

## Public Law 254

## CHAPTER 665

## AN ACT

November 1, 1951  
[H. R. 5650]

**Making supplemental appropriations for the fiscal year ending June 30, 1952, and for other purposes.**

Second Supplemental Appropriation Act, 1952.

*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 supplemental appropriations for the fiscal year ending June 30, 1952, and for other purposes, namely:

## CHAPTER I

## LEGISLATIVE BRANCH

60 Stat. 392.

Effective January 1, 1952, Public Law 479, Seventy-ninth Congress, under the heading "Contingent expenses of the Senate", paragraph 8, page 7, is amended by striking out the word "fifty" and inserting in lieu thereof "sixty", and by striking out the words "two hundred and fifty" and inserting in lieu thereof "three hundred".

## HOUSE OF REPRESENTATIVES

## CONTINGENT EXPENSES OF THE HOUSE

Miscellaneous items: For an additional amount for "Miscellaneous items", \$550,000: *Provided*, That the appropriation "Clerk hire, Members and Delegates", fiscal year 1952, is hereby made available for the purposes set forth in subsection (c) of House Resolution 318, Eighty-second Congress.

Stationery (revolving fund): For an additional amount for "Stationery (revolving fund)", Eighty-second Congress, first session, \$500, to remain available until expended.

## CHAPTER II

## FEDERAL SECURITY AGENCY

## DEFENSE COMMUNITY FACILITIES AND SERVICES

*Ante*, p. 303.

For the provision of defense community facilities and services, including loans and grants therefor, in accordance with title III of the Defense Housing and Community Facilities and Services Act of 1951, including administrative expenses in connection with direct Federal construction of such facilities, \$4,000,000, to remain available until June 30, 1953.

## SALARIES AND EXPENSES, DEFENSE COMMUNITY FACILITIES AND SERVICES

*Ante*, p. 293.

60 Stat. 810.

For necessary expenses, not otherwise provided for, of the Federal Security Agency in connection with its functions under the Defense Housing and Community Facilities and Services Act of 1951, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$250,000.

## OFFICE OF EDUCATION

Not to exceed \$2,000,000 of the appropriation in this chapter for Defense Community Facilities and Services shall be available to the

Office of Education for payments to local educational agencies for the maintenance and operation of schools in critical defense housing areas pursuant to section 10 of the Act of September 30, 1950 (Public Law 874), as amended, and for providing school facilities and making grants pursuant to title III of the Act of September 23, 1950 (Public Law 815), as amended: *Provided*, That this paragraph shall be effective only upon enactment into law of H. R. 5411, Eighty-second Congress.

### CHAPTER III

#### DEPARTMENT OF AGRICULTURE

Flood control: For an additional amount, in accordance with the provisions of the Flood Control Act of June 22, 1936 (Public Law 738), as amended and supplemented, to expedite investigations and surveys in critical areas in the Missouri and Upper Mississippi River watersheds and the submission of reports thereof to the Congress, \$186,800, to be merged with the appropriation made under this head in the Department of Agriculture Appropriation Act, 1952.

49 Stat. 1570.  
33 U. S. C. §§ 701a-701h.

*Ante*, p. 235.

### CHAPTER IV

#### DEPARTMENT OF THE INTERIOR

##### BUREAU OF INDIAN AFFAIRS

Commutation of treaty obligations, Choctaw Nation of Indians in Oklahoma: For commutation of treaty obligations with the Choctaw Nation of Indians in Oklahoma in accordance with the Act of September 1, 1950 (Public Law 747), \$385,000, including not to exceed \$34,333 for defraying expenses of making per capita payments authorized by said Act, to remain available until expended.

64 Stat. 573.

##### RESOURCES MANAGEMENT

For an additional amount for "Resources Management," for the development of additional water supplies on the Navajo Reservation, \$250,000, to remain available until expended: *Provided*, That development shall be made after consultation and approval of the Navajo Tribal Council.

##### BUREAU OF RECLAMATION

Construction and rehabilitation: For an additional amount for "Construction and rehabilitation", \$2,500,000, to remain available until expended.

Construction and rehabilitation: For an additional amount for "Construction and rehabilitation", \$500,000, to remain available until expended.

