[CHAPTER 262]

June 30, 1941
[H. R. 4965]
[Public Law 139]

AN ACT

Making appropriations for the Military Establishment for the fiscal year ending June 30, 1942, and for other purposes.

Military Appropriation Act, 1942.
Post, pp. 669, 810.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Military Establishment for the fiscal year ending June 30, 1942, and for other purposes, namely:

Post, pp. 565, 669, 810.

Post, p. 810.

MILITARY ACTIVITIES

CONTINGENCIES OF THE ARMY

For all emergencies and extraordinary expenses, including the employment of translators, and exclusive of all other personal services in the War Department or any of its subordinate bureaus or offices in the District of Columbia, or in the Army at large, but impossible to be anticipated or classified, and for examination of estimates of appropriations and of military activities in the field, to be expended on the approval or authority of the Secretary of War, and for such purposes as he may deem proper, and his determination thereon shall be final and conclusive upon the accounting officers of the Government, $200,000, of which $50,000 shall be available immediately for the actual and necessary expenses, as may be determined and approved by the Secretary of War, of officers, warrant officers and enlisted men of the Army on special duty in foreign countries.

Officers, etc., on special duty in foreign countries.

Post, p. 810.

EXPEDITING PRODUCTION

Equipment, etc., for national defense.

41 U. S. C. § 5; 10 U. S. C. § 1339.

Expediting production of equipment and supplies for national defense: To enable the Secretary of War, with the approval of the President, and without reference to sections 3709 and 1136, as amended, Revised Statutes, to expedite the production of equipment and supplies for the Army for emergency national-defense purposes, including all of the objects and purposes specified under each of the appropriations available to the War Department during the fiscal year 1942, for procurement or production of equipment or supplies, for erection of structures, or for acquisition of land; the furnishing of Government-owned facilities at privately owned plants; the procurement and training of civilian personnel in connection with the production of equipment and material and the use and operation thereof; and for any other purposes which in the discretion of the Secretary of War are desirable in expediting production for military purposes and are approved by the President, $1,271,896,000, of which amount not to exceed $771,896,000 shall be for payments under contracts authorized under this head in Appropriation Acts for the fiscal year 1941: *Provided*, That the appropriations and contract authorizations provided under this head in the Appropriation Acts for the fiscal year 1941, and the appropriation provided by this Act, are hereby consolidated and shall constitute one fund and one contract authorization, respectively, and remain available until June 30, 1942: *Provided further*, That an account shall be kept of all expenditures made or authorized under the several appropriations herein consolidated and reports thereon shall be submitted to Congress on or before July 1, 1942: *Provided further*, That no obligations shall be incurred for or on account of objects appropriated for under this head to the Military Establishment except in pursuance of specific appropriations.

Payments under contracts.

Provisos.
Consolidation of funds and authorizations.
Ante, p. 124.

Accounting; report to Congress.

Restriction on incurring obligations.
Post, p. 597.

GENERAL STAFF CORPS

Post, p. 810.

CONTINGENT FUND, CHIEF OF STAFF

For such emergent military uses as the Chief of Staff may determine to be necessary, to be expended at his discretion, notwithstanding any other provision of law, $25,000,000, and any advances made from this fund to meet emergency requirements to which any other military appropriation would be legally applicable may, with the approval of the Secretary of War, be reimbursed from such appropriations when sufficient funds are found to remain therein, such reimbursed amounts to be available for the purposes of this appropriation.

Emergent military uses.

Advances.

MILITARY INTELLIGENCE ACTIVITIES

Post, p. 811.

For miscellaneous expenses requisite for and incident to the military intelligence activities of the Army and maintenance of the military attachés at the United States Embassies and Legations abroad, including the purchase of lawbooks, maps, professional books of reference, and subscriptions to newspapers and periodicals; for the hire of interpreters, special agents, and guides, and for such other purposes as the Secretary of War may deem proper, including not to exceed $5,000 for the actual and necessary expenses of officers of the Army on duty abroad for the purpose of observing operations of armies of foreign states at war, to be paid upon certificates of the Secretary of War that the expenditures were necessary for obtaining military information, $640,000, to be expended under the direction of the Secretary of War: *Provided*, That section 3648, Revised Statutes (31 U. S. C. 529), shall not apply to payments made from appropriations contained in this Act in compliance with the laws of foreign countries or their ministerial regulations under which the military attachés are required to operate.

Miscellaneous expenses.

Observing operation of foreign armies.
Post, p. 811.

Proviso.
Waiver of certain provisions.

FIELD EXERCISES

For expenses required for the conduct of special field exercises, including participation therein by the National Guard and the Organized Reserves, and including pay and travel of temporary employees and officers and enlisted men of the National Guard and the Organized Reserves, not otherwise provided for, allowances for enlisted men for quarters and rations, troop movements and travel of personnel of the Regular Army, in connection with special field exercises, including special combat training for small units, movement of matériel, maintenance and operation of structures and utilities, rental of land or purchase of options to rent land without reference to section 3648, Revised Statutes, use or repair of private property, and any other requisite supplies and services, and for settlement of claims (not exceeding $500 each) for damages to or loss of private property resulting from such exercises that have accrued or may hereafter accrue, when payment thereof will be accepted by the owners of the property in full satisfaction of such damages, and each claim is substantiated in such manner as the Secretary of War may prescribe by regulations and is approved by the Secretary of War, or by such other officer or officers as he may designate, whose action thereon shall be conclusive, $28,587,000: *Provided*, That the appropriation under this head for the fiscal year 1941 is extended and made available until June 30, 1942.

Participation by National Guard, etc.

Rental of land, etc.

31 U. S. C. § 529.

Private property damage claims.

Proviso.
Reappropriation.
54 Stat. 353.

ARMY WAR COLLEGE

For expenses of the Army War College, being for the purchase of the necessary special stationery; textbooks, books of reference, scientific and professional papers; newspapers, and periodicals; maps; police utensils; employment of temporary, technical, or special services, and expenses of special lectures; purchase, repair, and cleaning of uniforms for guards; pay of employees; and for all other absolutely necessary expenses, $73,760.

ADJUTANT GENERAL'S DEPARTMENT

COMMAND AND GENERAL STAFF SCHOOL, FORT LEAVENWORTH, KANSAS

For the purchase of textbooks, books of reference, scientific and professional papers, instruments, and material for instruction; employment of temporary, technical, special, and clerical services; and for other necessary expenses of instruction, at the Command and General Staff School, Fort Leavenworth, Kansas, $74,000.

Post, p. 811.

Equipment and conduct of clubs, libraries, etc.

WELFARE OF ENLISTED MEN

For the equipment and conduct of school, reading, lunch, and amusement rooms, service clubs, chapels, gymnasiums, and libraries, including periodicals and other publications and subscriptions for newspapers, salaries of civilians employed in the hostess and library services, transportation of books and equipment for these services, rental of films, purchase of slides for and making repairs to moving-picture outfits, and for similar and other recreational purposes at training and mobilization camps now established or which may be hereafter established, including expenses for the entertainment and instruction of enlisted personnel, $2,344,000.

FINANCE DEPARTMENT

Post, p. 811.

PAY OF THE ARMY

Reserve and National Guard officers.

41 Stat. 776; 48 Stat. 155.

10 U. S. C. § 369; 32 U. S. C. § 20.

Selective trainees.

54 Stat. 885.

50 U. S. C., app. §§ 301–318.

Aerial flights by nonflying officers.

For pay of the Army of the United States, including pay of Reserve officers and officers of the National Guard of the United States ordered to active duty under the provisions of section 37a and the fourth paragraph of section 38 of the National Defense Act, as amended, and not more than nine hundred thousand selective trainees under the provisions of the Selective Training and Service Act of 1940, and including pay of commissioned officers, $207,783,661; pay of warrant officers, $1,655,976; aviation increase to commissioned and warrant officers, $14,188,834, none of which shall be available for increased pay for making aerial flights by nonflying officers at a rate in excess of $720 per annum, which shall be the legal maximum rate as to such officers, and such nonflying officers shall be entitled to such rate of increase by performing three or more flights within each ninety-day period, pursuant to orders of competent authority, without regard to the duration of such flight or flights; additional pay to officers for length of service, $20,902,751; pay of enlisted men of the line and staff, not including the Philippine Scouts, $746,593,994; Regular Army Reserve, $280,000; aviation increase to enlisted men, $10,161,990; pay of enlisted men of the Philippine Scouts, $1,027,647; additional pay for length of service to enlisted men, $25,639,186; pay of commissioned officers on the retired list, $13,327,453; pay of retired warrant officers and retired members of the Army Nurse Corps, $1,560,425; increased pay to retired military personnel, and enlisted men of the Regular Army Reserve, on active duty, $856,620; pay of

Enlisted men.

Regular Army Reserve.

Philippine Scouts.

retired enlisted men, $14,045,745; pay of civilian employees at military headquarters, not to exceed $1,337,684; pay and allowances of contract surgeons, $86,784; pay of nurses, $5,750,820; rental allowances, including allowances for quarters for enlisted men on duty where public quarters are not available, $104,363,780; subsistence allowances, $38,227,611; interest on soldiers' deposits, $104,500; payment of exchange by officers serving in foreign countries and when specially authorized by the Secretary of War, by officers disbursing funds pertaining to the War Department, when serving in Alaska, and all foreign money received shall be charged to and paid out by disbursing officers of the Army at the legal valuation fixed by the Secretary of the Treasury, $100; in all, $1,207,895,561, of which amount $1,000,000 shall be available immediately; and the money herein appropriated for "Pay of the Army" shall be accounted for as one fund: *Provided*, That during the fiscal year ending June 30, 1942, no officer of the Army shall be entitled to receive an addition to his pay in consequence of the provisions of the Act approved May 11, 1908 (10 U. S. C. 803): *Provided further*, That the appropriations contained in this Act shall not be subject to any limitations as to the strength of any branch of the Army, as to the enlisted strength of the Army, as to the number of flying cadets in the Army Air Corps, as to the number of assistant superintendents of the Army Nurse Corps, and as to the number and grade of Reserve officers who may be ordered to extended active duty with the Air Corps: *Provided further*, That exclusive of officers of the Army Air Corps, including those assigned thereto for training, the number of officers of the Army who may be required to participate regularly and frequently in aerial flights during the fiscal year 1942 shall not exceed 5 per centum of the total authorized commissioned strength of the Army, notwithstanding the provisions of section 20, Act of June 10, 1922, as amended (10 U. S. C. 292): *Provided further*, That the thirteenth paragraph of section 127a of the National Defense Act, as amended (10 U. S. C. 535), is further amended by striking out the words "one-half of 1 per centum" and inserting in lieu thereof the words "2 per centum": *Provided further*, That no part of this or any other appropriation contained in this Act shall be available for the pay of any person, civil or military, not a citizen of the United States, unless in the employ of the Government or in a pay status on July 1, 1937, under appropriations for the War Department, nor for the pay of any such person beyond the period of enlistment or termination of employment, but nothing herein shall be construed as applying to instructors of foreign languages at the Military Academy, to selective trainees, or to Filipinos in the Army Transport Service, or to persons employed outside of the continental limits of the United States except enlisted men of the Regular Army, other than Philippine Scouts, upon expiration of enlistment, and this provision shall be subject to the provisions of the Act entitled "An Act for the protection of certain enlisted men of the Army", approved August 19, 1937, as amended by the Act approved August 16, 1940: *Provided further*, That, without deposit to the credit of the Treasurer of the United States and withdrawal on money requisitions, receipts of public moneys from sales or other sources by officers of the Army on disbursing duty and charged in their official accounts, except receipts to be credited to river and harbor and flood-control appropriations and retirement deductions, may be used by them as required for current expenditures, all necessary bookkeeping adjustments of appropriations, funds, and accounts to be made in the settlement of their disbursing accounts.

