

Protective gates across international highways, etc.

“SEC. 2. The Secretary of the Treasury is authorized to expend, from the funds appropriated for the general maintenance and operation of the Customs Service, such amounts as may be necessary for the erection of protective gates across international highways and roads crossing the Canadian and Mexican borders and for the erection of such fences in the immediate vicinity of such highways and roads as may be necessary to prevent unlawful entry or smuggling.”

Approved, October 10, 1940.

[CHAPTER 838]

AN ACT

October 10, 1940  
[S. 4341]  
[Public, No. 831]

To expedite national defense by suspending, during the national emergency, provisions of law that prohibit more than eight hours' labor in any one day of persons engaged upon work covered by contracts of the United States Maritime Commission, and for other purposes.

Maritime Commission contracts.  
Eight-hour day provisions suspended for persons engaged on.

Proviso.  
Pay rates.

Modification of existing contracts.

Contracts more favorable to labor not affected.

Duration of Act.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That until otherwise provided by law, provisions of law prohibiting more than eight hours' labor in any one day of persons engaged upon work covered by United States Maritime Commission contracts for the construction, alteration, or repair of vessels shall be suspended: *Provided,* That the wages of every laborer and mechanic employed by any contractor or subcontractor engaged in the performance of any such contract shall be computed on a basic rate of eight hours per day and forty hours per week and work in excess of eight hours per day or forty hours per week shall be permitted upon compensation for all hours worked in excess of eight hours per day or forty hours per week at not less than one and one-half times the basic rate of pay.

SEC. 2. The United States Maritime Commission is hereby authorized to modify its existing contracts for the construction, alteration, or repair of vessels as it may deem necessary to expedite national defense, and to otherwise effectuate the purposes of this Act.

SEC. 3. Nothing in this Act shall be construed to modify any contracts between management and labor in shipyards which provide for conditions more favorable to labor than the minimum provisions as to hours per day and hours per week and for overtime provided in this Act.

SEC. 4. The provisions of this Act shall terminate June 30, 1942, unless the Congress shall otherwise provide.

Approved, October 10, 1940.

[CHAPTER 839]

JOINT RESOLUTION

October 10, 1940  
[S. J. Res. 225]  
[Pub. Res., No. 104]

Relating to the conditions for payment with respect to sugarcane harvested from certain plantings in the mainland cane-sugar area.

Sugar Act of 1937.  
50 Stat. 903.  
7 U. S. C., Supp. V, ch. 34.  
Payments with respect to 1940 crop.

Limitations.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That no payment under the Sugar Act of 1937 with respect to the 1940 crop shall be withheld from any producer in the mainland cane-sugar area, because of the marketing (or processing) of sugarcane in excess of the proportionate share for the farm, if the acreage of sugarcane grown on the farm and marketed (or processed) for sugar in the crop year 1940 is not in excess of the acreage of sugarcane for sugar planted prior to January 1, 1940, but payments shall be made only with respect to the proportionate share acreage established for the farm under the provisions of such Act, and the following deductions shall be made from such payments, on account of any acreage of sugarcane grown on the farm and marketed (or processed) for sugar in

the crop year 1940 which is in excess of (1) 110 per centum of the proportionate share for the farm, or (2) the proportionate share for the farm plus twenty-five acres, whichever is the greater; for so much of such excess as does not exceed five hundred acres, a deduction of \$10 per acre; for so much of such excess as exceeds five hundred acres, a deduction of \$20 per acre: *Provided*, That the foregoing provision shall be effective only if the Secretary determines that the actual production from the 1940 crop acreage shall not exceed the estimated production of the 1940 proportionate share acreage of five hundred and five thousand tons.

*Proviso.*  
Basis of computation.

SEC. 2. The last clause of section 201 of the Act approved September 1, 1937, is amended to read as follows: "and in order that the regulation of commerce provided by this Act shall not result in excessive prices to consumers, the Secretary shall make such additional allowances as he may deem necessary in the amount of sugar determined to be needed to meet the requirements of consumers, so that the supply of sugar made available to consumers shall not result in average prices to consumers in excess of those necessary to maintain the domestic sugar industry as a whole. The amount of such additional allowances shall not be less than the amount required, after allowance for normal carry-over, to give consumers in the continental United States a per capita consumption equal to the average of the two-year period 1937-38".

Sugar Act of 1937,  
amendment.  
50 Stat. 904.  
7 U. S. C., Supp. V,  
§ 1111.  
Additional allow-  
ances.

Amount.

Approved, October 10, 1940.

[CHAPTER 840]

JOINT RESOLUTION

Authorizing the participation of the United States in the celebration of a Pan American Aviation Day, to be observed on December 17, of each year, the anniversary of the first successful flight of a heavier-than-air machine.

October 10, 1940  
[S. J. Res. 295]  
[Pub. Res., No. 105]

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the President of the United States is authorized to designate December 17 of each year as Pan American Aviation Day and to issue a proclamation calling upon all officials of the Government, Governors of the forty-eight States, our possessions, and all citizens to participate in the observance of this day to further and stimulate interest in aviation in the American countries as an important stimulus to the further development of more rapid communications and a cultural development between the nations of the Western Hemisphere.

Pan American  
Aviation Day.

Approved, October 10, 1940.

[CHAPTER 841]

AN ACT

To simplify the accounts of the Treasurer of the United States, and for other purposes.

October 10, 1940  
[S. 844]  
[Public, No. 832]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That after the reimbursement to the Treasury from funds derived from assessments made pursuant to section 8 of the Act of July 12, 1882, 22 Stat. 164, as amended (U. S. C., title 12, sec. 177), of all costs lawfully charged thereto for the fiscal year ending June 30, 1941, the balance of such funds shall be covered into the Treasury as miscellaneous receipts; and thereafter the cost of transporting and redeeming such outstanding national bank notes and Federal Reserve bank notes as may be presented to the Treasurer of the United States for redemption shall be paid from the regular annual appropriations for the Treasury Department.

Treasurer of U. S.  
Simplification of ac-  
counts of.

Approved, October 10, 1940.