

Public Law 90-144

November 17, 1967
[H. R. 11627]

AN ACT

To amend the Act of June 16, 1948, to authorize the State of Maryland, by and through its State roads commission or the successors of said commission, to construct, maintain, and operate certain additional bridges and tunnels in the State of Maryland.

Maryland.
Additional
bridges and tun-
nels, authoriza-
tion.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first section of the Act of June 16, 1948 (62 Stat. 463, Public Law 654, Eightieth Congress) is amended by striking out "and (2)" and inserting in lieu thereof "(2)" and by striking out the period at the end thereof and inserting in lieu thereof a comma and the following: "(3) a bridge parallel to the existing Chesapeake Bay Bridge in the State of Maryland from a point in Anne Arundel County at or near Sandy Point to a point in Queen Annes County at or near Kent Island, and approaches, including connecting highways, thereto, (4) a bridge across or a tunnel under the Chesapeake Bay in the State of Maryland from a point in Baltimore County at or near Millers Island to a point in Kent County, or a combined bridge and tunnel at such location, and approaches, including connecting highways, thereto, (5) a bridge across or a tunnel under the Chesapeake Bay in the State of Maryland from a point in Calvert County to a point in Dorchester County, or a combined bridge and tunnel at such location, and approaches, including connecting highways, thereto, and (6) an additional tunnel under or a bridge across the Patapsco River from a point at or near Hawkins Point in the city of Baltimore to a point at or near Sparrows Point in Baltimore County, and approaches, including connecting highways, thereto."

SEC. 2. The first sentence of section 3 of such Act of June 16, 1948, is amended by striking out "either or both" at each of the two places where it appears and inserting in lieu thereof at each such place "any one or more".

Approved November 17, 1967.

Public Law 90-145

November 17, 1967
[H. R. 13165]

AN ACT

To extend the period during which Secret Service protection may be furnished to a widow and minor children of a former President.

Former Presi-
dential family.
Protection.
65 Stat. 122;
79 Stat. 791.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the authority vested in the United States Secret Service by section 3056 of title 18 of the United States Code to protect the person of a widow and minor children of a former President is extended until March 1, 1969, with respect to persons receiving such protection on the date of enactment of this Act.

Approved November 17, 1967.

Public Law 90-146

November 20, 1967
[S. J. Res. 33]

JOINT RESOLUTION

To establish a National Commission on Product Safety.

Whereas the American consumer has a right to be protected against unreasonable risk of bodily harm from products purchased on the open market for the use of himself and his family;

Whereas manufacturers whose products are marketed substantially in interstate commerce are entitled to a reasonable degree of uniformity in the application of safety regulations to such products; Whereas it is desirable to establish a commission to review the scope, adequacy, and uniformity of existing voluntary self-regulation and Federal, State, and local law relating to consumer protection against such hazardous products; and

Whereas it is desirable for such commission to make recommendations as it deems appropriate for remedial action by the President, the Congress, the States, and private industry: Now, therefore, be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) there is hereby established a National Commission on Product Safety (hereinafter referred to as the "Commission").

National Commission on Product Safety. Establishment. Membership.

(b) The Commission shall be composed of seven members appointed by the President from among persons who are specially qualified to serve on such Commission by virtue of their education, training, or experience. Not more than four members of the Commission may be members of the same political party.

(c) Any vacancy in the Commission shall not affect its powers.

(d) The President shall designate one of the members to serve as Chairman and one to serve as Vice Chairman of the Commission.

(e) Four members of the Commission shall constitute a quorum.

