

consisting of not less than five commissioned officers of the grade of rear admiral. The board shall consider for retention on the active list, and shall select for retention on the active list 75 per centum of, all captains who have completed or who during the fiscal year in which the board meets will complete, a total of eight or more years of service, whether permanent or temporary, in the grade of captain, and a total of thirty or more years of active commissioned service, including service creditable for retirement purposes under sections 432, 433, and 434 of this title. When a final fraction occurs in any computation made of the number of captains to be retained under this section, the nearest whole number shall be taken, and if the fraction be one-half, the next highest whole number shall be taken.

“(b) Any captain who is considered by the board and is not selected for retention under subsection (a) of this section, unless retired under some other provision of law or retained on the active list under subsection (c) of this section, shall be retired on June 30 of the fiscal year in which considered by the board.

“(c) Notwithstanding subsection (b) of this section, the Commandant, with the approval of the Secretary, may by annual action retain on the active list from fiscal year to fiscal year any captain who would otherwise be retired under subsection (b). A captain so retained shall not be considered for retention on the active list by any subsequent board convened under subsection (a) of this section, and, unless retired under some other provision of law, shall be retired on June 30 of that fiscal year in which no action is taken to further retain him under this subsection.”

SEC. 2. This Act shall become effective on July 1, 1955.

Approved August 9, 1955.

Effective date.

Public Law 325

CHAPTER 685

AN ACT

To provide wage credits under title II of the Social Security Act for military service before April 1956, and to permit application for lump-sum benefits under such title to be made within two years after interment or reinterment in the case of servicemen dying overseas before April 1956.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 217 (e) of the Social Security Act (relating to benefits in case of veterans) is amended by striking out “July 1, 1955” each place it appears and inserting in lieu thereof “April 1, 1956”.

SEC. 2. The last sentence of section 202 (i) of the Social Security Act (relating to lump-sum death payments) is amended by striking out “July 1955” and inserting in lieu thereof “April 1956”.

Approved August 9, 1955.

August 9, 1955
[H. R. 5936]

Veterans' death
payments.
67 Stat. 580.
42 USC 417.

67 Stat. 580.
42 USC 402.

Public Law 326

CHAPTER 686

AN ACT

To provide for the sale of certain war housing projects to the Housing Authority of Beaver County, Pennsylvania, for use in providing rental housing for persons of limited income.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding the provisions of any other law (but subject to sections 2

August 9, 1955
[H. R. 6198]

Housing Author-
ity of Beaver
County, Pa.
Sale of war hous-
ing projects.

and 4 of this Act), the Housing and Home Finance Administrator is authorized and directed to sell and convey to the Housing Authority of the County of Beaver, Borough Township, Pennsylvania, at fair market value as determined by him, on the basis of an appraisal by an independent real estate expert, for use in providing rental housing for persons of limited income, all right, title, and interest of the United States (including, in addition to dwellings, any off-site easements and any structures, appurtenances, and other property, real or personal, acquired for such dwellings or held in connection therewith) in and to the following war housing projects:

(1) PA-36053, known as Tamaqui Village, containing one hundred and twenty-five dwelling units on approximately nine and seven-tenths one-hundredths acres of land in Borough Township, Pennsylvania;

(2) PA-36055, known as Pulaski Homes, containing one hundred dwelling units on approximately twenty-two and thirty-seven one-hundredths acres of land in Pulaski Township, Pennsylvania;

(3) PA-36057, known as Lacock Dwellings, containing seventy-five dwelling units on approximately twelve and twenty-six one-hundredths acres of land in East Rochester, Pennsylvania;

(4) PA-36058, known as Mount Vernon Homes, containing fifty dwelling units on approximately seven acres of land in Aliquippa, and Hopewell Township, Pennsylvania;

(5) PA-36059, known as Stephen Phillips Homes, containing one hundred dwelling units on approximately thirteen and seven one-hundredths acres of land in Monaca, Pennsylvania;

(6) PA-36301, known as Van Buren Homes, containing four hundred dwelling units on approximately fifty-seven and eighty-five one-hundredths acres of land in Borough Township, Pennsylvania; and

(7) PA-36449 (PA-36052-60), known as Midland Heights, containing two hundred eighty dwellings on approximately one hundred sixteen and twenty-eight one-hundredths acres of land in Midland, Pennsylvania.

SEC. 2. Notwithstanding the first section of this Act, no war housing project shall be sold as provided in such section until it has been offered by the Housing and Home Finance Administrator to a duly organized mutual ownership or cooperative organization, in the manner and under the terms and conditions customarily provided for in the case of offers of war housing projects for sale to such organizations, and such offer has not been accepted within a reasonable period as determined by the Administrator (but not exceeding one hundred and twenty days).

SEC. 3. Any sale of a war housing project by the Housing and Home Finance Administrator under the first section of this Act shall be made on such terms and conditions as the Administrator shall determine; except that full payment to the United States shall be required within a period of not more than thirty years, with interest on the unpaid balance at a rate not exceeding 5 per centum per annum.

SEC. 4. The Housing and Home Finance Administrator shall not sell any war housing project under the first section of this Act until he has received from the Attorney General of the Commonwealth of Pennsylvania an opinion to the effect that the Housing Authority of the County of Beaver has legal authority to acquire, pay for, and operate such project as a rental housing project for persons of limited income.

SEC. 5. On the first day of the sixth month following the month in which this Act is enacted, or on December 1, 1955, whichever is later, this Act shall cease to apply to any war housing project listed in the

first section of this Act which has not theretofore been sold under such section or with respect to which a commitment to sell under such section has not been made, and provided that the amount obtained for such project shall be reported to the Banking and Currency Committees of the Senate and House of Representatives.

Approved August 9, 1955.

Report to Congress.

Public Law 327

CHAPTER 687

AN ACT

Authorizing modification of the project for flood protection on the San Joaquin River and tributaries, California.

August 9, 1955
[H. R. 6066]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the project for construction of channel improvement works and levee construction and reconstruction on the San Joaquin River and tributary channels, authorized by the Flood Control Act approved December 22, 1944, is hereby modified to provide that in lieu of furnishing flowage easements along the San Joaquin River upstream of the mouth of the Merced River as set forth in the report of the Chief of Engineers, published as Flood Control Committee Document Numbered 2, Seventy-eighth Congress, responsible local interests may construct levees and channel improvements, as required, to protect such lands against floods, subject to approval by the Chief of Engineers, United States Army: *Provided*, That the flood hazard to downstream areas is not materially increased thereby, and that due consideration be given to the timing and sequence of construction of the parts of the project to be accomplished by local interests in proper relation to the development of flood control storage on the tributaries of the San Joaquin River: *And provided further*, That construction and maintenance of such levees and channel improvements be undertaken at no cost to the United States.

San Joaquin
River Project,
Calif.
58 Stat. 901.

Approved August 9, 1955.

Public Law 328

CHAPTER 688

AN ACT

To revive and reenact the Act "Authorizing the Arkansas-Mississippi Bridge Commission, its public successors or public assigns, to construct, maintain, and operate a bridge across the Mississippi River at or near Friar Point, Mississippi, and Helena, Arkansas", approved May 17, 1939.

August 9, 1955
[H. R. 6417]

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, authorizing the Arkansas-Mississippi Bridge Commission, its public successors or public assigns, to construct, maintain, and operate a bridge across the Mississippi River at or near Friar Point, Mississippi, and Helena, Arkansas, as amended, 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 two years and completed within four years from the date of approval hereof.

Arkansas-Mississippi
Bridge
Commission,
53 Stat. 747.

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

Approved August 9, 1955.