

an organization of Government employees that asserts the right to strike against the Government of the United States, or 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 any appropriation or fund contained in this Act 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. 602. This Act may be cited as the "Departments of State, Justice, Commerce, and the Judiciary Appropriation Act, 1950".

Approved July 20, 1949.

[CHAPTER 356]

AN ACT

To repeal the provisions of the Alaska Railroad Retirement Act of June 29, 1936, as amended, and sections 91 to 107 of the Canal Zone Code and to extend the benefits of the Civil Service Retirement Act of May 29, 1930, as amended, to officers and employees to whom such provisions are applicable.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the Alaska Railroad Retirement Act of June 29, 1936, as amended, is hereby repealed, and all officers and employees of The Alaska Railroad, Territory of Alaska, who are subject to the provisions of said Act are hereby included within the terms of the Civil Service Retirement Act of May 29, 1930, as amended.

(b) Sections 91 to 107 (comprising article 2 of chapter 6) of title 2 of the Canal Zone Code, approved June 19, 1934 (48 Stat. 1122), as amended (known as the Canal Zone Retirement Act), are hereby repealed, and all officers and employees of the Panama Canal and the Panama Railroad Company, who are subject to the provisions of such sections, are hereby included within the terms of the Civil Service Retirement Act of May 29, 1930, as amended.

SEC. 2. (a) The United States Civil Service Commission is hereby authorized and directed to ascertain the amount of the gross assets in the Alaska Railroad retirement and disability fund and the amount of the gross assets in the Canal Zone retirement and disability fund, and to certify such amounts to the Secretary of the Treasury, who is hereby authorized and directed to transfer such amounts on the books of the Treasury Department to the civil-service retirement and disability fund.

(b) In the case of each officer or employee described in section 1 of this Act, the United States Civil Service Commission shall credit to his individual account in the civil-service retirement and disability fund an amount equal to all deductions withheld from his salary and deposited or redeposited by him under the Alaska Railroad Retirement Act, as amended, or the Canal Zone Retirement Act, as amended, together with interest compounded on June 30 of each year at 4 per centum per annum to December 31, 1947, and at 3 per centum per annum thereafter to the effective date of this Act, and credit shall be allowed for the purposes of the Act of May 29, 1930, as amended, for the period of service covered by said contributions.

SEC. 3. Section 2 (a) of the Act of May 29, 1930, as amended, is further amended by adding at the end thereof the following: "In the case of an officer or an employee of The Alaska Railroad, Territory of Alaska, or an officer or employee who is a citizen of the United States

Short title.

July 21, 1949

[S. 1359]

[Public Law 180]

Alaska and Canal Zone.
Retirement benefits.
49 Stat. 2017.
5 U. S. C. §§ 745-745r; Supp. II, § 745 note.
46 Stat. 468.
5 U. S. C. § 691 et seq.; Supp. II, § 691 et seq.
Ante, pp. 170, 266; *post*, pp. 490, 577, 609, 621, 663, 699, 704, 884.

Transfer of assets.

Crediting of accounts.

49 Stat. 2017; 48 Stat. 1122.
5 U. S. C. §§ 745-745r; Supp. II, § 745 note.

Supra.

46 Stat. 469.
5 U. S. C., Supp. II, § 715 (a).
Automatic separation.

employed on the Isthmus of Panama by the Panama Canal or the Panama Railroad Company, the provisions of this subsection shall apply upon his attaining the age of sixty-two years and completing fifteen years of service on the Isthmus of Panama or in the Territory of Alaska."

46 Stat. 471.
5 U. S. C., Supp. II,
§ 698.
Computation of annuity.

SEC. 4. Section 4 of the Act of May 29, 1930, as amended, is further amended by adding at the end thereof the following new subsection (f) :

"(f) In the case of an officer or employee retiring under the provisions of this Act, who is a citizen of the United States, the annuity otherwise computed under subsection (a) of this section shall be increased by an amount equal to \$36 multiplied by the number of years of service rendered in the Territory of Alaska between March 12, 1914, and July 1, 1923, either in the employ of the Alaska Engineering Commission or The Alaska Railroad, or on the Isthmus of Panama between May 4, 1904, and April 1, 1914, either in the employ of the Isthmian Canal Commission or the Panama Railroad Company."

46 Stat. 475.
5 U. S. C., Supp. II,
§ 736c.
Ante, p. 170.
Increase in annuity.

SEC. 5. Section 8 of the Act of May 29, 1930, as amended, is amended by adding at the end thereof a new paragraph as follows:

