

# Judiciary

Senator Daniel K. Inouye Papers

House records, Legislation, Committee files, Box HR12, Folder 16

<https://hdl.handle.net/10524/88206>

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17 June 1960

Robert C. Oshiro, Esquire  
927 Smith Street  
Honolulu, Hawaii

Dear Bob:

Please accept my humble apologies for my belated reply to your letter of June 1, 1960.

I have made numerous inquiries regarding Section 4, Act of September 11, 1957, in view of your interest to seek its extension over and beyond June 30, 1960.

I am happy to inform you that the House passed H.R. 10419 which was amended in Committee to provide for the extension of Section 4 of this Act. Subsequently, the Senate included an extension of this Act by amendment to H.J.R. 397. It is my opinion that the Senate will act favorably on this House Joint Resolution, thereby making it possible to extend the Act for another year.

Under the circumstances, I feel that there is no need for me to introduce a Bill for this purpose. You may have my assurance, however, that I will do all I possibly can to assure passage of H.J.R. 397.

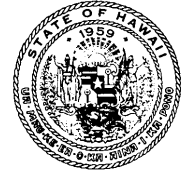
With sincere best wishes and aloha, I am

Yours truly,

DANIEL K. INOUE  
Member of Congress

DKI:eyh

JUN - 3 1960



The  
First Legislature

State of Hawaii  
Honolulu, Hawaii

House of Representatives

SPEAKER  
ELMER F. CRAVALHO  
VICE SPEAKER  
MANUEL SOUZA HENRIQUES  
MAJORITY LEADER  
HOWARD Y. MIYAKE  
MAJORITY FLOOR LEADER  
THOMAS P. GILL  
ASSISTANT MAJORITY FLOOR LEADERS  
TADAO BEPPU  
JAMES Y. SHIGEMURA  
WALTER M. HEEN  
TOSHIO SERIZAWA

June 1, 1960

427

FIRST DISTRICT  
JACK K. SUWA  
SECOND DISTRICT  
JOSEPH R. GARCIA, JR.  
STANLEY I. HARA  
TOSHIO SERIZAWA  
THIRD DISTRICT  
YOSHITO TAKAMINE  
FOURTH DISTRICT  
TAKESHI KUDO  
FIFTH DISTRICT  
AKONI PULE  
SIXTH DISTRICT  
PEDRO DELA CRUZ  
SEVENTH DISTRICT  
ELMER F. CRAVALHO  
JOHN E. MILLIGAN  
DAVID K. TRASK, JR.  
MAMORU YAMASAKI  
EIGHTH DISTRICT  
JOSEPH L. DWIGHT, JR.  
ALBERT W. EVENSEN  
HIRAM K. KAMAKA  
RICHARD M. KENNEDY  
NINTH DISTRICT  
JOHN C. LANHAM  
ROBERT C. OSHIRO  
TENTH DISTRICT  
WILLIAM BAINS-JORDAN  
DONALD D. H. CHING  
LARRY N. KURIYAMA  
GEORGE M. OKANO  
ELEVENTH DISTRICT  
WILLIAM M. FURTADO  
AKIRA SAKIMA  
JAMES H. WAKATSUKI  
TWELFTH DISTRICT  
PETER S. IHA  
FRANK W. C. LOO  
ROBERT TERUYA  
THIRTEENTH DISTRICT  
SAKAE AMANO  
ROBERT W. B. CHANG  
FOURTEENTH DISTRICT  
ROBERT K. FUKUDA  
DAVID C. MCCLUNG  
HOWARD Y. MIYAKE  
WADSWORTH YEE  
FIFTEENTH DISTRICT  
MRS. DOROTHY L. DEVEREUX  
MRS. EUREKA FORBES  
THOMAS P. GILL  
KATSUGO MIHO  
PERCY K. MIRIKITANI  
JAMES Y. SHIGEMURA  
SIXTEENTH DISTRICT  
TADAO BEPPU  
WALTER M. HEEN  
HIROSHI KATO  
GEORGE M. KOGA  
SEVENTEENTH DISTRICT  
WEBLEY E. EDWARDS  
FRANK C. JUDD  
FREDERICK W. ROHLFING  
AMBROSE J. ROSEHILL  
EIGHTEENTH DISTRICT  
WILLIAM E. FERNANDES  
MANUEL S. HENRIQUES  
ABEL MEDEIROS

The Honorable Daniel K. Inouye  
House of Representatives  
Washington, D. C.

Dear Dan:

I would appreciate your efforts being exerted to renew Section 4, Act of September 11, 1957 as amended, which would help many local residents here, particularly with the Korean residents who are adopting Korean orphans in Korea and bringing them over as their children under the act.

The current status of the law is such that it will expire on June 30, 1960, and if you will notice paragraph 5 of the instructions in the enclosed Form I-600, you will note that the visas must be issued before June 30, 1960.

If it is difficult to have the Act renewed for another year or even for 6 months, I would appreciate having the applications filed on or before June 30, 1960, qualify within the meaning of the act until ultimate determinations are made on such petitions.

