IN THE SENATE OF THE UNITED STATES

JANUARY 16, 1950

Mr. Murray (for himself and Mr. __________) introduced the following bill; which was read twice and referred to the Committee on Labor and Public Welfare

A BILL

To reestablish a Civilian Conservation Corps; to provide for the conservation of natural resources and the development of human resources through the employment of youthful citizens in the performance of useful work, including job training and instruction in good-work habits; and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

That there is hereby established the Civilian Conservation Corps, hereinafter called the Corps, for the performance of useful public work in connection with the conservation and development of the natural and human resources of the United States, its Territories, and insular possessions, through the employment of youthful citizens of the United States.
who are unemployed and in need of employment, and through the employment to a limited extent, as hereinafter set out, of Indians and local residents ordinarily employed on forest, park, and other resource conservation activities in a given area who are deprived of their usual employment opportunities because of the activities of the Corps in that area: Provided, That ten hours each week may be devoted to general educational instruction (primarily to overcome illiteracy) and to job training related to the program of work.

Sec. 2. There is hereby created a commission consisting of the Secretary of Agriculture, the Secretary of Interior, and the Secretary of Labor, which shall have complete and final authority in the functioning of the Corps, including the allotment of funds to cooperating Federal departments and agencies. The commission shall annually select one of its members to serve as chairman. The President of the United States, by and with the advice and consent of the Senate, is authorized to appoint an executive officer of the Corps at a salary of $16,000 per annum. Under the direction and supervision of the commission, the executive officer shall execute and enforce the provisions of this Act. All regulations, orders, or other instruments of authorization made, issued, or created by the commission shall be signed by the executive officer in the name of the commission and
SEC. 3. The commission shall establish an advisory council of not to exceed seven members to be composed of one representative from each of the principal cooperating Federal departments and agencies, and such representatives shall be appointed by the head of the department or agency they are to represent. Such council is to hold regular meetings at least once a month for the purpose of advising with the commission on the operation of the Corps, the program of work, and such other matters relating to the business of the Corps that in the opinion of either the commission or of any council member requires consideration.

SEC. 4. In order to carry out the purpose of this Act, the commission is authorized to provide for the employment of the Corps and its facilities on works of public interest or utility for the protection, restoration, regeneration, improvement, development, utilization, maintenance, or enjoyment of the natural resources of lands, forests, and waters, and their products: Provided, That work may be undertaken (1) on lands or interest in lands (including historical or archeological sites), belonging to, or under the jurisdiction or control of the United States, its Territories, and insular possessions, dedicated to the conservation of natural resources; (2) on lands belonging to or under the jurisdiction
or control of the several States or of the political subdivisions or public agencies thereof, provided such lands and the natural resources thereon are dedicated to permanent management under good conservation practices or to the permanent use and enjoyment of the public; and (3) on lands in private ownership, but only for the purpose of doing thereon such kinds of cooperative work in the conservation of natural resources as are or may be provided for by Acts of Congress, including the prevention and control of forest fires, forest tree pests and diseases, soil erosion, and the excessive run-off of water, and the establishment of better land use, and the maintenance and the improvement of public drainage and irrigation improvements: Provided further, That no projects shall be undertaken on lands or interests in lands, other than those belonging to or under the jurisdiction or control of the United States, unless adequate provisions are made by the cooperating public agency or individual for the maintenance, operation, and utilization of such projects after completion: Provided further, That it is the intent of Congress that the Corps shall perform types of work that provide, on the whole, chiefly public or community benefits, and that the Corps in assigning priority to work will give first priority to assisting and supplementing the established natural resource conservation programs and activities of the Federal Government: Provided further, That enrollees in the Corps
will be given on-the-job training and instruction in good-work
habits to the end that they may qualify for gainful employ-
ment outside of the Corps and be better fitted to assume their
responsibilities as citizens: Provided further, That the Corps
shall not undertake large heavy construction projects of the
type ordinarily performed by contract for the Government
agency sponsoring the project: Provided further, That the
Corps shall not undertake logging or lumbering operations
for the production of logs or forest products from public lands
for sale if such products can be cut or otherwise processed
by private citizens or enterprises at a fair return to the public
for stumpage under established procedures for the disposition
of publicly owned timber and forest products, but nothing
in this provision shall prohibit the Corps from undertaking
forest improvement or salvage measures where it has been
determined to be infeasible to log or otherwise dispose of
timber through commercial enterprise channels; neither shall
this clause restrict the conduct of research activities related
to the harvesting and utilization of forest products: And
provided further, That within and immediately adjacent to
established national parks, national forests, national monu-
ments, Indian reservations, Federal game and waterfowl
refuges, national forest purchase units, and other natural re-
source Federal reservations, the commission shall be author-
ized, for the purposes of providing the necessary sites for
the erection of improvements and public service facilities, the
protection of values and resources, created or improved by
the Corps or adjoining federally owned lands or to permit the
restoration of good conditions of watershed cover and water
flow, to acquire real property by purchase, donation, con-
demnation, or otherwise.