Contract surgeons; nurses.
Rent, subsistence, etc.

Provisos.
No allowance to officer owning mount.
35 Stat. 108.

Appropriations not subject to designated limitations.

Aerial flights, limitation.

44 Stat. 782.

Details to educational institutions, etc.

44 Stat. 705.
Ante, p. 189.

Citizenship requirement.

Not applicable to designated persons.

50 Stat. 696; 54 Stat. 788.
10 U. S. C. § 626a; 8 U. S. C. § 724 note.

Use of receipts of public moneys from sales, etc.

Retired officer selling supplies to Army, pay restriction.

No payment shall be made from money appropriated in this Act to any officer on the retired list of the Army who, for himself or for others, is engaged in the selling of, contracting for the sale of, or negotiating for the sale of, to the Army or the War Department, any war materials or supplies.

Officers, etc., engaged with certain service publications.

No appropriation for the pay of the Army shall be available for the pay of any officer or enlisted man on the active list of the Army who is engaged in any manner with any publication which is or may be issued by or for any branch or organization of the Army or military association in which officers or enlisted men have membership and which carries paid advertising of firms doing business with the War Department: *Provided, however*, That nothing herein contained shall be construed to prohibit officers from writing or disseminating articles in accordance with regulations issued by the Secretary of War.

Proviso.

Post, p. 811.

TRAVEL OF THE ARMY

Travel allowances, etc.

For travel allowances and travel in kind, as authorized by law, for persons traveling in connection with the military activities of the War Department, including mileage, transportation, reimbursement of actual expenses, or per diem allowances, to officers and contract surgeons; transportation of troops; transportation, or reimbursement therefor, of nurses, enlisted men, recruits, recruiting parties, applicants for enlistment between places of acceptance for enlistment and recruiting stations, rejected applicants for enlistment, general prisoners, cadets and accepted cadets from their homes to the Military Academy, discharged cadets, civilian employees, civilian witnesses before courts martial, and dependents of military personnel, including dependents (as now authorized by law for personnel of the Regular Army) of personnel of the National Guard while in the service of the United States and of the Officers' Reserve Corps and the Enlisted Reserve Corps ordered to active duty for periods in excess of sixty-one days, and dependents of retired officers, warrant officers and enlisted men of the first three grades, and dependents of enlisted men of the first three grades of the Regular Army Reserve ordered to active duty and upon relief therefrom; travel pay to discharged military personnel; transportation of discharged prisoners and persons discharged from Saint Elizabeths Hospital after transfer thereto from the military service, to their homes, or elsewhere as they may elect, the cost in each case not to be greater than to the place of last enlistment; monetary allowances for liquid coffee for troops traveling when supplied with cooked or travel rations; commutation of quarters and rations to enlisted men traveling on detached duty when it is impracticable to carry rations, and to applicants for enlistment and general prisoners traveling under orders; per diem allowances or actual cost of subsistence while in a travel status, to nurses, civilian employees, and civilian witnesses before courts martial, $101,262,000, of which amount not to exceed $4,000,000 shall be available for fiscal year 1941 obligations, and such total amount may be increased, subject to the approval of the Director of the Bureau of the Budget, by transfers from other appropriations for the Military Establishment of such amounts as may be required in addition to those herein provided for travel in connection with development, procurement, production, maintenance, or construction activities; and, with such exception, no other appropriation in this Act shall be available for any expense for or incident to travel of personnel of the Regular Army or civilian employees under the War Department, except the appropriation "Contingencies of the Army" and the appropriations for Military Posts, the National

Dependents.

Nurses, civilian employees, etc.

Amount available for 1941 obligations.
54 Stat. 356.
Transfers from other appropriations.

Restriction.

Guard, the Organized Reserves, the Reserve Officers' Training Corps, and the National Board for the Promotion of Rifle Practice, and except as may be provided for in the appropriations "Special Field Exercises" and "Air Corps, Army": *Provided*, That, in addition to the authority contained in section 67, National Defense Act of June 3, 1916, as amended, a total of not to exceed $7,500 of the appropriations available to the War Department chargeable with expenses of travel shall be available for expenses incident to attendance at meetings of technical, professional, scientific, and other similar organizations, when, in the judgment of the Secretary of War, such attendance would be of benefit in the conduct of the work of the War Department: *Provided further*, That appropriations available for travel of personnel of the Military Establishment or employees under the War Department which are current at the date of relief from duty station of such personnel traveling under orders shall be charged with all expenses properly chargeable to such appropriations in connection with the travel enjoined, including travel of dependents and transportation of authorized baggage and household effects of such personnel, regardless of the dates of arrival at destination of the persons so traveling.

Provisos.
Attendance at meetings.
39 Stat. 199.
32 U. S. C. § 22.

Personnel traveling under orders, expenses.

During the fiscal year 1942 the dependents and household effects of such personnel of the Military Establishment on duty at stations outside the continental limits of the United States, and in Alaska, as may be determined upon by the Secretary of War, may prior to the issuance of orders for the relief of such personnel from their stations, be moved (including packing and unpacking of household effects) to such locations as may be selected by the Secretary of War, by the use of either Government or commercial means of transportation, and later from such locations to the duty stations to which such personnel may be ordered, and current appropriations of the Military Establishment available for travel and transportation may be used for this purpose.

Army personnel outside U. S.
Removal of dependents and effects.

EXPENSES OF COURTS MARTIAL

For expenses of courts martial, courts of inquiry, military commissions, retiring boards, and compensation of reporters and witnesses attending same, contract stenographic reporting services, and expenses of taking depositions and securing other evidence for use before the same, $175,000.

APPREHENSION OF DESERTERS, AND SO FORTH

For the apprehension, securing, and delivering of soldiers absent without leave and of deserters, including escaped military prisoners, and the expenses incident to their pursuit; and no greater sum than $25 for each deserter or escaped military prisoner shall, in the discretion of the Secretary of War, be paid to any civil officer or citizen for such services and expenses; for a donation of $10 to each prisoner discharged otherwise than honorably upon his release from confinement under court-martial sentence involving dishonorable discharge, $520,000.

FINANCE SERVICE

For compensation of clerks and other employees of the Finance Department, including not to exceed $900 for any one person for allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (5 U. S. C. 118a), $6,325,157.

Compensation and living quarters.

46 Stat. 818.

Post, p. 811.

CLAIMS FOR DAMAGES TO AND LOSS OF PRIVATE PROPERTY

For payment of claims, including claims of military and civilian personnel in and under the War Department, not exceeding $500 each in amount, for damages to or loss of private property incident to the training, practice, operation, or maintenance of the Army that have accrued, or may hereafter accrue, from time to time, $10,000: *Provided*, That settlement of such claims shall be made by the General Accounting Office, upon the approval and recommendation of the Secretary of War, where the amount of damages has been ascertained by the War Department, and payment thereof will be accepted by the owners of the property in full satisfaction of such damages.

Proviso.

CLAIMS OF OFFICERS, ENLISTED MEN, AND NURSES OF THE ARMY FOR DESTRUCTION OF PRIVATE PROPERTY

For the payment of claims of officers, enlisted men, and nurses of the Army for private property lost, destroyed, captured, abandoned, or damaged in the military service of the United States, under the provisions of an Act approved March 4, 1921 (31 U. S. C. 218–222), $50,000.

41 Stat. 1436.

Post, pp. 566, 669, 811.

QUARTERMASTER CORPS

Purchase of supplies.

Post, p. 811.

Subsistence of the Army: Purchase of subsistence supplies: For issue as rations to troops, including retired enlisted men when ordered to active duty, civil employees when entitled thereto, hospital matrons, applicants for enlistment while held under observation, general prisoners of war, and general prisoners at posts; ice for issue to organizations of enlisted men and offices at such places as the Secretary of War may determine, and for preservation of stores; for the subsistence of the masters, officers, crews, and employees of the vessels of the Army Transport Service; meals for recruiting parties and applicants for enlistment while under observation; for sales to officers, including members of the Officers' Reserve Corps while on active duty, and enlisted men of the Army. For payments: Of the regulation allowances of commutation in lieu of rations to enlisted men on furlough and to enlisted men when stationed at places where rations in kind cannot be economically issued, including retired enlisted men when ordered to active duty. For payment of the regulation allowance of commutation in lieu of rations for enlisted men, applicants for enlistment while held under observation, civilian employees who are entitled to subsistence at public expense, and general prisoners while sick in hospitals, to be paid to the surgeon in charge; advertising; for providing prizes to be established by the Secretary of War for enlisted men of the Army who graduate from the Army schools for bakers and cooks, the total amount of such prizes at the various schools not to exceed $900 per annum; and for other necessary expenses incident to the purchase, testing, care, preservation, issue, sale, and accounting for subsistence supplies for the Army; in all, $263,689,382: *Provided*, That none of the money appropriated in this Act shall be used for the purchase of oleomargarine or butter substitutes for other than cooking purposes, except to supply an expressed preference therefor or for use where climatic or other conditions render the use of butter impracticable: *Provided further*, That no part of this or any other appropriation contained in this Act shall be available for the procurement of any article of food or clothing not grown or produced in the United States or its possessions, except to the extent that the Secretary of War shall determine that articles of food or clothing grown or produced in the United States or its possessions cannot be procured of satisfactory quality and in suf-

Army Transport Service.

Sales to officers, etc.

Designated payments.

Prizes.

Provisos.
Butter substitutes, restriction.

Use of articles of U. S. production, etc.

ficient quantities and at reasonable prices as and when needed, and except procurements by vessels in foreign waters and by establishments located outside the continental United States, except the Territories of Hawaii and Alaska, for the personnel attached thereto.

