

JOINT MEETING

Resolved by the House of Representatives (the Senate concurring), That the two Houses of Congress assemble in the Hall of the House of Representatives on January 19, 1976, at 9 o'clock postmeridian, for the purpose of receiving such communication as the President of the United States shall be pleased to make to them.

Passed January 19, 1976.

Jan. 19, 1976
[H. Con. Res. 524]

Communications
from President.

RAILROAD REVITALIZATION AND REGULATORY REFORM ACT OF 1976—CONFERENCE PROCEEDINGS

Resolved by the House of Representatives (the Senate concurring), That the action of the Speaker of the House of Representatives and the acting President pro tempore of the Senate in signing the enrolled bill (S. 2718) to improve the quality of rail services in the United States through regulatory reform, coordination of rail services and facilities, and rehabilitation and improvement financing, and for other purposes, is hereby rescinded; the proceedings by which the House adopted the conference report on such bill and laid on the table a motion to reconsider the vote thereon on December 19, 1975, are hereby vacated; the proceedings by which the Senate adopted the conference report on such bill and laid on the table a motion to reconsider the vote thereon on December 19, 1975, are hereby vacated; and the conference report on such bill is hereby recommitted to the committee of conference.

Passed January 21, 1976.

Jan. 21, 1976
[H. Con. Res. 527]

Recommittal to
committee of
conference.
Ante, p. 31.

CORRECTIONS OF ENROLLED BILL S. 2718

Resolved by the House of Representatives (the Senate concurring), That in the enrollment of the bill (S. 2718) to improve the quality of rail services in the United States through regulatory reform, coordination of rail services and facilities, and rehabilitation and improvement financing and for other purposes, the Secretary of the Senate shall make the following corrections:

(1) In section 15(8)(b) of the Interstate Commerce Act (as amended by section 202(e) of the bill)—

(A) in clause (i) thereof, strike out "is below" and insert in lieu thereof "exceeds"; and

(B) in clause (ii) thereof, strike out "is it" and insert in lieu thereof "it is".

(2) In section 211 of the bill, strike out "(a)" immediately after "Sec. 211."

(3) In section 212(b) of the bill, strike out "freight".

(4) In section 205(d)(5)(A) of the Regional Rail Reorganization Act of 1973 (as amended by section 309 of the bill), strike out "562(a)," and insert in lieu thereof "562(a))."

(5) In section 205(d)(6) of the Regional Rail Reorganization Act of 1973 (as amended by section 309 of the bill), strike out the comma immediately after "determining".

(6) In section 5(3)(e)(iii) of the Interstate Commerce Act (as amended by section 403(a) of the bill), insert a comma immediately after "Labor".

Jan. 30, 1976
[H. Con. Res. 533]

Ante, p. 31.

Ante, p. 36.