### CHAPTER V

#### INDEPENDENT OFFICES

##### ATOMIC ENERGY COMMISSION

##### SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses, Atomic Energy Commission", \$200,000,000.

## CIVIL SERVICE COMMISSION

## SALARIES AND EXPENSES

*Ante*, p. 271.

For an additional amount for "Salaries and expenses", \$1,400,000; and the limitation under this head in the Independent Offices Appropriation Act, 1952, on the amount available for travel expenses, is increased from "\$575,000" to "\$619,000".

## FEDERAL TRADE COMMISSION

## SALARIES AND EXPENSES

For an additional amount, fiscal year 1952, for "Salaries and expenses", \$100,000.

## HOUSING AND HOME FINANCE AGENCY

## OFFICE OF THE ADMINISTRATOR

## DEFENSE HOUSING

*Ante*, p. 303.

55 Stat. 363; 64 Stat. 65.

*Ante*, p. 287.

For the provision of defense housing in accordance with title III of the Defense Housing and Community Facilities and Services Act of 1951, including administrative expenses (not exceeding \$375,000) of the Public Housing Administration in connection therewith, \$25,000,000, to remain available until expended: *Provided*, That any moneys or reserves authorized by section 311 of said Act may be merged (for accounting purposes only) with moneys or reserves authorized by sections 303 and 605 (c) of the Act of October 14, 1940, as amended (42 U. S. C. 1543 and 1585): *Provided further*, That the amount made available under this head in title IV of the Independent Offices Appropriation Act, 1952, for administrative expenses of the Public Housing Administration, is increased from "\$12,780,000" to "\$13,155,000".

## DEFENSE COMMUNITY FACILITIES AND SERVICES

*Ante*, p. 303.

Expenses of inspections, etc.

For the provision of defense community facilities and services, including loans and grants therefor, in accordance with title III of the Defense Housing and Community Facilities and Services Act of 1951, including administrative expenses (not exceeding \$105,000) in connection with the construction of such facilities, \$11,250,000, to remain available until expended: *Provided*, That necessary expenses of inspections and of providing representatives at the site of projects being constructed pursuant to said title III from any appropriations or funds available for such construction shall be considered nonadministrative, and in the case of projects financed through loans to public or nonprofit agencies shall be compensated by such agencies by the payment of fixed fees which in the aggregate will cover the costs of rendering such services, and amounts so recovered shall be credited to the appropriations or funds against which such expenses were charged.

## REVOLVING FUND FOR DEVELOPMENT OF ISOLATED DEFENSE SITES

*Ante*, p. 310.

For the revolving fund authorized by title IV of the Defense Housing and Community Facilities and Services Act of 1951, including not to exceed \$25,000 for necessary administrative expenses in connection with said title, \$6,250,000, to remain available until expended.

SALARIES AND EXPENSES, DEFENSE HOUSING AND COMMUNITY FACILITIES  
AND SERVICES

For necessary expenses of the Office of the Administrator in connection with the functions of that office under title I of the Defense Housing and Community Facilities and Services Act of 1951, including rent in the District of Columbia; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and expenses of attendance at meetings of organizations concerned with the purposes of this appropriation; \$603,000.

*Ante*, p. 293.

60 Stat. 810.

FEDERAL NATIONAL MORTGAGE ASSOCIATION

The amount made available under this head in title IV of the Independent Offices Appropriation Act, 1952, for administrative expenses of the Federal National Mortgage Association, is increased from "\$3,060,000" to "\$3,428,000".

*Ante*, p. 287.

OFFICE OF THE ADMINISTRATOR

The amount made available under this head in title IV of the Independent Offices Appropriation Act, 1952, for administrative expenses incident to providing financial assistance for prefabricated housing and large-scale modernized site construction is increased from "\$157,250" to "\$225,000"; and such increased amount shall be available for administrative expenses in connection with all functions of the Office of the Administrator under section 102 of the Housing Act of 1948, as amended, and title V of the Defense Housing and Community Facilities and Services Act of 1951.

*Ante*, p. 287.

