

NLWJC - KAGAN

EMAILS RECEIVED

ARMS - BOX 002 - FOLDER -006

[12/09/1996 - 01/09/1997]

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Jeremy D. Benami to Elena Kagan et al. Subject: verification/means tested [partial] (1 page)	12/13/1996	P6/b(6)

COLLECTION:

Clinton Presidential Records
Automated Records Management System [Email]
OPD ([Kagan])
OA/Box Number: 250000

FOLDER TITLE:

[12/9/1996 - 1/9/1997]

Whitney Ross
2009-1006-F
wr17

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

Freedom of Information Act - [5 U.S.C. 552(b)]

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
- b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
- b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

RECORD TYPE: PRESIDENTIAL (EXTERNAL MAIL)

CREATOR: Emily Bromberg@EOP@LNGTWY@EOPMRX

CREATION DATE/TIME: 9-DEC-1996 11:39:00.00

SUBJECT: ny /nj

TO: RASCO_C (RASCO_C@A1@CD) (WHO)
READ: 9-DEC-1996 17:05:04.36

TO: REED_B (REED_B@A1@CD) (WHO)
READ: 9-DEC-1996 11:57:10.98

TO: BENAMI_J (BENAMI_J@A1@CD) (WHO)
READ: 9-DEC-1996 15:21:23.17

TO: FORTUNA_D (FORTUNA_D@A1@CD) (OPD)
READ: 9-DEC-1996 11:48:46.80

TO: Kenneth S. Apfel (Kenneth S. Apfel@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Elena Kagan (Elena Kagan@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TEXT:

Message Creation Date was at 9-DEC-1996 11:29:00

Rich Tarplin spoke to Ron Haskins, Moinihan, and Rangel about the NY state plan. They are all fine with the HHS Regional Administrator calling her contact at the NY Dept of Social Services to say the following:

HHS is unable to certify your plan complete because you say you need legislation to implement the 5 year time limit. You can cure this by telling us that you understand that you can only use federal funds for 5 years (the Regional Administrator will explain that Ca has just done this and their plan was certified complete). If NY can tell HHS this by feb 1, NY will get TANF funds retroactive to the date of plan submission.

This call is scheduled for 1:30 pm. The same call will be made to NJ. Rich spoke to Ron about NJ but felt that the NJ delagation would not be a problem.

Let me know if you have any problems/questions.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Diana M. Fortuna (FORTUNA_D) (OPD)

CREATION DATE/TIME: 9-DEC-1996 11:55:14.56

SUBJECT: SSA draft notice to legal immigrants

TO: Stephen C. Warnath (WARNATH_S) (OPD)
READ: 9-DEC-1996 12:03:23.40

TO: Jeremy D. Benami (BENAMI_J) (WHO)
READ: 9-DEC-1996 15:22:39.67

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Emily Bromberg (BROMBERG_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Kenneth S. Apfel (APFEL_K) Autoforward to: Remote Adresse
READ:NOT READ

TO: Keith J. Fontenot (FONTENOT_K) Autoforward to: Remote Adresse
READ:NOT READ

TEXT:

You should be getting a package from me w/SSA's draft notice to legal immigrants losing SSI, which SSA sent over for us to look at. Brian Coyne said he needs our comments by the end of the week, so you should get comments to Steve or me by that time.

RECORD TYPE: PRESIDENTIAL (EXTERNAL MAIL)

CREATOR: Melinda D. Haskins@EOP@LNGTWY@EOPMRX

CREATION DATE/TIME: 9-DEC-1996 18:26:00.00

SUBJECT: Proposed Final Welfare Reform Technical Amendments Draft Bill

TO: FORTUNA_D (FORTUNA_D@A1@CD) (OPD)
READ:10-DEC-1996 10:05:45.27

TO: BENAMI_J (BENAMI_J@A1@CD) (WHO)
READ: 9-DEC-1996 18:45:22.41

TO: REED_B (REED_B@A1@CD) (WHO)
READ: 9-DEC-1996 18:40:15.15

TO: WARNATH_S (WARNATH_S@A1@CD) (OPD)
READ:10-DEC-1996 09:23:44.12

TO: MALLEY_R (MALLEY_R@A1@CD) (NSC)
READ:NOT READ

TO: TESLER_S (TESLER_S@A1@CD) (WHO)
READ: 9-DEC-1996 18:33:20.39

TO: BROSTROM_M (BROSTROM_M@A1@CD) (WHO)
READ:10-DEC-1996 09:10:51.67

TO: John L. Hilley (John L. Hilley@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Kenneth S. Apfel (Kenneth S. Apfel@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Cynthia M. Smith (Cynthia M. Smith@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Barry White (Barry White@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Nancy A. Min (Nancy A. Min@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Sarah A. Bianchi (Sarah A. Bianchi@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Keith J. Fontenot (Keith J. Fontenot@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Lester D. Cash (Lester D. Cash@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Jeffrey A. Farkas (Jeffrey A. Farkas@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Stacy L. Dean (Stacy L. Dean@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Jack A. Smalligan (Jack A. Smalligan@EOP@LNGTWY@EOPMRX)

READ:NOT READ

TO: Richard E. Green (Richard E. Green@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Steven M. Mertens (Steven M. Mertens@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Kimberly A. Maluski (Kimberly A. Maluski@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Thomas P. Stack (Thomas P. Stack@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Barry T. Clendenin (Barry T. Clendenin@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Mark E. Miller (Mark E. Miller@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Barbara E. Washington (Barbara E. Washington@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Wendy A. Taylor (Wendy A. Taylor@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Laura Oliven Silberfarb (Laura Oliven Silberfarb@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Maya A. Bernstein (Maya A. Bernstein@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: E. Irene James (E. Irene James@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: David M. Zavada (David M. Zavada@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Elena Kagan (Elena Kagan@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Emily Bromberg (Emily Bromberg@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Alicia K. Kolaian (Alicia K. Kolaian@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Robert G. Damus (Robert G. Damus@EOP@LNGTWY@EOPMRX)
READ:NOT READ

CC: James C. Murr (James C. Murr@EOP@LNGTWY@EOPMRX)
READ:NOT READ

CC: Janet R. Forsgren (Janet R. Forsgren@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TEXT:

Message Creation Date was at 9-DEC-1996 12:49:00

You should have received a copy of the HHS proposed "final" draft bill that

would make technical amendments to the welfare reform law (P.L. 104-193) [see LRM MDH-1]. Note that HHS has included in its package a new provision regarding the treatment of certain Amerasian immigrants as refugees (see page 64).

HHS has asked that OMB provide it with clearance to transmit its draft bill to Congress by Tuesday, December 10th. For this reason, comments are due to me by noon tomorrow (Tuesday). Thank you.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Jeremy D. Benami (BENAMI_J) (WHO)

CREATION DATE/TIME:10-DEC-1996 09:53:24.72

SUBJECT: Final Top Ten List

TO: Kenneth S. Apfel (APFEL_K) Autoforward to: Remote Adresse
READ:NOT READ

TO: Keith J. Fontenot (FONTENOT_K) Autoforward to: Remote Adresse
READ:NOT READ

TO: Diana M. Fortuna (FORTUNA_D) (OPD)
READ:10-DEC-1996 10:11:09.20

TO: Emily Bromberg (BROMBERG_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Pauline M. Abernathy (ABERNATHY_P) (OPD)
READ:10-DEC-1996 18:08:01.11

CC: Carol H. Rasco (RASCO_C) (WHO)
READ:10-DEC-1996 10:07:48.16

TEXT:

Following is my final top ten list:

Most are now resolved, in the budget discussion, or near completion.

The two that are hanging out there are Means Tested Benefits -- which is only awaiting DOL lawyers signoff before going to Justice and the Disability Reg which is taking a lot longer than we had hoped.

We have an implementation meeting at 3 today and we will be going over some systems issues as well as outstanding implementation issues.

PRINTER FONT 12_POINT_ROMAN

CURRENT TOP TEN LIST OF WELFARE ISSUES

1. Technicals
 - Bill nearly cleared
 - Hopefully send to Hill Tuesday December 10
2. HHS Q/A's from 10/23
 - OMB has approved 70 percent; HHS has new answer
 - Goal: finalize ASAP
3. Means Tested Benefits
 - Counsels are still communicating among themselves; letter to DOJ anticipated
 - DOJ turnaround should be rapid
 - Goal: decision ASAP
4. TANF Plan Issues
 - resolved; see NY Times, p. B6 today!!
5. All or None Issue
 - No resolution

6. Disability Reg
 - Goal: Get reg finalized and out in mid DecemberIssues now in the budget discussion
7. Medicaid "Bucket" Issue
 - Issue has been deferred into budget discussions
 - OMB/HCFA discussing scoring assumptions with CBO
 - Administrative vs. Legislative route not decided; awaiting budget discussion
 - Goal: decision in budget context on paying for or not; then decision to proceed administratively or legislatively.
8. SSI Children
 - Issue being discussed now in budget context
 - Decision by 12/22
9. Cuban/Haitian
 - Goal: include fix in technicals if not too expensive; otherwise in budget

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Jeremy D. Benami (BENAMI_J) (WHO)

CREATION DATE/TIME:10-DEC-1996 10:05:12.46

SUBJECT: Agenda for 3:00

TO: Kenneth S. Apfel (APFEL_K) Autoforward to: Remote Adresse
READ:NOT READ

TO: Keith J. Fontenot (FONTENOT_K) Autoforward to: Remote Adresse
READ:NOT READ

TO: Lester D. Cash (CASH_L) Autoforward to: Remote Adresse
READ:NOT READ

TO: Jeffrey A. Farkas (FARKAS_J) Autoforward to: Remote Adresse
READ:NOT READ

TO: Jack A. Smalligan (SMALLIGAN_J) Autoforward to: Remote Adresse
READ:NOT READ

TO: Diana M. Fortuna (FORTUNA_D) (OPD)
READ:10-DEC-1996 10:13:14.49

TO: Pauline M. Abernathy (ABERNATHY_P) (OPD)
READ:10-DEC-1996 17:07:36.45

TO: Emily Bromberg (BROMBERG_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Stephen C. Warnath (WARNATH_S) (OPD)
READ:10-DEC-1996 10:05:55.09

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse
READ:NOT READ

TEXT:
following is draft agenda for 3 pm.
are there any additional issues you would like raised?

