

mortgagor is regulated or restricted pursuant to the last sentence of this section or (2)”; and

(2) by adding the following new sentence at the end of said section: “Without limiting the authority of the Commissioner under any other provision of law, the Commissioner is hereby authorized, with respect to any mortgagor in such case (except where the Alaska Housing Authority is the mortgagor or mortgagee), to require the mortgagor to be regulated or restricted as to rents or sales, charges, capital structure, rate of return, and methods of operation to such an extent and in such manner as the Commissioner determines advisable to provide reasonable rentals and sales prices and a reasonable return on the investment.”

Approved June 30, 1953.

Public Law 95

CHAPTER 171

AN ACT

To provide authority for temporary economic controls, and for other purposes.

June 30, 1953  
[S. 1081]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the “Defense Production Act Amendments of 1953”.*

Defense Production Act Amendments of 1953.  
64 Stat. 798.  
50 U.S.C. app. 2062.

SEC. 2. Section 2 of the Defense Production Act of 1950, as amended, is amended to read as follows:

“DECLARATION OF POLICY

“SEC. 2. In view of the present international situation and in order to provide for the national defense and national security our mobilization effort continues to require some diversion of certain materials and facilities from civilian use to military and related purposes. It also requires expansion of productive facilities beyond the levels needed to meet the civilian demand.”

SEC. 3. Section 101 of the Defense Production Act of 1950, as amended, is amended to read as follows:

50 U.S.C. app. 2071.

“SEC. 101. (a) The President is hereby authorized (1) to require that performance under contracts or orders (other than contracts of employment) which he deems necessary or appropriate to promote the national defense shall take priority over performance under any other contract or order, and, for the purpose of assuring such priority, to require acceptance and performance of such contracts or orders in preference to other contracts or orders by any person he finds to be capable of their performance, and (2) to allocate materials and facilities in such manner, upon such conditions, and to such extent as he shall deem necessary or appropriate to promote the national defense.

Priorities and allocations.

“(b) The powers granted in this section shall not be used to control the general distribution of any material in the civilian market unless the President finds (1) that such material is a scarce and critical material essential to the national defense, and (2) that the requirements of the national defense for such material cannot otherwise be met without creating a significant dislocation of the normal distribution of such material in the civilian market to such a degree as to create appreciable hardship.”

Restriction.

SEC. 4. Subsection (a) of section 301 of the Defense Production Act of 1950, as amended, is amended by striking out “, or in connection with or in contemplation of the termination,” and by inserting before the period at the end thereof a comma and the following: “or for the purpose of financing any contractor, subcontractor, or other person in

50 U.S.C. app. 2091.

connection with or in contemplation of the termination, in the interest of the United States, of any contract made for the national defense; but no small-business concern (as defined in section 714 (a) (1) of this Act) shall be held ineligible for the issuance of such a guaranty by reason of alternative sources of supply”.

65 Stat. 139.  
50 USC app.  
2163a.

Purchases.

65 Stat. 133.  
50 USC app.  
2093.

SEC. 5. Subsection (b) of section 303 of the Defense Production Act of 1950, as amended, is amended by striking out “1962” and inserting in lieu thereof “1963”.

SEC. 6. Section 303 of the Defense Production Act of 1950, as amended, is amended by adding at the end thereof a new subsection as follows:

Transfer to  
stockpile.

“(f) Notwithstanding any other provision of law to the contrary, metals, minerals, and materials acquired pursuant to the provisions of this section which, in the judgment of the President, are excess to the needs of programs under this Act, shall be transferred to the national stockpile established pursuant to the Act of June 7, 1939, as amended (50 U. S. C. 98–98h), when the President deems such action to be in the public interest.

53 Stat. 811.

“Transfers made pursuant to this subsection shall be made without charge against or reimbursement from funds available under such Act of June 7, 1939, as amended, except that costs incident to such transfer other than acquisition costs shall be paid or reimbursed from such funds, and the acquisition costs of such metals, minerals, and materials transferred shall be deemed to be net losses incurred by the transferring agency and the notes payable issued to the Secretary of the Treasury representing the amounts thereof shall be canceled. Upon the cancellation of any such notes the aggregate amount of borrowing which may be outstanding at any one time under section 304 (b) of this Act, as amended, shall be reduced in an amount equal to the amount of any notes so cancelled.”

