

[CHAPTER 617]

AN ACT

June 24, 1948
[H. R. 6772]
[Public Law 753]

Making appropriations for the Department of the Navy and the naval service for the fiscal year ending June 30, 1949, and for other purposes.

Department of the
Navy Appropriation
Act, 1949.

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 Navy and the naval service for the fiscal year ending June 30, 1949, namely:

NAVAL ESTABLISHMENT

OFFICE OF THE SECRETARY

MISCELLANEOUS EXPENSES

60 Stat. 853.
5 U. S. C. § 421c,
415c.

For traveling expenses of civilian employees, including travel of dependents of employees to and from navy yards or stations outside the continental limits of the United States, and other expenses as authorized by section 1 of the Act of August 2, 1946 (Public Law 604); physical examinations by civilian physicians of civilian employees in accordance with section 2 of the Act of August 2, 1946 (Public Law 604); expenses of courts and boards; newspapers and periodicals for the naval service; all advertising of the Navy Department and its bureaus (except advertising for recruits for the Bureau of Naval Personnel); costs of suits; expenses authorized by section 38 of the Act of August 2, 1946 (Public Law 604), for Latin-American cooperation; postage, foreign and domestic and post-office box rentals; micro-photographic services; and other necessary and incidental expenses; \$7,500,000, of which \$2,250,000 is for payment of claims as provided in the Act approved July 3, 1944 (46 U. S. C. 797), the Act of August 2, 1946 (28 U. S. C. 921), and the Act of December 28, 1945 (31 U. S. C. 222e), which are not eligible for payment under the provisions of the Act approved March 27, 1942 (15 U. S. C. 606b-2).

60 Stat. 858.
5 U. S. C. § 421f.

58 Stat. 726.

60 Stat. 843.
Post, p. 1008.
59 Stat. 662.
58 Stat. 175.
15 U. S. C., Supp. I,
§ 606b-2.

CONTINGENCIES OF THE NAVY

60 Stat. 853.
5 U. S. C. § 419c.

For all emergencies and extraordinary expenses, authorized by section 6 of the Act of August 2, 1946 (Public Law 604), to be expended on the approval and authority of the Secretary, and his determination shall be final and conclusive upon the accounting officers of the Government, and for examination of estimates for appropriations and of naval activities in the field for any branch of the naval service, \$12,000,000.

RESEARCH, NAVY

60 Stat. 779.
5 U. S. C. §§ 475-
475f.

For expenses, not otherwise provided for, necessary in carrying out the Act of August 1, 1946 (Public Law 588), establishing the Office of Naval Research, \$42,255,000: *Provided*, That not to exceed \$1,500,000 may be available for administrative expenses, exclusive of the Naval Research Laboratory, and the Special Devices Center.

OPERATION AND CONSERVATION OF NAVAL PETROLEUM RESERVES

41 Stat. 813.

To enable the Secretary to carry out the provisions contained in the Act approved June 4, 1920, as amended (34 U. S. C. 524), requiring him to explore, prospect, conserve, develop, use and operate the naval petroleum reserves, \$9,245,500: *Provided*, That out of any sums appropriated for naval purposes by this Act, any portion thereof, not to exceed \$5,000,000, shall be available to enable the Secretary

to protect Naval Petroleum Reserve Numbered 1, by drilling wells and performing any work incident thereto: *Provided further*, That no part of the sum made available in the foregoing provision for the protection of Naval Petroleum Reserve Numbered 1 shall be expended if satisfactory agreement or agreements can be made with owners of land within or adjoining said Reserve Numbered 1 not to drill wells for the purpose of producing oil or gas: *Provided further*, That not to exceed \$2,500,000 of the appropriation under this head in the Act of July 5, 1945 (Public Law 132, 79th Congress), shall continue available during the fiscal year 1949 for the liquidation of obligations incurred thereunder during the fiscal year 1946.

Naval Petroleum Reserve Numbered 4, Alaska: For continuing exploration and prospecting in Naval Petroleum Reserve Numbered 4, as authorized in the Act approved June 4, 1920, as amended (34 U. S. C. 524), \$14,600,000, to be available immediately: *Provided*, That the unexpended balance of the appropriation of \$9,600,000 made available for this purpose by the Navy Department Appropriation Act, 1947, shall be consolidated with this appropriation, to be disbursed and accounted for as one fund which shall remain available until June 30, 1951.

Agreements with
landowners.

59 Stat. 426.

41 Stat. 813.

ISLAND GOVERNMENTS

Expenses incident to the administration of island governments, including liberated and occupied areas and the Trust Territory of the Pacific Islands; \$2,250,000.

NAVAL OBSERVATORY

For expenses necessary for the operation and maintenance of the Naval Observatory and its observation stations, including pay of employees, and all printing and binding for the Naval Observatory, \$465,000.