62 Stat. 1275.  
12 U. S. C. § 1701g.  
*Ante*, p. 311.

FEDERAL HOUSING ADMINISTRATION

The amount made available under this head in title IV of the Independent Offices Appropriation Act, 1952, for administrative expenses of the Federal Housing Administration is increased by "\$41,000"; and the limitation thereunder on the amounts available for certain non-administrative expenses of said Administration is increased from "\$23,300,000" to "\$25,175,000": *Provided*, That the National Defense Housing Insurance Fund shall be available, in addition to the purposes for which it is otherwise available under law, for administrative expenses of the Federal Housing Administration.

*Ante*, p. 287.

RENEGOTIATION BOARD

SALARIES AND EXPENSES

For necessary expenses of the Renegotiation Board, including expenses of attendance at meetings concerned with the purposes of this appropriation; purchase (not to exceed three) and hire of passenger motor vehicles; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not to exceed \$50 per diem for individuals; and rents in the District of Columbia; \$1,000,000: *Provided*, That the Board is authorized, subject to the procedures prescribed by section 505 of the Classification Act of 1949, to place not more than five positions in grades 16, 17, or 18 of the general schedule established by said Act, and such positions shall be in addition to the number authorized by said section.

60 Stat. 810.

63 Stat. 959.  
5 U. S. C. § 1105.

## CORPORATIONS

## INLAND WATERWAYS CORPORATION

*Ante*, p. 292.

The provisions of section 605 of the Independent Offices Appropriation Act, 1952 (Public Law 137, Eighty-second Congress) shall not apply to the operating personnel of the Inland Waterways Corporation.

Military Public Works Appropriation Act, 1952.

## CHAPTER VI

## DEPARTMENT OF DEFENSE

## MILITARY PUBLIC WORKS

## DEPARTMENT OF THE ARMY

## CORPS OF ENGINEERS

64 Stat. 236.  
10 U. S. C. § 1337d  
and note.  
64 Stat. 1221.  
5 U. S. C. § 171x.  
*Ante*, p. 336.  
10 U. S. C. § 1339;  
40 U. S. C. §§ 259, 267.

Military construction, Army: For construction, installation, and equipment of temporary or permanent public works, military installations, and facilities for the Army, as authorized by the Act of June 17, 1950 (Public Law 564, Eighty-first Congress), the Act of January 6, 1951 (Public Law 910, Eighty-first Congress), and the Act of September 28, 1951 (Public Law 155, Eighty-second Congress), without regard to sections 1136 and 3734, Revised Statutes, as amended, including hire of passenger motor vehicles; and not to exceed \$10,000,000 for advance planning as authorized by section 504 of said Act of September 28, 1951; to remain available until expended, \$1,000,000,000.

## DEPARTMENT OF THE NAVY

34 U. S. C. §§ 911b-911d.  
64 Stat. 236.  
10 U. S. C. §§ 1337d  
and note.  
64 Stat. 829.  
50 U. S. C. § 881  
note.  
64 Stat. 1221.  
5 U. S. C. § 171x.  
*Ante*, p. 336.

53 Stat. 591.

Public Works: For construction, installation, and equipment of temporary or permanent public works, naval installations, and facilities for the Navy, as authorized by the Act of June 16, 1948 (62 Stat. 459), the Act of June 17, 1950 (Public Law 564, Eighty-first Congress), the Act of September 11, 1950 (Public Law 783, Eighty-first Congress), the Act of January 6, 1951 (Public Law 910, Eighty-first Congress), and the Act of September 28, 1951 (Public Law 155, Eighty-second Congress), naval repairs and improvements to the San Francisco Naval Shipyard; including not to exceed \$5,000,000 for advance planning as authorized by section 504 of said Act of September 28, 1951; \$282,000 for the acquisition of facilities as authorized by said Act of September 11, 1950; furniture for public quarters; personnel in the Bureau of Yards and Docks and other personal services necessary for the purposes of this appropriation; and engineering and architectural services as authorized by section 3 of the Act of April 25, 1939 (34 U. S. C. 556); to remain available until expended, \$800,000,000;

*Ante*, p. 404.

San Diego, California: For necessary expenditures for the construction of facilities to increase the capacity of the San Diego water supply system in accordance with the provisions of H. R. 5102, Eighty-second Congress, \$18,000,000.

