

be unable to acquire such bridge by purchase agreement or by condemnation under the laws of the State with reasonable promptness and the highway department of the State shall certify such fact to the Federal Works Administrator the Administrator then shall have the authority to acquire and make free any such bridge which the Secretary of War or the Secretary of the Navy shall certify to him will contribute to the war effort, by condemnation in the manner provided by section 14 of the Defense Highway Act of 1941 or under title II of the Second War Powers Act, 1942, subject to the condition that the highway department of the State shall agree to assume one-half the cost of so acquiring any such bridge by the Federal Works Administrator and to accept such bridge after it is acquired and thereafter maintain and operate it as a free bridge.

SEC. 9. No part of any appropriation authorized in this Act shall be impounded or withheld from obligation or expenditure by any agency or official, unless the War Production Board shall certify that the use of critical material for additional highway construction would impede the conduct of the war.

Approved July 13, 1943.

[CHAPTER 237]

AN ACT

To permit certain burials in the Scottish Rite Temple in the District of Columbia.

July 13, 1943

[H. R. 2828]

[Public Law 147]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Supreme Council (Mother Council of the World) of the Inspectors General Knights Commanders of the House of the Temple of Solomon of the Thirty-third Degree of the Ancient and Accepted Scottish Rite of Freemasonry of the Southern Jurisdiction of the United States of America, is hereby authorized to permit the burial of the remains of not to exceed two persons in vaults built for that purpose in its temple, situated on lot numbered 800, in square 192, at the southeast corner of S and Sixteenth Streets Northwest, in the District of Columbia, under such sanitary regulations as shall be prescribed for such burials by the Commissioners of the District of Columbia.

Approved July 13, 1943.

District of Columbia.  
Burials in Scottish Rite Temple.

[CHAPTER 238]

AN ACT

To provide for the establishment of the George Washington Carver National Monument.

July 14, 1943

[H. R. 647]

[Public Law 148]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized and directed to acquire, on behalf of the United States, by gift or purchase, the site of the birthplace of George Washington Carver, distinguished Negro scientist, located near Diamond, Missouri, together with such additional land or interests in land and any improvements thereon as the Secretary may deem necessary to carry out the purposes of this Act. In the event the Secretary is unable to acquire such property, or any part thereof, at a reasonable price, he is authorized and directed to condemn such property, or any part thereof, in the manner provided by law.

SEC. 2. The property acquired under the provisions of section 1 of this Act shall constitute the George Washington Carver National Monument and shall be a public national memorial to George Washington Carver. The Director of the National Park Service, under the

George Washington Carver National Monument.  
Acquisition of site.

Establishment; maintenance.

Impoundment, etc., of funds.

55 Stat. 769; 56 Stat. 177.  
23 U. S. C., Supp. II, § 114; 50 U. S. C., Supp. II, app. § 632.  
Acceptance by State.

direction of the Secretary of the Interior, shall have the supervision, management, and control of such national monument, and shall maintain and preserve it in a suitable and enduring manner which, in his judgment, will provide for the benefit and enjoyment of the people of the United States.

SEC. 3. The Secretary of Interior is authorized to—

Museum.

(1) Maintain, either in an existing structure acquired under the provisions of section 1 of this Act or in a building constructed by him for the purpose, a museum for relics and records pertaining to George Washington Carver, and for other articles of national and patriotic interest, and to accept, on behalf of the United States, for installation in such museum, articles which may be offered as additions to the museum; and

Roads, etc.

(2) Construct roads and mark with monuments, tablets, or otherwise, points of interest within the boundaries of the George Washington Carver National Monument.

Appropriation au-  
thorized.

SEC. 4. There are authorized to be appropriated such sums not to exceed \$30,000 as may be necessary to carry out the provisions of this Act.

Approved July 14, 1943.

[CHAPTER 239]

AN ACT

To prevent the payment of excessive fees or compensation in connection with the negotiation of war contracts.

July 14, 1943

[H. R. 1900]

[Public Law 149]

War contracts.

56 Stat. 982.  
50 U. S. C., Supp.  
II, app. § 1191 (a) (5).  
"Subcontract."

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the first sentence of section 403 (a) (5) of the Sixth Supplemental National Defense Appropriation Act, 1942, as amended, is amended to read as follows: "The term 'subcontract' means (i) any purchase order or agreement to perform all or any part of the work, or to make or furnish any article, required for the performance of any other contract or subcontract or (ii) any contract or arrangement (other than a contract or arrangement between two contracting parties, one of which parties is found by the Secretary to be a bona fide executive officer, partner, or full-time employee of the other contracting party), (A) any amount payable under which is contingent upon the procurement of a contract or contracts with a Department or of a subcontract or subcontracts thereunder, or determined with reference to the amount of such a contract or subcontract or such contracts or subcontracts, or (B) under which any part of the services performed or to be performed consists of the soliciting, attempting to procure, or procuring a contract or contracts with a Department or a subcontract or subcontracts thereunder: *Provided*, That nothing in this sentence shall be construed (1) to affect in any way the validity or construction of provisions in any contract with a Department or any subcontract thereunder, heretofore at any time or hereafter made, prohibiting the payment of contingent fees or commissions; or (2) to restrict in any way the authority of the Secretary to determine the nature or amount of selling expenses under subcontracts as defined in (ii) herein, as a proper element of the contract price or as a reimbursable item of cost, under a contract with a Department or a subcontract thereunder."

Payment of con-  
tingent fees.

Determination of  
selling expenses.

56 Stat. 982.  
50 U. S. C., Supp.  
II, app. § 1191 (b) (3).

SEC. 2. Section 403 (b) (3) of such Act, as amended, is amended by striking out "in each subcontract for an amount in excess of \$100,000" and inserting in lieu thereof "in each subcontract described