Very truly yours,

ROBERT C. OSHIRO,  
State Representative

RCO:bm  
Enc. Form I-600

P. S. Your communications keeping me informed are keenly appreciated.

Robert Oshiro

June 1, 1960

The Honorable Daniel K. Inouye  
House of Representatives  
Washington, D. C.

Dear Dan:

I would appreciate your efforts being exerted to renew Section 4, Act of September 11, 1957 as amended, which would help many local residents here, particularly with the Korean residents who are adopting Korean orphans in Korea and bringing them over as their children under the act.

The current status of the law is such that it will expire on June 30, 1960, and if you will notice paragraph 5 of the instructions in the enclosed Form I-600, you will note that the visas must be issued before June 30, 1960.

If it is difficult to have the Act renewed for another year or even for 6 months, I would appreciate having the applications filed on or before June 30, 1960, qualify within the meaning of the act until ultimate determinations are made on such petitions.

Very truly yours,

ROBERT C. OSHIRO,  
State Representative

RCO:bm  
Enc. Form I-600

P. S. Your communications keeping me informed are keenly appreciated.

**PETITION TO  
CLASSIFY ALIEN  
AS AN ELIGIBLE  
ORPHAN**  
(Section 4, Act of  
September 11, 1957  
as amended.)

Date Filed

Fee Stamp

File No.

(Read this form and the attached instructions carefully before filling in petition)

To THE SECRETARY OF STATE: The petition is approved:

\_\_\_\_\_ (Date) \_\_\_\_\_ (District) \_\_\_\_\_ (District Director)

(PETITIONERS ARE NOT TO WRITE ABOVE THIS LINE)

Petition is hereby made to classify the alien beneficiary named herein as an eligible orphan for issuance of a special nonquota immigrant visa under Section 4, Act of September 11, 1957, as amended.

**BLOCK I.--Information pertaining to petitioners**

**HUSBAND**

1. Name \_\_\_\_\_  
(First) (Middle) (Surname)

2. Address in United States \_\_\_\_\_  
(Number & Street) (City) (State)

3. Address abroad (if any) \_\_\_\_\_  
(Number & Street) (City) (State or Province) (Country)

4. Date and place of birth \_\_\_\_\_  
(Date) (City) (State) (Country)

5. If you are a citizen of the United States, give the following:

Was your citizenship acquired through birth in the United States, through naturalization, through parentage, or through marriage? \_\_\_\_\_

If acquired through naturalization, give number of naturalization certificate, \_\_\_\_\_, date and place of naturalization \_\_\_\_\_, and former nationality \_\_\_\_\_

If acquired through parentage or marriage, have you obtained a certificate of citizenship in your own name based on such acquisition? \_\_\_\_\_

If so, give number of certificate: \_\_\_\_\_

If not, submit evidence of citizenship in accordance with instruction 2a(2).

Your former nationality, if any \_\_\_\_\_

Have you or any person through whom you claim citizenship ever lost United States citizenship? \_\_\_\_\_

If so, attach detailed explanation on separate sheet.

6. Number of prior marriages \_\_\_\_\_

**WIFE**

7. Name \_\_\_\_\_

8. Address in United States \_\_\_\_\_  
(Number & Street) (City) (State)

9. Address abroad (if any) \_\_\_\_\_  
(Number & Street) (City) (State or Province) (Country)

10. Date and place of birth \_\_\_\_\_  
(Date) (City) (State) (Country)

**BLOCK I.--(Continued)**

11. If you are a citizen of the United States, *and your husband is not*, give the following:  
Was your citizenship acquired through birth in the United States, through naturalization, through parentage, or through marriage? \_\_\_\_\_  
If acquired through naturalization, give number of naturalization certificate, \_\_\_\_\_, date and place of naturalization \_\_\_\_\_, and former nationality \_\_\_\_\_  
If acquired through parentage or marriage, have you obtained a certificate of citizenship in your own name based on such acquisition? \_\_\_\_\_  
If so, give number of certificate: \_\_\_\_\_  
If not, submit evidence of citizenship in accordance with instruction 2a(2).  
Your former nationality, if any \_\_\_\_\_  
Have you or any person through whom you claim citizenship ever lost United States citizenship? \_\_\_\_\_  
If so, attach detailed explanation on separate sheet.
12. Number of prior marriages \_\_\_\_\_

