

Motion to Discharge a Committee from the Consideration of a RESOLUTION

(State whether bill, joint resolution, or resolution)

December 9, 1963 (Date)

To the Clerk of the House of Representatives:

Pursuant to Clause 4 of Rule XXVII (see rule on page 7), I,

EMANUEL CELLER

(Name of Member)

, move to discharge the

Committee on

RULES

(Committee)

from the consideration of the

RESOLUTION

(Bill, joint resolution, or resolution)

~~XXXX~~

~~XXXXXX~~

; H. Res. 574

(Number, if a bill)

(Number, if a joint resolution)

(Number, if a resolution)

entitled, a

RESOLUTION

PROVIDING FOR THE CONSIDERATION OF

(Bill, joint resolution, or resolution)

(Title)

THE BILL (H. R. 7152)

which was referred to said committee

November 27

, 19 63

(Date of reference)

in support of which motion the undersigned Members of the House of Representatives affix their signatures, to wit:

- | | |
|-------------------------|---------------------------|
| 1. Emanuel Celler | 12. Otis G. Pike |
| 2. James T. Rosener | 13. Benjamin S. Rosenthal |
| 3. Raymond J. Halpern | 14. Frank M. Clark |
| 4. James G. Fulton | 15. William F. Jameson |
| 5. Thomas W. Blanton | 16. Melvin Price |
| 6. A. J. N. N. N. N. | 17. John C. Kluczynski |
| 7. [Signature] | 18. Garnett H. H. H. |
| 8. [Signature] | 19. Henry E. Shipley |
| 9. [Signature] | 20. Dan Rostenkowski |
| 10. [Signature] | 21. [Signature] |
| 11. Augustus F. Hawkins | 22. Ralph J. Rivers |

- ✓ 23. Everett H. Rykhalter
- ✓ 24. Robert A. Leggett
- ✓ 25. William H. Hulse
- ✓ 26. Edward P. Boland
- ✓ 27. [unclear]
- ✓ 28. Frank J. Flood
- ✓ 29. [unclear]
- ✓ 30. Louis H. [unclear]
- ✓ 31. James [unclear]
- ✓ 32. Henry [unclear]
- ✓ 33. Charles S. Gollson
- ✓ 34. Samuel G. Friedel
- ✓ 35. George M. [unclear]
- ✓ 36. William F. [unclear]
- ✓ 37. [unclear]
- ✓ 38. Charles C. Shippy, Jr.
- ✓ 39. [unclear]
- ✓ 40. [unclear]
- ✓ 41. [unclear]
- ✓ 42. [unclear]
- ✓ 43. [unclear]
- ✓ 44. [unclear]
- ✓ 45. [unclear]
- ✓ 46. [unclear]
- ✓ 47. [unclear]
- ✓ 48. [unclear]
- ✓ 49. [unclear]
- ✓ 50. [unclear]
- ✓ 51. [unclear]
- ✓ 52. [unclear]
- ✓ 53. [unclear]
- ✓ 54. [unclear]

- ✓ 55. John F. Shellaps
- ✓ 56. [unclear]
- ✓ 57. [unclear]
- ✓ 58. [unclear]
- ✓ 59. [unclear]
- ✓ 60. Edward R. [unclear]
- ✓ 61. [unclear]
- ✓ 62. Richard Bolling
- ✓ 63. [unclear]
- ✓ 64. Herman Goll
- ✓ 65. Raymond [unclear]
- ✓ 66. [unclear]
- ✓ 67. James A. Burke
- ✓ 68. [unclear]
- ✓ 69. [unclear]
- ✓ 70. [unclear]
- ✓ 71. [unclear]
- ✓ 72. [unclear]
- ✓ 73. [unclear]
- ✓ 74. John F. Baldwin
- ✓ 75. [unclear]
- ✓ 76. [unclear]
- ✓ 77. Roland D. Libonati
- ✓ 78. John V. Lindsay
- ✓ 79. [unclear]
- ✓ 80. [unclear]
- ✓ 81. [unclear]
- ✓ 82. [unclear]
- ✓ 83. [unclear]
- ✓ 84. Robert [unclear]
- ✓ 85. [unclear]
- ✓ 86. [unclear]

- ✓ 87. Robert N. Gairino
- ✓ 88. Claude Lesser
- ✓ 89. William J. Murphy
- ✓ 90. George H. Jacek
- ✓ 91. [unclear]
- ✓ 92. Robert J. Lerner
- ✓ 93. Harold O. Hager
- ✓ 94. [unclear]
- ✓ 95. Edward J. Fatten
- ✓ 96. [unclear]
- ✓ 97. [unclear]
- ✓ 98. Bernard F. Zubrowski
- ✓ 99. John E. Blatnik
- ✓ 100. [unclear]
- ✓ 101. Florence B. Dwyer
- ✓ 102. Thomas L. Cahill
- ✓ 103. [unclear]
- ✓ 104. Peter W. Roduski
- ✓ 105. [unclear]
- ✓ 106. [unclear]
- ✓ 107. James A. [unclear]
- ✓ 108. John M. Murphy
- ✓ 109. Henry B. [unclear]
- ✓ 110. [unclear]
- ✓ 111. Harold [unclear]
- ✓ 112. Kenneth Gray
- ✓ 113. [unclear]
- ✓ 114. [unclear]
- ✓ 115. Thomas P. [unclear]
- ✓ 116. Alphonse Bee
- ✓ 117. [unclear]
- ✓ 118. Richard S. Schwab

- 119. [unclear]
- 120. [unclear]
- 121. [unclear]
- 122. Helen Purcell
- 123. [unclear]
- 124. [unclear]
- 125. Leo W. O'Brien
- 126. James E. Murray
- 127. Joseph A. [unclear]
- 128. Leonard Farksho
- 129. John S. Monaghan
- 130. [unclear]
- 131. [unclear]
- 132. Harry [unclear]
- 133. Don Edwards
- 134. James J. [unclear]
- 135. [unclear]
- 136. Fred B. Foonay
- 137. George E. Brown
- 138. [unclear]
- 139. Edward R. Roybal
- 140. Harris [unclear]
- 141. Robert H. [unclear]
- 142. Edward A. Bernat
- 143. Richard E. [unclear]
- 144. [unclear]
- 145. Elizabeth Kee
- 146. James J. Diloney
- 147. Frank Thompson Jr.
- 148. [unclear]
- 149. [unclear]
- 150. Charles P. Buckley

✓ 151. Richard T Hanna	183.
✓ 152. Sam Cosman	184.
✓ 153. Paul A Fino	185.
✓ 154. Harold M Ryan	186.
✓ 155. Martha W. Griffiths	187.
✓ 156. Tom E. Koski	188.
✓ 157. Chas. Wilson	189.
✓ 158. Robert Jewell	190.
✓ 159. Michael Kewell	191.
✓ 160. John Brooker	192.
✓ 161. Clark W. Thompson	193.
✓ 162. James H. Hodge	194.
✓ 163. Thomas P. Gill	195.
✓ 164. Edna T. Kelly	196.
✓ 165. Eugene H. Hoogh	197.
✓ 166. Robert B. Duran	198.
✓ 167. Edna J. Johnson	199.
✓ 168. Wm. C. Cane	200.
✓ 169. Arnold Olsen	201.
✓ 170. Walter B. Fawcett	202.
✓ 171. William J. ...	203.
✓ 172. J. Daley	204.
✓ 173. See the See you	205.
✓ 174. J. J. C. C.	206.
175.	207.
176.	208.
177.	209.
178.	210.
179.	211.
180.	212.
181.	213.
182.	214.

MEMORIAL OF SIGNATURES

The undersigned, having affixed their signatures to the foregoing motion, now desire to

215.

216.

217.

218.

219.

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

OFFICIAL ALPHABETICAL LIST
OF THE
HOUSE OF REPRESENTATIVES OF THE
UNITED STATES

EIGHTY-EIGHTH CONGRESS

Corrected to December 2, 1963

Compiled by RALPH R. ROBERTS, Clerk of the House of Representatives

(Democrats in roman; Republicans in *italic*; Resident Commissioner in **boldface**.)

Abbitt, Watkins M., 4th Va.....	Agriculture. House Administration.
Abele, Homer E., 10th Ohio.....	Interior and Insular Affairs. Post Office and Civil Service.
Abernethy, Thomas G., 1st Miss.....	Agriculture. District of Columbia.
Adair, E. Ross, 4th Ind.....	Foreign Affairs. Veterans' Affairs.
58 Addabbo, Joseph P., 7th N.Y.....	Appropriations.
Albert, Carl, 3d Okla.....	Majority Leader. Science and Astronautics.
Alger, Bruce, 5th Tex.....	Ways and Means.
Anderson, John B., 16th Ill.....	Government Operations.
Andrews, George W., at large, Ala.....	Appropriations.
Andrews, Mark, 1st N. Dak.....	Interior and Insular Affairs.
Arends, Leslie C., 17th Ill.....	Armed Services.
Ashbrook, John M., 17th Ohio.....	Education and Labor. Un-American Activities.
102 Ashley, Thomas L., 9th Ohio.....	Banking and Currency. Merchant Marine and Fisheries.
Ashmore, Robert T., 4th S.C.....	House Administration. Judiciary.
Aspinall, Wayne N., 4th Colo.....	Interior and Insular Affairs, chairman.

the

it

to

on

he

he

ief

or-

n-

ty

on

ly

al

WITHDRAWAL OF SIGNATURES

The undersigned
withdraw the same

DATE

2

	<i>Auchincloss, James C.</i> , 3d N.J.-----	District of Columbia. Public Works.
	<i>Avery, William H.</i> , 2d Kans.-----	Rules.
	<i>Ayres, William H.</i> , 14th Ohio.-----	Education and Labor. Veterans' Affairs.
	<i>Baker, Howard H.</i> , 2d Tenn.-----	Ways and Means.
74	<i>Baldwin, John F., Jr.</i> , 14th Calif.-----	Public Works.
	<i>Baring, Walter S.</i> , at large, Nev.-----	Interior and Insular Affairs. Veterans' Affairs.
8	<i>Barrett, William A.</i> , 1st Pa.-----	Banking and Currency.
	<i>Barry, Robert R.</i> , 25th N.Y.-----	Foreign Affairs. Post Office and Civil Service.
	<i>Bass, Ross</i> , 6th Tenn.-----	Ways and Means.
	<i>Bates, William H.</i> , 6th Mass.-----	Armed Services.
	<i>Battin, James F.</i> , 2d Mont.-----	Foreign Affairs.
	<i>Becker, Frank J.</i> , 5th N.Y.-----	Armed Services.
	<i>Beckworth, Lindley</i> , 3d Tex.-----	Foreign Affairs. Post Office and Civil Service.
	<i>Beermann, Ralph F.</i> , 1st Nebr.-----	Agriculture.
	<i>Belcher, Page</i> , 1st Okla.-----	Agriculture.
116	<i>Bell, Alphonzo</i> , 28th Calif.-----	Education and Labor. Science and Astronautics.
	<i>Bennett, Charles E.</i> , 2d Fla.-----	Armed Services.
	<i>Bennett, John B.</i> , 12th Mich.-----	House Administration. Interstate and Foreign Commerce.
	<i>Berry, E. Y.</i> , 2d S. Dak.-----	Foreign Affairs. Interior and Insular Affairs.
	<i>Betts, Jackson E.</i> , 8th Ohio.-----	Ways and Means.
99	<i>Blatnik, John A.</i> , 8th Minn.-----	Government Operations. Public Works.
	<i>Boggs, Hale</i> , 2d La.-----	Ways and Means.
26	<i>Boland, Edward P.</i> , 2d Mass.-----	Appropriations.
62	<i>Bolling, Richard</i> , 5th Mo.-----	Rules.
	<i>Bolton, Frances P.</i> , 22d Ohio.-----	Foreign Affairs.
	<i>Bolton, Oliver P.</i> , 11th Ohio.-----	Banking and Currency.
	<i>Bonner, Herbert C.</i> , 1st N.C.-----	Merchant Marine and Fisheries, chair- man.
	<i>Bow, Frank T.</i> , 16th Ohio.-----	Appropriations.
51	<i>Brademas, John</i> , 3d Ind.-----	Education and Labor.
	<i>Bray, William G.</i> , 7th Ind.-----	Armed Services.

This moti

thereto, and r

- Brock, W. E. (Bill)*, 3d Tenn..... Banking and Currency.
- Bromwell, James E.*, 2d Iowa..... Judiciary.
Veterans' Affairs.
- 160 *Brooks, Jack*, 2d Tex..... Government Operations.
Judiciary.
- 81 *Broomfield, William S.*, 18th Mich..... Foreign Affairs.
- Brotzman, Donald G.*, 2d Colo..... Interstate and Foreign Commerce.
- Brown, Clarence J.*, 7th Ohio..... Government Operations.
Rules.
- 137 *Brown, George E., Jr.*, 29th Calif..... Education and Labor.
Veterans' Affairs.
- Broyhill, James T.*, 9th N.C..... Interstate and Foreign Commerce.
- Broyhill, Joel T.*, 10th Va..... District of Columbia.
Post Office and Civil Service.
- Bruce, Donald C.*, 11th Ind..... Education and Labor.
Un-American Activities.
- 150 *Buckley, Charles A.*, 23d N.Y..... Public Works, chairman.
- 67 *Burke, James A.*, 11th Mass..... Ways and Means.
- 23 *Burkhalter, Everett G.*, 27th Calif..... Armed Services.
- Burleson, Omar*, 17th Tex..... House Administration, chairman.
Foreign Affairs.
- Burton, Laurence J.*, 1st Utah..... Interior and Insular Affairs.
- 107 *Byrne, James A.*, 3d Pa..... Armed Services.
Merchant Marine and Fisheries.
- Byrnes, John W.*, 8th Wis..... Ways and Means.
- 124 *Cahill, William T.*, 1st N.J..... Judiciary.
- Cameron, Ronald Brooks*, 25th Calif.. Foreign Affairs.
- Cannon, Clarence*, 9th Mo..... Appropriations, chairman.
- 91 *Carey, Hugh L.*, 15th N.Y..... Education and Labor.
Interior and Insular Affairs.
- Casey, Bob*, 22d Tex..... Merchant Marine and Fisheries.
Science and Astronautics.
- Cederberg, Elford A.*, 10th Mich..... Appropriations.
- 1 *Celler, Emanuel*, 10th N.Y..... Judiciary, chairman.
- Chamberlain, Charles E.*, 6th Mich..... Armed Services.
House Administration.
- Chelf, Frank*, 4th Ky..... Judiciary.
- Chenoweth, J. Edgar*, 3d Colo..... Interior and Insular Affairs.
Science and Astronautics.
- Clancy, Donald D.*, 2d Ohio..... Armed Services.
- 15 *Clark, Frank M.*, 25th Pa..... Merchant Marine and Fisheries.
Public Works.

the

it

to

on

he

he

ief

or-

n-

ty

on

ly

al

WITHDRAWAL OF SIGNATURES

4

	<i>Clausen, Don H., 1st Calif</i> -----	Public Works.
	<i>Clawson, Del, 23d Calif</i> -----	Banking and Currency.
	<i>Cleveland, James C., 2d N.H</i> -----	Public Works.
7	<i>Cohelan, Jeffery, 7th Calif</i> -----	Armed Services. District of Columbia.
	<i>Collier, Harold R., 10th Ill</i> -----	Ways and Means.
	<i>Colmer, William M., 5th Miss</i> -----	Rules.
	<i>Conte, Silvio O., 1st Mass</i> -----	Appropriations.
	<i>Cooley, Harold D., 4th N.C</i> -----	Agriculture, chairman.
84	<i>Corbett, Robert J., 18th Pa</i> -----	House Administration. Post Office and Civil Service.
152	<i>Corman, James C., 22d Calif</i> -----	Judiciary.
	<i>Cramer, William C., 12th Fla</i> -----	Judiciary. Public Works.
171	<i>Cunningham, Glenn, 2d Nebr</i> -----	Interstate and Foreign Commerce. Post Office and Civil Service.
	<i>Curtin, Willard S., 8th Pa</i> -----	House Administration. Interstate and Foreign Commerce.
	<i>Curtis, Thomas B., 2d Mo</i> -----	Ways and Means.
59	<i>Daddario, Emilio Q., 1st Conn</i> -----	Science and Astronautics.
	<i>Dague, Paul B., 9th Pa</i> -----	Agriculture.
70	<i>Daniels, Dominick V., 14th N.J</i> -----	Education and Labor. Post Office and Civil Service.
	<i>Davis, Clifford, 9th Tenn</i> -----	Public Works.
	<i>Davis, John W., 7th Ga</i> -----	Science and Astronautics.
16	<i>Dawson, William L., 1st Ill</i> -----	Government Operations, chairman. District of Columbia.
146	<i>Delaney, James J., 9th N.Y</i> -----	Rules.
50	<i>Dent, John H., 21st Pa</i> -----	Education and Labor. House Administration.
37	<i>Denton, Winfield K., 8th Ind</i> -----	Appropriations.
	<i>Derounian, Steven B., 3d N.Y</i> -----	Ways and Means.
	<i>Derwinski, Edward J., 4th Ill</i> -----	Foreign Affairs. Post Office and Civil Service.
	<i>Devine, Samuel L., 12th Ohio</i> -----	House Administration. Interstate and Foreign Commerce.
38	<i>Diggs, Charles C., Jr., 13th Mich</i> -----	District of Columbia. Foreign Affairs.
162	<i>Dingell, John D., 15th Mich</i> -----	Interstate and Foreign Commerce. Merchant Marine and Fisheries.
	<i>Dole, Robert, 1st Kans</i> -----	Agriculture.
111	<i>Donohue, Harold D., 4th Mass</i> -----	Judiciary.