PRINTER FONT 12_POINT_ROMAN
WELFARE REFORM IMPLEMENTATION GROUP
Agenda for 12/10/96

I. Systems Discussion (OIRA)

II. Immediate Issues

- a) Technicals: Should be cleared today; to Hill tomorrow?
- Talking points done?
- b) HHS 10/23 Q and A: Is it finally cleared?
- c) SSA notice to Legal immigrants: in clearance
- d) TANF State Plan issues: discussion of NY/NJ

notifications and reaction

III. January 1 issues

- a) Verification: DOJ Guidance
- b) Disability Reg: INS to issue interim final by mid

December

- c) Means Tested Benefits: HHS Counsel to get letter to DOJ
 - Discussion of how to issue
- d) Notification to states of SSBG option on immigrants
 - HHS to present today
- e) New affidavit from INS -- draft by mid Dec. Statutory

deadline: 12/29

- f) Teen Pregnancy Report -- HHS to brief WH next week
- g) Statutory Rape -- DOJ nearly done

IV. Pending Decisions

- a) Medicaid Bucket
- b) SSI kids

RECORD TYPE: PRESIDENTIAL (EXTERNAL MAIL)

CREATOR: Melinda D. Haskins@EOP@LNGTWY@EOPMRX

CREATION DATE/TIME:10-DEC-1996 12:53:00.00

SUBJECT: Comments on the Proposed Final HHS Draft Bill to Make Technical

TO: FORTUNA_D (FORTUNA_D@A1@CD) (OPD)
READ:10-DEC-1996 12:56:51.32

TO: BENAMI_J (BENAMI_J@A1@CD) (WHO)
READ:10-DEC-1996 12:57:11.82

TO: WARNATH_S (WARNATH_S@A1@CD) (OPD)
READ:10-DEC-1996 13:07:59.97

TO: MALLEY_R (MALLEY_R@A1@CD) (NSC)
READ:NOT READ

TO: TESLER_S (TESLER_S@A1@CD) (WHO)
READ:10-DEC-1996 12:56:52.90

TO: BROSTROM_M (BROSTROM_M@A1@CD) (WHO)
READ:10-DEC-1996 15:00:48.19

TO: John L. Hilley (John L. Hilley@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Kenneth S. Apfel (Kenneth S. Apfel@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Cynthia M. Smith (Cynthia M. Smith@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Barry White (Barry White@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Nancy A. Min (Nancy A. Min@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Sarah A. Bianchi (Sarah A. Bianchi@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Keith J. Fontenot (Keith J. Fontenot@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Lester D. Cash (Lester D. Cash@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Jeffrey A. Farkas (Jeffrey A. Farkas@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Stacy L. Dean (Stacy L. Dean@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Jack A. Smalligan (Jack A. Smalligan@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Richard E. Green (Richard E. Green@EOP@LNGTWY@EOPMRX)

READ:NOT READ

TO: Steven M. Mertens (Steven M. Mertens@EOP@LN GTWY@EOPMRX)
READ:NOT READ

TO: Thomas P. Stack (Thomas P. Stack@EOP@LN GTWY@EOPMRX)
READ:NOT READ

TO: James A. Bessin (James A. Bessin@EOP@LN GTWY@EOPMRX)
READ:NOT READ

TO: Mark E. Miller (Mark E. Miller@EOP@LN GTWY@EOPMRX)
READ:NOT READ

TO: Barbara E. Washington (Barbara E. Washington@EOP@LN GTWY@EOPMRX)
READ:NOT READ

TO: Wendy A. Taylor (Wendy A. Taylor@EOP@LN GTWY@EOPMRX)
READ:NOT READ

TO: Maya A. Bernstein (Maya A. Bernstein@EOP@LN GTWY@EOPMRX)
READ:NOT READ

TO: E. Irene James (E. Irene James@EOP@LN GTWY@EOPMRX)
READ:NOT READ

TO: Elena Kagan (Elena Kagan@EOP@LN GTWY@EOPMRX)
READ:NOT READ

TO: Emily Bromberg (Emily Bromberg@EOP@LN GTWY@EOPMRX)
READ:NOT READ

TO: Alicia K. Kolaian (Alicia K. Kolaian@EOP@LN GTWY@EOPMRX)
READ:NOT READ

TO: Robert G. Damus (Robert G. Damus@EOP@LN GTWY@EOPMRX)
READ:NOT READ

CC: James C. Murr (James C. Murr@EOP@LN GTWY@EOPMRX)
READ:NOT READ

CC: Janet R. Forsgren (Janet R. Forsgren@EOP@LN GTWY@EOPMRX)
READ:NOT READ

TEXT:

Message Creation Date was at 10-DEC-1996 12:44:00

Comments on the proposed "final" of the HHS draft bill making technical amendments to the welfare reform law are due ASAP (see LRM MDH -1, 12/9/96). HHS has asked that OMB provide it with clearance to transmit its draft bill to Congress today (Tuesday).

RECORD TYPE: PRESIDENTIAL (EXTERNAL MAIL)

CREATOR: Diane Ikemiyashiro@EOP@LNGTWY@EOPMRX

CREATION DATE/TIME:10-DEC-1996 15:14:00.00

SUBJECT: Support of the Narragansett Tribe/Indian Gaming

TO: Elena Kagan (Elena Kagan@EOP@LNGTWY@EOPMRX)
READ:NOT READ

CC: SHIMABUKUR_L (SHIMABUKUR_L@A1@CD) (OPD)
READ:10-DEC-1996 15:14:45.90

TEXT:

Message Creation Date was at 10-DEC-1996 15:08:00

I have not heard back from Emily regarding the Indian Gaming/NGA letter. But, I did receive about 11 letters from tribal leaders regarding the Indian Gaming Regulatory Act/Narragansett support. What should I do with these? Should I still be sending these types of letters to Interior with a cover letter from Director of Correspondence Jim Dorskind?

Thanks for your help.

-- Diane

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Dorothy K. Craft (CRAFT_D) (OPD)

CREATION DATE/TIME:11-DEC-1996 12:15:47.72

SUBJECT: WELFARE IMPLEMENTATION SUBGROUP MEETING

TO: FAX (92052727,JOHN MONOHAN) (TLXA1MAIL_\F:92052727\C:JOHN MONOHAN\\)
READ:NOT READ

TO: FAX (96193437,DENNIS HAYASHI) (TLXA1MAIL_\F:96193437\C:DENNIS HAYASHI\\)
READ:NOT READ

TO: FAX (93050134,ROBERT BACH) (TLXA1MAIL_\F:93050134\C:ROBERT BACH\\)
READ:NOT READ

TO: FAX (914109659063,CAROLYN COLVIN) (TLXA1MAIL_\F:914109659063\C:CAROLYN COLVI)
READ:NOT READ

TO: FAX (93586077,BRIAN COYNE) (TLXA1MAIL_\F:93586077\C:BRIAN COYNE\\)
READ:NOT READ

TO: FAX (93586074,JUDY CHESSER) (TLXA1MAIL_\F:93586074\C:JUDY CHESSER\\)
READ:NOT READ

TO: Deborah L. Fine (FINE_D) (OPD)
READ:11-DEC-1996 12:09:17.89

TO: Peggy A. Lewis (LEWIS_P) Autoforward to: Remote Adresse
READ:NOT READ

TO: Anne E. McGuire (MCGUIRE_A) Autoforward to: Remote Address
READ:NOT READ

TO: Richard E. Green (GREEN_R) (OMB)
READ:11-DEC-1996 13:01:50.13

TO: FAX (95140539,RANDY MOSS) (TLXA1MAIL_\F:95140539\C:RANDY MOSS\\)
READ:NOT READ

TO: FAX (95149112,KEVIN JONES) (TLXA1MAIL_\F:95149112\C:KEVIN JONES\\)
READ:NOT READ

TO: Jeremy D. Benami (BENAMI_J) (WHO)
READ:11-DEC-1996 12:19:38.72

TO: Diana M. Fortuna (FORTUNA_D) (OPD)
READ:11-DEC-1996 12:13:06.33

TO: Dorothy K. Craft (CRAFT_D) (OPD)
READ:11-DEC-1996 12:22:27.95

TO: FAX (96222633,LOUISE SHEINER) (TLXA1MAIL_\F:96222633\C:LOUISE SHEINER\\)
READ:NOT READ

TO: Emily Bromberg (BROMBERG_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Barry White (WHITE_B) Autoforward to: Remote Adresse

READ:NOT READ

TO: Remote Addressee (MOSSR@JUSTICE.USDOJ.GOV@INET)
READ:NOT READ

TO: Remote Addressee (RLBGOV@AOL.COM@INET)
READ:NOT READ

TO: FAX (914109658582,DIANE BLACKMAN) (TLXA1MAIL_\F:914109658582\C:DIANE BLACKMA
READ:NOT READ

TO: Remote Addressee (BRIAN.COYNE@SSA.GOV@INET)
READ:NOT READ

TO: Remote Addressee (MMOCKO@ACF.DHHS.GOV@INET)
READ:NOT READ

TO: Remote Addressee (ASEGAL@OSASPE.DHHS.GOV@INET)
READ:NOT READ

TO: Remote Addressee (JMONOHAN@OS.DHHS.GOV@INET)
READ:NOT READ

TO: FAX (96906562,ANN SEGAL) (TLXA1MAIL_\F:96906562\C:ANN SEGAL\\)
READ:NOT READ

TO: FAX (96908425,MARY BOURDETTE) (TLXA1MAIL_\F:96908425\C:MARY BOURDETTE\\)
READ:NOT READ

TO: FAX (97033052576,STEVEN CARLSON) (TLXA1MAIL_\F:97033052576\C:STEVEN CARLSON
READ:NOT READ

TO: FAX (97033052454,STACY DEAN) (TLXA1MAIL_\F:97033052454\C:STACY DEAN\\)
READ:NOT READ

TO: Keith J. Fontenot (FONTENOT_K) Autoforward to: Remote Adre
READ:NOT READ

TO: Jeffrey A. Farkas (FARKAS_J) Autoforward to: Remote Address
READ:NOT READ

TO: Matthew D. McKearn (MCKEARN_M) Autoforward to: Remote Adres
READ:NOT READ

TO: Cynthia M. Smith (SMITH_CM) Autoforward to: Remote Address
READ:NOT READ

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: FAX (97033052454,YVETTE JACKSON) (TLXA1MAIL_\F:97033052454\C:YVETTE JACKSON
READ:NOT READ

TO: FAX (96222633,GLEN ROSSELLI) (TLXA1MAIL_\F:96222633\C:GLEN ROSSELLI\\)
READ:NOT READ

TO: Remote Addressee (JUDY.CHESSER@SSA.GOV@INET)
READ:NOT READ

TO: Remote Addressee (JMOORE@HCFA.GOV@INET@INET)