**BLOCK II.--Information pertaining to orphan beneficiary**

13. Name at birth \_\_\_\_\_  
(First) (Middle) (Surname)
14. Name at present \_\_\_\_\_  
(First) (Middle) (Surname)
15. Date and place of birth \_\_\_\_\_  
(Date) (City) (State or Province) (Country)
16. The beneficiary is an orphan because: (Check one)  
 He has no parents.  
 He has only one parent.
17. If the orphan has only one parent answer the following:  
Is the remaining parent capable of providing for the orphan's support? \_\_\_\_\_  
Has the remaining parent, in writing, irrevocably released the orphan for emigration and adoption? \_\_\_\_\_
18. Has the orphan been lawfully adopted by you abroad? \_\_\_\_\_ If so, give the following:  
Date and place of adoption \_\_\_\_\_  
Were either of you physically present at the time of the adoption in the jurisdiction of the court or other authority that authorized the adoption? \_\_\_\_\_  
If neither of you were physically present in the jurisdiction of such court or authority at the time of the adoption, give the full name and address of the person who acted in your behalf: \_\_\_\_\_
19. If the orphan has not been lawfully adopted by you abroad, give the following:  
Do you intend to adopt the orphan in the United States and properly care for him? \_\_\_\_\_  
Have the preadoption requirements, if any, of the orphan's proposed State of residence been met? \_\_\_\_\_
20. To your knowledge does the orphan have any physical or mental affliction? \_\_\_\_\_ If so, name the affliction. \_\_\_\_\_
21. Have you ever filed or are you now filing a petition to bring any other orphan to the United States? \_\_\_\_\_  
If so, give the name of each such orphan and date and place of filing \_\_\_\_\_
22. Address in United States where orphan will reside \_\_\_\_\_  
(No. & Street) (City) (State)
23. Present address of orphan \_\_\_\_\_  
(No. & Street) (City) (State or Province) (Country)
24. Location of American Consulate where application for visa will be made:  
\_\_\_\_\_  
(City in foreign country) (Foreign country)

We certify that all the statements we have made in this petition are true and correct to the best of our knowledge.

Dated at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_\_ .

\_\_\_\_\_  
(Signature of petitioner)

\_\_\_\_\_  
(Signature of petitioner)

## INSTRUCTIONS

(Failure to follow instructions may require return of the petition and delay final action.)

1. **Eligibility.** The term eligible orphan means an alien child who is under the age of 14 years and who is an orphan because one or both parents have died or disappeared, or abandoned or deserted the orphan, or the orphan has become separated or lost from one or both parents. Where the orphan has only one parent that parent must be incapable of providing for the orphan's care and must have irrevocably released the orphan for emigration and adoption. In addition the orphan either must have been lawfully adopted abroad by a United States citizen and spouse or must be coming to the United States for adoption by a United States citizen and spouse. Also, the orphan must be admissible to the United States except for the oversubscription of the portion of the quota to which he is chargeable.  

A petition to classify an alien as an eligible orphan for issuance of a special nonquota visa under section 4 of the Act of September 11, 1957, as amended, must be filed by a United States citizen and spouse. The same petitioners may not petition for more than two orphans unless necessary to prevent the separation of brothers and sisters. The petitioners must be persons of good moral character. They must establish that they will care for the orphan properly if he is admitted to the United States. If the orphan has not been lawfully adopted abroad, the petitioners must also establish that they will adopt him in the United States and that the preadoption requirements, if any, of the state of the orphan's proposed residence have been met.
2. **Supporting Documents.** The following must be submitted with petition:
  - a. *Proof of United States citizenship of one petitioner only.*
    - (1) If you are a citizen by reason of birth in the United States, submit (a) your birth certificate, or (b) if birth certificate is unobtainable, copy of your baptismal certificate under seal of the church, showing place of birth (baptism must have occurred within 2 months after birth), or (c) if birth or baptismal certificate cannot be obtained, affidavits of two United States citizens who have personal knowledge of your birth in the United States.
    - (2) If you were born outside the United States and became a citizen through the naturalization or citizenship of a parent or husband, and have not been issued a certificate of citizenship in your own name, submit evidence of the citizenship and marriage of such parent or husband, as well as termination of any prior marriages. Also, if you claim citizenship through a parent, submit your birth certificate and a separate statement showing the date, port, and means of all your arrivals and departures into and out of the United States. (Do not make or submit a photostat of a certificate of citizenship. See Instruction No. 8.)
    - (3) If your naturalization occurred within 90 days immediately preceding the filing of this petition, or if it occurred prior to September 27, 1906, the naturalization certificate must accompany the petition. Do not make or submit a photostat of such certificate (see Instruction No. 8).
  - b. *Proof of marriage of the petitioners.*
    - (1) The petitioners should submit a certificate of their marriage and proof of termination of all prior marriages.
  - c. *Evidence that the petitioners are able to support and care for the orphan.*
    - (1) Such evidence may consist of letters from employers, banks and accountants, financial statements, copy of income tax returns, etc.
  - d. A certified copy of adoption decree together with certified translation, if the orphan has been lawfully adopted abroad.
  - e. Evidence that the remaining parent is incapable of providing for the orphan's care and has in writing irrevocably released the orphan for emigration and adoption if the orphan has only one parent.
  - f. Evidence that the preadoption requirements, if any, of the State of the orphan's proposed residence have been met, if the child is to be adopted in the United States.
  - g. Fingerprint chart of each petitioner on Form FD 258.
3. **Documents in General.** All supporting documents must be submitted in the original. An original document may not be returned unless accompanied by a photostatic copy. However, a photostatic copy unaccompanied by the original may be accepted if the copy bears a certification by an immigration or consular officer that the copy was compared with the original and found to be identical. A foreign document must be accompanied by a notarized translation, certified by the translator as to the accuracy of the translation, and as to his competency to translate. (Do not make a photostat of a certificate of naturalization or citizenship).
4. **Preparation of petition.** A separate petition for each beneficiary must be typewritten or printed legibly, with pen and ink (one copy only). Both petitioners must sign the petition in their full true and correct names.
5. **Submission of petition.** Petitioners residing in the United States should send the completed petition to the office of the Immigration and Naturalization Service nearest their place of residence. Those residing outside the United States should consult the nearest American consulate as to the foreign office of this Service designated to act on the petition. In all cases the petition must be submitted in sufficient time for action to be completed on the petition so as to enable the orphan to obtain a visa before the date on which he will be 14 years of age and before July 1, 1960.