- (7) In section 502(b) of the bill, strike out "financing" and insert in lieu thereof "financial needs".
- (8) In section 503(a) of the bill, strike out "180" and insert in lieu thereof "90".
- (9) In section 503(b) of the bill, strike out "270" and insert in lieu thereof "180".
- (10) In section 504(b) of the bill, strike out "480" and insert in lieu thereof "360".
- (11) In section 504(b) (3) (B), strike out "Corporation" and insert in lieu thereof "Congress".
- (12) Strike out section 505(a) of the bill and insert in lieu thereof the following:
 "SEC. 505. (a) TIMING.—Any railroad may apply to the Secretary following the date of enactment of this Act, in accordance with regulations promulgated by the Secretary—
 "(1) for such financial assistance as may be approved by the Secretary; and
 "(2) for financial assistance for facilities rehabilitation and improvement financing, except that the Secretary shall not act finally on any such application until the date of publication of the final standards and designations under section 503(e) of this title."
- (13) In section 505(b) (2), insert ", except as otherwise provided in subsection (a) (2) of this section" immediately before the period at the end of the first sentence.
- (14) In section 505(d) (3) of the bill, strike out "fund" and insert in lieu thereof "Fund".
- (15) In paragraphs (1) and (2) of section 505(e) of the bill, strike out "fund" each place it appears and insert in lieu thereof "Fund".
- (16) In section 508(c) (3) of the bill, strike out "fund" and insert in lieu thereof "Fund".
- (17) In section 505(e) of the bill, strike out "December 31, 1977" and insert in lieu thereof "September 30, 1978".
- (18) In section 507(a) of the bill, strike out "December 31, 1977" and insert in lieu thereof "September 30, 1978".
- (19) In section 508(b) of the bill, insert "(g)" immediately after "502".
- (20) In section 508(e) (5) of the bill, strike out "fund" and insert in lieu thereof "Fund".
- (21) In section 511(e) (2) of the bill, strike out "1974" and insert in lieu thereof "1973" and strike out "an dimprove" and insert in lieu thereof "and improve".
- (22) In the last sentence of section 512(b) of the bill, strike out "presentation" and insert in lieu thereof "misrepresentation".
- (23) In section 209(e) (1) (A) of the Regional Rail Reorganization Act of 1973 (as amended by section 602(b) of the bill), insert "conferred or" immediately after "authority".
- (24) In section 210(b) (1) of the Regional Rail Reorganization Act of 1973 (as amended by section 604 of the bill), strike out "(except that such January 1, 1976 date shall not apply to loans made in accordance with section 211(g) of this Act)".
- (25) In the last sentence of section 216(c) (3) of the Regional Rail Reorganization Act of 1973 (as amended by section 605 of the bill), strike out "funding" and insert in lieu thereof "finding".
- (26) In section 216(d) (5) of the Regional Rail Reorganization Act of 1973 (as amended by section 605 of the bill), insert "occurring" immediately before "prior".
- (27) In section 607(s) of the bill, strike out "in lieu thereof" the second place it appears.
- (28) Strike out subsection (t) of section 607 of the bill and insert in lieu thereof the following:

“(t) Section 102(12) of such Act (45 U.S.C. 702(12)), as redesignated by this Act, is amended (1) by inserting immediately before ‘which are used or useful’ the following: ‘(or a person owned, leased, or otherwise controlled by a railroad)’; and (2) by striking out ‘phase’ and inserting in lieu thereof ‘phrase’.”

(29) In section 608 of the bill, add “.” at the end thereof.

(30) In the first sentence of section 305(d)(2) of the Regional Rail Reorganization Act of 1973 (as amended by section 610(b) of the bill), insert a comma immediately after “this subsection”.

(31) In section 306(c)(4)(C) of the Regional Rail Reorganization Act of 1973 (as amended by section 610(b) of the bill)—

(A) insert immediately after “reorganization” the following: “, or of a railroad leased, operated, or controlled by such a railroad.”; and

(B) strike out “as a result of this Act” at the end thereof.

(32) In paragraph (5) of section 303(c) of the Regional Rail Reorganization Act of 1973 (as added by section 612(f) of the bill)—

(A) insert “to the National Railroad Passenger Corporation,” immediately before “to a profitable railroad”;

(B) insert “the National Railroad Passenger Corporation,” immediately before “such profitable railroad,” and “any profitable railroad” each time such phrases appear.

(33) In section 303(b)(5) of the Regional Rail Reorganization Act of 1973 (as amended by section 612(1) of the bill) strike out the quotation marks at the end thereof.

(34) In clauses (i) and (ii) of section 303(c)(1)(A) of the Regional Rail Reorganization Act of 1973 (as amended by section 612(q)(1) and (2) of the bill), strike out “or person”.

(35) In paragraph (2) of section 303(c) of the Regional Rail Reorganization Act of 1973 (as amended by section 612(q)(3) of the bill), strike out “or person”.

(36) In paragraph (3) of section 303(c) of the Regional Rail Reorganization Act of 1973 (as amended by section 612(q)(4) of the bill), strike out “person” and insert in lieu thereof “railroad”.