The undersi
withdraw the sa

DA

This moti
thereto, and r

Dorn, W. J. Bryan, 3d S.C.....	Public Works. Veterans' Affairs.
Dowdy, John, 7th Tex.....	District of Columbia. Judiciary.
Downing, Thomas N., 1st Va.....	Merchant Marine and Fisheries. Science and Astronautics.
172 Dulski, Thaddeus J., 41st N.Y.....	Post Office and Civil Service. Veterans' Affairs.
166 Duncan, Robert B., 4th Oreg.....	Agriculture. Interior and Insular Affairs.
101 Dwyer, Florence P., 6th N.J.....	Banking and Currency. Government Operations.
Edmondson, Ed, 2d Okla.....	Interior and Insular Affairs. Public Works.
133 Edwards, Don, 9th Calif.....	Judiciary.
Elliott, Carl, at large, Ala.....	Rules.
Ellsworth, Robert F., 3d Kans.....	Merchant Marine and Fisheries. Post Office and Civil Service. Veterans' Affairs.
Everett, Robert A., 8th Tenn.....	House Administration. Veterans' Affairs.
Evins, Joe L., 4th Tenn.....	Appropriations.
90 Fallon, George H., 4th Md.....	Public Works.
128 Farbstein, Leonard, 19th N.Y.....	Foreign Affairs.
170 Fascell, Dante B., 4th Fla.....	Foreign Affairs. Government Operations.
114 Feighan, Michael A., 20th Ohio.....	Judiciary.
Fern6s-Isern, A. (Resident Commissioner), Puerto Rico.	Agriculture. Armed Services. Interior and Insular Affairs.
Findley, Paul, 20th Ill.....	Agriculture. Education and Labor.
60 Finnegan, Edward R., 9th Ill.....	Appropriations.
153 Fino, Paul A., 24th N.Y.....	Banking and Currency. Veterans' Affairs.
Fisher, O. C., 21st Tex.....	Armed Services.
28 Flood, Daniel J., 11th Pa.....	Appropriations.
Flynt, John J., Jr., 4th Ga.....	Appropriations.
Fogarty, John E., 2d R.I.....	Appropriations.
Ford, Gerald R., 5th Mich.....	Appropriations.

the

it

to

on

he

he

ief

or-

n-

ty

on

ly

al

WITHDRAWAL OF SIGNATURES

The undersi
withdraw the sa

DA

6

	<i>Foreman, Ed</i> , 16th Tex.....	Armed Services.
	<i>Forrester, E. L. (Tic)</i> , 3d Ga.....	Judiciary.
	<i>Fountain, L. H.</i> , 2d N.C.....	Foreign Affairs. Government Operations.
42	<i>Fraser, Donald M.</i> , 5th Minn.....	Foreign Affairs.
	<i>Frelinghuysen, Peter, Jr.</i> , 5th N.J.....	Education and Labor. Foreign Affairs.
34	<i>Friedel, Samuel N.</i> , 7th Md.....	House Administration. Interstate and Foreign Commerce.
4	<i>Fulton, James G.</i> , 27th Pa.....	Science and Astronautics.
144	<i>Fulton, Richard</i> , 5th Tenn.....	Science and Astronautics.
	<i>Fuqua, Don</i> , 9th Fla.....	Science and Astronautics.
119	<i>Gallagher, Cornelius E.</i> , 13th N.J.....	Foreign Affairs. Government Operations.
142	<i>Garmatz, Edward A.</i> , 3d Md.....	Government Operations. Merchant Marine and Fisheries.
	<i>Gary, J. Vaughan</i> , 3d Va.....	Appropriations.
	<i>Gathings, E. C.</i> , 1st Ark.....	Agriculture.
87	<i>Gaiamo, Robert N.</i> , 3d Conn.....	Appropriations.
	<i>Gibbons, Sam</i> , 10th Fla.....	Education and Labor. House Administration.
53	<i>Gilbert, Jacob H.</i> , 22d N.Y.....	Judiciary. Merchant Marine and Fisheries.
163	<i>Gill, Thomas P.</i> , at large, Hawaii.....	Education and Labor. Interior and Insular Affairs.
105	<i>Glenn, Milton W.</i> , 2d N.J.....	Interstate and Foreign Commerce. Merchant Marine and Fisheries.
109	<i>Gonzalez, Henry B.</i> , 20th Tex.....	Banking and Currency.
	<i>Goodell, Charles E.</i> , 38th N.Y.....	Education and Labor. House Administration.
	<i>Goodling, George A.</i> , 19th Pa.....	Merchant Marine and Fisheries.
98	<i>Grabowski, Bernard F.</i> , at large, Conn.....	Banking and Currency.
	<i>Grant, George M.</i> , at large, Ala.....	Agriculture.
112	<i>Gray, Kenneth J.</i> , 21st Ill.....	Public Works.
44	<i>Green, Edith</i> , 3d Oreg.....	Education and Labor. Merchant Marine and Fisheries.
	<i>Green, William J., Jr.</i> , 5th Pa.....	Ways and Means.
	<i>Griffin, Robert P.</i> , 9th Mich.....	Education and Labor. Government Operations.

This moti
thereto, and r

- 155 Griffiths, Martha W., 17th Mich..... Ways and Means.
- Gross, H. R., 3d Iowa..... Foreign Affairs.
Post Office and Civil Service.
- Grover, James R., Jr., 2d N.Y..... Merchant Marine and Fisheries.
Public Works.
- Gubser, Charles S., 10th Calif..... Armed Services.
- Gurney, Edward J., 11th Fla..... Science and Astronautics.
- Hagan, G. Elliott, 1st Ga..... Agriculture.
District of Columbia.
- 106 Hagen, Harlan, 18th Calif..... Agriculture.
Merchant Marine and Fisheries.
- Haley, James A., 7th Fla..... Interior and Insular Affairs.
Veterans' Affairs.
- Hall, Durward G., 7th Mo..... Armed Services.
- Halleck, Charles A., 2d Ind..... Minority Leader.
- 3 Halpern, Seymour, 6th N.Y..... Banking and Currency.
Veterans' Affairs.
- 151 Hanna, Richard T., 34th Calif..... Banking and Currency.
- 61 Hansen, Julia Butler, 3d Wash..... Appropriations.
- 47 Harding, Ralph R., 2d Idaho..... Agriculture.
- Hardy, Porter, Jr., 2d Va..... Armed Services.
Government Operations.
- Harris, Oren, 4th Ark..... Interstate and Foreign Commerce, chair-
man.
- Harrison, William Henry, at large, Wyo. Appropriations.
- Harsha, William H., 6th Ohio..... District of Columbia.
Public Works.
- Harvey, James, 8th Mich..... Banking and Currency.
Public Works.
- Harvey, Ralph, 10th Ind..... Agriculture.
- 11 Hawkins, Augustus F., 21st Calif..... Education and Labor.
- 148 Hays, Wayne L., 18th Ohio..... Foreign Affairs.
House Administration.
- 113 Healey, James C., 21st N.Y..... Interstate and Foreign Commerce.
- Hébert, F. Edward, 1st La..... Armed Services.
- 63 Hechler, Ken, 4th W. Va..... Science and Astronautics.
- Hemphill, Robert W., 5th S.C..... Interstate and Foreign Commerce.
- Henderson, David N., 3d N.C..... Post Office and Civil Service.
Public Works.
- Herlong, A. S., Jr., 5th Fla..... Ways and Means.
- Hoeven, Charles B., 6th Iowa..... Agriculture.

the

it

to

on

he

he

ief

or-

n-

ty

on

ly

al

WITHDRAWAL OF SIGNATURES

The undersig
withdraw the sam

DATE

8

	<i>Hoffman, Elmer J.</i> , 14th Ill.....	Rules.
46	<i>Holifield, Chet</i> , 19th Calif.....	Government Operations.
167	<i>Holland, Elmer J.</i> , 20th Pa.....	Education and Labor.
	<i>Horan, Walt</i> , 5th Wash.....	Appropriations.
	<i>Horton, Frank J.</i> , 36th N.Y.....	District of Columbia. Government Operations.
86	<i>Hosmer, Craig</i> , 32d Calif.....	Interior and Insular Affairs.
	<i>Huddleston, George, Jr.</i> , at large, Ala..	Armed Services. District of Columbia.
	<i>Hull, W. R., Jr.</i> , 6th Mo.....	Interstate and Foreign Commerce.
	<i>Hutchinson, Edward</i> , 4th Mich.....	Agriculture.
	<i>Ichord, Richard (Dick)</i> , 8th Mo.....	Armed Services. Un-American Activities.
	<i>Jarman, John</i> , 5th Okla.....	Interstate and Foreign Commerce.
	<i>Jennings, W. Pat</i> , 9th Va.....	Ways and Means.
	<i>Jensen, Ben F.</i> , 7th Iowa.....	Appropriations.
33	<i>Joelson, Charles S.</i> , 8th N.J.....	Appropriations.
	<i>Johansen, August E.</i> , 3d Mich.....	Post Office and Civil Services. Un-American Activities.
	<i>Johnson, Albert W.</i> , 23d Pa.....	Government Operations.
	<i>Johnson, Harold T.</i> , 2d Calif.....	Interior and Insular Affairs. Public Works.
149	<i>Johnson, Lester R.</i> , 9th Wis.....	Agriculture.
	<i>Jonas, Charles Raper</i> , 8th N.C.....	Appropriations.
	<i>Jones, Paul C.</i> , 10th Mo.....	Agriculture. House Administration.
	<i>Jones, Robert E.</i> , at large, Ala.....	Government Operations. Public Works.
48	<i>Karsten, Frank M.</i> , 1st Mo.....	Ways and Means.
75	<i>Karth, Joseph E.</i> , 4th Minn.....	Science and Astronautics.
76	<i>Kastenmeier, Robert W.</i> , 2d Wis.....	Judiciary.
145	<i>Kee, Elizabeth</i> , 5th W. Va.....	Interior and Insular Affairs. Veterans' Affairs.
	<i>Keith, Hastings</i> , 12th Mass.....	Interstate and Foreign Commerce. Merchant Marine and Fisheries.
164	<i>Kelly, Edna F.</i> , 12th N.Y.....	Foreign Affairs.
165	<i>Keogh, Eugene J.</i> , 11th N.Y.....	Ways and Means.
	<i>Kilburn, Clarence E.</i> , 31st N.Y.....	Banking and Currency.
173	<i>Kilgore, Joe M.</i> , 15th Tex.....	Armed Services.
	<i>King, Carleton J.</i> , 30th N.Y.....	Judiciary.

This motio
thereto, and re

103	King, Cecil R., 17th Calif.....	Ways and Means.
159	Kirwan, Michael J., 19th Ohio.....	Appropriations.
18	Kluczynski, John C., 5th Ill.....	Public Works.
	<i>Knox, Victor A.</i> , 11th Mich.....	Ways and Means.
	Kornegay, Horace R., 6th N.C.....	Interstate and Foreign Commerce. Veterans' Affairs.
	<i>Kunkel, John C.</i> , 16th Pa.....	Public Works.
	<i>Kyl, John</i> , 4th Iowa.....	House Administration. Interior and Insular Affairs.
	<i>Laird, Melvin R.</i> , 7th Wis.....	Appropriations.
	Landrum, Phil M., 9th Ga.....	Education and Labor.
	<i>Langen, Odin</i> , 7th Minn.....	Appropriations.
143	Lankford, Richard E., 5th Md.....	Armed Services. Government Operations.
	<i>Latta, Delbert L.</i> , 5th Ohio.....	Agriculture.
24	Leggett, Robert L., 4th Calif.....	Agriculture.
	Lennon, Alton, 7th N.C.....	Merchant Marine and Fisheries.
	Lesinski, John, 16th Mich.....	Appropriations.
77	Libonati, Roland V., 7th Ill.....	Judiciary. Veterans' Affairs.
78	<i>Lindsay, John V.</i> , 17th N.Y.....	Judiciary.
	<i>Lipscomb, Glenard P.</i> , 24th Calif.....	Appropriations. House Administration.
	<i>Lloyd, Sherman P.</i> , 2d Utah.....	Banking and Currency.
37	Long, Clarence D., 2d Md.....	Armed Services.
	Long, Gillis W., 8th La.....	Interstate and Foreign Commerce.
	<i>McClory, Robert</i> , 12th Ill.....	Government Operations.
	McCormack, John W., 9th Mass.....	The Speaker.
	<i>McCulloch, William M.</i> , 4th Ohio.....	Judiciary.
80	<i>McDade, Joseph M.</i> , 10th Pa.....	Banking and Currency.
140	McDowell, Harris B., Jr., at large, Del.	Foreign Affairs. Veterans' Affairs.
41	McFall, John J., 15th Calif.....	House Administration. Public Works.
	<i>McIntire, Clifford G.</i> , 2d Maine.....	Agriculture.
	<i>McLoskey, Robert T.</i> , 19th Ill.....	Public Works.
	McMillan, John L., 6th S.C.....	District of Columbia, chairman. Agriculture.

the

it

to

on

he

he

ief

or-

n-

ty

on

ly

al

WITHDRAWAL OF SIGNATURES

The undersigned
withdraw the signature

DA

10

- 141 Macdonald, Torbert H., 7th Mass.----- Government Operations.
Interstate and Foreign Commerce.
- MacGregor, Clark, 3d Minn.----- Judiciary.
- 65 Madden, Ray J., 1st Ind.----- Rules.
- Mahon, George H., 19th Tex.----- Appropriations.
- Mailliard, William S., 6th Calif.----- Foreign Affairs.
Merchant Marine and Fisheries.
- Marsh, John O., Jr., 7th Va.----- Interior and Insular Affairs.
Veterans' Affairs.
- Martin, Dave, 3d Nebr.----- Education and Labor.
- Martin, Joseph W., Jr., 10th Mass.---- Science and Astronautics.
- Martin, Patrick Minor, 38th Calif.---- Interior and Insular Affairs.
Judiciary.
- Mathias, Charles McC., Jr., 6th Md.--- District of Columbia.
Judiciary.
- 14 Matsunaga, Spark M., at large, Hawaii. Agriculture.
- Matthews, D. R. (Billy), 8th Fla.----- Agriculture.
- May, Catherine, 4th Wash.----- Agriculture.
- Meador, George, 2d Mich.----- Government Operations.
Judiciary.
- Michel, Robert H., 18th Ill.----- Appropriations.
- 49 Miller, George P., 8th Calif.----- Science and Astronautics.
- Miller, William E., 40th N.Y.----- Judiciary.
- Milliken, William H., 7th Pa.----- Appropriations.
- Mills, Wilbur D., 2d Ark.----- Ways and Means, chairman.
- 43 Minish, Joseph G., 11th N.J.----- Banking and Currency.
- Minshall, William E., 23d Ohio.----- Appropriations.
- 129 Monagan, John S., 5th Conn.----- Foreign Affairs.
Government Operations.
- 127 Montoya, Joseph M., at large, N. Mex. Appropriations.
- Moore, Arch A., Jr., 1st W. Va.----- Judiciary.
- 9 Moorhead, William S., 14th Pa.----- Banking and Currency.
Government Operations.
- 126 Morgan, Thomas E., 26th Pa.----- Foreign Affairs, chairman.
- Morris, Thomas G., at large, N. Mex. Interior and Insular Affairs.
Science and Astronautics.
- Morrison, James H., 6th La.----- Agriculture.
Post Office and Civil Service.
- 130 Morse, F. Bradford, 5th Mass.----- Foreign Affairs.

This motion
thereto, and re

- Morton, Rogers C. B.*, 1st Md..... Interior and Insular Affairs.
Merchant Marine and Fisheries.
- Mosher, Charles A.*, 13th Ohio..... Merchant Marine and Fisheries.
Science and Astronautics.
- 52 *Moss, John E.*, 3d Calif..... Government Operations.
Interstate and Foreign Commerce.
- 29 *Multer, Abraham J.*, 13th N.Y..... Banking and Currency.
District of Columbia.
- 108 *Murphy, John M.*, 16th N.Y..... Merchant Marine and Fisheries.
Public Works.
- 89 *Murphy, William T.*, 3d Ill..... Foreign Affairs.
- Murray, Tom*, 7th Tenn..... Post Office and Civil Service, chairman.
- Natcher, William H.*, 2d Ky..... Appropriations.
- 30 *Nedzi, Lucien N.*, 1st Mich..... Armed Services.
House Administration.
- Nelsen, Ancher*, 2d Minn..... District of Columbia.
Interstate and Foreign Commerce.
- 6 *Nix, Robert N. C.*, 2d Pa..... Foreign Affairs.
Post Office and Civil Service.
- Norblad, Walter*, 1st Oreg..... Armed Services.
- 125 *O'Brien, Leo W.*, 29th N.Y..... Interior and Insular Affairs.
Interstate and Foreign Commerce.
- O'Brien, Thomas J.*, 6th Ill..... Ways and Means.
- 19 *O'Hara, Barratt*, 2d Ill..... Foreign Affairs.
- 134 *O'Hara, James G.*, 7th Mich..... Education and Labor.
- 156 *O'Konski, Alvin E.*, 10th Wis..... Armed Services.
District of Columbia.
- 169 *Olsen, Arnold*, 1st Mont..... Post Office and Civil Service.
Public Works.
- 110 *Olson, Alec G.*, 6th Minn..... Agriculture.
- 115 *O'Neill, Thomas P., Jr.*, 8th Mass..... Rules.
- 68 *Osmers, Frank C., Jr.*, 9th N.J..... Armed Services.
- Ostertag, Harold C.*, 37th N.Y..... Appropriations.
- Passman, Otto E.*, 5th La..... Appropriations.
- Patman, Wright*, 1st Tex..... Banking and Currency, chairman.
- 95 *Patten, Edward J.*, 15th N.J..... Science and Astronautics.
- 5 *Pelly, Thomas M.*, 1st Wash..... Merchant Marine and Fisheries.
Science and Astronautics.
- 88 *Pepper, Claude*, 3d Fla..... Banking and Currency.

the

it

to

on

he

he

ief

or-

n-

ty

on

ly

al

WITHDRAWAL OF SIGNATURES

The undersi
withdraw the sar

DA

12

- Perkins, Carl D., 7th Ky----- Education and Labor.
House Administration.
- 72 Philbin, Philip J., 3d Mass----- Armed Services.
- 174 72 Pickel, J. J., Tex,----- Armed Services.
- 172 Pike, Otis G., 1st N.Y.----- Armed Services.
- Pilcher, J. L., 2d Ga----- Foreign Affairs.
- Pillion, John R., 39th N.Y----- Appropriations.
- Pirnie, Alexander, 32d N.Y----- Armed Services.
- Poage, W. R., 11th Tex----- Agriculture.
- Poff, Richard H., 6th Va----- Judiciary.
- 168 Pool, Joe R., at large, Tex----- Post Office and Civil Service.
Un-American Activities.
- 69 Powell, Adam C., 18th N.Y----- Education and Labor, chairman.
- 17 Price, Melvin, 24th Ill----- Armed Services.
- 85 Pucinski, Roman C., 11th Ill----- Education and Labor.
- 122 Purcell, Graham, 13th Tex----- Agriculture.
- Quie, Albert H., 1st Minn----- Agriculture.
Education and Labor.
- Quillen, James H. (Jimmy), 1st Tenn-- Public Works.
- Rains, Albert, at large, Ala----- Banking and Currency.
- 40 Randall, Wm. J., 4th Mo----- Government Operations.
Science and Astronautics.
- Reid, Charlotte T., 15th Ill----- Interior and Insular Affairs.
- Reid, Ogden R., 26th N.Y----- Government Operations.
- Reifel, Ben, 1st S. Dak----- Appropriations.
- 32 Reuss, Henry S., 5th Wis----- Banking and Currency.
Government Operations.
- 35 Rhodes, George M., 6th Pa----- House Administration.
Interstate and Foreign Commerce.
- Rhodes, John J., 1st Ariz----- Appropriations.
- Rich, Carl W., 1st Ohio----- Public Works.
- Riehlman, R. Walter, 34th N.Y----- Government Operations.
Science and Astronautics.
- Rivers, L. Mendel, 1st S.C----- Armed Services.
Merchant Marine and Fisheries.
- 22 Rivers, Ralph J., at large, Alaska----- Interior and Insular Affairs.
- Roberts, Kenneth A., at large, Ala----- Interstate and Foreign Commerce.
- Roberts, Ray, 4th Tex----- Interior and Insular Affairs.
Veterans' Affairs.