6. **Fees.** A fee of \$10, payable in United States currency, must accompany this petition. The fee is required for filing the petition and is not returnable regardless of the action taken. If the petition is mailed, attach money order or check. **DO NOT SEND CASH.** Money order or check should be drawn on a United States bank to the order of "Immigration and Naturalization Service, Department of Justice." If residing in Guam, draw remittance in favor of the "Treasurer, Guam." If residing in the Virgin Islands, draw remittance in favor of the "Commissioner of Finance of the Virgin Islands."
7. **Assistance.** In connection with the adoption of an orphan it is suggested that assistance be obtained from a recognized social agency or from any public or private agency recognized by the appropriate authority of the State. The following recognized social agencies have agreed to furnish assistance. "All of these agencies have offices in the principal cities of the United States."

American Branch of International Social Service, Inc.  
345 East 46th Street  
New York 17, New York

Catholic Committee for Refugees  
National Catholic Welfare Conference  
265 West 14th Street  
New York 11, New York

Greek Archdiocese of North and South America  
10 East 79th Street  
New York 21, N. Y.

Church World Service, Inc.  
215 Fourth Avenue  
New York 3, New York

United HIAS Service, Inc.  
425 Lafayette Street  
New York 3, New York

8. **Penalties.** Title 18, United States Code, Section 1001 provides: Whoever, in any matter within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals or covers up by any trick, scheme, or device a material fact, or makes any false, fictitious or fraudulent statements or representations, or makes or uses any false writing of document knowing the same to contain any false, fictitious or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than five years, or both.

Title 18, United States Code, section 1426(h) provides: "Whoever, without lawful authority prints, photographs, makes, or executes any print or impression in the likeness of a \* \* \* certificate of naturalization or citizenship, or any part thereof, shall be fined not more than \$5,000 or imprisoned not more than 5 years, or both."

GPO 978946

H.R. 7209

Judiciary

June 13, 1960

Mr. Wallace Young  
National Executive Committeeman  
The American Legion  
612 McCully Street  
Honolulu, Hawaii

Dear Mr. Young:

I am in receipt of your telegram of June 10, 1960, requesting my support for H.R. 7209, a bill which would accord Korean war veterans equal naturalization privileges.

I am in accord with the intent and purposes of this bill and you may be assured that I will support it.

With all best wishes, I am

Sincerely,

DANIEL K. INOUE, M.C.

DKI:ss



A

YW524

FB2841 YWW HA 1859

HONOLULU 50/49 9 1115A HST VIA RCA =

JUN 10 1960

LT

CONGRESSMAN DANIEL INOUYE WASHINGTON DC =

KINDLY SUPPORT HR7209 THIS BILL WAS INITIATED BY SHELLEY  
CALIFORNIA IN CONJUNCTION WITH RESOLUTIONS ADOPTED BY  
LEGIONAIRES FROM HAWAII AND CALIFORNIA YOUR  
SUPPORT OF THIS BILL WILL BE GREATLY APPRECIATED BY  
VETERANS OF HAWAII AND CALIFORNIA

WALLACE YOUNG NATIONAL EXECUTIVE COMMITTEEMAN  
THE AMERICAN LEGION



June 3, 1960

*Judiciary  
(HJR 23)*

Mrs. G. J. Watumull  
Watumull Foundation  
2443 Koa Avenue  
Honolulu 15, Hawaii

Dear Mrs. Watumull:

Thank you very much for your letter of May 23, 1960 calling my attention to HJR 23, which was introduced by Congressman James Utt and requesting my support for said resolution.

I have made a very brief review of the provisions of HJR 23 and I am somewhat bothered by its broad impact, namely that it also seeks to repeal the 16th Amendment and provides that Congress shall not levy taxes on personal incomes, estates, and/or gifts.

I would like to further study this bill in order to fully appreciate its intent and purposes. In studying this bill, you may be assured that I will keep in mind your views on this matter.

With sincere best wishes and Aloha, I am

Sincerely,

DANIEL K. INOUE, M.C.

DKI:ss

PS: I enclose herewith a copy of HJR 23 for your study and information.

# WATUMULL FOUNDATION

GOBINDRAM J. WATUMULL, FOUNDER  
ESTABLISHED 1942 - INCORPORATED 1956

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## CHAIRMAN, DISTRIBUTION COMMITTEE:

MRS. G. J. WATUMULL

2443 KOA AVENUE  
HONOLULU 15, HAWAII

May 23, 1960

The Honorable Daniel K. Inouye  
Representative from Hawaii  
House of Representatives Office Building  
Washington, D. C.