Regular supplies of the Army: Regular supplies of the Quartermaster Corps, including their care and protection; field ranges, field stoves for cooking food, coffee roasters, field bakery equipment, and appliances for cooking and serving food at posts (except fixed installations in buildings), in the field and when traveling, and repair and maintenance of such equipment; authorized issues of candles and matches; authorized issues of soap, toilet paper, and towels; for the necessary furniture, textbooks, paper, and equipment for troop schools; for the purchase and issue of instruments, office furniture, stationery, and other authorized articles for the use of officers' schools at the several military posts; for purchase of commercial newspapers, periodicals, market reports, technical books, and so forth; for equipment and furniture for kitchens and mess halls, each and all for the enlisted men, including recruits; for forage, salt, and vinegar for the horses, mules, oxen, and other draft and riding animals of the Quartermaster Corps at the several posts and stations and with the armies in the field, for the horses of the several regiments of Cavalry and batteries of Artillery and such companies of Infantry and Scouts as may be mounted, and for remounts and for the authorized number of officers' horses, including bedding for the animals; for seeds and implements required for the raising of forage at remount depots and on military reservations in the Hawaiian, Philippine, and Panama Canal Departments, and for labor and expenses incident thereto, including, when specifically authorized by the Secretary of War, the cost of irrigation; for the purchase of implements and hire of labor for harvesting hay on military reservations; for straw for soldiers' bedding, stationery, typewriters and exchange of same, including blankbooks and blank forms for the Army, certificates for discharged soldiers, and for printing department orders and and reports, $19,238,000.

Regular supplies of the Army.
Post, pp. 669, 811.

Clothing and equipage: For cloth, woolens, materials, and for the purchase and manufacture of clothing for the Army, including retired enlisted men when ordered to active duty for issue and for sale; for payment of commutation of clothing due to warrant officers of the mine-planter service and to enlisted men; for altering and fitting clothing and washing and cleaning when necessary; for operation of laundries, existing or now under construction, including purchase and repair of laundry machinery therefor; for the authorized issues of laundry materials for use of general prisoners confined at military posts without pay or allowances, and for applicants for enlistment while held under observation; for equipment and repair of equipment of existing dry-cleaning plants, salvage and sorting storehouses, hat-repairing shops, shoe-repair shops, clothing-repair shops, and garbage-reduction works; for equipage, including authorized issues of toilet articles, barbers' and tailors' material, for use of general prisoners confined at military posts without pay or allowances and applicants for enlistment while held under observation; issue of toilet kits to recruits upon their first enlistment; for expenses of packing and handling and similar necessaries; for a suit of citizens' outer clothing and when necessary an overcoat, the cost of all not to exceed $30, to be issued each soldier discharged otherwise than honorably, to each enlisted man convicted by civil court for an offense resulting in confinement in a penitentiary or other civil prison, and to each enlisted man ordered interned by reason of the fact that he is an alien enemy, or, for the same reason, discharged without internment; for indemnity

Clothing and equipage.
Post, pp. 669, 811.

to officers and men of the Army for clothing and bedding, and so forth, destroyed since April 22, 1898, by order of medical officers of the Army for sanitary reasons, $286,309,000: *Provided*, That laundry charges, other than for service now rendered without charge, shall be so adjusted that earnings in conjunction with the value placed upon service rendered without charge shall aggregate an amount not less than $50,000 below the cost of maintaining and operating laundries and dry-cleaning plants.

Proviso. Laundry charges.

Incidental expenses of the Army. *Post*, p. 811.

Incidental expenses of the Army: Postage; hire of laborers in the Quartermaster Corps, including the care of officers' mounts when the same are furnished by the Government; compensation of clerks and other employees of the Quartermaster Corps, including not to exceed $900 for any one person for allowances for living quarters, including heat, fuel, and light, as authorized by the Act of June 26, 1930 (5 U. S. C. 118a), and clerks, foremen, watchmen, and organist for the United States Disciplinary Barracks; incidental expenses of recruiting; not to exceed $53,600 for activities of chaplains (excluding ritual garments and personal services); for the operation of coffee-roasting plants; for tests and experimental and development work and scientific research to be performed by the Bureau of Standards for the Quartermaster Corps; for inspection service and instruction furnished by the Department of Agriculture which may be transferred in advance; for such additional expenditures as are necessary and authorized by law in the movements and operation of the Army and at military posts, and not expressly assigned to any other departments, $67,811,439.

46 Stat. 818.

Recruiting.

Tests, research, etc.

Army transportation. *Post*, pp. 670, 811.

Army transportation: For transportation of Army supplies; of authorized baggage of military and civilian personnel, including packing, crating, and unpacking; of horse equipment; and of funds for the Army; for transportation on Army vessels, notwithstanding the provisions of other law, of privately owned automobiles of Regular Army personnel upon change of station; for the purchase or construction, alteration, operation, and repair, and for the lease from the Maritime Commission or others, of boats and other vessels; for wharfage, tolls, and ferriage; for drayage and cartage; for the purchase, manufacture (including both material and labor), maintenance, hire, and repair of pack saddles and harness; for the purchase, hire, operation, maintenance, and repair of wagons, carts, drays, other vehicles, and horse-drawn and motor-propelled passenger-carrying vehicles required for the transportation of troops and supplies and for official military and garrison purposes; for hire of draft and pack animals; in all, $231,201,383, of which not to exceed $15,041,454 shall be for the payment of obligations incurred under the contract authorization in the appropriation Acts for the fiscal year 1941: *Provided*, That the unit cost of light and medium passenger-carrying automobiles shall not exceed $750 for light automobiles and $1,200 for medium automobiles, including the value of any vehicle exchanged: *Provided further*, That during the fiscal year 1942 the cost of transportation from point of origin to the first point of storage or consumption of supplies, equipment, and material in connection with the manufacturing and purchasing activities of the Quartermaster Corps may be charged to the appropriations from which such supplies, equipment, and material are procured.

Privately owned automobiles.

Purchase, lease, etc., of vessels.

Vehicles.

Payments under contracts.

54 Stat. 872.

Provisos. Passenger automobiles, unit cost.

Transportation costs, supplies, etc.

Post, p. 670.

HORSES, DRAFT AND PACK ANIMALS

For the purchase of draft and pack animals and horses within limits as to age, sex, and size to be prescribed by the Secretary of War for remounts for officers entitled to public mounts, for the United

States Military Academy, and for such organizations and members of the military service as may be required to be mounted, and for all expenses incident to such purchases (including $87,515 for encouragement of the breeding of riding horses suitable for the Army, in cooperation with the Bureau of Animal Industry, Department of Agriculture, including the purchase of animals for breeding purposes and their maintenance), $234,215.

Encouragement of breeding of riding horses.

MILITARY POSTS

Post, pp. 566, 670, 811.

For construction and installation of buildings, flying fields, and appurtenances thereto, including interior facilities, fixed equipment, necessary services, roads, connections to water, sewer, gas, and electric mains, purchase and installation of telephone and radio equipment, and similar improvements, and procurement of transportation incident thereto, including the purchase, operation, maintenance, and repair of passenger-carrying vehicles, and including the acquisition of land, rights pertaining thereto, leasehold and other interests therein, and temporary use thereof, without regard to sections 1136 and 3648, Revised Statutes, as amended (10 U. S. C. 1339; 31 U. S. C. 529), and the land and interests therein, including the temporary use thereof, may be acquired and construction may be prosecuted thereon prior to the approval of the title by the Attorney General as required by section 355 of the Revised Statutes, as amended; general overhead expenses of transportation, engineering, supplies, inspection and supervision, and such services as may be necessary in the office of the Quartermaster General; $332,140,556, to remain available until expended and of which not to exceed $134,382,500 shall be for payments under contracts for the purposes authorized under this head in the appropriation Acts for the fiscal years 1939, 1940, and 1941: *Provided*, That the Secretary of War may, with respect to contracts for public works for the Military Establishment, whether or not for construction at military posts, entered into upon a cost-plus-a-fixed-fee basis out of funds appropriated for the fiscal year 1942 or authorized to be entered into prior to July 1, 1942, waive the requirements as to performance and payment bonds of the Act approved August 24, 1935 (49 Stat. 793; 40 U. S. C. 270a): *Provided further*, That the fixed fee to be paid the contractor as a result of any contract for public works entered into on or after September 9, 1940, for the construction and installation of buildings, utilities, and appurtenances at military posts shall not exceed 6 per centum of the estimated cost of the contract, exclusive of the fee, as determined by the Secretary of War.

Construction, etc.

Acquisition of land.

50 U. S. C. § 175.

Payments under contracts.

52 Stat. 651; 53 Stat. 602; 54 Stat. 360.

Provisos.
Waiver of bond requirements.

Limitation on fee.

BARRACKS AND QUARTERS AND OTHER BUILDINGS AND UTILITIES

Post, p. 812.

For all expenses incident to the construction, installation, operation, and maintenance of buildings, utilities, appurtenances, and accessories necessary for the shelter, protection, and accommodation of the Army and its personnel and property, where not specifically provided for in other appropriations, including personal services, purchase and repair of furniture for quarters for officers, warrant officers, and noncommissioned officers, and officers' messes and wall lockers and refrigerators for Government-owned buildings as may be approved by the Secretary of War, care and improvement of grounds, flooring and framing for tents, rental of buildings, provided space is not available in Government-owned buildings, and grounds for military purposes, lodgings for recruits and applicants for enlistment, water supply, sewer and fire-alarm systems, fire apparatus, roads,

Construction, etc., of buildings.

Rentals.

Target practice, etc.

walks, wharves, drainage, dredging channels, purchase of water, disposal of sewage, shooting galleries, ranges for small-arms target practice, field, mobile, and railway artillery practice, including flour for paste for marking targets, such ranges and galleries to be open as far as practicable to the National Guard and organized rifle clubs under regulations to be prescribed by the Secretary of War; warehouse and fuel handling equipment; stoves required for use of the Army for heating offices, hospitals, barracks, quarters, recruiting stations, and United States disciplinary barracks, also ranges and stoves for cooking food at posts, for post bakery and bake-oven equipment and apparatus and appliances for cooking and serving food when constituting fixed installations in buildings, including maintenance and repair of such heating and cooking appliances; for furnishing heat and light for the authorized allowance of quarters for officers, enlisted men, and warrant officers, including retired enlisted men when ordered to active duty, contract surgeons when stationed at and occupying public quarters at military posts, officers of the National Guard attending service and garrison schools, and for recruits, guards, hospitals, storehouses, offices, the buildings erected at private cost, in the operation of the Act approved May 31, 1902 (10 U. S. C. 1346), and buildings for a similar purpose on military reservations authorized by War Department regulations; for sale of fuel to officers; fuel and engine supplies required in the operation of modern batteries at established posts, $168,475,083: *Provided*, That the amounts to be assessed and collected by the Secretary of War for expenditure for maintenance purposes at Fort Monroe, Virginia, under the provisions of the Act of August 1, 1894 (28 Stat. 212), shall be $13,520 for wharf and $5,053 for roads and sewerage system: *Provided further*, That this appropriation shall be available for the rental of offices, garages, and stables for military attachés: *Provided further*, That no part of the funds herein appropriated shall be available for construction of a permanent nature of an additional building or an extension or addition to an existing building, the cost of which in any case exceeds $20,000: *Provided further*, That the monthly rental rate to be paid out of this appropriation for stabling any animal shall not exceed $15.

Heat, light, etc.

Buildings erected at private cost.
32 Stat. 282.

Provisos.
Fort Monroe, Va., wharf, etc.

Military attachés, rental of offices, etc.

Construction, limitation on cost.

Stabling, rental rate.

