Foreign projects.

SEC. 109. None of the funds appropriated in this Act may be used to make payments under contracts for any project in a foreign country unless the Secretary of Defense or his designee, after consultation with the Secretary of the Treasury or his designee, certifies to the Congress that the use, by purchase from the Treasury, of currencies of such country acquired pursuant to law is not feasible for the purpose, stating the reason therefor.

Family housing, limitation.

SEC. 110. None of the funds appropriated in this Act shall be used to (1) acquire land, (2) provide for site preparation, or (3) install utilities for any family housing, except housing for which funds have been made available in annual military construction appropriation Acts.

Excess family housing proceeds, disposition.

SEC. 111. Funds received from the proceeds of handling excess family housing remaining under the jurisdiction of the Department of Defense shall be deposited to the credit of "Family Housing, Defense" to be used for the purpose of reducing debt payments of the military departments.

Short title.

SEC. 112. This Act may be cited as the "Military Construction Appropriation Act, 1969".

Approved September 26, 1968.

## Public Law 90-514

AN ACT

September 26, 1968
[S. 3566]

To amend the Federal Aviation Act of 1958 with respect to the definition of "supplemental air transportation", and for other purposes.

Federal Aviation Act of 1958, amendment.
76 Stat. 143.
49 USC 1301.
"Supplemental air transportation."

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That paragraph (33) of section 101 of the Federal Aviation Act of 1958 is amended to read as follows:

"(33) 'Supplemental air transportation' means charter trips, including inclusive tour charter trips, in air transportation, other than the transportation of mail by aircraft, rendered pursuant to a certificate of public convenience and necessity issued pursuant to section 401(d)(3) of this Act to supplement the scheduled service authorized by certificates of public convenience and necessity issued pursuant to sections 401(d)(1) and (2) of this Act. Nothing in this paragraph shall permit a supplemental air carrier to sell or offer for sale an inclusive tour in air transportation by selling or offering for sale individual tickets directly to members of the general public, or to do so indirectly by controlling, being controlled by, or under common control with, a person authorized by the Board to make such sales."

49 USC 1371.

SEC. 2. Certificates of public convenience and necessity for supplemental air transportation and statements of authorizations, issued by the Civil Aeronautics Board, are hereby validated, ratified, and continued in effect according to their terms, notwithstanding any contrary determinations by any court that the Board lacked power to authorize the performance of inclusive tour charter trips in air transportation.

76 Stat. 144.

SEC. 3. Section 401(e)(6) of the Federal Aviation Act of 1958 is amended to read as follows:

"(6) Any air carrier, other than a supplemental air carrier, may perform charter trips (including inclusive tour charter trips) or any other special service, without regard to the points named in its certificate, or the type of service provided therein, under regulations prescribed by the Board."

Approved September 26, 1968.

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