

Public Law 86-704

AN ACT

September 2, 1960
[H. R. 12619]

Making appropriations for Mutual Security and related agencies for the fiscal year ending June 30, 1961, and for other purposes.

Mutual Security
and Related Agen-
cies Appropriation
Act, 1961.

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, 1961, namely:

TITLE I—MUTUAL SECURITY

FUNDS APPROPRIATED TO THE PRESIDENT

68 Stat. 832.
22 USC 1751 note.

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, 1961, unless otherwise specified herein, as follows:

MILITARY ASSISTANCE

73 Stat. 247.
22 USC 1813.

For expenses as authorized by section 103(a) of the Mutual Security Act of 1954, as amended, necessary to enable the President to carry out the purposes of chapter I of such Act (including administrative expenses as authorized by section 103(b) of such Act, which shall not exceed \$24,000,000 for the current fiscal year, and purchase for replacement only of passenger motor vehicles for use outside the United States), \$1,800,000,000.

ECONOMIC ASSISTANCE

Ante, p. 135.

Defense support: For assistance authorized by section 131(b), \$610,000,000, including not less than \$35,000,000 for Spain.

Ante, p. 136.

Technical cooperation, general authorization: For assistance authorized by section 304, \$150,000,000: *Provided*, That no part of this appropriation shall be used to initiate any project or activity which has not been justified to the House of Representatives and the Senate.

Ante, p. 136.

United Nations expanded program of technical assistance and related fund: For contributions authorized by section 306(a), \$33,000,000.

Ante, p. 136.

Technical cooperation programs of the Organization of American States: For contributions authorized by section 306(b), \$1,300,000.

Ante, p. 136.

Special assistance, general authorization: For assistance authorized by section 400(a), \$230,000,000.

73 Stat. 249.
22 USC 1920.

Special Assistance, special authorization: For assistance authorized by section 400(c) for hospital construction, \$1,500,000 to be used to purchase foreign currencies which the Department of the Treasury may determine to be excess to the normal requirements of the United States.

71 Stat. 361.
22 USC 1925.

Intergovernmental Committee for European Migration: For contributions authorized by section 405(a), \$6,700,000: *Provided*, That no funds herein appropriated shall be used to assist directly in the migration to any nation in the Western Hemisphere of any person not having a security clearance based on reasonable standards to insure against Communist infiltration in the Western Hemisphere: *And provided further*, That no funds herein appropriated shall be used to pay transportation costs of any doctor or immigrant inspector or for any space not required to be allotted by the applicable U.S. maritime laws and regulations.

Program of United Nations High Commissioner for Refugees: For contributions authorized by section 405(c), \$1,300,000.

Ante, p. 137.

Escapee program: For assistance authorized by section 405(d), \$3,350,000.

Ante, p. 137.

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

Ante, p. 137.

United Nations Relief and Works Agency: For contributions and expenditures authorized by section 407, \$16,500,000.

Ante, p. 137.

North Atlantic Treaty Organization science program: For contributions authorized by section 408(a), \$1,200,000.

71 Stat. 361.
22 USC 1928.

Ocean freight charges, United States voluntary relief agencies: For payments authorized by section 409(c), \$2,000,000.

Ante, p. 137.

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

Ante, p. 137.

Administrative and other expenses: For expenses authorized by section 411(c), \$8,000,000.

Ante, p. 137.

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

Ante, p. 138.

Office of the Inspector General and Comptroller: Not to exceed \$1,200,000 of the funds appropriated in this title shall be available to carry out the provisions of section 533A of the Mutual Security Act of 1954, as amended.

73 Stat. 253.
22 USC 1793a.

CONTINGENCIES

President's special authority and contingency fund: For assistance authorized by section 451(b), \$250,000,000: *Provided*, That none of the funds appropriated in this paragraph shall be used for any project or activity for which an estimate has been submitted to Congress and which estimate has been rejected: *Provided further*, That none of the funds appropriated in this paragraph may be used to finance contributions to the United Nations for a program in any country in Africa in excess of 40 per centum of the total contributions to the United Nations for such program.

Ante, p. 138.

Unobligated balances of funds heretofore made available under authority of the Mutual Security Act of 1954, as amended, and available as of June 30, 1960, are, except as otherwise provided, hereby continued available for the fiscal year 1961, for the same general purposes for which appropriated.