HYDROGRAPHIC OFFICE

For expenses necessary for the maintenance and operation of the Hydrographic Office and of the branch hydrographic offices, including pay of employees; hydrographic surveys; all printing and binding for the Hydrographic Office; and purchase of nautical and aeronautical charts and publications; \$3,500,000.

BUREAU OF NAVAL PERSONNEL

TRAINING AND EDUCATION, NAVY

Training and education: For maintenance and operation of naval training and educational activities; including rent and pay of employees in the field service, professors (including services of a professor of international law at the Naval War College, \$3,000), instructors, and lecturers (including not to exceed \$6,000 for services of lecturers at the Naval War College); annuity premiums under the Act of January 16, 1936 (34 U. S. C. 1073); postgraduate instruction of officers; individual training of officers and enlisted personnel at home and abroad; and other necessary expenses of training and educating naval personnel not otherwise provided for; \$13,200,000.

49 Stat. 1092.

WELFARE OF NAVAL PERSONNEL

Welfare of naval personnel: For contributions for the support of schools as authorized by section 13 of the Act of August 2, 1946 (Public Law 604); libraries and library expenses for ships and shore stations not otherwise provided for; and welfare and recreation of the Navy (to be expended in the discretion of the Secretary); \$2,400,000.

60 Stat. 854.
5 U. S. C. § 421d.

OFFICER CANDIDATE TRAINING

Officer candidate training: For expenses incident to the conduct of officer candidate training, as authorized by the Act of August 13, 1946 (Public Law 729), and of the Naval Reserve Officers' Training Corps under such regulations as the President may prescribe under the provisions of section 22 of the Act approved March 4, 1925, as amended (34 U. S. C. 821), \$12,000,000.

60 Stat. 1057.
34 U. S. C. §§ 1020-
1020i; Supp. I, § 1020b
et seq.
Ante, p. 485.
43 Stat. 1276.

GENERAL EXPENSES, BUREAU OF NAVAL PERSONNEL

General expenses, Bureau of Naval Personnel: For necessary expenses of the Bureau of Naval Personnel not otherwise provided for, including pay of employees in the field service, rent of buildings and offices, expenses of prisoners, maintenance and operation of prisons, disciplinary barracks and retraining commands, trophies, badges, medals, and engraving of medals, \$1,400,000.

NAVAL RESERVE

For all expenses not otherwise provided for, authorized by the Naval Reserve Act of 1938, as amended (34 U. S. C. 852), and the Naval Aviation Cadet Act of 1942, as amended (34 U. S. C. 850a), in connection with organizing, administering, recruiting, instructing, training, and drilling the Naval Reserve, including designing, purchasing, and engraving of medals and trophies; all printing and binding for the Naval Reserve executed at the Government Printing Office; and rental, maintenance, and operation of such shore stations as may be required in connection with Naval Reserve Activities; \$125,436,000: *Provided*, That only this appropriation shall be available for such of the objects and purposes specified under the appropriations "Pay and subsistence of naval personnel" and "Transportation and recruiting of naval personnel," as are authorized by law for personnel of the Naval Reserve on active or inactive duty in connection with organizing, administering, recruiting, instructing, training, and drilling the Naval Reserve.

52 Stat. 1175.
56 Stat. 737.

Availability of
funds.

Post, pp. 587, 588.

NAVAL ACADEMY

Naval Academy: For expenses necessary for maintenance and operation of the Naval Academy, including such amounts, not otherwise provided for, as may be necessary to carry out the provisions of the Act of January 16, 1936 (34 U. S. C. 1073); and expenses of the Board of Visitors to the Naval Academy; \$5,020,000, of which amount \$2,000 shall be available exclusively for the care of a collection of ship models: *Provided*, That no part of any appropriation in this Act shall be available for the pay or allowances of any enlisted man of the Navy or Marine Corps assigned to duty at the Naval Academy, if such assignment will increase the total number so assigned above one thousand and twenty-five.

49 Stat. 1092.

NAVAL HOME, PHILADELPHIA, PENNSYLVANIA

For all salaries and expenses as authorized by law (31 U. S. C. 725h) and section 11 of the Act approved August 2, 1946 (Public Law 604), necessary for the maintenance and operation of the Naval Home, \$380,000.