This moti
thereto, and re

	<i>Robison, Howard W.</i> , 33d N.Y.....	Public Works.
104	Rodino, Peter W., Jr., 10th N.J.....	Judiciary.
73	Rogers, Byron G., 1st Colo.....	Judiciary.
	Rogers, Paul G., 6th Fla.....	Interstate and Foreign Commerce. Merchant Marine and Fisheries.
	Rogers, Walter, 18th Tex.....	Interior and Insular Affairs. Interstate and Foreign Commerce.
2	Rooney, Fred B., 15th Pa.....	Veterans' Affairs.
36	Rooney, John J., 14th N.Y.....	Appropriations.
31	Roosevelt, James, 26th Calif.....	Education and Labor.
13	Rosenthal, Benjamin S., 8th N.Y.....	Agriculture. Government Operations.
21	Rostenkowski, Dan, 8th Ill.....	Interstate and Foreign Commerce.
	<i>Roudebush, Richard L.</i> , 6th Ind.....	District of Columbia. Science and Astronautics.
66	Roush, J. Edward, 5th Ind.....	Government Operations. Science and Astronautics.
139	Roybal, Edward R., 30th Calif.....	Interior and Insular Affairs. Post Office and Civil Service.
	<i>Rumsfeld, Donald</i> , 13th Ill.....	Science and Astronautics.
154	Ryan, Harold M., 14th Mich.....	Public Works.
36	Ryan, William Fitts, 20th N.Y.....	Science and Astronautics.
	<i>St. George, Katharine</i> , 27th N.Y.....	Post Office and Civil Service. Rules.
138	St Germain, Fernand J., 1st R.I.....	Banking and Currency. District of Columbia.
25	St. Onge, William L., 2d Conn.....	Judiciary.
	<i>Saylor, John P.</i> , 22d Pa.....	Interior and Insular Affairs. Veterans' Affairs.
	<i>Schadeberg, Henry C.</i> , 1st Wis.....	Un-American Activities. Veterans' Affairs.
	<i>Schenck, Paul F.</i> , 3d Ohio.....	House Administration. Interstate and Foreign Commerce.
	<i>Schneebeli, Herman T.</i> , 17th Pa.....	Ways and Means.
118	<i>Schweiker, Richard S.</i> , 13th Pa.....	Armed Services.
71	<i>Schwengel, Fred</i> , 1st Iowa.....	District of Columbia. Public Works.
	Scott, Ralph J., 5th N.C.....	Education and Labor.
92	Secrest, Robert T., 15th Ohio.....	Veterans' Affairs.
	Selden, Armistead I., Jr., at large, Ala.....	Foreign Affairs.

the

it

to

on

he

he

ief

or-

on-

ty

on

ly

al

WITHDRAWAL OF SIGNATURES

The undersigned
withdraw the same

DA

14

	Senner, George F., Jr., 3d Ariz.....	Judiciary. Un-American Activities.
55	Shelley, John F., 5th Calif.....	Appropriations.
132	Sheppard, Harry R., 33d Calif.....	Appropriations.
20	Shipley, George E., 23d Ill.....	Appropriations.
	Short, Don L., 2d N. Dak.....	Agriculture.
	Shriver, Garner E., 4th Kans.....	Judiciary.
	Sibal, Abner W., 4th Conn.....	Interstate and Foreign Commerce.
58	Sickles, Carlton R., at large, Md.....	Education and Labor.
	Sikes, Robert L. F., 1st Fla.....	Appropriations.
	Siler, Eugene, 5th Ky.....	Banking and Currency.
	Sisk, B. F., 16th Calif.....	District of Columbia. Rules.
	Skubitz, Joe, 5th Kans.....	House Administration. Interior and Insular Affairs.
	Slack, John M., Jr., 3d W. Va.....	Appropriations.
	Smith, H. Allen, 20th Calif.....	Rules.
	Smith, Howard W., 8th Va.....	Rules, chairman. District of Columbia.
131	Smith, Neal, 5th Iowa.....	Appropriations.
	Snyder, M. G. (Gene), 3d Ky.....	Education and Labor.
	Springer, William L., 22d Ill.....	District of Columbia. Interstate and Foreign Commerce.
45	Staebler, Neil, at large, Mich.....	Science and Astronautics.
	Stafford, Robert T., at large, Vt.....	Armed Services.
93	Staggers, Harley O., 2d W. Va.....	Interstate and Foreign Commerce. Post Office and Civil Service.
	Steed, Tom, 4th Okla.....	Appropriations.
	Stephens, Robert G., Jr., 10th Ga.....	Banking and Currency.
	Stinson, K. W. (Bill), 7th Wash.....	Government Operations.
96	Stratton, Samuel S., 35th N.Y.....	Armed Services.
	Stubblefield, Frank A., 1st Ky.....	Agriculture. Merchant Marine and Fisheries.
34	Sullivan, Leonor K. (Mrs. John B.), 3d Mo.	Banking and Currency. Merchant Marine and Fisheries.
	Taft, Robert, Jr., at large, Ohio.....	Banking and Currency. Education and Labor.
	Talcott, Burt L., 12th Calif.....	Banking and Currency.
	Taylor, Roy A., 11th N.C.....	Interior and Insular Affairs.

This motion

thereto, and re

- Teague, Charles M.*, 13th Calif----- Agriculture.
Veterans' Affairs
- Teague, Olin E.*, 6th Tex----- Veterans' Affairs, chairman.
Science and Astronautics.
- 120 *Thomas, Albert*, 8th Tex----- Appropriations.
- 161 *Thompson, Clark W.*, 9th Tex----- Ways and Means.
- 147 *Thompson, Frank, Jr.*, 4th N.J----- Education and Labor.
House Administration.
- Thompson, T. A.*, 7th La----- Merchant Marine and Fisheries.
Public Works.
- Thomson, Vernon W.*, 3d Wis----- Foreign Affairs.
- 123 *Thornberry, Homer*, 10th Tex----- Rules.
- 64 *Toll, Herman*, 4th Pa----- Judiciary.
- 94 *Tollefson, Thor C.*, 6th Wash----- Merchant Marine and Fisheries.
- Trimble, James W.*, 3d Ark----- District of Columbia.
Rules.
- Tuck, William M.*, 5th Va----- Judiciary.
Un-American Activities.
- 79 *Tupper, Stanley R.*, 1st Maine----- Merchant Marine and Fisheries.
- Tuten, J. Russell*, 8th Ga----- Public Works.
- 39 *Udall, Morris K.*, 2d Ariz----- Interior and Insular Affairs.
Post Office and Civil Service.
- 97 *Ullman, Al*, 2d Oreg----- Ways and Means.
- Utt, James B.*, 35th Calif----- Ways and Means.
- 57 *Van Deerlin, Lionel*, 37th Calif----- Interstate and Foreign Commerce.
- 10 *Vanik, Charles A.*, 21st Ohio----- Banking and Currency.
Merchant Marine and Fisheries.
- Van Pelt, William K.*, 6th Wis----- Merchant Marine and Fisheries.
Science and Astronautics.
- Vinson, Carl*, 6th Ga----- Armed Services, chairman.
- Waggonner, Joe D., Jr.*, 4th La----- House Administration.
Science and Astronautics.
- 117 *Wallhauser, George M.*, 12th N.J----- Government Operations.
Post Office and Civil Service.
- Watson, Albert W.*, 2d S.C----- Post Office and Civil Service.
- Watts, John C.*, 6th Ky----- Ways and Means.
- Weaver, James D.*, 24th Pa----- Science and Astronautics.
- Weltner, Charles L.*, 5th Ga----- Banking and Currency.
- Westland, Jack*, 2d Wash----- Interior and Insular Affairs.
- 82 *Whalley, J. Irving*, 12th Pa----- Foreign Affairs.

the

it

to

ion

the

he

ief

or-

on-

ty

on

ly

al

WITHDRAWAL OF SIGNATURES

The undersi
withdraw the sa

DA

16

<i>Wharton, J. Ernest</i> , 28th N.Y.-----	Interior and Insular Affairs.
158 <i>White, Compton I., Jr.</i> , 1st Idaho.-----	Banking and Currency. Interior and Insular Affairs.
<i>Whitener, Basil L.</i> , 10th N.C.-----	District of Columbia. Judiciary.
<i>Whitten, Jamie L.</i> , 2d Miss.-----	Appropriations.
<i>Wickersham, Victor</i> , 6th Okla.-----	Armed Services.
<i>Widnall, William B.</i> , 7th N.J.-----	Banking and Currency.
<i>Williams, John Bell</i> , 3d Miss.-----	District of Columbia. Interstate and Foreign Commerce.
<i>Willis, Edwin E.</i> , 3d La.-----	Un-American Activities, chairman. Judiciary.
<i>Wilson, Bob</i> , 36th Calif.-----	Armed Services.
157 <i>Wilson, Charles H.</i> , 31st Calif.-----	Banking and Currency. Post Office and Civil Service.
<i>Wilson, Earl</i> , 9th Ind.-----	Appropriations.
<i>Winstead, Arthur</i> , 4th Miss.-----	Armed Services.
135 <i>Wright, Jim</i> , 12th Tex.-----	Public Works.
<i>Wydler, John W.</i> , 4th N.Y.-----	Science and Astronautics.
<i>Wyman, Louis C.</i> , 1st N.H.-----	Appropriations.
121 <i>Young, John</i> , 14th Tex.-----	Public Works.
<i>Younger, J. Arthur</i> , 11th Calif.-----	Interstate and Foreign Commerce.
<i>Zablocki, Clement J.</i> , 4th Wis.-----	Foreign Affairs.

○

This moti
thereto, and r

88TH CONGRESS
1ST SESSION

H. RES. 574

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 27, 1963

Mr. BOLLING submitted the following resolution; which was referred to the
Committee on Rules

RESOLUTION

Resolved, That upon the adoption of this resolution it shall be in order to move that the House resolve itself into the Committee of the Whole House on the State of the Union for the consideration of the bill (H.R. 7152) to enforce the constitutional right to vote, to confer jurisdiction upon the district courts of the United States to provide injunctive relief against discrimination in public accommodations, to authorize the Attorney General to institute suits to protect constitutional rights in education, to establish a Community Relations Service, to extend for four years the Commission on Civil Rights, to prevent discrimination in federally assisted programs, to establish a Commission on Equal

1 Employment Opportunity, and for other purposes, and all
2 points of order against said bill are hereby waived. After
3 general debate, which shall be confined to the bill, and shall
4 continue not to exceed four days, to be equally divided and
5 controlled by the chairman and ranking minority member of
6 the Committee on the Judiciary, the bill shall be read for
7 amendment under the five-minute rule. It shall be in order
8 to consider without the intervention of any point of order
9 the substitute amendment recommended by the Committee
10 on the Judiciary now printed in the bill, and such substitute
11 for the purpose of amendment shall be considered under the
12 five-minute rule as an original bill, but shall be read by titles
13 instead of by sections. At the conclusion of such considera-
14 tion the Committee shall rise and report the bill to the House
15 with such amendments as may have been adopted, and any
16 Member may demand a separate vote in the House on any
17 of the amendments adopted in the Committee of the Whole
18 to the bill or committee substitute. The previous question
19 shall be considered as ordered on the bill and amendments
20 thereto to final passage without intervening motion except
21 one motion to recommit, with or without instructions.

House Calendar No. 386

7152

1938
Tax Legislation
88TH CONGRESS

H. RES. 214

RESOLUTION

Providing for the compensation of the Bill

(H.R. 2188)

By Mr. BOWEN

Referred to the Committee on Finance
November 21, 1938

88TH CONGRESS
1ST SESSION

H. RES. 574

RESOLUTION

Providing for the consideration of the bill
(H.R. 7152).

By Mr. BOLLING

NOVEMBER 27, 1963

Referred to the Committee on Rules

Union Calendar No. 386

88TH CONGRESS
1ST SESSION

H. R. 7152

[Report No. 914]

IN THE HOUSE OF REPRESENTATIVES

JUNE 20, 1963

Mr. CELLER introduced the following bill; which was referred to the Committee on the Judiciary

NOVEMBER 20, 1963

Reported with amendments, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To enforce the constitutional right to vote, to confer jurisdiction upon the district courts of the United States to provide injunctive relief against discrimination in public accommodations, to authorize the Attorney General to institute suits to protect constitutional rights in education, to establish a Community Relations Service, to extend for four years the Commission on Civil Rights, to prevent discrimination in federally assisted programs, to establish a Commission on Equal Employment Opportunity, and for other purposes.

- 1 *Be it enacted by the Senate and House of Representa-*
- 2 *tives of the United States of America in Congress assembled,*
- 3 *That this Act may be cited as the "Civil Rights Act of*
- 4 *1963".*

1 SEC. 2. (a) Discrimination by reason of race, color,
2 religion, or national origin is incompatible with the concepts
3 of liberty and equality to which the Government of the
4 United States is dedicated. In recent years substantial steps
5 have been taken toward eliminating such discrimination
6 throughout the Nation. Nevertheless, many citizens of the
7 United States, solely because of their race, color, or national
8 origin, are denied rights and privileges accorded to other
9 citizens and thereby subjected to inconveniences, humilia-
10 tions, and hardships. Such discrimination impairs the gener-
11 eral welfare of the United States by preventing the fullest
12 development of the capabilities of the whole citizenry and by
13 limiting participation in the economic, political, and cultural
14 life of the Nation.

15 (b) It is hereby declared to be the policy of this Act
16 to promote the general welfare by eliminating discrimina-
17 tion based on race, color, religion, or national origin in
18 voting, education, and public accommodations through the
19 exercise by Congress of the powers conferred upon it to
20 regulate the manner of holding Federal elections, to enforce
21 the provisions of the fourteenth and fifteenth amendments,
22 to regulate commerce among the several States, and to make
23 laws necessary and proper to execute the powers conferred
24 upon it by the Constitution.

25 (c) It is also desirable that disputes or disagreements

1 arising in any community from the discriminatory treatment
2 of individuals for reasons of race, color, or national origin
3 shall be resolved on a voluntary basis, without hostility or
4 litigation. Accordingly, it is the further purpose of this Act
5 to promote this end by providing machinery for the volun-
6 tary settlement of such disputes and disagreements.

7 TITLE I—VOTING RIGHTS

8 SEC. 101. Section 2004 of the Revised Statutes (42
9 U.S.C. 1971), as amended by section 131 of the Civil
10 Rights Act of 1957 (71 Stat. 637), and as further amended
11 by section 601 of the Civil Rights Act of 1960 (74 Stat.
12 90), is further amended as follows:

13 (a) Insert "1" after "(a)" in subsection (a) and add at
14 the end of subsection (a) the following new paragraphs:

15 "(2) No person acting under color of law shall—

16 "(A) in determining whether any individual is
17 qualified under State law to vote in any Federal election
18 apply any standard, practice, or procedure different from
19 the standards, practices, or procedures applied to in-
20 dividuals similarly situated who have been found by
21 State officials to be qualified to vote.

22 "(B) deny the right of any individual to vote in
23 any Federal election because of an error or omission of
24 such individual on any record or paper relating to
25 any application, registration, payment of poll tax, or

1 other act requisite to voting, if such error or omission is
2 not material in determining whether such individual is
3 qualified under State law to vote in such election; or

4 “(C) employ any literacy test as a qualification for
5 voting in any Federal election unless (i) such test is
6 administered to each individual wholly in writing and
7 (ii) a certified copy of the test and of the answers
8 given by the individual is furnished to him within
9 twenty-five days of the submission of his written request
10 made within the period of time during which records
11 and papers are required to be retained and preserved
12 pursuant to title III of the Civil Rights Act of 1960
13 (42 U.S.C. 1974-74e; 74 Stat. 88).

14 “(3) For purposes of this subsection—

15 “(A) the term ‘vote’ shall have the same meaning
16 as in subsection (c) of this section;

17 “(B) the words ‘Federal election’ shall have the
18 same meaning as in subsection (f) of this section; and

19 “(C) the phrase ‘literacy test’ includes any test
20 of the ability to read, write, understand, or interpret
21 any matter.”

22 (b) Insert immediately following the period at the end
23 of the first sentence of subsection (c) the following new
24 sentence: “If in any such proceeding literacy is a relevant
25 fact it shall be presumed that any person who has not been

1 adjudged an incompetent and who has completed the sixth
2 grade in a public school in, or a private school accredited
3 by, any State or territory or the District of Columbia where
4 instruction is carried on predominantly in the English lan-
5 guage, possesses sufficient literacy, comprehension, and intel-
6 ligence to vote in any Federal election as defined in
7 subsection (f) of this section."

8 (e) Add the following subsection "(f)" and designate
9 the present subsection "(f)" as subsection "(g)":

10 "(f) Whenever in any proceeding instituted pursuant
11 to subsection (e) the complaint requests a finding of a pat-
12 tern or practice pursuant to subsection (e), and such com-
13 plaint, or a motion filed within twenty days after the effective
14 date of this Act in the case of any proceeding which is pend-
15 ing before a district court on such effective date, (1) is
16 signed by the Attorney General (or in his absence the Act-
17 ing Attorney General), and (2) alleges that in the affected
18 area fewer than 15 per centum of the total number of voting
19 age persons of the same race as the persons alleged in the
20 complaint to have been discriminated against are registered
21 (or otherwise recorded as qualified to vote), any person
22 resident within the affected area who is of the same race
23 as the persons alleged to have been discriminated against
24 shall be entitled, upon his application therefor, to an order
25 declaring him qualified to vote, upon proof that at any elec-

1 tion or elections (1) he is qualified under State law to vote,
2 and (2) he has since the filing of the proceeding under sub-
3 section (c) been (A) deprived of or denied under color of
4 law the opportunity to register to vote or otherwise to
5 qualify to vote, or (B) found not qualified to vote by any
6 person acting under color of law. Such order shall be
7 effective as to any Federal or State election held within the
8 longest period for which such applicant could have been
9 registered or otherwise qualified under State law at which
10 the applicant's qualifications would under State law entitle
11 him to vote: *Provided*, That in the event it is determined
12 upon final disposition of the proceeding, including any re-
13 view, that no pattern or practice of deprivation of any right
14 secured by subsection (a) exists, the order shall thereafter
15 no longer qualify the applicant to vote in any subsequent
16 election.

17 "Notwithstanding any inconsistent provision of State
18 law or the action of any State officer or court, an applicant
19 so declared qualified to vote shall be permitted to vote as
20 provided herein. The Attorney General shall cause to be
21 transmitted certified copies of any order declaring a person
22 qualified to vote to the appropriate election officers. The re-
23 fusal by any such officer with notice of such order to permit
24 any person so qualified to vote at an appropriate election
25 shall constitute contempt of court.

1 "An application for an order pursuant to this subsection
2 shall be heard within ten days, and the execution of any order
3 disposing of such application shall not be stayed if the effect
4 of such stay would be to delay the effectiveness of the order
5 beyond the date of any election at which the applicant would
6 otherwise be enabled to vote.

7 "The court may appoint one or more persons, to be
8 known as temporary voting referees, to receive applications
9 pursuant to this subsection and to take evidence and report to
10 the court findings as to whether at any election or elections
11 (1) any applicant entitled under this subsection to apply for
12 an order declaring him qualified to vote is qualified under
13 State law to vote, and (2) he has since the filing of the
14 proceeding under subsection (c) been (A) deprived of or
15 denied under color of law the opportunity to register to vote
16 or otherwise to qualify to vote, or (B) found not qualified
17 to vote by any person acting under color of law. The pro-
18 cedure for processing applications under this subsection and
19 for the entry of orders shall be the same as that provided for
20 in the fourth and fifth paragraphs of subsection (c).

21 "In appointing a temporary voting referee the court
22 shall make its selection from a panel provided by the judicial
23 conference of the circuit. Any temporary voting referee
24 shall be a resident and a qualified voter of the State in
25 which he is to serve. He shall subscribe to the oath of office

1 required by section 1757 of the Revised Statutes (5 U.S.C.
2 16), and shall to the extent not inconsistent herewith have
3 all the powers conferred upon a master by rule 53(e) of the
4 Federal Rules of Civil Procedure. The compensation to be
5 allowed any persons appointed by the district court pursuant
6 to this subsection shall be fixed by the court and shall be
7 payable by the United States. In the event that the district
8 court shall appoint a retired officer or employee of the United
9 States to serve as a temporary voting referee, such officer or
10 employee shall continue to receive, in addition to any com-
11 pensation for services rendered pursuant to this subsection, all
12 retirement benefits to which he may otherwise be entitled.

13 "The court or temporary voting referee shall entertain
14 applications and the court shall issue orders pursuant to this
15 subsection until final disposition of the proceeding under sub-
16 section (e), including any review, or until the finding of a
17 pattern or practice pursuant to subsection (e), whichever
18 shall first occur. Applications pursuant to this subsection
19 shall be determined expeditiously, and this subsection shall
20 in no way be construed as a limitation upon the existing
21 powers of the court.

