

[CHAPTER 14]

AN ACT

To revive and reenact the Act entitled "An Act creating the Arkansas-Mississippi Bridge Commission; defining the authority, power, and duties of said Commission; and authorizing said Commission and its successors and assigns to construct, maintain, and operate a bridge across the Mississippi River at or near Friar Point, Mississippi, and Helena, Arkansas, and for other purposes", approved May 17, 1939.

February 12, 1944
[S. 1255]
[Public Law 227]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act approved May 17, 1939, heretofore extended by Acts of Congress approved May 27, 1940, and July 14, 1941, creating the Arkansas-Mississippi Bridge Commission and authorizing such Commission to construct, maintain, and operate a bridge and approaches thereto across the Mississippi River, at or near Friar Point, Mississippi, and Helena, Arkansas, be, and is hereby, revived and reenacted: *Provided*, That this Act shall be null and void unless the actual construction of the bridge herein referred to be commenced within one year and completed within three years from the date of approval hereof.

Mississippi River.
Bridge, Friar Point,
Miss.-Helena, Ark.
53 Stat. 747; 54 Stat.
222; 55 Stat. 590.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved February 12, 1944.

[CHAPTER 15]

AN ACT

To extend the time for completing the construction of a railroad bridge across the Missouri River at or near Randolph, Missouri.

February 12, 1944
[S. 1504]
[Public Law 228]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for completing the construction of the railroad bridge and approaches thereto across the Missouri River at or near Randolph, Missouri, authorized to be constructed, maintained, and operated by Frank O. Lowden, James E. Gorman, and Joseph B. Fleming, trustees of the estate of The Chicago, Rock Island and Pacific Railway Company, their successors and assigns, by an Act of Congress approved August 7, 1939, heretofore extended by Act of Congress approved June 6, 1940, is hereby further extended four years from August 7, 1944.

Missouri River.
Time extended for
bridging, at Ran-
dolph, Mo.

53 Stat. 1265; 54
Stat. 245.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved February 12, 1944.

[CHAPTER 16]

JOINT RESOLUTION

Making an appropriation to assist in providing a supply and distribution of farm labor for the calendar year 1944.

February 14, 1944
[H. J. Res. 208]
[Public Law 229]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the following sums, namely:

TITLE I—DEPARTMENT OF AGRICULTURE

WAR FOOD ADMINISTRATION

For assisting in providing an adequate supply of workers for the production, harvesting, and preparation for markets of agricultural commodities essential to the prosecution of the war, \$30,000,000, which

Farm Labor Sup-
ply Appropriation
Act, 1944.
Post, p. 862.

Availability of
funds.

57 Stat. 70.
50 U. S. C., Supp.
III, app. §§ 1351-1355.

50 U. S. C., Supp.
III, app. § 601 note.

sum, together with the amount appropriated in the Act of April 29, 1943 (Public Law 45), shall be merged into one fund, to remain available until December 31, 1944, and to be expended by the War Food Administrator (hereinafter referred to as the "Administrator"), appointed pursuant to Executive Order Numbered 9334, dated April 19, 1943, as follows:

PAYMENTS TO STATES

Apportionment on
basis of need.

Expenditure by ex-
tension services.

Purposes.

Construction of la-
bor supply centers.

Assistance with re-
spect to deferment of
agricultural labor.

Certification and
payment.

SEC. 2. (a) For the purpose of assisting in providing an adequate supply of workers for the production and harvesting of agricultural commodities within the several States, the Administrator shall apportion among the several States, on the basis of need, not less than \$14,000,000 and not more than \$18,500,000 of the sum appropriated by section 1 (including apportionments heretofore made) and the sums so apportioned shall be available for payment to such States for expenditure by the agricultural extension services of the land-grant colleges in such States in accordance with such agreements as may be entered into by the Administrator and such extension services and subject to the supervision of the Administrator. The purposes for which such funds may be expended by such extension services shall include, among other things, (1) the recruiting, placement (including the placement of workers as tenants or sharecroppers), and training of such workers; (2) transportation, supervision, subsistence, protection, health and medical and burial services, and shelter for such workers and their families and necessary personal property; (3) lease, repair, alteration, and operation of labor supply centers and other necessary facilities and services, including former Civilian Conservation Corps camps, and not to exceed \$100,000 for the construction of labor supply centers and other necessary facilities and services (not to exceed \$20,000 for any one center); (4) advancing to workers of sums due from employers within the United States who are under contractual obligation to reimburse such extension services for such advances; (5) employment of personnel and other administrative expenses; (6) payment to or reimbursement of other public or private agencies or individuals for furnishing services or facilities for such purposes; and (7) rendering assistance with respect to the deferment of agricultural labor, including among other things the furnishing of information on the contribution that individuals subject to selective service are making to agricultural production. Such extension services may enter into agreements with other public and private agencies and individuals and utilize the facilities and services of such agencies and individuals in carrying out the purposes of this section.

