

Public Law 488

CHAPTER 630

AN ACT

Making appropriations for the Department of Defense and related independent agencies for the fiscal year ending June 30, 1953, and for other purposes.

July 10, 1952
[H. R. 7391]

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 fiscal year ending June 30, 1953, for military functions administered by the Department of Defense, and related independent agencies, and for other purposes, namely:

Department of
Defense Appropriation
Act, 1953.

TITLE I

NATIONAL SECURITY COUNCIL

Salaries and expenses: For expenses necessary for the National Security Council, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not in excess of \$50 per diem for individuals; acceptance and utilization of voluntary and uncompensated services; and expenses of attendance at meetings concerned with work related to the activity of the Council; \$155,000.

60 Stat. 810.

NATIONAL SECURITY RESOURCES BOARD

Salaries and expenses: For expenses necessary for the National Security Resources Board; including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates for individuals not in excess of \$50 per diem and contracts with temporary or part-time employees may be renewed annually; expenses of attendance at meetings of organizations concerned with the work of the National Security Resources Board; hire of passenger motor vehicles; reimbursement of the General Services Administration for security guard services for protection of confidential files; not to exceed \$8,000 for newspapers and periodicals; and not to exceed \$5,000 for emergency and extraordinary expenses, to be expended under the direction of the Chairman for such purposes as he deems proper, and his determination thereon shall be final and conclusive; \$625,000, to be apportioned for use during the period July 1, 1952, to April 30, 1953.

60 Stat. 810.

NATIONAL SECURITY TRAINING COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the National Security Training Commission, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates for individuals not in excess of \$50 per diem and contracts with temporary or part-time employees may be renewed annually; reimbursement of the General Services Administration for security guard services; hire of passenger motor vehicles; expenses of attendance at meetings concerned with the purposes of this appropriation; rental of office space in the District of Columbia; and purchase and installation of air-conditioning equipment without regard to the provisions of the Act of October 26, 1942, as amended (40 U. S. C. 317); \$37,500.

60 Stat. 810.

56 Stat. 999.

TITLE II

DEPARTMENT OF DEFENSE

MILITARY FUNCTIONS

OFFICE OF THE SECRETARY OF DEFENSE

SALARIES AND EXPENSES

For expenses necessary for the Office of the Secretary of Defense, the Armed Forces Policy Council, the Joint Chiefs of Staff and the Joint Staff, the Munitions Board, and the Research and Development Board, including purchase (not to exceed three for replacement only) and hire of passenger motor vehicles; and not to exceed \$60,000 for emergency and extraordinary expenses, to be expended under the direction of the Secretary of Defense for such purposes as he deems proper, and his determination thereon shall be final and conclusive; \$14,000,000.

CLAIMS

For payment of claims by the Office of the Secretary of Defense, the Army (except as provided in appropriations for civil functions administered by the Department of the Army), Navy, Marine Corps, and Air Force, as authorized by law (5 U. S. C. 946; 28 U. S. C. 2672; 31 U. S. C. 222c, 222e, 223b, 223d, 224d; 35 U. S. C. 91; 39 U. S. C. 135; 46 U. S. C. 797; Act of November 15, 1945, 59 Stat. 582; Act of October 20, 1951, 65 Stat. 572); claims (not to exceed \$1,000 in any one case) for damages to or loss of private property incident to the operation of Army and Air National Guard camps of instruction, either during the stay of units of said organizations at such camps or while en route thereto or therefrom; claims, as authorized by law, for damage to property of railroads under training contracts; and repayment of amounts determined by the Secretary of the Army, the Secretary of the Navy, or the Secretary of the Air Force, or officers designated by them, to have been erroneously collected from military and civilian personnel of the Departments of the Army, Navy, and Air Force or from States, Territories, or the District of Columbia, or members of National Guard units thereof; \$5,000,000.

RETIRED PAY

For retired pay and retirement pay, as authorized by law, of military personnel on the retired lists of the Army, Navy, Marine Corps, and the Air Force, including the reserve components thereof; and retainer pay for personnel of the inactive Fleet Reserve; \$330,000,000: *Provided*, That no part of such sum shall be used to pay the retired or retirement pay of any commissioned member of the Regular Army, Navy, Marine Corps, or Air Force who is voluntarily retired after the date of enactment of this Act, unless such member was retired because of (1) being unfit to perform the duties of his office, rank, grade, or rating by reason of a physical disability incurred in line of duty, or (2) achieving the age at which retirement is required by law, or (3) whose application is approved in writing by the Secretary of Defense stating that the retirement is in the best interests of the service, or, is required to avoid cases of individual hardship.

59 Stat. 305, 225,
662; 62 Stat. 983;
57 Stat. 372, 66; 55
Stat. 880; 56 Stat.
1014; 37 Stat. 554;
58 Stat. 726.

CONTINGENCIES

For emergencies and extraordinary expenses arising in the Department of Defense, to be expended on the approval or authority of the Secretary of Defense and such expenses may be accounted for solely on his certificate that the expenditures were necessary for confidential military purposes, \$25,000,000: *Provided*, That a report of disbursements under this item of appropriation shall be made quarterly to the Appropriations Committees of the Congress.

Report.

EMERGENCY FUND

For transfer by the Secretary of Defense, with the approval of the Bureau of the Budget, to any appropriation for military functions under the Department of Defense available for research and development, to be merged with and to be available for the same purposes, and for the same time period, as the appropriation to which transferred, \$35,000,000.

OFFICE OF PUBLIC INFORMATION

For expenses necessary for the Office of Public Information, \$550,000.

COURT OF MILITARY APPEALS

Salaries and expenses: For expenses necessary for the Court of Military Appeals, \$250,000.

TITLE III

DEPARTMENT OF THE ARMY

MILITARY PERSONNEL, ARMY

For pay, allowances, individual clothing, interest on deposits, and permanent change of station travel, including transportation of dependents and household effects, for members of the Army on active duty (except those undergoing reserve training); expenses incident to movement of troop detachments, including rental of camp sites and procurement of utility and other services; expenses of military courts, boards and commissions; expenses of apprehension and delivery of deserters, prisoners, and soldiers absent without leave, including payment of rewards (not to exceed \$25 in any one case), and costs of confinement of military prisoners in nonmilitary facilities; donations of not to exceed \$25 to each prisoner upon each release from confinement in an Army prison (other than a disciplinary barracks) and to each person discharged for fraudulent enlistment; welfare, recreation and informational services; educational services for Army enlisted personnel; subsistence and clothing for resale, as authorized by law; authorized issues of articles to prisoners, other than those in disciplinary barracks; civilian clothing, not to exceed \$30 in cost, to be issued each person upon each release from an Army prison, other than a disciplinary barracks; medals and awards; subsistence of enlisted personnel, selective service registrants called for induction and applicants for enlistment while held under observation, and prisoners (except those at disciplinary barracks), or reimbursement therefor while such personnel are sick in hospitals; subsistence of supernumeraries necessitated by emergent military circumstances; and chaplains' activities: \$4,410,000,000, of which not to exceed \$25,000,000 may be transferred to the appropriation "Military Per-

Pay, allowances,
etc.Welfare, recrea-
tion, etc.

Subsistence.

sonnel, Army, 1952": *Provided*, That section 212 of the Act of June 30, 1932 (5 U. S. C. 59a), shall not apply to retired military personnel on duty at the United States Soldier's Home: *Provided further*, That the duties of the librarian at the United States Military Academy may be performed by a retired officer detailed on active duty: *Provided further*, That no part of this or any other appropriation in this act may be used for pay and allowances of military personnel assigned to recruiting duty in excess of 50 per centum of the amount expended for such purpose during the fiscal year ending June 30, 1952.

