

EFFECTIVE DATE

SEC. 16. The provisions of this Act relating to the enrollment of employees and annuitants in health benefits plans and the withholding and payment of contributions shall take effect on the first day of the first pay period which begins on or after July 1, 1960.

Approved September 28, 1959.

Public Law 86-383

AN ACT

Making appropriations for Mutual Security and related agencies for the fiscal year ending June 30, 1960, and for other purposes.

September 28, 1959
[H. R. 8385]

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, 1960, namely:

Mutual Security
Appropriation Act,
1960.

TITLE I—MUTUAL SECURITY

FUNDS APPROPRIATED TO THE PRESIDENT

For expenses necessary to enable the President to carry out the provisions of the Mutual Security Act of 1954, as amended, to remain available until June 30, 1960, unless otherwise specified herein, as follows:

68 Stat. 832.
22 U S C 175 1
note.

Military assistance: For assistance authorized by section 103(a) to carry out the purposes of chapter I (including administrative expenses as authorized by section 103(b), which shall not exceed \$25,000,000 for the fiscal year 1960, and purchase for replacement only of passenger motor vehicles for use abroad), \$1,300,000,000;

Ante, p. 247

Defense support: For assistance authorized by section 131(b), \$650,000,000, and in addition for Defense support for Spain, authorized by section 131(b), \$45,000,000, exclusive of technical cooperation;

Ante, p. 248.

Development Loan Fund: For advances to the Development Loan Fund as authorized by section 203, \$550,000,000, to remain available until expended;

Ante, p. 248.

Technical cooperation, general authorization: For assistance authorized by section 304, \$150,000,000;

Ante, p. 249.

United Nations expanded program of technical assistance and related fund: For contributions authorized by section 306(a), \$30,000,000;

Ante, p. 249.

Technical cooperation programs of the Organization of American States: For contributions authorized by section 306(b), \$1,200,000;

Ante, p. 249.

Special assistance, general authorization: For assistance authorized by section 400(a), \$245,000,000;

Ante, p. 249.

Special assistance, special authorization: For assistance authorized by section 400(c) in the planning for construction of the American Research Hospital for Children in Poland at the University of Krakow, the equivalent of \$50,000 in local currencies;

Ante, p. 249.

Intergovernmental Committee for European Migration: For contributions authorized by section 405(a), \$7,371,000: *Provided*, That no funds appropriated in this title shall be used to assist directly in the migration to any nation in the Western Hemisphere of any person

22 USC 1925.

not having a security clearance based on reasonable standards to insure against Communist infiltration in the Western Hemisphere;

Ante, p. 250.

Program of United Nations High Commissioner for Refugees: For contributions authorized by section 405(c), \$1,100,000;

Ante, p. 250.

Escapee program: For assistance authorized by section 405(d), \$4,632,000;

Ante, p. 250.

United Nations Children's Fund: For contributions authorized by section 406, \$12,000,000;

Ante, p. 250.

United Nations Relief and Works Agency: For contributions and expenditures authorized by section 407, \$25,000,000;

Ante, p. 250.

Ocean freight charges, United States voluntary relief agencies: For payments authorized by section 409(c), \$1,910,000;

Ante, p. 250.

General administrative expenses: For expenses authorized by section 411(b), \$38,000,000;

Ante, p. 251.

Atoms for peace: For assistance authorized by section 419, \$1,500,000;

Ante, p. 252.

President's Special Authority and Contingency Fund: For assistance authorized by section 451(b), \$155,000,000.

68 Stat. 832.
22 USC 1751
note.

Unobligated balances of funds heretofore made available under authority of the Mutual Security Act of 1954, as amended, and available as of June 30, 1959, are, except as otherwise provided, hereby continued available for the fiscal year 1960, for the same general purposes for which appropriated.

68 Stat. 830.
31 USC 200.

Funds appropriated under each paragraph of this title (other than appropriations under the head of military assistance), including unobligated balances continued available, and amounts certified pursuant to section 1311 of the Supplemental Appropriation Act, 1955, as having been obligated against appropriations heretofore made for the same general purpose as such paragraph, which amounts are hereby continued available (except as may otherwise be specified in this title) for the same period as the respective appropriations in this title for the same general purpose, may be consolidated in one account for each paragraph.

DEPARTMENT OF STATE

Ante, p. 250.

Administrative and other expenses: For expenses of the Department of State as authorized by section 411(c) of the Mutual Security Act of 1954, as amended, \$8,100,000.