(b) The Administrator shall certify to the Secretary of the Treasury, from time to time, the amounts to be paid to each State under this section and the time or times such amounts are to be paid; and the Secretary of the Treasury shall pay to the State, at the time or times fixed by the Administrator, the amounts so certified.

EXPENDITURE OF OTHER FUNDS

Expenditure by Ad-
ministrator.

Recruiting and
transportation of
workers.

Health services, etc.

SEC. 3. (a) The funds appropriated by section 1 and not apportioned by the Administrator among the several States pursuant to section 2 shall be available for expenditure by the Administrator. The purposes for which such funds may be expended shall include, among other things, (1) the recruiting and transportation of workers and their families and necessary personal property, within the United States and elsewhere; (2) furnishing, by loans or otherwise, of health and medical and burial services, training, subsistence, allowances, protection, and shelter for such workers and their families,

including the furnishing of health and medical services to (a) agricultural workers and their families housed in any labor supply center operated as a part of this program, or (b) migratory agricultural workers and their families who, without recruitment or assistance of any Government agency, have entered the area served by any such labor supply center and are engaged in agricultural work in such area, and to whom adequate health and medical services are not otherwise available; (3) advancing to workers of sums due from employers within the United States who are under contractual obligation to reimburse the United States for such advances; the repayments from employers for such advances to be credited to the funds available to the Administrator; (4) determination and payment of claims (not exceeding \$50 in any one case) of workers recruited in foreign countries (a) who, in preparation for transportation to or from the United States and subsequent failure of such transportation, have suffered losses, or (b) who have been transported to the United States and during said transportation, including embarkation and debarkation, have suffered the loss of or damage to personal effects; (5) lease, repair, alteration, relocation, and operation of labor supply centers and other necessary facilities and services; and (6) operating personnel and expenses to carry out the above purposes.

(b) The Administrator is authorized and directed to enter into agreements with the agricultural extension services of the land-grant colleges in the respective States to furnish, on behalf of the United States, for domestic interstate agricultural workers and their families and foreign agricultural workers and their families, while such workers are employed within any such State, any or all of the following services or functions which such State extension services are willing to undertake: Health and medical and burial services, training, subsistence, allowances, supervision, protection and shelter, maintenance and keeping of records of compliance with contracts and international agreements or treaties respecting such workers, and health and medical services for agricultural workers and their families encompassed by clauses (a) and (b) of subsection (a) (2) of this section. The Administrator may require the modification or termination of any agreement with any such extension service whenever he finds such action to be necessary in order to carry out the terms of any treaty or international agreement to which the United States of America is signatory. Whenever a satisfactory agreement cannot be negotiated with any such extension service, or pending the negotiation of an agreement, or whenever the Administrator finds it necessary to terminate an agreement, he shall carry out the foregoing responsibilities and functions with respect to such workers and their families by direct expenditure by the War Food Administration. The Administrator shall allocate to any State extension service from the amount made available by this section, in the manner provided in section 2 of this title, such funds as may be necessary to carry out the duties and responsibilities agreed upon by the Administrator and such State extension service under the provisions of this subsection. The Administrator is further authorized, in connection with the purposes of this subsection, to loan to any State any labor supply center and the facilities and equipment thereof, owned by the United States, under such terms and conditions as he may specify.

(c) Not more than 1½ per centum of the combined sum of the appropriation in Public Law 45, Seventy-eighth Congress, and the direct appropriation in section 1 hereof shall be available for administrative expenses of the Administrator under such Public Law 45 and this Act, including (1) the employment of persons and organizations, by contract or otherwise, at the seat of government and elsewhere; (2) pur-

Advances to workers.

Repayments from employers.