MAINTENANCE AND OPERATIONS, ARMY

For expenses, not otherwise provided for, necessary for the maintenance and operation of the Army, including administration and rentals at the seat of Government; medical and dental care of personnel entitled thereto by law or regulation (including charges of private facilities for care of military personnel on duty or leave, except elective private treatment), and other measures necessary to protect the health of the Army; disposition of remains, including those of all Army personnel who die while on active duty; information and educational services for the Armed Forces; recruiting expenses; subsistence of prisoners at disciplinary barracks, and of civilian employees as authorized by law; expenses of apprehension and delivery of prisoners escaped from disciplinary barracks, including payment of rewards not exceeding \$25 in any one case, and expenses of confinement of such prisoners in nonmilitary facilities; donations of not to exceed \$25 to each prisoner upon each release from confinement in a disciplinary barracks; authorized issues of articles for use of applicants for enlistment and persons in military custody; civilian clothing, not to exceed \$30 in cost, to be issued each person upon each release from a disciplinary barracks and to each soldier discharged otherwise than honorably, or sentenced by a civil court to confinement in a civil prison, or interned or discharged as an alien enemy; transportation services; communications services, including construction of communication systems; photographic services; maps and similar data for military purposes; military surveys and engineering planning; alteration, extension, and repair of structures and property; acquisition of lands (not exceeding \$5,000 for any one parcel), easements, rights-of-way, and similar interests in land, and, in administering the provisions of 43 U. S. C. 315q, rentals may be paid in advance; payment of deficiency judgments and interest thereon arising out of condemnation proceedings; utility services for buildings erected at private cost, as authorized by law (10 U. S. C. 1346), and buildings on military reservations authorized by Army regulations to be used for a similar purpose; purchase of ambulances; hire of passenger motor vehicles; contingencies for the Commandant of the National War College, to be expended in his discretion (not exceeding \$1,000); purchase, repair and cleaning of uniforms for guards at the National War College; tuition and fees incident to training of military and civilian personnel at civilian institutions; maintenance and operation of the United States Military Academy, including contingencies for the Superintendent (not exceeding \$5,200), the Commandant of Cadets (not exceeding \$1,200) and the Academic Board (not exceeding \$1,000), to be expended in their respective discretions, expenses of the Board of Visitors, and liquidation of unpaid indebtedness of separated cadets to the Treasurer of the Academy; field exercises and maneuvers, including payments in advance for rentals or options to rent land; expenses for the Reserve Officers' Training Corps and other units at educational institutions, as authorized by

47 Stat. 406.

Recruiting duty.

Medical and dental care.

Prisoners.

56 Stat. 654.

32 Stat. 282.

National War College.

U. S. Military Academy.

ROTC.

law (10 U. S. C. 381-390; 441-444; 1180-1182a); exchange fees, and losses in the accounts of disbursing officers or agents in accordance with law (31 U. S. C. 95a; 50 U. S. C. App. 1705-1707; 61 Stat. 493); expenses of inter-American cooperation, as authorized for the Navy by law (5 U. S. C. 421f) for Latin-American cooperation; not to exceed \$6,152,000 for emergencies and extraordinary expenses, to be expended on the approval or authority of the Secretary of the Army, and payments may be made on his certificate of necessity for confidential military purposes, and his determination shall be final and conclusive upon the accounting officers of the Government; \$4,332,400,000: *Provided*, That no part of this or any other appropriation contained in this Act shall be available for the procurement of any article of food, clothing, cotton or wool (whether in the form of fiber or yarn or contained in fabrics, materials, or manufactured articles) not grown, reprocessed, reused, or produced in the United States or its possessions, except to the extent that the Secretary of the Department concerned shall determine that a satisfactory quality and sufficient quantity of any articles of food or clothing or any form of cotton or wool grown, reprocessed, reused, or produced in the United States or its possessions cannot be procured as and when needed at United States market prices and except procurements by vessels in foreign waters and emergency procurements or procurements of perishable foods by establishments located outside the continental United States, except the Territories of Hawaii and Alaska, for the personnel attached thereto: *Provided further*, That nothing herein shall preclude the procurement of foods manufactured or processed in the United States or its possessions.

39 Stat. 123, 191,
853; 41 Stat. 776,
967.
58 Stat. 800, 921.

60 Stat. 858.

Procurement of
food and clothing.

PROCUREMENT AND PRODUCTION, ARMY

For expenses necessary for the procurement, manufacture, and modification of armament, ammunition, equipment, vehicles, vessels, and aircraft for the Army and the Reserve Officers' Training Corps; purchase of passenger motor vehicles; expenses which in the discretion of the Secretary of the Army are necessary in providing facilities for production of equipment and supplies for national defense purposes, including construction, and the furnishing of Government-owned facilities and equipment at privately owned plants; and ammunition for military salutes at institutions to which issue of weapons for salutes is authorized; \$2,736,000,000 (to remain available until expended): *Provided*, That the unexpended balances of appropriations available under this head for the fiscal year 1952 are hereby merged with this appropriation.

MILITARY CONSTRUCTION, ARMY CIVILIAN COMPONENTS

For construction, acquisition, expansion, rehabilitation and conversion of facilities for the training and administration of the reserve components, including contributions therefor, as authorized by the Act of September 11, 1950 (64 Stat. 829), without regard to sections 1136 and 3734, Revised Statutes, as amended, and land and interests therein may be acquired and construction prosecuted thereon prior to the approval of title by the Attorney General as required by section 355 of the Revised Statutes, as amended; hire of passenger motor vehicles; \$20,000,000, to remain available until expended.

50 USC 881 note.
10 USC 1339; 40
USC 259, 267.
33 USC 733.

RESERVE PERSONNEL REQUIREMENTS

For pay, allowances, clothing, subsistence, transportation, travel and related expenses, as authorized by law, for personnel of the Organized Reserve Corps while on active duty undergoing Reserve training or while performing drills or equivalent duty, and for members of the Reserve Officers' Training Corps; subsistence for members of the Organized Reserve Corps for drills of eight or more hours duration in any one calendar day; \$73,000,000.

ARMY NATIONAL GUARD

Training, etc.

For pay, allowances, clothing, subsistence, transportation, and travel, as authorized by law, for personnel of the Army National Guard while undergoing training or while performing drills or equivalent duty; expenses of training, organizing and administering the Army National Guard, including maintenance, operation, and alterations to structures and facilities; construction and maintenance of buildings and alterations to present structures, other than armories, either on Government-owned or state-owned land, or on land made available by lease or loan from any political subdivision of a State or any tax-supported agency therein, and unexpended funds from "Military Construction, Army Civilian Components", Public Law 179, Eighty-second Congress, to remain available until expended in accordance with provisions of section 67, National Defense Act, and National Guard regulations, and not made subject to the legal restrictions contained in Public Law 783, Eighty-first Congress, for the construction of reserve facilities; hire of passenger motor vehicles; personal services in the National Guard Bureau and services of personnel of the National Guard employed as civilians without regard to their military rank, and the number of caretakers authorized to be employed under provisions of law (32 U. S. C. 42) may be such as is deemed necessary by the Secretary of the Army; subsistence for drills

65 Stat. 435.

39 Stat. 199.
32 USC 21, 22,
49.64 Stat. 829.
50 USC 881 note.

39 Stat. 205.

Travel expenses.

of eight or more hours duration in any one calendar day; travel expenses (other than mileage), as authorized by law for Army personnel on active duty, for Army National Guard division, regimental, and battalion commanders while inspecting units in compliance with National Guard regulations when specifically authorized by the Chief, National Guard Bureau; supplying and equipping the Army National Guard of the several States, Territories, and the District of Columbia, as authorized by law; and expenses of repair, modification, maintenance, and issue of supplies and equipment (including aircraft) and such property may be furnished from Army stocks without reimbursement, subject to recall for Army requirements; \$153,300,000: *Provided*, That units and headquarters of the National Guard of the United States, whether or not they are in the active service of the United States, shall have the same privilege of free transmission of official mail matter as the Department of Defense.

