

Public Law 85-510

AN ACT

To amend the National Science Foundation Act of 1950, to provide for a program of study, research, and evaluation in the field of weather modification.

July 11, 1958
[S. 86]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (a) of section 3 of the National Science Foundation Act of 1950, as amended, is amended by striking out "and" at the end of paragraph (7), by striking out the period at the end of paragraph (8) and inserting in lieu thereof a semicolon, and by adding after paragraph (8) the following new paragraph:

National Science
Foundation.
Weather modification.
Research.
64 Stat. 149.
42 USC 1862.

"(9) to initiate and support a program of study, research, and evaluation in the field of weather modification, giving particular attention to areas that have experienced floods, drought, hail, lightning, fog, tornadoes, hurricanes, or other weather phenomena, and to report annually to the President and the Congress thereon."

Reports.

SEC. 2. The National Science Foundation Act of 1950, as amended, is amended by changing the designations of sections 14, 15, and 16 (and all reference to such sections in any provision of law) to 15, 16, and 17, respectively, and by inserting after section 13 the following section:

64 Stat. 154.
42 USC 1873-75.

"WEATHER MODIFICATION

"SEC. 14. (a) In carrying out the provisions of paragraph (9) of section 3 (a), the Foundation shall consult with meteorologists and scientists in private life and with agencies of Government interested in, or affected by, experimental research in the field of weather control.

"(b) Research programs to carry out the purposes of such paragraph (9), whether conducted by the Foundation or by other Government agencies or departments, may be accomplished through contracts with, or grants to, private or public institutions or agencies, including but not limited to cooperative programs with any State through such instrumentalities as may be designated by the governor of such State.

Research con-
tracts.

"(c) For the purposes of such paragraph (9), the Foundation is authorized to accept as a gift, money, material, or services: *Provided*, That notwithstanding section 11 (f), use of any such gift, if the donor so specifies, may be restricted or limited to certain projects or areas.

Gifts.

42 USC 1870.

"(d) For the purposes of such paragraph (9), other agencies of the Government are authorized to loan to the Foundation without reimbursement, and the Foundation is authorized to accept and make use of, such property and personnel as may be deemed useful, with the approval of the Director of the Bureau of the Budget.

Loan of prop-
erty, etc.

"(e) The Director of the Foundation, or any employee of the Foundation designated by him, may for the purpose of carrying out the provisions of such paragraph (9) hold such hearings and sit and act at such times and places and take such testimony as he shall deem advisable. The Director or any employee of the Foundation designated by him may administer oaths or affirmations to witnesses appearing before the Director or such employee.

Hearings.

"(f) (1) The Director of the Foundation may obtain by regulation, subpoena, or otherwise such information in the form of testimony, books, records, or other writings, may require the keeping of and furnishing such reports and records, and may make such inspections of the books, records, and other writings and premises or property of any person or persons as may be deemed necessary or appropriate by him to carry out the provisions of such paragraph (9), but this authority

Documentary
evidence.

shall not be exercised if adequate and authoritative data are available from any Federal agency. In case of contumacy by, or refusal to obey a subpoena served upon, any person referred to in this subsection, the district court of the United States for any district in which such person is found or resides or transacts business, upon application by the Director, shall have jurisdiction to issue an order requiring such person to appear and give testimony or to appear and produce documents, or both; and any failure to obey such order of the court may be punished by such court as a contempt thereof.

"(2) The production of a person's books, records, or other documentary evidence shall not be required at any place other than the place where such person usually keeps them, if, prior to the return date specified in the regulations, subpoena, or other document issued with respect thereto, such person furnishes the Foundation with a true copy of such books, records, or other documentary evidence (certified by such person under oath to be a true and correct copy) or enters into a stipulation with the Director as to the information contained in such books, records, or other documentary evidence. Witnesses shall be paid the same fees and mileage that are paid witnesses in the courts of the United States.

Violation and
penalty.

"(3) Any person who willfully performs any act prohibited or willfully fails to perform any act required by the above provisions of this subsection, or any regulation issued thereunder, shall upon conviction be fined not more than \$500.

"(4) Information contained in any statement, report, record, or other document furnished pursuant to this subsection shall be available for public inspection, except (A) information authorized or required by statute to be withheld and (B) information classified in accordance with law to protect the national security. The foregoing sentence shall not be interpreted to authorize or require the publication, divulging, or disclosure of any information described in section 1905 of title 18 of the United States Code, except that the Director may disclose information described in such section 1905, furnished pursuant to this subsection, whenever he determines that the withholding thereof would be contrary to the purposes of this section and section 3 (a) (9) of this Act."

62 Stat. 791.

Approved July 11, 1958.

Public Law 85-511

AN ACT

July 11, 1958
[H. R. 12311]

To amend the Act of September 7, 1950 (relating to the construction of a public airport in or near the District of Columbia), to remove the limitation on the amount authorized to be appropriated for construction.

Public airport,
D. C.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 12 of the Act entitled "An Act to authorize the construction, protection, operation, and maintenance of a public airport in or in the vicinity of the District of Columbia", approved September 7, 1950 (64 Stat. 770, ch. 905), is amended to read as follows:

Appropriation.

"SEC. 12. There is hereby authorized to be appropriated such sum as may be necessary for the construction of the airport authorized by this Act, and such sum shall remain available until expended. There are hereby authorized to be appropriated such other sums as may be necessary to carry out the purposes of this Act."

Approved July 11, 1958.