvements, \$23,000; in all, \$165,000;
- Bismarck, N. Dak. Bismarck, North Dakota: For one hundred and ten pupils, \$39,850; for pay of superintendent, drayage, and general repairs and improvements, \$12,500; in all, \$52,350;
- Wahpeton, N. Dak. Wahpeton, North Dakota: For three hundred pupils, \$97,250; for pay of superintendent, drayage, and general repairs and improvements, \$13,000; in all, \$110,250;
- Chilocco, Okla. Chilocco, Oklahoma: For six hundred and fifty pupils, including not to exceed \$2,000 for printing and issuing school paper, \$221,000; for pay of superintendent, drayage, and general repairs and improvements, \$23,000; in all, \$244,000;
- Sequoyah Orphan Training School, Okla. Sequoyah Orphan Training School, near Tahlequah, Oklahoma: For three hundred and fifty orphan Indian children of the State of Oklahoma belonging to the restricted class, to be conducted as an industrial school under the direction of the Secretary of the Interior, \$114,250; for pay of superintendent, drayage, and general repairs and improvements, \$13,000; in all, \$127,250;
- Carter Seminary, Okla. Carter Seminary, Oklahoma: For one hundred and sixty-five pupils, \$57,525; for pay of principal, drayage, and general repairs and improvements, \$6,500; in all, \$64,025;
- Euclaw, Okla. Euclaw, Oklahoma: For one hundred and fifteen pupils, \$39,525; for pay of principal, drayage, and general repairs and improvements, \$6,000; in all, \$45,525;
- Eufaula, Okla. Eufaula, Oklahoma: For one hundred and forty pupils, \$48,650; for pay of principal, drayage, and general repairs and improvements, \$6,500; in all, \$55,150;
- Jones Academy, Okla. Jones Academy, Oklahoma: For one hundred and seventy-five pupils, \$61,125; for pay of principal, drayage, and general repairs and improvements, \$6,500; in all, \$67,625;
- Wheellock Academy, Okla. Wheellock Academy, Oklahoma: For one hundred and thirty pupils, \$45,050; for pay of principal, drayage, and general repairs and improvements, \$6,500; in all, \$51,550;

Chemawa, Salem, Oregon: For three hundred pupils, including not to exceed \$1,000 for printing and issuing school paper, \$106,500; for local vocational-training program directed from the school, \$20,500; for pay of superintendent, drayage, and general repairs and improvements, \$17,000; in all, \$144,000: *Provided*, That the unexpended balance of the appropriation of \$60,000 for the fiscal year 1936 for pay of superintendent, drayage, and general repairs and improvements, including improvements to the heating system and shop facilities, is hereby continued available for the same purposes until June 30, 1937;

Chemawa, Salem, Oreg.

Proviso.
Unexpended balance available.
Note, p. 191.

Flandreau, South Dakota: For four hundred and fifty pupils, \$159,750; for pay of superintendent, drayage, and general repairs and improvements, \$16,000; in all, \$175,750;

Flandreau, S. Dak.

Pierre, South Dakota: For three hundred pupils, \$97,750; for pay of superintendent, drayage, and general repairs and improvements, \$15,000; in all, \$112,750: *Provided*, That not more than \$1,000 of the foregoing amount may be used for the acquisition of lands adjacent to this school;

Pierre, S. Dak.

Proviso.
Acquisition of adjacent lands.

In all, for above-named nonreservation boarding schools, not to exceed \$2,606,475: *Provided*, That 10 per centum of the foregoing amounts shall be available interchangeably for expenditures for similar purposes in the various boarding schools named, but not more than 10 per centum shall be added to the amount appropriated for any one of said boarding schools or for any particular item within any boarding school. Any such interchanges shall be reported to Congress in the annual Budget.

Total; nonreservation boarding schools.
Proviso.
Sums interchangeable.

Report to Congress.

For aid to the common schools in the Cherokee, Creek, Choctaw, Chickasaw, and Seminole Nations and the Quapaw Agency in Oklahoma, \$397,200, to be expended in the discretion of the Secretary of the Interior and under rules and regulations to be prescribed by him: *Provided*, That this appropriation shall not be subject to the limitation in section 1 of the Act of May 25, 1918 (U. S. C., title 25, sec. 297), limiting the expenditure of money to educate children of less than one-fourth Indian blood: *Provided further*, That of this appropriation not to exceed \$2,500 may be expended in the printing and issuance of a paper devoted to Indian education, which paper shall be printed at an Indian school; not to exceed \$10,000 may be expended under rules and regulations of the Secretary of the Interior, in part payment of truancy officers in any county or two or more contiguous counties where there are five hundred or more Indian children eligible to attend school, and not to exceed \$10,000 may be expended in the discretion of the Secretary of the Interior for the payment of salaries of public-school teachers, employed by the State or county, in special Indian day schools in full-blood Indian communities, where there are not adequate white day schools available for their attendance.

Five Civilized Tribes, Okla.
Common schools.

Provisos.
Parentage limitation not applicable.
Vol. 40, p. 564; U. S. C., p. 1015.
Printing, etc., school paper.

Truancy officers.

Employing public-school teachers where facilities inadequate.

Natives in Alaska: To enable the Secretary of the Interior, in his discretion and under his direction, to provide for support and education of the Eskimos, Aleuts, Indians, and other natives of Alaska, including necessary traveling expenses of pupils to and from industrial boarding schools in Alaska; purchase, repair, and rental of school buildings, including purchase of necessary lands; textbooks and industrial apparatus; pay and necessary traveling expenses of superintendents, teachers, physicians, and other employees; repair, equipment, maintenance, and operation of vessels; and all other necessary miscellaneous expenses which are not included under the above special heads, including \$338,380 for salaries, \$19,500 for traveling expenses, \$191,000 for equipment, supplies, fuel, and light,

Alaska natives.

Miscellaneous expenses.

Relief of destitution. \$25,000 for relief of destitution, \$25,000 for repairs of buildings, \$65,000 for freight and operation and repair of vessels, \$1,000 for rentals, and \$2,000 for telephone and telegraph; in all, \$666,880, to be immediately available and to remain available until June 30, 1938: *Provided*, That not to exceed 10 per centum of the amounts appropriated for the various items in this paragraph shall be available interchangeably for expenditures on the objects included in this paragraph, but not more than 10 per centum shall be added to any one item of appropriation except in cases of extraordinary emergency and then only upon the written order of the Secretary of the Interior: *Provided further*, That a report shall be made to Congress covering expenditures from the amount herein provided for relief of destitution.

Conservation of health.

CONSERVATION OF HEALTH

Designated expenses. For conservation of health among Indians, including equipment, materials, and supplies; repairs and improvements to buildings and plants; compensation and traveling expenses of officers and employees and renting of quarters for them when necessary; transportation of patients and attendants to and from hospitals and sanatoria; returning to their former homes and interring the remains of deceased patients; and not exceeding \$1,000 for printing and binding circulars and pamphlets for use in preventing and suppressing trachoma and other contagious and infectious diseases, \$4,062,360, including not to exceed \$2,935,360 for the following-named hospitals and sanatoria:

Suppressing trachoma, etc. Allotments to specified hospitals.

Arizona. Arizona: Indian Oasis Hospital, \$24,260; Kayenta Sanatorium, \$50,000; Fort Defiance Sanatorium and Southern Navajo General Hospital, \$111,000; Phoenix Sanatorium, \$85,700; Pima Hospital, \$27,600; Truxton Canyon Hospital, \$14,000; Western Navajo Hospital, \$38,300; Chin Lee Hospital, \$15,000; Fort Apache Hospital, \$29,700; Hopi Hospital, \$40,000; Leupp Hospital, \$27,800; San Carlos Hospital, \$32,300; Tohatchi Hospital, \$17,200; Colorado River Hospital, \$23,000; San Xavier Sanatorium, \$42,500; Phoenix Hospital, \$37,200; Winslow Sanatorium, \$45,000;

California. California: Hoopa Valley Hospital, \$25,000; Soboba Hospital, \$22,000; Fort Bidwell Hospital, \$24,600; Fort Yuma Hospital, \$20,000;

Colorado. Colorado: Ute Mountain Hospital, \$15,000; Edward T. Taylor Hospital, \$26,700;

Idaho. Idaho: Fort Lapwai Sanatorium, \$90,000; Fort Hall Hospitals, \$17,000;

Iowa. Iowa: Sac and Fox Sanatorium, \$75,000;

Minnesota. Minnesota: Pipestone Hospital, \$22,500;

Mississippi. Mississippi: Choctaw Hospital, \$25,000;

Montana. Montana: Blackfeet Hospital, \$30,000; Fort Peck Hospital, \$26,400; Crow Agency Hospital, \$28,000; Fort Belknap Hospital, \$30,000; Tongue River Hospital, \$30,000;

Nebraska. Nebraska: Winnebago Hospital, \$48,000;

Nevada. Nevada: Carson Hospital, \$23,000; Walker River Hospital, \$22,000; Western Shoshone Hospital, \$15,000;

New Mexico. New Mexico: Albuquerque Sanatorium, \$100,000; Jicarilla Hospital and Sanatorium, \$61,000; Mescalero Hospital, \$24,000; Eastern Navajo Hospital, \$32,000; Northern Navajo Hospital, \$39,700; Taos Hospital, \$20,000; Zuni Sanatorium, \$50,000; Albuquerque Hospital, \$52,100; Charles H. Burke Hospital, \$12,000; Santa Fe Hospital, \$43,000; Toadlena Hospital, \$12,000;

North Carolina. North Carolina: Cherokee Hospital, \$16,000;

North Dakota. North Dakota: Turtle Mountain Hospital, \$42,600; Fort Berthold Hospital, \$16,000; Fort Totten Hospital, \$24,000; Standing Rock

Hospital, \$30,000; Fort Totten Preventorium, \$30,000, including \$10,000 for improvements to the heating plant;

Oklahoma: Cheyenne and Arapahoe Hospital, \$36,000; Choctaw and Chickasaw Sanatorium, \$55,000; Shawnee Sanatorium, \$100,000; Claremore Hospital, \$76,300; Clinton Hospital, \$18,000; Pawnee and Ponca Hospital, \$34,000; Kiowa Hospital, \$122,700;

Oklahoma.

Oregon.

South Dakota.

Utah.

Washington.

Wisconsin.

Wyoming.

Providos.
Sums interchangeable.

Report to Congress.

Hospitalization of pupils.

Sioux Sanatorium, etc., S. Dak.
Anze, p. 584.

Sums reappropriated.
Vol. 46, p. 1136.

Clinical surveys, etc., of disease conditions.

Providio.
State, etc., cooperation.

Chippewas in Minnesota.
Hospitals for, from tribal funds.

Vol. 25, p. 645.

Medical relief in Alaska.

Availability.

Oregon: Warm Springs Hospital, \$12,000;

South Dakota: Crow Creek Hospital, \$22,000; Pine Ridge Hospitals, \$50,000; Rosebud Hospital, \$30,600; Yankton Hospital, \$15,000; Cheyenne River Hospital, \$30,000; Sisseton Hospital, \$35,000;

Utah: Uintah Hospital, \$30,000;

Washington: Yakima Sanatorium, \$40,000; Tacoma Sanatorium, \$206,000; Tulalip Hospital, \$11,000; Colville Hospital, \$35,000;

Wisconsin: Hayward Hospital, \$40,600; Tomah Hospital, \$31,000;

Wyoming: Shoshone, \$25,000;

Provided, That 10 per centum of the foregoing amounts shall be available interchangeably for expenditures in the various hospitals named, but not more than 10 per centum shall be added to the amount appropriated for any one of said hospitals or for any particular item within any hospital, and any interchange of appropriations hereunder shall be reported to Congress in the annual Budget: *Provided further*, That nonreservation boarding schools receiving specific appropriations shall contribute on a per-diem basis for the hospitalization of pupils in hospitals located at such schools and supported from this appropriation.

Sioux Sanatorium and employees' quarters, South Dakota: That in addition to the \$337,500 made available by the Second Deficiency Appropriation Act, fiscal year 1935, for the construction of an Indian sanatorium and employees' quarters, in South Dakota, a further sum of \$29,875, representing the remainder of the original appropriation of \$375,000 contained in the Interior Department Appropriation Act, fiscal year 1932, and not reappropriated by the Second Deficiency Appropriation Act, fiscal year 1935, is hereby reappropriated and made available until June 30, 1937, for the construction of such sanatorium and employees' quarters.

For clinical surveys and general medical research in connection with tuberculosis, trachoma, and venereal and other disease conditions among Indians, \$20,000: *Provided*, That in conducting such survey the cooperation of such State and other organizations engaged in similar work shall be enlisted wherever practicable and where services of physicians, nurses, or other persons are donated their travel and other expenses may be paid from this appropriation.

Support of hospitals, Chippewas in Minnesota (tribal funds): For support of hospitals maintained for the benefit of the Chippewa Indians in the State of Minnesota, \$80,000, payable from the principal sum on deposit to the credit of said Indians arising under section 7 of the Act of January 14, 1889 (25 Stat., p. 645).

Medical relief in Alaska: To enable the Secretary of the Interior, in his discretion and under his direction through the Bureau of Indian Affairs, with the advice and cooperation of the Public Health Service, to provide for the medical and sanitary relief of the Eskimos, Aleuts, Indians, and other natives of Alaska; purchase, repair, rental, and equipment of hospital buildings; books and surgical apparatus; pay and necessary traveling expenses of physicians, nurses, and other employees, and all other necessary miscellaneous expenses which are not included under the above special heads, \$340,000, to be available immediately and to remain available until June 30, 1938.

General support and administration.

GENERAL SUPPORT AND ADMINISTRATION

Sundry agencies and reservations.
Ante, p. 1621.

For general support of Indians and administration of Indian property, including pay of employees authorized by continuing or permanent treaty provisions, \$2,375,000, of which amount \$10,000 shall be immediately available.

Metlakahitla Indians, Annette Islands Reserve, Alaska.

For pay of employees, village improvements, relief of destitution, and such other purposes as may be requested by the town council of Metlakahitla, Annette Islands Reserve, Alaska, and approved by the Secretary of the Interior, \$50,000: *Provided*, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Proviso.
Limitation.
Vol. 48, p. 1227.

Specified agencies, from tribal funds.

For general support of Indians and administration of Indian property under the jurisdiction of the following agencies, to be paid from the funds held by the United States in trust for the respective tribes, in not to exceed the following sums, respectively:

Arizona.

Arizona: Fort Apache, \$50,000; San Carlos, \$55,800; Truxton Canyon, \$6,500; in all, \$112,300;

California.

California: Mission, \$5,000;

Idaho.

Idaho: Fort Hall, \$4,800;

Iowa.

Iowa: Sac and Fox, \$2,000;

Minnesota.

Minnesota: Red Lake, \$36,500;

Montana.

Montana: Flathead, \$16,000; Rocky Boy, \$800; in all, \$16,800;

North Carolina.

North Carolina: Cherokee, \$25,000, together with the unexpended balance under this head for the fiscal year 1936;

Sum reappropriated.
Ante, p. 194.
Oklahoma.

Oklahoma: Quapaw (Seneca), \$200; Shawnee (Iowa), \$300; in all, \$500;

Oregon.

Oregon: Klamath, \$69,000, of which \$4,000 shall be available only for traveling and other expenses of members of the tribal council, or representatives of the tribe engaged on business of the tribe at the seat of government, and \$10,000 shall be available in a permanent revolving fund for loans to cover burial expenses of members of the tribe, and payments in liquidation of such loans shall be credited to the revolving fund and shall be available for loans for similar purposes under regulations to be prescribed by the Secretary of the Interior;

Revolving fund created.

South Dakota.

South Dakota: Cheyenne River, \$42,500;

Utah.

Utah: Uintah and Ouray, \$6,500;

Washington.

Washington: Puyallup, \$1,000 for upkeep of the Puyallup Indian cemetery; Taholah (Quinalt), \$20,000; (Neah Bay), \$26,000 (\$4,000 for monthly allowances for care of old and indigent Indians, \$3,500 for development of a cemetery site, and \$1,000 for burial expenses); (Quileute), \$2,000; (Hoh), \$500; Yakima, \$400; in all, \$49,900;

Wisconsin.

Wisconsin: Keshena, \$61,500, including \$10,000 for monthly allowances, under such rules and regulations as the Secretary of the Interior may prescribe, to old and indigent members of the Menominee Tribe who reside with relatives or friends;

In all, not to exceed \$432,300.

Chippewas in Minnesota.
General support, from tribal funds.

Support of Chippewa Indians in Minnesota (tribal funds): For general support, administration of property, and promotion of self-support among the Chippewa Indians in the State of Minnesota, \$85,000, to be paid from the principal sum on deposit to the credit of said Indians, arising under section 7 of the Act entitled "An Act for the relief and civilization of the Chippewa Indians in the State of Minnesota", approved January 14, 1889 (25 Stat., p. 645): *Provided*, That not to exceed \$40,000 of the foregoing amount may be expended, in the discretion of the Secretary of the Interior, in aiding indigent Chippewa Indians including boarding-home care of pupils

Vol. 25, p. 645.

Proviso.
Aiding indigent, etc.

attending public or high schools upon the condition that any funds used in support of a member of the tribe shall be reimbursed out of and become a lien against any individual property of which such member may now or hereafter become seized or possessed, the two preceding requirements not to apply to any old, infirm, or indigent Indian, in the discretion of the Secretary of the Interior.

Expenses of tribal officers, Five Civilized Tribes, Oklahoma (tribal funds): For the current fiscal year money may be expended from the tribal funds of the Choctaw, Chickasaw, and Seminole Tribes for equalization of allotments, per capita, and other payments authorized by law to individual members of the respective tribes, salaries and contingent expenses of the governor of the Chickasaw Nation and chief of the Choctaw Nation, one mining trustee for the Choctaw and Chickasaw Nations, at salaries at the rate heretofore paid for the said governor and said chief and \$3,000 for the said mining trustee, chief of the Creek Nation at \$600 for the current fiscal year to be expended from the tribal funds of the Creek Nation, and one attorney each for the Choctaw and Chickasaw Tribes employed under contract approved by the President under existing law: *Provided*, That the expenses of the above-named officials shall be determined and limited by the Commissioner of Indian Affairs, at not to exceed \$2,500 each.

Five Civilized Tribes, Okla.
Expenses, etc., tribal officers.

Proviso.
Limitation.

For acquisition, rehabilitation, and preservation of the Tuskahoma Council House, in Pushmataha County, Choctaw Nation, Oklahoma, \$7,500, or so much thereof as may be necessary, to be immediately available, payable from the fund "Fulfilling Treaties with Choctaws, Oklahoma", now to the credit of the Choctaw Indians of Oklahoma.

Tuskahoma Council House, Pushmataha County, Okla.
Acquisition, etc.
Fund available.

Support of Osage Agency and pay of tribal officers, Oklahoma (tribal funds): For the support of the Osage Agency, and for necessary expenses in connection with oil and gas production on the Osage Reservation, Oklahoma, including pay of necessary employees, the tribal attorney and his stenographer, one special attorney in tax and other matters, and pay of tribal officers; payment of damages to individual allottees; repairs to buildings, rent of quarters for employees, traveling expenses, printing, telegraphing, and telephoning, and purchase, repair, and operation of automobiles, \$159,000, payable from funds held by the United States in trust for the Osage Tribe of Indians in Oklahoma.

Osages, Okla.
Agency expenses, from tribal funds.

Expenses of tribal councils or committees thereof (tribal funds): For traveling and other expenses of members of tribal councils, business committees, or other tribal organizations, when engaged on business of the tribes, including visits to Washington, District of Columbia, when duly authorized or approved in advance by the Commissioner of Indian Affairs, \$50,000, payable from funds on deposit to the credit of the particular tribe interested: *Provided*, That, except for the Navajo Tribe, not more than \$5,000 shall be expended from the funds of any one tribe or band of Indians for the purposes herein specified: *Provided further*, That no part of this appropriation shall be available for per diem in lieu of all other expenses of members of tribal councils, business committees, or other tribal organizations, when in Washington, in excess of \$6, nor for more than a thirty-day period, unless the Secretary of the Interior shall in writing approve a greater amount or a longer period.

Tribal councils, traveling, etc., expenses.

Provisos.
Limitation on expenditures.

Per diem, etc., limitation.

ROADS AND BRIDGES

Roads and bridges.

For maintenance and repair of that portion of the Gallup-Shiprock Highway within the Navajo Reservation, New Mexico, including the

Gallup-Shiprock Highway, N. Mex., maintenance, etc.

<i>Proviso.</i> Indian labor.	purchase of machinery, \$20,000, reimbursable: <i>Provided</i> , That other than for supervision and engineering only Indian labor shall be employed for such maintenance and repair work.
Reservation road construction, etc. Vol. 45, p. 750; Vol. 48, p. 995. U. S. C., p. 1016.	For construction, improvement, repair, and maintenance of Indian reservation roads under the provisions of the Acts of May 26, 1928 (U. S. C., title 25, sec. 318a), and June 18, 1934 (48 Stat., p. 995), \$3,500,000, to be immediately available and to remain available until expended: <i>Provided</i> , That not to exceed \$8,000 of the foregoing amount may be expended for personal services in the District of Columbia.
<i>Proviso.</i> Services in the District.	
Annuities and per-capita payments.	ANNUITIES AND PER-CAPITA PAYMENTS
Senecas, N. Y. Vol. 4, p. 442.	For fulfilling treaties with Senecas of New York: For permanent annuity in lieu of interest on stock (Act of February 19, 1831, 4 Stat., p. 442), \$6,000.
Six Nations, N. Y. Vol. 7, p. 46.	For fulfilling treaties with Six Nations of New York: For permanent annuity, in clothing and other useful articles (article 6, treaty of November 11, 1794), \$4,500.
Choctaws, Okla. Vol. 7, pp. 99, 212, 213, 236; Vol. 11, p. 614.	For fulfilling treaties with Choctaws, Oklahoma: For permanent annuity (article 2, treaty of November 16, 1805, and article 13, treaty of June 22, 1855), \$3,000; for permanent annuity for support for light horsemen (article 13, treaty of October 18, 1820, and article 13, treaty of June 22, 1855), \$600; for permanent annuity for support of blacksmith (article 6, treaty of October 18, 1820, and article 9, treaty of January 20, 1825, and article 13, treaty of June 22, 1855), \$600; for permanent annuity for education (article 2, treaty of January 20, 1825, and article 13, treaty of June 22, 1855), \$6,000; for permanent annuity for iron and steel (article 9, treaty of January 20, 1825, and article 13, treaty of June 22, 1855), \$320; in all, \$10,520.
Pawnees, Okla. Vol. 11, p. 729; Vol. 27, p. 644.	For fulfilling treaties with Pawnees, Oklahoma: For permanent annuity (article 2, treaty of September 24, 1857, and article 3, agreement of November 23, 1892), \$30,000.
Indians of Sioux reservations. Vol. 25, p. 895.	For payment of Sioux benefits to Indians of the Sioux reservations, as authorized by the Act of March 2, 1889 (25 Stat., p. 895), as amended, \$190,000.
Saint Croix Chippewas, Wis. Vol. 41, p. 433.	The unexpended balances of appropriations made for the benefit of the Saint Croix Chippewa Indians of Wisconsin by the Act of February 14, 1920 (41 Stat., p. 433), and subsequent Acts, is hereby made available for the purchase of material for the repair of homes, for the care of aged and indigent Indians of this band, and for other necessary purposes for their benefit.
Menominee Indians in Wisconsin. Per capita payments.	The Secretary of the Interior is hereby authorized to withdraw from the Treasury of the United States \$105,000 of any funds on deposit to the credit of the Menominee Indians in Wisconsin (except the Menominee Log Fund), and to expend said sum, or so much thereof as may be necessary, for an immediate per capita payment of \$50 to each enrolled member of the Menominee Tribe.
Interest on trust funds.	For payment of interest on moneys held in trust for the several Indian tribes, as authorized by various Acts of Congress, \$475,000.
Field service employees. Funds for, available for supplies, etc.	When, in the judgment of the Secretary of the Interior, it is necessary for accomplishment of the purposes of appropriations herein made for the Indian field service, such appropriations shall be available for purchase of ice, for rubber boots for use of employees, for travel expenses of employees on official business, and for the cost of packing, crating, drayage, and transportation of personal effects of employees upon permanent change of station.
Funds available for traveling, etc., expenses.	The appropriations for education of natives of Alaska and medical relief in Alaska shall be available for the payment of traveling

expenses of new appointees from Seattle, Washington, to their posts of duty in Alaska, and of traveling expenses, packing, crating, and transportation (including drayage) of personal effects of employees upon permanent change of station within Alaska, under regulations to be prescribed by the Secretary of the Interior.

BUREAU OF RECLAMATION

The following sums are appropriated out of the special fund in the Treasury of the United States created by the Act of June 17, 1902 (U. S. C., title 43, secs. 391, 411), and therein designated "the reclamation fund", to be available immediately:

Salaries and expenses: For the Commissioner of Reclamation and other personal services in the District of Columbia, \$115,000; for travel and other necessary expenses, \$35,000, including not to exceed \$15,000 for printing and binding; in all, \$150,000;

Administrative provisions and limitations: For all expenditures authorized by the Act of June 17, 1902, and Acts amendatory thereof or supplementary thereto, known as the reclamation law, and all other Acts under which expenditures from said fund are authorized, including not to exceed \$100,000 for personal services and \$15,000 for other expenses in the office of the chief engineer, \$20,000 for telegraph, telephone, and other communication service, \$5,000 for photographing and making photographic prints, \$41,250 for personal services, and \$7,500 for other expenses in the field legal offices; examination of estimates for appropriations in the field; refunds of overcollections and deposits for other purposes; not to exceed \$15,000 for lithographing, engraving, printing, and binding; purchase of ice; purchase of rubber boots for official use by employees; maintenance and operation of horse-drawn and motor-propelled passenger vehicles; not to exceed \$20,000 for purchase and exchange of horse-drawn and motor-propelled passenger-carrying vehicles; packing, crating, and transportation (including drayage) of personal effects of employees upon permanent change of station, under regulations to be prescribed by the Secretary of the Interior; payment of damages caused to the owners of lands or other private property of any kind by reason of the operations of the United States, its officers or employees, in the survey, construction, operation, or maintenance of irrigation works, and which may be compromised by agreement between the claimant and the Secretary of the Interior, or such officers as he may designate; payment for official telephone service in the field hereafter incurred in case of official telephones installed in private houses when authorized under regulations established by the Secretary of the Interior; not to exceed \$1,000 for expenses, except membership fees, of attendance, when authorized by the Secretary, upon meetings of technical and professional societies required in connection with official work of the Bureau; payment of rewards, when specifically authorized by the Secretary of the Interior, for information leading to the apprehension and conviction of persons found guilty of the theft, damage, or destruction of public property: *Provided*, That no part of said appropriations may be used for maintenance of headquarters for the Bureau of Reclamation outside the District of Columbia except for an office for the chief engineer and staff and for certain field officers of the division of public relations: *Provided further*, That the Secretary of the Interior in his administration of the Bureau of Reclamation is authorized to contract for medical attention and service for employees and to make necessary pay-roll deductions agreed to by the employees therefor: *Provided further*, That no part of any sum provided for in this Act for operation and maintenance of any project or division of a project by the

Reclamation Bureau.

Payments, from reclamation fund.
Vol. 32, p. 388.
U. S. C., p. 1862.
Anie, p. 1759.

Commissioner, office personnel, and other expenses.

Printing and binding.

Administrative provisions and limitations.
Vol. 32, p. 388.
U. S. C., p. 1862.

Expenses designated.

Vehicles.

Property damages.

Attendance at meetings, etc.

Provisos.
Headquarters.

Medical services for employees.

Restriction on use where district is in arrears.

Bureau of Reclamation shall be used for the irrigation of any lands within the boundaries of an irrigation district which has contracted with the Bureau of Reclamation and which is in arrears for more than twelve months in the payment of any charges due the United States, and no part of any sum provided for in this Act for such purpose shall be used for the irrigation of any lands which have contracted with the Bureau of Reclamation and which are in arrears for more than twelve months in the payment of any charges due from said lands to the United States;

Examination and inspection of projects.

Examination and inspection of projects and operation and maintenance of reserved works: For examination of accounts and inspection of the works of various projects and divisions of projects operated and maintained by irrigation districts or water users' associations, and bookkeeping, accounting, clerical, legal, and other expenses incurred in accordance with contract provisions for the repayment of such expenses by the districts or associations; and for operation and maintenance of the reserved works of a project or division of a project when irrigation districts, water users' associations, or Warren Act contractors have contracted to pay in advance but have failed to pay their proportionate share of the cost of such operation and maintenance, to be expended under regulations to be prescribed by the Secretary of the Interior, \$10,000;

Maintenance, etc., of reserved works.

Yuma project, Ariz.-Calif.

Proviso.
Operating commercial system.

Yuma project, Arizona-California: For operation and maintenance, Reservation division, \$45,000; Mesa division (Yuma auxiliary project), \$28,000; in all, \$73,000: *Provided*, That not to exceed \$25,000 from the power revenues shall be available during the fiscal year 1937 for the operation and maintenance of the commercial system;

Orland, Calif.

Orland project, California: For operation and maintenance, \$36,000;

Boise, Idaho.

Boise project, Idaho: For operation and maintenance, \$30,000;

Minidoka, Idaho.

Proviso.
Operating commercial system.
South side, construction.

Minidoka project, Idaho: For operation and maintenance, reserved works, \$11,600: *Provided*, That not to exceed \$50,000 from the power revenues shall be available during the fiscal year 1937 for the operation of the commercial system; and not to exceed \$100,000 from power revenues shall be available during the fiscal year 1937 for continuation of construction, south side division;

North Platte, Nebr.-Wyo.

Operating commercial system.

North Platte project, Nebraska-Wyoming: Not to exceed \$60,000 from the power revenues shall be available during the fiscal year 1937, for the operation and maintenance of the commercial system; and not to exceed \$6,000 from power revenues allocated to the Northport irrigation district under subsection I, section 4, of the Act of December 5, 1924 (U. S. C., title 43, sec. 501), shall be available during the fiscal year 1937 for payment on behalf of the Northport irrigation district, to the Farmers' irrigation district for carriage of water;

Payment to Farmers' district for water.
Vol. 43, p. 703;
U. S. C., p. 1373.

Rio Grande, N. Mex.-Tex.

Rio Grande project, New Mexico-Texas: For operation and maintenance, \$340,000;

Owyhee, Oreg.

Owyhee project, Oregon: For operation and maintenance, \$75,000;

Klamath, Oreg.-Calif.

Proviso.
Revenues from Tule Lake division.

Klamath project, Oregon-California: For operation and maintenance, \$50,000: *Provided*, That revenues received from the lease of marginal lands, Tule Lake division, shall be available for refunds to the lessees in such cases where it becomes necessary to make refunds because of flooding or other reasons within the terms of such leases;

Yakima, Wash.

Proviso.
Power system.

Yakima project, Washington: For operation and maintenance, \$265,000: *Provided*, That not to exceed \$25,000 from power revenues shall be available during the fiscal year 1937 for operation and maintenance of the power system;

Riverton project, Wyoming: For operation and maintenance, \$40,000: *Provided*, That not to exceed \$25,000 from the power revenues shall be available during the fiscal year 1937 for the operation and maintenance of the commercial system;

Riverton, Wyo.
Proviso.
Operating commercial system.

Shoshone project, Wyoming: For operation and maintenance, Willwood division, \$13,000: *Provided*, That not to exceed \$25,000 from power revenues shall be available during the fiscal year 1937 for the operation and maintenance of the commercial system;

Shoshone, Wyo.
Proviso.
Operating commercial system.

Secondary and economic investigations: For cooperative and general investigations, including investigations necessary to determine the economic conditions and financial feasibility of projects and investigations and other activities relating to the reorganization, settlement of lands, and financial adjustments of existing projects, including examination of soils, classification of land, land-settlement activities, including advertising in newspapers and other publications, and obtaining general economic and settlement data, the unexpended balance of the appropriation for these purposes for the fiscal year 1936 shall remain available for the same purposes for the fiscal year 1937: *Provided*, That the expenditures from this appropriation for any reclamation project shall be considered as supplementary to the appropriation for that project and shall be accounted for and returned to the reclamation fund as other expenditures under the Reclamation Act: *Provided further*, That the expenditure of any sums from this appropriation for investigations of any nature requested by States, municipalities, or other interests shall be upon the basis of the State, municipality, or other interest advancing at least 50 per centum of the estimated cost of such investigation;

Secondary and economic investigations.

Provisos.
Expenses considered supplementary; accounting.

Division of expenses for investigations.

Operation and maintenance administration: For necessary pay of employees, traveling and other expenses incident to the general administration of reclamation projects, either operated and maintained by the Bureau or transferred to water users' organizations for operation and maintenance, including giving information and advice to settlers on reclamation projects in the selection of lands, equipment, and livestock, the preparation of land for irrigation, the selection of crops, methods of irrigation and agricultural practice, and general farm management, the cost of which shall be charged to the general reclamation fund and shall not be charged as a part of the construction or operation and maintenance cost payable by the water users under the projects, \$75,000;

Operation and maintenance administration.

Information to settlers.

Limitation of expenditures: Under the provisions of this Act no greater sum shall be expended, nor shall the United States be obligated to expend during the fiscal year 1937, on any reclamation project appropriated for herein, an amount in excess of the sum herein appropriated therefor, nor shall the whole expenditures or obligations incurred for all of such projects for the fiscal year 1937 exceed the whole amount in the reclamation fund for the fiscal year;

Limitation of expenditures.

Interchange of appropriations: Ten per centum of the foregoing amounts shall be available interchangeably for expenditures on the reclamation projects named; but not more than 10 per centum shall be added to the amount appropriated for any one of said projects, except that should existing works or the water supply for lands under cultivation be endangered by floods or other unusual conditions an amount sufficient to make necessary emergency repairs shall become available for expenditure by further transfer of appropriation from any of said projects upon approval of the Secretary of the Interior;

Interchange of appropriations.

Emergency flood repairs.

Total, from reclamation fund, \$1,168,600.

To defray the cost of operating and maintaining the Colorado River front work and levee system adjacent to the Yuma Federal irrigation project in Arizona and California, subject only to section

Yuma project, Ariz.-Calif.
Colorado River front work and levee system.

Vol. 44, p. 1016.

Balance available.
Ante, p. 200.

Construction of des-
ignated projects.

Payable from Rec-
lamation Fund.

Administrative ex-
penses.

Ante, p. 1781.

Provisos.
Services in the
District.

Deferment of pay-
ment of moneys ad-
vanced to reclamation
fund.

Vol. 47, pp. 73, 1427.

Grand Coulee Dam,
Wash.
Construction, etc.
Ante, p. 1040.

Availability.

Provisos.
Services in the
District.

Personal services
without regard to civil-
service laws.

U. S. C., pp., 81, 85.

Limit on obligations.

Ante, p. 1040.

Boulder Canyon
project.
Construction, etc.
Ante, p. 1040.

4 of the Act entitled "An Act authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes", approved January 21, 1927 (44 Stat., p. 1010), the unexpended balance of the appropriation for the fiscal year 1936 is continued available for the fiscal year 1937.

Construction: For continuation of construction of the following projects in not to exceed the following amounts, respectively, to be expended from the Reclamation Fund under the same general conditions as those specified for projects hereinbefore included under the caption "Bureau of Reclamation" and payable from the Reclamation Fund:

Gila project, Arizona, \$1,250,000;
Salt River project, Arizona, \$1,500,000;
Grand Valley project, Colorado, \$200,000;
Pine River project, Colorado, \$1,000,000;
Boise project, Idaho, Payette division, \$1,000,000;
Boise project, Idaho, drainage, \$160,000;
Carlsbad project, New Mexico, \$900,000;
Deschutes project, Oregon, \$450,000;
Owyhee project, Oregon, \$200,000;
Yakima project, Washington, Roza division, \$1,000,000;
Provo River project, Utah, \$500,000;
Casper-Alcova project, Wyoming, \$1,000,000;
Riverton project, Wyoming, \$250,000;
Shoshone project, Wyoming, Heart Mountain division, \$700,000;

For administrative expenses on account of the above projects, including personal services and other expenses in the District of Columbia and in the field, \$750,000, in addition to and for the same objects of expenditure as enumerated in paragraphs 2 and 3 under the caption "Bureau of Reclamation"; in all, \$10,860,000, to be immediately available: *Provided*, That of this amount not to exceed \$75,000 may be expended for personal services in the District of Columbia: *Provided further*, That the last line of section 10 of the Act of April 1, 1932 (47 Stat., 75), as amended by the Act of March 3, 1933 (47 Stat., 1427), is hereby further amended by substituting "1938" for "1936".

Grand Coulee Dam, Washington: For continuation of construction of the Grand Coulee dam, \$20,000,000; for administrative expenses, \$750,000, including personal services in the District of Columbia and in the field; in all, \$20,750,000, to be immediately available and to be available for the same purposes as those specified for projects hereinbefore included under the caption "Bureau of Reclamation", and to be reimbursable under the reclamation law: *Provided*, That not to exceed \$75,000 may be expended for personal services in the District of Columbia: *Provided further*, That this appropriation shall be available for the employment of personal services without regard to the civil-service laws and the Classification Act of 1923, as amended: *Provided further*, That the obligations for the construction of the Grand Coulee dam and appurtenant works, including those heretofore entered into, shall not exceed a total of \$63,000,000, and no obligations in excess of that amount shall be incurred for such dam, or dams, canals, structures, or incidental works in connection therewith under section two of the Rivers and Harbors Act, approved August 30, 1935 (49 Stat., 1039, 1040), until appropriations, or contract authorizations, or both, therefor are hereafter specifically granted by Congress.

Boulder Canyon project: For the continuation of construction of the Boulder Canyon Dam and incidental works in the main stream of the Colorado River at Black Canyon, to create a storage reservoir,

and of a complete plant and incidental structures suitable for the fullest economic development of electrical energy from the water discharged from such reservoir; to acquire by proceedings in eminent domain or otherwise, all lands, rights-of-way, and other property necessary for such purposes; and for incidental operations, as authorized by the Boulder Canyon Project Act, approved December 21, 1928 (U. S. C., title 43, ch. 12A); \$9,600,000, to be immediately available and to remain available until advanced to the Colorado River Dam fund, which amount shall be available for personal services in the District of Columbia (not to exceed \$25,000) and in the field without regard to the civil-service laws and the Classification Act of 1923, as amended, and for all other objects of expenditure that are specified for projects included in the Interior Department Appropriation Act for the fiscal year 1937, under the caption "Bureau of Reclamation": *Provided*, That not to exceed \$350,000 from revenues shall be available for the operation and maintenance of the Boulder dam, power plant, and other incidental operations.

Boulder Canyon project (All-American Canal): For continuation of construction of a diversion dam, and main canal (and appurtenant structures) located entirely within the United States connecting the diversion dam with the Imperial and Coachella Valleys in California; to acquire by proceedings in eminent domain, or otherwise, all lands, rights-of-way, and other property necessary for such purposes; and for incidental operations, as authorized by the Boulder Canyon Project Act, approved December 21, 1928 (U. S. C., title 43, ch. 12A); to be immediately available and to remain available until advanced to the Colorado River Dam Fund, \$6,500,000, which amount shall be available for personal services in the District of Columbia (not to exceed \$15,000) and in the field without regard to the civil-service laws and the Classification Act of 1923, as amended, and for all other objects of expenditure that are specified for projects included in the Interior Department Appropriation Act for the fiscal year 1937 under the caption "Bureau of Reclamation".

No part of any appropriation in this Act for the Bureau of Reclamation shall be used for investigations to determine the economic and financial feasibility of any new reclamation project.

Acquisition of lands, etc.

Vol. 45, p. 1057.
U. S. C., p. 1879.

Services in the District.

Proviso.
Boulder dam, etc., maintenance and operation.

Boulder Canyon project (All-American Canal).
Construction, etc.

Acquisition of lands, etc.

U. S. C., p. 1879.

Services in the District.

Use for investigating new projects forbidden.

GEOLOGICAL SURVEY

Geological Survey.

SALARIES

Salaries.

For the Director of the Geological Survey and other personal services in the District of Columbia, \$140,000;

Director, and office personnel.

GENERAL EXPENSES

For every expenditure requisite for and incident to the authorized work of the Geological Survey, including personal services in the District of Columbia and in the field, including not to exceed \$30,000 for the purchase and exchange, and not to exceed \$55,000 for the hire, maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles for field use only by geologists, topographers, engineers, and land classifiers, and the Geological Survey is authorized to exchange unserviceable and worn-out passenger-carrying and freight-carrying vehicles as part payment for new freight-carrying vehicles, and including not to exceed \$2,000 for necessary traveling expenses of the Director and members of the Geological Survey acting under his direction, for attendance upon meetings of technical, professional, and scientific societies

General expenses.
Anie, p. 1759.

Vehicles.

Traveling expenses.
Attendance at meetings, etc.

when required in connection with the authorized work of the Geological Survey, to be expended under the regulations from time to time prescribed by the Secretary of the Interior, and under the following heads:

- Topographic surveys. Topographic surveys: For topographic surveys in various portions of the United States, \$650,000, of which amount not to exceed \$250,000 may be expended for personal services in the District of Columbia: *Provided*, That no part of this appropriation shall be expended in cooperation with States or municipalities except upon the basis of the State or municipality bearing all of the expense incident thereto in excess of such an amount as is necessary for the Geological Survey to perform its share of standard topographic surveys, such share of the Geological Survey in no case exceeding 50 per centum of the cost of the survey: *Provided further*, That \$217,000 of this amount shall be available only for such cooperation with States or municipalities;
- Provisos.*
Cooperation with States, etc. Allotment for cooperation. Geologic surveys. Geologic surveys: For geologic surveys in the various portions of the United States and chemical and physical researches relative thereto, \$500,000, of which not to exceed \$315,000 may be expended for personal services in the District of Columbia: *Provided*, That so much as may be necessary but not to exceed \$10,000 of this appropriation shall be available for a survey of the occurrence and uses of granite in the Northeastern States;
- Proviso.*
Occurrence, etc., of granite in Northeastern States. Alaska, mineral resources. Mineral resources of Alaska: For continuation of the investigation of the mineral resources of Alaska, \$60,000, to be available immediately, of which amount not to exceed \$34,000 may be expended for personal services in the District of Columbia;
- Gaging streams, investigations. Gaging streams: For gaging streams and determining the water supply of the United States, the investigation of underground currents and artesian wells, and the preparation of reports upon the best methods of utilizing the water resources, \$791,317, of which amount not to exceed \$130,000 may be expended for personal services in the District of Columbia: *Provided*, That no part of this appropriation shall be expended in cooperation with States or municipalities except upon the basis of the State or municipality bearing all of the expense incident thereto in excess of such an amount as is necessary for the Geological Survey to perform its share of general water resource investigations, such share of the Geological Survey in no case exceeding 50 per centum of the cost of the investigation: *Provided further*, That \$589,317 of this amount shall be available only for such cooperation with States or municipalities;
- Provisos.*
Division of expenses. Allotment for cooperation. Classification of lands: For the examination and classification of lands with respect to mineral character and water resources as required by the public-land laws and for related administrative operations; for the preparation and publication of mineral-land classification and water-resources maps and reports; for engineering supervision of power permits and grants under the jurisdiction of the Secretary of the Interior; and for performance of work of the Federal Power Commission, \$100,000, of which amount not to exceed \$70,000 may be expended for personal services in the District of Columbia;
- Classifying lands as to mineral character, etc. Printing and binding. Printing and binding, and so forth: For printing and binding, \$120,000; for preparation of illustrations, \$21,500; and for engraving and printing geologic and topographic maps, \$110,000; in all, \$251,500;
- Nonmetallic Mineral Acts. Enforcing provisions. Mineral leasing: For the enforcement of the provisions of the Acts of October 20, 1914 (U. S. C., title 48, sec. 435), October 2,

1917 (U. S. C., title 30, sec. 141), February 25, 1920 (U. S. C., title 30, sec. 181), as amended, and March 4, 1921 (U. S. C., title 48, sec. 444), and other Acts relating to the mining and recovery of minerals on Indian and public lands and naval petroleum reserves; and for every other expense incident thereto, including supplies, equipment, expenses of travel and subsistence, the construction, maintenance, and repair of necessary camp buildings and appurtenances thereto, \$315,000, of which amount \$30,000 shall be immediately available and not to exceed \$75,000 may be expended for personal services in the District of Columbia;

During the fiscal year 1937 the head of any department or independent establishment of the Government having funds available for scientific and technical investigations and requiring cooperative work by the Geological Survey on scientific and technical investigations within the scope of the functions of that bureau and which it is unable to perform within the limits of its appropriations may, with the approval of the Secretary of the Interior, transfer to the Geological Survey such sums as may be necessary to carry on such investigations. The Secretary of the Treasury shall transfer on the books of the Treasury Department any sums which may be authorized hereunder, and such amounts shall be placed to the credit of the Geological Survey for the performance of work for the department or establishment from which the transfer is made: *Provided*, That any sums transferred by any department or independent establishment of the Government to the Geological Survey for cooperative work in connection with this appropriation may be expended in the same manner as sums appropriated herein may be expended: *Provided further*, That any funds herein appropriated for the Geological Survey for cooperative work may be utilized prior to July 1, 1936, as required to enable the Geological Survey to continue its cooperative work pending reimbursement from cooperative agencies, the amount so utilized to be repaid to the appropriation from which advanced;

During the fiscal year 1937, upon the request of the Secretary of the Interior, the Secretary of War, or the Secretary of the Navy is authorized to furnish aerial photographs required for mapping projects, insofar as the furnishing of such photographs will be economical to the Federal Government and does not conflict with military or naval operations or the other parts of the regular training program of the Army, Navy, and Marine Corps flying services, and the Secretary of the Interior is authorized to reimburse the War or Navy Department for the cost of making the photographs, such cost to be confined to the actual cost of gasoline, oil, film, paper, chemicals, and the labor performed in developing the photographic negatives and the printing of copies of photographs, and the per diem expenses of the personnel authorized by law, together with such incidental expenses as care and minor repairs to plane and transportation of personnel to and from projects, and the War Department or the Navy Department, on request of the Department of the Interior, is authorized to furnish copies to any State, county, or municipal agency cooperating with the Federal Government in the mapping project for which the photographs were taken. In the event that the Director of the Geological Survey deems it advantageous to the Government, the Geological Survey is authorized to contract with civilian aerial photographic concerns for the furnishing of such photographs;

Appropriations herein made shall be available for payment of the costs of packing, crating, and transportation (including drayage) of

Vol. 38, p. 742; Vol. 40, p. 297; Vol. 41, pp. 437, 1363.
U. S. C., pp. 2140, 1342, 2141.

Cooperative work on scientific, etc., investigations for government agencies.

Credit of funds.

Provided.
Expenditure of transferred funds.

Cooperative work; availability.

Aerial photographs for aviators, etc.

Reimbursement.

Contracts with civilians.

Transporting effects of employees.

personal effects of employees upon permanent change of station, under regulations to be prescribed by the Secretary of the Interior; Total, United States Geological Survey, \$2,807,817.

Bureau of Mines.

BUREAU OF MINES

SALARIES AND GENERAL EXPENSES

Salaries and expenses.
Ante, pp. 1622, 1759.

Salaries and general expenses: For general expenses, including pay of the Director and necessary assistants, clerks, and other employees, in the office in the District of Columbia and in the field, and every other expense requisite for and incident to the general work of the Bureau in the District of Columbia and in the field, to be expended under the direction of the Secretary of the Interior, \$65,000, of which amount not to exceed \$52,000 may be expended for personal services in the District of Columbia.

Mine rescue cars and stations.
Investigations.

Operating mine rescue cars and stations and investigation of mine accidents: For the investigation and improvement of mine rescue and first-aid methods and appliances and the teaching of mine safety, rescue, and first-aid methods; investigations as to the causes of mine explosions, causes of falls of roof and coal, methods of mining, especially in relation to the safety of miners, the appliances best adapted to prevent accidents, the possible improvement of conditions under which mining operations are carried on, the use of explosives and electricity, the prevention of accidents, statistical studies and reports relating to mine accidents, and other inquiries and technologic investigations pertinent to the mining industry; the exchange in part payment for operation, maintenance, and repair of mine rescue trucks; the construction of temporary structures and the repair, maintenance, and operation of mine rescue cars and the Government-owned mine rescue stations and appurtenances thereto; personal services, traveling expenses and subsistence, equipment, and supplies; travel and subsistence, and other incidental expenses of employees in attendance at meetings and conferences held for the purpose of promoting safety and health in the mining and allied industries; purchase not exceeding \$5,000, exchange as part payment for, operation, maintenance, and repair of motor-propelled passenger-carrying vehicles for official use in field work; purchase and exchange in part payment therefor of cooks' uniforms, goggles, gloves, rubber boots, aprons, and such other articles or equipment as may be necessary in connection with the purposes of this paragraph; including not to exceed \$67,100 for personal services in the District of Columbia, \$609,365: *Provided*, That of this amount not to exceed \$500 may be expended for the purchase and bestowal of trophies in connection with mine-rescue and first-aid contests;

Attendance at meetings.

Vehicles.

Proviso.
Rescue trophies.

Testing fuel.

Testing fuel: To conduct inquiries and scientific and technologic investigations concerning the mining, preparation, treatment, and use of mineral fuels, and for investigation of mineral fuels belonging to or for the use of the United States, with a view to their most efficient utilization; to recommend to various departments such changes in selection and use of fuel as may result in greater economy, and upon request of the Director of the Bureau of the Budget, to investigate the fuel-burning equipment in use by or proposed for any of the departments, establishments, or institutions of the United States in the District of Columbia, \$185,400, of which amount not to exceed \$29,400 may be expended for personal services in the District of Columbia;

Mineral mining investigations: For inquiries and scientific and technologic investigations concerning the mining, preparation, treatment, and utilization of ores and mineral substances, other than fuels, with a view to improving health conditions and increasing safety, efficiency, economic development, and conserving resources through the prevention of waste in the mining, quarrying, metallurgical, and other mineral industries; to inquire into the economic conditions affecting these industries; and including all equipment, supplies, expenses of travel and subsistence, and the purchase, not to exceed \$12,000, including exchange, operation, maintenance, and repair of motor-propelled passenger-carrying vehicles for official use in field work, including not to exceed \$24,700 for personal services in the District of Columbia, \$250,860: *Provided*, That no part of this appropriation may be expended for an investigation in behalf of any private party;

Mineral mining investigations.

Proviso.
Private investigations, restriction.

Oil and gas investigations: For inquiries and investigations and dissemination of information concerning the mining, preparation, treatment, and utilization of petroleum and natural gas, including economic conditions affecting the industry, with a view to economic development and conserving resources through the prevention of waste; for the purchase of newspapers relating to the oil, gas, and allied industries: *Provided*, That section 192 of the Revised Statutes (U. S. C., title 5, sec. 102) shall not apply to such purchase of newspapers from this appropriation; and for every other expense incident thereto, including supplies, equipment, expenses of travel and subsistence, purchase, not to exceed \$6,000, exchange as part payment for, maintenance, and operation of motor-propelled passenger-carrying vehicles for official use in field work, purchase of laboratory gloves, goggles, rubber boots, and aprons, \$265,866, of which amount not to exceed \$22,600 may be expended for personal services in the District of Columbia;

Oil and gas investigations.

Proviso.
Purchase of newspapers, etc.
R. S., sec. 192, p. 30.
U. S. C., p. 43.

Mining experiment stations: For the employment of personal services, purchase of laboratory gloves, goggles, rubber boots and aprons, the purchase not to exceed \$3,000, exchange as part payment for, maintenance and operation of motor-propelled passenger-carrying vehicles for official use in field work, and all other expenses in connection with the establishment, maintenance, and operation of mining experiment stations, as provided in the Act authorizing additional mining experiment stations, approved March 3, 1915 (U. S. C., title 30, sec. 8), including not to exceed \$10,000, to be immediately available, for the purchase from Six Companies, Incorporated, of the steel-frame corrugated-iron building in office and dormitory group known as main garage situated on Government-owned land at Boulder City, Nevada, \$279,850, of which appropriation not to exceed \$17,100 may be expended for personal services in the District of Columbia,

Mining experiment stations.

Vol. 38, p. 950.
U. S. C., p. 1332.

Boulder City, Nev., main garage, purchase of.

Buildings and grounds, Pittsburgh, Pennsylvania: For care and maintenance of buildings and grounds at Pittsburgh and Bruceton, Pennsylvania, including personal services, the purchase, exchange as part payment for, operation, maintenance, and repair of passenger automobiles for official use, and all other expenses requisite for and incident thereto, including not to exceed \$5,000 for additions and improvements, \$87,690;

Pittsburgh, Pa., station, maintenance, etc.

Economics of mineral industries: For inquiries and investigations, and the dissemination of information concerning the economic problems of the mining, quarrying, metallurgical, and other mineral industries, with a view to assuring ample supplies and efficient distribution of the mineral products of the mines and quarries, including studies and reports relating to uses, reserves, production, dis-

Economics of mineral industries.
Investigations, etc.

Reports, etc.	<p>tribution, stocks, consumption, prices, and marketing of mineral commodities and primary products thereof; preparation of the reports of the mineral resources of the United States, including special statistical inquiries; and including personal services in the District of Columbia and elsewhere; purchase of furniture and equipment; stationery and supplies; typewriting, adding and computing machines, accessories and repairs; newspapers; traveling expenses; purchase, not exceeding \$1,200, exchange as part payment for, operation, maintenance, and repair of motor-propelled passenger-carrying vehicles for official use in field work; and for all other necessary expenses not included in the foregoing, \$339,990, of which amount not to exceed \$255,700 may be expended for personal services in the District of Columbia;</p>
Statistical inquiries.	
Services in the District.	
Helium production and investigations. <i>Ante</i> , pp. 1291, 1413.	<p>Helium production and investigations: The sums made available for the fiscal year 1937 in the Acts making appropriations for the War and Navy Departments for the acquisition of helium from the Bureau of Mines shall be transferred to the Bureau of Mines on July 1, 1936, for operation and maintenance of the plants for the production of helium for military and naval purposes, including laboratory gloves, goggles, rubber boots, and aprons; purchase, not to exceed \$2,500, and exchange as part payment for, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles for official use in field work, and all other necessary expenses, and including \$11,300 for personal services in the District of Columbia;</p>
Gas production for helium plants.	<p>Gas production for helium plants: For production of natural gas for helium plants, including construction, repair, maintenance, and operation of wells, pipe lines, and other facilities therefor, and including purchase, not to exceed \$750, and exchange as part payment for, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles for official use in field work, \$9,179: <i>Provided</i>, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934;</p>
Proviso. Expenditure limitation. Vol. 48, p. 1227.	
Scientific investigations for departments, etc.	<p>During the fiscal year 1937 the head of any department or independent establishment of the Government having funds available for scientific investigations and requiring cooperative work by the Bureau of Mines on scientific investigations within the scope of the functions of that bureau and which it is unable to perform within the limits of its appropriations may, with the approval of the Secretary of the Interior, transfer to the Bureau of Mines such sums as may be necessary to carry on such investigations. The Secretary of the Treasury shall transfer on the books of the Treasury Department any sums which may be authorized hereunder, and such amounts shall be placed to the credit of the Bureau of Mines for the performance of work for the department or establishment from which the transfer is made: <i>Provided</i>, That any sums transferred by any department or independent establishment of the Government to the Bureau of Mines for cooperative work in connection with this appropriation may be expended in the same manner as sums appropriated herein may be expended;</p>
Transfer of sums.	
Proviso. Expenditure.	
Minor purchases without advertising.	<p>The purchase of supplies and equipment or the procurement of services for the Bureau of Mines, at the seat of government, as well as in the field outside of the District of Columbia, may be made in open market without compliance with section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) of the United States, in the manner common among business men, when the aggregate amount of the purchase or the service does not exceed \$100 in any instance;</p>
R. S., p. 3709, p. 733. U. S. C., p. 1803.	
Attendance at meetings.	<p>For necessary traveling expenses of the director and employees of the Bureau, acting under his direction, for attendance upon</p>

meetings of technical, professional, and scientific societies, when required in connection with the authorized work of the Bureau of Mines and incurred on the written authority of the Secretary of the Interior, there is hereby made available from any appropriations made to the Bureau of Mines not to exceed in all \$2,500;

Persons employed during the fiscal year 1937 in field work outside of the District of Columbia under the Bureau of Mines may be detailed temporarily for service in the District of Columbia for purposes of preparing results of their field work; all persons so detailed shall be paid in addition to their regular compensation only traveling expenses in going to and returning therefrom: *Provided* That nothing herein shall prevent the payment to employees of the Bureau of Mines of their necessary expenses, or per diem in lieu of subsistence, while on temporary detail in the District of Columbia for purposes only of consultation or investigations on behalf of the United States. All details made hereinunder, and the purposes of each, during the preceding fiscal year shall be reported in the annual estimates of appropriations to Congress at the beginning of each regular session thereof;

The Secretary of the Treasury may detail medical officers of the Public Health Service for cooperative health, safety, or sanitation work with the Bureau of Mines, and the compensation and expenses of the officers so detailed may be paid from the applicable appropriations made herein for the Bureau of Mines;

Total, Bureau of Mines, \$2,093,200.

NATIONAL PARK SERVICE

Salaries: For the Director of the National Park Service and other personal services in the District of Columbia, including accounting services in checking and verifying the accounts and records of the various operators, licensees, and permittees conducting utilities and other enterprises within the national parks and monuments, and including the services of specialists and experts for investigations and examinations of lands to determine their suitability for national park and national monument purposes and members of the commission appointed under the provisions of the Act of February 21, 1925 (43 Stat., p. 959): *Provided*, That such specialists and experts may be employed for temporary service at rates to be fixed by the Secretary of the Interior to correspond to those established by the Classification Act of 1923, as amended, and without reference to the Civil Service Act of January 16, 1883, \$189,880, of which amount not to exceed \$26,620 may be expended for the services of field employees engaged in examination of lands and in developing the educational work of the National Park Service.

General expenses: For every expenditure requisite for and incident to the authorized work of the office of the Director of the National Park Service not herein provided for, including traveling expenses, telegrams, photographic supplies, prints, and motion-picture films, necessary expenses of attendance at meetings concerned with the work of the National Park Service when authorized by the Secretary of the Interior, and necessary expenses of field employees engaged in examination of lands and in developing the educational work of the National Park Service, \$27,000: *Provided*, That necessary expenses of field employees in attendance at such meetings, when authorized by the Secretary, shall be paid from the various park and monument appropriations.

Detail of field employees.

Proviso. Paying employees' expenses.

Report to Congress.

Details from Public Health Service.

National Park Service.

Director, and office personnel. Accounting services.

Ante, p. 1759.

Specialists and experts.

Vol. 43, p. 958.

Proviso. Employment without reference to Classification, etc., Acts. U. S. C., pp. 81, 85.

Field employees.

General expenses.

Proviso. Field employees, expenses.

National Parks, ad-
ministration, etc.
Acadia, Me.

Acadia National Park, Maine: For administration, protection, and maintenance, including \$3,000 for George B. Dorr as superintendent without regard to the requirements of the provisions of the Civil Service Retirement Act approved May 22, 1920 (U. S. C., title 5, secs. 691-693, 697-731), as amended, \$3,000 for temporary clerical services for investigation of titles and preparation of abstracts thereof of lands donated to the United States for inclusion in the Acadia National Park, and not exceeding \$2,750 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$46,000.

Bryce Canyon, Utah.

Bryce Canyon National Park, Utah: For administration, protection, and maintenance, including not exceeding \$305 for the maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with the general park work, \$12,000.

Carlsbad Caverns,
N. Mex.

Carlsbad Caverns National Park, New Mexico: For administration, protection, and maintenance, including not exceeding \$1,550 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$64,000: *Provided*, That hereafter any admission fee charged for entrance to Carlsbad Caverns and any fee charged for guide service therein shall be exempt from all taxes on admissions.

Proviso.
Admission fees, tax
exempt.

Crater Lake, Oreg.

Crater Lake National Park, Oregon: For administration, protection, and maintenance, including not exceeding \$1,500 for the purchase, maintenance, operation and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$62,600.

General Grant, Calif.

General Grant National Park, California: For administration, protection, and maintenance, including not exceeding \$315 for the maintenance, operation, and repair of a motor-driven passenger-carrying vehicle, \$15,000.

Glacier, Mont.

Glacier National Park, Montana: For administration, protection, and maintenance, including necessary repairs to the roads from Glacier Park Station through the Blackfeet Indian Reservation to the various points in the boundary line of the Glacier National Park and the international boundary, including not exceeding \$1,800 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$175,000.

Grand Canyon, Ariz.

Grand Canyon National Park, Arizona: For administration, protection, and maintenance, including not exceeding \$1,750 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$113,500.

Grand Teton, Wyo.

Grand Teton National Park, Wyoming: For administration, protection, and maintenance, including not exceeding \$300 for the maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$19,900.

Great Smoky Moun-
tains, N. C.-Tenn.

Great Smoky Mountains National Park, North Carolina and Tennessee: For administration, protection, and maintenance, including not to exceed \$900 for the maintenance, operation, and repair of motor-driven passenger-carrying vehicles for use in connection with general park work, \$59,900.

Hawaii.

Hawaii National Park: For administration, protection, and maintenance, including not exceeding \$1,600 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying

vehicles for the use of the superintendent and employees in connection with general park work, \$45,600.

Hot Springs National Park, Arkansas: For administration, protection, maintenance, and improvement, including not exceeding \$1,450 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$71,200.

Hot Springs, Ark.

Lassen Volcanic National Park, California: For administration, protection, and maintenance, including not exceeding \$500 for the maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$28,400.

Lassen, Calif.

Mesa Verde National Park, Colorado: For administration, protection, and maintenance, including not exceeding \$1,400 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$47,250.

Mesa Verde, Colo.
Ante, p. 1622.

Mount McKinley National Park, Alaska: For administration, protection, and maintenance, \$25,000.

Mount McKinley,
Alaska.

Mount Rainier National Park, Washington: For administration, protection, and maintenance, including not exceeding \$1,450 for the maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$121,800.

Mount Rainier,
Wash.

Platt National Park, Oklahoma: For administration, protection, and maintenance, including not exceeding \$800 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$20,600.

Platt, Okla.

Rocky Mountain National Park, Colorado: For administration, protection, and maintenance, including not exceeding \$2,300 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$82,000.

Rocky Mountain,
Colo.

Sequoia National Park, California: For administration, protection, and maintenance, including not exceeding \$1,600 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work and including maintenance and repair of the Generals Highway between the boundaries of Sequoia and General Grant National Parks, \$99,500.

Sequoia, Calif.

Shenandoah National Park, Virginia: For administration, protection, and maintenance, including not exceeding \$2,000 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$39,800.

Shenandoah, Va.

Wind Cave National Park, South Dakota: For administration, protection, and maintenance, including not exceeding \$1,000 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$15,900.

Wind Cave, S. Dak.

Yellowstone National Park, Wyoming: For administration, protection, and maintenance, including not exceeding \$6,700 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, not exceeding \$15,000 for maintenance of the roads in the national forests leading out of the park from the east, southwest, and south boundaries,

Yellowstone, Wyo.

and including feed for buffalo and other animals and salaries of buffalo keepers, \$391,250.

Yosemite, Calif.

Yosemite National Park, California: For administration, protection, and maintenance, including not exceeding \$2,550 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, not exceeding \$1,000 for maintenance of the road in the Stanislaus National Forest connecting the Tioga Road with the Hetch Hetchy Road near Mather Station, and including necessary expenses of a comprehensive study of the problems relating to the use and enjoyment of the Yosemite National Park and the preservation of its natural features, \$284,000.

Zion, Utah.

Zion National Park, Utah: For administration, protection, and maintenance, including not exceeding \$620 for the maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$39,800.

National monuments, administration, etc.

National monuments: For administration, protection, maintenance, and preservation of national monuments, including not exceeding \$5,000 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the custodians and employees in connection with general monument work, \$167,000.

National historical parks and monuments.

National historical parks and monuments: For administration, protection, maintenance, and improvement, including not exceeding \$3,600 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles, \$109,400.

Appomattox Court House, Va.

Ante, p. 613.

Proviso.
Acquisition of title.

Appomattox Court House National Historical Monument, Virginia: For development and improvement in accordance with the provisions of the Act approved August 13, 1935 (49 Stat. 613), to remain available until expended, \$100,000: *Provided*, That no part of this appropriation shall be available for expenditure until title to the land is acquired by the United States.

National military parks, battlefields, etc.

National military parks, battlefields, monuments, and cemeteries: For administration, protection, maintenance, and improvement, including not exceeding \$6,800 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles, \$257,900.

Kennesaw Mountain, Ga.

Ante, p. 584.

Kennesaw Mountain National Battlefield Park: The unexpended balance of the appropriation "Kennesaw Mountain National Battlefield Park, Georgia, 1936", is continued available for the same purposes for the fiscal year 1937.

Boulder Canyon project, Ariz.-Nev.

Boulder Canyon project, Arizona and Nevada: For administration, protection, and maintenance of the recreational activities of the Boulder Canyon project and any lands that may be added thereto by Presidential or other authority, including not exceeding \$1,050 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles, \$10,000.

Emergency reconstruction and fighting forest fires.

Emergency reconstruction and fighting forest fires in national parks: For reconstruction, replacement, and repair of roads, trails, bridges, buildings, and other physical improvements and of equipment in national parks or national monuments that are damaged or destroyed by flood, fire, storm, or other unavoidable causes during the fiscal year 1937, and for fighting or emergency prevention of forest fires in national parks or other areas administered by the National Park Service, or fires that endanger such areas, \$40,000, and in addition thereto the unexpended balance for this purpose for the fiscal year 1936 is continued available during the fiscal year 1937 together with not to exceed \$100,000 to be transferred upon the

Unexpended balance; availability.
Ante, p. 200.

approval of the Secretary of the Interior from the various appropriations for national parks and national monuments herein contained, any such diversions of appropriations to be reported to Congress in the annual Budget: *Provided*, That the allotment of these funds to the various national parks or areas administered by the National Park Service as may be required for fire-fighting purposes shall be made by the Secretary of the Interior, and then only after the obligation for the expenditure has been incurred.

Proviso.
Restriction on allotments.

Forest protection and fire prevention: For the control and the prevention of spread of forest insects and tree diseases, including necessary personnel and equipment for such work; and for fire-prevention measures, including necessary personnel and fire-prevention equipment, \$90,000, to be immediately available.

Forest insect, etc., control.
Fire-prevention, etc.

The total of the foregoing amounts shall be available in one fund for the National Park Service: *Provided*, That 10 per centum of the foregoing amounts shall be available interchangeably and shall be reported to Congress in the annual Budget.

Accounting.
Proviso.
Sums interchangeable.

Appropriations made for the national parks, national monuments, and other reservations under the jurisdiction of the National Park Service, shall be available for the giving of educational lectures therein and for the services of field employees in cooperation with such nonprofit scientific and historical societies engaged in educational work in the various parks and monuments as the Secretary, in his discretion, may designate.

Lectures.

Appropriations herein made for the Department of the Interior shall be available for the purchase, maintenance, operation, and repair of vehicles generally known as quarter-ton or half-ton pick-up trucks without such trucks being considered as passenger-carrying vehicles and without the cost of purchase, maintenance, operation, and repair being included in the limitation in the various appropriation items for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles.

Trucks, etc.

Roads and Trails, National Park Service: For the construction, reconstruction, and improvement of roads and trails, inclusive of necessary bridges, in the national parks, monuments, and other areas administered by the National Park Service, including the Boulder Dam Reservation, and other areas authorized to be established as national parks and monuments, and national park and monument approach roads authorized by the Act of January 31, 1931 (U. S. C., title 16, sec. 8a and 8b), as amended, including the roads from Glacier Park Station through the Blackfeet Indian Reservation to various points in the boundary line of the Glacier National Park and the international boundary, \$6,500,000, to be immediately available and to remain available until expended: *Provided*, That not to exceed \$25,000 of the amount herein appropriated may be expended for personal services in the District of Columbia during the fiscal year 1937.

Roads and trails.
Construction, etc.

Vol. 46, p. 1053.
U. S. C., p. 592.

Proviso.
Services in the District.

Historic sites and buildings survey: For all expenses requisite for and incident to the making of a survey of historic and archeologic sites, buildings, and objects for the purpose of determining which possess exceptional value as commemorating or illustrating the history of the United States, as provided in the Act of August 21, 1935 (49 Stat., p. 666), \$24,000.

Historic sites and buildings survey.

Ante, p. 666.

Investigation and purchase of water rights: For the investigation and establishment of water rights, including the purchase thereof or of lands or interests in lands or rights-of-way for use and protection of water rights necessary or beneficial in connection with

Water rights, investigation, etc.

the administration and public use of the National parks and monuments, and including the purchase at not to exceed \$750 and the operation and repair of one passenger-carrying vehicle, \$25,000, to be immediately available.

Public buildings and grounds, D. C.
Maintenance, etc.

Salaries and general expenses, public buildings and grounds in the District of Columbia: For administration, protection, maintenance, and improvement of public buildings, monuments, memorials, and grounds in the District of Columbia under the jurisdiction of the National Park Service, including the National Archives Building; per-diem employees at rates of pay approved by the Director, not exceeding current rates for similar services in the District of Columbia; rent of buildings; demolition of buildings; expenses incident to moving various executive departments and establishments in connection with the assignment, allocation, transfer, and survey of building space; traveling expenses and car fare; leather and rubber articles and gas masks for the protection of public property and employees; not exceeding \$13,000 for uniforms for employees; and the maintenance, repair, exchange, storage, and operation of two motor-propelled passenger-carrying vehicles; \$5,975,900, of which amount not to exceed \$4,283,500 shall be available for personal services in the District of Columbia.

Administration, etc., outside the District.

Salaries and expenses, public buildings outside the District of Columbia: For administration, protection, and maintenance, including improvement, repair, cleaning, heating, lighting, rental of buildings and equipment, supplies, materials, personal services, and every expenditure requisite for and incidental to such maintenance and operation of public buildings outside of the District of Columbia under the jurisdiction of the National Park Service, \$560,000: *Provided*, That not to exceed \$5,040 of the amount herein appropriated may be expended for personal services in the District of Columbia.

Proviso.
Services in the District.

National Capital parks.
Salaries and expenses.

Salaries and expenses, National Capital parks: For administration, protection, maintenance and improvement of the Mount Vernon Memorial Highway, Arlington Memorial Bridge, George Washington Memorial Parkway, Federal parks in the District of Columbia, and other Federal lands authorized by the Act of May 29, 1930 (46 Stat., 482), including the pay and allowances in accordance with the provisions of the Act of May 27, 1924, as amended, of the police force for the Mount Vernon Memorial Highway and the George Washington Memorial Parkway, and the operation, maintenance, repair, exchange, and storage of two motor-propelled passenger-carrying vehicles, revolvers, ammunition, uniforms, and equipment necessary for this force, per-diem employees at rates of pay approved by the Director not exceeding current rates for similar services in the District of Columbia, the hire of draft animals with or without drivers at local rates approved by the Director, traveling expenses and carfare, and leather and rubber articles for the protection of public property and employees, \$166,000.

Vol. 46, p. 482.
Vol. 43, p. 174.

Vehicles.
Miscellaneous expenses.

National Park Service.
Unobligated balance covered in.

Proceeds from leases of certain park lands.

Salaries and expenses, National Park Service (no year): Effective on date of the approval of this Act, the unobligated balance of the appropriation "Salaries and expenses, National Park Service (no year)" shall be covered into the surplus fund of the Treasury and thereafter the proceeds from the leases of lands of the Chickamauga, Chattanooga, and Gettysburg National Parks shall be deposited into the Treasury as miscellaneous receipts.

OFFICE OF EDUCATION

Office of Education.

SALARIES

Salaries.

For the Commissioner of Education and other personal services in the District of Columbia, \$262,980.

Commissioner, and office personnel.

GENERAL EXPENSES

General expenses.

For necessary traveling expenses of the Commissioner and employees acting under his direction, including attendance at meetings of educational associations, societies, and other organizations; for compensation, not to exceed \$500, of employees in field service; for purchase, distribution, and exchange of educational documents, motion-picture films, and lantern slides; collection, exchange, and cataloging of educational apparatus and appliances, articles of school furniture and models of school buildings illustrative of foreign and domestic systems and methods of education, and repairing the same; and other expenses not herein provided for, \$20,000.

Travel, attendance at meetings, etc.

For making surveys, studies, investigations, and reports regarding public, school, college, university, and other libraries; fostering coordination of public and school library service; coordinating library service on the national level with other forms of adult education; developing library participation in Federal projects; fostering Nation-wide coordination of research materials among the more scholarly libraries, inter-State library cooperation, and the development of public, school, and other library service throughout the country, and for the administrative expenses incident to performing these duties, including salaries of such assistants, experts, clerks, and other employees in the District of Columbia and elsewhere, as the Commissioner of Education may deem necessary, necessary traveling expenses, including attendance at meetings of educational associations, societies, and other organizations, purchase of miscellaneous supplies, equipment, stationery, typewriters, and exchange thereof, postage on foreign mail, purchase of books of reference, law books, and periodicals, printing and binding, and all other necessary expenses, \$25,000.

Libraries of educational institutions. Surveys, reports, etc., of.

Coordination of research materials, etc.

Travel, etc. Miscellaneous expenses.

Further endowment of colleges of agriculture and the mechanic arts: For carrying out the provisions of section 22 of the Act entitled "An Act to provide for research into basic laws and principles relating to agriculture and to provide for the further development of cooperative agricultural extension work and the more complete endowment and support of land-grant colleges", approved June 29, 1935 (Public Act Numbered 182, Seventy-fourth Congress), \$1,480,000.

Agriculture and the mechanic arts. Further endowment of colleges.

Ante, p. 439.

VOCATIONAL EDUCATION

Vocational education.

Salaries and expenses: For carrying out the provisions of section 7 of the Act entitled "An Act to provide for the promotion of vocational education, and so forth"¹, approved February 23, 1917, as amended by the Act of October 6, 1917 (U. S. C., title 20, sec. 15), \$192,000.

Salaries and expenses. Vol. 39, p. 933; Vol. 40, p. 345. U. S. C., p. 906.

Salaries and expenses, further development of vocational education: For carrying out the provisions of section 2 of the Act entitled "An Act to provide for the further development of vocational education in the several States and Territories", approved May 21, 1934 (48 Stat., p. 792), \$73,000.

Further development, expenses. Vol. 48, p. 792. U. S. C., p. 907.

Further development of vocational education: For carrying out the provisions of section 1 of the Act entitled "An Act to provide for the further development of vocational education in the several

Further development in States and Territories. Vol. 48, p. 792. U. S. C., p. 906.

¹ So in original.

Proviso.
Basis of apportionment.

Extending benefits to Hawaii.
Vol. 39, p. 929.
U. S. C., p. 905.
Vol. 43, p. 18.
U. S. C., p. 910.

Extending benefits to Puerto Rico.
Vol. 39, p. 929.
U. S. C., p. 905.

Vol. 46, p. 1489.
U. S. C., pp. 905, 1320, 910.

Cooperative vocational rehabilitation of persons disabled in industry.
Vol. 41, p. 735; Vol. 43, p. 431; Vol. 46, p. 524; Vol. 47, p. 448.
U. S. C., pp. 1320-1322.

Ante, p. 633.

Proviso.
Basis of apportionment.

Salaries and expenses, vocational rehabilitation.
U. S. C., pp. 1320, 1322.
Ante, p. 633.

Cooperative vocational rehabilitation of disabled residents of the District of Columbia.

Vol. 45, p. 1260.

Provisions extended to Hawaii.

Vol. 43, p. 18.
U. S. C., p. 1320.

Extending benefits to Puerto Rico.

Vol. 39, p. 930; Vol. 46, p. 1489.
U. S. C., p. 1320.

States and Territories", approved May 21, 1934 (U. S. C., title 20, sec. 15d), \$3,000,000: *Provided*, That the apportionment to the States shall be computed on the basis of not to exceed \$3,084,603 for the fiscal year 1937, as authorized by the Act approved May 21, 1934.

For extending to the Territory of Hawaii the benefits of the Act entitled "An Act to provide for the promotion of vocational education, and so forth"¹, approved February 23, 1917 (U. S. C., title 20, secs. 11-18), in accordance with the provisions of the Act entitled "An Act to extend the provisions of certain laws to the Territory of Hawaii", approved March 10, 1924 (U. S. C., title 20, sec. 29), \$30,000.

For extending to Puerto Rico the benefits of the Act entitled "An Act to provide for the promotion of vocational education, and so forth"¹, approved February 23, 1917 (U. S. C., title 20, secs. 11-18), in accordance with the provisions of the Act entitled "An Act to extend the provisions of certain laws relating to vocational education and civilian rehabilitation to Puerto Rico", approved March 3, 1931 (U. S. C., title 20, secs. 11-18; title 29, secs. 31-35; U. S. C., title 20, sec. 30), \$105,000.

Cooperative vocational rehabilitation of persons disabled in industry: For carrying out the provisions of the Act entitled "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employment", approved June 2, 1920 (U. S. C., title 29, sec. 35), as amended by the Act of June 5, 1924 (U. S. C., title 29, sec. 31), and the Acts of June 9, 1930, and June 30, 1932 (U. S. C., title 29, secs. 31-40), and section 531 (a) of the Act of August 14, 1935 (49 Stat., p. 620), \$1,891,000: *Provided*, That the apportionment to the States shall be computed on the basis of not to exceed \$1,938,000, as authorized by the Acts approved June 2, 1920, June 5, 1924, June 9, 1930, June 30, 1932, and August 14, 1935.

Salaries and expenses, vocational rehabilitation: For carrying out the provisions of section 6 of the Act entitled "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry, and so forth"¹, approved June 2, 1920 (U. S. C., title 29, sec. 35), and the Acts of June 5, 1924 (U. S. C., title 29, sec. 31), June 9, 1930, and June 30, 1932 (U. S. C., title 29, secs. 31, 40), and August 14, 1935 (49 Stat., 620), \$74,420.

Cooperative vocational rehabilitation of disabled residents of the District of Columbia: For personal services, printing and binding, travel and subsistence, and payment of expenses of training, placement, and other phases of rehabilitating disabled residents of the District of Columbia under the provisions of the Act entitled "An Act to provide for the vocational rehabilitation of disabled residents of the District of Columbia"¹, approved February 23, 1929 (45 Stat., p. 1260), \$15,000.

Promotion of vocational rehabilitation of persons disabled in industry in Hawaii: For extending to the Territory of Hawaii the benefits of the Act entitled "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry"¹, approved June 2, 1920, as amended (U. S. C., title 29, secs. 31-44), in accordance with the provisions of the Act entitled "An Act to extend the provisions of certain laws to the Territory of Hawaii", approved March 10, 1924 (U. S. C., title 29, sec. 45), \$5,000.

Promotion of vocational rehabilitation of persons disabled in industry in Puerto Rico: For extending to the island of Puerto Rico the benefits of the Act entitled "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry"¹, approved June 2, 1920, as amended (U. S. C., title 29,

¹ So in original.

secs. 31-44), in accordance with the provisions of the Act entitled "An Act to extend the provisions of certain laws relating to vocational education and civilian rehabilitation to Puerto Rico", approved March 3, 1931 (U. S. C., title 29, sec. 45a), \$15,000.

Not to exceed an aggregate of \$3,000 of appropriations available to the Office of Education for salaries and expenses for vocational education shall be used for expenses of attendance at meetings of educational associations and other organizations which in the discretion of the Commissioner of Education are necessary for the efficient discharge of its responsibilities.

Attendance at meetings.

GOVERNMENT IN THE TERRITORIES

Government in the Territories.

TERRITORY OF ALASKA

Alaska.

Salaries of the Governor and of the secretary, \$15,600.

For incidental and contingent expenses of the offices of the Governor and the secretary of the Territory, clerk hire, not to exceed \$8,600; janitor service for the Governor's office and the executive mansion, not to exceed \$3,180; traveling expenses of the Governor while absent from the capital on official business and of the secretary of the Territory while traveling on official business under direction of the Governor; repair and preservation of Governor's house and furniture; for care of grounds and purchase of necessary equipment; stationery, lights, water, and fuel; in all, \$15,890, to be expended under the direction of the Governor.

Governor, and secretary. Incidental and contingent expenses.

Legislative expenses: For salaries of members, \$21,500; mileage of members, \$9,600; salaries of employees, \$5,200; printing, indexing, comparing proofs, and binding laws, printing, indexing, and binding journals, stationery, supplies, printing of bills, reports, and so forth, \$9,600; in all, \$46,000, to be expended under the direction of the Governor of Alaska.

Legislative expenses.

Reindeer service: For supervision of reindeer in Alaska and instruction in the care and management thereof, including salaries and travel expenses of employees in Alaska, travel expenses of employees of the Indian Service while performing duties in Alaska for the reindeer service, travel expenses of new appointees from Seattle, Washington, to their posts of duty in Alaska, expenses of packing, crating, and transportation (including drayage) of personal effects of employees upon permanent change of station within Alaska, purchase, rental, erection, and repair of range cabins, purchase and maintenance of communication and other equipment, and all other necessary miscellaneous expenses, including \$1,000 for the purchase and distribution of reindeer, \$33,500, to be immediately available, and to be expended under the direction of the Governor of Alaska.

Reindeer service.

For the establishment and maintenance of public schools, Territory of Alaska, \$50,000: *Provided*, That expenditures under such \$50,000 shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Public schools.

Proviso.
Limitation.

Vol. 48, p. 1227.

Insane of Alaska: For care and custody of persons legally adjudged insane in Alaska, including compensation of medical supervisor, transportation, burial, and other expenses, \$190,600: *Provided*, That authority is granted to the Secretary of the Interior to pay from this appropriation to the Sanitarium Company, of Portland, Oregon, or to other contracting institution or institutions, not to exceed \$600 per capita per annum to and including January 15, 1937, and, thereafter, the per-capita rate of the lowest responsible bidder, for the care and maintenance of Alaskan insane patients during the fiscal

Care of insane.

Provisos.
Payments to Sanitarium Company, etc.

Returning non-residents.

year 1937: *Provided further*, That so much of this sum as may be required shall be available for all necessary expenses in ascertaining the residence of inmates and in returning those who are not legal residents of Alaska to their legal residence or to their friends, and the Secretary of the Interior shall, so soon as practicable, return to their places of residence or to their friends all inmates not residents of Alaska at the time they became insane, and the commitment papers for any person hereafter adjudged insane shall include a statement by the committing authority as to the legal residence of such person.

Roads, bridges, trails, etc.
Vol. 47, p. 446.
U. S. C., p. 2128.

For the repair and maintenance of roads, tramways, ferries, bridges, and trails, Territory of Alaska, to be expended under the provisions of Public Resolution Numbered 218, approved June 30, 1932 (U. S. C., title 48, secs. 321a-321c), \$525,000, including not to exceed \$3,000 for repair and maintenance of Government wharf at Juneau, Alaska, to be immediately available.

Juneau, wharf repair, etc.

Road, etc., construction.

Proviso.
Limitation.

For the construction, repair, and maintenance of roads, tramways, bridges, and trails, Territory of Alaska, \$130,000, to be available until expended: *Provided*, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Alaska Railroad.
Maintenance, etc.

The Alaska Railroad: For every expenditure requisite for and incident to the authorized work of the Alaska Railroad, including maintenance, operation, and improvements of railroads in Alaska; maintenance and operation of river steamers and other boats on the Yukon River and its tributaries in Alaska; operation and maintenance of ocean-going or coastwise vessels by ownership, charter, or arrangement with other branches of the Government service, for the purpose of providing additional facilities for the transportation of freight, passengers, or mail, when deemed necessary, for the benefit and development of industries and travel affecting territory tributary to the Alaska Railroad; stores for resale; payment of claims for losses and damages arising from operations, including claims of employees of the railroad for loss and damage resulting from wreck or accident on the railroad, not due to negligence of the claimant, limited to clothing and other necessary personal effects used in connection with his duties and not exceeding \$100 in value; payment of amounts due connecting lines under traffic agreements; payment of compensation and expenses as authorized by section 42 of the Injury Compensation Act approved September 7, 1916 (U. S. C., title 5, sec. 793), to be reimbursed as therein provided, \$200,000, in addition to all amounts received by the Alaska Railroad during the fiscal year 1937, to continue available until expended: *Provided*, That not to exceed \$6,000 of this fund shall be available for personal services in the District of Columbia during the fiscal year 1937, and no one other than the general manager of said railroad shall be paid an annual salary out of this fund of more than \$6,000: *Provided further*, That not to exceed \$10,000 of such fund shall be available for printing and binding: *Provided further*, That \$100,000 of such fund shall be available only for such capital expenditures as are chargeable to capital account under accounting regulations prescribed by the Interstate Commerce Commission, which amount shall be available immediately.

Injury Compensation Act, payments.
Vol. 39, p. 750.
U. S. C., p. 102.

Provisos.
Services in the District.
Salary restriction.

Printing and binding.

Capital expenditures chargeable to capital account.

Hawaii.

TERRITORY OF HAWAII

Governor and secretary.
Contingent expenses.

Salaries of the Governor and of the secretary, \$15,800.
For contingent expenses, to be expended by the Governor for stationery, postage, and incidentals, \$1,000; private secretary to the

Governor, \$3,100; temporary clerk hire, \$500; for traveling expenses of the Governor while absent from the capital on official business, \$1,250; in all, \$5,850.

Legislative expenses, Territory of Hawaii: For compensation and mileage of members of the Legislature of the Territory of Hawaii as provided by the Act of June 27, 1930, \$47,000.

Legislative expenses.

TEMPORARY GOVERNMENT FOR THE VIRGIN ISLANDS

Virgin Islands.

For salaries of the Governor and employees incident to the execution of the Act of March 3, 1917 (U. S. C., title 48, sec. 1391), traveling expenses of officers and employees while absent from place of duty on official business, necessary janitor service, care of Federal grounds, repair and preservation of Federal buildings and furniture, purchase of equipment, stationery, lights, water, and other necessary miscellaneous expenses, including not to exceed \$5,000 for purchase, including exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, and not to exceed \$4,000 for personal services, household equipment, and furnishings, fuel, ice, and electricity necessary in the operation of Government House at Saint Thomas and Government House at Saint Croix; \$125,000.

Governor, and other personal services.
Vol. 39, p. 1132.
U. S. C., p. 2202.

Miscellaneous expenses.

For salaries and expenses of the agricultural experiment station and the vocational school in the Virgin Islands, including technical personnel, clerks, and other persons; scientific investigations of plants and plant industries and diseases of animals; demonstrations in practical farming; official traveling expenses; fixtures, apparatus, and supplies; clearing and fencing of land; and other necessary expenses, including not to exceed \$2,000 for purchase, including exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, \$35,000.

Agricultural experiment station and vocational school.

For defraying the deficits in the treasuries of the municipal governments because of the excess of current expenses over current revenues for the fiscal year 1937, municipality of Saint Thomas and Saint John, \$70,000, and municipality of Saint Croix, \$60,000; in all, \$130,000.

Deficits of municipal governments.

PUERTO RICAN HURRICANE RELIEF

Puerto Rican Hurricane Relief.

To enable the Division of Territories and Island Possessions to continue collection and administration of moneys due the United States on account of loans made under the joint resolutions approved December 21, 1928 (45 Stat. 1067), and January 22, 1930 (46 Stat. 57), not to exceed \$25,000 of any unobligated balances of appropriations made by authority of those joint resolutions, including repayment of principal and payments of interest on such loans, is hereby made available for administrative expenses during the fiscal year 1937.

Administrative expenses.

Vol. 45, p. 1067; Vol. 46, p. 57.

SAINT ELIZABETHS HOSPITAL

Saint Elizabeths Hospital.

For support, clothing, and treatment in Saint Elizabeths Hospital for the insane of insane persons from the Army, Navy, Marine Corps, and Coast Guard, insane inmates of the National Home for Disabled Volunteer Soldiers, persons charged with or convicted of crimes against the United States who are insane, all persons who have become insane since their entry into the military and naval service of the United States, insane civilians in the quartermaster service of the Army, insane persons transferred from the Canal Zone who have been admitted to the hospital and who are

Maintenance, etc.
Ante, p. 1759.

Insane citizens in Canada. indigent, American citizens legally adjudged insane in the Dominion of Canada whose legal residence in one of the States, Territories, or the District of Columbia it has been impossible to establish, insane beneficiaries of the United States Employees' Compensation Commission, insane beneficiaries of the United States Veterans' Administration, and insane Indian beneficiaries of the Bureau of Indian Affairs, including not exceeding \$27,000 for the purchase, exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles for the use of the superintendent, purchasing agent, and general hospital business, and including not to exceed \$185,000 for repairs and improvements to buildings and grounds, \$1,185,840, including maintenance and operation of necessary facilities for feeding employees and others (at not less than cost), and the proceeds therefrom shall reimburse the appropriation for the institution; and not exceeding \$1,500 of this sum may be expended in the removal of patients to their friends; not exceeding \$1,500 in the purchase of such books, periodicals, and newspapers as may be required for the purposes of the hospital and for the medical library, and not exceeding \$1,500 for the actual and necessary expenses incurred in the apprehension and return to the hospital of escaped patients: *Provided*, That so much of this sum as may be required shall be available for all necessary expenses in ascertaining the residence of inmates who are not or who cease to be properly chargeable to Federal maintenance in the institution and in returning them to such places of residence: *Provided further*, That no part of this appropriation shall be expended for the purchase of oleomargarine or butter substitutes except for cooking purposes: *Provided further*, That during the fiscal year 1937 the District of Columbia, or any branch of the Government requiring Saint Elizabeths Hospital to care for patients for which they are responsible, shall pay by check to the superintendent, upon his written request, either in advance or at the end of each month, all or part of the estimated or actual cost of such maintenance, as the case may be, and bills rendered by the Superintendent of Saint Elizabeths Hospital in accordance herewith shall not be subject to audit or certification in advance of payment; proper adjustments on the basis of the actual cost of the care of patients paid for in advance shall be made monthly or quarterly, as may be agreed upon between the Superintendent of Saint Elizabeths Hospital and the District of Columbia government, department, or establishments concerned. All sums paid to the Superintendent of Saint Elizabeths Hospital for the care of patients that he is authorized by law to receive shall be deposited to the credit on the books of the Treasury Department of the appropriation made for the care and maintenance of the patients at Saint Elizabeths Hospital for the year in which the support, clothing, and treatment is provided, and be subject to requisition upon the approval of the Secretary of the Interior.

Vehicles. Returns of escaped patients. *Provided*, That so much of this sum as may be required shall be available for all necessary expenses in ascertaining the residence of inmates who are not or who cease to be properly chargeable to Federal maintenance in the institution and in returning them to such places of residence: *Provided further*, That no part of this appropriation shall be expended for the purchase of oleomargarine or butter substitutes except for cooking purposes: *Provided further*, That during the fiscal year 1937 the District of Columbia, or any branch of the Government requiring Saint Elizabeths Hospital to care for patients for which they are responsible, shall pay by check to the superintendent, upon his written request, either in advance or at the end of each month, all or part of the estimated or actual cost of such maintenance, as the case may be, and bills rendered by the Superintendent of Saint Elizabeths Hospital in accordance herewith shall not be subject to audit or certification in advance of payment; proper adjustments on the basis of the actual cost of the care of patients paid for in advance shall be made monthly or quarterly, as may be agreed upon between the Superintendent of Saint Elizabeths Hospital and the District of Columbia government, department, or establishments concerned. All sums paid to the Superintendent of Saint Elizabeths Hospital for the care of patients that he is authorized by law to receive shall be deposited to the credit on the books of the Treasury Department of the appropriation made for the care and maintenance of the patients at Saint Elizabeths Hospital for the year in which the support, clothing, and treatment is provided, and be subject to requisition upon the approval of the Secretary of the Interior.

Repairs and improvements. Butter substitutes, restriction. Patients in the District. Credit for sums paid for patients. For construction and equipment of a continuous-treatment building, including preparation of plans and specifications, advertising, and supervision of construction, \$250,000.

Continuous-treatment building. Construction and equipment. For support of the institution, including salaries and incidental expenses, books and illustrative apparatus, and general repairs and improvements, \$132,000.

Columbia Institution for the Deaf.

COLUMBIA INSTITUTION FOR THE DEAF

Maintenance, etc.

For support of the institution, including salaries and incidental expenses, books and illustrative apparatus, and general repairs and improvements, \$132,000.

HOWARD UNIVERSITY

Howard University.

Salaries: For payment in full or in part of the salaries of the officers, professors, teachers, and other regular employees of the university, the balance to be paid from privately contributed funds, \$450,000;

Salaries, etc.
Ante, p. 1623.

General expenses: For equipment, supplies, apparatus, furniture, cases and shelving, stationery, ice, repairs to buildings and grounds, and for other necessary expenses, including reimbursement to the appropriation for Freedmen's Hospital of actual cost of heat and light furnished, \$225,000;

General expenses.

Total, Howard University, \$675,000.

FREEDMEN'S HOSPITAL

Freedmen's Hospital.

For officers and employees and compensation for all other professional and other services that may be required and expressly approved by the Secretary of the Interior, \$212,840; for subsistence, fuel and light, clothing, to include white duck suits and white canvas shoes for the use of internes, and rubber surgical gloves, bedding, forage, medicine, medical and surgical supplies, surgical instruments, electric lights, repairs, replacement of X-ray apparatus, furniture, purchase of ambulance at not to exceed \$2,500, and maintenance and operation of passenger-carrying vehicles, including not exceeding \$300 for the purchase of books, periodicals, and newspapers; and not to exceed \$1,200 for the special instruction of pupil nurses, and other absolutely necessary expenses, \$100,260, of which sum not to exceed 12 per centum may be transferred, with the approval of the Director of the Bureau of the Budget, to the sum herein appropriated for personal services; in all, for Freedmen's Hospital, \$313,100, including reimbursement to the appropriation for Howard University of actual cost of heat and light furnished, of which amount of \$313,100 one-half shall be chargeable to the District of Columbia and paid in like manner as other appropriations of the District of Columbia are paid.

Salaries, etc.
Ante, p. 1759.

Contingent expenses.

Division of expenses.

SEC. 2. Appropriations herein made for field work under the Office of the Secretary, the General Land Office, the Bureau of Indian Affairs, the Bureau of Reclamation, the Geological Survey, the Bureau of Mines, and the National Park Service shall be available for the hire, with or without personal services, of work animals and animal-drawn and motor-propelled vehicles and equipment.

Field work appropriations available for work animals, etc.

Approved, June 22, 1936.

[CHAPTER 692.]

AN ACT

To authorize the Secretary of the Interior to investigate and adjust irrigation charges on irrigation lands within projects on Indian reservations, and for other purposes.

June 22, 1936.

[S. 1318.]

[Public, No. 742.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed to cause an investigation to be made to determine whether the owners of non-Indian lands under Indian irrigation projects and under projects where the United States has purchased water rights for Indians are unable to pay irrigation charges, including construction, maintenance, and operating charges, because of inability to operate such lands profitably by reason of lack of fertility of the soil, inadequacy of water supply, defects of irrigation works, or for any other causes. Where the

Indian irrigation projects. Investigation and adjustment of irrigation charges on non-Indian lands under, authorized.

Contracts for pay-
ment of past due
charges; limitation.

Lands found tempo-
rarily nonirrigable;
suspension of assess-
ments.

Action if found per-
manently nonirrigable.

Cancellation of un-
paid charges at time
Indian title extin-
guished.

Rules and regula-
tions.

Reports to Congress.

Approval of proceed-
ings.

Secretary finds that said landowners are unable to make payment due to the existence of such causes, he may adjust, defer, or cancel such charges, in whole or in part, as the facts and conditions warrant. In adjusting or deferring any such charges the Secretary may enter into contracts with said land owners for the payment of past due charges, but such contracts shall not extend the payment of such charges over a period in excess of ten years.

SEC. 2. Where the Secretary finds that any such lands cannot be cultivated profitably due to a present lack of water supply, proper drainage facilities, or need of additional construction work, he shall declare such lands temporarily nonirrigable for periods not to exceed five years and no charges shall be assessed against such lands during such periods.

SEC. 3. Where the Secretary finds that any such lands are permanently nonirrigable he may, with the consent of the landowner, eliminate such lands from the project.

SEC. 4. Where irrigation assessments against any such lands remained unpaid at the time the Indian title to such lands became extinguished and no lien existed and attached to such lands for the payment of charges so assessed and no contract for the payment of such charges was entered into, the Secretary shall cancel all such charges.

SEC. 5. The Secretary shall have power to make such rules and regulations as may be necessary to carry out the provisions of this Act.

SEC. 6. The Secretary shall make reports to the Congress on the first Monday of each regular session, and from time to time thereafter, showing the action taken under the provisions of this Act during the preceding year. No proceedings under this Act shall become effective until approved by the Congress.

Approved, June 22, 1936.

[CHAPTER 693.]

AN ACT

To provide for the appointment of additional district judges for the eastern and western districts of Missouri.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is authorized to appoint, by and with the advice and consent of the Senate, one additional United States district judge, who shall be an additional district judge for the eastern and western districts of Missouri. The judge so appointed shall at the time of his appointment be a resident and citizen of the State of Missouri.

Approved, June 22, 1936.

[CHAPTER 694.]

AN ACT

To provide for the appointment of one additional district judge for the eastern, northern, and western districts of Oklahoma.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is authorized to appoint, by and with the advice and consent of the Senate, one additional United States district judge, who shall be an additional district judge for the eastern, northern, and western districts of Oklahoma. The judge so appointed shall at the time of his appointment be a resident and citizen of the State of Oklahoma.

Approved, June 22, 1936.

June 22, 1936.

[S. 2075.]

[Public, No. 743.]

Missouri eastern and
western judicial dis-
tricts.

Additional judge au-
thorized for.

June 22, 1936.

[S. 2137.]

[Public, No. 744.]

Oklahoma eastern,
northern, and western
judicial districts.

Additional judge au-
thorized for.

[CHAPTER 695.]

AN ACT

To provide for the appointment of an additional district judge for the northern and southern districts of West Virginia.

June 22, 1936.
[S. 2456.]
[Public, No. 745.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States, by and with the advice and consent of the Senate, is hereby authorized to appoint an additional district judge for the northern and southern districts of West Virginia, who shall, at the time of his appointment, be a resident and a citizen of the State of West Virginia; and who, when appointed and qualified as provided by law, shall exercise all the powers conferred by existing law upon judges of the District Courts of the United States; and who shall, as to all business and proceedings arising in said northern and southern districts of West Virginia, as now constituted or which may be transferred thereto, succeed to and possess the same powers, and perform the same duties within said districts, that are now possessed and performed by the district judges heretofore appointed for and now serving therein, respectively.

West Virginia northern and southern judicial districts.

Additional judge authorized for; qualifications, powers, etc.

The present district judge for the northern district of West Virginia shall hold regular terms of court in said northern district, at the following places and times, that is to say:

Northern district.
Terms of court.

(a) At the city of Martinsburg on the first Tuesday in April and the third Tuesday in September in each year;

(b) At the city of Wheeling on the first Tuesday in May and the third Tuesday in October in each year;

(c) At the city of Elkins on the third Tuesdays in June and November in each year;

(d) Said judge shall also hold such special terms as may be necessary for the orderly dispatch of the business of said court; the same to be held at said places and at such times as he shall appoint.

Special terms.

The present district judge for the southern district of West Virginia shall hold regular terms of court in said southern district at the following places and times, that is to say:

Southern district.
Terms.

(a) At the city of Bluefield on the third Tuesdays in January and June in each year;

(b) At the city of Lewisburg on the first Tuesday in March and the third Tuesday in September in each year;

(c) At the city of Charleston on the third Tuesdays in April and November in each year;

(d) Said judge shall also hold such special terms as may be necessary for the orderly dispatch of the business of said court; the same to be held at said places and at such times as he shall appoint.

Special terms.

The district judge for the said northern and southern districts of West Virginia, to be appointed under this Act, shall hold regular terms of court in said northern and southern districts at the following places and times; that is to say:

Judge for northern and southern districts, terms of court.

(a) At the city of Clarksburg, in said northern district, on the second Tuesdays in January and September in each year;

(b) At the city of Parkersburg, in said northern district, on the third Tuesday in March and the second Tuesday in October in each year;

(c) At the city of Huntington, in said southern district, on the second Tuesdays in May and November in each year;

(d) Said judge shall also hold such special terms as may be necessary for the orderly dispatch of the business of said court; the same to be held at said places and at such times as he shall appoint: *Provided, however,* That whenever a vacancy shall occur in the office of the district judge for the northern district of West

Special terms.

Proviso.
Filling vacancy.

Virginia the judge appointed pursuant to the authority granted by this Act shall become the district judge for the northern district of West Virginia and no successor shall be appointed to the vacancy thus occurring in the position created by this Act.

Approved, June 22, 1936.

[CHAPTER 696.]

AN ACT

To appoint one additional judge of the District Court of the United States for the Eastern and Western Districts of Kentucky.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States be, and he is hereby, authorized to appoint, by and with the advice and consent of the Senate, one additional judge of the District Court of the United States for the Eastern and Western Districts of Kentucky. The judge shall be a resident of the State of Kentucky and shall possess the same powers, perform the same duties, and receive the same compensation as the present judges of the respective districts.

Approved, June 22, 1936.

[CHAPTER 697.]

AN ACT

To provide for an examination and survey to determine the best utilization of the surplus waters of the San Juan River and the Animas River and to determine the feasibility and cost of storing such waters and of diverting them to the Rio Chama and Rio Grande.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized and directed to cause an examination and survey to be made to determine the best utilization of the surplus waters of the San Juan River, a tributary of the Colorado River, and to determine the best possible use of such waters in the San Juan Basin without injury to the present users of the waters of the San Juan River and by diversion if feasible of a portion of such surplus waters to the Rio Chama, a tributary of the Rio Grande River, and to report the results of such surveys and examinations to the Congress as soon as possible. There is authorized to be appropriated the sum of \$50,000, or so much thereof¹ may be necessary, to carry out the purposes of this Act: *Provided,* That \$17,500 of the above sum may be expended for a similar examination and survey of the surplus waters of the Animas River, a tributary of the Rio Grande River¹, with a view to the diversion, if feasible, of a portion of such surplus waters to the Rio Grande River.

Approved, June 22, 1936.

[CHAPTER 698.]

AN ACT

To authorize the Secretary of the Interior to reserve certain lands on the public domain in Nevada for addition to the Walker River Indian Reservation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized to set aside not to exceed one hundred and seventy-one thousand two hundred acres, or so much thereof as he may deem advisable, of the public-domain

¹ So in original.

June 22, 1936.

[S. 3344.]

[Public, No. 746.]

Kentucky eastern and western judicial districts.

Additional judge authorized for.

June 22, 1936.

[S. 3488.]

[Public, No. 747.]

San Juan, etc., Rivers.

Survey to determine best utilization of surplus waters, etc., authorized.

Report to Congress.

Sum authorized.

Proviso.
Similar examination of Animas River.

June 22, 1936.

[S. 3805.]

[Public, No. 748.]

Walker River Indian Reservation, Nev.
Certain public lands added to.

