

Mr. GUDE. I felt that all the city administration except the Vice Chairman of the Council was opposed to the position of the Black United Front.

Mr. ABERNETHY. Did the gentleman hear the radio comment?

Mr. GUDE. I am not aware of this other situation.

Mr. ABERNETHY. I think my hearing is good and that is what I heard. If Hechinger did make that statement I am sure the gentleman would disapprove of it.

Mr. GUDE. Absolutely.

Mr. ABERNETHY. That is all, Mr. Chairman.

Mr. WHITENER. Mr. Moyer, in looking at Title 5 of the United States Code it appears that in the event of total disability or temporary total disability a reservist would be limited to 66⅔% of his income base in the event of injury. Is that right?

Mr. MOYER. I believe I saw that here.

Mr. WHITENER. I believe it would help us, if it would not be too much trouble, for you or somebody down in your department to quickly give us a brief summary of the application of the Federal Compensation Act to a reservist who may be injured or who may lose his life in the service of the Police Department.

I am sure it would have to be an injury or death by accident which arises out of and in the course of his employment. I imagine that is the test.

Mr. MOYER. Yes, Mr. Chairman.

Mr. WHITENER. If we can have that for the record I think it would help. No doubt when the bill goes to the Floor there will be questions asked about the compensation aspects with regard to injured reservists.

Another thing we might want for the record would be whether in the opinion of the legal branch of the District Government a reserve police officer would be in the same position as a regular police officer in so far as the performance of duty was concerned, that is the law of arrest and such matters as that.

Mr. MOYER. All right, sir.

Mr. WHITENER. I don't think we, and I perhaps speak only for myself, would want Chief Layton to call these reservists into what we might call a temporary active duty status and then not have that officer vested with the same right to make an arrest which a regular officer would make. If the bill does not give him that authority, or if other existing law does not, we might want you to suggest some changes in the bill which would accomplish that.

I am assuming the other members of the Subcommittee would agree with that.

We had an illustration a while ago. If you had arrived here on Capitol Hill and you called out your regular forces, say, from the Northwest section of the city, and then Chief Layton sent up there fifty reservists to do regular police work while the regular men were down here in this more violent atmosphere, it would be sort of foolish, it seems to me, for that reservist to be up there and not be able to arrest a robber or a drunken driver or other law violator.

Mr. MOYER. In the bill now on page 2, starting at line 10, there is a statement to the effect that these reserve officers shall be considered regular police officers for all purposes, and so on.