CONSTRUCTION AND REPAIR OF HOSPITALS

For construction and repair of hospitals at military posts already established and occupied, including all expenditures for construction and repairs required at the Army and Navy Hospital at Hot Springs, Arkansas, and for the construction and repair of general hospitals and expenses incident thereto, and for additions needed to meet the requirements of increased garrisons, and for temporary hospitals in standing camps and cantonments; for the alteration of permanent buildings at posts for use as hospitals, construction and repair of temporary hospital buildings at permanent posts, construction and repair of temporary general hospitals, rental or purchase of grounds, and rental and alteration of buildings for use for hospital purposes in the District of Columbia and elsewhere, including necessary temporary quarters for hospital personnel, outbuildings, heating and laundry apparatus, plumbing, water and sewers, and electric work, cooking apparatus, and roads and walks for the same, $10,038,641.

Temporary hospitals.

Gages, dies, jigs, etc., funds available.

The appropriations contained in this Act which are available for the procurement or manufacture of munitions of war of special or technical design may be used for the development and procurement of gages, dies, jigs, and other special aids and appliances, production studies, factory plans, and other production data, including specifications and detailed drawings, in accordance with the provisions of

sections 120 and 123 of the National Defense Act, as amended. Such appropriations may also be used for the purchase of letters patent, applications for letters patent, and licenses under letters patent and applications for letters patent that pertain to such equipment or material for which the appropriations are made.

39 Stat. 213, 215.
50 U. S. C. §§ 80, 78.
Purchase, etc., of letters patent.

SIGNAL CORPS

SIGNAL SERVICE OF THE ARMY

Post, pp. 670, 812.

Purchase, equipment, operation, and repair of military telegraph, telephone, radio, cable, and signaling systems; signal equipment and stores, heliographs, signal lanterns, flags, and other necessary instruments; wind vanes, barometers, anemometers, thermometers, and other meteorological instruments; photographic and cinematographic work performed for the Army by the Signal Corps; motorcycles, motor-driven and other vehicles for technical and official purposes in connection with the construction, operation, and maintenance of communication or signaling systems, and supplies for their operation and maintenance; professional and scientific books of reference, pamphlets, periodicals, newspapers, and maps for use of the Signal Corps and in the office of the Chief Signal Officer; telephone apparatus, including rental and payment for commercial, exchange, message, trunk-line, long-distance, and leased-line telephone service at or connecting any post, camp, cantonment, depot, arsenal, headquarters, hospital, aviation station, or other office or station of the Army, excepting the local telephone service for the various bureaus of the War Department in the District of Columbia, and toll messages pertaining to the office of the Secretary of War; electric time service; the rental of commercial telegraph lines and equipment, and their operation at or connecting any post, camp, cantonment, depot, arsenal, headquarters, hospital, aviation station, or other office or station of the Army, including payment for official individual telegraph messages transmitted over commercial lines; electrical installations and maintenance thereof at military posts, cantonments, camps, and stations of the Army, fire control and direction apparatus, and matériel for Field Artillery; salaries of civilian employees, including those necessary as instructors at vocational schools; supplies, general repairs, reserve supplies, and other expenses connected with the collecting and transmitting of information for the Army by telegraph or otherwise; experimental investigation, research, purchase, and development, or improvements in apparatus, and maintenance of signaling and accessories thereto, including machines, instruments, and other equipment for laboratory and repair purposes; lease, alteration, and repair of such buildings required for storing or guarding Signal Corps supplies, equipment, and personnel when not otherwise provided for, including the land therefor, the introduction of water, electric light and power, sewerage, grading, roads and walks, and other equipment required; for all expenses incident to the preparation of plans, and construction, purchase, installation, equipment, maintenance, repair, and operation of aircraft warning service systems, and their accessories, including purchase of lands and rights-of-way, acquisition of leaseholds and other interests therein, and temporary use thereof, $320,641,970, of which $207,937,190 shall be immediately available, $500,000 shall remain available until expended, and not to exceed $66,181,194 shall be for payments under contracts for the procurement of equipment and facilities under authorizations under this head contained in Appropriation Acts for the fiscal year 1941.

Telegraph, etc., systems.

Vehicles.

Telephone apparatus, etc.

Rental of lines, etc.

Electrical installations.

Civilian employees.

Aircraft warning service systems.

Payments under contracts.

54 Stat. 363.

AIR CORPS

Post, pp. 670, 812.

AIR CORPS, ARMY

Instruction, etc., expenses.

For creating, maintaining, and operating at established flying schools and balloon schools courses of instruction for officers, students, and enlisted men, including cost of equipment and supplies necessary for instruction, purchase of tools, equipment, materials, machines, textbooks, books of reference, scientific and professional papers, instruments, and materials for theoretical and practical instruction;

Aircraft operation, etc.

for maintenance, repair, storage, and operation of airships, war balloons, and other aerial machines, including instruments, materials, gas plants, hangars, and repair shops, and appliances of every sort and description necessary for the operation, construction, or equipment of all types of aircraft, and all necessary spare parts and equipment connected therewith and the establishment of landing and take-off runways;

Photographic supplies.

for purchase of supplies for securing, developing, printing, and reproducing photographs in connection with aerial photography;

Helium gas. *Ante*, p. 344.

improvement, equipment, maintenance, and operation of plants for testing and experimental work, and procuring and introducing water, electric light and power, gas, and sewerage, including maintenance, operation, and repair of such utilities at such plants, for the procurement of helium gas; for travel of officers and enlisted men of the Air Corps by air in connection with the administration of this appropriation, including travel by air or rail required in connection with the transportation of new aircraft from factory to first destination;

Civilian employees.

salaries and wages of civilian employees as may be necessary;

Development of new types of aircraft.

transportation of materials in connection with consolidation of Air Corps activities; experimental investigations and purchase and development of new types of airplanes, autogiros, and balloons, accessories thereto, and aviation engines, including plans, drawings, and specifications thereof;

Purchase, construction, etc.

for the purchase, manufacture, and construction of airplanes and balloons, including instruments and appliances of every sort and description necessary for the operation, construction (airplanes and balloons), or equipment of all types of aircraft, and all necessary spare parts and equipment connected therewith;

Marking of military airways.

or the marking of military airways where the purchase of land is not involved; for the purchase, manufacture, and issue of special clothing, wearing apparel, and similar equipment for aviation purposes; for all necessary expenses connected with the sale or disposal of surplus or obsolete aeronautical equipment, and the rental of buildings, and other facilities for the handling or storage of such equipment; for the rental of office space and other facilities in connection with Air Corps procurement activities;

Consulting engineers.

for the services of not more than four consulting engineers at experimental stations of the Air Corps as the Secretary of War may deem necessary, at rates of pay to be fixed by him not to exceed $50 a day for not exceeding fifty days each and necessary traveling expenses; purchase of special apparatus and appliances, repairs, and replacements of same used in connection with special scientific medical research in the Air Corps;

Printing plants.

for maintenance and operation of such Air Corps printing plants outside of the District of Columbia as may be authorized in accordance with law; for publications, station libraries, special furniture, supplies and equipment for offices, shops, and laboratories;

Settlement of claims.

for special services, including the salvaging of wrecked aircraft; for settlement of claims (not exceeding $250 each) for damage to persons and private property resulting from the operation of aircraft at home and abroad when each claim is substantiated by a survey report of a board of officers appointed by the commanding officer of the nearest aviation post and approved by

the Chief of Air Corps and the Secretary of War, $4,341,735,322, of which $2,506,868,000 shall be immediately available, and not to exceed $1,201,159,597 shall be available for payments under contracts for the procurement of Air Corps supplies and equipment, as authorized by appropriation Acts for the fiscal year 1941, and not to exceed $792,381 shall be for the payment of obligations incurred under contracts executed prior to July 1, 1939: *Provided*, That in addition to the amounts herein appropriated the Chief of the Air Corps, when authorized by the Secretary of War, may enter into contracts between the date of the approval of this Act and July 1, 1942, for the procurement of Air Corps supplies and equipment to an amount not in excess of $104,258,995: *Provided further*, That this appropriation may be expended without reference to the limitation contained in section 1 of the Act approved April 3, 1939 (Public, Numbered 18, Seventy-sixth Congress), as to the number of airplanes to be procured and maintained: *Provided further*, That the provisions of the Act to facilitate the procurement of aircraft for the national defense, approved March 5, 1940, as amended by section 401 of the Second Revenue Act of 1940, approved October 8, 1940, shall be effective during the fiscal year 1942.

Payments under contracts.

54 Stat. 365.
Contracts executed prior to July 1, 1939.

Provisos.
Additional contracts, limitation.

Waiver of limitation as to number of airplanes.
53 Stat. 555.
10 U. S. C. § 292b.

Facilitation of procurement of aircraft.
54 Stat. 45, 1003.
10 U. S. C. § 310 note; 34 U. S. C. § 496a.

MEDICAL DEPARTMENT

ARMY

MEDICAL AND HOSPITAL DEPARTMENT

Post, pp. 670, 812.

For the manufacture and purchase of medical and hospital supplies, including disinfectants, for military posts, camps, hospitals, hospital ships and transports, for laundry work for enlisted men and Army nurses while patients in a hospital, and supplies required for mosquito destruction in and about military posts in the Canal Zone; for the purchase of veterinary supplies and hire of veterinary surgeons; for expenses of medical supply depots; for medical care and treatment of patients, including supernumeraries, not otherwise provided for, including care and subsistence in private hospitals of officers, enlisted men, and civilian employees of the Army, of applicants for enlistment, and of prisoners of war and other persons in military custody or confinement, when entitled thereto by law, regulation, or contract: *Provided*, That this shall not apply to officers and enlisted men who are treated in private hospitals or by civilian physicians while on furloughs or leaves of absence in excess of twenty-four hours; for the proper care and treatment of epidemic and contagious diseases in the Army or at military posts or stations, including measures to prevent the spread thereof, and the payment of reasonable damages not otherwise provided for for bedding and clothing injured or destroyed in such prevention; for the care of insane Filipino soldiers in conformity with the Act of Congress approved May 11, 1908 (24 U. S. C. 198); for the pay of male and female nurses, not including the Army Nurse Corps, and of cooks and other civilians employed for the proper care of sick officers and soldiers, under such regulations fixing their number, qualifications, assignments, pay, and allowances as shall have been or shall be prescribed by the Secretary of War; for the pay of internes who are graduates of or have successfully completed at least four years professional training in reputable schools of medicine or osteopathy at not to exceed $720 per annum each; for the pay of civilian physicians employed to examine physically applicants for enlistment and enlisted men and to render other professional services from time to

Supplies.

Care, etc., in private hospitals.

Proviso.
If on furlough, etc.

Epidemic and contagious diseases.

Insane Filipino soldiers.