Dear Mr. Inouye:

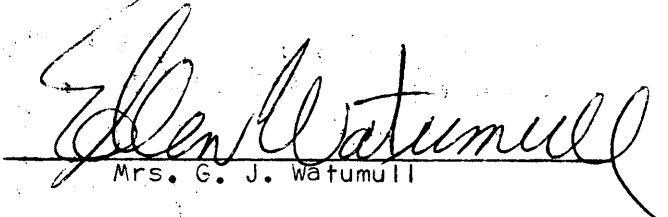
Not long ago <sup>I</sup> we had the responsibility of paying all of the Federal and State income taxes and when the checks were signed and ready to mail in with the income tax forms, we had paid out about \$3000 more than we actually had in the bank, and it took some manipulating to gather money together to deposit in the account, in order that our checks would not "bounce". We are exceedingly fortunate in having a business, but by the time we pay all of our taxes (we will soon have to pay a large capital gains tax, and heaven only knows what the inheritance taxes on my husband's estate will amount to), there is very little left. In fact, we are going to have to borrow a substantial sum from the local banks in order to pay them.

Recently I received information regarding H.J. Res. 23, introduced into the first session of the 86th Congress by James B. Utt, Representative from the 28th district of California. I have also received reprints of speeches made in Congress on Monday, March 23, 1959 by the Hon. Bruce Alger and extension of remarks of the Hon. James B. Utt on Tuesday, September 8, 1959.

In order to affect much needed savings and to get the U.S. Government out of businesses in which it does not belong, since ours is a free enterprise system, I hope that you will support H.J. Res. 23 in order to give us a much needed tax relief. If there isn't some tax relief soon, this country will be forced to change its form of government, because individuals and businesses have practically no incentive money left after taxes are paid, and we are going to be burdened with more and more federal bureaucracies, which was never the intent of our Founding Fathers.

Your cooperation in this matter will be greatly appreciated.

Sincerely yours,

  
Mrs. G. J. Watumull

EJW:ek

*all to order*

# INTERNATIONAL HUMAN RIGHTS

STATEMENTS OF THE UNITED STATES DEPARTMENT OF STATE  
ON THE HUMAN RIGHTS SITUATION IN THE WORLD

STATEMENTS OF THE UNITED STATES DEPARTMENT OF STATE  
ON THE HUMAN RIGHTS SITUATION IN THE WORLD

STATEMENTS OF THE UNITED STATES DEPARTMENT OF STATE  
ON THE HUMAN RIGHTS SITUATION IN THE WORLD

The United States Department of State today announced that it has received information that the government of [Country Name] has taken steps to improve the human rights situation in that country. The Department is pleased to note these developments and will continue to monitor the situation closely. It remains committed to promoting and protecting human rights worldwide.

The Department has also expressed its concern over reports of human rights abuses in [Country Name]. It has urged the government to take immediate action to address these concerns and to ensure that all individuals are treated with dignity and respect. The Department will continue to work with the government to find a peaceful and just resolution to the situation.

The Department has also announced that it will be providing technical assistance to the government of [Country Name] to help it improve its human rights record. This assistance will include training for government officials on human rights law and practice, as well as support for the development of a national human rights institution. The Department is confident that these efforts will lead to a more transparent and accountable government that respects the rights of all its citizens.

86<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. J. RES. 23

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IN THE HOUSE OF REPRESENTATIVES

JANUARY 7, 1959.

Mr. UTT introduced the following joint resolution; which was referred to the  
Committee on the Judiciary

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## JOINT RESOLUTION

Proposing an amendment to the Constitution of the United States relative to abolishing personal income, estate, and gift taxes and prohibiting the United States Government from engaging in business in competition with its citizens.

1        *Resolved by the Senate and House of Representatives of*  
2 *the United States of America in Congress assembled (two-*  
3 *thirds of each House concurring therein), That the following*  
4 *article is proposed as an amendment to the Constitution of*  
5 *the United States, which shall be valid to all intents and*  
6 *purposes as part of the Constitution when ratified by the*  
7 *legislatures of three-fourths of the several States:*

1 "ARTICLE —

2 "SECTION 1. The Government of the United States shall  
3 not engage in any business, professional, commercial, finan-  
4 cial or industrial enterprise except as specified in the Con-  
5 stitution.

6 "SEC. 2. The constitution or laws of any State, or the  
7 laws of the United States, shall not be subject to the terms  
8 of any foreign or domestic agreement which would abrogate  
9 this amendment.

10 "SEC. 3. The activities of the United States Govern-  
11 ment which violate the intent and purposes of this amend-  
12 ment shall, within a period of three years from the date of  
13 the ratification of this amendment, be liquidated and the  
14 properties and facilities affected shall be sold.

