

or doctors degrees in engineering or related fields, to confer such degree or degrees on qualified graduates of such school."

SEC. 8. There is hereby authorized to be appropriated such amounts as may be necessary for the postgraduate school to carry out its functions as provided herein.

Approved July 31, 1947.

Appropriation authorized.

[CHAPTER 421]

AN ACT

To provide for the loan or gift of obsolete ordnance to State homes for former members of the armed forces.

July 31, 1947
[H. R. 3127]
[Public Law 304]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to authorize the Secretary of War and the Secretary of the Navy to make certain disposition of condemned ordnance, guns, and cannon balls in their respective Departments", approved May 22, 1896, as amended (U. S. C., 1940 edition, title 50, sec. 67), is amended by striking out "State museums, and incorporated museums operated and maintained for educational purposes only, whose charter denies them the right to operate for profit, municipal corporations" and inserting in lieu thereof "State museums, and incorporated museums, operated and maintained for educational purposes only, whose charter denies them the right to operate for profit, State homes for former members of the armed forces, municipal corporations".

Loan or gift of condemned or obsolete ordnance.

29 Stat. 133.

Approved July 31, 1947.

[CHAPTER 425]

AN ACT

To amend the provisions of the Agricultural Adjustment Act relating to marketing agreements and orders.

August 1, 1947
[H. R. 452]
[Public Law 305]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Agricultural Adjustment Act, as amended, and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended, is further amended as follows:

By adding at the end of section 2 (U. S. C., 1940 edition, title 7, sec. 602) the following:

"(3) Through the exercise of the powers conferred upon the Secretary of Agriculture under this title, to establish and maintain such minimum standards of quality and maturity and such grading and inspection requirements for agricultural commodities enumerated in section 8c (2), other than milk and its products, in interstate commerce as will effectuate such orderly marketing of such agricultural commodities as will be in the public interest."

SEC. 2. Section 8c (6), as amended (U. S. C., 1940 edition, title 7, sec. 608c (6)), is amended to read as follows:

"(6) In the case of fruits (including pecans and walnuts but not including apples, other than apples produced in the States of Washington, Oregon, and Idaho, and not including fruits, other than olives, for canning or freezing) and their products, tobacco and its products, vegetables (not including vegetables, other than asparagus, for canning or freezing) and their products, soybeans and their products, hops and their products, honeybees, and naval stores as included in the Naval Stores Act and standards established thereunder (including refined or partially refined oleoresin), orders issued pursuant to this section shall contain one or more of the following terms and conditions, and (except as provided in subsection (7)) no others:

Agricultural Adjustment Act, amendments.

48 Stat. 31; 50 Stat.

246.

7 U. S. C. § 601 *et*

seq.

Ante, p. 208; *post*,

pp. 709, 710.

Standards of quality, etc., in interstate commerce.

49 Stat. 754.

7 U. S. C. § 608c(2).

Post, p. 710.

49 Stat. 755.

Orders regulating handling of commodities.

Terms and conditions.

42 Stat. 1435.

7 U. S. C. §§ 91-99.

Limiting of quantity handlers may market.

"(A) Limiting, or providing methods for the limitation of, the total quantity of any such commodity or product, or of any grade, size, or quality thereof, produced during any specified period or periods, which may be marketed in or transported to any or all markets in the current of interstate or foreign commerce or so as directly to burden, obstruct, or affect interstate or foreign commerce in such commodity or product thereof, during any specified period or periods by all handlers thereof.

Allotting of amount handler may purchase.

"(B) Allotting, or providing methods for allotting, the amount of such commodity or product, or any grade, size, or quality thereof, which each handler may purchase from or handle on behalf of any and all producers thereof, during any specified period or periods, under a uniform rule based upon the amounts sold by such producers in such prior period as the Secretary determines to be representative, or upon the current quantities available for sale by such producers, or both, to the end that the total quantity thereof to be purchased, or handled during any specified period or periods shall be apportioned equitably among producers.

Allotting of amount handler may market, etc.