READ:NOT READ

TO: FAX (914107860025,JUDY MOORE) (TLXA1MAIL_\F:914107860025\C:JUDY MOORE\\
READ:NOT READ

TO: FAX (96907380,HELEN MATHIS) (TLXA1MAIL_\F:96907380\C:HELEN MATHIS\\)
READ:NOT READ

TO: Remote Addressee (BONNY.O'NEIL@FCS.USDA.GOV@INET)
READ:NOT READ

TO: FAX (92609183,JON WEINTRAUB) (TLXA1MAIL_\F:92609183\C:JON WEINTRAUB\\)
READ:NOT READ

TO: Remote Addressee (JON_WEINTRAUB@ED.GOV@INET)
READ:NOT READ

TO: Remote Addressee (JESSICA_LEVIN@ED.GOV@INET)
READ:NOT READ

TO: FAX (94014353,JESSICA LEVIN) (TLXA1MAIL_\F:94014353\C:JESSICA LEVIN\\)
READ:NOT READ

TO: Jack A. Smalligan (SMALLIGAN_J) Autoforward to: Remote Addr
READ:NOT READ

TO: Daniel J. Chenok (CHENOK_D) (OMB)
READ:11-DEC-1996 13:28:30.89

TO: Wendy A. Taylor (TAYLOR_W) Autoforward to: Remote Address
READ:NOT READ

TO: Laura A. Oliven (OLIVEN_L) Autoforward to: Remote Address
READ:NOT READ

TO: Debra J. Bond (BOND_D) Autoforward to: Remote Addressee
READ:NOT READ

TO: FAX (96907383,JEFF MERKOWITZ) (TLXA1MAIL_\F:96907383\C:JEFF MERKOWITZ\\
READ:NOT READ

TO: Remote Addressee (jmerkowi@osaspe.dhhs.gov@INET)
READ:NOT READ

TO: Betsy Myers (MYERS_B) Autoforward to: Susan L. Powell
READ:11-DEC-1996 12:13:14.81

TO: FAX (97033052486,ARTHUR FOLEY) (TLXA1MAIL_\F:97033052486\C:ARTHUR FOLEY\\
READ:NOT READ

TO: Stephen C. Warnath (WARNATH_S) (OPD)
READ:11-DEC-1996 12:10:51.64

TO: Mark E. Miller (MILLER_ME) Autoforward to: Remote Address
READ:NOT READ

TO: Steven M. Mertens (MERTENS_S) Autoforward to: Remote Address
READ:NOT READ

TO: FAX (95149077,GERRI RATLIFF) (TLXA1MAIL_\F:95149077\C:GERRI RATLIFF\\)

READ:NOT READ

TO: FAX (95149368,DAVID OGDEN) (TLXA1MAIL_\F:95149368\C:DAVID OGDEN\\)
READ:NOT READ

TO: FAX (92053848,ANN ROSEWATER) (TLXA1MAIL_\F:92053848\C:ANN ROSEWATER\\)
READ:NOT READ

TO: Jill Pizzuto (PIZZUTO_J) (OPD)
READ:11-DEC-1996 12:31:13.95

TO: FAX (92196896,MARK W. MORIN) (TLXA1MAIL_\F:92196896\C:MARK W. MORIN\\)
READ:NOT READ

TO: FAX (96905600,JOAN LOMBARDI) (TLXA1MAIL_\F:96905600\C:JOAN LOMBARDI\\)
READ:NOT READ

TO: FAX (97208077,CHERYL TATES-MACIAS) (TLXA1MAIL_\F:97208077\C:CHERYL TATES-MACI
READ:NOT READ

TO: FAX (67311,BETSEY MYERS) (TLXA1MAIL_\F:67311\C:BETSEY MYERS \\)
READ:NOT READ

TO: Nicole R. Rabner (RABNER_N) (WHO)
READ:11-DEC-1996 12:11:52.16

TO: Jennifer L. Klein (KLEIN_J) (OPD)
READ:NOT READ

TO: FAX (97080309,PAUL LEONARD) (TLXA1MAIL_\F:97080309\C:PAUL LEONARD\\)
READ:NOT READ

TO: Stacy L. Dean (DEAN_S) Autoforward to: Remote Addressee
READ:NOT READ

TO: FAX (96320390,BEVERLY GODWIN) (TLXA1MAIL_\F:96320390\C:BEVERLY GODWIN\\)
READ:NOT READ

TO: Molly Brostrom (BROSTROM_M) (WHO)
READ:11-DEC-1996 12:32:29.48

TO: Paul R. Dimond (DIMOND_P) (OPD)
READ:11-DEC-1996 13:31:56.38

TO: FAX (96906562,Dan Williams) (TLXA1MAIL_\F:96906562\C:Dan Williams\\)
READ:NOT READ

TO: Pauline M. Abernathy (ABERNATHY_P) (OPD)
READ:11-DEC-1996 20:41:37.74

TO: Jennifer Brown (BROWN_J) (DON)
READ:11-DEC-1996 17:47:56.87

TO: Remote Addressee (sweinstein@acf.dhhs.gov@INET)
READ:NOT READ

TO: Remote Addressee (mstorrs@acf.dhhs.gov@INET)
READ:NOT READ

TO: Remote Addressee (bharris@acf.dhhs.gov@INET)

READ:NOT READ

TEXT:

MEMORANDUM TO DISTRIBUTION LIST

FROM: Jeremy D. Ben-Ami

Diana Fortuna

Steve Warnath

Domestic Policy Council

SUBJECT: Welfare Subgroup Meeting: December 17

Interim Guidance Meeting: December 13

Meeting One

We will hold the next Welfare Implementation Subgroup Meeting on Tuesday, December 17 at 3:00pm in OEOP 211. We have decided to meet on December 17 because the next Tuesday is Christmas Eve.

Meeting Two

We will be holding a meeting on the Interim Guidance on verification this Friday, December 13 in OEOP 211 at 11:30am. As you were previously notified by OMB, your agency's comments on the interim guidance draft must be received by DOJ by COB Thursday, December 12. Everyone on this welfare distribution list has been cleared for the meeting. If someone who is not on this list would like to attend the Interim Guidance meeting, please ask that person to call Dorothy K. Craft at (202) 456-5571 to provide clearance information.

PLEASE NOTE: The Tuesday Welfare Implementation Subgroup Meetings will continue to be held bi-weekly into the new year. The next meeting after December 17 will be Tuesday, January 7. Thank you.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Jeremy D. Benami (BENAMI_J) (WHO)

CREATION DATE/TIME:11-DEC-1996 17:46:59.48

SUBJECT: technicals

TO: Carol H. Rasco (RASCO_C) (WHO)
READ:11-DEC-1996 17:51:03.11

TO: Bruce N. Reed (REED_B) (WHO)
READ:12-DEC-1996 09:49:58.13

TO: Diana M. Fortuna (FORTUNA_D) (OPD)
READ:12-DEC-1996 09:32:10.37

TO: Pauline M. Abernathy (ABERNATHY_P) (OPD)
READ:11-DEC-1996 20:47:38.21

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Emily Bromberg (BROMBERG_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Deborah L. Fine (FINE_D) (OPD)
READ:11-DEC-1996 17:47:10.41

TO: Janet Murguia (MURGUIA_J) Autoforward to: Remote Adresse
READ:NOT READ

TO: Kenneth S. Apfel (APFEL_K) Autoforward to: Remote Adresse
READ:NOT READ

TEXT:

We have movement on the technicals package.
OMB clearance is now nearly finalized. The Cuban/Haitian fix will be included. Hilley has agreed to allow the package to go to the Hill on Monday.
HHS is sending over a rollout plan and talking points in the morning. I will circulate that to interested WH offices asap.
Thanks, everyone, for the help in moving this forward.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Diana M. Fortuna (FORTUNA_D) (OPD)

CREATION DATE/TIME:12-DEC-1996 11:54:34.35

SUBJECT: New York state TANF plan

TO: Carol H. Rasco (RASCO_C) (WHO)
READ:12-DEC-1996 15:00:40.43

TO: Bruce N. Reed (REED_B) (WHO)
READ:12-DEC-1996 12:36:14.24

TO: Jeremy D. Benami (BENAMI_J) (WHO)
READ:12-DEC-1996 11:57:05.26

TO: Keith J. Fontenot (FONTENOT_K) Autoforward to: Remote Addre
READ:NOT READ

TO: Alison E. Bracewell (BRACEWELL_A) Autoforward to: Remote Addr
READ:NOT READ

TO: Emily Bromberg (BROMBERG_E) Autoforward to: Remote Addre
READ:NOT READ

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse
READ:NOT READ

CC: Cathy R. Mays (MAYS_C) (OPD)
READ:12-DEC-1996 11:57:33.70

TEXT:

HHS has almost resolved the New York state tanf plan certification. New York (Bryan Wing) sent HHS an outraged, angry letter, but it included a sentence on the state's intention to comply with the time limits that essentially satisfies HHS's concerns and allows them to offer NY the same deal we offered California. As a result, HHS is anxious to wrap this up and certify the state's plan as complete. This will happen as soon as later today or tomorrow. I will assume you don't have a problem with this unless you let me know.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Leanne A. Shimabukuro (SHIMABUKUR_L) (OPD)

CREATION DATE/TIME:12-DEC-1996 16:26:38.54

SUBJECT: meeting with NGA on Indian gaming

TO: Elena Kagan

(KAGAN_E) Autoforward to: Remote Adresse

READ:NOT READ

TEXT:

NGA has contacted me to meet on the Indian gaming issue. Per your suggestion, I contacted Emily Bromberg and Marcia Hale. I only heard back from Emily who said she did not need to be in the meeting, but that I should check with you if the meeting is permissible.

I informed the NGA contact that I would be unable to comment on their position, but she could give me a short presentation.

Please advise if this is allowable in light of the rulemaking. Thank you!!

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Diana M. Fortuna (FORTUNA_D) (OPD)

CREATION DATE/TIME:13-DEC-1996 11:56:16.98

SUBJECT: SSI/Medicaid "bucket"

TO: Nancy-Ann E. Min (MIN_N) Autoforward to: Remote Addressee
READ:NOT READ

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Addressee
READ:NOT READ

TO: Kenneth S. Apfel (APFEL_K) Autoforward to: Remote Addressee
READ:NOT READ

TO: Jeremy D. Benami (BENAMI_J) (WHO)
READ:13-DEC-1996 12:25:35.63

TO: Pauline M. Abernathy (ABERNATHY_P) (OPD)
READ:13-DEC-1996 21:30:49.81

TO: Emily Bromberg (BROMBERG_E) Autoforward to: Remote Addre
READ:NOT READ

TEXT:

HHS had a meeting on the bucket with the Secretary. They decided they advocate an alternative between the advocates' position that it can be done administratively and the alternative view that it must be done legislatively. Based on some obscure legal authority, they believe they can tell (require?) states to continue to give Medicaid to those losing SSI for a year (?), and that beyond that they need legislation.