15 "SEC. 4. Three years after the ratification of this amend-  
16 ment the sixteenth article of amendments to the Constitution  
17 of the United States shall stand repealed and thereafter  
18 Congress shall not levy taxes on personal incomes, estates,  
19 and/or gifts."



86TH CONGRESS  
1ST SESSION

## H. J. RES. 23

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### JOINT RESOLUTION

Proposing an amendment to the Constitution of the United States relative to abolishing personal income, estate, and gift taxes, and prohibiting the United States Government from engaging in business in competition with its citizens.

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By Mr. UTT

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JANUARY 7, 1959

Referred to the Committee on the Judiciary

HJR 397  
Judiciary

May 18, 1960

Mr. Lin-San Lai, President  
United Chinese Society  
P. O. Box 1975  
Honolulu, Hawaii

Dear Mr. Lai:

Thank you very much for your letter of May 13th calling my attention to an apparently discriminatory provision contained in H.J.R. 397 inasmuch as it excludes refugee escapees from Communist China.

This bill is presently pending in the Senate Subcommittee on Immigration and no action has as yet been scheduled for it. It is aware of the non-inclusion of the Chinese within the benefits of the bill due to several inquiries calling their attention to this omission. I have, however, requested their consideration of an amendment to correct this. Not being a member of the Senate, I can only "request."

In my efforts to appraise my Hawaii colleagues in the Senate of this situation, I was informed that they had received similar communications from you.

You may be assured that if the Senate sees fit to make the amendment, I will do all I can in the House to assist in its favorable consideration.

With sincere best wishes and aloha, I am,

Yours truly,

DANIEL K. INOUE  
Member of Congress

DKI:gg

MAY 16 1960

76th Year

# UNITED CHINESE SOCIETY

PHONE 64621 - P. O. BOX 1975 - 42 N. KING ST. - HONOLULU, HAWAII

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香  
山  
中  
華  
總  
會  
館

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 WAH HIN LUM.....Vice-President  
 HON MUN LEE.....Vice-President  
 WAI LOCK LAU.....Chinese Secretary  
 ALBERT H. YUEN.....English Secretary  
 KATT CHIU WONG.....Treasurer  
 SETWIN TANG.....Ass't Treasurer  
 HIN SUM YOUNG.....Executive Secretary

劉炳輝	譚華燦	劉開根	林宇超	何義初	黃棣榮	劉振光	楊曉生	協理
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TRUSTEES:

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Wilfred H. S. Young	Chun Kwong Lau
Edward L. Lim	Hoy Kan Lau
Wah Chan Thom	B. F. Lau

May 13, 1960


Honorable Daniel Inouye  
 House Office Building  
 Washington, D. C.

Dear Rep. Inouye:

We urge you most emphatically to amend HJR 397 by striking out the provision of "within the mandate of the United Nations High Commissioner for Refugees" when the bill is presented to the Senate for consideration because the effect of this provision is tantamount to deny all refugees-escapees from the Communist occupied Chinese Mainland from the benefits of this bill.

Respectfully yours,

UNITED CHINESE SOCIETY

  
 Lin-San Lai, President

HR 10138  
January

May 9, 1960

Mr. Paul W. King, President  
Warrant Officers Association  
1246 Twentieth Street, N.W.  
Washington 6, D. C.

Dear Mr. King:

Receipt of your letter of April 28, 1960, is hereby gratefully acknowledged.

As per your request, I will contact as many of my associates on Subcommittee No. 4 of the House Committee on the Judiciary urging their favorable report of HR 10138.

With all best wishes, I am

Sincerely,

DANIEL K. INOUE, M.C.

DKI:ss

# WARRANT OFFICERS ASSOCIATION OF THE UNITED STATES

1246 TWENTIETH STREET, NORTHWEST

WASHINGTON 6, D. C.

FEDERAL 7-1188

28 April 1960

The Honorable Daniel K. Inouye  
United States House of Representatives  
Washington, D. C.


Dear Congressman Inouye:

Reference your letter of April 20, 1960 in reply to our request for support of HR #10138 to enable Congress to grant a Congressional Charter to the Warrant Officers Association of the United States of America.

We appreciate your fair comment on this bill. For your information a hearing on this resolution was held before Subcommittee #4 of the House Committee on the Judiciary on Tuesday April 26, 1960.

We urge you to contact your associates on this subcommittee and request they favorably report our request which is so important to our members.

Sincerely yours,

  
PAUL W. KING  
President

January 18, 1960

*Judiciary  
(Legis. Mail)*

Mr. Eaton Magoon, Jr. /X  
P. O. Box 2061  
Honolulu, Hawaii

Dear Mr. Magoon:

I am in receipt of your letter dated 15 January 1960, relative to a bill in Congress modifying the copyright law to include a provision for statutory royalty payments to authors and composers for use of their copyrighted material for profit by the juke box industries.

I have just instructed my staff to procure a copy of this bill for my study. I shall keep you informed as to the status of this bill.

Sincerely,

DANIEL K. INOUE, M.C.

JAN 18 1960

EATON MAGOON, JR.