35 Stat. 122.
Pay of nurses, cooks, and other civilians.

Civilian physicians.

time under proper authority; for the pay of other employees of the Medical Department; for the payment of express companies and local transfers employed directly by the Medical Department for the transportation of medical and hospital supplies, including bidders' samples and water for analysis; for supplies for use in teaching the art of cooking to the enlisted force of the Medical Department; for the supply of Army and Navy Hospital at Hot Springs, Arkansas; for advertising, laundry, and all other necessary miscellaneous expenses of the Medical Department, $60,865,000, of which amount not to exceed $6,526,819 shall be for payment of obligations incurred under contract authorizations under this head in Appropriation Acts for the fiscal year 1941.

Army and Navy Hospital, Hot Springs, Ark.

Payment of contract obligations. 54 Stat. 366.

HOSPITAL CARE, CANAL ZONE GARRISONS

For paying the Panama Canal such reasonable charges, exclusive of subsistence, as may be approved by the Secretary of War for caring in its hospitals for officers, enlisted men, military prisoners, and civilian employees of the Army admitted thereto upon the request of proper military authority, $415,000: *Provided*, That the subsistence of the said patients, except commissioned officers, shall be paid to said hospitals out of the appropriation for subsistence of the Army at the rates provided therein for commutation of rations for enlisted patients in general hospitals.

Proviso. Subsistence payments.

CORPS OF ENGINEERS

Post, pp. 670, 812.

ENGINEER SERVICE, ARMY

For the design, development, procurement, manufacture, maintenance, alteration, repair, installation, storage, and issue of engineer equipment, instruments, appliances, supplies, materials, tools and machinery required in the equipment and training of troops and in military operations, including military surveys and the Engineer School, and including the purchase, maintenance, repair, and operation of passenger-carrying vehicles; for the operation and maintenance of the Engineer School, including (a) compensation of civilian lecturers, and (b) purchase and binding of scientific and professional books, pamphlets, papers, and periodicals; for the procurement, preparation, and reproduction of maps and similar data for military purposes; for expenses incident to the Engineer service in military operations, including military surveys, and including (a) research and development of improved methods in such operations, (b) the rental of storehouses and grounds and (c) repair and alteration of buildings; for heat, light, power, water, and communication service, not otherwise provided for; and for the compensation of employees required in these activities, $42,434,000, of which amount not to exceed $25,993,500 shall be for payments under contracts for the procurement of Engineer equipment under the authorization contained in appropriation Acts for the fiscal year 1941: *Provided*, That this appropriation shall be available for expenses of railroad operation, including purchase or lease of equipment and materials and the acquisition of lands, rights-of-way thereon, and other interests therein and temporary use thereof.

Equipment, instruments, etc.

Engineer School, maintenance, etc.

Maps, surveys, etc.

Heat, light, etc.

Payments under contracts. 54 Stat. 367.

Proviso. Railroad operation, etc.

Military construction, defense installations.

Post, p. 812.

Military construction, defense installations: For construction, installation, maintenance, and repair of facilities required for military use at locations to be approved by the President, and for each and every object and expense connected therewith, in the discretion of the Secretary of War, including housing, storage, fortifications, airdromes,

piers, roads, railroads, and communication, water, sewerage, and electric systems, and other utilities connected therewith, and also including the acquisition of leasehold and other interests in land, and temporary use thereof, without regard to sections 1136 and 3734, Revised Statutes, as amended (10 U. S. C. 1339; 40 U. S. C. 267), and the land, and interests therein, including the temporary use thereof, may be acquired and construction may be prosecuted thereon prior to the approval of the title by the Attorney General as required by section 355 of the Revised Statutes, as amended; the purchase, hire, operation, maintenance, and repair of passenger-carrying vehicles; the employment of persons and the procurement of supplies and services, printing and binding, and communication service, at the seat of government and elsewhere, $51,000,000, to remain available until June 30, 1943: *Provided*, That under this appropriation the Secretary of War is authorized to effect appointments of employees in the United States, or to effect the transfer of employees in the Federal service in the United States, for duty at any point outside the continental limits of the United States at which it may be found necessary to assign such civilian employees, and to pay the costs of transportation of such employees from place of engagement in the United States, or from present post of duty in the United States, in the case of those employees already in the service of the United States, to the post of duty outside the United States, and return upon completion of assignment or after such period of service as may be prescribed by the head of the Department; to provide for the shipment of household goods and personal effects of persons so appointed or transferred from place of engagement or from present post of duty in the United States to the post of duty outside the continental United States; and to provide for the transportation of the dependents of such appointees or employees, either by commercial or Government-operated vessels, as may be found expedient.

Leasehold, etc., interests.

50 U. S. C. § 175.

Supplies and services.

Proviso.
Employment outside United States.

Payment of transportation costs.

Shipment of household, etc., effects.

ORDNANCE DEPARTMENT

ORDNANCE SERVICE AND SUPPLIES, ARMY

Post, pp. 670, 812.

For manufacture, procurement, storage, and issue, including research, planning, design, development, inspection, test, alteration, maintenance, repair, and handling of ordnance material, together with the machinery, supplies, and services necessary thereto; for supplies and services in connection with the general work of the Ordnance Department, comprising police and office duties, rents, tolls, fuel, light, water, advertising, stationery, typewriting and computing machines, including their exchange, and furniture, tools, and instruments of service; to provide for training and other incidental expenses of the ordnance service; for instruction purposes, other than tuition; for the purchase, completely equipped, of plant vehicles, including trucks, ambulances, and station wagons, and for maintenance, repair, and operation of motor-propelled and horse-drawn freight and passenger-carrying vehicles; for ammunition for military salutes at Government establishments and institutions to which the issues of arms for salutes are authorized; for services, material, tools, and appliances for operation of the testing machines and chemical laboratory in connection therewith; for publications for libraries of the Ordnance Department, including the Ordnance Office, including subscriptions to periodicals; not to exceed $150,000 for services of such consultants as the Secretary of War may deem necessary, at rates of pay to be fixed by him not to exceed $50 per day and for their necessary traveling expenses; in all, $1,339,390,595, of which $76,085,595 shall be

Manufacture, issue, etc.

Contingent expenses.

Vehicles.

Ammunition for military salutes.

Libraries of Ordnance Department.

Consultants.

Payments under contracts.

immediately available, and not to exceed $1,103,925,950 shall be available for payments under contracts for the procurement or production of ordnance matériel, machinery, and supplies under authorizations under this head contained in Appropriation Acts for the fiscal years 1940 and 1941; also, in addition, the Chief of Ordnance, when authorized by the Secretary of War, may enter into contracts prior to July 1, 1942, for the procurement or production of ordnance matériel, machinery, and supplies to an amount not in excess of $57,000,000, and his action in so doing shall be deemed a contractual obligation of the Federal Government for the payment of the cost thereof: *Provided*, That the period of the contract authorization of $831,065,751 under this head in the Fifth Supplemental National Defense Appropriation Act, 1941, is extended to July 1, 1942: *Provided further*, That the Chief of Ordnance and the chiefs of any other branches concerned shall enter into contracts prior to July 1, 1942, for the procurement of such equipment, spare parts, and accessories as may be required for such additional Armored Force divisions and/or other units of such Armored Force as may be directed by the Chief of Staff: *Provided further*, That pay and allowances of Ordnance Reserve Officers and Specialist Reserve Officers assigned to the Ordnance Department to active duty to carry out the purposes of this appropriation, while so assigned, shall be charged to this appropriation.

53 Stat. 608; 54 Stat. 367.
Contract authorizations.

Provisos.
Time extension.
Ante, p. 127.

Armored Force divisions, etc., contracts.
Post, p. 670.

Reserve officers, active duty.

ROCK ISLAND BRIDGE, ROCK ISLAND, ILLINOIS

For operating, repair, and preservation of Rock Island bridges and viaduct, and maintenance and repair of the arsenal street connecting the bridges, $33,000.

REPAIRS OF ARSENALS

For repairs and improvements of ordnance establishments, and to meet such unforeseen expenditures as accidents or other contingencies may require, $2,776,500.

Post, pp. 670, 812.

CHEMICAL WARFARE SERVICE

Gases, etc.

For purchase, manufacture, and test of chemical warfare gases or other toxic substances, gas masks, or other offensive or defensive materials or appliances required for gas-warfare purposes, investigations, research, design, experimentation, and operation, purchase of chemicals, special scientific and technical apparatus and instruments, including services connected therewith; for the payment of part-time or intermittent employment of such scientists and technicists as may be contracted for by the Secretary of War, in his discretion, at a rate of pay not exceeding $20 per diem for any person so employed; for the purchase, maintenance, repair, and operation of freight- and passenger-carrying motor vehicles; construction, maintenance, and repair of plants, buildings, and equipment, and the machinery therefor; receiving, storing, and issuing of supplies, comprising police and office duties, rents, tolls, fuels, gasoline, lubricants, paints and oils, rope and cordage, light, water, advertising, stationery, typewriting and computing machines including their exchange, office furniture, tools, and instruments; for incidental expenses; for civilian employees; for libraries of the Chemical Warfare Service and subscriptions to periodicals; for expenses incidental to the organization, training, and equipment of special gas troops not otherwise provided for, including the training of the Army in chemical warfare, both offensive and defensive, together with the necessary schools, tactical dem-

Part-time employment of scientists, etc.

Construction of buildings, etc.

Special gas troops.

Chemical warfare, training.

onstrations, and maneuvers; for current expenses of chemical projectile filling plants and proving grounds, including construction and maintenance of rail transportation, repairs, alterations, accessories, building and repairing butts and targets, clearing and grading ranges, $54,902,905, of which not to exceed $2,845,634 shall be available for payments under contracts authorized under this head in Appropriation Acts for the fiscal year 1941.

Payments under contracts. 54 Stat. 368.

CHIEF OF INFANTRY

INFANTRY SCHOOL, FORT BENNING, GEORGIA

Post, p. 812.

For the procurement of books, publications, instruments, and materials, pay of employees, and other necessary expenses for instruction at the Infantry School, $159,000.

CHIEF OF CAVALRY

INSTRUCTION IN CAVALRY ACTIVITIES

For the purchase of textbooks, books of reference, scientific and professional papers, instruments, and materials for instruction; employment of temporary, technical, special, and clerical services; and for other necessary expenses of instruction at the Cavalry School, Fort Riley, Kansas; and for the instruction of the Army in Cavalry activities, $75,000.

ARMORED FORCE

INSTRUCTION IN ARMORED FORCE ACTIVITIES

For supplies, services, and other expenses essential in conducting instruction of the Army in armored-force activities, $500,000.

CHIEF OF FIELD ARTILLERY

INSTRUCTION IN FIELD ARTILLERY ACTIVITIES

For the pay of employees; the purchase of books, pamphlets, periodicals, and newspapers; procurement of supplies, materials, and equipment for instruction purposes; and other expenses necessary in the operation of the Field Artillery School of the Army, and for the instruction of the Army in Field Artillery activities, $104,500.

CHIEF OF COAST ARTILLERY

COAST ARTILLERY SCHOOL, FORT MONROE, VIRGINIA

For purchase of engines, generators, motors, machines, measuring and laboratory instruments, special apparatus, and materials; for purchase and binding of professional books; for newspapers and periodicals; for incidental expenses; for pay of employees; for office furniture and fixtures; for maintenance, operation, and repair of motor vehicles; and unforeseen expenses; in all, $80,900.