Location.

lands in townships 11, 12, 13, 14, and 15 north, ranges 27, 28, 29, 30, and 31 east, Mount Diablo meridian, Nevada, as an addition to the Walker River Indian Reservation: *Provided*, That the said withdrawal shall not affect any valid rights initiated prior to the approval hereof: *Provided further*, That the Secretary of the Interior shall arrange, either by the maintenance of existing stock driveways or otherwise, to permit stock owned by others than Indians to cross the reservation at designated points. Executive order of November 26, 1934, temporarily withdrawing public-domain lands for classification, and so forth, under the Taylor Grazing Act of June 28, 1934 (ch. 865, 48 Stat. L. 1269), is hereby revoked as to such of the above-described lands as may be designated by the Secretary of the Interior for addition to the said Walker River Indian Reservation.

Provisos.
Prior rights not affected.
Stock driveways.

Executive order revoked.
Vol. 48, p. 1269.
U. S. C., p. 1851.

SEC. 2. Title to all minerals in said lands is hereby reserved to the United States and shall be subject to all forms of mineral entry or claim under the public land mining laws: *Provided*, That the Paiute Indians of the Walker River Reservation shall be paid by mineral claimants for the loss of any improvements on any lands located or withdrawn for mining purposes under rules and regulations to be prescribed by the Secretary of the Interior: *And provided further*, That an annual rental of not less than 5 cents per acre shall be paid to the superintendent of the reservation to be deposited to the credit of the tribe as compensation for loss of use or occupancy of any lands withdrawn for mining purposes or mineral entry. No mineral patent shall be granted to any applicant who is delinquent in the payment of rental or in the payment of any damages due the tribe under the provisions of this Act.

Mineral rights reserved.

Provisos.
Payments to Paiute Indians.

Rental payments.

Denial of patent if rent in arrears, etc.

Approved, June 22, 1936.

[CHAPTER 699.]

AN ACT

To provide a civil government for the Virgin Islands of the United States.

June 22, 1936.
[S. 4524.]

[Public, No. 749.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of this Act, and the name "the Virgin Islands" as used in this Act, shall apply to and include the territorial domain, lands and waters acquired by the United States through cession of the Danish West Indian Islands by the convention between the United States of America and His Majesty the King of Denmark entered into August 4, 1916, and ratified by the Senate on September 7, 1916 (39 Stat. L. 1706).

Organic Act of the Virgin Islands of the United States.
Territorial limits defined.

Vol. 39, p. 1706.

SEC. 2. The insular possession which is the Virgin Islands shall be divided into two municipalities, namely, (1) the municipality of Saint Croix and (2) the municipality of Saint Thomas and Saint John. The boundaries of said municipalities shall be the same as at present established in accordance with laws in force on the date of enactment of this Act, and the capital and seat of the central government shall be Saint Thomas. In this Act the phrase "the Government of the Virgin Islands" shall include, in addition to the governing authority of the insular possession, the governing authority of the two municipalities, unless the context shall indicate a different intention.

Subdivisions.
Municipality of Saint Croix.
Municipality of Saint Thomas and Saint John.
Boundaries.
Capital at Saint Thomas.
"The Government of the Virgin Islands" defined.

Saint Croix, Saint Thomas and Saint John.

Powers conferred.

SEC. 3. The inhabitants of the municipality of Saint Croix and of the municipality of Saint Thomas and Saint John are hereby constituted into bodies politic and juridic, under the present name of each such municipality, and as such bodies they shall have perpetual succession and power (a) to adopt and use an official seal; (b) to sue and in cases arising out of contract to be sued; (c) to demand the

fulfillment of obligations under the law and to defend and prosecute all actions at law; (d) to acquire property by purchase, exchange, donation or bequest, by virtue of proceedings for the collection of taxes, by eminent-domain proceedings, or by any other means provided by law, and to possess, administer, and govern such property; and (e) to alienate or encumber any of their property, subject to the provisions of this Act.

Transfer of property to Virgin Islands.

SEC. 4. All property which may have been acquired by the United States from Denmark in the Virgin Islands under the convention entered into August 4, 1916, not heretofore or within one year hereafter reserved by the United States for public purposes, is hereby placed under the control of the Government of the Virgin Islands: *Provided*, That, except as otherwise expressly provided, all laws of the United States for the protection and improvement of the navigable waters of the United States and the preservation of the interest of navigation and commerce shall apply to the Virgin Islands: *Provided further*, That nothing in this Act shall be construed to affect or impair in any manner the terms and conditions of any authorizations, permits, or other powers heretofore lawfully granted or exercised in or in respect of the Virgin Islands by any authorized officer or agent of the United States: *Provided further*, That the Secretary of the Interior shall be authorized to lease or to sell upon such terms as he may deem advantageous to the Government of the United States any property of the United States under his administrative supervision in the Virgin Islands not needed for public purposes.

Provisos. Application of certain United States laws.

Authorizations, etc., heretofore granted not impaired.

Disposal of surplus property.

Legislative branch.

LEGISLATIVE BRANCH

"Municipal Council of Saint Croix."

SEC. 5. All local legislative powers in the municipality of Saint Croix, except as herein otherwise provided, shall be vested in a local legislative assembly, which shall be designated the "Municipal Council of Saint Croix." Said council shall consist of nine members elected by the qualified electors of the municipality for a term of two years beginning the 1st day of January next succeeding the date of election. The members shall be elected in four representative districts, two of which shall be the town of Christiansted and the country district thereof, and two of which shall be the town of Fredriksted and the country district thereof, as defined by law in force on the date of enactment of this Act: *Provided*, That two members shall be elected for each of said districts and one member at large.

Composition, tenure of office, districts.

Proviso. Apportionment.

"Municipal Council of Saint Thomas and Saint John."

SEC. 6. All local legislative powers in the municipality of Saint Thomas and Saint John, except as herein otherwise provided, shall be vested in a local legislative assembly which shall be designated the "Municipal Council of Saint Thomas and Saint John." Said council shall consist of seven members elected by the qualified electors of the municipality for a term of two years beginning the 1st day of January next succeeding the date of election. The members shall be elected in three representative districts, one of which shall be the town district and one the country district of Saint Thomas, and one the district of Saint John, as defined by law in force on the date of enactment of this Act: *Provided*, That two members shall be elected for each of the districts of Saint Thomas, one member for the district of Saint John, and two members at large.

Composition, tenure of office, districts.

Proviso. Apportionment.

"Legislative Assembly of the Virgin Islands."

Joint sessions of municipal councils to so constitute, etc.

SEC. 7. After January 1, 1937, joint sessions of said municipal councils shall constitute and shall be designated the "Legislative Assembly of the Virgin Islands." The legislative assembly shall convene in Saint Thomas upon call by the Governor, and also whenever both municipal councils shall determine by resolutions passed

by each of them: *Provided*, That the Governor shall call the legislative assembly at least once during each calendar year. The legislative assembly shall have power to enact legislation applicable to the Virgin Islands as a whole, but no legislation shall be considered other than that specified in the message by the Governor calling such a session, or in both of said resolutions: *Provided further*, That so long as the membership of the legislative assembly does not exceed sixteen members, a quorum of the legislative assembly shall consist of not less than ten members, and no bill shall be enacted until it shall be passed by a two-thirds majority vote of the members present. The municipal councils shall not enact laws or ordinances in conflict with the enactments of the legislative assembly.

SEC. 8. The present colonial councils shall continue to function until January 1, 1937. The next general election in the Virgin Islands shall be held on November 3, 1936. At such election there shall be chosen the entire membership of each municipal council as herein provided. Thereafter the elections shall be held on the first Tuesday after the first Monday in November, beginning with the year 1938, and every two years thereafter. The terms of office of members of the respective colonial councils of the municipalities of Saint Thomas and Saint John and of Saint Croix, whose terms of office under existing law would expire prior to January 1, 1937, are hereby extended to that date.

SEC. 9. No person shall be eligible to be a member of either municipal council unless he is a citizen of the United States, over twenty-five years of age, is a qualified voter of the municipality in which elected, has resided in the Virgin Islands for a period of not less than three years next preceding the date of election, and has not been convicted of a felony or of a crime involving moral turpitude. Each municipal council may exclude from membership therein persons receiving compensation from the Government of the United States or from either of the municipal governments of the Virgin Islands.

SEC. 10. The members of each municipal council shall receive allowance for actual travel expenses and such reasonable subsistence as may be prescribed by the council.

SEC. 11. The respective municipal councils shall be the sole judges of the elections, returns, and qualifications of their members, shall be vested with the authority and attributes inherent in legislative bodies, and shall jointly or separately have the power to institute and conduct investigations, issue subpoenas to witnesses and other parties concerned, and administer oaths. Existing rules of the colonial councils shall continue in force and effect, except as inconsistent with this Act, until altered, amended, or repealed by the respective municipal councils. No member shall be held to answer before any tribunal other than the respective municipal councils themselves for any speech or debate in the municipal councils and the members shall in all cases, except treason, felony, or breach of the peace, be privileged from arrest during their attendance at the sessions of the municipal councils and in going to and returning from the same.

SEC. 12. Each municipal council shall annually appoint from among its members, for a term of one year, three members to serve as a standing committee, which, under the name of the "Municipal Committee", shall advise the Governor concerning the management of the fiscal affairs of the municipality, and concerning matters relating to the municipality. The procedure of the Municipal Committee shall be in accordance with bylaws adopted by the municipal council and approved by the Governor. The Municipal Committee shall have power when granted by local law to recommend to the Governor

Provisos.
Call by Governor.
Enactment of local legislation; limitation.

Quorum.

Two-thirds majority vote for passage.

Conformity requirements.

Present councils to continue until 1937.
General elections; time for holding, purposes of, etc.

Terms of present municipal officers.

Municipal councils, membership qualifications.

Members receiving Federal pay.

Travel and subsistence allowances.

Municipal councils to be sole judges of their membership, etc.

Other powers.

Continuance of rules in force.

Immunity and privilege from arrest of members.

"Municipal Committee."
Appointment, duties, procedure, powers, etc.

transfers between items in the annual budgets, and loans from municipal funds, but no such transfers or loans shall be made by the Governor except upon the recommendation of the Municipal Committee.

Municipal council meetings.

SEC. 13. Each municipal council shall assemble for ordinary meetings on a certain day of every second month, which day shall be previously fixed by the Governor for the whole year, and for extraordinary meetings at the call of the Governor or the chairman of the council. The Governor may postpone the meetings of the municipal councils, but not for a longer period than fourteen days. The Municipal Council of Saint Thomas and Saint John shall convene at Saint Thomas, and the Municipal Council of Saint Croix shall convene at Christiansted.

Governor; introduction of bills by; submission of budget estimates; reports, etc.

SEC. 14. The Governor may introduce bills in the respective municipal councils. The Governor shall submit to the respective municipal councils, at least ninety days before the close of each fiscal year, a budget of estimated receipts and expenditures for the respective municipalities, which shall be the basis for the annual local appropriation bills for such municipalities. He shall from time to time submit to the respective municipal councils such reports concerning the fiscal affairs of the municipalities as may be requested by resolution of either municipal council.

Municipal council quorum. Enactment requirements.

SEC. 15. The quorum of each municipal council shall consist of an absolute majority of all its members. No bill shall become a law until it shall be passed by a majority (yea-and-nay) vote of the members present and voting of the municipal council having jurisdiction, entered upon the journal, and approved by the Governor, except as otherwise herein provided. Each municipal council shall keep a journal of its proceedings and publish the same during the year, and the yeas and nays of the members voting on any question shall be entered on the journal.

Journal of proceedings.

Local new legislation, repeals, amendments, etc.

SEC. 16. New legislation, and repeals, alterations, and amendments of local laws of the Virgin Islands by the municipal council having jurisdiction, and by the legislative assembly, shall be effective and enforced when, and to the extent, such new legislation, repeals, alterations, and amendments are approved by the Governor, and the Governor shall state specifically in each case whether his approval or disapproval is in whole or in part, and if in part only, what part is approved and what part not approved. The Governor may veto any specific item or items in any bill which appropriates money for specific purposes, but shall veto other bills, if at all, only as a whole. If any bill passed by the municipal council having jurisdiction or by the legislative assembly be disapproved in whole or in part by the Governor, the Governor shall within thirty calendar days return such bill to the said municipal council or to the legislative assembly, whether in actual session or not, setting forth his objections. If after reconsideration by the legislative body having jurisdiction two-thirds of all the members of the said body pass such bill or part thereof, it shall be sent to the Governor who, in case he shall not then approve it, shall transmit the same to the President. If the President approves such bill or part of bill, he shall sign it and it shall become law; if he does not approve such bill or part of bill, he shall return it to the Governor, so stating, and it shall not become law. If any bill shall not be returned by the Governor as herein provided within thirty calendar days after it shall have been presented to him the same shall become a law in like manner as if he had signed it. The President shall approve or disapprove an act submitted to him under the provisions of this section within three months from and after its presentation for his

Veto powers of Governor.

Passage over veto.

Presentation and action of the President.

approval; and if not acted upon within such time, it shall become a law the same as if it had been specifically approved. All laws enacted by the Municipal Council of Saint Croix, by the Municipal Council of Saint Thomas and Saint John, or by the legislative assembly, shall be reported by the Governor to the Secretary of the Interior, and by him to the Congress, which hereby reserves the power and the authority to annul the same. The laws not annulled shall be published annually as a public document. If at the termination of any fiscal year the appropriation necessary for the support of the municipal government for the ensuing fiscal year shall not have been made, then the several sums appropriated¹ in the last appropriation bills for the objects and purposes therein specified, so far as the same may be applicable, shall be deemed to be reappropriated, item by item; and until the municipal council of the municipality having jurisdiction shall act in such behalf, the Governor may make the payments and collections necessary for the purpose aforesaid.

Power of Congress to annul legislation.

Annual publication of laws.
Continuance of certain appropriations.

SEC. 17. Beginning on January 1, 1938, or on such earlier date subsequent to January 1, 1937, as may be fixed by local law or ordinance for either municipality, and thereafter, the franchise shall be vested in residents of the Virgin Islands who are citizens of the United States, twenty-one years of age or over, and able to read and write the English language. Additional qualifications may be prescribed by the legislative assembly: *Provided, however*, That no property or income qualification shall ever be imposed upon or required of any voter, nor shall any discrimination in qualification be made or based upon difference in race, color, sex, or religious belief.

Franchise; qualifications.

Proviso.
No property or income qualification.
No racial, sex, or religious disqualification.

SEC. 18. The laws of the United States applicable to the Virgin Islands on the date of enactment of this Act, and all local laws and ordinances in force on such date in the Virgin Islands, not inconsistent with this Act, shall continue in force and effect: *Provided*, That the Municipal Council of Saint Croix and the Municipal Council of Saint Thomas and Saint John, and the legislative assembly, shall have power, when not inconsistent with this Act and within their respective jurisdictions, to amend, alter, modify, or repeal any law of the United States of local application only, or any ordinance, public or private, civil or criminal, continued in force and effect by this Act, except as herein otherwise provided, and to enact new laws and ordinances not inconsistent with this Act and not inconsistent with the laws of the United States hereafter made applicable to the Virgin Islands or any part thereof, subject to the power of the Congress to annul the same. The laws of the United States relating to patents, trade marks, and copyrights, and to the enforcement of rights arising thereunder, shall have the same force and effect in the Virgin Islands as in the continental United States, and the District Court of the Virgin Islands shall have the same jurisdiction in causes arising under such laws as is exercised by United States district courts.

Applicability of United States laws.

Proviso.
Power of councils to amend, etc.

Patent, trade mark, and copyright laws.

SEC. 19. The legislative power of the Virgin Islands shall extend to all subjects of local application not inconsistent with this Act or the laws of the United States made applicable to said islands, but no law shall be enacted which would impair rights existing or arising by virtue of any treaty entered into by the United States, nor shall the lands or other property of nonresidents be taxed higher than the lands or other property of residents.

Legislative power; scope.

¹ So in original.

Executive branch.

EXECUTIVE BRANCH

Governor of the Virgin Islands, appointment, tenure of office, residence, powers, etc.

SEC. 20. The executive power of the Virgin Islands and of the municipalities thereof shall be vested in an executive officer whose title shall be "the Governor of the Virgin Islands" and shall be exercised under supervision of the Secretary of the Interior. The Governor shall be appointed by the President, by and with the advice and consent of the Senate, and shall hold office at the pleasure of the President and until his successor is chosen and qualified. The Governor shall reside in the Virgin Islands during his official incumbency. He shall have general supervision and control of all executive and administrative departments, bureaus, and offices of the Government of the Virgin Islands. He shall faithfully execute the laws of the United States applicable to the Virgin Islands, and the laws and ordinances of the Virgin Islands. He may grant pardons and reprieves and remit fines and forfeitures for offenses against the local laws, and may grant respites for all offenses against the applicable laws of the United States until the decision of the President can be ascertained. He may veto any legislation as provided in this Act. He shall commission all officers that he may be authorized to appoint. He may call upon the commanders of the military and naval forces of the United States in the islands, or summon the posse comitatus, or call out the militia, to prevent or suppress violence, invasion, insurrection, or rebellion; and he may, in case of rebellion or invasion, or imminent danger thereof, when the public safety requires it, suspend the privilege of the writ of habeas corpus, or place the islands, or any part thereof, under martial law, until communication can be had with the President and the President's decision thereon made known. He shall annually, and at such other times as the President or the Congress may require, make official report of the transactions of the Government of the Virgin Islands to the Secretary of the Interior, and his said annual report shall be transmitted to the Congress. He shall perform such additional duties and functions as may, in pursuance of law, be delegated to him by the President, or by the Secretary of the Interior. He shall have the power to issue executive regulations not in conflict with any applicable law or ordinance. He shall attend or may depute another person to represent him at the meetings of the legislative authorities herein established, and may give expression to his views on any matter before such bodies.

Reports by.

Government Secretary, appointment, powers, duties, etc.

SEC. 21. The President shall appoint a Government Secretary for the Virgin Islands, who shall have all the powers of the Governor in the case of a vacancy or temporary removal, resignation, or disability of the Governor, or in case of his temporary absence. He shall have custody of the seal of the Virgin Islands and shall countersign and affix such seal to all executive proclamations and all other executive documents. He shall, when practicable, attend all meetings of the Municipal Council of Saint Thomas and Saint John, before which body he shall give expression to the advice of the Governor. He shall record and preserve the laws enacted by the legislative authorities herein established. He shall promulgate all proclamations and orders of the Governor and all laws enacted by said legislative authorities. He shall have all such executive powers and perform such other duties as may be prescribed by law or assigned to him by the Governor.

Administrator for Saint Croix, appointment, duties, etc.

SEC. 22. The Secretary of the Interior shall appoint an Administrator for Saint Croix, who shall act for the Governor in the administration of the affairs of the municipality of Saint Croix. He shall, when practicable, attend all meetings of the Municipal Council of Saint Croix, before which body he shall give expression to the advice

of the Governor. He shall exercise supervision over all administrative departments in the municipality of Saint Croix, subject to the direction of the Governor.

SEC. 23. The Secretary of the Interior shall appoint such other executive and administrative officers as may, in his discretion, be required. Such officers shall have such powers and duties as may be conferred or imposed upon them by law or ordinance, or by order of the Secretary of the Interior or executive regulation of the Governor not inconsistent with any such law or ordinance. The salary of all executive officers and employees appointed by the President or by the Secretary of the Interior shall be paid from funds appropriated for the Government of the Virgin Islands by the Congress in annual appropriation bills, or as may be otherwise provided by law. The officers appointed by the Secretary of the Interior shall hold office during his pleasure, and in making such appointments the Secretary shall give due consideration to natives of the Virgin Islands.

Other executive and administrative officers.

Payment of salaries.

Tenure; appointment of natives.

SEC. 24. The Governor shall appoint, by and with the advice and consent of the municipal council having jurisdiction, all salaried officers and employees of the municipal governments whose salaries are provided for in the budgets of the municipal governments. In the event of a vacancy in any appointive office under the Government of the Virgin Islands, or the absence, illness, or temporary disqualification of any appointive officer, the Governor shall designate an officer or employee of the Government of the Virgin Islands to discharge the functions of such officer during such vacancy, absence, illness, or temporary disqualification.

Officers and employees of municipal governments.

Vacancies.

JUDICIAL BRANCH

Judicial branch.

SEC. 25. The judicial power of the Virgin Islands shall be vested in a court to be designated "the District Court of the Virgin Islands" and in such court or courts of inferior jurisdiction as may have been or may hereafter be established by local law: *Provided*, That the legislative assembly may provide for the organization and conduct of a Superior Court of the Virgin Islands and may transfer from the district court to such Superior Court jurisdiction over any or all causes other than those arising under the laws of the United States. Appeals from the Superior Court shall be as provided by law in the case of appeals from the district court.

District Court of the Virgin Islands and inferior local courts provided.

Proviso.
Superior Court of the Virgin Islands, jurisdiction, etc.

SEC. 26. The President shall, by and with the advice and consent of the Senate, appoint a judge and a district attorney for the District Court of the Virgin Islands who shall hold office for the term of four years and until their successors are chosen and qualified unless sooner removed by the President for cause.

Judge and district attorney; appointment; tenure.

Compensation.

The Attorney General shall appoint and fix the compensation of all other officers necessary for the transaction of the business of the district court, and the compensation of the judge of the district court, and of the district attorney, and the administrative expenses of such court shall be paid from appropriations made for the Department of Justice. The duties of such officers shall be prescribed by law or ordinance and by order of the Attorney General not inconsistent therewith: *Provided*, That the Governor may call upon the district attorney to advise him upon any legal questions concerning the administration of the Government of the Virgin Islands.

Duties.

Proviso.
Legal advice.

SEC. 27. The District Court of the Virgin Islands shall consist of two divisions, one constituted by the municipality of Saint Croix and one constituted by the municipality of Saint Thomas and Saint John, as defined by local law in force on the date of enactment of this Act. The judge of the district court shall hold court in each

District Court; divisions.

Terms.

Rules of practice and procedure.

Running of process.

Jurisdiction of district court.

division at such time as he may designate by order, at least once in two months in each division. The rules of practice and procedure in such district court shall be prescribed by law or ordinance or by rules and regulations of the district judge not inconsistent with law or ordinance. The process of the district court shall run throughout the Virgin Islands.

SEC. 28. The district court shall have jurisdiction of—

(1) All criminal cases under the laws of the respective municipalities or under the laws of the United States applicable to the Virgin Islands;

(2) All cases in equity;

(3) All cases in admiralty;

(4) All cases of divorce and annulment of marriage;

(5) All cases at law involving principal sums exceeding \$200;

(6) All cases involving title to real estate;

(7) All appeals from judgments rendered in the inferior courts;

(8) All matters and proceedings not otherwise hereinabove provided for which, on the date of enactment of this Act, were within the jurisdiction of the District Court of the Virgin Islands, or of the judge thereof, or which may hereafter be placed within the jurisdiction of the District Court of the Virgin Islands, or of the judge thereof, by local law.

Concurrent jurisdiction with inferior courts.

The district court shall also have concurrent jurisdiction with the inferior courts as provided in section 32.

Maritime, etc., jurisdiction.

SEC. 29. The district court shall also have jurisdiction of offenses under the criminal laws of the United States when such offenses are committed on the high seas beyond the territorial limits of the Virgin Islands on vessels belonging in whole or in part to the United States, to any citizen thereof, or to any corporation created by or under the laws of the United States or of any State or Territory thereof, and the offenders are found in the Virgin Islands or are brought into the Virgin Islands after the commission of the offense.

Appeals from District Court.

SEC. 30. Appeals from the District Court of the Virgin Islands shall be as provided by law in force on the date of enactment of this Act: *Provided*, That no appeal shall be predicated upon the existence of a right of appeal under the law of Denmark.

Proviso.
Restriction.

Jury trial in criminal cases.

SEC. 31. In any criminal case originating in said district court, no person shall be denied the right to trial by jury on the demand of either party: *Provided*, That if no jury is demanded the case shall be tried by the court without a jury: *Provided further*, That the judge of the district court may, on his own motion, order a jury for the trial of any criminal action: *Provided further*, That the respective municipal councils of Saint Croix and of Saint Thomas and Saint John, may provide for trial in misdemeanor cases by a jury of six qualified persons.

Provisos.
If no jury demanded.
Ordering of jury by judge.

Misdemeanor cases.

Inferior courts.
Concurrent jurisdiction with district court in minor civil or criminal cases.

SEC. 32. The inferior courts shall have jurisdiction concurrent with the district court in all civil cases in which the principal sum claimed does not exceed \$200, and of all criminal cases wherein the punishment that may be imposed shall not exceed a fine of \$100 or imprisonment not exceeding six months, all violations of police regulations and executive regulations, and any cause or offense wherein jurisdiction hereafter shall have been conferred by local law. Such inferior courts shall hold preliminary investigations in charges of felony and charges of misdemeanor in which the punishment that may be imposed is beyond the jurisdiction granted to the inferior courts by this section, and shall commit offenders to the district court and grant bail in bailable cases. The rules governing said courts and prescribing the duties of inferior judges and inferior court officers, oaths, and bonds, the times and places of holding such

Preliminary investigations in felony, etc., charges.

Rules, duties, etc.

courts, the disposition of fines, costs, forfeitures, enforcements of judgments, providing for appeals therefrom to the district court, and the disposition and treatment of prisoners shall be as established by law or ordinance in force on the date of enactment of this Act or as may hereafter be established by law or ordinance by the municipal council having jurisdiction.

Appeals from inferior courts.

Sec. 33. Appeals in civil and criminal cases from the judgments and rulings of the inferior courts shall be to the district court and shall be taken in accordance with the laws and ordinances of the respective municipalities: *Provided*, That the right of appeal in all cases, civil and criminal, shall be as established by law or ordinance in force on the date of enactment of this Act, or as may hereafter be established by law or ordinance by the municipal council having jurisdiction.

Proviso.
Right of appeal.

MISCELLANEOUS PROVISIONS

Miscellaneous provisions.

Sec. 34. No law shall be enacted in the Virgin Islands which shall deprive any person of life, liberty, or property without due process of law or deny to any person therein equal protection of the laws.

"Bill of rights," provisions.

In all criminal prosecutions the accused shall enjoy the right to be represented by counsel for his defense, to be informed of the nature and cause of the accusation, to have a copy thereof, to have a speedy and public trial, to be confronted with the witnesses against him, and to have compulsory process for obtaining witnesses in his favor.

No person shall be held to answer for a criminal offense without due process of law, and no person for the same offense shall be twice put in jeopardy of punishment, nor shall be compelled in any criminal cause to give evidence against himself; nor shall any person sit as judge or magistrate in any case in which he has been engaged as attorney or prosecutor.

All persons shall be bailable by sufficient sureties in the case of criminal offenses, except for first-degree murder or any capital offense when the proof is evident or the presumption great.

No law impairing the obligation of contracts shall be enacted.

No person shall be imprisoned or shall suffer forced labor for debt.

All persons shall have the privilege of the writ of habeas corpus and the same shall not be suspended except as herein expressly provided.

No ex-post-facto law or bill of attainder shall be enacted.

Private property shall not be taken for public use except upon payment of just compensation ascertained in the manner provided by law.

Nothing contained in this Act shall be construed to limit the power of the municipal councils herein provided to enact laws for the protection of life, the public health, or the public safety.

Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishment inflicted.

The right to be secure against unreasonable searches and seizures shall not be violated.

No warrant for arrest or search shall issue, but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched and the persons or things to be seized.

Slavery shall not exist in the Virgin Islands.

Involuntary servitude, except as a punishment for crime whereof the party shall have been duly convicted, shall not exist in the Virgin Islands.

No law shall be passed abridging the freedom of speech or of the press or the right of the people peaceably to assemble and petition the Government for the redress of grievances.

No law shall be made respecting an establishment of religion or prohibiting the free exercise thereof, and the free exercise and enjoyment of religious profession and worship without discrimination or preference shall forever be allowed, and no political or religious test other than an oath to support the Constitution and the laws of the United States applicable to the Virgin Islands, and the laws of the Virgin Islands, shall be required as a qualification to any office or public trust under the Government of the Virgin Islands.

The contracting of polygamous or plural marriages is prohibited.

No money shall be paid out of the treasury except in accordance with an Act of Congress or money bill of the local legislative authority having jurisdiction and on warrant drawn by the proper officer.

The employment of children under the age of fourteen years in any occupation injurious to health or morals or hazardous to life or limb is hereby prohibited.

Sec. 35. All taxes, duties, fees, and public revenues collected in the municipality of Saint Croix shall be covered into the treasury of the Virgin Islands and held in account for said municipality and all taxes, duties, fees, and public revenues collected in the municipality of Saint Thomas and Saint John shall be covered into said treasury of the Virgin Islands and held in account for said municipality: *Provided*, That the proceeds of customs duties, less the cost of collection, and the proceeds of the United States income tax, and the proceeds of any taxes levied by the Congress on the inhabitants of the Virgin Islands, and all quarantine, passport, immigration, and naturalization fees collected in the Virgin Islands shall be covered into the treasury of the Virgin Islands and held in account for the respective municipalities, and shall be expended for the benefit and government of said municipalities in accordance with the annual municipal budgets. The Municipal Council of Saint Croix may make appropriations for the purposes of said municipality from, and to be paid out of, the funds credited to its account in the treasury of the Virgin Islands; and the Municipal Council of Saint Thomas and Saint John may make appropriations for the purposes of said municipality from, and to be paid out of, the funds credited to its account in said treasury.

Sec. 36. Taxes and assessments on property and incomes, internal-revenue taxes, license fees, and service fees may be imposed and collected, and royalties for franchises, privileges, and concessions granted may be collected for the purposes of the Government of the Virgin Islands as may be provided and defined by the municipal councils herein established: *Provided*, That all money hereafter derived from any tax levied or assessed for a special purpose shall be treated as a special fund in the treasury of the Virgin Islands and paid out for such purpose only, except when otherwise authorized by the legislative authority having jurisdiction after the purpose for which such fund was created has been accomplished. Until Congress shall otherwise provide, all laws concerning import duties and customs in the municipality of Saint Thomas and Saint John now in effect shall be in force and effect in and for the Virgin Islands: *Provided*, That the Secretary of the Treasury shall designate the several ports and sub-ports of entry in the Virgin Islands of the United States and shall make such rules and regulations and appoint such officers and employees as he may deem necessary for the administration of the customs laws in the Virgin Islands of the United States; and he shall fix the compensation of all such officers and employees and provide for the payment of such compensations and other expenses of the collection of duties, fees, and taxes imposed

Collection and expenditure of public revenue, etc.

Proviso.
Proceeds of designated receipts covered into Virgin Islands treasury.

Appropriations by Municipal Councils.

Property and income taxes, etc.

Provisos.
Special taxes; treatment, etc.

Import duties and customs.

Ports of entry to be designated.

Customs officers, appointment, etc.

under the customs laws from the receipts thereof. The export duties in effect on the date of enactment of this Act may be from time to time reduced, repealed, or restored by ordinance of the municipal council having jurisdiction: *Provided further*, That no new export duties shall be levied in the Virgin Islands except by the Congress.

Export duties.

Levy of new export duties by Congress.

Judicial process.

SEC. 37. All judicial process shall run in the name of "United States of America, scilicet, the President of the United States", and all penal or criminal prosecutions in the local courts shall be conducted in the name of and by authority of "the People of the Virgin Islands of the United States."

Conduct of penal, etc., prosecutions.

SEC. 38. All officials of the Government of the Virgin Islands shall be citizens of the United States, and before entering upon the duties of their respective offices shall take an oath to support the Constitution and the laws of the United States applicable to the Virgin Islands and the laws of the Virgin Islands.

Government officials; citizenship requirements, etc.

SEC. 39. All reports required by law to be made by the Governor to any official of the United States shall hereafter be made to the Secretary of the Interior, and the President is hereby authorized to place all matters pertaining to the Government of the Virgin Islands under the jurisdiction of the Secretary of the Interior, except matters relating to the judicial branch of said Government which shall be as hereinbefore provided under the supervision of the Attorney General.

Governor's reports to be made to Secretary of Interior.

Jurisdiction of Secretary.

Judicial branch under supervision of Attorney General.

SEC. 40. This Act shall take effect upon its enactment, but until its provisions shall severally become operative as herein provided, the corresponding legislative, executive, and judicial functions of the existing government shall continue to be exercised as now provided by law or ordinance, and the present incumbents of all offices under the Government of the Virgin Islands shall continue in office until their successors are appointed and have qualified unless sooner removed by competent authority.

Effective date.

SEC. 41. This Act may be cited as the Organic Act of the Virgin Islands of the United States.

Citation of Act.

Approved, June 22, 1936.

[CHAPTER 700.]

AN ACT

To permit mining within the Glacier Bay National Monument.

June 22, 1936.

[S. 4784.]

[Public, No. 760.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the area within the Glacier Bay National Monument in Alaska, or as it may hereafter be extended, all mineral deposits of the classes and kinds now subject to location, entry, and patent under the mining laws of the United States shall be, exclusive of the land containing them, subject to disposal under such laws, with right of occupation and use of so much of the surface of the land as may be required for all purposes reasonably incident to the mining or removal of the minerals and under such general regulations as may be prescribed by the Secretary of the Interior.

Glacier Bay National Monument, Alaska. Permission for mining within, granted.

Use of surface land.

Approved, June 22, 1936.

[CHAPTER 701.]

AN ACT

To withdraw certain public lands from settlement and entry.

June 22, 1936.
[H. R. 1397.]

[Public, No. 751.]

Public lands.
Reservation of, in
California, for park,
recreational purposes,
etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the public lands of the United States within the boundaries hereinafter described are hereby withdrawn from settlement, location, sale, and entry under the public land laws of the United States for a local park, recreational purposes, and for securing favorable conditions of water flows subject to and with a reservation of the right of the United States or its permittees or licensees, upon payment only for damages to improvements made by the Board of Supervisors of Butte County, California, to enter upon, occupy, and use any part or all thereof necessary, in the judgment of the Federal Power Commission, for the purposes of the Federal Water Power Act. The lands herein referred to are located in the State of California and more particularly bounded and described as follows:

Description.

Provisos.
Enforcement of local,
police, etc., rules and
regulations.

Existing lawful
rights not affected.

Discretionary resto-
ration of any lands to
settlement.

The east half section 32, township 20 north, range 5 east, Mount Diablo base and meridian, containing three hundred and twenty acres: *Provided*, That the Board of Supervisors of Butte County, in which said lands are located, shall make and enforce all such local, police, sanitary, and other rules and regulations, not inconsistent with the rights of the United States therein, as may be necessary for the preservation and use of said lands by the public as a local public park and recreation ground and for the preservation of animal life thereon, for the preservation of order thereon, and for the purpose of securing favorable conditions of water flows therefrom, including the right to construct roads and trails thereon and a conduit or ditch for conveying water for the public-park uses in immediate connection therewith: *Provided further*, That this Act shall not defeat or affect any lawful right which has already attached under the public land or mining laws: *Provided further*, That the Secretary of the Interior may, when in his judgment the public interest would be best served thereby, restore any of said lands to settlement, location, sale, or entry, subject to and with a reservation of the right of the United States or its permittees or licensees, upon payment only for damages to improvements made by said Board of Supervisors, to enter upon, occupy, and use any part or all of such land necessary, in the judgment of the Federal Power Commission, for the purposes of the Federal Water Power Act, which right shall be expressly reserved in every patent issued for such lands.

Approved, June 22, 1936.

[CHAPTER 702.]

AN ACT

To amend section 36 of the Emergency Farm Mortgage Act of 1933, as amended.

June 22, 1936.
[H. R. 9484.]

[Public, No. 752.]

Emergency Farm
Mortgage Act of 1933,
amendments.
Vol. 48, p. 49.

Drainage, irrigation,
etc., districts.

Loans by Recon-
struction Finance Cor-
poration for benefit of,
authorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first two sentences of section 36 of the Emergency Farm Mortgage Act of 1933, as amended, are amended to read as follows:

"The Reconstruction Finance Corporation is authorized and empowered to make loans as hereinafter provided, in an aggregate amount not exceeding \$125,000,000, including commitments and disbursements heretofore made, to or for the benefit of drainage districts, levee districts, levee and drainage districts, irrigation districts, and similar districts, mutual nonprofit companies and incorporated water-users' associations duly organized under the laws of

any State or Territory, and to or for the benefit of political subdivisions of States and Territories which have or propose to purchase or otherwise acquire projects or portions thereof devoted chiefly to the improvement of lands for agricultural purposes. Such loans shall be made for the purpose of enabling any such district, political subdivision, company, or association (hereafter referred to as the "borrower") to reduce and refinance its outstanding indebtedness incurred in connection with any such project; or, whether or not it has any such indebtedness, to purchase, acquire, construct, or complete such a project or any part thereof, or to purchase or acquire additional drainage, levee, or irrigation works, or property, rights, or appurtenances in connection therewith, and to repair, extend, or improve any such project or make such additions thereto as are consonant with or necessary or desirable for the proper functioning thereof or for the further assurance of the ability of the borrower to repay its loan: *Provided*, That the terms of this Act shall not permit additional or new land to be brought into production outside of the present boundaries of any established or reorganized irrigation district."

State subdivision projects included.

Purposes. Reduction and refinancing of outstanding indebtedness.

Completion, etc., of projects.

Acquisition of additional drainage, levee, or irrigation rights, etc.

Repair, extension, etc., of projects.

Proviso. Limitation.

Additional loans for repairs, etc.; provision repealed. Vol. 48, p. 1111.

SEC. 2. Such section is further amended by striking out the sentence therein which reads as follows: "When any loan is authorized pursuant to the provisions of this section and it shall then or thereafter appear that repairs and necessary extensions or improvements to the project of such district, political subdivision, company, or association are necessary or desirable for the proper functioning of its project or for the further assurance of its ability to repay such loan, and if it shall also appear that such repairs and necessary extensions or improvements are not designed to bring new lands into production, the Corporation, within the limitation as to total amount provided in this section, may make an additional loan or loans to such district, political subdivision, company, or association for such purpose or purposes."

Approved, June 22, 1936.

[CHAPTER 703.]

AN ACT

Authorizing the Secretary of the Navy to convey a right-of-way over certain lands situated in Solano County, California, to the State of California for State highway purposes.

June 22, 1936.
[H. R. 10356.]
[Public, No. 753.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby granted to the State of California, under such terms and conditions as the Secretary of the Navy may prescribe, an easement of right-of-way for highway purposes only and for no other purposes, over a strip of land one hundred and fifty feet in width and lying and being seventy-five feet on either side of the center line of a certain privately operated toll road known as the Sears Point Toll Road, as said road is now laid out, used, and operated, and running from the Napa River in the county of Solano, State of California, to Sonoma Creek in said county and State.

State of California. Easement of right-of-way, in Solano County, granted to, for highway purposes.

Said grant is for the purpose of permitting the State of California to locate and maintain at its expense along the route hereinbefore mentioned a free public highway, which shall be a portion of the State highway system of the State of California: *Provided, however*, That upon abandonment of said highway by the State of California for the purposes aforesaid the easement granted to the said State of California under this Act shall cease and terminate.

Purpose declared.

Proviso. Reversionary provision.

Emergency use of
highway.

SEC. 2. Whenever in the judgment of the Secretary of the Navy or his duly authorized representative any emergencies¹ exists which justifies it, he may assume exclusive control and management of said road and may then in his discretion prohibit, limit, or regulate traffic thereon.

Rights reserved.

The easement referred to in section 1 hereof is granted to the State of California and accepted by it with the distinct reservation that the Secretary of the Navy may, in behalf of the United States, at any time he deems its interests so warrant, reacquire the said easement by eminent domain or otherwise, the amount of just compensation in such case to be paid therefor not to exceed the cost to the State of California of any improvements placed upon the property referred to in section 1 subsequently to the date of approval of this Act.

Conveyance.

SEC. 3. The Secretary of the Navy is hereby authorized and directed to execute and deliver to the State of California such conveyance as is necessary to effectuate the terms of this Act.

Approved, June 22, 1936.

[CHAPTER 704.]

AN ACT

June 22, 1936.

[H. R. 11615.]

[Public, No. 754.]

Limiting the operation of sections 109 and 113 of the Criminal Code and section 190 of the Revised Statutes of the United States with respect to counsel in certain cases.

Frank Wideman.
Restrictions respect-
ing certain counsel
waived in favor of.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the employment of Frank Wideman as an attorney or counselor specially employed, retained, or appointed by the Attorney General or under authority of the Department of Justice to assist in the conduct of legal proceedings pertaining to the unpaid tax liability of Associated Gas and Electric Company and its corporate affiliates and to assist in the conduct of the case of Commissioner of Internal Revenue against Charles E. Mitchell, including all proceedings therein and any other case or proceeding, appellate or otherwise, that may arise out of or pertain to the tax liability of said taxpayers shall not be construed to be employment within the meaning of sections 109 and 113 of the Criminal Code of the United States, as amended (U. S. C., title 18, secs. 198 and 203), or section 190 of the Revised Statutes of the United States (U. S. C., title 5, sec. 99).

U. S. C., pp. 48, 734,
735.

Approved, June 22, 1936.

[CHAPTER 705.]

AN ACT

June 22, 1936.

[H. R. 12305.]

[Public, No. 755.]

To define the jurisdiction of the Coast Guard.

Coast Guard.
Jurisdiction defined.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That commissioned, warrant, and petty officers of the Coast Guard are hereby empowered to make inquiries, examinations, inspections, searches, seizures, and arrests upon the high seas, and the navigable waters of the United States, its Territories, and possessions, except the Philippine Islands, for the prevention, detection, and suppression of violations of laws of the United States: *Provided,* That nothing herein contained shall apply to the inland waters of the United States, its Territories, and possessions, other than the Great Lakes and the connecting waters thereof. For such purposes, such officers are authorized at any time to go on board of any vessel, subject to the jurisdiction, or to the

Proviso.
Waters excluded.

Right to board,
search, etc., vessels.

¹ So in original.

operation of any law, of the United States, to address inquiries to those on board, to examine the ship's documents and papers, and to examine, inspect, and search the vessel and use all necessary force to compel compliance. When from such inquiries, examination, inspection, or search it shall appear that a breach of the laws of the United States rendering a person liable to arrest is being, or has been committed, by any person, such person shall be arrested or, if escaping to shore, shall be immediately pursued and arrested on shore, or other lawful and appropriate action shall be taken; or, if it shall appear that a breach of the laws of the United States has been committed so as to render such vessel, or the merchandise, or any part thereof, on board of, or brought into the United States by, such vessel, liable to forfeiture, or, so as to render such vessel liable to a fine or penalty and if necessary to secure such fine or penalty, such vessel shall be seized.

Arrest of law violators.

Seizure of vessel.

SEC. 2. The officers of the United States Coast Guard, insofar as they are engaged, pursuant to the authority contained in this Act, in enforcing any law of the United States, shall—

Officers deemed agents of executive departments, etc.

(a) Be deemed to be acting as agents of the particular executive department or independent establishment charged with the administration of the particular law; and

(b) Be subject to all the rules and regulations promulgated by such department or independent establishment with respect to the enforcement of that law.

SEC. 3. The foregoing provisions shall be in addition to any powers conferred by law upon such officers, and not in limitation of any powers conferred by law upon such officers or any other officers of the United States.

Provisions to be additional to vested powers.

SEC. 4. The term "inland waters" as used in this Act shall not be construed to include harbors, bays, sounds, roadsteads, and like bodies of water along the coasts of the United States, its Territories, and possessions, and shores of the Great Lakes.

"Inland waters" construed.

Approved, June 22, 1936.

[CHAPTER 706.]

AN ACT

To amend section 8 of the Act entitled "An Act to establish a National Archives of the United States Government, and for other purposes", approved June 19, 1934.

June 22, 1936.
[H. R. 12410.]
[Public, No. 756.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 8 of the Act entitled "An Act to establish a National Archives of the United States Government, and for other purposes", approved June 19, 1934 (48 Stat. 1123; U. S. C., title 40, ch. 2A, sec. 238) be, and the same is hereby, amended to read as follows:

National Archives.
Vol. 48, p. 1123.
U. S. C., p. 1784.

"The National Archives shall have an official seal, which shall be judicially noticed.

Official seal; judicial notice.

"The Archivist of the United States may make or reproduce and furnish authenticated or unauthenticated copies of any of the documentary, photographic or other archives or records in his custody that are not exempt from examination as confidential or protected by subsisting copyright, and may charge therefor a fee sufficient to cover the cost or expenses thereof. There shall be no charge for the making or authentication of such copies or reproductions furnished to any department or other agency of the Government for official use. When any such copy or reproduction furnished under the terms hereof is authenticated by the official seal of The National Archives and certified by the Archivist of the United States, or in

Furnishing of copies of documents; fee.

Government agencies, no charge for copies furnished to.

Authenticated copies; admissibility in evidence.

his name attested by the head of any office or the chief of any division of The National Archives designated by the Archivist with such authority, it shall be admitted in evidence equally with the original from which it was made.”

Approved, June 22, 1936.

[CHAPTER 707.]

AN ACT

To provide an additional place of holding terms of the United States district court in the eastern district of Kentucky, and to amend section 83 of the Judicial Code, as amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in addition to the places of holding district courts of the United States in the eastern district of Kentucky, as now provided by law, there shall be held at Pikeville in Pike County, Kentucky, two regular sessions of said court each year beginning on the fourth Monday in March and the second Monday in October: *Provided,* That suitable rooms and accommodations for holding said sessions of court shall be furnished without expense to the United States until such time as the United States shall provide such rooms and accommodations.

The clerk of the court for said eastern district shall maintain an office in charge of himself, a deputy, or a clerical assistant at said place, and said office shall be kept open at all times for the transaction of business of said court.

Approved, June 22, 1936.

[CHAPTER 708.]

AN ACT

To amend certain provisions of the Act of March 7, 1928 (45 Stat. L. 210-212).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of Congress approved March 7, 1928 (45 Stat. L. 210-212), and Acts amendatory thereof or supplementary thereto, are hereby amended so as to provide that the net revenues from the sale of surplus power developed at the Coolidge Dam and other generating plants of the San Carlos project and transmitted over existing transmission lines shall be devoted, first, to reimbursing the United States for the cost of developing such electrical power; second, to reimbursing the United States for the cost of the San Carlos irrigation project; third, to payment of operation and maintenance charges and the making of repairs and improvements on said project: *Provided, however,* That all net power revenues from the sale of power transmitted over such additional transmission lines as may hereafter be constructed by the San Carlos Irrigation and Drainage District for the benefit of the San Carlos project shall first be devoted to the repayment of the construction costs of such additional transmission lines: *Provided further,* That the United States and the San Carlos Irrigation District shall enter into an appropriate contract in accordance with the terms of this Act to be approved by the Secretary of the Interior, which contract shall provide that the additional transmission lines hereafter constructed by the district shall, upon completion of construction, be conveyed to the United States: *Provided further,* That after reimbursement to the district from such net power revenues of the cost of constructing additional transmission lines the net power revenues received from the sales of power trans-

June 22, 1936.

[H. R. 12848.]

[Public, No. 757.]

United States courts.
Kentucky eastern
district.
Terms at Pikeville.
U. S. C., p. 1244.

Proviso.
Accommodations.

Clerk's office.

June 22, 1936.

[H. R. 11643.]

[Public, No. 758.]

San Carlos irrigation
project, Ariz.
Net revenues from
surplus power sales,
use of.
Vol. 45, p. 210.

Provisos.
Use of net power revenues from additional transmission lines.

Conveyance of additional transmission lines to United States.

Application of power receipts.

mitted over additional transmission lines hereafter constructed by the district shall be applied as herein provided for the application of net power revenues from the sale of power transmitted over existing transmission lines.

Approved, June 22, 1936.

[CHAPTER 709.]

AN ACT

To provide for the transfer of the surplus decommissioned lightship numbered 82 to United States Ship Constitution Post, Numbered 3339, Veterans of Foreign Wars.

June 22, 1936.
[H. R. 12896.]
[Public, No. 759.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Commerce is authorized and directed to transfer the surplus decommissioned lightship numbered 82 to the United States Ship Constitution Post, Numbered 3339, Veterans of Foreign Wars, of the department of Massachusetts, for use by the said post as its headquarters. Such transfer may be by gift without cost to the said post, or by sale for a nominal consideration, whichever method the Secretary may deem the more consistent with public interest, and such transfer shall be made without reference to the provisions of law regarding the disposition of surplus or condemned Government property contained in the Act of March 4, 1913, or in any other statute.

Lightship numbered 82. Transfer to U. S. Ship Constitution Post, No. 3339, Veterans of Foreign Wars, Mass., authorized.

Vol. 37, p. 1009.

Approved, June 22, 1936.

[CHAPTER 710.]

AN ACT

To convey certain lands to Clackamas County, Oregon, for public-park purposes.

June 22, 1936.
[H. R. 9485.]
[Public, No. 760.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed to issue a patent to Clackamas County, Oregon, on behalf of the United States, for the southeast quarter southwest quarter, the northeast quarter southwest quarter, and the northwest quarter southeast quarter section 11, township 4 south, range 2 east, Willamette meridian, in the State of Oregon, containing one hundred and twenty acres, more or less, on condition that such county shall accept and use such lands solely for public-park purposes; but if such county shall at any time cease to use such lands for public-park purposes, or shall permit the use of such lands for any other purpose, or shall alienate or attempt to alienate them, they shall revert to the United States: *Provided,* That before patent issues Clackamas County shall pay to the United States the appraised price for the timber on the said lands, the money so paid to be deposited in the Oregon and California land-grant fund for distribution in the manner provided by section 10 of the Act of June 9, 1916 (39 Stat. 218).

Clackamas County, Oreg. Conveyance of certain lands to, for public-park purposes.

Reversionary provision.

Proviso. Payment.

Vol. 39, p. 222.

SEC. 2. The Secretary of the Interior shall prescribe all necessary regulations to carry into effect the foregoing provisions of this Act.

Regulations to be prescribed.

Approved, June 22, 1936.

[CHAPTER 711.]

JOINT RESOLUTION

To provide for the maintenance of public order and the protection of life and property in connection with the Presidential inaugural ceremonies in 1937.

June 22, 1936.
[S. J. Res. 272.]
[Pub. Res., No. 118.]

Presidential inaugural ceremonies, 1937.
Appropriation for maintenance of order, etc., during.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That \$25,000, or so much thereof as may be necessary, payable in like manner as other appropriations for the expenses of the District of Columbia, is hereby appropriated to enable the Commissioners of the District of Columbia to maintain public order and protect life and property in said District from January 15 to January 26, 1937, both inclusive, including the employment of personal services, payment of allowances, traveling expenses, hire of means of transportation, cost of removing and relocating street-car loading platforms, for the construction, rent, maintenance, and expenses incident to the operation of temporary public-comfort stations, first-aid stations, and information booths, during the period aforesaid, and other incidental expenses in the discretion of the Commissioners. Said Commissioners are hereby authorized and directed to make all reasonable regulations necessary to secure such preservation of public order and protection of life and property, and to make special regulations respecting the standing, movements, and operating of vehicles of whatever character or kind during said period; and to grant, under such conditions as they may impose, special licenses to peddlers and vendors to sell goods, wares, and merchandise on the streets, avenues, and sidewalks in the District of Columbia, and to charge for such privilege such fees as they may deem proper.

Regulations.

Licenses to peddlers, etc.

Period of enforcement of regulations, etc.

SEC. 2. Such regulations and licenses shall be in force one week prior to said inauguration, during said inauguration, and one week subsequent thereto, and shall be published in one or more of the daily newspapers published in the District of Columbia and in such other manner as the Commissioners may deem best to acquaint the public with the same; and no penalty prescribed for the violation of any of such regulations shall be enforced until five days after such publication. Any person violating any of such regulations shall be liable for each such offense to a fine of not to exceed \$100 in the police court of said District, and in default of payment thereof to imprisonment in the workhouse of said District for not longer than sixty days.

Penalties.

Approved, June 22, 1936.

[CHAPTER 712.]

JOINT RESOLUTION

Authorizing the granting of permits to the Committee on Inaugural Ceremonies on the occasion of the inauguration of the President-elect in January 1937, and for other purposes.

June 22, 1936.
[S. J. Res. 273.]
[Pub. Res., No. 119.]

Presidential inaugural ceremonies, 1937.
Use of reservations, etc., in the District of Columbia, authorized.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior, and such other officers of the District of Columbia and the United States as control any public lands in the District of Columbia, are hereby authorized to grant permits, under such restrictions as they may deem necessary, to the Committee on Inaugural Ceremonies to be appointed with the approval of the President-elect for the use of any reservations or other public spaces in the city of Washington under their control on the occasion of the inauguration of the President-elect in January 1937: *Provided,* That in their opinion no serious or permanent injuries will be thereby inflicted upon such reservations or public spaces or statutory thereon; and the Commis-

Provisos.
Condition.

sioners of the District of Columbia may designate for such and other purposes on the occasion aforesaid such streets, avenues, and sidewalks in said city of Washington under their control as they may deem proper and necessary: *Provided, however,* That all stands or platforms that may be erected on the public¹ space, as aforesaid, including such as may be erected in connection with the display of fireworks, shall be under the said supervision of the said inaugural committee, and no stand shall be built on the sidewalk, streets, parks, and public grounds of the District of Columbia, not including the area on the south side of Pennsylvania Avenue directly in front of the White House, except such as are approved by the inaugural committee and the building inspector of the District of Columbia, and no stands shall be built on the sidewalks or streets on the south side of Pennsylvania Avenue directly in front of the White House, except such as are approved by the inaugural committee, the building inspector of the District of Columbia, and the Secretary of the Interior: *And provided further,* That the reservations or public spaces occupied by the stands or other structures shall after the inauguration be promptly restored to their condition before such occupation, and that the inaugural committee shall indemnify the appropriate agency of the Government for any damages of any kind whatsoever upon such reservations or spaces by reason of such use.

SEC. 2. The Commissioners of the District of Columbia are hereby authorized to permit the committee on illumination, of the inaugural committee for said inaugural ceremonies, to stretch suitable overhead conductors, with sufficient supports wherever necessary, for the purpose of connecting with the present supply of light for the purpose of effecting the said illumination: *Provided,* That, if it shall be necessary to erect wires for illuminating or other purposes over any park or reservation in the District of Columbia, the work of erection and removal of said wires shall be under the supervision of the official in charge of said park or reservation: *Provided further,* That the said conductors shall not be used for conveying electrical currents after January 24, 1937, and shall, with their supports, be fully and entirely removed from the streets and avenues of the said city of Washington on or before January 31, 1937: *Provided further,* That the stretching and removing of the said wires shall be under the supervision of the Commissioners of the District of Columbia, or such other officials as may have jurisdiction in the premises, who shall see that the provisions of this resolution are enforced, that all needful precautions are taken for the protection of the public, and that the pavement of any street, avenue, or alley disturbed is replaced in as good condition as before entering upon the work herein authorized: *And provided further,* That no expense or damage on account of or due to the stretching, operation, or removal of the said temporary overhead conductors shall be incurred by the United States or the District of Columbia.

SEC. 3. The Secretary of War and the Secretary of the Navy be, and they are hereby, authorized to loan to the Committee on Inaugural Ceremonies such hospital tents, smaller tents, camp appliances, ensigns, flags, signal numbers, and so forth, belonging to the Government of the United States (except battle flags), that are not now in use and may be suitable and proper for decoration, and which may, in their judgment, be spared without detriment to the public service, such flags to be used in connection with said ceremonies by said committee under such regulations and restrictions as may be prescribed by the said Secretaries, or either of them, in decorating the fronts of public buildings and other places on the line of march

¹ So in original.

Provisos.
Time limit of loan.

Indemnity for damage, etc.

Loan of hospital tents, supplies, etc.

Indemnity for damage, etc.

Temporary extension of telegraph, telephone, etc., wires permitted.

between the Capitol and the Executive Mansion, and the interior of the reception hall: *Provided*, That the loan of the said hospital tents, smaller tents, camp appliances, ensigns, flags, signal numbers, and so forth, to said committee shall not take place prior to the 11th of January, and they shall be returned by the 25th day of January 1937: *Provided further*, That the said committee shall indemnify the the ¹ said departments, or either of them, for any loss or damage to such flags not necessarily incident to such use. That the Secretary of War is hereby authorized to loan to the inaugural committee for the purpose of caring for the sick, injured, and infirm on the occasion of said inauguration such hospital tents and camp appliances, and other necessaries, hospital furniture, and utensils of all descriptions, ambulances, horses, drivers, stretchers, and Red Cross flags and poles belonging to the Government of the United States as in his judgment may be spared and are not in use by the Government at the time of the inauguration: *And provided further*, That the inaugural committee shall indemnify the War Department for any loss or damage to such hospital tents and appliances, as aforesaid, not necessarily incident to such use.

SEC. 4. The Commissioners of the District of Columbia and the Secretary of the Interior be, and they are hereby, authorized to permit telegraph, telephone, and radio-broadcasting companies to extend overhead wires to such points along the line of parade as shall be deemed by the chief marshal convenient for use in connection with the parade and other inaugural purposes, the said wires to be taken down within ten days after the conclusion of the ceremonies.

Approved, June 22, 1936.

[CHAPTER 713.]

JOINT RESOLUTION

Fixing the date of meeting of the Seventy-fifth Congress.

June 22, 1936.
[S. J. Res. 286.]
[Pub. Res., No. 120.]

Seventy-fifth Congress.
Date of meeting.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Seventy-fifth Congress shall assemble at noon on Tuesday, the 5th day of January 1937.

Approved, June 22, 1936.

[CHAPTER 714.]

JOINT RESOLUTION

To carry out the intention of Congress with reference to the claims of the Chippewa Indians of Minnesota against the United States.

June 22, 1936.
[H. J. Res. 415.]
[Pub. Res., No. 121.]

Chippewa Indians of Minnesota.
Preamble.
Vol. 44, p. 555.

Whereas by the Special Jurisdictional Act approved May 14, 1926 (44 Stat. L. 555), the claims of the Chippewa Indians of Minnesota against the United States were referred to the Court of Claims "with right of appeal to the Supreme Court of the United States by either party as in other cases", it being the intention that both parties should have the right of appeal to the Supreme Court; and

Whereas the Supreme Court has since decided that notwithstanding such a provision there is no right of appeal, in view of the Judicial Code, as amended, unless the Jurisdictional Act specifically provides that the Supreme Court shall review a case on appeal, anything in the Judicial Code to the contrary notwithstanding: Now, therefore, be it

¹ So in original.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the claims of the Chippewa Indians of Minnesota under the said Jurisdictional Act of May 14, 1926, shall be reviewed by the Supreme Court of the United States on appeal from the Court of Claims, anything in the Judicial Code, or amendments thereto, notwithstanding: *Provided,* That in any case heretofore decided by the Court of Claims said appeal shall be perfected by either party to the controversy within one year from the passage of this joint resolution, and an appeal shall be taken in all cases hereafter decided by the Court of Claims within three months from and after the date final judgment or decree is entered therein in the Court of Claims.

Claims of, to be reviewed by United States Supreme Court on appeal from Court of Claims.

Proviso.
Time limitation.

Approved, June 22, 1936.

[CHAPTER 715.]

JOINT RESOLUTION

Making appropriations for the payment of expenses incurred in an election contest for a seat in the House of Representatives from the Twentieth Congressional District of the State of New York.

June 22, 1936.
[H. J. Res. 641.]
[Pub. Res., No. 122.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums, respectively, are hereby appropriated, out of any money in the Treasury not otherwise appropriated, for payment to the contestant and the contestee for expenses incurred in the contested-election case of Lanzetta against Marcantonio, Twentieth Congressional District of the State of New York, as audited and recommended by the Committee of Elections Numbered One of the House of Representatives, namely:

House of Representatives.
Appropriation for payment of contested-election expenses.

To James J. Lanzetta, contestant, \$2,000.

James J. Lanzetta.

To Vito Marcantonio, contestee, \$1,739.83.

Vito Marcantonio.

The foregoing sums to be disbursed by the Clerk of the House of Representatives.

Approved, June 22, 1936.

[CHAPTER 725.]

AN ACT

Making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1937, and for other purposes.

June 23, 1936.
[H. R. 10919.]
[Public, No. 761.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Treasury and Post Office Departments Appropriation Act, 1937.

TITLE I—TREASURY DEPARTMENT

Title I—Treasury Department.

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Treasury Department for the fiscal year ending June 30, 1937, namely:

Appropriation for fiscal year 1937.

OFFICE OF THE SECRETARY

Secretary's office.

Salaries: Secretary of the Treasury, Under Secretary of the Treasury, three Assistant Secretaries of the Treasury, and other personal services in the District of Columbia, including the Division of Research and Statistics and the temporary employment of experts, \$250,000: *Provided,* That in expending appropriations or portions of appropriations contained in this Act for the payment of personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the Assistant Secretaries of the Treasury and the Assistant Postmasters General,

Secretary, Under Secretary, Assistants, and office personnel.
Ante, p. 1635.
Division of Research and Statistics.
Experts.
Provisos.
Salaries limited to average rates under Classification Act.
Vol. 42, p. 1488; Vol. 46, p. 1005.
U. S. C., p. 85.
Exceptions.

the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade, but not more often than once in any fiscal year, and then only to the next higher rate: *Provided further*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, (2) to require the reduction in salary of any person whose compensation was fixed, as of July 1, 1924, in accordance with the rules of section 6 of such Act, (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit, (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

Expenses, Emergency Banking, Gold Reserve, and Silver Purchase Acts: For expenditure under the direction of the Secretary of the Treasury for any purpose in connection with the carrying out of the provisions of the Emergency Banking Act, approved March 9, 1933 (48 Stat. 1), the Gold Reserve Act of 1934, approved January 30, 1934 (48 Stat. 337), the Silver Purchase Act of 1934, approved June 19, 1934 (48 Stat. 1178), any Executive orders, proclamations, and regulations issued under the foregoing Acts, and section 3653 of the Revised Statutes, including costs of transportation, insurance, and protection of gold coin, gold bullion, and gold certificates transferred to Federal Reserve banks and branches, United States mints and assay offices, and the Treasury, after March 9, 1933, losses sustained by Federal Reserve banks due to abrasion of gold coin, and reimbursement to Federal Reserve banks and branches for expenses incurred by them in carrying out instructions issued by the Secretary of the Treasury after March 4, 1933, as follows:

Advances in meritorious cases.

Not applicable to clerical-mechanical service.

No reduction in fixed salaries.

Vol. 42, p. 1490; Vol. 46, p. 1005.

U. S. C., p. 86. Transfers without reduction.

Higher salary rates permitted.

If only one position in a grade.

Emergency Banking, Gold Reserve, and Silver Purchase Acts, expenses. Vol. 48, pp. 1, 337, 1178.

Executive orders, etc.

R. S., sec. 3653, p. 719. U. S. C., p. 1396.

Offices designated.

Office of Secretary of the Treasury, including not to exceed \$48,960 for personal services in the District of Columbia, \$77,960.

Office of General Counsel, \$70,000.

Office of Chief Clerk and Superintendent, including not to exceed \$35,040 for personal services in the District of Columbia, \$74,240.

Division of Research and Statistics, including not to exceed \$86,650 for personal services in the District of Columbia, \$90,000.

Division of Appointments, \$1,440.

Office of Treasurer of the United States, including not to exceed \$5,220 for personal services in the District of Columbia, \$60,220.

Office of Comptroller of the Currency, \$55,340.

Bureau of Internal Revenue, including not to exceed \$23,780 for personal services in the District of Columbia, \$69,990.

Bureau of the Mint and Mints and Assay Offices, including not to exceed \$85,640 for personal services in the District of Columbia, \$1,050,000.

Payments to Federal land banks on account of reductions in interest rate on mortgages: To enable the Secretary of the Treasury to pay each Federal land bank such amount as the Land Bank Commissioner certifies to the Secretary of the Treasury is equal to the amount by

Federal land banks. Payments to, on account of reductions in interest rate on mortgages. Ante, p. 1635.

which interest payments on mortgages held by such bank have been reduced, in accordance with the provisions of section 24 of the Emergency Farm Mortgage Act of 1933, approved May 12, 1933 (48 Stat. 31), as amended by section 3 of the Farm Credit Act of 1935, approved June 3, 1935 (Public, Numbered 87), \$24,000,000: *Provided*, That the unexpended balance of the appropriation of \$36,000,000 made in the Second Deficiency Act, fiscal year 1935, approved August 12, 1935 (49 Stat. 592), for the purposes of said section 24, shall be available for the purposes named herein until June 30, 1937.

Vol. 48, p. 43.
Ante, p. 314.

Proviso.
Sum available.
Ante, p. 592.

Subscriptions to paid-in surplus of Federal land banks: To enable the Secretary of the Treasury to pay for subscriptions to the paid-in surplus of Federal land banks under section 23 of the Emergency Farm Mortgage Act of 1933, approved May 12, 1933 (48 Stat. 31), \$24,000,000: *Provided*, That the unexpended balance of the appropriation of \$20,000,000 made in the Second Deficiency Appropriation Act, fiscal year 1935, approved August 12, 1935 (49 Stat. 592), for the purpose of said section 23, shall remain available until June 30, 1937.

Subscriptions to paid-in surplus.
Ante, p. 1635.

Vol. 48, p. 43.

Proviso.
Amount available.
Ante, p. 592.

OFFICE OF GENERAL COUNSEL

Salaries: For the General Counsel and other personal services in the District of Columbia, \$107,000.

General Counsel's office.

General Counsel and office personnel.

OFFICE OF CHIEF CLERK AND SUPERINTENDENT

Salaries: For the chief clerk and other personal services in the District of Columbia, including the operating force of the Treasury, Liberty Loan, and Auditors' Buildings and the Treasury Department Annex, Pennsylvania Avenue and Madison Place, and of other buildings under the control of the Treasury Department, \$520,000.

Chief Clerk's office.

Chief clerk and office personnel.
Operating force of designated buildings.

MISCELLANEOUS AND CONTINGENT EXPENSES, TREASURY DEPARTMENT

For miscellaneous and contingent expenses of the office of the Secretary and the bureaus and offices of the Department, including operating expenses of the Treasury, Treasury Annex, Auditors', and Liberty Loan Buildings; newspaper clippings, financial journals, books of reference, law books, technical and scientific books, newspapers, and periodicals, expenses incurred in completing imperfect series, library cards, supplies, and all other necessary expenses connected with the library; not exceeding \$10,000 for traveling expenses, including the payment of actual transportation and subsistence expenses to any person whom the Secretary of the Treasury may from time to time invite to the city of Washington or elsewhere for conference and advisory purposes in furthering the work of the Department; freight, expressage, telegraph and telephone service; purchase and exchange of one passenger automobile (at a cost not exceeding \$2,500) for the Secretary of the Treasury and of motor trucks, and maintenance and repair of motor trucks and three passenger automobiles (one for the Secretary of the Treasury and two for general use of the Department), all to be used for official purposes only; file holders and cases; fuel, oils, grease, and heating supplies and equipment; gas and electricity for lighting, heating, and power purposes, including material, fixtures, and equipment therefor; purchase, exchange, and repair of typewriters and labor-saving machines and equipment and supplies for same; floor covering and repairs thereto; furniture and office equipment, including supplies therefor and repairs thereto; awnings, window shades,

Department contingent expenses.
Operating expenses, Department buildings.

Books, periodicals, etc.

Traveling expenses.

Vehicles.

Fuel, light, power, etc.

Furniture, etc.

and fixtures; cleaning supplies and equipment; drafting equipment; ammonia for ice plant; flags; hand trucks, ladders; miscellaneous hardware; street-car fares not exceeding \$500; thermometers; lavatory equipment and supplies; tools and sharpening same; laundry service; laboratory supplies and equipment, removal of rubbish; postage; uniforms for Treasury guards not exceeding \$1,200; custody, care, protection, and expenses of sales of lands and other property of the United States, acquired and held under sections 3749 and 3750 of the Revised Statutes (U. S. C., title 40, secs. 301, 302), the examination of titles, recording of deeds, advertising, and auctioneers' fees in connection therewith; and other absolutely necessary articles, supplies, and equipment not otherwise provided for; \$155,000: *Provided*, That the appropriations for the Public Debt Service, Internal Revenue Service, Federal Alcohol Administration, and Division of Disbursement for the fiscal year 1937 are hereby made available for the payment of items otherwise properly chargeable to this appropriation, the provisions of section 6, Act of August 23, 1912 (U. S. C., title 31, sec. 669), to the contrary notwithstanding: *Provided further*, That section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) shall not be construed to apply to any purchase or service rendered for the Treasury Department when the aggregate amount involved does not exceed the sum of \$50.

Public property,
sales.

R. S., secs. 3749,
3750, p. 739.
U. S. C., p. 1790.

Provisos.
Additional funds.
Post, pp. 1831, 1833,
1834.

Apportionment.
Vol. 37, p. 414;
U. S. C., p. 1406.
Minor purchases
without advertising.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Printing Division.

DIVISION OF PRINTING

Chief, and other per-
sonal services.

Salaries: For the Chief, Division of Printing, and other personal services in the District of Columbia, \$69,240.

Printing and binding.

Printing and binding: For printing and binding for the Treasury Department, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, including materials for the use of the bookbinder located in the Treasury Department, but not including work done at the New York customhouse bindery authorized by the Joint Committee on Printing in accordance with the Act of March 1, 1919 (U. S. C., title 44, sec. 111), \$656,000.

Work excluded.

Vol. 40, p. 1270.
U. S. C., p. 1935.

Stationery.

Stationery: For stationery for the Treasury Department and its several bureaus and offices, and field services thereof, including tags, labels, and index cards, printed in the course of manufacturing, packing boxes and other materials necessary for shipping stationery supplies, and cost of transportation of stationery supplies purchased free on board point of shipment and of such supplies shipped from Washington to field offices, \$400,000.

Accounts and De-
posits office.

OFFICE OF COMMISSIONER OF ACCOUNTS AND DEPOSITS

Commissioner, and
other personal services.

Salaries: For Commissioner of Accounts and Deposits and other personal services in the District of Columbia, including the Division of Bookkeeping and Warrants, \$279,520.

Division of Disburse-
ment.

Salaries and expenses.

Division of Disbursement, salaries and expenses: For personal services in the District of Columbia and in the field, stationery, travel, rental of equipment, and all other necessary miscellaneous and contingent expenses, \$1,373,210: *Provided*, That with the approval of the Director of the Bureau of the Budget there may be transferred to this appropriation from funds available for the Agricultural Adjustment Administration (including transfers to the Bureau of Internal Revenue for administrative expenses), Federal Housing Administration, Federal Prison Industries, Railroad Retirement Board, Social Security Board, and the Federal Savings and Loan Insurance Corporation, such sums as may be necessary to cover the expense incurred in performing the function of disbursement therefor.

Proviso.
Transfer of funds
from designated agen-
cies for disbursing ex-
penses.

Contingent expenses, public moneys: For contingent expenses under the requirements of section 3653 of the Revised Statutes (U. S. C., title 31, sec. 545), for the collection, safe-keeping, transfer, and disbursement of the public money, transportation of notes, bonds, and other securities of the United States, salaries of special agents, actual expenses of examiners detailed to examine the books, accounts, and money on hand at the several depositories, including national banks acting as depositories under the requirements of section 3649 of the Revised Statutes (U. S. C., title 31, sec. 548), also including examinations of cash accounts at mints and cost of insurance on shipments of money by registered mail or otherwise when necessary, \$175,000.

Contingent expenses,
public moneys.
R. S., sec. 3653, p.
719.
U. S. C., p. 1396.

Examination of de-
positories.

R. S., sec. 3649, p.
718.
U. S. C., p. 1397.

Recoinage of minor coins: To enable the Secretary of the Treasury to continue the recoinage of worn and uncurrent minor coins of the United States now in the Treasury or hereafter received, and to reimburse the Treasurer of the United States for the difference between the nominal or face value of such coins and the amount the same will produce in new coins, \$25,000.

Recoinage of minor
coins.

Recoinage of silver coins: To enable the Secretary of the Treasury to continue the recoinage of worn and uncurrent subsidiary silver coins of the United States now in the Treasury or hereafter received, and to reimburse the Treasurer of the United States for the difference between the nominal or face value of such coins and the amount the same will produce in new coins, \$500,000.

Recoinage of silver
coins.

Relief of the indigent, Alaska: For the payment to the United States district judges in Alaska but not to exceed 10 per centum of the receipts from licenses collected outside of incorporated towns in Alaska, to be expended for the relief of persons in Alaska who are indigent and incapacitated through nonage, old age, sickness, or accident, \$20,000.

Relief of the indigent,
Alaska.

Refund of moneys erroneously received and covered: To enable the Secretary of the Treasury to meet any expenditures of the character formerly chargeable to the appropriation accounts abolished under section 18 of the Permanent Appropriation Repeal Act of 1934, approved June 26, 1934, and any other collections erroneously received and covered which are not properly chargeable to any other appropriation, \$75,000.

Refund of moneys
erroneously received
and covered.

Vol. 48, p. 1231.
U. S. C., p. 1413.

Payment of unclaimed moneys: To enable the Secretary of the Treasury to meet any expenditures of the character formerly chargeable to the appropriation accounts abolished under section 17 of the Permanent Appropriation Repeal Act of 1934, approved June 26, 1934, payable from the funds held by the United States in the trust fund receipt account "Unclaimed moneys of individuals whose whereabouts are unknown", \$20,000.

Payment of un-
claimed moneys.

Vol. 48, p. 1230.
U. S. C., p. 1413.

PUBLIC DEBT SERVICE

Public Debt Service.

Salaries and expenses: For necessary expenses connected with the administration of any public-debt issues and United States paper-currency issues with which the Secretary of the Treasury is charged, including the purchase of law books, directories, books of reference, pamphlets, periodicals, and newspapers, and the maintenance, operation, and repair of a motor-propelled bus or station wagon, for use of the Destruction Committee, and including the Commissioner of the Public Debt and other personal services in the District of Columbia, \$2,000,000: *Provided*, That the amount to be expended for personal services in the District of Columbia shall not exceed \$1,975,000: *Provided further*, That the indefinite appropriation "Expenses of loans, Act of September 24, 1917, as amended

Salaries and expenses.

Reference books, etc.

Services in the
District.
Provisos.
Amount limited.

Restriction on using
indefinite appropria-
tion.

Vol. 40, p. 292.
U. S. C., p. 1422.

Distinctive paper for securities.
Expenses.

Proviso.
Division of award.

Appointments Division.

Salaries.

Customs Bureau.

Salaries and expenses.

Transfer of receipts from points lacking Government depositories.

Living quarters.
Vol. 46, p. 818; U. S. C., p. 45.

Quarters along borders.
Vol. 46, p. 817.
U. S. C., p. 799.

Seizures, etc., under customs laws.

Services in the District.

Vol. 46, p. 741.

Provisos.
Motor vehicle restriction.

Advance payments in foreign countries.
R. S., sec. 3648, p. 718.
U. S. C., p. 1395.

Refunds and drawbacks.

and extended" (U. S. C., title 31, secs. 760, 761), shall not be used during the fiscal year 1937 to supplement the appropriation herein made for the current work of the Public Debt Service.

Distinctive paper for United States securities: For distinctive paper for United States currency and Federal Reserve bank currency, including transportation of paper, traveling, mill, and other necessary expenses, and salaries of employees and allowance, in lieu of expenses, of officer or officers detailed from the Treasury Department, not exceeding \$50 per month each when actually on duty; in all, \$600,000: *Provided*, That in order to foster competition in the manufacture of distinctive paper for United States securities, the Secretary of the Treasury is authorized, in his discretion, to split the award for such paper for the fiscal year 1937 between the two bidders whose prices per pound are the lowest received after advertisement.

DIVISION OF APPOINTMENTS

Salaries: For the chief of the division, and other personal services in the District of Columbia, \$44,480.

BUREAU OF CUSTOMS

Salaries and expenses: For collecting the revenue from customs, for the detection and prevention of frauds upon the customs revenue, and not to exceed \$100,000 for the securing of evidence of violations of the customs laws; for expenses of transportation and transfer of customs receipts from points where there are no Government depositories; not to exceed \$80,000 for allowances for living quarters, including heat, fuel, and lights, as authorized by the Act approved June 26, 1930 (U. S. C., title 5, sec. 118a), but not to exceed \$1,700 for any one person; not to exceed \$5,000 for the hire of motor-propelled passenger-carrying vehicles; not to exceed \$500 for subscriptions to newspapers; not to exceed \$1,500 for improving, repairing, maintaining, or preserving buildings, inspection stations, office quarters, including living quarters for officers, sheds, and sites along the Canadian and Mexican borders acquired under authority of the Act of June 26, 1930 (U. S. C., title 19, sec. 68); and including the purchase (not to exceed \$100,000), exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles when necessary for official use in field work; \$20,400,000, of which such amount as may be necessary shall be available for the cost of seizure, storage, and disposition of any merchandise, vehicle and team, automobile, boat, air or water craft, or any other conveyance seized under the provisions of the customs laws, for the purchase of arms, ammunition, and accessories, and \$449,980 shall be available for personal services in the District of Columbia exclusive of ten persons from the field force authorized to be detailed under section 525 of the Tariff Act of 1930: *Provided*, That no part of this appropriation shall be expended for maintenance or repair of motor-propelled passenger-carrying vehicles for use in the District of Columbia except one for use in connection with the work of the customhouse in Georgetown: *Provided further*, That section 3648 of the Revised Statutes (U. S. C., title 31, sec. 529) shall not apply to payments made for the Bureau of Customs in foreign countries.

Refunds and drawbacks: For the refund or payment of customs collections or receipts, and for the payment of debentures or drawbacks, bounties, and allowances, as authorized by law, \$18,500,000.

BUREAU OF THE BUDGET

Bureau of the Budget.

Salaries and expenses: Director, Assistant Director, and all other necessary expenses of the Bureau, including compensation of attorneys and other employees in the District of Columbia; contract stenographic reporting services, telegrams, telephone service, law books, books of reference, periodicals, stationery, furniture, office equipment, other supplies, traveling expenses, street-car fares; \$187,000.

Salaries and expenses.

For printing and binding, \$32,000.

Printing and binding.

OFFICE OF TREASURER OF THE UNITED STATES

Treasurer's office.

Salaries: For Treasurer of the United States, Assistant Treasurer, and for other personal services in the District of Columbia, \$1,155,000.

Treasurer, Assistant, and office personnel.

For personal services in the District of Columbia, in redeeming Federal Reserve and national currency, \$107,460, to be reimbursed by the Federal Reserve and national banks.

Redeeming Federal Reserve and national currency.

OFFICE OF THE COMPTROLLER OF THE CURRENCY

Office of Comptroller of the Currency.

Salaries: Comptroller of the Currency and other personal services in the District of Columbia, \$220,320.

Comptroller, and office personnel.

For personal services in the District of Columbia in connection with Federal Reserve and national currency, \$25,000, to be reimbursed by the Federal Reserve and national banks.

Personal services; reimbursable.

BUREAU OF INTERNAL REVENUE

Internal Revenue Bureau.

Salaries and expenses: For expenses of assessing and collecting the internal-revenue taxes and to administer the applicable provisions of the Act of October 28, 1919, as amended and supplemented (U. S. C., title 27), the Act of August 27, 1935 (49 Stat. 872-881), the Act of January 11, 1934 (48 Stat. 313), Public Resolutions Numbered 40 and 41, approved June 18, 1934 (48 Stat. 1020-1021); and the internal-revenue laws pursuant to the Act of March 3, 1927 (U. S. C., title 5, secs. 281-281e), the Act of May 27, 1930 (U. S. C., title 27, secs. 103-108), and Executive Order Numbered 6639, dated March 10, 1934; including the Commissioner of Internal Revenue, Assistant General Counsel for the Bureau of Internal Revenue, an assistant to the Commissioner, a special deputy commissioner, four deputy commissioners, one stamp agent (to be reimbursed by the stamp manufacturers), and the necessary officers, collectors, deputy collectors, attorneys, experts, agents, accountants, inspectors, investigators, chemists, supervisors, storekeeper-gaugers, guards, clerks, janitors, and messengers in the District of Columbia, the several collection districts, the several divisions of internal-revenue agents and the several supervisory districts, to be appointed as provided by law; the securing of evidence of violations of the Acts, the cost of chemical analyses made by others than employees of the United States and expenses incident to such chemists testifying when necessary; telegraph and telephone service, rent in the District of Columbia and elsewhere, postage, freight, express, necessary expenses incurred in making investigations in connection with the enrollment or disbarment of practitioners before the Treasury Department in internal-revenue matters, expenses of seizure and sale, and other necessary miscellaneous expenses, including stenographic reporting services; for the acquisition of property under the provisions of Title III of the Liquor Law Repeal and Enforcement Act, approved August

Salaries and expenses.

Act, p. 1636.
Vol. 41, p. 305; U. S. C., p. 1217.
Act, p. 872.
Vol. 43, pp. 313, 1020.

U. S. C., pp. 1139, 1145, 1155.
Vol. 44, p. 1381; U. S. C., p. 59.
Vol. 46, p. 427; U. S. C., p. 1223.

Commissioner, Assistant General Counsel, and other personal services.
Vol. 43, p. 1061.

Securing of evidence.

Acquisition of property.
Act, p. 879.

27, 1935 (49 Stat. 872-881), and the operation, maintenance, and repair of property acquired under such Title III; for the purchase (not exceeding \$50,000), exchange, hire, maintenance, repair, and operation of motor-propelled or horse-drawn passenger-carrying vehicles when necessary, for official use of the Alcohol Tax Unit in field work; and the purchase of such supplies, equipment, furniture, mechanical devices, laboratory supplies, law books and books of reference, and such other articles as may be necessary for use in the District of Columbia, the several collection districts, the several divisions of internal-revenue agents, and the several supervisory districts, \$48,512,980, of which amount not to exceed \$9,527,740 may be expended for personal services in the District of Columbia: *Provided*, That no part of this amount shall be used in defraying the expenses of any officer designated above, subpoenaed by the United States court to attend any trial before a United States court or preliminary examination before any United States commissioner, which expenses shall be paid from the appropriation for "Fees of jurors and witnesses, United States courts": *Provided further*, That not more than \$100,000 of the total amount appropriated herein may be expended by the Commissioner of Internal Revenue for detecting and bringing to trial persons guilty of violating the internal-revenue laws or conniving at the same, including payments for information and detection of such violation: *Provided further*, That for the purpose of concentration, upon the initiation of the Commissioner of Internal Revenue and under regulations prescribed by him, distilled spirits may be removed from any internal-revenue bonded warehouse to any other such warehouse, and may be bottled in bond in any such warehouse before or after payment of the tax, and the Commissioner shall prescribe the form and penal sum of bond covering distilled spirits in internal-revenue bonded warehouses and in transit between such warehouses.

Refunding taxes.
Vol. 45, p. 398.

Refunding internal-revenue collections: For refunding internal-revenue collections, as provided by law, including the payment of claims for the fiscal year 1937 and prior years and accounts arising under "Allowance or drawback (Internal Revenue)", "Redemption of stamps (Internal Revenue)", "Refunding legacy taxes, Act of March 30, 1928", and "Repayment of taxes on distilled spirits destroyed by casualty", \$6,000,000: *Provided*, That a report shall be made to Congress by internal-revenue districts and alphabetically arranged of all disbursements hereunder in excess of \$500 as required by section 3 of the Act of May 29, 1928 (U. S. C., title 26, sec. 1676), including the names of all persons and corporations to whom such payments are made, together with the amount paid to each.

Proviso.
Detailed report to Congress.

Vol. 45, p. 996.
U. S. C., p. 1202.

Alaska railroads, additional income tax.

Additional income tax on railroads in Alaska: For the payment to the Treasurer of Alaska of an amount equal to the tax of 1 per centum collected on the gross annual income of all railroad corporations doing business in Alaska, on business done in Alaska, which tax is in addition to the normal income tax collected from such corporations on net income, and the amount of such additional tax to be applicable to general Territorial purposes, \$3,100.

Federal Alcohol Administration.

FEDERAL ALCOHOL ADMINISTRATION

Salaries and expenses.
Ante, p. 977.

Salaries and expenses: For the purpose of administering the provisions of the "Federal Alcohol Administration Act", approved August 29, 1935 (49 Stat. 977), including personal and other services and rent in the District of Columbia and elsewhere; supplies and materials; equipment; communication service; stationery; travel and subsistence expenses as authorized by law; maintenance, repair, and

operation of automobiles; law books, books of reference, magazines, periodicals, and newspapers; contract stenographic reporting service; the securing of evidence of violations of the Act; and miscellaneous and contingent expenses; \$475,000.

Securing of evidence.

BUREAU OF NARCOTICS

Narcotics Bureau.

Salaries and expenses: For expenses to enforce the Act of December 17, 1914 (U. S. C., title 26, sec. 211), as amended by the Revenue Act of 1918 (U. S. C., title 26, secs. 691-708), the Act approved February 9, 1909, as amended by the Act of May 26, 1922 (U. S. C., title 21, secs. 171-184), known as the Narcotic Drugs Import and Export Act, pursuant to the Act of March 3, 1927 (U. S. C., title 5, secs. 281-281e), and the Act of June 14, 1930 (U. S. C., title 5, secs. 282-282c), including the employment of executive officers, attorneys, agents, inspectors, chemists, supervisors, clerks, messengers, and other necessary employees in the field and in the Bureau of Narcotics in the District of Columbia, to be appointed as authorized by law; the securing of evidence of violations of the Acts; the costs of chemical analyses made by others than employees of the United States; the purchase of such supplies, equipment, mechanical devices, books, and such other expenditures as may be necessary in the several field offices; cost incurred by officers and employees of the Bureau of Narcotics in the seizure, storage, and disposition of property under the internal-revenue laws when the same is disposed of under section 3460, Revised Statutes (U. S. C., title 26, sec. 1193¹); purchase (not to exceed \$10,000), exchange, hire, maintenance, repair, and operation of motor-propelled or horse-drawn passenger-carrying vehicles when necessary for official use in field work; purchase of arms and ammunition, and for rental of necessary quarters in the District of Columbia and elsewhere; in all, \$1,275,000, of which amount not to exceed \$187,664 may be expended for personal services in the District of Columbia: *Provided*, That the Secretary of the Treasury may authorize the use by narcotic agents of motor vehicles confiscated under the provisions of the Act of March 3, 1925 (U. S. C., title 27, sec. 43), as amended, and to pay the cost of acquisition, maintenance, repair, and operation thereof: *Provided further*, That not exceeding \$10,000 may be expended for the collection and dissemination of information and appeal for law observance and law enforcement, including cost of printing, purchase of newspapers, and other necessary expenses in connection therewith and not exceeding \$1,500 for attendance at meetings concerned with the work of the Bureau of Narcotics: *Provided further*, That moneys expended from this appropriation for the purchase of narcotics and subsequently recovered shall be reimbursed to the appropriation for enforcement of the Narcotic Acts current at the time of the deposit.

Salaries and expenses.
Vol. 38, p. 785; Vol. 40, p. 1130.
Vol. 35, p. 614; Vol. 38, p. 275; Vol. 42, p. 596.
U. S. C., p. 932.
Vol. 44, p. 1381; Vol. 46, p. 585.
U. S. C., p. 59.
Executive officers, etc.

Seizures, etc.

R. S., sec. 3460, p. 685.
U. S. C., p. 1199.

Services in the District.

Provisos.
Use of forfeited vehicles.
Vol. 43, p. 1116.
U. S. C., p. 1218.

Law observance information.

Credit for sums expended.

COAST GUARD

Coast Guard.

Office of the Commandant: For personal services in the District of Columbia, \$389,240: *Provided*, That no part of any appropriation contained in this Act shall be used to pay any enlisted man of the Coast Guard while detailed for duty at Coast Guard headquarters if such detail increases the total number of enlisted men detailed on such duty at any time above ten.

Office personnel.

Proviso.
Details at headquarters restricted.

For every expenditure requisite for and incident to the authorized work of the Coast Guard, including the expense of maintenance, repair, and operation of vessels forfeited to the United States and

Service expenditures.

¹ So in original.

Vol. 43, p. 1116.
U. S. C., p. 1218.

delivered to the Treasury Department under the terms of the Act approved March 3, 1925 (U. S. C., title 27, sec. 41), the purchase (not to exceed \$1,500), maintenance, repair, exchange, and operation of motor-propelled passenger-carrying vehicles, to be used only for official purposes in the field, and the rental of quarters in the District of Columbia, as follows:

Pay and allowances.	Pay and allowances: For pay and allowances prescribed by law for commissioned officers, cadets, warrant officers, petty officers, and other enlisted men, active and retired, temporary cooks, surfmen, substitute surfmen, and two civilian instructors, including not to exceed \$94,000 for retired pay for certain members of the former Life Saving Service authorized by the Act approved April 14, 1930 (U. S. C., title 14, sec. 178 a), and not exceeding \$6,000 for cash prizes for men for excellence in gunnery, target practice, and engineering competitions, for carrying out the provisions of the Act of June 4, 1920 (U. S. C., title 34, sec. 943), rations or commutation thereof for cadets, petty officers, and other enlisted men, mileage and expenses allowed by law for officers; and traveling expenses for other persons traveling on duty under orders from the Treasury Department, including transportation of enlisted men and applicants for enlistment, with subsistence and transfers en route, or cash in lieu thereof, expenses of recruiting for the Coast Guard, rent of rendezvous, and expenses of maintaining the same; advertising for and obtaining men and apprentice seamen; transportation and packing allowances for baggage or household effects of commissioned officers, warrant officers, and enlisted men, \$17,566,458: <i>Provided</i> , That no part of this appropriation shall be used for increased pay at a rate in excess of \$1,440 per annum to any nonflying commissioned officer or commissioned officer observer for making aerial flights; which rate shall be the legal maximum rate of such increased pay as to any such officer.
Retired members of Life Saving Service. Vol. 46, p. 164. U. S. C., p. 506. Cash prizes. Death allowance. Vol. 41, p. 824. U. S. C., p. 1070.	
Traveling expenses.	
<i>Proviso.</i> Pay restriction.	
Fuel and water.	Fuel and water: For fuel, lubricating oil, kerosene, and water for vessels, stations, and houses of refuge, \$1,414,450;
Outfits, stores, etc.	Outfits: For outfits, including repairs to portable equipment at shore units, ship chandlery, engineers' stores, and draft animals and their maintenance, \$1,400,000;
Stations, houses of refuge, etc.	Rebuilding and repairing stations: For rebuilding and repairing stations and houses of refuge, temporary leases, rent, and improvements of property for Coast Guard purposes, including use of additional land where necessary, \$292,500;
Limitation on new construction.	No part of the appropriations contained in this Act under the Coast Guard, nor of any appropriation heretofore made, shall be used for the construction for the Coast Guard of any new permanent aviation shore station or for the permanent enlargement of the capacity of any existing aviation shore station, but this limitation shall not apply to expenditures for completion of construction for which funds were made available prior to February 5, 1936;
Coastal communication lines.	Communication lines: For coastal communication lines and facilities and their maintenance, and communication service, \$138,120.
Civilian field employees.	Civilian employees: For compensation of civilian employees in the field, including clerks to district commanders, \$201,760.
Contingent expenses.	Contingent expenses: For contingent expenses, including subsistence of shipwrecked and destitute persons succored ¹ by the Coast Guard and of prisoners while in the custody of the Coast Guard; for the recreation, amusement, comfort, contentment, and health of the enlisted men of the Coast Guard, to be expended in the discretion of the Secretary of the Treasury, not exceeding \$40,000; instruments and apparatus, supplies, technical books and periodicals,

¹ So in original.

services necessary to the carrying on of scientific investigation, and not exceeding \$4,000 for experimental and research work; care, transportation, and burial of deceased officers and enlisted men, including those who die in Government hospitals; wharfage, towage, freight, storage, advertising, surveys, medals, labor, newspapers, and periodicals for statistical purposes; not to exceed \$5,000 for cost of special instruction including maintenance of students; and all other necessary expenses which are not included under any other heading; \$180,000;

Repairs to vessels: For repairs to Coast Guard vessels and boats, \$1,800,000;

Vessel, etc., repairs.

Additional airplanes: For additional airplanes and their equipment, including radio equipment, spare parts, and accessories, to be constructed or purchased in the discretion of the Secretary of the Treasury, \$697,500, to be immediately available.

Additional airplanes.

Total, Coast Guard, exclusive of Commandant's office, \$23,690,788: *Provided*, That not more than a total of \$1,550,000 out of the appropriations contained in this Act under the caption "Coast Guard", except the appropriations "Salaries, Commandant's Office" and "Additional airplanes", shall be expended for aviation.

Proviso.
Aviation expenses.

Section 18 of the Treasury-Post Office Appropriation Act, fiscal year 1934, is hereby continued in full force and effect during the fiscal year ending June 30, 1937; and for the purpose of making such section applicable to such latter fiscal year, the figures "1934" shall be read as "1937".

Payment of reenlistment allowances.
Vol. 47, p. 1519.

BUREAU OF ENGRAVING AND PRINTING

For the work of engraving and printing, exclusive of repay work, during the fiscal year 1937 United States currency, internal-revenue stamps including opium orders and special-tax stamps required under the Act of December 17, 1914 (U. S. C., title 26, sec. 211), checks, drafts, and miscellaneous work, as follows:

Engraving and Printing Bureau.

Work authorized for fiscal year 1937.

Vol. 38, p. 786.
U. S. C., p. 1062.

Salaries and expenses: For the Director, two Assistant Directors, and other personal services in the District of Columbia, including wages of rotary press plate printers at per diem rates and all other plate printers at piece rates to be fixed by the Secretary of the Treasury, not to exceed the rates usually paid for such work; for engravers' and printers' materials and other materials, including distinctive and nondistinctive paper, except distinctive paper for United States currency, national-bank currency, and Federal Reserve bank currency; equipment of, repairs to, and maintenance of buildings and grounds and for minor alterations to buildings; directories, technical books and periodicals, and books of reference, not exceeding \$300; rent of warehouse in the District of Columbia; traveling expenses not to exceed \$2,000; uniforms for guards not to exceed \$2,000; miscellaneous expenses, including not to exceed \$1,500 for articles approved by the Secretary of the Treasury as being necessary for the protection of the person of employees; for transfer to the Bureau of Standards for scientific investigations in connection with the work of the Bureau of Engraving and Printing, not to exceed \$15,000; and for the maintenance and driving of two motor-propelled passenger-carrying vehicles; \$6,328,430, to be expended under the direction of the Secretary of the Treasury.

Salaries and expenses.

Materials, etc.

Reference books, etc.

Miscellaneous expenses.

Scientific investigations.

Vehicles.

During the fiscal year 1937 all proceeds derived from work performed by the Bureau of Engraving and Printing, by direction of the Secretary of the Treasury, not covered and embraced in the appropriation for such Bureau for such fiscal year, instead of being

Proceeds of work to be credited to Bureau.

Vol. 24, p. 227.
U. S. C., p. 1366.

covered into the Treasury as miscellaneous receipts, as provided by the Act of August 4, 1886 (U. S. C., title 31, sec. 176), shall be credited when received to the appropriation for said Bureau for the fiscal year 1937.

Secret Service Division.

SECRET SERVICE DIVISION

Chief, and office personnel.

Salaries: For the Chief of the Division and other personal services in the District of Columbia, \$53,160.

Suppressing counterfeiting, etc.

Suppressing counterfeiting and other crimes: For expenses incurred under the authority or with the approval of the Secretary of the Treasury in detecting, arresting, and delivering into the custody of the United States marshal having jurisdiction dealers and pretended dealers in counterfeit money and persons engaged in counterfeiting, forging, and altering United States notes, bonds, national-bank notes, Federal Reserve notes, Federal Reserve bank notes, and other obligations and securities of the United States and of foreign governments, as well as the coins of the United States and of foreign governments, and other crimes against the laws of the United States relating to the Treasury Department and the several branches of the public service under its control; purchase (not to exceed \$25,000), exchange, hire, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles when necessary; purchase of arms and ammunition; traveling expenses; and for no other purpose whatsoever, except in the performance of other duties specifically authorized by law, and in the protection of the person of the President and the members of his immediate family and of the person chosen to be President of the United States, \$850,000: *Provided*, That no part of the amount herein appropriated shall be used in defraying the expenses of any person subpoenaed by the United States courts to attend any trial before a United States court or preliminary examination before any United States commissioner, which expenses shall be paid from the appropriation for "Fees of witnesses and jurors, United States courts": *Provided further*, That of the amount herein appropriated, not to exceed \$10,000 may be expended in the discretion of the Secretary of the Treasury for the purpose of securing information concerning violations of the laws relating to the Treasury Department, and for services or information looking toward the apprehension of criminals.

Protecting the President, etc.

Ante, p. 1322.

Provisos.

Witness fees.

Ante, p. 1327.

Violation of laws relating to Treasury Department, etc.

White House police. Salaries.

White House police: Captain, lieutenant, three sergeants, and for fifty-five privates, at rates of pay provided by law; in all, \$146,700.

Uniforms and equipment.

For uniforming and equipping the White House police, including the purchase, issue, and repair of revolvers and the purchase and issue of ammunition and miscellaneous supplies, to be procured in such manner as the President in his discretion may determine, \$3,750.

Public Health Service.

PUBLIC HEALTH SERVICE

Office personnel.

Salaries, office of Surgeon General: For personal services in the District of Columbia, \$308,410.

Pay, allowance, etc., Surgeon General, officers, etc.

Commissioned officers, pay, and so forth: For pay, allowance, and commutation of quarters for regular commissioned medical officers, including the Surgeon General and assistant surgeons general and for other regular commissioned officers, \$1,775,810.

Acting assistant surgeons.

Acting assistant surgeons, pay: For pay of acting assistant surgeons (noncommissioned medical officers), \$340,200.

Other employees.

Pay of other employees: For pay of all other employees (attendants, and so forth) \$1,000,000.

Freight, transportation, etc.

Freight, transportation, and so forth: For freight, transportation, and traveling expenses, including allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved

June 26, 1930 (U. S. C., title 5, sec. 118a), not to exceed \$5,000 but not to exceed \$1,700 for any one person; the expenses, except membership fees, of officers when officially detailed to attend meetings of associations for the promotion of public health; contract stenographic reporting services; not to exceed \$450 for journals and scientific books, office of the Surgeon General; and the packing, crating, drayage, and transportation of the personal effects of commissioned officers, scientific personnel, pharmacists, and nurses of the Public Health Service, upon permanent change of station, \$25,450: *Provided*, That funds expendable for transportation and traveling expenses may also be used for preparation for shipment and transportation to their former homes of remains of officers who die in line of duty.

Vol. 46, p. 818.
U. S. C., p. 45.

Proviso.
Transporting, etc.,
remains of officers.

National Institute of Health, maintenance: For maintaining the National Institute of Health, \$64,000.

National Institute of
Health, maintenance.

Pay of personnel and maintenance of hospitals: For medical examinations, including the amount necessary for the medical inspection of aliens, as required by section 16 of the Act of February 5, 1917 (U. S. C., title 8, sec. 152), medical, surgical, and hospital services and supplies, including prosthetic and orthopedic supplies to be furnished under regulations approved by the Secretary of the Treasury, for beneficiaries (other than patients of the Veterans' Administration) of the Public Health Service and persons detained in hospitals of the Public Health Service under the immigration laws and regulations, including necessary personnel and reserve commissioned officers of the Public Health Service, personal services in the District of Columbia and elsewhere, including the furnishing and laundering of white duck coats, trousers, smocks, aprons, and caps to employees whose duties make necessary the wearing of same, maintenance, minor repairs, equipment, leases, fuel, lights, water, freight, transportation and travel, the maintenance, exchange, and operation of motor trucks and passenger motor vehicles for official use in field work (including not to exceed \$3,000 for the purchase of motor-propelled passenger-carrying vehicles) and one for use in connection with the administrative work of the Public Health Service in the District of Columbia, purchase of ambulances, transportation, care, maintenance, and treatment of lepers, including transportation to their homes in the continental United States of recovered indigent leper patients, court costs and other expenses incident to proceedings heretofore or hereafter taken for commitment of mentally incompetent persons to hospitals for the care and treatment of the insane, and reasonable burial expenses (not exceeding \$100 for any patient dying in hospital), \$5,870,000: *Provided*, That the Immigration Service shall permit the Public Health Service to use the hospitals at Ellis Island Immigration Station for the care of Public Health Service patients free of expense for physical upkeep, but with a charge of actual cost of fuel, light, water, telephone, and similar supplies and services, to be covered into the proper Immigration Service appropriations; and money collected by the Immigration Service on account of hospital expenses of persons detained in hospitals of the Public Health Service under the immigration laws and regulations shall be covered into the Treasury as miscellaneous receipts: *Provided further*, That no part of this sum shall be used for the quarantine service, the prevention of epidemics, or scientific work of the character provided for under the appropriations which follow.

Hospital maintenance, medical examinations, etc.
Vol. 39, p. 885.
U. S. C., p. 191.

Services in the District.
General expenses.

Lepers, transportation, care, etc.

Insane, etc.

Provision.
Use of Ellis Island hospitals.

Receipts to be covered into Treasury.

Uses forbidden.

Quarantine service.

Quarantine service: For maintenance and ordinary expenses, exclusive of pay of officers and employees, of United States quarantine stations, including the exchange, maintenance, repair, and

operation of motor-propelled passenger-carrying vehicles for official use in field work and not to exceed \$3,500 for the purchase of motor-propelled passenger-carrying vehicles, \$361,450.

Prevention of epidemics.

Prevention of epidemics: To enable the President, in case only of threatened or actual epidemic of infectious or contagious disease, to aid State and local boards or otherwise in his discretion, in preventing and suppressing the spread of the same, and in such emergency in the execution of any quarantine laws which may be then in force, \$260,000, including the purchase of newspapers and clippings from newspapers containing information relating to the prevalence of disease and the public health.

Interstate quarantine service.

Interstate quarantine service: For cooperation with State and municipal health authorities in the prevention of the spread of contagious and infectious diseases in interstate traffic, including the maintenance, repair, and operation of passenger-carrying automobiles, \$36,535.

Biologic products. Regulating sale of viruses, etc.

Biologic products: To regulate the propagation and sale of viruses, serums, toxins, and analogous products, including arsphenamine, and for the preparation of curative and diagnostic biologic products, including personal services of reserve commissioned officers and other personnel, \$45,000.

Venereal Diseases Division. Maintenance, etc. Vol. 40, p. 886. U. S. C., p. 1812.

Division of Venereal Diseases: For the maintenance and expenses of the Division of Venereal Diseases, established by sections 3 and 4, chapter XV, of the Act approved July 9, 1918 (U. S. C., title 42, secs. 24, 25), including personal and other services in the field and in the District of Columbia, \$80,000, of which amount not to exceed \$19,420 may be expended for personal services in the District of Columbia.

Mental Hygiene Division. Vol. 46, pp. 587, 819. U. S. C., pp. 934, 937. Narcotic Farm, Lexington, Ky. Vol. 45, p. 1085. U. S. C., p. 937.

Division of Mental Hygiene: For carrying out the provisions of section 4 of the Act of June 14, 1930 (U. S. C., title 21, secs. 196 and 225); for maintenance and operation of the Narcotic Farm, Lexington, Kentucky, in accordance with the provisions of the Act of January 19, 1929 (U. S. C., title 21, secs. 221-237), including personal services in the District of Columbia (not to exceed \$27,740) and elsewhere; traveling expenses; necessary supplies and equipment; subsistence and care of inmates; expenses incurred in pursuing and identifying escaped inmates and of interment or transporting remains of deceased inmates; purchase and exchange of farm products and livestock; law books, books of reference, newspapers, and periodicals; furnishing and laundering of uniforms and other distinctive wearing apparel necessary for employees in the performance of their official duties; transportation when necessary, within continental United States and under regulations approved by the Secretary of the Treasury, of persons voluntarily admitted and discharged as cured; tobacco for inmates; purchase and exchange, not to exceed \$800, and maintenance, operation, and repair of motor-propelled passenger-carrying vehicles; \$663,220: *Provided*, That on and after July 1, 1936, the Narcotic Farm at Lexington, Kentucky, shall be known as United States Public Health Service Hospital, Lexington, Kentucky, but such change in designation shall not affect the status of any person in connection therewith or the status of such institution under any Act applicable thereto.