Official mail.

RESEARCH AND DEVELOPMENT, ARMY

For necessary expenses of basic and applied scientific research, evaluation, and development, including maintenance, rehabilitation, lease and operation of facilities and equipment, not otherwise provided for; \$440,000,000, to remain available until expended.

NATIONAL BOARD FOR THE PROMOTION OF RIFLE PRACTICE, ARMY

For necessary expenses of construction, equipment, and maintenance of rifle ranges, the instruction of citizens in marksmanship, and promotion of rifle practice, in accordance with the Act of August 29,

1916 (39 Stat. 643), and the provisions of law contained in 10 U. S. C. 1184–1185 and 32 U. S. C. 181–186, including travel of rifle teams, military personnel, and individuals attending regional, national, and international competitions, and not to exceed \$18,000 for incidental expenses of the National Board, \$100,000: *Provided*, That travel expenses of civilian members of the National Board shall be paid in accordance with the Standardized Government Travel Regulations, as amended.

Travel expenses.

ALASKA COMMUNICATION SYSTEM

OPERATION AND MAINTENANCE

For expenses necessary for the operation, maintenance, and improvement of the Alaska Communication System, including purchase (not to exceed one) and hire of passenger motor vehicles, \$4,700,000, to remain available until the close of the fiscal year 1954, and, in addition, not to exceed 15 per centum of the current fiscal year receipts of the Alaska Communication System may be merged with and used for the purposes of this appropriation.

ARMY STOCK FUND

For additional working capital for the Army Stock Fund, established pursuant to section 405 of the National Security Act, as amended (5 U. S. C. 172), \$70,000,000: *Provided*, That stocks procured with funds appropriated for clothing and equipage during fiscal year 1952 may be transferred to said fund.

63 Stat. 587.
5 USC 172d.

TITLE IV

DEPARTMENT OF THE NAVY

MILITARY PERSONAL, NAVY

For pay, allowances, subsistence, interest on deposits, gratuities, clothing, permanent change of station travel (including expenses of temporary duty between permanent duty stations), and transportation of dependents, as authorized by law, for regular and reserve personnel on active duty (except those on active duty while undergoing reserve training), \$2,485,896,500.

MILITARY PERSONNEL, NAVAL RESERVE

For pay, allowances, clothing, subsistence, gratuities, and travel, as authorized by law, for personnel of the Naval Reserve on active duty while undergoing reserve training, or while performing drills or equivalent duty, \$58,348,000.

MILITARY PERSONNEL, OFFICER CANDIDATES

For pay, allowances, clothing, subsistence, and travel, as authorized by law, for officer candidates, including midshipmen at the Naval Academy, aviation cadets, regular and contract enrollees in the Naval Reserve Officers' Training Corps, and Reserve officer candidates; and retainer pay authorized by the Act of August 13, 1946 (34 U. S. C. 1020h), to remain available until June 30, 1954; \$21,074,000.

60 Stat. 1060.

NAVY PERSONNEL, GENERAL EXPENSES

Training.

For expenses necessary for general training, education and administration of regular and reserve personnel, including tuition, cash book allowances of not to exceed \$50 for each Naval Aviation College program student, and other costs incurred at civilian schools, general training aids and devices, procurement of military personnel, and authorized annuity premiums and retirement benefits for civilian members of teaching staffs; maintenance and operation of Navy training and personnel facilities, including the Naval Academy, Naval Postgraduate School, Naval War College, Naval Home, Navy training schools and facilities, disciplinary barracks, and retraining commands; rent; hire of motor vehicles; not to exceed \$30 per person for civilian clothing, including an overcoat when necessary, for enlisted personnel discharged otherwise than honorably; welfare and recreation; medals and other awards; research and development; and departmental salaries; \$98,590,000.

MILITARY PERSONNEL, MARINE CORPS

For pay, allowances, subsistence, interest on deposits, gratuities, clothing, permanent change of station travel (including expenses of temporary duty between permanent duty stations), and transportation of dependents, as authorized by law, for regular and reserve personnel on active duty (except those on active duty while undergoing reserve training), \$616,884,000.

MILITARY PERSONNEL, MARINE CORPS RESERVE

For pay, allowances, clothing, subsistence, gratuities, and travel, as authorized by law, for personnel of the Marine Corps Reserve and the Marine Corps platoon leaders class on active duty while undergoing reserve training, or while performing drills or equivalent duty, \$16,279,000.

MARINE CORPS TROOPS AND FACILITIES

For necessary expenses of troops and facilities of the Marine Corps not otherwise provided for, including maintenance and operation of equipment and facilities, and procurement of military personnel; training and education of regular and reserve personnel, including tuition and other costs incurred at civilian schools; welfare and recreation; not to exceed \$30 per person for civilian clothing, including an overcoat when necessary, for enlisted personnel discharged otherwise than honorably; research and development; procurement and manufacture of ordnance, ammunition, and other military supplies, equipment and clothing; purchase, including one for replacement only, at not to exceed \$4,500, and hire of passenger motor vehicles; transportation of things; industrial mobilization; rent; medals, awards, emblems and other insignia; care of the dead; and departmental salaries; \$860,000,000.

AIRCRAFT AND FACILITIES

For expenses necessary for maintenance, operation, and modification of aircraft; maintenance, operation, and lease of air stations and facilities, testing laboratories, fleet and other aviation activities; procurement of services, supplies, special clothing, tools, materials, and equipment, including rescue boats; research and development; industrial mobilization; aerological services, supplies, and equipment for the Navy and Marine Corps; and departmental salaries; \$963,000,000.

CONSTRUCTION OF AIRCRAFT AND RELATED PROCUREMENT

For construction, procurement, and modernization of aircraft and equipment, including ordnance, spare parts, and accessories therefor; expansion of public and not to exceed \$100,000,000 for expansion of private plants, including the land necessary therefor, without regard to section 3734, Revised Statutes, as amended, and such land, and interests therein, may be acquired and construction prosecuted thereon prior to approval of title by the Attorney General as required by section 355, Revised Statutes, as amended; procurement and installation of equipment in public or private plants; and departmental salaries necessary for the purposes of this appropriation, to remain available until expended, \$3,910,042,000, of which \$460,042,000 is for liquidation of obligations incurred under authority heretofore granted to enter into contracts for the foregoing purposes.

40 USC 259, 267.

33 USC 733 and note.

SHIPS AND FACILITIES

For expenses necessary for design, maintenance, operation, and alteration of vessels; maintenance and operation of facilities; procurement of plant equipment, appliances, and machine tools, and installation thereof in public or private plants; procurement of equipment, supplies, special clothing and services, including subsistence and other expenses of civilian crews of vessels; installation, maintenance, and removal of ships' ordnance; lease of facilities and docks; charter and hire of vessels; relief of vessels in distress; maritime salvage services; research and development; industrial mobilization; and departmental salaries; \$1,200,000,000.

Machine tools, etc.

