

Calendar No. 117

77<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 533

[Report No. 110]

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IN THE SENATE OF THE UNITED STATES

FEBRUARY 18 (legislative day, FEBRUARY 13), 1941

Read twice and referred to the Committee on Interstate Commerce

MARCH 13, 1941

Reported by Mr. WHEELER, without amendment

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## AN ACT

To amend section 4 (f) of the Communications Act of 1934, as amended, to provide for extra compensation for overtime of inspectors in charge and radio inspectors of the Field Division of the Engineering Department of the Federal Communications Commission.

1        *Be it enacted by the Senate and House of Representa-*  
2        *tives of the United States of America in Congress assembled,*  
3        That section 4 (f) of the Communications Act of 1934, as  
4        amended (49 Stat. 1098), is hereby further amended by  
5        inserting after the letter “(f)” the figure “(1)” and by add-  
6        ing after section 4 (f) as so amended the following additional  
7        paragraph:

8        “(2) The Commission shall fix a reasonable rate of

1 extra compensation for overtime services of inspectors in  
2 charge and radio inspectors of the Field Division of the Engi-  
3 neering Department of the Federal Communications Commis-  
4 sion, who may be required to remain on duty between the  
5 hours of 5 o'clock postmeridian and 8 o'clock antemeridian or  
6 on Sundays or holidays to perform services in connection with  
7 the inspection of ship radio equipment and apparatus for the  
8 purposes of part II of title III of this Act, on the basis of  
9 one-half day's additional pay for each two hours or fraction  
10 thereof of at least one hour that the overtime extends beyond  
11 5 o'clock postmeridian (but not to exceed two and one-half  
12 days' pay for the full period from 5 o'clock postmeridian to  
13 8 o'clock antemeridian) and two additional days' pay for  
14 Sunday or holiday duty. The said extra compensation for  
15 overtime services shall be paid by the master, owner, or  
16 agent of such vessel to the local United States collector of  
17 customs or his representative, who shall deposit such collec-  
18 tion into the Treasury of the United States to an appropri-  
19 ately designated receipt account: *Provided*, That the amounts  
20 of such collections received by the said collector of customs or  
21 his representatives shall be covered into the Treasury as mis-  
22 cellaneous receipts; and the payments of such extra compen-  
23 sation to the several employees entitled thereto shall be made  
24 from the annual appropriations for salaries and expenses of  
25 the Commission: *Provided further*, That to the extent that

1 the annual appropriations which are hereby authorized to be  
2 made from the general fund of the Treasury are insufficient,  
3 there are hereby authorized to be appropriated from the gen-  
4 eral fund of the Treasury such additional amounts as may be  
5 necessary to the extent that the amounts of such receipts are  
6 in excess of the amounts appropriated: *Provided further,*  
7 That such extra compensation shall be paid if such field em-  
8 ployees have been ordered to report for duty and have so  
9 reported whether the actual inspection of the radio equipment  
10 or apparatus takes place or not: *And provided further,* That  
11 in those ports where customary working hours are other than  
12 those hereinabove mentioned, the inspectors in charge are  
13 vested with authority to regulate the hours of such employees  
14 so as to agree with prevailing working hours in said ports  
15 where inspections are to be made, but nothing contained in  
16 this proviso shall be construed in any manner to alter the  
17 length of a working day for the inspectors in charge and radio  
18 inspectors or the overtime pay herein fixed.”

Passed the House of Representatives February 17, 1941.

Attest:

SOUTH TRIMBLE,

*Clerk.*

By H. NEWLIN MEGILL,

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