The original documents are located in Box 9, folder "1974/10/17 HR6202 For the Relief of Thomas C. Johnson" of the White House Records Office: Legislation Case Files at the Gerald R. Ford Presidential Library.

Copyright Notice

The copyright law of the United States (Title 17, United States Code) governs the making of photocopies or other reproductions of copyrighted material. Gerald R. Ford donated to the United States of America his copyrights in all of his unpublished writings in National Archives collections. Works prepared by U.S. Government employees as part of their official duties are in the public domain. The copyrights to materials written by other individuals or organizations are presumed to remain with them. If you think any of the information displayed in the PDF is subject to a valid copyright claim, please contact the Gerald R. Ford Presidential Library.

Exact duplicates within this folder were not digitized.

APPROVED
OCT 17 1974

THE WHITE HOUSE

WASHINGTON

ACTION

Last Day: October 19

October 16, 1974

Posted 10/17

MEMORANDUM FOR

THE PRESIDENT

FROM:

KEN COLE

SUBJECT:

Enrolled Bill H.R. 6202

For the Relief of Thomas C. Johnson

Attached for your consideration is House bill, H.R. 6202, sponsored by Representative Studds, which relieves Mr. Johnson of liability to the United States in the amount of \$2,382.94. This represents erroneous overpayments of military pay while he was in active duty.

Roy Ash recommends approval and provides you with additional background information in his enrolled bill report (Tab A).

We have checked with the Counsel's office (Chapman), the NSC, and Bill Timmons who also recommend approval.

RECOMMENDATION

That you sign House bill H.R. 6202 (Tab B).



APPROVED OCT 17 1974

EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

OCT 1 0 1974

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill H.R. 6202 - For the relief of

Thomas C. Johnson

Sponsor - Rep. Studds (D) Massachusetts

Last Day for Action

October 19, 1974 - Saturday

Purpose

Relieves Thomas C. Johnson of liability to the United States in the amount of \$2,382.94 representing erroneous overpayments of military pay while he was in active service.

Agency Recommendations

Office of Management and Budget

Approval

Department of the Army

No objection

Discussion

The military pay received by a service man is determined, in part, by the length of his creditable military service. In the present case, the beneficiary was erroneously credited with more service than he was entitled to, thereby causing an aggregate overpayment over a period of 2 years in the amount of \$2,382.94.

The overpayment covered by the bill resulted from administrative error, and the evidence indicates that the beneficiary received his pay in complete good faith; indeed, he questioned military officials at one point as to whether or not his pay had been computed accurately.



This bill involves circumstances and considerations similar to those relating to numerous other bills providing relief from erroneous overpayments that have been enacted and approved in recent years.

Wilfred H Rommel
Assistant Director for
Legislative Reference

Enclosures

1. Warner 14. 45 a. m.

OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

OCT 1 0 1974

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill H.R. 6202 - For the relief of

Thomas C. Johnson

Sponsor - Rep. Studds (D) Massachusetts

Last Day for Action

October 19, 1974 - Saturday

Purpose

Relieves Thomas C. Johnson of liability to the United States in the amount of \$2,382.94 representing erroneous overpayments of military pay while he was in active service.

Agency Recommendations

Office of Management and Budget

Approval

Department of the Army

No objection

Discussion

The military pay received by a service man is determined, in part, by the length of his creditable military service. In the present case, the beneficiary was erroneously credited with more service than he was entitled to, thereby causing an aggregate overpayment over a period of 2 years in the amount of \$2,382.94.

The overpayment covered by the bill resulted from administrative error, and the evidence indicates that the beneficiary received his pay in complete good faith; indeed, he questioned military officials at one point as to whether or not his pay had been computed accurately.

ACTION MEMORANDUM

WASHINGTON

LOG NO : 647

Date:

October 11, 1974

Time:

9:30 a.m.

FOR ACTION: Geoff Shepard

cc (for information): Warren K. Hendriks

Jerry Jones Paul Theis

bil Buchen ill Timmons

FROM THE STAFF SECRETARY

DUE: Date:

Tuesday, October 15, 1974

Time: 2:00 p.m.

SUBJECT:

Enrolled Bill H.R. 6202 - For the relief of Thomas C.