CONSTRUCTION OF SHIPS

For an additional amount for "Construction of Ships," to remain available until expended, \$115,133,000, of which \$62,860,000 is for liquidation of obligations incurred pursuant to authority heretofore granted under this head: *Provided*, That the total of obligations incurred under this head for construction, conversion, or replacement, approved after July 17, 1947, shall not exceed \$1,137,561,000.

SHIPBUILDING AND CONVERSION

For expenses necessary for the construction, acquisition, or conversion of vessels as authorized by law, including plant equipment, appliances, and machine tools, and installation thereof in public or private plants, and departmental salaries necessary for the purposes of this appropriation, \$511,938,000, to remain available until expended: *Provided*, That the total of obligations incurred for the foregoing purposes, including those incurred against reimbursements credited to this appropriation pursuant to section 403 (b) of the Mutual Defense Assistance Act of 1949, as amended (22 U. S. C. 1574 (b)), shall not exceed \$2,076,922,000.

63 Stat. 717.

ORDNANCE AND FACILITIES

For expenses necessary for the production and procurement of Navy ordnance and ammunition (except ordnance for new aircraft, new ships, and ships authorized for conversion); alteration, preservation, and handling of ordnance and ammunition; maintenance of ordnance (except installation, maintenance, and removal of ships' ordnance, and line maintenance of ordnance installed in aircraft); maintenance and operation of ordnance facilities; procurement of equipment, supplies, special clothing and services; procurement of

plant equipment, appliances, and machine tools, and installation thereof in naval or private plants; lease of facilities; research and development; industrial mobilization; and departmental salaries; \$879,000,000.

ORDNANCE FOR NEW CONSTRUCTION

For an additional amount for "Ordnance for new construction," to remain available until expended, \$27,000,000, for liquidation of obligations incurred pursuant to authority heretofore granted under this head.

ORDNANCE FOR SHIPBUILDING AND CONVERSION

For expenses necessary for the construction and procurement of armor and armament for vessels provided for in the appropriation "Shipbuilding and conversion," including plant equipment, appliances, and machine tools, and installation thereof in public or private plants, and departmental salaries necessary for the purposes of this appropriation, \$58,341,000, to remain available until expended: *Provided*, That the total of obligations incurred under this head including those incurred against reimbursements credited to this appropriation pursuant to section 403 (b) of the Mutual Defense Assistance Act of 1949, as amended (22 U. S. C. 1574 (b)), shall not exceed \$502,731,000.

63 Stat. 717.

INCREASE AND REPLACEMENT OF NAVAL VESSELS

CONSTRUCTION AND MACHINERY

For an additional amount of "Construction and machinery", including, during the current fiscal year, personal services in the Bureau of Ships necessary for the purposes of this appropriation, \$12,500,000.

ARMOR, ARMAMENT, AND AMMUNITION

For an additional amount for "Armor, armament, and ammunition," including, during the current fiscal year, personal services in the Bureau of Ordnance necessary for the purposes of this appropriation, \$14,900,000.

Appropriations under the head "Increase and replacement of naval vessels" shall be available for expenditure until June 30, 1953, and any unexpended balances remaining on that date shall be disposed of pursuant to the provisions of the "Surplus Fund—Certified Claims Act of 1949" and the account shall be abolished.

63 Stat. 407.
31 USC 712 a
note.

MEDICAL CARE

For expenses necessary for maintenance and operation of naval hospitals, medical centers, clinics, schools, research facilities, and other medical activities; technical medical support of the supply system and other naval activities; procurement of ambulances, medical and dental supplies, equipment and services; rent; instruction of medical personnel in naval hospitals, naval schools, and civilian schools; research and development; industrial mobilization; care of the dead; and departmental salaries; \$106,457,000.

CIVIL ENGINEERING

For expenses necessary for maintenance and operation of district public works offices, public works centers, construction battalion centers, defense housing projects, other civil engineering facilities,

and shore activities not otherwise provided for; procurement of services, supplies and equipment for the foregoing activities; purchase and hire of passenger motor vehicles; research and development; engineering services; industrial mobilization; and departmental salaries; \$212,800,000.

FACILITIES

For expenses necessary for acquisition, construction, and installation of production facilities and equipment, and test facilities and equipment (other than those for research and development), including the land necessary therefor, without regard to section 3734, Revised Statutes, as amended, and such land, and interests therein, may be acquired and construction prosecuted thereon prior to the approval of title by the Attorney General as required by section 355, Revised Statutes, as amended, such amounts as may be determined by the Secretary of the Navy, and approved by the Secretary of Defense and the Bureau of the Budget, and said amounts shall be derived by transfer from any appropriations available to the Department of the Navy, during the fiscal year 1953 for procurement of equipment for installation or use in private plants: *Provided*, That the total amount so transferred shall not exceed \$50,000,000.

40 USC 259, 267.

33 USC 733 and note.

RESEARCH

For conduct and encouragement of research and development, not otherwise provided for; dissemination of scientific information; administration of patents, trade-marks, and copyrights; maintenance and operation of research and development facilities; development, installation, and maintenance of special devices (including specialized housing therefor); procurement of supplies, services, and equipment; departmental salaries; and other expenses necessary in carrying out the Act of August 1, 1946 (5 U. S. C. 475), to remain available until expended, \$70,000,000.

60 Stat. 779.

SERVICE-WIDE SUPPLY AND FINANCE

For expenses necessary for maintenance and operation of service-wide supply and finance activities, including supply depots and centers, clothing depots, market and purchasing offices, supply demand control points, fleet fueling facilities, overseas air cargo terminals, regional accounting and disbursing offices, the material catalog office, the cost inspection service, and other service-wide supply and finance facilities, as designated by the Secretary; procurement of supplies, services, special clothing, and equipment; rent; intra-Navy transportation of things, all transportation of Navy stock fund material, and transportation of household effects; research and development; industrial mobilization; losses in exchange and in the accounts of disbursing officers, as authorized by law; and departmental salaries; \$467,634,142.

Supplies.
Intra-Navy transportation.

SERVICE-WIDE OPERATIONS

For expenses necessary for maintenance and operation of the Naval Observatory, the Hydrographic Office, Service-wide Communications, Naval Records Centers, Naval District Headquarters (except training offices), River Commands, and other service-wide operations and functions not otherwise provided for; procurement of supplies, services and equipment for activities financed hereunder; Latin-American cooperation; not to exceed \$9,132,000 for emergencies and extraordinary expenses, as authorized by section 6 of the Act of August 2, 1946 (5 U. S. C. 419c), to be expended on the approval and authority of

Latin-American cooperation.

60 Stat. 853.

the Secretary, and his determination shall be final and conclusive upon the accounting officers of the Government; and departmental salaries; \$115,893,000.

OPERATION AND CONSERVATION OF NAVAL PETROLEUM RESERVES

For expenses necessary for exploration, prospecting, conservation, development, use, and operation of the naval petroleum reserves, as authorized by law, \$13,250,000.

NAVAL PETROLEUM RESERVE NUMBERED 4, ALASKA

For expenses necessary for exploration and prospecting in Naval Petroleum Reserve Numbered 4, to remain available until June 30, 1954, \$7,500,000.

TITLE V

DEPARTMENT OF THE AIR FORCE

AIRCRAFT AND RELATED PROCUREMENT

For construction, procurement, and modification of aircraft and equipment, armor and armament, spare parts and accessories therefor; specialized equipment; expansion of public and private plants, Government-owned equipment and installation thereof in such plants, erection of structures, and acquisition of land without regard to section 1136, Revised Statutes, as amended, for the foregoing and other purposes, and such land, and interests therein, may be acquired and construction prosecuted thereon prior to the approval of title by the Attorney General as required by section 355, Revised Statutes, as amended; industrial mobilization, including maintenance of reserve plants and equipment and procurement planning; and other expenses necessary for the foregoing purposes, including rents and transportation of things; to remain available until expended; \$12,685,044,000.