Sec. 5. The commission, or such agency as it may
designate, is authorized to operate camp exchanges in con-
nection with and aiding in the administration of Civilian
Conservation Corps work camps: Provided, That such camp
exchange shall not sell to persons not connected with the
operation of the Civilian Conservation Corps.

Sec. 6. The commission and, under its supervision, the
heads of other Federal departments or agencies cooperating
in the work of the Corps, are authorized within the limit of
the allotments of funds therefor, to appoint in accordance
with the civil-service laws and regulations such civilian per-
sonnel as may be deemed necessary for the efficient and
 economical discharge of the functions of the Corps: Pro-
vided, That such officers, agents, or employees paid from
funds appropriated for or allocated to the Civilian Conser-
vation Corps, as may be designated or approved for the pur-
pose by the commission, shall have the general powers
of notaries public in the administration of oaths, the execu-
tion and acknowledgment of legal instruments, the attesta-
tion of documents, and all other forms of notarial acts determined to be necessary by the commission to prosecute effectively the operations of the Civilian Conservation Corps.

SEC. 7. The commission is authorized to have enrolled not to exceed five hundred thousand men at any one time: Provided, That in addition thereto camps or facilities may be established, with consideration given to proportionate representation, for not to exceed ten thousand additional Indian enrollees and five thousand additional Territorial and insular possessions enrollees: Provided further, That local-worker enrollees enrolled in the Corps, as provided in section 8 of the Act, shall be in addition to the five hundred thousand enrollees authorized above.