SEACOAST DEFENSES

Post, p. 812.

For all expenses incident to the preparation of plans and the construction, purchase, installation, equipment, maintenance, repair, and operation of fortifications and other works of defense, and their accessories, including personal services, ammunition storage, maintenance of channels to submarine-mine wharves, purchase of lands and rights-of-way as authorized by law, acquisition of leaseholds and

Leaseholds, etc.

other interests therein, and temporary use thereof, and payments for leasehold interests may be made in advance for the entire term notwithstanding the provisions of section 3648, Revised Statutes, and for experimental, test, and development work, $98,984,000, of which $41,847,795 shall remain available until expended, and of which not to exceed $28,628,047 shall be for payments under contracts for procurement of equipment for seacoast defenses authorized in appropriation Acts for the fiscal year 1941; and, in addition, when authorized by the Secretary of War, contracts may be entered into prior to July 1, 1942, for the purpose of this appropriation, to an amount not in excess of $21,886,700.

31 U. S. C. § 529.

Payments under contracts.

54 Stat. 369.
Contract authorizations.

UNITED STATES MILITARY ACADEMY

PAY OF MILITARY ACADEMY

Cadets: For pay of cadets, $1,375,920, of which amount $10,000 shall be available immediately: *Provided*, That during the fiscal year ending June 30, 1942, no officer of the Army shall be entitled to receive any increase in pay or allowances because of detail or assignment to duty in any capacity at the Military Academy: *Provided further*, That the duties of librarian of the United States Military Academy may be performed by an officer of the Regular Army retired from active service under the provisions of section 1251, Revised Statutes, and detailed on active duty for that purpose.

Provisos.
Academy detail, pay restriction.

Retired officer as librarian.

10 U. S. C. § 933.

MAINTENANCE AND OPERATION, UNITED STATES MILITARY ACADEMY

For text and reference books for instruction; increase and expense of library; office equipment and supplies; stationery, blank books, forms, printing and binding, and periodicals; diplomas for graduates; expense of lectures; apparatus, equipment, supplies, and materials for purpose of instruction and athletics, and maintenance and repair thereof; musical instruments and maintenance of band; care and maintenance of organ; equipment for cadet mess; postage, telephones, and telegrams; freight and expressage; for commutation of rations for cadets in lieu of the regular established ration; for commutation of rations for civilians employed at cadet mess at rate of 42.5 cents per day; maintenance of children's school (not exceeding $12,200); contingencies for superintendent of the academy, to be expended in his discretion (not to exceed $5,200); expenses of the members of the Board of Visitors (not exceeding $1,500); contingent fund, to be expended under the direction of the Academic Board (not exceeding $1,000); improvement, repair, and maintenance of buildings and grounds (including roads, walls, and fences); shooting galleries and ranges; cooking, heating, and lighting apparatus and fixtures and operation and maintenance thereof; maintenance of water, sewer, and plumbing systems; maintenance of and repairs to cadet camp; fire-extinguishing apparatus; machinery and tools and repairs of same; maintenance, repair, and operation of motor-propelled vehicles; policing buildings and grounds; furniture, refrigerators, and lockers for Government-owned buildings at the academy and repair and maintenance thereof; fuel for heat, light, and power; pay of employees; and other necessary incidental expenses in the discretion of the superintendent; in all, $2,202,178, of which amount $4,000 shall be available immediately: *Provided*, That not to exceed $3,750 of this amount shall be available to liquidate the indebtedness of cadets separated from the service for any reason during their first year, who at the time of their separation are in debt to the cadet store.

Expenses.

Board of Visitors.
Contingent fund.

Proviso.
Liquidation of indebtedness of certain cadets.

NATIONAL GUARD

ARMING, EQUIPPING, AND TRAINING THE NATIONAL GUARD

For procurement of forage, bedding, and so forth, for animals used by the National Guard, $134,000. Forage, etc.

For compensation of help for care of materials, animals, and equipment, $2,756,400, of which $162,211 shall be available exclusively for the compensation of employees engaged upon Federal property custodial and accounting work and such other work as they may be required to perform by the properly constituted State authorities: *Provided*, That the number of caretakers authorized to be employed for any one heavier-than-air squadron under the provisions of section 90 of the National Defense Act of June 3, 1916, as amended, may be increased from 13 to 21. Care of materials, animals, etc. *Proviso.* 39 Stat. 205. 32 U. S. C. § 42.

For expenses, camps of instruction and air fields, and storage facilities either on Government-owned or State-owned land, field and supplemental training, including construction and maintenance, and the hire (at a rate not to exceed $1 per diem), repair, maintenance, and operation of motor-propelled passenger-carrying vehicles, $3,112,000: *Provided*, That not to exceed $25,500 of this appropriation shall be available for the settlement of claims (not exceeding $500) for damages to or loss of private property incident to the operation of camps of instruction, either during the stay of National Guard units in such camps or while thereto or therefrom en route. Instruction expenses, etc. *Proviso.* Settlement of claims.

For expenses, selected officers and enlisted men, military service schools, $100.

For pay of property and disbursing officers for the United States, at a rate not less than $2,400 per annum, $91,880.

For general expenses, equipment, and instruction, National Guard, the hire (at a rate not to exceed $1 per diem), repair, maintenance, and operation of motor-propelled passenger- and non-passenger-carrying vehicles, and the medical and hospital treatment of members of the National Guard who suffer personal injury or contract disease in line of duty, and other expenses in connection therewith, including pay and allowances, subsistence, transportation, and burial expenses, as authorized by the Act of June 15, 1936 (49 Stat. 1507), $1,102,400. Medical, etc., treatment. 10 U. S. C. §§ 455a-455d.

For travel of officers, warrant officers, and enlisted men of the Regular Army detailed to, or while on, duty with the National Guard, including transportation of dependents, transportation of mounts, and transportation, packing, crating, and unpacking of household goods and effects as authorized by law, $448,150. Travel of Army officers, etc.

For transportation of equipment and supplies, $175,000.

For expenses of enlisted men of the Regular Army on duty with the National Guard, including payment of an allowance for quarters at the rate of $35 per month to each man not furnished quarters in kind, $282,150.

For pay of National Guard (armory drills), $9,876,900. Armory drills, pay.

No part of the appropriations made in this Act shall be available for pay, allowances, or traveling or other expenses of any officer or enlisted man of the National Guard who may be drawing a pension, disability allowance, disability compensation, or retired pay (where retirement has been made on account of physical disability or age) from the Government of the United States, or, who, being an officer or enlisted man of the National Guard and 18 years of age or over at the time the organization to which he was attached was ordered into active military service in the Army of the United States in consequence of Public Resolution Numbered 96, Seventy-sixth Con- Restriction on use of funds. 54 Stat. 858. 50 U. S. C., app. §§ 401-405.

Exceptions.

gress, approved August 27, 1940, did not enter upon and satisfactorily complete such active military service, except (1) officers or enlisted men who were excused by competent authority for the reason that their civil employment was deemed to be of greater value to the National Defense than active military service, and (2) such officers and enlisted men who were unable satisfactorily to complete such active military service because of physical incapacity of a temporary nature growing out of such active military service: *Provided*, That nothing herein shall be construed as barring the continuance of adjutants general in a federally recognized status without pay under this Act: *Provided further*, That the restrictions contained in this paragraph on the use of appropriations made in this Act shall not apply to pay, allowances, or traveling, or other expenses for or incident to services entered into pursuant to orders issued by competent authority.

Provisos.
Status of adjutants general.

Nonapplication of designated restrictions.

ARMS, UNIFORMS, EQUIPMENT, AND SO FORTH, FOR FIELD SERVICE, NATIONAL GUARD

Procurement, issue, etc.

To procure by purchase or manufacture and issue from time to time to the National Guard, upon requisition of the Governors of the several States and Territories or the commanding general, National Guard of the District of Columbia, such military equipment and stores of all kinds and reserve supply thereof as are necessary to arm, uniform, and equip for field service the National Guard of the several States, Territories, and the District of Columbia, including animals, motortrucks, motorcyclés, field ambulances, and station wagons and to repair such of the afore-mentioned articles of equipage and military stores as are or may become damaged when, under regulations prescribed by the Secretary of War, such repair may be determined to be an economical measure and as necessary for their proper preservation and use, $7,352,200, and all of the sums appropriated in this Act on account of the National Guard shall be accounted for as one fund, and of the total of all sums appropriated in this Act on account of the National Guard, $500,000 shall be available immediately: *Provided*, That specifications for motor vehicles, which shall be so drawn as to admit of competition, shall to the extent otherwise practicable conform with the requirements of the National Guard: *Provided further*, That the value of issues made to any State, Territory, or the District of Columbia to replace property surveyed in accordance with section 87, National Defense Act of June 3, 1916, as amended, shall not be charged to the apportionments required by section 67 of that Act, but no such replacement issue shall be made in excess of receipts theretofore collected and covered into the Treasury as miscellaneous receipts pursuant to said section 87, as amended, and section 4 (a) and (b) (22) of the Permanent Appropriation Repeal Act of June 26, 1934: *Provided further*, That the Secretary of War is hereby authorized to issue from surplus stores and material on hand and purchased for the United States Army such articles of clothing and equipment and field artillery, engineer, and signal material and ammunition as may be needed by the National Guard organized under the provisions of the Act entitled "An Act for making further and more effectual provision for the national defense, and for other purposes", approved June 3, 1916 (32 U. S. C. 21), as amended. This issue shall be made without charge against National Guard appropriations except for actual expenses incident to such issue.

Motortrucks, etc.

Amount immediately available.
Provisos.
Specifications for motor vehicles.

Replacement of surveyed property.

39 Stat. 204.
32 U. S. C. § 47.
39 Stat. 199.
32 U. S. C. § 22.

48 Stat. 1227.
31 U. S. C. § 725c.

Issuance of Army clothing, equipment, etc.

39 Stat. 199.
Accounting.

No appropriation contained in this Act shall be available for any expense for or on account of a larger number of mounted units and wagon companies of the National Guard than were in existence on June 5, 1941.

Mounted units, etc., restriction.

ORGANIZED RESERVES

For conducting correspondence or extension courses for instruction of members of the Reserve Corps, including necessary supplies, procurement of maps and textbooks, and transportation and traveling expenses of employees; purchase of training manuals, including Government publications and blank forms, subscriptions to magazines and periodicals of a professional or technical nature; establishment, maintenance, and operation of Organized Reserve headquarters; for miscellaneous expenses incident to the administration of the Organized Reserves, including the maintenance and operation of motor-propelled passenger-carrying vehicles; for the actual and necessary expenses, or per diem in lieu thereof, at rates authorized by law, incurred by officers and enlisted men of the Regular Army and Reserve officers ordered to active duty for periods in excess of fifteen days traveling on duty in connection with the Organized Reserves, and for travel of dependents, and packing and transportation of baggage of such personnel; for expenses incident to the use, including upkeep and depreciation costs, of supplies, equipment, and matériel furnished in accordance with law from stocks under the control of the War Department; in all, $1,767,000; and no part of such amount shall be available for any expense incident to giving flight training to any officer of the Officers' Reserve Corps unless he shall be found physically and professionally qualified to perform aviation service as an aviation pilot, by such agency as the Secretary of War may designate.