Johnson

ACTION REQUESTED:

XX For Your Recommendations For Necessary Action Prepare Agenda and Brief Draft Reply

For Your Comments **Draft Remarks**

REMARKS:

Please return to Kathy Tindle - West Wing

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

K. R. COLE, JR. For the President

DEPARTMENT OF THE ARMY



WASHINGTON, D.C. 20310

7 OCT 1974

Honorable Roy L. Ash Director, Office of Management and Budget

Dear Mr. Ash:

Reference is made to your request for the views of the Department of the Army on enrolled enactment H.R. 6202, 93d Congress, "For the relief of Thomas C. Johnson."

This Department had not received a request from the Congress to report upon the present bill. However, a request was received in the last Congress to report on H.R. 4304, 92d Congress. That bill sought the same relief, with the exception of minor adjustments in the amount of indebtedness which were made at the suggestion of the General Accounting Office (the earlier bill was in the amount of \$2495.18). Your office cleared a no opposition report on the earlier bill.

The Department of the Army has no objection to the enrolled enactment.

The purpose of this legislation is to reimburse the claimant in the amount of \$2382.94 for sums repaid by Mr. Johnson or withheld by the Department for overpayment of active duty pay received by him from July 1967 to July 1969.

Department of the Army records disclose that claimant served as an enlisted man in the Massachusetts National Guard from August 1, 1964, until March 1, 1965, when he transferred to the New Hampshire National Guard. In September 1965, he entered the Advanced Reserve Officers' Training Corps (ROTC) program at the University of New Hampshire. On January 11, 1967, he accepted an appointment as a second lieutenant, and was ordered to active duty on or about July 7, 1967. He was released from active duty in the grade of first lieutenant on July 3, 1969.

Mr. Johnson was credited with service for basic pay purposes for the periods served as an enlisted reservist in the National Guard as well as in the advanced program of the Reserve Officers' Training Corps. However, benefits for participation in the Senior Reserve Officers' Training Corps are specifically excluded by statute (10 U.S.C. 2106). Subsection (c) thereof limits the benefits as follows:

"(c) In computing length of service for any purposes, an officer appointed under this section may not be credited with enlisted service for the period covered by his advanced training."

Honorable Roy L. Ash

Accordingly, only the National Guard service should have been credited for basic pay purposes. The error resulted in an overpayment of \$2,382.94 while he was on active duty.

It is the opinion of the Department of the Army that overpayment to Mr. Johnson was caused solely by an official administrative error. Mr. Johnson was a young and inexperienced officer at the time he entered upon active duty, and there is no indication of fraud, misrepresentation, fault, or lack of good faith on his part.

The cost of this Act, if approved, will be \$2,382.94.

Sincerely,

Howard H. Callaway Secretary of the Army

Howard H. Collary

ACTION MEMORANDUM

WASHINGTON

LOG NO .: 647

Date:

October 11, 1974

Time:

9:30 a.m.

FOR ACTION: Geoff Shepard

NSC/S

Phil Buchen
Bill Timmons

cc (for information): Warren K. Hendriks

Jerry Jones Paul Theis

FROM THE STAFF SECRETARY

DUE: Date:

Tuesday, October 15, 1974

Time: 2:00 p.m.

SUBJECT:

Enrolled Bill H.R. 6202 - For the relief of Thomas C.

Johnson

ACTION REQUESTED:

For Necessary Action

XX For Your Recommendations

Prepare Agenda and Brief

____ Draft Reply

____ For Your Comments

____ Draft Remarks

REMARKS:

Please return to Kathy Tindle - West Wing

no objection Des

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

Warren K. Hendriks For the President

THE WHITE HOUSE WASHINGTON October 12, 1974

MEMORANDUM FOR:

MR. WARREN HENDRIKS

FROM:

WILLIAM E. TIMMONS

SUBJECT:

Action Memorandum - Log No. 647 Enrolled Bill H.R. 6202 - For the

Relief of Thomas C. Johnson

The Office of Legislative Affairs concurs in the attached proposal and has no additional recommendations.

Attachment



ACTION MEMORANDUM

WASHINGTON

LOG NO.: 647

Date:

October 11, 1974

Time:

9:30 a.m.

