

MKS

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86TH CONGRESS  
1ST SESSION

# S. 1689

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IN THE SENATE OF THE UNITED STATES

APRIL 15, 1959

Mr. MUNDT (for himself and Mr. DOUGLAS) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To create the Freedom Commission for the development of the science of counteraction to the world Communist conspiracy and for the training and development of leaders in a total political war.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 SHORT TITLE

4 SECTION 1. This Act may be cited as the "Freedom  
5 Commission Act".

6 CONGRESSIONAL FINDINGS AND STATEMENT OF POLICY

7 SEC. 2. (a) The Congress of the United States makes  
8 the following findings:

9 (1) The Soviet Union and Communist China are wag-

1 ing a total political war against the United States and  
2 against the peoples and governments of all other nations of  
3 the free world.

4 (2) Unlike the free world, the Soviet Union has sys-  
5 tematically prepared for this total political war over several  
6 decades. Drawing on the experience of previous conquerors  
7 and upon their own elaborate studies and extensive pragmatic  
8 tests, the Soviet leaders have developed their conspiratorial  
9 version of political warfare into a highly effective operational  
10 science. Recognizing that political warfare is a difficult  
11 science making unusual demands on its practitioners, the  
12 Soviet Union and Communist China have established an  
13 elaborate network of training schools, within and without the  
14 free world, in which have been trained large numbers of  
15 highly skilled activists. These activists continue to receive  
16 intensive continuous training throughout their party careers.

17 (3) In this total political war the Soviets permit no  
18 neutrals. Every citizen, every economic, cultural, religious,  
19 or ethnic group is a target and is under some form of direct  
20 or indirect Communist attack. The battleground is every-  
21 where, and every citizen, knowingly or unknowingly,  
22 through action or inaction, is involved in this continuous  
23 struggle.

24 (4) Since the end of World War II, the Soviets, tak-  
25 ing full advantage of their better preparation and often supe-

1 rior organizational and operational know-how, have inflicted  
2 a series of political warfare defeats on the free world. The  
3 total sum of these defeats is nothing less than a disaster  
4 for the United States and the free world and the continua-  
5 tion of this political war by the Soviets confronts the United  
6 States with a grave, present, and continuing danger to its  
7 national survival.

8 (5) In order to defeat the Soviet political warfare  
9 offensive and to preserve the integrity and independence of  
10 the nations of the free world, it is imperative—

11 (A) that the knowledge and understanding of all  
12 the peoples of the free world concerning the true nature  
13 of the international Communist conspiracy be increased  
14 as rapidly as is practicable;

15 (B) that private citizens not only understand the  
16 true nature of the international Communist conspiracy,  
17 but that they also know how they can participate, and  
18 do participate, in this continuous struggle in an effective,  
19 sustained, and systematic manner;

20 (C) that Government personnel engaged in the cold  
21 war increase their knowledge of the international Com-  
22 munist conspiracy, develop a high esprit de corps and  
23 sense of mission and a high degree of operational know-  
24 how in counteracting the international Communist  
25 conspiracy.

1 (b) It is the intent and purpose of the Congress that  
2 the authority and powers granted in this Act be fully utilized  
3 by the hereinafter created Commission to achieve the objec-  
4 tives set forth in the preceding subsection (a) (5) of this  
5 section. It is the further intent and purpose of the Congress  
6 that the authority, powers, and functions of the Commission  
7 and the Academy as hereinafter set forth are to be broadly  
8 construed.

9

#### DEFINITIONS

10 SEC. 3. When used in this chapter—

11 (1) The term "Commission" means the Freedom Com-  
12 mission;

13 (2) The term "Academy" means the Freedom Acad-  
14 emy; and

15 (3) The term "joint committee" means the Joint Con-  
16 gressional Freedom Committee.

17 ESTABLISHMENT OF THE FREEDOM COMMISSION; COMPOSI-  
18 TION; CHAIRMAN AND ACTING CHAIRMAN; QUORUM;  
19 OFFICIAL SPOKESMAN; SEAL

20 SEC. 4. There is established in the executive branch  
21 of the Government an independent agency to be known as  
22 the Freedom Commission which shall be composed of six  
23 members and a Chairman, each of whom shall be a citizen  
24 of the United States. The Chairman may from time to  
25 time designate any other member of the Commission as

