

NLWJC - KAGAN

EMAILS RECEIVED

ARMS - BOX 002 - FOLDER -007

[01/10/1997 - 01/17/1997]

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Diana M. Fortuna to Elena Kagan. Subject: Conversation. (1 page)	01/10/1997	P6/b(6)
002. email	Bruce N. Reed to Elena Kagan. Subject: would you like these? (1 page)	01/13/1997	Personal Misfile
003. email	Jill Pizzuto to Elena Kagan. Subject: fyi re: dorothy [partial] (1 page)	01/13/1997	P6/b(6)
004. email	Jill Pizzuto to Elena Kagan. Subject: Kennedy Center tickets. (1 page)	01/13/1997	Personal Misfile
005. email	Elizabeth E. Drye to Elena Kagan et al. Subject: Gift. (2 pages)	01/14/1997	P6/b(6)
006. email	Jennifer Palmieri to Elena Kagan. Subject: Hire. (1 page)	01/14/1997	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[01/10/1997 - 01/17/1997]

2009-1006-F

wr18

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]
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- 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]
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- 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: Dorothy K. Craft (CRAFT_D) (OPD)

CREATION DATE/TIME:10-JAN-1997 12:11:20.66

SUBJECT: NewsClips

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

CC: Leanne A. Shimabukuro (SHIMABUKUR_L) (OPD)
READ:10-JAN-1997 12:19:37.05

TEXT:

I have spoken with Teresa Wildman in Admin. who assured me that you will receive the White House news clips beginning Monday, Jan. 13. Each morning the clips will be delivered to your office. Please let me know if you encounter any problems.
Thanks -- Dorothy

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

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

CREATION DATE/TIME:10-JAN-1997 12:36:49.23

SUBJECT: Updated Information

TO: Elena Kagan

(KAGAN_E) Autoforward to: Remote Adresse

READ:NOT READ

TEXT:

Bruce has asked for an updated staff list. When you have a moment, can you share with me your home address, phone number and pager number? I'm happy to add your information to the roster.

FYI: the roster is on i:\dpc\data\roster. Thanks.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Diana M. Fortuna to Elena Kagan. Subject: Conversation. (1 page)	01/10/1997	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[01/10/1997 - 01/17/1997]

2009-1006-F

wr18

RESTRICTION CODES

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- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

RECORD TYPE: PRESIDENTIAL (EXTERNAL MAIL)

CREATOR: Phyllis Kaiser-Dark@EOP@LNGTWY@EOPMRX

CREATION DATE/TIME:10-JAN-1997 18:53:00.00

SUBJECT: Ozone & PM NAAQS meeting

TO: TARULLO_D (TARULLO_D@A1@CD) (OPD)
READ:10-JAN-1997 18:54:35.37

TO: HOLSTEIN_E (HOLSTEIN_E@A1@CD) (OPD)
READ:10-JAN-1997 19:16:10.27

TO: REED_B (REED_B@A1@CD) (OPD)
READ:13-JAN-1997 08:38:56.72

TO: Kathleen A. McGinty (Kathleen A. McGinty@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Linda Lance (Linda Lance@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Marcia L. Hale (Marcia L. Hale@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Kevin M. O'Keefe (Kevin M. O'Keefe@EOP@LNGTWY@EOPMRX)
READ:NOT READ

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

TO: Barbara Chow (Barbara Chow@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Dainel C. Tate (Dainel C. Tate@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Sylvia M. Mathews (Sylvia M. Mathews@EOP@LNGTWY@EOPMRX)
READ:NOT READ

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

TO: John H. Gibbons (John H. Gibbons@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Rosina M. Bierbaum (Rosina M. Bierbaum@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: T J. Glauthier (T J. Glauthier@EOP@LNGTWY@EOPMRX)
READ:NOT READ

CC: PANERALI_K (PANERALI_K@A1@CD) (OPD)
READ:10-JAN-1997 19:01:42.86

CC: Robert S. Kapla (Robert S. Kapla@EOP@LNGTWY@EOPMRX)
READ:NOT READ

CC: Margaret A. Williams (Margaret A. Williams@EOP@LNGTWY@EOPMRX)

READ:NOT READ

TEXT:

Message Creation Date was at 10-JAN-1997 18:47:00

Sally Katzen is hosting a meeting on Ozone & PM NAAQS covering three areas: 1) requests for extending the comment period; 2) the Administration's position in the role of costs in decision-making; and 3) interagency consultant and outreach to stakeholders. The meeting is scheduled for Thursday, January 16, 11-12:30pm. The location of the meeting will be announced later. Please let me know if you are planning to attend (x54852).

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

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

CREATION DATE/TIME:10-JAN-1997 19:06:17.37

SUBJECT: fyi: support center

TO: Elena Kagan

(KAGAN_E) Autoforward to: Remote Adresse

READ:NOT READ

TEXT:

PRINTER FONT 12_POINT_ROMAN

I hope the following information will be helpful. I'm sorry I have not shared this information with you earlier. Please let me know if you have questions. Thanks.

The Support Center Houses:

DPC interns and volunteers (session begins January 15)

The main DPC phone, ext. 6

□

-2216

- * this is where the WH operator transfers all dpc calls
- * a volunteer/intern will transfer calls to staff lines
- * the volunteer/intern will not share a staff member's direct line with a caller

Labeled staff mailboxes on the wall

- * mail is delivered here and placed into staff boxes

DPC equipment: copiers and faxes: 456

□

-7028; 456

□

-7431

- * when faxes are received, a volunteer places the fax in the appropriate staff boxe(s)
- * if the fax is marked urgent, a volunteer will deliver the fax to the staff person's office

Staff request box: staff members place assignments in this box for interns and volunteers

Supply shelf: supplies for DPC staff are stocked on this shelf. Staff members order supplies by filling out the supply order form attached to shelf. A volunteer/intern will gather supplies for staff.

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

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

CREATION DATE/TIME:13-JAN-1997 08:39:24.45

SUBJECT: fyi

TO: Paul J. Weinstein, Jr (WEINSTEIN_P) (OPD)
READ:13-JAN-1997 10:22:38.13

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

TEXT:

===== ATTACHMENT 1 =====
ATT CREATION TIME/DATE:10-JAN-1997 18:47:00.00

ATT BODYPART TYPE:E

ATT CREATOR: Phyllis Kaiser-Dark

ATT SUBJECT: Ozone & PM NAAQS meeting

ATT TO: TARULLO_D (TARULLO_D@A1@CD)
ATT TO: HOLSTEIN_E (HOLSTEIN_E@A1@CD)
ATT TO: REED_B (REED_B@A1@CD)
ATT TO: Kathleen A. McGinty (Kathleen A. McGinty@EOP@LNGTWY@EOPMRX)
ATT TO: Linda Lance (Linda Lance@EOP@LNGTWY@EOPMRX)
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ATT TO: Kevin M. O'Keefe (Kevin M. O'Keefe@EOP@LNGTWY@EOPMRX)
ATT TO: John L. Hilley (John L. Hilley@EOP@LNGTWY@EOPMRX)
ATT TO: Barbara Chow (Barbara Chow@EOP@LNGTWY@EOPMRX)
ATT TO: Dainel C. Tate (Dainel C. Tate@EOP@LNGTWY@EOPMRX)
ATT TO: Sylvia M. Mathews (Sylvia M. Mathews@EOP@LNGTWY@EOPMRX)
ATT TO: Elena Kagan (Elena Kagan@EOP@LNGTWY@EOPMRX)
ATT TO: John H. Gibbons (John H. Gibbons@EOP@LNGTWY@EOPMRX)
ATT TO: Rosina M. Bierbaum (Rosina M. Bierbaum@EOP@LNGTWY@EOPMRX)
ATT TO: T J. Glauthier (T J. Glauthier@EOP@LNGTWY@EOPMRX)
ATT CC: PANERALI_K (PANERALI_K@A1@CD)
ATT CC: Robert S. Kapla (Robert S. Kapla@EOP@LNGTWY@EOPMRX)
ATT CC: Margaret A. Williams (Margaret A. Williams@EOP@LNGTWY@EOPMRX)

TEXT:

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

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002. email	Bruce N. Reed to Elena Kagan. Subject: would you like these? (1 page)	01/13/1997	Personal Misfile

COLLECTION:

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

FOLDER TITLE:

[01/10/1997 - 01/17/1997]

2009-1006-F

wr18

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
003. email	Jill Pizzuto to Elena Kagan. Subject: fyi re: dorothy [partial] (1 page)	01/13/1997	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[01/10/1997 - 01/17/1997]

2009-1006-F
wr18

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

CREATOR: Jill Pizzuto (PIZZUTO_J) (OMB)

CREATION DATE/TIME:13-JAN-1997 08:59:24.44

SUBJECT: fyi re: dorothty

[003]

TO: Elena Kagan

(KAGAN_E) Autoforward to: Remote Adresse

READ:NOT READ

TEXT:

morning Elena:

not sure if Dorothy is already in, but fyi as to where she is this a.m. She left me a voice mail asking if I'd forward this note to you.

call if you need anything: 6-2249.