Claims of workers recruited in foreign countries.

Labor supply centers, etc.

Personnel and expenses.

Agreements with extension services.

Modification or termination.

Performance of services by direct expenditure.

Allocations.

Loan of labor supply centers.

Administrative expenses, limitation.
57 Stat. 70.
50 U. S. C., Supp.
III, app. §§ 1351-1355.
Post, pp. 157, 863.

chase, exchange, operation, and maintenance of passenger-carrying vehicles; (3) printing and binding; (4) travel expenses of persons employed in administrative, supervisory, or facilitating capacities within a foreign country or from a foreign country to the United States and return, including such expenses to first-duty stations; and (5) payment to or reimbursement of other agencies or individuals for administrative expenses incurred by them.

(d) For the purpose of this title, the Administrator is authorized—

(1) to utilize the facilities, services, and personnel of units and agencies within the Department of Agriculture; to enter into agreements with other public or private agencies or individuals; to utilize (pursuant to such agreements) the facilities and services of such agencies and individuals and to delegate to them functions under this title; and to allocate or transfer funds to (in addition to the transfers authorized by the Department of Agriculture Appropriation Acts for the fiscal years 1944 and 1945), or otherwise to pay or reimburse such units, agencies, and individuals for expenses in connection therewith;

(2) to accept and utilize voluntary and uncompensated services; and

(3) to cooperate with the Secretary of State in the negotiation or renegotiation of agreements with foreign governments relating to the importation of workers into the United States.

LIMITATIONS

Transportation of workers.

SEC. 4. (a) No part of the funds appropriated in this title shall be expended for the transportation of any worker from the county where he resides or is working to a place of employment outside of such county without the prior consent in writing of the county extension agent of such county, if such worker has resided in such county for a period of one year or more immediately prior thereto and has been engaged in agricultural labor as his principal occupation during such period.

Regulation of wages, housing, or hours.

(b) No part of the funds appropriated in this title, or heretofore appropriated or made available to any department or agency of the Government for the recruiting, transportation, or placement of agricultural workers, shall be used directly or indirectly to fix, regulate, or impose minimum wages or housing standards, to regulate hours of work, or to impose or enforce collective-bargaining requirements or union membership, with respect to any agricultural labor, except with respect to workers imported into the United States from a foreign country and then only to the extent required to comply with agreements with the government of such foreign country: *Provided*, That nothing herein contained shall prevent the expenditure of such funds in connection with the negotiation of agreements with employers of agricultural workers which may provide that prevailing wage rates shall be paid for particular crops and areas involved and that shelter shall be provided for such workers.

Collective bargaining, etc.

Permissible agreements with employers.

(c) No part of the funds appropriated in this title shall be used for the establishment or maintenance of regional offices.

Regional offices.

MISCELLANEOUS PROVISIONS

SEC. 5. (a) Funds appropriated by this title may be expended without regard to section 3709 of the Revised Statutes.

(b) Any payments made by the United States or other public or private agencies or employers to aliens brought into the United

41 U. S. C. § 5.

Payments to aliens, taxation.

Use of public or private facilities.

57 Stat. 392; 2008, p. 425.

Acceptance of voluntary services.

Agreements for importation of workers.

States under this title shall not be subject to deduction or withholding under section 143 (b) of the Internal Revenue Code.

(c) For the purpose of this title—

(1) the term "State" includes Alaska, Hawaii, and Puerto Rico;

(2) the term "worker" includes nationals of the United States and aliens;

(3) the term "agricultural labor" includes any services or activities included within the provisions of section 3 (f) of the Fair Labor Standards Act of 1938 or section 1426 (h) of the Internal Revenue Code.

(d) Effective July 1, 1943, notwithstanding section 3 of the Act of June 29, 1936 (U. S. C., title 40, sec. 433), receipts derived for the account of the United States from the use and occupancy of agricultural labor supply centers, including camps and facilities heretofore used by or under the control of the Farm Security Administration, shall be deposited in the Treasury as miscellaneous receipts: *Provided*, That all receipts derived from the furnishing of subsistence to workers shall be credited to the appropriation in section 1 and be available for expenditure by the Administrator for the replenishment of subsistence supplies and for expenses incident to the furnishing of such subsistence.

