

Public Law 89-509

AN ACT

July 19, 1966
[H. R. 6125]

To amend Public Law 722 of the Seventy-ninth Congress and Public Law 85-935, relating to the National Air Museum of the Smithsonian Institution.

National Air
Museum Amend-
ments Act of 1965.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as "the National Air Museum Amendments Act of 1965".

PART I—AMENDMENTS TO PUBLIC LAW 722 OF THE SEVENTY-NINTH CONGRESS

20 USC 77.

SEC. 2. Section 1(a) of Public Law 722 of the Seventy-ninth Congress (60 Stat. 997) is amended to read as follows:

National Air and
Space Museum
Board.

"(a) There is hereby established under the Smithsonian Institution a bureau to be known as a National Air and Space Museum, which shall be administered by the Smithsonian Institution with the advice of a board to be composed of the Chief of Staff of the Air Force, or his designee, the Chief of Naval Operations, or his designee, the Chief of Staff of the Army, or his designee, the Commandant of the Marine Corps, or his designee, the Commandant of the Coast Guard, or his designee, the Administrator of the National Aeronautics and Space Administration, or his designee, the Administrator of the Federal Aviation Agency, or his designee, the Secretary of the Smithsonian Institution, and three citizens of the United States appointed by the President from civilian life who shall serve at the pleasure of the President. The members of the board shall serve as such members without compensation but shall be reimbursed for travel, subsistence, and other necessary expenses incurred by them in the performance of their duties as members of the board."

SEC. 3. The first sentence of section 1(b) of Public Law 722 of the Seventy-ninth Congress is amended by—

(1) inserting "and space" immediately following "national air" and before "museum"; and

(2) deleting "and salary" and "or the Classification Act of 1923, as amended" so as to read as follows:

"(b) The Secretary of the Smithsonian Institution, with the advice of the board, may appoint and fix the compensation and duties of the head of a national air and space museum whose appointment shall not be subject to the civil service laws."

20 USC 77a.

SEC. 4. Section 2 of Public Law 722 of the Seventy-ninth Congress is amended by—

(1) inserting "and space" immediately after "national air" and before "museum";

(2) inserting "and space flight" immediately after "aviation" wherever "aviation" appears in said section; and

(3) inserting "and space flight" immediately following "aeronautical" and before "equipment" so as to read as follows:

Functions of
museum.

"SEC. 2. Said national air and space museum shall memorialize the national development of aviation and space flight; collect, preserve, and display aeronautical and space flight equipment of historical interest and significance; serve as a repository for scientific equipment and data pertaining to the development of aviation and space flight; and provide educational material for the historical study of aviation and space flight."

Repeal.
20 USC 77b.

SEC. 5. Section 3 of Public Law 722 of the Seventy-ninth Congress is repealed.

20 USC 77c.

SEC. 6. The second sentence of section 4(a) of Public Law 722 of the Seventy-ninth Congress is amended by deleting "three" and insert-

ing in lieu thereof "six" so as to read as follows: "The board may function notwithstanding vacancies and six members of the board shall constitute a quorum for the transaction of business."

SEC. 7. Section 4(b) of Public Law 722 of the Seventy-ninth Congress is amended by inserting "and space" immediately after "national air" and before "museum" so as to read as follows:

"(b) The Smithsonian Institution shall include in its annual report of its operations to Congress a statement of the operations of said national air and space museum, including all public and private moneys received and disbursed."

Report to Congress.

SEC. 8. Section 5(a) of Public Law 722 of the Seventy-ninth Congress is amended by—

20 USC 77d.

(1) inserting "and independent agencies" after "departments";

(2) inserting "and space" immediately after "national air" and before "museum";

(3) inserting "spacecraft" and a comma immediately after "aircraft," and before "aircraft parts";

(4) inserting "and spacecraft" immediately after "aircraft" in the phrase "aircraft parts"; and

(5) inserting "and space flight" immediately after "aeronautical" and before "equipment" so as to read as follows:

"SEC. 5. (a) The heads of executive departments and independent agencies of the Government are authorized to transfer or loan to said national air and space museum without charge therefor, aircraft, spacecraft, aircraft and spacecraft parts, instruments, engines, or other aeronautical and space flight equipment or records for exhibition, historical, or educational purposes."

Loans of equipment for exhibition.