P. O. BOX 2061  
HONOLULU, HAWAII

675 MADISON AVENUE  
NEW YORK 21, N. Y.

Honolulu, Hawaii  
January 15, 1960

The Honorable Daniel K. Inouye  
425 Old House Office Building  
Washington 25, D. C.

Dear Mr. Inouye:

I understand a Bill is being introduced in Congress to modify the copyright law to include a provision for statutory royalty payments to authors and composers for use of their copyrighted material for profit by the juke box industries. As an author and composer, I am naturally concerned that authors and composers should have statutory protection with regard to receiving a fair royalty for the use of their copyrighted material for profit by third parties. Upon this intent the original copyright law was based, and it was only through a loophole to protect the then comparatively unimportant "Penny Arcades" of the early 1900's that there was an exclusion made that now gives the mammoth juke box industries a complete immunity from paying royalties for the use of the copyrighted material.

I would appreciate your looking into this proposed legislation which I have been informed may be scheduled for early hearing this session. This proposed Bill has been endorsed by the American Society of Composers, Authors, and Publishers of which I am a member, and I hope that you will see fit to support it.

Aloha,

"Bob" Magoon

Eaton (Bob) Magoon, Jr.

EM:ei

86th CONGRESS  
2nd SESSION

H. R.

IN THE HOUSE OF REPRESENTATIVES

Mr. INOUE OF HAWAII introduced the following bill; which was referred to the Committee on

**A BILL**

To amend section 1(e) of title 17 of the United States Code with regard to the rendition of musical compositions on coin-operated machines.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the third paragraph of section 1(e) of title 17, United States Code, is amended to read as follows:

"Whenever a copyrighted musical composition is publicly performed for profit by means of a recorded rendition thereof which is utilized or activated by means of a coin-operated machine or device (other than a radio or television receiving set or apparatus), the remedies afforded by this title shall be available only against the operator of such machine or device. As used in this paragraph, the term 'operator' means the individual, partnership, association, or corporation entitled to receive any money or other income resulting from the operation of such machine or device after the (1) payment of expenses incident to the procurement, placement, operation, maintenance, and servicing of such machine or device, and (2) payment to the proprietor of the establishment within which such machine or device is operated of any share in the receipts of such machine or device to which such proprietor may be entitled.

"Whenever the copyright owner of any musical composition, or assignee or licensee of the performing right thereof, executes any license or agreement authorizing the public performance for profit of such composition by means of any such coin-operated machine or device, such copyright owner,

..... CONGRESS } H. R. ....  
..... SESSION }

# A BILL

By MR. ....

....., 19.....—Referred to the  
Committee on .....

or assignee or licensee of the aforesaid performing right, shall furnish a copy of such license or agreement, within thirty days of the effective date thereof, to the Register of Copyrights, accompanied by the recording fee required by section 215 of this title for the recording of every assignment, agreement, power of attorney, or other paper: Provided, That no provision may be included in any license or agreement filed by the copyright owner, assignee, or licensee of the performing rights of any musical composition by which any fee or royalty may be assessed for the use of such musical composition on any coin-operated machine or device prior to the effective date of this Act. Any failure to file such license or agreement shall be a complete defense to any suit, action, or proceeding against the licensee or licensees covered thereby, for any infringement of the right to publicly perform for profit the musical composition by means of a coin-operated machine or device."

SEC. 2. The first paragraph of section 1(e) of title 17, United States Code, is amended by adding to the second sentence thereof, after the words "a royalty of 2 cents on each such part manufactured," and before the words "to be paid by the manufacturer thereof;" the following: "or 4 cents on each such part that is manufactured for use by or upon coin-operated machines."

SEC. 3. Section 205 of title 17, United States Code, is amended by adding the following new paragraph:

"Within forty-five days after the commencement of each regular session of the Congress, the Register of Copyrights shall transmit to the Judiciary Committees of the Senate and House of Representatives a report, which may be a part of the above-mentioned annual report, containing a summary of the provisions of all licenses and agreements filed with him during the preceding calendar year pursuant to the last paragraph of section 1(e) of this title."

SEC. 4. The amendments made by this Act shall take effect on the first day of the sixth month following the date of its enactment. Nothing contained in such amendments shall alter or impair the enforcement by the Attorney General of any provision of law or any judgment or decree heretofore entered by any court under any provision of law.

86<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. 950

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## IN THE SENATE OF THE UNITED STATES

FEBRUARY 5, 1959

Mr. O'MAHONEY (for himself, Mr. KEFAUVER, Mr. LANGER, Mr. HUMPHREY, and Mr. MORSE) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To amend section 1 (e) of title 17 of the United States Code with regard to the rendition of musical compositions on coin-operated machines.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That the third paragraph of section 1 (e) of title 17, United  
4       States Code, is amended to read as follows:

5       “Whenever a copyrighted musical composition is pub-  
6       licly performed for profit by means of a recorded rendition  
7       thereof which is utilized or activated by means of a coin-  
8       operated machine or device (other than a radio or televi-  
9       sion receiving set or apparatus), the remedies afforded by  
10      this title shall be available only against the operator of such

1 machine or device. As used in this paragraph, the term  
2 'operator' means the individual, partnership, association, or  
3 corporation entitled to receive any money or other income re-  
4 sulting from the operation of such machine or device after  
5 the (1) payment of expenses incident to the procurement,  
6 placement, operation, maintenance, and servicing of such  
7 machine or device, and (2) payment to the proprietor of  
8 the establishment within which such machine or device is  
9 operated of any share in the receipts of such machine or  
10 device to which such proprietor may be entitled.