48 Stat. 1229.
60 Stat. 854.
24 U. S. C. § 21a.

BUREAU OF SHIPS

MAINTENANCE, BUREAU OF SHIPS

For designing hulls, machinery, and equipment of naval vessels, except armament; experimental, developmental, and research work; maintenance, repair, renewal, and alteration of hulls, machinery, and equipment of naval vessels, nonnaval vessels operated for naval require-

ments, and yard and district craft except machinery and equipment under the cognizance of other bureaus; docking of vessels; leasing of laying-up facilities and docks; maritime salvage services and other purposes in connection therewith authorized by law; relief of vessels in distress; hire of lighters, tugs, and small craft; charter and hire of vessels for auxiliary purposes where considered necessary by the Secretary of the Navy; pay, subsistence, and incidental expenses of civilian crews temporarily employed on naval vessels; equipage, appliances, supplies, materials, and services, at home and abroad, under the cognizance of the Bureau of Ships; searchlights and fire-control equipment for anti-aircraft defense at shore stations; maintenance and operation, including maintenance and equipment of buildings and grounds and appurtenances, of the experimental, developmental, and research activities under the cognizance of the Bureau of Ships; maintenance and operation of the Naval Communication Service, including telephone, telegraph, and teletype rentals and tolls for the Navy Department and the Naval Establishment; maintenance and equipment of buildings, grounds and appurtenances of the Naval Communication Service at the seat of government and elsewhere; purchase, installation, repair, and preservation of machine tools, plant appliances, and equipment (including furniture in industrial activities) in naval establishments or private plants; pay of employees in the field service; accident prevention; incidental expenses for naval vessels, naval shipyards and stations, and other activities under the cognizance of the Bureau of Ships, such as photographing, plans, stationery, drafting instruments and other materials; and technical books and publications for said Bureau: *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, except for messes temporarily set up on shore for bachelor officers and officers attached to seagoing or district defense vessels, to aviation units based on seagoing vessels, to the fleet air bases, to the submarine bases, or to landing forces and expeditions; \$360,000,000.

Anti-aircraft defense
at shore stations.

Machine tools, plant
appliances, etc.

Tableware, etc., in
officers' quarters.

BUREAU OF ORDNANCE

ORDNANCE AND ORDNANCE STORES, NAVY

For necessary expenses of developing (and for research incidental thereto), procuring, producing, preserving, and handling ordnance supplies, material, and equipment for naval purposes; for essential equipment, facilities specifically for research and development, machine tools, replacements, and services at naval or private establishments; maintenance, operation, and other necessary expenses of naval ordnance shore activities; technical books and periodicals; maintenance, repair, and operation of motor-propelled and other freight and passenger-carrying vehicles at such activities; target practice; and for contribution to the support of schools as authorized by section 13 of the Act of August 2, 1946 (Public Law 604); \$230,000,000.

Research, etc., facil-
ities.

60 Stat. 854.
5 U. S. C. § 421d.

BUREAU OF SUPPLIES AND ACCOUNTS

PAY AND SUBSISTENCE OF NAVAL PERSONNEL

For pay, allowances, subsistence and quarters prescribed by law for naval personnel, including reserves on active duty—

Pay and allowances: Officers, active duty, no part of which shall be available for increased pay for making aerial flights, by more than eighty-five officers above the rank of captain nor by nonflying officers or observers at rates in excess of those prescribed by law for the Army,

which shall be the legal maximum rates as to such nonflying officers or observers; midshipmen; enlisted personnel, active, including cash prizes for men for excellence in gunnery, target practice, communication, and engineering competition; men of the Fleet Reserve, inactive; nurses, female, active; six months' death gratuity, officers, nurses, and enlisted personnel; cash allowances for uniforms for officers; clothing furnished annually to enlisted personnel or cash in lieu thereof; civilian clothing, including an overcoat when necessary, the cost of all not to exceed \$30 per person to enlisted personnel given discharges for bad conduct, undesirability, unsuitability, or inaptitude; purchase of medals, crosses, bars, emblems, and other insignia; miscellaneous items, including interest on deposits by enlisted personnel; payments in settlement of claims under the Act of January 2, 1942 (31 U. S. C. 224d); commuted rations; money allowances for subsistence and quarters of enlisted personnel when not furnished quarters or subsistence in kind, and for enlisted personnel absent from messes on temporary duty not involving travel (during which time all other subsistence shall be stopped): *Provided*, That, except in the case of those who have specifically enlisted for such duty, no appropriation contained in this Act shall be available for the pay, allowances, or other expenses of any enlisted man or civilian 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 Reserve without additional expense to the Government, nor the sale of meals to officers by general messes on shore as regulated by detailed instructions from the Navy Department; total, pay and allowances, \$1,111,116,000.

Subsistence: For provisions for messes, subsistence in messes, and other subsistence in kind as authorized by law; \$104,796,000.

In all, for pay and subsistence of naval personnel, \$1,215,912,000, and the money herein specifically appropriated for "Pay and subsistence, Navy", shall be disbursed and accounted for in accordance with existing law and shall constitute one fund.

RETIRED PAY, NAVY

For pay and allowances, as authorized by law, for all retired officer and enlisted personnel and nurses of the Navy (including the reserve components thereof) not on active duty, \$78,520,650.

