

Limitation of amount.

"The bond which may be required by the Commissioners under the authority of this subparagraph shall be a corporate surety bond in an amount to be fixed by the Commissioners, but not to exceed \$15,000, conditioned upon the observance by the licensee and any agent or employee of said licensee of all laws and regulations in force in the District of Columbia applicable to the licensee's conduct of the business, trade, profession, or calling licensed under the authority of this section, for the benefit of any person who may suffer damages resulting from the violation of any such law or regulation by or on the part of such licensee, his agent or employee.

Violations.
Right of action.

"Any person aggrieved by the violation of any law or regulation applicable to a licensee's conduct of a business, trade, profession, or calling involving the collection of money for others shall have, in addition to his right of action against such licensee, a right to bring suit against the surety on the bond authorized by this subparagraph (c), either alone or jointly with the principal thereon, and to recover in an amount not exceeding the penalty of the bond any damages sustained by reason of any act, transaction, or conduct of the licensee and any agent or employee of said licensee which is in violation of law or regulation in force in the District of Columbia relating to the business, trade, profession, or calling licensed under this section; and the provisions of the second, third (except the last sentence thereof), and fifth subparagraphs of paragraph (b) of the first section of the Act entitled 'An Act to grant additional powers to the Commissioners of the District of Columbia, and for other purposes', approved December 20, 1944 (58 Stat. 820; sec. 1-244(b), D.C. Code, 1951 edition), shall be applicable to such bond as if it were the bond authorized by the first subparagraph of such paragraph (b) of the first section of said Act approved December 20, 1944: *Provided*, That nothing in this subparagraph (c) shall be construed to impose upon the surety on any such bond a greater liability than the total amount thereof or the amount remaining unextinguished after any prior recovery or recoveries.

Professions or businesses.
Exemption.

"This subparagraph (c) shall not be applicable to persons when engaged in the regular course of any of the following professions or businesses:

"(1) Attorneys at law.

"(2) Persons regularly employed on a regular wage or salary, in the capacity of creditmen or in a similar capacity, except as an independent contractor.

"(3) Banks and financing and lending institutions.

"(4) Common carriers.

"(5) Title insurers and abstract companies while doing an escrow business.

"(6) Licensed real estate brokers.

"(7) Employees of any class or subclass of licensees required to give bond under this subparagraph."

Approved September 1, 1959.

Public Law 86-218

AN ACT

September 1, 1959
[H. R. 7948]

To declare nonnavigable a part of the west arm of the South Fork of the South Branch of the Chicago River situated in the city of Chicago in the State of Illinois, as hereinafter described.

Chicago River,
South Branch, non-
navigable.

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

the west arm of the South Fork of the South Branch of the Chicago River, as established by the ordinance of the city of Chicago on July 17, 1911, in the southwest quarter of section 32, township 39 north, range 14 east of the third principal meridian, in the city of Chicago, county of Cook, State of Illinois, lying westerly of a straight line drawn from a point in south dock line of the said west arm 203.94 feet westerly of the point of intersection of the south dock line of the said west arm with the west dock line of the east arm of the South Fork of the South Branch of the Chicago River as established by said city of Chicago ordinance of July 17, 1911, measured along the south dock line of said west arm, thence to a point in the north dock line of the said west arm said point being 278 feet westerly of the intersection of the north dock line of the said west arm with the west dock line of the South Fork of the South Branch of the Chicago River as established by said city of Chicago ordinance of July 17, 1911, measured along the north dock line of said west arm of the South Fork of the South Branch of the Chicago River, is hereby declared to be and is hereafter to be regarded as a nonnavigable water of the United States within the meaning of the Constitution and laws of the United States: *Provided*, That plans for a suitable bulkhead to retain any fill to be placed in the waterway shall be submitted to and approved by the Corps of Engineers, United States Army, prior to the placing of such fill.

Approved September 1, 1959.

Public Law 86-219

AN ACT

To provide for the regulation of closing-out and fire sales in the District of Columbia.

September 1, 1959
[H. R. 2318]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, for the purposes of this Act, (1) "closing-out sale" shall mean and include any sale in connection with which there is any representation by the person conducting such sale that the sale is being conducted, or is required or compelled to be conducted, for reasons of economic or business distress, inability to continue business at the same location, or the age or health of the owner or owners of the business, and the term "closing-out sale" shall include but not be limited to, all sales advertised, represented, or held forth under the designation of "going out of business," "discontinuance of business," "selling out," "liquidation," "lost our lease," "must vacate," "forced out," "removal," or any other designation of like meaning; and (2) "person" shall mean and include individuals, partnerships, voluntary associations, and corporations.

Fire and closing-out sales, D. C. Regulation. Definitions.

SEC. 2. (a) No person shall advertise or offer for sale in the District of Columbia a stock of goods, wares, or merchandise under the description of closing-out sale, or a sale of goods, wares, or merchandise damaged by fire, smoke, water, or otherwise, unless he shall have obtained a license to conduct such sale from the Commissioners of the District of Columbia. The applicant for such a license shall make an application therefor, in writing and under oath at least 14 days prior to the opening date of sale, showing all the facts relating to the reasons and character of such sale, including the opening and terminating dates of the proposed sale, a complete inventory of the goods, wares, or merchandise actually on hand in the place whereat such sale is to be conducted, and all details necessary to locate exactly and identify fully the goods, wares, or merchandise to be sold.

Licensing provisions.