

CHAP. CCLXXXVII. — *An Act to further regulate the Printing of public Documents, and the Purchase of Paper for the public Printing.* July 27, 1866.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter it shall be the duty of the superintendent of public printing, in place of the reports of the executive departments ordered by the act of June twenty-five, eighteen hundred and sixty-four, to cause to be printed and bound twenty-five hundred copies of the annual reports of the executive departments, with such accompanying documents as the heads of those departments may respectively select, but not to exceed three hundred pages for the use of said departments, respectively.

Number of copies of reports of Executive departments and documents to be printed for use of departments; 1864, ch. 155. Vol. xiii. p. 184.

SEC. 2. *And be it further enacted,* That whenever papers relating to foreign affairs shall be communicated to Congress, accompanying the annual message of the President, it shall be the duty of the superintendent of public printing to cause to be printed and bound, in addition to the usual number, two thousand copies for the use of the members of the Senate, four thousand copies for the use of the House, and two thousand five hundred copies for the use of the State Department, in place of the numbers ordered by the act of June twenty-five, eighteen hundred and sixty-four.

additional of papers relating to foreign affairs accompanying annual message.

SEC. 3. *And be it further enacted,* That in the publication of the report of the Secretary of the Navy the detailed statement of offers for supplies and of articles embraced in each class under contract be omitted, and in lieu thereof the Secretary of the Navy shall prepare and submit with his report a schedule embracing the offers by classes, indicating such as have been accepted.

Statement of offers of supplies in report of secretary of navy to be omitted, &c.

SEC. 4. *And be it further enacted,* That it shall be the duty of the superintendent of public printing, at the commencement of each session of Congress, to submit to the joint committee on printing estimates of the quantity of paper of all descriptions which will, in his opinion, be required for the execution of the public printing during the coming year. The joint committee on printing shall then fix upon a standard of paper for the different descriptions of congressional and executive printing, and it shall be the duty of the superintendent of public printing, under the direction of the joint committee on printing, to advertise in only two newspapers published in each of the cities of New York, Cincinnati, Boston, Philadelphia, Baltimore, and Washington, for sealed proposals to furnish the government of the United States with paper, of the quality and in the quantity specified in the advertisements, and it shall be the duty of the superintendent to furnish samples of the standard papers adopted by the committee to applicants therefor; the said sealed proposals to be opened before and the award of contracts to be made by the joint committee on printing to the lowest and best bidder for the interest of the government: *Provided,* That the advertisement for sealed proposals for furnishing paper shall designate the minimum portion of each particular quality of paper required for either three months, six months, or one year, as the joint committee on printing may determine; but when the minimum portion so specified shall exceed in any case one thousand reams, the advertisement shall state that proposals will be received for one thousand reams or more: *And provided further,* That no proposals shall be considered by the joint committee on printing, unless accompanied by satisfactory evidence that the person or persons making said proposals are manufacturers or dealers in the description of paper which they propose to furnish: *And provided further,* That, in awarding contracts, an equitable period of time for filling the same shall be designated and allowed by the joint committee on printing, without whose approval no contract shall be valid: *And provided further,* That it shall be the duty of the superintendent of public printing to include in his annual report to Congress a detailed statement of all proposals made and contracts entered into for the purchase of paper.

Superintendent of public printing to submit estimates to committee of paper required for the year.

Committee to fix on standard for different kinds of paper.

Proposals to be advertised for, and how.

Samples. Proposals to be opened before, and an award made by, committee.

Advertisement for proposals to state what.

Proposals of manufacturers or dealers only to be considered.

Equitable time to be allowed for filling contracts.

No contract valid unless approved by committee.

Annual report of superintendent to include what.

Superintendent of public printing to see that paper delivered conforms to contract.

Committee to determine differences with contractor.

If contractor is in default, superintendent to report to committee or secretary, and make a new contract;

meanwhile to purchase in open market.

Defaulting contractors to be charged with any increase of price.

Suits on bonds.

Paper may be purchased in open market where quantity required is small, or the want immediate.

Conflicting provisions of law repealed.

Superintendent not to print greater number of copies unless, &c.

SEC. 5. *And be it further enacted*, That it shall be the duty of the superintendent of public printing to compare every lot of paper delivered by any contractor with the standard of quality, and also to see that it is of the weight contracted for, and to refuse to accept any paper from any contractor which does not conform to the standard of quality and is not of the stipulated weight. And in case of difference of opinion between the superintendent of public printing and any contractor for paper with respect to its quality, the matter of difference shall be determined by the joint committee on printing; *Provided*, That in default of any contractor to comply with his contract in furnishing the paper contracted for, in the proper time, and of proper quality and weight, it shall be the duty of the superintendent of public printing to report the same to the joint committee on printing if Congress is in session, or to the Secretary of the Interior if during a recess of Congress, and he shall, under the direction of the joint committee on printing or of the Secretary of the Interior, as the case may be, enter into a new contract with the lowest and best bidder for the interest of the government, amongst those whose proposals were rejected at the last opening of bids, or advertise for new proposals, under the regulations before established; and during the interval which may thus be created, he shall, under the direction of the joint committee on printing or of the Secretary of the Interior, as above provided, purchase in open market, at the lowest market price, all such paper necessary for the public service. For any increase of cost to the government in procuring a supply of paper for the use of the government, the contractor or contractors in default and his or their securities shall be charged with and held responsible for the same, and shall be prosecuted upon their bond by the solicitor of the treasury, in the name of the United States, in the circuit court of the United States in the district in which the defaulting contractor resides; and to enable the solicitor to do so, it shall be the duty of the superintendent of public printing to report to him the default on its happening, with a full statement of all the facts in the case: *And provided further*, That the joint committee on public printing, or, during the recess of Congress, the Secretary of the Interior, be authorized to empower the superintendent of public printing to make purchases of paper, in open market, at the lowest market price, whenever in their opinion the quantity required is so small, or the want is so immediate, as not to justify advertisement for and award of contract therefor.

SEC. 6. *And be it further enacted*, That all laws or parts of laws, joint resolutions, or parts of resolutions, conflicting with the above provisions, be and they are hereby repealed; nor shall the superintendent of public printing print any greater number of the reports herein named, unless otherwise directed by either house of Congress.

APPROVED, July 27, 1866.

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[Amended. See 1867, ch. 196. Post, p. 553.]

Suits where the matter in dispute exceeds \$500 in State courts against aliens, or by citizens of the State where brought, against any citizen of said State and a citizen of another State, if the suits are, &c. may be

CHAP. CCLXXXVIII. — *An Act for the Removal of Causes in certain Cases from State Courts.*

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That if in any suit already commenced, or that may hereafter be commenced, in any State court against an alien, or by a citizen of the State in which the suit is brought against a citizen of another State, and the matter in dispute exceeds the sum of five hundred dollars, exclusive of costs, to be made to appear to the satisfaction of the court, a citizen of the State in which the suit is brought is or shall be a defendant, and if the suit so far as relates to the alien defendant or to the defendant who is the citizen of a State other than that in which the suit is brought, is or has been instituted or prosecuted for the purpose of restraining or enjoining him, or if the suit is one