11 "Whenever the copyright owner of any musical com-  
12 position, or assignee or licensee of the performing right  
13 thereof, executes any license or agreement authorizing the  
14 public performance for profit of such composition by means  
15 of any such coin-operated machine or device, such copyright  
16 owner, or assignee or licensee of the aforesaid performing  
17 right, shall furnish a copy of such license or agreement,  
18 within thirty days of the effective date thereof, to the Reg-  
19 ister of Copyrights, accompanied by the recording fee re-  
20 quired by section 215 of this title for the recording of every  
21 assignment, agreement, power of attorney, or other paper:  
22 *Provided*, That no provision may be included in any license  
23 or agreement filed by the copyright owner, assignee, or  
24 licensee of the performing rights of any musical composition  
25 by which any fee or royalty may be assessed for the use

1 of such musical composition on any coin-operated machine  
2 or device prior to the effective date of this Act. Any failure  
3 to file such license or agreement shall be a complete defense  
4 to any suit, action, or proceeding against the licensee or  
5 licensees covered thereby, for any infringement of the right  
6 to publicly perform for profit the musical composition by  
7 means of a coin-operated machine or device.”

8       SEC. 2. The first paragraph of section 1 (e) of title 17,  
9 United States Code, is amended by adding to the second  
10 sentence thereof, after the words “a royalty of 2 cents on  
11 each such part manufactured,” and before the words “to be  
12 paid by the manufacturer thereof;” the following: “or 4  
13 cents on each such part that is manufactured for use by or  
14 upon coin-operated machines.”

15       SEC. 3. Section 205 of title 17, United States Code, is  
16 amended by adding the following new paragraph:

17       “Within forty-five days after the commencement of each  
18 regular session of the Congress, the Register of Copyrights  
19 shall transmit to the Judiciary Committees of the Senate and  
20 House of Representatives a report, which may be a part of  
21 the above-mentioned annual report, containing a summary of  
22 the provisions of all licenses and agreements filed with him  
23 during the preceding calendar year pursuant to the last para-  
24 graph of section 1 (e) of this title.”

25       SEC. 4. The amendments made by this Act shall take

1 effect on the first day of the sixth month following the date  
2 of its enactment. Nothing contained in such amendments  
3 shall alter or impair the enforcement by the Attorney Gen-  
4 eral of any provision of law or any judgment or decree  
5 heretofore entered by any court under any provision of law.

80TH CONGRESS  
1ST SESSION

S. 950

**A BILL**

To amend section 1 (e) of title 17 of the United States Code with regard to the rendition of musical compositions on coin-operated machines.

By Mr. O'MAHONEY, Mr. KEFAUVER, Mr. LANGER, Mr. HUMPHREY, and Mr. MORSE

FEBRUARY 5, 1959

Read twice and referred to the Committee on the Judiciary

September 10, 1959

*J. Inouye*  
*Comm.*

Mr. Walbert S. Chong  
P. O. Box 25  
Wailuku, Maui, Hawaii

Dear Mr. Chong:

Thank you for your letter of August 28, 1959.

In response to your inquiry, there is no legislation pending with respect to the Refugee Relief Act. However, there is a bill, H. R. 6118 (as amended) which has passed both Houses and is now awaiting the President's signature, which would permit the adoption by American couples of orphans or semi-orphans under 14 years of age. This bill was passed by both Houses prior to my assuming office and therefore was unable to vote <sup>on</sup> for it.

I hope this gives you some ray of hope in your aspiration to adopt a child.

Thank you again and best wishes.

Aloha,

DANIEL K. INOUE, M. C.

AL:npk

# American Cable & Radio System

"Via All America" "Via Commercial" "Via Mackay Radio"

The only American  
Communication System  
Providing Dual  
International Service  
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Messages either  
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## MEMO TO

There is no legislation pending re the Refugee Relief Act; however, there is a bill - HR 6118 (as amended) - which has passed both Houses, awaiting the President's signature, which would permit the adoption by American couples of orphans or semi-orphans under 14 years of age.

P. O. Box 25  
Wailuku  
Hawaii  
August 28, 1959

Honorable Dan K. Inouye  
U. S. House of Representatives  
Washington, D.C.

Dear Congressman Inouye,

Congratulations on your smashing victory at the polls!

My wife and I are interested in adopting a child from Hong Kong. However I understand that the "Refugee Relief Act" which would allow us to do so expired on June 13, 1959. Can you advise if legislation is pending in Congress to have this Act renewed or extended? Naturally we hope that you will vote for such a law.

Yours truly,

*Walbert S. Chong*  
Walbert S. Chong