I am allegedly going to get some paper on this, which I will forward to relevant parties.

All of this, of course, puts aside the budget issue.

Elena, it would be helpful if you could talk to Anna about this, to see if we can come to a resolution on the legal end of things.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Jeremy D. Benami to Elena Kagan et al. Subject: verification/means tested [partial] (1 page)	12/13/1996	P6/b(6)

COLLECTION:

Clinton Presidential Records
Automated Records Management System [Email]
OPD ([Kagan])
OA/Box Number: 250000

FOLDER TITLE:

[12/9/1996 - 1/9/1997]

2009-1006-F

wr17

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

Freedom of Information Act - [5 U.S.C. 552(b)]

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
- b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
- b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Jeremy D. Benami (BENAMI_J) (WHO)

CREATION DATE/TIME:13-DEC-1996 12:25:15.99

[001]

SUBJECT: verification/means tested

TO: Kenneth S. Apfel (APFEL_K) Autoforward to: Remote Adresse
READ:NOT READ

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Emily Bromberg (BROMBERG_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Diana M. Fortuna (FORTUNA_D) (OPD)
READ:13-DEC-1996 12:26:19.30

TO: Cynthia M. Smith (SMITH_CM) Autoforward to: Remote Adresse
READ:NOT READ

TO: Keith J. Fontenot (FONTENOT_K) Autoforward to: Remote Adresse
READ:NOT READ

TO: Jack A. Smalligan (SMALLIGAN_J) Autoforward to: Remote Adresse
READ:NOT READ

CC: Stephen C. Warnath (WARNATH_S) (OPD)
READ:13-DEC-1996 13:25:52.59

TEXT:

Steve held a productive meeting today on the interim verification of citizenship status guidance that DOJ will be issuing - hopefully by the end of the year.

There will be follow-up meetings on Tuesday on a couple of key questions and Steve will really need the input of some of you at that time -- particularly around the charitable organization exemption and the definition of "federal public benefit."

He will get back to you about exact meeting times.

On Means Tested Benefits -- it appears DOL has signed off on the HHS letter, but we were now told that apparently SSA has yet to sign off. They said they could do that by Monday or Tuesday.

P6/(b)(6)

Next steps: SSA signs off; Letter goes to DOJ; DOJ approves. THEN -- DOJ is drafting language that will be available Tuesday to go in this document. We need all of you to look at that language closely.

AND OMB has committed to compiling the list of programs that would count as means tested benefits to bring on Tuesday as well. KEN: We have to have a discussion over whether that list should go in the document or not.

I hope this is all clear. Please call me or Steve if not. Please try to come to the Tuesday meetings so we can get this all finalized by the end of the year.

Thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Stephen C. Warnath (WARNATH_S) (OPD)

CREATION DATE/TIME:13-DEC-1996 16:42:16.56

SUBJECT: Tuesday meetings

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Addressee
READ:NOT READ

CC: Jeremy D. Benami (BENAMI_J) (WHO)
READ:13-DEC-1996 17:29:12.33

CC: Diana M. Fortuna (FORTUNA_D) (OPD)
READ:13-DEC-1996 17:11:56.48

TEXT:

Elena -- I left you a long voice mail about having two follow-up meetings: First, a meeting on the charitable organizations definition at 2pm Tuesday in rm 211. Second, federal public benefits definition at 4pm Tuesday in rm 211. For charitable organizations, we want to decide how best to handle this in the guidance. Right now the agencies are just identifying various interpretations based upon some legislative drafting ambiguity and the lack of preciseness of what constitutes a charitable organization. They haven't bitten the bullet to recommend a course of action here. The agencies who care about this were asked to firm up their legal analysis of options for Tuesday's meeting. We have also received a memo from the Georgetown Law Center and and Catholic Charities today that sets out some legal/policy issues to consider and we need to get that to you to look over.

On federal public benefits, DOJ and HHS have been working on this. We also have a memo prepared pro bono by Arnold & Porter that is worth looking at -- Randy Moss has a copy of this that he can provide to you. It looks like we may end up with a preliminary definition that will be refined and supplemented later. HHS in particular has been exploring this option. This meeting is to make some decisions and wrap this up.

I have asked Hayashi and OLC to be prepared to assist make sure these meetings unfold in a productive way.

On timing: I continued a hard line on the need to do this for January 1st in today's meeting. But there is no way this is going to be cleared and ready for a proper release by that time, in my opinion. And the problem is that if this is not done right we will contribute to the problem and raise the level of anxiety, confusion, and uncertainty. INS observed that we have already been tolerating the possibility of verification proceeding without federal guidance, so we should be willing to allow two weeks into January to do this right. HHS noted that getting this finalized and cleared and doing the necessary preparing for release (Q & As or whatever) -- especially with many sensitive issues -- during the Christmas week is an impossibility. Obviously some drafting continues into next week. We will meet with some outside groups at the end of next week for further input that will certainly require some additional thinking. Then many crucial people leave

for all parts of the country. I am raising this so that you all might have a discussion about how this should be handled at this point.
Thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Dorothy K. Craft (CRAFT_D) (OPD)

CREATION DATE/TIME:13-DEC-1996 17:22:39.74

SUBJECT: UPCOMING MEETINGS

TO: FAX (95140563,RANDY MOSS) (TLXA1MAIL_\F:95140563\C:RANDY MOSS\\)
READ:NOT READ

TO: FAX (95140563,LISA BROWN) (TLXA1MAIL_\F:95140563\C:LISA BROWN\\)
READ:NOT READ

TO: FAX (914109655648,SHERRY WALKER) (TLXA1MAIL_\F:914109655648\C:SHERRY WALKER)
READ:NOT READ

TO: FAX (93586074,BILL DALY) (TLXA1MAIL_\F:93586074\C:BILL DALY\\)
READ:NOT READ

TO: FAX (95140563,DAVID OGDEN) (TLXA1MAIL_\F:95140563\C:DAVID OGDEN\\)
READ:NOT READ

TO: Maya A. Bernstein (BERNSTEIN_M) Autoforward to: Remote Addr
READ:NOT READ

TO: FAX (94014353,JESSICA LEVIN) (TLXA1MAIL_\F:94014353\C:JESSICA LEVIN\\)
READ:NOT READ

TO: FAX (94015391,JACK KRISTY) (TLXA1MAIL_\F:94015391\C:JACK KRISTY\\)
READ:NOT READ

TO: FAX (94015391,TED SKY) (TLXA1MAIL_\F:94015391\C:TED SKY\\)
READ:NOT READ

TO: FAX (96906562,DAVID NIELSON) (TLXA1MAIL_\F:96906562\C:DAVID NIELSON\\)
READ:NOT READ

TO: FAX (96907998,ANDY HYMAN) (TLXA1MAIL_\F:96907998\C:ANDY HYMAN\\)
READ:NOT READ

TO: FAX (96221294,MIKE COMPSON) (TLXA1MAIL_\F:96221294\C:MIKE COMPSON\\)
READ:NOT READ

TO: FAX (95145715,LISA JACOBS) (TLXA1MAIL_\F:95145715\C:LISA JACOBS\\)
READ:NOT READ

TO: FAX (97033052486,MARGARET THIEL) (TLXA1MAIL_\F:97033052486\C:MARGARET THIEL)
READ:NOT READ

TO: FAX (94017321,LINDA SANCHES) (TLXA1MAIL_\F:94017321\C:LINDA SANCHES\\)
READ:NOT READ

TO: FAX (94010349,CAMILLE ACEVEDO) (TLXA1MAIL_\F:94010349\C:CAMILLE ACEVEDO\\)
READ:NOT READ

TO: Debra J. Bond (BOND_D) Autoforward to: Remote Addressee
READ:NOT READ

TO: Laura Oliven Silberfarb (OLIVEN_L) Autoforward to: Remote Address

READ:NOT READ

TO: FAX (97036936708,BERNARD INGOLD) (TLXA1MAIL_\F:97036936708\C:BERNARD INGOLD
READ:NOT READ

TO: FAX (97083389,PAUL CEJA) (TLXA1MAIL_\F:97083389\C:PAUL CEJA\\)
READ:NOT READ

TO: FAX (92052727,JOHN MONOHAN) (TLXA1MAIL_\F:92052727\C:JOHN MONOHAN\\)
READ:NOT READ

TO: FAX (96193437,DENNIS HAYASHI) (TLXA1MAIL_\F:96193437\C:DENNIS HAYASHI\\)
READ:NOT READ

TO: FAX (93050134,ROBERT BACH) (TLXA1MAIL_\F:93050134\C:ROBERT BACH\\)
READ:NOT READ

TO: FAX (914109659063,CAROLYN COLVIN) (TLXA1MAIL_\F:914109659063\C:CAROLYN COLVI
READ:NOT READ

TO: FAX (93586077,BRIAN COYNE) (TLXA1MAIL_\F:93586077\C:BRIAN COYNE\\)
READ:NOT READ

TO: FAX (93586074,JUDY CHESSER) (TLXA1MAIL_\F:93586074\C:JUDY CHESSER\\)
READ:NOT READ

TO: Deborah L. Fine (FINE_D) (OPD)
READ:13-DEC-1996 17:31:30.78

TO: Peggy A. Lewis (LEWIS_P) Autoforward to: Remote Adresse
READ:NOT READ

TO: Anne E. McGuire (MCGUIRE_A) Autoforward to: Remote Address
READ:NOT READ

TO: Richard E. Green (GREEN_R) (OMB)
READ:13-DEC-1996 19:59:50.63

TO: FAX (95149112,KEVIN JONES) (TLXA1MAIL_\F:95149112\C:KEVIN JONES\\)
READ:NOT READ

TO: Jeremy D. Benami (BENAMI_J) (WHO)
READ:13-DEC-1996 17:29:28.75

TO: Diana M. Fortuna (FORTUNA_D) (OPD)
READ:13-DEC-1996 17:24:26.24

TO: Dorothy K. Craft (CRAFT_D) (OPD)
READ:13-DEC-1996 17:27:31.81

TO: FAX (96222633,LOUISE SHEINER) (TLXA1MAIL_\F:96222633\C:LOUISE SHEINER\\)
READ:NOT READ

TO: Emily Bromberg (BROMBERG_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Barry White (WHITE_B) Autoforward to: Remote Adresse
READ:NOT READ