22 "When used in this subsection, the words 'Federal elec-
23 tion' shall mean any general, special, or primary election
24 held solely or in part for the purpose of electing or selecting
25 any candidate for the office of President, Vice President,

1 presidential elector, Member of the Senate, or Member of
2 the House of Representatives; the words 'State election'
3 shall mean any other general, special, or primary election
4 held solely or in part for the purpose of electing or selecting
5 any candidate for public office; the words 'affected area'
6 shall mean that county, parish, or similar subdivision of the
7 State in which the laws of the State relating to voting
8 are or have been administered by a person who is a defend-
9 ant in the proceeding instituted under subsection (e) on
10 the date the original complaint is filed; and the words
11 'voting age persons' shall mean those persons who meet the
12 age requirements of State law for voting."

13 (d) Add the following subsection "(h)":

14 "(h) In any civil action brought in any district court
15 of the United States under this section or title III of the
16 Civil Rights Act of 1960 (42 U.S.C. 1974-74c; 74 Stat.
17 88) wherein the United States or the Attorney General
18 is plaintiff, it shall be the duty of the chief judge of the
19 district (or in his absence, the acting chief judge) in which
20 the case is pending immediately to designate a judge in such
21 district to hear and determine the case. In the event that
22 no judge in the district is available to hear and determine
23 the case, the chief judge of the district, or the acting chief
24 judge, as the case may be, shall certify this fact to the chief

1 judge of the circuit (or in his absence, the acting chief judge)
2 who shall then designate a district or circuit judge of the
3 circuit to hear and determine the case.

4 "It shall be the duty of the judge designated pursuant
5 to this section to assign the case for hearing at the earliest
6 practicable date and to cause the case to be in every way
7 expedited."

8 TITLE II—INJUNCTIVE RELIEF AGAINST DIS-
9 CRIMINATION IN PUBLIC ACCOMMODATIONS

10 FINDINGS

11 SEC. 201. (a) The American people have become in-
12 creasingly mobile during the last generation, and millions of
13 American citizens travel each year from State to State by
14 rail, air, bus, automobile, and other means. A substantial
15 number of such travelers are members of minority racial and
16 religious groups. These citizens, particularly Negroes, are
17 subjected in many places to discrimination and segregation,
18 and they are frequently unable to obtain the goods and serv-
19 ices available to other interstate travelers.

20 (b) Negroes and members of other minority groups
21 who travel interstate are frequently unable to obtain adequate
22 lodging accommodations during their travels, with the result
23 that they may be compelled to stay at hotels or motels of
24 poor and inferior quality, travel great distances from their
25 normal routes to find adequate accommodations, or make

1 detailed arrangements for lodging far in advance of scheduled
2 interstate travel.

3 (c) Negroes and members of other minority groups
4 who travel interstate are frequently unable to obtain food
5 service at convenient places along their routes, with the
6 result that many are dissuaded from traveling interstate,
7 while others must travel considerable distances from their in-
8 tended routes in order to obtain adequate food service.

9 (d) Goods, services, and persons in the amusement and
10 entertainment industries commonly move in interstate com-
11 merce, and the entire American people benefit from the in-
12 creased cultural and recreational opportunities afforded
13 thereby. Practices of audience discrimination and segrega-
14 tion artificially restrict the number of persons to whom the
15 interstate amusement and entertainment industries may offer
16 their goods and services. The burdens imposed on inter-
17 state commerce by such practices and the obstructions to the
18 free flow of commerce which result therefrom are serious
19 and substantial.

20 (e) Retail establishments in all States of the Union
21 purchase a wide variety and a large volume of goods from
22 business concerns located in other States and in foreign
23 nations. Discriminatory practices in such establishments,
24 which in some instances have led to the withholding of
25 patronage by those affected by such practices, inhibit and

1 restrict the normal distribution of goods in the interstate
2 market.

3 (f) Fraternal, religious, scientific, and other organiza-
4 tions engaged in interstate operations are frequently dis-
5 suaded from holding conventions in cities which they would
6 otherwise select because the public facilities in such cities
7 are either not open to all members of racial or religious
8 minority groups or are available only on a segregated basis.

9 (g) Business organizations are frequently hampered in
10 obtaining the services of skilled workers and persons in the
11 professions who are likely to encounter discrimination based
12 on race, creed, color, or national origin in restaurants, retail
13 stores, and places of amusement in the area where their
14 services are needed. Business organizations which seek to
15 avoid subjecting their employees to such discrimination and
16 to avoid the strife resulting therefrom are restricted in the
17 choice of location for their offices and plants. Such dis-
18 crimination thus reduces the mobility of the national labor
19 force and prevents the most effective allocation of national
20 resources, including the interstate movement of industries,
21 particularly in some of the areas of the Nation most in need
22 of industrial and commercial expansion and development.

23 (h) The discriminatory practices described above are in
24 all cases encouraged, fostered, or tolerated in some degree by
25 the governmental authorities of the States in which they

1 occur, which license or protect the businesses involved by
2 means of laws and ordinances and the activities of their
3 executive and judicial officers. Such discriminatory prac-
4 tices, particularly when their cumulative effect throughout
5 the Nation is considered, take on the character of action by
6 the States and therefore fall within the ambit of the equal
7 protection clause of the fourteenth amendment to the Con-
8 stitution of the United States.

9 (i) The burdens on and obstructions to commerce which
10 are described above can best be removed by invoking the
11 powers of Congress under the fourteenth amendment and
12 the commerce clause of the Constitution of the United States
13 to prohibit discrimination based on race, color, religion, or
14 national origin in certain public establishments.

15 RIGHT TO NONDISCRIMINATION IN PLACES OF PUBLIC

16 ACCOMMODATION

17 SEC. 202. (a) All persons shall be entitled, without
18 discrimination or segregation on account of race, color, reli-
19 gion, or national origin, to the full and equal enjoyment of
20 the goods, services, facilities, privileges, advantages and
21 accommodations of the following public establishments:

22 (1) any hotel, motel, or other public place engaged
23 in furnishing lodging to transient guests, including guests
24 from other States or traveling in interstate commerce;

25 (2) any motion picture house, theater, sports arena,

1 stadium, exhibition hall, or other public place of amuse-
2 ment or entertainment which customarily presents mo-
3 tion pictures, performing groups, athletic teams, exhibi-
4 tions, or other sources of entertainment which move in
5 interstate commerce; and

6 (3) any retail shop, department store, market,
7 drugstore, gasoline station, or other public place which
8 keeps goods for sale, any restaurant, lunchroom, lunch
9 counter, soda fountain, or other public place engaged in
10 selling food for consumption on the premises, and any
11 other establishment where goods, services, facilities,
12 privileges, advantages, or accommodations are held out
13 to the public for sale, use, rent, or hire, if—

14 (i) the goods, services, facilities, privileges,
15 advantages, or accommodations offered by any such
16 place or establishment are provided to a substantial
17 degree to interstate travelers,

18 (ii) a substantial portion of any goods held out
19 to the public by any such place or establishment
20 for sale, use, rent, or hire has moved in interstate
21 commerce,

22 (iii) the activities or operations of such place
23 or establishment otherwise substantially affect inter-
24 state travel or the interstate movement of goods in
25 commerce, or

1 (iv) such place or establishment is an integral
2 part of an establishment included under this sub-
3 section.

4 For the purpose of this subsection, the term "integral part"
5 means physically located on the premises occupied by an
6 establishment, or located contiguous to such premises and
7 owned, operated, or controlled, directly or indirectly, by or
8 for the benefit of, or leased from the persons or business
9 entities which own, operate or control an establishment.

10 (b) The provisions of this title shall not apply to a
11 bona fide private club or other establishment not open to the
12 public, except to the extent that the facilities of such estab-
13 lishment are made available to the customers or patrons of
14 an establishment within the scope of subsection (a).

15 PROHIBITION AGAINST DENIAL OF OR INTERFERENCE WITH
16 THE RIGHT TO NONDISCRIMINATION

17 SEC. 203. No person, whether acting under color of
18 law or otherwise, shall (a) withhold, deny, or attempt to
19 withhold or deny, or deprive or attempt to deprive, any
20 person of any right or privilege secured by section 202, or
21 (b) interfere or attempt to interfere with any right or
22 privilege secured by section 202, or (c) intimidate, threaten,
23 or coerce any person with a purpose of interfering with any
24 right or privilege secured by section 202, or (d) punish
25 or attempt to punish any person for exercising or attempting

1 to exercise any right or privilege secured by section 202,
2 or ~~(e)~~ incite or aid or abet any person to do any of the
3 foregoing.

4 CIVIL ACTION FOR PREVENTIVE RELIEF

5 SEC. 204. ~~(a)~~ Whenever any person has engaged or
6 there are reasonable grounds to believe that any person is
7 about to engage in any act or practice prohibited by section
8 203, a civil action for preventive relief, including an applica-
9 tion for a permanent or temporary injunction, restraining
10 order, or other order, may be instituted ~~(1)~~ by the person
11 aggrieved, or ~~(2)~~ by the Attorney General for or in the
12 name of the United States if he certifies that he has received
13 a written complaint from the person aggrieved and that in
14 his judgment ~~(i)~~ the person aggrieved is unable to initiate
15 and maintain appropriate legal proceedings and ~~(ii)~~ the
16 purposes of this title will be materially furthered by the
17 filing of an action.

18 ~~(b)~~ In any action commenced pursuant to this title
19 by the person aggrieved, he shall if he prevails be allowed
20 a reasonable attorney's fee as part of the costs.

21 ~~(c)~~ A person shall be deemed unable to initiate and
22 maintain appropriate legal proceedings within the meaning
23 of subsection ~~(a)~~ of this section when such person is unable,
24 either directly or through other interested persons or or-
25 ganizations, to bear the expense of the litigation or to obtain

1 effective legal representation; or when there is reason to
2 believe that the institution of such litigation by him would
3 jeopardize the employment or economic standing of, or
4 might result in injury or economic damage to, such person,
5 his family, or his property.

6 (d) In case of any complaint received by the Attorney
7 General alleging a violation of section 203 in any jurisdic-
8 tion where State or local laws or regulations appear to him
9 to forbid the act or practice involved, the Attorney General
10 shall notify the appropriate State and local officials and, upon
11 request, afford them a reasonable time to act under such
12 State or local laws or regulations before he institutes an
13 action. In the case of any other complaint alleging a viola-
14 tion of section 203, the Attorney General shall, before in-
15 stituting an action, refer the matter to the Community Rela-
16 tions Service established by title IV of this Act, which shall
17 endeavor to secure compliance by voluntary procedures. No
18 action shall be instituted by the Attorney General less than
19 thirty days after such referral unless the Community Rela-
20 tions Service notifies him that its efforts have been unsuccess-
21 ful. Compliance with the foregoing provisions of this
22 subsection shall not be required if the Attorney General shall
23 file with the court a certificate that the delay consequent
24 upon compliance with such provisions in the particular case

1 would adversely affect the interests of the United States, or
2 that, in the particular case, compliance with such provisions
3 would be fruitless.

4 JURISDICTION

5 SEC. 205. (a) The district courts of the United States
6 shall have jurisdiction of proceedings instituted pursuant to
7 this title and shall exercise the same without regard to
8 whether the aggrieved party shall have exhausted any
9 administrative or other remedies that may be provided by
10 law.

11 (b) This title shall not preclude any individual or any
12 State or local agency from pursuing any remedy that may be
13 available under any Federal or State law, including any State
14 statute or ordinance requiring nondiscrimination in public
15 establishments or accommodations.

16 TITLE III—DESEGREGATION OF PUBLIC 17 EDUCATION

18 DEFINITIONS

19 SEC. 301. As used in this title—

20 (a) "Commissioner" means the Commissioner of
21 Education.

22 (b) "Desegregation" means the assignment of students
23 to public schools and within such schools without regard
24 to their race, color, religion, or national origin.

25 (c) "Public school" means any elementary or secondary

1 educational institution, and "public college" means any in-
2 stitution of higher education or any technical or vocational
3 school above the secondary school level, operated by a State,
4 subdivision of a State, or governmental agency within a
5 State, or operated wholly or predominantly from or through
6 the use of governmental funds or property, or funds or prop-
7 erty derived from a governmental source.

8 (d) "School board" means any agency or agencies
9 which administer a system of one or more public schools and
10 any other agency which is responsible for the assignment
11 of students to or within such system.

12 ASSISTANCE TO FACILITATE DESEGREGATION

13 SEC. 302. The Commissioner shall conduct investiga-
14 tions and make a report to the President and the Congress,
15 within two years of the enactment of this title, upon the
16 extent to which equal educational opportunities are denied
17 to individuals by reason of race, color, religion or national
18 origin in public educational institutions at all levels in the
19 United States, its territories and possessions, and the District
20 of Columbia.

21 SEC. 303. (a) The Commissioner is authorized, upon
22 the application of any school board, State, municipality,
23 school district, or other governmental unit, to render tech-
24 nical assistance in the preparation, adoption, and implemen-
25 tation of plans for the desegregation of public schools or

1 other plans designed to deal with problems arising from racial
2 imbalance in public school systems. Such technical assist-
3 ance may, among other activities, include making available
4 to such agencies information regarding effective methods of
5 coping with special educational problems occasioned by de-
6 segregation or racial imbalance, and making available to
7 such agencies personnel of the Office of Education or other
8 persons specially equipped to advise and assist them in coping
9 with such problems.

10 (b) The Commissioner is authorized to arrange, through
11 grants or contracts, with institutions of higher education for
12 the operation of short-term or regular session institutes for
13 special training designed to improve the ability of teachers,
14 supervisors, counselors, and other elementary or secondary
15 school personnel to deal effectively with special educational
16 problems occasioned by desegregation or measures to adjust
17 racial imbalance in public school systems. Individuals who
18 attend such an institute may be paid stipends for the period
19 of their attendance at such institute in amounts specified by
20 the Commissioner in regulations, including allowances for
21 dependents and including allowances for travel to attend
22 such institute.

23 SEC. 304. (a) A school board which has failed to
24 achieve desegregation in all public schools within its juris-
25 diction, or a school board which is confronted with problems

1 arising from racial imbalance in the public schools within its
2 jurisdiction, may apply to the Commissioner, either directly
3 or through another governmental unit, for a grant or loan, as
4 hereinafter provided, for the purpose of aiding such school
5 board in carrying out desegregation or in dealing with prob-
6 lems of racial imbalance.

7 (b) The Commissioner may make a grant under this
8 section, upon application therefor, for—

9 (1) the cost of giving to teachers and other school
10 personnel inservice training in dealing with problems
11 incident to desegregation or racial imbalance in public
12 schools; and

13 (2) the cost of employing specialists in problems
14 incident to desegregation or racial imbalance and of
15 providing other assistance to develop understanding of
16 these problems by parents, schoolchildren, and the gen-
17 eral public.

18 (c) Each application made for a grant under this section
19 shall provide such detailed information and be in such form
20 as the Commissioner may require. Each grant under this
21 section shall be made in such amounts and on such terms and
22 conditions as the Commissioner shall prescribe, which may
23 include a condition that the applicant expend certain of its
24 own funds in specified amounts for the purpose for which
25 the grant is made. In determining whether to make a grant,

1 and in fixing the amount thereof and the terms and conditions
2 on which it will be made, the Commissioner shall take into
3 consideration the amount available for grants under this sec-
4 tion and the other applications which are pending before
5 him; the financial condition of the applicant and the other
6 resources available to it; the nature, extent, and gravity of
7 its problems incident to desegregation or racial imbalance,
8 and such other factors as he finds relevant.

9 (d) The Commissioner may make a loan under this
10 section, upon application, to any school board or to any local
11 government within the jurisdiction of which any school
12 board operates if the Commissioner finds that—

13 (1) part or all of the funds which would otherwise
14 be available to any such school board, either directly or
15 through the local government within whose jurisdiction
16 it operates, have been withheld or withdrawn by State
17 or local governmental action because of the actual or
18 prospective desegregation, in whole or in part, of one
19 or more schools under the jurisdiction of such school
20 board;

21 (2) such school board has authority to receive and
22 expend, or such local government has authority to re-
23 ceive and make available for the use of such board,
24 the proceeds of such loan; and

1 ~~(3)~~ the proceeds of such loan will be used for the
2 same purposes for which the funds withheld or with-
3 drawn would otherwise have been used.

4 ~~(c)~~ Each application made for a loan under this section
5 shall provide such detailed information and be in such form
6 as the Commissioner may require. Any loan under this
7 section shall be made upon such terms and conditions as the
8 Commissioner shall prescribe.

9 ~~(f)~~ The Commissioner may suspend or terminate assist-
10 ance under this section to any school board which, in his
11 judgment, is failing to comply in good faith with the terms
12 and conditions upon which the assistance was extended.

13 SEC. 305. Payments pursuant to a grant or contract
14 under this title may be made ~~(after necessary adjustments~~
15 ~~on account of previously made overpayments or under-~~
16 ~~payments)~~ in advance or by way of reimbursement, and in
17 such installments, and on such conditions, as the Commis-
18 sioner may determine.

19 SEC. 306. The Commissioner shall prescribe rules and
20 regulations to carry out the provisions of sections 301
21 through 305 of this title.

22 SUITS BY THE ATTORNEY GENERAL

23 SEC. 307. ~~(a)~~ Whenever the Attorney General receives
24 a complaint—

1 (1) signed by a parent or group of parents to the
2 effect that his or their minor children, as members of a
3 class of persons similarly situated, are being deprived
4 of the equal protection of the laws by reason of the
5 failure of a school board to achieve desegregation, or

6 (2) signed by an individual, or his parent, to the
7 effect that he has been denied admission to or not per-
8 mitted to continue in attendance at a public college by
9 reason of race, color, religion, or national origin,
10 and the Attorney General certifies that in his judgment the
11 signer or signers of such complaint are unable to initiate
12 and maintain appropriate legal proceedings for relief and
13 that the institution of an action will materially further the
14 orderly progress of desegregation in public education, the
15 Attorney General is authorized to institute for or in the name
16 of the United States a civil action in a district court of the
17 United States against such parties and for such relief as
18 may be appropriate, and such court shall have and shall
19 exercise jurisdiction of proceedings instituted pursuant to this
20 section. The Attorney General may implead as defendants
21 such additional parties as are or become necessary to the
22 grant of effective relief hereunder.

23 (b) A person or persons shall be deemed unable to
24 initiate and maintain appropriate legal proceedings within
25 the meaning of subsection (a) of this section when such

1 person or persons are unable, either directly or through other
2 interested persons or organizations, to bear the expense of
3 the litigation or to obtain effective legal representation; or
4 when there is reason to believe that the institution of such
5 litigation would jeopardize the employment or economic
6 standing of, or might result in injury or economic damage to,
7 such person or persons, their families, or their property.

8 (c) Whenever an action has been commenced in any
9 court of the United States seeking relief from the denial of
10 equal protection of the laws by reason of the failure of a
11 school board to achieve desegregation, or of a public college
12 to admit or permit the continued attendance of an individual,
13 the Attorney General for or in the name of the United States
14 may intervene in such action if he certifies that, in his judg-
15 ment, the plaintiffs are unable to maintain the action for any
16 of the reasons set forth in subsection (b) of this section, and
17 that such intervention will materially further the orderly
18 progress of desegregation in public education. In such an
19 action the United States shall be entitled to the same relief
20 as if it had instituted the action under subsection (a) of this
21 section.

22 (d) The term "parent" as used in this section includes
23 other legal representatives.

24 SEC. 308. Nothing in this title shall be construed to

1 deny, impair, or otherwise affect any right or authority
2 of the Attorney General or of the United States under exist-
3 ing law to institute or intervene in any action or proceeding.

4 SEC. 309. In any action or proceeding under this title
5 the United States shall be liable for costs the same as a
6 private person.

7 SEC. 310. Nothing in this title shall affect adversely the
8 right of any person to sue for or obtain relief in any court
9 against discrimination in public education.