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1 Acting Chairman to act in the place and stead of the Chair-  
2 man during his absence. The Chairman (or the Acting  
3 Chairman in the absence of the Chairman) shall preside at  
4 all meetings of the Commission and a quorum for the trans-  
5 action of business shall consist of at least four members  
6 present. Each member of the Commission, including the  
7 Chairman, shall have equal responsibility and authority in  
8 all decisions and actions of the Commission, shall have full  
9 access to all information relating to the performance of his  
10 duties or responsibilities, and shall have one vote. Action  
11 of the Commission shall be determined by a majority vote  
12 of the members present. The Chairman (or Acting Chair-  
13 man in the absence of the Chairman) shall be the official  
14 spokesman of the Commission in its relations with the Con-  
15 gress, Government agencies, persons, or the public, and,  
16 on behalf of the Commission, shall see to the faithful execu-  
17 tion of the policies and decisions of the Commission, and  
18 shall report thereon to the Commission from time to time  
19 or as the Commission may direct. The Commission shall  
20 have an official seal which shall be judicially noticed.

21 MEMBERS; APPOINTMENTS; TERMS; COMPENSATION;

22 EXTRANEOUS BUSINESS

23 SEC. 5. (a) Members of the Commission and the Chair-  
24 man shall be appointed by the President, by and with the  
25 advice and consent of the Senate. Not more than four

1 members, including the Chairman, may be members of any  
2 one political party. In submitting any nomination to the  
3 Senate, the President shall set forth the experience and quali-  
4 fications of the nominee. The term of each member of the  
5 Commission, other than the Chairman, shall be six years,  
6 except that (1) the terms of office of the members first tak-  
7 ing office shall expire as designated by the President at the  
8 time of the appointment, two at the end of two years, two at  
9 the end of four years, and two at the end of six years; and  
10 (2) any member appointed to fill a vacancy occurring prior  
11 to the expiration of the term for which his predecessor was  
12 appointed shall be appointed for the remainder of such  
13 term. The Chairman shall serve during the pleasure of the  
14 President. Any member of the Commission may be removed  
15 by the President for inefficiency, neglect of duty, or mal-  
16 feasance in office. Each member, except the Chairman,  
17 shall receive compensation at the rate of \$20,000 per annum;  
18 and the Chairman shall receive compensation at the rate of  
19 \$20,500 per annum.

20 (b) No member of the Commission shall engage in any  
21 business, vocation, or employment other than that of serving  
22 as a member of the Commission.

1 AUTHORIZATION TO ESTABLISH THE FREEDOM ACADEMY;

2 FUNCTIONS

3 SEC. 6. The Commission is authorized and empowered  
4 to establish under its supervision and control an advanced  
5 training and development center to be known as the Freedom  
6 Academy. The Academy shall be located at such place or  
7 places within the United States as the Commission shall  
8 determine. The principal functions of the Academy shall  
9 be—

10 (1) the development of systematic knowledge  
11 about the international Communist conspiracy;

12 (2) the development of counteraction to the inter-  
13 national Communist conspiracy into an operational  
14 science that befits and bespeaks the methods and values  
15 of freemen, and to achieve this purpose the entire area  
16 of counteraction is to be thoroughly explored and studied  
17 with emphasis on the methods and means that may best  
18 be employed by private citizens and nongovernmental  
19 organizations and the methods and means available to  
20 Government agencies other than the methods and means  
21 already being used;

22 (3) the education and training of private citizens

1 concerning all aspects of the international Communist  
2 conspiracy and in the science of counteraction to that  
3 conspiracy;

4 (4) the education and training of persons in Gov-  
5 ernment service concerning all aspects of the interna-  
6 tional Communist conspiracy and in the science of  
7 counteraction to that conspiracy to the end that they can  
8 be more useful to their Government in defeating the  
9 international Communist conspiracy.

10 ACADEMY STUDENTS; SELECTION; GRANTS AND EXPENSES;  
11 ADMISSION AS NONIMMIGRANT VISITORS; DEPORTA-  
12 TION

13 SEC. 7. (a) Academy students shall be selected, insofar  
14 as is practicable and in the public interest, from a cross  
15 section of the diverse groups, within and without the United  
16 States, in which the total political war is being fought.  
17 Before accepting any student for training who is an officer  
18 or employee of a Government agency, the Commission shall  
19 first obtain the concurrence of that agency. Persons in  
20 Government service coming within the provisions of the  
21 Government Employees Training Act may be trained at the  
22 Academy pursuant to the provisions of said Act. All other  
23 agencies and departments of Government are authorized to  
24 aid and assist the Commission in the selection of students.