(37) In the first sentence of section 301(h) of the Regional Rail Reorganization Act of 1973 (as amended by section 612(m) of the bill)—

(A) insert “LIABILITY OF DIRECTORS.—” immediately after “(h)”;

(B) strike out “Association” and insert in lieu thereof “Corporation”.

(38) In section 303(c)(3) of the Regional Rail Reorganization Act of 1973 (as amended by section 612(q)(4) of the bill), insert a comma immediately after “operated”.

(39) In section 613(2) of the bill—

(A) strike out “in paragraph (2)(A), by” and insert in lieu thereof “in paragraph (2) thereof (A) by”;

(B) strike out “Corporation” the second place it appears.

(40) In section 504(g) of the Regional Rail Reorganization Act of 1973 (as amended by section 615 of the bill), insert “ASSUMPTION OF PERSONAL INJURY CLAIMS.—” immediately after “(g)”.

(41) In section 505(a) of the Regional Rail Reorganization Act of 1973 (as amended by section 616(a) of the bill), strike out “such plan.” and insert in lieu thereof “such plan, including noncontract employees.”

(42) In section 601(b) of the Regional Rail Reorganization Act of 1973 (as amended by section 618(b) of the bill)—

(A) insert quotation marks before “(b) Commerce.”;

(B) in paragraph (1), insert “205” immediately after “11 U.S.C.”;

(C) in paragraph (4), strike out "duty of the trustee or trustees of such a railroad to file a reorganization plan" and insert in lieu thereof "requirement that plans of reorganization be filed"; and

(D) in the last sentence of paragraph (4), strike out "if" and insert in lieu thereof "only to the extent that".

(43) In section 703(1)(A)(i) of the bill, strike out "stops; regularly" and insert in lieu thereof "stops; and regularly".

(44) In section 704(d) of the bill, insert "of 1973" immediately after "Act" the second time it appears.

(45) In section 705(i) of the bill, insert a period immediately after "additions."

(46) In section 1a(6)(a)(ii)(A) of the Interstate Commerce Act (as amended by section 802 of the bill), insert a comma immediately before "together".

(47) In section 1a(10)(a) of the Interstate Commerce Act (as amended by section 802 of the bill), strike out "include, (i)" and insert in lieu thereof "include (i)".

(48) In section 304(a)(1) of the Regional Rail Reorganization Act of 1973 (as amended by section 804 of the bill), strike out "title 1," and insert in lieu thereof "title,".

(49) In section 304(c)(2)(A) of the Regional Rail Reorganization Act of 1973 (as amended by section 804 of the bill), insert a comma immediately before "together".

(50) In section 304(d)(1) of the Regional Rail Reorganization Act of 1973 (as amended by section 804 of the bill), strike out "agreement, (i)" and insert in lieu thereof "agreement (i)".

(51) In section 304 of the Regional Rail Reorganization Act of 1973 (as amended by section 804 of the bill), strike the quotation marks at the end of subsection (i).

(52) In section 304(e)(4) of the Regional Rail Reorganization Act of 1973 (as amended by section 804 of the bill)—

(A) insert "or" immediately after "local";

(B) in subparagraph (B) thereof, strike out "for operations conducted at a loss" and insert in lieu thereof " , pursuant to paragraph (2) of this subsection, for operations conducted".

(53) In section 804 of the bill, add a period at the end thereof.

(54) In section 402(c)(5) of the Regional Rail Reorganization Act of 1973 (as amended by section 805(a) of the bill), strike out "acquired, (i)" and insert in lieu thereof "acquired (i)".

(55) In section 402(f)(1) of the Regional Rail Reorganization Act of 1973 (as amended by section 805(a) of the bill), insert after the last sentence thereof the following: "Such records shall be maintained for 3 years after the completion of such a project or undertaking."