50 USC app.  
2094.

SEC. 7. Subsection (c) of section 701 of the Defense Production Act of 1950, as amended, is amended to read as follows:

50 USC app.  
2151.  
Allocations.  
Fair share of  
civilian supply.

“(c) Whenever the President invokes the powers given him in this Act to allocate any material in the civilian market, he shall do so in such a manner as to make available, so far as practicable, for business and various segments thereof in the normal channel of distribution of such material, a fair share of the available civilian supply based, so far as practicable, on the share received by such business under normal conditions during a representative period following June 30, 1953: *Provided, however,* That the President shall from time to time give effect to the then current competitive position of established businesses as measured over a reasonable period of time, except as the same may result from Government controls under this or any other Act: *Provided further,* That the limitations and restrictions imposed on the production of specific items shall not exclude new concerns and newly acquired operations from a fair and reasonable share of total authorized production, and shall give due consideration to the needs of new concerns and newly acquired operations: *Provided further,* That if the President continues or reimposes allocation controls after June 30, 1953, in the civilian market of any materials subject to such controls on July 1, 1953, he shall do so in the manner above provided but on the basis of the share received by such business during a representative period preceding June 24, 1950, adjusted to reflect, since such date, attained competitive position, the requirements of new concerns and newly acquired operations.”

50 USC app.  
2152.

SEC. 8. Section 702 (d) of the Defense Production Act of 1950, as amended, is amended to read as follows:

“National de-  
fense.”

“(d) The term ‘national defense’ means programs for military and atomic energy production or construction, military assistance to any foreign nation, stockpiling, and directly related activity.”

SEC. 9. Subsection (e) of section 705 of the Defense Production Act of 1950, as amended, is hereby amended by adding at the end thereof the following paragraph:

"All information obtained by the Office of Price Stabilization under this section 705, as amended, and not made public prior to April 30, 1953, shall be deemed confidential and shall not be published or disclosed, either to the public or to another Federal agency except the Congress or any duly authorized committee thereof, and except the Department of Justice for such use as it may deem necessary in the performance of its functions, unless the President determines that the withholding thereof is contrary to the interests of the national defense, and any person willfully violating this provision shall, upon conviction, be fined not more than \$10,000 or imprisoned for not more than one year, or both."

50 USC app. 2155.

Office of Price Stabilization. Information.

Penalty.

SEC. 10. (a) Paragraph (4) of subsection (a) of section 714 of the Defense Production Act of 1950, as amended, is amended by striking out "June 30, 1953" and inserting in lieu thereof "July 31, 1953".

SDPA, termination. 66 Stat. 306. 50 USC app. 2163a.

(b) Paragraph (3) of subsection (f) of section 714 of the Defense Production Act of 1950, as amended, is amended by inserting after the word "allocated" the first time it appears therein the words "in the civilian market".

(c) Paragraph (4) of subsection (f) of section 714 of the Defense Production Act of 1950, as amended, is repealed.

Repeal.

SEC. 11. Subsection (a) of section 717 of the Defense Production Act of 1950, as amended, is amended to read as follows:

Termination dates. 50 USC app. 2166.

"(a) Title I (except section 104), title III, and title VII (except section 714) of this Act, and all authority conferred thereunder, shall terminate at the close of June 30, 1955. Section 714 of this Act, and all authority conferred thereunder, shall terminate at the close of July 31, 1953. Section 104, title II, and title VI of this Act, and all authority conferred thereunder, shall terminate at the close of June 30, 1953. Titles IV and V of this Act, and all authority conferred thereunder, shall terminate at the close of April 30, 1953."

SEC. 12. The first sentence of subsection (c) of section 717 of the Defense Production Act of 1950, as amended, is amended by adding before the period at the end thereof a comma and the following: "or the taking of any action (including the making of new guarantees) deemed by a guaranteeing agency to be necessary to accomplish the orderly liquidation, adjustment or settlement of any loans guaranteed under this Act, including actions deemed necessary to avoid undue hardship to borrowers in reconverting to normal civilian production; and all of the authority granted to the President, guaranteeing agencies, and fiscal agents, under section 301 of this Act shall be applicable to actions taken pursuant to the authority contained in this subsection".

50 USC app. 2091.

Approved June 30, 1953.

Public Law 96

CHAPTER 172

JOINT RESOLUTION

To extend the effectiveness of certain statutory provisions from July 1, 1953, to August 1, 1953.

June 30, 1953 [H. J. Res. 285]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Emergency Powers Continuation Act (66 Stat. 330), as amended, is hereby further amended by deleting the date "July 1, 1953" wherever it appears therein and by inserting in lieu thereof the date "August 1, 1953": Provided,