"(2) In considering proposals from institutions of higher education to enter into an agreement under this subsection, the Secretary shall give preference to institutions—

"(A) which have demonstrated the capabilities necessary for the development and evaluation of educational media for the handicapped; and

"(B) which can serve the educational technology needs of the Model High School for the Deaf (established under Public Law 89–694).

80 Stat. 1027. D.C. Code 31-1051 note.

"(3) If within twenty years after the completion of any construction (except minor remodeling or alteration) for which such funds have been paid—

Termination of agreement.

"(A) the facility ceases to be used for the purposes for which it was constructed or the agreement is terminated, unless the Secretary determines that there is good cause for releasing the institution from its obligation, or

"(B) the institution ceases to be the owner of the facility,

the United States shall be entitled to recover from the applicant or other owner of the facility an amount which bears to the then value of the facility the same ratio as the amount of such Federal funds bore to the cost of the facility financed with the aid of such funds. Such value shall be determined by agreement of the parties or by action brought in the United States district court for the district in which the facility is situated.";

(2) in section 2, by adding at the end thereof the following:

79 Stat. 983; 81 Stat. 805. 42 USC 2492. "Construction."

"(5) The term 'construction' means the construction and initial equipment of new buildings, including architect's fees, but excluding the acquisition of land."; and

(3) in section 4, by striking out "and" after "1969," and by striking out "1970" and all that follows and inserting in lieu thereof the following: "1970, $12,500,000 for the fiscal year ending June 30, 1971, $15,000,000 for the fiscal year ending June 30, 1972, and $20,000,000 for the fiscal year ending June 30, 1973, and for each succeeding fiscal year."

Appropriation. 42 USC 2494.

Approved August 20, 1969.

Public Law 91-62

AN ACT

To amend the Federal Aviation Act of 1958, as amended, and for other purposes.

August 20, 1969 [S. 1373]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Federal Aviation Act of 1958, as amended, is further amended as follows:

Federal Aviation Act of 1958, amendments. 72 Stat. 766. Air carriers. Acquisition of control.

(1) Section 407(b) (49 U.S.C. 1377(b)) is amended by adding the following additional sentence: "Any person owning, beneficially or as trustee, more than 5 per centum of any class of the capital stock or capital, as the case may be, of an air carrier shall submit annually, and at such other times as the Board may require, a description of the shares of stock or other interest owned by such person, and the amount thereof."

(2) Section 408 (49 U.S.C. 1378) is amended by striking subsection 408(a)(5) in its entirety, and inserting in lieu thereof the following:

"(5) For any air carrier or person controlling an air carrier, any other common carrier, any person engaged in any other phase of aeronautics, or any other person to acquire control of any air carrier in any manner whatsoever: *Provided*, That the Board may

AUTHENTICATED U.S. GOVERNMENT INFORMATION GPO

by order exempt any such acquisition of a noncertificated air carrier from this requirement to the extent and for such periods as may be in the public interest;".

72 Stat. 767. 49 USC 1378.

(3) (A) Section 408 is further amended by adding the following new subsection 408(f):

"Presumption of Control

"(f) For the purposes of this section, any person owning beneficially 10 per centum or more of the voting securities or capital, as the case may be, of an air carrier shall be presumed to be in control of such air carrier unless the Board finds otherwise. As used herein, beneficial ownership of 10 per centum of the voting securities of a carrier means ownership of such amount of its outstanding voting securities as entitles the holder thereof to cast 10 per centum of the aggregate votes which the holders of all the outstanding voting securities of such carrier are entitled to cast."

(B) That portion of the table of contents contained in the first section of the Federal Aviation Act of 1958 which appears under the heading "SEC. 408. Consolidation, merger, and acquisition of control." is amended by adding at the end thereof the following: "(f) Presumption of control."

Effective date.

SEC. 2. The amendments made by this Act shall take effect as of August 5, 1969.

Approved August 20, 1969.

Public Law 91-63

August 25, 1969 [H. R. 12720]

AN ACT

To provide for the conveyance of certain real property of the District of Columbia to the Washington International School, Incorporated.

D.C. Washington International School, Inc. Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled. That (a) the Commissioner of the District of Columbia (hereafter in this Act referred to as the "Commissioner") shall convey to the Washington International School, Incorporated (hereafter in this Act referred to as the "Corporation"), a nonprofit corporation in the District of Columbia, all the right, title, and interest of the District of Columbia in and to the real property in the District of Columbia described as lot 806 of square 1215 and known as the Phillips School, upon payment to the District of Columbia by or on behalf of the Corporation of the sum of $500,000.

Conditions.

(b) The conveyance under subsection (a) of this section shall be subject to the condition that the Corporation shall use such real property for educational purposes during the five-year period beginning on the date of such conveyance, and that in the event that at any time during such period it ceases to use such real property for such purposes, it shall notify the Commissioner in writing of such fact and all right, title, and interest in and to such real property shall, at the option of the Commissioner, revert to the District of Columbia, but only upon payment to the Corporation of $500,000 or, if greater, the fair market value of such real property (but not to exceed $600,000), determined as of the date the Corporation notifies the Commissioner that the Corporation has ceased to use such real property for such purposes. The Commissioner may exercise such option only during the