SEC. 8. It is hereby expressly stated that it is not the intent of the Congress in establishing the Civilian Conservation Corps to create unemployment among citizens residing in the vicinity of the work projects conducted by the Corps. The operations of the Corps are to be regarded as being in addition to the regular activities and work programs of cooperating Federal, State, county, municipal, and private agencies. In order to safeguard the usual employment opportunities of local citizens in parks, forests, on ranges, and in other resource conservation and use activities which may be reduced or eliminated unavoidably by the work of the Corps, there is designated an additional special classifica-
tion of enrollees to be known as local-worker enrollees who shall be exempt from the normal enrollee requirements as to age, marital status, and length of previous service, and who shall be paid at enrollee rates, civil-service rates, or special schedule rates fixed by the commission, such rates being dependent upon the qualifications and skills of the individual local worker. The commission is hereby authorized to enroll in this special category not to exceed 10 per centum of any enrollee camp or other working group assigned to a specific locality; however, no more persons are to be employed or enrolled in these categories in a given Corps camp work area than would have been ordinarily employed on park, forestry, fish and game, erosion control, and other conservation work in the work area had there been no Corps activity in the area: Provided, That citizens so enrolled or employed shall be bona fide woods or conservation workers, residents of the general area in which the Corps is operating and who have normally been, or would expect to be, employed seasonally or for longer periods in resource conservation activities, and who, due to the activity of the Corps, are unemployed: Provided further, That the enrollment or employment of local-worker enrollees shall not in any way reduce the normal quota of enrollees to be selected from the county in which the local-worker enrollees reside.
Sec. 9. The enrollees in the Corps (other than enrollees in the Territories and insular possessions, Indian enrollees, local-worker enrollees as hereinbefore described, and enrollees serving as mess stewards, cooks, and project assistants) shall be unmarried male citizens of the United States, except that not more than 2 per centum of the enrollees may be recent immigrants to the United States who have not yet qualified for citizenship, but who have or whose parents or guardians have declared an intention to seek citizenship, shall be between the ages of seventeen and twenty-three years, both inclusive, and shall at the time of enrollment be unemployed and in need of employment: Provided, That the Director may exclude from enrollment such classes of persons as he may consider detrimental to the well-being or welfare of the Corps, except that no person shall be excluded on account of race, color, or creed: Provided further, That enrollments shall be for a period of not less than one year and reenrollments (except in the case of mess stewards, cooks, and project assistants, local-worker enrollees, other enrollees under twenty years of age, and Indians) shall not exceed a total reenrollment term of two years: Provided further, That in the discretion of the commission, continuous service by the enrollee during his period of enrollment shall not be required in any case where the enrollee attends an educational institution of his choice during his
1 leave of absence or when his presence elsewhere is urgently
2 required: Provided further, That the commission shall be
3 authorized to issue certificates of proficiency and merit to
4 enrollees under such rules and regulations as it may provide:
5 Provided further, That any enrollee may be discharged for
6 the convenience of the Government within thirty days prior
7 to the expiration of his period of enrollment, or at any other
8 time for cause such as refusal to work, misconduct, and
9 unauthorized absence from camp, except that the enrollee
10 shall have the right of appeal to the commission when so
11 discharged, the decision of the commission to be final: Pro-
12 vided further, That no person who advocates the overthrow
13 of the Government of the United States by force shall be
14 enrolled in the Corps and all enrollees shall subscribe to an
15 oath or affirmation of loyalty to the United States of America:
16 And provided further, That no person shall be enrolled in
17 the Corps who is not possessed of a basically sound physique
18 or who is handicapped for the satisfactory performance of
19 field or camp duties that may be assigned, except that per-
20 sons partially handicapped may be admitted to the Corps
21 in limited numbers for the performance of certain camp and
22 office duties as administratively determined, and except that
23 remediable conditions that can be corrected by proper food,
24 exercise, dental care, minor surgical or medical care shall
25 not constitute a barrier to enrollment in the Corps.
SEC. 10. The compensation of enrollees shall be in accordance with schedules approved by the President, and enrollees with dependent member or members of their families shall be required, under such regulations as may be prescribed by the commission, to make allotments of pay to such dependents. Other enrollees may make deposits of pay in amounts specified by the commission with such Federal finance official as it may designate, to be repaid in case of emergency or upon completion of or release from enrollment, and to receive the balance of their pay in cash monthly: Provided, That Indians, enrollees in the Territories and insular possessions of the United States, and local worker enrollees may be excluded from these regulations: Provided further, That the pay of enrollees shall not exceed $60 per month, except for not more than 14 per centum of such enrollees required to exercise special skills and who shall receive not more than $66 per month: Provided further, That not to exceed an additional 10 per centum of such enrollees may be designated as assistant leaders and who shall receive not more than $72 per month: Provided further, That not to exceed an additional 6 per centum of such enrollees may be designated as leaders and who shall receive not more than $90 per month as such leaders: Provided further, That in the camps the assignment of leaders and assistant leaders between camp operation and housekeeping duties as against...
work project operations, sufficient numbers of leaders and assistant leaders shall be assigned to work projects to assure adequate supervision, safety, and training for the enrollees engaged on such work projects.

SEC. 11. Enrollees shall be provided, in addition to the monthly rates of pay, with such quarters, subsistence, and clothing or commutation in lieu thereof, medical and dental attention, hospitalization, and recreation facilities and transportation as the commission may deem necessary: Provided further, That burial embalming, and transportation expenses of deceased enrolled members of the Corps, regardless of the cause and place of death, shall be paid in accordance with regulations of the Employees' Compensation Commission: And provided further, That the provisions of section 796 of title 5 of the United States Code relating to disability or death compensation and benefits shall apply to the enrolled personnel of the Corps, to local-worker enrollees, and other persons employed by the Corps.