Proviso. Narcotic Farm hereafter known as U. S. Public Health Service Hospital.

Status.

Educational exhibits.

Educational exhibits: For the preparation of public-health exhibits designed to demonstrate the cause, prevalence, methods of spread, and measures for preventing diseases dangerous to the public health, including personal services and the cost of acquiring, transporting, and displaying exhibit material, \$1,000.

Grants to States for public-health work.

Grants to States for public-health work: For the purpose of assisting States, counties, health districts, and other political subdivisions of the States in establishing and maintaining adequate public-health

services, including the training of personnel for State and local health work, as authorized in sections 601 and 602, Title VI, of the Social Security Act, approved August 14, 1935 (49 Stat., 634), \$8,000,000.

Ante, p. 634.

Diseases and sanitation investigations: For carrying out the provisions of section 603 of the Social Security Act, approved August 14, 1935, and section 1 of the Act of August 14, 1912, including rent and personnel and other services in the District of Columbia and elsewhere and items otherwise properly chargeable to the appropriations for printing and binding, stationery, and miscellaneous and contingent expenses for the Treasury Department, the provisions of section 6, Act of August 23, 1912 (U. S. C., title 31, sec. 669), to the contrary notwithstanding, the packing, crating, drayage, and transportation of the personal effects of commissioned officers, scientific personnel, pharmacists, and nurses of the Public Health Service upon permanent change of station, and including the purchase (not to exceed \$5,000), exchange, maintenance, repair, and operation of passenger-carrying automobiles for official use in field work, \$1,320,000.

Diseases and sanitation investigations.
Ante, p. 635.

Contingent expenses.

Vol. 37, p. 414.
U. S. C., p. 1406.

Vehicles.

BUREAU OF THE MINT

Bureau of the Mint.

OFFICE OF DIRECTOR OF THE MINT

Salaries: For the Director of the Mint and other personal services in the District of Columbia, \$38,360.

Director and office personnel.

Transportation of bullion and coin: For transportation of bullion and coin, by registered mail or otherwise, between mints and assay offices, \$50,000.

Transporting bullion and coin.

Contingent expenses: For assay-laboratory chemicals, fuel, materials, balances, weights, and other necessities, including books, periodicals, specimens of coins, ores, and incidentals, and for examination of mints, expense in visiting mints for the purpose of superintending the annual settlements, and for special examinations and for the collection of statistics relative to the annual production and consumption of the precious metals in the United States, \$5,300.

Contingent expenses.

Salaries and expenses, mints and assay offices: For compensation of officers and employees of the mints at Philadelphia, Pennsylvania, San Francisco, California, Denver, Colorado, and New Orleans, Louisiana, and assay offices at New York, New York, and Seattle, Washington, and for incidental and contingent expenses, including traveling expenses, new machinery, and repairs, cases and enameling for medals manufactured, net wastage in melting and refining and in coining departments, loss on sale of sweeps arising from the treatment of bullion and the manufacture of coins, not to exceed \$500 for the expenses of the annual assay commission, and not exceeding \$1,000 in value of specimen coins and ores for the cabinet of the mint at Philadelphia, \$1,202,000.

Mints and assay offices.
Salaries and expenses.

PROCUREMENT DIVISION—PUBLIC BUILDINGS BRANCH

For carrying into effect the provisions of the Public Building Acts, as provided in section 6 of the Act of May 30, 1908 (U. S. C., title 31, sec. 683), and for the repair, preservation, and upkeep of all completed public buildings, the mechanical equipment and the grounds thereof, and sites acquired for buildings, maintained by the Treasury Department, and for the operation of certain completed and occupied Treasury buildings, including furniture and repairs thereof, but exclusive, with respect to operation, of marine hospitals, quarantine stations, narcotic farms, mints, branch mints, and assay offices, the Treasury, Treasury Annex, Liberty Loan, and Auditors' Buildings:

Procurement Division; Public Buildings Branch.

Repair, preservation, and upkeep of completed buildings, etc.
Vol. 35, p. 537; Vol. 42, p. 21.
U. S. C., p. 1407.

General administrative expenses.

General administrative expenses: For architectural, engineering, mechanical, administrative, clerical, and other personal services, traveling expenses, including expenses of employees directed by the Secretary of the Treasury to attend meetings of technical and professional societies and educational exhibits in connection with subjects related to the work of the Division of Procurement, Public Buildings Branch, and transportation of household goods, incident to change of headquarters of all employees engaged in field activities, not to exceed five thousand pounds at any one time, together with the necessary expenses incident to packing and draying same; advertising, not exceeding \$1,000 for expenses of educational exhibits, specifically approved by the Secretary of the Treasury, testing instruments, law books, books of reference, technical periodicals and journals, drafting materials, especially prepared paper, typewriting machines, adding machines, and other mechanical labor-saving devices, and exchange of same, carpets, electric-light fixtures, furniture, equipment, and repairs thereto, telegraph and telephone service, freight, expressage, and postage incident to the transportation of drawings to and from the office and such other contingencies, articles, services, or supplies as the Secretary of the Treasury may deem necessary and specially order or approve in connection with any of the work of the Procurement Division, Public Buildings Branch; rent in the District of Columbia and elsewhere, including ground rent of the Federal building at Salamanca, New York, for which payment may be made in advance; \$920,000, of which amount not to exceed \$494,940 may be expended for personal services in the District of Columbia and not to exceed \$289,060 for personal services in the field: *Provided*, That the foregoing appropriations shall not be available for the cost of surveys, plaster models, progress photographs, test pits and borings, or mill and shop inspections, but the cost thereof shall be construed to be chargeable against the construction appropriations of the respective projects to which they relate: *Provided further*, That no expenditures shall be made hereunder for transportation of operating supplies for public buildings: *And provided further*, That in no case shall the rates of compensation for the mechanical labor force in the field under this appropriation be in excess of the rates current at the time and in the place where such services are employed.

Salamanca, N. Y., ground rent.

Provisos.
Cost of surveys, models, etc.

Not available for transporting supplies.

Pay rates.

Repairs, preservation, and equipment, public buildings.

Repair, preservation, and equipment, public buildings: For repairs, alterations, improvement, and preservation of completed Federal buildings (including Marcus Hook), the grounds and approaches thereof, wharves, and piers, together with the necessary dredging adjacent thereto, and care and safeguarding, not otherwise provided for, of sites acquired for Federal buildings, including tools and materials for the use of the custodial and mechanical force, wire partitions and insect screens, installation and repair of mechanical equipment, gas, and electric-light fixtures, conduits, wiring, platform scales, and tower clocks; vaults and lock-box equipment in all buildings under construction or completed, and for necessary safe equipments in buildings under the administration of the Treasury Department, including repairs thereto, and changes in, maintenance of, and repairs to the pneumatic-tube system in New York City installed under franchise of the city of New York, approved June 29, 1909, and June 11, 1928, and the payment of any obligations arising thereunder in accordance with the provisions of the Acts approved August 5, 1909 (36 Stat., 120), and May 15, 1928 (45 Stat., 533), \$1,625,000: *Provided*, That the appropriation herein made shall not be available for the payment of personal services, except for work done under contract, or for temporary job labor under exigency in

Pneumatic-tube system, New York City.

Vol. 36, p. 120; Vol. 45, p. 533.

Provisos.
Personal services, restriction.

an amount not to exceed \$100 at one time at any one building: *Provided further*, That the total expenditures for the fiscal year for the repair and preservation of buildings not reserved by the vendors on sites acquired for buildings or the enlargement of buildings and the installation and repair of the mechanical equipment thereof shall not exceed 20 per centum of the annual rental of such buildings.

Limitation on repairs, etc.

Operating force for public buildings: For personal services, including also telephone operators for the operation of telephone switchboards or equivalent telephone switching equipment jointly serving in each case two or more governmental activities, \$1,410,000: *Provided*, That in no case shall the rates of compensation for the mechanical labor force under this appropriation be in excess of the rates current at the time and in the place where such services are employed.

Operating force.
Personal services.

Proviso.
Pay rates.

Furniture and repairs of furniture, public buildings: For furniture, carpets, and repairs of same, for certain completed and occupied Treasury buildings, and for public buildings in course of construction which are to be operated by the Public Buildings Branch, \$45,000: *Provided*, That the foregoing appropriation shall not be used for personal services except for work done under contract or for temporary job labor under exigency and not exceeding at one time the sum of \$100 at any one building: *Provided further*, That all furniture now owned by the United States in other public buildings or in buildings rented by the United States shall be used, so far as practicable, whether it corresponds with the present regulation plan for furniture or not.

Furniture, etc.

Provisos.
Personal services, restriction.

Use of present furniture.

Operating supplies, public buildings: For fuel, steam, gas for lighting and heating purposes, water, ice, lighting supplies, electric current for lighting, heating, and power purposes, telephone service for custodial forces; removal of ashes and rubbish, snow, and ice; cutting grass and weeds, washing towels, and miscellaneous items for use of the custodial forces in the care and maintenance of such public buildings, the grounds thereof, and the equipment and furnishings therein; temporary job labor under exigency not exceeding at one time the sum of \$100 at any one building; miscellaneous supplies, tools, and appliances required in the operation (not embracing repairs) of the mechanical equipment, including heating, plumbing, hoisting, gas piping, ventilating, vacuum-cleaning, air-conditioning and refrigerating apparatus, electric-light plants, meters, interior pneumatic tube and intercommunicating telephone systems, conduit wiring, call bell and signal systems in such buildings, and for the transportation of articles or supplies, authorized herein; \$425,000: *Provided*, That this appropriation shall be available for contracts for telephone switchboards or equivalent telephone-switching equipment jointly serving in each case two or more governmental activities in buildings under the Treasury Department where it is found that joint service is economical and in the interest of the Government, and this appropriation shall be reimbursed for the cost of such joint service from available appropriations of the offices receiving the service.

Operating supplies.
Fuel, light, power, etc.

Proviso.
Contracts for joint telephone switchboards.

Payment of claims for relief of contractors, Act of June 16, 1934: To enable the Secretary of the Treasury to make payment of claims settled and certified by the Comptroller General of the United States under the provisions of the Act entitled "An Act to provide relief to Government contractors whose costs of performance were increased as a result of compliance with the Act approved June 16, 1933, and for other purposes", approved June 16, 1934 (48 Stat. 974), the unexpended balance of the appropriation available for this purpose for the fiscal year 1936 is continued available until June 30, 1937.

Relief of Government contractors.

Vol. 48, p. 974.

Ante, p. 594.

Supply Branch.

PROCUREMENT DIVISION—BRANCH OF SUPPLY

Director, office and field personnel.

Salaries and expenses: For the Director of Procurement and other personal services in the District of Columbia and in the field service, and for miscellaneous expenses, including two three-and-one-half-ton and two one-and-one-half-ton motor trucks, office supplies and materials, maintenance of motor trucks, telegrams, telephone service, traveling expenses, office equipment, fuel, light, electric current, and other expenses for carrying into effect regulations governing the procurement, warehousing, and distribution by the Procurement Division of the Treasury Department of property, equipment, stores, and supplies in the District of Columbia (including not to exceed \$500 to settle claims for damages caused to private property by motor vehicles used by the Procurement Division), \$580,000: *Provided*, That the Secretary of the Treasury is authorized and directed during the fiscal year 1937 to transfer to this appropriation from any appropriations or funds available to the several departments and establishments of the Government such amounts as may be approved by the Director of the Bureau of the Budget, not to exceed the amount of the annual compensation of employees heretofore or hereafter transferred or detailed to the Procurement Division, Branch of Supply, respectively, from any such department or establishment, where the transfer or detail of such employees was or will be incident to a transfer of a function or functions to that Division: *Provided further*, That payments during the fiscal year 1937 to the general supply fund for materials, supplies (including fuel), and services, and overhead expenses, for all issues shall be made on the books of the Treasury Department by transfer and counter-warrants prepared by the Procurement Division of the Treasury Department and countersigned by the Comptroller General, such warrants to be based solely on itemized invoices prepared by the Procurement Division at issue prices to be fixed by the Director of Procurement: *Provided further*, That advances received pursuant to law (U. S. C., title 31, sec. 686) from departments and establishments of the United States Government and the Government of the District of Columbia during the fiscal year 1937 shall be credited to the general supply fund: *Provided further*, That the term "fuel" shall be held to include "fuel oil": *Provided further*, That the requirements of sections 3711 and 3713 of the Revised Statutes (U. S. C., title 40, sec. 109) relative to the weighing of coal and wood and the separate certificate as to the weight, measurement, or quantity of coal and wood purchased shall not apply to purchases by the Procurement Division at free-on-board destination outside of the District of Columbia: *Provided further*, That the reconditioning and repair of surplus property and equipment, for disposition or reissue to Government service, may be made at cost by the Procurement Division, payment therefor to be effected by charging the proper appropriation and crediting the appropriation "Salaries and expenses, Branch of Supply, Procurement Division."

Proviso.
Transfer of available funds to Branch of Supply.

Payments for materials, etc., issued.

Advances credited to fund.
Vol. 47, p. 417.
U. S. C., p. 1407.

"Fuel" construed.
Inspection certificate waived.
R. S., secs. 3711, 3713, pp. 733, 734.
U. S. C., p. 1776.

Cost of reconditioning equipment, etc.

General supply fund.
Vol. 45, p. 1342; U. S. C., p. 1804.

Typewriter repairs, etc.

General supply fund: To increase the general supply fund established by the Act approved February 27, 1929 (U. S. C., title 41, sec. 7c), as amended, \$250,000.

Repairs to typewriting machines (except bookkeeping and billing machines) in the Government service in the District of Columbia may be made at cost by the Procurement Division, payment therefor to be effected by charging the proper appropriation and crediting the appropriation "Salaries and expenses, Procurement Division, Branch of Supply."

No part of any money appropriated by this or any other Act shall be used during the fiscal year 1937 for the purchase of any standard typewriting machines, except bookkeeping and billing machines, at a price in excess of the following for models with carriages which will accommodate paper of the following widths, to wit: Ten inches (correspondence models), \$70; twelve inches, \$75; fourteen inches, \$77.50; sixteen inches, \$82.50; eighteen inches, \$87.50; twenty inches, \$94; twenty-two inches, \$95; twenty-four inches, \$97.50; twenty-six inches, \$103.50; twenty-eight inches, \$104; thirty inches, \$105; thirty-two inches, \$107.50; or, for standard typewriting machines distinctively quiet in operation, the maximum prices shall be as follows for models with carriages which will accommodate paper of the following widths, to wit: Ten inches, \$80; twelve inches, \$85; fourteen inches, \$90; eighteen inches, \$95: *Provided*, That standard typewriting machines distinctively quiet in operation purchased during such fiscal year by any such department, establishment, or municipal government shall only be purchased on the written order of the head thereof.

Prices of standard machines established.

Proviso.
Quiet machines.

With the approval of the Director of the Bureau of the Budget, there may be transferred sums (not exceeding a total of \$450,000) to the appropriations, "Salaries, Office of Treasurer of United States, 1937", "Contingent Expenses, Treasury Department, 1937", "Printing and Binding, Treasury Department, 1937", and "Stationery, Treasury Department, 1937", from funds available for the Agricultural Adjustment Administration, Home Owners' Loan Corporation, Farm Credit Administration, Tennessee Valley Authority, Federal Farm Mortgage Corporation, Reconstruction Finance Corporation, Federal Emergency Relief Administration, Farmers' Crop Production and Harvesting Loans, Federal Land Banks, and other banks and corporations under the supervision of the Farm Credit Administration, Railroad Retirement Board, Soil Conservation Service, including Soil Conservation and Domestic Allotment, Social Security Board, Federal Housing Administration, and Emergency Conservation Work, to cover the expenses incurred on account of such respective activities in clearing of checks, servicing of bonds, handling of collections, and rendering of accounts therefor: *Provided*, That funds transferred hereunder from the appropriation for Emergency Conservation Work shall remain available until June 30, 1937, any provision in the First Deficiency Appropriation Act, fiscal year 1936, to the contrary notwithstanding: *Provided further*, That a statement of any transfers of appropriations made hereunder shall be included in the annual Budget.

Check clearance, etc., expenses.

Provisos.
Emergency Conservation Work funds transferred available until June 30, 1937.

Ante, p. 1601.
Statement in the Budget.

MISCELLANEOUS ITEMS, TREASURY DEPARTMENT

Miscellaneous items.

AMERICAN PRINTING HOUSE FOR THE BLIND

To enable the American Printing House for the Blind more adequately to provide books and apparatus for the education of the blind in accordance with the provisions of the Act approved February 8, 1927 (U. S. C., title 20, sec. 101), \$65,000.

American Printing House for the Blind, expenses.
Vol. 44, p. 1060; U. S. C., p. 913.

SHORT TITLE

This title may be cited as the Treasury Department Appropriation Act, 1937.

Citation of title.

Title II—Post Office Department.

TITLE II—POST OFFICE DEPARTMENT

Appropriation for fiscal year 1937.
Vol. 5, p. 80.
U. S. C., pp. 66, 1763.

The following sums are appropriated in conformity with the Act of July 2, 1836 (U. S. C., title 5, sec. 380, title 39, sec. 786), for the Post Office Department for the fiscal year ending June 30, 1937, namely:

Department expenses.
Postmaster General's Office.

POST OFFICE DEPARTMENT, WASHINGTON, DISTRICT OF COLUMBIA OFFICE OF THE POSTMASTER GENERAL

Postmaster General, and office personnel.

Salaries: For the Postmaster General and other personal services in the office of the Postmaster General in the District of Columbia, \$228,344.

Salaries, bureaus and offices.

SALARIES IN BUREAUS AND OFFICES

Amounts.

For personal services in the District of Columbia in bureaus and offices of the Post Office Department in not to exceed the following amounts, respectively:

Office of the First Assistant Postmaster General, \$366,135.
Office of the Second Assistant Postmaster General, \$569,810.
Office of the Third Assistant Postmaster General, \$769,150.
Office of the Fourth Assistant Postmaster General, \$447,500.
Office of the Solicitor for the Post Office Department, \$81,280.
Office of the chief inspector, \$206,240.
Office of the purchasing agent, \$42,000.
Bureau of Accounts, \$104,930.

Department contingent expenses.

CONTINGENT EXPENSES, POST OFFICE DEPARTMENT

Stationery, etc.

For contingent and miscellaneous expenses; stationery and blank books, index and guide cards, folders and binding devices, including purchase of free penalty envelopes; telegraph and telephone service, furniture and filing cabinets and repairs thereto; purchase, exchange, maintenance, and repair of tools, electrical supplies, typewriters, adding machines, and other labor-saving devices; maintenance of motor trucks and of two motor-driven passenger-carrying vehicles, to be used only for official purposes (one for the Postmaster General and one for the general use of the Department); street-car fares; floor coverings; postage stamps for correspondence addressed abroad, which is not exempt under article 47 of the London convention of the Universal Postal Union; purchase and exchange of law books, books of reference, railway guides, city directories, and books necessary to conduct the business of the Department; newspapers, not exceeding \$200; expenses, except membership fees, of attendance at meetings or conventions concerned with postal affairs, when incurred on the written authority of the Postmaster General, not exceeding \$2,000; expenses of the purchasing agent and of the Solicitor and attorneys connected with his office while traveling on business of the Department, not exceeding \$800; and other expenses not otherwise provided for; \$81,000.

Vehicles.

Correspondence addressed abroad.
Vol. 44, pp. 2243, 2245.

Attendance at meetings.

Printing and binding.

For printing and binding for the Post Office Department, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, \$1,100,000.

Field service appropriations not to be used for Department.

Appropriations hereinafter made for the field service of the Post Office Department, except as otherwise provided, shall not be expended for any of the purposes hereinbefore provided for on account of the Post Office Department in the District of Columbia: *Provided*, That the actual and necessary expenses of officials and employees of the Post Office Department and Postal Service, when traveling on official business, may continue to be paid from the

Provisos.
Travel expenses, payable from service appropriations.

appropriations for the service in connection with which the travel is performed, and appropriations for the fiscal year 1937 of the character heretofore used for such purposes shall be available therefor: *Provided further*, That appropriations hereinafter made, except such as are exclusively for payment of compensation, shall be immediately available for expenses in connection with the examination of estimates for appropriations in the field including per-diem allowances in lieu of actual expenses of subsistence.

Use in examining field estimates.

FIELD SERVICE, POST OFFICE DEPARTMENT

Field Service.

OFFICE OF THE POSTMASTER GENERAL

Postmaster General.

Rewards to postal employees for inventions: The Postmaster General is hereby authorized to pay a cash reward for any invention, suggestion, or series of suggestions for an improvement or economy in device, design, or process applicable to the Postal Service submitted by one or more employees of the Post Office Department or the Postal Service which shall be adopted for use and will clearly effect a material economy or increase efficiency, and for that purpose the sum of \$200 is hereby appropriated: *Provided*, That the sums so paid to employees in accordance with this Act shall be in addition to their usual compensation: *Provided further*, That no employee shall be paid a reward under this appropriation until he has properly executed an agreement to the effect that the use by the United States of the invention, suggestion, or series of suggestions made by him shall not form the basis of a further claim of any nature upon the United States by him, his heirs, or assigns.

Rewards to employees for inventions improving the service.

Provisos.
Additional to regular pay.

Agreement for Government use required.

Travel expenses, Postmaster General and Assistant Postmasters General: For travel and miscellaneous expenses in the Postal Service, offices of the Postmaster General and Assistant Postmasters General, \$5,000.

Travel, etc.

Personal or property damage claims: To enable the Postmaster General to pay claims for damages, occurring during the fiscal year 1937, or in prior fiscal years, to persons or property in accordance with the provisions of the Deficiency Appropriation Act approved June 16, 1921 (U. S. C., title 5, sec. 392), as amended by the Act approved June 22, 1934 (48 Stat., 1207), \$30,000.

Damage claims.

Vol. 42, p. 63; Vol. 48, p. 1207.
U. S. C., p. 67.

Adjusted losses and contingencies, postal funds: To enable the Postmaster General to pay to postmasters, Navy mail clerks, and assistant Navy mail clerks or credit them with the amount ascertained to have been lost or destroyed during the fiscal year 1937, or prior fiscal years, through burglary, fire, or other unavoidable casualty resulting from no fault or negligence on their part, as authorized by the Act approved March 17, 1882, as amended, \$60,000.

Adjusted losses and contingencies.

OFFICE OF CHIEF INSPECTOR

Salaries of inspectors: For salaries of fifteen inspectors in charge of divisions and five hundred and seventy-five inspectors, \$2,219,500.

Chief Inspector's Office.

Inspectors.

Traveling and miscellaneous expenses: For traveling expenses of inspectors, inspectors in charge, the chief post-office inspector, and the assistant chief post-office inspector, and for the traveling expenses of four clerks performing stenographic and clerical assistance to post-office inspectors in the investigation of important fraud cases; for tests, exhibits, documents, photographs, office and other necessary expenses incurred by post-office inspectors in connection with their official investigations, including necessary miscellaneous expenses of division headquarters, and not to exceed \$500 for technical and scientific books and other books of reference needed in

Traveling expenses, investigations, etc.

Proviso.
Allotment for chemical, etc., investigations.

the operation of the Post Office Inspection Service, \$586,500: *Provided*, That not exceeding \$18,000 of this sum shall be available for transfer by the Postmaster General to other departments and independent establishments for chemical and other investigations.

Clerks, division headquarters.

Clerks, division headquarters: For compensation of one hundred and ninety-four clerks at division headquarters, \$465,000.

Rewards for detecting law violations.

Payment of rewards: For payment of rewards for the detection, arrest, and conviction of post-office burglars, robbers, and highway mail robbers, \$55,000: *Provided*, That rewards may be paid in the discretion of the Postmaster General, when an offender of the class mentioned was killed in the act of committing the crime or in resisting lawful arrest: *Provided further*, That no part of this sum shall be used to pay any rewards at rates in excess of those specified in Post Office Department Order 9955, dated February 28, 1930: *Provided further*, That of the amount herein appropriated not to exceed \$20,000 may be expended, in the discretion of the Postmaster General, for the purpose of securing information concerning violations of the postal laws and for services and information looking toward the apprehension of criminals.

Provisos.
Death of offender.

Rates.

Securing information.

OFFICE OF THE FIRST ASSISTANT POSTMASTER GENERAL

First Assistant Postmaster General.

Compensation to postmasters: For compensation to postmasters, including compensation as postmaster to persons who, pending the designation of an acting postmaster, assume and properly perform the duties of postmaster in the event of a vacancy in the office of postmaster of the third or fourth class, and for allowances for rent, light, fuel, and equipment to postmasters of the fourth class, \$48,000,000.

Compensation to postmasters.

Assistant postmasters.

Compensation to assistant postmasters: For compensation to assistant postmasters at first- and second-class post offices, \$6,775,000.

Clerks, etc., first- and second-class offices.

Clerks, first- and second-class post offices: For compensation to clerks and employees at first- and second-class post offices, including auxiliary clerk hire at summer and winter post offices, printers, mechanics, skilled laborers, watchmen, messengers, laborers, and substitutes, \$186,900,000.

Contract station clerks.

Clerks, contract stations: For compensation to clerks in charge of contract stations, \$1,500,000.

Separating mails.

Separating mails: For separating mails at third- and fourth-class post offices, \$450,000.

Unusual conditions.

Unusual conditions: For unusual conditions at post offices, \$75,000.

Clerks, third-class offices.

Clerks, third-class post offices: For allowances to third-class post offices to cover the cost of clerical services, \$7,000,000.

Miscellaneous, first- and second-class offices.

Miscellaneous items, first- and second-class post offices: For miscellaneous items necessary and incidental to the operation and protection of post offices of the first and second classes, and the business conducted in connection therewith, not provided for in other appropriations, \$2,075,000.

Village delivery.

Village delivery service: For village delivery service in towns and villages having post offices of the second or third class, and in communities adjacent to cities having city delivery, \$1,725,000.

Detroit River service. Car fare and bicycle allowance.

Detroit River service: For Detroit River postal service, \$15,995.

Car fare and bicycle allowance: For car fare and bicycle allowance, including special-delivery car fare, \$1,250,000.

City delivery carriers.

City delivery carriers: For pay of letter carriers, City Delivery Service, \$134,900,000.

Special-delivery fees.

Special-delivery fees: For fees to special-delivery messengers, \$7,125,000.

OFFICE OF THE SECOND ASSISTANT POSTMASTER GENERAL

Second Assistant
Postmaster General.

Star-route service: For inland transportation by star routes (excepting service in Alaska), including temporary service to newly established offices, and not to exceed \$100,000 for Government-operated star-route service, \$10,800,000.

Star routes, except
Alaska.

Star-route service, Alaska: For inland transportation by star routes in Alaska, \$207,245.

Alaska.

Power-boat service: For inland transportation by steamboat or other power-boat routes, including ship, steamboat and way letters, \$1,270,000.

Power-boat service.

Railroad transportation and mail messenger service: For inland transportation by railroad routes and for mail messenger service, \$102,000,000: *Provided*, That not to exceed \$1,500,000 of this appropriation may be expended for pay of freight and incidental charges for the transportation of mails conveyed under special arrangement in freight trains or otherwise: *Provided further*, That separate accounts be kept of the amount expended for mail messenger service: *Provided further*, That there may be expended from this appropriation for clerical and other assistance in the District of Columbia not exceeding the sum of \$60,922 to carry out the provisions of section 5 of the Act of July 28, 1916 (U. S. C., title 39, sec. 562) (the space basis Act), and not exceeding the sum of \$33,050 to carry out the provisions of section 214 of the Act of February 28, 1925 (U. S. C., title 39, sec. 826) (cost ascertainment).

Railroad transportation, and mail messenger service.

Provisos.
Freight train conveyance.

Separate accounting, messenger service.

Services in the District.
Vol. 20, p. 420; Vol. 43, p. 1069.
U. S. C., pp. 1749, 1766.

Railway Mail Service: For fifteen division superintendents, fifteen assistant division superintendents, two assistant superintendents at large, one assistant superintendent in charge of car construction, one hundred and twenty-one chief clerks, one hundred and twenty-one assistant chief clerks, clerks in charge of sections in the offices of division superintendents, railway postal clerks, substitute railway postal clerks, joint employees, and laborers in the Railway Mail Service, \$57,000,000.

Railway Mail Service.
Division superintendents, etc.
Aut., p. 1374.

Railway postal clerks, travel allowance: For travel allowance to railway postal clerks and substitute railway postal clerks, \$3,525,000.

Railway postal clerks, travel allowance.

Railway Mail Service, traveling expenses: For actual and necessary expenses, general superintendent and assistant general superintendent, division superintendents, assistant division superintendents, assistant superintendents, chief clerks, and assistant chief clerks, Railway Mail Service, and railway postal clerks, while actually traveling on business of the Post Office Department and away from their several designated headquarters, \$60,000.

Railway Mail Service, traveling expenses.

Railway Mail Service, miscellaneous expenses: For rent, light, heat, fuel, telegraph, miscellaneous and office expenses, telephone service, badges for railway postal clerks, for the purchase or rental of arms and miscellaneous items necessary for the protection of the mails, and rental of space for terminal railway post offices for the distribution of mails when the furnishing of space for such distribution cannot, under the Postal Laws and Regulations, properly be required of railroad companies without additional compensation, and for equipment and miscellaneous items necessary to terminal railway post offices, \$540,000.

Miscellaneous.

Arms, etc., for mail protection.

Terminal offices, rent.

Electric- and cable-car service: For electric- and cable-car service, \$375,000.

Electric- and cable-car service.

Foreign mail transportation: For transportation of foreign mails by steamship, aircraft, or otherwise (exclusive of mail carried under contracts awarded under the provisions of the Merchant Marine Act of 1928), \$9,717,500: *Provided*, That not to exceed \$8,230,000 of this sum may be expended for carrying foreign mail by aircraft

Foreign mails.
Vol. 41, p. 988; Vol. 45, p. 689.
U. S. C., p. 2068.*Provisos.*
Aircraft allowance, restriction.

under contracts which will not create obligations for the fiscal year 1938 in excess of \$8,230,000: *Provided further*, That the Postmaster General is authorized to expend such sums as may be necessary, not to exceed \$165,000, to cover the cost to the United States for maintaining sea-post service on ocean steamships conveying the mails to and from the United States including the salary of the Assistant Director, Division of International Postal Service, with headquarters at New York City: *Provided further*, That not to exceed \$7,500 of this sum may be available for expenses of delegates designated from the Post Office Department by the Postmaster General to the Congress of the Postal Union of the Americas and Spain to be held during the fiscal year 1937, to be expended in the discretion of the Postmaster General and accounted for on his certificate notwithstanding the provisions of any other law.

Payments under Merchant Marine Act contracts: For payments under contracts entered into by the Postmaster General prior to March 4, 1933, or any modification thereof, under the provisions of the Merchant Marine Act of 1928 (U. S. C., title 46, secs. 891-891x), \$26,500,000, of which \$4,500,000 is an estimated amount representing the equivalent poundage-rate cost of transportation of the mail carried on vessels under such contracts and \$22,000,000 is an estimated amount representing additional assistance toward the development of the American merchant marine: *Provided*, That no part of this sum shall be paid on contract numbered 56 to the Seatrain Company.

Balances due foreign countries: For balances due foreign countries, fiscal year 1937 and prior years, \$1,000,000.

Contract Air Mail Service: For the inland transportation of mail by aircraft, as authorized by law, and for the incidental expenses thereof, including not to exceed \$22,200 for supervisory officials and clerks at air-mail transfer points, and not to exceed \$46,460 for personal services in the District of Columbia and incidental and travel expenses, \$12,000,000.

Indemnities, international mail: For payment of limited indemnity for the injury or loss of international mail in accordance with convention, treaty, or agreement stipulations, \$15,000.

Rural Delivery Service: For pay of rural carriers, auxiliary carriers, substitutes for rural carriers on annual and sick leave, clerks in charge of rural stations, and tolls and ferriage, Rural Delivery Service, and for the incidental expenses thereof, \$93,200,000.

OFFICE OF THE THIRD ASSISTANT POSTMASTER GENERAL

Manufacture and distribution of stamps and stamped paper: For manufacture of adhesive postage stamps, special-delivery stamps, books of stamps, stamped envelopes, newspaper wrappers, postal cards, and for coiling of stamps, and including not to exceed \$22,100 for pay of agent and assistants to examine and distribute stamped envelopes and newspaper wrappers, and for expenses of agency, \$4,000,000.

Indemnities, domestic mail: For payment of limited indemnity for the injury or loss of pieces of domestic registered matter, insured and collect-on-delivery mail, and for failure to remit collect-on-delivery charges, \$625,000.

Unpaid money orders more than one year old: For payment of domestic money orders after one year from the last day of the month of issue of such orders, \$265,000.

Sea-post service.

Assistant Director,
International Postal
Service.
Delegates to Postal
Union Congress.

Payments under
Merchant Marine
Act contracts.

Vol. 45, p. 689.
U. S. C., p. 2068.

Proviso.
Payments to Sea-
train Company, for-
bidden.

Balances due foreign
countries.

Contract Air Mail
Service.

Indemnities, inter-
national mail.

Rural Delivery Serv-
ice.

Third Assistant Post-
master General.

Stamps, stamped en-
velopes, postal cards,
etc.

Indemnities, lost,
etc., domestic mail.

Unpaid money orders
more than one year old.

OFFICE OF THE FOURTH ASSISTANT POSTMASTER GENERAL

Post office stationery, equipment, and supplies: For stationery for the Postal Service, including the money-order and registry system; and also for the purchase of supplies for the Postal Savings System, including rubber stamps, canceling devices, certificates, envelopes, and stamps for use in evidencing deposits, and free penalty envelopes; and for the reimbursement of the Secretary of the Treasury for expenses incident to the preparation, issue, and registration of the bonds authorized by the Act of June 25, 1910 (U. S. C., title 39, sec. 760); for miscellaneous equipment and supplies, including the purchase and repair of furniture, package boxes, posts, trucks, baskets, satchels, straps, letter-box paint, baling machines, perforating machines, duplicating machines, printing presses, directories, cleaning supplies, and the manufacture, repair, and exchange of equipment, the erection and painting of letter-box equipment, and for the purchase and repair of presses and dies for use in the manufacture of letter boxes; for postmarking, rating, money-order stamps, and electrotype plates and repairs to same; metal, rubber, and combination type, dates and figures, type holders, ink pads for canceling and stamping purposes, and for the purchase, exchange, and repair of typewriting machines, envelope-opening machines, and computing machines, copying presses, numbering machines, time recorders, letter balances, scales (exclusive of dormant or built-in platform scales in Federal buildings), test weights, and miscellaneous articles purchased and furnished directly to the Postal Service, including complete equipment and furniture for post offices in leased and rented quarters; for miscellaneous expenses in the preparation and publication of post-route maps and rural delivery maps or blueprints, including tracing for photolithographic reproduction; for other expenditures necessary and incidental to post offices of the first, second, and third classes, and offices of the fourth class having or to have rural delivery service, and for letter boxes; for the purchase of atlases and geographical and technical works not to exceed \$1,500; for wrapping twine and tying devices; for expenses incident to the shipment of supplies, including hardware, boxing, packing, and not exceeding \$55,000 for the pay of employees in connection therewith in the District of Columbia; for rental, purchase, exchange, and repair of canceling machines and motors, mechanical mail-handling apparatus, and other labor-saving devices, including cost of power in rented buildings and miscellaneous expenses of installation and operation of same, including not to exceed \$35,000 for salaries of thirteen traveling mechanics, and for traveling expenses, \$2,345,000: *Provided*, That the Postmaster General may authorize the sale to the public of post-route maps and rural delivery maps or blueprints at the cost of printing and 10 per centum thereof added: *Provided further*, That no part of this appropriation shall be expended for the purchase of furniture and complete equipment for third-class post offices except miscellaneous equipment of the general character furnished such offices during the fiscal year 1931.

Equipment shops, Washington, District of Columbia: For the purchase, manufacture, and repair of mail bags and other mail containers and attachments, mail locks, keys, chains, tools, machinery, and material necessary for same, and for incidental expenses pertaining thereto; material, machinery, and tools necessary for the manufacture and repair of such other equipment for the Postal Service as may be deemed expedient; for the expenses of maintenance and repair of the mail bag equipment shops building and equipment, including fuel, light, power, and miscellaneous supplies

Fourth Assistant
Postmaster General.

Stationery, etc.

Postal Savings Sys-
tem, supplies.Bond expenses.
Vol. 36, p. 817.
U. S. C., p. 1761.Miscellaneous equip-
ment and supplies.

Letter boxes.

Postmarking, etc.,
stamps.

Post-route maps, etc.

Twine and tying
devices.Traveling mechan-
icians.*Provisos.*
Sale of maps, etc.Furniture, etc., third-
class offices.Equipment shops,
materials, etc.

- and services; for compensation to labor employed in the equipment shops and in the operation, care, maintenance, and protection of the equipment shops building, \$1,025,000, of which not to exceed \$539,000 may be expended for personal services in the District of Columbia: *Provided*, That out of this appropriation the Postmaster General is authorized to use as much of the sum, not exceeding \$15,000, as may be deemed necessary for the purchase of material and the manufacture in the equipment shops of such small quantities of distinctive equipments as may be required by other executive departments; and for service in Alaska, Puerto Rico, Philippine Islands, Hawaii, or other island possessions.
- Services in the District.**
- Proviso.*
Distinctive equipment for departments, Alaska, and island possessions.
- Rent, light, and fuel.** Rent, light, and fuel: For rent, light, fuel, and water, for first-, second-, and third-class post offices, and the cost of advertising for lease proposals for such offices, \$12,875,000.
- Pneumatic-tube service, New York, etc.** Pneumatic-tube service: For the transmission of mail by pneumatic tubes or other similar devices in the city of New York, including the Borough of Brooklyn of the city of New York, at an annual rate not in excess of \$19,500 per mile of double line of tubes, including power, labor, and all other operating expenses, \$558,260.
- Boston, Mass.** For the rental of not exceeding two miles of pneumatic tubes, not including labor and power in operating the same, for the transmission of mail in the city of Boston, Massachusetts, \$24,000: *Provided*, That the provisions not inconsistent herewith of the Acts of April 21, 1902 (U. S. C., title 39, sec. 423), and May 27, 1908 (U. S. C., title 39, sec. 423), relating to the transmission of mail by pneumatic tubes or other similar devices shall be applicable hereto.
- Proviso.*
Provisions applicable.
Vol. 32, p. 114; Vol. 35, p. 412.
U. S. C., p. 1737.
- Vehicle service.** Vehicle service: For vehicle service; the hire of vehicles; the rental of garage facilities; the purchase, exchange, maintenance, and repair of motor vehicles; the hire of supervisors, clerical assistance, mechanics, drivers, garage men, and such other employees as may be necessary in providing vehicles and vehicle service for use in the collection, transportation, delivery, and supervision of the mail, \$14,984,000: *Provided*, That the Postmaster General may, in his disbursement of this appropriation, apply a part thereof to the leasing of quarters for the housing of Government-owned motor vehicles at a reasonable annual rental for a term not exceeding ten years: *Provided further*, That the Postmaster General, during the fiscal year 1937, may purchase and maintain from the appropriation "Vehicle service" such tractors and trailer trucks as may be required in the operation of the vehicle service: *Provided further*, That no part of this appropriation shall be expended for maintenance or repair of motor-propelled passenger-carrying vehicles for use in connection with the administrative work of the Post Office Department in the District of Columbia.
- Provisos.*
Rentals.
- Tractors and trailer trucks.**
- Motor vehicle restriction.**
- Transportation of equipment and supplies.** Transportation of equipment and supplies: For the transportation and delivery of equipment, materials, and supplies for the Post Office Department and Postal Service by freight, express, or motor transportation, and other incidental expenses, \$265,000.

Public buildings.**PUBLIC BUILDINGS, MAINTENANCE AND OPERATION****Operating force.**

Operating force: For personal services in connection with the operation of public buildings, including the Washington Post Office and the Customhouse Building in the District of Columbia, operated by the Post Office Department, together with the grounds thereof and the equipment and furnishings therein, including telephone operators for the operation of telephone switchboards or equivalent

telephone switchboard equipment in such buildings jointly serving in each case two or more governmental activities, \$14,900,000: *Provided*, That in no case shall the rates of compensation for the mechanical labor force be in excess of the rates current at the time and in the place where such services are employed.

Proviso.
Pay rates, etc.

Operating supplies, public buildings: For fuel, steam, gas, and electric current for lighting, heating, and power purposes, water, ice, lighting supplies, removal of ashes and rubbish, snow and ice, cutting grass and weeds, washing towels, telephone service for custodial forces, and for miscellaneous services and supplies, tools and appliances, for the operation of completed and occupied public buildings and grounds, including mechanical and electrical equipment, but not the repair thereof, operated by the Post Office Department, including the Washington Post Office and the Customhouse Building in the District of Columbia, and for the transportation of articles and supplies authorized herein, \$4,675,000: *Provided*, That the foregoing appropriation shall not be available for personal services except for work done by contract, or for temporary job labor under exigency not exceeding at one time the sum of \$100 at any one building: *Provided further*, That the Postmaster General is authorized to contract for telephone service in public buildings under his administration by means of telephone switchboards or equivalent telephone-switching equipment jointly serving in each case two or more governmental activities, where he determines that joint service is economical and in the interest of the Government, and to secure reimbursement for the cost of such joint service from available appropriations for telephone expenses of the Bureaus and offices receiving the same.

Operating supplies.

Provisos.
Personal services, restriction.

Contracts for telephone service.

Furniture, carpets, and safes, public buildings: For the procurement, including transportation, of furniture, carpets, safes, safe and vault protective devices, and repairs of same, for use in public buildings which are now, or may hereafter be, operated by the Post Office Department, \$625,000: *Provided*, That, excepting expenditures for labor for or incidental to the moving of equipment from or into public buildings, the foregoing appropriation shall not be used for personal services except for work done under contract or for temporary job labor under exigency and not exceeding at one time the sum of \$100 at any one building: *Provided further*, That all furniture now owned by the United States in other public buildings or in buildings rented by the United States shall be used, so far as practicable, whether it corresponds with the present regulation plan of furniture or not.

Furniture and equipment.

Provisos.
Personal services, restriction.

Use of present furniture.

Scientific investigations: In the disbursement of appropriations contained in this title for the field service of the Post Office Department the Postmaster General may transfer to the Bureau of Standards not to exceed \$20,000 for scientific investigations in connection with the purchase of materials, equipment, and supplies necessary in the maintenance and operation of the Postal Service.

Scientific investigations.
Transfer of sums to Bureau of Standards.

Deficiency in postal revenues: If the revenues of the Post Office Department shall be insufficient to meet the appropriations made under title II of this Act, a sum equal to such deficiency in the revenues of such Department is hereby appropriated, to be paid out of any money in the Treasury not otherwise appropriated, to supply such deficiency in the revenues of the Post Office Department for the fiscal year ending June 30, 1937, and the sum needed may be advanced to the Post Office Department upon requisition of the Postmaster General.

Deficiency in postal revenues.

SHORT TITLE

Short title.

This title may be cited as the Post Office Department Appropriation Act, 1937.

Executive department-
ments, etc.
Appropriations for
travel, etc., fiscal year
1937.

SEC. 2. Appropriations for the fiscal year 1937 available for expenses of travel of civilian officers and employees of the executive departments and establishments shall be available also for expenses of travel performed by them on transfer from one official station to another when authorized by the head of the department or establishment concerned in the order directing such transfer: *Provided*, That such expenses shall not be allowed for any transfer effected for the convenience of any officer or employee.

Proviso.
Transfers for con-
venience of officers.

SEC. 3. No appropriation available for the executive departments and independent establishments of the Government for the fiscal year ending June 30, 1937, whether contained in this Act or any other Act, shall be expended—

Restrictions on ex-
penditures.

(a) To purchase any motor-propelled passenger-carrying vehicle (exclusive of busses, ambulances, and station wagons), at a cost, completely equipped for operation, and including the value of any vehicle exchanged, in excess of \$750, unless otherwise specifically provided for in the appropriation.

Cost limitation of
automobiles.

(b) For the maintenance, operation, and repair of any Government-owned motor-propelled passenger-carrying vehicle not used exclusively for official purposes; and "official purposes" shall not include the transportation of officers and employees between their domiciles and places of employment, except in cases of medical officers on out-patient medical services and except in cases of officers and employees engaged in field work the character of whose duties makes such transportation necessary and then only as to such latter cases when the same is approved by the head of the department or establishment concerned. The limitations of this subsection (b) shall not apply to any motor vehicles for official use of the President, or of the heads of the executive departments.

Maintenance, auto-
mobiles not used for
official purposes.
"Official purposes"
construed.

(c) For the maintenance, upkeep, and repair (exclusive of garage rent, pay of operators, tires, fuel, and lubricants) on any one motor-propelled passenger-carrying vehicle, except busses and ambulances, in excess of one-third of the market price of a new vehicle of the same make and class and in no case in excess of \$400.

Limitations not ap-
plicable.

SEC. 4. No part of the money appropriated under this Act shall be paid to any person for the filling of any position for which he or she has been nominated after the Senate upon vote has failed to confirm the nomination of such person.

Cost of maintenance;
limit.

Appointments after
Senate rejection, etc.

Approved, June 23, 1936.

[CHAPTER 726.]

AN ACT

June 23, 1936.

[H. R. 11581.]

[Public, No. 762.]

Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of such District for the fiscal year ending June 30, 1937, and for other purposes.

District of Columbia.
Appropriations for ex-
penses of, fiscal year
1937, from District
revenues, and \$5,000,-
000 from the Treasury.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to defray the expenses of the District of Columbia for the fiscal year ending June 30, 1937, any revenue (not including the proportionate share of the United States in any revenue arising as the result of the expenditure of appropriations made for the fiscal year 1924 and prior fiscal years) now required by law to be credited to the District of Columbia and the United States in the same proportion that each contributed to the activity or source from whence such revenue was

derived shall be credited wholly to the District of Columbia, and, in addition, \$5,000,000 (of which not to exceed \$50,000 shall be available for expenditure, under the direction of the President, for making an independent study of the fiscal relations between the United States and the District of Columbia and enabling him to report to Congress at the beginning of the next regular session, what, in his judgment, is a fair and equitable amount to be paid by the United States as an annual contribution toward the expenses of the government of the District of Columbia; such sum shall be available for personal services without regard to the civil-service laws and the Classification Act of 1923, as amended, and for such other expenditures as may be necessary in connection with such study) is appropriated, out of any money in the Treasury not otherwise appropriated, to be advanced July 1, 1936, and all of the remainder out of the combined revenues of the District of Columbia, namely:

Amount for study of fiscal relations between United States and District of Columbia.

Report to Congress.

GENERAL EXPENSES

General expenses.

EXECUTIVE OFFICE

Executive office.

For personal services, \$47,400, plus so much as may be necessary to compensate the Engineer Commissioner at such rate in grade 8 of the professional and scientific service of the Classification Act of 1923, as amended, as may be determined by the Board of Commissioners: *Provided*, That in expending appropriations or portions of appropriations contained in this Act for the payment of personal services in accordance with the Classification Act of 1923, as amended, with the exception of the two civilian Commissioners the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: *Provided*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service; (2) to require the reduction in salary of any person whose compensation was fixed, as of July 1, 1924, in accordance with the rules of section 6 of such Act; (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit; (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law; or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

Office personnel.
Additional, for Engineer Commissioner.

Provisos.
Salaries limited to average rates under Classification Act; exceptions.

Vol. 42, p. 1488; Vol. 45, p. 776; Vol. 46, p. 1008.

U. S. C., p. 85.

If only one position in a grade.

Advances in meritorious cases.

Restriction not applicable to clerical-mechanical service.

No reduction in fixed salaries.

Vol. 42, p. 1490; U. S. C., p. 86.

Transfer to another position without pay reduction.

Higher rates permitted.

If only one position in a grade.

Purchasing division.

Building inspection division.
Plumbing inspection division.

Smoke regulation and control.
Ante, p. 653.

Purchasing division: For personal services, \$57,000.

Building inspection division: For personal services, \$122,860.

Plumbing inspection division: For personal services, \$43,690; two members of plumbing board at \$150 each; in all, \$43,990.

Smoke regulation and control: For personal services, equipment, instruments, supplies, transportation, and other contingent expenses necessary for the enforcement of the Act entitled "An Act to prevent the fouling of the atmosphere in the District of Columbia by smoke and other foreign substances, and for other purposes", approved August 15, 1935 (49 Stat., p. 653), \$15,000.

Public convenience
stations.

PUBLIC CONVENIENCE STATIONS

Maintenance.

For maintenance of public convenience stations, including compensation of necessary employees, \$14,000.

Care of District
Building.

CARE OF THE DISTRICT BUILDING

Operating force.

For personal services, including temporary labor, and service of cleaners as necessary at not to exceed 48 cents per hour, \$94,900: *Provided*, That no other appropriation made in this Act shall be available for the employment of additional assistant engineers or watchmen for the care of the District Building.

Proviso.
Employment of ad-
ditional assistant en-
gineers or watchmen.

Operating supplies.

For fuel, light and power, repairs, laundry, and miscellaneous supplies, \$30,000.

ASSESSOR'S OFFICE

Assessor's office.

For personal services, \$225,000.

COLLECTOR'S OFFICE

Collector's office.

For personal services, \$47,900.

Auditor's office.

AUDITOR'S OFFICE

Personal services.
Present disbursing
officer permitted other
duties.

For personal services, \$124,700; and the compensation of the present incumbent of the position of disbursing officer of the District of Columbia shall be exclusive of his compensation as United States property and disbursing officer for the National Guard of the District of Columbia.

Corporation Coun-
sel's office.

OFFICE OF CORPORATION COUNSEL

Extra pay, Public
Utilities Commission.

Corporation counsel, including extra compensation as general counsel of the Public Utilities Commission, and other personal services, \$99,520.

Transfer authorized.
Ante, p. 357.

The transfer of not to exceed \$4,100 of the appropriation "Metropolitan Police, District of Columbia, 1936" (salaries), to the appropriation "Office of the Corporation Counsel, District of Columbia, 1936", is hereby authorized.

Alcoholic Beverage
Control Board.

ALCOHOLIC BEVERAGE CONTROL BOARD

Personal services and
expenses.

For personal services, street-car and bus transportation, telephone service, not exceeding \$1,000 for the purchase of samples, not exceeding \$100 for witness fees, and other necessary contingent and miscellaneous expenses, \$40,400.

Coroner's office.

CORONER'S OFFICE

Personal services.
U. S. C., p. 85.

For personal services, including deputy coroners, in accordance with the Classification Act of 1923, as amended, \$10,600.

Morgue, etc., ex-
penses.

For the maintenance of a non-passenger-carrying motor wagon for the morgue, the replacement of the present non-passenger-carrying motor wagon, jurors' fees, witness' fees, ice, disinfectants, telephone service, and other necessary supplies, repairs to the morgue, and the necessary expenses of holding inquests, including stenographic services in taking testimony and photographing unidentified bodies, \$4,800.

Office of Superin-
tendent of Weights,
Measures, and Mar-
kets.

OFFICE OF SUPERINTENDENT OF WEIGHTS, MEASURES, AND MARKETS

Personal services.
Contingent expenses.

For personal services, \$53,800.

For contingent expenses, and maintenance and repairs to markets, including not to exceed \$1,000 for purchase of commodities and for personal services in connection with investigation and detection of sales of short weight and measure, maintenance and repair of non-

passenger-carrying motor vehicles, and not to exceed \$671 for the purchase of one non-passenger-carrying motor vehicle, \$9,150.

Vehicles.

OFFICE OF CHIEF CLERK, ENGINEER DEPARTMENT

For personal services, \$29,340.

Engineer Department.

Chief clerk's office.

MUNICIPAL ARCHITECT'S OFFICE

For personal services, \$46,920.

Municipal Architect's office.

Personal services.

Apportionments.

All apportionments of appropriations for the use of the municipal architect in payment of personal services employed on construction work provided for by said appropriations shall be based on an amount not exceeding 3 per centum of a total of not more than \$2,000,000 of appropriations made for such construction projects and not exceeding $2\frac{3}{4}$ per centum of a total of the appropriations in excess of \$2,000,000.

For the purchase of land, being lots numbered 31 and 32, in square 175, adjacent to the District of Columbia repair shop, to afford additional shop facilities, housing for automobile trucks, and storage for tools and building materials for the District of Columbia repair shop, \$15,000.

Additional shop facilities, etc.
Land for.

PUBLIC UTILITIES COMMISSION

For two commissioners, people's counsel, and for other personal services, \$69,000, of which amount not to exceed \$5,000 may be used for the employment of expert services by contract or otherwise and without reference to the Classification Act of 1923, as amended.

Public Utilities Commission.

Commissioners, people's counsel, etc.
Experts.

For incidental and all other general necessary expenses authorized by law, including the purchase of newspapers, \$1,500.

Incidental, etc., expenses.

No part of the appropriations contained in this Act shall be used for or in connection with the preparation, issuance, publication, or enforcement of any regulation or order of the Public Utilities Commission requiring the installation of meters in taxicabs, or for or in connection with the licensing of any vehicle to be operated as a taxicab except for operation in accordance with such system of uniform zones and rates and regulations applicable thereto as shall have been prescribed by the Public Utilities Commission.

Issuance of orders requiring meters in taxicabs forbidden.

BOARD OF EXAMINERS, STEAM ENGINEERS

Salaries: Three members, at \$150 each, \$450.

Examiners, steam engineers.

DEPARTMENT OF INSURANCE

For personal services, \$24,620.

Insurance Department.

SURVEYOR'S OFFICE

Surveyor's office.

For personal services, \$80,000.

Personal services.

For rebinding and repairing record books in the office of the surveyor of the District of Columbia, showing properties in the District of Columbia, \$2,500.

Record books, repair, etc.

DISTRICT OF COLUMBIA EMPLOYEES' COMPENSATION FUND

For carrying out the provisions of section 11 of the District of Columbia Appropriation Act approved July 11, 1919, extending to the employees of the government of the District of Columbia the provisions of the Act entitled "An Act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes", approved September 7, 1916, \$35,000.

Employees' compensation fund.

Payments for injuries.
Vol. 41, p. 164.

Vol. 39, p. 742.
U. S. C., p. 98.

Administrative expenses, compensation to injured employees.
Vol. 45, p. 600.

Transfer to Employees' Compensation Commission.

Retirement Act.
Contribution to, from District revenues.
Vol. 41, p. 614; Vol. 44, p. 904; Vol. 46, p. 468.
U. S. C., p. 93.

District of Columbia Unemployment Compensation Act.
Contribution to.
Anie, p. 949.

Vehicles and Traffic Department.

Personal services.
Expenses, etc.

Proviso.
Not available for street-car loading platforms.

Identification plates.

Register of Wills.

Personal services.
Miscellaneous expenses.

Recorder of Deeds.

Personal services.
Contingent expenses.

Rent.

Contingent and miscellaneous expenses.

Objects specified.

Administrative expenses, compensation to injured employees in the District of Columbia: For the enforcement of the Act entitled "An Act to provide compensation for disability or death resulting from injury to employees in certain employments in the District of Columbia, and for other purposes", approved May 17, 1928 (45 Stat., p. 600), \$53,300, for transfer to and expenditure by the Employees' Compensation Commission under its appropriations "Salaries and expenses", \$53,000, and "Printing and binding", \$300.

For financing of the liability of the government of the District of Columbia, created by the Act entitled "An Act for the retirement of employees in the classified civil service, and for other purposes", approved May 22, 1920, and Acts amendatory thereof (U. S. C., title 5, sec. 707a), \$150,000, which amount shall be placed to the credit of the "civil service retirement and disability fund."

District of Columbia Unemployment Compensation Act: For the contribution of the District of Columbia under the provisions of section 5 (a) of the District of Columbia Unemployment Compensation Act, approved August 28, 1935 (49 Stat., p. 946), \$125,000.

DEPARTMENT OF VEHICLES AND TRAFFIC

For personal services, \$74,640.

For purchase, installation, and modification of electric traffic lights, signals and controls, markers, painting white lines, labor, maintenance of non-passenger-carrying motor vehicles and such other expenses as may be necessary in the judgment of the Commissioners, \$63,000, of which not less than \$25,000 shall be expended for the purchase, installation, and modification of electric traffic-light signals: *Provided*, That no part of this or any other appropriation contained in this Act shall be expended for building, installing, and maintaining street-car loading platforms and lights of any description employed to distinguish same.

For the purchase of motor-vehicle identification number plates, \$20,000.

REGISTER OF WILLS

For personal services, \$73,500.

For miscellaneous and contingent expenses, telephone bills, printing, typewriters, photostat paper and supplies, including laboratory coats and photographic developing-room equipment, towels, towel service, window washing, street-car tokens, furniture and equipment and repairs thereto, and purchase of books of reference, law books, and periodicals, \$9,000.

RECORDER OF DEEDS

For personal services, \$104,580.

For miscellaneous and contingent expenses, including telephone service, printing, binding, rebinding, repairing, and preservation of records; typewriters, towels, towel service, furniture and equipment and repairs thereto; books of reference, law books and periodicals, street-car tokens, postage; not exceeding \$100 for rest room for sick and injured employees and the equipment of and medical supplies for said rest room, and all other necessary incidental expenses, \$12,500.

For rent of offices of the recorder of deeds, \$12,600.

CONTINGENT AND MISCELLANEOUS EXPENSES

For checks, books, law books, books of reference, periodicals, newspapers, stationery; surveying instruments and implements; drawing materials; binding, rebinding, repairing, and preservation of records;

ice; repairs to pound and vehicles; traveling expenses not to exceed \$2,000, including payment of dues and traveling expenses in attending conventions when authorized by the Commissioners of the District of Columbia; expenses authorized by law in connection with the removal of dangerous or unsafe and insanitary buildings, including payment of a fee of \$6 per diem to each member of board of survey, other than the inspector of buildings, while actually employed on surveys of dangerous or unsafe buildings; and other general necessary expenses of District offices; \$27,000: *Provided*, That no part of this or any other appropriation contained in this Act shall be expended for printing or binding a schedule or list of supplies and materials for the furnishing of which contracts have been or may be awarded.

Removing unsafe, etc., buildings.

Proviso. Printing, etc., list of supplies forbidden.

For printing and binding, \$43,000, and the last proviso of this paragraph shall not apply to work which can be performed at a lower cost in the central duplicating section of the District of Columbia or the printing plant at the reformatory at Lorton, Virginia: *Provided*, That no part of the appropriations contained in this Act shall be available for expenditure for printing and binding unless the need for such expenditure shall have been specifically approved by the Commissioners of the District of Columbia, or by the purchasing officer and the auditor for the District of Columbia acting for such Commissioners: *Provided further*, That no part of this appropriation shall be available for expenditure unless such printing and binding is done at the Government Printing Office.

Printing and binding. Restriction not to apply to central duplicating section or Lorton printing plant.

Provisos. Approval of requisitions required.

Work to be done at Government Printing Office.

CENTRAL GARAGE

Central garage.

For maintenance, care, repair, and operation of passenger-carrying automobiles owned by the District of Columbia, including personal services, \$60,467; for purchase (including exchange) of passenger-carrying automobiles \$13,840; and for purchase (including exchange) of a passenger-carrying automobile for the assessor's office, \$800; Executive Office, three, \$6,300; and one ambulance for the Board of Public Welfare, \$1,660; for purchase of two passenger-carrying automobiles, \$1,160, and two station wagons, \$1,500; in all, \$85,727.

Automobiles, maintenance, etc.

All motor-propelled passenger-carrying vehicles owned by the District of Columbia shall be used exclusively for "official purposes" directly pertaining to the public services of said District, and shall be under the direction and control of the Commissioners, who may from time to time alter or change the assignment for use thereof or direct the joint or interchangeable use of any of the same by officials and employees of the District, except as otherwise provided in this Act; and "official purposes" shall not include the transportation of officers and employees between their domiciles and places of employment, except as to the Commissioners of the District of Columbia and in cases of officers and employees the character of whose duties makes such transportation necessary and then only as to such latter cases when the same is approved by the Commissioners: *Provided*, That no passenger-carrying automobile, except busses, patrol wagons, and ambulances, and except as otherwise specifically authorized in this Act, shall be acquired under any provision of this Act, by purchase or exchange, at a cost, including the value of a vehicle exchanged, exceeding \$650. No motor vehicles shall be transferred from the police or fire departments to any other branch of the government of the District of Columbia.

Restriction on use of District-owned vehicles.

Under control of Commissioners.

Transportation between domicile and place of employment.

Proviso. Purchase, etc., restrictions.

Transfers forbidden.

Appropriations in this Act shall not be used for the payment of premiums or other cost of fire insurance.

Fire insurance premiums forbidden.

For postage for strictly official mail matter, including the rental of postage-meter equipment, \$25,000.

Postage.

Transportation.

The Commissioners are authorized, in their discretion, to furnish necessary transportation in connection with strictly official business of the District of Columbia by the purchase of street-car and bus fares from appropriations contained in this Act: *Provided*, That the expenditures herein authorized shall be so apportioned as not to exceed a total of \$10,400: *Provided further*, That the provisions of this paragraph shall not include the appropriations herein made for the fire and police departments.

Provisos.
Limitation.

Fire and police departments excepted.

Judicial expenses.

For judicial expenses, including witness fees, and expert services in District cases before the Supreme Court of said District, \$2,500: *Provided*, That the Commissioners of the District of Columbia are authorized, when in their judgment such action be deemed in the public interest, to contract for stenographic reporting services without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5) under available appropriations contained in this Act: *Provided further*, That neither the District of Columbia nor any officer thereof acting in his official capacity for the District of Columbia shall be required to pay court costs to the clerk of the Supreme Court of the District of Columbia.

Provisos.
Contracts for reporting permitted.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

No court costs, etc., in District Supreme Court required.

General advertising.

For general advertising, authorized and required by law, and for tax and school notices and notices of changes in regulations, \$5,000: *Provided*, That this appropriation shall not be available for the payment of advertising in newspapers published outside of the District of Columbia, notwithstanding the requirement for such advertising provided by existing law.

Proviso.
Outside advertising.

Taxes in arrears.
Vol. 30, p. 260.

For advertising notice of taxes in arrears July 1, 1936, as required to be given by the Act of February 28, 1898, as amended, to be reimbursed by a charge of 50 cents for each lot or piece of property advertised, \$5,500: *Provided*, That this appropriation shall not be available for the payment of advertising the delinquent tax list for more than once a week for two weeks in the regular issue of one morning or one evening newspaper published in the District of Columbia, notwithstanding the provisions of existing law.

Proviso.
Publication of delinquent list.

EMPLOYMENT SERVICE

Employment service.

For personal services and miscellaneous and contingent expenses required for maintaining a public employment service for the District of Columbia, \$4,640.

EMERGENCY FUND

Emergency fund, expenses.

To be expended only in case of emergency, such as riot, pestilence, public insanitary conditions, calamity by flood, or fire, or storm, and of like character, and in all other cases of emergency not otherwise sufficiently provided for, in the discretion of the Commissioners, \$2,500: *Provided*, That the certificate of the Commissioners shall be sufficient voucher for the expenditure of not to exceed \$1,000 for such purposes as they may deem necessary.

Proviso.
Voucher for expenditure.

REFUND OF ERRONEOUS COLLECTIONS

Refund of erroneous collections.

To enable the Commissioners, in any case where special assessments, school tuition charges, payments for lost library books, rents, fees, or collections of any character have been erroneously covered into the Treasury, to refund such erroneous payments, wholly or in part, including the refunding of fees paid for building permits authorized by the District of Columbia Appropriation Act approved March 2, 1911 (36 Stat., p. 967), \$4,000: *Provided*, That this appropriation shall be available for such refunds of payments made within the past three years.

Payments authorized.

Building permits.
Vol. 36, p. 967.
Proviso.
Restriction.

For payment of amounts collected by the District erroneously on account of taxes, fines, fees, and similar charges, which are returned to the respective parties who may have paid the same, \$75,000: *Provided*, That this appropriation shall be available for refund of such erroneous payments made within the past three years only.

To aid in support of the National Conference of Commissioners on Uniform State Laws, \$250.

Erroneously collected taxes, fines, etc.

Proviso.
Restriction.

Conference on Uniform State Laws.

REPAYMENT OF LOAN FROM PUBLIC WORKS ADMINISTRATION

Loan from Public Works Administration.

For reimbursement to the United States, in compliance with section 3 of the Act approved June 25, 1934 (48 Stat., p. 1215), of funds loaned under the authority of said Act, \$1,000,000: *Provided*, That during the fiscal year 1937 no greater sum shall be deposited in the Treasury of the United States to the credit of the special account established under section 3 of said Act than is required by said section for reimbursement to the United States.

Reimbursement.
Vol. 48, p. 1215.

Proviso.
Amount of deposit, fiscal year 1937.

FREE PUBLIC LIBRARY

Free Public Library.

For personal services, and for substitutes and other special and temporary services, including extra services on Sundays, holidays, and Saturday half holidays, at the discretion of the librarian, \$352,020.

Personal services.

Miscellaneous: For books, periodicals, newspapers, and other printed material, including payment in advance for subscription books, and society publications, \$60,000: *Provided*, That the disbursing officer of the District of Columbia is authorized to advance to the librarian of the free Public Library, upon requisition previously approved by the auditor of the District of Columbia, sums of money not exceeding \$25 at the first of each month, to be expended for the purchase of certain books, pamphlets, numbers of periodicals or newspapers, or other printed material, and to be accounted for on itemized vouchers.

Miscellaneous.

Proviso.
Advances for purchase of books, etc.

Accounting.

For binding, including necessary personal services, \$20,000.

Binding.

For maintenance, alterations, repairs, fuel, lighting, fitting up buildings, care of grounds, maintenance of motor delivery vehicles, and other contingent expenses, including not to exceed \$800 for purchase and exchange of one motor delivery vehicle, \$36,500.

Contingent expenses.

For rent of suitable quarters for branch libraries in Chevy Chase and Woodridge, \$4,320.

Chevy Chase and Woodridge branches.

For beginning construction of the Petworth branch library building, including plans and specifications, to be erected at Kansas and Iowa Avenues on property owned by the District of Columbia, \$75,000; and the Commissioners are authorized to enter into contract or contracts for such construction, including improvement of grounds and necessary furniture and equipment, at a cost not to exceed \$150,000.

Petworth branch, beginning construction.

Contracts.

STREET AND ROAD IMPROVEMENT AND REPAIR

Street and road improvement.

For personal services, \$178,280, payable from the special fund created by section 1 of the Act entitled "An Act to provide for a tax on motor-vehicle fuels sold within the District of Columbia, and for other purposes", approved April 23, 1924 (43 Stat., p. 106), and accretions by repayment of assessments.

Personal services.
Payable from gasoline tax fund.
Vol. 43, p. 106.

Gasoline tax, road and street fund.

GASOLINE TAX, ROAD AND STREET IMPROVEMENTS AND REPAIRS

Paving, etc., streets and roads from.

For paving, repaving, grading, and otherwise improving streets, avenues, and roads, including personal services and the maintenance of motor vehicles used in this work, and including curbing and gutters and replacement of curb-line trees where necessary, as follows, to be paid from the special fund created by section 1 of the Act entitled "An Act to provide for a tax on motor-vehicle fuels sold within the District of Columbia, and for other purposes", approved April 23, 1924 (43 Stat., p. 106), and accretions by repayment of assessments:

Vol. 43, p. 106.

Improvements designated.

For paving, repaving, and surfacing, including curbing and gutters where necessary, the following:

Northwest: Nebraska Avenue, Forty-fifth Street to Indian Lane, \$24,700;

Northwest: Hemlock Street, Fourteenth Street to Sixteenth Street, \$10,000;

Northwest: Eighth Street, Dahlia Street to Elder Street, \$7,000;

Northwest: Third Street, Underwood Street to Blair Road, \$19,000;

Northwest: Third Street, Kansas Avenue to Peabody Street, \$31,000;

Northwest: Seventh Street, Quackenbos Street & Rittenhouse Street, \$5,300;

Northwest: Harvard Street, Fifth Street to Georgia Avenue, \$8,800;

Northwest: Runnymede Place, Broad Branch Road to Nevada Avenue, and Nevada Avenue, Runnymede Place to Western Avenue, \$8,400;

Northeast: Franklin Street, Lincoln Road to Sixth Street, \$16,400;

Northeast: Franklin Street, Tenth Street to Thirteenth Street, \$15,500;

Northeast: Franklin Street, Fourteenth Street to Rhode Island Avenue, \$10,200;

Northeast: Third Street, Douglas Street to Evarts Street, \$5,400;

Northeast: Shepherd Street, Twentieth Street to Twenty-second Street, \$8,200;

Northeast: Franklin Street, Twentieth Street to Twenty-second Street, \$8,200;

Northeast: Twenty-second Street, Queen's Chapel Road to Franklin Street, \$20,500;

Northeast: Staples Street, Morse Street to Neal Street, \$6,000;

Grading; culverts, etc.

For grading streets, alleys, and roads, including construction of necessary culverts and retaining walls, \$50,000;

Center strips.

For paving the unpaved center strips of paved roadways, \$5,000;

Minor changes in roadways, etc.

For minor changes in roadway and sidewalks on plans to be approved by the Commissioners of the District of Columbia to facilitate vehicular and pedestrian traffic, \$5,000;

Curbs and gutters, shoulders, etc.

For construction of curbs and gutters, or concrete shoulders in connection with all forms of macadam roadways and adjustment of roadways thereto, together with resurfacing and replacing of base of such roadways where necessary, \$200,000;

Surfacing, etc., pavements.

For the surfacing and resurfacing or replacement of asphalt, granite block, or concrete pavements with the same or other approved material, \$400,000;

Bridges, construction, repair, etc.

For construction, maintenance, operation, and repair of bridges, including not to exceed \$25,000 for engineering investigations and preparation of plans for a new bridge to replace the existing bridge in line with Pennsylvania Avenue over the Anacostia River, and

including maintenance of non-passenger-carrying motor vehicles, \$90,000;

For current work of repairs to streets, avenues, roads, and alleys, including the reconditioning of existing gravel streets and roads, and including the purchase, exchange, maintenance, and operation of non-passenger-carrying motor vehicles used in this work, \$765,000: *Provided*, That the Commissioners of the District of Columbia, should they deem such action to be to the advantage of the District of Columbia, are hereby authorized to purchase a municipal asphalt plant at a cost not to exceed \$30,000;

Street, etc., repairs.

Proviso.
Purchase of asphalt plant authorized.

This appropriation shall be available for the construction and repair of pavements of street railways in accordance with the provisions of the Merger Act, approved January 14, 1933 (47 Stat., p. 752). The proportion of the amount thus expended which under the terms of the said Act is required to be paid by the street-railway company shall be collected, upon the neglect or the refusal of such street-railway company to pay, from the said street-railway company in the manner provided by section 5 of "An Act providing a permanent form of government for the District of Columbia", approved June 11, 1878, and shall be deposited to the credit of the appropriation for the fiscal year in which it is collected;

Street railways, pavements.
Vol. 47, p. 752.

Proportion of expenses chargeable to railway company.

Vol. 20, p. 105.

For replacement of the superstructure, and such portions of the substructure as may be necessary, including relocation and reconstruction of approach roads of the Chain Bridge in accordance with plans and profiles to be approved by the Commissioners of the District of Columbia, including personal services, engineering and incidental expenses, \$250,000; and the Commissioners are authorized to enter into contract or contracts for the completion of said bridge at a cost not to exceed \$350,000;

Chain Bridge, replacing superstructure, etc.
Approach roads.

Contracts.

To carry out the provisions of existing law which authorize the Commissioners of the District of Columbia to open, extend, straighten, or widen any street, avenue, road, or highway, except Fourteenth Street extension beyond the southern boundary of Walter Reed Hospital Reservation, in accordance with the plan of the permanent system of highways for the District of Columbia, including the procurement of chains of title, \$200,000: *Provided*, That this appropriation shall be available to carry out the provision of existing law for the opening, extension, widening, or straightening of alleys and minor streets and for the establishment of building lines in the District of Columbia;

Opening streets, etc., permanent highway system.

Proviso.
Alley improvements, building lines, etc.

In all, not to exceed \$2,169,600, to be immediately available; to be disbursed and accounted for as "Gasoline tax, road, and street improvements and repairs", and for that purpose shall constitute one fund: *Provided*, That assessments in accordance with existing law shall be made for paving and repaving roadways where such roadways are paved or repaved with funds derived from the collection of the tax on motor-vehicle fuels and accretions by repayment of assessments.

Disbursements, etc.

Proviso.
Assessments under existing law.

MISCELLANEOUS ROAD AND STREET IMPROVEMENTS AND REPAIRS

Miscellaneous.

For assessment and permit work, paving of roadways under the permit system, and construction and repair of sidewalks and curbs around public reservations and municipal and United States buildings, including purchase or condemnation of streets, roads, and alleys, and of areas less than two hundred and fifty square feet at the intersection of streets, avenues, or roads in the District of Columbia, to be selected by the Commissioners, and including maintenance of non-passenger-carrying motor vehicles, \$150,000.

Assessment and permit work.

Changing widths of sidewalks.

The Commissioners of the District of Columbia are authorized and empowered, in their discretion, to fix or alter the respective widths of sidewalks and roadways (including tree spaces and parking) of all highways that may be improved under appropriations contained in this Act.

Open competition for street repair, etc., contracts.

No part of any appropriation contained in this Act shall be available for repairing, resurfacing, or newly paving any street, avenue, or roadway by private contract unless the specifications for such work shall be so prepared as to permit of fair and open competition in paving material as well as in price.

Repairs due to inferior work by contractor.

In addition to the provision of existing law requiring contractors to keep new pavements in repair for a period of one year from the date of the completion of the work, the Commissioners of the District of Columbia shall further require that where repairs are necessary during the four years following the said one-year period, due to inferior work or defective materials, such repairs shall be made at the expense of the contractor, and the bond furnished by the contractor shall be liable for such expense.

Testing laboratory; restriction.

No part of the appropriations contained in this Act shall be used for the operation of a testing laboratory of the highways department for making tests of materials in connection with any activity of the District government.

Wharves.

WHARVES

Reconstruction, etc.

For reconstruction, where necessary, and for maintenance and repair of wharves under the control of the Commissioners of the District of Columbia, in the Washington Channel of the Potomac River, \$3,000.

Fish wharf, etc.
Pier, etc., construction.

For construction of pier at fish wharf and market, including approaches, preparation of plans and specifications, and personal services, \$20,000.

Trees and parkings.

TREES AND PARKINGS

Personal services.

For personal services, \$26,600.

Contingent expenses.

For contingent expenses, including laborers, trimmers, nurserymen, repairmen, teamsters, hire of carts, wagons, or motor trucks, trees, tree boxes, tree stakes, tree straps, tree labels, planting and care of trees, and tree spaces on city and suburban streets, purchase and maintenance of non-passenger-carrying motor vehicles, and miscellaneous items, \$100,000.

Sewers.

SEWERS

Personal services.

For personal services, \$184,710.

Cleaning, repair, etc.

For cleaning and repairing sewers and basins; including the replacement of the following motor trucks: One at not to exceed \$2,500; two at not to exceed \$975 each; for operation and maintenance of the sewage pumping service, including repairs to boilers, machinery, and pumping stations, and employment of mechanics and laborers, purchase of coal, oil, waste, and other supplies, and for the maintenance of non-passenger-carrying motor vehicles used in this work, \$230,170.

Main and pipe.

For main and pipe sewers and receiving basins, \$100,000.

Suburban.

For suburban sewers, including the maintenance of non-passenger-carrying motor vehicles used in this work, and the replacement of the following motor trucks: One at not to exceed \$3,500; one at not to exceed \$2,500; two at not to exceed \$975 each; one at not to exceed \$750; and one at not to exceed \$650; in all, \$125,000.

Motor trucks.

For assessment and permit work, sewers, including not to exceed \$1,000 for purchase or condemnation of rights-of-way for construction, maintenance, and repair of public sewers, \$200,000.

Assessment and permit work.

For the control and prevention of the spread of mosquitoes in the District of Columbia, including personal services, operation, maintenance, and repair of motor-propelled vehicles, purchase of oil, and other necessary expenses, \$12,000: *Provided*, That of the amount herein appropriated there may be transferred, in the interest of coordinating the work of mosquito control in the District of Columbia, not to exceed \$4,100 to the Public Health Service of the Treasury Department, the amount so transferred to be available for the objects herein specified.

Mosquito control.

Proviso.
Transfer to Public Health Service.

Sewage treatment plant: For operation and maintenance, including salaries and wages of necessary employees, supplies, repairs to buildings and equipment, purchase of electric power, fuel, oil, waste, and other necessary expenses including not to exceed \$950 for the purchase of one non-passenger-carrying motor vehicle, \$190,403.

Sewage treatment plant.

COLLECTION AND DISPOSAL OF REFUSE

City refuse.

For personal services, \$135,360.

Personal services.

For dust prevention, sweeping and cleaning streets, avenues, alleys, and suburban streets, under the immediate direction of the Commissioners, and for cleaning snow and ice from streets, sidewalks, crosswalks, and gutters in the discretion of the Commissioners, including services and purchase and maintenance of equipment, rent of storage rooms; maintenance and repair of garages; maintenance and repair of non-passenger-carrying motor-propelled vehicles necessary in cleaning streets and purchase of motor-propelled street-cleaning equipment; and necessary incidental expenses, \$400,000: *Provided*, That appropriations contained in this Act for highways, sewers, and the water department shall be available for snow removal when specifically and in writing ordered by the Commissioners.

Sweeping, cleaning, snow and ice removal, etc.

Proviso.
Use of other funds for snow removal.

To enable the Commissioners to carry out the provisions of existing law governing the collection and disposal of garbage, dead animals, night soil, and miscellaneous refuse and ashes in the District of Columbia, including inspection; fencing of public and private property designated by the Commissioners as public dumps; and incidental expenses, \$850,000: *Provided*, That any proceeds received from the disposal of city refuse or garbage shall be paid into the Treasury of the United States to the credit of the United States and the District of Columbia in the manner provided by law: *Provided further*, That this appropriation shall not be available for collecting ashes or miscellaneous refuse from hotels and places of business or from apartment houses of four or more apartments in which the landlord furnishes heat to tenants.

Garbage, dead animals, ashes, etc.

Proviso.
Proceeds covered in; division of.

Collection restriction.

PUBLIC PLAYGROUNDS

Public playgrounds.

For personal services, \$122,500: *Provided*, That employments hereunder, except directors who shall be employed for twelve months, shall be distributed as to duration in accordance with corresponding employments provided for in the District of Columbia Appropriation Act for the fiscal year 1924.

Personal services.
Proviso.
Employments restricted.
Vol. 42, p. 1340.

For general maintenance, repairs, and improvements, equipment, supplies, incidental and contingent expenses of playgrounds, including labor and maintenance, \$40,800.

Maintenance, etc.

For the maintenance and contingent expenses of keeping open during the summer months the public-school playgrounds, under the direction and supervision of the Commissioners; for special and temporary services, directors, assistants, and janitor service during the summer vacation, and, in the larger yards, daily after school hours during the school term, \$29,700.

Public-school playgrounds during summer.

Swimming or bathing pools, operation, etc.

For temporary services, including superintendence, supplies, repairs, maintenance, and expenses necessary in the operation of swimming or bathing pools, \$11,300.

Electrical Department.

ELECTRICAL DEPARTMENT

Personal services.

For personal services, \$142,500.

Supplies, contingent expenses, etc.

For general supplies, repairs, new batteries and battery supplies, telephone rental and purchase, telephone service charges, wire and cable for extension of telegraph and telephone service, repairs of lines and instruments, purchase of poles, tools, insulators, brackets, pins, hardware, cross arms, ice, record book, stationery, extra labor, new boxes, maintenance of motor trucks, and other necessary items, including not to exceed \$600 for the purchase and exchange of one non-passenger-carrying motor vehicle, \$30,800.

Placing wires underground.

Police-patrol and fire-alarm systems, etc.

For placing wires of fire alarm, police patrol, and telephone services underground, extension and relocation of police-patrol and fire-alarm systems, purchase and installing additional lead-covered cables, labor, material, appurtenances, and other necessary equipment and expenses, \$25,000.

Lighting, etc.

Lighting: For purchase, installation, and maintenance of public lamps, lampposts, street designations, lanterns, and fixtures of all kinds on streets, avenues, roads, alleys, and public spaces, part cost of maintenance of airport and airway lights necessary for operation of the air mail, and for all necessary expenses in connection therewith, including rental of storerooms, extra labor, operation, maintenance, and repair of motor trucks, this sum to be expended in accordance with the provisions of sections 7 and 8 of the District of Columbia Appropriation Act for the fiscal year 1912 (36 Stat., pp. 1008-1011, sec. 7), and with the provisions of the District of Columbia Appropriation Act for the fiscal year 1913 (37 Stat., pp. 181-184, sec. 7), and other laws applicable thereto, and including not to exceed \$29,000 for operation and maintenance of electric traffic lights, signals, and controls, \$790,000: *Provided*, That this appropriation shall not be available for the payment of rates for electric street lighting in excess of those authorized to be paid in the fiscal year 1927, and payment for electric current for new forms of street lighting shall not exceed 2 cents per kilowatt-hour for current consumed: *Provided further*, That no part of this appropriation shall be available for the payment on any contract required by law to be awarded through competitive bidding, which is not awarded to the lowest responsible bidder on specifications, and such specifications shall be so drawn as to admit of fair competition.

Vol. 36, p. 1008; Vol. 37, p. 181.

Provisos.
Electric street lighting rates.

Awards to lowest competitor.

Public Schools.

PUBLIC SCHOOLS

Administrative and supervisory officers.

For personal services of administrative and supervisory officers in accordance with the Act fixing and regulating the salaries of teachers, school officers, and other employees of the Board of Education of the District of Columbia, approved June 4, 1924 (43 Stat., pp. 367-375), including salaries of presidents of teachers colleges in the salary schedule for first assistant superintendents, \$687,395.

Personal services.

School attendance and work permits department.

Vol. 43, pp. 367, 806; Vol. 45, p. 998.

For personal services of clerks and other employees, \$175,940. For personal services in the department of school attendance and work permits in accordance with the Act approved June 4, 1924 (43 Stat., pp. 367-375), the Act approved February 5, 1925 (43 Stat., pp. 806-808), and the Act approved May 29, 1928 (45 Stat., p. 998), \$42,100.

For personal services of teachers and librarians in accordance with the Act approved June 4, 1924 (43 Stat., pp. 367-375), including for teachers colleges assistant professors in salary class eleven, and professors in salary class twelve, and including \$10,000 for health and physical-education teachers to supervise play in schools of the central area, bounded by North Capitol Street on the east, Florida Avenue on the north, the Mall on the south, and Twelfth Street on the west, \$7,010,840: *Provided*, That as teacher vacancies occur during the fiscal year 1937 in grades one to four, inclusive, of the elementary schools, such vacancies may be filled by the assignment of teachers now employed in kindergartens, and teachers employed in kindergartens are hereby made eligible to teach in the said grades: *Provided further*, That teaching vacancies that occur during the fiscal year 1937 wherever found may be filled by the assignment of teachers of special subjects and teachers not now assigned to classroom instruction, and such teachers are hereby made eligible for such assignment without further examination.

For the instruction and supervision of children in the vacation schools and playgrounds, and supervisors and teachers of vacation schools and playgrounds may also be supervisors and teachers of day schools, \$32,400.

No part of any appropriation made in this Act shall be paid to any person employed under or in connection with the public schools of the District of Columbia who shall solicit or receive, or permit to be solicited or received, on any public-school premises, any subscription or donation of money or other thing of value from any pupil enrolled in such public schools for presentation of testimonials to school officials or for any purpose except such as may be authorized by the Board of Education at a stated meeting upon the written recommendation of the superintendent of schools.

To carry out the purposes of the Act approved June 11, 1926, entitled "An Act to amend the Act entitled 'An Act for the retirement of public-school teachers in the District of Columbia', approved January 15, 1920, and for other purposes" (41 Stat., pp. 387-390), \$400,000.

NIGHT SCHOOLS

For teachers and janitors of night schools, including teachers of industrial, commercial, and trade instruction, and teachers and janitors of night schools may also be teachers and janitors of day schools, \$94,180.

For contingent and other necessary expenses, including equipment and purchase of all necessary articles and supplies for classes in industrial, commercial, and trade instruction, \$4,000.

THE DEAF, DUMB, AND BLIND

For maintenance and instruction of deaf and dumb persons admitted to the Columbia Institution for the Deaf from the District of Columbia, under section 4864 of the Revised Statutes, and as provided for in the Act approved March 1, 1901 (U. S. C., title 24, sec. 238), and under a contract to be entered into with the said institution by the Commissioners, \$34,500.

For maintenance and instruction of colored deaf-mutes of teachable age belonging to the District of Columbia, in Maryland, or some other State, under a contract to be entered into by the Commissioners, \$5,000: *Provided*, That all expenditures under this appropriation shall be made under the supervision of the Board of Education.

Teachers, librarians, etc.,
Vol. 43, p. 367.

Health and physical-education teachers.

Proviso.
Assignment of kindergarten teachers in grades 1 to 4.

Placing unassigned teachers of special, etc., subjects.

Vacation schools and playgrounds.

Soliciting subscriptions, etc., in schools prohibited.

Exception.

Annuities.
Vol. 41, p. 387; Vol. 44, p. 727.

Night schools.

Salaries.

Contingent expenses.

Deaf, dumb, and blind.

Maintenance and instruction.
R. S., sec. 4864,
p. 942.
Vol. 31, p. 844.
U. S. C., p. 991.

Colored deaf mutes.
Tuition of, under contract.

Proviso.
Supervision of expenditures.

Blind children.
Tuition of, under
contract.
Proviso.
Supervision of ex-
penditures.

For maintenance and instruction of blind children of the District of Columbia, in Maryland, or some other State, under a contract to be entered into by the Commissioners, \$11,500: *Provided*, That all expenditures under this appropriation shall be made under the supervision of the Board of Education.

Americanization
work.

AMERICANIZATION WORK

Instruction of for-
eigners of all ages.

For Americanization work and instruction of foreigners of all ages in both day and night classes, and teachers and janitors of Americanization schools may also be teachers and janitors of the day schools, \$8,800.

Contingent expenses.

For contingent and other necessary expenses, including books, equipment, and supplies, \$600.

Children of veterans
who lost their lives
during World War,
instruction of.
Vol. 43, p. 1125.

For carrying out the provisions of the Act of June 19, 1934 (48 Stat., p. 1125), entitled "An Act providing educational opportunities for the children of soldiers, sailors, and marines who were killed in action or died during the World War", \$3,000.

Community centers.

COMMUNITY CENTER DEPARTMENT

Salaries and expenses.

For personal services of the director, general secretaries, and community secretaries in accordance with the Act approved June 4, 1924 (43 Stat., pp. 369, 370); clerks and part-time employees, including janitors on account of meetings of parent-teacher associations and other activities, and contingent expenses, equipment, supplies, and lighting fixtures, \$75,000.

Vol. 43, p. 369.

Care of buildings and
grounds.

CARE OF BUILDINGS AND GROUNDS

Salaries.
Smaller buildings
and rented rooms.

For personal services, including care of smaller buildings and rented rooms at a rate not to exceed \$96 per annum for the care of each schoolroom, other than those occupied by atypical or ungraded classes, for which service an amount not to exceed \$120 per annum may be allowed, \$937,730.

Miscellaneous.

MISCELLANEOUS

Schools for tuber-
cular and crippled
pupils.

For the maintenance of schools for tubercular and crippled pupils, \$8,000.

Transportation.

For transportation for pupils attending schools for tubercular pupils, sight-conservation pupils, and crippled pupils, \$22,000: *Provided*, That expenditures for street-car and bus fares from this fund shall not be subject to the general limitations on the use of street-car and bus fares covered by this Act.

Proviso.
Car, etc., fares.

For purchase and repair of furniture, tools, machinery, material, and books, and apparatus to be used in connection with instruction in manual and vocational training, and incidental expenses connected therewith, \$64,000, to be immediately available.

Manual, etc., train-
ing expenses.

For fuel, gas, and electric light and power, \$325,000.

Fuel, light, and
power.
Contingent expenses.

For contingent expenses, including United States flags, furniture and repairs of same, stationery, ice, paper towels, and other necessary items not otherwise provided for, and including not exceeding \$8,000 for books of reference and periodicals, not exceeding \$1,500 for replacement of pianos at an average cost of not to exceed \$300 each, not to exceed \$1,000 for the purchase of one grand piano for the Armstrong High School, not exceeding \$6,800 for labor; in all, \$124,500, to be immediately available, of which not to exceed \$1,200 may be expended for tabulating school census cards either by contract or by day labor as the Commissioners may

determine: *Provided*, That a bond shall not be required on account of military supplies or equipment issued by the War Department for military instruction and practice by the students of high schools in the District of Columbia.

Proviso.
No bond for Army supplies to cadets.

For completing the purchase of furniture and equipment, including pianos and window shades, for the Woodrow Wilson Senior High School, \$15,000.

Woodrow Wilson Senior High; furniture, etc.

No money appropriated in this Act for the purchase of furniture and equipment for the public schools of the District of Columbia shall be expended unless the requisitions of the Board of Education therefor shall be approved by the Commissioners of the District of Columbia, or by the purchasing officer and the auditor for the District of Columbia acting for the Commissioners.

Requisitions for equipment subject to Commissioners' approval.

For completely furnishing and equipping buildings and additions to buildings as follows: Anacostia Junior-Senior High School, \$113,000; Armstrong High School gymnasium, \$3,000; Eliot Junior High School addition, \$12,000; Randall Junior High School addition, \$10,000; Hardy School, second floor, \$3,000; eight-room building on old John F. Cook School site, \$9,000; in all, \$150,000.

Furnishings, etc., for designated buildings.

For completing the purchase of furniture and equipment for the Cardozo High School, \$18,000.

Cardozo High; furniture, etc.

For the necessary reequipping, including repair and refinishing of suitable existing equipment, of the Shaw Junior High School, \$20,000.

Shaw Junior High; refinishing, repair, etc., of equipment.

For textbooks and other educational books and supplies as authorized by the Act of January 31, 1930 (46 Stat., p. 62), including not to exceed \$7,000 for personal services, \$185,000, to be immediately available.

Supplies to pupils. Vol. 46, p. 62.

For maintenance of kindergartens, \$5,600, to be immediately available.

Kindergartens.

For purchase of apparatus, fixtures, specimens, technical books, and for extending the equipment and for the maintenance of laboratories of the department of physics, chemistry, biology, and general science in the several high and junior high schools and teachers' colleges, and for the installation of the same, \$15,000, to be immediately available.

Supplies for general science departments.

For utensils, material, and labor, for establishment and maintenance of school gardens, \$2,400.

School gardens, utensils, etc.

The Board of Education is authorized to designate the months in which the ten salary payments now required by law shall be made to teachers assigned to the work of instruction in nature study and school gardens.

Nature study, etc., teachers.

The children of officers and men of the United States Army, Navy, and Marine Corps, and children of other employees of the United States stationed outside the District of Columbia shall be admitted to the public schools without payment of tuition.

Children of Army, Navy officers, etc., admitted free.

For repairs and improvements to school buildings and grounds, repairing and renewing heating, plumbing, and ventilating apparatus, installation and repair of electric equipment, and installation of sanitary drinking fountains, and maintenance of motor trucks, including not to exceed \$975 for the replacement of one one-and-one-half ton truck, \$442,975, of which amount \$100,000 shall be immediately available.

Repairs, etc., to buildings.

For the purchase, installation, and maintenance of equipment, for school yards for the purposes of play of pupils, \$7,000: *Provided*, That such playgrounds shall be kept open for play purposes in accordance with the schedule maintained for playgrounds under the jurisdiction of the playground department.

Equipment for school yard playgrounds.

Proviso.
Hours of opening.

Buildings and grounds.

BUILDINGS AND GROUNDS

Lafayette School, addition.

For the construction of an addition to the Lafayette School to provide four classrooms, unfinished space for four additional classrooms, and an assembly-gymnasium, \$165,000;

Hardy School, completion of second floor.

For the completion of the second floor of the Hardy School, \$30,000;

Truesdell School, addition.

For the construction of an addition to the Truesdell School, including eight classrooms and an assembly-gymnasium, necessary remodeling, and removing old structures, \$148,500;

Grimke School, addition.

For the construction of an addition to the Grimke School, including eight classrooms and an assembly-gymnasium, \$175,000;

Young School, addition.

For the construction of an addition to the Young School, including eight classrooms and a gymnasium, \$140,000;

Old Dennison School Building; replacement.

For beginning construction of a vocational school for girls, to replace the old Dennison School Building on S Street, on land owned by the District of Columbia at Arkansas Avenue and Allison Street Northwest, \$100,000, and the Commissioners are authorized to enter into contract or contracts for such building at a cost not to exceed \$280,000;

Paul Junior High, addition.

For the construction of an addition to the Paul Junior High School, including ten classrooms and one gymnasium, \$165,000;

Alice Deal Junior High, addition.

For construction of an addition to the Alice Deal Junior High School, including ten classrooms and one gymnasium, \$165,000;

Anacostia Junior-Senior High.

For completing the construction of the Anacostia Junior-Senior High School, \$100,000;

Eastern High, alterations.

For alterations at the Eastern High School to include addition to present heating plant, remodeling of present gymnasium into classrooms, and provision for gymnasium wing, \$353,000;

John F. Cook, additional land.

For the purchase of additional land at the old John F. Cook School for elementary-school purposes, \$26,000;

Aggregate; accounting.

In all, \$1,567,500, to be immediately available and to be disbursed and accounted for as "Buildings and grounds, public schools", and for that purpose shall constitute one fund and remain available until expended: *Provided*, That no part of this appropriation shall be used for or on account of any school building not herein specified.

Proviso.
Use for unauthorized projects forbidden.
Under age instruction prohibited.

No part of the foregoing appropriations for public schools shall be used for instructing children under five years of age except children entering during the first half of the school year who will be five years of age by November 1, 1936, and children entering during the second half of the school year who will be five years of age by March 15, 1937: *Provided*, That this limitation shall not be considered as preventing the employment of a matron and the care of children under school age at the Webster School whose parent or parents are in attendance in connection with Americanization work.

Proviso.
Webster School, Americanization work excepted.

Building contract requirements.

None of the money appropriated by this Act shall be paid or obligated toward the construction of or addition to any building the whole and entire construction of which, exclusive of heating, lighting, plumbing, painting, and treatment of grounds, shall not have been awarded in one or a single contract, separate and apart from any other contract, project, or undertaking, to the lowest responsible bidder complying with all the legal requirements as to a deposit of money or the execution of a bond, or both, for the faithful performance of the contract: *Provided*, That nothing herein shall be construed as repealing existing law giving the Commissioners the right to reject all bids.

Proviso.
Right to reject bids.

Preparation of plans.

The plans and specifications for all buildings provided for in this Act under appropriations administered by the Commissioners of the District of Columbia shall be prepared under the supervision of the municipal architect, and those for school buildings after consultation

with the Board of Education, and shall be approved by the Commissioners and shall be constructed in conformity thereto.

The school buildings authorized and appropriated for herein shall be constructed with all doors intended to be used as exits or entrances opening outward, and each of said buildings having in excess of eight rooms shall have at least four exits. Appropriations carried in this Act shall not be used for the maintenance of school in any building unless all outside doors thereto used as exits or entrances shall open outward and be kept unlocked every school day from one-half hour before until one-half hour after school hours.

Exit, etc., requirements.

METROPOLITAN POLICE

Police.

SALARIES

For the pay and allowances of officers and members of the Metropolitan Police force, in accordance with the Act entitled "An Act to fix the salaries of the Metropolitan Police force, the United States Park Police force, and the fire department of the District of Columbia" (43 Stat., pp. 174-175), as amended by the Act of July 1, 1930 (46 Stat., pp. 839-841), including compensation at the rate of \$2,100 per annum for the present assistant property clerk of the police department, \$3,339,950.

Salaries, officers, etc.
Vol. 43, p. 174.
Vol. 46, p. 839.

For personal services, \$129,260.

Personal services.

MISCELLANEOUS

For fuel, \$7,300.

Miscellaneous.

For repairs and improvements to police stations and station grounds, \$9,500.

Fuel.

Repairs, etc.

For miscellaneous and contingent expenses, including rewards for fugitives, purchase of gas equipment and firearms, maintenance of card system, stationery, city directories, books of reference, periodicals, newspapers, telegraphing, telephoning, photographs, rental and maintenance of teletype system and labor-saving devices, telephone service charges, purchase, maintenance, and servicing of radio broadcasting systems, purchase of equipment, gas, ice, washing, meals for prisoners, medals of award, not to exceed \$300 for car tickets, furniture and repair thereto, beds and bed clothing, insignia of office, police equipments and repairs to same, and mounted equipment, flags and halyards, storage and hauling of stolen or abandoned property, and traveling and other expenses incurred in prevention and detection of crime and other necessary expenses, including expenses of harbor patrol, \$68,375, of which amount not exceeding \$2,000 may be expended by the major and superintendent of police for prevention and detection of crime, under his certificate, approved by the Commissioners, and every such certificate shall be deemed a sufficient voucher for the sum therein expressed to have been expended: *Provided*, That the Commissioners are authorized to employ the electrician of the District Building to repair and test speedometers at such cost not exceeding \$250 as they may approve, payment to be in addition to his regular compensation, and such services to be performed after regular working hours.

Contingent expenses.

Radio systems, etc.

Prevention and detection of crime.

Proviso.
Repairs to speedometers.

For purchase, exchange, and maintenance of passenger-carrying and other motor vehicles and the replacement of those worn out in the service and condemned, \$70,000, including \$2,000 for one prison van, \$1,200 for one truck, \$2,700 for replacement of two auto cranes, \$1,400 for one new auto crane, \$1,400 for one police cruiser, and \$2,000 for one armored police cruiser.

Motor vehicles, etc.

Uniforms: For furnishing uniforms and other official equipment prescribed by department regulations as necessary and requisite in

Uniforms.

the performance of duty to officers and members of the Metropolitan Police, including cleaning, alteration, and repair of articles transferred from one individual to another, \$47,875.

House of Detention.

HOUSE OF DETENTION

Maintenance, etc.

For maintenance of a suitable place for the reception and detention of girls and women over seventeen years of age, arrested by the police on charge of offense against any laws in force in the District of Columbia, or held as witnesses or held pending final investigation or examination, or otherwise, including transportation, the maintenance of necessary motor vehicles, clinic supplies, food, upkeep and repair of buildings, fuel, gas, ice, laundry, supplies and equipment, electricity, and other necessary expenses, \$8,900; for personal services, \$9,420; in all, \$18,320.

Policemen and Firemen's Relief Fund.

POLICEMEN AND FIREMEN'S RELIEF FUND

Payments from.

To pay the relief and other allowances as authorized by law from the policemen and firemen's relief fund, \$1,025,000.

Fire Department.

FIRE DEPARTMENT

SALARIES

Salaries of officers, etc.
Vol. 43, p. 175; Vol. 46, p. 839.

For the pay of officers and members of the fire department, in accordance with the Act entitled "An Act to fix the salaries of officers and members of the Metropolitan Police force, the United States Park Police force, and the fire department of the District of Columbia" (43 Stat. 175), as amended by the Act of July 1, 1930 (46 Stat. 839-841), \$2,225,000.

Personal services.

For personal services, \$5,620.

Miscellaneous.

MISCELLANEOUS

Repairs, etc., to buildings.
Uniforms.

For repairs and improvements to buildings and grounds, \$20,000.

Uniforms: For furnishing uniforms and other official equipment prescribed by department regulations as necessary and requisite in the performance of duty to officers and members of the fire department, including cleaning, alteration, and repair of articles transferred from one individual to another, \$23,000.

Repairs to apparatus, etc.

For repairs to apparatus, motor vehicles, and other motor-driven apparatus, fire boat and for new apparatus, new motor vehicles, new appliances, employment of mechanics, helpers, and laborers in the fire department repair shop, and for the purchase of necessary supplies, materials, equipment, and tools, \$45,000: *Provided*, That the Commissioners are authorized, in their discretion, to build or construct, in whole or in part, fire-fighting apparatus in the fire department repair shop.

Hose.

For hose, \$18,000.

Fuel.

For fuel, \$23,000.

Contingent expenses.

For contingent expenses, furniture, fixtures, oil, blacksmithing, gas and electric lighting, flags, and halyards, medals of award, and other necessary items, \$22,500.

New apparatus.

For three aerial hook and ladder trucks, four combination hose wagons, and two pumping engines, triple combination, all motor driven, \$92,000.

HEALTH DEPARTMENT

Health Department.

SALARIES

Salaries.

For personal services, \$185,790.

Personal services.

PREVENTION OF CONTAGIOUS DISEASES

Prevention of contagious diseases.

For contingent expenses incident to the enforcement of the provisions of an Act to prevent the spread of contagious diseases in the District of Columbia, approved March 3, 1897 (29 Stat., pp. 635-641), and an Act for the prevention of scarlet fever, diphtheria, measles, whooping cough, chicken pox, epidemic cerebrospinal meningitis, and typhoid fever in the District of Columbia, approved February 9, 1907 (34 Stat., pp. 889-890), and an Act to provide for registration of all cases of tuberculosis in the District of Columbia, for free examination of sputum in suspected cases, and for preventing the spread of tuberculosis in said District of Columbia, approved May 13, 1908 (35 Stat., pp. 126-127), under the direction of the health officer of said District, manufacture of serums, including their use in indigent cases, and for the prevention of infantile paralysis and other communicable diseases, and of an Act for the prevention of venereal diseases in the District of Columbia, and for other purposes, approved February 26, 1925 (43 Stat., pp. 1001-1003), and for maintenance of disinfecting service, including salaries or compensation for personal services, when ordered in writing by the Commissioners and necessary for the enforcement and execution of said Acts, and for the prevention of such other communicable diseases as hereinbefore provided, and purchase of reference books and medical journals, \$32,500: *Provided*, That any bacteriologist employed under this appropriation may be assigned by the health officer to the bacteriological examination of milk and other dairy products and of the water supplies of dairy farms, and to such other sanitary works as in the judgment of the health officer will promote the public health, whether such examinations be or be not directly related to contagious diseases.

Contingent expenses.

Vol. 29, p. 635.

Vol. 34, p. 889.
Tuberculosis registration.

Vol. 35, p. 126.

Infantile paralysis.

Venereal diseases, etc.
Vol. 43, p. 1001.

Disinfecting service.

Provido.
Bacteriological examination of milk, etc.

For the maintenance of a dispensary or dispensaries for the treatment of indigent persons suffering from tuberculosis and of indigent persons suffering from venereal diseases, including payment for personal services, rent, supplies, and contingent expenses, \$45,380: *Provided*, That the Commissioners may accept such volunteer services as they deem expedient in connection with the establishment and maintenance of the dispensaries herein authorized: *Provided further*, That this shall not be construed to authorize the expenditure or the payment of any money on account of any such volunteer service.

Tuberculosis and venereal dispensaries.

Provido.
Volunteer services.

Compensation restriction.

Nursing service.