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

ATT CREATION TIME/DATE:10-JAN-1997 13:42:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Dorothy K. Craft

ATT SUBJECT: dentist

ATT TO: Elizabeth E. Drye

(DRYE_E)

ATT CC: Cathy R. Mays

(MAYS_C)

ATT CC: Jill Pizzuto

(PIZZUTO_J)

ATT CC: Claudia M. Rayford-Williams

(RAYFORDWIL_C)

TEXT:

P6/(b)(6)

Withdrawal/Redaction Marker

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
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RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

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

CREATION DATE/TIME:13-JAN-1997 09:34:13.18

SUBJECT: fyi

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

TO: Lyndell Hogan (HOGAN_L) (OPD)
READ:13-JAN-1997 10:08:07.69

TEXT:

#1 on his agenda is a great idea, suggested by a corporate coalition we met with.

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

ATT CREATION TIME/DATE:10-JAN-1997 12:13:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Paul R. Dimond

ATT SUBJECT: WTW

ATT TO: Gene B. Sperling (SPERLING_G)

ATT CC: Bruce N. Reed (REED_B)

ATT CC: Kenneth S. Apfel (APFEL_K)

ATT CC: Barry White (WHITE_B)

TEXT:

Gene,

For purposes of the principles that you may be sending up on the WTW Jobs Challenge and the WOTC, may I suggest a couple of sub-principles that I hope you will either think about including or be open to negotiating

1. WOTC -- enable non-profits who hire eligible recipients to sell the tax credit to corporations. This would do three good things: (1) put whatever power there is in the tax incentive for employment into the hands of non-profit as well as for-profit firms; (2) buys the support of all of the anti-poverty/pro-community coalition that is otherwise skeptical of all targeted tax credits; and (3) it provides major corporations (and investors) a way to participate in helping to make welfare reform work (in addition to their own hiring or asking their suppliers or investees to hire WTW participants.)
2. WTW Jobs Challenge -- use harder to employ rather than long-term as the general principle -- and be open to negotiating for a concentration of poverty criteria (like the 20% we are using for all other POTUS/VPOTUS community empowerment initiatives). The more I hear when speaking to groups and listening to their reactions -- business, community, welfare, mayors, etc -- the more I think that we could have biggest impact here on connecting those already isolated from labor markets by living in concentrated to job opening throughout local labor markets. If you can't go for this principle in Budget or State of the Union explicitly, at least be open to negotiating this as the eligibility principle for WTW Jobs Challenge (and for enhanced WOTC by adding living in 20% or more poverty concentration). If you implemented this principle, it could also have complementary spin-off effects if it helped break down isolation from labor market for all job-seekers who live in high-poverty pockets. We may have a

unique opportunity to do this in labor markets where media unemployment rate in suburbs outside central cities is 4.5% and the Manpower job-placement types are contemplating opening offices in inner cities.

I'm not sure whether any of this will or should be reflected in description of budget or State of the Union....I leave that to you.

Paul

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

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

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

CREATION DATE/TIME:13-JAN-1997 10:09:16.27

SUBJECT: computer upgrade rollout

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

TO: Paul J. Weinstein, Jr (WEINSTEIN_P) (OPD)
READ:13-JAN-1997 10:29:30.12

TO: Cathy R. Mays (MAYS_C) (OPD)
READ:13-JAN-1997 10:29:51.91

TO: Bruce N. Reed (REED_B) (OPD)
READ:13-JAN-1997 10:12:03.66

TEXT:

The four of you are on today's list of people scheduled to receive computer upgrades. They will have time to do 2-4 people today, and Elena is the first on the list.

The upgrade may take as much as 3 hours. Please let me know ASAP if any of you can't have it done today. Thanks.

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

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

CREATION DATE/TIME:13-JAN-1997 11:15:30.68

SUBJECT: Please Initial by COB Wednesday

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

TO: Jill Pizzuto (PIZZUTO_J) (OMB)
READ:13-JAN-1997 11:50:38.10

TO: Paul J. Weinstein, Jr (WEINSTEIN_P) (OPD)
READ:13-JAN-1997 11:46:45.01

TO: Patsy Fleming (FLEMING_P) (WHO)
READ:13-JAN-1997 11:54:46.04

TO: Stephen C. Warnath (WARNATH_S) (OPD)
READ:13-JAN-1997 11:23:13.33

TO: Christopher C. Jennings (JENNINGS_C) (WHO)
READ:13-JAN-1997 14:12:26.40

TO: Diana M. Fortuna (FORTUNA_D) (OPD)
READ:13-JAN-1997 12:12:09.05

TO: Elizabeth E. Drye (DRYE_E) (OPD)
READ:13-JAN-1997 14:46:51.70

TO: Diane Regas (REGAS_D) (OPD)
READ:13-JAN-1997 11:27:06.86

TO: Sandra L. Bublick-Max (BUBLICKMAX_S) (OPD)
READ:13-JAN-1997 11:30:16.24

TO: Michael Cohen (COHEN_M) (OPD)
READ:13-JAN-1997 14:23:21.74

TO: Pauline M. Abernathy (ABERNATHY_P) (OPD)
READ:13-JAN-1997 11:21:03.97

TO: Claudia M. Rayford-Williams (RAYFORDWIL_C) (OPD)
READ:13-JAN-1997 11:19:07.50

TEXT:

Document Request from Counsel's Office

Please sign the Document Request form on the volunteer desk in 213 to confirm that you have searched your records related to individuals listed on this form. Counsel asks that each staff member confirm that he or she has searched all records created or received between Dec. 23, 1996 - Jan. 9, 1997 related to those listed. Please initial the form by COB Wednesday, Jan. 15.

Thank you.

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

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

CREATION DATE/TIME:13-JAN-1997 11:22:57.54

SUBJECT: DPC equipment

TO: Leanne A. Shimabukuro (SHIMABUKUR_L) (OPD)
READ:13-JAN-1997 11:38:01.70

TO: Molly Brostrom (BROSTROM_M) (WHO)
READ:13-JAN-1997 11:36:53.44

TO: Sandra L. Bublick-Max (BUBLICKMAX_S) (OPD)
READ:13-JAN-1997 11:30:04.45

TO: Dennis Burke (BURKE_D) (OPD)
READ:13-JAN-1997 12:01:37.11

TO: Michael Cohen (COHEN_M) (OPD)
READ:13-JAN-1997 14:23:28.37

TO: Elizabeth E. Drye (DRYE_E) (OPD)
READ:13-JAN-1997 14:47:11.79

TO: Patsy Fleming (FLEMING_P) (WHO)
READ:13-JAN-1997 16:03:19.18

TO: Diana M. Fortuna (FORTUNA_D) (OPD)
READ:13-JAN-1997 12:15:12.55

TO: Lyndell Hogan (HOGAN_L) (OPD)
READ:13-JAN-1997 11:31:31.72

TO: Christopher C. Jennings (JENNINGS_C) (WHO)
READ:13-JAN-1997 14:12:30.91

TO: Pauline M. Abernathy (ABERNATHY_P) (OPD)
READ:13-JAN-1997 12:47:50.96

TO: Diane Regas (REGAS_D) (OPD)
READ:13-JAN-1997 11:46:40.05

TO: Jeanine D. Smartt (SMARTT_J) (OPD)
READ:13-JAN-1997 11:44:15.70

TO: Stephen C. Warnath (WARNATH_S) (OPD)
READ:13-JAN-1997 11:23:32.79

TO: Paul J. Weinstein, Jr (WEINSTEIN_P) (OPD)
READ:13-JAN-1997 11:47:06.86

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

TEXT:

Anyone who has DPC equipment at home (e.g., laptop) , please email me today with a list of what you have. Thanks.

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

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

CREATION DATE/TIME:13-JAN-1997 11:56:45.33

SUBJECT: timing of your computer upgrade

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

TO: Paul J. Weinstein, Jr (WEINSTEIN_P) (OPD)
READ:13-JAN-1997 14:02:30.45

TEXT:

Office of Administration has informed me that our rollout won't start until tomorrow. Elena will remain first on the list and Paul will be second. Please let me know if this creates a problem for your schedule. Thanks for your patience.