TO: FAX (914109658582,DIANE BLACKMAN) (TLXA1MAIL_\F:914109658582\C:DIANE BLACKMA

READ:NOT READ

TO: Remote Addressee (BRIAN.COYNE@SSA.GOV@INET)
READ:NOT READ

TO: Remote Addressee (MMOCKO@ACF.DHHS.GOV@INET)
READ:NOT READ

TO: Remote Addressee (ASEGAL@OSASPE.DHHS.GOV@INET)
READ:NOT READ

TO: FAX (96906562,ANN SEGAL) (TLXA1MAIL_\F:96906562\C:ANN SEGAL\\)
READ:NOT READ

TO: FAX (96908425,MARY BOURDETTE) (TLXA1MAIL_\F:96908425\C:MARY BOURDETTE\\)
READ:NOT READ

TO: FAX (97033052576,STEVEN CARLSON) (TLXA1MAIL_\F:97033052576\C:STEVEN CARLSON)
READ:NOT READ

TO: Keith J. Fontenot (FONTENOT_K) Autoforward to: Remote Addre
READ:NOT READ

TO: Jeffrey A. Farkas (FARKAS_J) Autoforward to: Remote Address
READ:NOT READ

TO: Matthew D. McKearn (MCKEARN_M) Autoforward to: Remote Address
READ:NOT READ

TO: Cynthia M. Smith (SMITH_CM) Autoforward to: Remote Address
READ:NOT READ

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Remote Addressee (YVETTE_JACKSON@FCS.USDA.GOV@INET)
READ:NOT READ

TO: FAX (96222633,GLEN ROSSELLI) (TLXA1MAIL_\F:96222633\C:GLEN ROSSELLI\\)
READ:NOT READ

TO: FAX (914107860025,JUDY MOORE) (TLXA1MAIL_\F:914107860025\C:JUDY MOORE\\)
READ:NOT READ

TO: FAX (96907380,HELEN MATHIS) (TLXA1MAIL_\F:96907380\C:HELEN MATHIS\\)
READ:NOT READ

TO: Remote Addressee (BONNY_O'NEIL@FCS.USDA.GOV@INET)
READ:NOT READ

TO: FAX (92609183,JON WEINTRAUB) (TLXA1MAIL_\F:92609183\C:JON WEINTRAUB\\)
READ:NOT READ

TO: Remote Addressee (JON_WEINTRAUB@ED.GOV@INET)
READ:NOT READ

TO: Remote Addressee (JESSICA_LEVIN@ED.GOV@INET)
READ:NOT READ

TO: Jack A. Smalligan (SMALLIGAN_J) Autoforward to: Remote Addr

READ:NOT READ

TO: Daniel J. Chenok (CHENOK_D) (OMB)
READ:13-DEC-1996 18:17:06.65

TO: Wendy A. Taylor (TAYLOR_W) Autoforward to: Remote Address
READ:NOT READ

TO: Laura A. Oliven (OLIVEN_L) Autoforward to: Remote Address
READ:NOT READ

TO: FAX (96907383,JEFF MERKOWITZ) (TLXA1MAIL_ \F:96907383\C:JEFF MERKOWITZ\\)
READ:NOT READ

TO: Betsy Myers (MYERS_B) Autoforward to: Susan L. Powell
READ:17-DEC-1996 11:02:32.08

TO: Remote Addressee (ART_FOLEY@FCS.USDA.GOV@INET)
READ:NOT READ

TO: Stephen C. Warnath (WARNATH_S) (OPD)
READ:13-DEC-1996 17:16:29.10

TO: Mark E. Miller (MILLER_ME) Autoforward to: Remote Address
READ:NOT READ

TO: Steven M. Mertens (MERTENS_S) Autoforward to: Remote Address
READ:NOT READ

TO: FAX (95149077,GERRI RATLIFF) (TLXA1MAIL_ \F:95149077\C:GERRI RATLIFF\\)
READ:NOT READ

TO: FAX (95149368,DAVID OGDEN) (TLXA1MAIL_ \F:95149368\C:DAVID OGDEN\\)
READ:NOT READ

TO: FAX (92053848,ANN ROSEWATER) (TLXA1MAIL_ \F:92053848\C:ANN ROSEWATER\\)
READ:NOT READ

TO: Jill Pizzuto (PIZZUTO_J) (OPD)
READ:13-DEC-1996 17:43:36.78

TO: FAX (92196896,MARK W. MORIN) (TLXA1MAIL_ \F:92196896\C:MARK W. MORIN\\)
READ:NOT READ

TO: FAX (96905600,JOAN LOMBARDI) (TLXA1MAIL_ \F:96905600\C:JOAN LOMBARDI\\)
READ:NOT READ

TO: FAX (97208077,CHERYL TATES-MACIAS) (TLXA1MAIL_ \F:97208077\C:CHERYL TATES-MACI
READ:NOT READ

TO: Nicole R. Rabner (RABNER_N) (WHO)
READ:13-DEC-1996 18:42:01.84

TO: FAX (97080309,PAUL LEONARD) (TLXA1MAIL_ \F:97080309\C:PAUL LEONARD\\)
READ:NOT READ

TO: Stacy L. Dean (DEAN_S) Autoforward to: Remote Addressee
READ:NOT READ

TO: FAX (96320390,BEVERLY GODWIN) (TLXA1MAIL_ \F:96320390\C:BEVERLY GODWIN\\)

READ:NOT READ

TO: Molly Brostrom (BROSTROM_M) (WHO)
 READ:13-DEC-1996 17:51:25.99

TO: Paul R. Dimond (DIMOND_P) (OPD)
 READ:13-DEC-1996 17:16:55.40

TO: FAX (96906562,Dan Williams) (TLXA1MAIL_\F:96906562\C:Dan Williams\)
 READ:NOT READ

TO: Pauline M. Abernathy (ABERNATHY_P) (OPD)
 READ:16-DEC-1996 09:24:34.36

TO: Jennifer Brown (BROWN_J) (DON)
 READ:13-DEC-1996 17:54:35.16

TO: Remote Addressee (sweinstein@acf.dhhs.gov@INET)
 READ:NOT READ

TO: Remote Addressee (mstorrs@acf.dhhs.gov@INET)
 READ:NOT READ

TO: Remote Addressee (bharris@acf.dhhs.gov@INET)
 READ:NOT READ

TO: Patricia M. McMahon (MCMAHON_P) (DON)
 READ:13-DEC-1996 19:22:12.56

TO: Wayne Purser (PURSER_W) (DON)
 READ:13-DEC-1996 17:51:19.59

TEXT:

MEMORANDUM TO DISTRIBUTION LIST

FROM: Jeremy Ben-Ami
 Diana Fortuna
 Steve Warnath
 Domestic Policy Council

SUBJECT: Meetings on Tuesday, December 17
 2:00PM -- Charitable Organization Exemption
 3:00PM -- Welfare Subgroup Implementation
 4:00PM -- Federal Public Benefits Definition

We will hold three consecutive meetings on Tuesday, December 17.

You are invited to attend all three meetings in OEOB 211.

At 2:00PM, we will discuss the charitable organization exemption from verification requirements.

At 3:00PM, we will hold the welfare implementation subgroup meeting.

At 4:00PM, we will discuss the federal public benefits definition.

Everyone who has attended the Tuesday Welfare Implementation Subgroup Meeting and those who attended today's Interim Guidance Meeting are cleared in for all three meetings. If you others who are not on this list should attend, please ask them to call Dorothy Craft at (202) 456-5571 with their clearance information. Thank you.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Jill Pizzuto (PIZZUTO_J) (OPD)

CREATION DATE/TIME:13-DEC-1996 17:37:39.29

SUBJECT: MEETING / THURSDAY, DECEMBER 19TH

TO: Eli Attie (ATTIE_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Emily Bromberg (BROMBERG_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Kathryn Higgins (HIGGINS_K) Autoforward to: Remote Adresse
READ:NOT READ

TO: John Hilley (HILLEY_J) Autoforward to: Elisa Millsap
READ:16-DEC-1996 08:18:04.05

TO: Elaine C. Kamarck (KAMARC_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Sally Katzen (KATZEN_S) Autoforward to: Remote Adresse
READ:NOT READ

TO: Peggy A. Lewis (LEWIS_P) Autoforward to: Remote Adresse
READ:NOT READ

TO: Betsy Myers (MYERS_B) Autoforward to: Susan L. Powell
READ:17-DEC-1996 11:02:59.49

TO: Jack M. Quinn (QUINN_J) Autoforward to: Remote Adresse
READ:NOT READ

TO: Lee A. Satterfield (SATTERFIEL_L) (WHO)
READ:16-DEC-1996 11:24:29.93

TO: Douglas B. Sosnik (SOSNIK_D) Autoforward to: Remote Adresse
READ:NOT READ

TO: Gene B. Sperling (SPERLING_G) Autoforward to: Melissa G. G
READ:13-DEC-1996 17:46:17.48

TO: Melissa G. Green (GREEN_MG) (OPD)
READ:13-DEC-1996 17:46:17.48

TO: FAX (9690-3100, Ellen Haas) (TLXA1MAIL_ \F:9690-3100\C:Ellen Haas\\)
READ:NOT READ

TO: FAX (9690-7755, Kevin Thurm) (TLXA1MAIL_ \F:9690-7755\C:Kevin Thurm\\)
READ:NOT READ

TO: FAX (55730, Ken Apfel) (TLXA1MAIL_ \F:55730\C:Ken Apfel\\)
READ:NOT READ

TO: FAX (9482-4636, David Lane) (TLXA1MAIL_ \F:9482-4636\C:David Lane\\)
READ:NOT READ

TO: FAX (9401-3095, Judy Wurtzel) (TLXA1MAIL_ \F:9401-3095\C:Judy Wurtzel\\)

READ:NOT READ

TO: FAX (9514-2424,Eleanor Acheson) (TLXA1MAIL_\F:9514-2424\C:Eleanor Acheson\
 READ:NOT READ

TO: FAX (9622-0073,Michael Barr) (TLXA1MAIL_\F:9622-0073\C:Michael Barr\\)
 READ:NOT READ

