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[CHAPTER 712]

AN ACT

July 31, 1946
[H. R. 6532]
[Public Law 575]

To provide a method for payment in certain Government establishments of overtime, leave, and holiday compensation on the basis of night rates pursuant to certain decisions of the Comptroller General, and for other purposes.

Government employees.
Payment of overtime, etc., claims.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all claims by employees or former employees of the United States for overtime, leave, and holiday compensation based upon the difference between amounts heretofore received by such employees for overtime, leave, and holiday compensation computed at day rates and such compensation computed at night rates pursuant to decisions of the Comptroller General of the United States (23 Comp. Gen. 962; 24 Comp. Gen. 39, 155, 189, 550, 867), shall be paid by the appropriate disbursing officers for the department or agency under which such compensation was earned: *Provided*, That claims for amounts due deceased persons or persons determined to be mentally incompetent shall be settled in the General Accounting Office.

Certification of amount due.

SEC. 2. The heads of the departments and agencies concerned, or such subordinates as they may designate, are hereby authorized and directed to certify to the proper disbursing officer or to the General Accounting Office, as may be appropriate, the amount found to be due under any claim authorized to be paid by section 1 of this Act. Payments made pursuant to certifications hereby authorized shall, in the absence of fraud, be final and conclusive.

Restrictions.

SEC. 3. (a) No amount shall be certified for payment under section 2 of this Act on account of any compensation earned prior to March 28, 1934, and this Act shall not apply with respect to any claim for compensation earned subsequent to the date of approval thereof.

Submission of application.

(b) No amount shall be certified for payment under section 2 of this Act unless application shall have been submitted in writing, prior to the expiration of two years after the date of approval of this Act, over the signature of the person performing the service: *Provided*, That claims of deceased persons or persons determined to be mentally incompetent may be submitted by their heirs or personal representatives.

Exemption from statute of limitations.

(c) Except as otherwise provided in this section, no claim submitted in accordance with the terms of this Act for compensation earned between the dates specified in subsection (a) of this section shall be barred by any statute of limitations.

Payment without designated deductions.

SEC. 4. Any amount certified for payment under section 2 of this Act shall be paid without deduction for retirement or withholding of any amount for taxes.

Appropriation authorized.

SEC. 5. There are hereby authorized to be appropriated such sums as may be necessary for payment of amounts certified under this Act.

Regulations.

SEC. 6. The heads of the departments and agencies concerned, including the Comptroller General of the United States, are hereby authorized to prescribe such regulations as may be necessary to carry out the purposes of this Act in their respective agencies.

SEC. 7. No part of any moneys appropriated for payment of amounts certified under this Act shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with claims so appropriated for and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding $1,000.

Approved July 31, 1946.