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

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

CREATION DATE/TIME:13-JAN-1997 12:49:29.43

SUBJECT: Job applicants

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

CC: Cathy R. Mays (MAYS_C) (OPD)
READ:13-JAN-1997 13:04:03.32

CC: Dorothy K. Craft (CRAFT_D) (OPD)
READ:13-JAN-1997 12:49:49.31

TEXT:

I have collected about 15 resumes for you and Bruce to consider, and will give them to you today. Most are FYI -- we have already replied by phone or mail saying we would hold for future consideration. I have six relatively new arrivals addressed to me or Carol. I'd like to handle these and any new ones that come to me or Carol by having Dorothy send a note telling the applicant she's forwarding resumes on to Bruce for his consideration, and that his staff will follow up with applicants directly. Are you o.k. with that approach?

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

CREATOR: Diane Regas (REGAS_D) (OPD)

CREATION DATE/TIME:13-JAN-1997 13:55:58.24

SUBJECT: FYI - Public Lands

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

TEXT:

I don't know whether you have an interest in these issues. I'd like to find 10-15 minutes to talk through the issues I work on and whether there are any that you would like to be kept up to speed on. Let me know when you have time.

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

ATT CREATION TIME/DATE:13-JAN-1997 13:47:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Diane Regas

ATT SUBJECT: Reminder - Meeting tommorrow

ATT TO: Dinah Bear (Dinah Bear@eop@LNGTWY@EOPMRX)

ATT TO: Elgie Holstein (HOLSTEIN_E)

ATT TO: David L. Sunding (SUNDING_D)

ATT TO: Lucia A. Wyman (WYMAN_L)

ATT TO: Barbara Chow (Barbara Chow@eop@LNGTWY@EOPMRX)

ATT TO: Rosina M. Bierbaum (BIERBAUM_R)

ATT TO: T J. Glauthier (T J. Glauthier@eop@LNGTWY@EOPMRX)

ATT TO: Kris M. Balderston (Kris M Balderston@EOP@LNGTWY@EOPMRX)

ATT TO: Alecia Ward (WARD_A)

TEXT:

Reminder:

There will be an interagency meeting tomorrow (Tuesday) from 12-2 in Room 180 to open a discussion on Senator Craig's public lands bill. The purpose of this meeting is to give everyone a chance to get background on this bill before the Congressional Session begins in earnest.

I expect that Katie McGinty will open the meeting, USDA and DOI will give presentations on the bill, what is driving its consideration, etc. There will be some time for questions and discussion.

This is NOT a meeting to decide the Administration's strategy on the bill.

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

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

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

CREATION DATE/TIME:13-JAN-1997 17:16:06.50

SUBJECT: fyi for tues 7:30am

TO: Elena Kagan

(Elena Kagan@eop@LNGTWY@EOPMRX)

READ:NOT READ

TEXT:

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

ATT CREATION TIME/DATE:13-JAN-1997 14:29:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Christopher C. Jennings

ATT SUBJECT: Pear article on Medicaid

ATT TO: Gene B. Sperling

(SPERLING_G)

ATT TO: Bruce N. Reed

(REED_B)

ATT TO: John L. Hilley

(HILLEY_J)

ATT TO: Michael McCurry

(Michael McCurry@eop@LNGTWY@EOPMRX)

ATT TO: Lorraine McHugh

(MCHUGH_L)

ATT TO: Barry Toiv

(Barry J. Toiv@EOP@LNGTWY@EOPMRX)

ATT TO: Nancy-Ann E. Min

(Nancy A. Min@eop@LNGTWY@EOPMRX)

ATT TO: LAWRENCE J. HAAS

(HAAS_L)

ATT TO: Rahm Emanuel

(Rahm Emanuel@eop@LNGTWY@EOPMRX)

ATT CC: Jason S. Goldberg

(GOLDBERG_JS)

ATT CC: Sandra L. Bublick-Max

(BUBLICKMAX_S)

TEXT:

Robert Pear just called. He is doing an article on Medicaid and where we are going to end up re savings and per capita cap/DSH policy. (Melissa S. told me last week that he was fishing around the Department for info).

He did not mention any savings number, nor even ask me to give him one. However, he seems to be doing an article that focuses on the per capita cap issue and the negative response the Hill Democrats and the advocates group have to reports that we are maintaining our past policy. I said I could neither confirm or deny that was the case. I did say that our past policy had a combination of savings from a per capita cap and DSH savings, and that we always say that our next policy will start with a review of our last budget. He said it did not matter because he has it on "good authority from other Administration sources" that we are maintaining our per cpaita cap proposal.

He also was fishing for a story about how Donna Shalala was the only Administration rep who opposed the per capita cap, but that her views were shoved aside by the White House. I did not play into that game.

I do not think there is anything we can do on this one. In the end, it might not end up being so bad for us. However, I thought I should give you all a heads up. I am always concerned whenever Robert is about to write a story.

cj

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

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

CREATOR: Dinah Bear (BEAR_D) (CEQ)

CREATION DATE/TIME:14-JAN-1997 09:18:33.69

SUBJECT: today's timber meeting cancelled

TO: Kris Balderston (BALDERSTON_K) Autoforward to: Remote Add
READ:NOT READ

TO: Ron Cogswell (COGSWELL_R) Autoforward to: Remote Addre
READ:NOT READ

TO: Martha Foley (FOLEY_M) (WHO)
READ:14-JAN-1997 12:28:43.30

TO: Thomas C. Jensen (JENSEN_T) Autoforward to: Remote Address
READ:NOT READ

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

TO: Christine L. Nolin (NOLIN_CL) (OMB)
READ:22-JAN-1997 09:59:04.29

TO: Jennifer M. O'Connor (OCONNOR_J)
READ:NOT READ

TO: Ruth D. Saunders (SAUNDERS_R) Autoforward to: Remote Addre
READ:NOT READ

TO: Remote Addressee (TLXA1MAIL_ \F:97205437\C:Anne Kennedy\\)
READ:NOT READ

TO: Remote Addressee (TLXA1MAIL_ \F:95140557\C:Peter Coppelman\\)
READ:NOT READ

TO: FAX (9-482-6318, Doug Hall) (TLXA1MAIL_ \F:9-482-6318\C: Doug Hall\\)
READ:NOT READ

TO: FAX (95640070, Richard Sanderson) (TLXA1MAIL_ \F:95640070\C:Richard Sanderson
READ:NOT READ

TO: FAX (96902730, Mike Gippert) (TLXA1MAIL_ \F:96902730\C:Mike Gippert\\)
READ:NOT READ

TO: FAX (92083877, Bob Baum) (TLXA1MAIL_ \F:92083877\C:Bob Baum\\)
READ:NOT READ

TO: FAX (92191792, Kris Clark) (TLXA1MAIL_ \F:92191792\C:Kris Clark\\)
READ:NOT READ

TO: Remote Addressee (TLXA1MAIL_ \F:97204732\C:Mark Gaede\\)
READ:NOT READ

TO: FAX (9-720-4732, Jim Lyons) (TLXA1MAIL_ \F:9-720-4732\C: Jim Lyons\\)
READ:NOT READ

TO: FAX (9-208-6916, Gerry Jackson) (TLXA1MAIL_ \F:9-208-6916\C:Gerry Jackson\\)

READ:NOT READ

TO: Remote Addressee (TLXA1MAIL_\F:915033266254\C:Tom Tuchman\<\
READ:NOT READ

TO: FAX (9-301-713-0658,Jason Patlis) (TLXA1MAIL_\F:9-301-713-0658\C:Jason Patli
READ:NOT READ

TO: Remote Addressee (TLXA1MAIL_\F:92085242\C:Nancy Hayes\<\
READ:NOT READ

TO: Mark A. Weatherly (WEATHERLY_M) (OMB)
READ:14-JAN-1997 10:50:10.65

TO: David J. Rostker (ROSTKER_D) Autoforward to: Remote Addres
READ:NOT READ

TO: FAX (9-514-4231,Jeremy Heep) (TLXA1MAIL_\F:9-514-4231\C:Jeremy Heep\<\
READ:NOT READ

TEXT:

There will NOT be a regular interagency/EOP meeting on timber this afternoon. I do, however, expect to receive the draft REO memo we discussed at last week's meeting sometime this week, and will make sure agency reps. receive it.

There will be a meeting next Tuesday, January 21st, at the regularly scheduled time. The agenda for next Tuesday will include (but not be limited to) a discussion of the Small Business Regulatory Flexibility Act's applicability to both forest plans under NFMA and management plans under FLPMA.

On the following Tuesday, January 28th, instead of the regular meeting, Katie McGinty will chair a meeting of the Interagency Steering Committee. Most, if not all, of the regional executives will also be attending. Two important agenda items will be the analysis of new information resulting from the timber rider on the Pacific Northwest Forest Plan, and a briefing from the regional executives on progress made in implementing the various monitoring activities committed to by the agencies in the ROD for the Plan.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:14-JAN-1997 10:05:03.00

SUBJECT: today's timber meeting cancelled

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: TLX1MAIL_\F:97205437\C:ANNE KENNEDY\ \@A1@CD@LNGTWY (TLX1MAIL_\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:

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this
afternoon. I do, however, expect to receive the draft REO memo we
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will be the analysis of new information resulting from the timber
rider on the Pacific Northwest Forest Plan, and a briefing from
the regional executives on progress made in implementing the
various monitoring activities committed to by the agencies in the
ROD for the Plan.