FOR ACTION: Geoff Shepard

cc (for information): Warren K. Hendriks

NSC/S Phil Buchen Jerry Jones Paul Theis

1911 Timmons

FROM THE STAFF SECRETARY

DUE: Date:

Tuesday, October 15, 1974

Time: 2:00 p.m.

SUBJECT:

Enrolled Bill H.R. 6202 - For the relief of Thomas C.

Johnson

ACTION REQUESTED:

For Necessary Action	_XX For Your Recommendations
Prepare Agenda and Brief	Draft Reply
and the second of the second o	and the control of the property of the property of the control of the second of the control of t
For Your Comments	Draft Remarks

REMARKS:

Please return to Kathy Tindle - West Wing

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

Warren K. Hendriks For the President

ACTION MEMORANDUM

WASHINGTON

LOG NO .: 647

Date: October 11, 1974

Time:

9:30 a.m.

FOR ACTION: Geoff Shepard

Phil Buchen Bill Timmons cc (for information): Warren K. Hendriks

Jerry Jones Paul Theis

FROM THE STAFF SECRETARY

DUE: Date:

Tuesday, October 15, 1974

Time: 2:00 p.m.

SUBJECT:

Enrolled Bill H.R. 6202 - For the relief of Thomas C.

Johnson

ACTION REQUESTED:

For Necessary Action

XX For Your Recommendations

Prepare Agenda and Brief

_ Draft Reply

For Your Comments

_ Draft Remarks

REMARKS:

Please return to Kathy Tindle - West Wing

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

Warren K. Hendriks For the President

THOMAS C. JOHNSON

FEBRUARY 28, 1974.—Committed to the Committee of the Whole House and ordered to be printed

Mr. Moorhead of California, from the Committee on the Judiciary, submitted the following

REPORT

[To accompany H.R. 6202]

The Committee on the Judiciary, to whom was referred the bill (H.R. 6202) for the relief of Thomas C. Johnson, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

PURPOSE

The purpose of the proposed legislation is to relieve Thomas C. Johnson of liability of \$2,382.94 for overpayments of active duty pay as a member of the United States Army from July 7, 1967 to July 3, 1969, as the result of administrative error in crediting him with service in the Advanced Reserve Officers' Training Corps program.

STATEMENT

The Department of the Army in its report on a similar bill in the 92d Congress indicated that it was not opposed to relief. The report of the Comptroller General on the current bill stated it would not

object to favorable consideration.

Thomas C. Johnson, Social Security Number 014–32–6002, served as enlisted man in the Massachusetts National Guard from August 1, 1964, until March 1, 1965, at which time he transferred to the New Hampshire National Guard. In September 1965, he entered into the Advanced Reserve Officers' Training Corps program at the University of New Hampshire. On January 11, 1967, he accepted an appointment as a second lieutenant, and was ordered to active duty on July 7, 1967. He was released from active duty in the grade of first lieutenant on July 3, 1969.

Mr. Johnson was credited with service for basic pay purposes for the entire periods in which he served as an enlisted reservist in the National Guard and later in the advanced program of the Reserve Officers' Training Corps. Benefits for participation in the Senior Re-

-3

serve Officers' Training Corps are limited by statute (10 U.S.C. 2106). The result was that only periods of reserve service performed by Mr. Johnson as a member of National Guard units in Massachusetts and New Hampshire should have been credited for basic pay purposes.

The Department of the Army in commenting upon the overpayment found that the overpayment was caused solely by official administrative error and found no indication of fraud, misrepresentation, fault or lack of good faith on the part of Mr. Johnson. In this connection, the Department stated:

It is the opinion of the Department of the Army that overpayment to Mr. Johnson was caused solely by an official administrative error by the inclusion for basic pay purposes of the period during which he participated in the Advanced Reserve Officers' Training Corps program. There is no indication of fraud, misrepresentation, fault, or lack of good faith on the part of Mr. Johnson or any person acting in his behalf. In view of the foregoing, the Department of the Army is not opposed to the bill.