TO: FAX (9708-4087,Lori Bamberger) (TLXA1MAIL_\F:9708-4087\C:Lori Bamberger\
 READ:NOT READ

TO: FAX (9708-0309,Paul Leonard) (TLXA1MAIL_\F:9708-0309\C:Paul Leonard\\)
 READ:NOT READ

TO: FAX (9622-2633,Glen Rosselli) (TLXA1MAIL_\F:9622-2633\C:Glen Rosselli\
 READ:NOT READ

TO: FAX (9219-6827,Ray Uhalde) (TLXA1MAIL_\F:9219-6827\C:Ray Uhalde\\)
 READ:NOT READ

TO: FAX (56958,Alicia Munnell) (TLXA1MAIL_\F:56958\C:Alicia Munnell\\)
 READ:NOT READ

TO: FAX (9205-6704,Kris Swedin) (TLXA1MAIL_\F:9205-6704\C:Kris Swedin\\)
 READ:NOT READ

TO: FAX (91410-965-9063,Carolyn Colvin) (TLXA1MAIL_\F:91410-965-9063\C:Carolyn Col
 READ:NOT READ

TO: FAX (9514-1724,Fran Allegra) (TLXA1MAIL_\F:9514-1724\C:Fran Allegra\\)
 READ:NOT READ

TO: FAX (9219-9216,Seth Harris) (TLXA1MAIL_\F:9219-9216\C:Seth Harris\\)
 READ:NOT READ

TO: Wendy A. Taylor (TAYLOR_W) Autoforward to: Remote Address
 READ:NOT READ

TO: Deborah S. Smith (SMITH_DO) Autoforward to: Remote Address
 READ:NOT READ

TO: Phyllis Kaiser-Dark (KAISERDARK_P) Autoforward to: Remote Add
 READ:NOT READ

TO: Richard Hayes (HAYES_R) Autoforward to: Remote Adresse
 READ:NOT READ

TO: Cheri M. Carter (CARTER_CM) (WHO)
 READ:16-DEC-1996 10:48:00.74

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse
 READ:NOT READ

TO: FAX (9632-0390,Bev Godwin) (TLXA1MAIL_\F:9632-0390\C:Bev Godwin\\)
 READ:NOT READ

TO: Dan Tarullo (TARULLO_D) (OPD)
 READ:13-DEC-1996 17:41:33.98

TO: Deborah L. Fine (FINE_D) (OPD)

READ:13-DEC-1996 17:37:12.07

TO: FAX (9690-6562,Ann Rosewater) (TLXA1MAIL_\F:9690-6562\C:Ann Rosewater\
 READ:NOT READ

TO: FAX (9401-4678,Olivia Golden) (TLXA1MAIL_\F:9401-4678\C:Olivia Golden\
 READ:NOT READ

TO: FAX (9690-5672,John Monahan) (TLXA1MAIL_\F:9690-5672\C:John Monahan\
 READ:NOT READ

TO: Diana M. Fortuna (FORTUNA_D) (OPD)
 READ:13-DEC-1996 18:22:46.04

TO: Jeremy D. Benami (BENAMI_J) (WHO)
 READ:16-DEC-1996 09:22:40.66

TO: Dorothy K. Craft (CRAFT_D) (OPD)
 READ:13-DEC-1996 18:18:07.96

TO: Cathy R. Mays (MAYS_C) (OPD)
 READ:13-DEC-1996 17:46:41.32

TO: Bruce N. Reed (REED_B) (WHO)
 READ:13-DEC-1996 17:39:21.25

TO: Paul R. Dimond (DIMOND_P) (OPD)
 READ:13-DEC-1996 19:11:00.36

TO: Kristen E. Panerali (PANERALI_K) (WHO)
 READ:13-DEC-1996 17:48:37.35

TO: Patricia M. McMahon (MCMAHON_P) (DON)
 READ:13-DEC-1996 19:23:04.49

TO: Jennifer Brown (BROWN_J) (DON)
 READ:13-DEC-1996 17:54:41.40

TO: Wayne Purser (PURSER_W) (DON)
 READ:13-DEC-1996 17:51:40.86

TO: FAX (9366-9854,Jeanette Sadik-Khan) (TLXA1MAIL_\F:9366-9854\C:Jeanette Sadik-K
 READ:NOT READ

TO: Pauline M. Abernathy (ABERNATHY_P) (OPD)
 READ:13-DEC-1996 21:02:44.69

TO: FAX (9690-5673,Sarah Gegenheimer) (TLXA1MAIL_\F:9690-5673\C:Sarah Gegenheime
 READ:NOT READ

TEXT:

TO: DISTRIBUTION LIST
 FR: Carol Rasco
 Domestic Policy Council
 Bruce Reed
 Domestic Policy Council
 RE: Bi-Monthly meeting

 We will be holding the bi-monthly welfare reform implementation working group

meeting next Thursday, December 19th from 1:00-2:00 in OEOB, RM 472.

Representatives from the National Governor's Association (NGA) and the American Public Welfare Association (APWA) will be at the meeting to tell us what they are hearing in the states.

The meeting should give us an opportunity to discuss how Federal agencies can work with the states, particularly those Federal agencies that are not part of our weekly meetings with state groups (HHS, USDA, SSA AND INS).

People who have been regularly attending the bi-monthly meetings are already on a list to be cleared in for this meeting.

If there are questions or concerns with the clearance information, please contact Jill Pizzuto at 456-5565. If there are questions about the meeting, please contact Diana Fortuna at 456-2216.

Thank you.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Diana M. Fortuna (FORTUNA_D) (OPD)

CREATION DATE/TIME:16-DEC-1996 13:28:04.01

SUBJECT: Notices to legal aliens on SSI

TO: Kenneth S. Apfel (APFEL_K) Autoforward to: Remote Adresse
READ:NOT READ

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Jeremy D. Benami (BENAMI_J) (WHO)
READ:16-DEC-1996 15:02:50.21

CC: Jack A. Smalligan (SMALLIGAN_J) Autoforward to: Remote Addr
READ:NOT READ

TEXT:

We need to make sure we are comfortable with SSA's plan to give information on naturalization to legal aliens at risk of losing SSI.

SSA needs our comments on their approach TODAY in order to meet a printing deadline so that they can meet the law's deadline for getting notices to beneficiaries.

I sent you all copies. Warnath signed off.

I think they have a good approach. SSA proposes to include with the notice itself a one-page fact sheet from the INS on "How to Become a U.S. Citizen". It is strictly a fact-oriented piece. The draft SSA notice itself says, "If you want to know more about becoming a US citizen, see the information on the enclosed INS fact sheet...."

What other WH offices, if any, do you think we need to alert to this?

Please let me know today if you have comments on this. Otherwise, I will tell SSA we have no comments at the end of the day.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Diana M. Fortuna (FORTUNA_D) (OPD)

CREATION DATE/TIME:17-DEC-1996 11:15:09.03

SUBJECT: Elena, are you coming to these meetings today?

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Jeremy D. Benami (BENAMI_J) (WHO)
READ:17-DEC-1996 11:20:08.79

TEXT:

I hope so....

Jeremy, are you running the meetings in Steve's absence?

Also, on the bucket: Elena, have you looked at HHS's new interpretation to see if this is it? (Of course, I assume this still hinges on the budget question, which I assume gets settled later this week.)

===== ATTACHMENT 1 =====
ATT CREATION TIME/DATE:13-DEC-1996 15:46:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Stephen C. Warnath

ATT SUBJECT: Tuesday meetings

ATT TO: Elena Kagan (KAGAN_E)

ATT CC: Jeremy D. Benami (BENAMI_J)

ATT CC: Diana M. Fortuna (FORTUNA_D)

TEXT:

Elena -- I left you a long voice mail about having two follow-up meetings: First, a meeting on the charitable organizations definition at 2pm Tuesday in rm 211. Second, federal public benefits definition at 4pm Tuesday in rm 211.

For charitable organizations, we want to decide how best to handle this in the guidance. Right now the agencies are just identifying various interpretations based upon some legislative drafting ambiguity and the lack of preciseness of what constitutes a charitable organization. They haven't bitten the bullet to recommend a course of action here. The agencies who care about this were asked to firm up their legal analysis of options for Tuesday's meeting. We have also received a memo from the Georgetown Law Center and and Catholic Charities today that sets out some legal/policy issues to consider and we need to get that to you to look over.

On federal public benefits, DOJ and HHS have been working on this. We also have a memo prepared pro bono by Arnold & Porter that is worth looking at -- Randy Moss has a copy of this that he can provide to you. It looks like we may end up with a preliminary definition that will be refined and supplemented later. HHS in particular has been exploring this option. This meeting is to make some decisions and wrap this up.

I have asked Hayashi and OLC to be prepared to assist make sure these meetings unfold in a productive way.

On timing: I continued a hard line on the need to do this for January 1st in today's meeting. But there is no way this is going to be cleared and ready for a proper release by that time, in my opinion. And the problem is that if this is not done right we will contribute to the problem and raise the level of anxiety, confusion, and uncertainty. INS observed that we have already been tolerating the possibility of verification proceeding without federal guidance, so we should be willing to allow two weeks into January to do this right. HHS noted that getting this finalized and cleared and doing the necessary preparing for release (Q & As or whatever) -- especially with many sensitive issues -- during the Christmas week is an impossibility. Obviously some drafting continues into next week. We will meet with some outside groups at the end of next week for further input that will certainly require some additional thinking. Then many crucial people leave for all parts of the country. I am raising this so that you all might have a discussion about how this should be handled at this point.
Thanks.

===== END ATTACHMENT 1 =====

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Jeremy D. Benami (BENAMI_J) (WHO)

CREATION DATE/TIME:17-DEC-1996 13:55:45.17

SUBJECT: OMB reactions

TO: Stephen C. Warnath (WARNATH_S) (OPD)

READ:18-DEC-1996 20:02:09.73

TO: Elena Kagan

(KAGAN_E) Autoforward to: Remote Adresse

READ:NOT READ

TO: Diana M. Fortuna

(FORTUNA_D) (OPD)

READ:17-DEC-1996 13:56:37.68

TEXT:

wanted to share this note with you.

I guess they don't see this getting settled this afternoon. I was sort of hoping it might.