(e) The former Civilian Conservation Corps camps shall be transferred without charge to the Administrator, to the extent that he deems necessary to carry out the purposes of this title: *Provided*, That no such camp which is being utilized by any other agency of the Government, or which has been transferred to any State, county, municipality, or nonprofit organization, shall be transferred to the Administrator under this subsection without the consent of such agency, State, county, municipality, or organization.

(f) Notwithstanding provisions of title I of the Social Security Act, as amended (relating to grants to States for old-age assistance), and of appropriations for payments thereunder, in any case in which any State pays old-age assistance to any individual at a rate not in excess of the rate of old-age assistance paid to such individual during the month of July 1943, any failure to take into consideration any income and resources of such individual arising from agricultural labor performed by him as an employee, or from labor otherwise performed by him in connection with the raising or harvesting of agricultural commodities, after the date of enactment of this Act and prior to the seventh calendar month occurring after the termination of hostilities in the present war, as proclaimed by the President shall not be a basis of excluding payments made to such individual in computing payments made to States under section 3 of such title, of refusing to approve a State plan under section 2 of such title, or of withholding certification pursuant to section 4 of such title.

(g) In order to facilitate the employment by agricultural employers in the United States of native-born residents of North America, South America, and Central America, and the islands adjacent thereto, desiring to perform agricultural labor in the United States, during continuation of hostilities in the present war, any such resident desiring to enter the United States for that purpose shall be exempt from the payment of head tax required by section 2 of the Immigration Act of February 5, 1917, and from other admission charges, and shall be exempt from those excluding provisions of section 3 of such Act which relate to contract laborers, the requirements of literacy, and the payment of passage by corporations, foreign government, or others; and any such resident

53 Stat. 61.
26 U. S. C., Supp.
III, § 143 (b).
Post, p. 50.
"State."

"Worker."

"Agricultural
labor."
52 Stat. 1060.
29 U. S. C. § 203 (f).
53 Stat. 1386.
26 U. S. C. § 1426 (h).

49 Stat. 2036.
Receipts from use of
supply centers.

Transfer of former
CCC camps.

Old-age assistance.
49 Stat. 620.
42 U. S. C. §§ 301-
306.

Importation of
workers from North,
South, and Central
America.

Exemptions.

39 Stat. 875.
8 U. S. C. §§ 132, 136.
Post, p. 746.

Regulations.

shall be admitted to perform agricultural labor in the United States for such time and under such conditions (but not including the exaction of bond to insure ultimate departure from the United States) as may be required by regulations prescribed by the Commissioner of Immigration and Naturalization with the approval of the Attorney General; and in the event such regulations require documentary evidence of the country of birth of any such resident which he is unable to furnish, such requirement may be waived by the admitting officer of the United States at the point where such resident seeks entry into the United States if such official has other proof satisfactory to him that such resident is a native of the country claimed as his birthplace. Each such resident shall be provided with an identification card (with his photograph and fingerprints) to be prescribed under such regulations which shall be in lieu of all other documentary requirements, including the registration at time of entry or after entry required by the Alien Registration Act of 1940. Any such resident admitted under the foregoing provisions who fails to maintain the status for which he was admitted or to depart from the United States in accordance with the terms of his admission shall be taken into custody under a warrant issued by the Attorney General at any time after entry and deported in accordance with section 20 of the Immigration Act of February 5, 1917. Sections 5 and 6 of such Act shall not apply to the importation of aliens under this title. No provision of this title shall authorize the admission into the United States of any enemy alien.

(h) When authorized by the Administrator, workers under the program may be used in the packing, canning, freezing, drying, or other processing of perishable or seasonable agricultural products.

(i) This title, except as otherwise provided herein, shall take effect upon the date of its enactment into law and shall thereupon supersede the Act of April 29, 1943 (Public Law 45), to the extent that such Act is inconsistent with this title.

(j) If the Administrator finds that there is inadequate farm labor in any area, the Administrator and the agricultural extension service of the land-grant colleges in the respective States are hereby authorized, for the purposes of this title, to negotiate directly with the War Department for the utilization of prisoners of war and the emergency use of soldiers of the United States for the production and harvesting of agricultural commodities within the several States upon such terms and conditions as may be mutually agreed upon, subject, in the case of prisoners of war, to the terms of any treaties or international agreements to which the United States of America is signatory and which are now in effect. For the purposes of this title the War Department may utilize the Administrator and the extension services in the respective States to make such investigations and certifications with respect to the need for utilizing prisoners of war and the emergency use of soldiers of the United States and with respect to the terms and conditions of employment, as may be required by the War Department in order to assure that the terms of such treaties or international agreements are complied with.

