"(d) Upon the request of the Secretary of Transportation or his designee, any payments made relating to claims arising from the activities of the Coast Guard and covered by subsection (a) may be reimbursed or paid to the foreign country concerned by the authorized representative of the Department of Defense out of the appropriation for claims of the Department of Defense, subject to reimbursement from the Department of Transportation."

Approved September 26, 1968.

Public Law 90-522

AN ACT

September 26, 1968
[H. R. 10482]

To amend section 2733 of title 10, United States Code, to authorize the application of local law in determining the effect of claimant's contributory negligence, and to clarify the procedure for appeal from certain claims determinations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2733 of title 10, United States Code, is amended by—

Military claims.
Application of local law.
70A Stat. 153;
72 Stat. 1461.

(1) striking out the word "and" at the end of clause (4) of subsection (b) and inserting in place thereof "or, if so caused, allowed only to the extent that the law of the place where the act or omission complained of occurred would permit recovery from a private individual under like circumstances; and";

(2) striking out the period at the end of subsection (g) and inserting in place thereof the following: ", subject to appeal to the Secretary concerned, or his designee for that purpose.".

72 Stat. 813;
Post, p. 877.

Approved September 26, 1968.

Public Law 90-523

AN ACT

September 26, 1968
[S. 224]

To provide for the rehabilitation of the Eklutna project, Alaska, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the total sums expended by the Secretary of the Interior in rehabilitation of the Eklutna project, Alaska, from damage caused by the earthquake of March 27, 1964, less the difference between the actual cost of the new dam and the estimated cost of rehabilitating the old dam, shall be nonreimbursable and nonreturnable, and not subject to the provisions of the second sentence of section 1 of the Act of July 31, 1950, as amended: *Provided, however*, That the nonreimbursable and nonreturnable expenditures shall not exceed $2,805,437.

Eklutna project, Alaska.
Rehabilitation.

64 Stat. 382.
48 USC 312.

Approved September 26, 1968.

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