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[CHAPTER 502]

AN ACT

June 26, 1946
[H. R. 6393]
[Public Law 456]

To amend the Act entitled "An Act for the creation of an American Battle Monuments Commission to erect suitable memorials commemorating the services of the American soldier in Europe, and for other purposes", approved March 4, 1923, as amended, in order to extend the Commission's authority to all areas in which our armed forces have operated during World War II, 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 Act of March 4, 1923, as amended, entitled "An Act for the creation of an American Battle Monuments Commission to erect suitable memorials commemorating the services of the American soldier in Europe, and for other purposes", is hereby amended to read as follows:

American Battle Monuments Commission.
42 Stat. 1509.
36 U. S. C. §§ 121, 123–132, 138.

"That the Commission, known as the American Battle Monuments Commission (hereinafter referred to as the Commission), shall consist of not more than eleven members who shall be appointed by the President, who shall also appoint one officer of the Regular Army to serve as its secretary. The members and secretary shall serve at the pleasure of the President who shall fill any vacancies that from time to time occur. Notwithstanding any other provision of law, commissioned officers of the armed forces of the United States may be appointed members of the Commission.

Composition.

"The members of the Commission shall serve without compensation except that their actual expenses in connection with the work of the Commission may be paid from any funds appropriated for the purposes of this Act, or acquired by other means hereinafter authorized.

Compensation and expenses.

"Upon the request of the Commission, the heads of the Federal departments or agencies are authorized to designate such personnel of their respective departments or agencies, or of the Army, Navy, or Marine Corps, as the case may be, as may be necessary to assist in carrying out the purposes of this Act, and the Commission is authorized to employ such further personnel as may be necessary to carry out the purposes of this Act, within the limits of any appropriation or appropriations made for such purposes.

Personnel.

"SEC. 2. That the Commission shall prepare plans and estimates for the erection of suitable memorials to mark and commemorate the services of the American armed forces and shall erect and maintain memorials in the United States and at such places outside the United States where the American armed forces have served or shall hereafter serve as the Commission shall determine. The Commission shall also erect and maintain works of architecture and art in such American cemeteries located outside of the United States, its Territories and possessions, as the Secretary of War shall declare to be permanent cemeteries.

Memorials.

Works of architecture and art.

"The Commission shall control as to materials and design, provide regulations for, and supervise the erection of, all memorial monuments and buildings in American cemeteries located outside of the United States and its Territories and possessions.

Materials and design, regulations, etc.

"The Commission shall control as to materials and design and provide regulations for the erection of all memorial monuments and buildings commemorating the services of the American armed forces erected in any foreign country or political division thereof which may authorize the Commission to perform such functions, or upon federally owned or controlled property in the United States or in its Territories and possessions, except national cemeteries.

"SEC. 3. That before any design or material for memorials is accepted by the Commission, the same shall be approved by the National Commission of Fine Arts.

Approval of National Commission of Fine Arts.

Cooperation with citizens, States, etc.

"SEC. 4. That the Commission is authorized to cooperate with American citizens, States, municipalities, or associations desiring to erect war memorials outside the continental limits of the United States in such manner as may be determined by the Commission: *Provided*, That no assistance in erecting any such memorial shall be given by any administrative agency of the United States unless the plan has been approved in accordance with the provisions of this Act.

Location of memorials.

"SEC. 5. That the Commission shall advise the Secretary of War of the location and date of completion of each memorial erected by it.

Arrangements with countries concerned.

"SEC. 6. That the President is requested to make the necessary arrangements with the proper authorities of the countries concerned to enable the Commission to carry out the purposes of this Act.

Receipt of funds from States, etc.

"SEC. 7. That the Commission is authorized to receive funds from any State, municipal, or private source for the purpose of this Act, and such funds shall be deposited by the Commission with the Treasurer of the United States and shall be kept by him in separate accounts and shall be disbursed upon vouchers approved by the Chairman of the Commission.

Preparation of models and designs.

"SEC. 8. That authority is hereby given for the preparation of models and designs and the fabrication of memorials, and the materials for such memorials, at arsenals or navy yards, or by other governmental agencies, if the Commission shall so determine.

Captured war materials.

"Authority is hereby given for the use of captured war materials, not otherwise disposed of by congressional action, in the fabrication of memorials constructed under the provisions of this Act.

Sale of replicas.

"SEC. 9. That the Commission is authorized to furnish replicas of any memorial, or any part thereof, to States, municipalities, or interested private persons or associations at actual cost, and to apply any proceeds from such sales to the purposes of this Act.