CORPORATION

59 Stat. 598.
31 USC 849.

The Development Loan Fund is hereby authorized to make such expenditures within the limits of funds available to it, and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided in section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the budget for the fiscal year 1960 for such corporation, except as hereinafter provided:

LIMITATION ON ADMINISTRATIVE EXPENSES, DEVELOPMENT LOAN FUND

Not to exceed \$1,820,000 of the funds of the Development Loan Fund shall be available during the fiscal year 1960 for administrative expenses of the Fund covering the categories set forth in the fiscal year 1960 budget estimates for such expenses.

GENERAL PROVISIONS

SEC. 102. No part of any appropriation contained in this title shall be used for publicity or propaganda purposes within the United States not heretofore authorized by the Congress.

Publicity or
propaganda.

SEC. 103. None of the funds herein appropriated for Defense Support, the Development Loan Fund, Special Assistance, or the President's Special Authority and Contingency Fund shall be used to finance the construction of any new flood control, reclamation, or other water or related land resource project or program which has not met the standards and criteria used in determining the feasibility of flood control, reclamation and other water and related land resource programs and projects proposed for construction within the continental limits of the United States of America as per circular A-47 of the Bureau of the Budget, dated December 31, 1952.

Restriction.

SEC. 104. Payments made from funds appropriated herein for engineering and architectural fees and services to any individual or group of engineering and architectural firms on any one project in excess of \$25,000 shall be reported to the Committee on Appropriations of the Senate and House of Representatives at least twice annually.

Engineering
fees.

Report to Con-
gress.

SEC. 105. Except for the appropriations entitled "President's special authority and contingency fund" and "Development Loan Fund", not more than 20 per centum of any appropriation item made available by this title shall be obligated and/or reserved during the last month of availability.

Restriction.

SEC. 106. The appropriations and authority with respect thereto in this Act shall be available from July 1, 1959, for the purposes provided in such appropriations and authority. All obligations incurred during the period between June 30, 1959, and the date of enactment of this Act in anticipation of such appropriations and authority are hereby ratified and confirmed if in accordance with the terms hereof.

Availability of
funds and au-
thority.

SEC. 107. None of the funds provided by this title nor any of the counterpart funds generated as a result of assistance under this title or any prior Act shall be used to pay pensions, annuities, retirement pay or adjusted service compensation for any persons heretofore or hereafter serving in the armed forces of any recipient country.

Pensions, annu-
ities, etc.
Restriction.

SEC. 108. None of the funds herein appropriated shall be used to carry out the provisions of Section 205(1) of the Mutual Security Act of 1959.

Ante, p. 250.

SEC. 109. None of the funds herein appropriated shall be used to carry out the provisions of Section 401(b) of the Mutual Security Act of 1959.

Ante, p. 252.

SEC. 110. None of the funds herein appropriated shall be used to carry out the provisions of Section 501 of the Mutual Security Act of 1959.

Ante, p. 255.

SEC. 111. (a) Within sixty days following the date of enactment of this Act, the President shall transmit to the Committee on Appropriations of the Senate and the Committee on Appropriations of the House of Representatives a report containing a full and complete revision of the data presented to such committees in justification of appropriations requested for the Mutual Security program for the fiscal year 1960, showing any changes in such program approved subsequent to such presentation, including changes necessary to reflect actual appropriations for the program.

Presidential re-
ports to Congress.

(b) Within thirty days following the approval of any change in the Mutual Security program for the fiscal year 1960, which will result in furnishing assistance of a kind, for a purpose, in an area, or in an amount, different from that described in the report transmitted under subsection (a), and which involves \$1,000,000 or more, or 5 per centum of the amount appropriated under any paragraph of this title, whichever is the lesser, the President shall transmit to the Committee on Appropriations of the Senate and the Committee on Appropriations of the House of Representatives a full and complete report of such change and the reasons therefor.

Non applicabil-
ity.
68 Stat. 843.
22 USC 1951.

(c) This section shall not apply to programs authorized by section 451 of the Mutual Security Act of 1954, as amended.

72 Stat. 261.
22 U S C 1841,
1951, 1750 et seq.

(d) None of the funds herein appropriated shall be used to carry out any provision of chapter II, III, or IV of the Mutual Security Act of 1954, as amended, in any country, or with respect to any project or activity, after the expiration of the thirty-five day period which begins on the date the General Accounting Office or any committee of the Congress, or any duly authorized subcommittee thereof, charged with considering legislation or appropriations for, or expenditures of, the International Cooperation Administration, has delivered to the office of the Director of the International Cooperation Administration a written request that it be furnished any document, paper, communication, audit, review, finding, recommendation, report, or other material relating to the administration of such provision by the International Cooperation Administration in such country or with respect to such project or activity, unless and until there has been furnished to the General Accounting Office, or to such committee or subcommittee, as the case may be, (1) the document, paper, communication, audit, review, finding, recommendation, report, or other material so requested, or (2) a certification by the President that he has forbidden its being furnished pursuant to such request, and his reason for so doing.