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, nurses, and midshipmen while traveling under orders, and the cost of a compartment or such other accommodations as may be authorized by the Secretary of the Navy for security when secret documents are transferred by officer messenger or when valuable naval property is transported as hand baggage by personnel of the Naval Establishment, transportation of enlisted personnel and applicants for enlistment at home and abroad, transportation of prisoners, and insane supernumerary patients to hospitals, all with subsistence and transfers en route or cash in lieu thereof; expenses of funeral escorts of naval personnel and apprehension and delivery of deserters and stragglers, and for railway, steamship, and airway guides and expenses incident to transportation; transportation of dependents of officers and enlisted personnel, including those of retired and Reserve officers and of retired and Reserve enlisted personnel of grades entitled to transportation of dependents in the Regular Navy when ordered to active duty (other than training)

55 Stat. 890.

Enlisted men or
civil employees as
household servants.

Total.

Secret documents.

Transportation of
dependents.

and upon release therefrom; for actual expenses of officers and midshipmen while on shore-patrol duty, including the hire of automobiles when necessary for the use of the shore-patrol detachment; for all necessary expenses for recruiting for the naval service, including lodging and subsistence of applicants, rent of rendezvous and expenses of maintaining the same, and advertising for and obtaining men; and personal services of field employees necessary for the purposes of this appropriation; \$32,000,000.

MAINTENANCE, BUREAU OF SUPPLIES AND ACCOUNTS

For equipage, supplies, and services under the cognizance of the Bureau of Supplies and Accounts, including scientific investigations, commissions, interest, and exchange; ferriage and bridge tolls, including streetcar fares; rent of buildings and offices not in navy yards for naval purposes, not otherwise provided for; services of civilian employees under the cognizance of the Bureau of Supplies and Accounts; packing, unpacking, and local handling, as authorized by law, of household goods and effects of civilian and naval personnel of the Naval Establishment; ice and mechanical devices for cooling drinking water on shore (except at naval hospitals and shops at industrial navy yards); and for losses in the accounts of Navy and Marine Corps officers certified under the Act of July 11, 1919 (31 U. S. C. 105), the Act of June 10, 1921 (31 U. S. C. 104), the Act of December 23, 1944 (50 U. S. C. App. 1705, 1706), and the Act of July 26, 1947 (Public Law 248); \$209,000,000.

41 Stat. 132.

42 Stat. 24.

58 Stat. 921.

61 Stat. 493.

31 U. S. C., Supp. I,
§ 95a note.

TRANSPORTATION OF THINGS

For transportation of things (as defined by Budget-Treasury Regulation Numbered 1) pertaining to the Navy (excluding Marine Corps), \$85,000,000.

FUEL, NAVY

For fuel, water, and other utilities for submarine bases and naval vessels, including expenses of storage and handling; removal of fuel refuse from ships and maintenance and general operation of fleet fueling facilities; \$65,000,000.

BUREAU OF MEDICINE AND SURGERY

MEDICAL DEPARTMENT

For equipment, supplies, maintenance, and operation of Medical Department activities ashore and afloat, and compensation of employees; tolls and ferriage; necessary instruction of personnel, including equipment; issuance of medical bulletins and information; laundry supplies and services; care of the dead as authorized by law, including transportation; purchase of technical books and periodicals; optical supplies for naval personnel under regulations prescribed by the Secretary; and other necessary expenses, including care, maintenance and treatment of patients in naval and other hospitals, as provided by regulation; \$40,000,000.

BUREAU OF YARDS AND DOCKS

MAINTENANCE, BUREAU OF YARDS AND DOCKS

For the pay of employees in the field service, materials, supplies, and facilities necessary for the operation and general maintenance of activities and properties under the cognizance of the Bureau of Yards and Docks; purchase for replacement only (including one at a cost not exceeding \$3,000) and hire of passenger motor vehicles; contribution

60 Stat. 854.
5 U. S. C. § 421d.
Housing projects.

42 U. S. C. §§ 1501-1505, 1521-1574; Supp. I, §§ 1501-1505, 1521 *et seq.*
Ante, pp. 356, 492; *post*, p. 1062.

Restriction.

Transfer of offices.

to the support of schools as authorized by section 13 of the Act of August 2, 1946 (Public Law 604); \$145,500,000; for expenses of operation and maintenance of housing projects maintained and operated as such by the Department of the Navy and developed under the provisions of the Acts of June 28, 1940 (54 Stat. 676); September 9, 1940 (54 Stat. 872); October 14, 1940 (54 Stat. 1125); March 1, 1941 (55 Stat. 14); May 24, 1941 (55 Stat. 197); and December 17, 1941 (55 Stat. 810), including utilities, roads, walks, and accessories, and expenses found necessary in the disposition of any such property or the removal of temporary housing; \$4,875,000; in all, \$150,375,000: *Provided*, That none of these funds shall be used to pay for the maintenance or operation of any defense housing unit for any civilian employees of the Department of the Navy unless the rental rate charged for the civilian occupancy of any such defense housing unit shall be at such rate as may be prescribed by law or in pursuance of law for housing of similar character and size in the general geographical area where such defense housing may be located: *Provided further*, That this appropriation shall be available for any expenses incident to transferring offices of the Navy Department between buildings at the seat of government.