DUTIES OF THE COMMISSION

SEC. 2. (a) The Commission shall conduct a comprehensive study and investigation of the scope and adequacy of measures now employed to protect consumers against unreasonable risk of injuries which may be caused by hazardous household products. Such study and investigation shall include consideration of the following:

(1) the identity of categories of household products, except such products excluded in section 6, which may present an unreasonable hazard to the health and safety of the consuming public;

(2) the extent to which self-regulation by industry affords such protection;

(3) the protection against such hazardous products afforded at common law in the States, including the relationship of product warranty to such protection; and

(4) a review of Federal, State, and local laws relating to the protection of consumers against categories of such hazardous products, including the scope of coverage, the effectiveness of sanctions, the adequacy of investigatory powers, the uniformity of application, and the quality of enforcement.

(b) As soon as practicable, the Commission shall publish in the Federal Register a list of the categories of household products which it proposes to study and investigate. The Commission shall afford an opportunity for any interested person to submit his views concerning any category of household product on the published list.

Publication in Federal Register.

(c) The Commission may transmit to the President and to the Congress such interim reports as it deems advisable and shall transmit its final report to the President and to the Congress not later than two years from the date of approval of this joint resolution. Such final report shall contain a detailed statement of the findings and conclusions of the Commission together with its recommendations for such legislation as it deems appropriate.

Report to President and Congress.

POWERS OF THE COMMISSION

Hearings.

SEC. 3. (a) The Commission, or any two members thereof as authorized by the Commission, may conduct hearings anywhere in the United States or otherwise secure data and expressions of opinions pertinent to the study. The Commission shall publish notice of any proposed hearing in the Federal Register and shall afford a reasonable opportunity for interested persons to present relevant testimony and data. In connection therewith the Commission is authorized by majority vote—

Publication in
Federal Register.

(1) to require, by special or general orders, corporations, business firms, and individuals to submit in writing such reports and answers to questions as the Commission may prescribe; such submission shall be made within such reasonable period and under oath or otherwise as the Commission may determine;

(2) to administer oaths;

(3) to require by subpoena the attendance and testimony of witnesses and the production of all documentary evidence relating to the execution of its duties;

(4) in the case of disobedience to a subpoena or order issued under this subsection, to invoke the aid of any district court of the United States in requiring compliance with such subpoena or order;

(5) in any proceeding or investigation to order testimony to be taken by deposition before any person who is designated by the Commission and has the power to administer oaths, and in such instances to compel testimony and the production of evidence in the same manner as authorized under paragraphs (3) and (4) of this subsection; and

(6) to pay witnesses the same fees and mileage as are paid in like circumstances in the courts of the United States.

Compliance
orders.

(b) Any district court of the United States within the jurisdiction of which an inquiry is carried on may, in case of refusal to obey a subpoena or order of the Commission issued under subsection (a) of this section, issue an order requiring compliance therewith; and any failure to obey the order of the court may be punished by the court as a contempt thereof.

Cooperation
with Federal
agencies.

(c) The Commission is authorized to request from any department, agency, or independent instrumentality of the Government any information it deems necessary to carry out its functions under this joint resolution; and each such department, agency, or independent instrumentality is authorized to cooperate with the Commission and, to the extent permitted by law, to furnish such information to the Commission upon request made by the Chairman or the Vice Chairman when acting as Chairman.

Contract author-
ity.

(d) The Commission is authorized to enter into contracts with Federal or State agencies, private firms, institutions, and individuals for the conduct of research or surveys, the preparation of reports, and other activities necessary to the discharge of its duties.

Publication of
information.

(e) (1) Except as provided in paragraph (2), when the Commission finds that publication of any information obtained by it is in the public interest and would not give an unfair competitive advantage to any person, it is authorized to publish such information in the form and manner deemed best adapted for public use, except that data and information which would separately disclose the business transac-

tions of any person, trade secrets, or names of customers shall be held confidential and shall not be disclosed by the Commission or its staff: *Provided, however,* That the Commission shall permit business firms or individuals reasonable access to documents furnished by them for the purpose of obtaining or copying such documents as need may arise.

(2) Prior to a finding by the Commission that the publication of any information with respect to any category of household product, is in the public interest and would not give an unfair competitive advantage to any person, the Commission shall (i) notify to the extent practicable all known manufacturers of any such products of such contemplated finding together with a synopsis of the information being considered for publication, and (ii) afford an opportunity not longer than thirty days for any such manufacturer to submit views with respect to the contemplated publication.

