Public Law 89-343

AN ACT

November 8, 1965
[S. 1004]

To amend the Federal Property and Administrative Services Act of 1949, to make title III thereof directly applicable to procurement of property and services by executive agencies, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (a) of section 302 of the Federal Property and Administrative Services Act of 1949 (63 Stat. 377), as amended, is amended to read as follows:

Property and services.
Procurement procedures, applicability.
72 Stat. 966.
41 USC 252.

"SEC. 302. (a) Executive agencies shall make purchases and contracts for property and services in accordance with the provisions of this title and implementing regulations of the Administrator; but this title does not apply—

"(1) to the Department of Defense, the Coast Guard, and the National Aeronautics and Space Administration; or

"(2) when this title is made inapplicable pursuant to section 602(d) of this Act or any other law, but when this title is made inapplicable by any such provision of law sections 3709 and 3710 of the Revised Statutes, as amended (41 U.S.C. 5 and 8), shall be applicable in the absence of authority conferred by statute to procure without advertising or without regard to said section 3709."

63 Stat. 401; 64 Stat. 583.
40 USC 374.
Infra.

SEC. 2. Subsection (c) of section 302 of said Act is amended by revising paragraph (15) to read:

Negotiated contracts.
63 Stat. 393; 72 Stat. 966.
41 USC 254.

"(15) otherwise authorized by law, except that section 304 shall apply to purchases and contracts made without advertising under this paragraph."

SEC. 3. The second sentence of subsection (a) of section 307 of said Act is amended by inserting immediately after "section," the following: "and except as provided in section 205(d) with respect to the Administrator,".

41 USC 257.
40 USC 486.

SEC. 4. Subsection (b) of section 307 of said Act is amended by striking out the second sentence thereof.

SEC. 5. Section 310 of said Act is amended to read as follows:

41 USC 260.

"SEC. 310. Sections 3709, 3710, and 3735 of the Revised Statutes, as amended (41 U.S.C. 5, 8, and 13), shall not apply to the procurement of property or services made by an executive agency pursuant to this title. Any provision of law which authorizes an executive agency (other than an executive agency which is exempted from the provisions of this title by section 302(a) of this Act), to procure any property or services without advertising or without regard to said section 3709 shall be construed to authorize the procurement of such property or services pursuant to section 302(c)(15) of this Act without regard to the advertising requirements of sections 302(c) and 303 of this Act."

41 USC 253.

SEC. 6. Subsection (d) of section 602 of said Act is amended as follows:

Exemptions.
40 USC 474.

(a) By striking out the semicolon at the end of paragraph (15) and inserting in lieu thereof a comma and the following: "and the leasing and acquisition of real property, as authorized by law;".

Postmaster General.

(b) By striking out the word "or" where it appears at the end of paragraph (18).

(c) By striking out the period at the end of paragraph (19), and inserting in lieu thereof a semicolon and the word "or".

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Secretary of Interior.

(d) By adding at the end of that subsection the following new paragraph:

"(20) The Secretary of the Interior with respect to procurement for program operations under the Bonneville Project Act of 1937 (50 Stat. 731), as amended."

16 USC 832-832*l*.

Approved November 8, 1965.

Public Law 89-344

November 8, 1965
[H. R. 9830]

AN ACT

To amend the Federal Property and Administrative Services Act of 1949, as amended, to authorize reimbursement to a State or political subdivision thereof for sidewalk repair and replacement or to make other arrangements therefor.

Federal agencies.
Sidewalk repair, etc., State reimbursement.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 210 of the Federal Property and Administrative Services Act of 1949, 64 Stat. 580, as amended (40 U.S.C. 490), is further amended by adding the following new subsection:

"(i) (1) Any executive agency is authorized to install, repair, and replace sidewalks around buildings, installations, properties, or grounds under the control of such agency and owned by the United States within the several States, the District of Columbia, the Commonwealth of Puerto Rico, and the possessions of the United States, by reimbursement to a State or political subdivision thereof, the District of Columbia, the Commonwealth of Puerto Rico, and a possession of the United States, or otherwise.

"(2) Installation, repair, and replacement under this subsection shall be performed in accordance with regulations to be prescribed by the Administrator of General Services with the approval of the Director of the Bureau of the Budget.

"(3) Funds appropriated to the agency for installation, repair, and maintenance, generally, shall be available for expenditure to accomplish the purposes of this subsection.

"(4) Nothing contained herein shall increase or enlarge the tort liability of the United States for injuries to persons or damages to property beyond such liability presently existing by virtue of any other law."

Approved November 8, 1965.

Public Law 89-345

November 8, 1965
[H. R. 4421]

AN ACT

Authorizing the Administrator of Veterans' Affairs to convey certain property to the city of Cheyenne, Wyoming.

Cheyenne, Wyo.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of Veterans' Affairs is authorized to convey, without monetary consideration, to the city of Cheyenne, Wyoming, for park and recreational purposes, all right, title, and interest of the United States in and to a tract of twenty-seven acres of land, more or less, constituting a portion of the reservation of the Veterans' Administration Center, Cheyenne, Wyoming. The exact legal description of the tract shall be determined by the Administrator of Veterans' Affairs, and if a survey is required in order to make such determination, the city of Cheyenne, Wyoming, shall bear the expense thereof.