APPLICATION OF AMENDMENT.

PROCEDURE TO MAKE EXISTING CORPORATIONS PERPETUAL.

June 25, 1938
[S. 2819]
[Public, No. 739]

Committee on Purchases of Blind-made Products.
Creation, composition, etc.

Duties.
Determination of fair market price of blind-made products offered for sale to Federal Government.
Revision of prices according to market conditions.
Rules and regulations.

Proviso.
Effective date of price revision.

Purchases by Federal departments and agencies.

Proviso.
Exceptions.

SEC. 2. The amendment made by section 1 of this Act shall apply to every China Trade Act corporation created after the date of the enactment of this Act. Any China Trade Act corporation existing on the date of the enactment of this Act may make its existence perpetual only upon application to the Secretary of Commerce to amend its charter in that respect and upon payment of a fee equivalent to the incorporation fee. Upon receipt of such application and the payment of such prescribed fee, the Secretary shall approve such application and the charter of the corporation shall be amended accordingly.

Approved, June 25, 1938.

[CHAPTER 697]

AN ACT

To create a Committee on Purchases of Blind-made Products, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby created a Committee to be known as the Committee on Purchases of Blind-made Products (hereinafter referred to as the "Committee") to be composed of a private citizen conversant with the problems incident to the employment of the blind and a representative of each of the following Government Departments: The Navy Department, the War Department, the Treasury Department, the Department of Agriculture, the Department of Commerce, and the Department of the Interior. The members of the Committee shall be appointed by the President, shall serve without additional compensation, and shall designate one of their number to be chairman.

SEC. 2. It shall be the duty of the Committee to determine the fair market price of all brooms and mops and other suitable commodities manufactured by the blind and offered for sale to the Federal Government by any non-profit-making agency for the blind organized under the laws of the United States or of any State, to revise such prices from time to time in accordance with changing market conditions, and to make such rules and regulations regarding specifications, time of delivery, authorization of a central non-profit-making agency to facilitate the distribution of orders among the agencies for the blind, and other relevant matters of procedure as shall be necessary to carry out the purposes of this Act: Provided, That no change in price shall become effective prior to the expiration of fifteen days from the date on which such change is made by the Committee.

SEC. 3. All brooms and mops and other suitable commodities hereafter procured in accordance with applicable Federal specifications by or for any Federal department or agency shall be procured from such non-profit-making agencies for the blind in all cases where such articles are available within the period specified at the price determined by the committee to be the fair market price for the article or articles so procured: Provided, That this Act shall not apply in any cases where brooms and mops are available for procurement from any Federal department or agency and procurement therefrom is required under the provisions of any law in effect on the date of enactment of this Act, or in cases where brooms and mops are procured for use outside continental United States.

Approved, June 25, 1938.
[CHAPTER 698]

AN ACT

To amend the Act entitled "An Act to extend the benefits of the Civil Service Retirement Act of May 29, 1930, as amended, to certain employees in the legislative and judicial branches of the Government", approved July 13, 1937.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the last sentence of the first paragraph of section 2 of the Act entitled "An Act to extend the benefits of the Civil Service Retirement Act of May 29, 1930, as amended, to certain employees in the legislative and judicial branches of the Government", approved July 13, 1937, is amended (1) by striking out "sixth" and inserting in lieu thereof "second", and (2) by striking out the period at the end of such sentence and inserting in lieu of such period a colon and the following: Provided, however, That any such employee whose salary or any part thereof is paid by the disbursing officer of the Senate and who has become totally disabled for useful and efficient service within the meaning of section 6 of such Act of May 29, 1930, shall come under the provisions of such Act of May 29, 1930, immediately upon the giving of such notice."

(b) The second paragraph of section 2 of such Act of July 13, 1937, is amended (1) by striking out "fifteen" wherever it appears in such paragraph and inserting in lieu thereof "seven".

Approved, June 25, 1938.

[CHAPTER 699]

AN ACT

To confer jurisdiction on the Court of Claims to hear, determine, and enter judgment upon the claims of Government contractors whose costs of performance were increased as a result of enactment of the National Industrial Recovery Act, June 16, 1933.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That jurisdiction is hereby conferred upon the Court of Claims to hear, determine, and enter judgments against the United States upon the claims of contractors, including completing sureties and all subcontractors and materialmen performing work or furnishing material to the contractor or another subcontractor, whose contracts were entered into on or before August 10, 1933, for increased costs incurred as a result of the enactment of the National Industrial Recovery Act: Provided, That (except as to claims for increased costs incurred between June 16, 1933, and August 10, 1933) this section shall apply only to such contractors, including completing sureties and all subcontractors and materialmen, whose claims were presented within the limitation period defined in section 4 of the Act of June 16, 1934 (41 U. S. C., secs 28–33).

SEC. 2. Suits upon such claims may be instituted at any time within six months after the enactment of this Act or, at the option of the claimant, within six months after the completion of the contract. Proceedings for the determination of such claims, and appeals from and payment of any judgment thereon, shall be in the same manner as in the cases of claims over which such court has jurisdiction, as provided by law.

SEC. 3. Judgments or decrees, if any, under this Act, shall be allowed upon a fair and equitable basis, and notwithstanding the bars or defenses of any alleged settlement or adjustment heretofore

1So in original.