Seating of Com-
munist China in
U.N., opposition.

SEC. 112. The Congress hereby reiterates its opposition to the seating in the United Nations of the Communist China regime as the representative of China, and it is hereby declared to be the continuing sense of the Congress that the Communist regime in China has not demonstrated its willingness to fulfill the obligations contained in the Charter of the United Nations and should not be recognized to represent China in the United Nations. In the event of the seating of representatives of the Chinese Communist regime in the Security Council or General Assembly of the United Nations, the President is requested to inform the Congress insofar as is compatible with the requirements of national security, of the implications of this action upon the foreign policy of the United States and our foreign relationships, including that created by membership in the United Nations, together with any recommendations which he may have with respect to the matter.

Presidential re-
port to Congress.

Presidential de-
termination.

SEC. 113. It is the sense of Congress that any attempt by foreign nations to create distinctions because of their race or religion among American citizens in the granting of personal or commercial access or any other rights otherwise available to United States citizens generally is repugnant to our principles; and in all negotiations between the United States and any foreign state arising as a result of funds appropriated under this Act, these principles shall be applied as the President may determine.

TITLE II—DEPARTMENT OF THE ARMY—CIVIL
FUNCTIONS

RYUKYU ISLANDS, ARMY

ADMINISTRATION

For expenses, not otherwise provided for, necessary to meet the responsibilities and obligations of the United States in connection with the government of the Ryukyu Islands, including, subject to such authorizations and limitations as may be prescribed by the Secretary of the Army, tuition, travel expenses, and fees incident to instruction in the United States or elsewhere of such persons as may be required to carry out the provisions of this appropriation; travel expenses and transportation; services as authorized by section 15 of the Act of August 2, 1946 (5 U.S.C. 55a), of individuals not to exceed ten in number; not to exceed \$3,000 for contingencies for the High Commissioner, to be expended in his discretion; translation rights, photographic work, educational exhibits, and dissemination of information, including preview and review expenses incident thereto; hire of passenger motor vehicles and aircraft; purchase of three passenger motor vehicles for replacement only; construction, repair, and maintenance of buildings, utilities, facilities, and appurtenances; and such supplies, commodities, and equipment as may be essential to carry out the purposes of this appropriation; \$5,282,000, of which not to exceed \$1,633,000 shall be available for administrative and information expenses: *Provided*, That the general provisions of the Appropriation Act for the current fiscal year for the military functions of the Department of the Army shall apply to expenditures made from this appropriation: *Provided further*, That expenditures from this appropriation may be made outside continental United States when necessary to carry out its purposes, without regard to sections 355, 3648, and 3734, Revised Statutes, as amended, section 4774(d) of title 10, United States Code, civil service or classification laws, or provisions of law prohibiting payment of any person not a citizen of the United States: *Provided further*, That expenditures may be made hereunder for the purposes of economic rehabilitation in the Ryukyu Islands in such manner as to be consistent with the general objectives of titles II and III of the Mutual Security Act of 1954, and in the manner authorized by sections 505(a) and 522(e) thereof: *Provided further*, That funds appropriated hereunder may be used, insofar as practicable, and under such rules and regulations as may be prescribed by the Secretary of the Army to pay ocean transportation charges from United States ports, including Territorial ports, to ports in the Ryukyus for the movement of supplies donated to, or purchased by, United States voluntary nonprofit relief agencies registered with and recommended by the Advisory Committee on Voluntary Foreign Aid or of relief packages consigned to individuals residing in such areas: *Provided further*, That under the rules and regulations to be prescribed, the Secretary of the Army shall fix and pay a uniform rate per pound for the ocean transportation of all relief packages of food or other general classification of commodities shipped to the Ryukyus regardless of methods of shipment and higher rates charged by particular agencies of transportation, but this proviso shall not apply to shipments made by individuals to individuals: *Provided further*, That the President may transfer to any other department or

60 Stat. 810.

40 USC 255 and
note.
31 USC 529; 40
USC 259, 267.
70A Stat. 269.22 U.S.C. 1870,
1891, 1757, 1782.

agency any function or functions provided for under this appropriation, and there shall be transferred to any such department or agency without reimbursement and without regard to the appropriation from which procured, such property as the Director of the Bureau of the Budget shall determine to relate primarily to any function or functions so transferred.