Nursing service: For maintaining a nursing service, including personal services, uniforms, supplies, and contingent expenses, \$120,400: *Provided*, That the Commissioners may accept such volunteer services as they deem expedient in connection with the maintenance of the nursing service herein authorized: *Provided further*, That this shall not be construed to authorize the expenditure or payment of any money on account of any such volunteer service.

Provido.
Volunteer services.

Compensation restriction.

For enforcement of the provisions of an Act to provide for the drainage of lots in the District of Columbia, approved May 19, 1896 (29 Stat., pp. 125-126), and an Act to provide for the abatement of nuisances in the District of Columbia by the Commissioners, and for other purposes, approved April 14, 1906, \$1,000.

Drainage of lots, etc.
Vol. 29, p. 125.

Hygiene and sanitation, public schools, salaries: For personal services in the conduct of hygiene and sanitation work in the public schools, including the necessary expenses of maintaining free dental

Hygiene, etc., public schools.

Free dental clinics.

Proviso.
Inspectors and
nurses, division of.

clinics, \$84,000: *Provided*, That of the persons employed as medical inspectors one shall be a woman, four shall be dentists, and four shall be of the colored race, and that of the graduate nurses employed as public-school nurses three shall be of the colored race.

Laboratories, main-
tenance, etc.

For maintenance of laboratories, including reference books and periodicals, apparatus, equipment, and necessary contingent and miscellaneous expenses, \$3,300.

Preventing food,
candy, etc., adultera-
tions.
Vol. 30, pp. 246, 398.

For contingent expenses incident to the enforcement of an Act relating to the adulteration of foods and drugs in the District of Columbia approved February 17, 1898 (30 Stat., pp. 246-248), an Act to prevent the adulteration of candy in the District of Columbia, approved May 5, 1898 (30 Stat., p. 398), an Act for preventing the manufacture, sale, or transportation of adulterated or misbranded or poisonous or deleterious foods, drugs, medicines, and liquors, and for regulating traffic therein, and for other purposes, approved June 30, 1906 (34 Stat., pp. 768-772), and an Act to regulate, within the District of Columbia, the sale of milk, cream, and ice cream, and for other purposes, approved February 27, 1925 (43 Stat., pp. 1004-1008), including traveling and other necessary expenses of dairy-farm inspectors; and including not to exceed \$200 for special services in detecting adulteration of drugs and foods, including candy and milk, \$7,000: *Provided*, That inspectors of dairy farms may receive an allowance for furnishing privately owned motor vehicles in the performance of official duties at the rate of not to exceed \$312 per annum for each inspector.

Pure Food Act.
Vol. 30, p. 768.

Milk regulation.
Vol. 43, p. 1004.

Proviso.
Dairy farm inspec-
tion; vehicle allowance.

Motor vehicles.

For maintenance and operation of motor ambulances and motor vehicles including the purchase, exchange, and equipment of one impounding vehicle at a cost not to exceed \$900, and the purchase, exchange and equipment of one ambulance, at a cost not to exceed \$1,500; in all, \$3,600.

Child welfare and
hygiene.

Child welfare and hygiene: For maintaining a child-hygiene service, including the establishment and maintenance of child-welfare stations for clinical examinations, advice in the care of children under six years of age, payment for personal services, rent, fuel, periodicals, and supplies, \$25,000: *Provided*, That the Commissioners may accept such volunteer services as they may deem expedient in connection with the establishment and maintenance of the service herein authorized: *Provided further*, That this shall not be construed to authorize the expenditure or the payment of any money on account of any such volunteer service.

Provisos.
Volunteer services.

Compensation re-
striction.

Courts.

COURTS

Juvenile Court.

JUVENILE COURT

Salaries.

Salaries: For personal services, \$65,380.

Miscellaneous.

Miscellaneous: For compensation of jurors, \$2,000.

Contingent expenses.

For fuel, ice, gas, laundry work, stationery, books of reference, periodicals, typewriters and repairs thereto, preservation of records, mops, brooms, and buckets, removal of ashes and refuse, telephone service, traveling expenses, meals of jurors and prisoners, repairs to courthouse and grounds, furniture, fixtures, and equipment, and other incidental expenses not otherwise provided for, \$3,150.

Advances for return-
ing, etc., absconding
probationers.

The disbursing officer of the District of Columbia is authorized to advance to the chief probation officer of the juvenile court upon requisition previously approved by the judge of the juvenile court and the auditor of the District of Columbia, sums of money not to exceed \$50 at any one time, to be expended for transportation and

traveling expenses to secure the return of absconding probationers, and to be accounted for monthly on itemized vouchers to the accounting officer of the District of Columbia.

POLICE COURT

Police Court.

Salaries: For personal services, \$100,550.

Salaries.

For law books, books of reference, directories, periodicals, stationery, preservation of records, typewriters and repairs thereto, fuel, ice, gas, electric lights and power, telephone service, laundry work, removal of ashes and rubbish, mops, brooms, buckets, dusters, sponges, painter's and plumber's supplies, toilet articles, medicines, soap and disinfectants, lodging and meals for jurors and bailiffs when ordered by the court, United States flags and halyards, and all other necessary and incidental expenses of every kind not otherwise provided for, \$6,100, of which not exceeding \$750 shall be available for telephone and telegraph service.

Contingent expenses.

For witness fees and compensation of jurors, \$22,500.

Witness fees and jurors' compensation.
Repairs to building.
Construction of new building.

For repairs and alterations to building, \$1,500.

For commencing construction of a building in Judiciary Square to house the Police Court of the District of Columbia, including furniture and equipment, and inspection, \$1,000,000, to be immediately available; and the Commissioners of the District of Columbia are authorized to enter into one or more contracts for such construction at a cost not to exceed \$1,500,000.

MUNICIPAL COURT

Municipal Court.

Salaries: For personal services, including compensation of five judges without reference to the limitation in this Act restricting salaries within the grade, \$77,170.

Salaries.

For compensation of jurors, \$6,000: *Provided*, That deposits made on demands for jury trials in accordance with rules prescribed by the court under authority granted in section 11 of the Act approved March 3, 1921 (41 Stat., p. 1312), shall be earned unless, prior to three days before the time set for such trials, including Sundays and legal holidays, a new date for trial be set by the court, cases be discontinued or settled, or demands for jury trials be waived.

Jurors.
Proviso.
Deposits for jury trials earned unless new date set, etc.
Vol. 41, p. 1312.

For contingent expenses, including books, law books, books of reference, fuel, light, telephone, lodging and meals for jurors, and for deputy United States marshals while in attendance upon jurors, when ordered by the court; fixtures, repairs to furniture, building and building equipment, and all other necessary miscellaneous items and supplies, \$3,250.

Contingent expenses.

SUPREME COURT, DISTRICT OF COLUMBIA

District of Columbia Supreme Court.

Salaries: For the chief justice, eight associate justices, nine stenographers (one for the chief justice and one for each associate justice), and other personal services, \$133,700.

Salaries.
Post, p. 1921.

Fees of jurors and witnesses: For mileage and per diem of jurors, for mileage and per diem of witnesses and for per diem in lieu of subsistence, and payment of the expenses of witnesses in said court as provided by section 850, Revised Statutes (U. S. C., title 28, sec. 604), \$85,000.

Jurors and witnesses.

For not exceeding twenty deputy marshals who act as bailiffs, clerks of jury commissioners, and per diems of jury commissioners, and for expenses of meals and lodging for jurors in United States cases, and of bailiffs in attendance upon same when ordered by the court, \$37,400: *Provided*, That the compensation of each jury commissioner for the fiscal year 1937 shall not exceed \$250.

R. S., sec. 850, p. 160.
U. S. C., p. 1295.

Bailiffs, etc.

Proviso.
Jury commissioners.

Probation system. Probation system: For personal services, \$11,480; contingent expenses, \$350; in all, \$11,830.

Courthouse, care, etc. Courthouse: For personal services for care and protection of the courthouse, under the direction of the United States marshal of the District of Columbia, \$35,290, to be expended under the direction of the Attorney General.

Repairs, etc. For repairs and improvements to the courthouse, including repair and maintenance of the mechanical equipment, and for labor and material and every item incident thereto, \$23,000, to be expended under the direction of the Architect of the Capitol.

Court of Appeals.

COURT OF APPEALS

Salaries. Salaries: For the chief justice and four associate justices, five law clerks at \$2,500 each, and all other officers and employees of the court; reporting service; and not to exceed \$520 for necessary expenditures in the conduct of the clerk's office; in all \$111,800: *Provided*, That the reports of the court shall not be sold for a price exceeding that approved by the court and for not more than \$6.50 per volume.

Proviso.
Sale of reports.

Care, etc., of building.

Building: For personal services for care and protection of the United States Court of Appeals Building, including one mechanic, under the direction of the Architect of the Capitol, \$8,340: *Provided*, That the clerk of the court of appeals shall be the custodian of said building, under the direction and supervision of the justices of said court.

Proviso.
Custodian.

Incidental expenses.

For mops, brooms, buckets, disinfectants, removal of refuse, electrical supplies, books, and all other necessary and incidental expenses not otherwise provided for, \$660.

Building repairs, etc.

For repairs and improvements to the United States Court of Appeals Building, including repair and maintenance of the mechanical equipment, and for labor and material and every item incident thereto, \$5,000, to be expended under the direction of the Architect of the Capitol.

Miscellaneous.

MISCELLANEOUS

Support of convicts.

Support of convicts: For support, maintenance, and transportation of convicts transferred from District of Columbia; expenses of shipping remains of deceased convicts to their homes in the United States, and expenses of interment of unclaimed remains of deceased convicts; expenses incurred in identifying and pursuing escaped convicts and rewards for their recapture; and discharge gratuities provided by law; to be expended under the direction of the Attorney General, \$60,000.

Lunacy writs.
Expenses of execution, etc.

Writs of lunacy: For expenses attending the execution of writs de lunatico inquirendo and commitments thereunder in all cases of indigent insane persons committed or sought to be committed to Saint Elizabeths Hospital by order of the executive authority of the District of Columbia under the provisions of existing law, and expenses of commitments to the District Training School, \$1,000.

Miscellaneous court expenses.

Miscellaneous court expenses: For such miscellaneous expenses as may be authorized by the Attorney General for the Supreme Court of the District of Columbia and its officers, including the furnishing and collecting of evidence where the United States is or may be a party in interest, and including such expenses other than for personal services as may be authorized by the Attorney General for the United States Court of Appeals, District of Columbia, \$25,000.

Printing and binding: For printing and binding for the Supreme Court of the District of Columbia, \$2,500, and the United States Court of Appeals of the District of Columbia, \$3,000, except records and briefs in cases in which the United States is a party; in all, \$5,500.

Printing and binding.

PUBLIC WELFARE

Public Welfare.

BOARD OF PUBLIC WELFARE

Board of Public Welfare.

For personal services, \$115,300.

Personal services.

DIVISION OF CHILD WELFARE

Child Welfare Division.

Administration: For administrative expenses, including placing and visiting children, city directory, purchase of books of reference and periodicals not exceeding \$50, and all office and sundry expenses, \$3,500, and no part of the money herein appropriated shall be used for the purpose of visiting any ward of the Board of Public Welfare placed outside the District of Columbia and the States of Virginia and Maryland; and a ward placed outside said District and the States of Virginia and Maryland shall be visited not less than once a year by a voluntary agent or correspondent of said Board, and that said Board shall have power, upon proper showing, in its discretion, to discharge from guardianship any child committed to its care.

Administrative expenses.

Restriction on expenditure.

For board and care of all children committed to the guardianship of said board by the courts of the District, and for temporary care of children pending investigation or while being transferred from place to place, with authority to pay not more than \$1,500 each to institutions under sectarian control and not more than \$400 for burial of children dying while under charge of the board, \$260,000.

Board, etc., of children.

To carry out the purposes of the Act entitled "An Act to provide home care for dependent children in the District of Columbia", approved June 22, 1926 (44 Stat., pp. 758-760), including not to exceed \$13,060 for personal services in the District of Columbia, \$163,000: *Provided*, That this appropriation shall be so apportioned by the Commissioners as to prevent a deficiency therein, and no more than \$100 per month shall be paid therefrom to any one family and no more than \$400 shall be paid for burial of children dying while beneficiaries under said Act.

Home care of dependent children. Vol. 44, p. 758.

Proviso. Apportionment restrictions.

For the maintenance, under the jurisdiction of the Board of Public Welfare, of a suitable place in a building entirely separate and apart from the house of detention for the reception and detention of children under seventeen years of age arrested by the police on charge of offense against any laws in force in the District of Columbia, or committed to the guardianship of the Board, or held as witnesses, or held temporarily, or pending hearing, or otherwise, including transportation, food, clothing, medicine, and medicinal supplies, rental, repair and upkeep of buildings, fuel, gas, electricity, ice, supplies and equipment, and other necessary expenses including not to exceed \$19,120 for personal services, \$37,180.

Receiving home for children under seventeen. Maintenance, etc.

The disbursing officer of the District of Columbia is authorized to advance to the director of public welfare, upon requisitions previously approved by the auditor of the District of Columbia and upon such security as may be required of said director by the Commissioners, sums of money not to exceed \$400 at any one time, to be used for expenses in placing and visiting children, traveling on official business of the Board, and for office and sundry expenses, all

Advances to director.

Limitation.

such expenditures to be accounted for to the accounting officers of the District of Columbia within one month on itemized vouchers properly approved.

Jail.

JAIL

Salaries.

Salaries: For personal services, \$80,970.

Maintenance, etc., of prisoners.

For maintenance and support of prisoners of the District of Columbia at the jail, expenses incurred in identifying and pursuing escaped prisoners and rewards for their capture; repair and improvements to buildings, cells, and locking devices; newspapers, books, and periodicals not to exceed \$100; maintenance of non-passenger-carrying motor vehicle; and expense of electrocutions, \$80,000.

Workhouse and Reformatory.

GENERAL ADMINISTRATION, WORKHOUSE AND REFORMATORY, DISTRICT OF COLUMBIA

Personal services.

For personal services, \$416,300.

Maintenance, etc.

For maintenance, care, and support of inmates, rewards for fugitives, discharge gratuities provided by law, medical supplies, newspapers, books, books of reference and periodicals, farm implements, tools, equipment, transportation expenses, purchase and maintenance of livestock and horses; purchase, exchange, maintenance, operation, and repair of non-passenger-carrying vehicles and motor bus; fuel for heating, lighting, and power, and all other necessary items, including uniforms and caps for guards, \$397,400.

Fuel, etc.

Building construction, etc.

For continuing construction of buildings and enclosing walls, including equipment and furniture, to provide for the custody of such prisoners as should be confined within a walled enclosure, \$90,000.

Repairs.

For repairs to buildings and grounds, and maintenance of utilities, marine and railroad transportation facilities, and mechanical equipment not used in industrial enterprises, \$22,000.

Working capital fund.

To provide a working capital fund for such industrial enterprises as may be approved by the Commissioners of the District of Columbia, \$30,000: *Provided*, That the various departments and institutions of the District of Columbia and the Federal Government may purchase, at fair market prices, as determined by the Commissioners, such surplus products and services as meet their requirements; receipts from the sale of products and services shall be deposited to the credit of said working capital fund, and said fund, including all receipts credited thereto, shall be used as a revolving fund for the fiscal year 1937 for the purchase and repair of machinery, tools, and equipment, purchase of raw materials and manufacturing supplies, purchase, maintenance, and operation of non-passenger-carrying vehicles, purchase and maintenance of horses, and purchase of fuel for manufacturing purposes; for freight, personal services, and all other necessary expenses; and for the payment to inmates or their dependents of such pecuniary earnings as the Commissioners may deem proper.

Proviso.
Purchase of services and products.

Receipts deposited as a revolving fund; availability.

Buildings for women; construction, etc.

For beginning construction of permanent buildings for women, including sewers, water mains, and other necessary utilities, \$45,000.

Advances authorized for returning escaped prisoners.

The disbursing officer of the District of Columbia is authorized to advance to the general superintendent of penal institutions, upon requisitions previously approved by the auditor of the District of Columbia, and upon such security as the Commissioners may require of said superintendent, sums of money not exceeding \$200 at one time, to be used only for expenses in returning escaped prisoners, payable from the maintenance appropriations for the workhouse and

reformatory, all such expenditures to be accounted for to the accounting officers of the District of Columbia within one month on itemized vouchers properly approved.

NATIONAL TRAINING SCHOOL FOR BOYS

National Training School for Boys.

For care and maintenance of boys committed to the National Training School for Boys by the courts of the District of Columbia under a contract to be made by the Board of Public Welfare with the authorities of said National Training School for Boys, \$100,000.

Care, etc., of boys committed to.

NATIONAL TRAINING SCHOOL FOR GIRLS

National Training School for Girls.

Salaries: For personal services, \$31,800.

Salaries and expenses.

For groceries, provisions, light, fuel, soap, oil, lamps, candles, clothing, shoes, forage, horseshoeing, medicines, medical attendance, transportation, sewing machines, fixtures, books, magazines, and other supplies which represent greater educational advantages; stationery, horses, vehicles, harness, cows, pigs, fowls, sheds, fences, repairs, typewriting, stenography, and other necessary items, and including compensation not exceeding \$1,500 for additional labor or services; for identifying and pursuing escaped inmates and for rewards for their capture, for transportation and other necessary expenses incident to securing suitable homes for paroled or discharged girls, and for maintenance of non-passenger-carrying motor vehicles, \$30,500.

Apprehending escaped inmates. es-

For construction, repair, improvement, and extension of buildings at the National Training School for Girls in accordance with plans to be approved by the municipal architect and the Commissioners; and for additional personnel and maintenance at that institution, \$100,000.

Buildings, construction, repair, etc.

MEDICAL CHARITIES

Medical charities.

For care and treatment of indigent patients under contracts to be made by the Board of Public Welfare with the following institutions and for not to exceed the following amounts, respectively:

Care, etc., of indigent patients at designated hospitals.

Children's Hospital, \$75,000.

Central Dispensary and Emergency Hospital, \$65,000.

Eastern Dispensary and Casualty Hospital, \$40,000.

Washington Home for Incurables, \$10,000.

COLUMBIA HOSPITAL AND LYING-IN ASYLUM

Columbia Hospital.

For general repairs, including labor and material, to be expended in the discretion and under the direction of the Architect of the Capitol, \$5,000.

Repairs, etc.

TUBERCULOSIS HOSPITAL AND SANATORIUM

Tuberculosis Hospital.

For personal services, \$141,500.

Salaries and expenses.

For provisions, fuel, forage, harness, and vehicles, and repairs to same, gas, ice, shoes, clothing, dry goods, tailoring, drugs and medical supplies, furniture and bedding, kitchen utensils, medical books, books of reference, and periodicals not to exceed \$200, temporary services not to exceed \$1,000, maintenance of motor truck, and other necessary items, \$92,000.

For repairs and improvements to buildings and grounds, including roads and sidewalks, \$3,000; for furniture and equipment for the new sanatorium, including not to exceed \$5,000 for motor-propelled trucks and passenger-carrying vehicles, \$80,000; in all, \$83,000.

Repairs, etc.

Children's Tuberculosis Sanatorium.

CHILDREN'S TUBERCULOSIS SANATORIUM

Salaries and expenses.

Salaries: For personal services, including not to exceed \$1,000 for temporary labor, \$116,350.

For provisions, fuel, forage, harness, and vehicles, and repairs to same, maintenance and purchase of horses and horse-drawn vehicles, gas, ice, shoes, clothing, dry goods, tailoring, drugs and medical supplies, furniture and bedding, kitchen utensils, medical books, school books, classroom supplies, books of reference, and periodicals not to exceed \$200, maintenance of motor truck, and other necessary items, \$85,000: *Provided*, That pay patients may hereafter be admitted to the Children's Tuberculosis Sanatorium for care and treatment at such rates and under such regulations as may be established by the Commissioners of the District of Columbia, insofar as such admissions will not interfere with admission of indigent patients.

Proviso.
Admittance of pay patients.

Repairs and improvements.

For repairs and improvements to buildings and grounds, including roads and sidewalks, \$2,000.

Gallinger Hospital.

GALLINGER MUNICIPAL HOSPITAL

Salaries.

Salaries: For personal services, including not to exceed \$2,000 for temporary labor, \$423,380.

Maintenance, etc.

For maintenance of the hospital; for maintenance of the quarantine station, smallpox hospital, and public crematorium, including expenses incident to furnishing proper containers for the reception, burial, and identification of the ashes of all human bodies of indigent persons that are cremated at the public crematorium and remain unclaimed after twelve months from the date of such cremation; for maintenance and purchase of horses and horse-drawn vehicles; for medical books, books of reference, and periodicals not to exceed \$500; for maintenance of non-passenger-carrying motor vehicles; and for all other necessary expenses, \$250,000.

Repairs, etc.
Incidental expenses.

For repairs and improvements to buildings and grounds, \$4,500.

Purchase of books, musical instruments and music, expense of commencement exercises, entertainments, and inspection by New York State Board of Regents, and other incidental expenses of the training school for nurses, \$600.

Truck.

For the purchase and exchange of one truck, \$750.

District Training School.

DISTRICT TRAINING SCHOOL

Personal services.

For personal services, including not to exceed \$1,000 for temporary labor, \$95,270.

Maintenance, etc.

For maintenance and other necessary expenses, including the maintenance of non-passenger-carrying motor vehicles, the purchase and maintenance of horses and wagons, farm machinery and implements, and not to exceed \$200 for the purchase of books, books of reference, and periodicals, \$85,000.

Repairs, etc.

For repairs and improvements to buildings and grounds, including fire-protection and sewage-chlorination facilities, \$9,000.

Vehicle.

For the purchase, including exchange, of one motor-propelled station wagon, \$750.

Industrial Home School for Colored Children.

INDUSTRIAL HOME SCHOOL FOR COLORED CHILDREN

Salaries.

Salaries: For personal services, \$35,970; temporary labor, \$500; in all, \$36,470.

Maintenance, etc.

For maintenance, including purchase and maintenance of farm implements, horses, wagons, and harness, and maintenance of non-passenger-carrying motor vehicles, and not to exceed \$1,250 for manual-training equipment and materials, \$25,500.

For repairs and improvements to buildings and grounds, \$4,500.
 For the purchase, including exchange, of one motor-propelled station wagon, \$750.

Repairs, etc.
 Vehicle.

INDUSTRIAL HOME SCHOOL

Salaries: For personal services, \$24,780; temporary labor, \$500; in all, \$25,280.

Industrial Home School.
 Salaries.

For maintenance, including purchase of equipment, maintenance of non-passenger-carrying motor vehicles, \$22,500.

Maintenance.

For repairs and improvements to buildings and grounds, \$2,500.

Repairs, etc.

HOME FOR AGED AND INFIRM

Salaries: For personal services, \$61,880; temporary labor, \$2,000; in all, \$63,880.

Home for Aged and Infirm.
 Salaries.

For provisions, fuel, forage, harness, and vehicles and repairs to same, ice, shoes, clothing, dry goods, tailoring, drugs and medical supplies, furniture and bedding, kitchen utensils, and other necessary items, and maintenance of non-passenger-carrying motor vehicles, \$70,000.

Contingent expenses.

For repairs and improvements to building and grounds, such work to be performed by day labor or otherwise in the discretion of the Commissioners, \$4,500.

Repairs, etc.; day labor.

For the purchase, including exchange, of one motor truck, \$750.

Truck.

MUNICIPAL LODGING HOUSE AND WOOD YARD

For personal services, \$3,600; maintenance, \$4,000; in all, \$7,600.

Municipal lodging house, etc.

PUBLIC ASSISTANCE

For the purpose of affording relief to residents of the District of Columbia who are unemployed or otherwise in distress because of the existing emergency, to be expended by the Board of Public Welfare of the District of Columbia by employment and direct relief, in the discretion of the Board of Commissioners and under rules and regulations to be prescribed by the Board and without regard to the provisions of any other law, payable from the revenues of the District of Columbia, \$1,600,000, of which not to exceed \$200,000 shall be available for personal services.

Public assistance.

Relief of the unemployed, etc.

Assistance against old-age want: To carry out the provisions of the Act entitled "An Act to amend the Code of Laws for the District of Columbia in relation to providing assistance against old-age want", approved August 24, 1935 (49 Stat., p. 747), including not to exceed \$32,265 for personal services and other necessary expenses, \$284,265.

From District revenues.

Old-age assistance.
Ante, p. 747.

Pensions for needy blind persons: To carry out the provisions of the Act entitled "An Act to provide pensions for needy blind persons of the District of Columbia and authorizing appropriations therefor", approved August 24, 1935 (49 Stat., p. 744), \$54,000.

Pensions for the needy blind.
Ante, p. 744.

TEMPORARY HOME FOR FORMER SOLDIERS AND SAILORS

For personal services, \$4,620; maintenance, \$11,750; and repairs to buildings and grounds, \$1,000; in all, \$17,370, to be expended under the direction of the Commissioners; and former Union soldiers, sailors, or marines of the Civil War, former soldiers, sailors, or marines of the Spanish War, Philippine Insurrection, or China relief expedition, and former soldiers, sailors, or marines of the World War or who served prior to July 2, 1921, shall be admitted to the home, all under the supervision of a board of management.

Temporary home for former soldiers and sailors.
 Personal services, maintenance, etc.

Admittance.

FLORENCE CRITTENTON HOME

Florence Crittenton Home.

For care and maintenance of women and children under a contract to be made with the Florence Crittenton Home by the Board of Public Welfare, maintenance, \$9,000.

SOUTHERN RELIEF SOCIETY

Southern Relief Society, for needy Confederate veterans.

For care and maintenance of needy and infirm Confederate veterans, their widows and dependents, residents in the District of Columbia, under a contract to be made with the Southern Relief Society by the Board of Public Welfare, \$10,000.

NATIONAL LIBRARY FOR THE BLIND

National Library for the Blind.

For aid and support of the National Library for the Blind, located at 1800 D Street Northwest, to be expended under the direction of the Commissioners of the District of Columbia, \$5,000.

COLUMBIA POLYTECHNIC INSTITUTE

Columbia Polytechnic Institute.

To aid the Columbia Polytechnic Institute for the Blind, located at 1808 H Street Northwest, to be expended under the direction of the Commissioners of the District of Columbia, \$3,000.

Saint Elizabeths Hospital.

SAINT ELIZABETHS HOSPITAL

Support of District insane.

For support of indigent insane of the District of Columbia in Saint Elizabeths Hospital, as provided by law, \$2,233,800.

NONRESIDENT INSANE

Deporting nonresident insane.
Vol. 30, p. 811.

For deportation of nonresident insane persons, in accordance with the Act of Congress "to change the proceedings for admission to the Government Hospital for the Insane in certain cases, and for other purposes", approved January 31, 1899, including persons held in the psychopathic ward of the Gallinger Municipal Hospital, \$12,000.

Advances authorized to Director of Public Welfare.

In expending the foregoing sum the disbursing officer of the District of Columbia is authorized to advance to the Director of Public Welfare, upon requisitions previously approved by the auditor of the District of Columbia, and upon such security as the Commissioners may require of said director, sums of money not exceeding \$300 at one time, to be used only for deportation of nonresident insane persons, and to be accounted for monthly on itemized vouchers to the accounting officer of the District of Columbia.

Limit.

RELIEF OF THE POOR

Relief of the poor.

For relief of the poor, including medical and surgical supplies, artificial limbs, and for pay of physicians to the poor, to be expended under the direction of the Board of Public Welfare, \$13,000.

Ex-service men.

BURIAL OF EX-SERVICE MEN

Burial of indigent, in Arlington Cemetery, etc.

For expenses of burying in the Arlington National Cemetery, or in the cemeteries of the District of Columbia, indigent Union ex-soldiers, ex-sailors, or ex-marines, of the United States service, either Regular or Volunteer, who have been honorably discharged or retired, and who died in the District of Columbia, to be disbursed by the Secretary of War at a cost not exceeding \$45 for such burial expenses in each case, exclusive of cost of grave, \$135.

TRANSPORTATION OF INDIGENT PERSONS

For transportation of indigent persons, including indigent veterans of the World War and their families, \$3,500.

Transportation of indigent persons.

VOCATIONAL REHABILITATION

Vocational rehabilitation of disabled residents, District of Columbia: To carry out the provisions of the Act entitled "An Act to provide for the vocational rehabilitation of disabled residents of the District of Columbia, and for other purposes", approved February 23, 1929 (U. S. C., Supp. VII, title 29, secs. 47-47f), \$25,000.

Vocational rehabilitation of disabled residents.
Vol. 45, p. 1260.

MILITIA

For the following, to be expended under the authority and direction of the commanding general, who is hereby authorized and empowered to make necessary contracts and leases, namely:

Militia.
Expenses authorized, under commanding general.

For personal services, \$21,500; temporary labor, \$5,800; for expenses of camps, including hire of horses for officers required to be mounted, and for the payment of commutation of subsistence for enlisted men who may be detailed to guard or move the United States property at home stations on days immediately preceding and immediately following the annual encampments; damages to private property incident to encampment; reimbursement to the United States for loss of property for which the District of Columbia may be held responsible; cleaning and repairing uniforms, arms, and equipment; instruction, purchase, and maintenance of athletic, gymnastic, and recreational equipment at armory or field encampments, not to exceed \$500; practice marches, drills, and parades; rent of armories, drill halls, and storehouses; fuel, light, heat, care, and repair of armories, offices, and storehouses; machinery and dock, including dredging alongside of dock; construction of buildings for storage and other purposes at target range; telephone service; printing, stationery, and postage; horses and mules for mounted organizations; maintenance and operation of passenger and non-passenger-carrying motor vehicles; street-car fares (not to exceed \$200) necessarily used in the transaction of official business; not exceeding \$400 for traveling expenses, including attendance at meetings or conventions of associations pertaining to the National Guard; and for general incidental expenses of the service, \$15,480; in all, \$42,780.

Personal services.
Expenses of camps, etc.

ANACOSTIA RIVER AND FLATS

For continuing the reclamation and development of Anacostia Park, in accordance with the revised plan as set forth in Senate Document Numbered 37, Sixty-eighth Congress, first session, \$50,000.

Anacostia Park.

Continuing development.

NATIONAL CAPITAL PARKS

SALARIES, PUBLIC PARKS, DISTRICT OF COLUMBIA

For personal services, \$351,910.

National Capital Parks.

Personal services.

GENERAL EXPENSES, PUBLIC PARKS

General expenses: For general expenses in connection with the maintenance, care, improvement, furnishing of heat, light, and power of public parks, grounds, fountains and reservations, propa-

Public parks.

Maintenance and general expenses.

gating gardens and greenhouses under the jurisdiction of the National Park Service, including the tourists' camp on its present site in East Potomac Park, and including personal services of seasonal or intermittent employees at per-diem rates of pay approved by the Director, not exceeding current rates of pay for similar employment in the District of Columbia; the hire of draft animals with or without drivers at local rates approved by the Director; the purchase and maintenance of draft animals, harness, and wagons; contingent expenses; city directories; communication service; care; traveling expenses; professional, scientific, technical, and law books; periodicals and reference books, blank books and forms; photographs; dictionaries and maps; leather and rubber articles for the protection of employees and property; the maintenance, repair, exchange, and operation of not to exceed two motor-propelled passenger-carrying vehicles and all necessary bicycles, motorcycles, and self-propelled machinery; the purchase, maintenance, and repair of equipment and fixtures, and so forth, \$373,500: *Provided*, That not exceeding \$20,000 of the amount herein appropriated may be expended for placing and maintaining portions of the parks in condition for outdoor sports and for expenses incident to the conducting of band concerts in the parks; and not exceeding \$10,000 for the erection of minor auxiliary structures.

Proviso.
Outdoor sports, band
concerts, etc.

Park police.

PARK POLICE

Salaries.
Vol. 43, p. 175; Vol.
44, p. 834; Vol. 46, p.
839.

Salaries: For pay and allowances of the United States park police force, in accordance with the Act approved May 27, 1924, as amended, \$175,000.

Uniforms, equip-
ment, etc.

For uniforming and equipping the United States park police force, including the purchase, issue, operation, maintenance, repair, exchange, and storage of revolvers, bicycles, and motor-propelled passenger-carrying vehicles, uniforms, ammunition, and radio equipment, \$8,000.

National Capital
Park and Planning
Commission.

NATIONAL CAPITAL PARK AND PLANNING COMMISSION

Reimbursing United
States for lands ac-
quired for park system.
Vol. 46, p. 485.

For reimbursement to the United States in compliance with section 4 of the Act approved May 29, 1930 (46 Stat., p. 482), as amended, \$300,000.

Incidental expenses.
Vol. 43, p. 463.
U. S. C., p. 1773.

For each and every purpose, except the acquisition of land, requisite for and incident to the work of the National Capital Park and Planning Commission as authorized by the Act entitled "An Act providing for a comprehensive development of the park and playground system of the National Capital", approved June 6, 1924 (U. S. C., title 40, sec. 71), as amended, including personal services in the District of Columbia, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles, not to exceed \$1,000 for printing and binding, not to exceed \$500 for traveling expenses and carfare of employees of the commission, and not to exceed \$300 for professional, scientific, technical, and reference books, and periodicals, \$37,500.

National Zoological
Park.

NATIONAL ZOOLOGICAL PARK

Expenses.

For roads, walks, bridges, water supply, sewerage, and drainage; grading, planting, and otherwise improving the grounds, erecting and repairing buildings and enclosures; care, subsistence, purchase, and transportation of animals; necessary employees; traveling and

incidental expenses not otherwise provided for, including not to exceed \$2,000 for travel and field expenses in the United States and foreign countries for the procurement of live specimens and for the care, subsistence, and transportation of specimens obtained in the course of such travel; maintenance and operation of one motor-propelled passenger-carrying vehicle required for official purposes; for the purchase, issue, operation, maintenance, repair, and exchange of bicycles and non-passenger-carrying motor vehicles, revolvers and ammunition; not exceeding \$2,500 for purchasing and supplying uniforms to park police, keepers, and assistant keepers; not exceeding \$100 for the purchase of necessary books and periodicals, \$225,000, no part of which sum shall be available for architect's fees or compensation.

WATER SERVICE

Water Service.

The following sums are appropriated wholly out of the revenues of the water department for expenses of the Washington aqueduct and its appurtenances and for expenses of water department, namely:

From water revenues.

WASHINGTON AQUEDUCT

Washington Aqueduct.

For operation, including salaries of all necessary employees, maintenance and repair of Washington aqueducts and their accessories, including Dalecarlia, Georgetown, McMillan Park, first and second High Service Reservoirs, Washington aqueduct tunnel, the filtration plants, the pumping plants and the plant for the preliminary treatment of the water supply, ordinary repairs, grading, opening ditches, and other maintenance of Conduit Road, purchase, installation, and maintenance of water meters on Federal services, purchase, care, repair, and operation of vehicles, including the purchase and exchange of one passenger-carrying motor vehicle at a cost not to exceed \$650; purchase and repair of rubber boots and protective apparel, and for each and every purpose connected therewith, \$470,000.

Maintenance, etc., of, and accessories.

Nothing herein shall be construed as affecting the superintendence and control of the Secretary of War over the Washington aqueduct, its rights, appurtenances, and fixtures connected with the same and over appropriations and expenditures therefor as now provided by law.

Control of Secretary of War not affected.

For revenue and inspection and distribution branches: For personal services, \$179,670.

Revenue, inspection, and distribution.

For maintenance of the water department distribution system, including pumping stations and machinery, water mains, valves, fire and public hydrants, and all buildings and accessories, and motor trucks, and motor vehicles such as are now owned, and the replacement by purchase and exchange of the following motor-propelled vehicles: One four-passenger sedan at not to exceed \$650; four trucks at not to exceed \$750 each; and one truck at not to exceed \$850; purchase of fuel, oils, waste, and other materials, and the employment of all labor necessary for the proper execution of this work; and for contingent expenses, including books, blanks, stationery, printing and binding not to exceed \$2,500; postage, purchase of technical reference books and periodicals not to exceed \$275, and other necessary items, \$7,500; in all for maintenance, \$360,000, of which not exceeding \$5,000 shall be available for operation of pumps at Bryant Street pumping station upon interruption of service from Dalecarlia pumping station.

Operating expenses.

Extension of distribution system.

For extension of the water department distribution system, laying of such service mains as may be necessary under the assessment system, \$250,000.

Meters.

For installing and repairing water meters on services to private residences and business places as may not be required to install meters under existing regulations, as may be directed by the Commissioners; said meters at all times to remain the property of the District of Columbia, \$100,000.

Hydrants.

For installing fire and public hydrants, \$22,500.

Replacement of old mains, etc.

For replacement of old mains and divide valves in various locations, on account of inadequate size and bad condition of pipe on account of age, and laying mains in advance of pavements, \$135,000.

Reduction in water charges.

During the fiscal year ending June 30, 1937, the Commissioners of the District of Columbia are authorized to allow a reduction of not to exceed 25 per centum in the water charges within the District of Columbia fixed by existing law, and the present metered allowance of seven thousand five hundred cubic feet is increased to ten thousand cubic feet during such fiscal year.

Metered allowance increased.

New mains.

For seven thousand two hundred feet of thirty-inch water main from Third and E Streets Southwest to Fifth and M Streets Southeast, \$118,800.

Replacement of water tank.

For purchase and erection of one five-hundred-thousand-gallon capacity elevated water tank and appurtenances to replace the existing one-hundred-and-thirty-eight-thousand-gallon tank situated on District of Columbia property at Stanton School, \$35,000, to be immediately available.

Refunds of erroneous charges.

For the refunding of water rents and other water charges erroneously paid in the District of Columbia, to be refunded in the manner prescribed by law for the refunding of erroneously paid taxes, \$5,000: *Provided*, That this appropriation shall be available for such refunds of payments made within the past two years.

Proviso.
Availability.

Construction work, etc., under Commissioners.

SEC. 2. That the services of draftsmen, assistant engineers, levelers, transitmen, rodmen, chainmen, computers, copyists, overseers, and inspectors temporarily required in connection with sewer, water, street, street-cleaning, or road work, or construction and repair of buildings and bridges, or any general or special engineering or construction work authorized by appropriations may be employed exclusively to carry into effect said appropriations when specifically and in writing ordered by the Commissioners, and all such necessary expenditures for the proper execution of said work shall be paid from and equitably charged against the sums appropriated for said work; and the Commissioners in their Budget estimates shall report the number of such employees performing such services, and their work, and the sums paid to each, and out of what appropriation: *Provided*, That the expenditures hereunder shall not exceed \$42,000 during the fiscal year 1937: *Provided further*, That, excluding inspectors in the sewer department and one inspector in the electrical department, no person shall be employed in pursuance of the authority contained in this paragraph for a longer period than nine months in the aggregate during the fiscal year.

Provisos.
Limitation.
Maximum period of employment.

Temporary labor, etc.

The Commissioners, or their duly designated representatives, are further authorized to employ temporarily such laborers, skilled laborers, drivers, hostlers, and mechanics as may be required exclusively in connection with sewer, water, street, and road work, and street cleaning, or the construction and repair of buildings, and bridges, furniture and equipments, and any general or special engineering or construction or repair work, and to incur all necessary engineering and other expenses, exclusive of personal services, incidental to carrying on such work and necessary for the proper execution thereof, said laborers, skilled laborers, drivers, hostlers, and

mechanics to be employed to perform such work as may not be required by law to be done under contract, and to pay for such services and expenses from the appropriations under which such services are rendered and expenses incurred.

SEC. 3. That all horses, harness, horse-drawn vehicles necessary for use in connection with construction and supervision of sewer, street, street lighting, road work, and street-cleaning work, including maintenance of said horses and harness, and maintenance and repair of said vehicles, and purchase of all necessary articles and supplies in connection therewith, or on construction and repair of buildings and bridges, or any general or special engineering or construction work authorized by appropriations, may be purchased, hired, and maintained, and motor trucks may be hired exclusively to carry into effect said appropriations, when specifically and in writing ordered by the Commissioners; and all such expenditures necessary for the proper execution of said work, exclusive of personal services, shall be paid from and equitably charged against the sums appropriated for said work; and the Commissioners in the Budget estimates shall report the number of horses, vehicles, and harness purchased, and horses and vehicles hired, and the sums paid for same, and out of what appropriation; and all horses owned or maintained by the District shall, so far as may be practicable, be provided for in stables owned or operated by said District: *Provided*, That such horses, horse-drawn vehicles, and carts as may be temporarily needed for hauling and excavating material in connection with works authorized by appropriations may be temporarily employed for such purposes under the conditions named in section 2 of this Act in relation to the employment of laborers, skilled laborers, and mechanics.

Horses, vehicles, etc.

Proviso.
Temporary work,
etc.

SEC. 4. That the Commissioners are authorized to employ in the execution of work, the cost of which is payable from the appropriation account created in the District of Columbia Appropriation Act, approved April 27, 1904, and known as "the miscellaneous trust-fund deposits"; District of Columbia, necessary personal services, horses, carts, and wagons, and to hire therefor motor trucks when specifically and in writing authorized by the Commissioners, and to incur all necessary expenses incidental to carrying on such work and necessary for the proper execution thereof, including the purchase, exchange, maintenance, and operation of motor vehicles for inspection and transportation purposes, such services and expenses to be paid from said appropriation account: *Provided*, That the Commissioners may delegate to their duly authorized representatives the employment under this section of laborers, mechanics, and artisans.

Miscellaneous trust
fund deposits.
Expenses payable
from.
Vol. 33, p. 368.

Proviso.
Employment of
labor.

Any person employed under any of the provisions of this Act who has been employed for ten consecutive months or more shall not be denied the leave of absence with pay for which the law provides.

Leave of absence.

SEC. 5. That the Commissioners and other responsible officials, in expending appropriations contained in this Act, so far as possible, shall purchase material, supplies, including food supplies and equipment, when needed and funds are available, in accordance with the regulations and schedules of the Procurement Division of the Treasury Department or from various services of the Government of the United States possessing material, supplies, passenger-carrying and other motor vehicles, and equipment no longer required. Surplus articles purchased from the Government, if the same have not been used, shall be paid for at a reasonable price, not to exceed actual cost, and if the same have been used, at a reasonable price based upon length of usage. The various services of the Government

Material, supplies,
vehicles, etc.
Purchase of.

Surplus articles;
price bases.

of the United States are authorized to sell such surplus articles to the municipal government under the conditions specified, and the proceeds of such sales shall be covered into the Treasury as miscellaneous receipts: *Provided*, That this section shall not be construed to amend, alter, or repeal the Executive order of December 3, 1918, concerning the transfer of office materials, supplies, and equipment in the District of Columbia falling into disuse because of the cessation of war activities.

Proviso.
Transfers under Executive order.

Limitation on rentals.

Provisos.
Prior leases.

Unexpended balances to be covered in.

Unemployment Compensation Act. Amendment. *Ante*, p. 1138.

"Employment." Definition of, extended.

SEC. 6. No part of the funds appropriated in this Act shall be available for the payment of rental of quarters for any activity at a rate in excess of 90 per centum of the per annum rate paid by the District of Columbia for such quarters on June 30, 1933: *Provided*, That the provisions of this paragraph shall not apply to leases made prior to the passage of this Act, except when renewals thereof are made hereafter: *Provided further*, That the appropriations or portions of appropriations unexpended by reason of the operation of this paragraph shall not be used for any purpose, but shall be impounded and deposited in the Treasury to the credit of the District of Columbia.

SEC. 9. Paragraph (7) of section 1 (b) of the District of Columbia Unemployment Compensation Act, as amended, is amended to read as follows:

"(7) Service performed in the employ of a corporation, community chest, fund, or foundation, organized and operated exclusively for religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals, no part of the net earnings of which inures to the benefit of any private shareholder or individual."

Approved, June 23, 1936.

[CHAPTER 727.]

AN ACT

To authorize the Secretary of War to set apart as a national cemetery certain lands of the Fort Snelling Military Reservation, Minnesota.

June 23, 1936.
[S. 4268.]
[Public, No. 763.]

Fort Snelling Military Reservation, Minn.
Certain lands within, set apart as a national cemetery.

Care, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to set aside in the Fort Snelling Military Reservation, Minnesota, a plot of land which shall include the existing post cemetery with such boundaries as he may prescribe therefor as a national cemetery, which hereafter shall be cared for and maintained as a national cemetery under the laws relating to the same.

Approved, June 23, 1936.

[CHAPTER 728.]

AN ACT

To extend the retirement privilege to the Director, Assistant Directors, inspectors, and special agents of the Federal Bureau of Investigation.

June 23, 1936.
[S. 4552.]
[Public, No. 764.]

Federal Bureau of Investigation.
Vol. 44, p. 905.
U. S. C., p. 92.

Retirement privilege extended to Director, Assistants, inspectors, and special agents of.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subdivision (b) of section 3 of the Act approved July 3, 1926, chapter 801, as amended (U. S. C., title 5, sec. 693, subdivision (b)), be, and it is hereby, amended to read as follows:

"(b) Superintendents of United States national cemeteries, and such employees of the offices of solicitors of the several executive departments, of the Architect of the Capitol, of the Library of Congress, of the United States Botanic Garden, of the recorder of

deeds and register of wills of the District of Columbia, of the United States Soldiers' Home, of the National Home for Disabled Volunteer Soldiers, of the State Department without the continental limits of the United States who are United States citizens and not within the Foreign Service as defined in the Act of May 24, 1924, and amendments thereof, of the Indian Service at large whose tenure of employment is not intermittent nor of uncertain duration, and the Director, Assistant Directors, inspectors, and special agents of the Federal Bureau of Investigation of the Department of Justice."

Approved, June 23, 1936.

[CHAPTER 729.]

AN ACT

To extend the laws governing inspection of vessels, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title 52 of the Revised Statutes is amended by inserting after section 4417 thereof a new section designated section 4417a to read as follows:

"SEC. 4417a. (1) All vessels, regardless of tonnage, size, or manner of propulsion, and whether self-propelled or not, and whether carrying freight or passengers for hire or not, that shall have on board any inflammable or combustible liquid cargo in bulk, except public vessels owned by the United States, other than those engaged in commercial service, shall be considered steam vessels for the purposes of this title and shall be subject to the provisions thereof: *Provided*, That this section shall not apply to vessels having on board only inflammable or combustible liquid for use as fuel or stores or to vessels carrying liquid cargo only in drums, barrels, or other packages.

"(2) In order to secure effective provision against the hazards of life and property created by the vessels to which this section applies, the Board of Supervising Inspectors, with the approval of the Secretary of Commerce, shall establish such additional rules and regulations as may be necessary with respect to the design and construction, alteration, or repair of such vessels, including the superstructures, hulls, places for stowing and carrying such liquid cargo, fittings, equipment, appliances, propulsive machinery, auxiliary machinery, and boilers thereof; and with respect to all materials used in such construction, alteration, or repair; and with respect to the handling and stowage of such liquid cargo; the manner of such handling or stowage, and the machinery and appliances used in such handling and stowage; and with respect to equipment and appliances for life-saving and fire protection; and with respect to the operation of such vessels; and with respect to the requirements of the manning of such vessels and the duties and qualifications of the officers and crews thereof; and with respect to the inspection of all the foregoing: *Provided*, That the provisions of this section shall not apply to common carriers engaged in interstate or foreign commerce which transport such liquid cargo by water insofar only as such common carriers are subject to the regulations formulated by the Interstate Commerce Commission under the provisions of section 233 of the Act of March 4, 1909 (ch. 321, 35 Stat. 1135), as amended (U. S. C. 1934 ed., title 18, sec. 383). In establishing such rules and regulations the Board of Supervising Inspectors may, with the approval of the Secretary of Commerce, adopt rules of the American Bureau of shipping or similar American classification society for classed vessels insofar as such rules pertain to the efficiency of hulls and the reliability of machinery of vessels to which this section

Vol. 43, p. 140.

June 23, 1936.
[S. 4780.]
[Public, No. 765.]

Regulation of steam vessels.
R. S., sec. 4417, p. 856.
U. S. C., p. 2016.

Vessels carrying inflammable or combustible liquid cargo in bulk.

Exception.

Proviso.
Inflammable liquid for fuel; in drums, etc.

Additional rules respecting design, places for stowage, etc., to be established.

Manner of handling, stowage, etc.

Equipment for life-saving, fire protection, etc.

Proviso.
Exemption.

Vol. 35, p. 555.
U. S. C., p. 752.
American Bureau of Shipping, etc.
Adoption of rules of, authorized.

applies. In establishing such rules and regulations, the Board of Supervising Inspectors shall give due consideration to the kinds and grades of such liquid cargo permitted to be on board such vessel.

Publication of rules, etc., before approval; exception.

"(3) Before any rules and regulations, or any alteration, amendment, or repeal thereof, are approved by the Secretary of Commerce under the provisions of this section, except in an emergency, the said Secretary shall publish such rules and regulations and hold hearings with respect thereto on such notice as he deems advisable under the circumstances.

Certificates of inspection.

"(4) No vessel subject to the provisions of this section shall, after the effective date of the rules and regulations established hereunder, have on board such liquid cargo, until a certificate of inspection has been issued to such vessel in accordance with the provisions of this title and until a permit has been endorsed on such certificate of inspection by a board of local inspectors, indicating that such vessel is in compliance with the provisions of this section and the rules and regulations established hereunder, and showing the kinds and grades of such liquid cargo that such vessel may have on board or transport. Such permit shall not be endorsed by a board of local inspectors on such certificate of inspection until such vessel has been inspected by such board of local inspectors, or by any other board or officer of the Bureau of Marine Inspection and Navigation designated by the Director thereof, and found to be in compliance with the provisions of this section and the rules and regulations established hereunder. For the purpose of any such inspection approved plans and certificates of class of the American Bureau of Shipping or other recognized classification society for classed vessels may be accepted as evidence of the structural efficiency of the hull and the reliability of the machinery of such classed vessels except as far as existing law places definite responsibility on the Bureau of Marine Inspection and Navigation. A permit issued under the provisions of this section shall be valid for a period of time not to exceed the duration of the certificate of inspection on which such permit is endorsed, and shall be subject to revocation by a board of local inspectors whenever such a board shall find that the vessel concerned does not comply with the conditions upon which such permit was issued: *Provided*, That the provisions of this subsection shall not apply to vessels of a foreign nation having on board a valid certificate of inspection recognized under law or treaty by the United States: *And provided*

Permits.

Evidence of structural efficiency, etc.

Period of validity of permit.

further, That no permit shall be issued under the provisions of this section authorizing to be on board any vessel, described in the provisions of sections 4472 and 4278 of the Revised Statutes, section 234 of the Act of March 4, 1909 (ch. 321, 35 Stat. 1135), as amended (U. S. C., 1934 ed., title 18, sec. 384), and section 8 of the Act of August 2, 1882 (ch. 374, 22 Stat. 189; U. S. C., 1934 ed., title 46, sec. 171), any of the materials expressly prohibited to be carried on such vessels by the afore-mentioned provisions.

Provisos.
Exemptions.

Permits not to be issued in designated cases.
R. S., secs. 4278, 4472, pp. 826, 866.
Vol. 35, pp. 555, 1135.
Vol. 22, p. 189.
U. S. C., pp. 752, 1997.

Shipping documents.
Prescribed papers to be on board vessel.

"(5) Vessels subject to the provisions of this section shall have on board such shipping documents as may be prescribed by the Board of Supervising Inspectors with the approval of the Secretary of Commerce indicating the kinds, grades, and approximate quantities of such liquid cargo, on board such vessel, the shippers and consignees thereof, and the location of the shipping and destination points.

Tankermen.

"(6) (a) In all cases where the certificate of inspection does not require at least two licensed officers, a board of local inspectors shall enter in the permit issued to any vessel under the provisions of this section the number of the crew required to be certificated as tankermen,

"(b) A board of local inspectors shall issue to applicants certificates as tankerman, stating the kinds of liquid cargo the holder of such certificate is, in the judgment of such board, qualified to handle aboard vessels with safety, upon satisfactory proof and examination, in form and manner prescribed by the Board of Supervising Inspectors with the approval of the Secretary of Commerce, that the applicant is in good physical condition, that such applicant is trained in and capable efficiently to perform the necessary operations aboard vessels having such liquid cargo on board, and that the applicant fulfills the qualifications of tankerman as prescribed by the Board of Supervising Inspectors under the provisions of this section. Such certificates shall be subject to suspension or revocation on the same grounds and in the same manner and with like procedure as is provided in the case of suspension or revocation of licenses of officers under the provisions of section 4450 of this title.

Certificates to applicants.

"(7) The owner, master, or person in charge of any vessel subject to the provisions of this section, or any or all of them, who shall violate the provisions of this section, or of the rules and regulations established hereunder, shall be subject to a fine of not more than \$1,000 or imprisonment for not more than one year, or both such fine and imprisonment.

Suspension or revocation.

Penalties for violations.

"(8) The rules and regulations to be established pursuant to this section shall become effective ninety days after their promulgation unless the Secretary of Commerce shall for good cause fix a different time."

Rules, etc.; effective date.

Approved, June 23, 1936.

[CHAPTER 730.]

AN ACT

To extend the provisions of certain laws to the island of Puerto Rico.

June 23, 1936.
[H. R. 1392.]

[Public, No. 766.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That beginning with the fiscal year ending June 30, 1938, the Territory of Puerto Rico shall be entitled to share in appropriations now or which may hereafter become available for apportionment under the Act entitled "An Act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes", approved July 11, 1916, and any Act amendatory thereof or supplementary thereto, upon the same terms and conditions as any of the several States, and the Territory of Puerto Rico shall be included in the calculations to determine the basis of apportionment of such funds: *Provided*, That the system of roads on which Federal-aid apportionments to the Territory of Puerto Rico shall be expended may be determined and agreed upon by the highway departments of said Territory and the Secretary of Agriculture without regard to the limitations in section 6 of the Federal Highway Act respecting the selection and designation of such system of roads; and, when the system first determined and agreed upon shall have been completed, additions thereto may be made in like manner as funds become available for the construction and maintenance of such additions.

Puerto Rico.
Rural post road construction; Federal aid extended to.
Vol. 39, p. 355; Vol. 42, p. 212.
Ante, p. 1519.

Proviso.
Certain provisions waived.
Vol. 42, p. 213.

Additions, after completing original system.

Approved, June 23, 1936.

[CHAPTER 731.]

AN ACT

June 23, 1936.
[H. R. 9654.]
[Public, No. 767.]

To authorize the purchase by the city of Scappoose, Oregon, of a certain tract of public land revested in the United States under the Act of June 9, 1916 (39 Stat. 218).

Scappoose, Oreg.
Land patent to be
issued to.

Location.

Proviso.
Payment.

Vol. 39, p. 222.

Regulations to be
prescribed.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized to issue a patent to the city of Scappoose, Oregon, for the northwest quarter of the northeast quarter and the northeast quarter of the northwest quarter of section 11, township 3 north, range 2 west, Willamette meridian, containing approximately eighty acres, subject to all valid existing rights at the time of the filing of the application by the city of Scappoose: *Provided,* That before patent issues the city of Scappoose shall pay to the United States the appraised price for the timber on the said lands, the money so paid to be deposited in the Oregon and California land-grant fund for distribution in the manner provided by section 10 of the Act of June 9, 1916 (39 Stat. 218).

SEC. 2. That the Secretary of the Interior shall prescribe all necessary regulations to carry into effect the foregoing provisions of this Act.

Approved, June 23, 1936.

[CHAPTER 732.]

AN ACT

June 23, 1936.
[H. R. 10591.]
[Public, No. 768.]

To authorize the Secretary of Agriculture to investigate and report on traffic conditions, with recommendations for corrective legislation.

Traffic conditions.
Study, etc., of, and
measures for improv-
ing, authorized.
Ante, pp. 272, 1447.

Cooperation with
States, etc.

Proviso.
Amount for printing.

Preliminary and
complete reports to
Congress.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture is hereby authorized and directed to use during the fiscal years ending June 30, 1936, and June 30, 1937, such part as may be necessary of the administrative fund of the Bureau of Public Roads, but not to exceed a total of \$75,000, for study and research of traffic conditions and measures for their improvement, and to cooperate with Federal, State, District of Columbia, and municipal authorities, and other agencies, in connection with such study and research: *Provided,* That not to exceed \$5,000 of the said sum may be used for printing necessary for the purposes of the work authorized and directed by this paragraph.

SEC. 2. The Secretary of Agriculture is hereby authorized and directed to make a preliminary report to Congress within the next nine months of the results of the above study and research, and of the status of uniform motor-vehicle traffic laws throughout the country, and not later than June 30, 1937, to make a complete report with his recommendations, including suggestions for legislation, which will promote the necessary uniformity in such laws.

Approved, June 23, 1936.

[CHAPTER 733.]

AN ACT

June 23, 1936.
[H. R. 12033.]
[Public, No. 769.]

Authorizing and directing the Secretary of the Interior to sell to the city of Los Angeles, California, certain public lands in California; and granting rights-of-way over public lands and reserve lands to the city of Los Angeles in Mono County in the State of California.

Los Angeles, Calif.
Certain lands grant-
ed to, for designated
purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby granted to the city of Los Angeles a municipal corporation of the State of California, all lands belonging to the United States

situated in Mono County, California, which may be necessary, as found by the Secretary of the Interior, for any or all of the following purposes:

Rights-of-way; buildings and structures; construction and maintenance camps; dumping grounds; flowage, diverting, or storage dams; pumping plants; power plants; canals, ditches, pipes, and pipe lines; flumes, tunnels, and conduits for conveying water for domestic, irrigation, power, and other useful purposes; poles, towers, and lines for the conveyance and distribution of electrical energy; poles and lines for telephone and telegraph purposes; roads, trails, bridges, tramways, railroads, and other means of locomotion, transmission, or communication; for obtaining stone, earth, gravel, and other materials of like character; or any other necessary purposes of said city, together with the right to take for its own use, free of cost, from any public lands, within such limits as the Secretary of the Interior may determine, stone, earth, gravel, sand, and other materials of like character necessary or useful in the construction, operation, and maintenance of aqueducts, reservoirs, dams, pumping plants, electric plants, and transmission, telephone, and telegraph lines, roads, trails, bridges, tramways, railroads, and other means of locomotion, transmission, and communication, or any other necessary purposes of the city of Los Angeles.

That there is hereby excepted and reserved unto the United States, from said grant, minerals, other than sand, stone, earth, gravel, and other materials of like character: *Provided, however,* That such minerals so excepted and reserved shall be prospected for, mined, and removed only in accordance with regulations to be prescribed by the Secretary of the Interior.

This grant shall be effective upon (1) the filing by said grantee at any time after the passage of this Act, with the register of the United States local land office in the district where said lands are situated, of a map or maps showing the boundaries, locations, and extent of said lands and of said rights-of-way for the purposes hereinabove set forth; (2) the approval of such map or maps by the Secretary of the Interior, with such reservations or modifications as he may deem appropriate; (3) the payment of \$1.25 per acre for all Government lands conveyed under this Act other than for the right-of-way for the Mono Basin aqueduct: *Provided,* That said lands for rights-of-way shall be along such location and of such width, not to exceed two hundred and fifty feet, as in the judgment of the Secretary of the Interior may be required for the purposes of this Act: *And provided further,* That said lands for any of said purposes other than rights-of-way for the Mono Basin aqueduct may be of such width or extent as may be determined by the Secretary of the Interior as necessary for such purposes.

SEC. 2. That where any of the lands to which the city of Los Angeles seeks to acquire title under section 1 of this Act, are in a national forest, the said map or maps shall be subject to the approval of the Secretary of Agriculture so far as national-forest lands are affected; and upon such approval and the subsequent approval by the Secretary of the Interior, title to said lands shall vest in the grantee upon the date of such subsequent approval.

SEC. 3. Said grants are to be made subject to rights-of-way, easements, and permits heretofore granted or allowed to any person or corporation in accordance with any Act or Acts of Congress and subject to the rights of all claimants or persons who shall have filed or made valid claims, locations, or entries on or to said lands, or any part thereof prior to the effective date of any conflicting grant hereunder, unless prior to such effective date proper relinquish-

Minerals reserved; exception.

Proviso.
Regulations.

Conditions.

Purchase price.

Proviso.
Rights-of-way; location, width, etc.

Mono Basin aqueduct, rights-of-way.

National forest lands.

Provisions of grants.

Prior rights.

ments or quitclaims have been procured and caused to be filed in the proper land office.

Reversionary pro-
vision.

SEC. 4. That, whenever the land granted herein shall cease to be used for the purposes for which it is granted, the estate of the grantee or of its assigns shall terminate and revert in the United States. That any grants made hereunder shall not be assigned to any private individual, association of such individuals, or a private corporation.

Restriction on
assignment.

Approved, June 23, 1936.

[CHAPTER 734.]

AN ACT

June 23, 1936.
[H. R. 12353.]
[Public, No. 770.]

To amend an Act entitled "An Act to create a Library of Congress Trust Fund Board, and for other purposes", approved March 3, 1925.

Library of Congress
Trust Fund Board.
Cash deposits as a
permanent loan to the
Treasury.
Vol. 43, p. 1107.
U. S. C., p. 18.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to create a Library of Congress Trust Fund Board, and for other purposes", approved March 3, 1925, is amended by striking out the first seven words of the last paragraph of section 2 thereof, to wit, the words "Should any gift or bequest so provide" and substituting therefor the words "In the absence of any specification to the contrary".

Approved, June 23, 1936.

[CHAPTER 735.]

AN ACT

June 23, 1936.
[H. R. 10104.]
[Public, No. 770½.]

To authorize a study of the park, parkway, and recreational-area programs in the United States, and for other purposes.

Park, parkway, and
recreational-area pro-
grams.
Study of, by National
Park Service, directed.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior (hereinafter referred to as the "Secretary") is authorized and directed to cause the National Park Service to make a comprehensive study, other than on lands under the jurisdiction of the Department of Agriculture, of the public park, parkway, and recreational-area programs of the United States, and of the several States and political subdivisions thereof, and of the lands throughout the United States which are or may be chiefly valuable as such areas, but no such study shall be made in any State without the consent and approval of the State officials, boards, or departments having jurisdiction over such lands and park areas. The said study shall be such as, in the judgment of the Secretary, will provide data helpful in developing a plan for coordinated and adequate public park, parkway, and recreational-area facilities for the people of the United States. In making the said study and in accomplishing any of the purposes of this Act, the Secretary is authorized and directed, through the National Park Service, to seek and accept the cooperation and assistance of Federal departments or agencies having jurisdiction of lands belonging to the United States, and may cooperate and make agreements with and seek and accept the assistance of other Federal agencies and instrumentalities, and of States and political subdivisions thereof and the agencies and instrumentalities of either of them.

Consent of State re-
quired.

Cooperation of other
agencies.

SEC. 2. For the purpose of developing coordinated and adequate public park, parkway, and recreational-area facilities for the people of the United States, the Secretary is authorized to aid the several States and political subdivisions thereof in planning such areas therein, and in cooperating with one another to accomplish these ends.

Assistance to States
in planning, etc.

Such aid shall be made available through the National Park Service acting in cooperation with such State agencies or agencies of political subdivisions of States as the Secretary deems best.

SEC. 3. The consent of Congress is hereby given to any two or more States to negotiate and enter into compacts or agreements with one another with reference to planning, establishing, developing, improving, and maintaining any park, parkway, or recreational area. No such compact or agreement shall be effective until approved by the legislatures of the several States which are parties thereto and by the Congress of the United States.

Consent of Congress granted to State compacts.

Approval by State legislatures and Congress.

SEC. 4. As used in sections 1 and 2 of this Act the term "State" shall be deemed to include Hawaii, Alaska, Puerto Rico, the Virgin Islands, and the District of Columbia.

"State" construed.

Approved, June 23, 1936.

[CHAPTER 736.]

JOINT RESOLUTION

Designating the last Sunday in September as "Gold Star Mother's Day", and for other purposes.

June 23, 1936.
[S. J. Res. 115.]
[Pub. Res., No. 123.]

Whereas the service rendered the United States by the American mother is the greatest source of the country's strength and inspiration; and

"Gold Star Mother's Day."
Preamble.

Whereas we honor ourselves and the mothers of America when we revere and give emphasis to the home as the fountainhead of the state; and

Whereas the American mother is doing so much for the home and for the moral and spiritual uplift of the people of the United States and hence so much for good government and humanity; and

Whereas the American Gold Star Mothers suffered the supreme sacrifice of motherhood in the loss of their sons and daughters in the World War; Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States is hereby authorized and requested to issue a proclamation calling upon the Government officials to display the United States flag on all Government buildings, and the people of the United States to display the flag and to hold appropriate meetings at their homes, churches, or other suitable places, on the last Sunday in September, as a public expression of the love, sorrow, and reverence of the people of the United States for the American Gold Star Mothers.

President requested to issue proclamation inviting observance, etc.

SEC. 2. That the last Sunday in September shall hereafter be designated and known as "Gold Star Mother's Day", and it shall be the duty of the President to request its observance as provided for in this resolution.

Last Sunday in September designated.

Approved, June 23, 1936.

[CHAPTER 737.]

JOINT RESOLUTION

Authorizing the erection of a memorial to the late Haym Salomon.

June 23, 1936.
[H. J. Res. 467.]
[Pub. Res., No. 124.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Interior be, and he is hereby, authorized and directed to grant permission for the erection on public grounds of the United States in the city of Washington, other than those of the Capitol, the

Memorial to Haym Salomon.
Erection authorized in Washington, D. C.

Library of Congress, and the White House, of a memorial of proper and artistic form to the late Haym Salomon, by his friends in America, in recognition of the patriotic and meritorious services rendered by him to the United States Government during the most trying period of the American Revolution: *Provided*, That the site chosen and the design of the memorial shall have the approval of the National Commission of Fine Arts, and that the United States shall be put to no expense in or by the erection of the said memorial.

Proviso.
Approval of site and design.

No Federal expense.

Approved, June 23, 1936.

[CHAPTER 738.]

JOINT RESOLUTION

Amending section 5 of Public Resolution Numbered 6, Seventy-fourth Congress, approved March 4, 1935.

June 23, 1936.
[H. J. Res. 606.]
[Pub. Res., No. 125.]

George Washington.
Time extended for completing publication of writings of.
Ante, p. 33.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 of Public Resolution Numbered 6, Seventy-fourth Congress, approved March 4, 1935, is hereby amended by striking out "December 31, 1936" and inserting in lieu thereof "December 31, 1937."

Approved, June 23, 1936.

[CHAPTER 739.]

JOINT RESOLUTION

To provide certain administrative expenses for the Division of Territories, and Island Possessions, Department of Interior, and for other purposes.

June 23, 1936.
[H. J. Res. 639.]
[Pub. Res., No. 126.]

Department of the Interior.
Appropriation for certain administrative expenses of Division of Territories and Island Possessions.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, \$35,000 for administrative expenses of the Division of Territories and Island Possessions, Department of Interior, in carrying out the provisions of Executive Order Numbered 7368, approved May 13, 1936, relating to certain islands of the United States situate in the Pacific Ocean, namely Jarvis, Baker, and Howland Islands, including personal services in the District of Columbia and elsewhere (such employment outside the District of Columbia to be by contract, if deemed necessary, without regard to the provisions of section 3709 of the Revised Statutes), rent, traveling expenses, purchase of necessary books, documents, newspapers and periodicals, stationery, hire of automobiles, purchase of equipment, supplies and provisions, and all other necessary expenses, including the reimbursement of other appropriations from which payments have been made for any of the purposes herein specified, fiscal year 1936, to continue available until June 30, 1937.

Approved, June 23, 1936.

R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

Reimbursement of other appropriations.

[CHAPTER 741.]

AN ACT

To provide for interest payments on American Embassy drafts.

June 24, 1936.
[S. 1896.]
[Public, No. 771.]

American Embassy drafts.
Appropriation for payment of interest on certain, authorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of \$44,403.15 is hereby authorized to be appropriated for payment to the individuals and corporations, or their attorneys in fact in the United States, listed in the report of December 10, 1931, of the Secretary of State to the President, as set forth in Senate Document

Numbered 18, Seventy-second Congress, first session, the amounts specified therein, representing interest at 4¾ per centum on certain drafts drawn on the Secretary of State by the American Embassies in Russia and Turkey and transfers which the Embassy in Turkey undertook to make by cable communications to the Secretary of State during the period from 1915 to 1920, payment of which was deferred, and amounting to a total sum of \$44,403.15: *Provided*, That no payment hereunder shall be made by the Secretary of the Treasury, except at the direction of the Secretary of State: *Provided further*, That full authority is hereby vested in the Secretary of State to determine, in his discretion, whether payment in whole or in part should be made, withheld, or deferred.

Approved, June 24, 1936.

Provisos.
Approval by Secretary of State.

Further authority of Secretary.

[CHAPTER 742.]

AN ACT

For the relief of the Bridgeport Irrigation District.

June 24, 1936.

[S. 4719.]

[Public, No. 772.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized to enter into a contract with the Bridgeport Irrigation District, North Platte reclamation project, by which (a) the United States, in consideration of \$23,286 heretofore paid under the contract of June 14, 1915, between the United States and the district, shall grant to the district a permanent right to the use of water from the North Platte Federal reclamation project under the Act of June 17, 1902 (32 Stat. 388), as amended and supplemented, which permanent water right shall entitle the district to divert from the North Platte River a quantity of water equal to three-tenths part of the quantity of water for which provision is made in article 1 of said contract of June 14, 1915, such total quantity of water for diversion by the district to be delivered by the United States under a schedule of delivery reduced in accordance with the provisions of this Act; (b) the district shall agree to pay the United States the amount of \$5,628.55; the operation and maintenance charges delinquent under said contract of June 14, 1915, for the years 1926 to 1935, both inclusive, upon the execution of said contract herein authorized; (c) the Secretary shall agree, upon the execution of said contract and its confirmation by the State courts, to cancel the judgment entered on July 30, 1929, against the district and in favor of the United States; (d) the district shall agree to pay to the United States in advance of the delivery of water under said contract one one-hundredth part of such amounts as shall be fixed by the Secretary as operation and maintenance charges in connection with the irrigation works from which said water supply is made available by the United States, such charges to be payable for the year 1936 and thereafter with interest from the due date at the rate of 6 per centum per annum if not paid when due; (e) the Secretary shall be authorized to refuse the delivery of water under said contract to the district at any time when any installment in whole or in part (including any interest due thereon) of operation and maintenance charges shall not have been paid at the date provided in subdivision (d) hereof and shall remain unpaid at the date delivery of water is requested under said contract; and (f) the contract of June 14, 1915, shall otherwise remain in full force and effect.

Bridgeport Irrigation District.
Contract with, for granting permanent water right, authorized.
Terms of agreement.

Vol. 32, p. 388; Vol. 34, p. 259.
U. S. C., p. 1862.
Quantity.

Delinquent operation, etc., charges.

Cancellation of judgment.

Advance payment of operation, etc., charges.

Refusal to deliver water upon nonpayment of installment, authorized.

Force of existing contract.

Approved, June 24, 1936.

[CHAPTER 743.]

AN ACT

To amend section 641 of the Code of Law for the District of Columbia.

June 24, 1936.

[S. 4512.]

[Public, No. 773.]

District of Columbia
Code.
Vol. 31, p. 1289.

Trust companies,
perpetual succession
until dissolution, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 641 of chapter XVIII of the Code of Law for the District of Columbia is amended by adding at the end thereof the following new paragraph:

“Any company transacting the business of a trust company and heretofore or hereafter organized or operating under the provisions of this chapter shall have perpetual succession from the date of its organization, or until such time as it be dissolved, or until its franchise shall become forfeited by reason of violation of law, or until terminated by either a general or special Act of Congress or until its affairs be placed in the hands of a receiver and finally wound up by him.”

Approved, June 24, 1936.

[CHAPTER 744.]

AN ACT

To provide for a term of court at Durham, North Carolina.

June 24, 1936.

[H. R. 11926.]

[Public, No. 774.]

United States courts.
North Carolina mid-
dle judicial district.
U. S. C., p. 1249.

Terms.

Rockingham.

Salisbury.

Winston-Salem.

Greensboro.

Wilkesboro.

Durham.

Proviso.
Court accommoda-
tions.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the fifth paragraph of section 98 of the Judicial Code, as amended (U. S. C., 1934 edition, title 28, sec. 179), is amended to read as follows:

“The terms of the district court for the middle district shall be held at Rockingham on the first Mondays in March and September; at Salisbury on the third Mondays in April and October; at Winston-Salem on the first Mondays in May and November; at Greensboro on the first Mondays in June and December; at Wilkesboro on the third Mondays in May and November; and at Durham on the first Monday in February and the fourth Monday in September: *Provided,* That the cities of Winston-Salem, Rockingham, and Durham shall each provide and furnish at its own expense a suitable and convenient place for holding the district court until Federal buildings containing quarters for the court are erected at such places.”

Approved, June 24, 1936.

[CHAPTER 745.]

AN ACT

To provide for the collection and publication of statistics of peanuts by the Department of Agriculture.

June 24, 1936.

[S. 81.]

[Public, No. 775.]

Peanuts.
Collection and pub-
lication of statistics of.

Quality, kinds, etc.

Monthly reports to
be submitted.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture is hereby authorized and directed to collect and publish statistics of raw peanuts, shelled, unshelled, and crushed, and peanut oil, in the United States, in the possession of warehousemen, brokers, cleaners, shellers, dealers, growers' cooperative associations, or owners other than the original producers of peanuts. Such statistics shall show the quality of peanuts in such details as to kinds—Virginias, Runners, Spanish, and imported varieties—as the Secretary shall deem necessary for the purposes of this Act. All reports except those required from persons owning or operating peanut picking or threshing machines shall be submitted monthly in each year.

SEC. 2. The Secretary is hereby authorized to collect and publish statistics of the quantity of peanuts picked or threshed by any person owning or operating peanut picking or threshing machines.

Picking or threshing machines.

SEC. 3. It shall be the duty of every warehouseman, broker, cleaner, or sheller, dealer, growers' cooperative association, owner or operator of peanut picking or threshing machines to furnish promptly upon request of the Secretary, within the time prescribed by him, completely and correctly to the best of his knowledge, a report of the quantity of peanuts on hand and in the case of an operator of peanut picking and threshing machines the quantity picked or threshed, segregating in accordance with forms furnished for the purpose by the Secretary. Any person required by this Act, or the regulations promulgated thereunder, to furnish reports or information, and any officer, agent, or employee thereof who shall refuse or willfully give answers that are false and misleading, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not less than \$300 nor more than \$1,000, or imprisoned not more than one year, or to¹ be subject to both such fine and imprisonment.

Duty of dealers, etc., to furnish reports.

Penalty for failure to comply.

SEC. 4. The Secretary is hereby authorized to establish and promulgate grades and standards for the classification of peanuts, whenever in his discretion he may see fit.

Grades and standards to be established, etc.

SEC. 5. That the information furnished under the provisions of this Act shall be used only for the statistical purposes for which it is supplied. No publication shall be made by the Secretary whereby the data furnished by any person can be identified, nor shall the Secretary permit anyone other than the sworn employees of the Department of Agriculture to examine the individual reports.

Use of information furnished.

SEC. 6. The Secretary may make rules and regulations as may be necessary in the administration of this Act and may cooperate with any department or agency of the Government, any State, Territory, District, or possession, or department, agency, or political subdivision thereof, or any person; and shall have the power to appoint, remove, and fix the compensation of such officers and employees not in conflict with existing law, and make such expenditures for rent outside the District of Columbia, printing, binding, telegrams, telephones, law books, books of reference, publications, furniture, stationery, office equipment, travel, and other supplies and expenses, including reporting services, as shall be necessary to the administration of this Act in the District of Columbia and elsewhere, and as may be appropriated for by Congress; and there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary for such purpose.

Administrative rules, etc.

Cooperation with other agencies.

Employees.

Rent, etc.

Sums authorized.

SEC. 7. That when used in this Act—

Defaultions.

"Person."

(1) The term "person" includes individuals, partnerships, corporations, and associations;

(2) The term "Secretary" means the Secretary of Agriculture.

"Secretary."

Approved, June 24, 1936.

[CHAPTER 746.]

AN ACT

Making it a felony to transport in interstate or foreign commerce persons to be employed to obstruct or interfere with the right of peaceful picketing during labor controversies.

June 24, 1936.

[S. 2039.]

[Public, No. 776.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whoever shall knowingly transport or cause to be transported, or aid or abet in transporting, in interstate or foreign commerce, any person

Interstate transportation of strike breakers, etc.

¹ So in original.

Penalty.

with intent to employ such person to obstruct or interfere, in any manner, with the right of peaceful picketing during any labor controversy affecting wages, hours, or conditions of labor, or the right of organization for the purpose of collective bargaining, shall be deemed guilty of a felony and shall be punishable by a fine not exceeding \$5,000, or by imprisonment not exceeding two years, or both, in the discretion of the court.

Approved, June 24, 1936.

[CHAPTER 747.]

AN ACT

June 24, 1936.

[S. 2460.]

[Public, No. 777.]

To amend the Act of June 6, 1924, entitled "An Act to amend in certain particulars the National Defense Act of June 3, 1916, as amended, and for other purposes."

National Defense Act, amendment.
Vol. 43, p. 472.
U. S. C., pp. 277, 1573.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 8 of the Act of June 6, 1924 (43 Stat. 472, U. S. C., title 10, sec. 981, and title 34, sec. 999) be, and it is hereby, amended by inserting after the words "in the" in line eight, the words "military or", so that said section as thus amended will read as follows:

Retired enlisted men with commissioned service in World War; retirement pay.
Army.

"SEC. 8. That retired enlisted men of the Army heretofore or hereafter retired who served honorably as commissioned officers of the Army of the United States or as commissioned officers, regular, temporary, or reserved¹, of the Navy or Marine Corps at some time between April 6, 1917, and November 11, 1918 shall be entitled to receive the pay of retired warrant officers of the Army; and retired enlisted men of the Regular Navy and Marine Corps heretofore or hereafter retired who served honorably as commissioned officers, regular, temporary, or reserve, in the military or naval service at some time between the aforesaid dates, and who at the time of their retirement were members of the Regular Navy or Marine Corps, shall be entitled to receive the pay of retired warrant officers of the Navy and Marine Corps, respectively: *Provided*, That such enlisted man retired prior to July 1, 1922, shall be entitled to receive the pay provided by law for retired warrant officers of equal length of service retired prior to that date, and that any such enlisted man retired subsequent to June 30, 1922, shall be entitled to receive the pay provided by law for retired warrant officers of equal length of service retired subsequent to that date: *Provided further*, That nothing in this Act shall operate to prevent any person from receiving the pay and allowances of his grade, rank, or rating on the retired list when such pay and allowances exceed the pay to which he would be entitled under this Act by virtue of his commissioned service."

Approved, June 24, 1936.

Regular Navy and Marine Corps.

Provisos.
If retired prior to July 1, 1922.

Subsequent retirement.

Higher pay not precluded.

June 24, 1936.

[S. 3907.]

[Public, No. 778.]

[CHAPTER 748.]

AN ACT

For the relief of the State of Nevada.

Nevada.
Issue of duplicate check to Treasurer of, in lieu of lost original.
R. S., sec. 3646, p. 717.
U. S. C., p. 1395.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding the provisions of section 3646, as amended, of the Revised Statutes of the United States, the Chief Disbursing Officer of the Treasury Department is authorized and directed to issue, without the requirement of an indemnity bond, a duplicate of original check numbered 81257, drawn September 6, 1935, in favor of "State Treasurer of Nevada, trust fund" for \$3,978.97 and lost after delivery.

Approved, June 24, 1936.

¹ So in original.

[CHAPTER 749.]

AN ACT

To amend the Act approved February 27, 1931, known as the District of Columbia Traffic Act.

June 24, 1936.
[S. 3976.]
[Public, No. 779.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (c) of section 9 of the Act of Congress entitled "An Act to amend the Acts approved March 3, 1925, and July 3, 1926, known as the District of Columbia Traffic Acts, and so forth", be, and the same is hereby, amended to read as follows:

District of Columbia
Traffic Act, amend-
ment.
Vol. 46, p. 1427.

"(c) Any individual violating any provision of this section where the offense constitutes reckless driving shall upon conviction for the first offense be fined not more than \$250 or imprisoned not more than three months, or both; and upon conviction for the second or any subsequent offense committed within two years from the date of any such previous offense such individual shall be fined not more than \$1,000 or imprisoned not more than one year, or both."

Reckless driving.
Penalties for.

Approved, June 24, 1936.

[CHAPTER 750.]

AN ACT

To authorize the acquisition of lands in the city of Alameda, county of Alameda, State of California, as a site for a naval air station and to authorize the construction and installation of a naval air station thereon.

June 24, 1936.
[S. 4020.]
[Public, No. 780.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy be, and he is hereby, authorized to purchase in behalf of the United States as a site for a naval air station, at a cost not to exceed \$1, and to accept the title in fee simple to all that certain piece or parcel of land situate, lying and being south of the Alameda Mole, in the city of Alameda, county of Alameda, State of California, and more particularly described as follows: Commencing at a point on the United States bulkhead line, said point being distant due south thereon two hundred and two and one-tenth feet from point "k" as said line and point are delineated and so designated upon that certain map entitled "Harbor Line Survey, San Francisco Bay, 1910, Sheet Numbered 6", on file in the United States Engineer's office, Customs House, San Francisco; and running thence north seventy-three degrees fifty-eight minutes west four hundred and nine and ninety-five one-hundredths feet to a point, said line being parallel with and distant southerly one hundred and twenty-two and seven-tenths feet measured at right angles from center line of the South Pacific Coast Railway Company's right-of-way; thence north eighty-three degrees twenty-eight minutes west three hundred and forty-two feet to a point; thence north seventy-six degrees five minutes west five hundred feet to a point; thence north eighty-one degrees fifteen minutes west six hundred and eighty feet to a point; thence north eighty-nine degrees fifty minutes west one thousand six hundred and eighty-seven and eighty-eight one-hundredths feet to a point on the United States Pierhead Line; thence south forty-seven degrees fifty minutes and fifty-three seconds west four hundred and eighty-two and fourteen one-hundredths feet to a point, which point is the intersection of the United States Pierhead Line with the southwesterly line of the city of Alameda (also easterly line of the city and county of San Francisco); thence south twenty-seven degrees fifty minutes east eleven thousand five hundred and twenty-nine feet along the southwesterly boundary

Alameda, Calif.
Acquisition of site
for naval air station,
authorized.

Description.

line of the city of Alameda to a point, which point is the intersection with the westerly line of Benton Field; thence north sixteen degrees two minutes east nine thousand three hundred and forty-four and thirteen one-hundredths feet to a point; thence north seventy-three degrees fifty-eight minutes west four thousand one hundred and ninety and five one-hundredths feet to the point of beginning, containing nine hundred and twenty-nine and three-hundred-and-thirty-seven one-thousandths acres, more or less, free from all¹: *Provided, however,* That at least \$1,000,000 be expended for or contracted to be expended in the actual work of development of said naval air base by December 31, 1939, otherwise said lands shall automatically revert back to said city of Alameda.

Proviso.
Amount for develop-
ment, etc.

Construction, etc.

SEC. 2. The Secretary of the Navy is further authorized to construct, install, acquire, and equip at said naval air station such buildings and utilities, technical buildings and utilities, landing field and mats, and all utilities and appurtenances necessary for the operation, maintenance, and repair of landplanes and seaplanes, including ammunition storage, fuel and oil storage, and distribution systems therefor, roads, walks, aprons, seaplane ramps, docks, runways, sewer, water, power, station and aerodrome lighting, telephone and signal communications, and other essentials, including the necessary bulkheading, dredging, grading, and filling and the removal and remodeling of existing structures and installations.

Appropriation
authorized.

SEC. 3. There is authorized to be appropriated, out of any money in the Treasury of the United States not otherwise appropriated, such sums as may be necessary to effectuate the purposes of this Act, but not over \$15,000,000.

Approved, June 24, 1936.

[CHAPTER 751.]

AN ACT

To amend the National Defense Act relating to the Medical Administrative Corps.

June 24, 1936.
[S. 4390.]
[Public, No. 781.]

National Defense
Act, amendment.
Vol. 41, p. 774.

Medical Administra-
tive Corps.

Qualifications for ap-
pointment.

Proviso.
Number.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the third sentence of section 24e of the National Defense Act, as amended by the Act of June 4, 1920 (41 Stat. 759, 774), is hereby amended by striking out that portion relating to the qualifications for appointment in the Medical Administrative Corps, which reads, "enlisted men of the Medical Department between the ages of twenty-one and thirty-two years, who have had at least two years' service," and substituting therefor the following: "pharmacists between the ages of twenty-one and thirty-two years who are graduates of recognized schools or colleges of pharmacy requiring four years of instruction for graduation, under such regulations and after such examination as the Secretary of War shall prescribe: *And provided further,* That the number of such pharmacists in the Medical Administrative Corps shall not exceed sixteen."

Approved, June 24, 1936.

¹ So in original.

[CHAPTER 752.]

AN ACT

Authorizing and directing the Secretary of War to lease land on the Fort Moultrie (South Carolina) Military Reservation to the owners of certain cottages thereon.

June 24, 1936.

[S. 4432.]

[Public, No. 782.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized and directed to lease for a period of twenty years to the owners of the six cottages erected on land reclaimed from the ocean and now determined to be part of the military reservation of Fort Moultrie, South Carolina, the land upon which such homes were erected by the owners in the belief that title was vested in the commissioners of Sullivans Island, from whom it was secured by the owners: *Provided, however,* That such leases shall contain the provision that if at any time said property is needed for military purposes the buildings thereon must, upon notice, be immediately removed and the leases canceled, and the further provision that such buildings shall be removed without expense to the United States Government and that the lessee shall have no claim against the United States Government by reason of any damage whatsoever to said buildings or person from any cause.

Fort Moultrie Military Reservation, S. C. Lease of land to owners of certain cottages on, authorized.

Proviso.
Conditions.

Approved, June 24, 1936.

[CHAPTER 753.]

AN ACT

Authorizing the appointment of an additional circuit judge for the third circuit.

June 24, 1936.

[S. 4457.]

[Public, No. 783.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States is authorized and directed, by and with the advice and consent of the Senate, to appoint an additional circuit judge of the United States Circuit Court of Appeals for the Third Circuit, who shall possess the same powers, perform the same duties, and receive the same compensation as the present circuit judges of said circuit.

United States courts. Additional circuit judge for third circuit.

SEC. 2. That when a vacancy shall occur in the office of circuit judge for the third circuit, by the retirement, disqualification, resignation, or death of a circuit judge at present in commission, such vacancy shall not be filled, and thereafter there shall be but four circuit judges in the said circuit.

Vacancy not to be filled.

SEC. 3. That this Act shall take effect upon its approval by the President.

Effective date.

Approved, June 24, 1936.

[CHAPTER 754.]

AN ACT

To amend the Canal Zone Code.

June 24, 1936.

[H. R. 6719.]

[Public, No. 784.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That chapter 1 of title 2, Canal Zone Code, approved June 19, 1934 (48 Stat. 1122), is amended by adding at the end thereof a new section numbered 13 and reading as follows:

Canal Zone Code, amendments. Vol. 48, p. 1122.

"13. DISPOSITION OF USELESS PAPERS.—The Governor of the Panama Canal, under such regulations as he may prescribe, may authorize the destruction or disposal by other means of duplications in the

Disposition of useless papers.

files and other papers which are not needed or useful in the transaction of the current business of the Panama Canal and have no permanent value or historical interest."

SEC. 2. That the first paragraph of subsection (b) of section 94 of title 2, Canal Zone Code, is amended to read as follows:

"(b) Any employee to whom this article applies who shall have served for a total period of not less than five years, and who, before becoming eligible for retirement under the conditions defined in section 92 of this title, shall have become totally disabled for useful and efficient service in the grade or class of position occupied by the employee, by reason of disease or injury not due to vicious habits, intemperance, or willful misconduct on the part of the employee, shall upon his own application or upon request or order of the Governor of the Panama Canal, be retired on an annuity computed in accordance with the provisions of section 96 of this title: *Provided*, That proof of freedom from vicious habits, intemperance, or willful misconduct for a period of more than five years next prior to becoming so disabled for useful and efficient service, shall not be required in any case; and any claim heretofore disallowed under this section by reason of the requirement of such proof with respect to a longer period than five years, shall upon request of the applicant be reinstated, and shall thereupon be redetermined under the provisions of the section as herein amended."

SEC. 3. That paragraph (c) of section 101 of title 2, Canal Zone Code, is amended to read as follows:

"(c) In case an annuitant shall die without having received in annuities purchased by the employee's contributions as provided in paragraph (2) of section 96 of this title an amount equal to the total amount to his credit at time of retirement, the amount remaining to his credit and any accrued annuity shall be paid, upon the establishment of a valid claim therefor, in the following order of precedence:

"First, to the beneficiary or beneficiaries designated in writing by such annuitant and recorded on his individual account;

"Second, if there be no such beneficiary, to the duly appointed executor or administrator of the estate of such annuitant;

"Third, if there be no such beneficiary, or executor or administrator, payment may be made, after the expiration of thirty days from the date of the death of the annuitant, to such person or persons as may appear in the judgment of the Civil Service Commission to be legally entitled thereto, and such payment shall be a bar to recovery by any other person.

"In the case of an annuitant who has elected to receive an increased annuity as provided in section 96 of this title, the amount to be paid under the provisions of this paragraph shall be only the accrued annuity."

SEC. 4. That paragraph (d) of section 101 of title 2 of the Canal Zone Code is amended to read as follows:

"(d) In case an employee shall die without having attained eligibility for retirement or without having established a valid claim for annuity, the total amount of his deductions with interest thereon shall be paid, upon the establishment of a valid claim therefor, in the following order of precedence:

"First, to the beneficiary or beneficiaries designated in writing by such employee and recorded on his individual account;

"Second, if there be no such beneficiary, to the duly appointed executor or administrator of the estate of such employee;

"Third, if there be no such beneficiary or executor or administrator, payment may be made, after the expiration of thirty days from the date of the death of the employee, to such person or persons as

Disability retirement
of employees.
Annuities.

Proviso.
Proof of conduct.

Claims previously
disallowed.

Death of annuitant.
Return of amount
remaining to credit,
etc.

Payments; prece-
dence.

Annuitant having
elected to receive in-
creased annuity.

Employee dying
before retirement, etc.

Payments; prece-
dence.

may appear in the judgment of the Civil Service Commission to be legally entitled thereto, and such payment shall be a bar to recovery by any other person."

SEC. 5. That paragraph (e) of section 101 of title 2 of the Canal Zone Code is amended to read as follows:

"(e) In case a former employee entitled to the return of the amount credited to his individual account shall become legally incompetent, the total amount due may be paid to a duly appointed guardian or committee of such former employee. If the amount of refund due such former employee does not exceed \$1,000, and if there has been no demand upon the Civil Service Commission by a duly appointed guardian or committee, payment may be made, after the expiration of thirty days from date of separation from the service, to such person or persons, in the discretion of the Commission, who may have the care and custody of such former employee, and such payment shall be a bar to recovery by any other person."

Former employee becoming legally incompetent.
Payment of amount due.

SEC. 6. That paragraph (f) of section 101 of title 2 of the Canal Zone Code is amended to read as follows:

"(f) Each employee or annuitant to whom this article applies may, under regulations prescribed by the Civil Service Commission, designate a beneficiary or beneficiaries to whom shall be paid, upon the death of the employee or annuitant any sum remaining to his credit (including any accrued annuity) under the provisions of this article."

Designation of beneficiary.

SEC. 7. That section 142 of title 2 of the Canal Zone Code is amended to read as follows:

"142. PUNISHMENT OF PERSONS DEPORTED FROM CANAL ZONE WHO RETURN THERETO.—Any person who voluntarily returns to the Canal Zone after having served a sentence of imprisonment therein and after having been deported therefrom, shall:

Punishment for re-entry of deported persons.

"(a) Be punished by imprisonment in the penitentiary for not more than two years; and

Penalty.

"(b) Be removed from the Canal Zone upon the completion of his sentence, in accordance with the laws and orders relating to deportation.

"A voluntary entry into the Canal Zone for any purpose shall be sufficient to constitute a return to the Canal Zone within the meaning of this section: *Provided*, That the Governor of the Panama Canal, in his discretion, by permit or regulations, may authorize persons deported from the Canal Zone to pass through or to return temporarily to the Canal Zone, and he may prescribe the route over which such persons shall be required to travel while in the Canal Zone. Any person who violates the terms of such permit or the regulations authorized herein, or remains in the Canal Zone after the expiration of such permit, shall be deemed guilty of violation of this section and punished as provided herein."

Proviso.
Temporary return, or passage; permits for.

SEC. 8. That section 158 of title 2 of the Canal Zone Code is amended to read as follows:

U. S. C., p. 2195.

"158. SMALL VESSELS PROPELLED BY MACHINERY; REGISTRATION, CERTIFICATION, AND NUMBERING; LICENSING OF OPERATORS; FINES.—Vessels not more than sixty-five feet in length, measuring from end to end over the deck excluding sheer, and propelled in whole or in part by machinery, shall be registered, certificated, and numbered, and shall display the numbers assigned in a conspicuous place in prescribed form. Such vessels shall be subject to annual inspection, and the certificate referred to herein shall be issued for a term of one year and shall specify the number of passengers which the vessel may carry, and the number of life preservers and the fire-fighting apparatus and other equipment which the vessel shall carry.

Small vessels propelled by machinery.
Registration, certification, numbering, etc.

Annual inspection.

Operator's license, issuance, etc.

"No such vessel shall be operated except by a person holding an operator's license, issued after examination by the board of local inspectors and approved by the marine superintendent or such other officer of the Panama Canal as may be designated by the Governor.

Penalty for violation.

"Any person who as owner, hirer, or borrower of any such vessel, shall cause or permit it to be operated in Canal Zone waters in violation of any of the requirements of this section or of the certificate issued hereunder, shall be liable to a fine of not more than \$100: *Provided, however,* That this section shall not apply to public vessels of the United States or of the Republic of Panama, or to tugboats or towboats propelled by steam."

Proviso.
Exceptions.

U. S. C., p. 2196.

SEC. 9. That section 159 of title 2 of the Canal Zone Code is amended to read as follows:

Small vessels not machine-propelled.
Registration, etc.

"159. SMALL VESSELS NOT PROPELLED BY MACHINERY; REGISTRATION AND NUMBERING; FINES.—Vessels not more than sixty-five feet in length and not propelled in whole or in part by machinery, shall be registered and numbered, and when numbers have been assigned they shall be displayed in a conspicuous place in prescribed form.

Violations, penalty.

Any person who as owner, hirer, or borrower of any such vessel, shall cause or permit it to be operated in Canal Zone waters in violation of any of the requirements of this section shall be liable to a fine of not more than \$100.

Small passenger-carrying vessels.
Section repealed.

SEC. 10. That section 160 of title 2 of the Canal Zone Code is hereby repealed.

SEC. 11. That section 603 of title 5 of the Canal Zone Code is amended to read as follows:

Vagrants, etc.

"603. VAGRANTS, BEGGARS, LOITERERS, AND INTOXICATED PERSONS; DISORDERLY CONDUCT; BREACH OF PEACE.—Every vagrant or person found within the Canal Zone without legitimate business or visible means of support;

Beggars, etc.

"(b) Every mendicant or habitual beggar found within the Canal Zone;

Loiterers, etc.

"(c) Every person found within or loitering about any building or structure, or any vessel, railroad car, or storage yard, without due and proper authority or permission so to be; or peddling goods or merchandise about any laborers' camp or mess house during hours when laborers are ordinarily employed at work, or in or about places where groups of men are at work;

Intoxicated persons.

"(d) Every person found in any public place in such a state of intoxication as to disturb others, or unable, by reason of his condition, to care for his own safety or of the safety of others; and

Disorderly conduct, etc.

"(e) Every person who shall, in the Canal Zone, engage in any kind of disorderly conduct or breach of the peace;

Penalty for.

"Shall be punished by a fine of not more than \$25, or by imprisonment in jail for not more than thirty days, or by both."

SEC. 12. That section 876 of title 5 of the Canal Zone Code is amended to read as follows:

Offenses and punishment thereof.
Carrying arms or dangerous weapons.

"876. OFFENSES AND PUNISHMENT THEREOF.—Any person who:
"(a) Carries on or about his person any of the arms mentioned in section 871 of this title without authority under this chapter;

Hunting without permit.

"(b) Engages in hunting without first obtaining the permit provided for in this chapter; or

Unlawful hunting.

"(c) After obtaining a hunting permit, engages in hunting in violation of provisions of this chapter or any rule or regulation established by the Governor hereunder;

"Shall be guilty of a misdemeanor; and any arms carried in violation of paragraph (a) of this section may be seized, and the court may order their confiscation and destruction. Penalties for violations of this chapter shall be in addition to any punishment which

may be imposed upon the offending person for any other offense that he may have committed in connection with the carrying or using of arms in violation of this chapter."

SEC. 13. That section 132 of title 6 of the Canal Zone Code is amended to read as follows:

"132. MANNER OF TAKING APPEAL.—An appeal from the judgment of a magistrate's court may be taken and perfected by the defendant by giving oral or written notice in court of his intention so to do at any time within five days after judgment is rendered."

Appeals.
Manner, time, etc.,
of taking.

Approved, June 24, 1936.

[CHAPTER 755.]

AN ACT

To provide more effectively for the national defense by further increasing the effectiveness and efficiency of the Air Corps of the Army of the United States.

June 24, 1936.
[H. R. 11140.]
[Public, No. 785.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the authorized strength in airplanes, equipment, and accessories of the Army Air Corps established by the Act approved July 2, 1926 (44 Stat. 780), is hereby increased to such numbers as will permit the Secretary of War to complete the equipment and organization and to maintain in the Army Air Corps the special Army air organization known as G. H. Q. Air Force, and our overseas defenses, together with a 25 per centum reserve for such forces, and to procure such other airplanes and equipment, including spare parts, supplies, and accessories, for such other purposes as are necessary to provide for the mission of the Army Air Corps: *Provided,* That of the increase authorized herein not to exceed two thousand three hundred and twenty serviceable airplanes, including equipment and accessories, are authorized to be obtained.

Army Air Corps.
Authorized strength
in airplanes, equip-
ment, etc., increased.
Vol. 44, p. 784;
U. S. C., p. 245.

G. H. Q. Air Force,
maintenance.

Proviso.
Maximum number.

Approved, June 24, 1936.

[CHAPTER 756.]

AN ACT

For the relief of the Orland reclamation project, California.

June 24, 1936.
[H. R. 11538.]
[Public, No. 786.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized to execute or authorize the execution of amendatory contracts with the individual water users of the Orland reclamation project, California, by which (a) the time within which the cost of Stony Gorge Reservoir may be paid shall be thirty-five years in lieu of the seventeen years allowed for such payment under existing contracts, the said annual payments to be graduated as the said Secretary may prescribe, and (b) any construction or operation and maintenance charges due from the individual water users and delinquent as of the date of this Act, together with the accrued interest or penalties, may be added to their proportionate part of the cost of said reservoir.

Orland reclamation
project, Calif.
Amendatory con-
tracts with water users
for payment of con-
struction, operation,
etc., charges, author-
ized.

SEC. 2. The said Secretary shall classify the lands of the Orland project and the owners of all lands found by the said Secretary to be permanently unproductive may, by supplemental agreement with the United States, be relieved of all liability for further operation and maintenance and construction charges on land so found to be permanently unproductive, and the credit for construction charges theretofore paid on such permanently unproductive lands may be

Release of unproduc-
tive lands.

Transfer of credits for
construction charge
payments.

Transfer of water rights to other productive lands.

Annual estimate of operation and maintenance charges.

Advance payments.

Further payment if estimate inadequate.

Adjustment of overpayments.

Consolidation with construction cost of Stony Gorge Reservoir, upon executing supplementary contracts.

Amount authorized for land classification, constructing canals, etc.

Primary construction charge; installment payments.

Vol. 38, p. 687.

Supplemental construction charges.

transferred to other producing lands, as the owner of such permanently unproductive lands may designate in writing. The released water rights theretofore appurtenant to such permanently unproductive lands shall be transferred to other productive lands, as the said Secretary may designate and under such regulations as he may prescribe.

SEC. 3. After the plan prescribed in section 4 hereof becomes effective, all operation and maintenance charges shall be estimated annually by the Secretary and collected in advance on the Orland project on or before January 1 of each year for that calendar year, and no water shall be delivered to any water user failing to make such advance payment. Should the estimate by the Secretary of the amount of the operation and maintenance charges for any calendar year or the collections from water users for such year prove to be too small, the water users shall be required to make a further payment in advance of the additional amount then estimated to be sufficient to meet the remainder of the operation and maintenance cost for that year, and the delivery of water shall not be continued (a) to the project unless said additional amount is paid to the United States, or (b) to any water user failing to pay his proportionate share (as determined by the Secretary) of such additional operation and maintenance cost. Overpayments resulting from too large estimates for any year shall be adjusted by credits upon succeeding years after the amount of the overpayment is ascertained.

SEC. 4. For all water users executing supplementary contracts as permitted herein their proportionate share, as determined by the said Secretary, of the operation and maintenance charges for the first year in which this plan is made effective for the Orland project, by the execution of this agreement by at least 90 per centum of the water users of the project, as conclusively determined by the Secretary, shall be consolidated with the construction cost of the Stony Gorge Reservoir and paid when such construction cost is paid as herein permitted. Water users failing or refusing to execute such supplementary contracts shall not be accorded the benefit of this Act, nor shall they receive the benefit of any moratory construction charge legislation enacted in 1936 or thereafter unless otherwise specifically directed in such moratory legislation.

SEC. 5. An appropriation of \$35,000 from the reclamation fund for the Orland project is hereby authorized to enable the Secretary to make the land classification provided for in section 2 hereof and to construct canals and other works necessary to conduct to new project lands the water supply to be released hereunder from permanently unproductive lands. The primary construction charge of \$55 per acre on such new lands shall be payable in installments as provided in section 2 of the Act of August 13, 1914 (38 Stat. 687). The supplemental construction charges for the new land shall be the same as for the old land, except that each acre of new land shall be required to pay in addition its proportionate part, as determined by the Secretary, of the construction cost of new work as authorized in this section. The supplemental construction charges for the new land shall be payable in installments over a period of thirty-five years, the first of such installments to be due one year after the due date of the last installment of the original construction charge on the new land. The supplemental construction charge installments for the new land shall be graduated in the same manner as for the old land as provided in section 1 hereof. The dates for the payment of the construction charges provided for in sections 1 and 5 hereof shall be as fixed by the said Secretary.

SEC. 6. The said Secretary is also authorized to enter into a contract with the Orland Unit Waters Users' Association, a corporation organized under the laws of California, modifying said corporation's contract of April 3, 1909, with the United States, if and so far as in the opinion of the said Secretary modification of said contract is requisite by reason of the execution of agreements between the United States and the individual stockholders of said corporation as authorized herein.

Orland Unit Waters Users' Association.
Modification of contract authorized.

SEC. 7. The Secretary of the Interior is hereby authorized to perform any and all acts and to make such rules and regulations as may be necessary and proper for the purpose of carrying the provisions of this Act into full force and effect.

Administrative provisions.

Approved, June 24, 1936.

[CHAPTER 757.]

AN ACT

To extend the jurisdiction of the United States Court for China to offenses committed on the high seas.

June 24, 1936.
[H. R. 12257.]
[Public, No. 787.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act entitled "An Act creating a United States Court for China and prescribing the jurisdiction thereof", approved June 30, 1906 (34 Stat. 814; U. S. C., title 22, sec. 191), be, and it is hereby, amended to read as follows:

United States Court for China.
Vol. 34, p. 814.
U. S. C., p. 958.