In his report on the bill H.R. 6202, the Comptroller General referred to the fact that current law, as provided in Section 2774 of Title 10 of the United States Code, authorizes the waiver of liability for erroneous payment of pay and allowances when the collection would be against equity and good conscience and not in the best interest of the United States. That law, enacted on October 2, 1972, had limited retroactive effect and was not available as a means of relief in this particular case. However, the General Accounting Office found that the circumstances of this case evidenced good faith on the part of the member involved with the result that the General Accounting Office would not object to the favorable consideration of the bill. In this connection, the Comptroller General stated:

While ordinarily we do not view with favor legislation such as H.R. 6202 which would grant preferential treatment to an individual over other individuals similarly situated, there is some merit to the fact that the officer apparently brought the matter of his pay increase based on erroneous service credit to the attention of the Finance Officer when he was initially paid retroactive pay in December 1967. Under such circumstances evidencing good faith on the part of the member we would not object to favorable consideration of the bill.

The Committee agrees that this is an appropriate matter for legislative relief and recommends that the bill be considered favorably.

DEPARTMENT OF THE ARMY, Washington, D.C., September 14, 1971.

Hon. EMANUEL CELLER, Chairman, Committee on the Judiciary, House of Representatives.

DEAR MR. CHAIRMAN: Reference is made to your request for the views of the Department of the Army on H.R. 4304, 92d Congress, a bill "For the relief of Thomas C. Johnson."

The bill provides, in pertinent part, "That Thomas C. Johnson of Hingham, Massachusetts, is relieved of liability to the United States in the amount of \$2,495.18, representing overpayments of active duty pay received by him as a member of the United States Army for the period from July 7, 1967, to July 3, 1969, inclusive, as a result of administrative error which, through no fault of his own, occurred in crediting him with service in the advanced Reserve Officers Training Corps program.

"Sec. 2(a) The Secretary of the Treasury is authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to Thomas C. Johnosn an amount equal to the aggregate of the amounts paid by him, or withheld from sums otherwise due him, with respect to the indebtedness to the United States specified in the first

section of this Act."

The Department of the Army is not opposed to the bill.

Department of the Army records disclose that Thomas C. Johnson, Social Security Number 014–32–6002, served as an enlisted man in the Massachusetts National Guard from August 1, 1964, until March 1, 1965, at which time he transferred to the New Hampshire National Guard. In September 1965, he entered into the Advanced Reserve Officers' Training Corps program at the University of New Hampshire. On January 11, 1967, he accepted an appointment as a second lieutenant, and was ordered to active duty on July 7, 1967. He was released from active duty in the grade of first lieutenant on July 3, 1969.

Mr. Johnson was credited with service for basic pay purposes for the entire periods in which he served as an enlisted reservist in the National Guard and later in the advanced program of the Reserve Officers' Training Corps. Benefits for participation in the Senior Reserve Officers' Training Corps are specifically limited by statute (10 U.S.C. 2106). Subsection (c) thereof limits the benefits as follows:

"(c) In computing length of service for any purpose, an officer appointed under this section may not be credited with enlisted service

for the period covered by his advanced training."

Accordingly, the only periods of reserve service that should have been credited for basic pay purposes to Mr. Johnson were those in which he participated in National Guard units in Massachusetts and New Hampshire.

The error resulted in an overpayment of \$2,495.18 for the period July 7, 1967, through May 31, 1969, while he was on active duty. By October 8, 1970, Mr. Johnson had refunded \$1,424.63 of the overpayment. This bill would refund the amount already paid in and relieve

him from liability to repay the balance.

It is the opinion of the Department of the Army that overpayment to Mr. Johnson was caused solely by an official administrative error by the inclusion for basic pay purposes of the period during which he participated in the Advanced Reserve Officers' Training Corps program. There is no indication of fraud, misrepresentation, fault, or lack of good faith on the part of Mr. Johnson or any person acting in his behalf. In view of the foregoing, the Department of the Army is not opposed to the bill.

The cost of this bill, if enacted, will be \$2,495.18.

5

The Office of Management and Budget advises that, from the standpoint of the Administration's program, there is no objection to the presentation of this report for the consideration of the Committee. Sincerely,

> ROBERT F. FROEHLKE, Secretary of the Army.

Comptroller General of the United States, Washington, D.C., December 7, 1973.

B-170119.

