

Public Law 556

CHAPTER 357

June 4, 1956
[S. 3315]

AN ACT

To amend section 5 of the Civil Service Retirement Act of May 29, 1930, as amended.

Civil Service retirement.

68 Stat. 1005,
5 USC 707.

Effective date.

46 Stat. 468,
5 USC 691 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of the next to the last paragraph in section 5 of the Civil Service Retirement Act of May 29, 1930, as amended, is amended by inserting after the word "separated" the following: "has been separated by death or".

SEC. 2. The amendment made by this Act shall take effect as of August 31, 1954, but no annuity shall be paid by reason of such amendment (a) for any period prior to the date of enactment of this Act, or (b) unless the amount of any lump sum death benefit heretofore paid under the Civil Service Retirement Act of May 29, 1930, as amended, is redeposited in the civil service retirement and disability fund.

Approved June 4, 1956.

Public Law 557

CHAPTER 358

June 4, 1956
[S. 3524]

AN ACT

To give effect to the Convention on Great Lakes Fisheries signed at Washington September 10, 1954, and for other purposes.

Great Lakes Fishery Act of 1956.

Definitions.

TIAS 3326.

U. S. Commissioners. Appointment.

Great Lakes advisory committees.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Great Lakes Fishery Act of 1956."

SEC. 2. As used in this Act, the term—

(a) "Convention" means the Convention on Great Lakes Fisheries between the United States of America and Canada signed at Washington September 10, 1954;

(b) "Commission" means the Great Lakes Fishery Commission provided for by article II of the convention;

(c) "United States Section" means the United States Commissioners on the Commission;

(d) "Great Lakes State" means any of the following States: Illinois, Indiana, Michigan, Minnesota, New York, Ohio, Pennsylvania, or Wisconsin;

(e) "Great Lakes" means any of the following bodies of water: Lake Ontario (including the Saint Lawrence River from Lake Ontario to the forty-fifth parallel of latitude), Lake Erie, Lake Huron (including Lake Saint Clair), Lake Michigan, or Lake Superior.

SEC. 3. The United States shall be represented on the Commission by three Commissioners to be appointed by the President, to serve as such during his pleasure, and to receive no compensation for their services as such Commissioners. Of such Commissioners—

(a) one shall be an official of the United States Government; and

(b) two shall be persons residing in Great Lakes States, duly qualified by reason of knowledge of the fisheries of the Great Lakes, of whom one shall be an official of a Great Lakes State: *Provided, however,* That the Commissioners appointed under this subsection shall not be residents of the same State.

SEC. 4. (a) The United States Section shall appoint an advisory committee for each of the Great Lakes, upon which committee each State bordering on the lake may be represented by not more than four

members. In making such appointments, the United States Section shall make its selection for each State from a list proposed by the Governor of that State; and shall give due consideration to the interests of—

- (1) State agencies having jurisdiction over fisheries;
- (2) the commercial fishing industry of the lake;
- (3) the sports fishing of the lake; and
- (4) the public at large.

(b) A member of the advisory committee for one lake may also be a member of the advisory committee for one or more other lakes.

(c) The members of the advisory committees shall receive no compensation from the Government of the United States for their services as such members. Not more than five members of all the committees, designated by the committees and approved by the United States Section, may be paid by the Government of the United States for transportation expenses and per diem incident to attendance at each meeting of the Commission or of the United States Section.

(d) The members of the advisory committee for each lake shall be invited to attend all nonexecutive meetings of the United States Section relating to that lake and at such meetings shall be granted opportunity to examine and be heard on all proposed recommendations, programs, and activities relating to that lake.

SEC. 5. Service of any individual appointed as a United States Commissioner pursuant to section 3 (b), or as a member of an advisory committee pursuant to section 4 (a), shall not be considered as service or employment bringing such individual within the provisions of sections 281, 283, 284, and 434 of title 18 of the United States Code, and section 190 of the Revised Statutes (5 U. S. C. 99) except insofar as such provisions of law may prohibit any such individual from acting or receiving compensation in respect to matters directly relating to the Convention or this Act.

