

RAILROAD LABOR DISPUTE

THURSDAY, MAY 11, 1967

HOUSE OF REPRESENTATIVES,
COMMITTEE ON INTERSTATE AND FOREIGN COMMERCE,
Washington, D.C.

The committee met at 10 a.m., pursuant to notice, in room 2123, Rayburn House Office Building, Hon. Harley O. Staggers (chairman) presiding.

Mr. FRIEDEL (presiding). The committee will come to order.

We will continue consideration of the legislation presently pending before the committee, House Joint Resolution 559, to provide for the settlement of the labor dispute between certain carriers by railroad and certain of their employees.

Would you please identify the gentlemen with you, Mr. Secretary?

FURTHER STATEMENT OF HON. W. WILLARD WIRTZ, SECRETARY OF LABOR; ACCOMPANIED BY JUDGE CHARLES FAHY, CHAIRMAN, SPECIAL MEDIATION PANEL; AND FRANCIS A. O'NEILL, JR., CHAIRMAN, NATIONAL MEDIATION BOARD

Secretary WIRTZ. Yes, Mr. Chairman.

Judge Fahy is with me again today, and Frank O'Neill, the Chairman of the National Mediation Board.

Mr. Ginsburg and Mr. Reynolds, who were here on Tuesday, cannot be here this morning because of conflicting commitments but will, of course, be glad to be available if there are questions that any member of the committee wishes to address to them.

Mr. FRIEDEL. Mr. Rooney, have you any questions?

Mr. ROONEY. No, Mr. Chairman.

Mr. FRIEDEL. Dr. Carter?

Mr. CARTER. Mr. Wirtz, under what provision of the law were the railroads taken over in 1950?

Secretary WIRTZ. In 1950?

Mr. CARTER. Yes.

Secretary WIRTZ. I cannot identify the act technically. My information, subject to correction, is that it was an act of 1916. I will have to add to the record the technical identification of the law passed in 1916 (10 U.S.C. 4742 and 9742).

Mr. CARTER. Does the same law exist today?

Secretary WIRTZ. Subject to amendments in the meantime which amendments control and are very relevant to this matter, I think that law is still in effect today.

Mr. CARTER. Under the authority of this act, then, could the President not take over the railroads today as he did in 1950?