10 TITLE IV—ESTABLISHMENT OF COMMUNITY
11 RELATIONS SERVICE

12 SEC. 401. There is hereby established a Community
13 Relations Service (hereinafter referred to as the "Service")
14 which shall be headed by a Director who shall be appointed
15 by the President. The Director shall receive compensation
16 at a rate of \$20,000 per year. The Director is authorized to
17 appoint such additional officers and employees as he deems
18 necessary to carry out the purposes of this title.

19 SEC. 402. It shall be the function of the Service to pro-
20 vide assistance to communities and persons therein in resolv-
21 ing disputes, disagreements, or difficulties relating to dis-
22 criminatory practices based on race, color, or national origin
23 which impair the rights of persons in such communities under
24 the Constitution or laws of the United States or which affect
25 or may affect interstate commerce. The Service may offer

1 its services in cases of such disputes, disagreements, or diffi-
2 culties whenever in its judgment peaceful relations among
3 the citizens of the community involved are threatened
4 thereby, and it may offer its services either upon its own
5 motion or upon the request of an appropriate local official
6 or other interested person.

7 SEC. 403. (a) The Service shall whenever possible in
8 performing its functions under this title seek and utilize the
9 cooperation of the appropriate State or local agencies and
10 may seek and utilize the cooperation of any nonpublic agency
11 which it believes may be helpful.

12 (b) The activities of all officers and employees of the
13 Service in providing assistance under this title shall be con-
14 ducted in confidence and without publicity, and the Service
15 shall hold confidential any information acquired in the regu-
16 lar performance of its duties upon the understanding that it
17 would be so held. No officer or employee of the Service
18 shall engage in the performance of investigative or prose-
19 cuting functions for any department or agency in any litiga-
20 tion arising out of a dispute in which he acted on behalf of
21 the Service.

22 SEC. 404. Subject to the provisions of section 403(b),
23 the Director shall, on or before January 31 of each year,
24 submit to the Congress a report of the activities of the Serv-
25 ice during the preceding fiscal year. Such report shall also

1 contain information with respect to the internal administra-
2 tion of the Service and may contain recommendations for
3 legislation necessary for improvements in such internal
4 administration.

5 TITLE V—COMMISSION ON CIVIL RIGHTS

6 SEC. 501. Section 102 of the Civil Rights Act of 1957
7 (~~42 U.S.C. 1975a; 71 Stat. 634~~) is amended to read as
8 follows:

9 “RULES OF PROCEDURE OF THE COMMISSION HEARINGS

10 “SEC. 102. (a) The Chairman, or one designated by
11 him to act as Chairman at a hearing of the Commission, shall
12 announce in an opening statement the subject of the hearing.

13 “(b) A copy of the Commission’s rules shall be made
14 available to the witness before the Commission.

15 “(c) Witnesses at the hearings may be accompanied by
16 their own counsel for the purpose of advising them concern-
17 ing their constitutional rights.

18 “(d) The Chairman or Acting Chairman may punish
19 breaches of order and decorum and unprofessional ethics on
20 the part of counsel, by censure and exclusion from the
21 hearings.

22 “(e) If the Commission determines that evidence or
23 testimony at any hearing may tend to defame, degrade, or
24 incriminate any person, it shall receive such evidence or
25 testimony or summary of such evidence or testimony in

1 executive session. In the event the Commission determines
2 that such evidence or testimony shall be given at a public
3 session, it shall afford such person an opportunity voluntarily
4 to appear as a witness and receive and dispose of requests
5 from such person to subpoena additional witnesses.

6 “(f) Except as provided in sections 102 and 105(f) of
7 this Act, the Chairman shall receive and the Commission
8 shall dispose of requests to subpoena additional witnesses.

9 “(g) No evidence or testimony or summary of evidence
10 or testimony taken in executive session may be released or
11 used in public sessions without the consent of the Commis-
12 sion. Whoever releases or uses in public without the con-
13 sent of the Commission such evidence or testimony taken
14 in executive session shall be fined not more than \$1,000, or
15 imprisoned for not more than one year.

16 “(h) In the discretion of the Commission, witnesses
17 may submit brief and pertinent sworn statements in writing
18 for inclusion in the record. The Commission is the sole
19 judge of the pertinency of testimony and evidence adduced
20 at its hearings.

21 “(i) Upon payment of the cost thereof, a witness may
22 obtain a transcript copy of his testimony given at a public
23 session or, if given at an executive session, when authorized
24 by the Commission.

25 “(j) A witness attending any session of the Commis-

1 sion shall receive \$6 for each day's attendance and for the
2 time necessarily occupied in going to and returning from
3 the same, and 10 cents per mile for going from and return-
4 ing to his place of residence. Witnesses who attend at
5 points so far removed from their respective residences as to
6 prohibit return thereto from day to day shall be entitled to
7 an additional allowance of \$10 per day for expenses of
8 subsistence, including the time necessarily occupied in going
9 to and returning from the place of attendance. Mileage
10 payments shall be tendered to the witness upon service of
11 a subpoena issued on behalf of the Commission or any sub-
12 committee thereof.

13 “(k) The Commission shall not issue any subpoena for
14 the attendance and testimony of witnesses or for the pro-
15 duction of written or other matter which would require the
16 presence of the party subpoenaed at a hearing to be held
17 outside of the State wherein the witness is found or resides
18 or is domiciled or transacts business, or has appointed an
19 agent for receipt of service of process except that, in any
20 event, the Commission may issue subpoenas for the attendance
21 and testimony of witnesses and the production of written or
22 other matter at a hearing held within fifty miles of the
23 place where the witness is found or resides or is domiciled
24 or transacts business or has appointed an agent for receipt
25 of service of process.”

1 SEC. 502. Section 103(a) of the Civil Rights Act of
2 1957 (42 U.S.C. 1975b(a); 71 Stat. 634) is amended to
3 read as follows:

4 “SEC. 103. (a) Each member of the Commission who
5 is not otherwise in the service of the Government of the
6 United States shall receive the sum of \$75 per day for each
7 day spent in the work of the Commission, shall be paid
8 actual travel expenses, and per diem in lieu of subsistence
9 expenses when away from his usual place of residence, in
10 accordance with section 5 of the Administrative Expenses
11 Act of 1946, as amended (5 U.S.C. 73b-2; 60 Stat. 808).”

12 SEC. 503. Section 103(b) of the Civil Rights Act of
13 1957 (42 U.S.C. 1975(b); 71 Stat. 634) is amended to
14 read as follows:

15 “(b) Each member of the Commission who is otherwise
16 in the service of the Government of the United States shall
17 serve without compensation in addition to that received for
18 such other service, but while engaged in the work of the
19 Commission shall be paid actual travel expenses, and per
20 diem in lieu of subsistence expenses when away from his
21 usual place of residence, in accordance with the provisions
22 of the Travel Expense Act of 1949, as amended (5 U.S.C.
23 835-42; 63 Stat. 166).”

24 SEC. 504. Section 104 of the Civil Rights Act of 1957

1 (42 U.S.C. 1975c; 71 Stat. 635), as amended, is further
2 amended to read as follows:

3 "DUTIES OF THE COMMISSION

4 "SEC. 104. (a) The Commission shall—

5 "(1) investigate allegations in writing under oath
6 or affirmation that certain citizens of the United States
7 are being deprived of their right to vote and have that
8 vote counted by reason of their color, race, religion, or
9 national origin; which writing, under oath or affirma-
10 tion, shall set forth the facts upon which such belief
11 or beliefs are based;

12 "(2) study and collect information concerning legal
13 developments constituting a denial of equal protection
14 of the laws under the Constitution;

15 "(3) appraise the laws and policies of the Federal
16 Government with respect to equal protection of the laws
17 under the Constitution; and

18 "(4) serve as a national clearinghouse for informa-
19 tion, and provide advice and technical assistance to
20 Government agencies, communities, industries, orga-
21 nizations, or individuals in respect to equal protection of
22 the laws, including but not limited to the fields of vot-
23 ing, education, housing, employment, the use of public
24 facilities, transportation, and the administration of justice.

25 The Commission may, for such periods as it deems neces-

1 sary, concentrate the performance of its duties on those spec-
2 ified in either paragraph (1), (2), (3), or (4) and may
3 further concentrate the performance of its duties under any
4 of such paragraphs on one or more aspects of the duties im-
5 posed therein.

6 “(b) The Commission shall submit interim reports to
7 the President and to the Congress at such times as either
8 the Commission or the President shall deem desirable, and
9 shall submit to the President and to the Congress a final
10 and comprehensive report of its activities, findings, and
11 recommendations not later than September 30, 1967.

12 “(c) Sixty days after the submission of its final report
13 and recommendations the Commission shall cease to exist.”

14 SEC. 505. (a) Section 105(a) of the Civil Rights Act
15 of 1957 (42 U.S.C. 1975(d); 71 Stat. 636) is amended
16 by striking out in the last sentence thereof “\$50 per diem”
17 and inserting in lieu thereof “\$75 per diem.”

18 SEC. 506. Section 105(g) of the Civil Rights Act of
19 1957 (42 U.S.C. 1975d(g); 71 Stat. 636) is amended to
20 read as follows:

21 “(g) In case of contumacy or refusal to obey a subpoena,
22 any district court of the United States or the United States
23 court of any territory or possession, or the District Court
24 of the United States for the District of Columbia, within the

1 jurisdiction of which the injury is carried on or within the
2 jurisdiction of which said person guilty of contumacy or
3 refusal to obey is found or resides or is domiciled or transacts
4 business, or has appointed an agent for receipt of service of
5 process, upon application by the Attorney General of the
6 United States shall have jurisdiction to issue to such person
7 an order requiring such person to appear before the Com-
8 mission or a subcommittee thereof, there to produce evidence
9 if so ordered, or there to give testimony touching the matter
10 under investigation; and any failure to obey such order of
11 the court may be punished by said court as a contempt
12 thereof."

13 SEC. 507. Section 105 of the Civil Rights Act of 1957
14 (42 U.S.C. 1975d; 71 Stat. 636), as amended by section
15 401 of the Civil Rights Act of 1960 (42 U.S.C. 1975d(h);
16 74 Stat. 89), is further amended by adding a new subsection
17 at the end to read as follows:

18 "(i) The Commission shall have the power to make
19 such rules and regulations as it deems necessary to carry
20 out the purposes of this Act."

21 TITLE VI—NONDISCRIMINATION IN FEDERALLY
22 ASSISTED PROGRAMS

23 SEC. 601. Notwithstanding any provision to the contrary
24 in any law of the United States providing or authorizing
25 direct or indirect financial assistance for or in connection

1 with any program or activity by way of grant, contract, loan,
2 insurance, guaranty, or otherwise, no such law shall be inter-
3 preted as requiring that such financial assistance shall be
4 furnished in circumstances under which individuals partici-
5 pating in or benefiting from the program or activity are
6 discriminated against on the ground of race, color, religion,
7 or national origin or are denied participation or benefits
8 therein on the ground of race, color, religion, or national
9 origin. All contracts made in connection with any such pro-
10 gram or activity shall contain such conditions as the President
11 may prescribe for the purpose of assuring that there shall be
12 no discrimination in employment by any contractor or sub-
13 contractor on the ground of race, color, religion, or national
14 origin.

15 TITLE VII—COMMISSION ON EQUAL EMPLOY-
16 MENT OPPORTUNITY

17 SEC. 701. The President is authorized to establish a
18 Commission to be known as the "Commission on Equal
19 Employment Opportunity," hereinafter referred to as the
20 Commission. It shall be the function of the Commission to
21 prevent discrimination against employees or applicants for
22 employment because of race, color, religion, or national ori-
23 gin by Government contractors and subcontractors, and by
24 contractors and subcontractors participating in programs or
25 activities in which direct or indirect financial assistance by

1 the United States Government is provided by way of grant,
2 contract, loan, insurance, guaranty, or otherwise. The Com-
3 mission shall have such powers to effectuate the purposes of
4 this title as may be conferred upon it by the President. The
5 President may also confer upon the Commission such powers
6 as he deems appropriate to prevent discrimination on the
7 ground of race, color, religion, or national origin in Govern-
8 ment employment.

9 SEC. 702. The Commission shall consist of the Vice Pres-
10 ident, who shall serve as Chairman, the Secretary of Labor,
11 who shall serve as Vice Chairman, and not more than fifteen
12 other members appointed by and serving at the pleasure of
13 the President. Members of the Commission, while attend-
14 ing meetings or conferences of the Commission or otherwise
15 serving at the request of the Commission, shall be entitled to
16 receive compensation at a rate to be fixed by it but not ex-
17 ceeding \$75 per diem, including travel time, and while
18 away from their homes or regular places of business they
19 may be allowed travel expenses, including per diem in lieu
20 of subsistence, as authorized by section 73b-2 of title 5 of
21 the United States Code for persons in the Government serv-
22 ice employed intermittently.

23 SEC. 703. (a) There shall be an Executive Vice Chair-
24 man of the Commission who shall be appointed by the Presi-

1 dent and who shall be ex officio a member of the Commis-
2 sion. The Executive Vice Chairman shall assist the Chair-
3 man, the Vice Chairman, and the members of the Com-
4 mission and shall be responsible for carrying out the orders
5 and recommendations of the Commission and for performing
6 such other functions as the Commission may direct.

7 (b) Section 106(a) of the Federal Executive Pay Act
8 of 1956, as amended (5 U.S.C. 2205(a)), is further
9 amended by adding the following clause thereto:

10 “(52) Executive Vice Chairman, Commission on Equal
11 Employment Opportunity.”

12 (c) The Commission is authorized to appoint, subject
13 to the civil service laws and regulations, such other personnel
14 as may be necessary to enable it to carry out its functions
15 and duties, and to fix their compensation in accordance with
16 the Classification Act of 1949, and is authorized to procure
17 services as authorized by section 14 of the Act of August 2,
18 1946 (60 Stat. 810; 5 U.S.C. 55a), but at rates for individ-
19 uals not in excess of \$50 a day.

20 TITLE VIII—MISCELLANEOUS

21 SEC. 801. There are hereby authorized to be appropri-
22 ated such sums as are necessary to carry out the provisions
23 of this Act.

24 SEC. 802. If any provision of this Act or the applica-

1 tion thereof to any person or circumstance is held invalid,
2 the remainder of the Act and the application of the provi-
3 sion to other persons or circumstances shall not be affected
4 thereby.

5 *That this Act may be cited as "The Civil Rights Act of*
6 *1963".*

7 *TITLE I—VOTING RIGHTS*

8 *SEC. 101. Section 2004 of the Revised Statutes (42*
9 *U.S.C. 1971), as amended by section 131 of the Civil Rights*
10 *Act of 1957 (71 Stat. 637), and as further amended by sec-*
11 *tion 601 of the Civil Rights Act of 1960 (74 Stat. 90), is*
12 *further amended as follows:*

13 *(a) Insert "1" after "(a)" in subsection (a) and add*
14 *at the end of subsection (a) the following new paragraphs:*

15 *"(2) No person acting under color of law shall—*

16 *"(A) in determining whether any individual is*
17 *qualified under State law or laws to vote in any Federal*
18 *election, apply any standard, practice, or procedure dif-*
19 *ferent from the standards, practices, or procedures*
20 *applied under such law or laws to other individuals*
21 *within the same county, parish, or similar political sub-*

1 *division who have been found by State officials to be*
2 *qualified to vote;*

3 *“(B) deny the right of any individual to vote in*
4 *any Federal election because of an error or omission of*
5 *such individual on any record or paper relating to any*
6 *application, registration, payment of poll tax, or other*
7 *act requisite to voting, if such error or omission is*
8 *not material in determining whether such individual is*
9 *qualified under State law to vote in such election; or*

10 *“(C) employ any literacy test as a qualification for*
11 *voting in any Federal election unless (i) such test is*
12 *administered to each individual wholly in writing except*
13 *where an individual requests and State law authorizes a*
14 *test other than in writing, and (ii) a certified copy of the*
15 *test whether written or oral and of the answers given*
16 *by the individual is furnished to him within twenty-five*
17 *days of the submission of his request made within the*
18 *period of time during which records and papers are re-*
19 *quired to be retained and preserved pursuant to title III*
20 *of the Civil Rights Act of 1960 (42 U.S.C. 1974-74e;*
21 *74 Stat. 88).*

1 “(3) For purposes of this subsection—

2 “(A) the term ‘vote’ shall have the same meaning as
3 in subsection (e) of this section;

4 “(B) the phrase ‘literacy test’ includes any test of
5 the ability to read, write, understand, or interpret any
6 matter.”

7 (b) Insert immediately following the period at the end
8 of the first sentence of subsection (c) the following new
9 sentence: “If in any such proceeding literacy is a relevant
10 fact there shall be a rebuttable presumption that any person
11 who has not been adjudged an incompetent and who has com-
12 pleted the sixth grade in a public school in, or a private
13 school accredited by, any State or territory or the District of
14 Columbia where instruction is carried on predominantly in
15 the English language, possesses sufficient literacy, comprehen-
16 sion, and intelligence to vote in any Federal election.”

17 (c) Add the following subsection “(f)” and designate
18 the present subsection “(f)” as subsection “(g)”:

19 “(f) When used in subsections (a) or (c) of this sec-
20 tion, the words ‘Federal election’ shall mean any general,
21 special, or primary election held solely or in part for the
22 purpose of electing or selecting any candidate for the office
23 of President, Vice President, presidential elector, Member of
24 the Senate, or Member of the House of Representatives.”

1 (d) Add the following subsection "(h)":

2 “(h) In any proceeding instituted in any district court
3 of the United States under this section the Attorney General
4 may file with the clerk of such court a request that a court
5 of three judges be convened to hear and determine the case.
6 A copy of the request shall be immediately furnished by such
7 clerk to the chief judge of the circuit (or in his absence, the
8 presiding circuit judge) of the circuit in which the case
9 is pending. Upon receipt of the copy of such request it
10 shall be the duty of the chief judge of the circuit or the pre-
11 siding circuit judge, as the case may be, to designate im-
12 mediately three judges in such circuit, of whom at least one
13 shall be a circuit judge and another of whom shall be a
14 district judge of the court in which the proceeding was
15 instituted, to hear and determine such case, and it shall be
16 the duty of the judges so designated to assign the case for hear-
17 ing at the earliest practicable date, to participate in the
18 hearing and determination thereof, and to cause the case to be
19 in every way expedited. An appeal from the final judgment
20 of such court will lie to the Supreme Court.

21 “*In the event the Attorney General fails to file such*
22 *a request in any such proceeding, it shall be the duty of the*

1 chief judge of the district (or in his absence, the acting chief
2 judge) in which the case is pending immediately to designate
3 a judge in such district to hear and determine the case. In
4 the event that no judge in the district is available to hear and
5 determine the case, the chief judge of the district, or the acting
6 chief judge, as the case may be, shall certify this fact to the
7 chief judge of the circuit (or in his absence, the acting chief
8 judge) who shall then designate a district or circuit judge of
9 the circuit to hear and determine the case.

10 "It shall be the duty of the judge designated pursuant to
11 this section to assign the case for hearing at the earliest
12 practicable date and to cause the case to be in every way
13 expedited."

14 TITLE II—INJUNCTIVE RELIEF AGAINST DIS-
15 CRIMINATION IN PLACES OF PUBLIC AC-
16 COMMODATION

17 SEC. 201. (a) All persons shall be entitled to the full
18 and equal enjoyment of the goods, services, facilities, privi-
19 leges, advantages, and accommodations of any place of public
20 accommodation, as defined in this section, without discrim-
21 ination or segregation on the ground of race, color, religion,
22 or national origin.