BUREAU OF AERONAUTICS

AVIATION, NAVY

For replacement of navigational and radio equipment for aircraft in service, aerological, photographic, and miscellaneous equipment, including repairs thereto, \$25,000,000; for maintenance, repair, and operation of aircraft, aircraft factory, air stations, testing laboratories, fleet and all other aviation activities, technical books and periodicals for use in the Bureau of Aeronautics and the field, outfits for aviation messes, the purchase for aviation purposes only of special clothing, wearing apparel, and special equipment, and for contribution to the support of schools as authorized by section 13 of the Act of August 2, 1946 (Public Law 604), \$450,000,000; for continuing experiments, development, and research on all types of aircraft, \$110,000,000; in all, \$585,000,000: *Provided*, That the unexpended balance of the appropriation for "Aviation, Navy," in the Naval Appropriation Act, 1946, shall remain available during the fiscal year 1949, in such amount as may be necessary for the liquidation of contractual obligations incurred during the fiscal year 1946 for aircraft, aircraft equipment, and continuing experimental and developmental procurement.

60 Stat. 854.
5 U. S. C. § 421d.
Liquidation of contractual obligations.
59 Stat. 212.

MARINE CORPS

PAY, MARINE CORPS

Officers on active duty.

Pay of officers: For pay and allowances prescribed by law for all officers on active duty, including increased pay for making aerial flights by nonflying officers or observers at rates not in excess of those prescribed by law for the Army, which shall be the legal maximum rates as to such nonflying officers or observers, \$38,878,000;

Pay of enlisted personnel: For pay and allowances of all enlisted personnel and musicians on active duty as prescribed by law; expenses of clerks of the Marine Corps traveling under orders; additional compensation for enlisted personnel of the Marine Corps qualified as experts, sharpshooters, marksmen, aircraft machine gunners, or regularly detailed as gun captains, gun pointers; interest on deposits by enlisted personnel; pay of enlisted personnel designated as Navy mail clerks and assistant Navy mail clerks both afloat and ashore; and for gratuities to enlisted personnel discharged not under honorable conditions; \$145,744,000;

For pay and allowances of personnel of the Marine Corps Reserve not otherwise provided for as prescribed by law, \$15,313,000;

For mileage, actual and necessary expenses, and per diem in lieu of subsistence as authorized by law to officers traveling under orders without troops, \$1,352,000;

In all, \$201,287,000, 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.

Marine Corps Reserve.

Mileage, etc.

RETIRED PAY, MARINE CORPS

For pay and allowances, as authorized by law, for all retired officers and enlisted personnel of the Marine Corps (including the reserve components thereof) not on active duty, \$8,519,000.

PAY OF CIVIL FORCE, MARINE CORPS

Pay of civil force: For personal services at the seat of government, as follows:

Offices of the Commandant of the Marine Corps and the Director of Personnel, Marine Corps, \$1,100,000.

Supply Department, United States Marine Corps, \$1,078,000.

GENERAL EXPENSES, MARINE CORPS

General expenses, Marine Corps: For all necessary expenses for the authorized work of the Marine Corps, other than as appropriated for under the headings of pay and salaries, as follows:

For provisions, subsistence, board, and lodging of enlisted personnel, recruits and recruiting parties, and applicants for enlistment; cash allowance for lodging and subsistence to enlisted personnel traveling on duty; ice, ice machines and their maintenance; clothing for enlisted personnel and for civilian clothing, including an overcoat when necessary, the cost of all not to exceed \$30 per person to enlisted personnel given discharges for bad conduct, undesirability, unsuitability, or inaptitude; fuel, heat, light, and power, including sales to officers; 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 personnel by the Government for conspicuous, gallant, and special service; rental and maintenance of target ranges and entrance fees for competitions; transportation of troops and applicants for enlistment, including cash in lieu of ferriage and transfers en route; payment for transportation of general court-martial prisoners; toilet kits for issue to recruits upon their first enlistment and other incidental expenses of the recruiting service; transportation for dependents of officers and enlisted personnel; repairs and improvements to barracks, quarters, and other public buildings at posts and stations; leasing and improvement of buildings at such places as the public exigencies require; erection of temporary buildings upon approval of the Secretary of the Navy at a total cost of not to exceed \$70,000 during the year; forage and stabling of public animals and the authorized number of officers' horses; miscellaneous supplies, material, equipment, personal and other services, and other incidental expenses for the Marine Corps not otherwise provided for; purchase and repair of furniture and fixtures; purchase (for replacement only) and hire of passenger motor vehicles; veterinary services, shoeing, and 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; books, newspapers, and periodicals; printing and binding;

Military supplies.