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

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

CREATION DATE/TIME:14-JAN-1997 11:10:51.22

SUBJECT: CHR Farewell

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

TO: Cathy R. Mays (MAYS_C) (OPD)
READ:14-JAN-1997 11:13:43.30

TO: Jill Pizzuto (PIZZUTO_J) (OMB)
READ:14-JAN-1997 11:22:18.68

TO: Paul J. Weinstein, Jr (WEINSTEIN_P) (OPD)
READ:14-JAN-1997 11:11:18.54

TO: Patsy Fleming (FLEMING_P) (WHO)
READ:14-JAN-1997 11:26:51.05

TO: Stephen C. Warnath (WARNATH_S) (OPD)
READ:14-JAN-1997 11:18:28.68

TO: Christopher C. Jennings (JENNINGS_C) (WHO)
READ:14-JAN-1997 19:21:00.13

TO: Diana M. Fortuna (FORTUNA_D) (OPD)
READ:14-JAN-1997 11:10:57.78

TO: Molly Brostrom (BROSTROM_M) (WHO)
READ:14-JAN-1997 11:18:13.01

TO: Dennis Burke (BURKE_D) (OPD)
READ:14-JAN-1997 11:17:47.70

TO: Elizabeth E. Drye (DRYE_E) (OPD)
READ:14-JAN-1997 12:09:48.38

TO: Diane Regas (REGAS_D) (OPD)
READ:14-JAN-1997 11:11:03.22

TO: Lyndell Hogan (HOGAN_L) (OPD)
READ:14-JAN-1997 11:47:10.11

TO: Sandra L. Bublick-Max (BUBLICKMAX_S) (OPD)
READ:14-JAN-1997 11:40:39.36

TO: Michael Cohen (COHEN_M) (OPD)
READ:14-JAN-1997 12:37:51.34

TO: Jeanine D. Smartt (SMARTT_J) (OPD)
READ:15-JAN-1997 09:14:35.68

TO: Pauline M. Abernathy (ABERNATHY_P) (OPD)
READ:14-JAN-1997 11:25:28.86

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

READ:NOT READ

TO: Claudia M. Rayford-Williams (RAYFORDWIL_C) (OPD)
READ:14-JAN-1997 11:12:23.62

TO: Leanne A. Shimabukuro (SHIMABUKUR_L) (OPD)
READ:14-JAN-1997 11:11:58.07

TO: Deborah L. Fine (FINE_D) (OPD)
READ:14-JAN-1997 11:20:40.82

TEXT:

Carol's Farewell Luncheon is tomorrow from noon-1:30pm in Rm 211.
Please sign the White House photo for Carol before the luncheon.
The photo is on my desk. If you would like a sandwich from ABP,
please let me know before noon today (\$5.30/sandwich). Of course,
you can bring your own lunch. Thanks!

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

CREATOR: Diane Regas (REGAS_D) (OPD)

CREATION DATE/TIME:14-JAN-1997 11:42:26.02

SUBJECT: Tax incentive for land preservation

TO: Bruce N. Reed (REED_B) (OPD)
READ:15-JAN-1997 08:46:12.33

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

CC: Paul J. Weinstein, Jr (WEINSTEIN_P) (OPD)
READ:14-JAN-1997 12:48:13.75

TEXT:

Katie McGinty has asked me to shepard a proposal to provide estate tax relief to landowners willing to provide conservation easements. I agree with the concept because it would provide a "carrot" for protecting endangered species and other valuable land uses. Cost and other issues (like who would hold the easement) would need to be fully discussed before we could go forward. Would you like to talk this through before I agree to take it on?

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
005. email	Elizabeth E. Drye to Elena Kagan et al. Subject: Gift. (2 pages)	01/14/1997	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[01/10/1997 - 01/17/1997]

2009-1006-F

wr18

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: Lyndell Hogan (HOGAN_L) (OPD)

CREATION DATE/TIME:14-JAN-1997 13:48:36.67

SUBJECT: Message Meeting/President's Int'l Family Planning Report

TO: Martha Foley (FOLEY_M) (WHO)
READ:14-JAN-1997 14:30:34.21

TO: Pauline M. Abernathy (ABERNATHY_P) (OPD)
READ:14-JAN-1997 14:29:46.94

TO: Tom Vellenga (VELLENGA_T) (WHO)
READ:14-JAN-1997 15:18:39.43

TO: Donald A. Baer (BAER_D) Autoforward to: Remote Addressee
READ:NOT READ

TO: Barry Toiv (TOIV_B) Autoforward to: Remote Addressee
READ:NOT READ

TO: Lorraine A. Voles (VOLES_L) Autoforward to: Remote Addressee
READ:NOT READ

TO: Betsy Myers (MYERS_B) (WHO)
READ:16-JAN-1997 16:56:38.23

TO: Lisa Ross (ROSS_LI) Autoforward to: Remote Addressee
READ:NOT READ

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

TO: Rahm Emanuel (Rahm Emanuel@eop@LNGTWY@EOPMRX)
READ:NOT READ

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

CC: Bruce N. Reed (REED_B) (OPD)
READ:14-JAN-1997 18:12:37.29

CC: Michelle Crisci (Michelle Crisci@eop@LNGTWY@EOPMRX)
READ:NOT READ

CC: Cathy R. Mays (MAYS_C) (OPD)
READ:14-JAN-1997 14:03:46.42

CC: Kevin Moran (MORAN_K1) Autoforward to: Remote Address
READ:NOT READ

TEXT:

Martha Foley asked me to put together a message meeting to discuss releasing the President's report on international family planning. The meeting is scheduled for Thursday, Jan. 16 from 2:30-3:30 in room 211 OEOB. The President is due to submit his report to Congress no later than Feb. 1 and a vote on the report is likely to occur shortly thereafter. The report and the vote are expected to be controversial. In addition, the VP is scheduled to

speaking to NARAL on Jan. 22 (the Roe v. Wade and Mexico City policy anniversary) and he will likely have to field questions about the report and the upcoming vote, so we need to be clear on message as soon as possible.

We need to discuss the following questions:

- 1) Actual report release date (we have discussed Jan. 30)
- 2) Message
- 3) Release strategy (remarks, press release or what?)

A draft of the report will be distributed to you this evening.

State and USAID are making final edits to the report and are clearing it through Secretary designate Albright and others. The final report will be available Tuesday, Jan. 21.

Withdrawal/Redaction Marker Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
006. email	Jennifer Palmieri to Elena Kagan. Subject: Hire. (1 page)	01/14/1997	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[01/10/1997 - 01/17/1997]

2009-1006-F
wr18

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

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- 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 (NOTES MAIL)

CREATOR: HOGAN_L@A1@CD@LNGTWY (HOGAN_L@A1@CD@LNGTWY [EOP]) (OPD)

CREATION DATE/TIME:14-JAN-1997 14:12:38.00

SUBJECT: Message Meeting/President's Int'l Family Planning Report

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

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

TO: Rahm Emanuel@eop (Rahm Emanuel@eop [WHO])
READ:UNKNOWN

TO: Lisa Ross@eop (Lisa Ross@eop [WHO])
READ:UNKNOWN

TO: Barry J. Toiv@EOP (Barry J. Toiv@EOP [WHO])
READ:UNKNOWN

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

TO: ABERNATHY_P@A1@CD@LNGTWY (ABERNATHY_P@A1@CD@LNGTWY [EOP]) (OPD)
READ:UNKNOWN

TO: Nancy A. Min@eop (Nancy A. Min@eop [OMB])
READ:UNKNOWN

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

TO: Lorraine A. Voles@ovp@eop (Lorraine A. Voles@ovp@eop [UNKNOWN])
READ:UNKNOWN

TO: Donald A. Baer@eop (Donald A. Baer@eop [WHO])
READ:UNKNOWN

CC: MAYS_C@A1@CD@LNGTWY (MAYS_C@A1@CD@LNGTWY [EOP]) (OPD)
READ:UNKNOWN

CC: Kevin Moran@eop (Kevin Moran@eop [WHO])
READ:UNKNOWN

CC: REED_B@A1@CD@LNGTWY (REED_B@A1@CD@LNGTWY [EOP]) (OPD)
READ:UNKNOWN

CC: Michelle Crisci@eop (Michelle Crisci@eop [WHO])
READ:UNKNOWN

TEXT:

Martha Foley asked me to put together a message meeting to discuss releasing the President's report on international family planning. The meeting is scheduled for Thursday, Jan. 16 from 2:30-3:30 in room 211 OEOB.

