

(I) utilize the quarterly records described in section 136(f)(2) of the Workforce Investment Act of 1998 [29 U.S.C. 2871(f)(2)] to assist the State and other States in measuring State progress on State performance measures.

**(3) Rule of construction**

Nothing in this section shall be construed as limiting the ability of a State agency to conduct additional data collection, analysis, and dissemination activities with State funds or with Federal funds from sources other than this section.

**(f) Nonduplication requirement**

None of the functions and activities carried out pursuant to this section shall duplicate the functions and activities carried out under the Carl D. Perkins Vocational and Applied Technology Education Act (20 U.S.C. 2301 et seq.).

**(g) Authorization of appropriations**

There are authorized to be appropriated to carry out this section such sums as may be necessary for each of the fiscal years 1999 through 2004.

**(h) “Local area” defined**

In this section, the term “local area” means the smallest geographical area for which data can be produced with statistical reliability.

(June 6, 1933, ch. 49, § 15, as added Pub. L. 105-220, title III, § 309(2), Aug. 7, 1998, 112 Stat. 1082; amended Pub. L. 105-277, div. A, § 101(f) [title VIII, § 403(a)(1)], Oct. 21, 1998, 112 Stat. 2681-337, 2681-416; Pub. L. 105-332, § 5(b)(1), Oct. 31, 1998, 112 Stat. 3127.)

REFERENCES IN TEXT

Section 134(d), referred to in subsec. (a)(1)(B)(iii), probably means section 134(d) of the Workforce Investment Act of 1998, Pub. L. 105-220, which is classified to section 2864(d) of this title. The Wagner-Peyser Act, of which this section is a part, does not contain a section 134.

The Workforce Investment Act of 1998, referred to in subsec. (d)(1), is Pub. L. 105-220, Aug. 7, 1998, 112 Stat. 936, as amended. For complete classification of this Act to the Code, see Short Title note set out under section 9201 of Title 20, Education, and Tables.

The Carl D. Perkins Vocational and Applied Technology Education Act, referred to in subsec. (f), was Pub. L. 88-210, Dec. 18, 1963, 77 Stat. 403, as amended, which was classified generally to chapter 44 (§ 2301 et seq.) of Title 20, Education, prior to being amended generally and renamed the Carl D. Perkins Vocational and Technical Education Act of 1998 by Pub. L. 105-332, § 1(b), Oct. 31, 1998, 112 Stat. 3076. For complete classification of Pub. L. 88-210 to the Code, see Short Title note set out under section 2301 of Title 20 and Tables.

PRIOR PROVISIONS

A prior section 15 of act of June 6, 1933, was renumbered section 16, and is set out as a Short Title note under section 49 of this title.

AMENDMENTS

1998—Subsec. (a)(2)(A)(i). Pub. L. 105-332, § 5(b)(1)(A), substituted “under the provisions of this section for any purpose other than the statistical purposes for which” for “under the provisions of this section for any purpose other than the statistical purposes for which”.

Pub. L. 105-277, § 101(f) [title VIII, § 403(a)(1)(A)], struck out “of this section” after “statistical purposes”.

Subsec. (e)(2)(G). Pub. L. 105-277, § 101(f) [title VIII, § 403(a)(1)(B)], and Pub. L. 105-332, § 5(b)(1)(B), amended subpar. (G) identically, substituting “complementarity” for “complementary”.

EFFECTIVE DATE OF 1998 AMENDMENTS

Pub. L. 105-332, § 5(b)(2), Oct. 31, 1998, 112 Stat. 3127, provided that: “The amendments made by paragraph (1) [amending this section] take effect July 2, 1999.”

Pub. L. 105-277, div. A, § 101(f) [title VIII, § 403(a)(2)], Oct. 21, 1998, 112 Stat. 2681-337, 2681-416, provided that: “The amendments made by paragraph (1) [amending this section] take effect on July 2, 1999.”

EFFECTIVE DATE

Section effective July 1, 1999, see section 311 of Pub. L. 105-220, set out as an Effective Date of 1998 Amendment note under section 49a of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 751, 2821, 2832, 2864 of this title; title 20 section 2328.

