

Public Law 87-769

AN ACT

October 9, 1962
[H. R. 310]

To amend title 10, United States Code, to authorize the Secretary of Defense, the Secretaries of the military departments, and the Secretary of the Treasury to settle certain claims for damage to, or loss of, property, or personal injury or death, not cognizable under any other law.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title 10, United States Code, is amended as follows:

(1) Chapter 163 is amended—

(A) by adding the following new section at the end thereof:

“§ 2736. Property loss; personal injury or death: incident to use of property of the United States and not cognizable under other law

“(a) Under such regulations as the Secretary concerned may prescribe, he or his designee may settle and pay, in an amount not more than \$1,000, a claim against the United States, not cognizable under any other provision of law, for—

“(1) damage to, or loss of, property; or

“(2) personal injury or death;

caused by a civilian official or employee of a military department or the Coast Guard, or a member of the armed forces, incident to the use of a vehicle of the United States at any place, or any other property of the United States on a Government installation.

“(b) Under such regulations as the Secretary of Defense may prescribe, he or his designee has the same authority as the Secretary of a military department with respect to a claim, not cognizable under any other provision of law, for—

“(1) damage to, or loss of, property; or

“(2) personal injury or death;

caused by a civilian official or employee of the Department of Defense not covered by subsection (a), incident to the use of a vehicle of the United States at any place, or any other property of the United States on a Government installation.

“(c) A claim may not be allowed under subsection (a) or (b) if the damage to, or loss of, property, or the personal injury or death was caused wholly or partly by a negligent or wrongful act of the claimant, his agent, or his employee.

“(d) A claim for personal injury or death under this section may not be allowed for more than the cost of reasonable medical, hospital, and burial expenses actually incurred, and not otherwise furnished or paid by the United States.

“(e) No claim may be allowed under this section unless it is presented in writing within two years after it accrues.

“(f) A claim may not be paid under subsection (a) or (b) unless the amount tendered is accepted by the claimant in full satisfaction.

“(g) No claim or any part thereof, the amount of which is legally recoverable by the claimant under an indemnifying law or indemnity contract, may be paid under this section. No subrogated claim may be paid under this section.

“(h) So far as practicable, regulations prescribed under this section shall be uniform. Regulations prescribed under this section by the Secretaries of the military departments must be approved by the Secretary of Defense.”; and

Armed Forces.
Property damage
or personal injury
claims, settle-
ment authority.
70A Stat. 152.
10 USC 2731-
2735.

(B) by adding the following item at the end of the analysis:

"2736. Property loss; personal injury or death: incident to use of property of the United States and not cognizable under other law."

Repeal.

(2) Chapter 653 is amended—

70A Stat. 473.

(A) by repealing section 7625; and

(B) by striking out the following item in the analysis:

"7625. Claims against the United States: private property; loss or damage."

Approved October 9, 1962.

Public Law 87-770

AN ACT

October 9, 1962
[H. R. 6682]

To provide for the exemption of fowling nets from duty, and for other purposes.

Fowling nets.
Free importation.
46 Stat. 679.

Local advertising.
Definition.
74 Stat. 1017.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph 1725 of the Tariff Act of 1930, as amended (U.S. Code, title 19, sec. 1201, par. 1725), is hereby further amended to read as follows:

"PAR. 1725. (a) Nets or finished sections of nets for use in otter trawl fishing, if composed wholly or in chief value of manila.

"(b) Nets or sections or parts of nets, finished or unfinished, of whatever material or materials composed, for use in taking wild birds under license issued by an appropriate Federal or State governmental authority."

SEC. 2. (a) Section 4216(f) (4) (C) of the Internal Revenue Code of 1954 (relating to the definition of local advertising) is amended by striking out "or appears in a newspaper" and inserting in lieu thereof "appears in a newspaper or magazine, or is displayed by means of an outdoor advertising sign or poster".

(b) The amendment made by subsection (a) shall apply with respect to articles sold on or after the first day of the first calendar quarter beginning more than 20 days after the date of the enactment of this Act.

Approved October 9, 1962.

Public Law 87-771

AN ACT

October 9, 1962
[H. R. 9747]

To amend section 514(1) of the Soldiers' and Sailors' Civil Relief Act of 1940, as amended.

Soldiers' and Sailors' Civil Relief Act of 1940, amendment.
58 Stat. 722.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 514(1) of the Soldiers' and Sailors' Civil Relief Act of 1940, as amended (50 U.S.C. App. 574(1)), is amended—

(1) by striking out the colon before the proviso and inserting a period in place thereof; and

(2) by inserting the following before the proviso: "Where the owner of personal property is absent from his residence or domicile solely by reason of compliance with military or naval orders, this section applies with respect to personal property, or the use thereof, within any tax jurisdiction other than such place of residence or domicile, regardless of where the owner may be serving in compliance with such orders:"

Approved October 9, 1962.