"That a court is hereby established, to be called the United States Court for China, which shall have exclusive jurisdiction in all cases and judicial proceedings whereof jurisdiction may now be exercised by United States consuls and ministers by law and by virtue of treaties between the United States and China except insofar as the said jurisdiction is qualified by section 2 of this Act; and to¹ concurrent jurisdiction of all offenses committed on the high seas in cases in which the person or persons charged with such offenses shall be found in or be brought first into China. The said court shall hold sessions at Shanghai, China, and shall also hold sessions at the cities of Canton, Tientsin, and Hankau at stated periods, the dates of such sessions at each city to be announced in such manner as the court shall direct, and a session of the court shall be held in each of these cities at least once annually. It shall be within the power of the judge, upon due notice to the parties in litigation, to open and hold court for the hearing of a special cause at any place permitted by the treaties, and where there is a United States consulate, when, in his judgment, it shall be required by the convenience of witnesses, or by some public interest. The place of sitting of the court shall be in the United States consulate at each of the cities, respectively.

Jurisdiction of, extended to offenses committed on high seas.

Sessions of court.

"That the seal of the said United States Court for China shall be the arms of the United States, engraved on a circular piece of steel of the size of a half dollar, with these words on the margin, 'The Seal of the United States Court for China.'

Court seal.

"The seal of said court shall be provided at the expense of the United States.

"All writs and processes issuing from the said court and all transcripts¹, records, copies, jurats, acknowledgments, and other papers requiring certification or to be under seal may be authenticated by said seal, and shall be signed by the clerk of said court. All processes issued from the said court shall bear test from the day of such issue."

Use of, in authentications.

Approved, June 24, 1936.

¹ So in original.

[CHAPTER 758.]

AN ACT

To increase the pension to certain veterans of the Regular Establishment on the rolls March 19, 1933.

June 24, 1936.

[H. R. 12753.]

[Public, No. 788.]

Pensions, Regular Establishment.

Veterans receiving service-connected disability pension on March 19, 1933, under Act of 1924, rate of pensions for.

Vol. 48, p. 8.

Provisos.
Basis, if degree of disability has changed.

Rate limited.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, effective on the first day of the month following the month in which this Act is enacted, any veteran who is entitled to pension for service-connected disability under Veterans' Regulation Numbered 1 (a), as amended, part II, promulgated under Public Law Numbered 2, Seventy-third Congress, and who was on March 19, 1933, in receipt of compensation under the World War Veterans' Act, 1924, as amended, or pension under the general pension law, for such service-connected disability, shall be entitled to receive pension at 75 per centum of the compensation or the pension being paid on March 19, 1933, subject to the regulations issued under Public Law Numbered 2, Seventy-third Congress, pertaining to hospitalized and domiciled cases: *Provided*, That where the degree of such service-connected disability has increased or decreased since March 19, 1933, the per centum limitation shall be determined on the basis of the rate of compensation or pension payable for such changed condition under the laws applied to such veteran in effect on March 19, 1933: *Provided further*, That in no event shall the rate of pension provided in this Act exceed 75 per centum of the rate of pension for similar disability under Veterans' Regulation Numbered 1 (a), as amended, part I.

Approved, June 24, 1936.

[CHAPTER 759.]

AN ACT

To amend the Act entitled "An Act to provide for the times and places for holding court for the eastern district of North Carolina", approved May 10, 1928, as amended (U. S. C., 1934 edition, title 28, sec. 179; U. S. C., Supp. I, title 28, sec. 179).

June 24, 1936.

[H. R. 12796.]

[Public, No. 789.]

United States courts.
North Carolina eastern judicial district.
U. S. C., p. 1249;
Supp. I, p. 198.

Terms of court.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to provide for the times and places for holding court for the eastern district of North Carolina", approved May 10, 1928, as amended (U. S. C., 1934 edition, title 28, sec. 179; U. S. C., Supp. I, title 28, sec. 179), is amended to read as follows:

"That the terms of the District Court for the Eastern District of North Carolina shall be held at Raleigh, a one-week civil term, on the second Mondays in September and March; and at the following places on each succeeding Mondays thereafter: Fayetteville, Elizabeth City, Washington, New Bern, Wilson, Wilmington, and Raleigh, the term at Raleigh being a criminal term only."

Approved, June 24, 1936.

[CHAPTER 760.]

AN ACT

To authorize the coinage of 50-cent pieces in commemoration of the three hundred and fiftieth anniversary of Sir Walter Raleigh's colony on Roanoke Island, North Carolina, known in history as the Lost Colony, and the birth of Virginia Dare, the first child of English parentage to be born on the American continent.

June 24, 1936.
[H. R. 12799.]
[Public, No. 790.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the three hundred and fiftieth anniversary of Sir Walter Raleigh's colony on Roanoke Island, North Carolina, known in history as the Lost Colony, and the birth of Virginia Dare, the first child of English parentage to be born on the American continent, there shall be coined at a mint of the United States to be designated by the Director of the Mint not less than twenty-five thousand silver 50-cent pieces of standard size, weight, and composition and of a specially prepared design to be fixed by the Director of the Mint, with the approval of the Secretary of the Treasury, but the United States shall not be subject to the expense of making the necessary dies and other preparations for this coinage.

Sir Walter Raleigh's colony, Roanoke Island, N. C.
Coinage commemorating founding of, and birth of Virginia Dare, authorized.

Number.

No Federal expense for dies, etc.

Date, issue, etc.

SEC. 2. The coins herein authorized shall bear the date 1937, irrespective of the year in which they are minted or issued, shall be legal tender in any payment to the amount of their face value, and shall be issued only upon the request of the Roanoke Colony Memorial Association of Manteo, North Carolina, upon payment by it of the par value of such coins, but not less than twenty-five thousand such coins shall be issued to it at any one time, and no such coins shall be issued after July 1, 1937. Such coins may be disposed of at par or at a premium by the Roanoke Colony Memorial Association of Manteo, North Carolina, and the net proceeds shall be used by it in defraying the expenses incidental and appropriate to the commemoration of such event.

Disposal.

SEC. 3. All laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of the same, regulating and guarding the process of coinage, providing for the purchase of material, and for the transportation, distribution, and redemption of coins, for the prevention of debasement or counterfeiting, for the security of the coins, or for any other purposes, whether such laws are penal or otherwise, shall, so far as applicable, apply to the coinage herein authorized.

Coinage laws applicable.

Approved, June 24, 1936.

[CHAPTER 761.]

AN ACT

To amend the Act of Congress approved May 27, 1935 (Public, Numbered 73, Seventy-fourth Congress), authorizing the Secretary of Commerce to convey to the city of Grand Haven, Michigan, certain portions of the Grand Haven Lighthouse Reservation, Michigan.

June 24, 1936.
[H. R. 12971.]
[Public, No. 791.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of Congress approved May 27, 1935 (Public Numbered 73, Seventy-fourth Congress), is hereby amended to read as follows:

Grand Haven Lighthouse Reservation, Mich.
Anie, p. 292.

"That the Secretary of Commerce is hereby authorized to convey to the city of Grand Haven, State of Michigan, for use for street and park purposes, all of the Grand Haven Lighthouse Reservation, Michigan, which is not required to be retained for lighthouse purposes. The Secretary of Commerce shall describe by metes and

Conveyance of portion to city, for street and park purposes, authorized.

bounds in the deed of conveyance the exact portions of the reservation transferred. The deed of conveyance shall also contain a provision that should the city of Grand Haven, State of Michigan, cease to use the property for the purpose for which it is conveyed, title thereto shall revert to the United States.

“SEC. 2. The United States reserves the rights-of-way over, underground, or across the area to be transferred for any use whatsoever in conducting the Lighthouse Service or other activities of the Government, and, further reserves the right to be furnished by the city of Grand Haven, any and all services, conveniences, and utilities at established rates, such as transportation, gas or electric lighting facilities, water connections and sewer connections, and such other utilities as may be installed in the vicinity of, and accessible to the reservation.”

Approved, June 24, 1936.

[CHAPTER 762.]

AN ACT

To amend the Federal Farm Loan Act and the Farm Credit Act of 1935, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That effective July 1, 1935, the first sentence of paragraph “Twelfth” of section 12 of the Federal Farm Loan Act, as amended and as further amended by section 3 (a) of the Farm Credit Act of 1935, is further amended by striking out the following: “occurring within a period of one year commencing July 1, 1935, and shall not exceed 4 per centum per annum for all interest payable on installment dates occurring within a period of two years commencing July 1, 1936”, and inserting in lieu thereof the following: “occurring within a period of two years commencing July 1, 1935”.

Approved, June 24, 1936.

[CHAPTER 763.]

JOINT RESOLUTION

To enable the Secretary of Agriculture to apply such methods of control of grasshoppers as in his judgment may be necessary.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That for the application of such methods of control of grasshoppers as, in the judgment of the Secretary of Agriculture, may be necessary, in cooperation with such authorities of the States concerned, organizations, or individuals as he may deem essential to accomplish such purposes, including the employment of persons and means in the District of Columbia and elsewhere, printing and binding, rent outside of the District of Columbia, and for other expenses there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$250,000, to remain available until June 30, 1937: *Provided,* That this appropriation shall be used for expenditures of general administration and supervision, purchase and transportation of poisoned bait, or materials for its manufacture, and such other expenses as in the discretion of the Secretary of Agriculture may be deemed necessary and that the cooperating States shall be responsible for the local distribution and utilization of such bait on privately owned lands including full labor costs: *Provided further,* That, in the discretion of the Secretary of Agriculture, no part of this appropriation shall be expended for grasshopper control in any State until such State has provided the necessary organization for the cooperation herein

Reversionary provision.

Rights, etc., reserved.

June 24, 1936.
[H. R. 10101.]
[Public, No. 792.]

Federal land banks.
Interest rates on loans.
Vol. 39, p. 372; Vol. 48, p. 43; *Ante*, p. 314.

June 24, 1936.
[H. J. Res. 642.]
[Pub. Res., No. 127.]

Grasshoppers.
Cooperative methods of control authorized.

Personal services, etc.

Appropriation.

Provisions.
Use of funds.

State cooperative organization.

indicated: *Provided further*, That no part of this appropriation shall be used to pay the cost or value of farm animals, farm crops, or other property injured or destroyed: *Provided further*, That procurements under this appropriation may be made by open-market purchases notwithstanding the provisions of section 3709 of the Revised Statutes of the United States (U. S. C., title 41, sec. 5).

Approved, June 24, 1936.

[CHAPTER 764.]

JOINT RESOLUTION

Providing for the establishment of a game management supply depot and laboratory, and for other purposes.

Restriction.

Open-market purchases.
R. S., sec. 3709, p. 733.
U. S. C., p. 1803.

June 24, 1936.
[H. J. Res. 366.]
[Pub. Res., No. 128.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture is hereby authorized to purchase on behalf of the United States such tract or tracts of land, in Pocatello, Idaho, including structures thereon, as in his judgment may be suitable for the establishment of a game management supply depot and laboratory for use of the Department of Agriculture, and to pay all costs incident to examining, transferring, and perfecting title to said land, and to construct thereon such building or buildings and to repair, add to, or remodel any existing structures thereon, as in his judgment may be suitable for use as a depot and laboratory and to purchase and install therein such equipment¹ machinery as may be necessary for its efficient use and operation; he is authorized to provide such sidewalks and approaches in and around said premises as may be required. That appropriations made for the administration, protection, maintenance, control, improvements, and development of wildlife sanctuaries, reservations, and refuges under the control of the Secretary of Agriculture shall be available for the purchase, transportation, and handling of supplies and materials for distribution at cost from game management supply depots maintained by the Department of Agriculture to projects specially provided for, and transfers between the appropriations for said purposes are hereby authorized in order that the cost of supplies and materials, and transportation and handling thereof, drawn from central warehouses so maintained may be charged to the particular project benefited; and such supplies and materials as remain in said depots at the end of any fiscal year shall be continuously available for issuance during subsequent fiscal years and to be charged for by such transfers of funds between said appropriations for the fiscal year then current without decreasing in any way the appropriations made for that fiscal year: *Provided*, That supplies and materials shall not be purchased solely for the purpose of increasing the value of storehouse stock beyond reasonable requirements for any current fiscal year.

Pocatello, Idaho.
Game management supply depot and laboratory, establishment.

Administrative, etc., funds available for purchase, handling, distributing, etc., supplies and materials.

Transfers between appropriations, authorized.

Proviso.
Supplies beyond requirements.

Approved, June 24, 1936.

[CHAPTER 765.]

JOINT RESOLUTION

Granting the consent of Congress to the city and county of San Francisco to construct a causeway and highways on Yerba Buena Island in San Francisco Bay, and for other purposes.

June 24, 1936.
[S. J. Res. 251.]
[Pub. Res., No. 129.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby given to the construction and maintenance by the city and county of San Francisco, California, of (1) a causeway between Yerba Buena Island in San Francisco Bay and a public airport to be constructed by said city and county on lands

San Francisco, Calif.
Construction, etc., of causeway, highways, etc., on Yerba Buena Island, authorized.

¹ So in original.

Reservoirs and pipe lines.

Permits.

Perpetual easements for rights-of-way.

Provisos.
Toll restriction.

Approval of location, plans, etc.

Tolls on connecting roads.

reclaimed in said bay; (2) roads or highways on said Yerba Buena Island connecting such causeway with the State highway on said island provided by the San Francisco-Oakland Bay Bridge crossing; (3) such fresh-water supply reservoirs, tanks, conduits, and pipe lines as may be necessary or proper to enable said city and county to supply said Yerba Buena Island and said public airport with an adequate supply of fresh water; and (4) all usual, necessary, and reasonable incidents and appurtenances to such causeway, roads, highways, reservoirs, tanks, conduits, and pipe lines. The Secretary of the Navy is hereby authorized to grant permits for such construction and maintenance, together with all usual, necessary, and reasonable incidents and appurtenances thereto, and to grant to said city and county perpetual easements for rights-of-way therefor, subject to such restrictions as he may in his discretion prescribe to avoid injury to the military, naval, or defense uses of said island and inconvenience to the military or naval forces thereon: *Provided*, That said causeway and any such connecting roads and highways hereby authorized shall be forever toll free: *And provided further*, That the location and plans of such causeway, roads, highways, reservoirs, tanks, conduits, and pipe lines, with the incidents and appurtenances thereto, shall be first approved by the Secretary of the Navy: *And provided further*, That nothing in this resolution or consent shall preclude the erection and maintenance of tollgates and tollhouses upon any of said roads or highways connecting said causeway with said San Francisco-Oakland Bay Bridge crossing for the purpose of collecting tolls for the use of such bridge.

Approved, June 24, 1936.

[CHAPTER 766.]

JOINT RESOLUTION

To investigate corporations engaged in the manufacture, sale, or distribution of agricultural implements and machinery.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Federal Trade Commission be, and it is hereby, directed under the authority of and in pursuance of the Act entitled "An Act to create a Federal Trade Commission, to define its powers and duties, and for other purposes", approved September 26, 1914, as amended, to investigate and report to the Congress the facts relating to—

(a) Whether any corporation engaged in the manufacture, sale, or distribution of agricultural implements and machinery, of whatever kind and description is, or within the past three years has been, violating any of the antitrust Acts of the United States, and the nature, extent, and effects of any such violation;

(b) The existence and effect of any contract, agreement, combination, or conspiracy in unlawful restraint of trade and the existence of any unfair methods of trade or competition in connection with the manufacture, sale, and distribution of said agricultural implements and machinery;

(c) Whether and to what extent methods of price fixing, price maintenance, and price discrimination in violation of the antitrust Acts exist in connection with the manufacture, sale, and distribution of said agricultural implements and machinery;

(d) Any developments and tendencies in the direction of monopoly and concentration of ownership or control of the means of the manufacture, sale, or distribution of said agricultural implements and machinery;

June 24, 1936.

[S. J. Res. 277.]

[Pub. Res., No. 130.]

Agricultural implements and machinery.

Investigation by Federal Trade Commission of corporations engaged in manufacture, sale, or distribution of.

Vol. 28, p. 721; U. S. C., p. 516.

Scope of investigation.

(e) The existence of any combination to restrict or control the manufacturer¹ or supply of agricultural implements or machinery or to raise or control the price thereof, or to restrict credit in the sale thereof;

(f) Whether and to what extent the present prices of agricultural implements and machinery are due to any violations of any of the antitrust laws;

(g) Whether and to what extent costs and profits of any corporation engaged in the manufacture, sale, or distribution of agricultural implements and machinery have been affected, enhanced, or maintained by unlawful combinations, agreements, or understandings, or any other violations of the antitrust laws, and whether and to what extent costs and profits of any such corporations have been misstated or misrepresented to conceal or promote violations of the antitrust laws;

(h) The extent of concentration of control of manufacture and distribution of such equipment in the hands of particular manufacturers and the basis thereof;

(i) The costs, prices, and profits of manufacturers and distributors of agricultural implements and machinery;

(j) The distribution methods and dealer price spreads of margins entering into prices paid by farmers for agricultural machinery and equipment;

(k) The facts regarding the relative price movements of farm machinery and farm products since 1914;

(l) The facts regarding the relative price movements of farm machinery and implements and some of the machinery and implements and somewhat comparable material and labor;

(m) Any other pertinent facts regarding the present prices of agricultural implements and machinery, and the cause thereof; and

(n) What measures, legislative or otherwise, in the opinion of the Commission are needed to correct conditions in the farm-implement industry adversely affecting the interests of farmers.

Approved, June 24, 1936.

[CHAPTER 767.]

JOINT RESOLUTION

Amending section 11 of the Soil Conservation and Domestic Allotment Act.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 11 of the Soil Conservation and Domestic Allotment Act (Public, Numbered 461, Seventy-fourth Congress), is amended by striking out the period at the end thereof and adding the following: "And for payments to committees or associations of producers in any region or regions to cover the estimated administrative expenses to be incurred by any such committee or association in cooperating in carrying out this Act: *Provided*, That the Secretary may prescribe that all or part of such estimated expenses of any such committee or association may be deducted pro rata from the payments or grants made to the members thereof: *And provided further*, That the Secretary may make such payments in advance of determination of performance."

Approved, June 24, 1936.

June 24, 1936.

[S. J. Res. 291.]

[Pub. Res., No. 131.]

Soil Conservation and Domestic Allotment Act, amendment. *Ante*, p. 1150.

Funds made available for paying administrative expenses of cooperating committees, etc.

Provisos.
Deductions.

Advance payments.

¹ So in original.

[CHAPTER 768.]

JOINT RESOLUTION

June 24, 1936.
[S. J. Res. 255.]
[Pub. Res., No. 132.]

To provide for the participation of the United States in the commemoration of the seventy-fifth anniversary of the Battle of Antietam.

Battle of Antietam.
Preamble.

Whereas the Battle of Antietam, one of the greatest and most important battles of the Civil War, was fought in Washington County, Maryland, in September 1862; and

Whereas the seventy-fifth anniversary of the Battle of Antietam is to be celebrated during the week of September 12, 1937, by State, county, and other organizations: Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby established a commission to be known as the United States Antietam Celebration Commission (hereinafter referred to as the Commission) and to be composed of seven Commissioners, as follows: Three persons to be appointed by the President of the United States; two Senators, by the President of the Senate; and two Representatives, by the Speaker of the House of Representatives. The Commissioners shall serve without compensation and shall select a chairman from among their number.

United States Antietam Celebration Commission established.

Composition, appointment, etc.

Duties.

SEC. 2. It shall be the duty of the Commission to arrange, in cooperation with State, county, and other organizations, an appropriate observance and celebration, to take place during the week of September 12, 1937, of the seventy-fifth anniversary of the Battle of Antietam.

Termination of Commission.

SEC. 3. The Commission shall cease to exist within thirty days after the date of the expiration of the celebration.

Approved, June 24, 1936.

[CHAPTER 769.]

JOINT RESOLUTION

June 24, 1936.
[H. J. Res. 532.]
[Pub. Res., No. 133.]

For the establishment of a commission in commemoration of the seventy-fifth anniversary of the Battle of Gettysburg in 1938.

Battle of Gettysburg. Commission to arrange for commemoration of, established.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the seventy-fifth anniversary of the Battle of Gettysburg, the President of the United States is authorized to appoint a commission of five persons to cooperate with the commission appointed by the Governor of the State of Pennsylvania. The commission shall serve without compensation and shall select a chairman from among their number.

Duties.

SEC. 2. That it shall be the duty of the commission to aid in planning for the commemoration of the seventy-fifth anniversary of the Battle of Gettysburg, and to give due and proper consideration to any plan or plans which may be submitted to them.

Approval of medals.

SEC. 3. The commission is authorized to approve the style and form of medals which can be offered for sale upon such terms and plans agreed upon.

Termination of Commission.

SEC. 4. That the term of the commission hereby created shall expire within one year after the commemoration of the seventy-fifth anniversary of the Battle of Gettysburg.

Effective date.

SEC. 5. This joint resolution shall take effect immediately.

Approved, June 24, 1936.

[CHAPTER 801.]

AN ACT

To repatriate native-born women who have heretofore lost their citizenship by marriage to an alien, and for other purposes.

June 25, 1936.

[S. 2912.]

[Public, No. 793.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter a woman, being a native-born citizen, who has or is believed to have lost her United States citizenship solely by reason of her marriage prior to September 22, 1922, to an alien, and whose marital status with such alien has or shall have terminated, shall be deemed to be a citizen of the United States to the same extent as though her marriage to said alien had taken place on or after September 22, 1922: *Provided, however,* That no such woman shall have or claim any rights as a citizen of the United States until she shall have duly taken the oath of allegiance as prescribed in section 4 of the Act approved June 29, 1906 (34 Stat. 596; U. S. C., title 8, sec. 381), at any place within or under the jurisdiction of the United States before a court exercising naturalization jurisdiction thereunder or, outside of the jurisdiction of the United States, before a secretary of embassy or legation or a consular officer as prescribed in section 1750 of the Revised Statutes of the United States (U. S. C., title 22, sec. 131); and such officer before whom such oath of allegiance shall be taken shall make entry thereof in the records of his office or in the naturalization records of the court, as the case may be, and shall deliver to such person taking such oath, upon demand, a certified copy of the proceedings had, including a copy of the oath administered, under the seal of his office or of such court, at a cost not exceeding \$1, which shall be evidence of the facts stated therein before any court of record or judicial tribunal and in any department of the United States.

Citizenship.
Repatriation of certain native-born women who married aliens prior to September 22, 1922.

Proviso.
Oath of allegiance.

Vol. 34, p. 596.
U. S. C., p. 217.

R. S., sec. 1750, p. 311.
U. S. C., p. 953.

Approved, June 25, 1936.

[CHAPTER 802.]

AN ACT

To provide for the inspection, control, and regulation of steam boilers and unfired pressure vessels in the District of Columbia.

June 25, 1936.

[S. 2953.]

[Public, No. 794.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Boiler Inspection Act of the District of Columbia."

Sec. 2. Wherever the word "person" is used in this Act it shall include individuals, firms, partnerships, associations and corporations.

Sec. 3. There is hereby constituted a boiler inspection service in the Engineer Department of the District of Columbia, to be composed of the following: (a) A boiler inspector who shall be qualified by training and experience in the construction and operation of steam boilers and unfired pressure vessels, and who, under an official designated by the Commissioners of the District of Columbia, shall have charge of the enforcement of the provisions of this Act and of the regulations promulgated hereunder; (b) and such other employees as may be necessary for the proper performance of the work. All such officials and employees shall be appointed by the Commissioners of the District of Columbia.

Sec. 4. No person shall use or cause to be used any steam boiler operating at a pressure in excess of fifteen pounds per square inch, or operating at a pressure less than fifteen pounds per square inch unless provided with an unassisted gravity return, or any unfired pressure vessel operating at a pressure in excess of sixty pounds per square inch and having a capacity in excess of fifteen gallons, except

Boiler Inspection Act of the District of Columbia.

"Person", defined.

Boiler inspection service created in Engineer Department; personnel.

Appointment.

Designated steam boilers and unfired pressure vessels. Inspection of.

such vessels as may be exempted by the Commissioners of the District of Columbia, without having first obtained a certificate of inspection from the boiler inspector.

Operating at pressure greater than permitted.

Safety-control, etc., devices.

SEC. 5. No person shall operate or cause to be operated any boiler or unfired pressure vessel, referred to in section 4 hereof, at a pressure greater than that permitted by the certificate of inspection, or while feed pumps, gages, cocks, valves, or automatic safety-control devices are not in proper working condition, or in violation of any of the regulations promulgated hereunder by the Commissioners of the District of Columbia.

Annual inspections.

SEC. 6. The boiler inspector, or one of his assistants, shall inspect annually all boilers and unfired pressure vessels for which a certificate of inspection is required by section 4 of this Act, and shall determine by actual tests the condition thereof from the standpoint of safety and fitness for operation. If such boiler or vessel be safe and fit for operation, the boiler inspector shall issue the certificate of inspection which shall state, among other things, the pressure per square inch such boiler or vessel may be allowed to carry. This certificate of inspection shall be displayed in a conspicuous place in close proximity to the boiler or vessel covered thereby. In the case of a steam boiler or unfired pressure vessel which is regularly insured and inspected at least once a year by an insurance company duly licensed in the District of Columbia and approved by the Commissioners of the said District as to its inspection service, where a report of such inspection filed within thirty days after such inspection with the boiler inspector shows any such boiler or unfired pressure vessel to be in a safe and insurable condition, such inspection and report shall take the place of the inspection hereinbefore provided and the certificate of inspection may be issued upon such report. Insurance companies shall report to the inspectors the cancelation of insurance of any certificate holder.

Issuance of certificate of inspection.

Display of certificate.

Issuance of certificates upon report of inspection by insurance company.

Reports of cancelation of insurance.

Revocation or suspension of certificate.

SEC. 7. The boiler inspector may in his discretion revoke or suspend the certificate of inspection provided in section 4 of this Act if at any time he shall find any boiler or unfired pressure vessel covered by such certificate to be unsafe or unfit for operation.

Exemptions.

SEC. 8. Steam boilers and unfired pressure vessels located in or upon boats or vessels or other floating equipment, or boats or vessels owned or operated by the United States, or upon locomotives, street cars, busses, or other vehicles, operated under the regulations of any Federal agency or the Public Utilities Commission of the District of Columbia, shall be exempt from the provisions of this Act.

Fees.

SEC. 9. There shall be paid to the Collector of Taxes of the District of Columbia by the owner or user, for the issuance of a certificate as required by this Act fees to be fixed from time to time by the Commissioners of the District of Columbia for the annual inspection of each steam boiler or unfired pressure vessel, commensurate with the cost of inspection, with power to fix higher fees for the issuance of a certificate where the inspection in connection therewith is made on a Sunday or legal holiday. When an inspection report is filed by an insurance company with the said boiler inspector, showing that a boiler or unfired pressure vessel has been inspected and found to be in a safe and insurable condition as provided in section 6, the owner or user of such insured and inspected boiler or unfired vessel shall be exempt from the payment of all fees with the exception that there shall be paid to the Collector of Taxes of the District of Columbia a fee of \$1 by the owner or user prior to the issuance of a certificate of inspection. No such certificate shall be valid after the boiler or unfired pressure vessel shall cease to be insured by an insurance company authorized as provided in section 6 of this Act.

SEC. 10. The boiler inspector and his assistants shall have the right to enter, in the performance of his or their duties, at all reasonable hours, all premises on which a steam boiler or unfired pressure vessel is being installed, operated, or maintained, and it shall be unlawful for any person to deny admittance to any such inspector or assistant or to interfere with him or them in the performance of his or their duties.

Right of inspectors to enter premises.

Denial of admittance unlawful.

SEC. 11. The boiler inspector shall keep in the office of the boiler inspection service all applications made, and a complete record thereof, as well as of all certificates issued. He shall also keep a complete record of each boiler and unfired pressure vessel inspected, and such other records and data pertaining to the boiler inspection service as may be directed by the Commissioners of the District of Columbia.

Records, etc., to be kept.

SEC. 12. The use of any steam boiler or unfired pressure vessel in violation of any of the prohibitions or requirements of this Act, or of the regulations promulgated under the authority hereof, shall constitute a common nuisance and the Corporation Counsel of the District of Columbia may maintain an action in the Supreme Court of the District of Columbia, in the name of the District of Columbia, to abate and perpetually enjoin such nuisance.

Unauthorized use deemed a common nuisance.

Proceedings to abate.

SEC. 13. If any person shall violate any one or more of the provisions of this Act, or of regulations duly promulgated hereunder, the Corporation Counsel of the District of Columbia, or any of his assistants, shall file an information in the police court in the name of the District of Columbia, and upon conviction such person shall be subject to a fine not to exceed \$100 or to imprisonment for not more than ninety days, or both, for each and every violation thereof and each violation shall constitute a separate offense.

Penal provisions.

SEC. 14. The Commissioners of the District of Columbia are hereby authorized and empowered to make such regulations as they may deem proper to carry out the provisions of this Act and to fix the fees herein provided.

Regulations.

SEC. 15. All laws or parts of laws relating to boiler inspection in conflict with the provisions of this Act are hereby repealed: *Provided*, That no provision hereof shall be deemed to amend, alter, or repeal the Act approved February 28, 1887, as amended, being an Act to regulate steam engineering in the District of Columbia.

Inconsistent laws, etc., repealed. *Proviso.* Act of 1887 not affected. Vol. 24, p. 427.

SEC. 16. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

Separability provisions.

SEC. 17. This Act shall become effective six months from the date of its approval. The regulations and schedule of fees herein provided for shall be promulgated by the Commissioners of the District of Columbia and printed in one or more of the daily newspapers published in the said District but shall not be enforced until thirty days after such publication or until the effective date of this Act. Amendments to the regulations or new or additional schedules of fees, when and as the same may be adopted, shall likewise be printed in one or more of the daily newspapers published in the said District and no penalty for violation thereof or payment of new or additional fees prescribed shall be enforced until thirty days after such publication.

Effective date.

Promulgation of regulations and schedule of fees.

[CHAPTER 803.]

AN ACT

June 25, 1936.

[S. 3843.]

[Public, No. 795.]

To provide for the entry under bond of exhibits of arts, sciences, and industries, and products of the soil, mine, and sea, and all other exhibits for exposition purposes.

Port of New York Authority.
Admission of articles under bond, imported for exhibitions to be held by.

Vol. 42, p. 174.

Sales permitted subject to regulations.

Provisos.
Payment of duty.

Port of New York Authority deemed sole consignee.

Payment of expenses.

Unsold, etc., articles subject to duty at end of two years.

Invitation to foreign governments to exhibit not implied.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all articles which shall be imported from foreign countries for the sole purpose of exhibition or display at a permanent exhibition or exhibitions and/or at a temporary exhibition or exhibitions of the arts, sciences, and industries, and products of the soil, mine, and sea, to be held at any time and from time to time by the Port of New York Authority, a municipal corporate instrumentality organized pursuant to a compact entered into on April 30, 1921, between the States of New York and New Jersey and consented to by the Congress of the United States (ch. 77, U. S. Stat. L., vol. 42, pt. I, p. 174), and/or by its tenants or licensees in the building known as the Port Authority Commerce Building, located on the block bounded by Eighth and Ninth Avenues, Fifteenth and Sixteenth Streets, Borough of Manhattan, city and State of New York, upon which articles there shall be a tariff or customs duty, shall be admitted free of such tariff, customs duty, fees, or charges under such regulations as the Secretary of the Treasury shall prescribe; but it shall be lawful, at any time during or at the close of any exhibition held pursuant to this Act, to sell for delivery at the close thereof any goods or property imported for and actually displayed at such exhibition, subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury shall prescribe: *Provided*, That all such articles, when sold or withdrawn for consumption or use in the United States, shall be subject to the duty, if any, imposed upon such articles by the revenue laws in force at the date of their withdrawal and to the requirements of the tariff laws in effect at such date: *Provided further*, That the Port of New York Authority shall be deemed, for customs purposes only, to be the sole consignee of all merchandise imported under the provisions of this Act, and that all necessary governmental expenses incurred as a result of exhibitions authorized under this Act, including salaries of customs officials in charge of imported articles, shall be paid to the Treasury of the United States by the Port of New York Authority under regulations to be prescribed by the Secretary of the Treasury: *Provided further*, That all such articles shall, at the expiration of two years, be subject to the impost duty then in force, unless the same shall have been sold or exported from this country prior to that period of time: *And provided further*, That nothing in this Act contained shall be construed as an invitation, express or implied, from the Government of the United States to any foreign government, state, municipality, corporation, partnership, or individual to import any articles for the purpose of exhibition at the said exhibitions.

Approved, June 25, 1936.

[CHAPTER 804.]

AN ACT

To amend an Act of Congress approved March 3, 1863, entitled "An Act to reorganize the courts in the District of Columbia, and for other purposes."

June 25, 1936.

[S. 4088.]

[Public, No. 796.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the court established by section 1 of the Act of March 3, 1863 (12 Stat. 762), entitled "An Act to reorganize the courts in the District of Columbia, and for other purposes", shall hereafter be known as the district court of the United States for the District of Columbia: *Provided,* That nothing in this Act shall affect the jurisdiction or functions of the court.

Supreme Court of the District of Columbia.

To be known as "The District Court of the United States for the District of Columbia."

proviso.
Jurisdiction, etc., unchanged.

Approved, June 25, 1936.

[CHAPTER 805.]

AN ACT

Authorizing the Secretary of Agriculture to convey certain lands to the Maryland-National Capital Park and Planning Commission, of Maryland, for park, parkway, and playground purposes.

June 25, 1936.

[S. 4105.]

[Public, No. 797.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture be, and he is hereby, authorized and directed to convey, by a good and sufficient deed to the Maryland-National Capital Park and Planning Commission, a public agency created by the General Assembly of Maryland, chapter 448 of laws of the 1927 session of said Assembly, all of that piece or parcel of land situate, lying, and being in Montgomery County, in the State of Maryland, being a part of the area comprising the Bethesda Experimental Station of the Bureau of Animal Industry, designated and described as the east eighteen acres. This land is to be used exclusively for public park, parkway, or playground purposes; and if the said Maryland-National Capital Park and Planning Commission fails to use such lands for the purposes herein provided, or at any time discontinue the use of such lands for the purposes herein provided, or attempts to alienate such lands, title thereto shall revert to the United States of America. The control and supervision of this land shall remain in the Secretary of Agriculture until such time, after approval of this Act, as will enable the Department of Agriculture to complete the transfer of the animal experimental station now located on the lands heretofore described to the new site at Beltsville, and to complete the emergency research studies now being conducted. The Secretary of Agriculture is further authorized, in his discretion to issue to the Maryland-National Capital Park and Planning Commission a revocable permit for the remaining thirty-two acres of the Bethesda Experimental Station of the Bureau of Animal Industry. The plans for development of these lands for park, parkway, or playground purposes shall be approved by the National Capital Park and Planning Commission.

Maryland-National Capital Park and Planning Commission.

Conveyance of certain lands to, for park, etc., purposes, authorized.

Reversionary provision.

Retention of control until transfer of animal experiment station, etc., completed.

Use of other lands.

Approval of plans.

Approved, June 25, 1936.

[CHAPTER 806.]

AN ACT

June 25, 1936.
[S. 4567.]

[Public, No. 798.]

To authorize the Secretary of Agriculture to extend and renew for the term of ten years a lease to the Chicago, Milwaukee and Saint Paul Railway Company of a tract of land in the United States Department of Agriculture Range Livestock Experiment Station, in the State of Montana, and for a right-of-way to said tract, for the removal of gravel and ballast material, executed under the authority of the Act of Congress approved June 9, 1926.

Range Livestock Experiment Station, Mont.
Lease and right of way in, renewed to Chicago, Milwaukee and Saint Paul Railway Company.

Vol. 44, p. 711.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture be, and he is hereby, authorized, in his discretion, to extend and renew for a term of ten years that certain lease to the Chicago, Milwaukee and Saint Paul Railway Company, bearing date the 26th day of June 1926, of a tract of land in the United States Department of Agriculture Range Livestock Experiment Station, in the State of Montana, containing an approximate area of two hundred and forty-one and sixty-seven one-hundredths acres, and also a strip of land for a right-of-way to said tract, executed by the Secretary of Agriculture under the authority of the Act of Congress approved June 9, 1926, upon the terms and conditions contained in said lease, or such other terms and conditions as the Secretary of Agriculture may deem proper; said renewal and extension to inure to the benefit of Chicago, Milwaukee, Saint Paul and Pacific Railroad Company (successor of said railway company), its trustees in bankruptcy, and of the corporation succeeding to the ownership of its railroad and property.

Approved, June 25, 1936.

[CHAPTER 807.]

AN ACT

June 25, 1936.

[S. 4643.]

[Public, No. 799.]

To promote safety at sea in the neighborhood of ice and derelicts, and for other purposes.

Ice patrol in North Atlantic Ocean.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

International agreements on ice patrol and derelict destruction.

INTERNATIONAL AGREEMENTS ON ICE PATROL AND DERELICT DESTRUCTION

President authorized to conclude, for maintenance of service of ice patrol.

SECTION 1. The President is authorized to conclude agreements with interested maritime nations (a) to maintain in the north Atlantic Ocean a service of ice patrol, of study and observation of ice and current conditions, and of assistance to vessels and their crews requiring aid within the limits of the patrol; (b) to maintain a service of study and observation of ice and current conditions in such waters as may affect the set and drift of ice in the north Atlantic Ocean; and (c) to undertake all practicable steps to insure the destruction or removal of derelicts in the northern part of the Atlantic Ocean, east of the line drawn from Cape Sable to a point in latitude thirty-four degrees north, longitude seventy degrees west, if this destruction or removal is necessary. The President is further authorized to include in such agreements a provision for payment to the United States by the countries concerned, of their proportionate share of the expense for maintenance of the services named, or for the United States to contribute its proportionate share should it be agreed that another country was to maintain the patrol.

Service of study of ice conditions, etc.

Removal of derelicts.

Provision for payment for services to be included.

Patrol services.

PATROL SERVICES

Maintenance during entire ice season.

SEC. 2. (a) Unless the agreements made in accordance with section 1 provide otherwise, an ice patrol shall be maintained during the whole of the ice season in guarding the southeastern, southern,

and southwestern limits of the region of icebergs in the vicinity of the Grand Banks of Newfoundland, and the patrol shall inform trans-Atlantic and other passing vessels by radio and such other means as are available of the ice conditions and the extent of the dangerous region. A service of study of ice and current conditions, a service of affording assistance to vessels and crews requiring aid, and a service of removing and destroying derelicts shall be maintained during the ice season and any or all such services may be maintained during the remainder of the year as may be advisable.

Information, assistance, etc.

(b) The ice patrol vessels shall warn vessels known to be approaching a dangerous area and recommend safe routes.

Warnings, etc.

(c) The ice patrol vessels shall record the name, together with all the facts in the case, of any ship which is observed or known to be on other than a regular recognized or advertised ship route crossing the North Atlantic Ocean, or to have crossed the fishing banks of Newfoundland north of latitude forty-three degrees north during the fishing season, or, when proceeding to and from ports of North America to have passed through regions known or believed to be endangered by ice. The name of any such ship and all pertinent information relating to the incident shall be reported to the government of the country to which the ship belongs, if the government of that country so requests.

Record of ships on other than regular routes, etc.

(d) The Commandant of the Coast Guard, under the direction of the Secretary of the Treasury, shall administer the services provided for in this section and shall assign thereto such vessels, material, and personnel of the Coast Guard as may be necessary. Any executive department or agency may upon the request of the Secretary of the Treasury detail personnel, loan or contribute material or equipment, or otherwise assist in the carrying out of the services named.

Administration by Coast Guard.

(e) The Commandant of the Coast Guard shall publish each year a report of the activities of the services provided for in this section, a copy of which shall be furnished to each interested foreign government and to each agency assisting in the work.

Annual reports to be published.

NORTH ATLANTIC ROUTES

North Atlantic routes.

SEC. 3. (a) The owner, or operating agent, of any passenger vessel of the United States crossing the North Atlantic Ocean shall give public notice, in such manner as may be prescribed by the Secretary of the Treasury, of the regular routes which he proposes such vessel will follow and of any changes made in a route, and shall require the vessel to follow the published route as far as circumstances will permit. Any passenger vessel of the United States crossing the North Atlantic Ocean shall follow, as far as circumstances will permit, the recognized ship routes; it shall avoid, as far as practicable, the fishing banks of Newfoundland, north of latitude forty-three degrees north during the fishing season; and shall, as far as circumstances will permit, pass outside of the regions reported or known to be endangered by ice.

Passenger vessels. Notice of regular routes of, to be published.

Observance required.

(b) If the owner, or operating agent, of any such passenger vessel fails to comply with this section, he shall for each offense be liable to a fine not exceeding \$100.

Penalty for violation.

SEC. 4. (a) The master of every vessel of the United States, when ice is reported on or near his course, shall proceed at a moderate speed or alter his course so as to go well clear of the danger zone.

Procedure when ice reported.

(b) If the master of any such ship fails to comply with this section, he shall for each offense be liable to a fine not exceeding \$500.

Penalty for violation.

PUBLICATION

Publication of rules and regulations.

SEC. 5. All rules and regulations, except such as have no general applicability and legal effect or are effective only against Federal agencies or persons in their capacity as officers, agents, or employees thereof, issued, prescribed, or promulgated pursuant to authority contained herein, shall be forwarded forthwith to the Division of the Federal Register in The National Archives for filing and publishing in the Federal Register.

Approved, June 25, 1936.

[CHAPTER 808.]

AN ACT

June 25, 1936.

[S. 4654.]

[Public, No. 800.]

To amend an Act entitled "An Act to distribute the commissioned line and engineer officers of the Coast Guard in grades, and for other purposes", approved January 12, 1923.

Coast Guard.
Commandant, rank,
etc.
Vol. 42, p. 1130.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act entitled "An Act to distribute the commissioned line and engineer officers of the Coast Guard in grades, and for other purposes", approved January 12, 1923 (42 Stat. 1130), is hereby amended by striking out the first proviso in that section and inserting the following proviso in lieu thereof: "Provided, That any officer who was serving on June 1, 1936, or shall thereafter serve as commandant in the Coast Guard shall, when retired (whether before or after the date of the enactment of this Act), be retired with the rank of Commandant and with the pay of a rear admiral (upper half) of the Navy on the retired list and that an officer whose term of service as Commandant has expired may be appointed a captain and shall be an additional number in that grade, but, if not so appointed, he shall take the place on the lineal list in the grade that he would have attained had he not served as Commandant and be an additional number in such grade;"

Rank, etc., when re-
tired.

Rank of Commandant after expiration of term.

Approved, June 25, 1936.

[CHAPTER 809.]

AN ACT

June 25, 1936.

[S. 4727.]

[Public, No. 801.]

To quiet title and possession with respect to certain lands in Lawrence County, Alabama.

Lawrence County,
Ala.
Title to certain lands in, released to equitable owners thereto.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all the right, title, and interest of the United States, except such right, title, and interest as has been acquired by the United States through purchase or condemnation, in and to all of fractional section 25 which lies south of the Elk River Shoals Canal and the northwest quarter of section 36, township 3 south, range 7 west, Huntsville meridian, in Lawrence County, Alabama, be, and the same is hereby released, relinquished, and confirmed by the United States to the owners of the equitable titles thereto, as fully and completely in every respect whatever as could be done by patents issued according to law: *Provided*, That this Act shall amount to a relinquishment of any title the United States has, or is supposed to have, in and to any of said lands and shall not be construed to abridge, impair, injure, prejudice, or divest in any manner any valid right, title, or interest of any person or body corporate whatever, the true intent of this Act being to concede and abandon all right, title, and interest of the United States to the lands

Proviso.
Relinquishment of Federal title only.

described herein to those persons, estates, firms, or corporations who would be the equitable owners of said lands under the laws of the State of Alabama, in the absence of the said interest, title, and estate of the United States.

Approved, June 25, 1936.

[CHAPTER 810.]

AN ACT

To authorize the Secretary of Agriculture to make such adjustments and revisions found to be due on contracts entered into by the Government with crop producers under the Agricultural Adjustment Act.

June 25, 1936.

[S. 4786.]

[Public, No. 802.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the third sentence of the item "Payments for agricultural adjustment" contained in the Supplemental Appropriation Act, fiscal year 1936 (Public, Numbered 440, Seventy-fourth Congress), is amended by striking out the period at the end thereof and inserting in lieu thereof a semicolon and the following: "and the determination of the Secretary as to the correct base acreage and production figures (regardless of the figures on which the contract was based) and as to the person or persons entitled to receive such fair and equitable payments shall be final and conclusive."

Agricultural Adjustment Act.
Adjustments, etc., of certain contracts under, authorized.
Amc, p. 1116.

Approved, June 25, 1936.

[CHAPTER 811.]

AN ACT

To amend the naturalization laws in respect of residence requirements, and for other purposes.

June 25, 1936.

[H. R. 4900.]

[Public, No. 803.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the second paragraph of the fourth subdivision of section 4 of the Naturalization Act of June 29, 1906, as amended (U. S. C., Supp. III, title 8, sec. 382), is amended by striking out the period at the end thereof and inserting a comma and the following: "except that in the case of an alien declarant for citizenship employed by or under contract with the Government of the United States or an American institution of research recognized as such by the Secretary of Labor, or employed by an American firm or corporation engaged in whole or in part in the development of foreign trade and commerce of the United States or a subsidiary thereof, no period of residence outside the United States shall break the continuity of residence if (1) prior to the beginning of such period (whether such period begins before or after his departure from the United States) the alien has established to the satisfaction of the Secretary of Labor that his absence from the United States for such period is to be on behalf of such Government, or for the purpose of carrying on scientific research on behalf of such institution, or to be engaged in the development of such foreign trade and commerce or whose residence abroad is necessary to the protection of the property rights in such countries of such firm or corporation, and (2) such alien proves to the satisfaction of the court that his absence from the United States for such period has been for such purpose."

Naturalization Act of 1906, amendments.
Vol. 34, p. 598.
U. S. C., p. 217.
Residence requirements of certain alien declarants for citizenship waived.

SEC. 2. No period of residence outside the United States during the five years immediately preceding the enactment of this Act shall be held to have broken the continuity of residence required by the naturalization laws if the alien proves to the satisfaction of the Secretary of Labor and the court that during all such period of absence he has been under employment by, or contract with, the

Continuity of residence not broken if proof of certain employment furnished.

United States, or such American institution of research, or American firm or corporation, described in section 1 hereof, and has been carrying on the activities described in this Act in their behalf.

Approved, June 25, 1936.

[CHAPTER 812.]

AN ACT

To amend section 3 (b) of an Act entitled "An Act to establish the composition of the United States Navy with respect to the categories of vessels limited by the treaties signed at Washington, February 6, 1922, and at London, April 22, 1930, at the limits prescribed by those treaties; to authorize the construction of certain naval vessels; and for other purposes", approved March 27, 1934.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3 (b) of an Act entitled "An Act to establish the composition of the United States Navy with respect to the categories of vessels limited by the treaties signed at Washington, February 6, 1922, and at London, April 22, 1930, at the limits prescribed by those treaties; to authorize the construction of certain naval vessels; and for other purposes", approved March 27, 1934 (48 Stat. 505), is hereby amended by striking out the word "price" and inserting the words "prices, of such contracts within the scope of this section as are completed by the particular contracting party within the income-taxable year", after the words "of the total contract"; by inserting the words "but the surety under such contracts shall not be liable for the payment of such excess profit: *Provided*, That if there is a net loss on all such contracts or subcontracts completed by the particular contractor or subcontractor within any income-taxable year, such net loss shall be allowed as a credit in determining the excess profit, if any, for the next succeeding income-taxable year:" after the words "property of the United States"; by inserting the word "further" after the word "*Provided*"; by deleting the word "may" after the words "the Secretary of the Treasury" and substituting therefor the word "shall"; and by adding at the end of the section the following proviso: "*Provided further*, That all provisions of law (including penalties) applicable with respect to the taxes imposed by Title I of the Revenue Act of 1934, and not inconsistent with this section, shall be applicable with respect to the assessment, collection, or payment of excess profits to the Treasury as provided by this section, and to refunds by the Treasury of overpayments of excess profits into the Treasury: *And provided further*, That this section shall not apply to contracts or subcontracts for scientific equipment used for communication, target detection, navigation, and fire control as may be so designated by the Secretary of the Navy, and the Secretary of the Navy shall report annually to the Congress the names of such contractors and subcontractors affected by this provision, together with the applicable contracts and the amounts thereof." so that as amended said section 3 (b) will read as follows:

Profit limited.

Computation.

Surety's liability on performance bonds.

Provisos.
Credit for loss in next succeeding year.

"SEC. 3. (b) To pay into the Treasury profit, as hereinafter provided shall be determined by the Treasury Department, in excess of 10 per centum of the total contract prices, of such contracts within the scope of this section as are completed by the particular contracting party within the income taxable year, such amount to become the property of the United States, but the surety under such contracts shall not be liable for the payment of such excess profit: *Provided*, That if there is a net loss on all such contracts or subcontracts completed by the particular contractor or subcontractor within any income taxable year, such net loss shall be

June 25, 1936.

[H. R. 5730.]

[Public, No. 804.]

Naval vessels, construction under treaty categories.

Vol. 48, p. 805.

allowed as a credit in determining the excess profit, if any, for the next succeeding income taxable year: *Provided further*, That if such amount is not voluntarily paid the Secretary of the Treasury shall collect the same under the usual methods employed under the internal-revenue laws to collect Federal income taxes: *Provided further*, That all provisions of law (including penalties) applicable with respect to the taxes imposed by Title I of the Revenue Act of 1934, and not inconsistent with this section, shall be applicable with respect to the assessment, collection, or payment of excess profits to the Treasury as provided by this section, and to refunds by the Treasury of overpayments of excess profits into the Treasury: *And provided further*, That this section shall not apply to contracts or subcontracts for scientific equipment used for communication, target detection, navigation, and fire control as may be so designated by the Secretary of the Navy, and the Secretary of the Navy shall report annually to the Congress the names of such contractors and subcontractors affected by this provision, together with the applicable contracts and the amounts thereof: *And provided further*, That the income-taxable years shall be such taxable years beginning after December 31, 1935, except that the above provisos relating to the assessment, collection, payment, or refunding of excess profit to or by the Treasury shall be retroactive to March 27, 1934."

Approved, June 25, 1936.

[CHAPTER 813.]

AN ACT

To authorize the striking of an appropriate medal in commemoration of the one hundredth anniversary of the founding of the city of Shreveport, Louisiana, and the opening of the Red River of the West to navigation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the one-hundredth anniversary of the founding of the city of Shreveport, Louisiana, and of the opening to navigation of the Red River of the West by the United States Government, resulting in the development of the tri-State territory of North Louisiana, east Texas, and southwest Arkansas, there shall be struck at a mint of the United States to be designated by the Director of the Mint twenty-five thousand commemorative medals of a special appropriate single design, size, weight, and composition to be fixed by the Director of the Mint with the approval of the Secretary of the Treasury.

SEC. 2. Such commemorative medals shall be delivered to the duly authorized officers of the Shreveport Centennial, Incorporated, upon payment to the Director of the Mint of an amount to be fixed by the Director of the Mint not less than the estimated cost of manufacture, including labor, materials, dies, use of machinery, and overhead expenses; and security satisfactory to the Director of the Mint shall be furnished to indemnify the United States for the full payment of such cost.

SEC. 3. Whoever shall falsely make, forge, or counterfeit or cause or procure to be falsely made, forged, or counterfeited or shall aid in falsely making, forging, or counterfeiting any medal issued under the provisions of this Act, or whoever shall sell or bring into the United States or any place subject to the jurisdiction thereof from any foreign place, or have in his possession any such false, forged, or counterfeited medal, shall be fined not more than \$1,000 or imprisoned not more than two years, or both.

Approved, June 25, 1936.

Collections, if not voluntarily paid.

Provisions for collecting excess profits and refunds of overpayments.
Vol. 48, p. 683.

Specific exemptions.

Annual reports to Congress.

Effective dates.

June 25, 1936.
[H. R. 8107.]

[Public, No. 805.]

Shreveport, La., centennial, etc.
Commemorative medals authorized.

Number, etc.

Delivery to Shreveport Centennial, Incorporated.
Payment.

Counterfeiting, etc.

Penalty.

[CHAPTER 814.]

AN ACT

To modify section 20 of the Permanent Appropriation Repeal Act, 1934, with reference to individual Indian money.

June 25, 1936.
[H. R. 8316.]
[Public, No. 806.]

Indian trust funds.
Provisions of Permanent Appropriation Repeal Act, 1934, not to apply to certain.

Vol. 48, pp. 988, 1233.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 20 of the Permanent Appropriation Repeal Act, approved June 26, 1934 (48 Stat. 1233), shall not be applicable to funds held in trust for individual Indians, associations of individual Indians, or for Indian corporations chartered under the Act of June 18, 1934 (48 Stat. 984).
Approved, June 25, 1936.

[CHAPTER 815.]

AN ACT

To enforce the twenty-first amendment.

June 25, 1936.
[H. R. 8368.]
[Public, No. 807.]

Liquor Enforcement Act of 1936.

Definitions.
"State."

"Vessel."

"Vehicle."

Bringing intoxicating liquor into a State which forbids sale, etc.

Continuous transit excepted.

Penalty.

State's definition of intoxicating liquor to determine violation.

Seizures and forfeitures.

Internal-revenue laws made applicable.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Liquor Enforcement Act of 1936."

SEC. 2. (a) Wherever used in this Act the word "State" shall mean and include every State, Territory, and possession of the United States, unless otherwise specifically provided.

(b) As used in this Act the word "vessel" includes every description of water craft used, or capable of being used, as a means of transportation in water or in water and air; and the word "vehicle" includes animals and every description of carriage or other contrivance used, or capable of being used, as a means of transportation on land or through the air.

SEC. 3. (a) Whoever shall import, bring, or transport any intoxicating liquor into any State in which all sales (except for scientific, sacramental, medicinal, or mechanical purposes) of intoxicating liquor containing more than 4 per centum of alcohol by volume are prohibited, otherwise than in the course of continuous interstate transportation through such State, or attempt so to do, or assist in so doing, shall: (1) If such liquor is not accompanied by such permit or permits, license or licenses therefor as are now or hereafter required by the laws of such State; or (2) if all importation, bringing, or transportation of intoxicating liquor into such State is prohibited by the laws thereof; be guilty of a misdemeanor and shall be fined not more than \$1,000 or imprisoned not more than one year, or both.

(b) In order to determine whether anyone importing, bringing, or transporting intoxicating liquor into any State, or anyone attempting so to do, or assisting in so doing, is acting in violation of the provisions of this Act, the definition of intoxicating liquor contained in the laws of such State shall be applied, but only to the extent that sales of such intoxicating liquor (except for scientific, sacramental, medicinal, and mechanical purposes) are prohibited in such State.

SEC. 4. All intoxicating liquor involved in any violation of this Act, the containers of such intoxicating liquor, and every vehicle or vessel used in the transportation thereof, shall be seized and forfeited. Such seizure and forfeiture, and the disposition of such property subsequent to seizure and forfeiture, or the disposition of the proceeds from the sale of such property, shall be in accordance with existing laws or those hereafter in existence relating to seizures,

forfeitures, and dispositions of property or proceeds, for violation of the internal-revenue laws.

SEC. 5. The Secretary of the Treasury shall enforce the provisions of this Act and of sections 238, 239, and 240 of the Criminal Code (U. S. C., 1934 ed., title 18, secs. 388-390), as herein amended.

Enforcement.
U. S. C., p. 753.

The Secretary of the Treasury is authorized to confer and impose upon the Commissioner of Internal Revenue and any of his assistants, agents, or employees, and upon any other officer, employee, or agent of the Treasury Department, any of the rights, privileges, powers, duties, and protection conferred or imposed upon the Secretary of the Treasury, or any officer or employee of the Treasury Department, by this Act, or by any law now or hereafter in force relating to the taxation, importation, exportation, transportation, manufacture, possession, or use of, or traffic in, distilled spirits, wine, fermented liquors, or denatured alcohol.

Delegation of authority, etc., for administering Act.

Regulations to carry out the provisions of this Act shall be prescribed by the Commissioner of Internal Revenue with the approval of the Secretary of the Treasury.

Regulations to be prescribed.

SEC. 6. Section 238 of the Criminal Code (U. S. C., 1934 ed., title 18, sec. 388), is amended to read as follows:

Criminal Code amendments.
U. S. C., p. 753.

"Any officer, agent, or employee of any railroad company, express company, or other common carrier, who shall knowingly deliver or cause to be delivered to any person other than the person to whom it has been consigned, unless upon the written order in each instance of the bona fide consignee, or to any fictitious person, or to any person under a fictitious name, any spirituous, vinous, malted, or other fermented liquor or any compound containing any spirituous, vinous, malted, or other fermented liquor fit for use for beverage purposes, which has been shipped from one State, Territory, or District of the United States, or place noncontiguous to but subject to the jurisdiction thereof, into any other State, Territory, or District of the United States, or place noncontiguous to but subject to the jurisdiction thereof, or from any foreign country into any State, Territory, or District of the United States, or place noncontiguous to but subject to the jurisdiction thereof, shall be fined not more than \$1,000 or imprisoned not more than one year, or both."

Delivering shipments to other than consignee; exception.

SEC. 7. Section 239 of the Criminal Code (U. S. C., 1934 ed., title 18, sec. 389) is amended to read as follows:

Penalty.

U. S. C., p. 753.

"Any railroad company, express company, or other common carrier, or any other person who, in connection with the transportation of any spirituous, vinous, malted, or other fermented liquor, or any compound containing any spirituous, vinous, malted, or other fermented liquor fit for use for beverage purposes, from one State, Territory, or District of the United States, or place noncontiguous to but subject to the jurisdiction thereof, into any other State, Territory, or District of the United States, or place noncontiguous to but subject to the jurisdiction thereof, which prohibits the delivery or sale therein of such liquor, or from any foreign country into any such State, Territory, or District of the United States, or place noncontiguous to but subject to the jurisdiction thereof, shall collect the purchase price or any part thereof, before, on, or after delivery, from the consignee, or from any other person, or shall in any manner act as the agent of the buyer or seller of any such liquor, for the purpose of buying or selling or completing the sale thereof, saving only in the actual transportation and delivery of the same, shall be fined not more than \$5,000 or imprisoned not more than one year, or both."

Carrier, etc., collecting purchase price, or acting as agent of buyer or seller.

Penalty.

U. S. C., p. 753.

SEC. 8. Section 240 of the Criminal Code (U. S. C., 1934 ed., title 18, sec. 390) is amended to read as follows:

Shipping unlabeled packages in interstate, etc., commerce.

"Whoever shall knowingly ship or cause to be shipped from one State, Territory, or District of the United States, or place noncontiguous to but subject to the jurisdiction thereof, into any other State, Territory, or District of the United States, or place noncontiguous to but subject to the jurisdiction thereof, or from any foreign country into any State, Territory, or District of the United States, or place noncontiguous to but subject to the jurisdiction thereof, any package of or package containing any spirituous, vinous, malted, or other fermented liquor, or any compound containing any spirituous, vinous, malted, or other fermented liquor fit for use for beverage purposes, unless such package be so labeled on the outside cover as to plainly show the name of the consignee, the nature of its contents, and the quantity contained therein, shall be fined not more than \$1,000 or imprisoned not more than one year, or both; and such liquor shall be forfeited to the United States, and may be seized and condemned by like proceedings as those provided by law for the seizure and forfeiture of property imported into the United States contrary to law."

Fine, forfeiture, etc.

Shipments, etc., contrary to State laws; section repealed. Vol. 43, p. 316; U. S. C., p. 1223.

SEC. 9. Section 5 of the Act entitled "An Act making appropriations for the Post Office Department for the year ending June 30, 1918", approved March 3, 1917, as amended (U. S. C., 1934 ed., title 27, sec. 123), as amended, is hereby repealed.

Application of existing laws.

SEC. 10. Nothing contained in this Act shall repeal any other provisions of existing laws except such provisions of such laws as are directly in conflict with this Act and nothing in this Act shall apply to the Canal Zone.

Canal Zone.

Separability provisions.

SEC. 11. If any provision of this Act, or the application thereof to any person or circumstances, be held invalid, the remainder of the Act, and the application of such provision to other persons or circumstance, shall not be affected thereby.

Effective date.

SEC. 12. This Act shall be effective as of the thirtieth day following the date of its enactment.

Approved, June 25, 1936.

[CHAPTER 816.]

AN ACT

June 25, 1936. [H. R. 8597.]

[Public, No. 808.]

To amend section 13 of the Act of March 4, 1915, entitled "An Act to promote the welfare of American seamen in the merchant marine of the United States; to abolish arrest and imprisonment as a penalty for desertion and to secure the abrogation of treaty provisions in relation thereto; and to promote safety at sea"; to maintain discipline on shipboard; and for other purposes.

Merchant seamen. Vol. 33, p. 1169; U. S. C., p. 2044.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 13 of the Act of March 4, 1915, be amended to read as follows:

Crew requirements. Proportion able to understand orders.

"SEC. 13. (a) That no vessel of one hundred tons gross and upward, except those navigating rivers exclusively and the smaller inland lakes and except as provided in section 1 of this Act, shall be permitted to depart from any port of the United States unless she has on board a crew not less than 75 per centum of which, in each department thereof, are able to understand any order given by the officers of such vessel, nor unless 65 per centum of her deck crew, exclusive of licensed officers and apprentices, are of a rating not less than able seamen. Every person shall be rated an able seaman, and qualified for service as such on the seas, who is nineteen years of age

Percentage of able seamen.

Rating of able seamen; qualifications.

or upward, and has had at least three years' service on deck at sea or on the Great Lakes, on a vessel or vessels to which this section applies, including decked fishing vessels, and vessels in United States Government service; and every person shall be rated an able seaman, and qualified to serve as such on the Great Lakes and on the smaller lakes, bays, or sounds who is nineteen years of age or upward and has had at least eighteen months' service on deck at sea or on the Great Lakes or on the smaller lakes, bays, or sounds, on a vessel or vessels to which this section applies, including decked fishing vessels and vessels in the United States Government service; and graduates of school ships approved by and conducted under rules prescribed by the Secretary of Commerce may be rated able seamen after twelve months' service at sea after graduation: *Provided*, That no boy shall be shipped on any vessel to which this section applies unless he meets the physical qualifications contained in regulations to be prescribed by the Secretary of Commerce and that no boy shall be placed on the lookout or at the wheel except for the purpose of learning, and that in narrow and crowded waters or in low visibility none below the rating of able seaman shall be permitted at the wheel: *Provided further*, That no deck boy shall be held qualified to fill the place of ordinary seaman until he has had at least six months' service as deck boy: *Provided further*, That upon examination, under rules prescribed by the Department of Commerce as to eyesight, hearing, and physical condition, such persons or graduates are found to be competent: *Provided further*, That upon examination, under rules prescribed by the Department of Commerce as to eyesight, hearing, physical condition, and knowledge of the duties of seamanship, a person found competent may be rated as able seaman after having served on deck twelve months at sea or on the Great Lakes, but seamen examined and rated able seamen under this proviso shall not in any case compose more than one-fourth of the number of able seamen required by this section to be shipped or employed upon any vessel.

"(b) Application may be made to any board of local inspectors for a certificate of service as able seaman, and upon proof being made to said board by affidavit and examination, under rules approved by the Secretary of Commerce, showing the nationality and age of the applicant, the vessel or vessels on which he has had service, that he is skilled in the work usually performed by able seamen, and that he is entitled to such certificate under the provisions of this section, the board of local inspectors shall issue to said applicant a certificate of service as able seaman, which shall be retained by him and be accepted as prima-facie evidence of his rating as an able seaman.

"(c) Each board of local inspectors shall keep a complete record of all certificates of service issued by them and to whom issued and shall keep on file the affidavits and records of examinations upon which said certificates are issued.

"(d) The collector of customs may, upon his own motion, and shall, upon the sworn information of any reputable citizen of the United States setting forth that this section is not being complied with, cause a muster of the crew of any vessel to be made to determine the fact, at which muster said reputable citizen must be present; and no clearance shall be given to any vessel failing to comply with the provisions of this section: *Provided*, That the collector of customs shall not be required to cause such muster of the crew to be made unless said sworn information has been filed with him for at least six hours before the vessel departs, or is scheduled to depart:

Graduates of school ships.

Provisos.
No boy to be shipped unless physically qualified.

Not to be placed on lookout or at wheel; exception.

Deck boy, service requirement for filling place of ordinary seaman.
Physical fitness.

Acceptance as able seaman if found competent, upon examination.

Percentage limited.

Certificate of service as able seaman.
Examination; qualifications, etc.

Certificate accepted as prima-facie evidence of rating.

Record of certificates to be kept.

Muster of crew to determine if law complied with.

Provisos.
Time limitation for filing complaint.

Punishment for false affidavit.

Violation by vessel owner, etc.

Regulations, etc.

Efficiency, etc., tests before issuing certificate.

"Able seaman" to possess certificate.

Surrender and cancellation of prior certificates.

New certificates, issuance of.

Proviso.
Time extension.

Authentication of certificate.

Engine department, qualifications of complement of.

Applicants for rating.

Rules.

Certificates of service for other members of crew.

Provided further, That any person that shall knowingly make a false affidavit for such purpose shall be deemed guilty of perjury and upon conviction thereof shall be punished by a fine not exceeding \$500 or by imprisonment not exceeding one year, or by both such fine and imprisonment, within the discretion of the court. Any violation of any provision of this section by the owner, master, or officer in charge of the vessel shall subject the owner of such vessel to a penalty of not less than \$100 and not more than \$500: *Provided further*, That the Secretary of Commerce shall make such rules and regulations as may be necessary to carry out the provisions of this section, and nothing herein shall be held or construed to prevent the Board of Supervising Inspectors, with the approval of the Secretary of Commerce, from making rules and regulations authorized by law as to vessels excluded from the operation of this section: *And provided further*, That no certificate of service as able seaman shall be issued by any board of local inspectors until after examination of the applicant therefor, under rules and regulations prescribed by the Secretary of Commerce, as to his efficiency, and upon proof, as a result of such examination, that he has been trained in and is acquainted with the duties entitling him to such rating. No seaman shall be considered an 'able seaman' within the meaning of the laws of the United States relating to the manning of vessels unless he is in possession of such certificate issued by the board of local inspectors. All certificates as 'able seaman' and 'lifeboatman' issued by the several boards of local inspectors or other Federal officers prior to the passage of this Act shall, within six months thereafter, be surrendered to such boards of local inspectors for cancellation, and there shall be issued in lieu thereof to all able seamen and lifeboatmen found qualified by such examination new certificates as required by law: *Provided*, That if due to inability on the part of the Department of Commerce to carry out the provisions of this subsection with regard to all seamen, the Secretary of Commerce may, in his discretion, extend the time for a period not to exceed three months. Such new certificates shall be stamped with the seal of the board of local inspectors, placed partially over the signature of the applicant for such certificate; and there shall be attached thereto a photograph of the applicant. Any other safeguards which, in the judgment of the Secretary of Commerce, may be necessary and advisable to establish the authenticity of the certificate, are hereby authorized.

"(e) No vessel to which this section applies may be navigated unless all of the complement in her engine department above the rating of coal passer or wiper and below the rating of licensed officer shall be holders of a certificate of service as a qualified member of the engine department. The local inspectors of the Bureau of Marine Inspection and Navigation shall, upon application and examination as to competence and physical condition, as prescribed by the Secretary of Commerce, issue such a certificate of service. An applicant for such rating shall produce to such inspectors definite proof of at least six months' service at sea in a rating at least equal to that of coal passer or wiper in the engine department of vessels required by this Act to have such certificated men.

"(f) As to the certificates of service or efficiency, the Secretary shall promulgate rules covering the form, contents, and manner of issuance, which shall include a provision that copies of these and all documents pertaining thereto be filed in the local offices and in the central office in Washington.

"(g) That the boards of local inspectors of the Bureau of Marine Inspection and Navigation shall, without examination (except food

handlers who must be free from communicable disease), issue to all members of the crews of merchant vessels of the United States (except licensed officers), certificates of service for ratings other than as able seaman or a qualified member of the engine department, which certificates shall authorize them to serve in the capacities specified in such certificates: *Provided*, That such certificates shall not issue before oath has been taken before one of the said inspectors that the applicant therefor will faithfully and honestly perform all the duties required of him by law, and carry out the lawful orders of his superior officers on shipboard and, in the case of a radio operator, shall produce to the local inspectors his unexpired license issued by the Federal Communications Commission to act in that capacity: *And provided further*, That when a certificate has been revoked or suspended under the provisions of subsection (h) of this section, a new certificate shall not be issued until a board of local inspectors shall determine that the issue of such new certificate is compatible with the requirements of good discipline and safety at sea.

Provided.
Oath.

Radio operators.

Renewal of revoked,
etc., certificates.

“(h) That all certificates of service or efficiency issued by the Bureau of Marine Inspection and Navigation shall be subject to suspension or revocation on the same grounds and in the same manner and with like procedure as is provided in the case of suspension or revocation of licenses of officers under the provisions of section 4450 of the Revised Statutes.

Bureau of Marine Inspection and Navigation certificates, suspension, etc., of.

R. S., sec. 4450, p. 861.
U. S. C., p. 2003.

“(i) It shall be unlawful to employ any person, or for any person to serve aboard any merchant vessel of the United States, below the rating of licensed officer, who has not a certificate of service issued by a board of local inspectors, and anyone violating this section shall be liable to a penalty of \$100 for each offense.

Certificate of service requirement, crew members below rating of licensed officer.

Penalty for violation.

“(j) This section is not to amend or repeal any of the provisions of chapter 3 of title 47, United States Code—Telegraphs, Telephones, and Radio Telegraphs.

Telegraphs, Telephones, and Radio Telegraphs.
U. S. C., p. 2080.

“(k) Nothing herein shall be construed to impose, sanction, or permit any condition of involuntary servitude nor to prevent any seaman from leaving the service of any vessel when in a safe harbor to the same extent and with like effect as under the provisions of existing law.

Involuntary servitude; right to leave service when in safe harbor.

“(l) This section shall take effect six months after the enactment of this Act: *Provided*, That if it is found impracticable on the part of the Department of Commerce to furnish the certificates herein provided, the Secretary of Commerce may, in his discretion, extend the effective date for a period not exceeding three months.”

Effective date of section.
Provided.
Time extension.

SEC. 2. That section 2 of the Act of March 4, 1915, is hereby amended to read as follows:

Vol. 38, p. 1164.
U. S. C., p. 2045.

“SEC. 2. That in all merchant vessels of the United States of more than one hundred tons gross, excepting those navigating rivers, harbors, lakes (other than Great Lakes), bays, sounds, bayous, and canals, exclusively, the licensed officers and sailors, coal passers, firemen, oilers, and water tenders shall, while at sea, be divided into at least three watches, which shall be kept on duty successively for the performance of ordinary work incident to the sailing and management of the vessel. The seamen shall not be shipped to work alternately in the fireroom and on deck, nor shall those shipped for deck duty be required to work in the fireroom, or vice versa; nor shall any licensed officer or seaman in the deck or engine department be required to work more than eight hours in one day; but these provisions shall not limit either the authority of the master or other officer or the obedience of the seamen when in the judgment of the master or other officer the whole or any part of the crew are needed

Watches, etc.

Successive duty while at sea.

Alternate work prohibited.

Hours of labor.

Emergencies, etc.

for maneuvering, shifting berth, mooring, or unmooring, the vessel or the performance of work necessary for the safety of the vessel, her passengers, crew, and cargo, or for the saving of life aboard other vessels in jeopardy, or when in port or at sea, from requiring the whole or any part of the crew to participate in the performance of fire, lifeboat, or other drills. While such vessel is in a safe harbor no seaman shall be required to do any unnecessary work on Sundays or the following-named days: New Year's Day, the Fourth of July, Labor Day, Thanksgiving Day, and Christmas Day, but this shall not prevent the dispatch of a vessel on regular schedule or when ready to proceed on her voyage. And at all times while such vessel is in a safe harbor, eight hours, inclusive of the anchor watch, shall constitute a day's work. Whenever the master of any vessel shall fail to comply with this section and the regulation issued thereunder, the owner shall be liable to a penalty not to exceed \$500, and the seamen shall be entitled to discharge from such vessel and to receive the wages earned. But this section shall not apply to vessels engaged in salvage operations: *Provided*, That in all tugs and barges subject to this section when engaged on a voyage of less than six hundred miles, the licensed officers and members of crews other than coal passers, firemen, oilers, and water tenders may, while at sea, be divided into not less than two watches, but nothing in this proviso shall be construed as repealing any part of section 4463 of the Revised Statutes. This section shall take effect six months after the enactment of this Act."

SEC. 3. Section 4551 of the Revised Statutes (U. S. C., title 46, sec. 643) is amended to read as follows:

"SEC. 4551. (a) Every seaman upon a merchant vessel of the United States of the burden of one hundred gross tons or upward, except vessels employed exclusively in trade on the navigable rivers of the United States, shall be furnished with a book, to be known as a 'continuous discharge book', which shall be retained by him and which shall contain the signature of the seaman to whom it is so furnished and a statement of his nationality, age, personal description, photograph, and home address. Such books shall be in such form and issued by the shipping commissioners and collectors and deputy collectors of customs at ports where no shipping commissioners have been appointed in such manner as the Director of Bureau of Marine Inspection and Navigation, subject to the approval of the Secretary of Commerce, shall determine. Any person, corporation, or association, other than a shipping commissioner, or collector or deputy collector of customs, who shall issue or cause to be issued any such book or imitation thereof, or any person, other than the real owner, who uses or endeavors to use any such book, or who makes any statement or endorsement in any such book not herein authorized, shall be deemed guilty of a misdemeanor and shall be imprisoned not less than one month nor more than three months, in the discretion of the court.

"(b) Upon the discharge of any seaman and the payment of his wages, the shipping commissioner shall enter in the continuous discharge book of such seaman the name of the vessel, the nature of the voyage (foreign or coastwise), the class to which the vessel belongs (steam, motor, sail, or barge), the date and place of the shipment and of the discharge of such seaman, and the rating then held by such seaman. Whenever a seaman is discharged in any collection district where no shipping commissioner has been appointed, the master of the vessel shall perform the duties of such commissioner and shall make the proper entries in such continuous discharge book; and when the seamen are not required by law to be

Saving life, fire drills, etc.

In harbor.
Work on Sundays or holidays.

Hours of labor.

Penalty for violation.

Salvage operations excepted.
Proviso.
Tugs and barges on voyages of less than 600 miles.

R. S., sec. 4463, p. 864.
U. S. C., p. 2000.

R. S., sec. 4551, p. 880.
U. S. C., p. 2041.

"Continuous discharge book."

Contents.

Issue of, by shipping commissioners, etc.

Issue by other persons, etc., unlawful.
Unauthorized, etc., entries.

Punishment for violation.

Entry on seaman's discharge.

signed on and discharged before a shipping commissioner, the master shall make such proper entries in the discharge book. Any master who fails to make such entries shall be fined the sum of \$50 for each such offense. This subsection shall take effect as to vessels engaged in foreign and intercoastal voyages six months after the enactment of this Act and as to all other vessels within one year after the enactment of this Act.

Penalty for failure to make entry.

Effective dates.

“(c) There shall be maintained in the Bureau of Marine Inspection and Navigation in Washington a record of every discharge book and certificate issued under the provisions of this Act, together with the name and address of the seaman to whom it is issued, his next of kin, and a certified copy of all discharge entries in such book, which copy shall be forwarded to such Bureau by the shipping commissioner or person duly authorized to act as such before whom such holder is discharged.

Maintenance of copies of data in continuous-discharge book.

“(d) In case of the loss of a book by shipwreck or other casualty the seaman shall be supplied with another discharge book, in which shall be entered all data contained in the last book so far as this may be available from copies of records kept by the Bureau of Marine Inspection and Navigation; in other cases of loss the seaman may obtain a duplicate of such book containing the same entries upon payment of a sum equivalent to the cost thereof to the Government, to be determined from time to time by the Secretary of Commerce.”

Issuance of duplicate in case of loss.

SEC. 4. (a) The local inspectors of the Bureau of Marine Inspection and Navigation shall inspect the crew quarters of every American vessel, at least once in each month, or at such times as such vessel shall enter an American port, and shall satisfy themselves that such quarters are of the size required by law or regulations issued thereunder, are properly ventilated and in a clean and sanitary condition, and are equipped with the proper plumbing and mechanical appliances required by law or regulations issued thereunder, and that such plumbing and mechanical appliances are in good working order and condition.

Crew quarters. Inspection of, etc.

(b) Whenever it shall be found that the crew quarters of any such vessel are not of the size required by law or regulations issued thereunder or are not properly ventilated or are not in a clean and sanitary condition or are not equipped with the proper plumbing and mechanical appliances required by law or regulations issued thereunder, or that such plumbing and mechanical appliances are not in good working order and condition, the appropriate board of local inspectors shall withdraw the certificate of inspection of such vessel and refuse to reissue the same until such improper conditions have been corrected; and the master or other licensed officer of such vessel who shall have willfully or negligently permitted such vessel to be in such improper condition shall be subject to a penalty of not more than \$500.

Correction of improper conditions. Withdrawal of certificate until made.

Penalty for permitting improper conditions.

(c) This section shall take effect ninety days after the enactment of this Act.

Effective date of section.

SEC. 5. (a) From and after the enactment of this Act all licensed officers and pilots of vessels of the United States shall be citizens of the United States, native-born, or completely naturalized.

Licensed officers and pilots; citizenship requirements.

(b) From and after six months after the enactment of this Act upon each departure of any such vessel from a port of the United States, 75 per centum of the crew, excluding licensed officers, shall be citizens of the United States, native-born, or completely naturalized, unless the Secretary of Commerce shall, upon investigation, ascertain that qualified citizen seamen are not available, when, under such conditions, he may reduce the above percentages.

Crew; proportion required to be citizens.

Exceptions.

Filling vacancies while on foreign voyage.

(c) If any vessel while on a foreign voyage is for any reason deprived of the services of any member of the crew, such position or vacancy caused by the promotion of another to such position may be supplied by a person other than defined in paragraph (a) and (b) until the first call of such vessel at a port in the United States where such replacements can be obtained.

Penalty for violation.

(d) The owner, agent, or officer of any such vessel, who shall employ any person in violation of the provisions of this section, shall be subject to a penalty of \$500 for each offense.

Penal provisions. Unlawful possession with intent to unlawfully use certificate, etc.

SEC. 6. That any person who (1) shall receive or have in his possession any certificate, license, or document issued to vessels or officers or seamen by the Bureau of Marine Inspection and Navigation or by any officer or employee of the United States authorized by law to represent such Bureau, to which he is not lawfully entitled, with intent unlawfully to use the same; or (2) shall use or exhibit or attempt to use or exhibit any such certificate, license, or document to which he is not lawfully entitled; or (3) without lawful authority shall alter or change, or attempt to change, any such certificate, license, or document by addition, interpolation, deletion, or erasure; or (4) shall forge, counterfeit, or steal, or shall attempt to forge, counterfeit, or steal, any such certificate, license, or document; or (5) shall unlawfully have in his possession or knowingly use any such altered, changed, forged, counterfeit, or stolen certificate, license, or document; or (6) shall print or manufacture, or cause to be printed or manufactured, any blank form of such certificate, license, or document without first obtaining the authority of the Bureau of Marine Inspection and Navigation; or (7) shall have in his possession without lawful excuse, and with intent unlawfully to use the same, any blank form of such certificate, license, or document; or, (8) shall in any manner transfer, or cause to be so transferred, or negotiate such transfer of, any blank form of such certificate, license, or document, or any such altered, changed, forged, counterfeit, or stolen certificate, license, or document, or any such certificate, license, or document to which the party transferring or receiving the same is not lawfully entitled; or (9) shall aid or abet the perpetration of any of the foregoing acts shall for each offense, upon conviction thereof, be fined not more than \$5,000 or imprisoned for not more than five years, or both.

Use or exhibit of certificate, etc.

Altering, etc.

Forging, stealing, etc.

Possession or use of counterfeit, etc., certificate.

Making any blank form of certificate, etc.

Unlawful possession or use.

Transfer, etc., of.

Aiding or abetting.

Penalty.

Enforcement of Act.

Regulations.

Fishing, etc., vessels exempt. Proviso. Applicable provisions continued.

Separability provisions.

Appropriation authorized.

SEC. 7. The Secretary of Commerce shall enforce this Act as to all vessels of the United States subject to the provisions of this Act through collectors of customs and other Government officers acting under the direction of the Bureau of Marine Inspection and Navigation, and shall make such rules and regulations as he may deem necessary to carry out the provisions of this Act.

SEC. 8. No provision of this Act and no amendment made by this Act shall apply to fishing or whaling vessels or yachts: *Provided, however,* That the provisions of law herein amended shall continue in effect insofar as they are applicable to said vessels or yachts with like force and effect as if this Act had not been passed.

SEC. 9. If any provision of this Act, or the application thereof to any person or circumstance, is held invalid, the remainder of the Act, and the application of the provisions thereof, shall not be affected thereby.

SEC. 10. There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.

Approved, June 25, 1936.

[CHAPTER 817.]

AN ACT

To authorize the sale and conveyance by the Department of the Interior to the State of Minnesota of the southwest quarter northwest quarter section 3, township 159 north, range 35 west, fifth principal meridian, in the State of Minnesota.

June 25, 1936.
[H. R. 11331.]
[Public, No. 809.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized and directed to convey to the State of Minnesota the southwest quarter northwest quarter section 3, township 159 north, range 35 west, fifth principal meridian, in the State of Minnesota, upon the payment by the State of Minnesota of the sum of \$64.20, being the price of the land, timber, and incidental fees.

State of Minnesota.
Conveyance of certain land to.

Purchase price.

Approved, June 25, 1936.

[CHAPTER 818.]

AN ACT

To authorize a preliminary examination of the Lackawanna River with a view to the control of its flood.

June 25, 1936.
[H. R. 12002.]
[Public, No. 810.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause a preliminary examination to be made of the Lackawanna River, in the State of Pennsylvania, with a view to the control of its flood, in accordance with the provisions of an Act entitled "An Act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Lackawanna River,
Pa.
Survey directed for controlling floods of.

Vol. 39, p. 950.
U. S. C., p. 1474.

Approved, June 25, 1936.

[CHAPTER 819.]

AN ACT

To authorize a preliminary examination of the Penobscot River, Maine, and its tributaries, with a view to the control of their floods.

June 25, 1936.
[H. R. 12007.]
[Public, No. 811.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized and directed to cause a preliminary examination to be made of the Penobscot River and its tributaries in the State of Maine, with a view to the control of their floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Penobscot River,
Maine.
Survey of, and tributaries, directed for controlling floods.

Vol. 39, p. 950.
U. S. C., p. 1474.

Approved, June 25, 1936.

[CHAPTER 820.]

AN ACT

June 25, 1936.
[H. R. 12008.]
[Public, No. 812.]

To authorize a preliminary examination of the Androscoggin River, in Maine and New Hampshire, and its tributaries, with a view to the control of their floods.

Androscoggin River, Maine and N. H. Survey of, and tributaries, directed for controlling floods.

Vol. 39, p. 950.
U. S. C., p. 1474.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized and directed to cause a preliminary examination to be made of the Androscoggin River and its tributaries in the States of Maine and New Hampshire, with a view to the control of their floods, in accordance with the provisions of section 3 of an Act entitled "An Act to provide for control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Approved, June 25, 1936.

[CHAPTER 821.]

AN ACT

June 25, 1936.
[H. R. 12490.]
[Public, No. 813.]

Authorizing a preliminary examination of the Levisa Fork of Big Sandy River in the vicinity of the Breaks of Sandy.

Big Sandy River, Levisa Fork. Survey directed for controlling floods of, in vicinity of Breaks of Sandy.

Vol. 39, p. 950.
U. S. C., p. 1474.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized and directed to cause a preliminary examination to be made of the Levisa Fork of Big Sandy River in the vicinity of the Breaks of Sandy with a view to the control of floods in the said Levisa Fork of Big Sandy River in accordance with the provisions of section 3 of the Act entitled "An Act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Approved, June 25, 1936.

[CHAPTER 822.]

AN ACT

June 25, 1936.
[H. R. 12599.]
[Public, No. 814.]

To provide more adequate protection to workmen and laborers on projects, buildings, constructions, improvements, and property wherever situated, belonging to the United States of America, by granting to the several States jurisdiction and authority to apply their State workmen's compensation laws on all property and premises belonging to the United States of America.

Federal projects, etc. Jurisdiction granted to States to apply workmen's compensation laws to.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whatsoever constituted authority of each of the several States is charged with the enforcement of and requiring compliances with the State workmen's compensation laws of said States and with the enforcement of and requiring compliance with the orders, decisions, and awards of said constituted authority of said States hereafter shall have the power and authority to apply such laws to all lands and premises owned or held by the United States of America by deed or act of cession, by purchase or otherwise, which is within the exterior boundaries of any State, and to all projects, buildings, constructions, improvements, and property belonging to the United States of America, which is within the exterior boundaries of any State, in the same way and to the same extent as if said premises were under the exclusive jurisdiction of the State within whose exterior boundaries such place may be.

SEC. 2. For the purposes set out in section 1 of this Act, the United States of America hereby vests in the several States within whose exterior boundaries such place may be, insofar as the enforcement of State workmen's compensation laws are affected, the right, power, and authority aforesaid: *Provided, however,* That by the passage of this Act the United States of America in nowise relinquishes its jurisdiction for any purpose over the property named, with the exception of extending to the several States within whose exterior boundaries such place may be only the powers above enumerated relating to the enforcement of their State workmen's compensation laws as herein designated: *Provided further,* That nothing in this Act shall be construed to modify or amend the United States Employees' Compensation Act as amended from time to time (Act of September 7, 1916, 39 Stat. 742, U. S. C., title 5 and supplement, sec. 751 et seq.).

Authority vested in States for enforcement, etc.

Provisos.
Federal jurisdiction not relinquished.

United States Employees' Compensation Act not modified.
Vol. 39, p. 742.
U. S. C., p. 98.

Approved, June 25, 1936.

[CHAPTER 830.]

AN ACT

To insure the collection of the revenue on distilled spirits, wines, and malt liquors, to provide for the more efficient and economical administration and enforcement of the laws relating to the taxation of distilled spirits, wines, and malt liquors, to amend the Federal Alcohol Administration Act, and for other purposes.

June 26, 1936.
[H. R. 9185.]
[Public, No. 815.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Liquor Tax Administration Act.

TITLE I

Title I.

SECTION 1. This Act may be cited as the "Liquor Tax Administration Act".

Citation of title.

SEC. 2. (a) Whoever, when violating any law of the United States, or of any Territory or possession of the United States, or of the District of Columbia, in regard to the manufacture, taxation, or transportation of or traffic in distilled spirits, wines, or fermented malt liquors, or when aiding in any such violation, has in his possession or in his control any device capable of causing emission of smoke, gas, or fumes, and which may be used for the purpose of hindering, delaying, or preventing pursuit or capture, any explosive, or any firearm (as defined in the National Firearms Act, as amended), except a machine gun, or a shotgun or rifle having a barrel of less than eighteen inches in length, shall be fined not more than \$5,000 or be imprisoned for not more than ten years, or both, and all persons engaged in any such violation or in aiding in any such violation shall be held to be in possession or control of such device, firearm, or explosive.

Violators of liquor laws possessing smoke, etc., devices.

Possession of firearms, etc.; exceptions.
Vol. 48, p. 1236; U. S. C., p. 1135.
Ante, p. 1192.
Penalty.

Persons engaged in, or aiding violation.

(b) Whoever, when violating any such law, has in his possession or in his control a machine gun, or any shotgun or rifle having a barrel of less than eighteen inches in length, shall be punished by imprisonment for not more than twenty years; and all persons engaged in any such violation or in aiding in any such violation shall be held to be in possession and control of such machine gun, shotgun, or rifle.

Possession of machine gun, etc.

Punishment for.
Persons engaged in, or aiding violation.

(c) Every such firearm or device for emitting gas, smoke, or fumes, and every such explosive, machine gun, shotgun, or rifle, in the possession or control of any person when violating any such law, shall be seized and shall be forfeited and disposed of in the manner provided by section 7 of the National Firearms Act.

Seizure, etc., of designated firearms, devices, explosives, etc.
Disposal of.
Vol. 48, p. 1238.
U. S. C., p. 1136.

Killing or assaulting
Customs or Internal
Revenue officer.
Ante, p. 1105.

Provisions extended
to include employee,
agent, etc.

Vol. 48, p. 780.

U. S. C., p. 739.

Discretionary power
to refuse to order return
on bond of seized vessel
or vehicle.

"Vessel" and "vehic-
le" defined.

"Machine gun" de-
fined.

Title II.

R. S., sec. 3287, p. 636.
U. S. C., p. 1156.

Filling casks, etc., at
distilleries.

Regulations for
drawing off, gauging,
etc., to be prescribed.

Marking, branding,
etc., and transfer and
storage of, in bonded
warehouses.

Wooden packages
containing metallic
cans, for export.

Standards of fill at
each distillery, pre-
scribing of.

Marking, branding,
etc., at expense of dis-
tiller; regulations for.

SEC. 3. Section 1 of the Act entitled "An Act to provide punishment for killing or assaulting Federal officers", approved May 18, 1934, as amended, is amended by striking out the words "any officer of the Customs Service or of the Internal Revenue Service", and inserting in lieu thereof the words "any officer, employee, agent, or other person in the service of the customs or of the internal revenue".

SEC. 4. Notwithstanding any provisions of law relating to the return on bond of any vessel or vehicle seized for the violation of any law of the United States, the court having jurisdiction of the subject matter, may, in its discretion and upon good cause shown by the United States, refuse to order such return of any such vessel or vehicle to the claimant thereof.

SEC. 5. (a) As used in this title the word "vessel" includes every description of watercraft used, or capable of being used, as a means of transportation in water or in water and air; and the word "vehicle" includes every animal and description of carriage or other contrivance used, or capable of being used, as a means of transportation on land or through the air.

(b) As used in this title the term "machine gun" means any weapon which shoots, or is designed to shoot, automatically or semi-automatically, more than one shot, without manual reloading, by a single function of the trigger.

TITLE II

SECTION 201. Section 3287 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 26, sec. 1231), is amended to read as follows:

"SEC. 3287. (a) Except as provided in section 602 of the Revenue Act of 1918, as amended, all distilled spirits shall be drawn from receiving cisterns into casks or packages and thereupon shall be gauged, proved, and marked by a storekeeper-gauger, and immediately removed into an Internal Revenue Bonded Warehouse. The Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, is hereby empowered to prescribe all necessary regulations relating to the drawing off, gauging, and packaging of distilled spirits; the marking, branding, numbering, and stamping of such packages; and the transfer and transportation to, and the storage of such spirits in, Internal Revenue Bonded Warehouses.

"(b) Upon the application of the distiller and under such regulations as the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, may prescribe, distilled spirits may be drawn into wooden packages, each containing two or more metallic cans, which cans shall each have a capacity of not less than five gallons, wine measure. Such packages shall be filled and used only for exportation from the United States. And there shall be charged for each of said packages or cases for the expense of providing and affixing stamps, 5 cents.

"(c) The Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, may, by regulations, prescribe the standards of fill of casks or packages of distilled spirits at each distillery.

"(d) The Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, may, by regulations, from time to time, require a distiller, at his expense and under the immediate personal supervision of a storekeeper-gauger, to do such marking and branding and such mechanical labor pertaining to gauging required under this section as the Commissioner deems proper and determines may be done without danger to the revenue."

SEC. 202. Section 3295 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 26, sec. 1236), is further amended to read as follows:

R. S., sec. 3295, p. 637.
U. S. C., p. 1156.

"SEC. 3295. (a) Whenever an application is received for the removal from any Internal Revenue Bonded Warehouse of any cask or package of distilled spirits on which the tax has been paid, the storekeeper-gauger shall gauge and inspect the same, and shall, before such cask or package has left the warehouse, place upon such package such marks, brands, and stamps as the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, shall by regulations prescribe, which marks, brands, and stamps shall be erased when such cask or package is emptied.

Gauging, branding, and stamping spirits before removal from warehouse.

"(b) The Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, may, by regulations, from time to time, require any distiller, at his expense and under the immediate personal supervision of a storekeeper-gauger, to do such marking and branding and such mechanical labor pertaining to gauging required under this section as the Commissioner deems proper and determines may be done without danger to the revenue."

Erasure of marks, etc., when cask emptied.

Marking and branding by distiller.

SEC. 203. Section 3290 of the Revised Statutes (U. S. C., 1934 ed., title 26, sec. 1811 (a)) is amended to read as follows:

R. S., sec. 3290, p. 636.
U. S. C., p. 1212.

"SEC. 3290. Whenever any storekeeper-gauger employs any owner, agent, or superintendent of any distillery or Internal Revenue Bonded Warehouse, or any person in the service of such owner, agent, or superintendent, or any rectifier or wholesale liquor dealer, or any person in the service of such rectifier or wholesale liquor dealer, to use his brands or to discharge any of the duties imposed upon him by law, he shall, for each offense so committed, be subject to a fine of not more than \$1,000. This section shall not apply in any case in which the use of the storekeeper-gauger's brand or the discharge of his duties by another has been directed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, under authority of law."

Storekeeper-gauger employing distiller, etc., to use his brands, or discharge his duties.

Penalty.
Liability removed if directed by Commissioner.

TITLE III

Title III.

SECTION 301. (a) Section 3262 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 26, secs. 1166 (b) and 1353), is amended to read as follows:

R. S., sec. 3262, p. 629.
U. S. C., pp. 1146, 1172.

"SEC. 3262. (a) No bond of a distiller shall be approved unless—
"(1) The distiller is the owner in fee, unencumbered by any mortgage, judgment, or other lien, of the lot or tract of land on which the distillery is situated; or

Distiller's bond; qualifications.
Ownership in fee of distillery tract.

"(2) The distiller files with the officer designated for the purpose by the Commissioner of Internal Revenue, in connection with his notice, the written consent of the owner of the fee, and of any mortgagee, judgment-creditor, or other person having a lien thereon, duly acknowledged, that the premises may be used for the purpose of distilling spirits, subject to the provisions of law, and expressly stipulating that the lien of the United States for taxes and penalties shall have priority of such mortgage, judgment, or other encumbrance, and that in the case of the forfeiture of the distillery premises, or any part thereof, the title to the same shall vest in the United States, discharged from such mortgage, judgment, or other encumbrance; or, if consent as required under this paragraph cannot be obtained,

Owner's, etc., consent filed.

Agreement to priority of United States lien for taxes, etc.

"(3) The distiller, with the approval of the Commissioner, files with the officer designated by the Commissioner a bond, approved by the Commissioner, in the penal sum equal to the appraised value

Vesting of title in United States in event of forfeiture of premises.

Bond; amount, form, etc.

of the lot or tract of land on which the distillery is situated, the distillery, the buildings, and the distilling apparatus. Such value shall be determined, and such bond shall be executed, in such form and with such sureties, and filed with the officer designated by the Commissioner of Internal Revenue, under such regulations as the Secretary of the Treasury shall prescribe.

Distillery, etc., erected prior to July 20, 1868.
Owner's estate less than fee-simple.

Evidence of title held but was not required to be recorded.

Title in litigation.

Property encumbered with mortgage, not yet due.

Held by person incapable of giving consent.

Appraisal.

Acceptance of bond in lieu of written consent.

Sureties.

Acceptance of distiller's bond in lieu of owner's consent where distillery erected prior to July 20, 1868; additions.

Distillery sold at judicial, etc., sale in favor of United States.
Operation, etc., of.

“(b) In any case where the owner of a distillery or distilling apparatus, erected prior to July 20, 1868, has only an estate for a term of years or other estate less than fee-simple in the lot or tract of land on which the distillery is situated, the evidence of title to which shall have been duly recorded prior to that date; or in like case, where the lease or other evidence of title is held but was not required by the laws of the State to be recorded in order to be valid at the time of its execution; or in any case of such prior erection where the title was then, and has continued to be, in litigation; or in any case of such prior erection where such owner is possessed of the fee, but encumbered with a mortgage executed and duly recorded prior to July 20, 1868, and not due, or in any case of such prior erection where the fee is held by a femme-covert, minor, person of unsound mind, or other person incapable of giving consent, as required in subsection (a), the value of such lot or tract of land, together with the building and distilling apparatus, shall be appraised in the manner to be prescribed by the Commissioner; and the officer designed by the Commissioner may, at the discretion of the Commissioner, be authorized to accept, in lieu of the said written consent, the bond of such distiller, in such form as the Commissioner may prescribe, with not less than two personal sureties of¹ one corporate surety, conditioned that in case the distillery, distilling apparatus, or any part thereof, shall by final judgment be forfeited for the violation of any of the provisions of law, the obligors shall pay the amount stated in said bond. Said sureties shall be residents of the collection district or county, or of an adjoining county in the same State in which the distillery is situated, and owners of unencumbered real estate in said district or county, or adjoining county, equal to such appraised value, and the penal sum of said bond shall be equal to the appraised value of said lot or tract of land together with the buildings and distilling apparatus.

“(c) The officer designated by the Commissioner may at any time, at the discretion of the Commissioner, accept such bond as is authorized to be given by the distiller in lieu of the written consent of the owner of the fee in the case of a distillery erected prior to July 20, 1868, notwithstanding such distillery has since then been increased by the addition of land or buildings adjacent or contiguous thereto, not owned by the distiller himself in fee; such bond to be for and in respect of such addition only, if the distillery be one which the distiller owns in fee or in respect to which he has procured the written consent of the owner of the fee or other encumbrance, otherwise to be for and in respect of the entire distillery as increased by such addition.

“(d) In case of any distillery sold at judicial or other sale in favor of the United States, a bond may be taken at the discretion of the Commissioner of Internal Revenue, in lieu of the written consent required by this section, and the person giving such bond may be allowed to operate such distillery during the existence of the right of redemption from such sale, on complying with all the other provisions of law.

¹ So in original.

"(e) No lien shall attach to any lot or tract of land, distillery, building, or distilling apparatus, under the provisions of section 3251 of the Revised Statutes, as amended, by reason of distilling done during any period included within the term of any bond taken under the provisions of paragraph (3) of subsection (a) of this section."

No lien on premises for distilling done within term of bond.
R. S., sec. 3251, p. 627.
U. S. C., p. 1140.

SEC. 302. Section 3264 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 26, sec. 1168), is further amended by adding at the end thereof the following new paragraph:

R. S., sec. 3264, p. 630.
U. S. C., p. 1147.

"The Secretary of the Treasury in the case of any distillery may, under regulations, waive such of the requirements of this section as he determines may be waived without danger to the revenue. Whenever the Secretary of the Treasury, by authority of this paragraph, waives any or all of the requirements of this section, he may, by regulation, relieve the distiller from such requirements of sections 3285, 3309, 3310, and 3311 of the Revised Statutes, as amended, and of section 6 of the Act of March 1, 1879, as amended (U. S. C., 1934 ed., title 26, sec. 1198), and of such other provisions of law relating or incidental to survey requirements, as the Secretary determines may be waived without danger to the revenue."

Waiver of survey requirements in certain cases.

SEC. 303. Section 3260 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 26, sec. 1165), is further amended by adding at the end thereof the following new paragraph:

R. S., secs. 3285, 3309-3311, pp. 1150-1151.
Vol. 20, p. 340; Vol. 21, p. 147.
U. S. C., p. 1151.

"Whenever, under authority of law, the Secretary of the Treasury shall relieve a distiller from the survey requirements of section 3264 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 26, sec. 1168), he may likewise by regulation fix the penal sum of the distiller's bond, but in no case shall the amount of the minimum bond be less than \$5,000 nor the amount of the maximum bond greater than \$100,000."

R. S., sec. 3260, p. 629.
U. S. C., p. 1146.

SEC. 304. Section 3267 of the Revised Statutes (U. S. C., 1934 ed., title 26, sec. 1171), is amended by adding a new paragraph at the end thereof, to read as follows:

Amount of distiller's bond when relieved from survey requirements.

"Whenever, under authority of law, the Secretary of the Treasury shall relieve a distiller from the survey requirements, he may, by regulation, require the distiller to provide such receiving cisterns, tanks, or such other equipment as the Secretary shall deem proper in order to protect the revenue."

Receiving cisterns in distilleries.

SEC. 305. Section 67 of the Act of August 27, 1894 (28 Stat. 568), (U. S. C., 1934 ed., title 26, sec. 1166 (c)), is amended to read as follows:

Vol. 28, p. 568.
U. S. C., p. 1146.

"SEC. 67. (a) No individual, firm, partnership, corporation, or association, intending to commence or to continue the business of a distiller, rectifier, brewer, or winemaker, shall commence or continue the business of a distiller, rectifier, brewer, or winemaker until all bonds in respect of such a business, required by any provision of law, have been approved by the Commissioner of Internal Revenue or such other officer of the Bureau of Internal Revenue as the Commissioner, with the approval of the Secretary of the Treasury, may designate.

Approval of bonds before commencing or continuing business.

"(b) The Commissioner or the designated officer may disapprove any such bond or bonds if the individual, firm, partnership, corporation, or association giving the same, or owning, controlling, or actively participating in the management of the business of the individual or firm, partnership, corporation, or association giving the same, shall have been previously convicted, in a court of competent jurisdiction, of (1) any fraudulent noncompliance with any provision of any law of the United States if such provision related to internal-revenue or customs taxation of distilled spirits, wines,

Disapproval of bonds for causes specified.

Fraudulent noncompliance with internal revenue, etc., taxation.

or fermented malt liquors, or if such an offense shall have been compromised with the individual, firm, partnership, corporation, or association upon payment of penalties or otherwise, or (2) any felony under a law of any State, Territory, or the District of Columbia, or the United States, prohibiting the manufacture, sale, importation, or transportation of distilled spirits, wine, fermented malt liquor, or other intoxicating liquor.

Felony under prohibition, etc., laws.

Appeals.

"(c) In case the disapproval is by any officer other than the Commissioner, the individual, firm, partnership, corporation, or association giving the bond may appeal from such disapproval to the Commissioner.

Disapproval of Commissioner final.

"(d) The disapproval of the Commissioner in any matter under this section shall be final."

Vol. 29, p. 626.
U. S. C., p. 1162.

SEC. 306. (a) Section 1 of the Act entitled "An Act to allow the bottling of distilled spirits in bond", approved March 3, 1897, as amended (U. S. C., 1934 ed., title 26, sec. 1276), is further amended to read as follows:

Bottling of distilled spirits in bond.

"That whenever any distilled spirits deposited in the Internal Revenue Bonded Warehouse have been duly entered for withdrawal, before or after tax-payment, or for export in bond, and have been duly gauged and the required marks, brands, and taxpaid stamps (if required) or export stamps, as the case may be, have been affixed to the package or packages containing the same, the distiller or owner of said distilled spirits, if he has declared his purpose so to do in the entry for withdrawal, which entry for bottling purposes may be made by the owner as well as the distiller, may remove such spirits to a separate portion of said warehouse which shall be set apart and used exclusively for that purpose, and there, under the supervision of a United States storekeeper-gauger in charge of such warehouse, may immediately draw off such spirits, bottle, pack, and case the same. For convenience in such process any number of packages of spirits of the same kind, differing only in proof, but produced at the same distillery by the same distiller, may be mingled together in a cistern provided for that purpose, but nothing herein shall authorize or permit any mingling of different products, or of the same products of different distilling seasons, or the addition or subtraction of any substance or material or the application of any method or process to alter or change in any way the original condition or character of the product except as herein authorized; nor shall there be at the same time in the bottling room of any Internal Revenue Bonded Warehouse any spirits entered for withdrawal upon payment of the tax and any spirits entered for export.

