

pital against medical advice and is thereafter readmitted to hospitalization, such allowance shall be discontinued from the date of such readmission for so long as such hospitalization continues."

72 Stat. 1120;
73 Stat. 418.

SEC. 3. Section 312(4) of title 38, United States Code, is amended by striking out "three" and inserting in lieu thereof "seven".

Effective date.

SEC. 4. This Act shall take effect on the first day of the first calendar month which begins after the date of enactment of this Act, but no payments shall be made by reason of this Act for any period before such effective date. The increased rate of compensation payable to any veteran entitled thereto on such first day shall be further increased, for such month only, in an amount equal to three times the monthly increase provided for such veteran by the amendments made by this Act.

Approved September 7, 1962.

Public Law 87-646

AN ACT

September 7, 1962
[H. R. 10432]

To amend title 39, United States Code, to codify certain recent public laws relating to the postal service and to improve the Code.

Postal Service.
Title 39, U. S.
Code, amendment.
74 Stat. 578.
Definitions.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the definition of "revenue of the Department" contained in section 1 of title 39, United States Code, is amended by striking out the period at the end thereof and by inserting in lieu thereof a semicolon and the following:

"(v) commissions on toll telephones located in buildings under the custody of the Department;

"(vi) amounts collected from officers and employees of the Department on account of payments to them by courts of witness fees and allowances for expenses of travel and subsistence in cases in which they have been subpoenaed to testify in private litigation in their official capacities or to produce official records;

"(vii) money recovered or collected on account of loss of first-class domestic registered matter which is not restored to the original owners."

Judicial Officer.

SEC. 2. (a) Chapter 3 of title 39, United States Code, is amended by inserting immediately following "§ 308. Chief Postal Inspector." the following new section:

"§ 308a. Judicial Officer

"A Judicial Officer, appointed by the Postmaster General, shall perform such quasi-judicial duties as the Postmaster General may designate. He shall be the agency for the purposes of the requirements of the Administrative Procedure Act, as amended (chapter 19 of title 5), to the extent that functions are delegated to him by the Postmaster General."

60 Stat. 237.
5 USC 1001
note.

(b) The analysis of chapter 3, preceding section 301 of title 39, United States Code, is amended by inserting after

"308. Chief Postal Inspector."

the following item:

"308a. Judicial Officer."

74 Stat. 600.

SEC. 2A. Subsection (a) (1) of section 2303 is amended by deleting "section 4167" in item (E) and inserting in lieu thereof "section 4168".

SEC. 3. Section 3334(a) of title 39, United States Code, is amended by inserting after "positions" the words, "of clerk and carrier."

SEC. 4. Section 3541 of title 39, United States Code, is amended by striking out subsection (h).

SEC. 5. The Postal Field Service Schedule contained in section 3542(a) of title 39, United States Code, is amended to read as follows:

Postal Field
Service Schedule.
74 Stat. 645.

"POSTAL FIELD SERVICE SCHEDULE

"Level	Per annum rates and steps						
	1	2	3	4	5	6	7
1	\$3,415	\$3,545	\$3,675	\$3,805	\$3,935	\$4,065	\$4,195
2	3,670	3,805	3,940	4,075	4,210	4,345	4,480
3	3,955	4,100	4,245	4,390	4,535	4,680	4,825
4	4,345	4,505	4,665	4,825	4,985	5,145	5,305
5	4,605	4,765	4,925	5,085	5,245	5,405	5,565
6	4,975	5,150	5,325	5,500	5,675	5,850	6,025
7	5,370	5,555	5,740	5,925	6,110	6,295	6,480
8	5,790	5,995	6,200	6,405	6,610	6,815	7,020
9	6,255	6,480	6,705	6,930	7,155	7,380	7,605
10	6,870	7,110	7,350	7,590	7,830	8,070	8,310
11	7,550	7,820	8,080	8,340	8,600	8,860	9,120
12	8,320	8,605	8,890	9,175	9,460	9,745	10,030
13	9,160	9,470	9,780	10,090	10,400	10,710	11,020
14	10,075	10,410	10,745	11,080	11,415	11,750	12,085
15	11,075	11,440	11,805	12,170	12,535	12,900	13,265
16	12,205	12,570	12,935	13,300	13,665	14,030	14,395
17	13,505	13,870	14,235	14,600	14,965	15,330	15,695
18	15,165	15,525	15,885	16,245	16,605	16,965	17,325
19	16,585	16,945	17,095				
20	17,200						

SEC. 6. (a) The Rural Carrier Schedule contained in section 3543(a) of title 39, United States Code, is amended to read as follows:

Rural Carrier
Schedule.

