

(3) The patient is discharged from Saint Elizabeths Hospital pursuant to section 207.

*Ante*, p. 349.

CRIMINAL LAW UNCHANGED

SEC. 209. Nothing in this title shall alter in any respect the tests of mental capacity applied in criminal prosecutions under the laws of the District of Columbia.

Approved June 9, 1948.

[CHAPTER 433]

AN ACT

To amend section 13 of the Surplus Property Act of 1944, as amended, to provide for the disposition of surplus real property to States, political subdivisions, and municipalities for use as public parks, recreational areas, and historic-monument sites, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 13 of the Surplus Property Act of 1944 (58 Stat. 770), as amended, is further amended by adding at the end thereof the following new subsection:

“(h) (1) Notwithstanding any other provision of this Act, any disposal agency designated pursuant to this Act may, with the approval of the Administrator, convey to any State, political subdivision, instrumentalities thereof, or municipality, all of the right, title, and interest of the United States in and to any surplus land, including improvements and equipment located thereon, which, in the determination of the Secretary of the Interior, is suitable and desirable for use as a public park, public recreational area, or historic monument, for the benefit of the public. The Administrator, from funds appropriated to the War Assets Administration, shall reimburse the Secretary of the Interior for the costs incurred in making any such determination.

“(2) Conveyances for park or recreational purposes made pursuant to the authority contained in this subsection shall be made at a price equal to 50 per centum of the fair value of the property conveyed, based on the highest and best use of the property at the time it is offered for disposal, regardless of its former character or use, as determined by the Administrator. Conveyances of property for historic-monument purposes under this subsection shall be made without monetary consideration: *Provided*, That no property shall be determined under this paragraph to be suitable or desirable for use as an historic-monument except in conformity with the recommendation of the Advisory Board on National Parks, Historic Sites, Buildings and Monuments established by section 3 of the Act entitled “An Act for the preservation of historic American sites, buildings, objects, and antiquities of national significance, and for other purposes”, approved August 21, 1935 (49 Stat. 666), and no property shall be so determined to be suitable or desirable for such use if (A) its area exceeds that necessary for the preservation and proper observation of the historic monument situated thereon, or (B) it was acquired by the United States at any time subsequent to January 1, 1900.

“(3) The deed of conveyance of any surplus real property disposed of under the provisions of this subsection—

“(A) shall provide that all such property shall be used and maintained for the purpose for which it was conveyed for a period of not less than twenty years, and that in the event that such property ceases to be used or maintained for such purpose during such period, all or any portion of such property shall in its then existing condition, at the option of the United States, revert to the United States; and

June 10, 1948

[S. 2277]

[Public Law 616]

Surplus Property Act of 1944, amendment.

50 U. S. C. app. § 1622; Supp. I, § 1622. Post, p. 1103.

Conveyance to State, etc.

Park or recreational purposes.

Historic monuments.

16 U. S. C. § 463.

Deed of conveyance.

“(B) may contain such additional terms, reservations, restrictions, and conditions as may be determined by the Administrator to be necessary to safeguard the interests of the United States.”

SEC. 2. Section 13 (f) of the Surplus Property Act of 1944, as amended, is amended to read as follows:

“(f) Except as otherwise provided by this section, the disposal of surplus property under this section to States and political subdivisions and instrumentalities thereof shall be given priority over all other disposals of property provided for in this Act except (1) transfers to Government agencies under section 12 of this Act, as amended, and (2) disposals to veterans under section 16 of this Act, as amended. Disposals of real property to States, political subdivisions, and instrumentalities thereof for any of the purposes specified in section 13 (a) (1) (A), section 13 (a) (1) (B), section 13 (c), section 13 (d), section 13 (e), section 13 (g), or section 13 (h) of such Act, as amended, shall be given priority over all other disposals of property provided for in this Act except transfers to Government agencies under section 12 of this Act, as amended. The Administrator may prescribe a reasonable time during which any such priority shall be exercised.”

SEC. 3. Section 18 (e) of the Surplus Property Act of 1944, as amended, is hereby repealed.

Approved June 10, 1948.

58 Stat. 772.  
50 U. S. C. app.  
§ 1622 (f).  
Priority.

58 Stat. 770, 773.  
50 U. S. C. app.  
§§ 1621, 1625.

58 Stat. 774.  
50 U. S. C. app.  
§ 1627 (e).

[CHAPTER 434]

AN ACT

To amend the Civil Service Act to remove certain discrimination with respect to the appointment of persons having any physical handicap to positions in the classified civil service.

June 10, 1948  
[H. R. 4236]  
[Public Law 617]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled “An Act to regulate and improve the civil service of the United States”, as amended (22 Stat. 403), is amended by adding at the end of paragraph “Second” the following new subparagraph:*

“Ninth, that no person shall be discriminated against in any case because of any physical handicap, in examination, appointment, reappointment, reinstatement, reemployment, promotion, transfer, retransfer, demotion, or removal, with respect to any position the duties of which, in the opinion of the Civil Service Commission, may be efficiently performed by a person with such a physical handicap: *And provided further, That such employment will not be hazardous to the appointee or endanger the health or safety of his fellow employees or others.*”

Approved June 10, 1948.

Civil Service Act,  
amendment.

5 U. S. C. § 633.

Nondiscrimination  
of persons physically  
handicapped.

[CHAPTER 435]

AN ACT

To authorize the Secretary of the Interior to have made by the Public Roads Administration and the National Park Service a joint reconnaissance survey of the Chesapeake and Ohio Canal between Great Falls, Maryland, and Cumberland, Maryland, and to report to the Congress upon the advisability and practicability of constructing thereon a parkway, and for other purposes.

June 10, 1948  
[H. R. 5155]  
[Public Law 618]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be expended from the appropriations made to the National Park Service for parkways the sum of \$40,000 for the purpose of making a joint reconnaissance study by the Public Roads Administration and the National Park Service of the federally owned Chesapeake and Ohio Canal between Great Falls, Maryland,*

Chesapeake and  
Ohio Canal, Md.  
Appropriation au-  
thorized.