

74 Stat. 851.

(3) Section 9 is amended by adding at the end thereof the following subsection:

“(f) Notwithstanding any other provision of law, there shall be no recovery of any payments of Government contributions under section 4 or 6 of this Act from any person when, in the judgment of the Commission, such person is without fault and recovery would be contrary to equity and good conscience.”

(b) The amendments made by subsection (a) of this section shall become effective on January 1, 1971.

Approved September 25, 1970.

Public Law 91-419

AN ACT

To prevent the unauthorized manufacture and use of the character “Johnny Horizon”, and for other purposes.

September 25, 1970
[S. 3838]

“Johnny
Horizon.”

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 may establish and collect use or royalty fees for the manufacture, reproduction, or use of the character “Johnny Horizon”, originated by the Bureau of Land Management and announced in the July 3, 1968, issue of the Federal Register (33 Federal Register 9677) as the official symbol for a public service antilitter program to maintain the beauty and utility of the Nation’s public lands.

Fees, disposition.

SEC. 2. The Secretary of the Interior shall deposit into a special account all fees collected pursuant to this Act. Such fees are hereby made available for obligation and expenditure for the purpose of furthering nationwide antilitter campaigns.

62 Stat. 731;
80 Stat. 1525;
82 Stat. 291.
18 USC 700-713.

SEC. 3. Chapter 33 of title 18 of the United States Code is amended by adding a new section to be known as section 714, as follows:

“§ 714. ‘Johnny Horizon’ character or name

“As used in this Act, the name or character ‘Johnny Horizon’, means the representation of a tall, lean man, with strong facial features, who wears slacks and sport shirt buttoned to the collar (both green, when colored), no tie, a field jacket (red, when colored), boot-type shoes (brown, when colored) and who carries a backpack, which was originated by the Bureau of Land Management, United States Department of the Interior, as the official symbol for a public service antilitter program to maintain the beauty and utility of the Nation’s public lands.

“Whoever, except as authorized under rules and regulations issued by the Secretary of the Interior, knowingly manufactures, reproduces, or uses the character ‘Johnny Horizon’, or any facsimile thereof, or the name ‘Johnny Horizon’ as a trade name or mark, or in such a manner as suggests the character ‘Johnny Horizon’, so that such use is likely to cause confusion, or to cause mistake, or to deceive, shall be fined not more than \$250 or imprisoned not more than six months, or both.

Penalty.

“This section shall not make unlawful the use of any such emblem, sign, insignia, or words which was lawful on the date of enactment of this Act.

“A violation of this section may be enjoined at the suit of the United States attorney, upon complaint by the Secretary of the Interior.”

SEC. 4. The analysis of chapter 33 immediately preceding section 701 of title 18 is amended by adding at the end thereof:

"714. 'Johnny Horizon' character or name."

SEC. 5. The rights in the name and character "Johnny Horizon" shall terminate if the use by the Secretary of the Interior of the name and character "Johnny Horizon" is abandoned. Nonuse for a period of two years shall constitute abandonment.

Approved September 25, 1970.

Termination of rights.

Public Law 91-420

AN ACT

September 25, 1970
[S. 3997]

To provide for the disposition of funds appropriated to pay a judgment in favor of the Confederated Bands of Ute Indians in Court of Claims case 47567, and a judgment in favor of the Ute Tribe of the Uintah and Ouray Reservation for and on behalf of the Uncompahgre Band of Ute Indians in Indian Claims Commission docket numbered 349, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the unexpended balance of funds on deposit in the Treasury to the credit of the Confederated Bands of Ute Indians appropriated by the Act of May 13, 1966 (80 Stat. 141), pursuant to the final judgment entered in Court of Claims case numbered 47567; and the funds on deposit to the credit of the Ute Tribe of the Uintah and Ouray Reservation, for and on behalf of the Uncompahgre Band of Ute Indians, that were appropriated by the Act of April 30, 1965 (79 Stat. 81), to pay a judgment by the Indian Claims Commission in docket numbered 349; and the interest thereon, less attorney fees and litigation expenses, shall be available for use by the respective tribes in accordance with the Act of August 21, 1951 (65 Stat. 193; 25 U.S.C. 672), the Act of August 12, 1953 (67 Stat. 540; 25 U.S.C. 674), the Act of June 28, 1954 (68 Stat. 300; 25 U.S.C. 676), and the Act of August 27, 1954 (68 Stat. 868; 25 U.S.C. 677), as amended.

Indians, Ute tribes, Judgment funds, disposition.

SEC. 2. Any portion of the funds distributed per capita to the members of the respective tribes shall not be subject to Federal or State income tax.

Tax exemption.

Approved September 25, 1970.

Public Law 91-421

AN ACT

September 25, 1970
[H. R. 17613]

To provide for the designation of the Veterans' Administration facility at Bonham, Texas.

Be enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Veterans' Administration center at Bonham, Texas, shall hereafter be known and designated as the Sam Rayburn Memorial Veterans Center. Any reference to such center in any law, regulation, document, record, or other paper of the United States shall be deemed a reference to it as the Sam Rayburn Memorial Veterans Center.

Sam Rayburn Memorial Veterans Center, Tex. Designation.

Approved September 25, 1970.