10 USC 1339.

33 USC 733 and note.

MAJOR PROCUREMENT OTHER THAN AIRCRAFT

For procurement of supplies, materials, and equipment, and spare parts therefor, not otherwise provided for; electronic and communication equipment; and the purchase of passenger motor vehicles, \$900,000,000, to remain available until expended.

ACQUISITION AND CONSTRUCTION OF REAL PROPERTY

For an additional amount for "Acquisition and construction of real property," for liquidation of obligations incurred pursuant to authority heretofore granted under this heading to enter into contracts, \$45,334,770, to remain available until expended.

MAINTENANCE AND OPERATION

For expenses necessary for the maintenance, operation, and administration of the activities of the Air Force, including the Air Force Reserve and the Air Reserve Officers' Training Corps; maintenance, operation, and modification of aircraft; transportation of things; rents at the seat of government and elsewhere, and in administering the provisions of 43 U. S. C. 315q payments of rents may be made in advance; repair of facilities; field printing plants; procurement of ambulances; hire of passenger motor vehicles; training and instruction of military and civilian personnel of the Air Force, including tuition

56 Stat. 654.

Training and instruction.

and related expenses; pay, allowances, and travel expenses of contract surgeons; utility services for buildings erected at private cost as authorized by law (10 U. S. C. 1346), and buildings on military reservations authorized by Air Force regulations to be used for welfare and recreational purposes; rental of land or purchase of options to rent land without reference to section 3648, Revised Statutes, as amended, use or repair of private property, and other necessary expenses of combat maneuvers; organizational clothing and equipage; payment of exchange fees and exchange losses incurred by Air Force disbursing officers or their agents; losses in the accounts of Air Force disbursing officers as authorized by law (31 U. S. C. 95a; 50 U. S. C. 1705-1707; Act of July 26, 1947, Public Law 248); burial of the dead as authorized by law (10 U. S. C. 916-916d; 5 U. S. C. 103a), including remains of personnel of the Air Force of the United States who die while on active duty, travel allowances of attendants accompanying remains, and acquisition by lease or otherwise of temporary burial sites; conduct of schoolrooms, service clubs, chapels, and other instructional, entertainment, and welfare expenses for enlisted men, not otherwise provided for; expenses for inter-American cooperation as authorized for the Navy by the Act of August 2, 1946 (5 U. S. C. 421f), for Latin-American cooperation; payments of deficiency judgments and interests thereon arising out of condemnation proceedings heretofore instituted; and special services by contract or otherwise; \$3,600,000,000.

32 Stat. 282.

Rental of land,
etc.
31 USC 529.58 Stat. 800, 921;
61 Stat. 493; 52
Stat. 398; 54 Stat.
743.50 USC app.
1705-1709; 31 USC
95a note.

60 Stat. 858.

MILITARY PERSONNEL REQUIREMENTS

For pay, allowances, clothing, subsistence, transportation, interest on deposits of enlisted personnel, and travel in kind for cadets and permanent change of station travel for all other personnel of the Air Force of the United States on active duty (other than personnel of the reserve components, including the Air National Guard, on active duty while undergoing reserve training), including commutation of quarters, subsistence supplies for issue as rations to enlisted personnel, cloth and materials and clothing for issue and sale, and clothing allowances, as authorized by law; and, in connection with personnel paid from this appropriation, for rental of camp sites and local procurement of utility services and other necessary expenses incident to individual or troop movements (including packing and unpacking and transportation of organizational equipment), ice, meals for recruiting parties, monetary allowances for liquid coffee for troops when supplied cooked or travel rations, altering and fitting clothing, and commutation of rations, as authorized by law, to enlisted personnel, including those sick in hospitals; transportation, as authorized by law, of dependents, baggage, and household effects of personnel paid from this appropriation; rations for civilian employees when entitled thereto, applicants for enlistment, prisoners of war, and general prisoners; subsistence supplies for resale, as authorized by law; commutation of rations, as authorized by regulations, to applicants for enlistment, civilian employees entitled to subsistence at public expense, and general prisoners, while sick in hospitals; subsistence of supernumeraries necessitated by emergent military circumstances; issues of toilet articles and barbers' and tailors' material to general prisoners confined at military posts without pay and allowances, applicants for enlistment, and recruits upon first enlistment; civilian clothing and when necessary an overcoat, the cost of all not to exceed \$30, for each person upon each release from a military prison, each enlisted man discharged otherwise than honorably, each enlisted man convicted by a civil court for an offense resulting in confinement in a civil prison, and each enlisted man interned, or discharged without internment as

Individual or
troop movements.Transportation
of dependents, etc.Commutation of
rations.

Prisoners.

an alien enemy; expenses of apprehension and delivery of deserters, prisoners, and members of the Air Force absent without leave, including payment of rewards (not to exceed \$25 in any one case); confinement of military prisoners in nonmilitary facilities; donations of not to exceed \$25 to each civilian prisoner upon each release from a military prison, to each enlisted man discharged otherwise than honorably upon each release from confinement under court-martial sentence, and to each person discharged for fraudulent enlistment; expenses of courts, boards, and commissions; welfare; and medals and other awards; \$3,200,000,000.

RESEARCH AND DEVELOPMENT

ARO, Inc.

For expenses necessary for basic and applied scientific research and development, by contract or otherwise, and transportation of things, to remain available until expended, \$525,000,000: *Provided*, That no part of such appropriation shall be used to make any payment to ARO, Incorporated, for operation of the Arnold Engineering Development Center after March 31, 1953, unless Congress shall have directed otherwise.

RESERVE PERSONNEL REQUIREMENTS

39 Stat. 167.
10 USC 38.

For pay, allowances, clothing, subsistence, and travel for personnel of the Air Force Reserve and the Air Reserve Officers' Training Corps, while on active duty undergoing reserve training or while performing drills or equivalent duty, or undergoing training and instruction or on duty under section 5, National Defense Act, as authorized by law; and the procurement and issue of uniforms to institutions necessary for the training of the Air Reserve Officers' Training Corps, as authorized by law, \$26,196,000, to remain available until June 30, 1954.

AIR NATIONAL GUARD

39 Stat. 167.
10 USC 38.

For pay, allowances, clothing, subsistence, transportation (including mileage, actual and necessary expenses, or per diem in lieu thereof), medical and hospital treatment and related expenses, for members of the Air National Guard while undergoing Reserve training or while performing drills or equivalent duty, including officers on duty under section 5, National Defense Act, as authorized by law; travel expenses (other than mileage), on the same basis as authorized by law for Air National Guard personnel on active Federal duty, of Air National Guard commanders while inspecting units in compliance with National Guard regulations when specifically authorized by the Chief, National Guard Bureau; establishment, maintenance, operation, repair, and other necessary expenses of facilities for the training and administration of the Air National Guard, including construction of facilities, and additions, extensions, alterations, improvements, and rehabilitation of existing facilities, as authorized by the Act of September 11, 1950 (Public Law 783); maintenance, operation, and modification of aircraft; transportation of things; purchase and hire of passenger motor vehicles; procurement and issue to the Air National Guard of the several States, Territories, and the District of Columbia of supplies, materials, and equipment, as authorized by law; and expenses incident to the maintenance and use of supplies, materials, and equipment, including such as may be furnished from stocks under the control of agencies of the Department of Defense; \$106,000,000: *Provided*, That the number of caretakers authorized to be employed under the provisions of law (32 U. S. C. 42) may be such as is deemed necessary by the Secretary

64 Stat. 829.
50 USC 881 note.

Supplies, etc.