"RURAL CARRIER SCHEDULE

	"Per annum rates and steps						
	1	2	3	4	5	6	7
Carriers in rural delivery service:							
Fixed compensation per annum.....	\$2,053	\$2,132	\$2,211	\$2,290	\$2,369	\$2,448	\$2,527
Compensation per mile per annum for each mile up to 30 miles of route.....	71	73	75	77	79	81	83
For each mile of route over 30 miles.....	24	24	24	24	24	24	24
Temporary carriers in rural delivery service on routes to which no regular carrier is assigned:							
Fixed compensation per annum.....	2,053						
Compensation per mile per annum for each mile up to 30 miles of route.....	71						
For each mile of route over 30 miles.....	24						
Temporary carriers in rural delivery service on routes having regular carriers absent without pay or on military leave.....	(1)	(1)	(1)	(1)	(1)	(1)	(1)
Substitute carriers in rural delivery service on routes having carriers absent with pay..	(1)	(1)	(1)	(1)	(1)	(1)	(1)

¹ "Basic compensation authorized for the regular carrier."

(b) Subsection (c) of section 3543 is amended by striking out "\$5,165 during the period referred to in section 3541(h) of this title, and \$5,035 thereafter" and by inserting in lieu thereof "the basic salary for the maximum step in the Rural Carrier Schedule for a route sixty-one miles in length".

Additional com-
pensation provi-
sions.

Fourth Class Office Schedule, 74 Stat. 647.

SEC. 7. The Fourth Class Office Schedule contained in section 3544 (a) of title 39, United States Code, is amended to read as follows:

“FOURTH-CLASS OFFICE SCHEDULE

“Gross receipts	Per annum rates and steps						
	1	2	3	4	5	6	7
\$1,300 to \$1,499.99.....	\$2,979	\$3,078	\$3,177	\$3,276	\$3,375	\$3,474	\$3,573
\$900 to \$1,299.99.....	2,730	2,830	2,910	3,000	3,090	3,180	3,270
\$600 to \$899.99.....	2,234	2,309	2,384	2,459	2,534	2,609	2,684
\$350 to \$599.99.....	1,737	1,794	1,851	1,908	1,965	2,022	2,079
\$250 to \$349.99.....	1,242	1,282	1,322	1,362	1,402	1,442	1,482
\$200 to \$249.99.....	993	1,025	1,057	1,089	1,121	1,153	1,185
\$100 to \$199.99.....	745	769	793	817	841	865	889
Under \$100.....	495	511	527	543	559	575	591”

Appointments to field service

SEC. 8. Subsection (b) of section 3551, title 39, United States Code, is amended to read as follows:

“(b) The Postmaster General may appoint any employee of the legislative branch whose compensation is disbursed by the Secretary of the Senate or the Clerk of the House of Representatives, and who has completed two or more years of service as such an employee, and any Member of the Senate or House of Representatives who has completed two or more years of service as such a Member, to any position in the postal field service and may fix his initial rate of compensation at the minimum rate of the appropriate level of the basic salary schedule applicable to the position, or at any step of that level that does not exceed the highest previous rate of compensation received by him during his service in the legislative branch.”

SEC. 9. Section 3552 of title 39, United States Code, is amended by adding at the end thereof a new subsection (c), as follows:

“(c) Any increase in basic salary granted by law after July 9, 1960, is not to be an equivalent increase in basic salary within the meaning of subsection (a) of this section.”

Detention of mail.

SEC. 10. Section 4007 of title 39, United States Code, exclusive of the catchline, is amended to read as follows:

“(a) In preparation for or during the pendency of proceedings under sections 4005 and 4006 of this title, the United States district court in the district in which the defendant receives his mail shall, upon application therefor by the Postmaster General and upon a showing of probable cause to believe the statute is being violated, enter a temporary restraining order and preliminary injunction pursuant to rule 65 of the Federal Rules of Civil Procedure directing the detention of the defendant’s incoming mail by the postmaster pending the conclusion of the statutory proceedings and any appeal therefrom. The district court may provide in the order that the detained mail be open to examination by the defendant and such mail be delivered as is clearly not connected with the alleged unlawful activity. An action taken by a court hereunder does not affect or determine any fact at issue in the statutory proceedings.