(k) The Act of April 29, 1943 (Public Law 45), as amended, is hereby further amended by striking out "January 31, 1944" and inserting "the date of enactment into law of House Joint Resolution 208 of the Seventy-eighth Congress". All obligations incurred during the period between January 31, 1944, and the date of the enactment into law of this Act in anticipation of such appropriations and authority are hereby ratified and confirmed if in accordance with the terms of such Public Law 45, as amended.

Proof of birthplace.

Identification card.

54 Stat. 670.
8 U. S. C. § 451
note; Supp. III, §§ 155,
457.
Failure to maintain
status, etc.

39 Stat. 890.
8 U. S. C., Supp.
III, § 156.
39 Stat. 879.
8 U. S. C. §§ 139, 142.
Enemy aliens.

Use of workers in
processing products.

Effective date of
title.

57 Stat. 70.
50 U. S. C., Supp.
III, app. §§ 1351-1355.

Utilization of pris-
oners of war.

Emergency use of
U. S. soldiers.

57 Stat. 70, 643.
50 U. S. C., Supp.
III, app. §§ 1351-1355.

Ratification of in-
curred obligations.

(1) This title may be cited as the "Farm Labor Supply Appropriation Act, 1944".

Citation of title.

TITLE II—EXECUTIVE OFFICE OF THE PRESIDENT— OFFICE FOR EMERGENCY MANAGEMENT

WAR MANPOWER COMMISSION

Migration of workers: To enable the War Manpower Commission to provide, in accordance with regulations prescribed by the Chairman of said Commission, for the temporary migration of workers from foreign countries within the Western Hemisphere (pursuant to agreements between the United States and such foreign countries) for employment in the continental United States with industries and services essential to the preservation, marketing, or distribution of agricultural products, including the timber and lumber industries, and including the transportation of such workers from points outside the United States to ports of entry of the United States and return (including transportation from place of employment in the United States to port of entry of the United States in any case of default by an employer to provide such transportation to a worker, in which event the employer shall be liable to the United States for the cost thereof), cost of temporary maintenance of workers in reception centers in foreign countries and in the United States, when necessary, reasonable subsistence and emergency medical care of such workers from the time of reporting for transportation to the United States or return to the country of origin until arrival at the destination, necessary assistance to meet emergency health and welfare problems while in the United States, when such assistance is not otherwise available to such persons, and guarantees of employment while in the United States to the extent agreed upon with the foreign country from which the worker is imported, fiscal year 1944, \$1,359,200, of which not to exceed \$97,200 shall be available for all administrative expenses necessary for the foregoing, including not to exceed \$10,000 for temporary employment of administrative personnel outside continental United States, not to exceed \$1,000 for printing and binding outside continental United States without regard to section 3709 of the Revised Statutes and section 11 of the Act of March 1, 1919 (44 U. S. C. 111), and not to exceed \$20,000 for travel expenses: *Provided*, That no transportation of workers shall be allowed hereunder unless the employer and the worker have entered into a contract for employment approved by said Chairman or his designee, and unless said Chairman certifies that reasonably adequate use is being made of local labor supply: *Provided further*, That this appropriation shall remain available after June 30, 1944, for the purpose of fulfilling guarantees and other obligations theretofore incurred with respect to such foreign workers and for all other purposes connected with the protection and ultimate return of any workers theretofore transported: *Provided further*, That no part of this appropriation shall be available for the recruitment or transportation of workers for employment in agriculture for which provision is made in title I of this Act: *Provided further*, That the general provisions under the caption "Executive Office of the President—Office for Emergency Management", contained in the National War Agencies Appropriation Act, 1944, and applicable to the constituent agencies of the Office for Emergency Management contained therein shall be applicable to the appropriations to the War Manpower Commission contained in this paragraph.

Migration of workers from foreign countries in Western Hemisphere.

Administrative expenses.

41 U. S. C. § 5.
40 Stat. 1270.

Transportation of workers.

Availability of funds after June 30, 1944.

Applicability of provisions.

57 Stat. 535.

Approved February 14, 1944.