

after the second subparagraph therein the following new subparagraph:

“Reckless driving, as provided in section (9) (b) of such Traffic Acts, if personal injury occurs as a result thereof;”.

Approved, May 9, 1941.

Reckless driving.
43 Stat. 1123.
D. C. Code § 40-605
(b).

[CHAPTER 99]

AN ACT

To enlarge the powers of the property clerk of the Police Department of the District of Columbia to dispose of property coming into his possession.

May 9, 1941
[H. R. 4083]
[Public Law 61]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That sections 412 and 413 of the Revised Statutes relating to the District of Columbia (18 Stat. 48, part 2) are hereby amended to read as follows:

District of Columbia.
Property clerk, Police Department.
D. C. Code §§ 4-155, 4-156.
Authority to establish ownership of property.

“SEC. 412. He may administer oaths and certify depositions which may be necessary to establish the ownership of any property or money lost, abandoned, or returned to him under the directions of the Board of Commissioners, including such property or money so returned which is alleged to have been feloniously obtained or to be the proceeds of crime.

Delivery of property.

“SEC. 413. (a) Upon satisfactory evidence of the ownership of property or money described in the preceding section he shall deliver the same to the owner, his next of kin, or legal representative and to him or them only. If, in any case, it is proven impracticable for such owner, next of kin, or legal representative to appear, the property clerk may deliver such property or money to any person having a duly executed power of attorney from such owner, or his next of kin, or legal representative, upon the filing of such power of attorney in the office of said clerk and the signing of a receipt for such property or money.

Adverse claimants. Determination of ownership, etc.

“(b) In the event two or more persons claim ownership of any such property or money, the property clerk may give notice by registered mail to all such claimants of whom he shall have knowledge of the time and place of a hearing to determine the person to whom the property or money shall be delivered. At the time and place so designated the property clerk shall hear and receive evidence of ownership of the property or money concerned, and shall determine the identity of the owner. After such hearing, the property clerk shall deliver the property or money to the person who the property clerk determines is the owner, his next of kin, or legal representative, and to him or them only. If, in any case, it is proven impracticable for such owner, next of kin, or legal representative to appear, the property clerk may deliver such property or money to any person having a duly executed power of attorney from such owner, his next of kin, or legal representative, upon the filing of such power of attorney in the office of said clerk and the signing of a receipt for such property or money.

Nonliability in damages.

“(c) The property clerk shall not be liable in damages for any official action performed hereunder in good faith.

D. C. Code §§ 4-163 to 4-165.
Property feloniously obtained, restrictions on delivery.

“(d) Except as provided in sections 420, 421, and 422 hereof, no property or money in the possession of the property clerk alleged to have been feloniously obtained or to be the proceeds of crime shall be delivered under this section if it is required to be held under the provisions of section 415 hereof; nor shall it be delivered within one year after the date of receipt of said property or money by the property clerk unless the United States attorney in and for the District of Columbia shall certify that such property or money is not needed as evidence in the prosecution of a crime.”

D. C. Code § 4-168.

Approved, May 9, 1941.

[CHAPTER 100]

AN ACT

May 9, 1941
[H. R. 4239]
[Public Law 62]

To carry to the surplus fund of the Treasury certain trust funds derived from compensating taxes collected pursuant to section 15 (e) of title I of the Act of May 12, 1933 (48 Stat. 40), as amended, upon certain articles coming into the United States.

Compensating taxes.
Collections to be
carried to surplus fund
of Treasury.
7 U. S. C. § 615 (e).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is hereby authorized and directed to carry to the surplus fund of the Treasury the balances now standing on the books of the Treasury to the credit of the following trust accounts:

12X8768—Philippine trust fund (processing taxes, miscellaneous), \$813,811.42;

12X8769—Virgin Islands trust fund (processing taxes, miscellaneous), \$929.94;

12X8770—American Samoa trust fund (processing taxes, miscellaneous), \$1,613.82;

12X8771—Island of Guam trust fund (processing taxes, miscellaneous), \$83.30;

12X8772—Canal Zone trust fund (processing taxes, miscellaneous), \$21,218.38.

Approved, May 9, 1941.

[CHAPTER 101]

JOINT RESOLUTION

May 9, 1941
[H. J. Res. 145]
[Public Law 63]

Authorizing the Federal Security Administrator to permit the American Red Cross to construct needed recreational buildings on the Saint Elizabeths Hospital reservation.

St. Elizabeths Hos-
pital, D. C.

Whereas the work of the American Red Cross among the patients of the Saint Elizabeths Hospital in the District of Columbia during the past twenty-two years and the cooperation of the American Red Cross with the superintendent of the Saint Elizabeths Hospital has been of substantial therapeutic value and has promoted the humane care and enlightened curative treatment of the insane of the Army and Navy of the United States, the District of Columbia, and other patients of the institution; and

Whereas on the 4th day of February 1941 the building occupied by the American Red Cross on the hospital reservation was completely destroyed by fire; and

Whereas it is considered essential to the accomplishment of the purposes of the Saint Elizabeths Hospital that the work among its patients heretofore carried on by the American Red Cross be continued in facilities suitable for such activities: Therefore be it

Construction of rec-
reational buildings by
American Red Cross.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of the Federal Security Agency be, and he is hereby, authorized to permit the American Red Cross to construct or have constructed upon the Saint Elizabeths Hospital reservation in the District of Columbia such building or buildings as he may deem advisable to be used by the American Red Cross in cooperation with the superintendent of such hospital in providing recreational facilities and activities for the patients and personnel of such hospital. Any amounts hereafter appropriated and any other moneys made available for the operation and maintenance of the Saint Elizabeths Hospital may be used for the provision of necessary heat, light, water, telephone, and other facilities incidental to the work of the American Red Cross among the patients of the institution.

Approved, May 9, 1941.