1 (b) The Commission is authorized to make grants to  
2 students and to pay expenses incident to training and study  
3 under this chapter. This authorization shall include au-  
4 thority to pay travel expenses to and from the Academy  
5 or other authorized place of training under this chapter, and  
6 authority to give financial assistance to the dependents of  
7 students during the time they are undergoing training au-  
8 thorized under this Act. Foreign students selected for train-  
9 ing under this Act shall be admitted as nonimmigrants under  
10 section 1101 (a) (15) of title 8, United States Code, for  
11 such time and under such conditions as may be prescribed  
12 by regulations promulgated by the Commission, the Sec-  
13 retary of State, and the Attorney General. A person ad-  
14 mitted under this section who fails to maintain the status  
15 under which he was admitted, or who fails to depart from  
16 the United States at the expiration of the time for which  
17 he was admitted, or who engages in activities of a political  
18 nature detrimental to the interest of the United States, or  
19 in activities in conflict with the security of the United States,  
20 shall, upon the warrant of the Attorney General, be taken  
21 into custody and promptly deported pursuant to sections  
22 1251-1253 of title 8, United States Code. Deportation  
23 proceedings under this section shall be summary and findings

1 of the Attorney General as to matters of fact shall be con-  
2 clusive. Such persons shall not be eligible for suspension of  
3 deportation under section 1254 of such title 8.

4 NON-ACADEMY TRAINING OF ACADEMY STUDENTS

5 SEC. 8. The Commission is authorized to provide stu-  
6 dents selected for training at the Academy (either before,  
7 after, or during Academy training) with such additional edu-  
8 cation and training at colleges, universities, or technical  
9 schools other than the Academy, or with such on-the-job  
10 training in industry and business as the Commission shall  
11 determine to be in the public interest.

12 AUTHORIZATION TO ESTABLISH AN INFORMATION CENTER

13 SEC. 9. The Commission is authorized to establish an  
14 information center at such place or places within the United  
15 States as the Commission may determine. The principal  
16 function of the information center shall be to disseminate  
17 with or without charge information and materials which will  
18 assist persons and organizations to increase their under-  
19 standing of the true nature of the international Communist  
20 conspiracy and the ways and means of defeating that con-  
21 spiracy. In carrying out this function, the Commission is  
22 authorized to prepare, make, and publish textbooks and other  
23 materials, including training films, suitable for high school,  
24 college, and community level instruction. The Commission  
25 is authorized to disseminate such information and materials

1 to such persons and organizations as may be in the public  
2 interest on such terms and conditions as the Commission  
3 shall determine.

4 RESTRICTIONS ON DISCLOSURE OF INFORMATION

5 SEC. 10. Nothing in this chapter shall authorize the dis-  
6 closure of any information or knowledge in any case in which  
7 such disclosure (1) is prohibited by any other law of the  
8 United States, or (2) is inconsistent with the security of the  
9 United States.

10 SECURITY CHECK OF PERSONNEL

11 SEC. 11. (a) Except as authorized by the Commission  
12 upon a determination by the Commission that such action is  
13 clearly consistent with the national interest, no individual  
14 shall be employed by the Commission until such individual  
15 has been investigated by the Civil Service Commission to  
16 determine whether the said individual is a good security risk  
17 and a report thereof has been made to the Freedom  
18 Commission.

19 (b) In addition to the foregoing provisions, the Com-  
20 mission may request that any individual employed by the  
21 Commission, or under consideration for employment by the  
22 Commission, be investigated by the Federal Bureau of In-  
23 vestigation to determine whether the said individual is a good  
24 security risk.

1           GENERAL AUTHORITY OF THE COMMISSION

2           SEC. 12. In addition to the authority already granted,  
3 the Commission is authorized and empowered—

4           (1) to establish such temporary or permanent  
5 boards and committees as the Commission may from  
6 time to time deem necessary for the purposes of this  
7 Act;

8           (2) to appoint and fix the compensation of such  
9 personnel as may be necessary to carry out the functions  
10 of the Commission. Such personnel shall be appointed  
11 in accordance with the civil service laws and their com-  
12 pensation fixed in accordance with the Classification  
13 Act of 1949, as amended, except that, to the extent the  
14 Commission deems such action necessary to the dis-  
15 charge of its responsibilities, personnel may be employed  
16 and their compensation fixed without regard to such  
17 laws: *Provided, however.* That no personnel (except  
18 such personnel whose compensation is fixed by law, and  
19 specially qualified professional personnel up to a limit  
20 of \$19,000) whose position would be subject to the  
21 Classification Act of 1949, as amended, if such Act were  
22 applicable to such position, shall be paid a salary at a  
23 rate in excess of the rate payable under such Act for  
24 positions of equivalent difficulty or responsibility. The  
25 Commission shall make adequate provision for admin-