Hon. Peter W. Rodino, Jr., Chairman, Committee on the Judiciary, House of Representatives.

Dear Mr. Chairman: Reference is made to your letter dated October 23, 1973, requesting our views on H.R. 6202, a bill for the relief of Thomas C. Johnson.

The bill would relieve Mr. Johnson of his liability to the United States in the amount of \$2,382.94, representing overpayments of active duty pay received by him as a member of the United States Army for the period from July 5, 1967 to July 4, 1969, as a result of administrative error which, through no fault of the officer, occurred in crediting him with service in the advanced Reserve Officers Training Corps program. Also, the bill would authorize and direct the Secretary of the Treasury to pay to Mr. Johnson an amount equal to the sum of any amounts received from or withheld from sums otherwise due him on account of such indebtedness.

The matter was the subject of H.R. 18034, 91st Congress, on which we reported to the Chairman, House Judiciary Committee by letter dated July 28, 1970. It was also the subject matter of H.R. 4304, 92d Congress. No action was taken on either of these bills.

In our letter of July 28, 1970, we advised that the record showed that Mr. Johnson was ordered to active duty as a second lieutenant, United States Army Reserve by orders dated June 7, 1967. The records also show that the officer was promoted to first lieutenant effective July 5, 1968, and that he was relieved from active duty effective July 4, 1969.

Further, Mr. Johnson alleges that on August 1, 1964, he entered the Massachusetts National Guard and remained in that unit for 7 months; that on March 1, 1965, he was transferred to the New Hampshire National Guard in Rochester, New Hampshire, because he was attending the University of New Hampshire; and that in September 1965 he entered the advanced ROTC program at the University of New Hampshire. Because of this new military status, he states that he was relieved from the unit in Rochester and that he completed the ROTC program and was commissioned a second lieutenant upon graduation on June 11, 1967.

When the officer first entered on active duty he was paid as a second lieutenant with less than 2 years of service based on his statement of service for computation of length of service for pay purposes (DA Form 1506) dated July 7, 1967, which showed service as an enlisted man from August 1, 1965, through February 13, 1966, and current service as an officer from June 13, 1967.

The member's unverified statement of service (DA Form 1506) dated November 2, 1967, showed a period of service from August 1, 1964, through September 15, 1965, and that he was currently serving from June 13, 1967. This statement of service was officially certified by the Adjutant General on March 22, 1968, with an adjustment showing service for the period from August 1, 1964, through February 13, 1965, and currently serving from June 11, 1967. On the basis of this statement, pay for the period July 5, 1967, through May 31, 1969, was paid to the member in the amount of \$11,640.51.

A later statement of service certified by the Adjutant General on June 30, 1969, showed the member served only from Auugst 1, 1964, through September 14, 1965, and currently from June 11, 1967. Based on that statement of service as certified by the Adjutant General the member would have completed 2 years' service on April 26, 1968, and

3 years' service on April 26, 1969.

On the basis of this latest statement of service, the officer would have accrued pay only in the amount of \$9,145.96 for the period July 5, 1967, through May 31, 1969, resulting in an overpayment of \$2,494.55 (difference between \$11,640.51, the amount he received, and \$9,145.96) during that period. This amount was reduced to \$2,382.94 because of an overdeduction of FICA tax in the amount of \$111.61.

Our records indicate that Mr. Johnson has repaid all but \$233.43

of the total indebtedness.

It would appear from the above that in computing his basic pay during the period July 5, 1967, to May 31, 1969, the officer was erroneously credited with time spent in the advanced ROTC program at the University of New Hampshire. This type of service is not creditable service for basic pay purposes as prescribed in 37 U.S.C. 205. The record does indicate, however, that the officer inquired at the Finance Office concerning an \$800.01 payment made to him in December 1967 which included a retroactive payment of pay for longevity. He said he was told by that office that his period of creditable service had been recomputed on the basis of his Reserve and active duty service and that he was entitled to the pay of a second lieutenant with over 2 years' service commencing July 5, 1967.

It has been our practice where private relief legislation is introduced subsequent to October 2, 1972, on behalf of a member or former member of a uniformed service where it appears the indebtedness of such an individual to the United States arose as a result of administrative error, to consider such cases for waiver under the provisions of the act of October 2, 1972, Public Law 92–453, 86 Stat, 758, 10 U.S.C. 2774.