Correspondence or extension courses.

Headquarters.

Per diem, travel, etc.

Flight training, restriction.

No appropriation made in this Act shall be available for pay, allowances, or traveling or other expenses of any officer of the Organized Reserves who may be drawing a pension, disability allowance, disability compensation, or retired pay from the Government of the United States.

Restriction on use of funds for pensioners, etc.

That the pay and allowances of such additional officers and nurses of the Medical Reserve Corps as are required to supplement the like officers and nurses of the Regular Army in the care of beneficiaries of the United States Veterans' Administration treated in Army hospitals may be paid from the funds allotted to the War Department by that Administration under existing law.

Medical Reserve Corps.
Pay, etc., of certain officers and nurses.

CITIZENS' MILITARY TRAINING

RESERVE OFFICERS' TRAINING CORPS

For the procurement, maintenance, and issue, under such regulations as may be prescribed by the Secretary of War, to institutions at which one or more units of the Reserve Officers' Training Corps are maintained, of such public animals, means of transportation, supplies, tentage, equipment, and uniforms as he may deem necessary, including cleaning and laundering of uniforms and clothing at camps; and to forage, at the expense of the United States, public animals so issued, and to pay commutation in lieu of uniforms at a rate to be fixed annually by the Secretary of War; for transporting said animals and other authorized supplies and equipment from place of issue to the several institutions and training camps and return of same to place of issue when necessary; for purchase of training manuals, including Government publications and blank forms; for the establishment and maintenance of camps for the further practical instruction of the members of the Reserve Officers' Training Corps, and for transporting members of such corps to and from such camps, and to subsist them while traveling to and from such camps and while remaining therein so far as appropriations will

Supplies, etc.

Training camps, etc.

Travel allowance.

permit, or, in lieu of transporting them to and from such camps and subsisting them while en route, to pay them travel allowance at the rate of 5 cents per mile for the distance by the shortest usually traveled route from the places from which they are authorized to proceed to the camp and for the return travel thereto, and to pay the return travel pay in advance of the actual performance of the travel; for expenses incident to the use, including upkeep and depreciation costs, of supplies, equipment, and matériel furnished in accordance with law from stocks under the control of the War Department; for pay for students attending advanced camps at the rate prescribed for soldiers of the seventh grade of the Regular Army; for the payment of commutation of subsistence to members of the senior division of the Reserve Officers' Training Corps, at a rate not exceeding the cost of the garrison ration prescribed for the Army, as authorized in the Act approved June 3, 1916, as amended by the Act approved June 4, 1920 (10 U. S. C. 387); for the medical and hospital treatment of members of the Reserve Officers' Training Corps, who suffer personal injury or contract disease in line of duty, and for other expenses in connection therewith, including pay and allowances, subsistence, transportation, and burial expenses, as authorized by the Act of June 15, 1936 (49 Stat. 1507); for mileage, traveling expenses, or transportation, for transportation of dependents (including dependents of retired officers, warrant officers, and enlisted men of the first three grades, and enlisted men of the first three grades of the Regular Army Reserve, ordered to active duty and upon relief therefrom), and for packing, crating, and unpacking, and transportation of baggage (including baggage of retired officers, warrant officers, and enlisted men of the first three grades, and enlisted men of the first three grades of the Regular Army Reserve ordered to active duty and upon relief therefrom) for officers, warrant officers, and enlisted men traveling on duty pertaining to or on detail to or relief from duty with the Reserve Officers' Training Corps; for the purchase, maintenance, repair, and operation of motor vehicles, including station wagons, $5,800,000: *Provided*, That uniforms and other equipment or material issued to the Reserve Officers' Training Corps in accordance with law shall be furnished from surplus stocks of the War Department without payment from this appropriation, except for actual expense incurred in the manufacture or issue: *Provided further*, That in no case shall the amount paid from this appropriation for uniforms, equipment, or material furnished to the Reserve Officers' Training Corps from stocks under the control of the War Department be in excess of the price current at the time the issue is made: *Provided further*, That none of the funds appropriated in this Act shall be used for the organization or maintenance of a greater number of mounted units in the Reserve Officers' Training Corps than were in existence on January 1, 1928, or for additional motor transport or tank units unless in replacement of existing cavalry units: *Provided further*, That none of the funds appropriated in this Act shall be available for any expense on account of any student in Air Corps, Dental Corps, or Veterinary units not a member of such units on May 5, 1932, but such stoppage of further enrollments shall not interfere with the maintenance of existing units: *Provided further*, That none of the funds appropriated elsewhere in this Act, except for printing and binding and pay and allowances of officers and enlisted men, shall be used for expenses in connection with the Reserve Officers' Training Corps.

Pay of students attending advanced camps.

Subsistence commutation, senior division.

39 Stat. 193; 41 Stat. 778.

Medical, etc., treatment.

10 U. S. C. §§ 455a-455d.

Vehicles.

Provisos.

Uniforms, etc., from War Department surplus stocks.

Price.

Limitation on number of mounted, etc., units.

Air Corps, etc., students, expenses.

Restriction on use of other funds; exceptions.

MILITARY SUPPLIES AND EQUIPMENT FOR SCHOOLS AND COLLEGES

For the procurement and issue as provided in section 55c of the Act approved June 4, 1920 (10 U. S. C. 1180), and in section 1225, Revised Statutes, as amended, under such regulations as may be prescribed by the Secretary of War, to schools and colleges, other than those provided for in section 40 of the Act above referred to, of such arms, tentage, and equipment, and of ammunition, targets, and target materials, including the transporting of same, and the overhauling and repair of articles issued, as the Secretary of War shall deem necessary for proper military training in said schools and colleges, $8,900.

Procurement and issue.
41 Stat. 780.
34 U. S. C. § 1129.

41 Stat. 776.
10 U. S. C. § 381.

NATIONAL BOARD FOR PROMOTION OF RIFLE PRACTICE, ARMY

Promotion of rifle practice: For construction, equipment, and maintenance of rifle ranges, the instruction of citizens in marksmanship, and promotion of practice in the use of rifled arms; for arms, ammunition, targets, and other accessories for target practice, for issue and sale in accordance with rules and regulations prescribed by the National Board for the Promotion of Rifle Practice and approved by the Secretary of War; for clerical services, including not exceeding $30,000 in the District of Columbia; for procurement of materials, supplies, trophies, prizes, badges, services, and such other items as are authorized in section 113, Act of June 3, 1916, and under this head in War Department Appropriation Act of June 7, 1924; for the conduct of the national matches, including incidental travel of rifle teams and of individuals and of Marine Corps and other detachments required in the operation of the matches and including incidental travel of rifle teams and individuals attending regional, national, and international competitions, and for the purchase of medals and badges for use in National Rifle Association competitions, including those fired as a part of the national matches; for mileage at 8 cents per mile for members of the National Board for the Promotion of Rifle Practice when authorized by the Secretary of War, any provision of law to the contrary notwithstanding; and for maintenance of the National Board for the Promotion of Rifle Practice, including not to exceed $4,500 for incidental expenses in addition to the amount authorized by Act of May 28, 1928; to be expended under the direction of the Secretary of War, $330,500.

Supplies, etc.

39 Stat. 211; 43 Stat. 510.
32 U. S. C. §§ 183, 186, 181.

National matches, etc.

Mileage for Board members.

Maintenance of Board.

45 Stat. 786.
32 U. S. C. § 181c.

NATIONAL DEFENSE ACTIVITIES, WAR DEPARTMENT

For all necessary expenses to enable the War Department during the fiscal year 1942, to continue to perform the functions or activities for the performance of which, during the fiscal year 1941, the War Department received an allocation of funds from the appropriation "Emergency fund for the President" contained in the Military Appropriation Act, 1941, including the objects for which and subject to the conditions under which such allocation was expended during the fiscal year 1941, $500,000.

Expenses.

54 Stat. 377.

WAR DEPARTMENT

SALARIES, WAR DEPARTMENT

For compensation for personal services in the District of Columbia, as follows:

Office of Secretary of War: Secretary of War, Under Secretary of War, Assistant Secretaries of War, and other personal services,

Provisos.
Persons in advisory capacity, transportation, etc.

$579,600: *Provided*, That not to exceed $150,000 of the appropriations contained in this Act for military activities shall be available for the payment of actual transportation expenses and not to exceed $10 per diem in lieu of subsistence and other expenses of persons serving while away from their homes, without other compensation, in an advisory capacity to the Secretary of War, and for the temporary employment of persons (at not to exceed $50 per day) or organizations, by contract or otherwise, without regard to section 3709 of the Revised Statutes or the civil service or classification laws: *Provided*, That no field-service appropriation shall be available for personal services in the War Department except as may be expressly authorized herein.

Temporary employees.

41 U. S. C. § 5.

Use of field-service appropriations for personal services.

Designated offices.

Office of Chief of Staff, $368,110.
Adjutant General's Office, $2,077,996.
Office of the Inspector General, $37,260.
Office of the Judge Advocate General, $141,720.
Office of the Chief of Finance, $677,978.
Office of the Quartermaster General, $1,098,446.
Office of the Chief Signal Officer, $346,507.
Office of the Chief of Air Corps, $518,000.
Office of the Surgeon General, $463,290.

Provisos.
Technical and clerical personnel.

Office of Chief of Engineers, $216,896: *Provided*, That the services of such additional technical and clerical personnel as the Secretary of War may deem necessary may be employed only in the Office of the Chief of Engineers, to carry into effect the various appropriations for rivers and harbors and flood control, surveys, and preparation for and the consideration of river and harbor and flood-control estimates and bills, to be paid from such appropriations: *Provided further*, That the expenditures on this account for the fiscal year 1942 shall not exceed $632,820, and the Secretary of War shall each year, in the Budget, report to Congress the number of persons so employed, their duties, and the amount paid to each.

Maximum expenditure, fiscal year 1942.

Report to Congress.

Office of Chief of Ordnance, $883,320.
Office of Chief of Chemical Warfare Service, $76,540.
Office of Chief of Infantry, $21,080.
Office of Chief of Cavalry, $15,200.
Office of Chief of Field Artillery, $6,840.
Office of Chief of Coast Artillery, $37,080.
Office of Chief of Chaplains, $9,680.
National Guard Bureau, War Department, $183,060.

Proviso.
No increase in certain details.

In all, salaries, War Department, $7,758,603: *Provided*, That the number of warrant officers and enlisted men on duty in the offices of the Chiefs of Ordnance, Engineers, Coast Artillery, Field Artillery, Cavalry, Infantry, and Chaplains on March 5, 1934, shall not be increased, and in lieu of warrant officers and enlisted men whose services in such offices shall have been terminated for any cause prior to July 1, 1942, their places may be filled by civilians, for the pay of whom, in accordance with the Classification Act of 1923, as amended, the appropriation "Pay of the Army" shall be available.

