

NLWJC - Kagan

Counsel - Box 023- Folder 005

Health Task Force

THE WHITE HOUSE

WASHINGTON

June 20, 1996

MEMORANDUM FOR JACK QUINN
KATHY WALLMAN

FROM: ELENA KAGAN *EK*

SUBJECT: HEALTH TASK FORCE AMENDMENT

At the meeting yesterday on the Treasury, Postal Service, and General Government Appropriations Act, Jody Torkelson distributed the attached amendment, which may be offered on Thursday in committee.

The amendment reserves certain funds otherwise earmarked for the Office of Policy Development to pay any legal fees awarded to the prevailing parties in Association of American Physicians v. Clinton, relating to the President's Task Force on Health Care Reform.

There was very little discussion of this amendment in the meeting. I thought, though, that you should be aware of it and that you should make whoever now handles this issue aware of it too.

"At the appropriate place in the bill, insert the following:

Executive Office of the President
and Funds Appropriated to the President
Office of Policy Development
Salaries and Expenses

Of the funds made available under this heading in the Treasury, Postal Service, and General Government Appropriations Act, 1996, \$370,000 shall be reserved for the payment by the United States of any legal fees and other expenses that may be awarded to the prevailing parties in the case of Association of American Physicians and Surgeons, Inc. V. Clinton (Civil Action 93-0399, relating to the President' Task Force on Health Care Reform) brought before the United States District Court for the District of Columbia and the United States Court of Appeals for the District of Columbia Circuit during the period 1992 through 1996.

Until such legal fees and other expenses are awarded or denied, such reserved amount shall remain available without regard to fiscal year and may not be obligated for any other purpose. The payment of such legal fees and other expenses may be made only from the reserved amount under this heading.

No funds may be transferred or used from any other account during fiscal year 1997 for any purposes of salaries and expenses under this heading.

Upon the denial or award and payment of such legal fees and other expenses, any portion of such reserved amount that is not required to pay any such award shall be available for the purposes for which such were provided under this heading by Public Law 103-329, except that, if such award or denial is made after September 30, 1997, such unrequired portion shall be rescinded."

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cc: red dot Wendy

*Wendy - can you please
vet this? Touch base w
Elena*

*Odette - pls tell Jack + Elena
I forwarded this to Wendy.
Thanks
KW*