1        istrative review of any determination to dismiss any  
2        employee;

3        (3) to conduct such research, studies and surveys as  
4        necessary to carry out the purposes of this Act;

5        (4) to make, promulgate, issue, rescind, and amend  
6        such rules and regulations as may be necessary to carry  
7        out the purposes of this Act;

8        (5) to make such expenditures as may be necessary  
9        for administering and carrying out the provisions of this  
10       Act;

11       (6) to utilize, with the approval of the President,  
12       the services, facilities, and personnel of other Govern-  
13       ment agencies. Whenever the Commission shall use the  
14       services, facilities, or personnel of any Government  
15       agency for activities under the authority of this Act, the  
16       Commission shall pay for such performance out of funds  
17       available to the Commission under this Act, either in  
18       advance, by reimbursement, or by direct transfer;

19       (7) to utilize or employ on a full- or part-time basis,  
20       with the consent of the organization or governmental  
21       body concerned, the services of personnel of any State  
22       or local government or private organization to perform  
23       such functions on its behalf as may appear desirable to  
24       carry out the purposes of this Act, without said person-  
25       nel severing their connection with the furnishing organ-

1        ization or governmental body; and further to utilize per-  
2        sonnel of a foreign government in the same manner and  
3        under the same circumstances with the approval of the  
4        Secretary of State;

5            (8) to acquire by purchase, lease, loan, or gift, and  
6        to hold and dispose of by sale, lease, or loan, real and  
7        personal property of all kinds necessary for, or resulting  
8        from, the exercise of authority granted by this Act;

9            (9) to receive and use funds donated by others, if  
10       such funds are donated without restrictions other than  
11       that they be used in furtherance of one or more of the  
12       purposes of this Act;

13           (10) to accept and utilize the services of vol-  
14       untary and uncompensated personnel and to provide  
15       transportation and subsistence as authorized by section  
16       73b-2 of title 5, United States Code, for persons serving  
17       without compensation;

18           (11) to utilize the services of persons on a tempo-  
19       rary basis and to pay their actual and necessary travel  
20       expenses and subsistence and in addition compensation  
21       at a rate not to exceed \$50 per day for each day spent  
22       in the work of the Commission.

23        GENERAL MANAGER; APPOINTMENT; COMPENSATION

24        SEC. 13. The Commission is authorized to establish  
25       within the Commission a General Manager, who shall dis-

1 charge such of the administrative and executive functions of  
2 the Commission as the Commission may direct. The Gen-  
3 eral Manager shall be appointed by the Commission, shall  
4 serve at the pleasure of the Commission, shall be removable  
5 by the Commission, and shall receive compensation at a rate  
6 determined by the Commission, but not in excess of \$18,000  
7 per annum.

8 ESTABLISHMENT OF JOINT CONGRESSIONAL FREEDOM  
9 COMMITTEE; MEMBERSHIP

10 SEC. 14. There is established the Joint Congressional  
11 Freedom Committee hereinafter referred to as the "joint com-  
12 mittee" to be composed of seven Members of the Senate to  
13 be appointed by the President of the Senate, and seven Mem-  
14 bers of the House of Representatives to be appointed by the  
15 Speaker of the House of Representatives. In each instance  
16 not more than four Members shall be the members of the  
17 same political party.

18 AUTHORITY AND DUTY OF JOINT COMMITTEE

19 SEC. 15. The joint committee shall make continued  
20 studies of the activities of the Commission and of problems  
21 relating to the development of counteraction to the inter-  
22 national Communist conspiracy. During the first sixty days  
23 of each session of the Congress the joint committee shall  
24 conduct hearings in either open or executive session for the  
25 purposes of receiving information concerning the develop-

1 ment and state of counteraction. The Commission shall keep  
2 the joint committee fully and currently informed with re-  
3 spect to all of the Commission's activities. All bills, reso-  
4 lutions, and other matters in the Senate or House of  
5 Representatives relating primarily to the Commission shall  
6 be referred to the joint committee. The members of the  
7 joint committee who are Members of the Senate shall from  
8 time to time report to the Senate and the members of the  
9 joint committee who are Members of the House of Repre-  
10 sentatives shall from time to time report to the House, by  
11 bill or otherwise, their recommendations with respect to mat-  
12 ters within the jurisdiction of their respective Houses which  
13 are referred to the joint committee, or otherwise within the  
14 jurisdiction of the joint committee.

