

The original documents are located in Box 40, folder “1976/02/16 SJR167 Amendments to the Railroad Revitalization and Regulatory Reform Act of 1976” of the White House Records Office: Legislation Case Files at the Gerald R. Ford Presidential Library.

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APPROVED
FEB 17 1976

Signed
2/17/76

THE WHITE HOUSE
WASHINGTON

ACTION

February 17, 1976

Posted 2/18
To ARCHIVES 2/18

MEMORANDUM FOR THE PRESIDENT

FROM: JIM CANNON *JC*

SUBJECT: Enrolled Resolution S.J. Res. 167
Amendments to the Railroad Revitalization
and Regulatory Reform Act of 1976

Attached for your consideration is S.J. res. 167, sponsored by Senator Weicker, which changes from February 10, 1976 to February 17 the date by which certain actions must be certified to the Special Court having jurisdiction over the Northeast/Midwest bankrupt railroad reorganization.

Additional information is provided in OMB's enrolled bill report at Tab A.

OMB, Max Friedersdorf, Counsel's Office (Lazarus) and I recommend approval of the enrolled bill.

RECOMMENDATION

That you sign S. J. Res. 167 at Tab B.





EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

FEB 17 1976

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Resolution S.J. Res. 167 - Amendments to the
Railroad Revitalization and Regulatory Reform Act of
1976
Sponsor - Sen. Weicker (R) Connecticut

Last Day for Action

Because of special circumstances, action is recommended by
February 17, 1976.

Purpose

To change from February 10, 1976, to February 17 the date by
which certain actions must be certified to the Special Court
having jurisdiction over the Northeast/Midwest bankrupt rail-
road reorganization.

Agency Recommendations

Office of Management and Budget	Approval
Department of Transportation	Approval (Informally)
U.S. Railway Association	Approval (Informally)

Discussion

The Railroad Revitalization and Regulatory Reform Act of 1976,
which you recently signed into law (P.L. 94-210), required that
the U.S. Railway Association (USRA) provide a certified copy of
the final system plan (FSP) for the reorganization of the bank-
rupt Northeast and Midwest railroads to the Special Court by
March 12, 1976. That March 12 deadline could have been
extended by 30 days, if USRA had filed a notice with the Special
Court and the Congress no later than February 10.



P.L. 94-210 also set a deadline of 7 days after its enactment for the profitable railroads and for States and localities to decide if they want to take part in the reorganization as specified by the FSP. Since the Act was signed on February 5, these entities had until February 12 to decide whether or not to participate in the FSP. Since some of the entities decided not to participate, USRA will need to make some changes in the FSP. USRA may not be able to complete those changes in time to meet its deadline of certifying the FSP to the Special Court by March 12.

This enrolled bill would extend from February 10 to February 17 the date by which USRA must make the decision as to whether it can certify the FSP by March 12, so that the actions of the profitable railroads and states and localities can be taken into account.

The enrolled bill would also make a technical correction of relettering certain sections of P.L. 94-210 that were mislettered. In addition, it would change the phrase "in his capacity as a director of the Corporation" to "in his capacity as a director of the Association" in order to carry out the intent of the conferees. This section deals with limiting the personal liability of ConRail and USRA members with regard to actions taken as part of their official duties.

James M. Frey
Assistant Director for
Legislative Reference

Enclosures



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

To -
J. Cavanaugh
2-17-76
11:00 a.m.



FEB 17 1976

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Court and the Congress no later than February 10.



Ninety-fourth Congress of the United States of America

AT THE SECOND SESSION

*Begun and held at the City of Washington on Monday, the nineteenth day of January,
one thousand nine hundred and seventy-six*

Joint Resolution

To amend the Railroad Revitalization and Regulatory Reform Act of 1976.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 612(m) of the Railroad Revitalization and Regulatory Reform Act of 1976, Public Law 94-210, is amended by striking "(h)" and inserting in lieu thereof "(i)" and by striking "(i)" and inserting in lieu thereof "(j)".

SEC. 2. Section 209(c) of the Regional Rail Reorganization Act of 1973 (45 U.S.C. 719(c)(4)), is amended by striking "February 10, 1976" and inserting in lieu thereof "February 17, 1976".

SEC. 3. Section 301(i) of the Regional Rail Reorganization Act of 1973 (45 U.S.C. 741(i)) is amended by striking "in his capacity as a director of the Corporation" and inserting in lieu thereof "in his capacity as a director of the Association".

Speaker of the House of Representatives.

*Vice President of the United States and
President of the Senate.*