Subsection 2774(a) of title 10, U.S. Code authorizes the waiver of a claim of the United States against a person arising out of an erroneous payment of pay and allowance, the collection of which would be against equity and good conscience and not in the best interests of the United States. However, 10 U.S.C. 2774(b)(2) provides that the Comptroller General or the Secretary concerned may not exercise his authority under the act, if application for waiver is received in his office after the expiration of 3 years immediately following the date on which the erroneous payment of pay or allowances was discovered.

Thus, since the erroneous payment in this case was discovered at the time of the June 30, 1969 certification of his statement of service, which was more than 3 years prior to the receipt of an application for waiver in this Office (October 24, 1973) or in the administrative office, we are precluded from considering the case under the provisions of 10 U.S.C. 2774.

While ordinarily we do not view with favor legislation such as H.R. 6202 which would grant preferential treatment to an individual over other individuals similarly situated, there is some merit to the fact that the officer apparently brought the matter of his pay increase based on erroneous service credit to the attention of the Finance Officer when he was initially paid retroactive pay in December 1967. Under such circumstances evidencing good faith on the part of the member we would not object to favorable consideration of the bill.

Sincerely yours,

PAUL G. DEMBLING, For the Comptroller General of the United States.

H.R. 834



Minety-third Congress of the United States of America

AT THE SECOND SESSION

Begun and held at the City of Washington on Monday, the twenty-first day of January, one thousand nine hundred and seventy-four

An Act

For the relief of Thomas C. Johnson.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Thomas C. Johnson, of Hingham, Massachusetts, is relieved of liability to the United States in the amount of \$2,382.94, representing overpayments of active duty pay received by him as a member of the United States Army for the period from July 5, 1967, to July 4, 1969, inclusive, as a result of an administrative error which, through no fault of his own, occurred in crediting him with service in the advanced Reserve Officers Training Corps program. In the audit and settlement of the accounts of any certifying or disbursing officer of the United States, full credit shall be given for the amount for which liability is relieved by this

Sec. 2. (a) The Secretary of the Treasury is authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to the said Thomas C. Johnson, an amount equal to the aggregate of the amounts paid by him, or withheld from sums otherwise due him, with respect to the indebtedness to the United States specified in the

first section of this Act.

(b) No part of the amount appropriated in subsection (a) of this section shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this subsection shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Speaker of the House of Representatives.

Vice President of the United States and President of the Senate.

Minety-third Congress of the United States of America

AT THE SECOND SESSION

Begun and held at the City of Washington on Monday, the twenty-first day of January, one thousand nine hundred and seventy-four

An Act

For the relief of Thomas C. Johnson.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Thomas C. Johnson, of Hingham, Massachusetts, is relieved of liability to the United States in the amount of \$2,382.94, representing overpayments of active duty pay received by him as a member of the United States Army for the period from July 5, 1967, to July 4, 1969, inclusive, as a result of an administrative error which, through no fault of his own, occurred in crediting him with service in the advanced Reserve Officers Training Corps program. In the audit and settlement of the accounts of any certifying or disbursing officer of the United States, full credit shall be given for the amount for which liability is relieved by this section.

Sec. 2. (a) The Secretary of the Treasury is authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to the said Thomas C. Johnson, an amount equal to the aggregate of the amounts paid by him, or withheld from sums otherwise due him, with respect to the indebtedness to the United States specified in the first section of this Act.

(b) No part of the amount appropriated in subsection (a) of this section shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this subsection shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Speaker of the House of Representatives.

Vice President of the United States and President of the Senate.

October 8, 1974

Dear Mr. Director:

The following bills were received at the White House on October $\S \operatorname{th}$:

s. 283 s. 634 s. 2001	H.R. 6202/ H.R. 6477/
S. 2001V H.R. 3532	H.R. 7135/ H.R. 12471
H.R. 5641	Tratta mm

Please let the President have reports and recommendations as to the approval of these bills as soon as possible.

Sincerely,

Robert D. Linder Chief Executive Clerk

The Honorable Roy L. Ash Director Office of Management and Budget Washington, D. C.