"In the case of any officer or employee who, prior to the effective date of this Act, shall have been retired on an annuity under the provisions of the Alaska Railroad Retirement Act, as amended, the Canal Zone Retirement Act, as amended, or section 8 (b) of the Act of June 16, 1933, the annuity shall be increased effective April 1, 1948, by 25 per centum or \$300 whichever is the lesser: *Provided*, That each such annuitant may, prior to the expiration of sixty days following the date of enactment of this paragraph, elect to retain his or her present annuity, in lieu of the increased annuity provided by this paragraph, name his wife or her husband to receive upon his or her death one-half of his or her present annuity but not to exceed \$600 per annum during the remainder of the life of such survivor and upon the death of such survivor no further annuity shall be due or payable. Any such annuitant who shall have died between the effective date of this Act and the expiration of the said sixty-day period after the enactment of this paragraph leaving a surviving wife or husband shall be deemed to have named such wife or husband to receive an annuity as provided herein, but no such annuity shall become payable to such wife or husband prior to the date of enactment of this paragraph. Except as provided in this paragraph, the provisions of this Act shall not apply in the case of officers and employees of The Alaska Railroad, Territory of Alaska, or officers and employees of the Panama Canal or the Panama Railroad Company (1) retired prior to the effective date of this Act, or (2) separated prior to such date, in which case their refund or annuity rights shall be determined as though the Alaska Railroad Retirement Act and the Canal Zone Retirement Act had not been repealed: *Provided*, That there shall be deemed applicable as of July 29, 1942, to such officers and employees of the Panama Canal and the Panama Railroad Company, the provisions of the Act of July 30, 1947 (61 Stat. 521), respecting the return of amounts deducted from compensation."

49 Stat. 2017; 48 Stat.
1122, 306.
5 U. S. C. §§ 745-
745r; 48 U. S. C.
§ 1371b-1.
Election to retain
present annuity.

Nonapplicability.

49 Stat. 2017; 48 Stat.
1122.
5 U. S. C. §§ 745-
745r.
Refunds.

5 U. S. C., Supp. II,
§ 724 and note.
46 Stat. 475.
5 U. S. C., Supp. II,
§ 736b.
Ante, p. 266.

Effective date.

56 Stat. 14.
5 U. S. C., Supp. II,
§ 691 (c).
Post, p. 663.

46 Stat. 472.
5 U. S. C., Supp. II,
§ 707.

SEC. 6. Section 9 of the Act of May 29, 1930, as amended, is further amended by changing the period at the end thereof to a comma and adding the following: "or for any service rendered for the Panama Railroad Company prior to January 1, 1924".

SEC. 7. (a) Except as otherwise provided herein, this Act shall take effect as of April 1, 1948.

(b) Section 1 (c) of the Act of May 29, 1930, as amended, shall apply as of July 1, 1947, to any person separated from employment within the coverage of the Canal Zone Retirement Act, as amended.

(c) The third paragraph of section 5 of the Act of May 29, 1930, as amended, shall apply as of September 8, 1939, to any person who left

employment within the coverage of the Alaska Railroad Retirement Act, as amended, or the Canal Zone Retirement Act, as amended, to enter the armed forces of the United States.

(d) The provisions of section 12 (c) of the Act of May 29, 1930, as amended, shall apply as of February 28, 1948, in the case of any officer or employee within the coverage of the Alaska Retirement Act, as amended, or the Canal Zone Retirement Act, as amended, who shall have died subsequent to that date.

Approved July 21, 1949.

[CHAPTER 357]

AN ACT

Authorizing the Secretary of the Army to convey certain lands to the city and county of San Francisco.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is authorized and directed to convey by quitclaim deed to the city and county of San Francisco, subject to the conditions provided for in section 2 of this Act, the following-described land in the city and county of San Francisco, State of California, together with all improvements thereon, included within metes and bounds as follows:

Commencing at a point on the westerly line of Lyon Street, distant thereon five and seventeen one-hundredths feet southerly from the northerly line of Bay Street, if extended and produced westerly, and running thence northerly along the westerly line of Lyon Street one thousand one hundred and ninety-six and eighty one-hundredths feet; thence southwesterly on a curve to the left of six hundred and twelve feet radius, central angle one hundred and fifty-five degrees forty-seven minutes and fifty seconds, tangent to a line deflected one hundred and two degrees six minutes and five seconds to the left from the preceding course a distance of one thousand six hundred and sixty-four and thirteen one-hundredths feet to the westerly line of Lyon Street and the point of commencement, containing nine and ninety-three one-hundredths acres, more or less.

SEC. 2. The deed of conveyance authorized by the first section shall provide that the grantee—

(1) shall not hereafter amend or rescind Ordinance Numbered 7531 (New Series) duly passed by the board of supervisors of such city and county (permitting the United States to construct, maintain, and operate in perpetuity a spur track railroad);

(2) shall convey to the United States perpetual rights of ingress and egress across the property as now enjoyed by the United States;

(3) shall permit the use of the main building situated on the property described in section 1 of this Act by the State of California for National Guard purposes.

In the event that the grantee shall fail to conform to such conditions, the deed of conveyance shall cease to be of force and effect and all rights enjoyed by the United States prior to the enactment of this Act shall again accrue to the United States: *Provided*, That such permission shall not be effective until the Governor of the State of California shall certify in writing to the Secretary of Defense that such land is needed by the State of California for the purpose of a site for a National Guard Armory and for training the National Guard or for other related military purposes and that such land is suitable for such purposes.

Approved July 21, 1949.

49 Stat. 2017; 48 Stat. 1122.
5 U. S. C. §§ 745-745r.
46 Stat. 476.
5 U. S. C., Supp. II, § 724 (c).

July 21, 1949
[S. 863]

[Public Law 181]

San Francisco,
Calif.
Conveyance.

Conditions.

Certification.