23 (b) Each of the following establishments which serves
24 the public is a place of public accommodation within the
25 meaning of this title if its operations affect commerce, or if

1 *discrimination or segregation by it is supported by State*
2 *action:*

3 (1) *any inn, hotel, motel, or other establishment*
4 *which provides lodging to transient guests, other than*
5 *an establishment located within a building which contains*
6 *not more than five rooms for rent or hire and which is*
7 *actually occupied by the proprietor of such establishment*
8 *as his residence;*

9 (2) *any restaurant, cafeteria, lunch room, lunch*
10 *counter, soda fountain, or other facility principally en-*
11 *gaged in selling food for consumption on the premises,*
12 *including, but not limited to, any such facility located*
13 *on the premises of any retail establishment; or any*
14 *gasoline station;*

15 (3) *any motion picture house, theater, concert hall,*
16 *sports arena, stadium or other place of exhibition or en-*
17 *tertainment; and*

18 (4) *any establishment (A) which is physically lo-*
19 *cated within the premises of any establishment otherwise*
20 *covered by this subsection, or within the premises of which*
21 *is physically located any such covered establishment, and*
22 *(B) which holds itself out as serving patrons of such*
23 *covered establishment.*

24 (c) *The operations of an establishment affect commerce*
25 *within the meaning of this title if (1) it is one of the estab-*

1 *lishments described in paragraph (1) of subsection (b); (2)*
2 *in the case of an establishment described in paragraph (2) of*
3 *subsection (b), it serves or offers to serve interstate travelers*
4 *or a substantial portion of the food which it serves, or gasoline*
5 *or other products which it sells, has moved in commerce; (3)*
6 *in the case of an establishment described in paragraph (3)*
7 *of subsection (b), it customarily presents films, performances,*
8 *athletic teams, exhibitions, or other sources of entertainment*
9 *which move in commerce; and (4) in the case of an establish-*
10 *ment described in paragraph (4) of subsection (b), it is*
11 *physically located within the premises of, or there is physically*
12 *located within its premises, an establishment the operations of*
13 *which affect commerce within the meaning of this subsection.*
14 *For purposes of this section, "commerce" means travel, trade,*
15 *traffic, commerce, transportation or communication among*
16 *the several States, or between the District of Columbia and*
17 *any State, or between any foreign country or any territory*
18 *or possession and any State or the District of Columbia, or*
19 *between points in the same State but through any other State*
20 *or the District of Columbia or a foreign country.*

21 *(d) Discrimination or segregation by an establishment*
22 *is supported by State action within the meaning of this*
23 *title if such discrimination or segregation (1) is carried*
24 *on under color of any law, statute, ordinance, regulation,*

1 custom, or usage; or (2) is required, fostered, or encouraged
2 by action of a State or a political subdivision thereof.

3 (e) The provisions of this title shall not apply to a bona
4 fide private club or other establishment not open to the public,
5 except to the extent that the facilities of such establishment are
6 made available to the customers or patrons of an establish-
7 ment within the scope of subsection (b).

8 SEC. 202. All persons shall be entitled to be free, at any
9 establishment or place, from discrimination or segregation of
10 any kind on the ground of race, color, religion, or national
11 origin, if such discrimination or segregation is or purports to
12 be required by any law, statute, ordinance, regulation, rule or
13 order, of a State or any agency or political subdivision
14 thereof.

15 SEC. 203. No person shall (a) withhold, deny, or at-
16 tempt to withhold or deny, or deprive or attempt to deprive,
17 any person of any right or privilege secured by section 201
18 or 202, or (b) intimidate, threaten, or coerce, or attempt
19 to intimidate, threaten, or coerce any person with the purpose
20 of interfering with any right or privilege secured by section
21 201 or 202, or (c) punish or attempt to punish any person
22 for exercising or attempting to exercise any right or privilege
23 secured by section 201 or 202, or (d) incite or aid or abet
24 any person to do any of the foregoing.

1 *SEC. 204. (a) Whenever any person has engaged or*
2 *there are reasonable grounds to believe that any person is*
3 *about to engage in any act or practice prohibited by section*
4 *203, a civil action for preventive relief, including an appli-*
5 *cation for a permanent or temporary injunction, restraining*
6 *order, or other order, may be instituted (1) by the person*
7 *aggrieved, or (2) by the Attorney General for or in the*
8 *name of the United States if he satisfies himself that the*
9 *purposes of this title will be materially furthered by the*
10 *filing of an action.*

11 *(b) In any action commenced pursuant to this title,*
12 *the court, in its discretion, may allow the prevailing party,*
13 *other than the United States, a reasonable attorney's fee*
14 *as part of the costs, and the United States shall be liable*
15 *for costs the same as a private person.*

16 *(c) In case of any complaint received by the Attorney*
17 *General alleging a violation or threatened violation of section*
18 *203 in a place where State or local laws or regulations forbid*
19 *the act or practice involved, the Attorney General shall notify*
20 *the appropriate State or local officials and, upon request,*
21 *afford them a reasonable time to act under such State or*
22 *local laws or regulations before he institutes an action.*

23 *(d) In the case of any complaint received by the Attor-*
24 *ney General alleging a violation or threatened violation of*
25 *section 203, the Attorney General, before instituting an ac-*

1 tion, may utilize the services of any Federal, State, or local
2 agency or instrumentality which may be available to attempt
3 to secure compliance with the provisions of this title by vol-
4 untary procedures.

5 (e) Compliance with the foregoing provisions of subsec-
6 tion (c) shall not be required if the Attorney General shall
7 file with the court a certificate that the delay consequent upon
8 compliance with such provisions in the particular case would
9 adversely affect the interests of the United States, or that in
10 the particular case compliance with such provisions would
11 prove ineffective.

12 SEC. 205. (a) The district courts of the United States
13 shall have jurisdiction of proceedings instituted pursuant to
14 this title and shall exercise the same without regard to
15 whether the aggrieved party shall have exhausted any ad-
16 ministrative or other remedies that may be provided by law.

17 (b) The remedies provided in this title shall be the
18 exclusive means of enforcing the rights hereby created, but
19 nothing in this title shall preclude any individual or any
20 State or local agency from asserting any right created by any
21 other Federal or State law not inconsistent with this title,
22 including any statute or ordinance requiring nondiscrimina-
23 tion in public establishments or accommodations, or from
24 pursuing any remedy, civil or criminal, which may be avail-
25 able for the vindication or enforcement of such right.

1 (c) Proceedings for contempt arising under the provi-
2 sions of this title shall be subject to the provisions of section
3 151 of the Civil Rights Act of 1957 (71 Stat. 638).

4 **TITLE III—DESEGREGATION OF PUBLIC**
5 **FACILITIES**

6 **SEC. 301.** (a) Whenever the Attorney General receives
7 a complaint signed by an individual to the effect that he is
8 being deprived of or threatened with the loss of his right to
9 the equal protection of the laws, on account of his race, color,
10 religion, or national origin, by being denied access to or
11 full and complete utilization of any public facility which is
12 owned, operated, or managed by or on behalf of any State
13 or subdivision thereof, other than a public school or public
14 college as defined in section 401 of title IV hereof, and the
15 Attorney General certifies that the signer or signers of such
16 complaint are unable, in his judgment, to initiate and main-
17 tain appropriate legal proceedings for relief and that the in-
18 stitution of an action will materially further the public
19 policy of the United States favoring the orderly progress
20 of desegregation in public facilities, the Attorney General is
21 authorized to institute for or in the name of the United States
22 a civil action in any appropriate district court of the United
23 States against such parties and for such relief as may be
24 appropriate, and such court shall have and shall exercise
25 jurisdiction of proceedings instituted pursuant to this section.

1 *The Attorney General may implead as defendants such addi-*
2 *tional parties as are or become necessary to the grant of effec-*
3 *tive relief hereunder.*

4 (b) *The Attorney General may deem a person or*
5 *persons unable to initiate and maintain appropriate legal*
6 *proceedings within the meaning of subsection (a) of this*
7 *section when such person or persons are unable, either*
8 *directly or through other interested persons or organizations,*
9 *to bear the expense of the litigation or to obtain effective*
10 *legal representation; or whenever he is satisfied that the*
11 *institution of such litigation would jeopardize the employ-*
12 *ment or economic standing of, or might result in injury or*
13 *economic damage to, such person or persons, their families,*
14 *or their property.*

15 *SEC. 302. Whenever an action has been commenced in*
16 *any court of the United States seeking relief from the*
17 *denial of equal protection of the laws on account of race,*
18 *color, religion, or national origin, the Attorney General for*
19 *or in the name of the United States may intervene in such*
20 *action. In such an action the United States shall be entitled*
21 *to the same relief as if it had instituted the action.*

22 *SEC. 303. In any action or proceeding under this title*
23 *the United States shall be liable for costs the same as a*
24 *private person.*

25 *SEC. 304. Nothing in this title shall affect adversely*

1 *the right of any person to sue for or obtain relief in any*
2 *court against discrimination in any facility covered by this*
3 *title.*

4 *TITLE IV—DESEGREGATION OF PUBLIC*
5 *EDUCATION*

6 *DEFINITIONS*

7 *SEC. 401. As used in this title—*

8 *(a) “Commissioner” means the Commissioner of Educa-*
9 *tion.*

10 *(b) “Desegregation” means the assignment of students*
11 *to public schools and within such schools without regard to*
12 *their race, color, religion, or national origin.*

13 *(c) “Public school” means any elementary or secondary*
14 *educational institution, and “public college” means any insti-*
15 *tution of higher education or any technical or vocational*
16 *school above the secondary school level, operated by a State,*
17 *subdivision of a State, or governmental agency within a State,*
18 *or operated wholly or predominantly from or through the*
19 *use of governmental funds or property, or funds or property*
20 *derived from a governmental source.*

21 *(d) “School board” means any agency or agencies which*
22 *administer a system of one or more public schools and any*

1 other agency which is responsible for the assignment of stu-
2 dents to or within such system.

3 SURVEY AND REPORT OF EDUCATIONAL OPPORTUNITIES

4 SEC. 402. The Commissioner shall conduct a survey and
5 make a report to the President and the Congress, within two
6 years of the enactment of this title, concerning the lack of
7 availability of equal educational opportunities for individuals
8 by reason of race, color, religion, or national origin in public
9 educational institutions at all levels in the United States, its
10 territories and possessions, and the District of Columbia.

11 TECHNICAL ASSISTANCE

12 SEC. 403. The Commissioner is authorized, upon the
13 application of any school board, State, municipality, school
14 district, or other governmental unit, to render technical assist-
15 ance to such applicant in the preparation, adoption, and
16 implementation of plans for the desegregation of public
17 schools. Such technical assistance may, among other activi-
18 ties, include making available to such agencies information
19 regarding effective methods of coping with special educational
20 problems occasioned by desegregation, and making available
21 to such agencies personnel of the Office of Education or other

1 persons specially equipped to advise and assist them in coping
2 with such problems.

3 TRAINING INSTITUTES

4 SEC. 404. The Commissioner is authorized to arrange,
5 through grants or contracts, with institutions of higher edu-
6 cation for the operation of short-term or regular session
7 institutes for special training designed to improve the ability
8 of teachers, supervisors, counselors, and other elementary or
9 secondary school personnel to deal effectively with special
10 educational problems occasioned by desegregation. In-
11 dividuals who attend such an institute may be paid stipends
12 for the period of their attendance at such institute in amounts
13 specified by the Commissioner in regulations, including
14 allowances for dependents and including allowances for travel
15 to attend such institute.

16 GRANTS

17 SEC. 405. (a) The Commissioner is authorized, upon
18 application of a school board, to make grants to such board
19 to pay, in whole or in part, the cost of—

20 (1) giving to teachers and other school personnel
21 inservice training in dealing with problems incident to
22 desegregation, and

23 (2) employing specialists to advise in problems inci-
24 dent to desegregation.

1 effect that he has been denied admission to or not per-
2 mitted to continue in attendance at a public college by
3 reason of race, color, religion, or national origin,
4 and the Attorney General certifies that the signer or signers
5 of such complaint are unable, in his judgment, to initiate
6 and maintain appropriate legal proceedings for relief and
7 that the institution of an action will materially further the
8 public policy of the United States favoring the orderly
9 achievement of desegregation in public education, the Attor-
10 ney General is authorized to institute for or in the name
11 of the United States a civil action in any appropriate district
12 court of the United States against such parties and for such
13 relief as may be appropriate, and such court shall have and
14 shall exercise jurisdiction of proceedings instituted pursuant
15 to this section. The Attorney General may implead as de-
16 fendants such additional parties as are or become necessary
17 to the grant of effective relief hereunder.

18 (b) The Attorney General may deem a person or per-
19 sons unable to initiate and maintain appropriate legal pro-
20 ceedings within the meaning of subsection (a) of this section
21 when such person or persons are unable, either directly or
22 through other interested persons or organizations, to bear
23 the expense of the litigation or to obtain effective legal repre-
24 sentation; or whenever he is satisfied that the institution of
25 such litigation would jeopardize the employment or economic

1 standing of, or might result in injury or economic damage to,
2 such person or persons, their families, or their property.

3 (c) The term "parent" as used in this section includes
4 any person standing in loco parentis.

5 SEC. 408. In any action or proceeding under this title
6 the United States shall be liable for costs the same as a private
7 person.

8 SEC. 409. Nothing in this title shall affect adversely the
9 right of any person to sue for or obtain relief in any court
10 against discrimination in public education or in any facility
11 covered by this title.

12 TITLE V—COMMISSION ON CIVIL RIGHTS

13 SEC. 501. Section 102 of the Civil Rights Act of 1957
14 (42 U.S.C. 1975a; 71 Stat. 634) is amended to read as
15 follows:

16 "RULES OF PROCEDURE OF THE COMMISSION HEARINGS

17 "SEC. 102. (a) The Chairman, or one designated by
18 him to act as Chairman at a hearing of the Commission, shall
19 announce in an opening statement the subject of the hearing.

20 "(b) A copy of the Commission's rules shall be made
21 available to the witness before the Commission.

22 "(c) Witnesses at the hearings may be accompanied by
23 their own counsel for the purpose of advising them concerning
24 their constitutional rights.

25 "(d) The Chairman or Acting Chairman may punish

1 *breaches of order and decorum and unprofessional ethics on*
2 *the part of counsel, by censure and exclusion from the hear-*
3 *ings.*

4 “(e) *If the Commission determines that evidence or testi-*
5 *mony at any hearing may tend to defame, degrade, or*
6 *incriminate any person, it shall receive such evidence or testi-*
7 *mony or summary of such evidence or testimony in executive*
8 *session. In the event the Commission determines that such*
9 *evidence or testimony shall be given at a public session, it*
10 *shall afford such person an opportunity voluntarily to appear*
11 *as a witness and receive and dispose of requests from such*
12 *person to subpoena additional witnesses.*

13 “(f) *Except as provided in sections 102 and 105(f) of*
14 *this Act, the Chairman shall receive and the Commission shall*
15 *dispose of requests to subpoena additional witnesses.*

16 “(g) *No evidence or testimony or summary of evidence*
17 *or testimony taken in executive session may be released or used*
18 *in public sessions without the consent of the Commission.*
19 *Whoever releases or uses in public without the consent of the*
20 *Commission such evidence or testimony taken in executive*
21 *session shall be fined not more than \$1,000, or imprisoned*
22 *for not more than one year.*

23 “(h) *In the discretion of the Commission, witnesses may*
24 *submit brief and pertinent sworn statements in writing for in-*
25 *clusion in the record. The Commission is the sole judge of*

1 the pertinency of testimony and evidence adduced at its
2 hearings.

3 “(i) Upon payment of the cost thereof, a witness may
4 obtain a transcript copy of his testimony given at a public
5 session or, if given at an executive session, when authorized
6 by the Commission.

7 “(j) A witness attending any session of the Commission
8 shall receive \$6 for each day's attendance and for the time
9 necessarily occupied in going to and returning from the same,
10 and 10 cents per mile for going from and returning to his
11 place of residence. Witnesses who attend at points so far re-
12 moved from their respective residences as to prohibit return
13 thereto from day to day shall be entitled to an additional al-
14 lowance of \$10 per day for expenses of subsistence, including
15 the time necessarily occupied in going to and returning from
16 the place of attendance. Mileage payments shall be tendered
17 to the witness upon service of a subpoena issued on behalf of
18 the Commission or any subcommittee thereof.

19 “(k) The Commission shall not issue any subpoena for
20 the attendance and testimony of witnesses or for the produc-
21 tion of written or other matter which would require the
22 presence of the party subpoenaed at a hearing to be held out-
23 side of the State wherein the witness is found or resides
24 or is domiciled or transacts business, or has appointed an
25 agent for receipt of service of process except that, in any

1 event, the Commission may issue subpoenas for the attend-
2 ance and testimony of witnesses and the production of written
3 or other matter at a hearing held within fifty miles of the
4 place where the witness is found or resides or is domiciled
5 or transacts business or has appointed an agent for receipt
6 of service of process."

7 SEC. 502. Section 103(a) of the Civil Rights Act of
8 1957 (42 U.S.C. 1975b(a); 71 Stat. 634) is amended to
9 read as follows:

10 "SEC. 103. (a) Each member of the Commission who
11 is not otherwise in the service of the Government of the
12 United States shall receive the sum of \$75 per day for each
13 day spent in the work of the Commission, shall be paid actual
14 travel expenses, and per diem in lieu of subsistence expenses
15 when away from his usual place of residence, in accordance
16 with section 5 of the Administrative Expenses Act of 1946,
17 as amended (5 U.S.C. 73b-2; 60 Stat. 808)."

18 SEC. 503. Section 103(b) of the Civil Rights Act of
19 1957 (42 U.S.C. 1975b(b); 71 Stat. 634) is amended to
20 read as follows:

21 "(b) Each member of the Commission who is otherwise
22 in the service of the Government of the United States shall
23 serve without compensation in addition to that received for
24 such other service, but while engaged in the work of the Com-
25 mission shall be paid actual travel expenses, and per diem

1 *in lieu of subsistence expenses when away from his usual*
2 *place of residence, in accordance with the provisions of the*
3 *Travel Expenses Act of 1949, as amended (5 U.S.C. 835-*
4 *42; 63 Stat. 166)."*

5 *SEC. 504. (a) Section 104 of the Civil Rights Act of*
6 *1957 (42 U.S.C. 1975c; 71 Stat. 635), as amended, is*
7 *further amended to read as follows:*

8 *"DUTIES OF THE COMMISSION*

9 *"SEC. 104. (a) The Commission shall—*

10 *"(1) investigate allegations in writing under oath*
11 *or affirmation that certain citizens of the United States*
12 *are being deprived of their right to vote and have that*
13 *vote counted by reason of their color, race, religion, or*
14 *national origin; which writing, under oath or affirma-*
15 *tion, shall set forth the facts upon which such belief or*
16 *beliefs are based;*

17 *"(2) study and collect information concerning legal*
18 *developments constituting a denial of equal protection of*
19 *the laws under the Constitution;*

20 *"(3) appraise the laws and policies of the Federal*
21 *Government with respect to equal protection of the laws*
22 *under the Constitution;*

23 *"(4) serve as a national clearinghouse for infor-*
24 *mation in respect to equal protection of the laws, including*
25 *but not limited to the fields of voting, education, housing,*

1 employment, the use of public facilities, transportation,
2 and the administration of justice; and

3 “(5) investigate allegations, made in writing and
4 under oath or affirmation, that citizens of the United
5 States are unlawfully being accorded or denied the right
6 to vote, or to have their votes properly counted, in any
7 election of presidential electors, Members of the United
8 States Senate, or of the House of Representatives, as a
9 result of any patterns or practice of fraud or discrimi-
10 nation in the conduct of such election.

11 “(b) The Commission shall submit interim reports to the
12 President and to the Congress at such times as either the Com-
13 mission or the President shall deem desirable, and shall sub-
14 mit to the President and to the Congress a report of its activi-
15 ties, findings, and recommendations not later than January 31
16 of each year.”

17 (b) Section 104(c) of the Civil Rights Act of 1957 is
18 repealed.