(56) In section 402(f)(2) of the Regional Rail Reorganization Act of 1973 (as amended by section 805(a) of the bill), strike out " , until the expiration of 3 years after the completion of the project or undertaking referred to in paragraph (1) of this subsection,".

(57) In subsection (f) of section 17 of the Urban Mass Transportation Act of 1964 (as added by section 808 of the bill), strike out "as follows:" and all that follows through "expended.", and insert in lieu thereof a period and the following new sentence: "There are authorized to be appropriated for liquidation of the obligations incurred under this section not to exceed \$40,000,000 by September 30, 1976, \$95,000,000 by September 30, 1977, and \$125,000,000 by September 30, 1978, such sums to remain available until expended."

(58) In section 809(c) of the bill, insert a comma immediately after "Act" the second time it appears.

(59) In section 901(8) of the bill, insert a comma immediately after "rolling stock".

(60) In section 905(b)(2)(C) of the bill, insert a semicolon immediately after "(42 U.S.C. 2000d et seq.)".

(61) In the first sentence of section 5(c) of the Department of Transportation Act (as amended by section 401 of the bill), strike out "traffic" each place it appears and insert in lieu thereof "trackage".

(62) In section 209(e)(1) of the Regional Rail Reorganization Act of 1973 (as amended by section 602(b) of the bill), strike out "or" at the end of subparagraph (D).

(63) In section 210(b) of the Regional Rail Reorganization Act of 1973 (as amended by section 604 of the bill) strike out "\$275,000,000, and no additional obligations or proceeds thereof shall be issued or made available" and insert in lieu thereof "\$275,000,000. No obligations or proceeds thereof shall be issued or made available after the date of enactment of the Railroad Revitalization and Regulatory Reform Act of 1976".

(64) In the first sentence of section 216(c)(2) of the Regional Rail Reorganization Act of 1973 (as amended by section 605 of the bill), insert "each" immediately before "direction made".

(65) In section 209(c) of the Regional Rail Reorganization Act of 1973 (as amended by section 607(r) of the bill), strike out "March 11," and insert in lieu thereof "March 12,".

(66) In section 301(e)(1) of the Regional Rail Reorganization Act of 1973 (as amended by section 608 of the bill), insert ", contingent interest notes," immediately after "common stock,".

(67) In section 102(18) of the Regional Rail Reorganization Act of 1973 (as amended by section 610(a)(3) of the bill), add "and" immediately after the semicolon.

(68) In the first sentence of section 306(b) of the Regional Rail Reorganization Act of 1973 (as amended by section 610(b) of the bill), strike out the comma immediately after "certificates".

(69) In section 306(c)(2) of the Regional Rail Reorganization Act of 1973 (as added by section 610(b) of the bill) strike out "basis" and insert in lieu thereof "date".

(70) In section 306(c)(2)(B) of the Regional Rail Reorganization Act of 1973 (as added by section 610(b) of the bill) strike out "the" the first time it appears and insert in lieu thereof "any".

(71) In section 301(d)(2) of the Regional Rail Reorganization Act of 1973 (as amended by section 611(b) of the bill) strike out "holder" in the third sentence and insert in lieu thereof "holders".

(72) In clauses (i) and (ii) of section 303(c)(1)(A) of the Regional Rail Reorganization Act of 1973 (as amended by section 612(q)(1) and (2) of the bill), strike out "a bankruptcy" and insert in lieu thereof "the bankruptcy".

(73) In paragraphs (2) and (3) of section 303(c) of the Regional Rail Reorganization Act of 1973 (as amended by section 612(q)(3) and (4) of the bill), strike out "a bankruptcy" and insert in lieu thereof "the bankruptcy".

(74) In section 1a(3) of the Interstate Commerce Act (as added by section 802 of the bill) strike out ", but in no event shall exceed 90 days".

(75) In section 208(a) of the bill, strike out "Section 5a" and insert in lieu thereof "Effective 270 days after the date of enactment of this Act, section 5a".

Passed January 30, 1976.