

[CHAPTER 698]

AN ACT

To amend the Act entitled "An Act to extend the benefits of the Civil Service Retirement Act of May 29, 1930, as amended, to certain employees in the legislative and judicial branches of the Government", approved July 13, 1937.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the last sentence of the first paragraph of section 2 of the Act entitled "An Act to extend the benefits of the Civil Service Retirement Act of May 29, 1930, as amended, to certain employees in the legislative and judicial branches of the Government", approved July 13, 1937, is amended (1) by striking out "sixth" and inserting in lieu thereof "second", and (2) by striking out the period at the end of such sentence and inserting in lieu of such period a colon and the following: *Provided, however,* That any such employee whose salary or any part thereof is paid by the disbursing officer of the Senate and who has become totally disabled for useful and efficient service within the meaning of section 6 of such Act of May 29, 1930, shall come under the provisions of such Act of May 29, 1930, immediately upon the giving of such notice."

(b) The second paragraph of section 2 of such Act of July 13, 1937, is amended (1) by striking out "fifteen" wherever it appears in such paragraph and inserting in lieu thereof "seven".

Approved, June 25, 1938.

June 25, 1938

[S. 3525]

[Public, No. 740]

Civil Service Retirement Act, amendments.

Legislative employees, Senate.

50 Stat. 513.

5 U. S. C., Supp. III, § 693c.

Notice, when effective.

Proviso.

Total disability.

46 Stat. 472.

5 U. S. C. § 710.

Years of service required; deposits.

[CHAPTER 699]

AN ACT

To confer jurisdiction on the Court of Claims to hear, determine, and enter judgment upon the claims of Government contractors whose costs of performance were increased as a result of enactment of the National Industrial Recovery Act, June 16, 1933.

Be it enacted by the Senate and House of Representative¹ of the United States of America in Congress assembled, That jurisdiction is hereby conferred upon the Court of Claims to hear, determine, and enter judgments against the United States upon the claims of contractors, including completing sureties and all subcontractors and materialmen performing work or furnishing material to the contractor or another subcontractor, whose contracts were entered into on or before August 10, 1933, for increased costs incurred as a result of the enactment of the National Industrial Recovery Act: *Provided,* That (except as to claims for increased costs incurred between June 16, 1933, and August 10, 1933) this section shall apply only to such contractors, including completing sureties and all subcontractors and materialmen, whose claims were presented within the limitation period defined in section 4 of the Act of June 16, 1934 (41 U. S. C., secs 28-33).

SEC. 2. Suits upon such claims may be instituted at any time within six months after the enactment of this Act or, at the option of the claimant, within six months after the completion of the contract. Proceedings for the determination of such claims, and appeals from and payment of any judgment thereon, shall be in the same manner as in the cases of claims over which such court has jurisdiction, as provided by law.

SEC. 3. Judgments or decrees, if any, under this Act, shall be allowed upon a fair and equitable basis, and notwithstanding the bars or defenses of any alleged settlement or adjustment heretofore

June 25, 1938

[S. 3628]

[Public, No. 741]

Claims of Government contractors, etc.

Jurisdiction conferred on Court of Claims to hear, etc., claims for increased costs incurred.

48 Stat. 195.

15 U. S. C., ch. 15; Supp. III, ch. 15.

Proviso.

Application.

48 Stat. 974.

41 U. S. C. §§ 28-33.

Time for filing.

Procedure, appeals, etc.

Judgments or decrees.

¹ So in original.

48 Stat. 974.
41 U. S. C. §§ 23-33.

Interpretation and
purpose of Act.

made, *res adjudicata*, laches, or any provisions of Public Act Numbered 369, as enacted on June 16, 1934.

SEC. 4. This Act shall not be interpreted as raising any presumption or conclusion of fact or law but shall be held solely to provide for trial upon facts as may be alleged.

Approved, June 25, 1938.

[CHAPTER 700]

AN ACT

To increase the period for which leases may be made for grazing and agricultural purposes of public lands donated to the States of North Dakota, South Dakota, Montana, and Washington by the Act of February 22, 1889, as amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That so much of the second paragraph of section 11 of the Act relating to the admission into the Union of the States of North Dakota, South Dakota, Montana, and Washington, approved February 22, 1889, as amended, as reads "but leases for grazing and agricultural purposes shall not be for a term longer than five years", is amended to read as follows: "but leases for grazing and agricultural purposes shall not be for a term longer than ten years".

Approved, June 25, 1938.

[CHAPTER 701]

AN ACT

To amend the Act entitled "An Act to establish a Civilian Conservation Corps, and for other purposes", approved June 28, 1937.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 9 of the Act entitled "An Act to establish a Civilian Conservation Corps, and for other purposes", approved June 28, 1937 (50 Stat. 319), is amended by inserting in the first proviso thereof, after the word "Indians", the following: "and enrollees in the Territories and insular possessions of the United States".

Approved, June 25, 1938.

[CHAPTER 702]

AN ACT

Relating to the levying and collecting of taxes and assessments, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any property owner aggrieved by any special assessment levied by the District of Columbia for any public improvement, other than a special assessment levied by a jury in a condemnation proceeding, may, within sixty days after service of notice of such assessment as provided in section 3 hereof, file with the Commissioners of the District of Columbia a protest in writing against such assessment setting forth specifically the grounds of such protest and may request a hearing thereon. No ground of protest not specifically set forth need be considered by the Commissioners. If a hearing is requested the same shall be held, in the discretion of the Commissioners, either before them or before one or more agents designated by them. At such hearing, physical facts which may be ascertained by view may be considered whether proven or not. If the hearing is held before an agent or agents, such agent or agents shall report in writing to the Commissioners the substance

June 25, 1938

[S. 3763]

[Public, No. 742]

Public lands of desig-
nated States.

Grazing and agri-
cultural leases, period
extended.

25 Stat. 679; 47 Stat.
150.

June 25, 1938

[S. 3798]

[Public, No. 743]

Civilian Conserva-
tion Corps.

50 Stat. 320.
16 U. S. C., Supp.
III, § 584h.

Exemption of en-
rollees in Territories,
etc., from making
mandatory allot-
ments to dependents.

June 25, 1938

[S. 3846]

[Public, No. 744]

District of Colum-
bia.

Protest against spe-
cial assessments by
aggrieved property
owners; exception.

Hearings.