(f) The Commission is authorized to delegate any of its functions to individual members of the Commission or to designate individuals on its staff and to make such rules and regulations as are necessary for the conduct of its business, except as herein otherwise provided.

COMPENSATION OF MEMBERS OF THE COMMISSION

SEC. 4. Each member of the Commission may receive compensation at the rate of \$100 for each day such member is engaged upon work of the Commission, and shall be reimbursed for travel expenses, including per diem in lieu of subsistence as authorized by law (5 U.S.C. 5703) for persons in the Government service employed intermittently.

ADMINISTRATION

SEC. 5. (a) The Commission is authorized, without regard to the provisions of title 5, United States Code, governing appointments in the competitive service, and without regard to the provisions of chapter 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates, to appoint and fix the compensation of an Executive Director and the Executive Director, with the approval of the Commission, may employ and fix the compensation of such additional personnel as may be necessary to carry out the functions of the Commission, but no individual so appointed shall receive compensation in excess of the rate authorized for GS-18 by section 5332 of such title.

(b) The Executive Director, with the approval of the Commission, is authorized to obtain services in accordance with the provisions of section 3109 of title 5, United States Code, but at rates for individuals not to exceed \$100 per diem.

(c) The head of any Federal agency is authorized to detail, on a reimbursable basis, any of its personnel to assist in carrying out the duties of the Commission under this joint resolution.

(d) Financial and administrative services (including those related to budgeting and accounting, financial reporting, personnel, and procurement) shall be provided the Commission by the General Services Administration, for which payment shall be made in advance, or by reimbursement, from funds of the Commission in such amounts as may be agreed upon, by the Chairman of the Commission and the Administrator of General Services. Regulations of the General Services Administration for the collection of indebtedness of personnel resulting from erroneous payments shall apply to the collection of erroneous payments made to or on behalf of a Commission employee, and regulations of said Administrator for the administrative control

Executive Director.
Appointment.

80 Stat. 443,
467.
5 USC 5101 et
seq., 5331 et seq.

Post, p. 625.
Experts and
consultants.

80 Stat. 416.

Financial and
administrative
services.

80 Stat. 499.

of funds shall apply to appropriations of the Commission, but the Commission shall not be required to prescribe such regulations.

Termination of Commission.

(e) Ninety days after submission of its final report, as provided in section 2(c), the Commission shall cease to exist.

DEFINITION

"Household products."

SEC. 6. As used in this joint resolution, the term "household products" means products customarily produced or distributed for sale through retail sales agencies or instrumentalities for use by a consumer or any member of his family in or around the household. Such term does not include products which are subject to regulations prescribed under the National Traffic and Motor Vehicle Safety Act of 1966 (15 U.S.C. 1381 et seq.), the Flammable Fabrics Act (15 U.S.C. 1191 et seq.), the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 301 et seq.), the Federal Hazardous Substances Labeling Act (15 U.S.C. 1261 et seq.), the Federal Cigarette Labeling and Advertising Act (15 U.S.C. 1331 et seq.), the Federal Firearms Act (15 U.S.C. 901 et seq.), the National Firearms Act (26 U.S.C. 5801 et seq.), and the Federal Insecticide, Fungicide, and Rodenticide Act (7 U.S.C. 135 et seq.).

- 80 Stat. 718.
- 67 Stat. 111.
- 52 Stat. 1040.
- 74 Stat. 372.
- 79 Stat. 282.
- 52 Stat. 1250.
- 68A Stat. 721.
- 61 Stat. 163.

AUTHORIZATION

Appropriation.

SEC. 7. There are authorized to be appropriated such sums, not to exceed \$2,000,000, as may be necessary to carry out the provisions of this joint resolution.

Approved November 20, 1967.