68 Stat. 832.
22 USC 1751
note.

CORPORATION

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 current fiscal year for such corporation, except as hereinafter provided:

61 Stat. 584.
31 USC 849.

DEVELOPMENT LOAN FUND

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

LIMITATION ON ADMINISTRATIVE EXPENSES, DEVELOPMENT LOAN FUND

Not to exceed \$1,800,000 of the funds of the Development Loan Fund shall be available during the current fiscal year for administrative expenses of the Fund covering the categories set forth in the current fiscal year budget estimates for such expenses.

GENERAL PROVISIONS

Presidential re-
ports to Congress.

SEC. 101. (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 1961, showing any changes in such program approved subsequent to such presentation, including changes necessary to reflect actual appropriations for the program.

(b) Within thirty days following the approval of any change in the mutual security program for the fiscal year 1961, 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 which-ever 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.

Ante, p. 138.
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. 270.
22 USC 1841,
1951, 1750.

(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 mutual security legislation, appropriations, or expenditures, has delivered to the office of the head of any department or agency carrying out such provision, a written request that it be furnished any document, paper, communication, audit, review, finding, recommendation, report, or other material in its custody or control relating to the administration of such provision 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 the furnishing thereof pursuant to such request, and his reason for so doing.

Flood control
projects.

SEC. 102. 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 United States of America as per circular A-47 of the Bureau of the Budget, dated December 31, 1952.

Engineering
fees.

Reports to Con-
gress.

SEC. 103. Obligations made from funds herein appropriated 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 Committees on Appropriations of the Senate and House of Representatives at least twice annually.

SEC. 104. 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. 105. None of the funds herein appropriated nor any of the counterpart funds generated as a result of assistance hereunder 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, annuities, etc.

SEC. 106. None of the funds herein appropriated shall be used to finance any of the activities under the Investment Incentive Fund Program.

SEC. 107. 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.

Seating of Communist China in U. N., opposition.

SEC. 108. 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 title these principles shall be applied as the President may determine.

American citizens, discrimination.

SEC. 109. The appropriations and authority with respect thereto in this Act shall be available from July 1, 1960, for the purposes provided in such appropriations and authority. All obligations incurred during the period between June 30, 1960, 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 thereof.

Availability of funds and authority.

SEC. 110. None of the funds provided in this title shall be available for assistance to any country, the government of which sells arms, ammunition, or implements of war to the Castro regime, or which furnishes, by grant or loan, any military or economic aid to that regime, unless the President determines that the withholding of such assistance to such country would be contrary to the national interest.

Restriction.

SEC. 111. None of the funds provided in this title shall be available for assistance to any country the government of which sells arms, ammunition, or implements of war to any country in Latin America being subjected to economic or diplomatic sanctions by the Organization of American States, unless the President determines that the withholding of such assistance to such country would be contrary to the national interest.

Restriction.

TITLE II—DEPARTMENT OF THE ARMY—CIVIL FUNCTIONS

RYUKYU ISLANDS, 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; \$6,000,000, 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 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.

60 Stat. 810.

40 USC 255.
31 USC 529; 40
USC 259, 267.
70A Stat. 269.

22 USC 1870,
1891, 1757, 1782.

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 current fiscal year for such corporation, except as hereinafter provided:

61 Stat. 584.
31 USC 849.

LIMITATION ON ADMINISTRATIVE EXPENSES, EXPORT-IMPORT BANK OF WASHINGTON

Not to exceed \$2,675,000 (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, purchase of one passenger motor vehicle (for replacement only) at not to exceed \$6,250, and not to exceed \$9,000 for entertainment allowances for members of the Board of Directors; 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

SEC. 401. This Act may be cited as the "Mutual Security and Related Agencies Appropriation Act, 1961".

Approved September 2, 1960.

Short title.

Public Law 86-705

AN ACT

To amend the Mineral Leasing Act of February 25, 1920.

September 2, 1960
[H. R. 10455]

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 "Mineral Leasing Act Revision of 1960".

Mineral Leasing
Act Revision of
1960.

SEC. 2. Section 17, 17(a), and 17(b) of the Act entitled "An Act to promote the mining of coal, phosphate, oil, oil shale, gas, and sodium on the public domain", approved February 25, 1920, as amended (30 U.S.C. 226, 226d, and 226e) are further amended to read as follows:

41 Stat. 443; 60
Stat. 951-954.