

[CHAPTER 4]

AN ACT

Authorizing appropriations for additional shipbuilding and ordnance manufacturing facilities and equipment for the United States Navy, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in addition to the sums authorized to be appropriated by the Act of June 14, 1940 (Public, Numbered 629, Seventy-sixth Congress), and the Act of July 19, 1940 (Public, Numbered 757, Seventy-sixth Congress), there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, \$315,000,000 for essential equipment and facilities at either private or naval establishments for building or equipping any complete naval vessel or portion thereof heretofore or hereafter authorized, and \$194,000,000 for essential equipment and facilities for the manufacture or production of ordnance material, munitions, and armor at either private or naval establishments. The authority herein granted shall include the authority to acquire lands at such locations as the Secretary of the Navy, with the approval of the President, may deem best suited to the purpose, erect buildings, and acquire the necessary machinery and equipment.

SEC. 2. The Secretary of the Navy is authorized to construct not to exceed four hundred small craft for patrol, local defense, escort, salvage, and towing services in addition to all such craft heretofore authorized and appropriated for, and he is hereby authorized to enter into contracts for this purpose to a total amount not exceeding \$400,000,000.

Approved, January 31, 1941.

January 31, 1941
[H. R. 1437]
[Public Law 4]

Navy.
Shipbuilding and
ordnance manufactur-
ing facilities.
Appropriations
authorized.
54 Stat. 394, 779.
Post, p. 41.

Construction of
small craft; contracts.
Post, p. 41.

[CHAPTER 5]

JOINT RESOLUTION

Making an appropriation to the United States Maritime Commission for emergency cargo ship construction, and for other purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of providing as rapidly as possible cargo ships essential to the commerce and defense of the United States there is hereby appropriated to the United States Maritime Commission, out of any money in the Treasury not otherwise appropriated, the sum of \$313,500,000, to remain available until expended, which amount shall be additional to the \$500,000 allocated from the Emergency Fund for the President in the Military Appropriation Act, 1941, and \$36,000,000 to be allocated during the fiscal year 1942 from funds available for the payment of obligations incurred for the purposes hereof under the contract authorizations under such emergency fund for the President, the total of such sums, aggregating \$350,000,000, to be known as the "Emergency Ship Construction Fund, United States Maritime Commission", which fund shall be available for the payment of said contract authorizations and for (1) the construction in the United States of ocean-going cargo vessels of such type, size, and speed as the Commission may determine to be useful in time of emergency for carrying on the commerce of the United States and to be capable of the most rapid construction; (2) the production and procurement of parts, equipment, material, and supplies for such ships; (3) the establishment, acquisition, construction, enlargement, or extension of plants or facilities, on land whether owned by the Government or otherwise owned (including the acquisition by purchase or condemnation of

February 6, 1941
[H. J. Res. 77]
[Public Law 5]

U. S. Maritime
Commission.
Emergency cargo
ship construction.
Appropriation.
Post, pp. 148, 150.

54 Stat. 377.

Emergency Ship
Construction Fund.
Post, p. 681.

Construction of
ocean-going cargo
vessels.

Production and pro-
curement of parts.
Establishment, etc.,
of plants.

Administrative expenses.

Provisos.
Employment of personnel.

Persons advocating overthrow of U. S. Government; restrictions.

Penalty.

Applicability of designated provisions.
49 Stat. 1988; 54 Stat. 1092.
40 U. S. C. § 326 note.

33 U. S. C. § 733;
31 U. S. C. § 529;
41 U. S. C. § 5.
46 Stat. 392.
18 U. S. C. § 744g.
40 U. S. C. §§ 270a-270d, 303b.

Contract authorization.
49 Stat. 1985.
46 U. S. C. ch. 27.

Construction, etc., for other Government agencies.

Proviso.

real property or any interest therein), to be used for the construction of ships or for the production of parts, equipment, supplies, or material therefor, and the maintenance, repair, operation (under lease or otherwise), and management of such plants and facilities; and (4) all administrative expenses in connection with the program provided herein including personal services at the seat of government and elsewhere: *Provided*, That the employment of personnel engaged in the maintenance, repair, operation, or management of plants or facilities shall be without regard to the civil service and classification laws: *Provided further*, That no part of this appropriation shall be used to pay the salary or wages of any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from this appropriation shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

SEC. 2. The provisions of section 207 of the Merchant Marine Act, 1936, as amended (46 U. S. C. 1117), and the Act of October 10, 1940 (Public, Numbered 831), shall apply to all the activities and functions which the Commission is authorized to perform under section 1 of this joint resolution; and the Commission is authorized to carry on the objects, activities, and functions provided for in section 1 of this joint resolution, without regard to the provisions of sections 355, 3648, and 3709 of the Revised Statutes of the United States; section 7 of the Act of May 27, 1930 (46 Stat. 391), relating to the purchase of prison-made goods; the Act of August 24, 1935 (49 Stat. 793), requiring performance and other bonds on public works; section 321 of the Act of June 30, 1932 (47 Stat. 412), relating to the lease of Government property, and any provision of law relating to the disposal of surplus Government property.

SEC. 3. In addition to contract authorizations for carrying out the provisions of the Merchant Marine Act of 1936, as amended, contained in previous Acts, the United States Maritime Commission is authorized to enter into contract or contracts for the purpose of carrying out the provisions of said Act in an amount not to exceed \$65,000,000.

SEC. 4. The Commission is authorized to construct, reconstruct, repair, equip, and outfit, by contract or otherwise, vessels or parts thereof, for any other department or agency of the Government, to the extent that such other department or agency is authorized by law to do so for its own account, and any obligations heretofore or hereafter incurred by the Commission for any of the aforesaid purposes shall not diminish or otherwise affect any contract authorization granted to the Commission: *Provided*, The obligations incurred or the expenditures made are charged against and, to the amount of such obligation or expenditure, diminish the existing appropriation or contract authorization of such department or agency.

Approved, February 6, 1941.