Mingling.

Restrictions.

Affixing stamps on bottles, packing, etc.

"Every bottle when filled shall have affixed thereto and passing over the mouth of the same such suitable adhesive engraved strip stamp as may be prescribed, as hereinafter provided, and shall be packed into cases to contain six bottles or multiples thereof, and in the aggregate not less than two nor more than five gallons in each case, which, if taxpaid, shall be immediately removed from the warehouse premises. Each of such cases shall have affixed thereto a stamp denoting the number of gallons therein contained, such stamp to be affixed to the case before its removal from the warehouse, and such stamps shall have a cash value of ten cents each, and shall be charged at that rate to the collectors to whom issued, and shall be paid for at that rate by the distiller or owner using the same.

On cases.

Statement on each case; requirements.

"And there shall be plainly burned, embossed, or printed on the side of each case, to be known as the Government side, the proof of the spirits, the registered distillery number, the State and supervisory district in which the distillery is located, the real name of the actual bona fide distiller or of the individual, firm, partnership,

corporation or association in whose name the spirits were produced and warehoused, the year and distilling season, whether spring or fall, of original inspection or entry into bond, and the date of bottling, and the same wording shall be placed upon the adhesive engraved strip stamp over the mouth of the bottle. It being understood that the spring season shall include the months from January to July, and the fall season the months from July to January.

"And no trade-marks shall be put upon any bottle unless the real name of the actual bona fide distiller, or the name of the individual, firm, partnership, corporation, or association in whose name the spirits were produced and warehoused, shall also be placed conspicuously on said bottle."

Trade marks; requirements.

(b) Section 2 of the Act entitled "An Act to allow the bottling of distilled spirits in bond", approved March 3, 1897, as amended (U. S. C., 1934 ed., title 26, sec. 1277), is further amended by striking out the last clause following the words "Secretary of the Treasury", and inserting in lieu thereof the following: "but no spirits (except gin for export) shall be bottled in bond until they have remained in bond in wooden containers for at least four years from the date of original gauge as to fruit brandy, or original entry as to all other spirits: *Provided*, That nothing in this Act shall authorize the labeling of spirits in bottles contrary to the provisions of regulations issued pursuant to the Federal Alcohol Administration Act, or any amendment thereof."

Regulations governing bottling in bond.

Vol. 29, p. 627.
U. S. C., p. 1162.

Proviso.
Labeling.

SEC. 307. (a) All distilled spirits heretofore entered for deposit in a distillery, general, or special bonded warehouse, or hereafter entered for deposit in an Internal Revenue Bonded Warehouse, shall be withdrawn therefrom within eight years from the date of original entry therein, except as provided in subsection (c) of this section.

Bonded period.

(b) Any distilled spirits heretofore deposited in any distillery, general, or special bonded warehouse, or hereafter deposited in any Internal Revenue Bonded Warehouse, may, at the time of withdrawal of the spirits from such warehouse, upon the filing of an application for the regauge of such spirits, giving a description of the package containing the spirits, be regauged by a storekeeper-gauger who shall place upon each such package such marks and brands as the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, shall by regulations prescribe. If upon such regauging it shall appear that there has been a loss by leakage or evaporation of distilled spirits from any cask or package, without the fault or negligence of the distiller or warehouseman, taxes shall be collected only on the quantity of distilled spirits contained in such cask or package at the time of such withdrawal. The allowance which shall be made for such loss of spirits shall not exceed—

Regauging.

Loss allowance.

1 proof-gallon for 2 months or part thereof;

1½ gallons for more than 2 months and not more than 4 months;

2 gallons for more than 4 months and not more than 6 months;

2½ gallons for more than 6 months and not more than 8 months;

3 gallons for more than 8 months and not more than 10 months;

3½ gallons for more than 10 months and not more than 12 months;

4 gallons for more than 12 months and not more than 15 months;

4½ gallons for more than 15 months and not more than 18 months;

5 gallons for more than 18 months and not more than 21 months;

5½ gallons for more than 21 months and not more than 24 months;

6 gallons for more than 24 months and not more than 27 months;

6½ gallons for more than 27 months and not more than 30 months;

7 gallons for more than 30 months and not more than 33 months;

7½ gallons for more than 33 months and not more than 36 months;
 8 gallons for more than 36 months and not more than 40 months;
 8½ gallons for more than 40 months and not more than 44 months;
 9 gallons for more than 44 months and not more than 48 months;
 9½ gallons for more than 48 months and not more than 52 months;
 10 gallons for more than 52 months and not more than 56 months;
 10½ gallons for more than 56 months and not more than 60 months;
 11 gallons for more than 60 months and not more than 64 months;
 11½ gallons for more than 64 months and not more than 68 months;
 12 gallons for more than 68 months and not more than 72 months;
 12½ gallons for more than 72 months and not more than 76 months;
 13 gallons for more than 76 months and not more than 80 months;
 13½ gallons for more than 80 months from the date of original
 gauge as to fruit brandy, or original entry as to all other spirits;
 and no further allowances shall be made for loss by leakage or
 evaporation.

Allowance applica-
 ble to casks, etc., only.

Proof computation.

Spirits in bond for
 eight years or over.

Leakage allowance.

Proviso.
 Allowances for prior
 period.
 Vol. 43, p. 808.

Effective date of sec-
 tion.

Proviso.
 Regauging prior to
 effective date.

Vol. 40, p. 1106.

Removal of certain
 spirits.

Transfers by pipe
 lines to storage tanks in
 warehouses.

Drawing into ap-
 proved containers for
 storage in warehouse.

Taxpaid in approved
 containers in cistern
 rooms.

Transportation in ap-
 proved containers, for
 beverage use.

Regulations to be
 prescribed.

The foregoing allowance for loss shall apply only to casks or packages of a capacity of forty or more wine-gallons, and the allowance for loss on casks or packages of less capacity than forty gallons shall not exceed one-half the amount allowed on said forty-gallon cask or package; but no allowance shall be made on casks or packages of less capacity than twenty gallons. The proof of such distilled spirits shall not in any case be computed at the time of withdrawal at less than 100 per centum.

(c) Distilled spirits which on the effective date of this section are eight years of age, or older, and which are in bonded warehouses, may remain therein after such date; but no allowance for loss by leakage or evaporation shall be made in the case of such spirits with respect to any period after such date: *Provided*, That loss allowances for such spirits for the period prior to the effective date of this section shall be made pursuant to the provisions of the Act of February 6, 1925 (43 Stat. 808).

(d) This section shall take effect thirty days after the date of the enactment of this Act: *Provided*, That a regauge to determine the losses to be allowed under subsection (c) shall be made prior to the effective date of this section.

SEC. 308. The first paragraph of section 602 of the Revenue Act of 1918, approved February 24, 1919, is amended to read as follows:

"SEC. 602. Subject to the provisions of existing law, spirits produced at registered distilleries and reduced in the receiving cisterns in such distilleries to not more than one hundred and fifty-nine degrees of proof and not less than one hundred degrees of proof, may be transferred, by means of pipe lines, direct to storage tanks in the Internal Revenue Bonded Warehouse located on the bonded premises where produced and be warehoused in such storage tanks, or they may be drawn into approved containers and transferred to any Internal Revenue Bonded Warehouse for storage therein, or they may be taxpaid in such approved containers in such cistern rooms, without being entered into an Internal Revenue Bonded Warehouse. Such spirits may be drawn into approved containers from storage tanks in Internal Revenue Bonded Warehouse located on the bonded premises of the distillery either for storage in bond or tax payment. Such spirits, upon tax payment, may be transported in approved containers for use for beverage purposes only. The Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, is hereby empowered to prescribe all necessary regulations relating to the drawing off, transferring, gauging, storing, and transportation of such spirits; the records to

be kept and returns to be made; the size and kind of containers to be used; the marking, branding, numbering, and stamping of such containers; the kind of stamps, if any, to be used; and the kind of bond and the penal sum thereof."

SEC. 309. Section 3293 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 26, sec. 1232), is amended to read as follows:

"SEC. 3293. (a) The distillers of all spirits removed to an Internal Revenue Bonded Warehouse shall enter the same for deposit in such warehouse, under such regulations as the Commissioner of Internal Revenue may prescribe. Said entry shall be in such form as the Commissioner shall prescribe.

"(b) The tax on all distilled spirits hereafter entered for deposit in Internal Revenue Bonded Warehouses shall be due and payable before and at the time the same are withdrawn therefrom and within eight years from the date of the original entry for deposit therein; and warehousing bonds hereafter taken under the provisions of the internal revenue laws shall be conditioned for the payment of the tax on the spirits as specified in the entry before withdrawal from the Internal Revenue Bonded Warehouse, and within eight years from the date of said entry. The Commissioner shall prescribe the form and penal sums of bonds covering distilled spirits in Internal Revenue Bonded Warehouses and in transit to and between such warehouses: *Provided*, That the penal sums of such bonds covering distilled spirits shall not exceed in the aggregate \$200,000 for each such warehouse.

"(c) A new bond shall be required in case of the death, insolvency, or removal of the surety or sureties, and may be required in any other contingency affecting its validity or impairing its efficiency, at the discretion of the Commissioner of Internal Revenue. And in case the warehouseman fails or refuses to give the bond required, or to renew the same, or neglects to immediately withdraw the spirits and pay the tax thereon, or if he neglects to withdraw any bonded spirits and pay the tax thereon before the expiration of the time limited in the bond, the collector shall proceed to collect the tax by distraint, issuing his warrant of distraint for the amount of tax found to be due, as ascertained by him from the report of the storekeeper-gauger if no bond was given, or from the terms of the bond if a bond was given. But this provision shall not exclude any other remedy or proceeding provided by law.

"(d) If it shall appear at any time that there has been a loss of distilled spirits from any cask or other package deposited in an Internal Revenue Bonded Warehouse, other than the loss provided for in section 3221 of the Revised Statutes, as amended, which, in the opinion of the Commissioner of Internal Revenue, is excessive, he may instruct the District Supervisor of the district in which the loss has occurred to require the withdrawal from warehouse of such distilled spirits, and direct the Collector of Internal Revenue to collect the tax accrued upon the original quantity of distilled spirits entered into the warehouse in such cask or package, notwithstanding that the time specified in any bond given for the withdrawal of the spirits entered into warehouse in such cask or package has not expired. If the said tax is not paid on demand, the collector shall report the amount due upon his next monthly list, and it shall be assessed and collected as other taxes are assessed and collected."

SEC. 310. Section 3302 of the Revised Statutes (U. S. C., 1934 ed., title 26, sec. 1229) is amended to read as follows:

"SEC. 3302. The storekeeper-gauger assigned to any distillery shall, in addition to all other duties required to be performed by him, keep

- R. S., sec. 3293, p. 637.
U. S. C., p. 1156.
- Entry of spirits for deposit in warehouse.
- Form.
- Tax on spirits entered for deposit.
- Warehousing bonds.
- Form and amount.
- Proviso.*
Maximum.
- New bond upon death, etc., of sureties.
- Penalty for failure to give bond, etc.
- Other proceedings.
- Loss of spirits other than by accident.
- R. S., sec. 3221, p. 619.
U. S. C., p. 1161.
- Assessment and collection of tax if not paid on demand.
- R. S., sec. 3302, p. 639.
U. S. C., p. 1155.
- Records to be kept by storekeeper-gaugers.

records of the receipt and use of substances brought into said distillery, or on said premises, to be used for the purpose of producing spirits, and of all spirits drawn off from the receiving cistern, and the time when the same were drawn off, in such form as the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, shall, by regulations, prescribe."

R. S., sec. 3303, p. 639.
U. S. C., p. 1150.

SEC. 311. Section 3303 of the Revised Statutes (U. S. C., 1934 ed., title 26, sec. 1192 (a)) is amended to read as follows:

Distillers' books; entries to be made.

"SEC. 3303. Every person who makes or distills spirits, or owns any still, boiler, or other vessel used for the purpose of distilling spirits, or who has such still, boiler, or other vessel so used under his superintendence, either as agent or owner, or who uses any such still, boiler, or other vessel, shall keep a record, in the form and manner prescribed by the Commissioner of Internal Revenue, of the receipt on the distillery premises, and the use thereon, of materials intended for use in the distillation of spirits, and of the number of gallons of spirits distilled, the number of gallons placed in the warehouse, and the proof thereof, the number of gallons sold or removed, with the proof thereof, and the name, place of business, and residence of the person to whom sold."

R. S., sec. 3331, p. 649.
U. S. C., p. 1152.

SEC. 312. Section 3331 of the Revised Statutes (U. S. C., 1934 ed., title 26, sec. 1203) is hereby amended to read as follows:

Operation of distillery under bond, after seizure.

"SEC. 3331. Any distillery or distilling apparatus seized for any violation of law may, in the discretion of the court, be released before final judgment to a receiver appointed by the court to operate such distillery or apparatus. Such receiver shall give bond, which shall be approved in open court, with two or more competent personal sureties, or one approved corporate surety, for the full appraised value of all the property seized, to be ascertained by three competent appraisers designated and appointed by the court. Funds obtained from such operation shall be impounded as the court shall direct pending such final judgment."

Bond by receiver.

Impounding of funds.

R. S., sec. 3339, p. 651.
U. S. C., p. 1167.

SEC. 313. (a) Section 3339 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 26, sec. 1330 (a) and (b)), is further amended by adding a new paragraph at the end thereof reading as follows:

Tolerances.
Limits within which contents may exceed tax-paid quantity.

"The provisions of this section requiring the accounting of hogsheads, barrels, and fractional parts of barrels at the next higher quantity shall not apply where the contents of such hogsheads, barrels, or fractional parts of barrels are within the limits of tolerance established by the Commissioner of Internal Revenue by regulations which he is hereby authorized to prescribe with the approval of the Secretary of the Treasury; and no assessment shall be made and no tax shall be collected for any excess in any case where the contents of the hogsheads, barrels, or fractional parts of barrels heretofore or hereafter used are within the limits of the tolerance so prescribed."

R. S., sec. 3342, p. 652.
U. S. C., pp. 1167, 1169.

(b) Section 3342 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 26, secs. 1332 (a) and (b) and 1337 (b)), is amended to read as follows:

Stamps; procurement by brewer.

"SEC. 3342. (a) Every brewer shall obtain, from the collector of the district in which his brewery or brewery-warehouse is situated, and not otherwise unless such collector shall fail to furnish the same upon application to him, the proper stamps.

Affixing of stamps.

"(b) Every brewer shall affix, upon the spigot-hole in the head of every hogshead, barrel, or keg in which any fermented liquor is contained, when sold or removed from such brewery or warehouse (except in case of removal under permit, as hereinafter provided), a stamp denoting the amount of the tax required upon such fer-

mented liquor, which stamp shall be destroyed by driving through the same the faucet through which the liquor is to be withdrawn, or an air-faucet of equal size, at the time the hogshead, barrel, or keg is tapped, in case it is tapped through the other spigot-hole (of which there shall be but two, one in the head and one in the side), and shall also, at the time of affixing such stamp, cancel the same by writing or imprinting thereon the name of the person, firm, or corporation by whom such liquor was made, or the initial letters thereof, and the date when canceled: *Provided, however,* That the Commissioner of Internal Revenue may, in his discretion, authorize the use of such other tapping devices or faucets as will permit the affixing and destruction of stamps in a manner consistent with the protection of the revenue.

Destruction, etc., when container is tapped.

Provision. Use of other tapping devices.

“(c) Every brewer who refuses or neglects to affix and cancel, in the manner provided under this section, the stamps required by law, or who affixes a false or fraudulent stamp, or knowingly permits the same to be done, shall pay a penalty of \$100 for each hogshead, barrel, or keg on which such omission or fraud occurs, and be imprisoned not more than one year.”

Penalty for violation.

(c) Section 3345 of the Revised Statutes (U. S. C., 1934 ed., title 26, sec. 1333 (a)) is amended by striking out the phrase “in one vessel” where it appears after the phrase “or not less than six barrels”.

Removals free of tax. R. S., sec. 3345, p. 653. U. S. C., p. 1168.

(d) Section 3348 of the Revised Statutes (U. S. C., 1934 ed., title 26, sec. 1334 (e)) is amended by striking out “kegs, or other vessels” where it appears therein and inserting in lieu thereof “or kegs”.

Stamping: monthly report of retail sales. R. S., sec. 3348, p. 653. U. S. C., p. 1168.

(e) Section 3349 of the Revised Statutes (U. S. C., 1934 ed., title 26, sec. 1334 (f)) is amended by striking out “keg, or other vessel” where it appears therein and inserting in lieu thereof “or keg”.

Manufacturer's name on container. R. S., sec. 3349, p. 654. U. S. C., p. 1169.

SEC. 314. (a) The last sentence of section 3242 of the Revised Statutes (U. S. C., 1934 ed., title 26, sec. 1397 (b)) is hereby repealed.

Special tax; provision repealed. R. S., sec. 3242, p. 622. U. S. C., p. 1178.

(b) The first sentence of section 3281 of the Revised Statutes (U. S. C., 1934 ed., title 26, secs. 1184 and 1397 (a) (1)), as amended, is further amended to read as follows:

R. S., sec. 3281, p. 635. U. S. C., pp. 1149, 1178.

“Any person who shall carry on the business of a brewer, rectifier, wholesale liquor dealer, retail liquor dealer, wholesale dealer in malt liquors, retail dealer in malt liquors, or manufacturer of stills, and willfully fails to pay the special tax as required by law, or who shall carry on the business of a distiller without having given bond as required by law, or who shall engage in or carry on the business of a distiller with intent to defraud the United States of the tax on the spirits distilled by him, or any part thereof, shall, for every such offense, be fined not less than \$100 nor more than \$5,000 and be imprisoned for not less than thirty days nor more than two years.”

Conducting business without giving bond, or paying special tax, etc.

SEC. 315. Section 3335 of the Revised Statutes (U. S. C., 1934 ed., title 26, sec. 1334 (a)) is amended to read as follows:

Penalty.

R. S., sec. 3335, p. 650. U. S. C., p. 1168.

“SEC. 3335. Every brewer shall, before commencing or continuing business, file with the officer designated for that purpose by the Commissioner of Internal Revenue a notice in writing and in the form prescribed by the Commissioner, with the approval of the Secretary of the Treasury. Such notice shall set forth (a) the name and residence of the brewer, and the names and residences of all such persons interested or to be interested in the business, directly or indirectly, as the Commissioner shall prescribe, (b) the precise place where the business is to be carried on, including a description of the premises on which the brewery is situated, the title of the brewer to the premises, and the name of the owner thereof, and (c) such additional particulars as the Commissioner shall prescribe as necessary for the protection of the revenue.”

Notice by brewer before commencing business; information required.

R. S., sec. 3336, p. 650.
U. S. C., p. 1168.

SEC. 316. Section 3336 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 26, sec. 1334 (b)), is further amended to read as follows:

Brewer's bond.

"SEC. 3336. Every brewer, on filing notice as provided by law of his intention to commence or continue business, shall execute a bond to the United States in such penal sum, in proportion to the production capacity of the plant, as the Secretary of the Treasury shall by regulations prescribe, but in no event shall such sum be less than \$1,000. The bond shall be conditioned that the brewer shall pay, or cause to be paid, as herein provided, the tax required by law on all beer, lager beer, ale, porter, and other fermented liquors made by or for him, before the same is sold or removed for consumption or sale, except as hereinafter provided; and that he shall keep, or cause to be kept, in the manner required by law, a book which shall be open to inspection by the proper officers, as by law required; and that he shall in all respects faithfully comply, without fraud or evasion, with all requirements of law relating to the manufacture and sale of any malt liquors aforesaid. Once in every four years, or whenever required so to do by the Secretary of the Treasury, or such officer as may be designated by the Secretary of the Treasury, the brewer shall execute a new bond in the penal sum fixed in this section or prescribed in pursuance of this section, and conditioned as above provided, which bond shall be in lieu of any former bond or bonds of such brewer in respect to all liabilities accruing after its approval."

Conditions.

Renewals.

R. S., sec. 3340, p. 651.
U. S. C., p. 1169.

SEC. 317. Section 3340 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 26, sec. 1337 (a)), is amended to read as follows:

Evading tax; not making true and exact entries, reports, etc.

"SEC. 3340. (a) Every owner, agent, or superintendent of any brewery, vessels, or utensils used in making fermented liquors, who evades or attempts to evade the payment of the tax thereon, or fraudulently neglects or refuses to make true and exact entry and report of the same in the manner required by law, or to do, or cause to be done, any of the things by law required to be done by him, or who intentionally makes false entry in said book or in said statement, or knowingly allows or procures the same to be done, shall—

Penalties.

"(1) forfeit, for every such offense, all the liquors made by him or for him, and all the vessels, utensils, and apparatus used in making the same, and

"(2) be liable to a penalty of not less than \$500 nor more than \$1,000, to be recovered with costs of suit, and shall be deemed guilty of a misdemeanor, and be imprisoned for a term not exceeding one year.

Neglecting to keep books or refusing to furnish required accounts.

"(b) Every brewer who neglects to keep books or refuses to furnish the account and duplicate thereof as provided by law, or refuses to permit the proper officer to examine the books in the manner provided, shall, for every such refusal or neglect, forfeit and pay the sum of \$300.

Penalty.

Unlawful removal of taxable malt liquors, without tax payment.
Penalty.

"(c) For flagrant and willful removal of taxable malt liquors for consumption or sale, without payment of tax thereon, all the right, title, and interest of each person, who has knowingly suffered or permitted such removal or has connived at the same, in the lands and buildings constituting the brewery premises and bottling house shall be forfeited by a proceeding in rem in the District Court of the United States having jurisdiction thereof.

Brewery premises; term defined and purposes restricted.

"(d) The brewery premises shall consist of the land and buildings described in the brewer's notice and shall be used solely for the purposes of manufacturing beer, lager beer, ale, porter, and similar fermented malt liquors, cereal beverages containing less than one-

half of 1 per centum of alcohol by volume, vitamins, ice, malt, and malt syrup; of drying spent grain from the brewery; of recovering carbon dioxide and yeast; and of storing bottles, packages, and supplies necessary or incidental to all such manufacture. The brewery bottling house shall be used solely for the purposes of bottling beer, lager beer, ale, porter, and similar fermented malt liquors, and cereal beverages containing less than one-half of 1 per centum of alcohol by volume. Notwithstanding the foregoing provisions, where any such brewery premises or brewery bottling house is, on the date of the enactment of the Liquor Tax Administration Act, being used by any brewer for purposes other than those herein described, or the brewery bottling house is, on such date, being used for the bottling of soft drinks, the use of the brewery and bottling house premises for such purposes may be continued by such brewer. The brewery bottling house of any brewery shall not be used for the bottling of the product of any other brewery. Any brewer who uses his brewery or bottling house contrary to the provisions of this subsection shall be fined not more than \$50 with respect to each day upon which any such use occurs."

Bottling house; use restricted.

Established breweries used for other purposes.

Bottling products of another brewery.
Penalty for violation.

SEC. 318. The Secretary of the Treasury may, by regulations, authorize the amelioration of wine by the winemaker and the fortification of wine, without supervision by any officer of the United States, whenever he determines that such authorization may be made without danger to the revenue.

Amelioration of wine, etc., without supervision; regulations for.

SEC. 319. (a) Section 605 of the Revenue Act of 1918 as amended (U. S. C., 1934 ed., title 26, sec. 1151), is amended by inserting, preceding the penalty paragraph the following new paragraph:

Vol. 40, p. 1108.
U. S. C., p. 1141.

"The premises of a rectifier shall be as described in his notice and, whether they consist of an entire building or of rooms in a building, shall have means of ingress from and egress into a public street or yard, or into a public hall or elevator shaft leading into a public street or yard, and shall be used exclusively for the business of rectification and the bottling of liquors rectified by him thereon, and the bottling of wines and spirits without rectification. Notwithstanding the foregoing provisions, where any such premises are, on the date of the enactment of the Liquor Tax Administration Act, being used for purposes other than those herein described, such use may be continued for not more than sixty days after such date. Any rectifier who uses his rectifying premises contrary to the provisions of this paragraph shall be fined not more than \$50 with respect to each day upon which any such use occurs, but shall not, on account of such use, be subject to the penalties otherwise prescribed in this section."

Premises of rectifier; requirements.

Use restricted.

Existing rectifying premises used for other purposes; limited continuance.

Penalty for violation.

(b) Section 605 of the Revenue Act of 1918, as amended, is amended by adding at the end thereof two new paragraphs reading as follows:

Vol. 40, p. 1108.
Rectification of wines.

"The filtering, clarifying, or purifying of wines on bonded winery premises or bonded storeroom premises shall not be deemed to be rectification within the meaning of paragraph 'Third' of section 3244 of the Revised Statutes (U. S. C., 1934 ed., title 26, sec. 1398 (f)). The Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, shall prescribe such regulations under this section as he deems necessary.

Filtering, clarifying, etc., on bonded premises not rectification.

R. S., sec. 3244, p. 623.
U. S. C., p. 1179.

Regulations.

"The manufacture of vermouth with fortified sweet wine on bonded winery premises shall not be deemed to be rectification within the meaning of paragraph 'Third' of section 3244 of the Revised Statutes, if distilled spirits are not added to the fortified sweet wine used in the manufacture thereof or to such vermouth during or after its manufacture. Such vermouth may be manufactured on

Manufacture of vermouth with fortified sweet wine on bonded premises.

R. S., sec. 3244, p. 623.
U. S. C., p. 1179.

Operations restricted.

Supervision; regula-
tions.

Vol. 40, p. 1110.
U. S. C., p. 1164.

Tax on still wines.

bonded winery premises, but only in a separate department thereof having no interior communication with any other department or part of such premises, under such supervision and in accordance with such regulations as the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, shall prescribe."

(c) So much of section 611 of the Revenue Act of 1918, as amended (relating to the tax on still wines) (U. S. C., 1934 ed., title 26, sec. 1300 (a) (1)), as reads:

"On wines containing not more than 14 per centum of absolute alcohol, 10 cents per wine gallon, the per centum of alcohol under this section to be reckoned by volume and not by weight;

"On wines containing more than 14 per centum and not exceeding 21 per centum of absolute alcohol, 20 cents per wine gallon;

"On wines containing more than 21 per centum and not exceeding 24 per centum of absolute alcohol, 40 cents per wine gallon;" is amended to read as follows:

"On wines containing not more than 14 per centum of absolute alcohol, 5 cents per wine gallon, the per centum of alcohol under this section to be reckoned by volume and not by weight;

"On wines containing more than 14 per centum and not exceeding 21 per centum of absolute alcohol, 10 cents per wine-gallon;

"On wines containing more than 21 per centum and not exceeding 24 per centum of absolute alcohol, 20 cents per wine-gallon;"

(d) Section 613 of the Revenue Act of 1918, as amended (U. S. C., 1934 ed., title 26, sec. 1300 (a) (2); U. S. C., 1934 ed., Supp. I, title 26, sec. 1300 (a) (2)), is amended to read as follows:

"SEC. 613. (a) Upon the following articles which are produced in or imported into the United States, after the date of the enactment of the Liquor Tax Administration Act, or which on the day after such date are on any winery premises or other bonded premises or in transit thereto or at any customhouse, there shall be levied, collected, and paid, in lieu of the internal-revenue taxes imposed thereon by law prior to such date, taxes at rates as follows, when sold, or removed for consumption or sale:

"On each bottle or other container of champagne or sparkling wine, 2½ cents on each one-half pint or fraction thereof;

"On each bottle or other container of artificially carbonated wine, 1¼ cents on each one-pint or fraction thereof;

"On each bottle or other container of liqueurs, cordials, or similar compounds, by whatever name sold or offered for sale, containing sweet wine, citrus-fruit wine, peach wine, cherry wine, berry wine, apricot wine, or apple wine, fortified, respectively, with grape brandy, citrus-fruit brandy, peach brandy, cherry brandy, berry brandy, apricot brandy, or apple brandy, 1¼ cents on each one-half pint or fraction thereof;

"Any of the foregoing articles containing more than 24 per centum of absolute alcohol by volume (except vermouth, liqueurs, cordials, and similar compounds made in rectifying plants and containing tax-paid sweet wine, citrus-fruit wine, peach wine, cherry wine, berry wine, apricot wine, or apple wine, fortified, respectively, with grape brandy, citrus-fruit brandy, peach brandy, cherry brandy, berry brandy, apricot brandy, or apple brandy) shall be classed as distilled spirits and shall be taxed accordingly.

"The Commissioner of Internal Revenue, subject to regulations prescribed by the Secretary of the Treasury, is authorized to remit, refund, and pay back the amount of all taxes on such liqueurs, cordials, and similar compounds paid by or assessed against rectifiers at the distilled spirits rate prior to the date of the enactment of the Liquor Tax Administration Act."

Vol. 40, p. 1110; *Ante*,
p. 988.
U. S. C., p. 1164;
Supp. I, p. 184.

Tax on sparkling
wines, etc., on bonded
premises, when sold or
removed, etc.

Refund of certain
prior levies.

SEC. 320. Section 609 of the Revenue Act of 1918 (26 U. S. C., sec. 515) is amended by striking out the words "industrial distillery of either class established under the Act entitled 'An Act to reduce tariff duties and to provide a revenue for the Government, and for other purposes', approved October 3, 1913", and substituting therefor the words "industrial alcohol plant".

Vol. 40, p. 1109.
Removal of fermented liquors to industrial alcohol plant.

SEC. 321. Each retail liquor dealer shall provide at his own expense, and keep in his place of business, a record in book form, or shall keep all invoices of, and bills for, all distilled spirits, wines, and fermented malt liquors received, the quantity thereof, and from whom and the date when received. Such records, invoices, and bills shall be open to inspection during the usual business hours of the retailer by Government officers upon identification and request. Such records, invoices, and bills shall be kept for a period of two years after the time of the transactions to which they relate. For each willful violation of the provisions hereof the retailer shall be subject to a fine of \$25.

Retail liquor dealers to keep records, etc.

Open to official inspection.

Retention for two years.

Penalty for violation.

SEC. 322. Section 3237 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 26, secs. 1402 (b) and 1403), is amended to read as follows:

R. S., sec. 3237, p. 621.
U. S. C., p. 1179.

"SEC. 3237. (a) All special taxes shall become due on the 1st day of July in each year, or on commencing any trade or business on which such tax is imposed. In the former case the tax shall be reckoned for one year, and in the latter case it shall be reckoned proportionately, from the 1st day of the month in which the liability to a special tax commenced, to and including the 30th day of June following.

When special taxes become due.

"(b) It shall be the duty of the special taxpayers to render their returns with remittances to the collector at such times within the calendar month in which the special tax liability commenced as shall enable him to receive such returns, duly signed and verified, together with the remittances, not later than the last day of the month, except in cases of sickness or absence, as provided for in section 3176 of the Revised Statutes, as amended."

Time for rendering returns.

Exceptions.
R. S., sec. 3176, p. 610.
U. S. C., p. 1191.

SEC. 323. Paragraph "Fourth" of section 3244 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 26, sec. 1394 (a) and (b) (1), and sec. 1398 (a) and (b)), is amended to read as follows:

R. S., sec. 3244, p. 622.
U. S. C., pp. 1177, 1178.

"Fourth. (a) Retail dealers in liquors shall pay a special tax of \$25. Every person who sells, or offers for sale, foreign or domestic distilled spirits, wines, or malt liquors, otherwise than as hereinafter provided, in less quantities than five wine-gallons to the same person at the same time, shall be regarded as a retail dealer in liquors: *Provided*, That the Commissioner of Internal Revenue may, by regulations, with the approval of the Secretary of the Treasury, provide for the issuance of a stamp denoting payment of such special tax as a 'retail dealer in wines' or a 'retail dealer in wines and malt liquors' if, as the case may be, wines only, or wines and malt liquors only, are sold by a retail dealer in liquors: *And provided further*, That the tax required to be paid by this paragraph shall, in case of a retail drug store or pharmacy making sales of liquors through a duly licensed pharmacist, be designated as a 'medicinal spirits stamp tax': *And provided further*, That any retail dealer in liquors or retail dealer in malt liquors whose business is such as to require him to travel from place to place in different States of the United States may, under regulations prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, procure a special-tax stamp 'At Large' covering his activities throughout the United States with the payment of but one special tax as a retail dealer in liquors or as a retail dealer in malt liquors, as the case may be.

Retail dealers in liquors, special tax.
Term construed.

Proviso.
Special stamp to denote payment.

"Medicinal spirits stamp tax."

"At Large" stamps.

bonded winery premises, but only in a separate department thereof having no interior communication with any other department or part of such premises, under such supervision and in accordance with such regulations as the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, shall prescribe."

(c) So much of section 611 of the Revenue Act of 1918, as amended (relating to the tax on still wines) (U. S. C., 1934 ed., title 26, sec. 1300 (a) (1)), as reads:

"On wines containing not more than 14 per centum of absolute alcohol, 10 cents per wine gallon, the per centum of alcohol under this section to be reckoned by volume and not by weight;

"On wines containing more than 14 per centum and not exceeding 21 per centum of absolute alcohol, 20 cents per wine gallon;

"On wines containing more than 21 per centum and not exceeding 24 per centum of absolute alcohol, 40 cents per wine gallon;"

is amended to read as follows:

"On wines containing not more than 14 per centum of absolute alcohol, 5 cents per wine gallon, the per centum of alcohol under this section to be reckoned by volume and not by weight;

"On wines containing more than 14 per centum and not exceeding 21 per centum of absolute alcohol, 10 cents per wine-gallon;

"On wines containing more than 21 per centum and not exceeding 24 per centum of absolute alcohol, 20 cents per wine-gallon;"

(d) Section 613 of the Revenue Act of 1918, as amended (U. S. C., 1934 ed., title 26, sec. 1300 (a) (2); U. S. C., 1934 ed., Supp. I, title 26, sec. 1300 (a) (2)), is amended to read as follows:

"Sec. 613. (a) Upon the following articles which are produced in or imported into the United States, after the date of the enactment of the Liquor Tax Administration Act, or which on the day after such date are on any winery premises or other bonded premises or in transit thereto or at any customhouse, there shall be levied, collected, and paid, in lieu of the internal-revenue taxes imposed thereon by law prior to such date, taxes at rates as follows, when sold, or removed for consumption or sale:

"On each bottle or other container of champagne or sparkling wine, 2½ cents on each one-half pint or fraction thereof;

"On each bottle or other container of artificially carbonated wine, 1¼ cents on each one-pint or fraction thereof;

"On each bottle or other container of liqueurs, cordials, or similar compounds, by whatever name sold or offered for sale, containing sweet wine, citrus-fruit wine, peach wine, cherry wine, berry wine, apricot wine, or apple wine, fortified, respectively, with grape brandy, citrus-fruit brandy, peach brandy, cherry brandy, berry brandy, apricot brandy, or apple brandy, 1¼ cents on each one-half pint or fraction thereof;

"Any of the foregoing articles containing more than 24 per centum of absolute alcohol by volume (except vermouth, liqueurs, cordials, and similar compounds made in rectifying plants and containing tax-paid sweet wine, citrus-fruit wine, peach wine, cherry wine, berry wine, apricot wine, or apple wine, fortified, respectively, with grape brandy, citrus-fruit brandy, peach brandy, cherry brandy, berry brandy, apricot brandy, or apple brandy) shall be classed as distilled spirits and shall be taxed accordingly.

"The Commissioner of Internal Revenue, subject to regulations prescribed by the Secretary of the Treasury, is authorized to remit, refund, and pay back the amount of all taxes on such liqueurs, cordials, and similar compounds paid by or assessed against rectifiers at the distilled spirits rate prior to the date of the enactment of the Liquor Tax Administration Act."

Supervision; regulations.

Vol. 40, p. 1110.
U. S. C., p. 1164.

Tax on still wines.

Vol. 40, p. 1110; *Ante*,
p. 988.
U. S. C., p. 1164;
Supp. I, p. 184.

Tax on sparkling
wines, etc., on bonded
premises, when sold or
removed, etc.

Refund of certain
prior levies.

his own hogsheads, barrels, or kegs, under the provisions of section 3349 of the Revised Statutes, as amended, but the quantity of malt liquors so purchased shall be included in calculating the liability to brewers' special tax of both the brewer who manufactures and sells the same and the brewer who purchases the same.

R. S., sec. 3349, p. 654.
U. S. C., p. 1169.

"(c) No collection of special tax as a retail dealer in malt liquors shall be made from brewers for selling malt liquors of their own manufacture in the original stamped eighth-barrel packages.

Brewer selling own product in original stamped package.

"(d) No special tax shall be held to accrue on a sale of distilled spirits, wines, or malt liquors made by a person who is not otherwise a dealer in liquors, where such spirits, wines, or liquors have been received by the person so selling as security for or in payment of a debt, or as executor, administrator, or other fiduciary, or have been levied on by any officer, under order or process of any court or magistrate, and where such spirits are sold by such person in one parcel only, or at public auction in parcels not less than twenty wine-gallons, nor shall such tax be held to accrue on a sale made by a retiring partner, or the representatives of a deceased partner to the incoming, remaining, or surviving partner or partners of a firm. Nor shall the special tax of a wholesale dealer in liquors or wholesale dealer in malt liquors be held to apply to a retail dealer in liquors or a retail dealer in malt liquors, because of such retail dealer selling out his entire stock of liquors in one parcel, or in parcels embracing not less than his entire stock of distilled spirits, of wines, or of malt liquors. Section 3319 of the Revised Statutes shall not be held to prohibit a rectifier or liquor dealer from purchasing, in quantities greater than twenty wine-gallons, the distilled spirits sold in one parcel as aforesaid.

Special tax exemptions.

Retail dealer selling entire stock, etc.

R. S., sec. 3319, p. 644.
U. S. C., p. 1153.

"(e) No retail dealer in malt liquors shall be held to be a wholesale dealer in malt liquors solely by reason of sales of five gallons or more to the same person at the same time if such sales are for immediate consumption on the premises where sold.

Retail dealer in malt liquors not deemed wholesale dealer by reason of certain quantity sales.

"(f) No wholesale or retail dealer in malt liquors who has paid the special tax as such a dealer shall again be required to pay special tax as such dealer on account of sales of beer, lager beer, ale, porter, or other similar fermented malt liquor to wholesale or retail dealers in liquors or wholesale or retail dealers in malt liquors consummated at the purchaser's place of business covered by the stamp issued to him to denote the payment of the special tax imposed upon such dealers.

Malt liquor sales consummated at purchaser's place of business.

"(g) Notwithstanding the foregoing provisions of this section, each person making sales of fermented malt liquor to the members, guests, or patrons of bona-fide fairs, reunions, picnics, carnivals, or other similar outings, and each fraternal, civic, church, labor, charitable, benevolent, or ex-service men's organization making sales of fermented malt liquor on the occasion of any kind of entertainment, dance, picnic, bazaar, or festival, held by it, if such person or organization is not otherwise engaged in business as a dealer in malt liquors, shall pay, before any such sales are made and in lieu of the special tax imposed by subdivision (a) of this paragraph, a special tax of \$2 as a retail dealer in malt liquors, for each calendar month in which any such sales are made."

Sales at fairs, etc., by persons not regularly engaged in business as dealer.

Tax imposed.

SEC. 325. Section 3450 of the Revised Statutes (U. S. C., 1934 ed., title 26, sec. 1441) is hereby reenacted and amended by striking out "fine or penalty of not more than \$500" appearing at the end of the second sentence thereof, and inserting in lieu thereof the words "fine of not more than \$5,000 or be imprisoned for not more than three years, or both".

R. S., sec. 3450, p. 632.
U. S. C., p. 1182.

Removing or concealing with attempt to defraud.

Penalty.

Liquor Taxing Act of 1934, amendment, Vol. 48, p. 316; U. S. C., p. 1143. Exchange of damaged, unused, etc., stamps.

SEC. 326. Section 203 of the Liquor Taxing Act of 1934 is amended by adding a new paragraph at the end thereof, as follows: "The Commissioner of Internal Revenue, under regulations approved by the Secretary of the Treasury, may issue new stamps in exchange for any unused stamps issued under this Act that have been spoiled by fire or water, or rendered useless by erroneous overprinting or cutting; or may refund the value of any unused stamps for which the lawful owner has no use due to the discontinuance or transfer of his business: *Provided*, That stamps may be exchanged, or the value thereof refunded, only in quantities of the value of \$5 or more: *And provided further*, That no claim for the exchange of such stamps or refund therefor shall be allowed unless presented within one year after the date on which such stamps were purchased, or, in the case of any such stamps so spoiled or rendered useless or for which the lawful owner had no use due to the discontinuance or transfer of his business prior to the date of the enactment of the Liquor Tax Administration Act, within one year after such date. There are hereby authorized to be appropriated annually, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary to carry out the provisions of this paragraph."

Refunds.

Provisos.
Minimum quantity.

Time limit for claim for exchange or refund.

Annual appropriation authorized.

Brewer's losses, refunds or credits against taxes.

SEC. 327. (a) The Commissioner of Internal Revenue shall make refund, or in lieu thereof, if he so elects, allow credit to a brewer in the amount of tax paid by such brewer on any beer, lager beer, ale, porter, or other similar fermented malt liquor manufactured by such brewer which has become unsalable by reason of its condition, upon the filing of a claim therefor by the brewer and proof by him to the satisfaction of the Commissioner that such beer, lager beer, ale, porter, or other similar fermented malt liquor (1) was fully tax-paid, (2) was lawfully removed from his brewery to his bottling house on or after March 22, 1933, (3) never was removed from such bottling house, except in the process of destruction or for return to the brewery, (4) had become unsalable without fraud, connivance, or collusion on his part, and (5) was destroyed by him in such bottling house in the presence of a representative of the Bureau of Internal Revenue, or was returned from such bottling house to the brewery in which made for use therein as brewing material.

Conditions.

Time limitation.

(b) No such claim shall be allowed unless filed within ninety days after such destruction or return to the brewery for use as brewing material, or, in the case of any beer, lager beer, ale, porter, or other similar fermented malt liquor so destroyed or returned before the date of the enactment of this Act, within ninety days after such date.

Issue of stamps to cover credit.

(c) The Commissioner is authorized to issue to the brewer to whom a credit is allowed pursuant to this section stamps in an amount equal to such credit, for use by him in the payment of the tax upon beer, lager beer, ale, porter, or other similar fermented malt liquor manufactured by him.

Rules, etc.

(d) The Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, is authorized to make such rules and regulations as may be necessary to carry out the provisions of this section.

R. S., sec. 3246, p. 625. U. S. C., p. 1178.

SEC. 328. Section 3246 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 26, sec. 1394 (g), (h), and (i)), is amended to read as follows:

Winemakers; special tax not imposed in certain cases.

"SEC. 3246. (a) Nothing in this chapter shall be construed to impose a special tax upon winemakers who have qualified as such under the internal-revenue laws and regulations, and who sell wines of their own production where the same are made or at the general business office of such winemaker: *Provided*, That no winemaker shall have more than one place of business for the sale of such wine that shall be exempt from the special tax.

Proviso.
Place of sale.

"(b) No special tax shall be imposed upon apothecaries as to wines or spirituous liquors which they use exclusively in the preparation or making up of medicines unfit for use for beverage purposes.

Apothecaries; wines, etc., used in medicines.

"(c) No special tax shall be imposed upon manufacturing chemists or flavoring-extract manufacturers for recovering tax-paid alcohol or spirituous liquors from dregs or marc of percolation, or extraction, if such recovered alcohol or spirituous liquors be again used in the manufacture of medicines or flavoring extracts of the kind in the production of which originally used."

Manufacturing chemists and flavoring-extract manufacturers, recovery of alcohol, etc., by.

SEC. 329. (a) Section 3 of Title III of the National Prohibition Act, as amended (U. S. C., 1934 ed., title 27, sec. 73; U. S. C., 1934 ed., Supp. I, title 27, sec. 73), is amended by adding at the end thereof the following new sentence: "Permanent tanks and other structures located on the industrial alcohol plant premises and approved by the Commissioner, shall be deemed to be warehouses within the meaning of this section."

Warehouses. Permanent tanks, etc., as. Vol. 41, p. 319; *Ante*, p. 876. U. S. C., p. 1221; Supp. I, p. 187.

(b) The third paragraph of section 11 of Title III of the National Prohibition Act, as amended and supplemented, is amended by inserting after the word "sanatorium" a comma and the following: "or for the use of any clinic operated for charity and not for profit, including use in the compounding of bona fide medicines for treatment outside of such clinics of patients thereof, but not for sale".

Charity clinics, etc. Withdrawal of tax free alcohol for. Vol. 41, p. 321; *Ante*, p. 876. U. S. C., p. 1221; Supp. I, p. 187.

(c) Title III of the National Prohibition Act, as amended, and all provisions of the internal revenue laws relating to the enforcement thereof, are hereby extended to and made applicable to Puerto Rico and the Virgin Islands, from and after August 27, 1935. The respective Insular Governments shall advance to the Treasury of the United States such funds as may be required from time to time by the Secretary of the Treasury for the purpose of defraying all expenses incurred by the Treasury Department in connection with the enforcement in Puerto Rico and the Virgin Islands of the said Title III and regulations promulgated thereunder. The funds so advanced shall be deposited in a separate trust fund in the Treasury of the United States and shall be available to the Treasury Department for the purposes of this subsection.

Puerto Rico and Virgin Islands. Provisions extended to. Vol. 41, p. 319; U. S. C., p. 1220.

Advances by respective governments for administrative expenses.

Deposit of, as separate trust fund.

SEC. 330. The last paragraph of section 610 of the Revenue Act of 1918, as amended (U. S. C., 1934 ed., Supp. I, title 26, sec. 1310 (d)), is amended to read as follows:

Ante, p. 987. U. S. C., Supp. I, p. 185.

"The provisions of the internal-revenue laws applicable to natural wine shall apply in the same manner and to the same extent to citrus-fruit wines, peach wines, cherry wines, berry wines, apricot wines, and apple wines, which are the products, respectively, of normal alcoholic fermentation of the juice of sound ripe (1) citrus-fruit (except lemons and limes), (2) peaches, (3) cherries, (4) berries, (5) apricots, or (6) apples, with or without the addition of dry cane, beet, or dextrose sugar (containing, respectively, not less than 95 per centum of actual sugar, calculated on a dry basis) for the purpose of perfecting the product according to standards, but without the addition or abstraction of other substances, except as may occur in the usual cellar treatment of clarifying or aging."

Provisions applicable to natural wine extended.

SEC. 331. Section 612 of the Revenue Act of 1918, as amended (U. S. C., 1934 ed., Supp. I, title 26, sec. 1301) is amended to read as follows:

Ante, p. 988. U. S. C., Supp. I, p. 184.

"SEC. 612. (a) Under such regulations and official supervision and upon the giving of such notices and entries as the Commissioner, with the approval of the Secretary, may prescribe, any producer of wines defined under the provisions of this title may withdraw from any fruit distillery or Internal Revenue Bonded Warehouse grape brandy, or wine spirits, for the fortification of such wines on the

Fortification of wines, withdrawing grape brandy or wine spirits for. Provisions extended.

premises where actually made, and any producer of citrus-fruit wines, peach wines, cherry wines, berry wines, apricot wines, or apple wines may similarly withdraw citrus-fruit brandy, peach brandy, cherry brandy, berry brandy, apricot brandy, or apple brandy for the fortification, respectively, of citrus-fruit wines, peach wines, cherry wines, berry wines, apricot wines, or apple wines, on the premises where actually made: *Provided*, That after the date of the enactment of the Liquor Tax Administration Act there shall be levied and assessed against the producer of such wines or citrus-fruit wines, peach wines, cherry wines, berry wines, apricot wines, or apple wines (in lieu of the internal-revenue tax now imposed thereon by law) a tax of 10 cents per proof-gallon of grape brandy, citrus-fruit brandy, peach brandy, cherry brandy, berry brandy, apricot brandy, apple brandy, or wine spirits, whenever withdrawn and so used by him after such date in the fortification of such wines or citrus-fruit wines or peach wines, cherry wines, berry wines, apricot wines, or apple wines during the preceding month, which assessment shall be paid by him within eighteen months from the date of notice thereof: *Provided*, That every producer of wine who withdraws such brandy, citrus-fruit brandy, peach brandy, cherry brandy, berry brandy, apricot brandy, apple brandy, or wine spirits shall give bond to fully cover at all times prior to payment of the assessment the amount of tax due on such brandy, citrus-fruit brandy, peach brandy, cherry brandy, berry brandy, apricot brandy, apple brandy, or wine spirits, which bond shall be in such form as the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, shall, by regulations, prescribe. When such wines are destroyed or sold or removed for the manufacture of vinegar, or the production of dealcoholized wines containing less than one-half of 1 per centum of alcohol by volume, the tax under this section on such grape brandy, citrus-fruit brandy, peach brandy, cherry brandy, berry brandy, apricot brandy, apple brandy, or wine spirits shall, under such regulations as the Secretary may prescribe, be abated or refunded.

Provisos.
Tax imposed.

Bond.

Tax abated or refunded when wines destroyed, etc.

Tax exemption not implied.

Removal of, tax free, for manufacture of vinegar, etc.

Dealcoholized wines, tax exempt.

Vol. 40, p. 1111; *Anie*, p. 383.
U. S. C., Supp. I, p. 184.

Fortification of wines; limitation on use of designated brandies.

"(b) Nothing contained in this section shall be construed as exempting any wines, citrus-fruit wines, peach wines, cherry wines, berry wines, apricot wines, apple wines, cordials, liqueurs, or similar compounds from the payment of any tax provided for in this title.

"(c) Any such wines, or citrus-fruit wines, or peach wines, cherry wines, berry wines, apricot wines, apple wines, may, under such regulations as the Secretary may prescribe, be sold or removed tax free for the manufacture of vinegar, or for the production of dealcoholized wines containing less than one-half of 1 per centum of alcohol by volume.

"(d) The taxes imposed by this section shall not apply to dealcoholized wines containing less than one-half of 1 per centum of alcohol by volume."

SEC. 332. Section 42 of the Act entitled "An Act to reduce the revenue and equalize duties on imports, and for other purposes", approved October 1, 1890, as amended (U. S. C., 1934 ed., Supp. I, title 26, sec. 1302), is amended by inserting at the end thereof the following new paragraph:

"The provisions of this section and section 43 shall apply to the use of peach brandy, cherry brandy, berry brandy, apricot brandy, and apple brandy, in the preparation, respectively, of fortified peach wines, cherry wines, berry wines, apricot wines, and apple wines, in the same manner and to the same extent as such provisions apply to the use of wine spirits in the fortification of sweet wines; except that (1) no brandy other than peach brandy may be used in the

fortification of peach wine and peach brandy may not be used for the fortification of any wine other than peach wine, (2) no brandy other than cherry brandy may be used in the fortification of cherry wine and cherry brandy may not be used for the fortification of any wine other than cherry wine, (3) no brandy other than berry brandy may be used in the fortification of berry wine and a berry brandy prepared from one kind of berry may not be used for the fortification of a berry wine prepared from another kind of berry or for the fortification of any wine other than berry wine, (4) no brandy other than apricot brandy may be used in the fortification of apricot wine and apricot brandy may not be used for the fortification of any wine other than apricot wine, and (5) no brandy other than apple brandy may be used in the fortification of apple wine and apple brandy may not be used for the fortification of any wine other than apple wine."

SEC. 333. The first proviso of section 3255 of the Revised Statutes, as amended (U. S. C., 1934 ed., Supp. I, title 26, sec. 1176), is amended by inserting after "citrus-fruit wine", wherever it appears, the words "peach wine, cherry wine, berry wine, apricot wine, or apple wine"; and by inserting after "citrus-fruit brandy" the words "peach brandy, cherry brandy, berry brandy, apricot brandy, or apple brandy".

SEC. 334. Section 618 (b) of the Revenue Act of 1918 (U. S. C., 1934 ed., title 26, sec. 1304) is amended to read as follows:

"(b) Under regulations prescribed by the Commissioner with the approval of the Secretary, it shall be lawful to produce grape wines, citrus-fruit wines, peach wines, cherry wines, berry wines, apricot wines, and apple wines on bonded winery premises by the usual method, and to transport and use the same, and like wines heretofore produced and now stored on bonded winery premises, as distilling material in any fruit-brandy distillery or industrial-alcohol plant."

SEC. 335. Section 620 of the Revenue Act of 1918 (U. S. C., 1934 ed., title 26, sec. 1309) is amended by striking out the following: "or whoever rectifies, mixes, or compounds with distilled spirits any domestic wines, other than in the manufacture of liqueurs, cordials, or similar compounds,".

SEC. 336. The tax imposed by section 601 (c) (3) of the Revenue Act of 1932, as amended (relating to the tax on grape concentrate, and so forth), shall not apply to any sale or importation after the date of the enactment of this Act.

SEC. 337. The third proviso of paragraph 1798 of the Tariff Act of 1930 is amended to read as follows: "Provided further, That up to but not exceeding \$100 in value (including distilled spirits, wines, and malt liquors aggregating not more than one wine-gallon) of articles acquired abroad by such residents of the United States for personal or household use or as souvenirs or curios, but not bought on commission or intended for sale, shall be admitted free of duty:".

SEC. 338. Section 616 of the Revenue Act of 1918 (U. S. C., 1934 ed., title 26, sec. 1306) is amended by striking out "and shall, prior to sale or removal for consumption, affix to each cask or vessel containing such wine such marks, labels, or stamps as the Commissioner, with the approval of the Secretary, may from time to time prescribe"; and inserting in lieu thereof "and shall, prior to sale or removal for consumption, affix to each cask, barrel, bottle, or other immediate container, and to each case or other shipping container, of such wine, such marks, labels, or stamps as the Commissioner, with the approval of the Secretary, may from time to time prescribe as to each".

R. S., sec. 3255, p. 627;
Annot. p. 988.
U. S. C., Supp. I,
p. 184.
Brandy distillers.
Certain exemptions
of, extended.

Vol. 40, p. 1113.
U. S. C., p. 1165.

Use of wines as dis-
tilling material.

Vol. 40, p. 1113.
U. S. C., p. 1166.
Mixing domestic
wines with distilled
spirits.

Grape concentrate.
Excise tax repealed.
Vol. 47, p. 260.

Allowance for per-
sonal purchases abroad.
Liquor, etc., impor-
tations limited to one
wine-gallon.
Vol. 46, p. 683.

U. S. C., p. 1165.
Marks, labels, etc.,
to be affixed to con-
tainers.

Title IV.

TITLE IV

Bottling fermented liquors.
R. S., sec. 3354, p. 654.
U. S. C., p. 1169.

SECTION 401. (a) Section 3354 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 26, sec. 1336), is amended by striking out "keg, or other vessel" and inserting in lieu thereof "or keg".

Transporting liquor from brewery to bottling house by pipe or conduit.
Tax payment provision.

(b) Such section 3354 of the Revised Statutes, as amended, is further amended by striking out the first sentence of the second proviso thereof and inserting in lieu thereof the following: "*Provided further*, That the tax imposed by law on fermented liquor shall be paid on all fermented liquor removed from a brewery to a bottling house by means of a pipe or conduit, at the time of such removal by the cancelation and defacement, by the officer designated by the Commissioner of Internal Revenue, in the presence of the brewer, of the number of stamps denoting the tax on the fermented liquor thus removed, or in such other manner as may be prescribed by regulations issued by the Commissioner of Internal Revenue with the approval of the Secretary of the Treasury.

Administrative rules.

(c) The Commissioner of Internal Revenue is hereby authorized, with the approval of the Secretary of the Treasury, to make all rules and regulations necessary to carry out the provisions of this section.

Vol. 46, p. 694.
U. S. C., p. 872.

SEC. 402. Section 313 (d) of the Tariff Act of 1930 (U. S. C., 1934 ed., title 19, sec. 1313 (d)) is amended by adding thereto the following:

Drawback, exportation of bottled distilled spirits and wines.

"Upon the exportation of bottled distilled spirits and wines manufactured or produced in the United States on which an internal-revenue tax has been paid, there shall be allowed, under regulations to be prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, a drawback equal in amount to the tax found to have been paid on such bottled distilled spirits and wines: *Provided*, That such distilled spirits and wines have been bottled especially for export, under regulations prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury."

Proviso.
Bottled especially for export, etc.

Drawback, distilled spirits and wines; regulations for payment, etc.

SEC. 403. Section 313 (i) (3) of the Tariff Act of 1930 (U. S. C., 1934 ed., title 19, sec. 1313 (i)) is amended by striking therefrom the word "alcohol" and inserting in lieu thereof the words "distilled spirits and wines".

Vol. 46, p. 695.
U. S. C., p. 873.

Bonded manufacturing warehouses.
Vol. 46, p. 692.
U. S. C., p. 872.

SEC. 404. Section 311 of the Tariff Act of 1930 (U. S. C., 1934 ed., title 19, sec. 1311) is amended by adding a paragraph at the end thereof, reading as follows:

Distilled spirits and wine, rectified in, etc.

"Distilled spirits and wines which are rectified in bonded manufacturing warehouses, class six, and distilled spirits which are reduced in proof and bottled in such warehouses, shall be deemed to have been manufactured within the meaning of this section, and may be withdrawn as hereinbefore provided, and likewise for shipment in bond to Puerto Rico, subject to the provisions of this section, and under such regulations as the Secretary of the Treasury may prescribe, there to be withdrawn for consumption or be rewarehoused and subsequently withdrawn for consumption: *Provided*, That upon withdrawal in Puerto Rico for consumption, the duties imposed by the customs laws of the United States shall be collected on all imported merchandise (in its condition as imported) and imported containers used in the manufacture and putting up of such spirits and wines in such warehouses: *Provided further*, That no internal-revenue tax shall be imposed on distilled spirits and wines rectified in class six warehouses if such distilled spirits and wines are exported or shipped in accordance with the provisions of this section, and that no person rectifying distilled spirits or wines in such warehouses shall be subject by reason of such rectification to the payment of special tax as a rectifier."

Shipments in bond to Puerto Rico.

Provisos.
Collection of duties.

Tax on spirits, etc., rectified in class six warehouses; provisions.

SEC. 405. Section 51 of the Act of August 27, 1894, as amended (U. S. C., 1934 ed., title 26, sec. 1265; U. S. C., 1934 ed., Supp. I, title 26, sec. 1265), is amended to read as follows:

"SEC. 51. The Commissioner of Internal Revenue shall be, and is hereby, authorized, in his discretion, and upon the execution of such bonds as he may prescribe, to establish warehouses, to be known and designated as Internal Revenue Bonded Warehouses, to be used exclusively for the storage of spirits distilled at a registered distillery, each of which warehouses shall be in charge of a storekeeper-gauger to be appointed, assigned, transferred, and paid in the same manner as such officers for distillery warehouses have been appointed, assigned, transferred, and paid prior to the date of enactment of the Liquor Tax Administration Act. Every such warehouse shall be under the control of the District Supervisor of the Alcohol Tax Unit district in which such warehouse is located, and shall be in the joint custody of the storekeeper-gauger and proprietor thereof, and kept securely locked, and shall at no time be unlocked or opened or remain open except in the presence of such storekeeper-gauger or other person who may be designated to act for him. No dwelling house shall be used for such a warehouse, and no door, window, or other opening shall be made or permitted in the walls of such warehouse leading into a distillery. Such warehouses shall be under such further regulations as the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, may prescribe."

SEC. 406. (a) Section 3271 of the Revised Statutes (U. S. C., 1934 ed., title 26, sec. 1225) is repealed: *Provided, however*, That the repeal of said section shall not relieve any distiller of liability for any taxes or penalties arising out of the use of, or storage of distilled spirits in, a distillery warehouse authorized, approved or maintained under such section 3271 of the Revised Statutes.

(b) All distillery, general, and special bonded warehouses heretofore established according to law and on the date of the enactment of this Act actually being lawfully used for the storage of spirits distilled at a registered distillery on which the tax has not been paid shall be designated as Internal Revenue Bonded Warehouses, and, upon the filing of such new bonds, or the consent of sureties on such existing bonds, covering spirits in such distillery, general, or special bonded warehouses, as the Commissioner shall consider adequate to insure the payment of taxes due to the United States, may be used under such rules and regulations as the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, shall prescribe, for the storage of distilled spirits (other than alcohol) heretofore or hereafter produced.

SEC. 407. The distinction between distillery bonded warehouses, general bonded warehouses, and special bonded warehouses is hereby removed, and any warehouse for the storage of spirits distilled at a registered distillery, prior to tax-payment, shall be operated as an Internal Revenue Bonded Warehouse. The establishment, construction, maintenance, and supervision of Internal Revenue Bonded Warehouses shall be under such regulations as the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, shall prescribe.

SEC. 408. Internal Revenue Bonded Warehouses established under authority of law shall be exempt from the provisions of those sections of law which, prior to the date of enactment of this Act have made distinctions between distillery bonded warehouses, general bonded warehouses, and special bonded warehouses, as to (1) kind of spirits to be stored therein; (2) ownership or production of distilled spirits to be stored therein; (3) ownership or proprietorship of such warehouses; (4) location and construction of such bonded

Vol. 28, p. 564; *Ante*, p. 989.
U. S. C., p. 1160; Supp. I, p. 184.

Internal Revenue Bonded Warehouses. Establishment, for storage of spirits distilled at registered distillery.

Storekeeper-gauger, in charge.

Control, custody, etc.

Restrictions and regulations.

Distillery warehouses; section repealed.

R. S., sec. 3271, p. 632. U. S. C., p. 1155.

Proviso. Liabilities not released.

Designation of existing distillery, general, and special bonded warehouses as Internal Revenue Bonded Warehouses.

Use of.

Distinctions removed.

Regulations.

Exemptions from designated provisions of law.

warehouses; (5) entry of distilled spirits therein; (6) withdrawal of distilled spirits therefrom; (7) transfers of distilled spirits to or from one or more of such classes of bonded warehouses; or (8) any other matter; it being hereby declared to be the purpose of the amendment to section 51 of the Act of August 27, 1894, made by section 407 hereof, to establish the Internal Revenue Bonded Warehouse as the sole type and kind of bonded warehouse under the internal revenue laws for the storage of spirits distilled at a registered distillery on which the tax has not been paid.

Vol. 28, p. 564.

R. S., sec. 3296, p. 638.
U. S. C., p. 1163.

SEC. 409. Section 3296 of the Revised Statutes (U. S. C., 1934 ed., title 26, sec. 1287) is amended to read as follows:

"SEC. 3296. Whenever any person removes, or aids or abets in the removal of, any distilled spirits on which the tax has not been paid, to a place other than the Internal Revenue Bonded Warehouse provided by law, or conceals or aids in the concealment of any spirits so removed, or removes, or aids or abets in the removal of, any distilled spirits from any such warehouse authorized by law, in any manner other than is provided by law, or conceals or aids in the concealment of any spirits so removed, he shall be liable to a penalty of double the tax imposed on such distilled spirits so removed or concealed, and shall be fined not less than \$200 nor more than \$5,000, and imprisoned not less than three months nor more than three years."

Removal, etc., of distilled spirits, tax unpaid, to other than Internal Revenue Bonded Warehouse, etc.

Penalty.

Distillates containing aldehydes or fusel oil (heads and tails).

SEC. 410. Under rules and regulations to be prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, distillers may collect in locked tanks distillates containing one-half of 1 per centum or more of aldehydes or 1 per centum or more of fusel oil (heads and tails) removed in the course of distillation. Such distillates containing one-half of 1 per centum or more of aldehydes or more than 1 per centum of fusel oil so collected may be removed for denaturation, under regulations prescribed by the Commissioner of Internal Revenue with the approval of the Secretary of the Treasury, or destroyed in the manner prescribed by the Commissioner of Internal Revenue, under the supervision of an internal revenue officer to be designated by the Commissioner, and when so denatured or destroyed shall not be subject to the tax imposed by law upon distilled spirits.

Disposition.

R. S., sec. 3318, p. 644.
U. S. C., p. 1153.

SEC. 411. Section 3318 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 26, secs. 1208 and 1209), is further amended to read as follows:

"SEC. 3318. Every rectifier and wholesale liquor dealer shall keep daily, at his place of business covered by his special tax stamp, a record of distilled spirits received and disposed of by him, and shall render under oath correct transcripts and summaries of such records: *Provided*, That the Commissioner may in his discretion require such record to be kept at the place where the spirits are actually received and sent out. The records shall be kept and the transcripts shall be rendered in such form, and under such rules and regulations as the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, may prescribe.

Records to be kept by rectifiers.
Sworn transcripts.

proviso.
Keeping record where spirits received and sent out.

Preservation of records for four years.

"The records required to be kept under the provisions of this section and regulations issued pursuant thereto, shall be preserved for a period of four years, and during such period shall be available during business hours for inspection and the taking of abstracts therefrom by the Commissioner or any internal revenue officer.

Penal provisions.

"Every rectifier and wholesale liquor dealer who refuses or neglects to keep such records in the form prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, or to make entries therein, or cancels, alters, or obliterates any

entry therein (except for the purpose of correcting errors) or destroys any part of such records, or any entry therein, or makes any false entry therein, or hinders or obstructs any internal revenue officer from inspecting such records or taking any abstracts therefrom, or neglects or refuses to preserve or produce such records as required by this Act or by regulations issued pursuant thereto, shall pay a penalty of \$100 and, on conviction, shall be fined not less than \$100 nor more than \$5,000, and be imprisoned not less than three months nor more than three years.

"Every rectifier and wholesale liquor dealer who refuses or neglects to render transcripts or summaries in the form required by the Commissioner, with the approval of the Secretary, shall, upon conviction, be fined not more than \$100 for each such neglect or refusal."

SEC. 412. Section 62 of the Act of August 27, 1894 (U. S. C., 1934 ed., title 26, sec. 1210), is amended to read as follows:

"SEC. 62. No distiller who has given the required bond and who sells only distilled spirits of his own production at the place of manufacture, or at the place of storage in bond, in the original packages to which the tax-paid stamps are affixed, shall be required to pay the special tax of a wholesale liquor dealer on account of such sales: *Provided*, That every distiller shall keep daily a record of such distilled spirits disposed of by him, and shall render under oath correct transcripts and summaries of such records. The records shall be kept and the transcripts shall be rendered in such form, and under such rules and regulations as the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, may prescribe.

"The records required to be kept under the provisions of this section and regulations issued pursuant thereto, shall be preserved for a period of four years, and during such period shall at all times be available, during business hours, for inspection and the taking of abstracts therefrom by the Commissioner or any internal revenue officer.

"Every distiller who refuses or neglects to keep such records in the form prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, or to make entries therein, or cancels, alters, or obliterates any entry therein (except for the purpose of correcting errors) or destroys any part of such records, or any entry therein, or makes any false entry therein, or hinders or obstructs any internal revenue officer from inspecting such records or taking any abstracts therefrom, or neglects or refuses to preserve or produce such records as required by this Act or by regulations issued pursuant thereto, shall pay a penalty of \$100 and, on conviction, shall be fined not less than \$100 nor more than \$5,000, and be imprisoned not less than three months nor more than three years.

"Every distiller who refuses or neglects to render the transcripts or summaries in the form as required by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, shall, upon conviction, be fined not more than \$100 for each such neglect or refusal."

SEC. 413. All internal-revenue laws of the United States in regard to the manufacture and taxation of, and traffic in, distilled spirits, wines, and malt liquors, and all penalties for violations of such laws, that were in force at the time the National Prohibition Act was enacted, shall be and continue in force, except as they have been repealed or amended by Acts other than (1) Title II of the National Prohibition Act, as amended and supplemented, and (2)

Vol. 28, p. 567.
U. S. C., p. 1153.

Bonded distillers selling only their own production.
Special tax of wholesale liquor dealer not applicable.

Proviso.
Record to be kept; transcripts to be rendered.

Preservation of records for four years.

Penal provisions.

Continuation of designated provisions.

Vol. 41, p. 305.
U. S. C., p. 1217.

Ante, p. 872.

section 1 of the Liquor Law Repeal and Enforcement Act, and except as they may be modified by, or may be inconsistent with, this Act.

Ante, p. 1957.

SEC. 414. Except as provided in section 329 of this Act, nothing contained in this Act shall be construed as restricting or limiting the provisions of Title III of the National Prohibition Act, as amended.

Title V.

TITLE V

Federal Alcohol Administration made an independent establishment.

SECTION 501. (a) The Federal Alcohol Administration created as a division in the Treasury Department by section 2 (a) of the Federal Alcohol Administration Act, approved August 29, 1935 (Public Numbered 401, Seventy-fourth Congress), is hereby made an independent establishment of the Government. The office of Administrator of the Federal Alcohol Administration is abolished, and hereafter the Federal Alcohol Administration shall be composed of three members, appointed as provided in section 502 of this title.

Ante, p. 977.
Office of Administrator abolished.

Administration to be composed of three members.

Functions, duties, etc., of Administrator conferred upon Administration.

(b) All rights, privileges, powers, and duties conferred or imposed upon the Administrator of the Federal Alcohol Administration are conferred and imposed upon the Federal Alcohol Administration. All papers, records, and property of the Administrator and the Federal Alcohol Administration, as a division of the Treasury Department, are transferred to the Federal Alcohol Administration as an independent establishment of the Government.

Attorneys, experts, etc.

(c) The Federal Alcohol Administration is authorized, without regard to the civil-service laws, to appoint such attorneys and experts, and, subject to the civil-service laws, to appoint such other officers and employees, as it deems necessary to carry out its powers and duties; and the compensation of all such attorneys, experts, and other officers and employees shall be fixed in accordance with the Classification Act of 1923, as amended. All officers and employees appointed by the Administrator and engaged in carrying out his powers and duties shall be officers and employees of the Federal Alcohol Administration: *Provided*, That no such officer or employee who does not already possess a competitive classified civil-service status shall thereby acquire such status, except upon recommendation by the Federal Alcohol Administration to the Civil Service Commission, subject to such noncompetitive tests of fitness as the Commission may prescribe; and no such officer or employee, except attorneys and experts, may be retained in the Federal Alcohol Administration without appropriate civil-service status for a period longer than sixty days from the effective date of this section.

Officers and employees.

Ante, p. 977.

Proviso.

Civil-service status.

Provisions extended.

(d) All provisions of law applicable to the Administrator shall be applicable in the same manner and to the same extent to the Federal Alcohol Administration.

Federal Alcohol Administration.

Members; appointment, political affiliation; terms; successors, etc.

SEC. 502. (a) The members of the Federal Alcohol Administration shall be appointed by the President, by and with the advice and consent of the Senate. Not more than two members of the Administration shall be members of the same political party. The terms of office of the members first taking office shall expire, as designated by the President at the time of nomination, one at the end of the first year, one at the end of the second year, and one at the end of the third year after the date of the enactment of this Act. A successor shall have a term of office expiring three years from the date of expiration of the term for which his predecessor was appointed, except that a person appointed to fill a vacancy occurring prior to the expiration of such term shall be appointed for the remainder of such term. No person shall be eligible for appointment or continue in office as a member if he is engaged or financially interested in, or is an officer or director of or employed by a company engaged in, the production or

Disqualification.

sale or other distribution of alcoholic beverages or the financing thereof. Each member shall, for his services, receive compensation at the rate of \$10,000 per annum, together with actual and necessary traveling and subsistence expenses while engaged in the performance of his duties as member outside the District of Columbia.

(b) One of the members shall be designated by the President annually at the beginning of the calendar year as chairman and shall be the chief executive officer of the Administration; one of the members shall be designated by the President annually at the beginning of the calendar year as vice chairman of the Administration and shall perform the functions and duties of the chairman in his absence or in the event of his incapacity caused by illness; and one of the members, who shall be a lawyer, shall be designated by the President as general counsel of the Administration. The Administration may function notwithstanding vacancies, and a majority of the members in office shall constitute a quorum. The Administration shall meet at the call of the chairman or a majority of its members. The Administration is authorized to adopt an official seal, which shall be judicially noticed. The Administration shall be entitled to free use of the United States mails in the same manner as the executive departments.

(c) The Administration is authorized and directed to prescribe such rules and regulations as may be necessary to carry out its powers and duties.

SEC. 503. (a) Sections 2 (b), 2 (c), and 2 (d) of the Federal Alcohol Administration Act are hereby repealed. All rules, regulations, orders, permits, and certificates, prescribed or issued by the Administrator and in full force and effect on the effective date of this section, shall continue in full force and effect until duly modified, superseded, or revoked.

(b) All proceedings, hearings, investigations, or other matters pending before, or being carried on by, the Administrator shall be continued and brought to determination by the Administration.

(c) No suit, action, or other proceeding lawfully commenced by or against any agency or officer of the United States shall abate by reason of the transfer of rights, privileges, powers, and duties, or the abolition of the office of Administrator, under the provisions of this title.

SEC. 504. The unexpended balances of appropriations available for salaries and expenses of the Federal Alcohol Administration, as a division of the Treasury Department, shall be available for salaries and expenses of the Federal Alcohol Administration, as an independent establishment of the Government, including the salaries and expenses of the members of the Federal Alcohol Administration.

SEC. 505. The third paragraph of section 5 (e) of the Federal Alcohol Administration Act is hereby amended to read as follows:

"In order to prevent the sale or shipment or other introduction of distilled spirits, wine, or malt beverages in interstate or foreign commerce, if bottled, packaged, or labeled in violation of the requirements of this subsection, (1) no bottler of distilled spirits, no producer, blender, or wholesaler of wine, or proprietor of a bonded wine store-room, and no brewer or wholesaler of malt beverages shall bottle, and (2) no person shall remove from customs custody, in bottles, for sale or any other commercial purpose, distilled spirits, wine, or malt beverages, respectively, after such date as the Administrator fixes as the earliest practicable date for the application of the provisions of this subsection to any class of such persons (but not later than August 15, 1936, in the case of distilled spirits, and December 15, 1936, in the case of wine and malt beverages, and only after thirty days' public notice), unless, upon application to the Administrator, he has obtained

Compensation, etc.

Chairman, vice chairman, general counsel.

Quorum, meetings, etc.

Official seal.

Franking privilege.

Authority to prescribe rules, etc.

Federal Alcohol Administration Act.
Designated sections repealed.
Ante, p. 977.
Continuation of rules, etc.

Continuation of proceedings, hearings, etc.

Pending suits, etc., not abated.

Appropriations available.

Ante, pp. 982, 1152.

Certificate of label approval.
Bottling or withdrawal from customs custody of products not covered by, forbidden.

and has in his possession a certificate of label approval covering the distilled spirits, wine, or malt beverages, issued by the Administrator in such manner and form as he shall by regulations prescribe: *Provided*, That any such bottler of distilled spirits, or producer, blender, or wholesaler of wine, or proprietor of a bonded wine storeroom, or brewer or wholesaler of malt beverages shall be exempt from the requirements of this subsection if, upon application to the Administrator, he shows to the satisfaction of the Administrator that the distilled spirits, wine, or malt beverages to be bottled by the applicant are not to be sold, or offered for sale, or shipped or delivered for shipment, or otherwise introduced, in interstate or foreign commerce. Officers of internal revenue are authorized and directed to withhold the release of distilled spirits from the bottling plant unless such certificates have been obtained, or unless the application of the bottler for exemption has been granted by the Administrator; and customs officers are authorized and directed to withhold the release from customs custody of distilled spirits, wine, and malt beverages, unless such certificates have been obtained. The District Courts of the United States, the Supreme Court of the District of Columbia, and the United States court for any Territory shall have jurisdiction of suits to enjoin, annul, or suspend in whole or in part any final action by the Administrator upon any application under this subsection; or”.

Proviso.
Exemptions.

Jurisdiction of suits to enjoin, etc., action.

Right to use specified names or brands.
Ante, p. 982.

SEC. 506. The second proviso of section 5 (e) of the Federal Alcohol Administration Act is amended to read as follows: “*Provided further*, That nothing herein nor any decision, ruling, regulation or other action of any Department of the Government or official thereof shall deny the right of any person to use wholly or in part the wine names or brands Port, Sherry, Burgundy, Sauterne, Haut Sauterne, Rhine (Hock), Moselle, Chianti, Chablis, Tokay, Malaga, Madeira, Marsala, Claret, Vermouth, Barbera, Cabernet, Saint Julien, Riesling, Zinfandel, Medoc, or Cognac, or any other geographic name of foreign origin (except Champagne), upon any of the foregoing produced in the United States if of the same type and the use of such name or brand is qualified by the name of the State or other locality in the United States in which the product is produced, and, in the case of the use of such name or brand on any label or in any advertisement, if such qualification is as conspicuous as such name or brand: *And provided further*, That except as herein expressly provided as to said names or brands, nothing in this section shall be held in any wise to affect or abridge any of the powers granted to the Federal Alcohol Administration to provide standards of identity, quality, labeling, or other regulations.”

Standards of identity, quality, etc.

Ante, p. 987.
U. S. C., Supp. I, p. 195.

SEC. 507. Section 9 of the Federal Alcohol Administration Act (U. S. C., 1934 ed., Supp. I, title 27, sec. 209) is amended by adding at the end thereof the following new subsection:

Mitigation of forfeitures, compromising of cases, claims, etc.

“(e) Nothing in this section shall affect the authority of the Secretary of the Treasury, under the customs or internal-revenue laws, to remit or mitigate the forfeiture, or alleged forfeiture, of such distilled spirits, wines, or malt beverages, or the authority of the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury, to compromise any civil or criminal case in respect of such distilled spirits, wines, or malt beverages prior to commencement of suit thereon, or the authority of the Secretary of the Treasury to compromise any claim under the customs laws in respect of such distilled spirits, wines, or malt beverages.”

Effective dates.

SEC. 508. This title, except sections 502, 505, and 507, shall take effect when a majority of the members of the Federal Alcohol Administration first appointed under the provisions of section 502 qualify and take office.

Approved, June 26, 1936.

[CHAPTER 831.]

AN ACT

To promote the general welfare of the Indians of the State of Oklahoma, and for other purposes.

June 26, 1936.
[S. 2047.]
[Public, No. 816.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized, in his discretion, to acquire by purchase, relinquishment, gift, exchange, or assignment, any interest in lands, water rights, or surface rights to lands, within or without existing Indian reservations, including trust or otherwise restricted lands now in Indian ownership: *Provided*, That such lands shall be agricultural and grazing lands of good character and quality in proportion to the respective needs of the particular Indian or Indians for whom such purchases are made. Title to all lands so acquired shall be taken in the name of the United States, in trust for the tribe, band, group, or individual Indian for whose benefit such land is so acquired, and while the title thereto is held by the United States said lands shall be free from any and all taxes, save that the State of Oklahoma is authorized to levy and collect a gross-production tax, not in excess of the rate applied to production from lands in private ownership, upon all oil and gas produced from said lands, which said tax the Secretary of the Interior is hereby authorized and directed to cause to be paid.

Indians of Oklahoma.
Acquisition of lands, etc., within or without reservations.

Proviso.
Type of land to be acquired in proportion to individual needs.

United States to take title as trustee.

Nontaxable; exception.

Production tax on oil and gas.

SEC. 2. Whenever any restricted Indian land or interests in land, other than sales or leases of oil, gas, or other minerals therein, are offered for sale, pursuant to the terms of this or any other Act of Congress, the Secretary of the Interior shall have a preference right, in his discretion, to purchase the same for or in behalf of any other Indian or Indians of the same or any other tribe, at a fair valuation to be fixed by the appraisement satisfactory to the Indian owner or owners, or if offered for sale at auction said Secretary shall have a preference right, in his discretion, to purchase the same for or in behalf of any other Indian or Indians by meeting the highest bid otherwise offered therefor.

Restricted Indian land, etc.
Preference right to purchase, in behalf of Indians.

Appraisement.

SEC. 3. Any recognized tribe or band of Indians residing in Oklahoma shall have the right to organize for its common welfare and to adopt a constitution and bylaws, under such rules and regulations as the Secretary of the Interior may prescribe. The Secretary of the Interior may issue to any such organized group a charter of incorporation, which shall become operative when ratified by a majority vote of the adult members of the organization voting: *Provided, however*, That such election shall be void unless the total vote cast be at least 30 per centum of those entitled to vote. Such charter may convey to the incorporated group, in addition to any powers which may properly be vested in a body corporate under the laws of the State of Oklahoma, the right to participate in the revolving credit fund and to enjoy any other rights or privileges secured to an organized Indian tribe under the Act of June 18, 1934 (48 Stat. 984): *Provided*, That the corporate funds of any such chartered group may be deposited in any national bank within the State of Oklahoma or otherwise invested, utilized, or disbursed in accordance with the terms of the corporate charter.

Right to organize for common welfare, adopt constitution, etc.

Charter.

Proviso.
Vote requirement.
Powers conferred by charter.

Vol. 48, p. 984; U. S. C., p. 1031.

Proviso.
Deposit of funds.

SEC. 4. Any ten or more Indians, as determined by the official tribal rolls, or Indian descendants of such enrolled members, or Indians as defined in the Act of June 18, 1934 (48 Stat. 984), who reside within the State of Oklahoma in convenient proximity to each other may receive from the Secretary of the Interior a charter as a local cooperative association for any one or more of the following purposes: Credit administration, production, marketing, consumers'

Local cooperative associations; purposes.

Provisions, etc., governing.

Proviso.
State laws applicable to matters not covered in regulations, etc.
Voting privilege.

Charters, amendment or revocation.

Suits by or against associations.

Intervention by Secretary of the Interior; removal to Federal district court.

Loans to individual Indians and to associations.
Appropriation for.

Funds available.
Vol. 48, p. 984.

Allocations to Oklahoma Indians.

Proviso.
Deposit of mineral royalties.

Availability.

Osage County, Okla., not affected.

Rules to be prescribed.

Inconsistent Acts repealed.

protection, or land management. The provisions of this Act, the regulations of the Secretary of the Interior, and the charters of the cooperative associations issued pursuant thereto shall govern such cooperative associations: *Provided*, That in those matters not covered by said Act, regulations, or charters, the laws of the State of Oklahoma, if applicable, shall govern. In any stock or nonstock cooperative association no one member shall have more than one vote, and membership therein shall be open to all Indians residing within the prescribed district.

SEC. 5. The charters of any cooperative association organized pursuant to this Act shall not be amended or revoked by the Secretary except after a majority vote of the membership. Such cooperative associations may sue and be sued in any court of the State of Oklahoma or of the United States having jurisdiction of the cause of action, but a certified copy of all papers filed in any action against a cooperative association in a court of Oklahoma shall be served upon the Secretary of the Interior, or upon an employee duly authorized by him to receive such service. Within thirty days after such service or within such extended time as the trial court may permit, the Secretary of the Interior may intervene in such action or may remove such action to the United States district court to be held in the district where such petition is pending by filing in such action in the State court a petition for such removal, together with the certified copy of the papers served upon the Secretary. It shall then be the duty of the State court to accept such petition and to proceed no further in such action. The said copy shall be entered in the said district court within thirty¹ days after the filing of the petition for removal, and the said district court is hereby given jurisdiction to hear and determine said action.

SEC. 6. The Secretary is authorized to make loans to individual Indians and to associations or corporate groups organized pursuant to this Act. For the making of such loans and for expenses of the cooperative associations organized pursuant to this Act, there shall be appropriated, out of the Treasury of the United States, the sum of \$2,000,000.

SEC. 7. All funds appropriated under the several grants of authority contained in the Act of June 18, 1934 (48 Stat. 984), are hereby made available for use under the provisions of this Act, and Oklahoma Indians shall be accorded and allocated a fair and just share of any and all funds hereafter appropriated under the authorization herein set forth: *Provided*, That any royalties, bonuses, or other revenues derived from mineral deposits underlying lands purchased in Oklahoma under the authority granted by this Act, or by the Act of June 18, 1934, shall be deposited in the Treasury of the United States, and such revenues are hereby made available for expenditure by the Secretary of the Interior for the acquisition of lands and for loans to Indians in Oklahoma as authorized by this Act and by the Act of June 18, 1934 (48 Stat. 984).

SEC. 8. This Act shall not relate to or affect Osage County, Oklahoma.

SEC. 9. The Secretary of the Interior is hereby authorized to prescribe such rules and regulations as may be necessary to carry out the provisions of this Act. All Acts or parts of Acts inconsistent herewith are hereby repealed.

Approved, June 26, 1936.

¹ So in original.

[CHAPTER 832.]

AN ACT

To amend section 23 of the Independent Offices Appropriation Act, 1935.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 23 of the Independent Offices Appropriation Act, 1935, is amended by adding at the end thereof the following new paragraph:

"Where the adjustment of regular hours of duty of employees subject to the provisions of the preceding paragraph requires the adjustment of regular hours of duty of any employee whose compensation is fixed under the Classification Act of 1923, as amended, the aggregate weekly earnings of such employee whose compensation is fixed under the Classification Act of 1923, as amended, for full-time service shall not be less by reason of such adjustment than his aggregate weekly earnings for full-time service prior to March 28, 1934. Full-time service within the meaning of this paragraph shall not be less than forty hours per week. For the purposes of this paragraph, authority is hereby granted to adjust the hourly rates of compensation of employees whose compensation is fixed under the Classification Act of 1923, as amended, to such extent as may be necessary to make the aggregate compensation for a forty-hour week equal to the compensation for a full-time week prior to March 28, 1934."

SEC. 2. This Act shall take effect as of the 1st day of the first calendar month following the date of its enactment.

Approved, June 26, 1936.

June 26, 1936.
[S. 2712.]
[Public, No. 817.]

Independent Offices
Appropriation Act,
1935, amendment.
Vol. 48, p. 522.

Adjustment of hours
of labor, etc., between
employees engaged in
the trades and those
whose pay is fixed
under the Classification
Act of 1923.

Vol. 42, p. 1488.
U. S. C., p. 85.

Full-time service
construed.

Adjusting hourly
rates of compensation.

Effective date.

[CHAPTER 833.]

AN ACT

To amend an Act entitled "An Act to establish a uniform system of bankruptcy throughout the United States", approved July 1, 1898, and Acts amendatory thereof and supplementary thereto.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (e) of section 77 of the Act of July 1, 1898, entitled "An Act to establish a uniform system of bankruptcy throughout the United States", as amended, be, and is hereby, amended to read as follows:

"(e) Upon the certification of a plan by the Commission to the court, the court shall give due notice to all parties in interest of the time within which such parties may file with the court their objections to such plan, and such parties shall file, within such time as may be fixed in said notice, detailed and specific objections in writing to the plan and their claims for equitable treatment. The judge shall, after notice in such manner as he may determine to the debtor, its trustee or trustees, stockholders, creditors, and the Commission, hear all parties in interest in support of, and in opposition to, such objections to the plan and such claims for equitable treatment. After such hearing, and without any hearing if no objections are filed, the judge shall approve the plan if satisfied that: (1) It complies with the provisions of subsection (b) of this section, is fair and equitable, affords due recognition to the rights of each class of creditors and stockholders, does not discriminate unfairly in favor of any class of creditors or stockholders, and will conform to the requirements of the law of the land regarding the participation of the various classes of creditors and stockholders; (2) the approximate amounts to be paid by the debtor, or by any corporation or corporations acquiring

June 26, 1936.
[S. 3841.]
[Public, No. 818.]

Bankruptcy Act of
1898, amendments.
Ante, pp. 918, 965.
Corporate reorgani-
zations.

Notice to parties in
interest of time within
which to file objections
to plan.

Hearings.

Approval by court;
requirements.

Rights of creditors,
stockholders, etc.

Amounts to be paid.

the debtor's assets, for expenses and fees incident to the reorganization, have been fully disclosed so far as they can be ascertained at the date of such hearing, are reasonable, are within such maximum limits as are fixed by the Commission, and are within such maximum limits to be subject to the approval of the judge; (3) the plan provides for the payment of all costs of administration and all other allowances made or to be made by the judge, except that allowances provided for in subsection (c), paragraph (12) of this section, may be paid in securities provided for in the plan if those entitled thereto will accept such payment, and the judge is hereby given power to approve the same.

Administration costs, etc.

Payment in securities.

Disapproval by court; dismissal or reference back to Commission.

Reconsideration by Commission.

Approval by court; order to be entered; copy to Commission.

Submission of plan to creditors.

To stockholders, etc.

Provisos.

Submission to any class of stockholders not necessary; when.

Submission to any class of creditors not necessary; when.

Acceptance or rejection by creditor or stockholder; form.

United States as a creditor or stockholder.

"If the judge shall not approve the plan, he shall file an opinion, stating his conclusions and the reason therefor, and he shall enter an order in which he may either dismiss the proceedings, or in his discretion and on motion of any party in interest refer the proceedings back to the Commission for further action, in which event he shall transmit to the Commission a copy of any evidence received. If the proceedings are referred back to the Commission, it shall proceed to a reconsideration of the proceedings under the provisions of subsection (d) hereof. If the judge shall approve the plan, he shall file an opinion, stating his conclusions and the reasons therefor, and enter an order to that effect, and shall send a certified copy of such opinion and order to the Commission. The plan shall then be submitted by the Commission to the creditors of each class whose claims have been filed and allowed in accordance with the requirements of subsection (c) hereof, and to the stockholders of each class, and/or to the committees or other representatives thereof, for acceptance or rejection, within such time as the Commission shall specify, together with the report or reports of the Commission thereon or such a summarization thereof as the Commission may approve, and the opinion and order of the judge: *Provided*, That submission to any class of stockholders shall not be necessary if the Commission shall have found, and the judge shall have affirmed the finding, (a) that at the time of the finding the corporation is insolvent, or that at the time of the finding the equity of such class of stockholders has no value, or that the plan provides for the payment in cash to such class of stockholders of an amount not less than the value of their equity, if any, or (b) that the interests of such class of stockholders will not be adversely and materially affected by the plan, or (c) that the debtor has pursuant to authorized corporate action accepted the plan and its stockholders are bound by such acceptance: *Provided further*, That submission to any class of creditors shall not be necessary if the Commission shall have found, and the judge shall have affirmed the finding, that the interests of such class of creditors will not be adversely and materially affected by the plan, or that at the time of the finding the interests of such class of creditors have no value, or that the plan provides for the payment in cash to such class of creditors of an amount not less than the value of their interests. For the purpose of this section the acceptance or rejection by any creditor or stockholder shall be in writing, executed by him or by his duly authorized attorney, committee, or representative. If the United States of America, or any agency thereof, or any corporation (other than the Reconstruction Finance Corporation) the majority of the stock of which is owned by the United States of America, is a creditor or stockholder, the interests or claims thereof shall be deemed to be affected by the plan, and the President of the United States, or any officer or agency he may designate, is hereby authorized to act in respect of the interests or claims of the United States or of such agency or other corporation.

The expense of such submission shall be certified by the Commission and shall be borne by the debtor's estate. The Commission shall certify to the judge the results of such submission.

"Upon receipt of such certification, the judge shall confirm the plan if satisfied that it has been accepted by or on behalf of creditors of each class to which submission is required under this subsection holding more than two-thirds in amount of the total of the allowed claims of such class which have been reported in said submission as voting on said plan, and by or on behalf of stockholders of each class to which submission is required under this subsection holding more than two-thirds of the stock of such class which has been reported in said submission as voting on said plan; and that such acceptances have not been made or procured by any means forbidden by law: *Provided*, That, if the plan has not been so accepted by the creditors and stockholders, the judge may nevertheless confirm the plan if he is satisfied and finds, after hearing, that it makes adequate provision for fair and equitable treatment for the interests or claims of those rejecting it; that such rejection is not reasonably justified in the light of the respective rights and interests of those rejecting it and all the relevant facts; and that the plan conforms to the requirements of clauses (1) to (3), inclusive, of the first paragraph of this subsection (e): *Provided further*, That if, in any reorganization proceeding under this section, the United States is a creditor on claims for taxes or customs duties (whether or not the United States has any other interest in, or claim against, the debtor, as creditor or stockholder), no plan which does not provide for the payment thereof shall be confirmed by the judge except upon the acceptance, certified to the court, of a lesser amount by the President of the United States or the officer or agency designated by him pursuant to the provisions of the preceding paragraph hereof: *Provided further*, That if the President of the United States or such officer or agency shall fail to accept or reject such lesser amount for more than ninety days after receipt of written notice so to do from the court, accompanied by a certified copy of the plan, the consent of the United States insofar as its claims for taxes or customs duties are concerned shall be conclusively presumed. If the judge shall confirm the plan, he shall enter an order and file an opinion with a statement of his conclusions and his reasons therefor. If the judge shall not confirm the plan, he shall file an opinion, with a statement of his conclusions and his reasons therefor, and enter an order in which he shall either dismiss the proceedings, or, in his discretion and on the motion of any party in interest, refer the case back to the Commission for further proceedings, including the consideration of modifications of the plan or the proposal of new plans. In the event of such a reference back to the Commission, the proceedings with respect to any modified or new plan shall be governed by the provisions of this section in like manner as in an original proceeding hereunder.

"If it shall be necessary to determine the value of any property for any purpose under this section, the Commission shall determine such value and certify the same to the court in its report on the plan. The value of any property used in railroad operation shall be determined on a basis which will give due consideration to the earning power of the property, past, present, and prospective, and all other relevant facts. In determining such value only such effect shall be given to the present cost of reproduction new and less depreciation and original cost of the property, and the actual investment therein, as may be required under the law of the land, in light of its earning power and all other relevant facts."

Approved, June 26, 1936.

Burden of expense of submission.

Confirmation of plan by court; findings.

Providos.
Confirmation of plan when not accepted by creditors, etc.

Provision for payment of taxes or customs duties.

Acceptance of lesser amount.

Presumption of consent to lesser amount.

Order confirming or disapproving plan.

Dismissal or reference back to Commission.

Appraisal of property.

Property used in railroad operation.

[CHAPTER 834.]

AN ACT

To provide for the sale of a certain isolated tract of the public domain in the State of Oregon.

June 26, 1936.
[S. 4241.]
[Public, No. 819.]

Oregon.
Sale of certain public land in, authorized.

Description.

Reservations, etc., under Federal Power Act.
Vol. 41, p. 1063; *Ante*, p. 846.
Proviso.
Deposit of receipts from sale.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding any other provision of law or any Executive order, the Secretary of the Interior is authorized upon application filed within six months from the date of this Act to order into the market and sell at public auction for not less than the appraised value, lot 5, section 21, township 2 south, range 3 east, Willamette meridian, Oregon, subject to the provisions and reservations of section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1063), as amended by the Act of August 26, 1935 (49 Stat. 846): *Provided*, That any money paid in connection with such sale shall be deposited in the Oregon and California land-grant fund in the United States Treasury.

Approved, June 26, 1936.

[CHAPTER 835.]

AN ACT

To authorize the coinage of 50-cent pieces in celebration of the opening of the San Francisco-Oakland Bay Bridge.

June 26, 1936.
[S. 4464.]
[Public, No. 820.]

San Francisco-Oakland Bay Bridge.
Coinage in celebration of opening of, authorized.
Number.

No Federal expense for dies, etc.

Date, issue, etc.

Payment.

Disposition.

Coinage laws applicable.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in celebration of the opening of the San Francisco-Oakland Bay Bridge there shall be coined at a mint of the United States to be designated by the Director of the Mint not to exceed two hundred thousand silver 50-cent pieces of standard size, weight, and composition, and of a special appropriate single design to be fixed by the Director of the Mint, with the approval of the Secretary of the Treasury, but the United States shall not be subject to the expense of making the necessary dies and other preparations for this coinage.

SEC. 2. The coins herein authorized shall bear the date 1936, irrespective of the year in which they are minted or issued, shall be legal tender in any payment to the amount of their face value, and shall be issued only upon the request of the San Francisco Clearing House Association, upon payment by it of the par value of such coins, but not less than twenty-five thousand such coins shall be issued to it at any one time and no such coins shall be issued after the expiration of one year after the date of enactment of this Act. Such coins may be disposed of at par or at a premium by such association and the net proceeds shall be used by it in defraying the expenses incidental and appropriate to the celebration of such event.

SEC. 3. All laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of the same, regulating and guarding the process of coinage, providing for the purchase of material, and for the transportation, distribution, and redemption of coins, for the prevention of debasement or counterfeiting, for the security of the coins, or for any other purposes, whether such laws are penal or otherwise, shall, so far as applicable, apply to the coinage herein authorized.

Approved, June 26, 1936.

[CHAPTER 836.]

AN ACT

Authorizing the payment of certain salaries and expenses of employees of the General Land Office.

June 26, 1936.
[S. 4581.]
[Public, No. 821.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the allotment to the General Land Office under section 1, title II, of the Emergency Appropriation Act, fiscal year 1935, of \$168,000 for necessary office work incident to surveys and resurveys of the public lands, is hereby extended and made available for said purpose for the period of July 1 to September 11, 1935, inclusive, and the payment of unpaid salaries for said period is hereby authorized, and the General Accounting Office shall allow credit in disbursing officers' accounts for salaries and expenses so paid for said period.

General Land Office.
Payment of certain salaries and expenses authorized.
Vol. 48, p. 1056.

Credit allowed for payments.

Approved, June 26, 1936.

[CHAPTER 837.]

AN ACT

To authorize the coinage of 50-cent pieces in commemoration of the three-hundredth anniversary of the founding of York County, Maine.

June 26, 1936.
[S. 4608.]
[Public, No. 822.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the three-hundredth anniversary of the founding of York County, Maine, there shall be coined at a mint of the United States to be designated by the Director of the Mint not to exceed thirty thousand silver 50-cent pieces of standard size, weight, and composition and of special appropriate single design to be fixed by the Director of the Mint, with the approval of the Secretary of the Treasury, but the United States shall not be subject to the expense of making the necessary dies and other preparations for this coinage.

York County, Maine.
Coinage in commemoration of founding of, authorized.
Number.

No Federal expense for dies, etc.

SEC. 2. The coins herein authorized shall bear the date 1936, irrespective of the year in which they are minted or issued, shall be legal tender in any payment to the amount of their face value, and shall be issued only upon the request of the Committee for the Commemoration of the Founding of York County upon payment by it of the par value of such coins, but not less than twenty-five thousand such coins shall be issued to it at any one time and no such coins shall be issued after the expiration of one year after the date of enactment of this Act. Such coins may be disposed of at par or at a premium by such committee, and the net proceeds shall be used by it in defraying the expenses incidental and appropriate to the commemoration of such event.

Date, issue, etc.

Payment.

Disposition.

SEC. 3. All laws now in force relating to the subsidiary silver coins of the United States and the coining or striking of the same, regulating and guarding the process of coinage, providing for the purchase of material, and for the transportation, distribution, and redemption of coins, for the prevention of debasement or counterfeiting, for the security of the coins, or for any other purposes, whether such laws are penal or otherwise, shall, so far as applicable, apply to the coinage herein authorized.

Coinage laws applicable.

Approved, June 26, 1936.

[CHAPTER 838.]

AN ACT

To authorize the striking of an appropriate medal in commemoration of the three-hundredth anniversary of the original Norfolk (Virginia) land grant and the two-hundredth anniversary of the establishment of the city of Norfolk, Virginia, as a borough.

June 26, 1936.
[S. 4670.]
[Public, No. 823.]

Norfolk, Va.
Commemorative
medals authorized.

Number.

Delivery to Norfolk
Advertising Board, In-
corporated; payment.

Counterfeiting, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the three-hundredth anniversary of the original Norfolk (Virginia) land grant and the two-hundredth anniversary of the establishment of the city of Norfolk, Virginia, as a borough, there shall be struck at a mint of the United States to be designated by the Director of the Mint twenty-five thousand commemorative medals of a special appropriate single design, size, weight, and composition to be fixed by the Director of the Mint with the approval of the Secretary of the Treasury.

SEC. 2. Such commemorative medals shall be delivered to the duly authorized officers of the Norfolk Advertising Board, Incorporated, affiliated with the Norfolk Association of Commerce, upon payment to the Director of the Mint of an amount to be fixed by the Director of the Mint not less than the estimated cost of manufacture, including labor, materials, dies, use of machinery, and overhead expenses; and security satisfactory to the Director of the Mint shall be furnished to indemnify the United States for the full payment of such cost.

SEC. 3. Whoever shall falsely make, forge, or counterfeit or cause or procure to be falsely made, forged, or counterfeited or shall aid in falsely making, forging, or counterfeiting any medal issued under the provisions of this Act, or whoever shall sell or bring into the United States or any place subject to the jurisdiction thereof from any foreign place, or have in his possession any such false, forged, or counterfeited medal, shall be fined not more than \$1,000 or imprisoned not more than two years, or both.

Approved, June 26, 1936.

[CHAPTER 839.]

AN ACT

To provide a commissioned strength for the Corps of Engineers, United States Army, for the efficient performance of military and other statutory duties assigned to that corps.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 11, (Corps of Engineers), National Defense Act, as amended, is hereby further amended to provide one additional assistant to the Chief of Engineers with the rank of brigadier general, and one hundred and eighty-five additional officers in grades from colonel to second lieutenant, inclusive: *Provided*, That the legally authorized commissioned strength of the Regular Army is increased by one hundred and eighty-five, which said increase shall be allotted to the Corps of Engineers: *Provided further*, That the President is hereby authorized to call to active duty with the Regular Army such number of officers of the Organized Reserves and for such time as may be necessary to meet the demands made and to be made upon the Engineer Corps of the Regular Army notwithstanding the provisions of section 37a of the Act of June 3, 1916, as amended: *Provided*, That officers of the Corps of Engineers and the Reserve officers of the Corps of Engineers employed primarily on duty connected with nonmilitary public works prosecuted under the direction of the Chief

National Defense
Act, amendment.
Assistant to Chief of
Engineers and increased
commissioned strength
provided.

Vol. 41, p. 768; Vol.
42, p. 723.

U. S. C., p. 238.
Provisos.
Increase in Army
commissioned strength.

Reserve officers for
active duty.

Vol. 41, p. 776;
U. S. C., p. 249.
Funds available for
designated officers on
nonmilitary public
works.

of Engineers, including river and harbor improvements, flood control, and other such works, shall, while so employed, be paid their pay and allowances, mileage and travel allowances from the appropriation for the work or works upon which they are employed: *And provided further*, That the number of officers so engaged and so paid shall be exclusive of the commissioned strength of the Regular Army as now or hereafter limited by the funds appropriated for "Pay of the Army" in the annual War Department Appropriation Act.

Approved, June 26, 1936.

To be exclusive of commissioned strength of the Regular Army.

[CHAPTER 840.]

AN ACT

To provide for the commemoration of the Battle of Eutaw Springs, in the State of South Carolina.

June 26, 1936.

[H. R. 255.]

[Public, No. 826.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of commemorating the battle which occurred at Eutaw Springs, in the State of South Carolina, during the Revolutionary War, when title to such lands on the site of the Battle of Eutaw Springs as may be designated by the Secretary of the Interior in the exercise of his discretion as necessary or desirable for battlefield-site purposes, shall be vested in the United States, said area shall be set apart as a battlefield site for the benefit and inspiration of the people and shall be called the Eutaw Springs Battlefield Site.

Battle of Eutaw Springs, S. C.
Designation of lands on site of, for battlefield-site purposes.

Name designated.

SEC. 2. That the Secretary of the Interior be, and he is hereby, authorized to accept donations of land, interests in land, and/or buildings, structures, and other property within the boundaries of the said battlefield site as determined and fixed hereunder, and donations of funds for the purchase and/or maintenance thereof, the title and evidence of title to lands acquired to be satisfactory to the Secretary of the Interior: *Provided*, That he may acquire on behalf of the United States out of any donated funds, either by purchase at prices deemed by him reasonable, or by condemnation under the provisions of the Act of August 1, 1888, such tracts of land on the said battlefield site as may be necessary for the completion thereof.