Transportation, etc.

Barracks, quarters, etc.

Forage and stabling.

Miscellaneous supplies.

Schools.

60 Stat. 854.
5 U. S. C. § 421d.

packing and crating of officers' allowance of baggage; care of the dead as authorized by law, including transportation; construction, operation, and maintenance of laundries; contribution to the support of schools at Marine Corps posts as authorized by section 13 of the Act of August 2, 1946 (Public Law 604); clothing, subsistence, heat, light, transportation, and miscellaneous expenses for the Marine Corps Reserve; \$132,000,000.

SHIPBUILDING

CONSTRUCTION OF SHIPS

Construction of ships: For expenses, not otherwise provided for, necessary for the construction and procurement of hulls, machinery, and equipment of vessels authorized by law and approved after July 17, 1947, in accordance therewith, including conversions and replacements, and tools and equipment for such construction in public and private plants, and group IVb personnel in the Bureau of Ships necessary for the purposes of this appropriation, \$56,800,000; and in addition, \$14,300,000 shall be transferred to this appropriation from the appropriation "Increase and replacement of naval vessels, construction and machinery", both amounts to be immediately available and to remain available until expended.

ORDNANCE FOR NEW CONSTRUCTION

Ordnance for new construction: For expenses, not otherwise provided for, necessary for the construction and procurement of armor, armament, and ammunition for vessels provided for in the appropriation "Construction of ships", including tools and equipment in public and private plants and group IVb personnel in the Bureau of Ordnance necessary for the purpose of this appropriation, for the production of armor, armament, and ammunition for said vessels, \$9,470,000; and, in addition, \$1,700,000 shall be transferred to this appropriation from the appropriation "Increase and replacement of naval vessels, armor, armament, and ammunition", both amounts to be immediately available and to remain available until expended: *Provided*, That the limitation on the availability of the appropriation "Increase and replacement of naval vessels" for construction of new vessels shall not be applicable to this appropriation nor the appropriation "Construction of ships".

INCREASE AND REPLACEMENT OF NAVAL VESSELS

Employment of personnel.

Hereafter the balance remaining of appropriations under "Increase and replacement of naval vessels" shall not be available for beginning the construction of any new vessels: *Provided*, That of the balances remaining of appropriations under this head, there shall be available during the fiscal year 1949 such sums as the Secretary may from time to time determine to be necessary for the employment of personnel in the Bureau of Ships and the Bureau of Ordnance in connection with the construction of vessels which have been heretofore authorized under this head.

NAVY DEPARTMENT

SALARIES

For compensation for personal services at the seat of government, as follows:

Office of the Secretary of the Navy: Secretary of the Navy, Under Secretary of the Navy, Assistant Secretaries of the Navy, and other personal services, \$3,965,000;

Office of Naval Research, \$1,207,000;

Office of Naval Records and Library, \$69,000;
 Office of Judge Advocate General, \$305,300;
 Office of Chief of Naval Operations, \$1,225,000;
 Board of Inspection and Survey, \$38,000;
 Office of Chief of Naval Communications, \$550,000;
 Office of Naval Intelligence, \$980,000;
 Bureau of Naval Personnel, \$4,532,000;
 Bureau of Ships, \$6,208,500;
 Bureau of Ordnance, \$3,012,600;
 Bureau of Supplies and Accounts, \$4,385,000;
 Bureau of Medicine and Surgery, \$1,046,200;
 Bureau of Yards and Docks, \$2,087,500;
 Bureau of Aeronautics, \$3,000,000;
 In all, salaries, Navy Department, \$32,611,100.

CONTINGENT EXPENSES

For technical reference and lawbooks, periodicals, and photostating for Department library; purchase of photographs, maps, documents, and pictorial records of the Navy; stationery, furniture, newspapers, plans, drawings, and drawing materials; purchase, maintenance, repair, and operation of motortrucks and other necessary expenses of the Navy Department and its various bureaus and offices; \$1,100,000: *Provided*, That it shall not be lawful to expend, unless otherwise specifically provided by law, 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.

Use of naval service appropriations.

PRINTING AND BINDING

For printing and binding for the Navy Department and the Naval Establishment executed at the Government Printing Office, not otherwise provided for, \$2,635,000.

GENERAL PROVISIONS—DEPARTMENT OF THE NAVY

SEC. 102. 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 at the seat of government, including personal services of civilians, except as expressly authorized by law.

Navy funds, restriction.

