

Subsec. (a)(3), (4). Pub. L. 91-571, §1(a)(2), added par. (3) and redesignated former par. (3) as (4).

**PROTEST RELATING TO AWARDS BY COMMISSION; NOTICE BY PUBLICATION IN FEDERAL REGISTER**

Notwithstanding the provisions of sections 4140 and 4141 of this title receipt and consideration of filed and published protests relating to awards made by the Foreign Claims Settlement Commission which result in modification of such awards shall be certified and paid by the Secretary of the Treasury out of the War Claims Fund in accordance with this section. See section 615 of Act Mar. 10, 1950, ch. 54, as added by Pub. L. 94-542, Oct. 18, 1976, 90 Stat. 2512, set out as a note under section 1623 of Title 22, Foreign Relations and Intercourse.

**RECERTIFICATION OF CERTAIN AWARDS**

Pub. L. 91-571, §1(b), Dec. 24, 1970, 84 Stat. 1503, provided that: "The Foreign Claims Settlement Commission is authorized to recertify to the Secretary of the Treasury each award which has been certified before the date of enactment of this Act [Dec. 24, 1970] pursuant to title II of the War Claims Act of 1948, as added by the Act of October 22, 1962 (76 Stat. 1107) [50 U.S.C. 4131 et seq.], but which as of the date of enactment of this Act has not been paid in full, in such manner as it may determine to be required to give effect to the amendments made by this Act [amending this section] to the same extent and with the same effect as if such amendments had taken effect on October 22, 1962."

**§ 4144. Fees of attorneys and agents**

No remuneration on account of services rendered on behalf of any claimant in connection with any claim filed with the Commission under this subchapter shall exceed 10 per centum (or such lesser per centum as may be fixed by the Commission with respect to any class of claims) of the total amount paid pursuant to any award certified under the provisions of this subchapter on account of such claim. Any agreement to the contrary shall be unlawful and void. Whoever, in the United States or elsewhere, demands or receives, on account of services so rendered, any remuneration in excess of the maximum permitted by this section shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined not more than \$5,000 or imprisoned not more than twelve months, or both.

(July 3, 1948, ch. 826, title II, §214, as added Pub. L. 87-846, title I, §103, Oct. 22, 1962, 76 Stat. 1112.)

**CODIFICATION**

Section was formerly classified to section 2017m of the former Appendix to this title prior to editorial reclassification and renumbering as this section.

**§ 4145. Application of other laws**

To the extent they are not inconsistent with the provisions of this subchapter, the following provisions of subchapter I and title I of the International Claims Settlement Act of 1949, as amended [22 U.S.C. 1621 et seq.], shall apply to this subchapter: The first sentence of subsection (b) of section 4101 of this title, all of subsection (c) of section 4101 of this title and section 4109 of this title, and subsections (c), (d), (e), and (f) of section 7 of the International Claims Settlement Act of 1949, as amended [22 U.S.C. 1626].

(July 3, 1948, ch. 826, title II, §215, as added Pub. L. 87-846, title I, §103, Oct. 22, 1962, 76 Stat. 1112.)

**REFERENCES IN TEXT**

Subchapter I, referred to in text, was in the original "title I of this Act", meaning title I of act July 3, 1948,

ch. 826, 62 Stat. 1240, which is classified principally to subchapter I (§4101 et seq.) of this chapter. For complete classification of title I to the Code, see Tables.

The International Claims Settlement Act of 1949, referred to in text, is act Mar. 10, 1950, ch. 54, 64 Stat. 12. Title I of the Act is classified generally to subchapter I (§1621 et seq.) of chapter 21 of Title 22, Foreign Relations and Intercourse. For complete classification of this Act to the Code, see Short Title note set out under section 1621 of Title 22 and Tables.

**CODIFICATION**

Section was formerly classified to section 2017n of the former Appendix to this title prior to editorial reclassification and renumbering as this section.

**§ 4146. Transfer of records**

The Secretary of State is authorized and directed to transfer or otherwise make available to the Commission such records and documents relating to claims authorized by this subchapter as may be required by the Commission in carrying out its functions under this subchapter.

(July 3, 1948, ch. 826, title II, §216, as added Pub. L. 87-846, title I, §103, Oct. 22, 1962, 76 Stat. 1113.)

**CODIFICATION**

Section was formerly classified to section 2017o of the former Appendix to this title prior to editorial reclassification and renumbering as this section.

**§ 4147. Administrative expenses**

There are authorized to be appropriated out of any moneys in the Treasury not otherwise appropriated such sums as may be necessary (but not to exceed the total covered into the Treasury to the credit of miscellaneous receipts under section 4336(d)<sup>1</sup> of this title) to enable the Commission and the Treasury Department to pay their administrative expenses in carrying out their respective functions under this subchapter.

(July 3, 1948, ch. 826, title II, §217, as added Pub. L. 87-846, title I, §103, Oct. 22, 1962, 76 Stat. 1113.)

**REFERENCES IN TEXT**

Section 4336(d) of this title, referred to in text, authorized Attorney General to cover into the Treasury certain sums for deposit into War Claims Fund, prior to repeal by Pub. L. 100-418, title II, §2501(a)(1), Aug. 23, 1988, 102 Stat. 1371. See section 4336(b) of this title.

