

Expenses.

SEC. 3. That expenses incurred by agents of the United States in carrying out the discussions herein authorized shall be paid from regular appropriations made to the department of the Government of the United States by which the agent incurring them is employed.

Approved, August 9, 1939.

## [CHAPTER 613]

## AN ACT

To establish the Benjamin Harrison Commission to formulate plans for the construction of a permanent memorial to the memory of Benjamin Harrison, twenty-third President of the United States.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby established a commission, to be known as the Benjamin Harrison Memorial Commission, and to be composed of five commissioners, to be appointed by the President of the United States. Such commission shall consider and formulate plans for establishment of a permanent memorial in the city of Indianapolis, to the said Benjamin Harrison, twenty-third President of the United States.

Benjamin Harrison Memorial Commission; establishment, composition, functions.

Acceptance of money and property.

SEC. 2. Such commission may, in its discretion, accept from any source, public or private, money or property to be used for the purpose of making surveys and investigations, formulating, preparing, and considering plans for the construction of such memorial, or other expenses incurred, or to be incurred, in carrying out the provisions of this joint resolution.

Report to Congress.

SEC. 3. The commission shall report its recommendations to Congress as soon as practicable.

Appropriation authorized.

SEC. 4. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$2,500, which shall be available to defray the necessary expenses of the commission for the performance of their duties herein prescribed.

Disbursement on approved vouchers.

Disbursement of the sum herein authorized shall be made on vouchers approved by the chairman of the commission.

Approved, August 9, 1939.

## [CHAPTER 614]

## AN ACT

To amend the Act approved June 26, 1935, entitled "An Act to create a national memorial military park at and in the vicinity of Kennesaw Mountain in the State of Georgia, and for other purposes."

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 5 of the Act approved June 26, 1935, entitled "An Act to create a national memorial military park at and in the vicinity of Kennesaw Mountain in the State of Georgia, and for other purposes", be, and the same is hereby, amended by striking the period at the end thereof and inserting a colon and the following proviso: "Provided, That if, after the expenditure of the funds herein authorized, the Secretary of the Interior shall determine that the acquisition of additional lands is necessary in order to perfect the symmetry of the park area or to acquire locations of historic interest adjacent to the park area already acquired upon which fortifications or entrenchments are located which are likely to deteriorate or be destroyed under private ownership, he is authorized to acquire additional lands for such purposes."

Kennesaw Mountain National Battlefield Park, Ga.

49 Stat. 424.  
16 U. S. C., Supp.  
IV, § 430x.

Proviso.  
Acquisition of additional lands authorized.

August 9, 1939

[H. R. 4968]

[Public, No. 353]

SEC. 2. There is hereby authorized to be appropriated to carry out the purposes of this Act not to exceed the sum of \$55,000.

SEC. 3. That the Secretary of the Interior, in his discretion, is hereby authorized to convey without consideration, but under such terms and conditions as he may deem advisable, to the New Salem School district of Dade County, Georgia, not to exceed ten acres of land located within lot numbered 114, eleventh district, fourth section, of Dade County, Georgia, now a part of the Chickamauga-Chattanooga National Military Park.

Approved, August 9, 1939.

Appropriation authorized.  
*Post*, p. 1318.  
 New Salem School district, Dade County, Ga., conveyance of land.

[CHAPTER 615]

AN ACT

To regulate interstate and foreign commerce in seeds; to require labeling and to prevent misrepresentation of seeds in interstate commerce; to require certain standards with respect to certain imported seeds; and for other purposes.

August 9, 1939  
 [H. R. 5625]  
 [Public, No. 354]

*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 "Federal Seed Act".

Federal Seed Act.

TITLE I—DEFINITIONS

SEC. 101. (a) When used in this Act—

(1) The term "United States" means the several States, Alaska, District of Columbia, Hawaii, and Puerto Rico.

(2) The term "person" includes a partnership, corporation, company, society, or association.

(3) The term "interstate commerce" means—

(A) commerce between any State, Territory, possession, or the District of Columbia, and any other State, Territory, possession, or the District of Columbia; or

(B) commerce between points within the same State, Territory, or possession, or the District of Columbia, but through any place outside thereof; or

(C) commerce within the District of Columbia.

(4) For the purposes of this Act with respect to labeling for variety and origin (but not in anywise limiting the foregoing definition), seeds shall be considered to be in interstate commerce, or delivered for transportation in interstate commerce, if such seeds are part of, or delivered for transportation in, that current of commerce usual in the transportation and/or merchandising of seeds, whereby such seeds are sent from one State with the expectation that they will end their transit in another, including, in addition to cases within the above general description, all cases where seeds are transported or delivered for transportation to another State, or for processing or cleaning for seeding purposes within the State and shipment outside the State of the processed or cleaned seeds. Seeds normally in such current of commerce shall not be considered out of such current through resort being had to any means or device intended to remove transactions in respect thereto from the provisions of this Act.

(5) The term "foreign commerce" means commerce between the United States, its possessions, or any Territory of the United States, and any foreign country.

(6) (a) The term "district court of the United States" means any court exercising the powers of a district court of the United States.

(b) The term "circuit court of appeals", in case the principal place of business or the place of residence of a person against whom a cease

Definitions.

"United States."

"Person."

"Interstate commerce."

Construction with respect to labeling for variety and origin.

"Foreign commerce."

"District court of the United States."

"Circuit court of appeals."