SEC. 12. The President is hereby authorized to designate the finance officer or officers of such Federal agency or agencies as he may direct to act as the fiscal agent or agents of the commission in carrying out the provisions of this Act: Provided, That funds allocated to Government agencies
for obligation may be expended in accordance with the laws, rules, and regulations governing the usual work of such agency, except as otherwise stipulated.

Sec. 13. The President is hereby authorized to utilize the services and facilities of such departments or agencies of the Government as he may deem necessary for carrying out the purposes of this Act, and to direct the transfer of surplus equipment, materials, and supplies from such departments or agencies to the Corps without expense to the Corps other than that of transportation and handling, without regard to other contrary legislation; and the President may order Reserve officers of the Army Reserve officers of the Air Force, and officers of the Naval and Marine Reserves and warrant officers of the Coast Guard to active duty with the Corps under the provisions of section 369 of title 10, of the United States Code, and the Act of February 28, 1925, respectively.

Sec. 14. The commission and, under its supervision, the cooperating departments and agencies of the Federal Government are authorized to enter into such cooperative agreements with States and civil divisions as may be necessary for the purpose of utilizing the services and facilities thereof: Provided, That the commission may designate an appropriate
14

1. official seal for the Corps, which shall be judicially noticed
2 and which shall be preserved in the custody of the
3 commission.

4. SEC. 15. The commission may authorize the expenditure
5 of such amounts as it may deem necessary for supplies,
6 materials, and equipment for enrollees, to be used in con-
7 nection with their work, instruction, recreation, health, and
8 welfare, and may also authorize expenditures for the trans-
9 portation and subsistence of selected applicants for enroll-
10 ment and of discharged enrollees while en route upon dis-
11 charge to their homes.

12. SEC. 16. That personal property as defined in the Act
13 of May 29, 1935 (49 Stat. 311), belonging to the Corps
14 and declared surplus by the commission, shall be disposed of
15 by the General Services Administrator in accordance with
16 the provisions of said Act: Provided, That unserviceable
17 property in the custody of any department shall be disposed
18 of under the regulations of that department.

19. SEC. 17. Any claim arising out of operations authorized
20 by this Act on account of damage to or loss of property or
21 on account of personal injury to persons not provided for
22 by section 11 hereof, caused by the negligence of any enrollee
23 or employee of the Corps while acting within the scope of
24 his employment, shall be considered, ascertained, adjusted,
25 determined, and settled in accordance with the Federal Tort
26 Claims Procedure Act (28 U. S. C. 1346 (b), 2401 (b),
1 2671–2680), as amended, except that the United States
2 shall be held blameless for any damage, injury, or loss
3 incurred through the subsequent use or enjoyment of any
4 structure, facility, or installation constructed or put in place
5 by the Corps and transferred to any non-Federal public
6 agency or organization, private person, organization, or
7 association for operation and maintenance, and the commis-
8 sion shall enter into written agreements with such non-
9 Federal public agencies or organizations, private persons,
10 organizations, and associations to which or to whom Corps-
11 constructed or installed facilities, structures, and installations
12 are transferred for operation and maintenance, to save the
13 United States blameless from any claim for damage, loss, or
14 injury arising from the use, presence, or enjoyment of any
15 such facility, structure, or installation.

16 Sec. 18. There is hereby authorized to be appropriated,
17 out of any money in the Treasury not otherwise appropriated,
18 such sums as may be necessary for the purpose of carrying
19 out the purposes of this Act: Provided, That no part of any
20 such appropriation shall be used in any way to pay any
21 expense in connection with the conduct, operation, or man-
22 agement of any camp exchange, save and except such camp
23 exchanges as are established and operated, in accordance
24 with regulations to be prescribed by the commission at such
25 camps as may be designated by it, for real assistance and
convenience to enrollees in supplying them and their supervising personnel on duty at any such camp with articles of ordinary use and consumption not furnished by the Government: Provided further, That the person in charge of any such camp exchange shall certify, monthly, that during the preceding calendar month such exchange was operated in compliance therewith.