**§§ 49m, 49n. Omitted**

CODIFICATION

Section 49m, Pub. L. 88-136, title I, Oct. 11, 1963, 77 Stat. 225, relating to payments to States for administrative expenses for their unemployment compensation law and their public employment offices, was from the Department of Labor Appropriation Act, 1964, and was not repeated in the Department of Labor Appropriation Act of 1965. Similar provisions were contained in the following prior appropriation acts:

- Aug. 14, 1962, Pub. L. 87-582, title I, 76 Stat. 363.
- Sept. 22, 1961, Pub. L. 87-290, title I, 75 Stat. 591.
- Sept. 2, 1960, Pub. L. 86-703, title I, 74 Stat. 757.
- Aug. 14, 1959, Pub. L. 86-158, title I, 73 Stat. 341.
- Aug. 1, 1958, Pub. L. 85-580, title I, 72 Stat. 458.
- June 29, 1957, Pub. L. 85-67, title I, 71 Stat. 212.
- June 29, 1956, ch. 477, title I, 70 Stat. 424.
- June 29, 1956, ch. 437, title I, 69 Stat. 398.
- July 2, 1954, ch. 457, title I, 68 Stat. 435.
- July 31, 1953, ch. 296, title I, 67 Stat. 246.
- July 5, 1952, ch. 575, title I, 66 Stat. 369.
- Aug. 31, 1951, ch. 373, title I, 65 Stat. 210.
- Sept. 6, 1950, ch. 896, ch. V, title I, 64 Stat. 643.
- June 29, 1949, ch. 275, title II, 63 Stat. 284.
- June 16, 1948, ch. 472, title I, 62 Stat. 445.

Section 49n, Pub. L. 88-136, title I, Oct. 11, 1963, 77 Stat. 226, relating to personnel standards, was from the Department of Labor Appropriation Act, 1964, and was not repeated in the Department of Labor Appropriation Act of 1965. Similar provisions were contained in the following prior appropriations acts:

- Aug. 14, 1962, Pub. L. 87-582, title I, 76 Stat. 363.
- Sept. 22, 1961, Pub. L. 87-290, title I, 75 Stat. 591.
- Sept. 2, 1960, Pub. L. 86-703, title I, 74 Stat. 757.
- Aug. 14, 1959, Pub. L. 86-158, title I, 73 Stat. 341.
- Aug. 1, 1958, Pub. L. 85-580, title I, 72 Stat. 458.
- June 29, 1957, Pub. L. 85-67, title I, 71 Stat. 212.
- June 29, 1956, ch. 477, title I, 70 Stat. 425.
- Aug. 1, 1955, ch. 437, title I, 69 Stat. 398.
- July 2, 1954, ch. 457, title I, 68 Stat. 435.
- July 31, 1953, ch. 296, title I, 67 Stat. 246.
- July 5, 1952, ch. 575, title I, 66 Stat. 359.
- Aug. 31, 1951, ch. 273, title I, 65 Stat. 210.
- Sept. 6, 1950, ch. 896, ch. V, title I, 64 Stat. 644.
- June 29, 1949, ch. 275, title II, 63 Stat. 284.
- June 16, 1948, ch. 472, title I, 62 Stat. 445.
- July 8, 1947, ch. 210, title I, 61 Stat. 263.
- July 26, 1946, ch. 672, title I, 60 Stat. 685.

**CHAPTER 4C—APPRENTICE LABOR**

- Sec. 50. Promotion of labor standards of apprenticeship.
- 50a. Publication of information; national advisory committees.
- 50b. Appointment of employees.

## CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 1605, 1645, 1732, 2842 of this title; title 20 sections 5934, 6143; title 38 sections 3452, 3501.

### § 50. Promotion of labor standards of apprenticeship

The Secretary of Labor is authorized and directed to formulate and promote the furtherance of labor standards necessary to safeguard the welfare of apprentices, to extend the application of such standards by encouraging the inclusion thereof in contracts of apprenticeship, to bring together employers and labor for the formulation of programs of apprenticeship, to cooperate with State agencies engaged in the formulation and promotion of standards of apprenticeship, and to cooperate with the Secretary of Education in accordance with section 17 of title 20. For the purposes of this chapter the term "State" shall include the District of Columbia.

(Aug. 16, 1937, ch. 663, § 1, 50 Stat. 664; 1939 Reorg. Plan No. I, §§ 201, 204, 206, eff. July 1, 1939, 4 F.R. 2728, 53 Stat. 1424, 1425; July 12, 1943, ch. 221, title VII, 57 Stat. 518; 1953 Reorg. Plan No. 1, §§ 5, 8, eff. Apr. 11, 1953, 18 F.R. 2053, 67 Stat. 631; Pub. L. 93-198, title II, § 204(h), Dec. 24, 1973, 87 Stat. 784; Pub. L. 96-88, title III, § 301(a)(1), Oct. 17, 1979, 93 Stat. 677.)