Caretakers.

39 Stat. 205.

of the Air Force: *Provided further*, That units and headquarters of the Air National Guard of the United States, whether or not they are in the active service of the United States, shall have the same privilege of free transmission of the official mail matter as the Department of Defense.

Official mail.

CONTINGENCIES

For emergencies and military expenses, to be expended on the authority or approval of the Secretary of the Air Force, and such expenses may be accounted for solely on his certificate, \$30,787,000.

TITLE VI—GENERAL PROVISIONS

SEC. 601. During the current fiscal year, the Secretary of Defense and the Secretaries of the Air Force, Army, and Navy, respectively, if they should deem it advantageous to the national defense, and if in their opinions the existing facilities of the Department of Defense are inadequate, are 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, and to pay in connection therewith travel expenses of individuals, including actual transportation and per diem in lieu of subsistence while traveling from their homes or places of business to official duty station and return as may be authorized by law: *Provided*, That such contracts may be renewed annually.

Experts or consultants.

60 Stat. 810.

SEC. 602. Section 3648, Revised Statutes, shall not apply, in the case of payments made from appropriations contained in this Act, (1) to payments made in compliance with the laws of foreign countries or their ministerial regulations, (2) to payments for rent in such countries for such periods as may be necessary to accord with local custom, or (3) to payments made for tuition.

Advances of public moneys.
31 USC 529.

SEC. 603. During the current fiscal year, 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 of the Department of Defense.

Noncitizens.

SEC. 604. No part of any appropriation contained in this Act for pay and allowances of military personnel shall be used for any other purpose, and such amounts as may be required to meet increased costs of pay and allowances as authorized by the Act of May 19, 1952 (Public Law 346) may be transferred from such unobligated balances of appropriations available to the Department of Defense as may be designated by the Secretary of Defense to applicable appropriations contained in titles II, III, IV, and V of this Act.

Pay and allowances, military personnel.

Ante, p. 79.

SEC. 605. The appropriations in this Act otherwise available for travel or transportation which are current on date of relief from duty station of personnel traveling under orders may be charged with all expenses in connection with such travel including transportation of dependents and household goods, regardless of time of arrival at destination of such personnel.

Personnel traveling under orders.

SEC. 606. Appropriations contained in this Act available for travel shall not be available for expenses incident to attendance at meetings of technical, scientific, professional, or other similar organizations without the approval of the Secretary of the Department concerned.

Meetings.

SEC. 607. No part of any money appropriated in this Act shall be expended for the payment of any commission on any land purchase contract in excess of 2 per centum of the purchase price.

Land purchase contracts.

SEC. 608. Such military and naval personnel as may be detailed for duty with agencies not a part of the Department of Defense on a reimbursement basis may be employed in addition to the numbers otherwise authorized and appropriated for.

Personnel detailed to other agencies.

Reclamation of certain payments.

SEC. 609. No collection or reclamation shall be made by the United States on account of any money paid to assignees, transferees, or allottees, or to others for them, under assignments, transfers, or allotments of pay and allowances made under authority of law where liability might exist with respect to such assignments, transfers, or allotments or the use of such moneys, because of the death of assignors, transferors, or allottees.

Availability of appropriations.

SEC. 610. Appropriations contained in this Act shall be available for insurance of official motor vehicles in foreign countries, when required by laws of such countries; payments in advance of expenses determined by the investigating officer to be necessary and in accord with local custom for conducting investigations in foreign countries incident to matters relating to the activities of the department concerned; reimbursement of General Services Administration for security guard services for protection of confidential files; examination of estimates of appropriations and Department of Defense activities in the field and the use of such appropriations for such purpose shall be subject only to regulation by the standing committees concerned; and all necessary expenses, at the seat of government of the United States of America or elsewhere, in connection with (1) instruction and training, including tuition, specifically approved by the Secretary of the Department concerned and not otherwise provided for, of civilian employees, and (2) communication and other services and supplies as may be necessary to carry out the purposes of this Act: *Provided*, That no appropriation contained in this Act, and no funds available from prior appropriations to component departments and agencies of the Department of Defense, shall be used to pay tuition or to make other payments to educational institutions in connection with the instruction or training of file clerks, stenographers, and typists receiving, or prospective file clerks, stenographers, and typists who will receive compensation at a rate below the minimum rate of pay for positions allocated to grade GS-5 under the Classification Act of 1949, as amended.

Tuition payments, etc., restriction.

63 Stat. 954.
5 USC 1071 note.

Gages, dies, jigs, etc.

SEC. 611. The appropriations contained in this Act for the Air Force, Navy, and for the Army, which are available for the procurement or manufacture of supplies, materials, and equipment of special or technical design may be used for the development and procurement of gages, dies, jigs, and other special aids and appliances, production studies, factory plans, and other production data, including specifications and detailed drawings, and for the purchase of designs, processes and manufacturing data, copyrights and letters patent, applications therefor, and licenses thereunder pertaining to such supplies, equipment, and materials for which the appropriations are made.

Prisoners of war, etc.

SEC. 612. Any appropriation available to the Air Force, Army, or the Navy may, under such regulations as the Secretary concerned may prescribe, be used for expenses incident to the maintenance, pay, and allowances of prisoners of war, other persons in Air Force, Army, or Navy custody whose status is determined by the Secretary concerned to be similar to prisoners of war, and persons detained in such custody pursuant to Presidential proclamation.

Receipts from sales, etc.

SEC. 613. During the current fiscal year, 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 Department of Defense on disbursing duty and charged in their official accounts, except receipts to be credited to river and harbor and flood-control appropriations, may be used by them as required for current expenditures, all necessary bookkeeping adjust-

ments of appropriations, funds, and accounts to be made in the settlement of their disbursing accounts.

SEC. 614. The Secretary of the Army, the Secretary of the Air Force, and the Secretary of the Navy are authorized to expend out of the appropriations in this Act available for construction or maintenance such amounts as may be required for minor construction (except family quarters), conversion of and extensions to existing structures, and improvements, at facilities of the Department concerned, but the cost of any project authorized under this section which is not otherwise authorized shall not exceed \$50,000, except that the limitation on the cost of any such project which is determined by the Secretary of Defense to be urgently required in the interests of national defense, shall not exceed \$200,000: *Provided*, That the cost limitations of this section shall not apply to amounts authorized to be expended for emergency expenses on the approval of the Secretary concerned: *Provided further*, That the cost of converting existing structures to family quarters pursuant to the authority contained in this section shall not exceed \$50,000 during the current fiscal year at any single facility of the Department concerned.

SEC. 615. During the current fiscal year, appropriations contained in this Act (except those for liquidation of prior contract authorizations) shall not be obligated for construction of family quarters for personnel at a cost per family unit in excess of \$14,040 on housing units for generals; \$12,040 on housing units for majors, lieutenant colonels and colonels, or equivalent; \$11,040 on housing units for second lieutenants, lieutenants, captains, and warrant officers, or equivalent; or \$10,040 on housing units for enlisted personnel, except that when such units are constructed outside the continental United States or in Alaska, the average cost per unit of all such units shall not exceed \$25,850 and in no event shall the individual cost exceed \$35,000. The last proviso of section 3 of the Act of June 12, 1948 (Public Law 626), and the last proviso in the next to last paragraph of section 3 of the Act of June 16, 1948 (Public Law 653), shall not be applicable to appropriations made herein or heretofore to carry out such Acts, in cases where the Secretary of the Department concerned determines that the erection of prefabricated family quarters will be more advantageous to the United States than multiple type dwellings of conventional construction.