The President is due to submit his report to Congress no later than Feb. 1 and a vote on the report is likely to occur shortly thereafter. The report and the vote are expected to be controversial. In addition, the VP is scheduled to speak to NARAL on Jan. 22 (the Roe v. Wade and Mexico City policy anniversary) and he will likely have to field questions about the report and the upcoming vote, so we need to be clear on message as soon as possible.

We need to discuss the following questions:

- 1) Actual report release date (we have discussed Jan. 30)
- 2) Message
- 3) Release strategy (remarks, press release or what?)

A draft of the report will be distributed to you this evening.

State and USAID are making final edits to the report and are clearing it through Secretary designate Albright and others. The final report will be available Tuesday, Jan. 21.

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

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

CREATION DATE/TIME:14-JAN-1997 16:57:15.26

SUBJECT: Washington food stamps request

TO: Bruce N. Reed (REED_B) (OPD)
READ:14-JAN-1997 18:09:42.29

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

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

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

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

TO: Stephen C. Warnath (WARNATH_S) (OPD)
READ:14-JAN-1997 17:23:23.49

TEXT:

Gov. Lowry has made an interesting request of USDA that they want to reject tomorrow at noon. He has asked USDA to sell him food stamps for legal immigrants who are losing eligibility, and he promises to reimburse USDA for the cost. His theory is that this is easier than establishing some new state voucher for this purpose.

USDA is pretty convinced that this is legally an impossibility. They think the only hope is legislation IF we want to do this policy-wise -- which they're not sure they want to do.

Questions for us: Is this something we would want to do?

Politically, we have clearly pushed to soften the impact and offer states flexibility; but do we want to get into the business of selling food stamps to all kinds of comers? They are federal food stamps, and these immigrants are not supposed to get them....

If we do like this idea, do we want to take a look at USDA's legal analysis that led them to conclude that this can't be done without legislation?

To make matters worse, Lowry wants an answer from Glickman by noon tomorrow -- I think because he is leaving office, with the new Gov. coming in?!? The new Gov. apparently favors this, but would rather it were a Lowry proposal.

I will try to learn more about the logistics, but let me know of any reactions on the policy.

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

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

CREATION DATE/TIME:14-JAN-1997 19:03:24.60

SUBJECT: adoption conference call with HHS Thursday 5 pm

TO: Katharine M. Button (Katharine Button@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Lyndell Hogan (HOGAN_L) (OPD)
READ:14-JAN-1997 19:11:45.20

TO: Bruce N. Reed (REED_B) (OPD)
READ:15-JAN-1997 08:34:22.88

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

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

TO: Tracey E. Thornton (Tracey E. Thornton@eop@LNGTWY@EOPMRX)
READ:NOT READ

TO: Janet Murguia (Janet Murguia@eop@LNGTWY@EOPMRX)
READ:NOT READ

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

TO: John P. Hart (John P. Hart@eop@LNGTWY@EOPMRX)
READ:NOT READ

CC: Nicholas B. Kirkhorn (Nicholas B. Kirkhorn@eop@LNGTWY@EOPMRX)
READ:NOT READ

CC: Cathy R. Mays (MAYS_C) (OPD)
READ:14-JAN-1997 19:05:05.31

CC: Cynthia M. Smith (Cynthia M. Smith@eop@LNGTWY@EOPMRX)
READ:NOT READ

CC: Nicole R. Rabner (Nicole R. Rabner@eop@LNGTWY@EOPMRX)
READ:NOT READ

TEXT:

We have tentatively scheduled a conference call with HHS to brief the White House and OMB on their progress in responding to the President's EO on adoption and foster care for this Thursday at 5pm.

Please call if you have a conflict and want to be on the call. We will notify you with the conference call phone number.

The final HHS adoption report is due Feb. 14, and we plan to schedule meetings for next week to have substantive discussions of the content of the report so that there will be a draft report by Feb. 1.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: ABERNATHY_P@A1@CD@LNGTWY (ABERNATHY_P@A1@CD@LNGTWY [EOP]) (OPD)

CREATION DATE/TIME:14-JAN-1997 19:15:16.00

SUBJECT: adoption conference call with HHS Thursday 5 pm

TO: HOGAN_L@A1@CD@LNGTWY (HOGAN_L@A1@CD@LNGTWY [EOP]) (OPD)
READ:UNKNOWN

TO: Emily Bromberg@eop (Emily Bromberg@eop [WHO])
READ:UNKNOWN

TO: Tracey E. Thornton@eop (Tracey E. Thornton@eop [WHO])
READ:UNKNOWN

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

TO: REED_B@A1@CD@LNGTWY (REED_B@A1@CD@LNGTWY [EOP]) (OPD)
READ:UNKNOWN

TO: John P. Hart@eop (John P. Hart@eop [WHO])
READ:UNKNOWN

TO: Janet Murguia@eop (Janet Murguia@eop [WHO])
READ:UNKNOWN

TO: Lester D. Cash@eop (Lester D. Cash@eop [OMB])
READ:UNKNOWN

TO: Katharine Button@EOP (Katharine Button@EOP [WHO])
READ:UNKNOWN

CC: MAYS_C@A1@CD@LNGTWY (MAYS_C@A1@CD@LNGTWY [EOP]) (OPD)
READ:UNKNOWN

CC: Cynthia M. Smith@eop (Cynthia M. Smith@eop [OMB])
READ:UNKNOWN

CC: Nicole R. Rabner@eop (Nicole R. Rabner@eop [WHO])
READ:UNKNOWN

CC: Nicholas B. Kirkhorn@eop (Nicholas B. Kirkhorn@eop [WHO])
READ:UNKNOWN

TEXT:

We have tentatively scheduled a conference call with HHS to brief the White House and OMB on their progress in responding to the President's EO on adoption and foster care for this Thursday at 5pm.

Please call if you have a conflict and want to be on the call. We will notify you with the conference call phone number.

The final HHS adoption report is due Feb. 14, and we plan to schedule meetings

for next week to have substantive discussions of the content of the report
so
that there will be a draft report by Feb. 1.

RECORD TYPE: PRESIDENTIAL (EXTERNAL MAIL)

CREATOR: Sara M. Latham@EOP@LNWTWY@EOPMRX

CREATION DATE/TIME:14-JAN-1997 19:55:00.00

SUBJECT: Securities Litigation mtg., Thurs. Jan. 16, 3:00 pm rm. 422

TO: SEIDMAN_E (SEIDMAN_E@A1@CD) (OPD)
READ:15-JAN-1997 10:07:39.57

TO: WALLMAN_K (WALLMAN_K@A1@CD) (OMB)
READ:14-JAN-1997 19:59:58.12

TO: Bruce R. Lindsey (Bruce R. Lindsey@EOP@LNWTWY@EOPMRX)
READ:NOT READ

TO: John B. Emerson (John B. Emerson@EOP@LNWTWY@EOPMRX)
READ:NOT READ

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

TO: Timothy L. Newell (Timothy L. Newell@EOP@LNWTWY@EOPMRX)
READ:NOT READ

TO: Paul R. Carey (Paul R. Carey@EOP@LNWTWY@EOPMRX)
READ:NOT READ

CC: Jennifer M. Rainville (Jennifer M. Rainville@EOP@LNWTWY@EOPMRX)
READ:NOT READ

CC: Odetta S. Walker (Odetta S. Walker@EOP@LNWTWY@EOPMRX)
READ:NOT READ

TEXT:
Message Creation Date was at 14-JAN-1997 19:53:00

Securities Litigation mtg., 1/16 3:00pm rm. 422

Attending:

John Podesta
Bruce Lindsey
Kathy Wallman
Ellen Seidman
John Emerson
Elen Kagan
Paul Carey
Tim Newell

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

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

CREATION DATE/TIME:15-JAN-1997 11:59:33.87

SUBJECT: FYI from Ken A. on Wash. food stamps issue

TO: Bruce N. Reed (REED_B) Autoforward to: Remote Addressee
READ:NOT READ

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

TO: Stephen C. Warnath (WARNATH_S) (OPD)
READ:15-JAN-1997 12:04:56.53

TEXT:

===== ATTACHMENT 1 =====
ATT CREATION TIME/DATE:14-JAN-1997 18:07:00.00

ATT BODYPART TYPE:E

ATT CREATOR: Kenneth S. Apfel

ATT SUBJECT: Re: Washington food stamps request

ATT TO: FORTUNA_D (FORTUNA_D@A1@CD)

TEXT:

Message Creation Date was at 14-JAN-1997 18:07:00

I'd like to know for sure whether we do or don't have the legal authority to do this. If we do have the authority, I'm somewhat inclined to support the request. Also, I see no reason to be forced to act on this tomorrow.