19 SEC 505. Section 105(a) of the Civil Rights Act
20 of 1957 (42 U.S.C. 1975d(a); 71 Stat. 636) is amended
21 by striking out in the last sentence thereof “\$50 per diem”
22 and inserting in lieu thereof of “\$75 per diem.”

23 SEC. 506. Section 105(g) of the Civil Rights Act of
24 1957 (42 U.S.C. 1975d(g); 71 Stat. 636) is amended to
25 read as follows:

1 “(g) In case of contumacy or refusal to obey a subpoena,
2 any district court of the United States or the United States
3 court of any territory or possession, or the District Court
4 of the United States for the District of Columbia, within
5 the jurisdiction of which the inquiry is carried on or within
6 the jurisdiction of which said person guilty of contumacy or
7 refusal to obey is found or resides or is domiciled or transacts
8 business, or has appointed an agent for receipt of service of
9 process, upon application by the Attorney General of the
10 United States shall have jurisdiction to issue to such person
11 an order requiring such person to appear before the Com-
12 mission or a subcommittee thereof, there to produce evidence
13 if so ordered, or there to give testimony touching the matter
14 under investigation; and any failure to obey such order of
15 the court may be punished by said court as a contempt
16 thereof.”

17 SEC. 507. Section 105 of the Civil Rights Act of 1957
18 (42 U.S.C. 1975d; 71 Stat. 636), as amended by section
19 401 of the Civil Rights Act of 1960 (42 U.S.C. 1975d(h);
20 74 Stat. 89), is further amended by adding a new subsection
21 at the end to read as follows:

22 “(i) The Commission shall have the power to make such
23 rules and regulations as it deems necessary to carry out the
24 purposes of this Act.”

1 *TITLE VI—NONDISCRIMINATION IN*
2 *FEDERALLY ASSISTED PROGRAMS*

3 *SEC. 601. Notwithstanding any inconsistent provision of*
4 *any other law, no person in the United States shall, on the*
5 *ground of race, color, or national origin, be excluded from*
6 *participation in, be denied the benefits of, or be subjected to*
7 *discrimination under any program or activity receiving*
8 *Federal financial assistance.*

9 *SEC. 602. Each Federal department and agency which*
10 *is empowered to extend Federal financial assistance to any*
11 *program or activity, by way of grant, contract, or loan, shall*
12 *take action to effectuate the provisions of section 601 with*
13 *respect to such program or activity. Such action may be*
14 *taken by or pursuant to rule, regulation, or order of general*
15 *applicability and shall be consistent with achievement of the*
16 *objectives of the statute authorizing the financial assistance in*
17 *connection with which the action is taken. Compliance with*
18 *any requirement adopted pursuant to this section may be*
19 *effected (1) by the termination of or refusal to grant or to*
20 *continue assistance under such program or activity to any*
21 *recipient as to whom there has been an express finding of a*
22 *failure to comply with such requirement, or (2) by any other*
23 *means authorized by law: Provided, however, That no such*
24 *action shall be taken until the department or agency con-*
25 *cerned has advised the appropriate person or persons of the*

1 failure to comply with the requirement and has determined
2 that compliance cannot be secured by voluntary means.

3 *SEC. 603. Any department or agency action taken pur-*
4 *suant to section 602 shall be subject to such judicial review*
5 *as may otherwise be provided by law for similar action taken*
6 *by such department or agency on other grounds. In the case*
7 *of action, not otherwise subject to judicial review, terminating*
8 *or refusing to grant or to continue financial assistance upon*
9 *a finding of failure to comply with any requirement imposed*
10 *pursuant to section 602, any person aggrieved (including*
11 *any State or political subdivision thereof and any agency of*
12 *either) may obtain judicial review of such action in accord-*
13 *ance with section 10 of the Administrative Procedure Act,*
14 *and such action shall not be deemed committed to unreviewable*
15 *agency discretion within the meaning of that section.*

16 *TITLE VII—EQUAL EMPLOYMENT*

17 *OPPORTUNITY*

18 *FINDINGS AND DECLARATION OF POLICY*

19 *SEC. 701. (a) The Congress hereby declares that the*
20 *opportunity for employment without discrimination of the*
21 *types described in sections 704 and 705 is a right of all*
22 *persons within the jurisdiction of the United States, and*
23 *that it is the national policy to protect the right of the indi-*
24 *vidual to be free from such discrimination.*

25 *(b) The Congress further declares that the succeed-*

1 ing provisions of this title are necessary for the following
2 purposes:

3 (1) To remove obstructions to the free flow of
4 commerce among the States and with foreign nations.

5 (2) To insure the complete and full enjoyment by
6 all persons of the rights, privileges, and immunities
7 secured and protected by the Constitution of the United
8 States.

9 DEFINITIONS

10 SEC. 702. For the purposes of this title—

11 (a) the term "person" includes one or more individuals,
12 labor union, partnerships, associations, corporations, legal
13 representatives, mutual companies, joint-stock companies,
14 trusts, unincorporated organizations, trustees, trustees in
15 bankruptcy, or receivers.

16 (b) The term "employer" means a person engaged in
17 an industry affecting commerce who has twenty-five or more
18 employees, and any agent of such a person, but such term
19 does not include (1) the United States, a corporation wholly
20 owned by the Government of the United States, or a State
21 or political subdivision thereof, (2) a bona fide private mem-
22 bership club (other than a labor organization) which is
23 exempt from taxation under section 501(c) of the Internal
24 Revenue Code of 1954: Provided, That during the first year

1 after the effective date prescribed in subsection (a) of section
2 719, persons having fewer than one hundred employees (and
3 their agents) shall not be considered employers, and, during
4 the second year after such date, persons having fewer than
5 fifty employees (and their agents) shall not be considered
6 employers.

7 (c) The term "employment agency" means any person
8 regularly undertaking with or without compensation to pro-
9 cure employees for an employer or to procure for employees
10 opportunities to work for an employer and includes an agent
11 of such a person; but shall not include an agency of the
12 United States, or an agency of a State or political subdivision
13 of a State, except that such term shall include the United
14 States Employment Service and the system of State and local
15 employment services receiving Federal assistance.

16 (d) The term "labor organization" means a labor
17 organization engaged in an industry affecting commerce,
18 and any agent of such an organization, and includes any
19 organization of any kind, any agency, or employee representa-
20 tion committee, group, association, or plan so engaged in which
21 employees participate and which exists for the purpose, in
22 whole or in part, of dealing with employers concerning griev-
23 ances, labor disputes, wages, rates of pay, hours, or other
24 terms or conditions of employment, and any conference, gen-

1 eral committee, joint or system board, or joint council so en-
2 gaged which is subordinate to a national or international labor
3 organization.

4 (e) A labor organization shall be deemed to be engaged
5 in an industry affecting commerce if the number of its mem-
6 bers (or, where it is a labor organization composed of other
7 labor organizations or their representatives, if the aggregate
8 number of the members of such other labor organization) is
9 (A) one hundred or more during the first year after the
10 effective date prescribed in subsection (a) of section 719, (B)
11 fifty or more during the second year after such date, or (C)
12 twenty-five or more thereafter, and such labor organization—

13 (1) is the certified representative of employees under
14 the provisions of the National Labor Relations Act, as
15 amended, or the Railway Labor Act, as amended;

16 (2) although not certified, is a national or interna-
17 tional labor organization or a local labor organization
18 recognized or acting as the representative of employees
19 of an employer or employers engaged in an industry
20 affecting commerce; or

21 (3) has chartered a local labor organization or sub-
22 sidiary body which is representing or actively seeking to
23 represent employees of employers within the meaning of
24 paragraph (1) or (2); or

25 (4) has been chartered by a labor organization repre-

1 *senting or actively seeking to represent employees within*
2 *the meaning of paragraph (1) or (2) as the local or*
3 *subordinate body through which such employees may en-*
4 *joy membership or become affiliated with such labor*
5 *organization; or*

6 *(5) is a conference, general committee, joint or sys-*
7 *tem board, or joint council, subordinate to a national or*
8 *international labor organization, which includes a labor*
9 *organization engaged in an industry affecting com-*
10 *merce within the meaning of any of the preceding para-*
11 *graphs of this subsection.*

12 *(f) The term "employee" means an individual employed*
13 *by an employer.*

14 *(g) The term "commerce" means trade, traffic, com-*
15 *merce, transportation, transmission, or communication among*
16 *the several States; or between a State and any place outside*
17 *thereof; or within the District of Columbia, or a possession of*
18 *the United States; or between points in the same State but*
19 *through a point outside thereof.*

20 *(h) The term "industry affecting commerce" means any*
21 *activity, business, or industry in commerce or in which a labor*
22 *dispute would hinder or obstruct commerce or the free flow*
23 *of commerce and includes any activity or industry "affecting*
24 *commerce" within the meaning of the Labor-Management Re-*
25 *porting and Disclosure Act of 1959.*

1 (i) The term "State" includes a State of the United
2 States, the District of Columbia, Puerto Rico, the Virgin
3 Islands, American Samoa, Guam, Wake Island, the Canal
4 Zone, and Outer Continental Shelf lands defined in the Outer
5 Continental Shelf Lands Act.

6 EXEMPTION

7 SEC. 703. This title shall not apply to an employer with
8 respect to the employment of aliens outside any State, or to a
9 religious corporation, association, or society.

10 DISCRIMINATION BECAUSE OF RACE, COLOR, RELIGION, OR

11 NATIONAL ORIGIN

12 SEC. 704. (a) It shall be an unlawful employment
13 practice for an employer—

14 (1) to fail or refuse to hire or to discharge any
15 individual, or otherwise to discriminate against any
16 individual with respect to his compensation, terms, con-
17 ditions, or privileges of employment, because of such
18 individual's race, color, religion or national origin; or

19 (2) to limit, segregate, or classify his employees in
20 any way which would deprive or tend to deprive any
21 individual of employment opportunities or otherwise
22 adversely affect his status as an employee, because of
23 such individual's race, color, religion, or national origin.

24 (b) It shall be an unlawful employment practice for

1 an employment agency to fail or refuse to refer for employ-
2 ment, or otherwise to discriminate against, any individual
3 because of his race, color, religion, or national origin, or to
4 classify or refer for employment any individual on the basis
5 of his race, color, religion, or national origin.

6 (c) It shall be an unlawful employment practice for
7 a labor organization—

8 (1) to exclude or to expel from its membership, or
9 otherwise to discriminate against, any individual because
10 of his race, color, religion, or national origin;

11 (2) to limit, segregate, or classify its membership in
12 any way which would deprive or tend to deprive any
13 individual of employment opportunities, or would limit
14 such employment opportunities or otherwise adversely
15 affect his status as an employee or as an applicant for
16 employment, because of such individual's race, color, re-
17 ligion, or national origin; or

18 (3) to cause or attempt to cause an employer to dis-
19 criminate against an individual in violation of this
20 section.

21 (d) It shall be an unlawful employment practice for
22 any employer, labor organization, or joint labor-management
23 committee controlling apprenticeship or other training pro-
24 grams to discriminate against any individual because of his

1 race, color, religion, or national origin in admission to, or
2 employment in, any program established to provide appren-
3 ticeship or other training.

4 (e) Notwithstanding any other provision of this title, it
5 shall not be an unlawful employment practice for an employer
6 to hire and employ employees of a particular religion or
7 national origin in those certain instances where religion or
8 national origin is a bona fide occupational qualification
9 reasonably necessary to the normal operation of that par-
10 ticular business or enterprise.

11 OTHER UNLAWFUL EMPLOYMENT PRACTICES

12 SEC. 705. (a) It shall be an unlawful employment
13 practice for an employer to discriminate against any of his
14 employees or applicants for employment, for an employment
15 agency to discriminate against any individual, or for a labor
16 organization to discriminate against any member thereof or
17 applicant for membership, because he has opposed any prac-
18 tice made an unlawful employment practice by this title, or
19 because he has made a charge, testified, assisted, or par-
20 ticipated in any manner in an investigation, proceeding, or
21 hearing under this title.

22 (b) It shall be an unlawful employment practice for
23 an employer, labor organization, or employment agency to
24 print or publish or cause to be printed or published any
25 notice or advertisement relating to employment by such an

1 employer or membership in such a labor organization, or
2 relating to any classification or referral for employment by
3 such an employment agency, indicating any preference,
4 limitation, specification, or discrimination, based on race,
5 color, religion, or national origin, except that such a notice
6 or advertisement may indicate a preference, limitation, speci-
7 fication, or discrimination based on religion when religion is a
8 bona fide occupational qualification for employment.

9 EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

10 SEC. 706. (a) There is hereby created a Commission to
11 be known as the Equal Employment Opportunity Commis-
12 sion, which shall be composed of five members, not more than
13 three of whom shall be members of the same political party,
14 who shall be appointed by the President by and with the
15 advice and consent of the Senate. One of the original mem-
16 bers shall be appointed for a term of one year, one for a term
17 of two years, one for a term of three years, one for a term
18 of four years, and one for a term of five years, beginning
19 from the date of enactment of this title, but their successors
20 shall be appointed for terms of five years each, except that
21 any individual chosen to fill a vacancy shall be appointed only
22 for the unexpired term of the member whom he shall succeed.
23 The President shall designate one member to serve as Chair-
24 man of the Commission, and one member to serve as Vice
25 Chairman. The Chairman shall be responsible on behalf

1 of the Commission for the administrative operations of the
2 Commission, and shall appoint, in accordance with the civil
3 service laws, such officers, agents, attorneys, and employees
4 as it deems necessary to assist it in the performance of its
5 functions and to fix their compensation in accordance with
6 the Classification Act of 1949, as amended. The Vice Chair-
7 man shall act as Chairman in the absence or disability of the
8 Chairman or in the event of a vacancy in that office.

9 (b) A vacancy in the Commission shall not impair the
10 right of the remaining members to exercise all the powers of
11 the Commission and three members thereof shall constitute a
12 quorum.

13 (c) The Commission shall have an official seal which
14 shall be judicially noticed.

15 (d) The Commission shall at the close of each fiscal year
16 report to the Congress and to the President concerning the
17 action it has taken; the names, salaries, and duties of all in-
18 dividuals in its employ and the moneys it has disbursed; and
19 shall make such further reports on the cause of and means of
20 eliminating discrimination and such recommendations for
21 further legislation as may appear desirable.

22 (e) Each member of the Commission shall receive a sal-
23 ary of \$20,000 a year, except that the Chairman shall receive
24 a salary of \$20,500.

1 (f) *The principal office of the Commission shall be in the*
2 *District of Columbia, but it may meet or exercise any or all of*
3 *its powers at any other place. The Commission may estab-*
4 *lish such regional offices as it deems necessary, and shall es-*
5 *tablish at least one such office in each of the major geographi-*
6 *cal areas of the United States, including its territories and*
7 *possessions.*

8 (g) *The Commission shall have power—*

9 (1) *to cooperate with and utilize regional, State,*
10 *local, and other agencies, both public and private, and*
11 *individuals;*

12 (2) *to pay to witnesses whose depositions are taken*
13 *or who are summoned before the Commission or any of*
14 *its agents the same witness and mileage fees as are paid*
15 *to witnesses in the courts of the United States;*

16 (3) *to furnish to persons subject to this title such*
17 *technical assistance as they may request to further their*
18 *compliance with this title or an order issued thereunder;*

19 (4) *upon the request of any employer, whose em-*
20 *ployees or some of them refuse or threaten to refuse to*
21 *cooperate in effectuating the provisions of this title, to*
22 *assist in such effectuation by conciliation or other re-*
23 *medial action;*

24 (5) *to make such technical studies as are appro-*

1 *appropriate to effectuate the purposes and policies of this*
2 *title and to make the results of such studies available to*
3 *interested governmental and nongovernmental agencies.*

4 *(h) Attorneys appointed under this section may, at*
5 *the direction of the Commission, appear for and represent*
6 *the Commission in any case in court.*

7 *(i) The Commission shall, in any of its educational or*
8 *promotional activities, cooperate with other departments and*
9 *agencies in the performance of such educational and promo-*
10 *tional activities.*

11 *PREVENTION OF UNLAWFUL EMPLOYMENT PRACTICES*

12 *SEC. 707. (a) Whenever it is charged in writing under*
13 *oath by or on behalf of a person claiming to be aggrieved,*
14 *or a written charge has been filed by a member of the Com-*
15 *mission (and such charge sets forth the facts upon which it*
16 *is based) that an employer, employment agency, or labor*
17 *organization has engaged in an unlawful employment prac-*
18 *tice, the Commission shall furnish such employer, employment*
19 *agency, or labor organization (hereinafter referred to as the*
20 *"respondent") with a copy of such charge and shall make an*
21 *investigation of such charge. If two or more members of*
22 *the Commission shall determine, after such investigation, that*
23 *reasonable cause exists for crediting the charge, the Commis-*
24 *sion shall endeavor to eliminate any such unlawful employ-*
25 *ment practice by informal methods of conference, conciliation,*

1 and persuasion and, if appropriate, to obtain from the re-
2 spondent a written agreement describing particular practices
3 which the respondent agrees to refrain from committing.
4 Nothing said or done during and as a part of such endeavors
5 may be used as evidence in a subsequent proceeding.

6 (b) If the Commission has failed to effect the elimination
7 of an unlawful employment practice and to obtain voluntary
8 compliance with this title, or in advance thereof if circum-
9 stances warrant, the Commission, if it determines there is
10 reasonable cause to believe the respondent has engaged in,
11 or is engaging in, an unlawful employment practice, shall,
12 within ninety days, bring a civil action to prevent the respond-
13 ent from engaging in such unlawful employment practice,
14 except that the Commission shall be relieved of any obligation
15 to bring a civil action in any case in which the Commission
16 has, by affirmative vote, determined that the bringing of a civil
17 action would not serve the public interest.

18 (c) If the Commission has failed or declined to bring
19 a civil action within the time required under subsection (b),
20 the person claiming to be aggrieved may, if one member of
21 the Commission gives permission in writing, bring a civil
22 action to obtain relief as provided in subsection (e).

23 (d) Each United States district court and each United
24 States court of a place subject to the jurisdiction of the United
25 States shall have jurisdiction of actions brought under this

1 title. Such actions may be brought either in the judicial dis-
2 trict in which the unlawful employment practice is alleged
3 to have been committed or in the judicial district in which the
4 respondent has his principal office. No such civil action shall
5 be based on an unlawful employment practice occurring
6 more than six months prior to the filing of the charge with the
7 Commission and the giving of notice thereof to the respond-
8 ent, unless the person aggrieved thereby was prevented from
9 filing such charge by reason of service in the Armed Forces,
10 in which event a period of military service shall not be
11 included in computing the six month period.

12 (e) If the court finds that the respondent has engaged in
13 or is engaging in an unlawful employment practice charged
14 in the complaint, the court may enjoin the respondent from
15 engaging in such unlawful employment practice, and shall
16 order the respondent to take such affirmative action, includ-
17 ing reinstatement or hiring of employees, with or without back
18 pay (payable by the employer, employment agency, or labor
19 organization, as the case may be, responsible for the unlawful
20 employment practice), as may be appropriate. Interim earn-
21 ings or amounts earnable with reasonable diligence by the per-
22 son or persons discriminated against shall operate to reduce
23 the back pay otherwise allowable. No order of the court shall
24 require the admission or reinstatement of an individual as a
25 member of a union or the hiring, reinstatement, or promotion

1 of an individual as an employee, or the payment to him of
2 any back pay, if such individual was refused admission, sus-
3 pended, or expelled or was refused employment or advance-
4 ment or was suspended or discharged for cause.

5 (f) In any case in which the pleadings present issues of
6 fact, the court may appoint a master and the order of ref-
7 erence may require the master to submit with his report a
8 recommended order. The master shall be compensated by
9 the United States at a rate to be fixed by the court, and
10 shall be reimbursed by the United States for necessary ex-
11 penses incurred in performing his duties under this section.
12 Any court before which a proceeding is brought under this
13 section shall advance such proceeding on the docket and ex-
14 pedite its disposition.