SEC. 9. Section 5(b) of Public Law 722 of the Seventy-ninth Congress is amended by inserting "and space" immediately after "national air" and before "museum" so as to read as follows:

20 USC 77d note.

"(b) The Secretary of the Smithsonian Institution, with the advice of the Commission of Fine Arts, is authorized (1) to accept as a gift to the Smithsonian Institution from George H. Stephenson, of Philadelphia, Pennsylvania, a statue of Brigadier General William L. Mitchell of such character as may be deemed appropriate, and (2) without expense to the United States, to cause such statue to be erected at a suitable location on the grounds of the national air and space museum."

Statue of Brig. Gen. William L. Mitchell.

SEC. 10. Section 6 of Public Law 722 of the Seventy-ninth Congress is amended by inserting "and space" immediately after "national air" and before "museum" so as to read as follows:

60 Stat. 998.

"SEC. 6. There is hereby authorized to be appropriated the sum of \$50,000 for the purposes of this Act and there are hereby authorized to be appropriated annually hereafter such sums as may be necessary to maintain and administer said national air and space museum including salaries and all other necessary expenses."

Appropriation.

SEC. 11. Payments of compensation heretofore made to the head of the National Air Museum at rates fixed by the Secretary of the Smithsonian Institution without regard to the Classification Act of 1949, as amended, are hereby ratified and affirmed.

63 Stat. 954.
5 USC 1071 note.

PART II—AMENDMENTS TO PUBLIC LAW 85-935

SEC. 12. Section 1 of Public Law 85-935 (72 Stat. 1794) is amended by—

20 USC 77b note.

(1) deleting "for the construction of" and inserting in lieu thereof "and to construct"; and

Construction
plans.

(2) inserting "and Space" immediately following "National Air" and before "Museum" so as to read as follows:

"That the Regents of the Smithsonian Institution are hereby authorized and directed to prepare plans, including drawings and specifications, and to construct a suitable building for a National Air and Space Museum (with requisite equipment, approaches, architectural landscape treatment of the grounds, and connections with public utilities and the Federal heating system) for the use of the Smithsonian Institution, to be located on that part of reservation which is bounded by Fourth Street Southwest on the east, Seventh Street Southwest on the west, Independence Avenue on the south, and Jefferson Drive on the north, title to which is in the United States."

SEC. 13. Section 4 of Public Law 85-935 is amended by:

(1) deleting "shall" and inserting in lieu thereof "may"; and

(2) by adding the following sentence at the end of the section: "When so specified in the pertinent appropriation Act, amounts appropriated under this authorization are available without fiscal year limitation."

so as to read as follows:

Appropriation.

"SEC. 4. That there are hereby authorized to be appropriated to the Regents of the Smithsonian Institution such sums as may be necessary to carry out the provisions of this Act: *Provided*, That appropriations for this purpose, except such part as may be necessary for the incidental expenses of the Regents of the Smithsonian Institution in connection with this project, may be transferred to the General Services Administration for the performance of the work. When so specified in the pertinent appropriation Act, amounts appropriated under this authorization are available without fiscal year limitation."

Approved July 19, 1966.

Public Law 89-510

July 19, 1966
[S. 2999]

AN ACT

To amend section 6 of the Southern Nevada Project Act (Act of October 22, 1965; 79 Stat. 1068).

Southern Nevada
Project Act,
amendment.
43 USC 616 *III*.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 6 of the Southern Nevada Project Act (Act of October 22, 1965; 79 Stat. 1068) is hereby amended to read as follows:

"SEC. 6. The contract for delivery of water and repayment of reimbursable construction costs of the Southern Nevada Water Project required by section 3 of this Act shall provide that if, within five years from the date of this Act, Basic Management, Inc., or its assignees applies for a contract for the storage and delivery of water in accordance with the provisions of section 5 of the Boulder Canyon Project Act (45 Stat. 1060, as amended; 43 U.S.C. 617d) and the regulations of the Secretary of the Interior issued pursuant to said Act, the rights of the party contracting pursuant to section 3 of this Act shall be subordinate to those of Basic Management, Inc., or its assignees to the extent of 41,266 acre-feet per annum or so much thereof as is required for beneficial consumptive use by it, its right to the storage and delivery of the same having been properly maintained in accordance with the terms of its contract. Nothing contained in this Act shall be construed as affecting the satisfaction of present perfected rights as defined by the decree of the United States Supreme Court in *Arizona v. California*, 367 U.S. 340."

Approved July 19, 1966.

43 USC 616 *III*.