SEC. 616. Appropriations for the Air Force and the Army for the current fiscal year shall be available for expenses in connection with the administration of occupied areas; for distribution of trophies and devices as authorized by law; for actual and necessary expenses or per diem in lieu thereof authorized by law; and, except as otherwise authorized by the Act of September 30, 1950 (Public Law 874), for primary and secondary schooling for dependents of military and civilian personnel of the Department of Defense residing on military installations or stationed in foreign countries in amounts not exceeding an average of \$225 per student, when the Secretary of the Department concerned finds that schools, if any, available in the locality, are unable to provide adequately for the education of such dependents.

SEC. 617. Appropriations for the Navy for the current fiscal year shall be available for 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 adjustment 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, and except as otherwise authorized by the Act of

Minor construction.

Cost limitation.

Emergency expenses.

Family quarters.

62 Stat. 379,462.
5 USC 626p and
note; 34 USC 911b-
911d.

Schooling for dependents.
64 Stat. 1100.
20 USC 236-244.

Navy.

64 Stat. 1100.
20 USC 236-244.

60 Stat. 854.

Canal Zone.
Citizenship re-
quirements.

Panamanian cit-
izens.

48 USC 1307 note.

Employees with
15 or more years of
service.

Hours of em-
ployment; pay
rates.

Applicability of
section.

Suspension of
compliance.

Assistance to
American small
business.

Commuted ra-
tions.

63 Stat. 802.
37 USC 231 note.

September 30, 1950 (Public Law 874), for contributions for the support of schools for dependents of military and civilian personnel of the Department of Defense as authorized by section 13 of the Act of August 2, 1946 (5 U. S. C. 421d).

SEC. 618. 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 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, 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 if he should deem such course to be in the public interest.

SEC. 619. Insofar as practicable, the Secretary of Defense shall assist American small business to participate equitably in the furnishing of commodities and services financed with funds appropriated under this Act by making available or causing to be made available to suppliers in the United States, and particularly to small independent enterprises, information, as far in advance as possible, with respect to purchases proposed to be financed with funds appropriated under this Act, and by making available or causing to be made available to purchasing and contracting agencies of the Department of Defense information as to commodities and services produced and furnished by small independent enterprises in the United States, and by otherwise helping to give small business an opportunity to participate in the furnishing of commodities and services financed with funds appropriated by this Act.

SEC. 620. During the current fiscal year, commuted rations for enlisted personnel of the uniformed services (as defined in the Career Compensation Act of 1949) on leave, or otherwise authorized to mess separately, shall be equivalent to the cost of the ration as determined by the Secretary of Defense.

SEC. 621. No appropriation contained in this Act shall be available for expenses of operation of messes (other than organized messes which are financed principally from nonappropriated funds) at which meals are sold to officers or civilians except under regulations approved by the Secretary of Defense, which shall (except under unusual or extraordinary circumstances) establish rates for such meals sufficient to provide reimbursement of operating expenses and food costs to the appropriations concerned: *Provided*, That, for the purposes of this section, payments for meals at the rates established hereunder may be made in cash or by deductions from the pay of civilian employees.

Operation of messes.

SEC. 622. No part of any appropriation contained in this Act shall be available until expended unless expressly so provided elsewhere in this or some other appropriation Act.

Payments for meals.

Availability of appropriations.

SEC. 623. No part of any 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 (other than for field messes, 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), except in accordance with regulations approved by the Secretary of Defense, which shall provide for uniform practices among all of the services.

Tableware, etc., in officers' quarters.

SEC. 624. The provisions of the Act of February 9, 1946 (60 Stat. 3), shall be applicable to the appropriations of the Army and Air Force for military pay for the current fiscal year, upon certification by the appropriate agency of the department concerned.

31 USC 634a.

SEC. 625. Not more than \$10,000,000 of the amounts received during the current fiscal year by each of the Departments of the Army, Navy, and Air Force as proceeds from the sale of scrap or salvage materials, shall be available during the current fiscal year for expenses of transportation, demilitarization, and other preparation for sale or salvage of military supplies, equipment, and matériel: *Provided*, That a report of receipts and disbursements under this limitation shall be made quarterly to the Committees on Appropriations of the Congress.

Proceeds from sale of scrap.

Report.

SEC. 626. During the current fiscal year, the President may exempt appropriations, funds, and contract authorizations, available for military functions under the Department of Defense, from the provisions of subsection (c) of section 3679 of the Revised Statutes, as amended, whenever he deems such action to be necessary in the interest of national defense.

31 USC 665.

SEC. 627. No appropriation contained in this Act shall be available in connection with the operation of commissary stores of the agencies of the Department of Defense for the cost of purchase (including commercial transportation in the United States to the place of sale but excluding all transportation outside the United States) and maintenance of operating equipment and supplies and for the actual or estimated cost of utilities as may be furnished by the Government and of shrinkage, spoilage, and pilferage of merchandise under the control of such commissary stores, except as authorized under regulations promulgated by the Secretaries of the military departments concerned, with the approval of the Secretary of Defense, which regulations shall provide for reimbursement therefor to the appropriations concerned and, notwithstanding any other provision of law, shall provide for the adjustment of the sales prices in such commissary stores to the extent necessary to furnish sufficient gross revenue from sales of commissary stores to make such reimbursement: *Provided, however*, That under such regulations as may be issued pursuant to

Commissary stores.

this section all utilities may be furnished without cost to the commissary stores outside the continental United States and in Alaska.

Strikes or overthrow of Government.

SEC. 628. 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.

Affidavit.

Penalty.

Contract provision regarding gratuities.

SEC. 629. No part of any money appropriated in titles II, III, IV, or V of this Act shall be expended under any contract (other than a contract for personal services) entered into after the enactment of this Act unless such contract provides—

(1) that the Government may, by written notice to the contractor, terminate the right of such contractor to proceed under such contract if it is found, after notice and hearing, by the Secretary of the military department with which the contract is made, or his designee, that gratuities (in the form of entertainment, gifts, or otherwise) were offered or given by such contractor, or any agent or representative of such contractor, to any officer or employee of the Government with a view toward securing a contract or securing favorable treatment with respect to the awarding or amending, or the making of any determinations with respect to the performing, of such contract: *Provided*, That the existence of the facts upon which such Secretary makes such findings shall be in issue and may be reviewed in any competent court,

(2) that in the event any such contract is so terminated the Government shall be entitled, (A) to pursue the same remedies against the contractor as it could pursue in the event of a breach of the contract by the contractor, and (B) as a penalty in addition to any other damages to which it may be entitled by law, to exemplary damages in an amount not less than three nor more than ten times (as determined by the Secretary or his designee) the costs incurred by any such contractor in providing any such gratuities to any such officer or employee.

Ceiling on civilian employees.

SEC. 630. No funds appropriated in titles II, III, IV, and V of this Act shall be used for the payment in excess of 500,000 full-time graded civilian employees (including (a) the full-time equivalent of

part-time employment, (b) persons who are described as "consultants" or who are compensated on a "when actually employed" basis if such persons are employed on a contract basis or are paid on a per diem basis, and (c) persons employed without compensation if they are reimbursed for expenses) at any one time during the current fiscal year.

SEC. 631. No part of any appropriation contained in this Act shall be available for the payment of flight pay to personnel whose actual assigned duties do not involve operational or training flights.

SEC. 632. No part of any appropriation contained in this Act shall be available for expense of transportation, packing, crating, temporary storage, drayage, and unpacking of household goods and personal effects in excess of an average of five thousand pounds net, such average to be based upon the total number of shipments authorized for permanent change of station during the previous fiscal year but not exceeding nine thousand pounds net in any one shipment.

