

EO 13027

Title 3—The President

products. It is not intended to, and does not, create any rights to administrative or judicial review, or any other right or benefit or trust responsibility, substantive or procedural, enforceable by a party against the United States, its agencies or instrumentalities, its officers or employees, or any other person.

WILLIAM J. CLINTON

THE WHITE HOUSE,
November 15, 1996.

Executive Order 13027 of November 15, 1996

**Establishing an Emergency Board To Investigate a Dispute
Between the Southeastern Pennsylvania Transportation
Authority and Its Employees Represented by the
Brotherhood of Locomotive Engineers**

A dispute exists between Southeastern Pennsylvania Transportation Authority and certain of its employees represented by the Brotherhood of Locomotive Engineers.

The dispute has not heretofore been adjusted under the provisions of the Railway Labor Act, as amended (45 U.S.C. 151 *et seq.*) (the "Act").

A party empowered by the Act has requested that the President establish a second emergency board pursuant to section 9A of the Act (45 U.S.C. 159a).

Section 9A(e) of the Act provides that the President, upon such request, shall appoint a second emergency board to investigate and report on the dispute.

NOW, THEREFORE, by the authority vested in me as President, by the Constitution and the laws of the United States, including section 9A of the Act, it is hereby ordered as follows:

Section 1. *Establishment of the Board.* There is established effective 12:01 a.m., eastern standard time, on November 16, 1996, a board of three members to be appointed by the President to investigate this dispute. No member shall be pecuniarily or otherwise interested in any organization of railroad employees or any carrier. The board shall perform its functions subject to the availability of funds.

Sec. 2. *Report.* Within 30 days after creation of the board, the parties to the dispute shall submit to the board final offers for settlement of the dispute. Within 30 days after submission of final offers for settlement of the dispute, the board shall submit a report to the President setting forth its selection of the most reasonable offer.

Sec. 3. *Maintaining Conditions.* As provided by section 9A(h) of the Act, from the time a request to establish a board is made until 60 days after the board makes its report, no change, except by agreement, shall be made by the parties in the conditions out of which the dispute arose.

Sec. 4. *Records Maintenance.* The records and files of the board are records of the Office of the President and upon the board's termination shall be maintained in the physical custody of the National Mediation Board.

Sec. 5. *Expiration.* The board shall terminate upon submission of the report provided for in section 2 of this order.

WILLIAM J. CLINTON

THE WHITE HOUSE,
November 15, 1996.

Executive Order 13028 of December 3, 1996

Further Amendments to Executive Order No. 12757— Implementation of the Enterprise for the Americas Initiative

By the authority vested in me as President by the Constitution and the laws of the United States of America, including the Agricultural Trade Development and Assistance Act of 1954, as amended, the Foreign Assistance Act of 1961, as amended, and the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1996 (Public Law 104-107), it is hereby ordered as follows:

Section 1. *Amendment of Executive Order No. 12757.* Executive Order No. 12757, "Implementation of the Enterprise for the Americas Initiative," as amended by Executive Order No. 12823, is further amended as follows:

(a) The Preamble is amended:

(1) by striking "and" after "Public Law 102-237"; and

(2) by inserting ", and section 571 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1996 ("Public Law 104-107")" after "Public Law 102-549".

(b) Section 1 is amended:

(1) by striking "and" after "ATDA Act" the first time it appears, and inserting instead a comma (",");

(2) by inserting ", and section 571(a)(1) of Public Law 104-107" after "FAA" the first time it appears; and

(3) by inserting ". The functions vested in the President by section 571(a)(2), (c) and (d) of Public Law 104-107 are also delegated to the Secretary, who shall exercise such functions in accordance with recommendations of the Council and in consultation with the Secretary of State" after "State" the first time it appears.

(c) Section 6 is redesignated as Section 7.

(d) A new Section 6 is added as follows:

"Sec. 6. Any references in this order to section 571, or any subsection of section 571, of Public Law 104-107 shall be deemed to include references to any hereinafter-enacted provision of law that is the same or substantially the same as such section 571 or any subsection thereof."