SEC. 103. No part of any appropriation contained in this Act shall be used directly or indirectly, except for temporary employment in case of emergency, for the payment of any civilian for services rendered by him on the Canal Zone while occupying a skilled, technical, clerical, administrative, executive, or supervisory position unless such person is a citizen of the United States of America or of the Republic of Panama: *Provided, however*, (1) That, notwithstanding the provision in the Act approved August 11, 1939 (53 Stat. 1409), limiting employment in the above-mentioned positions to citizens of the United States from and after the date of the approval of said Act, citizens of Panama may be employed in such positions; (2) that at no time shall the number of Panamanian citizens employed in the above-mentioned positions exceed the number of citizens of the United States so employed, if United States citizens are available in continental United States or on the Canal Zone; (3) that nothing in this Act shall prohibit the continued employment of any person who shall have rendered fifteen or more years of faithful and honorable service on the Canal Zone; (4) that in the selection of personnel for skilled, technical, administrative, clerical, supervisory, or executive positions, the controlling factors in filling these positions shall be efficiency, experience, training, and education; (5) that all citizens of Panama and the United States rendering skilled,

Canal Zone. Citizenship requirement for civilian personnel.

48 U. S. C. § 1307 note. Employment of Panamanian citizens.

Employees with 15 or more years of service.

Selection of personnel.

Hours of employment; pay rates.

Applicability of section.

Suspension of compliance in time of war or emergency.

Persons engaging, etc., in strikes against or advocating overthrow of U. S. Government.

Affidavit.

Penalty.

Commissions on land purchase contracts.

Transportation of personnel.

60 Stat. 903.
58 Stat. 649; 59 Stat. 315.
41 U. S. C. §§ 101-125; Supp. I, § 102 *et seq.*; 39 U. S. C. § 135 and note.
58 Stat. 765.
50 U. S. C. app. §§ 1611-1646; Supp. I, § 1612 *et seq.*
Ante, pp. 350, 351; *post*, p. 1103.
57 Stat. 247.
36 U. S. C. §§ 10, 11.

technical, clerical, administrative, executive, or supervisory service on the Canal Zone under the terms of this Act (a) shall normally be employed not more than forty hours per week; (b) may receive as compensation equal rates of pay based upon rates paid for similar employment in continental United States plus 25 per centum; (6) this entire section shall apply only to persons employed in skilled, technical, clerical, administrative, executive, or supervisory positions on the Canal Zone directly or indirectly by any branch of the United States Government or by any corporation or company whose stock is owned wholly or in part by the United States Government: *Provided further*, That the President may suspend, from time to time in whole or in part, compliance with this section in time of war or national emergency if he should deem such course to be in the public interest: *Provided further*, That the President may, if he finds it necessary because of a shortage of housing, suspend, for the fiscal year 1949, the application of those portions of this section which require the employment of citizens of the Republic of Panama or of the United States in skilled, technical, clerical, administrative, executive, or supervisory positions.

SEC. 104. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

SEC. 105. No part of any money appropriated herein or included under any contract authority herein granted shall be expended for the payment of any commission on any land purchase contract in excess of 2 per centum of the purchase price.

SEC. 106. The appropriations for the Naval Establishment for the fiscal year 1949 shall be available for providing transportation of naval and civilian personnel between their domiciles and places of employment as authorized by law; health service program as authorized by law (5 U. S. C. 150); carrying out the provisions of Public Law 395, approved July 1, 1944, Public Law 119, approved July 2, 1945, and Public Law 457, approved October 3, 1944; expenses authorized in Public Law 99, approved June 29, 1943; expenses including those heretofore incurred incident to the operation by the Navy of private plants taken over at the direction of the President, and the Secretary of the Navy may designate any naval appropriation to be

charged with such expenses, proper adjustments to be made on the basis of final costs between applicable appropriations; payment of rewards, as authorized by law, for information leading to the discovery of missing naval property or the recovery thereof.

SEC. 107. Appropriations in this Act shall be available for the pay of missing or captured civilian or naval personnel under the provisions of Public Law 490, approved March 7, 1942, as amended, and for that which accrued during prior years and was not paid, including accruals of pay authorized by law for retired and reserve officers, nurses, enlisted personnel, and family allowances.

SEC. 108. During the fiscal year 1949 the Secretary of the Navy is authorized to procure services in accordance with section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), but at rates for individuals not in excess of \$50 per day.

SEC. 109. Provisions of law prohibiting the payment of compensation to or employment of any person not a citizen of the United States shall not apply to personnel under the Naval Establishment during the fiscal year ending June 30, 1949.

SEC. 110. The appropriations for the Department of the Navy and the naval service for the fiscal year ending June 30, 1949, shall be available for expenses in connection with the transfer to the United States of foreign vessels, including pay, subsistence, transportation, and repatriation of alien crews.