15 CHAIRMAN AND VICE CHAIRMAN OF JOINT COMMITTEE;

16 VACANCIES IN MEMBERSHIP.

17 SEC. 16. Vacancies in the membership of the joint com-  
18 mittee shall not affect the power of the remaining members  
19 to execute the functions of the joint committee, and shall be  
20 filled in the same manner as in the case of the original se-  
21 lection. The joint committee shall select a chairman and a  
22 vice chairman from among its members at the beginning of  
23 each Congress. The vice chairman shall act in the place  
24 and stead of the chairman in the absence of the chairman.

25 The chairmanship shall alternate between the Senate and the

1 House of Representatives with each Congress, and the chair-  
2 man shall be selected by the members from that House  
3 entitled to the chairmanship. The vice chairman shall be  
4 chosen from the House other than that of the chairman by  
5 the members from that House.

6 POWERS OF JOINT COMMITTEE

7 SEC. 17. In carrying out its duties under this chapter,  
8 the joint committee, or any duly authorized subcommittee  
9 thereof, is authorized to hold such hearings or investigations,  
10 to sit and act at such places and times, to require by sub-  
11 pena or otherwise, the attendance of such witnesses and the  
12 production of such books, papers, and documents, to admin-  
13 ister such oaths, to take such testimony, to procure such  
14 printing and binding, and to make such expenditures as it  
15 deems advisable. The joint committee may make such rules  
16 respecting its organization and procedures as it deems neces-  
17 sary: *Provided, however,* That no measure or recommenda-  
18 tion shall be reported from the joint committee or by any  
19 member designated by him or by the joint committee, and  
20 may be served by such person or persons as may be desig-  
21 nated by such chairman or member. The chairman of the  
22 joint committee or any member thereof may administer oaths  
23 to witnesses. The joint committee may use a committee  
24 seal. The provisions of sections 192-194 of title 2, United  
25 States Code, shall apply in case of any failure of any wit-

1 ness to comply with a subpoena or to testify when summoned  
2 under authority of this section. The expenses of the joint  
3 committee shall be paid from the contingent fund of the  
4 Senate from funds appropriated for the joint committee upon  
5 vouchers approved by the chairman. The cost of steno-  
6 graphic services to report public hearings shall not be in  
7 excess of the amounts prescribed by law for reporting the  
8 hearings of standing committees of the Senate. The cost of  
9 stenographic services to report executive hearings shall be  
10 fixed at an equitable rate by the joint committee. Mem-  
11 bers of the joint committee, and its employees and consult-  
12 ants, while traveling on official business for the joint com-  
13 mittee, may receive either the per diem allowance authorized  
14 to be paid to Members of Congress or its employees, or their  
15 actual and necessary expenses provided an itemized state-  
16 ment of such expenses is attached to the voucher.

17 STAFF AND ASSISTANCE; UTILIZATION OF FEDERAL  
18 DEPARTMENTS AND AGENCIES; ARMED PROTECTION

19 SEC. 18. The joint committee is empowered to appoint  
20 and fix the compensation of such experts, consultants, and  
21 staff employees as it deems necessary and advisable. The  
22 joint committee is authorized to utilize the services, informa-  
23 tion, facilities, and personnel of the departments and  
24 establishments of the Government.

1 CLASSIFICATION OF INFORMATION BY JOINT COMMITTEE

2 SEC. 19. The joint committee may classify information  
3 originating within the committee in accordance with stand-  
4 ards used generally by the executive branch for classifying  
5 restricted data or defense information.

6 RECORDS OF JOINT COMMITTEE

7 SEC. 20. The joint committee shall keep a complete  
8 record of all committee actions, including a record of the  
9 votes on any question on which a record vote is demanded.  
10 All committee records, data, charts, and files shall be the  
11 property of the joint committee and shall be kept in the  
12 offices of the joint committee or other places as the joint  
13 committee may direct under such security safeguards as the  
14 joint committee shall determine in the interest of the com-  
15 mon defense and security.

16 APPROPRIATIONS

17 SEC. 21. There is authorized to be appropriated, out of  
18 any money in the Treasury not otherwise appropriated, so  
19 much as may be necessary to carry out the provisions of  
20 this Act.

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**A BILL**

To create the Freedom Commission for the development of the science of counteraction to the world Communist conspiracy and for the training and development of leaders in a total political war.

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By Mr. MUNDT and Mr. DOUGLAS

APRIL 15, 1959

Read twice and referred to the Committee on the  
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