"(C) Allotting, or providing methods for allotting, the amount of any such commodity or product, or any grade, size, or quality thereof, which each handler may market in or transport to any or all markets in the current of interstate or foreign commerce or so as directly to burden, obstruct, or affect interstate or foreign commerce in such commodity or product thereof, under a uniform rule based upon the amounts which each such handler has available for current shipment, or upon the amounts shipped by each such handler in such prior period as the Secretary determines to be representative, or both, to the end that the total quantity of such commodity or product, or any grade, size, or quality thereof, to be marketed in or transported to any or all markets in the current of interstate or foreign commerce or so as directly to burden, obstruct, or affect interstate or foreign commerce in such commodity or product thereof, during any specified period or periods shall be equitably apportioned among all of the handlers thereof.

Determining extent of surplus, etc.

"(D) Determining, or providing methods for determining, the existence and extent of the surplus of any such commodity or product, or of any grade, size, or quality thereof, and providing for the control and disposition of such surplus, and for equalizing the burden of such surplus elimination or control among the producers and handlers thereof.

Establishing of reserve pools, etc.

"(E) Establishing or providing for the establishment of reserve pools of any such commodity or product, or of any grade, size, or quality thereof, and providing for the equitable distribution of the net return derived from the sale thereof among the persons beneficially interested therein.

Inspection.

"(F) Requiring or providing for the requirement of inspection of any such commodity or product produced during specified periods and marketed by handlers.

Hops, etc.

"(G) In the case of hops and their products, in addition to, or in lieu of, the foregoing terms and conditions, orders may contain one or more of the following:

Limiting of quantity for handlers, etc.

"(i) Limiting, or providing methods for the limitation of, the total quantity thereof, or of any grade, type, or variety thereof, produced during any specified period or periods, which all handlers may handle in the current of or so as directly to burden, obstruct, or affect interstate or foreign commerce in hops or any product thereof.

Apportioning of quantity among producers.

"(ii) Apportioning, or providing methods for apportioning, the total quantity of hops of the production of the then current calendar year permitted to be handled equitably among all producers in the

production area to which the order applies upon the basis of one or more or a combination of the following: The total quantity of hops available or estimated will become available for market by each producer from his production during such period; the normal production of the acreage of hops operated by each producer during such period upon the basis of the number of acres of hops in production, and the average yield of that acreage during such period as the Secretary determines to be representative, with adjustments determined by the Secretary to be proper for age of plantings or abnormal conditions affecting yield; such normal production or historical record of any acreage for which data as to yield of hops are not available or which had no yield during such period shall be determined by the Secretary on the basis of the yields of other acreage of hops of similar characteristics as to productivity, subject to adjustment as just provided for.

"(iii) Allotting, or providing methods for allotting, the quantity of hops which any handler may handle so that the allotment fixed for that handler shall be limited to the quantity of hops apportioned under preceding section (ii) to each respective producer of hops; such allotment shall constitute an allotment fixed for that handler within the meaning of subsection (5) of section 8a of this title (U. S. C., 1940 edition, title 7, sec. 608a)."

SEC. 3. Section 10 (b) (2) (U. S. C., 1940 edition, title 7, sec. 610 (b) (2)) is amended to read as follows:

"(2) (i) Each order relating to milk and its products issued by the Secretary under this title shall provide that each handler subject thereto shall pay to any authority or agency established under such order such handler's pro rata share (as approved by the Secretary) of such expenses as the Secretary may find will necessarily be incurred by such authority or agency, during any period specified by him, for the maintenance and functioning of such authority or agency, other than expenses incurred in receiving, handling, holding, or disposing of any quantity of milk or products thereof received, handled, held, or disposed of by such authority or agency for the benefit or account of persons other than handlers subject to such order. The pro rata share of the expenses payable by a cooperative association of producers shall be computed on the basis of the quantity of milk or product thereof covered by such order which is distributed, processed, or shipped by such cooperative association of producers.