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

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

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

CREATION DATE/TIME:15-JAN-1997 11:59:43.80

SUBJECT: Washington food stamps question

TO: Bruce N. Reed (REED_B) Autoforward to: Remote Addressee
READ:NOT READ

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

TO: Kenneth S. Apfel (Kenneth S. Apfel@eop@LN GTWY@EOPMRX)
READ:NOT READ

TO: Keith J. Fontenot (Keith J. Fontenot@eop@LN GTWY@EOPMRX)
READ:NOT READ

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

TO: Stephen C. Warnath (WARNATH_S) (OPD)
READ:15-JAN-1997 12:05:04.67

TEXT:

On the Washington state purchase of food stamps issue: I just advised USDA that we think the best course for today is to tell the state that we are continuing to look at it, but we can't give a definitive answer today.

They are sending me some paper that I'll send around.

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

CREATOR: Catherine A. Bohn (BOHN_C) (WHO)

CREATION DATE/TIME:15-JAN-1997 13:18:48.44

SUBJECT: Spring Interns

TO: Lanny J. Davis (Lanny J. Davis@eop@LNGTWY@EOPMRX)
READ:NOT READ

TO: Karen A. Popp (Karen A. Popp@eop@LNGTWY@EOPMRX)
READ:NOT READ

TO: Adam W. Goldberg (Adam W. Goldberg@eop@LNGTWY@EOPMRX)
READ:NOT READ

TO: Catherine A. Bohn (BOHN_C) Autoforward to: Remote Addressee
READ:NOT READ

TO: Jennifer D. Dudley (DUDLEY_J) Autoforward to: Remote Address
READ:NOT READ

TO: Edward F. Hughes (HUGHES_E) Autoforward to: Remote Address
READ:NOT READ

TO: Bruce R. Lindsey (LINDSEY_B) Autoforward to: Remote Address
READ:NOT READ

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

TO: Jane C. Sherburne (SHERBURNE_J) Autoforward to: Remote Address
READ:NOT READ

TO: Cheryl L Sweitzer (SWEITZER_C) Autoforward to: Remote Address
READ:NOT READ

TO: Odetta S. Walker (WALKER_O) Autoforward to: Remote Address
READ:NOT READ

TO: Kathleen M. Wallman (WALLMAN_KM) Autoforward to: Remote Address
READ:NOT READ

TO: Sara B. Weider (WEIDER_S) (WHO)
READ:15-JAN-1997 13:20:08.71

TO: Douglas Band (BAND_D) Autoforward to: Remote Addressee
READ:NOT READ

TO: Susan M. Chadick (CHADICK_S) Autoforward to: Remote Address
READ:NOT READ

TO: Dawn Chirwa (CHIRWA_D) Autoforward to: Remote Address
READ:NOT READ

TO: Sandra S. Coleman (COLEMAN_S) Autoforward to: Remote Address
READ:NOT READ

TO: Peter Erichsen (ERICHSEN_P) Autoforward to: Remote Address

READ:NOT READ

TO: Mark D. Fabiani (FABIANI_M) Autoforward to: Remote Address
READ:NOT READ

TO: David Fein (FEIN_D) Autoforward to: Remote Addressee
READ:NOT READ

TO: Nellie Herbert (HERBERT_N) Autoforward to: Remote Address
READ:NOT READ

TO: Rochester M. Johnson (JOHNSON_RM) Autoforward to: Remote Address
READ:NOT READ

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

TO: Christopher S. Lehane (LEHANE_C) Autoforward to: Remote Address
READ:NOT READ

TO: Michael Massey (MASSEY_M) Autoforward to: Remote Address
READ:NOT READ

TO: Clifford J. Mauton (MAUTON_C) Autoforward to: Remote Address
READ:NOT READ

TO: Cheryl D. Mills (MILLS_C) Autoforward to: Remote Addressee
READ:NOT READ

TO: Melissa M. Murray (MURRAY_MM) Autoforward to: Remote Address
READ:NOT READ

TO: Miriam R. Nemetz (NEMETZ_M) Autoforward to: Remote Address
READ:NOT READ

TO: Sally Paxton (PAXTON_S) Autoforward to: Remote Address
READ:NOT READ

TO: Stacy E. Reynolds (REYNOLDS_S) Autoforward to: Remote Address
READ:NOT READ

TO: Julie Schragger (SCHRAGER_J) (WHO)
READ:NOT READ

TO: Robert W. Schroeder III (SCHROEDER_R) Autoforward to: Remote Address
READ:NOT READ

TO: Kathleen M. Whalen (WHALEN_K) Autoforward to: Remote Address
READ:NOT READ

TO: Wendy S. White (WHITE_WS) Autoforward to: Remote Address
READ:NOT READ

TO: Jonathan R. Yarowsky (YAROWSKY_J) Autoforward to: Remote Address
READ:NOT READ

TEXT:

The new interns have arrived! We have a mixture of part-time and full-time interns this semester, and they are ready to make our lives around here a little easier/less frenzied. If you see a new (and young) face around our offices,

please introduce yourself. And if you need any help today, or anytime, please call me at 6-6229. Thanks.

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

CREATOR: Diane Regas (REGAS_D) (OPD)

CREATION DATE/TIME:16-JAN-1997 09:59:21.29

SUBJECT: Update on Projects

TO: Bruce N. Reed (REED_B) Autoforward to: Remote Addressee
READ:NOT READ

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

TEXT:

It would be very helpful if we could find some time next week to talk through the various projects I am working on. There are a couple of projects in particular that I would like your sense of how much WH involvement is appropriate. For example, I have been pulling together an interagency group on rural development that was important to Carol, but I am unsure of how it fits into your vision of DPC's priorities. The group is scheduled to meet again in about 10 days, and it will be important at that point for me to have a sense of where we are headed.

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

CREATOR: Lyndell Hogan (HOGAN_L) (OPD)

CREATION DATE/TIME:16-JAN-1997 11:43:47.75

SUBJECT: Eli Segal's welfare to work effort

TO: Bruce N. Reed (REED_B) Autoforward to: Remote Addressee
READ:NOT READ

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

TEXT:

Bruce,

I met with Eli Segal this morning about the welfare to work CEO challenge. He basically picked my brain on a lot of policy and research questions. He is talking to a lot of people and moving very quickly to get something done. He is shooting to have a proposal ready by next Friday (Jan. 24) and is under the impression that it would be mentioned in the State of the Union.

Is this something you want me to work on with him? If Cheri and I work with him to put the proposal together, is it legal for us to do so if he is considered a volunteer? He'd like some help from the White House if possible. I told him I'd talk to you and get back to him.

FYI, I met with United Way and the NGA yesterday re: the 800 number. (This is my first meeting with them since Jeremy turned the project over to me.) This alliance doesn't seem to be producing anything. I think it might make sense to scrap the model we have now and turn the number over to Eli's operation.

Thoughts?

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

CREATOR: Ellen S. Seidman (SEIDMAN_E)

CREATION DATE/TIME:16-JAN-1997 14:56:45.83

SUBJECT: My attempt at a sec lit memo to Erskine - will bring at 3

TO: Kathleen M. Wallman (Kathleen M. Wallman@eop@LNGTWY@EOPMRX)
READ:NOT READ

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

TEXT:

Attached is a memo that attempts to bring Erskine up to date on sec lit issues.
See you soon. ellen

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

ATT CREATION TIME/DATE:16-JAN-1997 14:56:00.00

ATT BODYPART TYPE:p

ATT CREATOR: Ellen S. Seidman

TEXT:

PRINTER FONT 12_POINT_COURIER
January 16, 1997

MEMORANDUM FOR ERSKINE BOWLES

FROM: Ellen Seidman, NEC

SUBJECT: Securities litigation reform

Background

At the end of 1995, President Clinton vetoed a securities litigation reform bill that, among other things, limited discovery, changed pleading standards and created a "safe harbor" for forward

□

-looking information. Congress overrode the veto.

Concerned that plaintiffs' attorneys would bring actions in state courts that had been made more difficult or impossible in federal court, during the California Republican primary California business interests attempted to pass referenda that would have instituted changes such as "loser pays." These failed.

The plaintiffs' bar, supported by labor and some parts of the pension community, as well as the California Democratic Party, then proposed Proposition 211, which was on the November ballot. Business interests vigorously opposed Prop 211. The referendum would have established procedural rules for securities fraud suits in California courts that not only were far more favorable to plaintiffs than the federal rules, but that also applied to any company with any California shareholders. Business interests asserted this would have effectively overridden the federal statute, making California a haven for frivolous securities fraud suits from all over the country.

On a campaign trip to California, which included a dinner with representatives of the high tech community, the President and Leon Panetta stated (and were quoted in the press) that Prop 211 was a bad idea. They also said it was a mistake for each state

to establish its own rules regarding an essentially federal body of law. There are certainly people in the community who believe the President said he would support a preemptive federal statute. Prop 211 lost 75% to 25%. And as Congress adjourned last year, it passed a securities law reform bill that preempts state registration laws for most corporations and can be read, aggressively, as preempting state fraud actions based on those laws.