CONSTRUCTION OF POWER SYSTEMS, RYUKYU ISLANDS

For loans by the Secretary of the Army to the Ryukyu Electric Power Corporation, an instrumentality of the United States Civil Administration of the Ryukyu Islands, for completion of construction, installation, and equipment of electric power systems in the Ryukyu Islands, \$18,000,000, to remain available until expended: *Provided*, That repayment of such loans shall be made to miscellaneous receipts of the Treasury over a period of twenty-five years to commence five years after the date any such loan is made, with interest at such rate as may be fixed by the Secretary of the Treasury, taking into consideration the current average market yields of outstanding marketable obligations of the United States having a comparable maturity.

TITLE III—EXPORT-IMPORT BANK OF WASHINGTON

The Export-Import Bank of Washington is hereby authorized to make such expenditures within the limits of funds and borrowing authority available to such corporation, and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the budget for the fiscal year 1960 for such corporation, except as hereinafter provided:

59 Stat. 598.
31 USC 849.

LIMITATION ON ADMINISTRATIVE EXPENSES, EXPORT-IMPORT BANK OF WASHINGTON

Not to exceed \$2,500,000 (to be computed on an accrual basis) of the funds of the Export-Import Bank of Washington shall be available during the current fiscal year for administrative expenses of the Bank, including services as authorized by section 15 of the Act of August 2, 1946 (5 U.S.C. 55a), at rates not to exceed \$75 per diem for individuals, and not to exceed \$9,000 for entertainment allowances for members of the Board of Directors when specifically authorized by the Chairman of the Board; and, in addition, not to exceed the equivalent of \$200,000 of the aggregate amount of foreign currencies made available to the Export-Import Bank for loans pursuant to the Agricultural Trade Development and Assistance Act of 1954, as amended, shall be available during the current fiscal year for expenses incurred by the Export-Import Bank incident to such loans: *Provided*, That fees or dues to international organizations of credit institutions engaged in financing foreign trade and necessary expenses (including special services performed on a contract or fee basis, but not including other personal services) in connection with the acquisition, operation, maintenance, improvement, or disposition of any real or personal property belonging to the Bank or in which it has an interest, including expenses of collections of pledged collateral, or the investigation or appraisal of any property in respect to which an application for a loan has been made, shall be considered as nonadministrative expenses for the purposes hereof.

60 Stat. 810.

68 Stat. 454.
7 USC 1691
note.

**TITLE IV—ADDITIONAL SUPPLEMENTAL
APPROPRIATIONS****EXECUTIVE OFFICE OF THE PRESIDENT****OFFICE OF CIVIL AND DEFENSE MOBILIZATION****SALARIES AND EXPENSES**

For an additional amount for "Salaries and expenses", to be allocated for expenses necessary to discharge such civil defense and defense mobilization functions performed by other Federal agencies, as may be designated by the Office of Civil and Defense Mobilization, including payments by Department of Labor to State employment security agencies for the full cost of administration of defense manpower mobilization activities, \$3,250,000.

DEPARTMENT OF COMMERCE**GENERAL ADMINISTRATION****PARTICIPATION IN CENTURY 21 EXPOSITION**

For expenses necessary to carry out the provisions of the Act of September 2, 1958 (72 Stat. 1703), as amended, including not to exceed \$5,000 for official entertainment expenses, \$9,000,000, to remain available until expended.

BUREAU OF PUBLIC ROADS**FEDERAL-AID HIGHWAYS (TRUST FUND)**

For an additional amount for "Federal-aid highways (trust fund)", to remain available until expended, \$188,000,000, or so much thereof as may be available in and derived from the "Highway trust fund", which sum is part of the amount authorized to be appropriated for the fiscal year 1959.

HIGHWAY TRUST FUND

For repayable advances to the "Highway trust fund" during the current fiscal year, as authorized by section 209(d) of the Highway Revenue Act of 1956 (70 Stat. 399), \$359,000,000.

23 USC 120 note.

DISTRICT OF COLUMBIA**(District of Columbia Funds)****OPERATING EXPENSES****METROPOLITAN POLICE**

For an additional amount for "Metropolitan Police", \$406,000, of which \$60,000 shall be payable from the Highway fund and \$346,000, from the general fund.

DEPARTMENT OF HEALTH, EDUCATION, AND
WELFARE

PUBLIC HEALTH SERVICE

GRANTS FOR WASTE TREATMENT WORKS CONSTRUCTION

Ante, p. 441. The amount appropriated under this head in the "Supplemental Appropriation Act, 1960" shall remain available until five days after the approval of this Act.

CONSTRUCTION OF INDIAN HEALTH FACILITIES

Ante, p. 267. For an additional amount for "Construction of Indian health facilities", including the purposes of Public Law 86-121, approved July 31, 1959, \$200,000.