===== ATTACHMENT 1 =====

ATT CREATION TIME/DATE:17-DEC-1996 12:41:00.00

ATT BODYPART TYPE:E

ATT CREATOR: Stacy L. Dean

ATT SUBJECT: This afternoon's meetings

ATT TO: BENAMI_J

(BENAMI_J@A1@CD)

ATT CC: Jack A. Smalligan

(Jack A. Smalligan@EOP@LNGTWY@EOPMRX)

ATT CC: Keith J. Fontenot

(Keith J. Fontenot@EOP@LNGTWY@EOPMRX)

ATT CC: Barry White

(Barry White@EOP@LNGTWY@EOPMRX)

TEXT:

Message Creation Date was at 17-DEC-1996 12:41:00

Jack and I are stuck working out appeal issues this afternoon and we won't be able to attend the meetings. Sorry about that, Ken is interested in these issues and does want to be involved. I just wanted to leave two thoughts with you for the meetings:

First, on the issue of charitable institutions. Jack and I have been discussing this one and what the exemption should mean. We agreed with HHS that a charitable hospital might provide services without doing an immigration status check and then later be unable to seek reimbursement from the Medicaid. That was the case under prior law too. Many hospitals provided services to illegals and than later discovered that the individual does not qualify for medicaid, leaving the hospital with no federal reimbursement.

The question is whether the charitable institution exemption should be read to mean that the hospital or foster care provider can be reimbursed for these services after the fact. Jack and I haven't settled the question amongst ourselves. However, we do feel that there is a difference between a non-profit hospital seeking reimbursement for Medicaid and a non-profit clinic operating with a grant providing public health benefits ability to check for status. It

is this distinction that may drive the final resolution. I don't think this one will get settled right away.

Second, I am curious whether HHS and the agencies plan to propose a definition of "federal public benefits" equal to or very similar to "federal means tested benefits". I don't think that is reasonable or practical. Please keep your eye out for this one.

===== END ATTACHMENT 1 =====

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Lyndell Hogan (HOGAN_L) (OPD)

CREATION DATE/TIME:19-DEC-1996 16:27:30.33

SUBJECT: Domestic Violence

TO: Elena Kagan

(KAGAN_E) Autoforward to: Remote Adresse

READ:NOT READ

TEXT:

Any thoughts on the welfare law and domestic violence exemption questions form the material I faxed over to you? Sorry to bug you on your second to last day....

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Lyndell Hogan (HOGAN_L) (OPD)

CREATION DATE/TIME:19-DEC-1996 18:25:34.00

SUBJECT: Re: Domestic Violence

TO: Elena Kagan

(Elena Kagan@EOP@LNGTWY@EOPMRX)

READ:NOT READ

TEXT:

Anytime before you're gone would be great! (Of course that doesn't give you much time.)

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: BEAR_D@A1@CD@LNGTWY (BEAR_D@A1@CD@LNGTWY [UNKNOWN]) (CEQ)

CREATION DATE/TIME: 2-JAN-1997 09:39:04.00

SUBJECT: Meeting agenda - January 7th

TO: WEATHERLY_M@A1@CD@LNGTWY (WEATHERLY_M@A1@CD@LNGTWY [EOP]) (OMB)
READ: UNKNOWN

TO: TLXA1MAIL_\F:9-301-713-0658\C:JASON PATLIS\\@A1@CD@LNGTWY (TLXA1MAIL_\F:9-301-7
READ: UNKNOWN

TO: TLXA1MAIL_\F:9-208-6916\C:GERRY JACKSON\\@A1@CD@LNGTWY (TLXA1MAIL_\F:9-208-6916
READ: UNKNOWN

TO: TLXA1MAIL_\F:97204732\C:MARK GAEDE\\@A1@CD@LNGTWY (TLXA1MAIL_\F:97204732\C:MARK
READ: UNKNOWN

TO: TLXA1MAIL_\F:92083877\C:BOB BAUM\\@A1@CD@LNGTWY (TLXA1MAIL_\F:92083877\C:BOB BA
READ: UNKNOWN

TO: TLXA1MAIL_\F:95640070\C:RICHARD SANDERSON\\@A1@CD@LNGTWY (TLXA1MAIL_\F:95640070
READ: UNKNOWN

TO: TLXA1MAIL_\F:95140557\C:PETER COPPELMAN\\@A1@CD@LNGTWY (TLXA1MAIL_\F:95140557\C
READ: UNKNOWN

TO: NOLIN_CL@A1@CD@LNGTWY (NOLIN_CL@A1@CD@LNGTWY [EOP]) (OMB)
READ: UNKNOWN

TO: David Rostker@eop (David Rostker@eop [OMB])
READ: UNKNOWN

TO: Elena Kagan@eop (Elena Kagan@eop [OPD])
READ: UNKNOWN

TO: Ronald M. Cogswell@eop (Ronald M. Cogswell@eop [OMB])
READ: UNKNOWN

TO: TLXA1MAIL_\F:9-514-4231\C:JEREMY HEEP\\@A1@CD@LNGTWY (TLXA1MAIL_\F:9-514-4231\C
READ: UNKNOWN

TO: TLXA1MAIL_\F:92085242\C:NANCY HAYES\\@A1@CD@LNGTWY (TLXA1MAIL_\F:92085242\C:NAN
READ: UNKNOWN

TO: TLXA1MAIL_\F:915033266254\C:TOM TUCHMAN\\@A1@CD@LNGTWY (TLXA1MAIL_\F:9150332662
READ: UNKNOWN

TO: TLXA1MAIL_\F:9-720-4732\C: JIM LYONS\\@A1@CD@LNGTWY (TLXA1MAIL_\F:9-720-4732\C:
READ: UNKNOWN

TO: TLXA1MAIL_\F:92191792\C:KRIS CLARK\\@A1@CD@LNGTWY (TLXA1MAIL_\F:92191792\C:KRIS
READ: UNKNOWN

TO: TLXA1MAIL_\F:96902730\C:MIKE GIPPERT\\@A1@CD@LNGTWY (TLXA1MAIL_\F:96902730\C:MI
READ: UNKNOWN

TO: TLXA1MAIL_\F:9-482-6318\C: DOUG.HALL\\@A1@CD@LNGTWY (TLXA1MAIL_\F:9-482-6318\C:

READ: UNKNOWN

TO: TLXA1MAIL_\F:97205437\C:ANNE KENNEDY\ \@A1@CD@LNGTWY (TLXA1MAIL_\F:97205437\C:AN
READ: UNKNOWN

TO: FOLEY_M@A1@CD@LNGTWY (FOLEY_M@A1@CD@LNGTWY [EOP]) (WHO)
READ: UNKNOWN

TO: Ruth D. Saunders@EOP (Ruth D. Saunders@EOP [OMB])
READ: UNKNOWN

TO: Thomas C. Jensen@eop (Thomas C. Jensen@eop [CEQ])
READ: UNKNOWN

TO: Kris M Balderston@EOP (Kris M Balderston@EOP [WHO])
READ: UNKNOWN

TEXT:

There will be a meeting of the interagency/EOP forestry group
next
Tuesday, January 7th, at 2 pm in the CEQ conference room at 722
Jackson Place, N.W. The agenda will include:

1. Litigation report
2. Update on recent administrative and legislative actions
3. New information analysis (as we discussed previously, if possible, please try to have discussions with your agency's regional program and legal personnel prior to Tuesday's meeting

so

that we can either reach a consensus on this issue or better define any outstanding issues)

4. Follow-up to interagency salvage report
5. Other business

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Lyndell Hogan (HOGAN_L) (OPD)

CREATION DATE/TIME: 2-JAN-1997 17:59:31.47

SUBJECT: domestic violence

TO: Elena Kagan

(KAGAN_E) Autoforward to: Remote Adresse

READ:NOT READ

TEXT:

I think you're gone, but in case you decided to stick around longer...
Did you ever have a chance to look at the domestic violence/family violence
amendment language in the welfare bill? The question is: what is the
interpretation of the language?
This issue is heating up, so any help you can give us is appreciated.
Thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Pauline M. Abernathy (ABERNATHY_P) (OPD)

CREATION DATE/TIME: 3-JAN-1997 14:14:20.75

SUBJECT: Congratulations

TO: Elena Kagan

(KAGAN_E) Autoforward to: Remote Adresse

READ:NOT READ

TEXT:

I take it from our surprising you this morning that you are to be congratulated!
Welcome back and aboard.

As you may recall, I am on leave from the NEC until the end of February, filling
in for Jen Klein, who is jointly DPC and First Lady staff. Let me know if I can
be of help to you as you are in transition.

Pauline

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Dorothy K. Craft (CRAFT_D) (OPD)

CREATION DATE/TIME: 6-JAN-1997 10:10:11.86

SUBJECT: This week

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Addressee
READ:NOT READ

CC: Elizabeth E. Drye (DRYE_E) (OPD)
READ: 6-JAN-1997 10:42:58.93

TEXT:

I am happy to assist you this week if you'd like. Please let me know if that would be helpful. I was out last week and am unsure where else I will be needed, but I am available. Thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Leanne A. Shimabukuro (SHIMABUKUR_L) (OPD)

CREATION DATE/TIME: 7-JAN-1997 10:36:41.98

SUBJECT: telephone message

TO: Elena Kagan

(KAGAN_E) Autoforward to: Remote Adresse

READ:NOT READ

TEXT:

You received a call from Lisa Jung of the WH Commission on Aviation Safety and Security. Please return her phone call at 202 208-4769. Thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Leanne A. Shimabukuro (SHIMABUKUR_L) (OPD)

CREATION DATE/TIME: 7-JAN-1997 11:46:58.15

SUBJECT: update

TO: Elena Kagan

(KAGAN_E) Autoforward to: Remote Adresse

READ:NOT READ

TEXT:

This morning, I submitted your paperwork to set up your computer and telephone. Office of Administration was still waiting on receiving a signed copy of your paperwork from the CoS.

About files you cannot access on Jeremy's computer, the bad news is that you will have to copy them onto a disk if you need to use them. The good news is that I will make sure you are the first one in the office to be switched to Lotus Notes. The DPC office switch to Lotus Notes should be occurring very soon. As information becomes available on any of these things, I will let you know ASAP. If you have any more questions, please ask! Thanks.