**CODIFICATION**

Section was formerly classified to section 2017p of the former Appendix to this title prior to editorial reclassification and renumbering as this section.

**CHAPTER 52—RESTITUTION FOR WORLD WAR II INTERNMENT OF JAPANESE-AMERICANS AND ALEUTS**

Sec. 4201.	Purposes.
4202.	Statement of the Congress.

**SUBCHAPTER I—UNITED STATES CITIZENS OF JAPANESE ANCESTRY AND RESIDENT JAPANESE ALIENS**

4211.	Short title.
4212.	Remedies with respect to criminal convictions.
4213.	Consideration of Commission findings by departments and agencies.

<sup>1</sup> See References in Text note below.

Sec.	
4214.	Trust Fund.
4215.	Restitution.
4216.	Board of Directors of the Fund.
4217.	Documents relating to the internment.
4218.	Definitions.
4219.	Compliance with Budget Act.
4220.	Entitlements to eligible individuals.

SUBCHAPTER II—ALEUTIAN AND PRIBILOF  
ISLANDS RESTITUTION

4231.	Short title.
4232.	Definitions.
4233.	Aleutian and Pribilof Islands Restitution Fund.
4234.	Appointment of Administrator.
4235.	Compensation for community losses.
4236.	Individual compensation of eligible Aleuts.
4237.	Attu Island restitution program.
4238.	Compliance with Budget Act.
4239.	Severability.

SUBCHAPTER III—TERRITORY OR PROPERTY  
CLAIMS AGAINST UNITED STATES

4251.	Exclusion of claims.
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CODIFICATION

Pub. L. 100-383, Aug. 10, 1988, 102 Stat. 903, comprising this chapter, was formerly set out in the Appendix to this title, prior to the elimination of the Appendix to this title and the editorial reclassification of the Act as this chapter. For disposition of sections of the former Appendix to this title, see Table II, set out preceding section 1 of this title.

**§ 4201. Purposes**

The purposes of this chapter are to—

- (1) acknowledge the fundamental injustice of the evacuation, relocation, and internment of United States citizens and permanent resident aliens of Japanese ancestry during World War II;
- (2) apologize on behalf of the people of the United States for the evacuation, relocation, and internment of such citizens and permanent resident aliens;
- (3) provide for a public education fund to finance efforts to inform the public about the internment of such individuals so as to prevent the recurrence of any similar event;
- (4) make restitution to those individuals of Japanese ancestry who were interned;
- (5) make restitution to Aleut residents of the Pribilof Islands and the Aleutian Islands west of Unimak Island, in settlement of United States obligations in equity and at law, for—
  - (A) injustices suffered and unreasonable hardships endured while those Aleut residents were under United States control during World War II;
  - (B) personal property taken or destroyed by United States forces during World War II;
  - (C) community property, including community church property, taken or destroyed by United States forces during World War II; and
  - (D) traditional village lands on Attu Island not rehabilitated after World War II for Aleut occupation or other productive use;
- (6) discourage the occurrence of similar injustices and violations of civil liberties in the future; and
- (7) make more credible and sincere any declaration of concern by the United States over

violations of human rights committed by other nations.

(Pub. L. 100-383, §1, Aug. 10, 1988, 102 Stat. 903.)

CODIFICATION

Section was formerly classified to section 1989 of the former Appendix to this title prior to editorial reclassification and renumbering as this section.

**§ 4202. Statement of the Congress**

**(a) With regard to individuals of Japanese ancestry**

The Congress recognizes that, as described by the Commission on Wartime Relocation and Internment of Civilians, a grave injustice was done to both citizens and permanent resident aliens of Japanese ancestry by the evacuation, relocation, and internment of civilians during World War II. As the Commission documents, these actions were carried out without adequate security reasons and without any acts of espionage or sabotage documented by the Commission, and were motivated largely by racial prejudice, wartime hysteria, and a failure of political leadership. The excluded individuals of Japanese ancestry suffered enormous damages, both material and intangible, and there were incalculable losses in education and job training, all of which resulted in significant human suffering for which appropriate compensation has not been made. For these fundamental violations of the basic civil liberties and constitutional rights of these individuals of Japanese ancestry, the Congress apologizes on behalf of the Nation.

**(b) With respect to the Aleuts**

The Congress recognizes that, as described by the Commission on Wartime Relocation and Internment of Civilians, the Aleut civilian residents of the Pribilof Islands and the Aleutian Islands west of Unimak Island were relocated during World War II to temporary camps in isolated regions of southeast Alaska where they remained, under United States control and in the care of the United States, until long after any potential danger to their home villages had passed. The United States failed to provide reasonable care for the Aleuts, and this resulted in widespread illness, disease, and death among the residents of the camps; and the United States further failed to protect Aleut personal and community property while such property was in its possession or under its control. The United States has not compensated the Aleuts adequately for the conversion or destruction of personal property, and the conversion or destruction of community property caused by the United States military occupation of Aleut villages during World War II. There is no remedy for injustices suffered by the Aleuts during World War II except an Act of Congress providing appropriate compensation for those losses which are attributable to the conduct of United States forces and other officials and employees of the United States.

(Pub. L. 100-383, §2, Aug. 10, 1988, 102 Stat. 903.)

CODIFICATION

Section was formerly classified to section 1989a of the former Appendix to this title prior to editorial reclassification and renumbering as this section.