

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 5208

To establish limits on wage continuation and severance benefits for Amtrak employees displaced by a discontinuance of service, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 6, 1994

Mr. BARTON of Texas (for himself, Mr. BREWSTER, Mr. SAM JOHNSON of Texas, Mr. DELAY, Mr. HEFLEY, Mr. CUNNINGHAM, Mr. MCCOLLUM, and Mr. STENHOLM) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To establish limits on wage continuation and severance benefits for Amtrak employees displaced by a discontinuance of service, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SERVICE DISCONTINUANCE.**

4       Section 24706(c) of title 49, United States Code, is  
5       amended by adding at the end the following new para-  
6       graphs:

7       “(7) Notwithstanding any arrangement in effect be-  
8       fore the date of enactment of this paragraph, no employee  
9       of Amtrak whose employment is terminated as a result

1 of a discontinuance of intercity rail passenger service shall  
2 receive any wage continuation or severance benefit in ex-  
3 cess of 6 months pay. This paragraph shall not affect the  
4 obligations of rail carriers under section 11347 of this  
5 title.

6 “(8) Notwithstanding any arrangement in effect be-  
7 fore the date of enactment of this paragraph, Amtrak may  
8 require an employee whose position is eliminated as a re-  
9 sult of a discontinuance of intercity rail passenger service  
10 to transfer to any vacant position for which the employee  
11 can be made qualified on any part of Amtrak’s system.  
12 If such transfer requires a change in residence or seniority  
13 district, the employee shall choose—

14 “(A) to transfer to the position and be covered  
15 by the collective bargaining agreement applicable to  
16 the seniority district to which he is transferred; or

17 “(B) to voluntarily furlough himself at his  
18 home location and receive protective benefits not in  
19 excess of the amount authorized under paragraph  
20 (7).

21 For purposes of this paragraph, a transfer shall be consid-  
22 ered to require a change in residence if the new employ-  
23 ment is more than 30 miles from the employee’s place of

- 1 residence and is farther from that residence than was the
- 2 former work location.”.

