

Public Law 87-354

AN ACT

October 4, 1961
[S. 1186]

To facilitate the protection of consumers of articles of merchandise composed in whole or in part of gold or silver from fraudulent misrepresentation concerning the quality thereof, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) section 4 of the Act entitled "An Act forbidding the importation, exportation, or carriage in interstate commerce of falsely stamped articles of merchandise made of gold or silver or their alloys, and for other purposes", approved June 13, 1906 (34 Stat. 260; 15 U.S.C. 294 et seq.), is amended by—

Gold or silver
articles.
Misrepresentation
of quality.

(1) inserting therein, immediately after the section number "SEC. 4.", the subsection designation "(a)"; and

(2) adding at the end thereof the following new subsection:
"(b) Whenever any person, firm, corporation, or association, being a manufacturer or dealer subject to the first section of this Act—

"(1) applies or causes to be applied to any article of merchandise intended for sale or customarily sold as a complete product to consumers in any State, by stamping, branding, engraving, or otherwise, any quality mark or stamp indicating or purporting to indicate that such article is made in whole or in part of gold or silver or of an alloy of either such metal; or

"(2) imports into any State any such article of merchandise bearing any such quality mark or stamp which indicates or purports to indicate that such article is made in whole or in part of gold or silver or of an alloy of either such metal,

such person, firm, corporation, or association, before depositing any such article manufactured or imported after six months after the effective date of this Act in the United States mails, or causing such article to be so deposited, for transmission thereby, or delivering such article or causing such article to be delivered to any common carrier for transportation from one State to any other State, or transporting such article or causing such article to be transported from one State to any other State, shall—

"(A) apply or cause to be applied to that article a trademark of such person, firm, corporation, or association duly registered or applied for within thirty days after an article bearing the trademark is placed in commerce or imported under the laws of the United States or the name of such person, firm, corporation, or association; and

Identifying trade-
mark.

"(B) if such article of merchandise is composed of two or more parts which are complete in themselves but which are not identical in quality, and any one of such parts bears such a quality mark or stamp, apply or cause to be applied to each other part of that article of merchandise a quality mark or stamp of like pattern and size disclosing the quality of that other part.

Each identifying trademark or name applied to any article of merchandise in compliance with clause (A) of this section shall be applied to that article by the same means as that used in applying the quality mark or stamp appearing thereon, in type or lettering at least as large as that used in such quality mark or stamp, and in a position as close as possible to that quality mark or stamp. For the purposes of this subsection, the term 'State' includes the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, and the District of Columbia."

"State."

Effective date.

SEC. 2. The amendments made by this Act shall take effect on the first day of the third month beginning after the date of enactment of this Act.

Approved October 4, 1961.

Public Law 87-355

AN ACT

October 4, 1961
[S. 2397]

Authorizing the National Capital Transportation Agency to carry out part 1 of its transit development program and to further the objectives of the Act approved July 14, 1960 (74 Stat. 537).

40 USC 651 note.

Whereas the National Capital Transportation Agency on July 31, 1961, transmitted to the Congress, pursuant to section 204(c) of the National Capital Transportation Act of 1960 (74 Stat. 537), a report entitled "Report on Part One of the Transit Development Program, July 1961"; and

Whereas part 1 of the transit development program provides for acquisition by the National Capital Transportation Agency of land for future express transit service in conjunction with the development of certain new highways and parkways in the National Capital region:

National Capital
Transportation
Agency.
Land acquisition,
etc., authority.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of enabling the National Capital Transportation Agency to carry out that part of its transit development program described in its report entitled "Report on Part One of the Transit Development Program, July 1961", transmitted to the Congress on July 31, 1961, pursuant to the provisions of subsection (c) of section 204 of the National Capital Transportation Act of 1960, the National Capital Transportation Agency is hereby authorized, subject to the provisions of such Act, to acquire, or enter into agreements for the acquisition or use of, facilities, property, and rights-of-way for express transit:

40 USC 664.

(1) in the center median area and elsewhere in, adjacent to, or in conjunction with (A) Interstate Route 66 in Fairfax County and Arlington County, Virginia; and (B) Interstate Route 95 in Prince Georges County, Maryland;

(2) adjacent to, or in conjunction with (A) the George Washington Memorial Parkway; (B) the Little Falls Branch Parkway from the George Washington Memorial Parkway to the vicinity of Massachusetts Avenue; (C) the Parkway Spur through the Cabin John Valley from Cabin John to the Capital Beltway; and (D) the Capital Beltway from the George Washington Memorial Parkway to the vicinity of Bradley Boulevard, all in Montgomery County, Maryland:

Construction.

Provided, That the Agency is further authorized to carry out, as part of part 1 of its transit development program, such construction in connection with the land acquisition projects provided for herein, as must necessarily be undertaken at the time the aforesaid highways and parkways are constructed: *Provided further,* That the authority granted the Agency under subparagraph (2) above shall in no way diminish the powers of the Secretary of the Interior under other Federal laws.

Approved October 4, 1961.