Civilians to fill vacancies.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.
Ante, p. 368.

Employment of additional personnel.

The Secretary of War is authorized to employ such additional personnel at the seat of government and elsewhere, and to provide out of any appropriations available for the Military Establishment for their salaries and for such printing and binding, communication service, and supplies as he may deem necessary to carry out the purposes of this Act, but the amount so used for personal services at the seat of government, other than for field service employees, shall not exceed one-third of 1 per centum of the total amount of cash appropriated for the Army.

Salary restriction.

In expending appropriations or portions of appropriations contained in this Act, for the payment for personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the Assistant Secretary of War, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: *Provided*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to require the reduction in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the rules of section 6 of such Act, (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit, (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law; or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

42 Stat. 1488.
5 U. S. C. §§ 661–674.
Post, p. 613.

Exception.

Proviso.
Restriction not applicable in designated cases.

42 Stat. 1490.
5 U. S. C. § 666.

OFFICE OF THE SECRETARY

Post, p. 565.

CONTINGENT EXPENSES, WAR DEPARTMENT

For stationery; purchase of professional and scientific books, lawbooks, including their exchange; books of reference, pamphlets, periodicals, newspapers (not to exceed $2,100), maps; typewriting and adding machines, and other labor-saving devices, including their repair and exchange; furniture and repairs to same; carpets, linoleum, filing equipment, photo supplies, towels, ice, brooms, soap, sponges; purchase (including exchange) of motortrucks; maintenance, repair, and operation of motortrucks and one motor-propelled passenger-carrying vehicle, to be used only for official purposes; freight and express charges; streetcar fares; postage to Postal Union countries; and other absolutely necessary expenses, $518,476, and it shall not be lawful to expend, unless otherwise specifically provided herein, for any bureau, office, or branch of the War Department or of the Army having or maintaining an office in the War Department proper, at Washington, District of Columbia, any sum out of appropriations contained in this Act (or accruing thereto) made for the Military Establishment for any of the purposes mentioned or authorized in this paragraph: *Provided*, That section 3709, Revised Statutes, shall not apply to any procurement under this appropriation which does not exceed $100 in amount.

Restriction on expenditures.

Proviso.
Minor purchases.
41 U. S. C. § 5.

LIBRARY, SURGEON GENERAL'S OFFICE

For the purchase of the necessary books of reference, periodicals, and technical supplies and equipment, $25,000.

ARMY MEDICAL MUSEUM

For the procurement, preparation, and preservation of specimens and the purchase of technical supplies and equipment, $14,400.

PRINTING AND BINDING, WAR DEPARTMENT

For printing and binding for the War Department, except such as may be otherwise provided for in accordance with existing law, $901,598: *Provided*, That the sum of $3,000, or so much thereof as may be necessary, may be used for the publication, from time to time, of bulletins prepared under the direction of the Surgeon General of the Army, for the instruction of medical officers, when approved by the Secretary of War.

Proviso. Bulletins.

Time-measuring devices, etc.

SEC. 2. No part of the appropriations made in this Act shall be available for the salary or pay of any officer, manager, superintendent, foreman, or other person having charge of the work of any employee of the United States Government while making or causing to be made with a stop watch, or other time-measuring device, a time study of any job of any such employee between the starting and completion thereof, or of the movements of any such employee while engaged upon such work; nor shall any part of the appropriations made in this Act be available to pay any premiums or bonus or cash reward to any employee in addition to his regular wages, except for suggestions resulting in improvements or economy in the operation of any Government plant.

Restriction on cash rewards, etc.; exception.

Transfer of funds.

SEC. 3. Not to exceed 5 per centum of any of the appropriations for the Military Establishment for the fiscal year 1942 may be transferred with the approval of the Director of the Bureau of the Budget to any other of such appropriations, but no appropriation shall be increased more than 5 per centum thereby.

Pay, etc., of Reserve officers ordered to active duty; funds available.

SEC. 4. The foregoing appropriations for "Regular Supplies of the Army", "Clothing and Equipage", "Army Transportation", "Signal Service of the Army", "Air Corps, Army", "Medical and Hospital Department", "Engineer Service, Army", "Ordnance Service and Supplies", "Chemical Warfare Service", and "Seacoast Defenses" shall each be available for the pay and allowances, including travel allowances, of such Reserve officers as the President may, with their consent, order to active duty for such periods, not in excess of two years, as their service may be required in the procurement or production of equipment therein appropriated for, or on duty pertaining to aviation.

Government vehicles, restriction.

SEC. 5. No part of any money appropriated by this Act shall be used for maintaining, driving, or operating any Government-owned motor-propelled passenger-carrying vehicle assigned for the exclusive use of persons other than the Secretary of War and medical officers on out-patient medical service.

Post exchanges.

SEC. 6. No part of any appropriation made by this Act shall be used in any way to pay any expense in connection with the conduct, operation, or management of any post exchange, branch exchange, or subexchange within any State, Territory, or the District of Columbia, save and except for real assistance and convenience under such regulations as the Secretary of War may prescribe, to such personnel as are now or may be hereafter authorized by law and regulation to purchase subsistence stores or other Quartermaster supplies and to civilians employed or serving at military posts in supplying them with articles of small personal needs, not similar to those furnished by the Government: *Provided*, That the commanding officer of the post at which any such exchange is situated shall certify on the monthly report of the post exchange council that such exchange was, during the period covered by such report, operated in compliance with this section: *Provided further*, That at posts isolated from a convenient market the Secretary of War may broaden the nature of the articles to be sold.

Provisos. Certification on monthly reports.

Isolated posts.

SEC. 7. No part of any appropriation contained in this Act shall be used directly or indirectly after May 1, 1941, except for temporary employment in case of emergency, for the payment of any civilian for services rendered by him on the Canal Zone while occupying a skilled, technical, clerical, administrative, executive, or supervisory position unless such person is a citizen of the United States of America or of the Republic of Panama: *Provided, however*, (1) That, notwithstanding the provision in the Act approved August 11, 1939 (53 Stat. 1409), limiting employment in the above-mentioned positions to citizens of the United States from and after the date of the approval of said Act, citizens of Panama may be employed in such positions; (2) that at no time shall the number of Panamanian citizens employed in the above-mentioned positions exceed the number of citizens of the United States so employed, if United States citizens are available in continental United States or on the Canal Zone; (3) that nothing in this Act shall prohibit the continued employment of any person who shall have rendered fifteen or more years of faithful and honorable service on the Canal Zone; (4) that in the selection of personnel for skilled, technical, administrative, clerical, supervisory, or executive positions, the controlling factors in filling these positions shall be efficiency, experience, training and education; (5) that all citizens of Panama and the United States rendering skilled, technical, clerical, administrative, executive, or supervisory service on the Canal Zone under the terms of this Act (a) shall normally be employed not more than forty hours per week; (b) may receive as compensation equal rates of pay based upon rates paid for similar employment in continental United States plus 25 per centum; (6) this entire section shall apply only to persons employed in skilled, technical, clerical, administrative, executive, or supervisory positions on the Canal Zone directly or indirectly by any branch of the United States Government or by any corporation or company whose stock is owned wholly or in part by the United States Government: *Provided further*, That the President may suspend compliance with this section in time of war or national emergency if he should deem such course to be in the public interest.

Personal services, C. Z., citizenship requirement; exception.

Provisos.
Employment of Panamanian citizens.
48 U. S. C. § 1307 note.

Limitation on number.

Employment after 15 years' service.

Selection of personnel.

Hours of employment.

Rates of pay.

Section applicable only to designated persons.

Authority of President to suspend compliance.

SEC. 8. Whenever, during the fiscal year ending June 30, 1942, the Secretary of War should deem it to be advantageous to the national defense, and if in his opinion the existing facilities of the War Department are inadequate, he is hereby authorized to employ, by contract or otherwise, without reference to section 3709, Revised Statutes, and at such rates of compensation (not to exceed $50 per day for individuals) as he may determine, the services of architects, engineers, or firms or corporations thereof, and other technical and professional personnel as may be necessary.

Employment of technical, etc., personnel.

41 U. S. C. § 5.

SEC. 9. The provisions of section 1 (a) and 1 (b) of the Act entitled "An Act to expedite the strengthening of the national defense", approved July 2, 1940, are hereby continued in effect and made applicable to moneys appropriated for the War Department for national defense purposes for the fiscal year ending June 30, 1942.

Construction, etc., of plants.

54 Stat. 712.
41 U. S. C., prec. § 1 note.

SEC. 10. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who advocates, or who is a mem-

Persons advocating overthrow of U. S. Government.

Provisos.
Affidavit.

ber of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than $1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Penalty.

Commissions on land purchase contracts.

SEC. 11. No part of any money appropriated herein or included under any contract authority herein granted shall be expended for the payment of any commission on any land purchase contract in excess of 2 per centum of the purchase price.

Construction of quarters, limitations.

SEC. 12. No part of any appropriation contained in this Act may be obligated for the construction of quarters, including heating and plumbing apparatus, wiring and fixtures, in continental United States, except in Alaska, for greater amounts per unit than follow:

Permanent construction:

For commissioned officer, $10,000.

For commissioned warrant or warrant officer, $7,500.

For enlisted man, $6,000.

Temporary construction:

For commissioned officer, $7,500.

For commissioned warrant or warrant officer, $5,000.

For enlisted man, $3,500.

Availability of appropriations, etc.

SEC. 13. The appropriations and authority with respect to appropriations contained herein shall be available from and including July 1, 1941, for the purposes respectively provided in such appropriations and authority. All obligations incurred during the period between June 30, 1941, and the date of the enactment of this Act in anticipation of such appropriations and authority are hereby ratified and confirmed if in accordance with the terms thereof.

Short title.

SEC. 14. This Act may be cited as the "Military Appropriation Act, 1942".

Approved, June 30, 1941, 6:20 p. m., E. S. T.

[CHAPTER 263]

June 30, 1941
[S. 239]
[Public Law 140]

AN ACT

To provide for the discharge or retirement of enlisted men of the Regular Army and of the Philippine Scouts in certain cases.

Discharge of enlisted men of Regular Army and Philippine Scouts.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That an enlisted man of the Regular Army or of the Philippine Scouts who has had less than twenty years of service in the military forces of the United States and who has become permanently incapacitated for active service shall be discharged: *Provided*, That nothing herein contained shall be construed as affecting the right of an enlisted man discharged hereunder to receive such pension and other benefits as may now or hereafter be accorded by law to disabled former soldiers of the Regular Army or of the Philippine Scouts.

Proviso.
Right to pension, etc.

Retirement.

SEC. 2. An enlisted man of the Regular Army or of the Philippine Scouts who has served twenty years or more in the military forces of the United States and who has become permanently incapacitated for active service due to physical disability incurred in line of duty shall be placed on the retired list.

Pay and allowances.

SEC. 3. When an enlisted man is placed on the retired list pursuant to the provisions of the next preceding section he shall receive 75 per centum of the average pay he was receiving for six months