15 (g) The provisions of the Act entitled "An Act to amend
16 the Judicial Code and to define and limit the jurisdiction of
17 courts sitting in equity, and for other purposes," approved
18 March 23, 1932 (29 U.S.C. 101-115), shall not apply with
19 respect to civil actions brought under this section.

20 (h) In any action or proceeding under this title the
21 Commission shall be liable for costs the same as a private
22 person.

23 EFFECT ON STATE LAWS

24 SEC. 708. (a) Nothing in this title shall be deemed to
25 exempt or relieve any person from any liability, duty,

1 penalty, or punishment provided by any present or future
2 law of any State or political subdivision of a State, other
3 than any such law which purports to require or permit the
4 doing of any act which would be an unlawful employment
5 practice under this title.

6 (b) Where there is a State or local agency which has
7 effective power to eliminate and prohibit discrimination in
8 employment in cases covered by this title, and the Com-
9 mission determines the agency is effectively exercising such
10 power, the Commission shall seek written agreements with
11 the State or local agency under which the Commission shall
12 refrain from bringing a civil action in any cases or class of
13 cases referred to in such agreement. No person may bring
14 a civil action under section 707(c) in any cases or class of
15 cases referred to in such agreement. The Commission shall
16 rescind any such agreement when it determines such agency
17 no longer has such power, or is no longer effectively exercis-
18 ing such power.

19 INVESTIGATIONS, INSPECTIONS, RECORDS

20 SEC. 709. (a) In connection with any investigation of
21 a charge filed under section 707, the Commission or its
22 designated representative may gather data regarding the
23 practices of any person and may enter and inspect such
24 places and such records (and make such transcriptions
25 thereof), question such employees, and investigate such facts,

1 conditions, practices, or matters as may be appropriate to
2 determine whether the respondent has committed or is com-
3 mitting an unlawful employment practice, or which may aid
4 in the enforcement of this title.

5 (b) With the consent and cooperation of State and local
6 agencies charged with the administration of State fair em-
7 ployment practices laws, the Commission may, for the pur-
8 pose of carrying out its functions and duties under this title
9 and within the limitation of funds appropriated specifically
10 for such purpose, utilize the services of State and local
11 agencies and their employees and, notwithstanding any other
12 provision of law, may reimburse such State and local agencies
13 and their employees for services rendered to assist the Com-
14 mission in carrying out this title.

15 (c) Every employer, employment agency, and labor or-
16 ganization subject to this title shall (1) make and keep such
17 records relevant to the determinations of whether unlawful
18 employment practices have been or are being committed,
19 (2) preserve such records for such periods, and (3) make
20 such reports therefrom, as the Commission shall prescribe
21 by regulation or order as reasonable, necessary, or appro-
22 priate for the enforcement of this title or the regulations or
23 orders thereunder. The Commission shall, by regulation,
24 require each employer, labor organization, and joint labor-
25 management committee subject to this title which controls an

1 apprenticeship or other training program to maintain such
2 records as are reasonably necessary to carry out the purpose
3 of this title, including, but not limited to, a list of applicants
4 who wish to participate in such program, including the
5 chronological order in which such applications were received,
6 and shall furnish to the Commission, upon request, a detailed
7 description of the manner in which persons are selected to
8 participate in the apprenticeship or other training program.
9 Any employer, employment agency, labor organization, or
10 joint labor-management committee which believes that the
11 application to it of any regulation or order issued under
12 this section would result in undue hardship it may (1) apply
13 to the Commission for an exemption from the application of
14 such regulation or order, or (2) bring a civil action in the
15 United States district court for the district where such records
16 are kept. If the Commission or the court, as the case may be,
17 finds that the application of the regulation or order to the
18 employer, employment service, or labor organization in ques-
19 tion would impose an undue hardship, the Commission or the
20 court, as the case may be, may grant appropriate relief.

21 INVESTIGATORY POWERS

22 SEC. 710. (a) For the purposes of any investigation
23 provided for in this title, the provisions of sections 9 and 10
24 of the Federal Trade Commission Act of September 16,
25 1914, as amended (15 U.S.C. 49, 50), are hereby made

1 applicable to the jurisdiction, powers, and duties of the Com-
2 mission, except that the provisions of section 307 of the
3 Federal Power Commission Act shall apply with respect to
4 grants of immunity, and except that the attendance of a
5 witness may not be required outside the State where he is
6 found, resides, or transacts business, and the production of
7 evidence may not be required outside the State where such
8 evidence is kept.

9 (b) The several departments and agencies of the Gov-
10 ernment, when directed by the President, shall furnish the
11 Commission, upon its request, all records, papers, and infor-
12 mation in their possession relating to any matter before the
13 Commission.

14 EMPLOYMENT PRACTICES OF GOVERNMENTAL AGENCIES
15 AND OF CONTRACTORS WITH THE GOVERNMENT

16 SEC. 711. (a) The President is authorized and directed
17 to take such action as may be necessary to provide protections
18 within the Federal Establishment to insure equal employment
19 opportunities for Federal employees in accordance with the
20 policies of this title.

21 (b) The President is authorized to take such action as
22 may be appropriate to prevent the committing or continuing
23 of an unlawful employment practice by a person in connec-
24 tion with the performance of a contract with an agency or
25 instrumentality of the United States.

NOTICES TO BE POSTED

1
2 *SEC. 712. (a) Every employer, employment agency,*
3 *and labor organization, as the case may be, shall post and*
4 *keep posted in conspicuous places upon its premises where*
5 *notices to employees, applicants for employment, and members*
6 *are customarily posted a notice to be prepared or approved*
7 *by the Commission setting forth excerpts of this title and such*
8 *other relevant information which the Commission deems ap-*
9 *propriate to effectuate the purposes of this title.*

10 *(b) A willful violation of this section shall be punishable*
11 *by a fine of not less than \$100 or more than \$500 for each*
12 *separate offense.*

VETERANS' PREFERENCE

13
14 *SEC. 713. Nothing contained in this title shall be con-*
15 *strued to repeal or modify any Federal, State, territorial, or*
16 *local law creating special rights or preference for veterans.*

RULES AND REGULATIONS

17
18 *SEC. 714. (a) The Commission shall have authority*
19 *from time to time to issue, amend, or rescind suitable regula-*
20 *tions to carry out the provisions of this title. Regulations*
21 *issued under this section shall be in conformity with the*
22 *standards and limitations of the Administrative Procedure*
23 *Act.*

24 *(b) In any action or proceeding based on any alleged un-*
25 *lawful employment practice, no person shall be subject to*

1 any liability or punishment for or on account of (1) the
2 commission by such person of an unlawful employment prac-
3 tice if he pleads and proves that the act or omission com-
4 plained of was in good faith, in conformity with, and in re-
5 liance on any written interpretation or opinion of the Com-
6 mission, or (2) the failure of such person to publish and file
7 any information required by any provision of this title if
8 he pleads and proves that he published and filed such infor-
9 mation in good faith, in conformity with the instructions of
10 the Commission issued under this title regarding the filing of
11 such information. Such a defense, if established, shall be a
12 bar to the action or proceeding, notwithstanding that (A)
13 after such act or omission, such interpretation or opinion is
14 modified or rescinded or is determined by judicial authority
15 to be invalid or of no legal effect, or (B) after publishing or
16 filing the description and annual reports, such publication or
17 filing is determined by judicial authority not to be in con-
18 formity with the requirements of this title.

19 **FORCIBLY RESISTING THE COMMISSION OR ITS**

20 **REPRESENTATIVES**

21 **SEC. 715.** The provisions of section 111, title 18,
22 United States Code, shall apply to officers, agents, and
23 employees of the Commission in the performance of their
24 official duties.

1 (1) *APPROPRIATIONS AUTHORIZED*

2 *SEC. 716. There is hereby authorized to be appropriated*
3 *not to exceed \$2,500,000 for the administration of this title*
4 *by the Commission during the first year after its enactment,*
5 *and not to exceed \$10,000,000 for such purpose during the*
6 *second year after such date.*

7 *SEPARABILITY CLAUSE*

8 *SEC. 717. If any provision of this title or the applica-*
9 *tion of such provision to any person or circumstance shall*
10 *be held invalid, the remainder of this title or the application*
11 *of such provision to persons or circumstances other than those*
12 *to which it is held invalid shall not be affected thereby.*

13 *SPECIAL STUDY BY SECRETARY OF LABOR*

14 *SEC. 718. The Secretary of Labor shall make a full*
15 *and complete study of the factors which might tend to result*
16 *in discrimination in employment because of age and of the*
17 *consequences of such discrimination on the economy and*
18 *individuals affected. The Secretary of Labor shall make a*
19 *report to the Congress not later than June 30, 1964, con-*
20 *taining the results of such study and shall include in such*
21 *report such recommendations for legislation to prevent ar-*
22 *bitrary discrimination in employment because of age as he*
23 *determines advisable.*

TITLE EFFECTIVE DATE

1

2 *SEC. 719. (a) This title shall become effective one year*
3 *after the date of its enactment.*

4 *(b) Notwithstanding subsection (a), sections of this title*
5 *other than sections 704, 705, and 707 shall become effective*
6 *immediately.*

7 *(c) The President shall, as soon as feasible after the*
8 *enactment of this title, convene one or more conferences for*
9 *the purpose of enabling the leaders of groups whose members*
10 *will be affected by this title to become familiar with the rights*
11 *afforded and obligations imposed by its provisions, and for*
12 *the purpose of making plans which will result in the fair and*
13 *effective administration of this title when all of its provisions*
14 *become effective. The President shall invite the participation*
15 *in such conference or conferences of (1) the members of the*
16 *President's Committee on Equal Employment Opportunity,*
17 *(2) the members of the Commission on Civil Rights, (3)*
18 *representatives of State and local agencies engaged in further-*
19 *ing equal employment opportunity, (4) representatives of*
20 *private agencies engaged in furthering equal employment*
21 *opportunity, and (5) representatives of employers, labor*
22 *organizations, and employment agencies who will be subject*
23 *to this title.*

1 TITLE VIII

2 REGISTRATION AND VOTING STATISTICS

3 SEC. 801. *The Secretary of Commerce shall promptly*
4 *conduct a survey to compile registration and voting statistics*
5 *in such geographic areas as may be recommended by the*
6 *Commission on Civil Rights. Such a survey and compila-*
7 *tion shall, to the extent recommended by the Commission on*
8 *Civil Rights, include a count of persons of voting age by race,*
9 *color, and national origin, and a determination of the extent*
10 *to which such persons are registered to vote, and have voted*
11 *in any statewide primary or general election in which the*
12 *Members of the United States House of Representatives are*
13 *nominated or elected, since January 1, 1960. Such infor-*
14 *mation shall also be collected and compiled in connection with*
15 *the Nineteenth Decennial Census, and at such other times as*
16 *the Congress may prescribe.*

17 TITLE IX—PROCEDURE AFTER REMOVAL IN
18 CIVIL RIGHTS CASES

19 SEC. 901. *Title 28 of the United States Code, section*
20 *1447 (d), is amended to read as follows:*

21 *“An order remanding a case to the State court from*
22 *which it was removed is not reviewable on appeal or other-*
23 *wise, except that an order remanding a case to the State*
24 *court from which it was removed pursuant to section 1443*
25 *of this title shall be reviewable by appeal or otherwise.”*

1 *TITLE X—MISCELLANEOUS*

2 *SEC. 1001. Nothing in this Act shall be construed to*
3 *deny, impair, or otherwise affect any right or authority of*
4 *the Attorney General or of the United States or any agency*
5 *or officer thereof under existing law to institute or intervene*
6 *in any action or proceeding.*

7 *SEC. 1002. There are hereby authorized to be appro-*
8 *priated such sums as are necessary to carry out the provisions*
9 *of this Act.*

10 *SEC. 1003. If any provision of this Act or the applica-*
11 *tion thereof to any person or circumstance is held invalid, the*
12 *remainder of the Act and the application of the provision*
13 *to other persons or circumstances shall not be affected thereby.*

Amend the title so as to read: "A bill to enforce the constitutional right to vote, to confer jurisdiction upon the district courts of the United States to provide injunctive relief against discrimination in public accommodations, to authorize the Attorney General to institute suits to protect constitutional rights in public facilities and public education, to extend the Commission on Civil Rights, to prevent discrimination in federally assisted programs, to establish a Commission on Equal Employment Opportunity, and for other purposes."

88TH CONGRESS
1ST SESSION

Union Calendar No. 386

H. R. 7152

[Report No. 914]

A BILL

To enforce the constitutional right to vote, to confer jurisdiction upon the district courts of the United States to provide injunctive relief against discrimination in public accommodations, to authorize the Attorney General to institute suits to protect constitutional rights in education, to establish a Community Relations Service, to extend for four years the Commission on Civil Rights, to prevent discrimination in federally assisted programs, to establish a Commission on Equal Employment Opportunity, and for other purposes.

By Mr. CELLER

JUNE 20, 1963

Referred to the Committee on the Judiciary

NOVEMBER 20, 1963

Reported with amendments, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

Clause 4, rule XXVII:

"4. A Member may present to the Clerk a motion in writing to discharge a committee from the consideration of a public bill or resolution which has been referred to it 30 days prior thereto (but only one motion may be presented for each bill or resolution). Under this rule it shall also be in order for a Member to file a motion to discharge the Committee on Rules from further consideration of any resolution providing either a special order of business, or a special rule for the consideration of any public bill or resolution favorably reported by a standing committee, or a special rule for the consideration of a public bill or resolution which has remained in a standing committee 30 or more days without action: *Provided*, That said resolution from which it is moved to discharge the Committee on Rules has been referred to that committee at least 7 days prior to the filing of the motion to discharge. The motion shall be placed in the custody of the Clerk, who shall arrange some convenient place for the signature of Members. A signature may be withdrawn by a Member in writing at any time before the motion is entered on the Journal. When a majority of the total membership of the House shall have signed the motion, it shall be entered on the Journal, printed with the signatures thereto in the Congressional Record, and referred to the Calendar of Motions to Discharge Committees.

"On the second and fourth Mondays of each month, except during the last 6 days of any session of Congress, immediately after the approval of the Journal, any Member who has signed a motion to discharge which has been on the calendar at least 7 days prior thereto, and seeks recognition, shall be recognized for the purpose of calling up the motion, and the House shall proceed to its consideration in the manner herein provided without intervening motion except one motion to adjourn. Recognition for the motion shall be in the order in which they have been entered on the Journal.

"When any motion under this rule shall be called up, the bill or resolution shall be read by title only. After 20 minutes' debate, one-half in favor of the proposition and one-half in opposition thereto, the House shall proceed to vote on the motion to discharge. If the motion prevails to discharge the Committee on Rules from any resolution pending before the committee, the House shall immediately vote on the adoption of said resolution, the Speaker not entertaining any dilatory or other intervening motion except one motion to adjourn, and, if said resolution is adopted, then the House shall immediately proceed to its execution. If the motion prevails to discharge one of the standing committees of the House from any public bill or resolution pending before the committee, it shall then be in order for any Member who signed the motion to move that the House proceed to the immediate consideration of such bill or resolution (such motion not being debatable), and such motion is hereby made of high privilege; and if it shall be decided in the affirmative, the bill shall be immediately considered under the general rules of the House, and if unfinished before adjournment of the day on which it is called up it shall remain the unfinished business until it is fully disposed of. Should the House by vote decide against the immediate consideration of such bill or resolution, it shall be referred to its proper calendar and be entitled to the same rights and privileges that it would have had had the committee to which it was referred duly reported same to the House for its consideration: *Provided*, That when any perfected motion to discharge a committee from the consideration of any public bill or resolution has once been acted upon by the House it shall not be in order to entertain during the same session of Congress any other motion for the discharge from that committee of said measure, or from any other committee of any other bill or resolution substantially the same, relating in substance to or dealing with the same subject matter, or from the Committee on Rules of a resolution providing a special order of business for the consideration of any other such bill or resolution, in order that such action by the House on a motion to discharge shall be *res adjudicata* for the remainder of that session: *Provided, further*, That if before any one motion to discharge a committee has been acted upon by the House there are on the Calendar of Motions to Discharge Committees other motions to discharge committees from the consideration of bills or resolutions substantially the same, relating in substance to or dealing with the same subject matter after the House shall have acted on one motion to discharge, the remaining said motions shall be stricken from the Calendar on Motions to Discharge Committees and not acted on during the remainder of that session of Congress."

"4. A Member may present to the Clerk a motion in writing to discharge a committee from the consideration of a public bill or resolution which has been referred to it 30 days prior thereto (but only one motion may be presented for each bill or resolution). Under this rule it shall also be in order for a Member to file a motion to discharge the Committee on Rules from further consideration of any resolution providing either a special order of business or a special rule for the consideration of any public bill or resolution favorably reported by a standing committee or a special rule for the consideration of a public bill or resolution which has remained in a standing committee 30 or more days without action: Provided, That said resolution from which it is moved to discharge the Committee on Rules has been referred to that committee at least 7 days prior to the filing of the motion to discharge. The motion shall be placed in the custody of the Clerk, who shall arrange some convenient place for the signature of Members. A signature may be withdrawn by a Member in writing at any time before the motion is entered on the Journal. When a majority of the total membership of the House shall have signed the motion, it shall be entered on the Journal, printed with the signatures thereto in the Congressional Record, and referred to the Calendar of Motions to Discharge Committees.

"On the second and fourth Mondays of each month, except during the last 6 days of any session of Congress immediately after the approval of the Journal, any Member who has signed a motion to discharge which has been entered on the calendar at least 7 days prior thereto, and seeks recognition, shall be recognized for the purpose of calling up the motion, and the House shall proceed to its consideration in the manner herein provided without intervening the motion except one motion to adjourn. Recognition for the motion shall be in the order in which they have been entered on the Journal.

"When any motion under this rule shall be called up, the bill or resolution shall be read by title only. After 20 minutes' debate, one-half in favor of the proposition and one-half in opposition thereto, the House shall proceed to vote on the motion to discharge. If the motion prevails to discharge the Committee on Rules from any resolution pending before the committee, the House shall immediately vote on the adoption of said resolution, the Speaker not entertaining any dilatory or other intervening motion except one motion to adjourn, and if said resolution is adopted, then the House shall immediately proceed to its execution. If the motion prevails to discharge one of the standing committees of the House from any public bill or resolution pending before the committee, it shall then be in order for any Member who signed the motion to move that the House proceed to the immediate consideration of such bill or resolution (such motion not being debatable), and such motion is hereby made of high privilege; and it shall be decided in the affirmative, the bill shall be immediately considered under the general rules of the House, and it unfinished before adjournment of the day on which it is called up it shall remain the unfinished business until it is fully disposed of. Should the House by vote decide against the immediate consideration of such bill or resolution, it shall be referred to its proper calendar and be entitled to the same rights and privileges that it would have had had the committee to which it was referred duly reported same to the House for its consideration: Provided, That when any reported motion to discharge a committee from the consideration of any public bill or resolution has once been acted upon by the House it shall not be in order to entertain during the same session of Congress any other motion for the discharge from that committee of said measure, or from any other committee of any other bill or resolution substantially the same, relating in substance to or dealing with the same subject matter, or from the Committee on Rules of a resolution providing a special order of business for the consideration of any other such bill or resolution, in order that such action by the House on a motion to discharge shall be res judicata for the remainder of that session: Provided, further, That if before any one motion to discharge a committee has been acted upon by the House there are on the Calendar of Motions to Discharge Committees other motions to discharge committees from the consideration of bills or resolutions substantially the same, relating in substance to or dealing with the same subject matter, after the House shall have acted on one motion to discharge, the remaining said motions shall be stricken from the Calendar of Motions to Discharge Committees and not acted on during the remainder of that session of Congress."