SEC. 111. None of the funds appropriated in this Act for the fiscal year ending June 30, 1949, other than funds for which reimbursement is made hereunder, shall be available for any expenses for care, upkeep, repair, handling, and assistance in the sale of any property, material, or equipment subsequent to the date of a declaration of surplus covering such property to a disposal agency, or, if procedures are prescribed whereby declarations of surplus are made at approximately the time of disposal or removal, subsequent to the date of notice by the owning agency to the disposal agency that property has been determined to be surplus and is subject to such procedures. With respect to all such expenses, disposal agencies shall provide reimbursement to the Navy, for credit to the appropriations from which such expenses would be normally paid and the Navy is authorized to apportion, obligate, and expend funds from the several appropriations involved in advance of the reimbursement thereto: *Provided*, That reimbursement shall not be made for pay and allowances and subsistence of naval and Marine Corps personnel within the numbers appropriated for: *Provided further*, That advance payments based on the estimated expenses of the Department of the Navy may be made by any disposal agency: *Provided further*, That in lieu of ascertaining the direct expenses and the applicable portion of the indirect expenses, the Department of the Navy and the disposal agencies may agree on any basis for determining such expenses as will equitably accomplish the purpose of this section.

SEC. 112. No part of the appropriations made in this Act shall be available for contracts with any person, firm, or corporation to make or cause to be made with a stop watch or other time-measuring device a time study of any job of any employee within the Navy; 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 moneys herein appropriated for the Naval Establishment or 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 naval ship-

Missing or captured personnel.

56 Stat. 143.
50 U. S. C. app.
§§ 1001-1017; Supp. I,
§ 1001 *et seq.*

60 Stat. 810.

Compensation to noncitizens.

Transfer of foreign vessels, etc.

Surplus property.

Advance payments by disposal agency.

Time-measuring devices, restriction.

Cash rewards, etc.

Work by private contractors, restriction.

yards or arsenals of the United States, when time and facilities permit, and when in the judgment of the Secretary, such repair, purchase, acquirement, or production would not involve an appreciable increase in cost to the Government, except when the repair, purchase, or acquirement, by or from any private contractor, would, in the opinion of the Secretary, be advantageous to the national defense.

Short title.

SEC. 113. This Act may be cited as the "Department of the Navy Appropriation Act, 1949".

Approved June 24, 1948.

[CHAPTER 618]

JOINT RESOLUTION

June 24, 1948
[S. J. Res. 203]
[Public Law 754]

Providing for the ratification by Congress of a contract for the purchase of certain lands and mineral deposits by the United States from the Choctaw and Chickasaw Nations of Indians.

Choctaw and
Chickasaw Nations of
Indians.
Ratification of con-
tract.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the following contract between the United States of America and the Choctaw and Chickasaw Nations of Indians, entered into on October 8, 1947, pursuant to the provisions of the Act of June 28, 1944 (58 Stat. 483), is hereby ratified by the Congress, to wit:

"CONTRACT

"This contract of purchase, by and between the United States of America entered into in its behalf by J. A. Krug, Secretary of the Interior, and the Choctaw and Chickasaw Nations, acting by William A. Durant, Principal Chief of the Choctaw Nation, and Floyd E. Maytubby, Governor of the Chickasaw Nation, pursuant to the provisions of the Act of June 28, 1944 (58 Stat. 483), and for the purpose of carrying out the terms and provisions thereof, it is mutually agreed between the parties hereto, as follows:

Purchase price.

"1. Subject to the approval of this contract by a vote of the living enrolled eligible voters of the Choctaw and Chickasaw Nations, and its ratification by the Congress of the United States, the United States agrees to pay to the Choctaw and Chickasaw Nations, and the Choctaw and Chickasaw Nations agree to accept, the sum of \$8,500,000 in full payment for all of their right, title, and interest in the lands and mineral deposits reserved from allotment in accordance with the provisions of section 58 of the Supplemental Agreement of 1902 (32 Stat. 641), and in full and final settlement of any and all claims for damages against the United States for any failure on the part of the United States, its officers, agents, or employees, to sell such properties in accordance with the terms of the Supplemental agreement, or for any other failure alleged to have occurred in connection with the sale, lease, and administration of such properties by the United States, its officers, agents, or employees.

Credit of purchase price.

"2. Upon approval of this contract as provided by section 1 hereof, and its ratification by the Congress, the amount of the purchase price, when appropriated by the Congress, shall be placed to the credit of the Choctaw and Chickasaw Nations on the books of the Treasury of the United States, and shall be distributed as hereinafter set forth.

Conveyance.

"3. When the purchase price herein agreed upon shall have been appropriated, the Principal Chief of the Choctaw Nation and the Governor of the Chickasaw Nation shall execute a conveyance or conveyances, satisfactory in form and substance to the Secretary of the Interior, vesting in the United States all of the right, title, and interest of the said Choctaw and Chickasaw Nations, in and to such lands and mineral deposits, and releasing all claims for damages against the