

held invalid, the remainder of such sections and the application of such provision to other persons or circumstances shall not be affected thereby.

(May 20, 1926, ch. 347, §207, as added Apr. 10, 1936, ch. 166, 49 Stat. 1191.)

### § 188. Authorization of appropriations

There is authorized to be appropriated such sums as may be necessary for expenditure by the Mediation Board in carrying out the provisions of this chapter.

(May 20, 1926, ch. 347, §208, as added Apr. 10, 1936, ch. 166, 49 Stat. 1191.)

## CHAPTER 9—RETIREMENT OF RAILROAD EMPLOYEES

### SUBCHAPTER I—RAILROAD RETIREMENT ACT OF 1934

Sec.

201 to 214. Omitted or Repealed.

#### SUBCHAPTER II—RAILROAD RETIREMENT ACT OF 1935

215 to 228. Omitted.

#### SUBCHAPTER III—RAILROAD RETIREMENT ACT OF 1937

228a to 228z-1. Omitted or Repealed.

#### SUBCHAPTER IV—RAILROAD RETIREMENT ACT OF 1974

- 231. Definitions.
- 231a. Annuity eligibility requirements.
- 231b. Computation of annuities.
- 231c. Computation of spouse and survivor annuities.
- 231d. Annuity beginning and ending dates.
- 231e. Lump sum payments.
- 231f. Railroad Retirement Board.
- 231f-1. Annual actuarial report.
- 231g. Court jurisdiction.
- 231h. Returns of compensation; conclusiveness.
- 231i. Erroneous payments.
- 231j. Waiver of annuities.
- 231k. Incompetence.
- 231l. Penalties.
- 231m. Assignability; exemption from levy.
- 231n. Railroad Retirement Account.
- 231n-1. Social Security Equivalent Benefit Account.
- 231o. Private pensions.
- 231p. Free transportation.
- 231q. Crediting service under Social Security Act.
- 231r. Automatic benefit eligibility requirement adjustments.
- 231s. Separability.
- 231t. Short title.
- 231u. Benefit preservation.
- 231v. Computation and certification of account benefit ratios.

### SUBCHAPTER I—RAILROAD RETIREMENT ACT OF 1934

#### §§ 201 to 208. Omitted

##### CODIFICATION

Sections 201 to 208, sections 1 to 8, respectively, of act June 27, 1934, ch. 868, §1, 48 Stat. 1283-1286, were omitted pursuant to the decision in the case of *Railroad Retirement Board v. Alton R. Co.* (Dist. of Col., 1935), 295 U.S. 330, 55 S.Ct. 758, 79 L.Ed. 1468, declaring this subchapter unconstitutional.

Section 201 defined terms for purposes of this subchapter.

Section 202 stated purposes of this subchapter and required a special report to be sent from the Railroad Retirement Board to the President.

Section 203 related to annuities paid under this subchapter.

Section 204 related to compulsory retirement.

Section 205 related to employee contributions.

Section 206 related to existing pension systems.

Section 207 related to employee representatives.

Section 208 related to retirement fund established under this subchapter.

Provisions relating to refund of sums paid by railroads and other carriers of the United States under this subchapter were contained in act June 1, 1938, ch. 315, §§1, 2, 52 Stat. 608.

#### § 209. Repealed. Pub. L. 89-554, §8(a), Sept. 6, 1966, 80 Stat. 649

Section, act June 27, 1934, ch. 868, §9, 48 Stat. 1287, established a Railroad Retirement Board and set out its functions.

#### §§ 210 to 214. Omitted

##### CODIFICATION

Sections 210 to 214, sections 10 to 14, respectively, of act June 27, 1934, ch. 868, §10, 48 Stat. 1288, 1289, were omitted as unconstitutional. See section 201 of this title.

Section 210 related to jurisdiction of certain courts.

Section 211 related to exemption of annuities or death payments from legal process.

Section 212 related to penalties for missed payments by carriers and has been omitted from the Code as unconstitutional.

Section 213 related to certain other penalties.

Section 214 related to separability of provisions.

### SUBCHAPTER II—RAILROAD RETIREMENT ACT OF 1935

##### CODIFICATION

This subchapter was comprised of act Aug. 29, 1935, ch. 812, §§1-14, 49 Stat. 967 to 973, known as the Railroad Retirement Act of 1935, and was amended in its entirety and completely revised by act June 24, 1937, ch. 382, 50 Stat. 307. The act, as amended and revised, was redesignated the Railroad Retirement Act of 1937 and was classified to subchapter III of this chapter. The Railroad Retirement Act of 1935 continued in effect with respect to individuals granted annuities prior to enactment of the Railroad Retirement Act of 1937. It was specifically amended by act June 11, 1940, ch. 307, §2, 54 Stat. 264, and by act Aug. 13, 1940, ch. 664, §§2, 3, 54 Stat. 785.

#### §§ 215 to 228. Omitted

##### CODIFICATION

Sections 215 to 228 were omitted pursuant to the amendment and revision of act Aug. 29, 1935, ch. 812 by act June 24, 1937, ch. 382, 50 Stat. 307, known as the Railroad Retirement Act of 1937.

Section 215, acts Aug. 29, 1935, ch. 812, §1, 49 Stat. 967; June 11, 1940, ch. 307, §2, 54 Stat. 264; Aug. 13, 1940, ch. 664, §§2, 3, 54 Stat. 780, defined terms for purposes of this subchapter.

Section 216, act Aug. 29, 1935, ch. 812, §2, 49 Stat. 968, related to reductions in annuities of employees working beyond age sixty-five.

Section 217, act Aug. 29, 1935, ch. 812, §3, 49 Stat. 969, related to employees eligible for annuities under this subchapter.

Section 218, act Aug. 29, 1935, ch. 812, §4, 49 Stat. 969, related to annuities to representatives under this subchapter.

Section 219, act Aug. 29, 1935, ch. 812, §5, 49 Stat. 970, related to death payments under this subchapter.