Current state of play

In February, the SEC will deliver to the President a report he requested outlining the impact of the securities litigation

□
reform law. Their preliminary conclusion appears to be that, while it is very early in the process, the act does not seem to have had much impact either in reducing litigation or in increasing information available under the "safe harbor." It is far too early to know the impact on potential litigation of the 1996 statute.

Passing preemptive federal statutes -- particularly laws that interfere with the procedures and operations of state courts -- is extremely difficult. Senator Dodd made this point last fall in wondering why we would favor preemption, although he thought there might be a case for such a statute if Prop 211 passed. We understand that Congressman Oxley (R

□
-Ohio), who business interests expected to sponsor a preemptive statute, has declined on the grounds that it's unneeded, too difficult, and not the kind of thing conservative Republicans like to do. Congressman Joe Kennedy is said to be working on a preemptive statute, but it is unclear how far he has gotten.

We have been silent on the issue since the election.

Recommendation

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

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

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

CREATION DATE/TIME:16-JAN-1997 16:10:43.16

SUBJECT: Update on Food Safety

TO: Bruce N. Reed (REED_B) Autoforward to: Remote Addressee
READ:NOT READ

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

TEXT:

I'm hearing from Don Baer indirectly (through Nicole Elkon) that food safety event probably won't be Tuesday, may be Thursday. She thought we would know by tomorrow a.m. We will be ready for Tuesday if necessary. I'll have fact sheet, directive, and q's and a's later today and will leave for your review. Also, sounds like OMB hasn't decided yet whether to announce any 98 budget items next week and, if so, which ones. Raines staff will push him to focus on food safety specifically and urge him to push for a decision at 7:30 meeting tomorrow.

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

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

CREATION DATE/TIME:16-JAN-1997 16:19:30.06

SUBJECT: charitable choice meeting

TO: Elena Kagan

(KAGAN_E) Autoforward to: Remote Adresse

READ:NOT READ

TEXT:

I am setting up the meeting you requested with the religious organizations on the "charitable choice" issue. I don't know whom to invite other than us and Wendy White of counsel's office...no one else seems relevant.

I think I get this issue, but want to double check my understanding with yours -- unless of course you don't know the issue yet yourself. The welfare law explicitly lets religious organizations give people TANF services. However, our technical correction package proposes an amendment to make sure the law reflects the Supreme Court's ruling that "pervasively sectarian" organizations CAN'T administer publicly funded programs. And I assume the groups are worried that our technical correction went too far?? Let me know if this seems wrong.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:16-JAN-1997 17:29:18.00

SUBJECT: welfare reform/immigrants

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

Can you deal with this, or pass on to Diana/Lyn? I don't like the sentence on "the other deficiencies of the welfare reform law". But more to the point, I would like Diana or Lyn (or you if you want to) to sign off on these letters. Or we could have Paul oversee a system for the entire office. It drives me nuts.

----- Forwarded by Bruce N. Reed/OPD/EOP on 01/16/97 04:22 PM -----

Diane Ikemiyashiro
01/16/97 02:27:26 PM
Record Type: Record

To: Bruce N. Reed/OPD/EOP
cc: Cathy R. Mays/OPD/EOP
Subject: welfare reform/immigrants

The following draft is a response for George Soros. I'll be faxing to you Mr. Soros' incoming letter. Please let me know of any modifications that I need to make.

Thanks very much.

-- Diane

Thank you so much for your letter and for letting me know of your views regarding the welfare reform law's impact on legal immigrants. I understand your concerns.

The welfare reform law I signed is not perfect, but I believe it represents our best chance to reform the current system. The millions of women and children across our nation now on welfare deserve a chance to break the cycle of dependency, and with this law, we have an historic opportunity to provide that chance without hurting the very people we are trying to help.

As you may know, certain provisions of the Immigration bill, which were included in the Omnibus Consolidated Appropriations Act of 1997 that I signed into law in September, interact with the welfare reform law. I urged Congress to change provisions of earlier versions of the Immigration bill that would have worsened the harmful effects of the welfare reform law on legal immigrants, increased the financial burden on state and local governments, and threatened public health.

I am pleased that we were successful in convincing Congress to drop a number of these objectionable provisions, including those that would have denied HIV treatment services to legal immigrants, applied new eligibility rules to current legal immigrants, disqualified legal immigrants from receiving certain types of vital assistance, and required that legal immigrants who received public benefits be deported or denied naturalization. We also convinced Congress to reduce the income requirement for sponsors, which would have denied many legal immigrants the opportunity to reunite with spouses, children, and other family members.

I have issued directives to ensure that legal immigrants and their children who remain eligible for benefits under the new welfare reform law do not have those benefits cut off mistakenly, and to allow eligible legal immigrants to become citizens as quickly as possible. At my urging, Congress adopted a provision in the immigration bill to allow eligible legal immigrants to continue receiving food stamps until April 1, 1997. In addition, the new immigration law exempts battered immigrants and indigent immigrants from certain restrictions under the welfare bill, and exempts nonprofit charitable organizations from the alien verification requirements.

I hope to work with the new Congress to address the other deficiencies of the welfare reform law. It is now up to all of us to work together to ensure that the new welfare law is implemented successfully, for the benefit of those who need a hand up rather than a handout.

I look forward to your continued counsel and active involvement in this important cause.

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

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

CREATION DATE/TIME:16-JAN-1997 17:47:55.80

SUBJECT: Privatization issue and meeting tomorrow

TO: Bruce N. Reed (REED_B) Autoforward to: Remote Addressee
READ:NOT READ

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

TEXT:

PRINTER FONT 12_POINT_COURIER

Tomorrow at 2:30 Ken Apfel is convening a meeting on the privatization issue with the agencies. Here is some background on it. There are still a lot of unanswered questions. Pending State Requests: We have pending requests from Texas and Wisconsin. Texas wants to privatize food stamp and Medicaid eligibility state

□

-wide. It is not seeking a waiver to do so, but simply arguing that current law allows this. If we say no, then they may fall back on a waiver request. Wisconsin is seeking a waiver in order to privatize.

Areas for Potential Privatization: States may seek to privatize eligibility services in 4 areas: TANF, Medicaid, food stamps, and some employment programs. I don't know much about the last one, but the unions are worried about it and the Dept. of Labor is coming tomorrow.

TANF: The new law explicitly allows privatization without Federal permission, and everyone agrees there is nothing to be done about this.

Medicaid: The law was not changed in this area. The relevant language that appears to preclude privatization is the requirement for "merit systems protections." This is waivable.

Food Stamps: This is the most confusing and most active area. This is also covered by the "merit systems protections" language. Texas is arguing that, as long as the handful of people who design the computer program that determines eligibility are state employees, it can privatize many other parts of the operation. USDA and OPM disagree.

Unions' Argument: The unions gave Erskine a paper arguing that USDA and HCFA delegated their waiver authority on merit systems to OPM in 1979, and that OPM must do a reg with notice and comment, not a simple waiver, in order to allow this. But, if true, this really just delays action and doesn't really change anything.

Options: I suspect that legally we can do this if we want to. State flexibility argues for saying yes, while the unions' concerns argue no. I'm not sure I detect a policy issue here, beyond perhaps a desire to see if the private sector could do this more efficiently than the public sector. Governors Thompson and Bush will presumably complain loudly. The departments will lean toward opposing this.

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

CREATOR: Ellen S. Seidman (SEIDMAN_E) (OPD)

CREATION DATE/TIME:17-JAN-1997 08:48:28.56

SUBJECT: Securities litigation memo and talking points

TO: Kathleen M. Wallman (Kathleen M. Wallman@eop@LNGTWY@EOPMRX)
READ:NOT READ

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

TO: Timothy L. Newell (NEWELL_T) Autoforward to: Remote Address
READ:NOT READ

TO: Daniel C. Tate (Dainel C. Tate@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Paul R. Carey (CAREY_P) Autoforward to: Remote Adresse
READ:NOT READ

TEXT:

The attached (with the veto message and letter to Levitt) went to John Podesta last night. ellen

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

ATT CREATION TIME/DATE:17-JAN-1997 08:47:00.00

ATT BODYPART TYPE:p

TEXT:

PRINTER FONT 12_POINT_COURIER
January 16, 1997

MEMORANDUM FOR ERSKINE BOWLES

THROUGH: GENE SPERLING

FROM: Ellen Seidman

SUBJECT: Securities litigation reform

Background

At the end of 1995, President Clinton vetoed a securities litigation reform bill that, among other things, limited discovery, changed pleading standards and created a "safe harbor" for forward

□

-looking information. Congress overrode the veto.