Financial statements.

"SEC. 10. That the Commission shall transmit to the President of the United States annually on the 1st of July a statement of all its financial and other transactions during the preceding fiscal year.

Records and archives.

"SEC. 11. That the records and archives of the Commission shall, upon the termination of its duties, be deposited with the National Archives.

Transfer of administrative functions.

"SEC. 12. That the President may by Executive order transfer to the Commission, with respect to any national cemeteries located outside of the United States and its Territories and possessions, the same functions of administration which were transferred to the Commission with respect to national cemeteries located in Europe by Executive Order 6614, dated February 26, 1934.

5 U. S. C. § 132 note.

Appropriations authorized.

Post, p. 610.

"SEC. 13. That such sum or sums as Congress may hereafter appropriate for the purposes of this Act are hereby authorized to be appropriated.

Authority of Commission.

"SEC. 14. That within the limits of any appropriation or appropriations made for such purposes, the Commission is authorized (1) to acquire land or interest in land in foreign countries for carrying out the purposes of this Act or of any Executive order conferring functions upon the Commission without submission to the Attorney General of the United States under the provisions of section 355 of the Revised Statutes (34 U. S. C. 520; 40 U. S. C. 255); (2) to maintain, repair, and operate motor-propelled passenger-carrying vehicles and other property, which may be furnished to the Commission by other departments of the Government; (3) to establish offices in the District of Columbia and elsewhere in or outside of the United States; (4) to rent office and garage space in foreign countries which may be paid for in advance; (5) to procure printing, binding, engraving, lithographing, photographing, and typewriting, including the publication of information concerning the American

activities, battlefields, memorials, and cemeteries with respect to which it may exercise any functions.

"Notwithstanding the requirements of existing laws or regulations, under such terms and conditions as the Commission may in its discretion deem necessary and proper, the Commission may contract for work, supplies, materials, and equipment outside of the United States and engage, by contract or otherwise, the services of architects, firms of architects, and other technical and professional personnel.

"The Commission may under such terms and conditions and in such manner as it may deem proper dispose of any land or interest in land in foreign countries which has been or may hereafter be acquired by the Commission in connection with its work: *Provided*, That this subsection shall not be effective until the expiration of the Surplus Property Act of 1944.

58 Stat. 765.
50 U. S. C., Supp. V, app. §§ 1611–1646.
Ante, pp. 168, 169; *post*, pp. 599, 754, 886.

"The Commission may delegate to its Chairman, secretary, or officials in charge of any of its offices, under such terms and conditions as it may prescribe, such of its authority as it may deem necessary and proper."

Delegation of authority.

Approved June 26, 1946.

[CHAPTER 503]

AN ACT

To amend the District of Columbia Alley Dwelling Act, approved June 12, 1934, as amended.

June 26, 1946
[S. 2218]
[Public Law 457]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4 (b) of the Act known as the "District of Columbia Alley Dwelling Act", approved June 12, 1934, as amended, be further amended to read as follows:

48 Stat. 932.
D. C. Code § 5–106 (b); Supp. V, § 5–106 (b).
Post, p. 801.

"(b) On and after July 1, 1947, it shall be unlawful to use or occupy any alley building or structure as a dwelling in the District of Columbia."

SEC. 2. That section 6 of such Act, as amended, be further amended by striking "1946" and inserting in lieu thereof "1947".

48 Stat. 933.
D. C. Code § 5–108; Supp. V, § 5–108.
Post, p. 801.

Approved June 26, 1946.

[CHAPTER 505]

AN ACT

To govern the effective dates of ratings and awards under the Veterans' Administration revised Schedule for Rating Disabilities, 1945, and for other purposes.

June 27, 1946
[H. R. 5149]
[Public Law 458]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That on and after the first day of April 1946, all initial ratings in claims for disability compensation or pension and awards based thereon under Public Law 2, Seventy-third Congress, March 20, 1933, and the Veterans Regulations issued pursuant thereto, as amended, shall be determined under the Veterans' Administration revised Schedule for Rating Disabilities, 1945, whether the claim covers a period before or after that date. In any case in which the revised schedule authorizes an increase in the rating previously made by a rating board of original jurisdiction under the Schedule for Rating Disabilities, 1933, such increased rating and award based thereon will be effective as of the first day of April 1946.

Veterans.
Disability claims.

48 Stat. 8.
38 U. S. C. §§ 701–724 and note; Supp. V, § 701 *et seq.*