"(ii) Each order relating to any other commodity or product issued by the Secretary under this title shall provide that each handler subject thereto shall pay to any authority or agency established under such order such handler's pro rata share (as approved by the Secretary) of such expenses as the Secretary may find are reasonable and are likely to be incurred by such authority or agency, during any period specified by him, for such purposes as the Secretary may, pursuant to such order, determine to be appropriate, and for the maintenance and functioning of such authority or agency, other than expenses incurred in receiving, handling, holding, or disposing of any quantity of a commodity received, handled, held, or disposed of by such authority or agency for the benefit or account of persons other than handlers subject to such order. The pro rata share of the expenses payable by a cooperative association of producers shall be computed on the basis of the quantity of the agricultural commodity or product thereof covered by such order which is distributed, processed, or shipped by such cooperative association of producers. The payment of assessments for the maintenance and functioning of such authority or agency, as provided for herein, may be required under a marketing agreement or marketing order throughout the period the marketing agreement or

48 Stat. 674.

49 Stat. 767.

Milk, etc.
Payment of handler's pro rata share of expenses.

Computation of pro rata share payable by producers.

Other commodities, etc.
Payment of handler's pro rata share of expenses.

Computation of pro rata share payable by producers.

Payment of assessments.

order is in effect and irrespective of whether particular provisions thereof are suspended or become inoperative.

Maintenance of suit
by agency, etc.

“(iii) Any authority or agency established under an order may maintain in its own name, or in the name of its members, a suit against any handler subject to an order for the collection of such handler’s pro rata share of expenses. The several district courts of the United States are hereby vested with jurisdiction to entertain such suits regardless of the amount in controversy.”

49 Stat. 754.

SEC. 4. Section 8c (2) (U. S. C., 1940 edition, title 7, sec. 608c (2)) is amended by inserting the words “or freezing” immediately after the word “canning” wherever said word “canning” appears in said section.

Approved August 1, 1947.

[CHAPTER 426]

AN ACT

August 1, 1947

[H. R. 1544]

[Public Law 306]

To provide appropriate lapel buttons for widows, parents, and next of kin of members of the armed forces who lost their lives in the armed services of the United States in World War II.

Gold star lapel button.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War and the Secretary of the Navy, acting jointly, shall formulate and fix the size, design, and composition of a lapel button (to be known as the “gold star lapel button”) suitable as a means of identification for widows and parents of members of the armed forces of the United States who lost their lives in the armed services of the United States in World War II. The Secretary of War and the Secretary of the Navy shall procure for their respective departments such number of gold star lapel buttons as shall be necessary to effect distribution of such buttons in accordance with the provisions of this Act.

Procurement.

Furnishing of buttons to widows, parents, etc.

SEC. 2. (a) Upon application to the Department of War or the Department of the Navy, as the case may be, one such gold star lapel button shall be furnished, without cost, to the widow and to each of the parents of a member of the armed forces of the United States who lost his life in the armed services of the United States in World War II.

(b) In addition to the gold star lapel button furnished in subsection (a) of this section, gold star lapel buttons shall also be furnished, upon application and the payment of an amount sufficient to cover the cost of manufacture and distribution, to the next of kin of any such deceased person, not hereinbefore designated. No such lapel button shall be sold to any person who has been furnished a lapel button under subsection (a), and not more than one button shall be sold to any one person.

Restrictions.

Distribution.

(c) Gold star lapel buttons shall be distributed in accordance with rules and regulations prescribed jointly by the Secretary of War and the Secretary of the Navy.

“Widow.”

“Parents.”

“Next of kin.”

“Children.”

SEC. 3. As used in this Act, (a) the term “widow” shall include widower; (b) the term “parents” shall include mother, father, step-mother, stepfather, mother through adoption, and father through adoption; (c) the term “next of kin” shall include only children, brothers, sisters, half brothers and half sisters; and (d) the term “children” shall include stepchildren and children through adoption.

Penalty for unlawful use, etc.

SEC. 4. Whoever shall (1) wear, display on his person, or otherwise use as an insignia, any gold star lapel button issued to another person under the provisions of this Act; (2) falsely make, forge, or counterfeit, or cause or procure to be falsely made, forged, or counterfeited, or aid in falsely making, forging, or counterfeiting any lapel button issued under this Act; or (3) sell or bring into the United States, or any place subject to the jurisdiction thereof, from any foreign place, or have in his possession, any such false, forged, or counterfeited lapel