Concerned that plaintiffs' attorneys would bring actions in state courts that had been made more difficult or impossible in federal court, during the California Republican primary California business interests attempted to pass referenda that would have instituted changes such as "loser pays." These failed. The plaintiffs' bar, supported by labor and some parts of the pension community, as well as the California Democratic Party, then proposed Proposition 211, which was on the November ballot. Business interests vigorously opposed Prop 211. The referendum would have established procedural rules for securities fraud suits in California courts that not only were far more favorable

to plaintiffs than the federal rules, but that also applied to any company with any California shareholders. Business interests asserted this would have effectively overridden the federal statute, making California a haven for frivolous securities fraud suits from all over the country.

On a campaign trip to California, which included a dinner with representatives of the high tech community, the President and Leon Panetta stated (and were quoted in the press) that Prop 211 was a bad idea. They also said it was a mistake for each state to establish its own rules regarding an essentially federal body of law. There are certainly people in the community who believe the President said he would support a preemptive federal statute. Prop 211 lost 75% to 25%. And as Congress adjourned last year, it passed a securities law reform bill that preempts state registration laws for most corporations and can be read, aggressively, as preempting state fraud actions based on those laws.

□

Current state of play

In February, the SEC will deliver to the President a report he requested outlining the impact of the securities litigation reform law. Their preliminary conclusion appears to be that, while it is very early in the process, the act does not seem to have had much impact either in reducing litigation or in increasing information available under the "safe harbor." It is far too early to know the impact on potential litigation of the 1996 statute.

Passing preemptive federal statutes -- particularly laws that interfere with the procedures and operations of state courts -- is extremely difficult. Senator Dodd made this point last fall in wondering why we would favor preemption, although he thought there might be a case for such a statute if Prop 211 passed. We understand that Congressman Oxley (R

□

-Ohio), who business

interests expected to sponsor a preemptive statute, has declined on the grounds that it's unneeded, too difficult, and not the kind of thing conservative Republicans like to do. Some of the California Representatives on both sides of the aisle, as well as Congressman Joe Kennedy, are said to be working on a preemptive statute, but it is unclear how far they have gotten.

We have been silent on the issue since the election.

Recommendation

At a meeting attended by John Podesta, Bruce Lindsey, Kathy Wallman, Elena Kagan, Tim Newell, Paul Carey, Dan Tate and me, we concluded that it will be extremely important to walk the fine line between encouraging the high tech group to believe that the Administration favors preemption -- particularly the kind of broad preemption they have had drafted -- and leading them to conclude that we are going back on what they think the President had agreed to. The attached talking points attempt to guide you through the thicket.

Attachments:

Talking points

Veto message

Letter to Arthur Levitt

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

===== ATTACHMENT 2 =====
ATT CREATION TIME/DATE:17-JAN-1997 08:48:00.00

ATT BODYPART TYPE:p

TEXT:

PRINTER FONT 12_POINT_COURIER

Talking Points for Meeting with High Tech Leaders
Securities Litigation Reform (Preemption)

? Last time we (Leon) talked together about this issue, we were all concerned that Prop 211 would pass, potentially making California a mecca for securities fraud litigation under less rigorous standards than those in federal law.

? Through all our efforts, that crisis was, fortunately, averted.

? We understand that you remain concerned that similar efforts to establish minimal state standards that apply to out

-of

-state companies might appear in other states, and that fighting these one by one seems inefficient and counterproductive.

? As the President and I (Leon) said, we too are concerned about state by state action altering what is essentially a federal system.

? On the other hand, the securities laws have 60 years of history with concurrent federal and state jurisdiction.

Efforts to limit state jurisdiction, particularly access to state courts, need to be undertaken carefully. They will be successful only if they are directly responsive to a proven problem, and only if there is broad consensus (which will almost certainly have to include the SEC) to take the action. [Last year's preemption of state securities registration laws in most cases is an example of a long

-developing response to a well understood and documented problem.]

? Now that we are not under the imperative that passage of Prop 211 would have created, it is critical that we carefully work through the nature and extent of any state law problem and whether and what type of federal action might be needed.

? We welcome the opportunity to work with you on this. Kathy Wallman, who has been the Deputy White House Counsel and is now the Chief of Staff and Counselor at the National Economic Council, will be leading our team.

===== END ATTACHMENT 2 =====

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

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

CREATION DATE/TIME:17-JAN-1997 09:44:15.41

SUBJECT: fyi from bruce

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

TEXT:

===== ATTACHMENT 1 =====
ATT CREATION TIME/DATE:16-JAN-1997 19:00:00.00

ATT BODYPART TYPE:E

ATT CREATOR: Bruce N. Reed

ATT SUBJECT: Re: Privatization issue and meeting tomorrow

ATT TO: FORTUNA_D (FORTUNA_D@A1@CD)

TEXT:

Message Creation Date was at 16-JAN-1997 19:00:00

I defer to Elena on the legal question. On policy and politics, I think it's a mistake for us to step in and say no, you can't do this, to a state that's not even asking for a waiver.

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

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

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

CREATION DATE/TIME:17-JAN-1997 10:28:42.10

SUBJECT: Re: Privatization issue and meeting tomorrow

TO: Bruce N. Reed (Bruce N. Reed@EOP@LNGTWY@EOPMRX)
READ:NOT READ

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

TEXT:

Just so you know: Texas does have a matter pending before USDA and HHS, even though it's not a waiver. The state is asking us to share the costs of a new automated system, and such requests are routinely reviewed by both agencies. That's the hook that enables the 2 agencies to say yea or nay on this. Supposedly the agencies are required to review the RFP's involved to make sure the new system is cost-efficient, protects federal dollars, and is legal. Hence the potential opportunity for them to say no on the grounds that it violates the merit systems protection requirement.

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

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

CREATION DATE/TIME:17-JAN-1997 13:19:18.29

SUBJECT: youth violence bills

TO: Michelle Crisci (CRISCI_M) Autoforward to: Remote Address
READ:NOT READ

TO: Peter G. Jacoby (JACOBY_P) Autoforward to: Remote Address
READ:NOT READ

TO: Bruce N. Reed (REED_B) Autoforward to: Remote Addressee
READ:NOT READ

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

TO: Christa T. Robinson (ROBINSON_C) (WHO)
READ:17-JAN-1997 15:14:35.25

TO: Elizabeth Berman (BERMAN_E) (WHO)
READ:17-JAN-1997 15:03:34.49

CC: Dennis Burke (BURKE_D) (OPD)
READ:17-JAN-1997 13:40:15.12

TEXT:

Attached is a one-pager highlighting where we currently stand on the Administration's youth violence bill and the two youth violence bills recently introduced in the 105th Congress.

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

ATT CREATION TIME/DATE:17-JAN-1997 13:12:00.00

ATT BODYPART TYPE:p

ATT CREATOR: Leanne A. Shimabukuro

TEXT:

Unable to convert OA\$SHARE987:ZWRAJ1B18.FGN to ASCII,
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HIGHLIGHTS OF YOUTH VIOLENCE BILLS IN 105TH CONGRESS

Clinton "Anti-Gang Youth Violence Bill"

- \$200 Million Gang Prosecutor Grant Program.
- \$50 Million After School Programs. Funding for 1,000 new after school programs.
- 1996 Youth Crime Bill Initiatives. Prosecute more juveniles as adults for drug and firearms offenses and grant new rights for victims of juvenile crimes.
- Require Safety Devices for Handguns.

Also:

- Gang Witness Intimidation Provisions.
- Reform Juvenile Justice Office.
- Truancy/Curfew Grants.
- Brady for Juveniles.
- Youth Violence Courts.
- Drug Testing Teens for Drivers Licenses. State demonstration program.

Leahy-Biden-Daschle "Youth Violence, Crime and Drug Abuse Bill"

- Extension of Clinton Crime Bill Programs from FY 2000 through FY 2002; e.g., add 25,000 new cops to the Clinton 100,000 cops program.
- After School "Safe Havens". Similar to Administration bill.
- Prosecutors for Juvenile Courts. \$500 million program.
- Juvenile Gun and Drug Courts. Similar to 1996 Administration bill.
- \$550 Million for Violent Juvenile Prisons.
- Stiffen Penalties for Gang and Drug-Related Crimes.

McCollum "Juvenile Crime Control Act of 1997"

- Prosecution of Juveniles as Adults. Allows in Federal court for Federal felonies at age 13. Requires at age 14 for serious violent felonies and drug crimes.
- Victims' Rights for Victims of Juvenile Crimes. Similar to Administration bill.
- Criminal Records and Fingerprints of Juveniles. Expanded availability.
- Armed Violent Youth Apprehension Directive. Establishes youth violence task forces in U.S. Attorneys' offices.
- \$1.5 Billion Juvenile Detention Facility Program.