RECORD TYPE: PRESIDENTIAL (EXTERNAL MAIL)

CREATOR: Emily Bromberg@EOP@LNGTWY@EOPMRX

CREATION DATE/TIME: 7-JAN-1997 18:10:00.00

SUBJECT: Re: Budget neutrality on child support pass-thru waivers

TO: FORTUNA_D (FORTUNA_D@A1@CD) (OPD)
READ: 7-JAN-1997 18:14:58.43

TO: Kenneth S. Apfel (Kenneth S. Apfel@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Keith J. Fontenot (Keith J. Fontenot@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Elena Kagan (Elena Kagan@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TEXT:
Message Creation Date was at 7-JAN-1997 18:04:00

and just as an added pressure, the NGA meeting is in 3 weeks (feb 1) and historically is a time when govts complain to the president about stuff they want done. so if we can solve the con. problem soon, it's to our advantage

RECORD TYPE: PRESIDENTIAL (EXTERNAL MAIL)

CREATOR: Emily Bromberg@EOP@LNGTWY@EOPMRX

CREATION DATE/TIME: 8-JAN-1997 11:44:00.00

SUBJECT: welfare to work

TO: Kenneth S. Apfel (Kenneth S. Apfel@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Elena Kagan (Elena Kagan@EOP@LNGTWY@EOPMRX)
READ:NOT READ

CC: FORTUNA_D (FORTUNA_D@A1@CD) (OPD)
READ: 8-JAN-1997 11:48:52.46

CC: Barry White (Barry White@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TEXT:

Message Creation Date was at 8-JAN-1997 11:31:00

what;s the status of the welfare to work options paper? are we close to a decision? i've been getting lots of questions from mayors and gov's about status of the proposal and the budget--and both groups will be seeing the POTUS soon (mayors next week at a breakfast and gov's on feb 1). Please let me know. Thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elizabeth E. Drye (DRYE_E) (OPD)

CREATION DATE/TIME: 8-JAN-1997 14:16:18.90

SUBJECT: Short term POTUS scheduling meetings

TO: Bruce N. Reed (REED_B) (OPD)

READ:13-JAN-1997 09:13:56.18

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse

READ:NOT READ

TEXT:

JBA or I usually covered the weekly (but irregular) meetings to decide on POTUS scheduling requests. We always attend when DPC has a pending request. Next meeting is tomorrow, Thursday, 2:00 pm in Roosevelt Room. Evelyn typically runs them (so they start on time and are short); Baer goes. Should I cover? Elena, do you want to cover? To my knowledge DPC does not have any pending requests this week.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Diana M. Fortuna (FORTUNA_D) (OPD)

CREATION DATE/TIME: 9-JAN-1997 09:55:09.78

SUBJECT: budget chapters

TO: Elena Kagan

(KAGAN_E) Autoforward to: Remote Adresse

READ:NOT READ

TEXT:

OMB tells me that Bruce has draft chapters of the budget on welfare reform and other issues. They particularly want me to look at the children's SSI section -- which they are rewriting anyway and sending directly to me, so I am not asking you to track down Bruce's copy. However, it might be useful for me to see the whole welfare reform section at some point before it's final, which I hear will be in the next few days.... I guess there is even the theory that the whole staff should see their relevant chapters.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Dorothy K. Craft (CRAFT_D) (OPD)

CREATION DATE/TIME: 9-JAN-1997 11:58:53.32

SUBJECT: COMMENTS BY COB TODAY

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse
READ: NOT READ

TO: Cathy R. Mays (MAYS_C) (OPD)
READ: 9-JAN-1997 12:26:40.03

TO: Jill Pizzuto (PIZZUTO_J) (OMB)
READ: 9-JAN-1997 12:10:10.26

TO: Paul J. Weinstein, Jr (WEINSTEIN_P) (OPD)
READ: 9-JAN-1997 12:02:00.55

TO: Patsy Fleming (FLEMING_P) (WHO)
READ: 9-JAN-1997 16:57:03.53

TO: Stephen C. Warnath (WARNATH_S) (OPD)
READ: 9-JAN-1997 12:18:06.83

TO: Christopher C. Jennings (JENNINGS_C) (WHO)
READ: 9-JAN-1997 13:38:02.62

TO: Diana M. Fortuna (FORTUNA_D) (OPD)
READ: 9-JAN-1997 11:59:40.41

TO: Molly Brostrom (BROSTROM_M) (WHO)
READ: 9-JAN-1997 14:18:45.64

TO: Dennis Burke (BURKE_D) (OPD)
READ: 9-JAN-1997 12:38:58.03

TO: Elizabeth E. Drye (DRYE_E) (OPD)
READ: 9-JAN-1997 18:36:36.44

TO: Diane Regas (REGAS_D) (OPD)
READ: 9-JAN-1997 12:03:21.25

TO: Lyndell Hogan (HOGAN_L) (OPD)
READ: 9-JAN-1997 12:59:06.65

TO: Sandra L. Bublick-Max (BUBLICKMAX_S) (OPD)
READ: 9-JAN-1997 12:00:16.92

TO: Michael Cohen (COHEN_M) (OPD)
READ: 10-JAN-1997 11:32:27.89

TO: Jeanine D. Smartt (SMARTT_J) (OPD)
READ: 9-JAN-1997 12:11:32.79

TO: Pauline M. Abernathy (ABERNATHY_P) (OPD)
READ: 9-JAN-1997 12:03:11.45

TO: Nicole R. Rabner (RABNER_N) Autoforward to: Remote Adresse

READ:NOT READ

TO: Claudia M. Rayford-Williams (RAYFORDWIL_C) (OPD)
READ: 9-JAN-1997 11:59:25.03

TO: Leanne A. Shimabukuro (SHIMABUKUR_L) (OPD)
READ: 9-JAN-1997 12:11:12.94

TEXT:

Paul has placed the appropriate sections of the Budget in your boxes for comments by COB today. Please make your edits on that paper, or type out your edits if they are extensive. Thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Diana M. Fortuna (FORTUNA_D) (OPD)

CREATION DATE/TIME: 9-JAN-1997 12:09:19.68

SUBJECT: Civil rights group visit today?

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Stephen C. Warnath (WARNATH_S) (OPD)
READ: 9-JAN-1997 12:18:27.49

TO: William White (WHITE_WI) Autoforward to: Remote Address
READ:NOT READ

TEXT:

I just heard fyi from Liz Savage of Deval Patrick's office at Justice that a gang of civil rights groups is meeting with Erskine today. She said the disability rights group (DREDF) will raise disability and naturalization.... I assume he'll just listen, unless someone has briefed him.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Leanne A. Shimabukuro (SHIMABUKUR_L) (OPD)

CREATION DATE/TIME: 9-JAN-1997 15:16:31.83

SUBJECT: I have a temporary parking pass

TO: Elena Kagan

(KAGAN_E) Autoforward to: Remote Adresse

READ:NOT READ

TEXT:

for you for West Executive. I am looking into when we can get your permanent pass. Please see me to pick it up. Thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Leanne A. Shimabukuro (SHIMABUKUR_L) (OPD)

CREATION DATE/TIME: 9-JAN-1997 16:49:27.41

SUBJECT: Changes to weekly report

TO: Molly Brostrom (BROSTROM_M) (WHO)
READ: 9-JAN-1997 17:04:38.75

TO: Sandra L. Bublick-Max (BUBLICKMAX_S) (OPD)
READ: 9-JAN-1997 20:07:47.03

TO: Dennis Burke (BURKE_D) (OPD)
READ: 9-JAN-1997 16:52:10.25

TO: Michael Cohen (COHEN_M) (OPD)
READ:10-JAN-1997 18:31:08.44

TO: Elizabeth E. Drye (DRYE_E) (OPD)
READ: 9-JAN-1997 18:24:53.39

TO: Patsy Fleming (FLEMING_P) (WHO)
READ: 9-JAN-1997 16:59:10.07

TO: Diana M. Fortuna (FORTUNA_D) (OPD)
READ: 9-JAN-1997 16:50:43.49

TO: Lyndell Hogan (HOGAN_L) (OPD)
READ: 9-JAN-1997 16:52:05.17

TO: Christopher C. Jennings (JENNINGS_C) (WHO)
READ:10-JAN-1997 08:53:32.75

TO: Pauline M. Abernathy (ABERNATHY_P) (OPD)
READ: 9-JAN-1997 22:50:20.25

TO: Diane Regas (REGAS_D) (OPD)
READ: 9-JAN-1997 18:17:57.34

TO: Leanne A. Shimabukuro (SHIMABUKUR_L) (OPD)
READ: 9-JAN-1997 16:49:45.88

TO: Jeanine D. Smartt (SMARTT_J) (OPD)
READ: 9-JAN-1997 16:50:51.77

TO: Stephen C. Warnath (WARNATH_S) (OPD)
READ: 9-JAN-1997 17:29:28.98

TO: Paul J. Weinstein, Jr (WEINSTEIN_P) (OPD)
READ:10-JAN-1997 09:16:43.11

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Bruce N. Reed (REED_B) (OPD)
READ:13-JAN-1997 09:23:07.50

TEXT:

The DPC weekly report to the President will be undergoing some changes. The report will now be shorter and more action/decision-oriented.

Your submissions for the weekly should be items requiring POTUS decision or otherwise "hot" items in need of POTUS attention. Try to keep your submissions to one or two sentences, if possible.

You can continue to save your submissions on the i:/dpc/data drive and notify me by email when your portion is complete. Please have your submissions ready no later than 11:30am on Fridays.

As the new weekly report is further refined, additional guidance on submissions will be passed along to everyone.

Thank you!

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Dorothy K. Craft (CRAFT_D) (OPD)

CREATION DATE/TIME: 9-JAN-1997 17:17:24.82

SUBJECT: Jano Lieber, DOT

TO: Elena Kagan

(KAGAN_E) Autoforward to: Remote Adresse

READ:NOT READ

TEXT:

Jano Lieber, Deputy Asst. Sec. for Transportation Policy, called to confirm that you have received his voice mail messages (on ext. 65584). He hoped to discuss the welfare-to-work session tomorrow between POTUS and business representatives. Jano's number: 366-4450. Thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Diane Regas (REGAS_D) (OPD)

CREATION DATE/TIME: 9-JAN-1997 23:44:34.24

SUBJECT: TIME SENSITIVE - Radiation Report update

TO: Bruce N. Reed (REED_B) (OPD)
READ:13-JAN-1997 09:28:06.47

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse
READ:NOT READ

CC: Elizabeth E. Drye (DRYE_E) (OPD)
READ:10-JAN-1997 08:38:20.56

TEXT:

Thanks for you help on the radiation issue. Your thoughts helped to stimulate a productive discussion with DOJ on alternative approaches. DOJ and I are planning to put a revised proposal into OMB review on Friday. The new approach quantifies uncertainties in the claims process, and proposes to give the miners the benefit of the doubt in resolving the uncertainties. This approach avoids the precedential issue that DOJ was concerned about, while expanding the number of miners eligible for compensation. (Miners who fall within this approach would still get partial compensation.) Please let me know if you wish to discuss this. We are still planning a Tuesday press conference.