63 Stat. 897.

Refund to the Florida Keys Aqueduct Commission: For refund to the Florida Keys Aqueduct Commission in accordance with the provisions of the Act of October 25, 1949 (Public Law 379, Eighty-first Congress), \$1,096,392.

## DEPARTMENT OF THE AIR FORCE

Acquisition and construction of real property: For acquisition, construction, installation, and equipment of temporary or permanent public works, military installations, and facilities for the Air Force, as authorized by the Act of March 30, 1949 (63 Stat. 17), the Act of October 27, 1949 (63 Stat. 936), as amended, the Act of May 11, 1949 (63 Stat. 66), the Act of June 17, 1950 (Public Law 564, Eighty-first Congress), the Act of January 6, 1951 (Public Law 910, Eighty-first Congress), and the Act of September 28, 1951 (Public Law 155, Eighty-second Congress), without regard to sections 1136 and 3734, Revised Statutes, as amended, and the land, and interests therein, may be acquired and construction may be prosecuted thereon prior to the approval of title by the Attorney General as required by section 355, Revised Statutes, as amended; not to exceed \$5,000,000 for advance planning as authorized by section 504 of said Act of September 28, 1951; and hire of passenger motor vehicles; to remain available until expended, \$2,071,200,000: *Provided*, That no part of these funds shall be expended for actual construction of facilities or structures at Grandview Air Terminal, Missouri, until the city of Kansas City, Missouri, has conveyed to the United States Government the fee simple title to all lands required for the base or has given the United States Government at least a twenty-five-year lease to such land on a nominal rental basis: *Provided further*, That not to exceed \$74,745,000 of this appropriation shall be available for the foregoing purposes at McGuire Air Force Base, Wrightstown, New Jersey, for airfield pavements, fuel storage and dispensing facilities, hazard removal, communications facilities, operational facilities, aircraft maintenance facilities, training facilities, troop facilities, administrative and supporting facilities, utilities, land acquisition, medical facilities, storage facilities, and shops: *Provided further*, That not to exceed \$1,746,000 of this appropriation shall be available for the foregoing purposes at Sioux City Airport, Sioux City, Iowa, for airfield pavements, fuel storage and dispensing facilities, communications and navigational aids facilities, operational facilities, family housing, administrative and supporting facilities, utilities, and medical facilities: *Provided further*, That not to exceed \$32,981,000 of this appropriation shall be available for the foregoing purposes at Travis Air Force Base, Fairfield, California, for airfield pavements, fuel storage and dispensing facilities, communication and airfield lighting facilities, operational facilities, aircraft maintenance facilities, training facilities, troop facilities, administrative and supporting facilities, utilities, land acquisition, medical facilities, storage facilities, and shops.

SEC. 602. None of the funds appropriated in this chapter shall be expended for payments under a cost-plus-a-fixed-fee contract for work where cost estimates exceed \$25,000 to be performed within the continental United States without the specific approval in writing of the Secretary of Defense setting forth the reasons therefor.

SEC. 603. None of the funds appropriated in this chapter shall be expended for additional costs involved in expediting construction: *Provided*, That the Secretary of Defense, or his designee for the purpose, shall establish a reasonable completion date for each project, taking into consideration the type and location of the project, the climatic and seasonal conditions affecting the construction and the application of economical construction practices.

SEC. 604. No part of the funds made available by this Act or any other Act of the present Congress shall be used for the construction,

50 U. S. C. §§ 491-494.  
50 U. S. C. §§ 511 note, 521 note.  
50 U. S. C. §§ 501-504.  
64 Stat. 236.  
10 U. S. C. § 1337d and note.  
64 Stat. 1221.  
5 U. S. C. § 171x.  
*Ante*, p. 336.  
10 U. S. C. § 1339;  
40 U. S. C. §§ 259, 267;  
33 U. S. C. § 733 and note.

McGuire Air Force Base, Wrightstown, N. J.

Sioux City Airport, Iowa.

Travis Air Force Base, Fairfield, Calif.

Restriction on certain contract payments.

Costs involved in expediting production.

Laundry or dry-cleaning facilities.

replacement, or reactivation of any laundry or dry-cleaning facilities in the United States, its Territories, or possessions, as to which the Secretary of Defense does not certify, in writing, giving his reasons therefor, that the services to be furnished by such facilities are not obtainable from commercial sources at reasonable rates.