## REFERENCES IN TEXT

Section 17 of title 20, referred to in text, was repealed by Pub. L. 89-554, § 8(a), Sept. 6, 1966, 80 Stat. 643.

## CODIFICATION

Words "with the National Youth Administration" were omitted from text in view of abolition of National Youth Administration by act July 12, 1943.

## AMENDMENTS

1973—Pub. L. 93-198 inserted provision that "State" includes the District of Columbia.

## EFFECTIVE DATE OF 1973 AMENDMENT

Amendment by Pub. L. 93-198 effective July 1, 1974, see section 771(b) of Pub. L. 93-198, set out in part as a note under section 49b of this title.

## SHORT TITLE

The act of Aug. 16, 1937, ch. 663, 50 Stat. 664, which enacted this chapter, is popularly known as the "National Apprenticeship Act".

## TRANSFER OF FUNCTIONS

"Secretary of Education" substituted in text for "Office of Education under the Department of Health, Education, and Welfare", pursuant to section 301(a)(1) of Pub. L. 96-88, which is classified to section 3441(a)(1) of Title 20, Education, and which transferred all functions of Office of Education to Secretary of Education.

Functions of Federal Security Administrator transferred to Secretary of Health, Education, and Welfare and all agencies of Federal Security Agency transferred to Department of Health, Education, and Welfare by section 5 of Reorg. Plan No. 1 of 1953, set out in the Appendix to Title 5, Government Organization and Employees. Federal Security Agency and office of Administrator abolished by section 8 of Reorg. Plan No. 1 of 1953.

Reorg. Plan No. I of 1939, consolidated National Youth Administration and Office of Education, with other agencies, into Federal Security Agency under supervision and direction of Federal Security Administrator.

### § 50a. Publication of information; national advisory committees

The Secretary of Labor may publish information relating to existing and proposed labor standards of apprenticeship, and may appoint national advisory committees to serve without compensation. Such committees shall include representatives of employers, representatives of labor, educators, and officers of other executive departments, with the consent of the head of any such department.

(Aug. 16, 1937, ch. 663, § 2, 50 Stat. 665.)

## SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 38 sections 3672, 3687.

### § 50b. Appointment of employees

The Secretary of Labor is authorized to appoint such employees as he may from time to time find necessary for the administration of this chapter, with regard to existing laws applicable to the appointment and compensation of employees of the United States.

(Aug. 16, 1937, ch. 663, § 3, 50 Stat. 665; July 12, 1943, ch. 221, title VII, 57 Stat. 518.)

## CODIFICATION

Proviso authorizing employment of certain persons in the division of apprentice training of National Youth Administration, was omitted in view of abolition of that agency by act July 12, 1943.

Provision formerly in this section relieved National Youth Administration, after August 16, 1937, of responsibility for promotion of labor standards of apprenticeship, and directed transfer of records and papers to Department of Labor.

## CHAPTER 5—LABOR DISPUTES; MEDIATION AND INJUNCTIVE RELIEF

Sec.

- |     |   |
|-----|---|
| 51. | Repealed.                                   |
| 52. | Statutory restriction of injunctive relief. |
| 53. | "Person" or "persons" defined.              |

### § 51. Repealed. Pub. L. 89-554, § 8(a), Sept. 6, 1966, 80 Stat. 642

Section, act Mar. 4, 1913, ch. 141, § 8, 37 Stat. 738, related to mediation in labor disputes and the appointment of commissioners of conciliation. See section 172 of this title.

### § 52. Statutory restriction of injunctive relief

No restraining order or injunction shall be granted by any court of the United States, or a judge or the judges thereof, in any case between an employer and employees, or between employers and employees, or between employees, or between persons employed and persons seeking employment, involving, or growing out of, a dispute concerning terms or conditions of employment, unless necessary to prevent irreparable injury to property, or to a property right, of the party making the application, for which injury there is no adequate remedy at law, and such property or property right must be described with particularity in the application, which must be in writing and sworn to by the applicant or by his agent or attorney.

And no such restraining order or injunction shall prohibit any person or persons, whether