

functioning of the Department of Medicine and Surgery: *Provided*, That the number of any one class of employees placed upon such duty at any one time shall not exceed 5 per centum of full-time personnel of such class employed in the Department: *And provided further*, That no full-time employee with less than two years of experience in the service of the Veterans' Administration shall be placed upon such duty for a full academic year or the equivalent thereof."

Approved March 10, 1950.

[CHAPTER 59]

AN ACT

To authorize the sale of certain Indian lands situated in Duchesne and Randlett, Utah, and in and adjacent to Myton, Utah.

March 16, 1950  
[S. 576]  
[Public Law 457]

Ute Indian Tribe,  
Utah.  
Sale of lands.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Uintah and Ouray Tribal Business Committee of the Ute Indian Tribe of the Uintah and Ouray Reservation in Utah for and on behalf of said tribe is hereby authorized, subject to the approval of the Secretary of the Interior or his authorized representative, to sell and convey to any purchaser deemed satisfactory to said committee any of the lands of said tribe situated within the town-site limits of Duchesne, Randlett, and Myton, Utah, and any of the following-described lands situated adjacent to the town site of Myton, Utah, to wit, the north half of the northwest quarter of section 29; lot 1 and the northeast quarter of the northwest quarter and the northeast quarter of section 30; the southwest quarter of the southwest quarter or lot 4 of section 19, of township 3 south, range 1 west, of the Uintah special meridian. Title shall be conveyed by issuance of patent in fee to the purchaser where approved surveys have been made and, in the absence of such surveys, by deed signed by the chairman and the secretary of said committee and approved by the Secretary of the Interior or his authorized representative.

All such sales shall be made upon such terms as said committee shall deem satisfactory and may be made pursuant to bids or at private sale and all funds derived from such sales shall be subject to disposition of said tribe. Consent by the tribal business committee to the sale or other disposal of the lands herein described shall relieve the United States of any claim or liability because of such sale or other disposition.

Approved March 16, 1950.

[CHAPTER 60]

AN ACT

To amend section 81 of the National Defense Act, as amended, to provide for additional officers of the National Guard of the United States and the Air National Guard of the United States on active duty in the National Guard Bureau.

March 16, 1950  
[S. 2441]  
[Public Law 458]

National Defense  
Act, amendment.  
National Guard Bu-  
reau.  
32 U. S. C. § 175.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the second sentence of the second paragraph of section 81, National Defense Act (48 Stat. 159), as amended, be amended to read as follows:

"The President may also order, with their consent, to active duty in the National Guard Bureau, officers who at the time of their initial assignments hold appointments in the National Guard of the United States or the Air National Guard of the United States, and all such National Guard of the United States and Air National Guard of the United States officers while so assigned shall receive the pay and allowances provided by law: *Provided*, That the number of the National

Guard of the United States and Air National Guard of the United States officers below the grade of General Officer ordered to such duty shall not exceed 40 per centum of the number of officers of their respective services authorized in each grade for duty in that Bureau.”

Approved March 16, 1950.

## [CHAPTER 61]

## AN ACT

To regulate oleomargarine, to repeal certain taxes relating to oleomargarine, and for other purposes.

March 16, 1950

[H. R. 2023]

[Public Law 459]

Oleomargarine.  
Repeal of tax.  
53 Stat. 248.  
26 U. S. C. § 2201.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 2301 of the Internal Revenue Code (relating to the tax on oleomargarine) is repealed.

Occupational tax,  
repeal.  
53 Stat. 380.  
26 U. S. C. §§ 3200-  
3202.

SEC. 2. Part I of subchapter A of chapter 27 of the Internal Revenue Code (relating to the occupational tax on manufacturers, wholesalers, and retailers of oleomargarine) is repealed: *Provided*, That such repeal shall not be construed to entitle any manufacturer, wholesaler, or retailer to a refund of any occupational tax heretofore paid.

Colored oleomargarine.

52 Stat. 1040.  
21 U. S. C. §§ 301-  
302; Sup. III, § 331  
*et seq.*  
*Post*, p. 21.

SEC. 3. (a) The Congress hereby finds and declares that the sale, or the serving in public eating places, of colored oleomargarine or colored margarine without clear identification as such or which is otherwise adulterated or misbranded within the meaning of the Federal Food, Drug, and Cosmetic Act depresses the market in interstate commerce for butter and for oleomargarine or margarine clearly identified and neither adulterated nor misbranded, and constitutes a burden on interstate commerce in such articles. Such burden exists, irrespective of whether such oleomargarine or margarine originates from an interstate source or from the State in which it is sold.

52 Stat. 1042.  
21 U. S. C., Sup. III,  
§ 331.

(b) Section 301 of the Federal Food, Drug, and Cosmetic Act, as amended (21 U. S. C. 331), is amended by adding a new paragraph as follows:

*Infra.*  
*Post*, p. 21.

“(m) The sale or offering for sale of colored oleomargarine or colored margarine, or the possession or serving of colored oleomargarine or colored margarine in violation of sections 407 (b), or 407 (c).”

52 Stat. 1046.  
21 U. S. C. §§ 341-  
346.  
*Post*, p. 21.

(c) Chapter IV of such Act, as amended (21 U. S. C. 341 and the following), is amended by adding a new section as follows:

## “COLORED OLEOMARGARINE

“SEC. 407. (a) Colored oleomargarine or colored margarine which is sold in the same State or Territory in which it is produced shall be subject in the same manner and to the same extent to the provisions of this Act as if it had been introduced in interstate commerce.

Sale.

“(b) No person shall sell, or offer for sale, colored oleomargarine or colored margarine unless—

“(1) such oleomargarine or margarine is packaged,

“(2) the net weight of the contents of any package sold in a retail establishment is one pound or less,

“(3) there appears on the label of the package (A) the word ‘oleomargarine’ or ‘margarine’ in type or lettering at least as large as any other type or lettering on such label, and (B) a full and accurate statement of all the ingredients contained in such oleomargarine or margarine, and

“(4) each part of the contents of the package is contained in a wrapper which bears the word ‘oleomargarine’ or ‘margarine’ in type or lettering not smaller than 20-point type.