Acceptance of land, etc., donations.

Proviso.
Purchases from donated funds.
Condemnation.
Vol. 25, p. 357.
U. S. C., p. 1785.

SEC. 3. The administration, protection, and development of the aforesaid battlefield site shall be exercised under the direction of the Secretary of the Interior by the National Park Service, subject to the provisions of the Act of August 25, 1916, entitled "An Act to establish a National Park Service, and for other purposes", as amended.

Administration, etc., by National Park Service.

Vol. 39, p. 535.
U. S. C., p. 591.

Approved, June 26, 1936.

[CHAPTER 841.]

AN ACT

To provide for an investigation to determine whether the water rights of the United States have been violated in the Clear Lake Watershed, California, and for other purposes.

June 26, 1936.

[H. R. 6773.]

[Public, No. 826.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed (1) to make a full and complete investigation with a view to determining whether any dams, waterworks, or other projects have been constructed in the Clear Lake Watershed, in the State of California, in violation of the water rights of the United States in such State, and (2) to report thereon to the Congress as soon as practicable.

Clear Lake Watershed, Calif.
Investigation directed to determine whether Federal water rights have been violated.
Report to Congress.

Appropriation au-
thorized; reimbursable.

SEC. 2. There is hereby authorized to be appropriated from the reclamation fund the sum of \$5,000 or so much thereof as may be necessary to carry out the provisions of section 1 of this Act, the amounts expended from such appropriations to be reimbursable under the reclamation law.

Approved, June 26, 1936.

[CHAPTER 842.]

AN ACT

June 26, 1936.
[H. R. 10094.]
[Public, No. 827.]

To amend the Act entitled "An Act to stop injury to the public grazing lands by preventing overgrazing and soil deterioration, to provide for their orderly use, improvement, and development, to stabilize the livestock industry dependent upon the public range, and for other purposes", approved June 28, 1934 (48 Stat. 1269).

Overgrazing and soil
deterioration, public
lands.
Vol. 48, p. 1269.
U. S. C., p. 1863.
Area to be included
in grazing districts
enlarged.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of section 1 of the Act entitled "An Act to stop injury to the public grazing lands by preventing overgrazing and soil deterioration, to provide for their orderly use, improvement, and development, to stabilize the livestock industry dependent upon the public range, and for other purposes", approved June 28, 1934, is amended by striking out the words "eighty million" and inserting in lieu thereof the words "one hundred and forty-two million".

SEC. 2. Section 7 of such Act is amended to read as follows:

Classification of
lands.

Lands more valuable
for other purposes.

Homestead entries;
limitation.

Settlement restric-
tion.

Provisos.
Locations, etc., under
mining laws.
Vol. 41, p. 437.

Preference right of
entry.

"SEC. 7. That the Secretary of the Interior is hereby authorized, in his discretion, to examine and classify any lands withdrawn or reserved by Executive order of November 26, 1934 (numbered 6910), and amendments thereto, and Executive order of February 5, 1935 (numbered 6964), or within a grazing district, which are more valuable or suitable for the production of agricultural crops than for the production of native grasses and forage plants, or more valuable or suitable for any other use than for the use provided for under this Act, or proper for acquisition in satisfaction of any outstanding lieu, exchange or script rights or land grant, and to open such lands to entry, selection, or location for disposal in accordance with such classification under applicable public-land laws, except that homestead entries shall not be allowed for tracts exceeding three hundred and twenty acres in area. Such lands shall not be subject to disposition, settlement, or occupation until after the same have been classified and opened to entry: *Provided*, That locations and entries under the mining laws, including the Act of February 25, 1920, as amended, may be made upon such withdrawn and reserved areas without regard to classification and without restrictions or limitation by any provision of this Act. Where such lands are located within grazing districts reasonable notice shall be given by the Secretary of the Interior to any grazing permittee of such lands. The applicant, after his entry, selection, or location is allowed, shall be entitled to the possession and use of such lands: *Provided*, That upon the application of any applicant qualified to make entry, selection, or location, under the public-land laws, filed in the land office of the proper district, the Secretary of the Interior shall cause any tract to be classified, and such application, if allowed by the Secretary of the Interior, shall entitle the applicant to a preference right to enter, select, or locate such lands if opened to entry as herein provided."

SEC. 3. Section 8 of such Act is amended to read as follows:

Acceptance of lands
within exterior bound-
aries of grazing districts.

"SEC. 8. (a) That where such action will promote the purposes of the district or facilitate its administration, the Secretary is authorized, for the purpose of this Act only, to accept on behalf of the United States any lands within the exterior boundaries of a grazing district as a gift.

"(b) When public interests will be benefited thereby the Secretary is authorized to accept on behalf of the United States title to any privately owned lands within or without the boundaries of a grazing district, and in exchange therefor to issue patent for not to exceed an equal value of surveyed grazing district land or of unreserved surveyed public land in the same State or within a distance of not more than fifty miles within the adjoining State nearest the base lands.

Exchanges for privately owned lands.

"(c) Upon application of any State to exchange lands within or without the boundaries of a grazing district the Secretary of the Interior shall, and is hereby, directed to proceed with such exchange at the earliest practicable date and to cooperate fully with the State to that end, but no State shall be permitted to select lieu lands in another State. The Secretary of the Interior shall accept on behalf of the United States title to any State-owned lands within or without the boundaries of a grazing district, and in exchange therefor issue patent to surveyed grazing district land not otherwise reserved or appropriated or unappropriated and unreserved surveyed public land; and in making such exchange the Secretary is authorized to patent to such State, land either of equal value or of equal acreage: *Provided*, That no State shall select public lands in a grazing district in furtherance of any exchange unless the lands offered by the State in such exchange lie within such grazing district and the selected lands lie in a reasonably compact body which is so located as not to interfere with the administration or value of the remaining land in such district for grazing purposes as set forth in this Act.

Exchange of lands upon application of a State.

Proviso.
Restriction on selection.

"When an exchange is based on lands of equal acreage and the selected lands are mineral in character, the patent thereto shall contain a reservation of all minerals to the United States; and in making exchanges of equal acreage the Secretary of the Interior is authorized to accept title to offered lands which are mineral in character, with a mineral reservation to the State.

Mineral lands.
Exchanges of, with a mineral reservation.

"For the purpose of effecting exchanges based on lands of equal acreage the identification and area of unsurveyed school sections may be determined by protraction or otherwise. The selection by the State of lands in lieu of any such protracted school sections shall be a waiver of all of its right to such sections.

Determination of identification and area of school sections in effecting exchanges.

"(d) Before any such exchange under this section shall be effected, notice of the contemplated exchange, describing the lands involved, shall be published by the Secretary of the Interior once each week for four successive weeks in some newspaper of general circulation in the county or counties in which may be situated the lands to be accepted, and in the same manner in some like newspaper published in any county in which may be situated any lands to be given in such exchange; lands conveyed to the United States under this Act shall, upon acceptance of title, become public lands, and if located within the exterior boundaries of a grazing district they shall become a part of the district within the boundaries of which they are located: *Provided*, That either party to an exchange based upon equal value under this section may make reservations of minerals, easements, or rights of use. Where reservations are made in lands conveyed either to or by the United States the right to enjoy them shall be subject to such reasonable conditions respecting ingress and egress and the use of the surface of the land as may be deemed necessary. Where mineral reservations are made by the grantor in lands conveyed by the United States, it shall be so stipulated in the patent, and any person who prospects for or acquires the right to mine and remove the reserved mineral deposits may enter and occupy so much

Notice of contemplated exchange, publication of.

Lands conveyed to United States to be public lands.

Proviso.
Reservations of minerals, etc., by either party.
Ingress, egress, and use of surface of land.

Miners, right to enter and use surface for mining purposes.

Damages.	of the surface as may be required for all purposes incident to the prospecting for, mining and removal of the minerals therefrom, and may mine and remove such minerals, upon payment to the owner of the surface for damages caused to the land and improvements thereon. No fee shall be charged for any exchange of land made under this Act except one-half of the cost of publishing notice of a proposed exchange as herein provided."
Fee restriction; division of cost of publishing notices.	
Deposit of receipts.	SEC. 4. Section 10 of such Act is amended to read as follows: "SEC. 10. That, except as provided in sections 9 and 11 hereof, all moneys received under the authority of this Act shall be deposited in the Treasury of the United States as miscellaneous receipts, but 25 per centum of all moneys received under this Act during any fiscal year is hereby made available, when appropriated by the Congress, for expenditure by the Secretary of the Interior for the construction, purchase, or maintenance of range improvements, and 50 per centum of the money received under this Act during any fiscal year shall be paid at the end thereof by the Secretary of the Treasury to the State in which the grazing districts or the lands producing such moneys are situated, to be expended as the State Legislature of such State may prescribe for the benefit of the county or counties in which the grazing districts or the lands producing such moneys are situated: <i>Provided</i> , That if any grazing district or any leased tract is in more than one State or county, the distributive share to each from the proceeds of said district or leased tract shall be proportional to its area in said district or leased tract."
Portion available for range improvements.	
Portion to State for benefit of counties.	
<i>Proviso.</i> If district in more than one State or county.	
Leasing of lands not situated to justify inclusion in any district.	SEC. 5. Section 15 of such Act is amended to read as follows: "SEC. 15. The Secretary of the Interior is further authorized, in his discretion, where vacant, unappropriated, and unreserved lands of the public domain are so situated as not to justify their inclusion in any grazing district to be established pursuant to this Act, to lease any such lands for grazing purposes, upon such terms and conditions as the Secretary may prescribe: <i>Provided</i> , That preference shall be given to owners, homesteaders, lessees, or other lawful occupants of contiguous lands to the extent necessary to permit proper use of such contiguous lands, except, that when such isolated or disconnected tracts embrace seven hundred and sixty acres or less, the owners, homesteaders, lessees, or other lawful occupants of lands contiguous thereto or cornering thereon shall have a preference right to lease the whole of such tract, during a period of ninety days after such tract is offered for lease, upon the terms and conditions prescribed by the Secretary."
<i>Proviso.</i> Preference to owners, etc., of contiguous lands; exception.	
Leasing right.	SEC. 6. Such Act is further amended by adding the following new section: "SEC. 17. The President shall have power, with the advice and consent of the Senate, to select a Director of Grazing. The Secretary of the Interior may appoint such Assistant Directors and such other employees as shall be necessary to administer this Act. The Civil Service Commission shall give consideration to the practical range experience in public-land States of the persons found eligible for appointment by the Secretary as Assistant Directors or graziers. No Director of Grazing, Assistant Director, or grazier shall be appointed who at the time of appointment or selection has not been for one year a bona-fide citizen or resident of the State or of one of the States in which such Director, Assistant Director, or grazier is to serve."
Director of Grazing, Assistant Directors, etc.	
Qualifications and restrictions.	

TITLE II—BADLANDS NATIONAL MONUMENT

SECTION. 1. The boundaries of the Badlands National Monument, as established by the Act of March 4, 1929 (45 Stat. 1553), shall be, and are hereby, extended to include such lands adjacent or contiguous thereto, in the State of South Dakota, including, but not being restricted to, lands designated as submarginal by the Resettlement Administration, as may be determined by the President, by proclamation, within five years following the approval of this Act, to be necessary for the proper rounding out of the boundaries of said Monument or the administration thereof, providing the entire area of such Monument shall not exceed 250,000 acres.

SEC. 2. That the provisions of the Act of August 25, 1916, entitled "An Act to establish a National Park Service and for other purposes", as amended, are hereby made applicable to and extended over such lands as may be added to the Monument under the authority of the foregoing section.

Approved, June 26, 1936.

Badlands National Monument.

Boundaries extended.
Vol. 45, p. 1553.
U. S. C., p. 652.

Supervision by National Park Service.
Vol. 39, p. 535.
U. S. C., p. 591.

[CHAPTER 843.]

AN ACT

Increasing the penalty for making false oaths for the purpose of bathing at the Government free bathhouse at Hot Springs, Arkansas.

June 26, 1936.
[H. R. 11176.]
[Public, No. 828.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act limiting the privileges of the Government free bathhouse on the public reservation at Hot Springs, Arkansas, to persons who are without and unable to obtain the means to pay for baths", approved March 2, 1911 (U. S. C., 1934 edition, title 16, sec. 371), is hereby amended to read as follows:

"That only persons who are without and unable to obtain the means to pay for baths and are suffering from ailments for which bathing in the water of the Hot Springs Reservation will afford relief or effect a cure shall be permitted to bathe at the free bathhouse on the public reservation at Hot Springs, Arkansas, and before any person shall be permitted to bathe at the free bathhouse on the reservation he shall be required to make oath, before such officer duly authorized to administer oaths for general purposes as the superintendent of the Hot Springs Reservation shall designate, that he is without and unable to obtain the means to pay for baths, and any person desiring to bathe at the free bathhouse on the Hot Springs Reservation making a false oath as to his financial condition shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not less than \$25 nor more than \$300 and be imprisoned for not more than sixty days."

Approved, June 26, 1936.

Use of Government free bathhouse restricted.

Hot Springs, Ark.
Vol. 36, p. 1015.
U. S. C., p. 629.

Oath of inability to pay.

Punishment for false oath.

[CHAPTER 844.]

AN ACT

To extend the boundaries of the Fort Pulaski National Monument, Georgia, and for other purposes.

June 26, 1936.
[H. R. 11180.]
[Public, No. 829.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the boundaries of the Fort Pulaski National Monument on Cockspur Island, Georgia, be, and they are hereby, extended to include all of the lands on said island now or formerly under the jurisdiction of the Secretary of War.

Fort Pulaski National Monument, Ga.
Boundaries extended.

Acceptance of donations of land, etc.

SEC. 2. That the Secretary of the Interior be, and he is hereby, authorized, in his discretion, to accept in behalf of the United States, lands, interest in lands, easements, and improvements located on McQueens and Tybee Islands, in Chatham County, Georgia, as may be donated for an addition to the Fort Pulaski National Monument, and upon acceptance thereof the same shall be a part of said monument, the title and evidence of title to lands acquired to be satisfactory to the Secretary of the Interior.

Bridge construction.

SEC. 3. That the Secretary of the Interior be, and he is hereby, authorized to construct, or cause to be constructed, in connection with and as a part of the road system of Fort Pulaski National Monument, a bridge or causeway and approaches thereto across the South Channel of the Savannah River from Cockspur Island to McQueens Island in Chatham County, Georgia, at a point which he may designate as most suitable to the interests of the Federal Government.

Administration by National Park Service.

SEC. 4. That the administration, protection, and development of the aforesaid national monument as extended by this Act shall be exercised under the direction of the Secretary of the Interior by the National Park Service, subject to the provisions of the Act of August 25, 1916, entitled "An Act to establish a National Park Service, and for other purposes": *Provided*, That there is permanently reserved for the unlimited use of the Corps of Engineers, United States Army, for deposit of dredging materials and other purposes, a strip of land along the north shore of Cockspur Island extending shoreward two hundred feet from the present high water line: *And provided further*, That the portion of Cockspur Island bounded on the east by a north and south line across the island, and distant two thousand and nine hundred feet west from the north-westerly salient angle of Fort Pulaski, and extending from Savannah River on the north to the South Channel on the south; on the west by a north and south line, parallel with said east boundary, distant one thousand and seven hundred feet therefrom, and likewise extending from the Savannah River on the north to the South Channel on the south, is reserved to the Treasury Department for use for a quarantine station.

Vol. 39, p. 535.
U. S. C., p. 591.
Provisos.
Reservation for Corps of Engineers.

Reservation for Treasury quarantine station.

Approved, June 26, 1936.

[CHAPTER 845.]

AN ACT

June 26, 1936.
[H. R. 11555.]
[Public, No. 890.]

To authorize the striking of an appropriate medal in commemoration of the one-hundredth anniversary of the arrival of Marcus and Narcissa Whitman in the Walla Walla Valley, Washington, and the founding of the Waiilatpu Mission.

Whitman Centennial, etc.
Commemorative medals authorized.

Number.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the one-hundredth anniversary of the arrival of Marcus and Narcissa Whitman in the Walla Walla Valley, Washington, and of the founding of the Waiilatpu Mission, there shall be struck at a mint of the United States to be designated by the Director of the Mint twenty-five thousand commemorative medals of a special appropriate single design, size, weight, and composition to be fixed by the Director of the Mint with the approval of the Secretary of the Treasury.

Delivery to Whitman Centennial, Incorporated; payment.

SEC. 2. Such commemorative medals shall be delivered to the duly authorized officers of the Whitman Centennial, Incorporated, upon payment to the Director of the Mint of an amount to be fixed by the Director of the Mint not less than the estimated cost of

manufacture, including labor, materials, dies, use of machinery, and overhead expenses; and security satisfactory to the Director of the Mint shall be furnished to indemnify the United States for the full payment of such cost.

SEC. 3. Whoever shall falsely make, forge, or counterfeit or cause or procure to be falsely made, forged, or counterfeited or shall aid in falsely making, forging, or counterfeiting any medal issued under the provisions of this act, or whoever shall sell or bring into the United States or any place subject to the jurisdiction thereof from any foreign place, or have in his possession any such false, forged, or counterfeited medal, shall be fined not more than one thousand dollars or imprisoned not more than two years, or both.

Approved, June 26, 1936.

Counterfeiting, etc.

[CHAPTER 846.]

AN ACT

Providing for a change in the design of the 50-cent pieces authorized to be coined in commemoration of the one-hundredth anniversary of the admission of the State of Arkansas into the Union.

June 26, 1936.
[H. R. 11688.]
[Public, No. 831.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Director of the Mint, with the approval of the Secretary of the Treasury, is authorized and directed to provide for one additional design to be placed on the reverse side of not less than twenty-five thousand and not more than fifty thousand of the 50-cent pieces to be coined in accordance with the provisions of the Act entitled "An Act to authorize the coinage of 50-cent pieces in commemoration of the one-hundredth anniversary of the admission of the State of Arkansas into the Union", approved May 14, 1934.

Arkansas Centennial.
Change in design of
commemorative coins
authorized.
Number.

Vol. 48, p. 776.

The United States shall not be subject to the expense of making the necessary dies and other preparations for such coinage.

No Federal expense
for dies, etc.

SEC. 2. The coins upon which the additional design authorized by this Act is to be placed shall be coined at a mint of the United States to be designated by the Director of the Mint, shall bear the date 1936, irrespective of the year in which they are minted or issued, and shall be issued in the same manner and for the same purposes as the coins issued under the provisions of such Act of May 14, 1934, except that not less than twenty-five thousand such coins shall be issued at any one time and no such coins shall be issued after the expiration of one year after the date of enactment of this Act.

Date, issue, etc.

Time limitation.

Approved, June 26, 1936.

[CHAPTER 847.]

AN ACT

Authorizing a preliminary examination of the Intracoastal Waterway throughout Broward County, Florida.

June 26, 1936.
[H. R. 12458.]
[Public, No. 832.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized and directed to cause a preliminary examination to be made of the Intracoastal Waterway throughout Broward County, Florida, with a view to the control of floods in the said Intracoastal Waterway, in accordance with the provisions of section 3 of the Act entitled "An Act to provide for control of floods of the Mississippi River and of the Sacramento River, California, and for other purposes", approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for examinations, surveys, and contingencies of rivers and harbors.

Intracoastal Water-
way.
Survey throughout
Broward County, Fla.,
directed for controlling
floods in.

Vol. 39, p. 950.
U. S. C., p. 1487.

Approved, June 26, 1936.

[CHAPTER 848.]

AN ACT

To eliminate unnecessary expense in the administration of estates of deceased and incompetent veterans, and for other purposes.

June 26, 1936.
[H. R. 13001.]
[Public, No. 833.]

Adjusted Compensation Payment Act, 1936, amendment.
Ante, pp. 1101, 1396.

Payments, in cases of deceased or incompetent veterans.

Vol. 43, p. 128.
U. S. C., p. 1685.

Determination by Secretary of Treasury of person entitled thereto.

Finality of determination.

Administrative regulations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4 of the Adjusted Compensation Payment Act, 1936, as amended, is hereby further amended by striking out the last sentence of the first paragraph thereof and inserting in lieu thereof the following sentences: "In cases of deceased or incompetent veterans, the payments provided by this paragraph, whether of the amount certified, by issuance of bonds and by checks payable out of the fund created by section 505 of the World War Adjusted Compensation Act, as amended, or whether of such bonds on redemption thereof, shall be made to the person or persons determined by the Secretary of the Treasury to be lawfully entitled thereto, without the necessity of the appointment by judicial proceedings or otherwise of a legal representative of the estate of any veteran or of any other persons, or of compliance with State law in respect of the administration of estates. Such checks may be endorsed on behalf of the Secretary of the Treasury in the name of the veteran, if that is determined by the Secretary to be appropriate for the effectuation hereof. All determinations by the Secretary of the Treasury under this paragraph shall be final and conclusive and neither any other official of the United States nor, except in the case of prior judicial determination, any State or Federal court, shall have jurisdiction to review any such determination. The provisions of this paragraph shall be carried out subject to regulations of the Secretary of the Treasury to be issued from time to time to effectuate the purposes of this Act."

Approved, June 26, 1936.

[CHAPTER 849.]

AN ACT

For the improvement and protection of the beaches along the shores of the United States.

June 26, 1936.
[S. 3505.]
[Public, No. 834.]

Improvement and protection of beaches along shores of United States.
Policy declared.

Policy declared.

"Beaches" construed.

Studies by Beach Erosion Board to determine methods of beach protection and restoration.
Vol. 46, p. 945.

Locations for recreational facilities.
Publication of useful data.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it is hereby declared to be the policy of the United States to assist in the construction where Federal interests are involved, but not the maintenance, of works for the improvement and protection of the beaches along the shores of the United States, and to prevent erosion due to the action of waves, tides, and currents, with the purpose of preventing damage to property along the shores of the United States, and promoting and encouraging the healthful recreation of the people. As used in this Act, the word "beaches" includes all those situated on the coasts of the Atlantic and Pacific Oceans, the Gulf of Mexico, and the shores of the Great Lakes, and all estuaries and bays directly connected therewith.

SEC. 2. (a) It shall be the duty of the Secretary of War, through the Beach Erosion Board, organized under the provisions of section 2 of the Rivers and Harbors Act, approved July 3, 1930, to make investigations with a view to determining the most suitable methods of beach protection and restoration of beaches in different localities; to advise the States, counties, municipalities, or individuals of the appropriate locations for recreational facilities; and to publish from time to time such useful data and information concerning the protection of beaches as the Board may deem to be of value to the

people of the United States: *Provided*, That not more than 75 per centum of the cost of any specific investigation shall be borne by the United States.

(b) All provisions of existing law relating to examinations and surveys and to works of improvement of rivers and harbors shall apply, insofar as practicable, to examinations and surveys and to works of improvement relating to shore protection; except that all projects having to do with shore protection shall be referred for consideration and recommendation to the Beach Erosion Board instead of to the Board of Engineers for Rivers and Harbors.

SEC. 3. The Beach Erosion Board, in making its report on any work or project relating to shore protection shall, in addition to any other matters upon which it may be required to report, state its opinion as to (a) the advisability of adopting the project, (b) what Federal interest, if any, is involved in the proposed improvement, and (c) what share of the expense, if any, should be borne by the United States.

SEC. 4. Any expenses incident and necessary in the undertaking of the investigations and studies authorized herein may be paid from funds hitherto or hereafter appropriated for examinations, surveys, and contingencies for rivers and harbors.

Approved, June 26, 1936.

[CHAPTER 850.]

JOINT RESOLUTION

To provide for an inquiry by the Court of Claims with respect to losses sustained by cooperative marketing associations in connection with stabilization activities in grain.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Court of Claims, in accordance with such rules as it may adopt, shall investigate losses sustained during the stabilization operations of the Federal Farm Board in 1929 and 1930, by cooperative associations to which loans were made, either directly or indirectly, by the Federal Farm Board, through withholding grain from the market and making advances to their members in order to stabilize prices, for the purpose of determining—

(1) The amount of loss, if any, in the case of each such association and the facts and circumstances relating to such loss; and

(2) Whether, because of any agreement or understanding between such associations, or any of them, and the Federal Farm Board (or any member, officer, or employee thereof) or because of any other facts or circumstances, there is any legal, equitable, or moral obligation on the part of the United States to reimburse such associations, or any of them, for the whole or any part of any such loss.

The court shall report to Congress, at the earliest practicable date, the results of its investigation and determinations, together with such recommendations as it deems appropriate.

Approved, June 26, 1936.

Proviso.
Proportion of cost to be borne by United States.

Application of existing laws, etc.

Exception.

Report by Board; recommendations.

Expenses.

June 26, 1936.
[S. J. Res. 38.]
[Pub. Res., No. 134.]

Cooperative marketing associations.
Court of Claims to investigate losses sustained by, due to certain grain stabilization activities.

Scope of inquiry, etc.

Report to Congress.

[CHAPTER 851.]

JOINT RESOLUTION

To define the term of certain contracts with Indian tribes.

June 26, 1936.
[S. J. Res. 177.]
[Pub. Res., No. 135.]

Indians.
Certain contracts
with attorneys, of in-
definite term, etc., val-
dated.

R. S., sec. 2103, p. 367.
U. S. C., p. 999.

Provisos.
Authority to cancel
contracts.

Terminated contracts
not revived.

Existing valid con-
tracts with time limi-
tation for completion
of services not affected.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That any contracts or agreements heretofore approved by the Secretary of the Interior between the authorities of any tribe, band, or group of Indians and their attorneys for the prosecution of claims against the United States, which provide that such contracts or agreements shall run for a period of years therein specified, and as long thereafter as may be required to complete the business therein provided for, or words of like import, or which provide that compensation for services rendered shall be on a quantum-meruit basis not to exceed a specified percentage, shall be deemed a sufficient compliance with section 2103 of the Revised Statutes (or section 81, title 25, United States Code): *Provided, however,* That nothing herein contained shall limit the power of the Secretary of the Interior, after due notice and hearing and for proper cause shown, to cancel any such contract or agreement: *Provided further,* That the provisions of this Act shall not be construed to revive any contract which has been terminated heretofore by lapse of time, operation of law, or by acts of the parties thereto.

SEC. 2. Any existing valid contract heretofore made and approved pursuant to any Act of Congress by any tribe, band, or group of Indians with an attorney or attorneys for the rendition of services in the prosecution of claims against the United States under authority of which suit or suits have been filed, and which contains a limitation of time for the completion of the services to be performed may be continued in full force unless a subsequent contract dealing with the same subject matter has been made and approved.

Approved, June 26, 1936.

[CHAPTER 852.]

JOINT RESOLUTION

Extending for two years the time within which American claimants may make application for payment, under the Settlement of War Claims Act of 1928, of awards of the Mixed Claims Commission and the Tripartite Claims Commission, and extending until March 10, 1938, the time within which Hungarian claimants may make application for payment, under the Settlement of War Claims Act of 1928, of awards of the War Claims Arbitrer.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (g) of section 2 and subsection (f) of section 5 of the Settlement of War Claims Act of 1928, as amended by Public Resolution Numbered 38, Seventy-third Congress, approved June 18, 1934, are further amended, respectively, by striking out the words "eight years" wherever such words appear therein and inserting in lieu thereof the words "ten years".

SEC. 2. The first sentence of subsection (h) of section 6 of the Settlement of War Claims Act of 1928, as amended by Public Resolution Numbered 38, Seventy-third Congress, approved June 18, 1934, is further amended to read as follows:

"No payment shall be made under this section unless application therefor is made by March 10, 1938, in accordance with such regulations as the Secretary of the Treasury may prescribe."

Approved, June 26, 1936.

June 26, 1936.
[H. J. Res. 603.]
[Pub. Res., No. 136.]

Settlement of War
Claims Act.
Vol. 45, p. 254; Vol.
47, p. 318; Vol. 48, pp.
125, 1019.

Time for making ap-
plication for payment
by American claim-
ants.

Vol. 45, p. 264.

Application for pay-
ments; time limitation.

[CHAPTER 858.]

AN ACT

To further the development and maintenance of an adequate and well-balanced American merchant marine, to promote the commerce of the United States, to aid in the national defense, to repeal certain former legislation, and for other purposes.

June 29, 1936.
[H. R. 8555.]
[Public, No. 835.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Merchant Marine
Act, 1936.

TITLE I—DECLARATION OF POLICY

Title I—Declaration
of Policy.

SECTION 101. It is necessary for the national defense and development of its foreign and domestic commerce that the United States shall have a merchant marine (a) sufficient to carry its domestic water-borne commerce and a substantial portion of the water-borne export and import foreign commerce of the United States and to provide shipping service on all routes essential for maintaining the flow of such domestic and foreign water-borne commerce at all times, (b) capable of serving as a naval and military auxiliary in time of war or national emergency, (c) owned and operated under the United States flag by citizens of the United States insofar as may be practicable, and (d) composed of the best-equipped, safest, and most suitable types of vessels, constructed in the United States and manned with a trained and efficient citizen personnel. It is hereby declared to be the policy of the United States to foster the development and encourage the maintenance of such a merchant marine.

Necessity for develop-
ing an American
merchant marine de-
clared.

TITLE II—UNITED STATES MARITIME COMMISSION

Title II—United
States Maritime Com-
mission.

SEC. 201. (a) An agency is hereby created, to be known as the United States Maritime Commission (hereinafter referred to as the Commission). The Commission shall be composed of five persons, in this title referred to as members, to be appointed by the President by and with the advice and consent of the Senate. The President shall designate the member to act as chairman of the Commission, and the Commission may elect one of its members as vice chairman. The members of the Commission shall be appointed as soon as practicable after the enactment of this Act and shall continue in office as designated by the President at the time of nomination, for terms of two, three, four, five, and six years, respectively, from the date upon which they qualify and take office; but their successors shall be appointed for terms of six years, except that any person chosen to fill a vacancy shall be appointed only for the unexpired term of the member whom he succeeds. The members shall be appointed with due regard to their special fitness for the efficient discharge of the duties imposed upon them by this Act. Not more than three of the members shall be appointed from the same political party. A vacancy in the Commission shall be filled in the same manner as an original appointment. Any member may be removed by the President for neglect of duty or malfeasance in office. Vacancies in the Commission, so long as there shall be three members in office, shall not impair the power of the Commission to execute its functions, and three of the members in office shall constitute a quorum for the transaction of the business of the Commission. Each member shall receive a salary at the rate of \$12,000 per annum.

Creation of; compo-
sition, etc.

Terms of office.

Qualifications, politi-
cal affiliations.

Vacancies.

Quorum.

Compensation.

Restriction on ap-
pointments.

(b) No person shall hold office as a member of the Commission who, within three years prior to his appointment, shall have been employed by, or have had any pecuniary interest in, any carrier by water or substantial pecuniary interest in any other person who

derives a substantial portion of his revenues from any business associated with ships or shipping. Each member shall devote his full time to the duties of his office. It shall be unlawful for any member, officer, or employee of the Commission to be in the employ of any other person, firm, or corporation, or to have any pecuniary interest in, or hold any official relationship with, any carrier by water, shipbuilder, contractor, or other person, firm, association, or corporation with whom the Commission may have business relations.

Other employment forbidden.

Record of proceedings, etc., to be kept.

Seal.

Expenditures authorized.

Secretary, directors, etc., appointment; duties; salaries.

Naval architects, experts, attorneys, etc.

Salary rates.
U. S. C., p. 85.

Other personal services.

Proviso.
Eligibility of certain employees for transfer.

Traveling expenses, etc.

Effective date of section.

Property and interests now controlled by Department of Commerce transferred to Commission.

(c) The Commission shall, through its secretary, keep a true record of all its meetings and the ye-a-and-nay votes taken therein, on every action, order, contract, or financial transaction approved or disapproved by the Commission. It shall have an official seal which shall be judicially noticed, and shall adopt rules and regulations in regard to its procedure and the conduct of its business.

(d) The Commission may make such expenditures as are necessary in the performance of its functions from funds made available to it by this Act or hereafter appropriated, which further appropriations are hereby authorized.

(e) Without regard to the civil-service laws or the Classification Act of 1923, as amended, the Commission may appoint and prescribe the duties and fix the salaries of a secretary, a director for each of not to exceed five divisions, a general counsel, a clerk to each member of the Commission, and not more than three assistants, not more than a total of twelve each of naval architects, special experts, attorneys, and examiners and not more than two inspectors at each shipyard at which vessels are being constructed by it or under its supervision. No employee so appointed may receive an annual salary at a rate in excess of that provided under the Classification Act of 1923, as amended. The Commission may, subject to the provisions of the civil-service laws and the Classification Act of 1923, as amended, appoint such other officers, engineers, inspectors, attorneys, examiners, and other employees as are necessary in the execution of its functions: *Provided*, That trained and satisfactory present employees of the United States Shipping Board Bureau or United States Shipping Board Merchant Fleet Corporation shall be eligible for transfer to the Commission, and if after the expiration of a probationary period of six months from the date of employment the Commission shall certify to the United States Civil Service Commission that the services of any employee so transferred are satisfactory, the employee shall thereupon acquire the same status as though certified after examination by the Civil Service Commission.

(f) Each member, any employee of the Commission, and any person detailed to it from any other agency of the Government shall receive necessary traveling and subsistence expenses, or per diem allowance in lieu thereof, within the limitations prescribed by law, while away from his official station upon official business of the Commission. Expenditures by the Commission shall be allowed and paid on the presentation of itemized vouchers therefor approved by the Commission or a designated employee thereof.

(g) This section shall take effect immediately upon approval of this Act.

SEC. 202. All money, notes, bonds, mortgages, and securities of every kind, contracts and contract rights, lands, vessels, docks, wharves, piers, and property and interests of every kind, owned by the United States, and now controlled by the Department of Commerce as the successor to the powers and functions of the former United States Shipping Board, by virtue of the President's Executive order of June 10, 1933, are hereby transferred to the Commission.

SEC. 203. The United States Shipping Board Merchant Fleet Corporation shall cease to exist and shall stand dissolved. All the records, books, papers, and corporate property of said dissolved corporation shall be taken over by the Commission. All existing contractual obligations of the dissolved corporation shall be assumed by the United States. Any suit against the dissolved corporation pending in any court of the United States shall be defended by the Commission upon behalf of the United States, under the supervision of the Attorney General, and any judgment obtained against the dissolved corporation in any such pending suit shall be reported to Congress in the manner provided in section 226, title 31, United States Code, for reporting judgments against the United States in the Court of Claims.

Shipping Board Merchant Fleet Corporation dissolved.
Records, property, etc., transferred to Commission.

Pending suits.

Report of judgments to Congress.

U. S. C., p. 1370.

SEC. 204. (a) All the functions, powers, and duties vested in the former United States Shipping Board by the Shipping Act, 1916, the Merchant Marine Act, 1920, the Merchant Marine Act, 1928, the Intercoastal Shipping Act, 1933, and amendments to those Acts, and now vested in the Department of Commerce pursuant to section 12 of the President's Executive order of June 10, 1933, are hereby transferred to the United States Maritime Commission: *Provided, however,* That after the date of the passage of this Act no further construction loans shall be made under the provisions of section 11 of the Merchant Marine Act, 1920, as amended.

Functions, powers, and duties vested by certain Acts transferred to Commission.
Vol. 39, p. 728; Vol. 41, p. 988; Vol. 45, p. 689; Vol. 47, p. 1423.

Proviso.
Restriction on further construction loans.
Vol. 41, p. 993.

(b) The Commission is hereby authorized to adopt all necessary rules and regulations to carry out the powers, duties, and functions vested in it by this Act. After the expiration of two years from the effective date of this Act, the President is authorized to transfer, by Executive order, to the Interstate Commerce Commission any or all the regulatory powers, regulatory duties, and regulatory functions which, by this title, are vested in the United States Maritime Commission.

Adoption of rules, etc.

Transfer of regulatory powers, etc., to Interstate Commerce Commission, after two years, authorized.

(c) The orders issued by the United States Maritime Commission in the exercise of the powers transferred to it by this title shall be enforced in the same manner as heretofore provided by law for enforcement of the orders issued by the former United States Shipping Board, and violation of such orders shall subject the person or corporation guilty of such violation to the same penalties or punishment as heretofore provided for violation of the orders of said Board.

Enforcement of Commission's orders.

Penalties, etc.

SEC. 205. Without limiting the power and authority otherwise vested in the Commission, it shall be unlawful for any common carrier by water, either directly or indirectly, through the medium of an agreement, conference, association, understanding, or otherwise, to prevent or attempt to prevent any other such carrier from serving any port designed for the accommodation of ocean-going vessels located on any improvement project authorized by the Congress or through it by any other agency of the Federal Government, lying within the continental limits of the United States, at the same rates which it charges at the nearest port already regularly served by it.

Unlawful restraints, discriminations, etc.

SEC. 206. All sums of money now in the construction loan fund created by section 11 of the Merchant Marine Act, 1920, as amended, together with the proceeds of all debts, accounts, choses in action, and the proceeds of all notes, mortgages, and other evidences of indebtedness, hereby transferred to the Commission, and all of the proceeds of sales of ships and surplus property heretofore or hereafter made, including proceeds of notes or other evidences of debt taken therefor and the interest received thereon, shall be deposited in the Treasury of the United States and there maintained as a

Sums transferred to Commission.
Vol. 41, p. 993.
U. S. C., p. 2064.

Proceeds of property sales.

Deposits.

Construction fund created; use, etc.

Deposits.
Disbursements.
Post, pp. 1993, 1995, 2001, 2008.
Additional funds authorized.

Contracts authorized.

Auditing financial transactions.

Vol. 42, p. 444.

Proviso.
Credit allowed all necessary expenditures.

Report of departures to Congress.

Report of Commission, contents.

Appropriation authorized.

Use of Shipping Board Bureau, etc., funds.

Vol. 44, p. 1082.

Use, without regard to apportionment requirement.

U. S. C., p. 1405.

Certain funds under Postmaster General for foreign mail transportation to be transferred.
Post, p. 1995.
Vol. 45, p. 692.
U. S. C., p. 2069.

revolving fund, herein designated as the construction fund, and shall be controlled and employed by the Commission in carrying out the provisions of this Act. All moneys received by the Commission under the provisions of titles IV, V, VI, and VII, of this Act shall be deposited in its construction fund, and all disbursements made by the Commission under authority of said titles shall be paid out of said fund. Further appropriations by Congress to replenish said fund are hereby authorized.

SEC. 207. The Commission may enter into such contracts, upon behalf of the United States, as may, in its discretion, be necessary to carry on the activities authorized by this Act, in the same manner that a private corporation may contract within the scope of the authority conferred by its charter. All the Commission's financial transactions shall be audited in the General Accounting Office according to approved commercial practice as provided in the Act of March 20, 1922 (42 Stat. 444): *Provided*, That it shall be recognized that, because of the business activities authorized by this Act, the accounting officers shall allow credit for all expenditures shown to be necessary because of the nature of such authorized activities, notwithstanding any existing statutory provision to the contrary. The Comptroller General shall report annually or oftener to Congress any departure by the Commission from the provisions of this Act.

SEC. 208. The Commission shall, at the beginning of each regular session, make a report to Congress, which shall include the results of its investigations, a summary of its transactions, its recommendations for legislation, a statement of all receipts under this Act, and the purposes for which all expenditures were made.

SEC. 209. (a) There are hereby authorized to be appropriated such sums as are necessary to carry out the provisions of this Act.

(b) All appropriations and unexpended balances of appropriations available for expenditure by the United States Shipping Board Bureau and United States Shipping Board Merchant Fleet Corporation which would otherwise be applicable to functions transferred to the Commission by this Act, including the fund appropriated to enable the United States Shipping Board Merchant Fleet Corporation to operate ships or lines of ships which have been or may be taken back from purchasers by reason of competition or other methods employed by foreign shipowners or operators as appropriated by the Independent Offices Act, 1928, approved February 11, 1927 (44 Stat. 1082), and reappropriated by the Department of Commerce Appropriation Acts, shall be available for expenditure by or at the direction of the Commission for any and all objects of expenditure authorized by this Act in the discretion of the Commission, without regard to the requirement of apportionment under the Antideficiency Act of February 27, 1906 (U. S. C., title 31, sec. 665).

(c) After the transfer, under section 404 of this Act, to the Commission of the powers and duties of the Postmaster General with respect to existing ocean-mail contracts entered into pursuant to title IV, Merchant Marine Act, 1928 (U. S. C., Supp. VII, title 46, secs. 891e to 891r, inclusive), all appropriations and unexpended balances of appropriations available for expenditure by the Post Office Department for the transportation of foreign mails under contracts authorized by the Merchant Marine Act, 1928, less any amount necessary to be paid out by the Post Office Department, shall be available for any and all objects of expenditure authorized by this Act, by or at the direction of the Commission, without regard to the requirement of apportionment under the Antideficiency Act of February 27, 1906.

(d) Funds made available under the provisions of subsection (b) of this section shall be available for expenditures authorized by the Commission under the provisions of section 201 of this Act as soon as a majority of the members of the Commission shall have taken the oath of office, notwithstanding the provisions of section 907 of this Act.

Designated funds available when majority of Commission members qualify.
Ante, p. 1985.

Post, p. 2017.

SEC. 210. It shall be the duty of the Commission to make a survey of the American merchant marine, as it now exists, to determine what additions and replacements are required to carry forward the national policy declared in section 101 of this Act, and the Commission is directed to study, perfect, and adopt a long-range program for replacements and additions to the American merchant marine so that as soon as practicable the following objectives may be accomplished:

Survey of needed improvements of American merchant marine.

Ante, p. 1985.

Long-range program to accomplish objectives specified.

First, the creation of an adequate and well-balanced merchant fleet, including vessels of all types, to provide shipping service on all routes essential for maintaining the flow of the foreign commerce of the United States, the vessels in such fleet to be so designed as to be readily and quickly convertible into transport and supply vessels in a time of national emergency. In planning the development of such a fleet the Commission is directed to cooperate closely with the Navy Department as to national-defense needs and the possible speedy adaptation of the merchant fleet to national-defense requirements.

Creation of adequate merchant fleet, etc.

Cooperation with Navy Department as to national defense.

Second, the ownership and the operation of such a merchant fleet by citizens of the United States insofar as may be practicable.

Ownership by citizens.

Third, the planning of vessels designed to afford the best and most complete protection for passengers and crew against fire and all marine perils.

Protection against fire and marine perils.

SEC. 211. The Commission is authorized and directed to investigate, determine, and keep current records of—

Investigations, etc., by Commission.

(a) The ocean services, routes, and lines from ports in the United States, or in a Territory, district, or possession thereof, to foreign markets, which are, or may be, determined by the Commission to be essential for the promotion, development, expansion, and maintenance of the foreign commerce of the United States, and in reaching its determination the Commission shall consider and give due weight to the cost of maintaining each of such steamship lines, the probability that any such line cannot be maintained except at a heavy loss disproportionate to the benefit accruing to foreign trade, the number of sailings and types of vessels that should be employed in such lines, and any other facts and conditions that a prudent business man would consider when dealing with his own business, with the added consideration, however, of the intangible benefit the maintenance of any such line may afford to the foreign commerce of the United States and to the national defense;

Ocean routes, etc., to foreign markets essential for promotion, etc., of foreign commerce.

(b) The type, size, speed, and other requirements of the vessels, including express-liner or super-liner vessels, which should be employed in such services or on such routes or lines, and the frequency and regularity of the sailings of such vessels, with a view to furnishing adequate, regular, certain, and permanent service;

Vessel requirements, sailings, etc.

(c) The relative cost of construction of comparable vessels in the United States and in foreign countries;

Relative construction cost in United States and abroad.

(d) The relative cost of marine insurance, maintenance, repairs, wages and subsistence of officers and crews, and all other items of expense, in the operation of comparable vessels in particular services, routes, and lines under the laws, rules, and regulations of the United States and under those of the foreign countries whose vessels are substantial competitors of any such American service, route, or line;

Insurance, repairs, wages, and other expenses of operation compared with foreign competitors.

Aid by foreign governments to their merchant marine.

Domestic shipyards.

Application of shipping laws to aircraft.

Recommendations.

Aid to producers in transporting products to foreign ports.

New designs, etc., of vessels.

Studies and investigations.

Cooperation with vessel owners.

Preference to vessels of United States registry.

Express-liner or super-liner construction.

Collaboration in developing plans for economical construction.

Liaison with other boards, etc., for securing preference in shipments.

Discriminations by vessel owners against United States export cargo.

(e) The extent and character of the governmental aid and subsidies granted by foreign governments to their merchant marine;

(f) The number, location, and efficiency of the shipyards existing on the date of the enactment of this Act or thereafter built in the United States;

(g) To investigate and determine what provisions of this Act and other Acts relating to shipping should be made applicable to aircraft engaged in foreign commerce in order to further the policy expressed in this Act, and to recommend appropriate legislation to this end;

(h) The advisability of enactment of suitable legislation authorizing the Commission, in an economic or commercial emergency, to aid the farmers and cotton, coal, lumber, and cement producers in any section of the United States in the transportation and landing of their products in any foreign port, which products can be carried in dry-cargo vessels by reducing rates, by supplying additional tonnage to any American operator, or by operation of vessels directly by the Commission, until such time as the Commission shall deem such special rate reduction and operation unnecessary for the benefit of the American farmers and such producers; and

(i) New designs, new methods of construction, and new types of equipment for vessels; the possibilities of promoting the carrying of American foreign trade in American vessels; and intercoastal and inland water transportation, including their relation to transportation by land and air.

SEC. 212. The Commission is authorized and directed—

(a) To study all maritime problems arising in the carrying out of the policy set forth in title I of this Act;

(b) To study, and to cooperate with vessel owners in devising means by which—

(1) the importers and exporters of the United States can be induced to give preference to vessels under United States registry; and

(2) there may be constructed by or with the aid of the United States express-liner or super-liner vessels comparable with those of other nations, especially with a view to their use in national emergency, and the use in connection with or in lieu of such vessels of transoceanic aircraft service;

(c) To collaborate with vessel owners and shipbuilders in developing plans for the economical construction of vessels and their propelling machinery, of most modern economical types, giving thorough consideration to all well-recognized means of propulsion and taking into account the benefits accruing from standardized production where practicable and desirable;

(d) To establish and maintain liaison with such other boards, commissions, independent establishments, and departments of the United States Government, and with such representative trade organizations throughout the United States as may be concerned, directly or indirectly, with any movement of commodities in the water-borne export and import foreign commerce of the United States, for the purpose of securing preference to vessels of United States registry in the shipment of such commodities; and

(e) To investigate, under the regulatory powers transferred to it by this Act, any and all discriminatory rates, charges, classifications, and practices whereby exporters and shippers of cargo originating in the United States are required by any common carrier by water in the foreign trade of the United States to pay a higher rate from any United States port to a foreign port than the rate charged by such carrier on similar cargo from such foreign port to such United States

port, and recommend to Congress measures by which such discrimination may be corrected.

(f) To make recommendations to Congress, from time to time, for such further legislation as it deems necessary better to effectuate the purpose and policy of this Act.

Recommendations to Congress for further legislation.

SEC. 213. The Commission shall make studies of and make a report to Congress as soon as practicable on—

Studies and report to Congress.

(a) The scrapping or removal from service of old or obsolete merchant tonnage owned by the United States or in use in the merchant marine;

Scrapping, etc., of old tonnage.

(b) Tramp shipping service and the advisability of citizens of the United States participating in such service with vessels under United States registry.

Advisability of participation in tramp shipping service.

(c) The relative cost of construction or reconditioning of comparable ocean vessels in shipyards in the various coastal districts of the United States, together with recommendations as to how such shipyards may compete for work on an equalized basis.

Costs of construction in various coastal districts, etc.

SEC. 214. (a) For the purpose of any investigation which, in the opinion of the Commission, is necessary and proper in carrying out the provisions of this Act, any member of the Commission, or any officer or employee thereof designated by it, is empowered to subpoena witnesses, administer oaths and affirmations, take evidence, and require the production of any books, papers, or other documents which are relevant or material to the matter under investigation. Such attendance of witnesses and the production of such books, papers, or other documents may be required from any place in the United States or any Territory, district, or possession thereof at any designated place of hearing within the Federal judicial district in which the witness resides. Witnesses summoned before the Commission shall be paid the same fees and mileage that are paid witnesses in the courts of the United States.

Authority to subpoena witnesses, to administer oaths, etc., for investigations.

Fees and mileage to witnesses.

(b) Upon failure of any person to obey a subpoena issued by the Commission, it may invoke the aid of any District Court of the United States within the jurisdiction in which such person resides or carries on business in requiring the attendance and testimony of witnesses and the production of books, papers, or other documents. Any such court may issue an order requiring such person to appear before the Commission, or member, officer, or employee designated by the Commission, there to produce books, papers, or any other documents, if so ordered, or to give testimony touching the matter under investigation or in question. Any failure to obey such order of the court may be punished by such court as a contempt thereof. Any process in any such case may be served in the judicial district wherein such person resides or wherever he may be found.

Court action on failure to obey subpoena.

(c) No person shall be excused from attending and testifying or from producing books, papers, or other documents before the Commission, or any member or officer or employee thereof, in any investigation instituted by the Commission under this Act, on the ground that the testimony or evidence, documentary or otherwise, required of him may tend to incriminate him or subject him to a penalty or forfeiture; but no person shall be prosecuted or subject to any penalty or forfeiture for or on account of any transaction, matter, or thing concerning which he is compelled, after having claimed his privilege against self-incrimination, to testify or produce evidence, documentary or otherwise, except that such person so testifying shall not be exempt from prosecution and punishment for perjury committed in so testifying.

Self-incrimination not to excuse attendance, etc.

Immunity from prosecution.

TITLE III—AMERICAN SEAMEN

Title III—American Seamen.

Minimum - manning scales, minimum-wage scales and working conditions.

Post, pp. 2001, 2008.

Printed copy of scales, etc., to be posted by contractor.

Proviso. Increased expense added to operating-differential subsidy.

Contract requirements.

Separation of officers' and crew's quarters.

Complaints and recommendations by officers and crew.

Naval Reserve Corps. Licensed officers, members of, to wear special insignia.

Description of; restriction.

No discrimination against licensed officers.

Meals of officers.

Licensed officers of documented vessels, citizenship requirement.

Subsidy-grant cargo vessels; citizenship requirements of crew.

SEC. 301. (a). The Commission is authorized and directed to investigate the employment and wage conditions in ocean-going shipping and, after making such investigation and after appropriate hearings, to incorporate in the contracts authorized under titles VI and VII of this Act minimum-manning scales and minimum-wage scales and reasonable working conditions for all officers and crews employed on all types of vessels receiving an operating-differential subsidy. After such minimum manning and wage scales and working conditions shall have been adopted by the Commission, no change shall be made therein by the Commission except upon formal complaint, public notice of the hearing to be had on such complaint, and a hearing by the Commission of all interested parties, under such rules as the Commission shall prescribe. Every contractor receiving an operating-differential subsidy shall post and keep posted in a conspicuous place on each such vessel operated by such contractor a printed copy of the minimum manning and wage scales and working conditions prescribed by his contract and applicable to such vessel: *Provided, however,* That any increase in the operating expenses of the subsidized vessel occasioned by any change in the wage, manning scales, and working conditions as provided in this section shall be added to the operating-differential subsidy previously authorized for the vessel.

(b) Every contract executed under authority of titles VI and VII of this Act shall require—

(1) Insofar as is practicable, officers' living quarters shall be kept separate and apart from those furnished for members of the crew;

(2) Licensed officers and unlicensed members of the crew shall be entitled to make complaints or recommendations to the Commission, Coast Guard, or Department of Labor, providing they file such complaint or recommendation with their immediate superior, who shall be required to forward such complaint or recommendation with his remarks to the Commission, Coast Guard, or Department of Labor;

(3) Licensed officers who are members of the Naval Reserve Corps shall wear on their uniforms such special distinguishing insignia as may be approved by the Secretary of the Navy; officers being those men serving under licenses issued by the Bureau of Navigation and Steamboat Inspection;

(4) The uniform stripes, decoration, or other insignia shall be of gold braid or woven gold or silver material, to be worn by officers, and no member of the ship's crew other than licensed officers shall be allowed to wear any uniform with such officer's identifying insignia;

(5) No discrimination shall be practiced against licensed officers, who are otherwise qualified, because of their failure to qualify as members of the Naval Reserve Corps; and

(6) Licensed officers shall take their meals in the main dining salon of the vessel and no other place during regular meal hours, except in cases of emergency.

SEC. 302. (a) All licensed officers of vessels documented under the laws of the United States, as now required by law, shall be citizens of the United States, native-born or completely naturalized; and upon each departure from the United States of a cargo vessel in respect of which a construction or operating subsidy has been granted all of the crew (crew including all employees of the ship) shall be citizens of the United States, native-born or completely naturalized.

(b) For a period of one year after the effective date of this Act, upon each departure from the United States of a passenger vessel in respect of which a construction or operation subsidy has been granted, all licensed officers shall be citizens of the United States as defined above, and no less than 80 per centum of the crew (crew including all employees of the ship other than officers) shall be citizens of the United States, native-born or completely naturalized, and thereafter the percentage of citizens, as above defined, shall be increased 5 per centum per annum until 90 per centum of the entire crew, including all licensed officers of any such vessel, shall be citizens of the United States, native-born or completely naturalized.

Citizenship requirements; passenger vessels.

(c) Any member of the crew, not required by this section to be a citizen of the United States, may be an alien only if he is in possession of a valid declaration of intention to become a citizen of the United States, or other evidence of legal admission to the United States for permanent residence. Such alien, as above defined, may be employed only in the steward's department on passenger vessels.

Alien declarants.

(d) If any such vessel (as above defined) while on a foreign voyage is for any reason deprived of the services of any employee below the grade of master, his place or a vacancy caused by the promotion of another to his place may be supplied by a person other than defined in paragraphs (a) and (b), until the first return of such vessel to a port in the United States.

Employment of, restricted.

Filling vacancies while on a foreign voyage.

(e) The owner, agent, or officer of any such vessel who knowingly employs any person in violation of the provisions of this Act shall, upon conviction thereof, be fined \$50 for each person so employed.

Punishment for violation.

(f) This section shall be enforced by the Secretary of Commerce, for the purpose of carrying out the provisions of this section, and shall take effect ninety days after its enactment, and will then repeal paragraph (c), section 405, Merchant Marine Act, 1928.

Enforcement by Secretary of Commerce. Effective date.

Vol. 45, p. 693.

(g) All of the deck and engineer officers employed on vessels on which an operating-differential subsidy is paid under authority of title VI, or employed on the Commission's vessels, after one year after the passage of this Act, shall, if eligible, be members of the United States Naval Reserve.

Naval Reserve membership requirement, deck and engineer officers.

(h) During a national emergency as proclaimed by the President he may, in his discretion, suspend any or all of the provisions of this section.

Suspension of provisions in emergency.

TITLE IV—OCEAN-MAIL CONTRACTS

Title IV—Ocean-Mail Contracts.

SEC. 401. No contract heretofore made by the Postmaster General, pursuant to the provisions of the Merchant Marine Act of 1928, for the carriage of mail, shall be continued in effect after June 30, 1937, and after that date it shall be unlawful for any officer of the United States to pay from any public funds any compensation to the holder of such contract for services thereunder, except for such voyages as were completed prior to the expiration date herein fixed and for voyages commenced prior to said expiration date and which shall not have been completed prior to said expiration date.

Termination of certain, made by Postmaster General. Vol. 45, p. 692.

SEC. 402. (a) The holder of any mail contract that is to be terminated as provided in section 401 of this title may, within ninety days after the passage of this Act, file an application with the Commission to adjust and settle all the rights of the parties under such contract and to substitute in whole or in part therefor a contract or contracts authorized in titles V and VI of this Act in accordance with the conditions hereinafter prescribed. Such application shall be in such form and filed under such regulations as the Commission may prescribe.

Applications for adjustment; time limitation.

Procedure in adjusting claims.

Speculative future profits not included.

Settlements.

Proviso.
Right of Attorney General to appeal.

Time limitation.

Right to sue; time limitation.

Defenses.

Jurisdiction of court.

Application of payment as credit upon amounts owed.

“(b) As soon as practicable after the filing of any such application, the Commission shall proceed to attempt to adjust all differences with such contractor, including any claims of the contractor against the United States and any claims of the United States against such contractor, arising out of its foreign ocean mail contract. In adjusting such differences and claims, the Commission shall not take into consideration any prospective or speculative future profits, but shall consider any and all payments theretofore made by the United States pursuant to such mail contract, and the profits realized as a result thereof, and the interest paid and the interest due according to law on construction loans, and all other facts deemed pertinent. If the contractor shall be willing to accept such determination and receive payment for the amount determined by the Commission to be a fair adjustment of such differences the Commission is authorized and directed to enter into and execute a settlement agreement with such contractor, wherein such contractor shall release the United States from any and all further claims arising from such contractor's mail contract: *Provided*, That the Attorney General of the United States may, if he is dissatisfied with such finding, appeal the same to the Court of Claims within a period of sixty days from the date such settlement is agreed upon, of record, by the Commission and the contractor. If such appeal is not taken for the United States by the Attorney General within sixty days from the record agreement between the Commission and the contractor, the contractor shall be paid any sum of money due him under such settlement agreement from any funds controlled by the Commission or hereafter appropriated for that purpose; or if such appeal is taken by the Attorney General, then, within sixty days from the rendition of the final judgment by the courts, the contractor shall be paid any sum of money due him under such judgment, from any funds controlled by the Commission or hereafter appropriated for that purpose.

“(c) If the holder of any ocean mail contract terminated by the provisions of section 401 of this title does not enter into and execute a settlement agreement as provided in subsection (b) hereof, such holder may sue the United States in the United States Court of Claims, but such suit shall not be maintained unless brought before January 1, 1938. If suit is filed in the Court of Claims the claimant and the United States shall have the right in such court to set up and have determined and adjusted by the court all legal and equitable claims, differences, offsets, credits, and recoupments to which either may be entitled, to the end that all conflicting claims, assertions, and rights may be fully, fairly, and completely settled and adjudged by the court, including any question as to the legality of the contract as originally made or as modified, altered, or amended. The jurisdiction of said court to award any damages or payments to the ocean mail contractor is hereby expressly limited to an award of just compensation under the provisions heretofore set forth and such just compensation shall not include any allowances for prospective profits or for speculative future profits that might have been realized by the claimant if permitted further to carry out the contract. The remedy herein provided shall be exclusive and no other suit shall be maintained by the applicant or by any other person in any court of the United States arising out of any claims under or connected with said contract.”

SEC. 403. (a) If any sum of money is payable to the contractor under the terms of any settlement agreement made pursuant to section 402 (b) of this title, such sum shall be applied as a credit upon any amount owing by the contractor to the United States on any loan

agreement entered into under section 11 of the Merchant Marine Act, 1920, as amended, or upon unpaid ship-sales mortgage notes.

SEC. 404. All the powers and duties now vested by law in the Postmaster General, with respect to existing ocean-mail contracts, executed pursuant to title IV of the Merchant Marine Act, 1928, are hereby transferred to and vested in the Commission.

SEC. 405. (a) All mails of the United States carried on vessels between ports between which it is lawful under the navigation laws for a vessel not documented under the laws of the United States to carry merchandise shall, insofar as practicable, be carried on vessels of United States registry.

(b) Every steamship company carrying the mails shall carry on any ship it operates and without extra charge therefor the persons in charge of the mails and when on duty and traveling to and from duty, and all duly accredited agents and officers of the Post Office Department and post-office inspectors while traveling on official business, upon the exhibition of their credentials.

TITLE V—CONSTRUCTION-DIFFERENTIAL SUBSIDY

SEC. 501. (a) Any citizen of the United States may make application to the Commission for a construction-differential subsidy to aid in the construction of a new vessel, to be used on a service, route, or line in the foreign commerce of the United States, determined to be essential under section 211 of this Act. No such application shall be approved by the Commission unless it determines that (1) the service, route, or line requires a new vessel of modern and economical design to meet foreign-flag competition and to promote the foreign commerce of the United States; (2) the plans and specifications call for a new vessel which will meet the needs of the service, route, or line, and the requirements of commerce; (3) the applicant possesses the ability, experience, financial resources, and other qualifications necessary to enable it to operate and maintain the proposed new vessel in such service, or on such route or line, and to maintain and continue adequate service on said route or line, including replacement of worn-out or obsolete tonnage with new and modern ships; and (4) the granting of the aid applied for is reasonably calculated to carry out effectively the purposes and policy of this Act.

(b) The Commission shall submit the plans and specifications for the proposed vessel to the Navy Department for examination thereof and suggestions for such changes therein as may be deemed necessary or proper in order that such vessel shall be suitable for economical and speedy conversion into a naval or military auxiliary, or otherwise suitable for the use of the United States Government in time of war or national emergency. If the Secretary of the Navy approves such plans and specifications as submitted, or as modified, in accordance with the provisions of this subsection, he shall certify such approval to the Commission.

(c) Any citizen of the United States may make application to the Commission for a construction-differential subsidy to aid in reconstructing or reconditioning any vessel that is to be exclusively used on a service, route, or line in the foreign commerce of the United States, determined to be essential under section 211 of this Act. If the Commission, in the exercise of its discretion, shall determine that the granting of the financial aid applied for is reasonably calculated to carry out effectively the purposes and policy of this Act, the Commission may approve such application and enter into a contract or contracts with the applicant therefor providing for the payment by the United States of a construction-differential subsidy that is to be

Vol. 41, p. 933.
U. S. C., p. 2064.

Postmaster General's powers, etc., transferred to Commission.
Vol. 45, p. 692.

Transport of United States mail by vessels of United States registry.

Transporting persons in charge of mails.

Title V—Construction-Differential Subsidy.

Application for.

Ante, p. 1989.

Investigation before approval.

Plans and specifications of proposed vessels.

Reference of, to Navy Department.

Reconstructing or reconditioning, application for construction-differential subsidy to aid in.

Contract entered into, if application approved.

Conditions and limitations.

Ante, p. 1986.

Financial aid extended only in exceptional cases.

Bids and contracts.

ascertained, determined, controlled, granted, and paid, subject to all the applicable conditions and limitations of this title and under such further conditions and limitations as may be prescribed in the rules and regulations the Commission has adopted as provided in section 201 (c) of this Act; but the financial aid authorized by this subsection shall be extended to reconstruction or reconditioning only in exceptional cases and after a thorough study and a formal determination by the commission that the proposed reconstruction or reconditioning is consistent with the purposes and policy of this Act.

SEC. 502. (a) If the Secretary of the Navy certifies his approval under section 501 (b) of this Act, and the Commission approves the application, it may secure, on behalf of the applicant, bids for the construction of the proposed vessel according to the approved plans and specifications. If the bid of the shipbuilder who is the lowest responsible bidder is determined by the Commission to be fair and reasonable, the Commission may approve such bid, and if such approved bid is accepted by the applicant, the Commission is authorized to enter into a contract with the successful bidder for the construction, outfitting, and equipment of the proposed vessel, and for the payment by the Commission to the shipbuilder, on terms to be agreed upon in the contract, the cost of the vessel, out of the construction fund hereinbefore referred to, or out of other available funds. Concurrently with entering into such contract with the shipbuilder, the Commission is authorized to enter into a contract with the applicant for the purchase by him of such vessel upon its completion, at a price corresponding to the estimated cost, as determined by the Commission pursuant to the provisions of this Act, of building such vessel in a foreign shipyard.

Contract with applicant for purchase of vessel when completed.

"Construction-differential subsidy."

(b) The amount of the reduction in selling price which is herein termed the "construction-differential subsidy" may equal, but not exceed, the excess of the bid of the shipbuilder constructing the proposed vessel (excluding the cost of any features incorporated in the vessel for national-defense uses, which shall be paid by the Commission in addition to the subsidy), over the fair and reasonable estimate of cost, as determined by the Commission, of the construction of the proposed vessel if it were constructed under like plans and specifications (excluding national-defense features as above provided) in a principal foreign shipbuilding center which is availed of by the principal foreign competitors in the service in which the vessel is to be operated, and which is deemed by the Commission to furnish a fair and representative example for the determination of the estimated cost of construction in foreign countries of vessels of the type proposed to be constructed: *Provided*, That the construction differential approved by the Commission shall not exceed 33 $\frac{1}{3}$ per centum of the construction cost of the vessel paid by the Commission (excluding the cost of national-defense features as above provided), except in cases where the Commission possesses conclusive evidence that the actual differential is greater than that percentage, in which cases the Commission may approve an allowance not to exceed 50 per centum of such cost, upon the affirmative vote of four members, except as otherwise provided in subsection 201 (a).

Proviso.
Limitation.

Ante, p. 1985.

Amount of cash payment required.

(c) In such contract between the applicant and the Commission, the applicant shall be required to pay the Commission a sum equal to 25 per centum of the construction cost of the vessel paid by the Commission (excluding cost of national-defense features as above provided) such cash payment to be made at the time and in the same proportion as provided for the payment of the construction cost in the contract between the shipbuilder and the Commission; and the balance of such purchase price shall be paid by the applicant, within

Payment of balance.

twenty years after delivery of the vessel and in not to exceed twenty equal annual installments, the first of which shall be payable one year after the delivery of the vessel by the Commission to the applicant. Interest at the rate of $3\frac{1}{2}$ per centum per annum shall be paid on all installments of purchase price remaining unpaid.

(d) In case a construction subsidy is applied for under this title by an applicant who has as his principal place of business a place on the Pacific coast of the United States (but not including one who, having been in business on or before August 1, 1935, has changed his principal place of business to a place on the Pacific coast of the United States after such date) to aid in the construction or reconditioning of a vessel to be operated in foreign trade in a service, route, or line from ports on the Pacific coast of the United States, and the amount of the bid of the shipbuilder on the Pacific coast who is the lowest responsible bidder on such coast for such construction or reconditioning does not exceed the amount of the bid of the shipbuilder on the Atlantic coast of the United States who is the lowest responsible bidder therefor by more than 6 per centum of the amount of the bid of such Atlantic coast shipbuilder, the Commission shall, except as provided in subsection (e), approve such Pacific coast bid, and in such case no payment shall be made to aid in such construction or reconditioning unless the applicant accepts the bid of such Pacific coast shipbuilder and agrees to designate and continue as the home port of the vessel to be constructed or reconditioned a port on the Pacific coast.

(e) If no bids are received for the construction, outfitting, or equipping of such vessel, or if it appears to the Commission that the bids received from privately owned shipyards of the United States are collusive, excessive, or unreasonable, and if the applicant agrees to purchase said vessel as provided in this section, then, to provide employment for citizens of the United States, the Commission may have such vessel constructed, outfitted, or equipped at not in excess of the actual cost thereof in a navy yard of the United States under such regulations as may be promulgated by the Secretary of the Navy and the Commission. In such event the Commission is authorized to pay for any such vessel so constructed from its construction fund. The Commission is authorized to sell any vessel so constructed, outfitted, or equipped in a navy yard to an applicant for the fair and reasonable value thereof, but at not less than the cost thereof less the equivalent to the construction differential subsidy determined as provided by subsection (b), such sale to be in accordance with all the provisions of this title.

SEC. 503. Upon completion of the construction of any vessel in respect to which a construction subsidy is to be allowed under this title and its delivery by the shipbuilder to the Commission, the vessel shall be documented under the laws of the United States, and concurrently therewith, or as soon thereafter as practicable, the vessel shall be delivered with a bill of sale to the applicant with warranty against liens, pursuant to the contract of purchase between the applicant and the Commission hereinbefore provided for. The vessel shall remain documented under the laws of the United States for not less than twenty years, and so long as there remains due the United States any principal or interest on account of the purchase price, whichever shall be the longer period. At the time of delivery of the vessel the applicant shall execute and deliver a first preferred mortgage to the United States to secure payment of any sums due from the applicant in respect to said vessel. The purchaser shall also comply with all the provisions of section 9 of the Merchant Marine Act, 1920.

Interest rate.

Applicants on Pacific coast.

Differential allowance.

Government construction if no bids received, or if collusive, etc.

Payment from Commission's construction fund.

Authority to sell to applicant.

Documentation of vessels.

Delivery of vessel with bill of sale with warranty against liens.

Minimum period for documentation under United States laws.

Mortgage to secure payment of sums due.

Insurance on vessels sold on deferred payments.
Vol. 41, p. 992.

Applicant desiring to finance construction; submission of bids to Commission.

Approval by Commission.

Ante, p. 1996.

Proviso.
Protection of Government interests.

Documentation of vessel.

Construction in domestic shipyards.

Use of articles of United States manufacture, etc.

Vol. 46, p. 708.

Shipbuilders; qualifications necessary.

Detailed estimates to be submitted; subcontractors' bids, etc.

Terms of agreement with shipbuilder.
Report.

Payment of excess profits.

Provisos.
Net loss in any year a credit in succeeding year.

Action if not voluntarily paid.

SEC. 504. Where an eligible applicant under the terms of this title desires to finance the construction of a proposed vessel according to approved plans and specifications rather than purchase the same vessel from the Commission as hereinabove authorized, the Commission may permit the applicant to obtain and submit to it competitive bids from American shipyards for such work. If the Commission considers the bid of the shipyard in which the applicant desires to have the vessel built fair and reasonable and if it is the lowest bid, it may approve such bid and become a party to the contract or contracts or other arrangements for the construction of such proposed vessel and may agree to pay to the shipbuilder a construction subsidy in an amount determined by the Commission in accordance with section 502 of this title: *Provided, however*, That no subsidy as provided in this section shall be paid unless the said contract or contracts or other arrangements contain such provisions as are provided in this title to protect the interests of the United States as the Commission deems necessary. Such vessel shall be documented under the laws of the United States as provided in section 503 of this title and operated as approved by the Commission under the requirements applicable to vessels constructed under this Act.

SEC. 505 (a) All construction in respect of which a subsidy is allowed under this title shall be performed in a shipyard within the continental limits of the United States as the result of competitive bidding, after due advertisement, with the right reserved in the applicant to reject, and in the Commission to disapprove, any or all bids. In all such construction the shipbuilder, subcontractors, materialmen, or suppliers shall use, so far as practicable, only articles, materials, and supplies of the growth, production, or manufacture of the United States as defined in paragraph K of section 401 of the Tariff Act of 1930. No shipbuilder shall be deemed a responsible bidder unless he possesses the ability, experience, financial resources, equipment, and other qualifications necessary properly to perform the proposed contract. Each bid submitted to the Commission shall be accompanied by all detailed estimates upon which it is based. The Commission may require that the bids of any subcontractors, or other pertinent data, accompany such bid. All such bids and data relating thereto shall be kept permanently on file.

(b) No contract shall be made for the construction of any vessel under this Act unless the shipbuilder shall agree (1) to make a report under oath to the Commission upon completion of the contract, setting forth in the form prescribed by the Commission the total contract price, the total cost of performing the contract, the amount of the shipbuilder's overhead charged to such cost, the net profits and the percentage such net profit bears to the contract price, and such other information as the Commission shall prescribe; (2) to pay to the Commission profit, as hereinafter provided shall be determined by the Commission, in excess of 10 per centum of the total contract prices of such contracts within the scope of this section as are completed by the particular contracting party within the income taxable year, such amount to become the property of the United States, but the surety under such contracts shall not be liable for the payment of such excess profit: *Provided*, That if there is a net loss on all such contracts or subcontracts completed by the particular contractor or subcontractor within any income taxable year, such net loss shall be allowed as a credit in determining the excess profit, if any, for the next succeeding income taxable year: *Provided*, That, if such amount is not voluntarily paid, the Commission shall

determine the amount of such excess profit and collect it in the same manner that other debts due the United States may be collected; (3) to make no subdivisions of any contract or subcontract for the same article or articles for the purpose of evading the provisions of this Act, and any subdivision of any contract or subcontract involving an amount in excess of \$10,000 shall be subject to the conditions herein prescribed; (4) that the books, files, and all other records of the shipbuilder, or any holding, subsidiary, affiliated, or associated company, shall at all times be subject to inspection and audit by any person designated by the Commission, and the premises, including ships under construction, of the shipbuilder, shall at all reasonable times be subject to inspection by the agents of the Commission; and (5) to make no subcontract unless the subcontractor agrees to the foregoing conditions: *Provided*, That this section shall not apply to contracts or subcontracts for scientific equipment used for communication and navigation as may be so designated by the Commission, and the Commission shall report annually to the Congress the names of such contractors and subcontractors affected by this provision, together with the applicable contracts and the amounts thereof.

Subdivisions of contracts or subcontracts.

Inspection of books, etc.

Agreement by subcontractors.

Contracts for scientific equipment.

(c) The method of determining the shipbuilder's profit shall be prescribed by the Commission: *Provided*, That in computing such profits no salary of more than \$25,000 per year to any individual shall be considered as a part of the cost of building such ship, and the Commission shall scrutinize construction costs and overhead expenses to determine that they are fair, just, and not in excess of a reasonable market price for commodities or goods or services purchased or charged.

Method of determining shipbuilder's profit.
Proviso.
Salaries, construction costs, etc.

(d) The Commission may, with the consent of the Secretary of the Treasury, utilize the services of Treasury Department employees engaged in similar functions in the determination or collection of shipbuilder profits in naval construction.

Services of Treasury Department.

(e) If the shipbuilder whose bid has been approved by the Commission and accepted by the applicant, as provided in section 502 of this title, shall refuse to agree to any of the requirements of this section, the Commission is authorized to rescind its approval of such bid and to advertise for new bids, or, in its discretion, the Commission may have the vessel or vessels in question constructed in a United States navy yard.

Rescission of approval if shipbuilder refuses to agree to requirements.

SEC. 506. It shall be unlawful to operate any vessel, for the construction of which any subsidy has been paid pursuant to this title, other than exclusively in foreign trade, or on a round-the-world voyage or a round voyage from the west coast of the United States to a European port or ports or a round voyage from the Atlantic coast to the Orient which includes intercoastal ports of the United States, or on a voyage in foreign trade on which the vessel may stop at an island possession or island territory of the United States, unless the owner of such vessel shall receive the written consent of the Commission so to operate and prior to such operation shall agree to pay to the Commission, upon such terms and conditions as the Commission may prescribe, an amount which bears the same proportion to the construction subsidy theretofore paid or agreed to be paid (excluding cost of national-defense features as hereinbefore provided), as the remaining economic life of the vessel bears to its entire economic life. If an emergency arises which, in the opinion of the Commission, warrants the temporary transfer of a vessel, for the construction of which any subsidy has been paid pursuant to this title, to service other than exclusive operation in foreign trade, the Commission may

Operating subsidized vessel other than in foreign trade unlawful.

Exception.

Emergency transfer.

Proviso.
No operating-differential subsidy during emergency period.
Engaging in domestic trade en route.

permit such transfer: *Provided*, That no operating differential subsidy shall be paid during the duration of such temporary or emergency period, and such period shall not exceed three months. Every contractor receiving a contract for a construction-differential subsidy under the provisions of this title shall agree that if the subsidized vessel engages in domestic trade on a round-the-world voyage or a round voyage from the west coast of the United States to a European port or ports or loads or discharges cargo or passengers at an island possession or island territory as permitted by this section, that the contractor will repay annually to the Commission that proportion of one-twentieth of such construction subsidy as the gross revenue of such protected trade bears to the gross revenue derived from the entire voyages completed during the preceding year.

New vessel replacing obsolete, etc., vessel engaged in foreign trade.

Purchase of replaced vessel authorized.

Credit of purchase price to construction cost of new vessel.

Provisos.
Surety bond.

Documentation requirement.

Disposition of vessels of insufficient commercial, etc., value, transferred to, or acquired by Commission.
Ante, p. 1936.

Proviso.
Future operation of vessels.

New vessels for domestic trade.
Application by American citizens for aid in construction of.

Construction and sale.

No construction subsidy; exception.

Amount of first payment.

SEC. 507. If a contract is made by the Commission under authority of this title for the construction and sale of a new vessel to replace a vessel exclusively operated in foreign trade, which in the judgment of the Commission should be replaced because it is obsolete or inadequate for successful operation in such trade, the Commission is authorized, in its discretion, to buy such replaced vessel from the owner at a fair and reasonable valuation, which valuation shall not exceed the cost to the owner or any former owner plus the actual cost previously expended thereon for reconditioning, and less a reasonable and proper depreciation, based upon not more than a twenty-year life of the vessel and less a proper deduction for obsolescence, and apply the purchase price agreed upon to that portion of the construction cost of such new vessel which is to be borne by the purchaser thereof: *Provided*, That the owner of such replaced vessel shall execute a bond, with one or more approved sureties, conditioned upon indemnifying the United States from all loss resulting from any existing lien against such vessel: *And provided further*, That such vessel has been documented under the laws of the United States for a period of at least ten years prior to the date of its purchase by the United States.

SEC. 508. If the Commission shall determine that any vessel transferred to it by section 202 of this Act, or hereafter acquired, is of insufficient value for commercial or military operation to warrant its further preservation, the Commission is authorized (1) to scrap said vessel, or (2) to sell such vessel for cash, after appraisalment and due advertisement, and upon competitive sealed bids, either to citizens of the United States or to aliens: *Provided*, That the purchaser thereof shall enter into an undertaking with sureties approved by the Commission that such vessel shall not be operated in the foreign commerce of the United States at any time within the period of ten years after the date of the sale, in competition with any other vessel owned by a citizen or citizens of the United States and registered under the laws thereof.

SEC. 509. Any citizen of the United States may make application to the Commission for aid in the construction of a new vessel to be operated in the domestic trade (excepting vessels engaged solely in the transportation of property on inland rivers and canals exclusively). If such application is approved by the Commission, the vessel may be constructed and sold to such applicant under the same terms and conditions as are provided in this Act for the construction and sale of vessels to be operated in foreign trade, but no construction subsidy shall be allowed (except for the cost of national-defense features which shall be paid by the Commission), and the applicant shall be required to pay the Commission not less than 25 per centum of the cost of such vessel (excluding cost of national-defense fea-

tures); and the balance of such purchase price shall be paid by the applicant within twenty years in not to exceed twenty equal annual installments, with interest at 3½ per centum per annum, secured by a preferred mortgage on the vessel sold and otherwise secured as the Commission may determine: *Provided*, That in case a vessel is to be constructed under this section for an applicant who has as his principal place of business a place on the Pacific coast of the United States (but not including one who having been in business on or before August 1, 1935, has changed his principal place of business to a place on the Pacific coast of the United States after such date), to be operated in a coastwise, intercoastal, or other domestic service, route, or line from or on the Pacific coast of the United States, and the amount of the lowest responsible bid of shipyards on such coast for the construction of such vessel does not exceed the amount of the lowest responsible bid therefor of shipyards on the Atlantic coast of the United States by more than 6 per centum of the amount of the bid of such Atlantic coast shipyard, such vessel shall be constructed for the applicant by the Commission only if the applicant accepts such lowest responsible bid of the Pacific coast shipyard, and agrees to designate and continue as the home port of the vessel to be constructed a port on the Pacific coast of the United States. The minimum rate of interest on deferred payments shall be three-fourths of 1 per centum lower than the minimum rate which would otherwise be applicable, with respect to the periods of construction of such vessel and its operation exclusively in coastwise, intercoastal, and other domestic trade. Such lower interest rate shall not apply with respect to any period in which the applicant

Balance within 20 years.
Interest rate.
Proviso. Applicants on Pacific coast.
Differential allowance.
Lower rate of interest.
Exceptions.

- (1) Does not continue as its home port a port on the Pacific coast of the United States;
- (2) Operates the vessel in coastwise or other domestic trade other than on the Pacific coast;
- (3) Operates the vessel in intercoastal or foreign trade except to and from ports on the Pacific coast; or
- (4) Having been in business before August 1, 1935, and having changed his principal place of business to a place on the Pacific coast after such date, maintains his principal place of business at any place on the Pacific coast.

TITLE VI—OPERATING-DIFFERENTIAL SUBSIDY

Title VI—Operating-Differential Subsidy.

SEC. 601. (a) The Commission is authorized and directed to consider the application of any citizen of the United States for financial aid in the operation of a vessel or vessels, which are to be used in an essential service in the foreign commerce of the United States. No such application shall be approved by the Commission unless it determines that (1) the operation of such vessel or vessels in such service, route, or line is required to meet foreign-flag competition and to promote the foreign commerce of the United States, and that such vessel or vessels were built in the United States, or have been documented under the laws of the United States not later than February 1, 1928, or actually ordered and under construction for the account of citizens of the United States prior to such date; (2) the applicant owns, or can and will build or purchase, a vessel or vessels of the size, type, speed, and number, and with the proper equipment required to enable him to operate and maintain the service, route, or line, in such manner as may be necessary to meet competitive conditions, and to promote foreign commerce; (3) the applicant possesses the ability, experience, financial resources, and other qualifications necessary to enable him to conduct the proposed operations of the

Financial aid in operating vessels engaged in essential service in foreign commerce.

Conditions for granting. Meeting foreign competition.

Vessel documented before February 1928, etc.

Applicant possesses necessary resources, etc.

Aid needed to meet foreign competition.	vessel or vessels as to meet competitive conditions and promote foreign commerce; (4) the granting of the aid applied for is necessary to place the proposed operations of the vessel or vessels on a parity with those of foreign competitors, and is reasonably calculated to carry out effectively the purposes and policy of this Act.
Disclosure in application of names of persons having pecuniary interests.	(b) Every application for an operating-differential subsidy under the provisions of this title shall be accompanied by statements disclosing the names of all persons having any pecuniary interest, direct or indirect, in such application, or in the ownership or use of the vessel or vessels, routes, or lines covered thereby, and the nature and extent of any such interest, together with such financial and other statements as may be required by the Commission. All such statements shall be under oath or affirmation and in such form as the Commission shall prescribe. Any person who, in an application for financial aid under this title or in any statement required to be filed therewith, willfully makes any untrue statement of a material fact, shall be guilty of a misdemeanor.
Penalty for false statement.	SEC. 602. No contract for an operating-differential subsidy shall be made by the Commission for the operation of a vessel or vessels to meet foreign competition, except direct foreign-flag competition, until and unless the Commission, after a full and complete investigation and hearing, shall determine that an operating subsidy is necessary to meet competition of foreign-flag ships.
Investigation before granting.	SEC. 603. (a) If the Commission approves the application, it may enter into a contract with the applicant for the payment of an operating-differential subsidy determined in accordance with the provisions of subsection (b) of this section, for the operation of such vessel or vessels in such service, route, or line for a period not exceeding twenty years, and subject to such reasonable terms and conditions, consistent with this Act, as the Commission shall require to effectuate the purposes and policy of this Act, including a performance bond with approved sureties, if such bond is required by the Commission.
Contracts for payment of subsidy.	(b) Such contract shall provide that the amount of the operating-differential subsidy shall not exceed the excess of the fair and reasonable cost of insurance, maintenance, repairs not compensated by insurance, wages and subsistence of officers and crews, and any other items of expense in which the Commission shall find and determine that the applicant is at a substantial disadvantage in competition with vessels of the foreign country hereinafter referred to, in the operation under United States registry of the vessel or vessels covered by the contract, over the estimated fair and reasonable cost of the same items of expense (after deducting therefrom any estimated increase in such items necessitated by features incorporated pursuant to the provisions of section 501 (b)) if such vessel or vessels were operated under the registry of a foreign country whose vessels are substantial competitors of the vessel or vessels covered by the contract.
Amount of subsidy; computation.	(c) The amount of such subsidy shall be determined and payable on the basis of a final accounting made as soon as practicable after the end of each year or other period fixed in the contract. The Commission may provide for in the contract, or otherwise approve, the payment from time to time during any such period of such amounts on account as it deems proper. Such payments on account shall in no case exceed 75 per centum of the amount estimated to have accrued on account of such subsidy, and shall be made only after there has been furnished to the Commission such security as it determines to be reasonable and necessary to insure the refund of any overpayment.
Payments at end of accounting period.	
During period.	
Limitation on amount; security.	

No such operating-differential subsidy shall be paid until the contractor shall have furnished evidence satisfactory to the Commission that the wages prescribed in accordance with subsection 301 (a) of this Act have been paid to the ship's personnel.

Payment of wages to ship's personnel.

SEC. 604. If in the case of any particular foreign-trade route the Commission finds the subsidy provided for in this part of this title in any respect inadequate to offset the effect of governmental aid paid to foreign competitors, it may grant such additional subsidy as it determines to be necessary for that purpose: *Provided*, That no such additional subsidy shall be granted, and no part thereof paid, except upon an affirmative vote of all the members of the Commission.

Foreign trade routes, additional subsidy.

Proviso.
Unanimous approval in granting.

SEC. 605. (a) No operating-differential subsidy shall be paid for the operation of any vessel on a voyage on which it engages in coastwise or intercoastal trade: *Provided, however*, That such subsidy may be paid on a round-the-world voyage or a round voyage from the west coast of the United States to a European port or ports or a round voyage from the Atlantic coast to the Orient which includes intercoastal ports of the United States or a voyage in foreign trade on which the vessel may stop at an island possession or island territory of the United States, and if the subsidized vessel earns any gross revenue on the carriage of mail, passengers, or cargo by reason of such coastal or intercoastal trade the subsidy payment for the entire voyage shall be reduced by an amount which bears the same ratio to the subsidy otherwise payable as such gross revenue bears to the gross revenue derived from the entire voyage. No vessel operating on the Great Lakes or on the inland waterways of the United States shall be considered for the purposes of this Act to be operating in foreign trade.

Coastwise or intercoastal trade, restriction on subsidy payment to vessels engaged in.

Proviso.
Joint domestic and foreign trade.

Great Lakes, etc., service not foreign.

(b) No operating-differential subsidy shall be paid for the operation of a vessel that is more than twenty years of age unless the Commission finds that it is in the public interest to grant such financial aid for the operation of such vessel and enters a formal order thereon, and the Commission shall include in each annual report a full report covering each case in which such exception is made, with the reasons therefor.

Vessels more than 20 years of age, denial of subsidy for operation of.

Exception.

Report.

(c) No contract shall be made under this title with respect to a vessel to be operated on a service, route, or line served by citizens of the United States which would be in addition to the existing service, or services, unless the Commission shall determine after proper hearing of all parties that the service already provided by vessels of United States registry in such service, route, or line is inadequate, and that in the accomplishment of the purposes and policy of this Act additional vessels should be operated thereon; and no contract shall be made with respect to a vessel operated or to be operated in a service, route, or line served by two or more citizens of the United States with vessels of United States registry, if the Commission shall determine the effect of such a contract would be to give undue advantage or be unduly prejudicial, as between citizens of the United States, in the operation of vessels in competitive services, routes, or lines, unless following public hearing, due notice of which shall be given to each line serving the route, the Commission shall find that it is necessary to enter into such contract in order to provide adequate service by vessels of United States registry. The Commission, in determining for the purposes of this section whether services are competitive, shall take into consideration the type, size, and speed of the vessels employed, whether passenger or cargo, or combination passenger and cargo, vessels, the ports or ranges between which they run, the character of cargo carried, and such other facts as it may deem proper.

Routes, etc., served by U. S. citizens; restriction on contracts for additional service.
Exception.

Undue advantage, etc.

Exception.

Determining whether services are competitive.

Review and readjustment of contracts.
Future payments to contractor.

SEC. 606. Every contract for an operating-differential subsidy under this title shall provide (1) that the amount of the future payments to the contractor shall be subject to review and readjustment from time to time, but not more frequently than once a year, at the instance of the Commission or of the contractor. If any such readjustment cannot be reached by mutual agreement, the Commission, on its own motion or on the application of the contractor, shall, after a proper hearing, determine the facts and make such readjustment in the amount of such future payments as it may determine to be fair and reasonable and in the public interest. The testimony in every such proceeding shall be reduced to writing and filed in the office of the Commission. Its decision shall be based upon and governed by the changes which may have occurred since the date of the said contract, with respect to the items theretofore considered and on which such contract was based, and other conditions affecting shipping, and shall be promulgated in a formal order, which shall be accompanied by a report in writing in which the Commission shall state its findings of fact; (2) that the compensation to be paid under it shall be reduced, under such terms and in such amounts as the Commission shall determine, for any periods in which the vessel or vessels are laid up; (3) that if the Commission shall determine that a change in the service, route, or line, which is receiving an operating-differential subsidy under this title, is necessary in the accomplishment of the purposes of this Act, it may make such change upon such readjustment of payments to the contractor as shall be arrived at by the method prescribed in clause (1) of these conditions; (4) that if at any time the contractor receiving an operating-differential subsidy claims that he cannot maintain and operate his vessels on such service, route, or line, with a reasonable profit upon his investment, and applies to the Commission for a modification or rescission of his contract to maintain such service, route, or line, and the Commission determines that such claim is proved, the Commission shall modify or rescind such contract and permit the contractor to withdraw such vessels from such service, route, or line, upon a date fixed by the Commission, and upon the date of such withdrawal the further payment of the operating-differential subsidy shall cease and the contractor be discharged from any further obligation under such contract; (5) that when at the end of any five-year period during which an operating-differential subsidy has been paid, and when prior to the end of any such five-year period the contract shall be terminated, if the net profit of the contractor on his subsidized vessels and services incident thereto during such period or time, after deduction of depreciation charges based upon a twenty-year life expectancy of the subsidized vessels, has exceeded 10 per centum per annum upon the contractor's capital investment necessarily employed in the operation of the subsidized vessels, services, routes, and lines, the contractor shall pay to the United States an amount equal to one-half of such profits in excess of 10 per centum per annum as partial or complete reimbursement for operating-differential-subsidy payments received by the contractor for such five-year period, but the amount of excessive profit so recaptured shall not in any case exceed the amount of the operating-differential-subsidy payments theretofore made to the contractor for such period under such contract and the repayment of such reimbursement to the Commission shall be subject to the provisions of section 607; (6) that the contractor shall conduct his operations with respect to the vessel's services, routes, and lines covered by his contract in the most economical and efficient manner, but with due regard to the wage and manning scales and working conditions

Compensation for period vessel laid up.

Necessary change in service, route, etc.

Contractor unable to operate at profit, modification, etc., of contract.

If net profit exceeds 10 per cent.

Recapture provision.

Economical and efficient operation required.

prescribed by the Commission as provided in title III; and (7) that whenever practicable, the operator shall use only articles, materials, and supplies of the growth, production, and manufacture of the United States, as defined in section 505a herein, except when it is necessary to purchase supplies and equipment outside the United States to enable such vessel to continue and complete her voyage, and the operator shall perform repairs to subsidized vessels within the continental limits of the United States, except in an emergency.

SEC. 607. (a) Every contract for an operating-differential subsidy made under authority of this title shall provide that the contractor shall be entitled to annually withdraw from net earnings of subsidized vessels and services incident thereto as profit, if the contractor is a natural person or a partnership, or may pay to its shareholders or stockholders, as dividends, if the contractor is an association or corporation, a sum not in excess of 10 per centum per annum on the contractor's capital necessarily employed in his business, except subject to the further provisions of this section which likewise shall be incorporated in such contract.

(b) To insure the prompt payment of the contractor's obligations to the United States and the replacement of the contractor's subsidized vessels as may be required, the contractor shall create and maintain, out of gross earnings, during the life of such contract, a "capital reserve fund", in such depository or depositories as may be approved by the Commission. In this fund the contractor shall deposit, annually or oftener, as the Commission may require, an amount equal to the annual depreciation charges on the contractor's vessels on which the operating differential is being paid, such depreciation charges to be computed on a twenty-year life expectancy of the subsidized vessels: *Provided, however,* That if, during any accounting year, the annual depreciation charges on the contractor's line of subsidized vessels has not been earned, in whole or in part, over and above the annual expense of operation of such vessels (exclusive of said annual depreciation thereon), the contractor shall not be required to deposit in his capital reserve fund for such accounting year a sum in excess of the amount of annual depreciation actually earned during that year but shall make up any and all deficiencies in his capital reserve fund as soon as the earnings of his subsidized vessels in excess of annual expenses of operation shall permit. The proceeds of all insurance indemnities received by the contractor on account of the total loss of any subsidized vessel shall also be deposited in the capital reserve fund.

The contractor shall also deposit in the capital reserve fund, from time to time, such percentage of the annual net profits of the contractor's business covered by the contract as the Commission shall determine is necessary to further build up a fund for replacement of the contractor's subsidized ships; but the Commission shall not require the contractor to make such deposit of the contractor's net profits in the capital reserve fund unless the cumulative net profits of the contractor, at the time such deposit is to be made, shall be in excess of 10 per centum per annum from the date the contract was executed. From the capital reserve fund so created, the contractor may pay the principal, when due, on all notes secured by mortgage on the subsidized vessels and may make disbursements for the purchase of replacement vessels or reconstruction of vessels or additional vessels to be employed by the contractor on an essential foreign-trade line, route, or service approved by the Commission, but payments from the capital reserve fund shall not be made for any other purpose.

Note, p. 1992.
Use of articles of American manufacture, etc.

Note, p. 1998.
Exception.

Annual withdrawal of profits.

Maintenance of "capital reserve fund" by contractor.

Deposits.

Proviso.
If annual depreciation charges not earned.

Insurance indemnities; deposit of proceeds in fund.

Percentage of annual net profits to be deposited.

Capital reserve fund; requirement waived under certain conditions.

Disbursements from capital reserve fund.

"Special reserve fund", maintenance of.

(c) To attain the public objects for which the financial aid provided for in such contract is extended and to insure the continued maintenance and successful operation of the subsidized vessels, the contractor shall create and maintain, during the life of such contract, a "special reserve fund" in such depository or depositories as the Commission shall approve.

Deposits.

In this reserve fund, the contractor shall deposit annually the profits earned by the business of the subsidized vessels and services incident thereto in excess of 10 per centum per annum and in excess of the percentage of profits deposited in the capital reserve fund, as provided in subsection (b) of this section. From the special reserve fund the contractor may make the following disbursements and no others:

Disbursements specified.

Reimbursement to general funds for operating losses.

(1) Reimbursement to the contractor's general funds for any losses on the operation of the subsidized vessels and services incident thereto sustained subsequent to the execution of the operating-differential-subsidy contract;

Reimbursement to general funds for current operating losses.

(2) Reimbursement to the contractor's general funds for current operating losses on completed voyages of subsidized vessels whenever the Commission shall determine it is improbable that such current losses will not be made up by profits on other voyages during the current year;

Reimbursement to Commission. *Ante*, p. 2004.

(3) Payment of amounts due from the contractor to the Commission for reimbursement as provided in clause 5 of section 606, but such reimbursement shall be deferred until the amount on deposit in the special reserve fund shall be sufficiently in excess of 5 per centum of the capital necessarily employed in the business so that payment of such reimbursement to the Commission will not reduce the special reserve fund below a sum equal to such 5 per centum of capital necessarily employed in the business: *Provided, however*, That such reimbursement to the Commission, if so deferred, shall be payable from the special reserve fund or other funds upon termination of the contract and the United States shall then have a preferred lien on the special reserve fund for such deferred reimbursement;

Proviso.
If deferred; payment.

Disposition of excess reserve after reimbursements made.

(4) After reimbursement to the contractor's general funds of all operating losses has been made, as provided in clause 1, and after reimbursement to the Commission of all amounts due from the contractor, as determined under clause 5 of section 606, if the amount accumulated in the special reserve fund shall then be in excess of 5 per centum of the capital necessarily employed in the business, the contractor may, if the Commission approves, withdraw some or all of such excess reserve and pay the sum so withdrawn into the contractor's general funds or distribute the sum so withdrawn as a special dividend to the contractor's shareholders or stockholders or as a bonus to officers or employees, as the contractor may determine.

Administrative rules. "Net earnings" and "capital necessarily employed in the business" to be defined.

(d) The Commission shall adopt and prescribe rules and regulations for the administration of the reserve funds contemplated by this section and shall include therein a definition of the term "net earnings" and the term "capital necessarily employed in the business", as such terms are employed in this section: *Provided, however*, That the term "net earnings" shall take into account as a proper accounting charge to operation of vessels expense, an annual depreciation charge on the vessels, computed on the economic life of the vessel being twenty years and the term "capital necessarily employed in the business" shall not include borrowed capital.

Proviso.
Accounting charges.

Investments of capital and special reserve funds.

Upon application of the contractor, the Commission, in its discretion, may permit the investment by the operator of some or all of the contractor's capital and special reserve fund in approved interest-

bearing securities, approved by the Commission, upon condition that the interest on such securities shall be deposited in the capital reserve fund.

(e) If, during any accounting year, the contractor's general funds have become seriously depleted due to operating losses on the subsidized vessels and the special reserve fund has been exhausted, the Commission may, in its discretion, permit the contractor temporarily to withdraw from his capital reserve fund such excess therein on deposit over and above the amount necessary to pay the principal amount currently due or about to become due on the contractor's mortgage obligation on the subsidized vessels: *Provided, however*, That the sum so withdrawn shall be repaid to the capital reserve fund as soon as the contractor's financial condition shall permit.

(f) The earnings of any contractor receiving an operating-differential subsidy under authority of this Act, which are deposited in the contractor's reserve funds as provided in this section, except earnings withdrawn from the "special reserve funds" and paid into the contractor's general funds or distributed as dividends or bonuses as provided in paragraph 4 of subsection (c) of this section, shall be exempt from all Federal taxes.

SEC. 608. No contract executed under this title or any interest therein shall be sold, assigned, or transferred, either directly or indirectly, or through any reorganization, merger, or consolidation, nor shall any agreement or arrangement be made by the holder whereby the maintenance, management, or operation of the service, route, line, vessel, or vessels is to be performed by any other person, without the written consent of the Commission. If it consents to such agreement or arrangement, the agreement or arrangement shall make provision whereby the person undertaking such maintenance, management, or operation agrees to be bound by all of the provisions of the contract and of this Act applicable thereto, and the rules and regulations prescribed pursuant to this Act. If the holder of any such contract shall voluntarily sell such contract or any interest therein, or make such assignment, transfer, agreement, or arrangement whereby the maintenance, management, or operation of the service, route, line, vessel, or vessels is to be performed by any other person, without the consent of the Commission, or if the operation of the service, route, line, or vessel, shall pass out of the direct control of the holder of such contract by reason of any voluntary or involuntary receivership or bankruptcy proceedings, the Commission shall have the right to modify or rescind such contract, without further liability thereon by the United States, and is hereby vested with exclusive jurisdiction to determine the purposes for which any payments made by it under such contract shall be expended.

SEC. 609. (a) The Commission shall withhold the payment of operating-differential subsidy while any contractor therefor is in default in any payments due on account of construction-loan, ship-sales mortgage notes, or any other obligation due the United States, and shall apply the amount so withheld to the satisfaction of such debt.

(b) If the holder of any contract under this title has filed a petition under any provision of the Bankruptcy Act or has applied for the appointment of a receiver or is in default under any provisions of a ship mortgage given to the United States, the Commission may cancel or modify the contract as it finds advisable, and is hereby granted exclusive power to determine the purpose for which any payments made by it under such contract shall be expended.

SEC. 610. An operating-differential subsidy shall not be paid under authority of this title on account of the operation of any vessel

Withdrawals by contractor from capital reserve fund.

Proviso.
Repayment.

Tax exemptions.

Restriction on transfer, etc., of operating subsidy contract without consent.

New party to be bound by all contract provisions, etc.

If transfer made without Commission's consent.

If operation passes out of direct control of contractor, etc.

Modification or rescission of contract.

Withholding of payments.

Cancellation or modification of contract if contractor bankrupt, in default, etc.

Vessel requirements for operating-differential subsidy.

which does not meet the following requirements: (1) The vessel shall be of steel or other acceptable metal, shall be propelled by steam or motor, shall be as nearly fireproof as practicable, shall be built in a domestic yard or shall have been documented under the laws of the United States not later than February 1, 1928, or actually ordered and under construction for the account of citizens of the United States prior to such date, and shall be documented under the laws of the United States, during the entire life of the subsidy contract; and (2) if the vessel shall be constructed after the passage of this Act it shall be either a vessel constructed according to plans and specifications approved by the Commission and the Secretary of the Navy, with particular reference to economical conversion into an auxiliary naval vessel, or a vessel approved by the Commission and the Navy Department as otherwise useful to the United States in time of national emergency.

TITLE VII—PRIVATE CHARTER OPERATION

Title VII—Private Charter Operation.

Completion of long-range program upon finding of inability to meet specified objectives.

Ante, pp. 1985, 1989.

Construction of new vessels in domestic yards on Atlantic, Gulf, and Pacific coasts.

Reconditioning of old vessels.

Proviso.

Construction in navy yards, if private bids unsatisfactory.

Advertising and competitive bidding.

Contract provisions and requirements.

Ante, p. 1995.

Opening, etc., bids.

Charter or sale of vessels acquired by Commission.

Operation in foreign commerce, by private operators.

SEC. 701. Whenever the Commission shall find and determine, and such finding and determination shall be approved by the President of the United States, that the national policy declared in section 101 of this Act, and the objectives set forth in section 210 of this Act, cannot be fully realized within a reasonable time, in whole or in part, under the provisions of titles V and VI, the Commission is hereby authorized and directed to complete its long-range program previously adopted as hereinafter provided in this title.

SEC. 702. The Commission is authorized to have constructed in domestic yards, on the Atlantic and Gulf and Pacific coasts, such new vessels as it shall determine may be required to carry out the objects of this Act, and to have old vessels reconditioned or remodeled in such yards: *Provided*, That if satisfactory contracts for such new construction or reconstruction, in accordance with the provisions of this Act, cannot be obtained from private shipbuilders, the Commission is authorized to have such vessels constructed, reconditioned, or remodeled in United States navy yards.

SEC. 703. (a) No contract for the building of a new vessel, or for the reconditioning or reconstruction of any other vessel, shall be made by the Commission with any private shipbuilder, except after due advertisement and upon sealed competitive bids.

(b) All contracts for the construction, reconditioning, or reconstruction of a vessel or vessels by a private shipbuilder under authority of this title shall be subject to all the provisions and requirements prescribed in title V of this Act with respect to contracts with a private shipbuilder for the construction of vessels under authority of that title.

(c) All bids required by the Commission for the construction, reconstruction, or reconditioning of vessels, and for the chartering of the Commission's vessels hereinafter provided for, shall be opened at the time, hour, and place stated in the advertisement for bids, and all interested persons, including representatives of the press, shall be permitted to attend, and the results of such bidding shall be publicly announced.

SEC. 704. All vessels transferred to or otherwise acquired by the Commission in any manner may be chartered or sold by the Commission pursuant to the further provisions of this Act. All vessels transferred to the Commission by this Act and now being operated by private operators on lines in foreign commerce of the United States may be temporarily operated by the Commission for its account by private operators until such time and upon such operat-

ing agreements as the Commission may deem advantageous, but the Commission shall arrange as soon as practicable to offer all such lines of vessels for charter as hereinafter provided and all operation of the Commission's vessels by private operators under such operating agreements shall be discontinued within one year after the passage of this Act.

SEC. 705. As soon as practicable after the passage of this Act, and continuing thereafter, the Commission shall arrange for the employment of its vessels in steamship lines on such trade routes, exclusively serving the foreign trade of the United States, as the Commission shall determine are necessary and essential for the development and maintenance of the commerce of the United States and the national defense: *Provided*, That such needs are not being adequately served by existing steamship lines privately owned and operated by citizens of the United States and documented under the laws of the United States. It shall be the policy of the Commission to encourage private operation of each essential steamship line now owned by the United States by selling such lines to citizens of the United States in the manner provided in section 7 of the Merchant Marine Act, 1920, and in strict accordance with the provisions of section 5 of said Act, or by demising its vessels on bare-boat charter to citizens of the United States who shall agree to maintain such line or lines in the manner hereinafter provided.