Nonapplicability
of certain statutes.

62 Stat. 697, 703.

SEC. 6. In order to carry out the obligations of the United States under the Convention, the United States Section is authorized—

Lamprey control
program.

(a) to acquire any real property, or any interest therein, by purchase, exchange, gift, dedication, condemnation, or otherwise;

(b) to construct, operate, and maintain any project or works designed to facilitate compliance with the provisions of the Convention relating to the sea lamprey control program; and

(c) to enter into contract or agreement with any State or other public agency or private agency or individual for the construction, operation, or maintenance of any such project or works.

SEC. 7. The Secretary of the Interior is authorized, upon the request of the United States Section—

Transfer of proj-
ects, etc.

(a) to transfer to the United States Section any lamprey control project or works under his jurisdiction now existing or now under construction; and

(b) to act for or on behalf of the United States Section in the exercise of the powers granted by this Act.

SEC. 8. The United States Section shall, for the purposes of these provisions of title 28, U. S. C., Judiciary and Judicial Procedure, relating to claims against the United States and tort claims procedure, be deemed to be an agency of the United States.

U. S. Section.
62 Stat. 975, 982.
28 USC 2501 et
seq.; 2671 et seq.

SEC. 9. At least thirty days before approving a proposal to utilize a lamprey control measure or install a device in any stream, the United States Section shall cause notice of such proposal to be sent to the official agency having jurisdiction over fisheries in each of the States through which the stream flows.

Notice of pro-
posals.

Transmission of recommendations.

SEC. 10. The Secretary of State shall upon the receipt from the Commission of any recommendation of a conservation measure made in accordance with article IV of the Convention transmit a copy of the recommendation with his comments thereon to the Governor of each Great Lakes State for consideration and such action as may be found to be appropriate. The Secretary of State shall also inform such other public agencies as he may deem appropriate.

Agency cooperation.

SEC. 11. Any agency of the United States Government is authorized to cooperate with the United States Section in the conduct of research programs and related activities and, on a reimbursable or other basis, to enter into agreements with the United States Section for the purpose of assisting it in carrying out the program for the control of lamprey populations.

State laws and regulations.

SEC. 12. Nothing in this Act shall be construed as preventing any of the Great Lakes States from making or enforcing laws or regulations within their respective jurisdictions so far as such laws or regulations do not conflict with the Convention or this Act.

Appropriation.

SEC. 13. There is hereby authorized to be appropriated from time to time such sums as may be necessary for carrying out the purposes and provisions of the Convention and this Act.

Separability.

SEC. 14. If any provision of this Act or the application of such provision to any circumstances or persons shall be held invalid, the validity of the remainder of the Act and the applicability of such provision to other circumstances or persons shall not be affected thereby.

Approved June 4, 1956.

Public Law 558

CHAPTER 359

JOINT RESOLUTION

June 4, 1956
[H. J. Res. 261]

Authorizing the Secretary of the Army to donate surplus supplies and equipment for memorial purposes to The Citadel, Charleston, South Carolina.

The Citadel, S. C.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any other provision of law, the Secretary of the Army is authorized to donate to The Citadel, the Military College of South Carolina, such ordnance field pieces (tanks and guns) used in World War II or during the Korean conflict and captured enemy materiel as are available and determined by him to be appropriate for use by that college for memorial purposes.

Approved June 4, 1956.

Public Law 559

CHAPTER 360

AN ACT

June 4, 1956
[H. R. 1779]

To authorize the Secretary of the Interior to construct, operate, and maintain the Juniper division of the Wapinitia Federal reclamation project, Oregon.

Wapinitia Federal reclamation project, Oreg. Construction.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, for the purpose of furnishing water for the irrigation of approximately two thousand and one hundred acres of arid land in Wasco County, Oregon, the Secretary of the Interior is authorized to construct, operate, and maintain the Juniper division of the Wapinitia Federal reclamation project in accordance with the provisions of the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto). The Secretary is further authorized to investigate,

43 USC 371 note.