Public Law 90-22

June 5, 1967
[S. 666]

AN ACT

To authorize appropriations during the fiscal year 1968 for procurement of aircraft, missiles, naval vessels, and tracked combat vehicles, and research, development, test, and evaluation for 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,

Armed Forces.
Appropriation authorization, 1968.

TITLE I—PROCUREMENT

SEC. 101. Funds are hereby authorized to be appropriated during the fiscal year 1968 for the use of the Armed Forces of the United States for procurement of aircraft, missiles, naval vessels, and tracked combat vehicles, as authorized by law, in amounts as follows:

Aircraft

For aircraft: For the Army, $768,700,000; for the Navy and the Marine Corps, $2,527,100,000; for the Air Force, $5,770,000,000.

Missiles

For missiles: For the Army, $769,200,000; for the Navy, $625,600,000; for the Marine Corps, $23,100,000; for the Air Force, $1,343,000,000.

Naval Vessels

For naval vessels: For the Navy, $1,605,900,000, of which amount $249,600,000 is authorized only for the construction of two nuclear powered guided-missile frigates. The contracts for the construction of the two nuclear powered guided-missile frigates shall be entered into as soon as practicable unless the President fully advises the Congress that their construction is not in the national interest.

Tracked Combat Vehicles

For tracked combat vehicles: For the Army, $424,700,000; for the Marine Corps, $5,100,000.

TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

SEC. 201. Funds are hereby authorized to be appropriated during the fiscal year 1968 for the use of the Armed Forces of the United States for research, development, test, and evaluation, as authorized by law, in amounts as follows:

For the Army, $1,539,000,000;

For the Navy (including the Marine Corps), $1,864,118,000. Due regard shall be given in all appropriate naval research programs to benefits which may accrue therefrom to the American Merchant Marine;

For the Air Force, $3,313,514,000, of which amount $51,000,000 is authorized only for the development of an advanced manned strategic aircraft;

For the Defense agencies, $464,000,000.

SEC. 202. There is hereby authorized to be appropriated to the Department of Defense during fiscal year 1968 for use as an emergency fund for research, development, test, and evaluation or procurement or production related thereto, $125,000,000.

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TITLE III—GENERAL PROVISIONS

Funds, availability for Vietnamese forces, etc.

SEC. 301. Subsection (a) of section 401 of Public Law 89-367 approved March 15, 1966 (80 Stat. 37), is hereby amended to read as follows: "Funds authorized for appropriation for the use of the Armed Forces of the United States under this or any other Act are authorized to be made available for their stated purposes to support (1) Vietnamese and other free world forces in Vietnam, (2) local forces in Laos and Thailand; and for related costs, during the fiscal year 1968, on such terms and conditions as the Secretary of Defense may determine."

TITLE IV

Army Chief of Staff. Appointment, term of office. 70A Stat. 162.

SEC. 401. Section 3034(a) of title 10, United States Code, is amended to read as follows:

"The Chief of Staff shall be appointed by the President, by and with the advice and consent of the Senate, for a period of four years, from the general officers of the Army. He serves during the pleasure of the President. In time of war or national emergency declared by the Congress after December 31, 1968, he may be reappointed for a term of not more than four years."

Chief of Naval Operations. Appointment, term of office.

SEC. 402. Section 5081(a) of title 10, United States Code, is amended to read as follows:

"There is a Chief of Naval Operations, appointed by the President, by and with the advice and consent of the Senate, to serve at the pleasure of the President, for a term of four years, from officers on the active list in the line of the Navy, eligible to command at sea and not below the grade of rear admiral. In time of war or national emergency declared by the Congress after December 31, 1968, he may be reappointed for a term of not more than four years."

Air Force Chief of Staff. Appointment, term of office.

SEC. 403. Section 8034(a) of title 10, United States Code, is amended to read as follows:

"The Chief of Staff shall be appointed for a period of four years by the President, by and with the advice and consent of the Senate, from the general officers of the Air Force. He serves during the pleasure of the President. In time of war or national emergency declared by the Congress after December 31, 1968, he may be reappointed for a term of not more than four years."

Commandant of the Marine Corps. Appointment, term of office.

SEC. 404. Section 5201(a) of title 10, United States Code, is amended to read as follows:

"There is a Commandant of the Marine Corps, appointed by the President, for a term of four years, by and with the advice and consent of the Senate, to serve at the pleasure of the President, from officers on the active list of the Marine Corps, not below the rank of colonel. In time of war or national emergency declared by the Congress after December 31, 1968, he may be reappointed for a term of not more than four years."

Effective date.

SEC. 405. The amendments made by this title shall take effect as of January 1, 1969.

Approved June 5, 1967.