SEC. 706. (a) The Commission shall not charter its vessels to private operators except upon competitive sealed bids submitted in strict compliance with all the terms and conditions of a public advertisement soliciting such bids. Each and every advertisement for bids to charter the Commission's vessels shall state the number, type, and tonnage of the vessels the Commission is offering for bare-boat charter for operation as a steamship line on a designated trade route, the minimum number of sailings that will be required, the length of time for which the charter will be given, and all other information the Commission shall deem necessary for the information of prospective bidders.

(b) The Commission shall have authority to, and shall announce in its advertisements for bids that the Commission reserves the right to, reject any and all bids submitted.

SEC. 707. (a) The Commission shall award the charter to the bidder proposing to pay the highest monthly charter hire unless the Commission shall reject such bid for the reasons set forth in subsection (b) of this section.

(b) The Commission may reject the highest or most advantageous or any other bid, if, in the Commission's discretion, the charter hire offered is deemed too low, or the Commission determines that the bidder lacks sufficient capital, credit, or experience to operate successfully the line; but the reason or reasons for rejection of any bid, upon request of the bidder, shall be stated to such bidder in writing.

(c) If the highest bid is rejected, the Commission may award the charter to the next highest bidder, or may reject all bids and readvertise the line: *Provided, however*, That the Commission may operate the line until conditions appear to be more favorable for a reoffering of the line for private charter.

SEC. 708. The Commission may, if in its discretion financial aid is deemed necessary, enter into a contract with any charterer of its vessels for payment to such charterer of an operating-differential subsidy upon the same terms and conditions and subject to the same limitations and restrictions as are elsewhere provided in this Act with respect to payments of such subsidies to operators of privately owned vessels.

Trade routes, essential to foreign trade.
Use of Commission's vessels on.

Proviso.
Needs not adequately served.

Sale of lines to citizens.

Vol. 41, pp. 991, 990.

Demising of vessels on bare-boat charters.

Chartering to private operators; competitive bids.

Advertisements; specifications.

Rejection of bids.

Awards.

Right to reject re-served.

If highest bid rejected.

Proviso.
Provisional operation.

Contracts with charterers for payment of operating-differential subsidy.

Terms, conditions, limitations, etc.

Disposition of accumulated profits exceeding 10 per centum per annum on charterer's capital.

SEC. 709. (a) Every charter made by the Commission pursuant to the provisions of this title shall provide that whenever, at the end of any calendar year subsequent to the execution of such charter, the cumulative net voyage profits (after payment of the charter hire reserved in the charter and payment of the charterer's fair and reasonable overhead expenses applicable to operation of the chartered vessels) shall exceed 10 per centum per annum on the charterer's capital necessarily employed in the business of such chartered vessels, the charterer shall pay over to the Commission, as additional charter hire, one-half of such cumulative net voyage profit in excess of 10 per centum per annum: *Provided*, That the cumulative net profit so accounted for shall not be included in any calculation of cumulative net profit in subsequent years.

Proviso.
Not to be included subsequently.

Definitions.
"Net voyage profit."
"Fair and reasonable overhead expenses."
"Capital necessarily employed."

(b) Every charter shall contain a definition of the terms "net voyage profit" and "fair and reasonable overhead expenses", and "capital necessarily employed", as said terms are used in subsection (a) of this section, setting forth the formula for determining such profit and overhead expense and capital necessarily employed, which definitions shall have been previously approved by the Commission and published in the advertisement for bids for such charter.

Deposit of undertaking, with approved sureties, by charterer.

SEC. 710. Every charterer of the Commission's vessels shall be required to deposit with the Commission an undertaking with approved sureties as security for the faithful performance of all of the conditions of the charter, including indemnity against liens on the chartered vessels, in such amount as the Commission shall require.

Demise of vessel by Commission to charterer subject to usual conditions; terms.

SEC. 711. The charters to be made by the Commission pursuant to the provisions of this title shall demise the vessels to the charterer subject to all usual conditions contained in bare-boat charters, and until January 1, 1940, shall be for terms of three years or less as the Commission may decide: *Provided*, That after January 1, 1940, charters may be executed by the Commission for such terms as the experience gained by the Commission shall indicate are to the best interests of the United States and the merchant marine.

Proviso.
Terms of charters after January 1, 1940.

Charter provisions.
Insurance.

SEC. 712. Every charter shall provide—

(a) That the charterer shall carry on the chartered vessels, at his own expense, policies of insurance covering all marine and port risks, protection and indemnity risks, and all other hazards and liabilities, in such amounts, in such form, and in such insurance companies as the Commission shall require and approve, adequate to cover all damages claimed against and losses sustained by the chartered vessels arising during the life of the charter: *Provided*, That in accordance with existing law, some or all of such insurance risks may be underwritten by the Commission itself as, in its discretion, it may determine.

Proviso.
Underwriting by Commission.

(b) That the charterer shall at its own expense keep the chartered vessel in good state of repair and in efficient operating condition and shall at its own expense make any and all repairs as may be required by the Commission.

Care, etc., of vessel.

(c) That the Commission shall have the right to inspect the vessel at any and all times to ascertain its condition.

Inspection.

(d) That in any national emergency as proclaimed by the President of the United States, the Commission may terminate the charter without cost to the United States, upon such notice to the charterers as the President of the United States shall determine.

Termination of charter in emergency.

SEC. 713. In the awarding of charters, the Commission shall take in consideration the charterer's financial resources and credit standing, practical experience in the operation of vessels, and any other factors that would be considered by a prudent businessman in entering into a transaction involving a large investment of his capital;

Awarding charters; conditions to be considered.

and the Commission is directed to refrain from chartering its vessels to any person appearing to lack sufficient capital, credit, and experience to operate successfully the vessel over the period covered by the charter.

SEC. 714. If the Commission shall find that any trade route (determined by the Commission to be an essential trade route as provided in section 211 of this Act) cannot be successfully developed and maintained and the Commission's replacement program cannot be achieved under private operation of such trade route by a citizen of the United States with vessels registered under the laws thereof, without further Government aid in addition to the financial aids authorized under title V and VI of this Act, the Commission is authorized to have constructed, in private shipyards or in navy yards, the vessel or vessels of the types deemed necessary for such trade route, and to demise such new vessel or vessels on bare-boat charter to the American-flag operator established on such trade route, without advertisement or competition, upon an annual charter hire of not less than 5 per centum of the construction cost of such new vessel or vessels. Such charter may contain an option to the charterer to purchase such vessel or vessels from the Commission, within five years after the execution of the charter, upon the same terms and conditions as are provided in title V for the purchase of new vessels from the Commission with credit on the purchase price for all charter-hire theretofore paid by the purchaser on account of such charter.

Finding by Commission of inability to develop trade routes and replacement program incapable of achievement under private operation.

Ante, pp. 1995, 2001. Construction of suitable vessels and demise to citizen operators.

Annual charter hire.

Optional purchase of vessel.

TITLE VIII—CONTRACT PROVISIONS

SEC. 801. Every contract executed by the Commission under the provision of titles VI or VII of this Act shall contain provisions requiring (1) that the contractor and every affiliate, domestic agent, subsidiary, or holding company connected with, or directly or indirectly controlling or controlled by, the contractor, to keep its books, records, and accounts, relating to the maintenance, operation, and servicing of the vessels, services, routes, and lines covered by the contract, in such form and under such regulations as may be prescribed by the Commission: *Provided*, That the provisions of this paragraph shall not require the duplication of books, records, and accounts required to be kept in some other form by the Interstate Commerce Commission; (2) that the contractor and every affiliate, domestic agent, subsidiary, or holding company connected with, or directly or indirectly controlling or controlled by, the contractor, to file, upon notice from the Commission, balance sheets, profit and loss statements, and such other statements of financial operations, special report, memoranda of any facts and transactions, which in the opinion of the Commission affect the financial results in, the performance of, or transactions or operations under, such contract; (3) that the Commission shall be authorized to examine and audit the books, records, and accounts of all persons referred to in this section whenever it may deem it necessary or desirable; and (4) that upon the willful failure or refusal of any person described in this section to comply with the contract provisions required by this section, the Commission shall have the right to rescind the contract, and upon such rescission the United States shall be relieved of all further liability on such contract.

Title VIII—Contract Provisions.

Books, records, and accounts by contractors; regulations by Commission.

Proviso. Records, etc., required by Interstate Commerce Commission.

Filing of balance sheets, etc.

Examination and audit of books, etc.

Willful failure or refusal to comply; rescission of contract.

SEC. 802. Every contract executed by the Commission under authority of title V of this Act shall provide that:

In the event the United States shall, through purchase or requisition, acquire ownership of the vessel or vessels on which a construction-differential subsidy was paid, the owner shall be paid therefor

Construction contracts, provisions required.

Ante, p. 1995. Acquisition of vessels on which construction subsidy paid; payment to owner.

the fair actual value thereof, but in no event shall such payment exceed the actual depreciated construction cost thereof (together with the actual depreciated cost of capital improvements thereon, but excluding the cost of national-defense features) less the depreciated amount of construction subsidy theretofore paid incident to the construction or reconditioning of such vessel or vessels. In computing the value of such vessel, depreciation shall be computed on each vessel on the schedule adopted by the Bureau of Internal Revenue for income-tax purposes.

Depreciation, computation of.

Title provision.

The foregoing provision respecting the requisition or the acquisition of ownership by the United States shall run with the title to such vessel or vessels and be binding on all owners thereof.

Restriction on employment of concern, etc., in which contractor financially interested.

SEC. 803. It shall be unlawful for any contractor receiving an operating-differential subsidy under title VI or for any charterer under title VII of this Act to employ any person or concern performing or supplying stevedoring, ship-repair, ship-chandler, tow-boat, or kindred services to supply such services to the operator's subsidized or chartered vessels if such contractor, or any subsidiary company, holding company, affiliate company, or associate company of such contractor, or any officer, director, or employee of such contractor, or any member of the immediate family of any such contractor, officer, director, or employee, or any member of the immediate family of any officer, director, or employee, of such subsidiary company, holding company, affiliate company, or associate company of such contractor, owns any pecuniary interest directly or indirectly in the person or concern supplying such services to the contractor's subsidized or chartered vessels or receives any payment or other thing of value directly or indirectly as a result of such employment or services: *Provided*, That, with the express written approval of the Commission, such contractor or a subsidiary company wholly owned by such contractor may perform such services to its own vessels if the profits, if any, of such subsidiary company or companies with respect to such services shall become a part of the earnings of such contractor and shall be accounted for as provided in clause 5 of section 606: *Provided further*, That the contractor may, in the discretion of the Commission, contract with a holding company, affiliate company, or associate company of such contractor for the use of terminal facilities by such contractor, if the contract is approved by the Commission.

Provisos.
Service by subsidiary wholly owned by contractor.

Holding, etc., companies, use of terminal facilities.

Contractor connected with foreign competition, restriction on subsidy to.

SEC. 804. It shall be unlawful for any contractor receiving an operating-differential subsidy under title VI or for any charterer of vessels under title VII of this Act, or any holding company, subsidiary, affiliate, or associate of such contractor or such charterer, or any officer, director, agent, or executive thereof, directly or indirectly, to own, charter, act as agent or broker for, or operate any foreign-flag vessel which competes with any American-flag service determined by the Commission to be essential as provided in section 211 of this Act: *Provided, however*, That under special circumstances and for good cause shown, the Commission may, in its discretion, waive the provisions of this section as to any contractor, by affirmative vote of four of its members, except as otherwise provided in subsection 201 (a).

Ante, p. 1989.
Proviso.
Waiver permitted.

Ante, p. 1985.

Contractor or charterer owning or operating vessel in domestic intercoastal or coastwise service.

SEC. 805. (a) It shall be unlawful to award or pay any subsidy to any contractor under authority of title VI of this Act, or to charter any vessel to any person under title VII of this Act, if said contractor or charterer, or any holding company, subsidiary, affiliate, or associate of such contractor or charterer, or any officer, director, agent, or executive thereof, directly or indirectly, shall own, operate, or charter any vessel or vessels engaged in the domestic intercoastal

or coastwise service, or own any pecuniary interest, directly or indirectly, in any person or concern that owns, charters, or operates any vessel or vessels in the domestic intercoastal or coastwise service, without the written permission of the Commission. Every person, firm, or corporation having any interest in such application shall be permitted to intervene and the Commission shall give a hearing to the applicant and the intervenors. The Commission shall not grant any such application if the Commission finds it will result in unfair competition to any person, firm, or corporation operating exclusively in the coastwise or intercoastal service or that it would be prejudicial to the objects and policy of this Act: *Provided*, That if such contractor or other person above-described or a predecessor in interest was in bona-fide operation as a common carrier by water in the domestic, intercoastal, or coastwise trade in 1935 over the route or routes or in the trade or trades for which application is made and has so operated since that time or if engaged in furnishing seasonal service only, was in bona-fide operation in 1935 during the season ordinarily covered by its operation, except in either event, as to interruptions of service over which the applicant or its predecessor in interest had no control, the Commission shall grant such permission without requiring further proof that public interest and convenience will be served by such operation, and without further proceedings as to the competition in such route or trade.

Permission by Commission.

Denial of application if resulting in unfair competition, etc.

Proviso.
Contractor, etc., in operation in 1935, operating seasonal service.

If such application be allowed, it shall be unlawful for any of the persons mentioned in this section to divert, directly or indirectly, any moneys, property, or other thing of value, used in foreign-trade operations, for which a subsidy is paid by the United States, into any such coastwise or intercoastal operations; and whosoever shall violate this provision shall be guilty of a misdemeanor.

Diverting foreign trade operations for which subsidy paid into coastwise, etc., operations.

Penalty.

(b) Whenever any contractor under title VI or title VII receiving an operating-differential subsidy is in default with respect to any mortgage, note, purchase contract, or other obligation to the Commission, or has not maintained, in a manner satisfactory to the Commission, all of the reserves provided for in this Act, the Commission shall have the right to supervise the number and compensation of all officers and employees of the contractor (c) no director, officer, or employee (which terms shall be construed in the broadest sense to include, but not to be limited to, managing trustee or other administrative agent) shall receive from any contractor, holding a contract authorized by title VI or title VII of this act and its affiliate, subsidiary, associate, directly or indirectly, wages, salary, allowances of compensation in any form for personal services which will result in such person's receiving a total compensation for his personal services from such sources exceeding in amount or value \$25,000 per annum, and no such person or concern shall be qualified to receive or thereafter to hold any contract under this part, if such person or concern, its subsidiary, affiliate, or associate pays or causes to be paid, directly or indirectly, wages, salary, allowances, or compensation in any form for personal services which result in such person's receiving a total compensation for his personal services from such sources exceeding in amount or value \$25,000 per annum.

Contractor receiving operating subsidy in default as to note, etc.

Commission authorized to supervise number and pay of personnel.

Ante, pp. 2001, 2008.
Salary limitation.

Penalty for violation.

(d) It shall be unlawful, without express written consent of the Commission, for any contractor holding a contract authorized under title VI or VII of this Act to employ any other person or concern as the managing or operating agent of such operator, or to charter any vessel, on which an operating-differential subsidy is to be paid, for operation by another person or concern, and if such charter is made, the person or concern operating the chartered vessel or vessels shall be subject to all the terms and provisions of this Act, including

Unauthorized employment of managing or operating agent of operator.

Charter of vessel on which subsidy paid for operation by another.

Chartered vessels, receipt of subsidy by contractor only in emergency.

limitations of profits and salaries. No contractor shall receive an operating-differential subsidy for the operation of any chartered vessel save and except during a period of actual emergency determined by the Commission.

Member of Congress acting as attorney, etc.

(e) It shall be unlawful for any contractor or charterer who holds any contract made under authority of any provision in this Act to employ any Member of Congress, either with or without compensation, as an attorney, agent, officer, or director of such person.

Violation to breach contract or charter.

(f) Any willful violation of any provision of this section shall constitute a breach of the contract or charter in force under this Act, and upon determining that such a violation has occurred the Commission may forthwith declare such contract or charter rescinded and any person willfully violating the provisions of this section shall be guilty of a misdemeanor.

Combinations, etc., to prevent bona-fide bids, etc.

SEC. 806. (a) Whoever shall consult with, or enter into an agreement with, or inform any other bidder, or officer, director, executive, agent, or employee of any such other bidder, as to the amount, the terms, or the conditions of any bid submitted to the Commission prior to the public opening of such bids, or enter into any combination, understanding, agreement, or arrangement whatsoever, to prevent the making of any bona-fide bid for any contract or charter under this Act, to induce any other person not to bid for any such contract or charter, or to deprive the United States in any way of the benefit of full, free, and secret competition in the awarding of any such contract or charter shall be guilty of a misdemeanor: *Provided*, That this section shall also apply to bidding for contracts under the provisions of section 504 of this Act.

Proviso. Financing of construction by applicant. Ante, p. 1998.

Penal provisions. Natural persons.

(b) Whenever any natural person is found guilty in any district court of the United States of any act or acts declared in this Act to constitute a misdemeanor, he shall be punished by a fine of not more than \$10,000, or by imprisonment for not less than one year or more than five years, or by both fine and imprisonment. Whenever any corporation is found guilty of any act or acts declared in this Act to be unlawful, such corporation shall be punished by a fine of not more than \$25,000.

Corporations.

(c) In addition to the punishment prescribed in subsection (a) of this section, any person or corporation convicted of a misdemeanor under the provisions of this Act shall be ineligible, at the discretion of the Commission, to receive any benefits under titles V and VI of this Act, or to receive a charter under title VII of this Act, for a period of five years after conviction.

Ineligibility to receive benefits, additional penalty.

Ante, pp. 1995, 2001, 2008.

Lobbying activities.

SEC. 807. It shall be unlawful for any person employed or retained by any shipbuilder or ship operator holding or applying for a contract under the provisions of this Act, or employed or retained by any subsidiary, affiliate, associate, or holding company of such shipbuilder or ship operator, to present, advocate, or oppose any matter affecting any such shipbuilder or ship operator or any subsidiary, affiliate, associate, or holding company thereof, before the Congress or any Member or committee thereof, or before the Commission, or any other governmental agency or any member, officer, or employee thereof, unless such shipbuilder or ship operator shall have previously filed with the Commission in such form and detail as the Commission shall by rules and regulations or order prescribe as necessary or appropriate in the public interest, a statement of the subject matter in respect of which such person is retained or employed, the nature and character of such retainer or employment, and the amount of compensation received or to be received by such person, directly or indirectly, in connection therewith. It shall be the duty of every such person so employed or retained to file

with the Commission within ten days after the close of each calendar month during such retainer or employment, in such form and detail as the Commission shall by rules and regulations or order prescribe as necessary or appropriate in the public interest, a statement of the expenses incurred and the compensation received by such person during such month in connection with such retainer or employment. Whoever shall violate this provision shall be guilty of a misdemeanor.

Statement of expenses incurred, salary received, etc., to be filed with Commission.

Penalty for violation.

SEC. 808. It shall be unlawful for any contractor receiving an operating-differential subsidy under title VI or for any charterer under title VII of this Act unjustly to discriminate in any manner so as to give preference directly or indirectly in respect to cargo in which such contractor or charterer has a direct or indirect ownership, or purchase or vending interest; and whoever shall violate this provision shall be guilty of a misdemeanor.

Contractor, etc., unjustly discriminating or giving preference where he has interest.
Ante, pp. 2001, 2008.

Penalty for violation.

SEC. 809. Contracts under this Act shall be entered into so as to equitably serve, insofar as possible, the foreign-trade requirements of the Atlantic, Gulf, and Pacific ports of the United States. In awarding contracts under this Act, preference shall be given to persons who are citizens of the United States and who have the support, financial and otherwise, of the domestic communities primarily interested.

Contract requirements. Preference to qualified citizens.

SEC. 810. It shall be unlawful for any contractor receiving an operating-differential subsidy under title VI or for any charterer of vessels under title VII of this Act, to continue as a party to or to conform to any agreement with another carrier or carriers by water, or to engage in any practice in concert with another carrier or carriers by water, which is unjustly discriminatory or unfair to any other citizen of the United States who operates a common carrier by water exclusively employing vessels registered under the laws of the United States on any established trade route from and to a United States port or ports.

Contractor, etc., party to any designated unfair practice.

No payment or subsidy of any kind shall be paid directly or indirectly out of funds of the United States or any agency of the United States to any contractor or charterer who shall violate this section. Any person who shall be injured in his business or property by reason of anything forbidden by this section may sue therefor in any district court of the United States in which the defendant resides or is found or has an agent, without respect to the amount in controversy, and shall recover threefold the damages by him sustained, and the cost of suit, including a reasonable attorney's fee.

Payment denied for violation.

Suits for injuries caused by violations of section.

Recovery.

TITLE IX—MISCELLANEOUS PROVISIONS

SEC. 901. Any officer or employee of the United States traveling on official business overseas or to or from any of the possessions of the United States shall travel and transport his personal effects on ships registered under the laws of the United States where such ships are available unless the necessity of his mission requires the use of a ship under a foreign flag: *Provided*, That the Comptroller General of the United States shall not credit any allowance for travel or shipping expenses incurred on a foreign ship in the absence of satisfactory proof of the necessity therefor.

Title IX—Miscellaneous Provisions.

United States officers or employees. Use of American ships when traveling overseas.

Proviso. Proof of necessity required for travel on foreign ship.

SEC. 902. (a) It shall be lawful for the Commission to requisition any vessel documented under the laws of the United States, during any national emergency declared by proclamation of the President, and when so taken or used, the owner shall be paid the fair actual value of the vessel at the time of taking, or paid the just compensation for the vessel's use based upon such fair actual value (excluding

Requisitioning during national emergency.

Payment.

any national defense features previously paid for by the United States), less a deduction from such fair actual value of any construction differential subsidy allowed under this Act, and in no case shall such fair actual value be enhanced by the causes necessitating the taking. In the case of a vessel taken and used, but not purchased, the vessel shall be restored to the owner in a condition at least as good as when taken, less reasonable wear and tear, or the owner shall be paid an amount for reconditioning sufficient to place the vessel in such condition. The owner shall not be paid for any consequential damages arising from such taking or use.

(b) Except in cases of vessels where a construction differential subsidy has been allowed and paid, in which case the value of the vessel for the purposes of this section shall be established as provided in section 802, the Commission shall ascertain the fair compensation for such taking or use and shall certify to Congress the amount so found by it to be due for appropriation and payment to the person entitled thereto. If the amount found by the Commission to be due is unsatisfactory to the person entitled thereto, such person shall be entitled to sue the United States for the amount of such just compensation and such suit shall be brought in the manner prescribed by paragraph 20 of section 24, or by section 145 of the Judicial Code, as amended (U. S. C., title 28, secs. 41, 250).

SEC. 903. The following Acts and parts of Acts shall stand repealed:

(a) All of the provisions of sections 3 to 8, inclusive, section 10, section 11, section 35, and section 43 of the Shipping Act, 1916, as amended.

(b) All of the provisions of subsection (b) (4) of section 2, section 3, section 11, section 14, and section 35 of the Merchant Marine Act, 1920, as amended.

(c) All of the provisions of sections 201, 301, 302, 401 to 413, inclusive, 601, and 702 of the Merchant Marine Act, 1928, as amended: *Provided*, That any contract lawfully entered into under authority of sections 401 to 413, inclusive, of such Act shall remain in full force and effect as though these sections were not repealed, subject, however, to the further provisions of this Act.

(d) The last sentence in section 3 of the Intercoastal Shipping Act, 1933.

SEC. 904. Whenever the words "United States Shipping Board" or the words "the Board" are used in any prior Act, such Acts are hereby amended so that such words shall be applicable to the United States Maritime Commission.

SEC. 905. When used in this Act—

(a) The words "foreign trade" mean trade between the United States, its Territories or possessions, or the District of Columbia, and a foreign country.

(b) The term "person" includes corporations, partnerships, and associations existing under or authorized by the laws of the United States, or any State, Territory, District, or possession thereof, or of any foreign country.

(c) The words "citizen of the United States" include a corporation, partnership, or association only if it is a citizen of the United States within the meaning of section 2 of the Shipping Act, 1916, as amended (U. S. C., title 46, sec. 802).

(d) The word "construction" includes outfitting and equipping.

SEC. 906. If any provisions of this Act, or the application thereof to any person or circumstance, is held invalid, the remainder of the Act, and the application of such provisions to other persons or cir-

Vessel taken but not purchased.

Fair value to be ascertained and certified to Congress; exception.

Ante, p. 2011.

Suit allowed if finding unsatisfactory.

U. S. C., pp. 1230, 1261.

Acts, etc., repealed.

Vol. 39, pp. 729-730, 731, 733; Vol. 40, p. 903.

U. S. C., p. 2054.

Vol. 41, pp. 989, 993, 1007.

U. S. C., p. 2062.

Vol. 45, pp. 690-697, U. S. C., p. 2068.

Proviso.
Contracts previously entered into.

Vol. 47, p. 1426, U. S. C., p. 2061.

Application of terms. "United States Shipping Board"; "the Board."

Definitions.

"Foreign trade."

"Person."

"Citizen of the United States."

U. S. C., p. 2055.

"Construction."

Saving clause.

cumstances, shall not be affected thereby. This Act may be cited as the Merchant Marine Act, 1936.

Citation of Act.

Sec. 907. Except as otherwise provided herein this Act shall take effect thirty days after a majority of the members of the Commission have taken the oath of office.

Effective date.

Approved, June 29, 1936.

[CHAPTER 859.]

AN ACT

For the retirement of employes of the Alaska Railroad, Territory of Alaska, who are citizens of the United States.

June 29, 1936.
[S. 2293.]
[Public, No. 836.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all employes of the Alaska Railroad, Territory of Alaska, except the clerical employes, who are citizens of the United States and whose tenure of employment is not intermittent nor of uncertain duration, shall come within the provisions of this Act: *Provided, however,* That employes of the Alaska Railroad who in the past have been, or in the future may be, employed thereon for the period of at least three months per year for at least two years shall come within the provisions of this Act: *Provided further,* That the provisions of the Act entitled "An Act for the retirement of employes in the classified civil service, and for other purposes", approved March 22, 1920, as amended, are hereby extended to apply to all clerical employes of the Alaska Railroad who are citizens of the United States.

Alaska Railroad.
Retirement of certain employes.

Provisos.
Service requirement.

Provisions of Civil Service Retirement Act made applicable to clerical employes.
Vol. 41, p. 614; U. S. C., p. 92.

SEC. 2. All employes to whom this Act applies shall, after reaching the age of sixty-two years and having rendered at least fifteen years of service in the Territory of Alaska, be automatically separated from the service and retired on the annuity provided for herein; and all salary, pay, or compensation shall cease from that date: *Provided,* That if the Secretary of the Interior certifies to the Civil Service Commission that, by reason of his efficiency and willingness to remain in the service, the continuance of such employe therein would be advantageous to the service, such employe may be retained for a term not exceeding two years, upon the approval and certification by the Civil Service Commission, and, at the end of the two-year term, by similar approval and certification, be continued for an additional term not exceeding two years: *Provided, however,* That no employe shall be continued in the service beyond the age of retirement for more than four years, except that where the Secretary of the Interior certifies, and the Civil Service Commission agrees, that by reason of expert knowledge and special qualifications the continuance of the employe would be advantageous to the service, further extensions of two years may be granted.

Automatic separation and retirement at 62, with 15 years' service.

Salary, etc., to cease.

Provisos.
Temporary retention.

Maximum extension.

Exception.

All employes to whom this Act applies who would be eligible for retirement from the service upon attaining the age of sixty-two years shall, after attaining the age of sixty years and having rendered at least thirty years' service, computed as provided in section 7 of this Act, be eligible for retirement on an annuity as provided in section 6 of this Act. Retirement under the provisions of this paragraph shall be at the option of the employe, but if such option is not exercised prior to the date upon which the employe would otherwise be eligible for retirement from the service the provisions of this Act with respect to automatic separation from the service shall apply.

Retirement on annuity at 60 after 30 years' service.

Post, pp. 2020, 2021.

Option allowed employes.

SEC. 3. Any employe to whom this Act applies who shall have attained the age of fifty-five and rendered at least twenty-five years of service, of which not less than fifteen years shall have been ren-

Voluntary retirement.
Age and service requirements.

dered in the Territory of Alaska, may voluntarily retire on an annuity equivalent in value to the present worth of a deferred annuity, beginning at the age at which the employee would otherwise have become eligible for retirement, computed as provided in section 6 of this Act, the present worth of said deferred annuity to be determined on the basis of the American Experience Table of Mortality and an interest rate of 4 per centum compounded annually.

SEC. 4. (a) Any employee to whom this Act applies who shall have attained the age of fifty-five years and shall have rendered at least fifteen years of service on the Alaska Railroad, and who shall have become physically or mentally disqualified to perform satisfactorily and efficiently the duties of his position or of any other position of approximately equal compensation to which he might be assigned, because of the strenuous or hazardous nature of such position, shall, upon the request or order of the Secretary of the Interior, be retired on an annuity computed in accordance with the provisions of section 6 hereof: *Provided*, That no such employees shall be so retired except after an examination and finding as to his mental or physical disqualifications as hereinafter provided.

(b) Any employee to whom this Act applies who shall have served for a total period of not less than five years, and who, before becoming eligible for retirement under the conditions defined in section 2 hereof, shall have become totally disabled for useful and efficient service in the grade or class of position occupied by the employee, by reason of disease or injury not due to vicious habits, intemperance, or willful misconduct on the part of the employee, shall upon his own application or upon request or order of the Secretary of the Interior, be retired on an annuity computed in accordance with the provisions of section 6 hereof.

No claim shall be allowed under the provisions of this section unless the application for retirement shall have been executed prior to the applicant's separation from the service or within six months thereafter. No employee shall be retired under the provisions of this section unless he or she shall have been examined by a medical officer of the United States, or a duly qualified physician or surgeon or board of physicians or surgeons designated by the United States Civil Service Commission for that purpose, and found to be disabled in the degree and in the manner specified herein.

Every annuitant retired under the provisions of this section, unless the disability for which he was retired be permanent in character, shall, at the expiration of one year from the date of such retirement and annually thereafter, until reaching retirement age as defined in section 2 hereof, be examined under the direction of the United States Civil Service Commission by a medical officer of the United States, or a duly qualified physician or surgeon or board of physicians or surgeons designated by the United States Civil Service Commission for that purpose, in order to determine the nature and degree of the annuitant's disability, if any. If an annuitant shall recover before reaching the age at which he would otherwise have become eligible for retirement and be restored to an earning capacity which would permit him to be appointed to some appropriate position fairly comparable in compensation to the position occupied at the time of retirement, payment of the annuity shall be continued temporarily to afford the annuitant opportunity to seek such available position, but not in any case exceeding ninety days from the date of the medical examination showing such recovery.

If the annuitant shall fail to obtain reemployment through no fault of his own within the ninety-day period in any position included in

Computation of annuity.
Post, p. 2020.

Physical or mental disability.

Proviso.
Examination, etc.

Total disability.

Computation of annuity.
Post, p. 2020.

Time limitation for executing application.

Medical examination.

Annual examinations unless disability permanent.

Temporary payment of annuity upon recovery.

Status, if failing re-employment.

the provisions of this Act, he shall be considered as involuntarily separated from the service as of the date he shall have been retired for disability, and, if otherwise eligible, entitled to an annuity under section 5 of this Act to begin at the close of said ninety-day period based on the service rendered prior to his retirement for disability.

The United States Civil Service Commission may order or direct at any time such medical or other examination as it shall deem necessary to determine the facts relative to the nature and degree of disability of any employee retired on an annuity under this section. Should an annuitant fail to appear for any examination required under this section, payment of the annuity shall be suspended until the requirement shall have been met.

In all cases where the annuity is discontinued under the provisions of this section before the annuitant has received a sum equal to the amount credited to his individual account as provided in section 11 (a) hereof, together with interest at 4 per centum per annum compounded on June 30, of each year, the difference, unless he shall become reemployed in a position within the purview of this Act, shall be paid to the retired employee, as provided in section 11 (b) hereof, upon application therefor in such form and manner as the United States Civil Service Commission may direct. In case of reemployment in a position within the purview of this Act the amount so refunded shall be redeposited as provided in section 11 (b) hereof.

No person shall be entitled to receive an annuity under the provisions of this Act, and compensation under the provisions of the Act of September 7, 1916, entitled "An Act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes", or such Act as amended, covering the same period of time; but this provision shall not be so construed as to bar the right of any claimant to the greater benefit conferred by either Act for any part of the same period of time.

Fees for examinations made under the provisions of this section by physicians or surgeons who are not medical officers of the United States shall be fixed by the United States Civil Service Commission, and such fees, together with the employee's reasonable traveling and other expenses incurred in order to submit to such examinations, shall be paid out of the appropriations for the cost of administering this Act.

SEC. 5. Should any employee fifty-five years of age or over to whom this Act applies, after having served for a total period of not less than fifteen years and before becoming eligible for retirement under the conditions defined in section 2 hereof, become involuntarily separated from the service, not by removal for cause on charges of misconduct or delinquency, such employee shall be paid as he may elect, either—

(a) The amount of the deductions from his basic salary, pay, or compensation, including accrued interest thereon computed as prescribed in section 11 (b) hereof;

(b) An immediate life annuity beginning at the date of separation from the service, having a value equal to the present worth of a deferred annuity beginning at the age at which the employee would otherwise have become eligible for retirement, computed as provided in section 6 of this Act, the present worth of said deferred annuity to be determined on the basis of the American Experience Table of Mortality and an interest rate of 4 per centum compounded annually; or

Ascertainment of nature and degree of disability.

Failure to appear for examination, suspension of annuity.

Discontinued annuities.
Return of difference between contributions and payments.

Redeposit of refund upon reemployment.

No annuity if receiving compensation for disability.
Vol. 39, p. 742.
U. S. C., p. 98.

Not a bar to greater benefit.

Fees for medical examinations.

Payment of, and other expenses.

Involuntary separation, not for misconduct, before retirement age.

Payments.

Deductions from basic salary.

Immediate life annuity.

Deferred annuity to begin at retirement age.

Deferred annuity, with specified service and age between 45 and 55 years.

Immediate annuity at 55.

Annuity payments to cease upon reemployment.

Status thereafter.

Annuities; computation.

Service rendered on Alaska Railroad or U.S. military or naval service in the tropics or Alaska.

Purchasable annuity added.

Service elsewhere.

Proviso. Limit on number of years.

Service, construction of Alaska Railroad.

Service on Isthmus of Panama.

Minimum annuity.

Method of computation.

Provisos. Computing purchasable annuity.

(c) A deferred annuity beginning at the age at which the employee would otherwise become eligible for retirement computed as provided in section 6 of this Act.

Any employee who has served for a period of not less than fifteen years, and who is forty-five years of age, or over, and less than fifty-five years, and who becomes separated from the service under the conditions set forth in this section shall be entitled to a deferred annuity, but such employee may, upon reaching the age of fifty-five years, elect to receive an immediate annuity as provided in paragraph (b) of this section.

Should an annuitant under the provisions of this section be reemployed in any position included in the provisions of this Act, payment of annuity shall not be allowed covering the period of such reemployment, and an annuity based upon involuntary separation shall not be allowed upon subsequent separation from the service unless such subsequent separation shall be involuntary.

SEC. 6. The annuity of an employee retired under the provisions of this Act shall be composed of—

(1) A sum equal to \$37.50 multiplied by the number of years of service, not to exceed thirty years, rendered (a) on the Alaska Railroad or (b) in the military or naval service of the United States in the tropics or in Alaska; and

(2) The annuity purchasable with the sum to the credit of the employee's individual account, including accrued interest thereon computed as prescribed in section 11 (a) hereof, according to the experience of the Alaska Railroad retirement and disability fund as may from time to time be set forth in tables of annuity values by the board of actuaries; and

(3) Thirty dollars multiplied by the number of years of service rendered and not allowable under paragraph (1) hereof: *Provided*, That the number of years of service to be used in computing the allowance under paragraph (3) shall not exceed the difference between thirty and the number of allowable years of service under paragraph (1); and

(4) Thirty-six dollars multiplied by the number of years' service rendered in the Territory of Alaska in the construction of the Alaska Railroad, either in the employ of the Alaska Engineering Commission and the Alaska Railroad or of either of them, between March 12, 1914, and July 1, 1923, plus the number of years' service, if any, rendered on the Isthmus of Panama either in the employ of the Isthmian Canal Commission or the Panama Railroad Company between May 4, 1904, and April 1, 1914.

In no case, however, shall the total annuity paid exclusive of that provided in paragraph (4) hereof, be less than an amount equal to the sum of—

The average annual basic salary, pay, or compensation, not to exceed \$2,000 per annum, received by the employee during any five consecutive years of allowable service at the option of the employee, multiplied by the number of years of service used in computing the annuity under paragraph (1) hereof, and divided by forty, and the average annual basic salary, pay, or compensation, not to exceed \$1,600 per annum, received by the employee during any five consecutive years of allowable service at the option of the employee, multiplied by the number of years of service used in computing the annuity under paragraph (3) hereof, and divided by forty: *Provided, however*, That the sum to be used in computing the annuity purchasable under paragraph (2) of this section shall include only contributions made subsequent to June 30, 1935: *And provided*

further, That the number of years of service to be used in computing the annuity under paragraphs (1) and (3) of this section shall not exceed the difference between thirty and the number of years of allowable service rendered prior to July 1, 1935.

The annuity granted under paragraphs (1), (3), and (4) of this section shall not exceed three-fourths of the average annual basic salary, pay, or compensation received by the employee during any five consecutive years of allowable service at the option of the employee.

Any employee at the time of his retirement may elect to receive, in lieu of the life annuity herein described, an increased annuity of equivalent value which shall carry with it a proviso that no unexpended part of the principal upon the annuitant's death shall be returned. For the purposes of this Act all periods of service shall be computed in accordance with section 7 hereof, and the annuity shall be fixed at the nearest multiple of twelve.

The term "basic salary, pay, or compensation", wherever used in this Act, shall be so construed as to exclude from the operation of the Act all bonuses, allowances, overtime pay, or salary, pay, or compensation given in addition to the base pay of the position as fixed by law or regulation.

SEC. 7. Subject to the provisions of section 8 hereof, the service which shall form the basis for calculating the amount of any benefit provided in this Act shall be computed from the date of original employment, whether as a classified or an unclassified employee, in the civil service of the United States or under the municipal government of the District of Columbia, including periods of service at different times and in one or more departments, branches, or independent offices of the Government and service in Alaska with the Alaska Engineering Commission and the Alaska Railroad, or of either of them, and service on the Isthmus of Panama with the Isthmian Canal Commission, the Panama Canal, or the Panama Railroad Company; also periods of service performed overseas under authority of the United States and periods of honorable service in the Army, Navy, Marine Corps, or Coast Guard of the United States. In the case of an employee, however, who is eligible for and elects to receive a pension under any law, or retired pay on account of military or naval service, or compensation under the War Risk Insurance Act, the period of his military or naval service upon which such pension, retired pay, or compensation is based shall not be included, but nothing in this Act shall be so construed as to affect in any manner his right to a pension, or to retired pay, or to compensation under the War Risk Insurance Act in addition to the annuity herein provided.

In computing length of service for the purposes of this Act all periods of separations from the service, and so much of any leave of absence without pay as may exceed six months in the aggregate in any calendar year, shall be excluded.

In determining the total periods of service upon which the allowances are to be computed under section 6 hereof, the fractional part of a month, if any, shall be eliminated from each respective total period.

SEC. 8. All employees coming within the provisions of this Act after the effective date thereof shall be required to deposit with the Treasurer of the United States to the credit of the Alaska Railroad retirement and disability fund referred to in section 9 hereof, under rules to be prescribed by the United States Civil Service Commission, a sum equal to 2½ per centum of the employee's basic salary,

Years of service.

Annuity limited to three-fourths average annual salary, etc.

Increased annuity at employee's option.

Computations of periods of service.

"Basic salary, pay, or compensation", construed.

Accredited service. Periods included.

Overseas, military, naval, etc.

Deduction of periods for which military, etc., pension paid.

Periods of separations, etc., excluded.

Fractions of months.

Past service. Deposits to credit of fund by employees brought within purview of Act.

From July 1920 and
prior to July 1926.
Thereafter.

Interest rate.

Proviso.
Failure to deposit.

Monthly deductions
from salaries.

Deposits.

Transfer to special
fund.

Vol. 41, p. 614.
U. S. C., p. 93.

Credit due from spec-
ified funds transferred.

Vol. 41, p. 614.

Consent by employ-
ees to deductions.
Payment, a full dis-
charge of all claims for
services; exception.

Investments.

Credit of deductions
to individual account
of employee.

pay, or compensation received for services rendered after July 31, 1920, and prior to July 1, 1926, and also 3½ per centum of the basic salary, pay, or compensation for services rendered subsequent to June 30, 1926, together with interest computed at the rate of 4 per centum per annum compounded on the last day of each fiscal year, but such interest shall not be included for any period during which the employee was separated from the service. Upon making such deposit the employee shall be entitled to credit for the period or periods of service involved: *Provided*, That failure to make such deposit shall not deprive the employee of credit for any past service for which no deposit is required under the provisions of this section.

SEC. 9. Beginning July 1, 1935, there shall be deducted and withheld from the basic salary, pay, or compensation of each employee to whom this Act applies a sum equal to 5 per centum of such employee's basic salary, pay, or compensation. The amounts so deducted and withheld from the basic salary, pay, or compensation of each employee shall be deposited with the Treasurer of the United States to the credit of a special fund to be known as "the Alaska Railroad retirement and disability fund", in accordance with the procedure now or hereafter prescribed for covering into the United States Treasury the deductions from salaries under the Civil Service Retirement Act of May 22, 1920, as amended, and said fund is hereby appropriated for the payment of the annuities, refunds, and allowances as provided in this Act.

The United States Civil Service Commission¹ is hereby authorized and directed to ascertain the amount, if any, including accrued interest, due employees of the Alaska Railroad coming within the purview of this Act from the civil-service retirement and disability funds created by the Act of May 22, 1920, and to certify same to the Secretary of the Treasury, who is hereby authorized and directed to transfer such amount on the books of the Treasury Department to the Alaska Railroad retirement and disability fund.

Every employee coming within the provisions of this Act shall be deemed to consent and agree to the deductions from salary, pay, or compensation as provided herein, and payment less such deductions shall be a full and complete discharge and acquittance of all claims and demands whatsoever for all regular services rendered by such employee during the period covered by such payment, except the right to the benefits to which he shall be entitled under the provisions of this Act, notwithstanding the provisions of any other law, rule, or regulation affecting the salary, pay, or compensation of any person or persons to whom this Act applies.

SEC. 10. The Secretary of the Treasury shall invest from time to time in interest-bearing securities of the United States or in Federal farm-loan bonds such portions of the Alaska Railroad retirement and disability fund as in his judgment may not be immediately required for the payment of the annuities, refunds, and allowances herein authorized, and the incomes derived from such investments shall constitute a part of such fund.

SEC. 11. (a) Under such regulations as may be prescribed by the Civil Service Commission the amounts deducted and withheld from the basic salary, pay, or compensation of each employee for credit to the civil-service retirement and disability fund, covering service rendered prior to the effective date of this Act, shall be credited to an individual account of such employee to be maintained by the Alaska Railroad, and the amounts deducted and withheld from the basic salary, pay, or compensation of each employee for credit to the

¹ So in original.

Alaska Railroad retirement and disability fund, covering service from and after the effective date of this Act, less the sum of \$1 per month or major fraction thereof, shall similarly be credited to such individual account.

(b) In the case of any employee to whom this Act applies who shall be transferred to a position not within the purview of the Act, or who shall become absolutely separated from the service before becoming eligible for retirement on annuity, the amount credited to his individual account shall be returned to such employee together with interest at 4 per centum per annum compounded on June 30 of each year: *Provided*, That when any employee becomes involuntarily separated from the service, not by removal for cause on charges of misconduct or delinquency, the total amount of his deductions with interest thereon shall be paid to such employee: *And provided further*, That all moneys so returned to an employee must, upon reinstatement, retransfer, or reappointment to a position coming within the purview of this Act, be redeposited with interest before such employee may derive any benefits under this Act, except as provided in this section, but interest shall not be required covering any period of separation from the service.

Return of deductions on transfer to position not included in Act, etc.

Provisos.
Involuntary separation.

Redeposit on reinstatement.

(c) In case an annuitant shall die without having received in annuities purchased by the employee's contributions as provided in (2) of section 6 hereof an amount equal to the total amount to his credit at time of retirement, the amount remaining to his credit shall be paid in one sum to his legal representatives upon the establishment of a valid claim therefor, unless the annuitant shall have elected to receive an increased annuity as provided in section 6 hereof.

Death of annuitant before receiving total amount to credit.

Payment to legal representatives.

(d) In case an employee shall die without having attained eligibility for retirement or without having established a valid claim for annuity, the total amount of his deductions with interest thereon shall be paid to the legal representatives of such employee.

Death of employee before attaining eligibility for retirement, etc.

(e) In case a former employee entitled to the return of the amount credited to his individual account shall become legally incompetent, the total amount due may be paid to a duly appointed guardian or committee of such employee.

Legally incompetent employees; payment to guardian, etc.

(f) If the amount of accrued annuity or of refund due a former employee who is legally incompetent does not exceed \$1,000, and if there has been no demand upon the United States Civil Service Commission by a duly appointed executor, administrator, guardian, or committee, payment may be made, after the expiration of thirty days from date of death or of separation from the service, as the case may be, to such person or persons as may appear in the judgment of the United States Civil Service Commission to be legally entitled thereto, and such payment shall be a bar to recovery by any other person.

If no guardian, etc., where amount does not exceed \$1,000.

Legal effect of payment.

SEC. 12. Annuities granted under the terms of this Act shall be due and payable in monthly installments on the first business day of the month following the month or other period for which the annuity shall have accrued; and payment of all annuities, refunds, and allowances granted hereunder shall be made by checks drawn and issued by the disbursing clerk for the payment of pensions in such form and manner and with such safeguards as shall be prescribed by the United States Civil Service Commission in accordance with the laws, rules, and regulations governing accounting that may be found applicable to such payments.

Annuities.
Monthly payments.

Applications for annuity shall be in such form as the United States Civil Service Commission may prescribe, and shall be supported by such certificates from the heads of departments, branches, or independent offices of the Government, or the Alaska Railroad

Application for.
Certificate from head of department, etc.

Adjudication of claim; issuance of certificate to annuitant.

in which the applicant has been employed as may be necessary to the determination of the rights of the applicant. Upon receipt of satisfactory evidence the United States Civil Service Commission shall forthwith adjudicate the claim of the applicant, and if title to annuity be established, a proper certificate shall be issued to the annuitant.

Commencement and continuance.

Annuities granted under the provisions of sections 2 and 3 of this Act shall commence from the date of separation from the service and shall continue during the life of the annuitant. Annuities granted under the provisions of sections 4 and 5 hereof shall be subjected to the limitations specified in said sections.

Limitations.
Ante, pp. 2018, 2019.

Extension of benefits to those already retired on annuity.
Vol. 41, p. 614.

SEC. 13. In the case of those employees of the Alaska Railroad who before the effective date of this Act shall have been retired on annuity under the provisions of the Act of May 22, 1920, or said Act as amended, or as extended by Executive orders, the annuity shall be computed, adjusted, and paid under the provisions of this Act, but this Act shall not be so construed as to reduce the annuity of any person retired before its effective date, nor shall any increase in annuity commerce¹ before such effective date.

Separated subsequent to August 1, 1920, without annuity.

All those who were separated from the service of the Alaska Railroad subsequent to August 1, 1920, and before the effective date of this Act, not by removal for cause on charges of misconduct or delinquency, without having been granted retirement annuities due to the fact that all of their service which would be allowable under the provisions of this Act was not counted in arriving at their total service, and who are otherwise eligible by having made the necessary contributions to the retirement and disability funds as herein provided, shall, from the effective date of this Act, be paid annuities in accordance with the provisions of this Act.

Periodic valuations of fund by board of actuaries.
Vol. 44, p. 912.
U. S. C., p. 96.

SEC. 14. The board of actuaries selected by the United States Civil Service Commission under the provisions of section 16 of the Act of July 3, 1926, shall make a valuation of the Alaska Railroad retirement and disability fund at intervals of five years, or oftener, if deemed necessary by the United States Civil Service Commission.

Administration under Civil Service Commission.

SEC. 15. For the purpose of administration, except as otherwise provided herein, the United States Civil Service Commission, is hereby authorized and directed to perform, or cause to be performed, any and all acts and to make such rules and regulations as may be necessary and proper for the purposes of carrying the provisions of this Act into full force and effect.

Annual report.

The United States Civil Service Commission shall make a detailed comparative report annually, showing all receipts and disbursements on account of annuities, refunds, and allowances under this Act, together with the total number of persons receiving annuities and the total amounts paid them; and he¹ shall transmit to Congress the reports and recommendations of the board of actuaries.

Reports and recommendations to Congress.

Estimates of appropriation.

The United States Civil Service Commission shall submit annually to the Bureau of the Budget estimates of the appropriation necessary to finance the Alaska Railroad retirement and disability fund, and to continue this Act in full force and effect.

Exemption of annuities from execution, etc.

SEC. 16. None of the moneys mentioned in this Act shall be assignable, either in law or equity, or be subject to execution, levy, garnishment, or attachment, or other legal process.

Effective date.
Vol. 41, p. 614.

SEC. 17. This Act shall take effect July 1, 1935, and from and after that date the provisions of the Civil Service Retirement Act of May 22, 1920, as amended, shall not apply to the employees of the Alaska Railroad or to any other employees coming within the provisions of

¹ So in original.

this Act: *Provided, however,* That any employee of the Alaska Railroad who shall attain the age of eligibility for retirement without having rendered sufficient service on the Alaska Railroad to entitle him to be retired on an annuity as provided by section 2 hereof, but whose aggregate employment under the United States would be sufficient in character and duration to entitle him to receive an annuity under the provisions of the Civil Service Retirement Act of May 22, 1920, as amended, will be eligible to retire and receive an annuity under the provisions of that Act and payable from the civil-service retirement and disability fund; and in such event the employee shall be entitled, upon separation from the service, to the refund, under such regulations as the United States Civil Service Commission may prescribe, of any excess in the deductions made from his salary, pay, or compensation under the provisions of this Act, with interest, over those which would have been made at the rate fixed by the Civil Service Retirement Act, as amended; and the United States Civil Service Commission shall certify to the Secretary of the Treasury the amount remaining to the credit of such employee in the Alaska Railroad retirement and disability fund, and the said amount shall be transferred on the books of the Treasury Department to the civil-service retirement and disability fund.

Proviso.
If employee eligible under Civil Service Retirement Act.

Return of excess in deductions.

SEC. 18. Retirement authorized by law of Federal personnel of whatever class, civil, military, naval, judicial, legislative, or otherwise, and for whatever cause retired, shall take effect on the 1st day of the month following the month in which said retirement would otherwise be effective, and said 1st day of the month for retirements hereafter made shall be for all purposes in lieu of such date for retirement as may now be authorized; except that the rate of active or retired pay or allowance shall be computed as of the date retirement would have occurred if this Act had not been enacted.

Commencement of retirement.

Exception.

SEC. 19. For the purposes of this Act, service in the employ of the Alaska Engineering Commission shall be considered service of and on the Alaska Railroad.

Term construed.

Approved, June 29, 1936.

[CHAPTER 860.]

AN ACT

To waive any exclusive jurisdiction over premises of Public Works Administration slum-clearance and low-cost housing projects, to authorize payments to States and political subdivisions in lieu of taxes on such premises, and for other purposes.

June 29, 1936.

[S. 3247.]

[Public, No. 837.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the acquisition by the United States of any real property heretofore or hereafter acquired in connection with any low-cost housing, or slum-clearance project heretofore, or hereafter constructed with funds allotted to the Federal Emergency Administration of Public Works pursuant to title II of the National Industry¹ Recovery Act, the Emergency Relief Appropriation Act of 1935, or any other law, shall not be held to deprive any State or political subdivision thereof of its civil and criminal jurisdiction in and over such property, or to impair the civil rights under the local law of the tenants or inhabitants on such property; and insofar as any such jurisdiction has been taken away from any such State or subdivision, or any such rights have been impaired, jurisdiction over any such property is hereby ceded back to such State or subdivision.

Public Works Administration.

Waiver of exclusive jurisdiction over property acquired for housing or slum-clearance projects.

Vol. 48, p. 200.

Acte, p. 115.

Civil and criminal jurisdiction of States, etc.; civil rights of inhabitants under local law.

¹ So in original.

Federal payments to States in lieu of taxes.

SEC. 2. Upon the request of any State or political subdivision in which any such project has been or will be constructed, the Federal Emergency Administrator of Public Works is authorized to enter into an agreement, and to consent to the renewal or alteration thereof, with such State or subdivisions for the payment by the United States of sums in lieu of taxes. Such sums shall be fixed in such agreement and shall be based upon the cost of the public or municipal services to be supplied for the benefit of such project or the persons residing on or occupying such premises, but taking into consideration the benefits to be derived by such State or subdivision from such project.

Proceeds from operation of projects for payments and other expenses.

SEC. 3. Such payments in lieu of taxes, and any other expenditures for operation and maintenance (including insurance) of any low-cost housing or slum-clearance project described in section 1, shall be made out of the receipts derived from the operation of such projects. To provide for such payments and expenditures the Federal Emergency Administrator of Public Works is authorized from time to time to retain out of such receipts such sums as he may estimate to be necessary for such purposes.

Rentals.

SEC. 4. (a) In the administration of any low-cost housing or slum-clearance project described in section 1, the Federal Emergency Administrator of Public Works shall fix the rentals at an amount at least sufficient to pay (1) all necessary and proper administrative expenses of the project; (2) such sums as will suffice to repay, within a period not exceeding sixty years, at least 55 per centum of the initial cost of the project, together with interest at such rate as he deems advisable.

Accommodations limited to families with insufficient income.

(b) Dwelling accommodations in such low-cost housing or slum-clearance projects shall be available only to families who lack sufficient income, without the benefit of financial assistance, to enable them to live in decent, safe, and sanitary dwellings and under other than overcrowded housing conditions: *Provided*, That no family shall be accepted as a tenant in any such project whose aggregate income exceeds five times the rental of the quarters to be furnished such family. The term "rental" as used in this subsection includes the average cost (as determined by the Federal Emergency Administrator of Public Works) of heat, light, water, and cooking, where such services are not supplied by the lessor and included in the rent.

Proviso. Basis of computation.

"Rental" defined.

Dedication of streets, etc.

SEC. 5. In connection with any low-cost housing or slum-clearance project described in section 1, the Federal Emergency Administrator of Public Works, with the approval of the President, is authorized to dedicate streets, alleys, and parks for public use, and to grant easements.

Approved, June 29, 1936.

[CHAPTER 861.]

AN ACT

To provide for the selection of certain lands in the State of California for the use of the California State park system.

June 29, 1936.
[S. 4633.]

[Public, No. 838.]

State of California. Selection of certain public lands by, for park purposes, authorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subject to valid rights existing on the date of this Act, the State of California may, within five years, select for State park purposes by legal subdivisions all or any portion of the public land not reserved for public purposes in the following townships:

Description.

Township 13 south, range 4 east, San Bernardino meridian, sections 25, 26, 35, and 36; township 13 south, range 5 east; township 13 south, range 6 east; township 13 south, range 7 east; township 13 south, range 8 east; township 13 south, range 9 east.

Township 14 south, range 4 east, sections 1 and 12; township 14 south, range 5 east, sections 1 to 26, inclusive, 35, and 36; township 14 south, range 6 east; township 14 south, range 7 east; township 14 south, range 8 east; township 14 south, range 9 east.

Township 15 south, range 6 east, sections 1 to 18, inclusive; township 15 south, range 6 east, sections 21 to 27, inclusive; township 15 south, range 6 east, sections 34, 35, and 36; township 15 south, range 7 east; township 15 south, range 8 east; township 15 south, range 9 east; township 15 south, range 10 east, sections 29, 30, 31, and 32.

Township 16 south, range 6 east, sections 1, 2, 3, 4, 9, 10, 11, 12, 13, 14, 15, and 16; township 16 south, range 7 east; township 16 south, range 8 east; township 16 south, range 9 east, sections 1 to 12, inclusive; township 16 south, range 10 east, sections 5, 6, 7, and 8.

Township 17 south, range 8 east, San Bernardino meridian: *Provided*, That the Secretary of the Interior may set aside lands of approximately forty-two thousand acres of the above-described area, and may in his discretion, and under such rules and regulations as he may prescribe, transfer complete title to all or any part of the same to the State of California on the basis of acre for acre in consideration of the transfer by the State of California to the United States of the complete title to lands owned by said State within the area withdrawn by Executive Order Numbered 6361 of October 25, 1933, and the provisions of section 2 of this Act shall not apply thereto.

Proviso.
Basis of transfer.

SEC. 2. Upon the submission of satisfactory proof that the land selected contains characteristic desert growth and scenic or other natural features which it is desirable to preserve as a part of the California State park system, the Secretary of the Interior shall cause patents to issue therefor: *Provided*, That there shall be reserved to the United States all coal, oil, gas, or other mineral container¹ in such lands, together with the right to prospect for, mine, and remove the same at such times and under such conditions as the Secretary of the Interior may prescribe: *Provided further*, That any patent so issued shall contain a provision for reversion of title to the United States upon a finding by the Secretary of the Interior that for a period of more than one year the land has not been used by the State for park purposes: *And provided further*, That in order to consolidate park areas or to eliminate private holdings therefrom, lands patented hereunder may be exchanged with the approval of and under rules prescribed by the Secretary of the Interior for privately owned lands in the area hereinbefore described of approximately equal value containing the natural features sought to be preserved hereby. The lands so acquired to be subject to all the conditions and reservations prescribed by this Act, including the reversionary clause hereinbefore set out.

Lands selected of desert growth and scenic, etc., features.

Provisos.
Minerals, etc., reserved.

Reversionary provision.

Exchanges for consolidation purposes.

Conditions imposed.

Approved, June 29, 1936.

[CHAPTER 862.]

AN ACT

To provide for the selection of certain lands in the State of California for the use of the California State park system.

June 29, 1936.

[S. 4634.]

[Public, No. 839.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subject to valid rights existing on the date of this Act, the State of California may within five years select for State park purposes by legal subdivisions all or any portion of the public land not reserved for public purposes in the following townships:

State of California.
Selection of certain lands by, for park purposes, authorized.

¹ So in original.

Description. Township 9 south, range 9 east; township 9 south, range 10 east; township 10 south, range 9 east; township 10 south, range 10 east; township 10 south, range 11 east; township 11 south, range 9 east; township 11 south, range 10 east; and township 11 south, range 11 east, San Bernardino meridian.

Lands selected of desert growth and scenic, etc., features. Upon the submission of satisfactory proof that the land selected contains characteristic desert growth and scenic or other natural features which it is desirable to preserve as a part of the California State park system the Secretary of the Interior shall cause patents to issue therefor: *Provided*, That there shall be reserved to the United States all coal, oil, gas, or other mineral contained in such lands, together with the right to prospect for, mine, and remove the same at such times and under such conditions as the Secretary of the Interior may prescribe: *Provided further*, That any patent so issued shall contain a provision reserving to the United States for the use of the United States and its permittees, including Imperial Irrigation District, the perpetual right to flow or permit water to flow over or pond or permit water to be ponded upon any part of the lands so patented with right to go upon same and to locate, relocate, construct, reconstruct, and maintain any works necessary or convenient to the full use thereof including telephone and electrical transmission lines, and shall also contain provision for reversion of title to the United States upon a finding by the Secretary of the Interior that for a period of more than one year the land has not been used by the State for park purposes: *And provided further*, That in order to consolidate park areas or to eliminate private holdings therefrom lands patented hereunder may be exchanged with the approval of and under rules prescribed by the Secretary of the Interior for privately owned lands in the area hereinbefore described of approximately equal value containing the natural features sought to be preserved hereby. The lands so acquired to be subject to all the conditions and reservations prescribed by this Act, including the reversionary clause hereinbefore set out.

Provisos. Minerals, etc., reserved.

Water rights.

Reversionary provision.

Exchanges to effect consolidation.

Conditions imposed.

Approved, June 29, 1936.

[CHAPTER 863.]

AN ACT

To provide for the establishment of the Whitman National Monument.

June 29, 1936.
[H. R. 7736.]
[Public, No. 840.]

Whitman National Monument, Wash.
Acquisition of site of Indian mission, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed to acquire, on behalf of the United States, by gift, the site of the Indian mission established in 1836 by Marcus Whitman on the Walla Walla River in what is now Walla Walla County, Washington, together with such additional land, including a right-of-way to the nearest highway, as the Secretary may deem necessary to carry out the purposes of this Act.

Establishment of national monument.

SEC. 2. The property acquired under the provisions of section 1 of this Act shall constitute the Whitman National Monument and shall be a public national memorial to Marcus Whitman and his wife, Narcissa Prentiss Whitman, who here established their Indian mission and school, and ministered to the physical and spiritual needs of the Indians until massacred with twelve others¹ persons in 1847. The Director of the National Park Service, under the direction of the Secretary of the Interior, shall have the supervision, management, and control of such national monument, and shall maintain

Administration, etc.
Vol. 39, p. 535.

¹ So in original.

and preserve it for the benefit and enjoyment of the people of the United States.

SEC. 3. Any State, or political subdivision thereof, organization, or individual may, with the approval of the Secretary of the Interior, erect monuments or place tablets within the boundaries of the Whitman National Monument.

Erection of monuments or placing of tablets.

SEC. 4. There are authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.

Appropriation authorized.

Approved, June 29, 1936.

[CHAPTER 864.]

AN ACT

To authorize the adjustment of the boundary of the Fort Marion National Monument, Florida, in the vicinity of Fort Marion Circle, and for other purposes.

June 29, 1936.
[H. R. 12220.]
[Public, No. 841.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized to adjust the boundary of the Fort Marion National Monument, Florida, in the vicinity of Fort Marion Circle, and for said purpose is authorized to convey to adjacent property owners, upon such terms and conditions as may be deemed satisfactory to him, title to such portions of monument land as he may determine to be no longer necessary for said monument, or he may accept in consideration therefor title to such portion of any adjacent property as he may deem desirable to satisfactorily adjust the boundary of said monument.

Fort Marion National Monument, Fla.
Adjustment of boundary.

SEC. 2. That the Secretary of the Interior be, and he is hereby, authorized to accept donations of land, interests in land or buildings, structures, and other property adjacent to and within a distance of one thousand five hundred feet of the boundary of the Fort Marion National Monument in the vicinity of Fort Marion Circle and the Old City Gates, and donations of funds for the purchase and maintenance thereof, the title and evidence of title to lands acquired to be satisfactory to the Secretary of the Interior: *Provided*, That he may acquire on behalf of the United States out of any donated funds, by purchase at prices deemed by him reasonable or by condemnation under the provisions of the Act of August 1, 1888, such tracts of land adjacent to the boundary of the Fort Marion National Monument in the vicinity of Fort Marion Circle and the Old City Gates as may be deemed desirable by him for addition to the monument.

Acceptance of donations.

Provided.
Acquisition of lands.

Vol. 25, p. 357.
U. S. C., p. 1785.

SEC. 3. That any lands acquired on behalf of the United States under the provisions of this Act shall be, and the same are hereby, added to the Fort Marion National Monument and shall be subject to the laws, rules, and regulations applicable to said monument.

Addition of acquired lands to monument.

Approved, June 29, 1936.

[CHAPTER 865.]

AN ACT

To amend section 723 (a) of the Revenue Act of 1932, as amended.

June 29, 1936.
[H. R. 12324.]
[Public, No. 842.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 723 (a) of the Revenue Act of 1932, as amended (U. S. C. 1934, Supp. 1, title 26, sec. 902 (b)), is amended to read as follows:

Revenue Act of 1932, amendment.
Vol. 47, p. 772.
U. S. C., Supp. I, p. 183.

"SEC. 723. (a) Subdivision 3 of schedule A of title VIII of the Revenue Act of 1926 is amended to read as follows:

Capital stock, sales
or transfers.
Rate of tax on.

“3. CAPITAL STOCK (AND SIMILAR INTERESTS), SALES OR TRANSFERS.—On all sales, or agreements to sell, or memoranda of sales or deliveries of, or transfers of legal title to any of the shares or certificates mentioned or described in subdivision 2, or to rights to subscribe for or to receive such shares or certificates, whether made upon or shown by the books of the corporation or other organization, or by any assignment in blank, or by any delivery, or by any paper or agreement or memorandum or other evidence of transfer or sale (whether entitling the holder in any manner to the benefit of such share, certificate, interest, or rights, or not), on each \$100 of par or face value or fraction thereof of the certificates of such corporation or other organization (or of the shares where no certificates were issued) 4 cents until July 1, 1937, and 2 cents thereafter, and where such shares or certificates are without par or face value, the tax shall be 4 cents until July 1, 1937, and 2 cents thereafter, on the transfer or sale or agreement to sell on each share (corporate share, or investment trust or other organization share as the case may be): *Provided*, That in case the selling price, if any, is \$20 or more per share the above rate shall be 5 cents instead of 4 cents until July 1, 1937: *Provided further*, That it is not intended by this title to impose a tax upon an agreement evidencing a deposit of certificates as collateral security for money loaned thereon, which certificates are not actually sold, nor upon the delivery or transfer for such purpose of certificates so deposited nor upon the return of stock loaned: *Provided further*, That the tax shall not be imposed upon deliveries or transfers to a broker or his registered nominee for sale, nor upon deliveries or transfers by a broker or his registered nominee to a customer for whom and upon whose order the broker has purchased same, nor upon deliveries or transfers by a purchasing broker to his registered nominee if the shares or certificates so delivered or transferred are to be held by such nominee for the same purpose as if held by the broker, but such deliveries or transfers shall be accompanied by a certificate setting forth the facts: *Provided further*, That the tax shall not be imposed upon deliveries or transfers from a fiduciary to a nominee of such fiduciary, or from one nominee of such fiduciary to another, if such shares or certificates continue to be held by such nominee for the same purpose for which they would be held if retained by such fiduciary, or from the nominee to such fiduciary, but such deliveries or transfers shall be accompanied by a certificate setting forth the facts: *Provided further*, That in case of sale where the evidence of transfer is shown only by the books of the corporation or other organization the stamp shall be placed upon such books; and where the change of ownership is by transfer of the certificate the stamp shall be placed upon the certificate; and in cases of an agreement to sell or where the transfer is by delivery of the certificate assigned in blank there shall be made and delivered by the seller to the buyer a bill or memorandum of such sale, to which the stamp shall be affixed; and every bill or memorandum of sale or agreement to sell before mentioned shall show the date thereof, the name of the seller, the amount of the sale, and the matter or thing to which it refers. Any person liable to pay the tax as herein provided, or anyone who acts in the matter as agent or broker for such person, who makes any such sale, or who in pursuance of any such sale delivers any certificate or evidence of the sale of any stock, share, interest or right, or bill or memorandum thereof, as herein required, without having the proper stamps affixed thereto, with intent to evade the foregoing provisions, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall

Where shares with-
out par value.

Provisos.
If selling price \$20 or
more per share.
Deposits as collat-
eral.

Deliveries to brok-
ers, etc.

Deliveries by broker
to customer for whom
stock purchased.
Deliveries by broker
to registered nominee.

Deliveries from fidu-
ciary to nominee, etc.

Stamps placed upon
corporation books.

On certificates.

On bills of sale.

Details required.

Penalty for sales
without stamps.

pay a fine of not exceeding \$1,000, or be imprisoned not more than six months, or both: *Provided further*, That as used in this section the term "registered nominee" shall mean any person registered with the collector of internal revenue in accordance with such rules and regulations as the Commissioner of Internal Revenue with the approval of the Secretary of the Treasury shall prescribe.'"

"Registered nominee" defined.

Approved, June 29, 1936.

[CHAPTER 866.]

AN ACT

To provide for the establishment of a Coast Guard station on Lake Saint Clair, Michigan.

June 29, 1936.
[H. R. 12494.]
[Public, No. 843.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized to establish a Coast Guard station on Lake Saint Clair, Michigan, at such point as the Commandant of the Coast Guard may recommend.

Lake Saint Clair, Mich.
Establishment of Coast Guard station on, authorized.

Approved, June 29, 1936.

[CHAPTER 867.]

AN ACT

To liberalize the provisions of Public Law Numbered 484, Seventy-third Congress, to effect uniform provisions in laws administered by the Veterans' Administration, to extend the Employees' Compensation Act with limitations to certain World War Veterans and other persons, and for other purposes.

June 29, 1936.
[H. R. 12869.]
[Public, No. 844.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

World War Veterans.

TITLE I—WORLD WAR WIDOWS AND CHILDREN

Title I—World War Widows and Children.

SECTION 1. That notwithstanding the provisions of Public Law Numbered 484, Seventy-third Congress (U. S. C., 1934 edition, title 38, secs. 503-507), in no event shall the widow, child, or children otherwise entitled to compensation under the provisions of that Act be denied such compensation if the veteran's death resulted from a disease or disability not service-connected, and at the time of the veteran's death he was receiving or entitled to receive compensation, pension, or retirement pay for 30 per centum disability or more presumptively or directly incurred in or aggravated by service in the World War: *Provided*, That compensation as provided by this section shall not be payable effective prior to the receipt of application therefor in the Veterans' Administration in such form as the Administrator of Veterans' Affairs may prescribe and in no event prior to the date of enactment of this Act.

Compensation of surviving widow, child, etc.
Vol. 48, p. 1281.
U. S. C., p. 1673.

Proviso.
No payments prior to application.

TITLE II—AGENTS AND ATTORNEYS

Title II—Agents and Attorneys.

SEC. 200. The Administrator of Veterans' Affairs is hereby authorized to recognize representatives of the American National Red Cross, the American Legion, the Disabled American Veterans of the World War, the Grand Army of the Republic, the United Spanish War Veterans, Veterans of Foreign Wars, and such other organizations as he shall approve, in the presentation of claims under statutes administered by the Veterans' Administration. However, no such representative shall be recognized until a certificate has been filed in the Veterans' Administration, under such rules as the Administrator of Veterans' Affairs may prescribe, certifying that no fee or compensation of whatsoever nature shall be charged veterans

Administrator of Veterans' Affairs.
Recognition of representatives of designated veterans' organizations, authorized.

Conditions.

No fees to be charged.

Filing of power of attorney.

or the dependents of veterans for service rendered. The rules prescribed by the Administrator of Veterans' Affairs shall contain a provision requiring in each claim the filing of a power of attorney in such manner and form as the Administrator of Veterans' Affairs may prescribe. The Administrator of Veterans' Affairs is further authorized in his discretion, under such regulations as he may prescribe, to recognize any person for the purpose of a particular claim under the conditions and limitations of this section.

Prosecution of veterans' claims.

SEC. 201. The Administrator of Veterans' Affairs is hereby authorized, under such rules and regulations as he may prescribe, to recognize agents and attorneys in the preparation, presentation, and prosecution of claims under statutes administered by the Veterans' Administration. The rules and regulations prescribed by the Administrator of Veterans' Affairs may require of such agents and attorneys, before being recognized as representatives of claimants, that they shall show that they are of good moral character and in good repute, possessed of the necessary qualifications to enable them to render such claimants valuable service, and otherwise competent to advise and assist such claimants in the presentation of claims, and the Administrator of Veterans' Affairs may, after notice and opportunity for a hearing, suspend or exclude from further practice before the Veterans' Administration any such agent or attorney shown to be, or to have been, engaged in unlawful, unprofessional, or dishonest practice, or guilty of disreputable conduct or who is incompetent, or who has violated or refused to comply with the laws administered by the Veterans' Administration, or with the laws, regulations, or instructions governing practice before the Veterans' Administration, or who shall in any manner deceive, mislead, or threaten any claimant or prospective claimant by word, circular, letter, or advertisement. The Administrator of Veterans' Affairs is further authorized to determine and pay fees in allowed claims for monetary benefits under statutes administered by the Veterans' Administration to agents and attorneys recognized as provided in this title and to prescribe rules and regulations governing entitlement to and the amount and mode of payment of such fees: *Provided*, That payment of such fees shall not exceed \$10 in any one claim and in all cases fees shall be deducted from the amount of monetary benefits allowed.

Qualifications of agents and attorneys.

and the Administrator of Veterans' Affairs may, after notice and opportunity for a hearing, suspend or exclude from further practice before the Veterans' Administration any such agent or attorney shown to be, or to have been, engaged in unlawful, unprofessional, or dishonest practice, or guilty of disreputable conduct or who is incompetent, or who has violated or refused to comply with the laws administered by the Veterans' Administration, or with the laws, regulations, or instructions governing practice before the Veterans' Administration, or who shall in any manner deceive, mislead, or threaten any claimant or prospective claimant by word, circular, letter, or advertisement. The Administrator of Veterans' Affairs is further authorized to determine and pay fees in allowed claims for monetary benefits under statutes administered by the Veterans' Administration to agents and attorneys recognized as provided in this title and to prescribe rules and regulations governing entitlement to and the amount and mode of payment of such fees: *Provided*, That payment of such fees shall not exceed \$10 in any one claim and in all cases fees shall be deducted from the amount of monetary benefits allowed.

Suspension, etc.

SEC. 202. Any person who shall, directly or indirectly, solicit, contract for, charge, or receive, or who shall attempt to solicit, contract for, charge, or receive any fee or compensation except as provided in section 201, or who shall wrongfully withhold from a beneficiary or claimant the whole or any part of the benefit or claim allowed and due a beneficiary or claimant shall be deemed guilty of a misdemeanor and upon conviction thereof shall for every offense be fined not exceeding \$500 or imprisoned at hard labor not exceeding two years, or both, in the discretion of the court.

Fees on allowed claims.

SEC. 203. This title shall not affect that part of section 500, World War Veterans' Act, 1924, as amended (43 Stat. 628; 43 Stat. 1311; U. S. C., 1934 ed., title 38, sec. 551), insofar as it pertains to fees and penalties for receipt of illegal fees or compensation for services in insurance suits, section 309, World War Adjusted Compensation Act, 1924, as amended (43 Stat. 125; 44 Stat. 828; U. S. C., 1934 ed., title 38, sec. 619), pertaining to unlawful fees, which section is hereby made applicable to claims for benefits under Public Law Numbered 425, Seventy-fourth Congress, enacted January 27, 1936; that part of the Act entitled "An Act making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, eighteen hundred and ninety-two, and for other

Proviso. Limitation.

Penalties for illegal fees and practices.

SEC. 203. This title shall not affect that part of section 500, World War Veterans' Act, 1924, as amended (43 Stat. 628; 43 Stat. 1311; U. S. C., 1934 ed., title 38, sec. 551), insofar as it pertains to fees and penalties for receipt of illegal fees or compensation for services in insurance suits, section 309, World War Adjusted Compensation Act, 1924, as amended (43 Stat. 125; 44 Stat. 828; U. S. C., 1934 ed., title 38, sec. 619), pertaining to unlawful fees, which section is hereby made applicable to claims for benefits under Public Law Numbered 425, Seventy-fourth Congress, enacted January 27, 1936; that part of the Act entitled "An Act making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, eighteen hundred and ninety-two, and for other

Existing provisions not affected.
Vol. 43, pp. 628, 1311.
U. S. C., p. 1677.

Vol. 43, p. 125; Vol. 44, p. 828.
U. S. C., p. 1682.

Ante, p. 1099.

purposes", approved March 3, 1891 (26 Stat. 979; U. S. C., 1934 ed., title 38, sec. 244), prohibiting payment of a fee in case of commutation in lieu of an artificial limb; that part of the Act entitled "An Act making appropriations for the payment of invalid and other pensions of the United States for the fiscal year ending June thirtieth, nineteen hundred and nine, and for other purposes", approved May 28, 1908 (35 Stat. 419; U. S. C., 1934 ed., title 38, sec. 113), prohibiting compensation for procuring pension legislation, or any Acts or parts of Acts prohibiting the payment of fees in claims for benefits administered by the Veterans' Administration. Except as herein provided, all Acts or Veterans Regulations, or parts thereof, pertaining to recognition of organizations or recognition of or payment of fees to agents, attorneys, or other persons, for the preparation, presentation, or prosecution of claims for benefits administered by the Veterans' Administration are hereby repealed.

Vol. 26, p. 979.
U. S. C., p. 1639.

Vol. 35, p. 419.
U. S. C., p. 1629.

Repeal of certain Acts, etc.

TITLE III—AUTHORITY TO ISSUE SUBPENA, MAKE INVESTIGATIONS, AND ADMINISTER OATHS

Title III—Authority to Issue Subpena, Make Investigations, and Administer Oaths.

SEC. 300. For the purposes of the laws administered by the Veterans' Administration, the Administrator of Veterans' Affairs, and those employees to whom the Administrator may delegate such authority, to the extent of the authority so delegated, shall have the power to issue subpoenas for and compel the attendance of witnesses within a radius of one hundred miles from the place of hearing, to require the production of books, papers, documents, and other evidence, to take affidavits, to administer oaths and affirmations, to aid claimants in the preparation and presentation of claims, and to make investigations and examine witnesses upon any matter within the jurisdiction of the Administration. Any person required by such subpoena to attend as a witness shall be allowed and paid the same fees and mileage as are paid witnesses in the district courts of the United States.

Delegation of Administrator's authority.

Fees and mileage allowed witnesses.

SEC. 301. Any such oath, affirmation, affidavit, or examination, when certified under the hand of any such employee by whom it was administered or taken and authenticated by the seal of the Veterans' Administration, may be offered or used in any court of the United States and without further proof of the identity or authority of such employee shall have like force and effect as if administered or taken before a clerk of such court.

Judicial notice of official seal.

SEC. 302. In case of disobedience to any such subpoena, the aid of any district court of the United States or the Supreme Court of the District of Columbia may be invoked in requiring the attendance and testimony of witnesses and the production of documentary evidence, and such court within the jurisdiction of which the inquiry is carried on may, in case of contumacy or refusal to obey a subpoena issued to any officer, agent, or employee of any corporation or to any other person, issue an order requiring such corporation or other person to appear or to give evidence touching the matter in question; and any failure to obey such order of the court may be punished by such court as a contempt thereof.

Enforcement of subpoena.

Penalty for failure to obey.

SEC. 303. Section 8 of the World War Veterans' Act, 1924, as amended (43 Stat. 609; U. S. C., 1934 ed., title 38, secs. 431 and 432); paragraph XX of Veterans' Regulation Numbered 10 (U. S. C., 1934 ed., title 38, ch. 12, appendix); section 474 of the Revised Statutes (U. S. C., 1934 ed., title 38, sec. 121); section 4744 of the Revised Statutes, as amended (U. S. C., 1934 ed., title 38, sec. 121); section 3 of the Act entitled "An Act making appropriations for the payment of invalid and other pensions of the United States for the fiscal

Sections repealed.
Vol. 43, p. 609; U. S. C., p. 1633.
U. S. C., p. 1702.
R. S., sec. 474, p. 80;
U. S. C., p. 1630.
R. S., sec. 4744, p. 923; U. S. C., p. 1630.

Vol. 22, p. 175.
U. S. C., p. 1631.

Vol. 26, p. 1083.
U. S. C., p. 1630.

year ending June thirtieth, eighteen hundred and eighty-three, and for other purposes", approved July 25, 1882 (22 Stat. 175; U. S. C., 1934 ed., title 38, sec. 124), and section 3 of the Act entitled "An Act making appropriations for the payment of invalid and other pensions of the United States for the fiscal year ending June thirtieth, eighteen hundred and ninety-two, and for other purposes", approved March 3, 1891 (26 Stat. 1085; U. S. C., 1934 ed., title 38, sec. 122), are hereby repealed; and any other Acts or Veterans' Regulations, or parts of Acts or Veterans' Regulations, in conflict or inconsistent with the provisions of this title, are hereby repealed to the extent of such conflict or inconsistency.

TITLE IV—MISCELLANEOUS

Title IV—Miscellaneous.

Annual determination of dependency; provision discontinued.
Vol. 43, pp. 616, 618, 1305.
U. S. C., pp. 1667, 1668.

SEC. 400. Notwithstanding the provisions of sections 201 and 202 of the World War Veterans' Act, 1924, as amended (U. S. C., 1934 ed., title 38, secs. 472, 475), the Administrator of Veterans' Affairs is authorized to discontinue the annual determination of dependency, but nothing herein contained shall prevent the Administrator from requiring submission of such proof of dependency as he, in his discretion, may at any time deem necessary.

Burial, etc., expenses.
U. S. C., p. 1702.

SEC. 401. Notwithstanding the provisions of paragraph II, Veterans' Regulation Numbered 9 (a), as amended (U. S. C., 1934 ed., title 38, ch. 12, appendix), burial and funeral expenses and transportation of the body (including preparation of the body) to the place of burial shall not be denied by reason of the veteran's net assets at the time of death.

SEC. 402. Effective March 31, 1933, paragraph IV, Veterans' Regulation Numbered 9 (a), as amended, is amended to read as follows:

"IV. Claims for reimbursement must be filed within one year subsequent to the date of burial of the veteran. In the event the claimant's application is not complete at the time of original submission, the Veterans' Administration will notify the claimant of the evidence necessary to complete the application and if such evidence is not received within one year from the date of the request therefor no allowance may be paid."

SEC. 403. In determining "annual income" under the provisions of paragraph II (a), part III, Veterans' Regulation Numbered 1 (a), as amended (U. S. C., 1934 ed., title 38, ch. 12, appendix), payments of war risk term insurance, United States Government life (converted) insurance, and payments under the World War Adjusted Compensation Act, as amended (U. S. C., 1934 ed., title 38, ch. 11), and the Adjusted Compensation Payment Act, 1936 (Public Law Numbered 425, Seventy-fourth Congress, enacted January 27, 1936), shall not be considered.

SEC. 404. That in addition to the suspension of the limitation for the period elapsing between the filing in the Veterans' Administration of the claim under a contract of insurance and the denial thereof by the Administrator of Veterans' Affairs or someone acting in his name, the claimant shall have ninety days from the date of the mailing of notice of such denial within which to file suit. This Act is made effective as of July 3, 1930, and shall apply to all suits now pending against the United States under the provisions of section 19, World War Veterans' Act, 1924, as amended; and any suit which has been dismissed solely on the ground that the period for filing suit has elapsed but where in the extension of the period for filing suit as prescribed herein would have permitted such suit to have been heard and determined may be reinstated within ninety

Time limitation for filing claims for reimbursement.

"Annual income" construed.

U. S. C., p. 1694.

U. S. C., p. 1680.

Ante, p. 1099.

Time allowed claimant to file suit.

Effective date.

Vol. 43, p. 612.
U. S. C., p. 1662.
Reinstatement of certain suits.

days from the date of enactment of this Act: *Provided*, That on and after the date of enactment of this Act, notice of denial of the claim under a contract of insurance by the Administrator of Veterans' Affairs or someone acting in his name shall be by registered mail directed to the claimant's last address of record: *Provided further*, That the term "denial of the claim" means the denial of the claim after consideration of its merits.

Provisos.
Registered notices.

"Denial of the claim" defined.

TITLE V—FLORIDA HURRICANE RELIEF FOR WORLD WAR VETERANS AND OTHER PERSONS

Title V—Florida Hurricane Relief for World War Veterans and Other Persons.

SEC. 500. That the provisions of the Act entitled "An Act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes", approved September 7, 1916, as amended (U. S. C., 1934 ed., title 5, ch. 15), are hereby made applicable to any veteran of the World War or other person attached to camps known as "Veterans' Camps Numbered 1, 3, and 5", who was injured, died, or shall die as the direct result of the hurricane at Windlys Island and Matecumbe Keys, Florida, September 2, 1935, and to their dependents, to the same extent and under the same conditions as are provided for employees and the dependents of employees of the Federal Civil Works Administration in the Act entitled "An Act making an additional appropriation to carry out the purposes of the Federal Emergency Relief Act of 1933 for the continuation of the Civil Works program, and for other purposes", approved February 15, 1934 (U. S. C., 1934 ed., title 5, sec. 796), and the special fund established in the Treasury of the United States for administrative expenses and for the payment of compensation awarded to employees of the Civil Works Administration shall be available for the payment of the benefits authorized by this section.

Employees' Compensation Act.
Provisions extended.

Vol. 39, p. 742.
U. S. C., p. 93.

Vol. 48, p. 351.
U. S. C., p. 103.

Special fund for administrative expenses, etc.; availability.

TITLE VI—EFFECTIVE DATE AND REPEAL

Title VI—Effective Date and Repeal.

SEC. 600. The repeal of laws and veterans' regulations as provided by this Act shall not affect any act done or right or liability accrued, but all such rights and liabilities under said laws or Veterans' Regulations shall continue and may be enforced in the same manner as if said repeal had not been made, and all offenses committed and all penalties incurred under such repealed laws or veterans' regulations may be prosecuted and punished in the same manner and with the same effect as if said repeal had not been made.

Continuation and enforcement of rights and liabilities under repealed Acts, etc.

Prosecution of offenses.

SEC. 601. Except where otherwise provided, this Act shall take effect from the date of its enactment.

Effective date.

Approved, June 29, 1936.

[CHAPTER 868.]

AN ACT

To waive any exclusive jurisdiction over premises of resettlement or rural-rehabilitation projects; to authorize payments to States, political subdivisions, and local taxing units in lieu of taxes on such premises; and for other purposes.

June 29, 1936.
[H. R. 12876.]
[Public, No. 845.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the acquisition by the United States of any real property heretofore or hereafter acquired for any resettlement project or any rural-rehabilitation project for resettlement purposes heretofore or hereafter constructed with funds allotted or transferred to the Resettlement Administration pursuant to the Emergency Relief Appropriation Act of 1935, or

Resettlement or rural-rehabilitation projects.

Waiver of exclusive jurisdiction over property acquired for.

Ante, p. 115.

Civil and criminal jurisdiction of States, etc.; civil rights of inhabitants under local law.

Federal payments in lieu of taxes.

Proceeds from operation of projects available for payments and other expenses.

Dedication of streets, etc.

any other law, shall not be held to deprive any State or political subdivision thereof of its civil and criminal jurisdiction in and over such property, or to impair the civil rights under the local law of the tenants or inhabitants on such property; and insofar as any such jurisdiction has been taken away from any such State or subdivision, or any such rights have been impaired, jurisdiction over any such property is hereby ceded back to such State or subdivision.

SEC. 2. Upon the request of any State or political subdivision thereof, or any other local public taxing unit, in which any such project, described in section 1, has been or will be constructed, the Resettlement Administration is authorized to enter into an agreement, and to consent to the renewal or alteration thereof, with such State or political subdivision thereof, or other local taxing unit, for the payment by the United States of sums in lieu of taxes. Such sums shall be fixed in such agreement and shall be based upon the cost of the public or municipal services to be supplied for the benefit of such project or the persons residing on or occupying such premises, but taking into consideration the benefits to be derived by such State or subdivision or other taxing unit from such project.

SEC. 3. The receipts derived from the operation of such projects, described in section 1, in addition to the moneys appropriated or allocated for such projects, shall be available for such payments in lieu of taxes and for any other expenditures for operation and maintenance (including insurance) of such projects. To provide for such payments and expenditures, the Resettlement Administration is authorized from time to time to retain out of such receipts such sums as it may estimate to be necessary for such purposes.

SEC. 4. In connection with any such project, described in section 1, the Resettlement Administration, with the approval of the President, is authorized to dedicate land for streets, alleys, and parks, and for any other public use or purpose, and to grant easements.

Approved, June 29, 1936.

[CHAPTER 881.]

AN ACT

June 30, 1936.

[S. 3055.]

[Public, No. 846.]

To provide conditions for the purchase of supplies and the making of contracts by the United States, and for other purposes.

Government contracts.

Contracts for materials, supplies, and equipment exceeding \$10,000; representations to be included.

Contractor is the manufacturer, etc.

Payment of prevailing minimum wages.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in any contract made and entered into by any executive department, independent establishment, or other agency or instrumentality of the United States, or by the District of Columbia, or by any corporation all the stock of which is beneficially owned by the United States (all the foregoing being hereinafter designated as agencies of the United States), for the manufacture or furnishing of materials, supplies, articles, and equipment in any amount exceeding \$10,000, there shall be included the following representations and stipulations:

(a) That the contractor is the manufacturer of or a regular dealer in the materials, supplies, articles, or equipment to be manufactured or used in the performance of the contract;

(b) That all persons employed by the contractor in the manufacture or furnishing of the materials, supplies, articles, or equipment used in the performance of the contract will be paid, without subsequent deduction or rebate on any account, not less than the minimum wages as determined by the Secretary of Labor to be the prevailing minimum wages for persons employed on similar work or in the

particular or similar industries or groups of industries currently operating in the locality in which the materials, supplies, articles, or equipment are to be manufactured or furnished under said contract;

(c) That no person employed by the contractor in the manufacture or furnishing of the materials, supplies, articles, or equipment used in the performance of the contract shall be permitted to work in excess of eight hours in any one day or in excess of forty hours in any one week; Maximum hours of labor.

(d) That no male person under sixteen years of age and no female person under eighteen years of age and no convict labor will be employed by the contractor in the manufacture or production or furnishing of any of the materials, supplies, articles, or equipment included in such contract; and Child and convict labor.

(e) That no part of such contract will be performed nor will any of the materials, supplies, articles, or equipment to be manufactured or furnished under said contract be manufactured or fabricated in any plants, factories, buildings, or surroundings or under working conditions which are unsanitary or hazardous or dangerous to the health and safety of employees engaged in the performance of said contract. Compliance with the safety, sanitary, and factory inspection laws of the State in which the work or part thereof is to be performed shall be prima-facie evidence of compliance with this subsection. Working conditions in factories, etc.
Compliance with State safety, sanitary, etc., laws.

SEC. 2. That any breach or violation of any of the representations and stipulations in any contract for the purposes set forth in section 1 hereof shall render the party responsible therefor liable to the United States of America for liquidated damages, in addition to damages for any other breach of such contract, the sum of \$10 per day for each male person under sixteen years of age or each female person under eighteen years of age, or each convict laborer knowingly employed in the performance of such contract, and a sum equal to the amount of any deductions, rebates, refunds, or underpayment of wages due to any employee engaged in the performance of such contract; and, in addition, the agency of the United States entering into such contract shall have the right to cancel same and to make open-market purchases or enter into other contracts for the completion of the original contract, charging any additional cost to the original contractor. Any sums of money due to the United States of America by reason of any violation of any of the representations and stipulations of said contract set forth in section 1 hereof may be withheld from any amounts due on any such contracts or may be recovered in suits brought in the name of the United States of America by the Attorney General thereof. All sums withheld or recovered as deductions, rebates, refunds, or underpayments of wages shall be held in a special deposit account and shall be paid, on order of the Secretary of Labor, directly to the employees who have been paid less than minimum rates of pay as set forth in such contracts and on whose account such sums were withheld or recovered: *Provided*, That no claims by employees for such payments shall be entertained unless made within one year from the date of actual notice to the contractor of the withholding or recovery of such sums by the United States of America. Damages for breach of contract.
Additional penalties.
Cancellation of contracts.
Open-market purchases; charging of additional cost to contractor.
Use of sums withheld.
Proviso.
Filing of claims.

SEC. 3. The Comptroller General is authorized and directed to distribute a list to all agencies of the United States containing the names of persons or firms found by the Secretary of Labor to have breached any of the agreements or representations required by this Distribution to Federal agencies of list of persons, etc., who have breached contracts.

Exclusion from future awards; duration.

Act. Unless the Secretary of Labor otherwise recommends no contracts shall be awarded to such persons or firms or to any firm, corporation, partnership, or association in which such persons or firms have a controlling interest until three years have elapsed from the date the Secretary of Labor determines such breach to have occurred.

Administration by Department of Labor.

SEC. 4. The Secretary of Labor is hereby authorized and directed to administer the provisions of this Act and to utilize such Federal officers and employees and, with the consent of the State, such State and local officers and employees as he may find necessary to assist in the administration of this Act and to prescribe rules and regulations with respect thereto. The Secretary shall appoint, without regard to the provisions of the civil-service laws but subject to the Classification Act of 1923, an administrative officer, and such attorneys and experts, and shall appoint such other employees with regard to existing laws applicable to the employment and compensation of officers and employees of the United States, as he may from time to time find necessary for the administration of this Act.

State, etc., assistance.

Appointment of administrative officer, attorneys, experts, and other personnel.

Investigations authorized.

The Secretary of Labor or his authorized representatives shall have power to make investigations and findings as herein provided, and prosecute any inquiry necessary to his functions in any part of the United States. The Secretary of Labor shall have authority from time to time to make, amend, and rescind such rules and regulations as may be necessary to carry out the provisions of this Act.

Rules, etc.

Public hearings.

SEC. 5. Upon his own motion or on application of any person affected by any ruling of any agency of the United States in relation to any proposal or contract involving any of the provisions of this Act, and on complaint of a breach or violation of any representation or stipulation as herein provided, the Secretary of Labor, or an impartial representative designated by him, shall have the power to hold hearings and to issue orders requiring the attendance and testimony of witnesses and the production of evidence under oath. Witnesses shall be paid the same fees and mileage that are paid witnesses in the courts of the United States. In case of contumacy, failure, or refusal of any person to obey such an order, any District Court of the United States or of any Territory or possession, or the Supreme Court of the District of Columbia, within the jurisdiction of which the inquiry is carried on, or within the jurisdiction of which said person who is guilty of contumacy, failure, or refusal is found, or resides or transacts business, upon the application by the Secretary of Labor or representative designated by him, shall have jurisdiction to issue to such person an order requiring such person to appear before him or representative designated by him, to produce evidence if, as, and when so ordered, and to give testimony relating to the matter under investigation or in question; and any failure to obey such order of the court may be punished by said court as a contempt thereof; and shall make findings of fact after notice and hearing, which findings shall be conclusive upon all agencies of the United States, and if supported by the preponderance of the evidence, shall be conclusive in any court of the United States; and the Secretary of Labor or authorized representative shall have the power, and is hereby authorized, to make such decisions, based upon findings of fact, as are deemed to be necessary to enforce the provisions of this Act.

Witnesses; fees and mileage allowances.

Compulsory attendance.

Testimony.

Findings of fact; effect of.

Exceptions in specific cases.

SEC. 6. Upon a written finding by the head of the contracting agency or department that the inclusion in the proposal or contract of the representations or stipulations set forth in section 1 will seriously impair the conduct of Government business, the Secretary of

Labor shall make exceptions in specific cases or otherwise when justice or public interest will be served thereby. Upon the joint recommendation of the contracting agency and the contractor, the Secretary of Labor may modify the terms of an existing contract respecting minimum rates of pay and maximum hours of labor as he may find necessary and proper in the public interest or to prevent injustice and undue hardship. The Secretary of Labor may provide reasonable limitations and may make rules and regulations allowing reasonable variations, tolerances, and exemptions to and from any or all provisions of this Act respecting minimum rates of pay and maximum hours of labor or the extent of the application of this Act to contractors, as hereinbefore described. Whenever the Secretary of Labor shall permit an increase in the maximum hours of labor stipulated in the contract, he shall set a rate of pay for any overtime, which rate shall be not less than one and one-half times the basic hourly rate received by any employee affected.

Modification of contracts.

Variations, etc.

Pay for overtime work.

"Person" defined.

SEC. 7. Whenever used in this Act, the word "person" includes one or more individuals, partnerships, associations, corporations, legal representatives, trustees, trustees in bankruptcy, or receivers.

SEC. 8. The provisions of this Act shall not be construed to modify or amend title III of the Act entitled "An Act making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1934, and for other purposes", approved May 13, 1933 (commonly known as the Buy American Act), nor shall the provisions of this Act be construed to modify or amend the Act entitled "An Act relating to the rate of wages for laborers and mechanics employed on public buildings of the United States and the District of Columbia by contractors and subcontractors, and for other purposes", approved March 3, 1931 (commonly known as the Bacon-Davis Act), as amended from time to time, nor the labor provisions of title II of the National Industrial Recovery Act, approved June 16, 1933, as extended, or of section 7 of the Emergency Relief Appropriation Act, approved April 8, 1935; nor shall the provisions of this Act be construed to modify or amend the Act entitled "An Act to provide for the diversification of employment of Federal prisoners, for their training and schooling in trades and occupations, and for other purposes", approved May 27, 1930, as amended and supplemented by the Act approved June 23, 1934.

Buy American Act not affected.

Vol. 47, p. 1520.

Bacon-Davis Act.
Vol. 46, p. 1494.

Public works projects.
Vol. 48, p. 200.

Emergency Relief Act.
Ante, p. 118.

Federal prison industries.
Vol. 46, p. 391; Vol. 48, p. 1211.

Open market, etc., purchases not included.

Transportation, communication, contracts not included.
Vol. 48, p. 1064.
U. S. C., p. 2081.

SEC. 9. This Act shall not apply to purchases of such materials, supplies, articles, or equipment as may usually be bought in the open market; nor shall this Act apply to perishables, including dairy, livestock and nursery products, or to agricultural or farm products processed for first sale by the original producers; nor to any contracts made by the Secretary of Agriculture for the purchase of agricultural commodities or the products thereof. Nothing in this Act shall be construed to apply to carriage of freight or personnel by vessel, airplane, bus, truck, express, or railway line where published tariff rates are in effect or to common carriers subject to the Communications Act of 1934.

SEPARABILITY CLAUSE

SEC. 10. If any provision of this Act, or the application thereof to any persons or circumstances, is held invalid, the remainder of the Act, and the application of such provisions to other persons or circumstances, shall not be affected thereby.

Separability clause.

SEC. 11. This Act shall apply to all contracts entered into pursuant to invitations for bids issued on or after ninety days from

Effective date.

¹ So in original.

Proviso.
Representations as to
minimum wages; scope.

the effective date of this Act: *Provided, however,* That the provisions requiring the inclusion of representations with respect to minimum wages shall apply only to purchases or contracts relating to such industries as have been the subject matter of a determination by the Secretary of Labor.

Approved, June 30, 1936.

[CHAPTER 882.]

AN ACT

To amend section 5 of the Act of March 2, 1919, generally known as the "War Minerals Relief Act."

June 30, 1936.
[S. 1567.]
[Public, No. 847.]

War Minerals Relief
Act.

Claimants under, not
deprived of benefits for
failure to sue, etc.

Vol. 40, p. 1274; Vol.
45, p. 1186.

Review by Secretary
of Interior upon mat-
ters of fact and newly
presented evidence.

Awards.

Descent of deceased
claimant's rights to
legal representative.

Descent of rights of
corporations ceasing to
exist after filing claim.

Time limitation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That no claimant who filed a claim in accordance with the provisions of section 5 of the Act entitled, "An Act to provide relief in cases of contracts connected with prosecution of the war, and for other purposes", approved March 2, 1919, shall be deprived of any of the benefits of said Act as amended by the Act of February 13, 1929, by reason of failure to file suit under said amendment in the Supreme Court of the District of Columbia, or through abatement of any suit so filed.

Upon petition to the Secretary of the Interior in such abated suits and in claims wherein no suits were filed under the said amendment, the Secretary is hereby authorized and directed to review all such claims upon matters of fact and any newly presented evidence or facts not before his predecessors and, except where in conflict with the provisions of this Act, in the light of decisions of the courts in similar cases; and, in accordance with the provisions of the said Act, as amended, to make awards or additional awards in said claims as he may determine to be just and equitable.

SEC. 2. The rights of any deceased claimant under section 5 of said Act shall be held and considered to descend to the legal representatives as personal property of such deceased claimant. The rights of any corporation which filed a claim under section 5 of the Act of March 2, 1919, but which ceased to exist at any time after filing such claim, shall be held and considered to descend—

(1) to the persons who at the time such corporation ceased to exist were entitled under the laws of the State of incorporation to share in the assets of such corporation upon the dissolution thereof, or if any such person be dead, or dies after the enactment of this Act but before he receives the benefits of this Act, to his legal representative as personal property; and

(2) to any officer, director, or stockholder of such corporation at the time it ceased to exist as trustee for the persons or legal representatives referred to in clause (1); and such persons or their legal representatives and such officers, directors, and stockholders shall be entitled to the benefits of this Act.

SEC. 3. This Act shall not authorize payment to be made of any claim not presented to the Secretary of the Interior within six months after its approval.

Approved, June 30, 1936.

[CHAPTER 883.]

AN ACT

To provide for the administration and maintenance of the Blue Ridge Parkway, in the States of Virginia and North Carolina, by the Secretary of the Interior, and for other purposes.

June 30, 1936.
[H. R. 12455.]
[Public, No. 848.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter all lands and easements conveyed or to be conveyed to the United States by the States of Virginia and North Carolina for the right-of-way for the projected parkway between the Shenandoah and Great Smoky Mountains National Parks, together with sites acquired or to be acquired for recreational areas in connection therewith, and a right-of-way for said parkway of a width sufficient to include the highway and all bridges, ditches, cuts, and fills appurtenant thereto, but not exceeding a maximum of two hundred feet through Government-owned lands as designated on maps heretofore or hereafter approved by the Secretary of the Interior, shall be known as the Blue Ridge Parkway and shall be administered and maintained by the Secretary of the Interior through the National Park Service, subject to the provisions of the Act of Congress approved August 25, 1916 (39 Stat. 535), entitled "An Act to establish a National Park Service, and for other purposes", the provisions of which Act, as amended and supplemented, are hereby extended over and made applicable to said parkway: *Provided*, That the Secretary of Agriculture is hereby authorized, with the concurrence of the Secretary of the Interior, to connect with the parkway such roads and trails as may be necessary for the protection, administration, or utilization of adjacent and nearby national forests and the resources thereof: *And provided further*, That the Forest Service and the National Park Service shall, insofar as practicable, coordinate and correlate such recreational development as each may plan, construct, or permit to be constructed, on lands within their respective jurisdictions which, by mutual agreement, should be given special treatment for recreational purposes.

Blue Ridge Parkway, Va., and N. C. Projected parkway between the Shenandoah and Great Smoky Mountains National Parks, etc., to be known as.

Administration, etc., by National Park Service.

Vol. 39, p. 535.
 U. S. C., p. 591.

Provisos.
 Roads and trails.

Coordination of recreational development by Forest Service and National Park Service.

Approved, June 30, 1936.

[CHAPTER 884.]

AN ACT

To clarify section 104 of the Revised Statutes (U. S. C., title II, sec. 194).

July 13, 1936.
[H. R. 8875.]
[Public, No. 849.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 104, of the Revised Statutes (U. S. C., title II, sec. 194) is amended to read as follows:

Congressional investigations.
 R. S., sec. 104, p. 18;
 U. S. C., p. 19.

"SEC. 104. Whenever a witness summoned as mentioned in section 102 of the Revised Statutes fails to appear to testify or fails to produce any books, papers, records, or documents, as required, or whenever any witness so summoned refuses to answer any question pertinent to the subject under inquiry before either House or any committee or subcommittee of either House of Congress, and the fact of such failure or failures is reported to either House while Congress is in session, or when Congress is not in session, a statement of facts constituting such failure is reported to and filed with the President of the Senate or the Speaker of the House, it shall be the duty of the said President of the Senate or Speaker of the House, as the case may be, to certify, and he shall so certify, the statement of facts aforesaid under the seal of the Senate or House, as the case may be, to the appropriate United States attorney, whose duty it shall be to bring the matter before the grand jury for its action."

Witnesses failing to appear to testify, produce papers, etc.
 Refusing to answer questions.

Certification of facts to appropriate United States attorney for grand jury action.

Approved, July 13, 1936.