Public Law 85-538

AN ACT

July 18, 1958
[H. R. 10504]

To make the provisions of the Longshoremen's and Harbor Workers' Compensation Act applicable to certain civilian employees of nonappropriated fund instrumentalities of the Armed Forces, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act of June 19, 1952 (66 Stat. 139; Public Law 397, Eighty-second Congress; 5 U. S. C. 150k–1), is amended to read as follows:

Armed Forces.
Certain civilian employees.
Death or disability compensation.
44 Stat. 1424.

"SEC. 2. (a) The Longshoremen's and Harbor Workers' Compensation Act (33 U. S. C. 901–950) shall apply with respect to the disability or death resulting from injury, as defined in section 2 (2) of such Act (33 U. S. C. 902 (2)), occurring to a civilian employee of any nonappropriated fund instrumentality described in the first section of this Act, subject to the following provisions of this section:

Definitions.

"(1) For the purposes of this Act, the term 'employee' in section 2 (3) of the Longshoremen's and Harbor Workers' Compensation Act shall include only—

"(A) those employees of such nonappropriated fund instrumentalities as are employed within the continental United States and

"(B) those United States citizens or permanent residents of the United States or a Territory who are employees of such nonappropriated fund instrumentalities outside the continental limits of the United States.

"(2) For the purposes of this Act, the term 'employer' in section 2 (4) of the Longshoremen's and Harbor Workers' Compensation Act shall include each of the nonappropriated fund instrumentalities described in the first section of this Act.

Applicability.
33 USC 903.

"(3) For the purposes of this Act, only that part of section 3 (a) of the Longshoremen's and Harbor Workers' Compensation Act which precedes the first comma shall apply.

Districts.
Extension, etc.

"(4) The Secretary of Labor is authorized—

"(A) to extend compensation districts established under section 39 (b) of the Longshoremen's and Harbor Workers' Compensation Act or to establish new districts to include the areas outside the continental limits of the United States and

33 USC 939.

"(B) to assign to each such district one or more deputy commissioners as the Secretary deems advisable.

Judicial proceedings under sections 18 and 21 of such Act with respect to any injury or death occurring outside the continental limits of the United States shall be instituted in the district court within the territorial jurisdiction of which is located the office of the deputy commissioner having jurisdiction in respect of such injury or death (or in the United States District Court for the District of Columbia if such office is located in such district).

33 USC 918, 921.

Employees outside U.S.

"(b) In case of disability or death resulting from injury, as defined in section 2 (2) of the Longshoremen's and Harbor Workers' Compensation Act (33 U. S. C. 902 (2)), of an employee who is not a citizen or permanent resident of the United States or a Territory, employed outside the continental limits of the United States by any nonappropriated fund instrumentality described in the first section of this Act, compensation shall be provided in accordance with regulations prescribed by the Secretary of the military department concerned and approved by the Secretary of Defense or regulations prescribed by the Secretary of the Treasury, as the case may be.

"(c) The liability of the United States or of any nonappropriated fund instrumentality described in the first section of this Act, with

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respect to the disability or death resulting from injury, as defined in section 2 (2) of the Longshoremen's and Harbor Workers' Compensation Act (33 U. S. C. 902 (2)), of any employee referred to in section 2 (a) or 2 (b) of this Act, shall be determined as provided in this Act. Such liability shall be exclusive and in the place of all other liability of the United States or such instrumentality to the employee, his legal representative, spouse, dependents, next of kin, and any person otherwise entitled to recover damages from the United States or such nonappropriated fund instrumentality on account of such disability or death in any direct judicial proceedings, in a civil action, or in admiralty, or by proceedings whether administrative or judicial, under any workmen's compensation law or under any Federal tort liability statute."

Applicability.

SEC. 2. The amendment made by the first section of this Act shall apply only to an injury, defined in section 2 (2) of the Longshoremen's and Harbor Workers' Compensation Act (33 U. S. C. 902 (2)), occurring on or after the effective date of such amendment, and any disability or death resulting from such injury.

Effective date.

SEC. 3. The amendment made by the first section of this Act shall become effective on the one hundred and twentieth day following the date of enactment of this Act.

Approved July 18, 1958.

Public Law 85-539

July 18, 1958
[H. R. 12643]

AN ACT

To amend the Act entitled "An Act to consolidate the Police Court of the District of Columbia and the Municipal Court of the District of Columbia, to be known as 'The Municipal Court for the District of Columbia', to create 'The Municipal Court of Appeals for the District of Columbia', and for other purposes", approved April 1, 1942, as amended.

D.C. courts. Oaths, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 6 of the Act entitled "An Act to consolidate the Police Court of the District of Columbia and the Municipal Court of the District of Columbia, to be known as 'The Municipal Court for the District of Columbia', to create 'The Municipal Court of Appeals for the District of Columbia', and for other purposes", approved April 1, 1942 (ch. 207, 56 Stat. 194; sec. 11–771, D. C. Code, 1951 edition), as amended, is hereby amended by adding at the end of such section the following new paragraph:

"Each judge, the clerk and each deputy clerk of the court may administer oaths and affirmations and take acknowledgements."

Approved July 18, 1958.

Public Law 85-540

July 18, 1958
[S. 3431]

AN ACT

To provide for the addition of certain excess Federal property in the village of Hatteras, North Carolina, to the Cape Hatteras National Seashore Recreational Area, and for other purposes.

Cape Hatteras National Seashore Recreational Area, N.C.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the tracts of excess Federal lands and improvements thereon in the village of Hatteras, Dare County, North Carolina, bearing General Services Administration control numbers T–NC–442 and C–NC–444, comprising forty-three one-hundredths and one and five-tenths acres of land,