

SEC. 304. Nothing in this Act shall be construed to affect the provisions of any treaty now or hereafter in force between the United States and Great Britain relating to Canada or between the United States and Canada, or of any order or agreement made or entered into pursuant to any such treaty, which by its terms would be applicable to the lands and waters which may be acquired by the Secretary hereunder, including, without limitation on the generality of the foregoing, the Convention Between the United States and Canada on Emergency Regulation of Level of Rainy Lake and of Other Boundary Waters in the Rainy Lake Watershed, signed September 15, 1938, and any order issued pursuant thereto.

54 Stat. 1800.

SEC. 305. The Secretary is authorized to make provision for such roads within the park as are, or will be, necessary to assure access from present and future State roads to public facilities within the park.

Access roads.

APPROPRIATIONS

SEC. 401. There are authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act, not to exceed, however, \$26,014,000 for the acquisition of property, and not to exceed \$19,179,000 (June 1969 prices) for development, plus or minus such amounts, if any, as may be justified by reason of ordinary fluctuations in construction costs as indicated by engineering cost indices applicable to the types of construction involved herein.

Approved January 8, 1971.

Public Law 91-662

AN ACT

January 8, 1971
[H. R. 4605]

To amend the Tariff Act of 1930 and the United States Code to remove the prohibitions against importing, transporting, and mailing in the United States mails articles for preventing conception.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of section 305(a) of the Tariff Act of 1930 (19 U.S.C. 1305(a)) is amended by striking out "for the prevention of conception or".

Contraceptives.
Certain pro-
hibitions, re-
moval.

SEC. 2. Section 552 of title 18 of the United States Code is amended by striking out "preventing conception or".

46 Stat. 688.
62 Stat. 718.

SEC. 3. Section 1461 of title 18 of the United States Code is amended: (1) by striking out "preventing conception or" each place it appears, (2) by striking out "conception may be prevented or" in the fourth paragraph thereof, and (3) by inserting "may be" before the word "produced" in the fourth paragraph thereof.

62 Stat. 768.

SEC. 4. Section 1462 of title 18 of the United States Code is amended by striking out "preventing conception, or".

64 Stat. 194.

SEC. 5. (a) Section 4001 of title 39 of the United States Code, relating to nonmailable matter, is amended by adding at the end thereof the following new subsection:

Nonmailable
matter.
74 Stat. 654;
81 Stat. 623;
Post, p. 1974.

"(d) (1) Any matter which is unsolicited by the addressee and which is designed, adapted, or intended for preventing conception (except unsolicited samples thereof mailed to a manufacturer thereof, a dealer therein, a licensed physician or surgeon, or a nurse, pharmacist, druggist, hospital, or clinic) is nonmailable matter, shall not be carried or delivered by mail, and shall be disposed of as the Postmaster General directs.

“(2) Any unsolicited advertisement of matter which is designed, adapted, or intended for preventing conception is nonmailable matter, shall not be carried or delivered by mail, and shall be disposed of as the Postmaster General directs unless the advertisement—

“(A) is mailed to a manufacturer of such matter, a dealer therein, a licensed physician or surgeon, or a nurse, pharmacist, druggist, hospital, or clinic; or

“(B) accompanies in the same parcel any unsolicited sample excepted by paragraph (1) of this subsection.

An advertisement shall not be deemed to be unsolicited for the purposes of this paragraph if it is contained in a publication for which the addressee has paid or promised to pay a consideration or which he has otherwise indicated he desires to receive.”

(b) The eighth paragraph of section 1461 of title 18 of the United States Code is amended by inserting “or section 4001(d) of title 39” after “this section”.

SEC. 6. Effective on the date that the Board of Governors of the United States Postal Service establishes as the effective date for section 3001 of title 39 of the United States Code, as enacted by the Postal Reorganization Act—

(1) such section 3001 is amended—

(A) by redesignating subsection (e) as (f); and

(B) by inserting after subsection (d) the following new subsection:

“(e) (1) Any matter which is unsolicited by the addressee and which is designed, adapted, or intended for preventing conception (except unsolicited samples thereof mailed to a manufacturer thereof, a dealer therein, a licensed physician or surgeon, or a nurse, pharmacist, druggist, hospital, or clinic) is nonmailable matter, shall not be carried or delivered by mail, and shall be disposed of as the Postal Service directs.

“(2) Any unsolicited advertisement of matter which is designed, adapted, or intended for preventing conception is nonmailable matter, shall not be carried or delivered by mail, and shall be disposed of as the Postal Service directs unless the advertisement—

“(A) is mailed to a manufacturer of such matter, a dealer therein, a licensed physician or surgeon, or a nurse, pharmacist, druggist, hospital, or clinic; or

“(B) accompanies in the same parcel any unsolicited sample excepted by paragraph (1) of this subsection.

An advertisement shall not be deemed to be unsolicited for the purposes of this paragraph if it is contained in a publication for which the addressee has paid or promised to pay a consideration or which he has otherwise indicated he desires to receive.”;

(2) section 4001(d) of title 39 of the United States Code, as added by section 5(a) of this Act, is repealed; and

(3) the eighth paragraph of section 1461 of title 18 of the United States Code, as amended by section 5(b) of this Act, is amended by striking out “4001(d)” and inserting in lieu thereof “3001(e)”.

SEC. 7. The amendments made by this Act (other than by section 6) shall take effect on the day after the date of the enactment of this Act.

Approved January 8, 1971.

72 Stat. 962.
Ante, p. 1973.

Ante, p. 745.

Repeal.

Effective date.