INDEPENDENT OFFICES

ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS

Ante, p. 703. For expenses necessary for the Advisory Commission on Intergovernmental Relations, \$50,000: *Provided*, That this appropriation shall be effective only upon the enactment into law of H.R. 6904.

COMMISSION ON CIVIL RIGHTS

SALARIES AND EXPENSES

71 Stat. 635.
42 USC 1975c. For an additional amount for "Salaries and expenses", \$500,000: *Provided*, That section 104(b) of the Civil Rights Act of 1957 is amended by striking out the words "two years" and inserting in lieu thereof "four years".

FEDERAL AVIATION AGENCY

EXPENSES

Ante, p. 502. For an additional amount for "Expenses", \$17,000,000, to be derived by transfer from the appropriation for "Establishment of air navigation facilities", fiscal year 1960; and the limitation under the head "Expenses" in the Independent Offices Appropriation Act, 1960, on the amount available for expenses of travel is increased from "\$13,500,000" to "\$14,125,000".

ESTABLISHMENT OF AIR NAVIGATION FACILITIES

Ante, p. 503. Not to exceed \$4,000,000 of the appropriation made available under this head in the Independent Offices Appropriation Act, 1960, shall be available for expenses of travel.

HISTORICAL AND MEMORIAL COMMISSIONS

FRANKLIN DELANO ROOSEVELT MEMORIAL COMMISSION

For expenses necessary to carry out the provisions of the Act of August 11, 1955 (69 Stat. 694), as amended, \$150,000, to remain available until expended.

HUDSON-CHAMPLAIN CELEBRATION COMMISSION

For an additional amount for salaries and expenses in connection with the work prescribed for the Hudson-Champlain Celebration Commission in the sum of \$25,000 to be disbursed in the same manner and for the same effect that funds have heretofore been disbursed.

72 Stat. 544.

NATIONAL LABOR RELATIONS BOARD

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", including rental of office space in the District of Columbia, \$500,000.

HOUSING AND HOME FINANCE AGENCY

OFFICE OF THE ADMINISTRATOR

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$290,000, of which \$220,000 shall be available only upon the enactment into law of legislation continuing beyond September 30, 1959, the program authorized by title VI of the Housing Act of 1954, as amended (68 Stat. 590, 637).

Ante, p. 687.

URBAN PLANNING GRANTS

For an additional amount for "Urban planning grants", \$750,000: *Provided*, That this paragraph shall be effective only upon the enactment into law of legislation amending section 701 of the Housing Act of 1954, as amended, so as to authorize appropriation of the foregoing amount.

Ante, p. 678.

DEPARTMENT OF THE INTERIOR

BUREAU OF INDIAN AFFAIRS

DISTRIBUTION OF FUNDS OF THE CREEK INDIANS

For an additional amount for necessary expenses incident to the distribution of funds belonging to members of the Creek Nation of Indians, in accordance with the Act of August 1, 1955 (69 Stat. 431), as amended, \$100,000, to remain available until expended.

25 USC 781-785.

DEPARTMENT OF LABOR

LABOR-MANAGEMENT REPORTING AND DISCLOSURE ACTIVITIES

SALARIES AND EXPENSES

For expenses necessary for the performance of the functions vested in the Secretary by the Labor-Management Reporting and Disclosure Act of 1959, including services as authorized by section 15 of the Act of August 2, 1946 (5 U.S.C. 55a), and rental of office space in the District of Columbia, \$2,000,000.

Ante, p. 519.
60 Stat. 810.

TREASURY DEPARTMENT

BUREAU OF THE MINT

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$300,000.

U.S. COAST GUARD

OPERATING EXPENSES

For an additional amount for "Operating expenses", \$800,000.

TITLE V

CLAIMS FOR DAMAGES AND JUDGMENTS

For payment of claims for damages as settled and determined by departments and agencies in accord with law and judgments rendered against the United States by United States district courts and the United States Court of Claims, as set forth in Senate Documents Numbered 48 and 56, Eighty-sixth Congress, \$708,137, together with such amounts as may be necessary to pay interest (as and when specified in such judgments or provided by law) and such additional sums due to increases in rates of exchange as may be necessary to pay claims in foreign currency: *Provided*, That no judgment herein appropriated for shall be paid until it shall have become final and conclusive against the United States by failure of the parties to appeal or otherwise: *Provided further*, That, unless otherwise specifically required by law or by the judgment, payment of interest wherever appropriated for herein shall not continue for more than thirty days after the date of approval of this Act.

Short title.

This Act may be cited as the "Mutual Security Appropriation Act, 1960".

Approved September 28, 1959.