

REPLY FROM NATIONAL LABOR RELATIONS BOARD

NATIONAL LABOR RELATIONS BOARD,
Washington, D.C., March 15, 1965.

Hon. JOHN E. MOSS,
*Chairman, Subcommittee on Foreign Operations and Government Information,
Committee on Government Operations, House of Representatives.*

DEAR CONGRESSMAN MOSS: I am returning herewith a completed questionnaire on the provisions of 5 U.S.C. 1002 of 1946 as it applies to the organization and procedures of this Agency.

We trust that the information supplied by this Agency will be of use to the subcommittee in its study of Government information. Please call upon us for any additional information or classifications you may require.

Respectfully,

FRANK W. McCULLOCH, *Chairman.*

Question 1. Generally, to what functions of your agency does 5 U.S.C. 1002 apply? Are there any divisions, bureaus, branches or other constituent units of your agency to which the section does not apply?

Answer. Title 5, United States Code, section 1002 applies to all functions of this Agency. There are no units of this Agency to which the provisions of title 5, United States Code, section 1002 do not apply.

Question 2. In what official or unofficial publication, and at what intervals, does your agency publish (a) Description of its central and field organization (see sec. 3(a) (1) of the Administrative Procedure Act);

Answer. Description of the Board's central and field organizations are published in the Federal Register. As changes are made they are also published in the Federal Register and given general as well as local publicity.

Question 2(b). Statements of the general course and method by which its functions are channeled and determined (see sec. 3(a) (2) of statute);

Answer. The general course and method by which the Board's functions are channeled and determined are issued and published in the Statements of Procedure issued simultaneously with the Board's Rules and Regulations. Such statements and any amendments thereto are also published in the Federal Register.

Question 2(c). Substantive rules adopted as authorized by law (see sec. 3(a) (3) of statute);

Answer. "Substantive rules" as such are not issued by the Board but are contained in the decisions of the Board which are sent to the parties, given general distribution, published in the legal reporting services and published in the bound volumes of Board Decisions.

Question 2(d). Statements of general policy or interpretations formulated and adopted by the agency for the guidance of the public (see sec. 3(a) (3) of statute);

Answer. Statements of general policy or interpretations formulated and adopted by the Board are announced in its published decisions.

Question 2(e). Rules addressed to and served upon named persons in accordance with law (see sec. 3(a) (3) of statute).

Answer. The Board has no policy or requirement for formulating or adopting rules addressed to named persons in accordance with section 3(a) (3) of the Administrative Procedure Act. All changes in the Board's Rules and Regulations and Statements of Procedure are applicable to all parties equally and are published in the Federal Register in accordance with the statute.

Question 3. Please describe the manner in which your agency publishes, or, in accordance with published rule, makes available to public inspection, all final and interim opinions or orders in the adjudication of cases, pursuant to section 3(b) of the Administrative Procedure Act or other authority.

Answer. All Board's decisions in contested unfair labor practice cases (i.e. exceptions filed to interim decisions) and decisions in representation cases which contribute to information respecting Board policies are included in the bound volumes of the Board decisions printed by GPO, and are indexed, digested and published in the Labor Relations Reporter, Commerce Clearing House and Prentice-Hall reporting services. All Trial Examiner Decisions (interim decisions) and Board Decisions in unfair labor practice cases, as well as Board and Regional Director decisions in representation cases are made available to the general public in Washington and/or in the regional offices in which the particular case arises. In Washington, decisions are distributed daily, as issued, to news media and copies are available to the general public in the press room of