28 USC app.

“(b) This section does not apply to mail addressed to publishers of publications which have entry as second class matter, or to mail addressed to the agents of those publishers.”

Repeal, 74 Stat. 662.

SEC. 11. (a) Section 4157 of title 39, United States Code, is repealed.

(b) The analysis of chapter 57 immediately preceding section 4151 is amended by striking out

“4157. Report to Congress by Postmaster General.”

Third class mail.

SEC. 12. Subsection (c) of section 4452 of title 39, United States Code, is amended by striking out “six cents” and by inserting in lieu thereof “3½ cents”.

SEC. 13. Section 4554 of title 39, United States Code, exclusive of the catch line, is amended to read as follows:

Educational materials, postage rates.
74 Stat. 675.

“(a) Except as provided in subsection (b) of this section, the regular third or fourth class postage rates, or the rate of 9 cents a pound for the first pound or fraction thereof and 5 cents for each additional pound or fraction thereof, whichever is the lower rate, is the postage rate on—

“(1) books permanently bound for preservation, consisting wholly of reading matter or scholarly bibliography or reading matter with incidental blank spaces for notations and containing no advertising matter other than incidental announcement of books;

“(2) 16-millimeter films and 16-millimeter film catalogs except when sent to commercial theaters;

“(3) printed music, whether in bound form or in sheet form;

“(4) printed objective test materials and accessories thereto used by or in behalf of educational institutions in the testing of ability, aptitude, achievement, interests, and other mental and personal qualities with or without answer, test scores, or identifying information recorded thereon in writing, or by mark;

“(5) sound recordings;

“(6) manuscripts for books, periodicals and music; and

“(7) printed educational reference charts, permanently processed for preservation.

“(b) (1) Matter designated in paragraph (2) of this subsection may be mailed at the regular third or fourth class postage rates, or at the rate of 4 cents for the first pound or fraction thereof and 1 cent for each additional pound or fraction thereof when loaned or exchanged (including cooperative processing by libraries) between—

“(A) schools, colleges, or universities;

“(B) public libraries, religious, educational, scientific, philanthropic, agricultural, labor, veterans', or fraternal organizations or associations, not organized for profit and none of the net income of which inures to the benefit of any private stockholder or individual, or between such organizations and their members, readers or borrowers.

“(2) The materials mailable under the rates prescribed in paragraph (1) of this subsection are—

“(A) books consisting wholly of reading matter or scholarly bibliography or reading matter with incidental blank spaces for notations and containing no advertising matter other than incidental announcements of books;

“(B) printed music, whether in bound form or in sheet form;

“(C) bound volumes of academic theses in typewritten or other duplicated form;

“(D) periodicals, whether bound or unbound;

“(E) sound recordings; and

“(F) other library materials in printed, duplicated, or photographic form or in the form of unpublished manuscripts.

“(3) Before being entitled to the preferential rates under this subsection, the Postmaster General may require an organization or association to furnish satisfactory evidence to him that none of the net income inures to the benefit of any private stockholder or individual.

“(c) 16-millimeter films, filmstrips, transparencies for projection, slides, microfilms, sound recordings, scientific or mathematical kits, instruments or other devices, catalogs of such materials, and guides or scripts prepared solely for use with such materials may be mailed at the rates prescribed in subsection (b) (1) of this section when sent to or from the institutions, organizations or associations listed in (A) and (B) of subsection (b) (1).

“(d) The limit of weight on parcels mailed under this section is 70 pounds.

“(e) The postage rates prescribed in this section shall continue until otherwise provided by the Congress.”

74 Stat. 674.

SEC. 14. Paragraph (5) of subsection (b) of section 4552 of title 39, United States Code, is amended by striking out “the Territory of Hawaii”.

SEC. 15. Subsection (a) of section 4553 of title 39, United States Code, is amended by striking out “the Territory of Hawaii”.

Certified mail.

SEC. 16. (a) Chapter 81 of title 39, United States Code, is amended by adding the following new section:

“§ 5013. Return receipts for certified mail

“The courts shall receive return receipts for the delivery of certified mail as prima facie evidence of delivery to the same extent as return receipts for registered mail.”

(b) The analysis of chapter 81, preceding section 5001 of title 39, United States Code, is amended by adding the following item:

“5013. Return receipts for certified mail.”

Mail transportation by railroad.