Citation of chapter.

SEC. 605. This chapter may be cited as the "Military Public Works Appropriation Act, 1952".

## CHAPTER VII

### CLAIMS FOR DAMAGES, AUDITED CLAIMS, AND JUDGMENTS

For payment of claims for damages as settled and determined by departments and agencies in accord with law, audited claims certified to be due by the General Accounting Office, and judgments rendered against the United States by United States district courts and the United States Court of Claims, as set forth in Senate Document Numbered 79, and House Document Numbered 248, Eighty-second Congress, \$1,885,416, together with such amounts as may be necessary to pay interest (as and when specified in such judgments or in certain of the settlements of the General Accounting Office or provided by law) and such additional sums due to increases in rates of exchange as may be necessary to pay claims in foreign currency: *Provided*, That no judgment herein appropriated for shall be paid until it shall have become final and conclusive against the United States by failure of the parties to appeal or otherwise: *Provided further*, That, unless otherwise specifically required by law or by the judgment, payment of interest wherever appropriated for herein shall not continue for more than thirty days after the date of approval of this Act.

## CHAPTER VIII

### GENERAL PROVISIONS

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

SEC. 801. No part of any appropriation contained in this Act, or of the funds available for expenditure by any corporation included 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 or fund contained in this or any other Act shall be

Affidavit.

Penalty clause.

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. 802. Any funds provided by this Act shall not be available for the compensation of persons performing domestic information functions or related supporting functions in excess of 50 per centum of the amount provided herein.

Domestic information functions.

SEC. 803. This Act may be cited as the "Second Supplemental Appropriation Act, 1952".

Short title.

Approved November 1, 1951.

Public Law 255

CHAPTER 666

AN ACT

To amend the penalty provisions applicable to persons convicted of violating certain narcotic laws, and for other purposes.

November 2, 1951  
[H. R. 3490]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 2 (c) of the Narcotic Drugs Import and Export Act, as amended (U. S. C., title 21, sec. 174), is amended to read as follows:

Narcotic law violations, penalties.  
42 Stat. 596.

"(c) Whoever fraudulently or knowingly imports or brings any narcotic drug into the United States or any territory under its control or jurisdiction, contrary to law, or receives, conceals, buys, sells, or in any manner facilitates the transportation, concealment, or sale of any such narcotic drug after being imported or brought in, knowing the same to have been imported contrary to law, or conspires to commit any of such acts in violation of the laws of the United States, shall be fined not more than \$2,000 and imprisoned not less than two or more than five years. For a second offense, the offender shall be fined not more than \$2,000 and imprisoned not less than five or more than ten years. For a third or subsequent offense, the offender shall be fined not more than \$2,000 and imprisoned not less than ten or more than twenty years. Upon conviction for a second or subsequent offense, the imposition or execution of sentence shall not be suspended and probation shall not be granted. For the purpose of this subdivision, an offender shall be considered a second or subsequent offender, as the case may be, if he previously has been convicted of any offense the penalty for which is provided in this subdivision or in section 2557 (b) (1) of the Internal Revenue Code, or if he previously has been convicted of any offense the penalty for which was provided in section 9, chapter 1, of the Act of December 17, 1914 (38 Stat. 789), as amended; section 1, chapter 202 of the Act of May 26, 1922 (42 Stat. 596), as amended; section 12, chapter 553, of the Act of August 2, 1937 (50 Stat. 556), as amended; or sections 2557 (b) (1) or 2596 of the Internal Revenue Code enacted February 10, 1939 (ch. 2, 53 Stat. 274, 282), as amended. After conviction, but prior to pronouncement of sentence, the court shall be advised by the United States attorney whether the conviction is the offender's first or a subsequent offense. If it is not a first offense, the United States attorney shall file an information setting forth the prior convictions. The offender shall have the opportunity in open court to affirm or deny that he is identical with the person previously convicted. If he denies the identity, sentence shall be postponed for such time as to permit a trial before a jury on the sole issue of the offender's identity with the person previously convicted. If the offender is found by the jury to be the

Post, p. 768.

21 U. S. C. §§ 171, 173, 174-177.

Post, p. 768.