SEC. 633. Vessels under the jurisdiction of the Department of Commerce, the Department of the Army, the Department of the Air Force, or the Department of the Navy may be transferred or otherwise made available without reimbursement to any of such agencies upon the request of the head of one agency and the approval of the agency having jurisdiction of the vessels concerned.

SEC. 634. During the last quarter of the fiscal year 1953, no funds appropriated by this Act shall be used for the pay, compensation, or allowances of commissioned officer personnel in excess of percentages of total average military personnel provided for in this Act during such fiscal year 1953 of the Army, Air Force, Navy, and Marine Corps, respectively, set forth in this section as follows:

Ranks	Army	Air Force	Navy	Marines
General of the Army or Fleet Admiral of the Navy.....	.0003	.0	.0004	.0
General or Admiral.....	.00055	.0007	.0007	.0004
Lieutenant General or Vice Admiral.....	.00175	.0019	.0029	.0016
Major General or Rear Admiral.....	.0111	.016	.0154	.0095
Brigadier General or Rear Admiral.....	.0192	.022	.0154	.013
Colonel or Captain of the Navy.....	.335	.43	.359	.23
Lieutenant Colonel or Commander.....	.85	.84	.85	.5
Major or Lieutenant Commander.....	1.16	2.1	1.3000	1.063
Captain or Lieutenant of the Navy.....	2.3	4.0	2.6597	2.25

SEC. 635. No funds contained in this Act shall be used for the purpose of entering into contracts containing article 15 of the Standard Government Contract until and unless said article is revised and amended to provide an appeal by the contractor to the Court of Claims within ninety days of the date of decision by the Department concerned, authority for which appeal is hereby granted.

SEC. 636. None of the funds provided in this Act shall be available for training in any legal profession nor for the payment of tuition for training in such profession in excess of twenty persons per year, exclusive of students in ROTC units: *Provided*, That nothing contained in this Act shall prohibit persons now attending law courses from completing same.

SEC. 637. Funds provided in this Act for public information and public relations shall not exceed \$5,554,851.

SEC. 638. (a) Notwithstanding any other provision of law and for the purpose of achieving an efficient, economical and practical operation of an integrated supply system designed to meet the needs of the military departments without duplicating or overlapping of either operations or functions, no officer or agency in or under the Department of Defense, after the effective date of this section, shall obligate any funds for procurement, production, warehousing, dis-

Flight pay.

Household goods.

Transfer of vessels.

Commissioned officer personnel.

Contracts.

Legal training.

Public relations.

Supply management functions.

tribution of supplies or equipment or related supply management functions, except in accordance with regulations issued by the Secretary of Defense.

(b) This section shall be effective sixty days after the approval of this Act.

Obligation of funds.

SEC. 639. No part of the funds appropriated in this Act for procurement which are limited for obligation during fiscal year 1953 shall be obligated during the last two months of the fiscal year at a monthly rate more than 125 per centum of the average monthly rate of obligation during the first ten months of the year.

Tables of organization and equipment.

SEC. 640. The Secretary of Defense is hereby directed to submit revised tables of organization and tables of equipment of the Army, Navy, Air Force, and Marine Corps to the Congress, together with recommendations for decreasing the number of personnel positions, clerical positions, supply positions, and other administrative positions so that the combat effectiveness of our Armed Forces may be improved.

Combat Duty Pay Act of 1952.

TITLE VII

COMBAT DUTY PAY

SEC. 701. This title may be cited as the "Combat Duty Pay Act of 1952".

Definitions.

SEC. 702. As used in this title—

63 Stat. 802.
37 USC 231 note.

(a) The terms "uniformed services", "member", "officer", and "secretary" (except as hereinafter specifically provided) shall have the meaning prescribed for such terms by section 102 of the Career Compensation Act of 1949, and the terms "incentive pay" and "special pay" shall mean the pay authorized by section 203, 204, or 205 of such Act.

(b) The term "member", when used in relation to any combat unit, means any member of the uniformed services serving and present with, or on board, such unit under competent orders.

(c) The term "combat unit" means—

(1) any military unit, not larger than a regiment, while such unit is engaged in actual combat on land; or

(2) any element of, or detail of personnel from, any military unit not larger than a regiment, while such element or detail is subjected to hostile ground fire in the course of rendering aid or assistance (A) directly to a military unit, not larger than a battalion, which is engaged in actual combat on land, or (B) by fire to any military unit engaged in actual combat on land; or

(3) any military unit (not larger than a regiment) engaged in any amphibious or airborne operation, while subjected to hostile ground fire in the course of rendering aid or assistance, to a military unit which is engaged in actual combat on land, by the performance of duties which require its employment at or near a beach or airhead; or

(4) any vessel while subjected to hostile fire or explosion in the course of any operation; or

(5) any aircraft while subjected to hostile fire in the course of any operation.

(d) the term "actual combat on land" means direct contact with and opposition to a hostile force by any military unit while such unit is subjected to hostile ground fire.

(e) the term "military unit" means any unit of any of the uniformed services other than a vessel or aircraft.

26 USC 22 note.

(f) the term "Korea" shall mean the geographical area specified for income-tax-exemption purposes by Executive Order 10195, approved December 20, 1950.

SEC. 703. Each member and former member of the uniformed services shall be entitled to receive combat pay in the amount of \$45 per month for each month beginning after May 31, 1950, for which such member was entitled to receive basic pay and during which he was a member of a combat unit in Korea on—

- (a) not less than six days of such month; or
- (b) one or more days of such month included within a period of not less than six consecutive days on which he was a member of a combat unit in Korea, if such period began in the next preceding month and he is not entitled to receive combat pay under this title for such preceding month.

SEC. 704. Each member and former member of the uniformed services shall be entitled to receive combat pay in the amount of \$45 per month for each month beginning after May 31, 1950, for which he was entitled to receive basic pay and in which—

- (a) he was killed in action, injured in action, or wounded in action while serving as a member of a combat unit in Korea, and for not more than three months thereafter during which he was hospitalized for the treatment of an injury or wound received in action while so serving; or
- (b) he was captured or entered a missing-in-action status while serving as a member of a combat unit in Korea, and for not more than three months thereafter during which he occupied such status.

SEC. 705. No person shall be entitled to receive for any month—

- (a) more than one combat pay authorized by this title; or
- (b) combat pay under this title in addition to any incentive or special pay.

SEC. 706. (a) The Secretaries of the services concerned are authorized and directed to promulgate regulations for the administration of this title, which regulations shall be as uniform as practicable, and in the case of the military departments shall be subject to the approval of the Secretary of Defense.

(b) Such regulations may include appropriate provisions for the withholding of combat pay under section 703 of this title from any member or former member of the uniformed services (or any class of such persons) for any period during which such person or class of persons was not placed in substantial peril by the action of any hostile force, as determined in conformity with such regulations.

SEC. 707. (a) The Secretary of the Service concerned, or such subordinate as he may specify, may make such determination of fact as may be required for the administration of this Act, and any such determination shall be final.

(b) Appropriations currently available for pay and allowances of members of the uniformed services shall be available for the payment of combat pay under this title for any month prior to the date of enactment of this title.

This Act may be cited as the "Department of Defense Appropriation Act, 1953".

Approved July 10, 1952.

Entitlement.

Regulations.

Availability of appropriations.

Short title.

Public Law 489

CHAPTER 631

AN ACT

To amend section 508 of title 14, United States Code.

July 10, 1952
[H. R. 7654]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the analysis of

Coast Guard.
Deserters.