SEC. 17. Section 6202 of title 39, United States Code, exclusive of the catchline, is amended to read as follows:

“This chapter applies to mail transportation performed by a railroad by rail or combination of rail and vessel, or by motor vehicle as provided by section 6213 of this title.”

SEC. 18. Subsection (c) of section 6303 of title 39, United States Code, is amended by striking out “the Territory of Hawaii and”.

SEC. 19. Paragraph (1) of subsection (a) of section 6409 of title 39, United States Code, is amended by striking out “the Territory of Hawaii.”

SEC. 20. The schedule of laws repealed in section 12(c) of the Act of September 2, 1960, Public Law 86-682 (74 Stat. 709-730), is amended as follows: (1) in the “U.S. Code” title column corresponding to the Act of March 4, 1913, chapter 142, insert “31”, and in the “U.S. Code” section of the same item, insert “57”; (2) in the “U.S. Code” section column corresponding to section 1 of the Act of April 9, 1958, Public Law 85-371, insert “272a”; and (3) in the “U.S. Code” section column corresponding to section 7 of the Act of April 9, 1958, insert “272a note”.

Copyrights.

65 Stat. 716.

SEC. 21. The first paragraph of section 8 of title 17, United States Code, as amended, is further amended to read as follows:

“No copyright shall subsist in the original text of any work which is in the public domain, or in any work which was published in this country or any foreign country prior to July 1, 1909, and has not been already copyrighted in the United States, or in any publication of the United States Government, or any reprint, in whole or in part, thereof, except that the Postmaster General may secure copyright on behalf of the United States in the whole or any part of the publications authorized by section 2506 of title 39.”

74 Stat. 606.

Effect of laws superseded.

SEC. 22. Orders, rules, and regulations in effect under provisions of law superseded or amended by this Act shall, to the extent they would have been authorized under this Act, remain in force and effect as the regulations and orders under the provisions of this Act and shall be administered and enforced under this Act as nearly as may be until specifically repealed, amended, or revised.

Effective date.

SEC. 23. (a) This Act shall become effective on November 1, 1962. Laws enacted after January 9, 1962, that are inconsistent with this Act shall supersede it to the extent of the inconsistency.

(b) The sections or parts thereof of the Statutes at Large enumerated in the following schedule are hereby repealed. Rights or liabilities existing on November 1, 1962, under the sections or parts thereof repealed are not affected by this repeal:

Repeals.

Statutes at large					United States Code, 1952 edition	
Date	Chapter	Section	Volume	Page	Title	Section
1872—June 8.....	335	15	17	287	5	365
1874—Mar. 5.....	46		18	19	5	365

Statutes at large					United States Code, 1952 edition	
Date	Public law	Section	Volume	Page	Title	Section
1959—June 23.....	86-56.....		73	89	39	290a-1.
July 31.....	86-122.....	2	73	¹ 268	39	991.
		3	73	² 268		
Aug. 18.....	86-169.....	1, 2	73	390	39	782, 784.
1960—June 11.....	86-507.....	2	74	204	39	233.
July 1.....	86-568.....	101	74	296		
		102	74	296	39	971.
		103	74	296	39	972.
		104	74	297	39	973.
		105	74	³ 297	39	981.
July 14.....	86-644.....		74	479	39	292a.
	86-673.....		74	553	39	259b, 259c.
	86-676.....		74	554		

¹ Only subsec. (b) of sec. 2.² Only subsecs. (b) and (c) of sec. 3.³ Only subsecs. (b), (c), and (d) of sec. 105.

Approved September 7, 1962.

Public Law 87-647

AN ACT

September 7, 1962
[S. 1606]

To authorize the Federal Power Commission to exempt small hydroelectric projects from certain of the licensing provisions of the Federal Power Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsections (b), (e), and (i) of section 10 of the Federal Power Act, as amended (16 U.S.C. 803(b), 803(e), 803(i)), is amended by striking out the words "one hundred horsepower" in each such subsection and inserting in lieu thereof the words "two thousand horsepower".

Federal Power
Commission.
Hydroelectric
projects, licens-
ing.
49 Stat. 842.

Approved September 7, 1962.

Public Law 87-648

AN ACT

September 7, 1962
[H. R. 11257]

To amend section 815 (article 15) of title 10, United States Code, relating to nonjudicial punishment, 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 815 (article 15) of title 10, United States Code, is amended to read as follows:

Armed Forces.
Nonjudicial
punishment.
70A Stat. 41.