

**NLWJC - KAGAN**

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**ARMS - BOX 004 - FOLDER -006**

**[02/26/1997]**

# Withdrawal/Redaction Sheet

## Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
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001. email	Bruce Reed to Elena Kagan and Paul Weinstein Jr. Subject: Position. (1 page)	02/26/1997	P2
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**COLLECTION:**

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

**FOLDER TITLE:**

[02/26/1997]

2009-1006-F

wr83

**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 (NOTES MAIL)

CREATOR: Todd Stern ( CN=Todd Stern/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:26-FEB-1997 08:14:52.00

SUBJECT: partial birth

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

READ:UNKNOWN

TEXT:

This came up in 7:45 meeting and it sounded as though Sylvia might be pulling some people together. I told her that if you she did, you had to be there. Please keep keeping me posted on this, because I'm still interested and will one day return to the table, after Alexis is safely ensconced at Labor.



**BRUCE REED**

**Daily Schedule for  
Wednesday  
February 26, 1997**

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**8:30 State Legislation  
Travel Mtg  
(Baer's office)**  
**9:00 Staff Meeting  
(Room 211)**  
**10:00 Crime Meeting  
(Room 211)**

**Phone/Office Time**

**2:00 Policy Coordination  
Meeting  
(Ward Room)**

**3:15 Policy Coord. Mtg.  
With Gene/Katie  
(Your office)**

**4:00 WR Conf Call  
Phone: 72104  
Code: 5252**

**5:15 POTUS Strategy  
(Residence)**

**POTUS**

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**10:00 State Arrival**  
**12:10 Briefing for Press Conf.**  
**1:00 Press Conference**  
**2:15 Phone/Office Time**  
**5:15 Hold**

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Angus S. King ( CN=Angus S. King/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:26-FEB-1997 09:57:40.00

SUBJECT: disabilities

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

READ:UNKNOWN

TEXT:

I have a memo here from Coelho to Vicki about attendees for the meeting with Erskine. They want to do the big meeting (w/ EBB) on March 6 at 3pm. I don't know if this gives us enough time, but we should discuss.

I'm at 6-2128. Thanks,

-Angus

ps - Thanks for taking on the Black Farmers for now. As soon as the Special Asst. to the POTUS for farm policy is named (I think it's going to be Charles Whillock), we can have him take over.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Christa Robinson ( CN=Christa Robinson/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:26-FEB-1997 14:05:21.00

SUBJECT: short term scheduling

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

I will be going to the Short Term Scheduling meeting in Paul's absence today at 3:30pm. I will report back to you the results of the meeting, but if there is anything you would like to push for let me know. Also, I spoke to Mike Cohen about pending education requests. (Reminder: I don't have a replacement pager yet, but I will check my voice mail right before the meeting.)



**Domestic Policy Council  
Initiatives and Events for 1997**

**Crime and Drugs**

**March**

**Prison Drug Testing** Last year, the President pushed Congress to pass a provision requiring states to drug test prisoners and parolees as a condition for receiving 1994 Crime Bill Prison grant funding. Unfortunately, during the process Congress amended this provision to preclude states from using prison grant funds to help pay for the drug testing. The President's Anti-Gang Bill includes a provision permitting states to use 1994 Crime Bill funding for drug testing.

On December 12, 1996, the President announced that the Justice Department had developed drug testing and sanction guidelines to assist states in meeting the new requirements. The guidelines require states to implement a post-conviction program of controlled substance testing, interventions, and sanctions with articulated policies and procedures by September 1, 1998.

These guidelines should be now be followed up with two actions:

- 1) **Presidential Letter to Governors.** President sends a letter to all 50 governors informing them that reducing cycle of drug abuse in our nation's criminal justice systems is one of his top priorities and he has every intention of making these deadlines a reality. He would seek their support in passing the Anti-Gang Bill provision, which would greatly assist them in achieving the mutual goal of breaking the cycle of crime and drugs.
- 2) **Prison Drug Testing Initiative Director.** President would announce that he has asked a high profile criminal justice expert/top professor-type (or Commission w/ high profile Chair) to administer this program. Over the next 12 months, this Director will work with all 50 states to ensure that their drug testing plans are adequate and up to speed. This announcement will show Presidential commitment and action. Just as important, it takes control of the monitoring of states out of bowels of the Justice Department bureaucracy, where it would otherwise not occur.

**Safety Lock Event and Executive Order** (Anti-Gang and Youth Violence Strategy Event #1) A provision in the President's Anti-Gang and Youth Violence Bill requires Federal Firearms License Dealers to sell a safety lock with any handgun. To highlight this provision and serve as an example, the President would announce that he is directing all federal law enforcement agencies to require that handguns be issued with a safety lock (I believe ATF

already has this requirement). The President would sign the directive at a White House event accompanied by the Bradys and law enforcement.

The event could be held on March 30th, which is the 16th anniversary of Jim Brady's shooting.

**Hard Liquor Advertising** For years, the hard liquor industry has voluntarily agreed not to show liquor ads on TV. Some companies have now broken that agreement. In furtherance of his National Drug Control Strategy roll-out, the President would send a letter to the FCC requesting that they consider restrictions on hard liquor advertising on television during certain time periods.

**Sex Offender Registry** President would visit the National Center for Missing and Exploited Children in Arlington, Virginia where he would take a tour of facility and announce that the interim National Sex Offender Registration system -- which he directed the Attorney General to develop in the June 21, 1996 Radio Address -- is now up and running.

He would also announce that he is signing an Executive Order instructing the Attorney General and the Secretary of Defense to insure that sex offenders released from Federal and Military prisons are listed in the national registry.

**ABC Radio Anti-Drug Town Hall** The President has already agreed to participate in a radio town hall for ABC in Mid-March in which he would field questions and discuss youth drug use with youth and parents.

## **April**

**National Anti-Drug Media Campaign** The President's FY 98 Budget Submission includes \$175 million for a national anti-drug media campaign directed towards our youth. This initiative is the cornerstone behind the number one goal in the President's National Drug Control Strategy -- to reduce youth drug use. The President and General McCaffrey have already indirectly challenged the media to match our contribution dollar for dollar so that \$350 million would be dedicated to anti-drug ads. Unfortunately, we will not be able to expend any funds on this initiative until we enact the appropriation bill. ONDCP can, however, expend discretionary funds in their FY 97 budget to begin producing anti-drug ads.

At a Rose Garden event, the President would kick-off his Administration's anti-drug media campaign with one of the celebrities who has committed to appear in an ad. President Clinton would also release a letter that he is sending to every network issuing his challenge that

they match our contribution and begin dedicating more air time to anti-drug ads (ONDCP is currently reaching out to celebrities and sports figures such as Michael Jordan, Grant Hill, and Tiger Woods to tape anti-drug ads).

**Anti-Gang Prosecutor Event** (Anti-Gang and Youth Violence Strategy Event #2)

The cornerstone of the President's Anti-Gang and Youth Violence Strategy is a \$200 million anti-gang prosecution grant program. The President would meet with prosecutors from across the country in the Oval Office where they would thank him for his strong support in fighting gangs. The prosecutors -- Republican and Democrat -- would urge Congress to move quickly to pass the President's bill.

**After schools Initiatives Event** (Anti-Gang and Youth Violence Strategy Event #3).

To highlight his 1000 new after schools initiatives in his Anti-Gang Bill, the President would visit a successful after schools program and meet with the kids who have been positively impacted by the schools staying open in the evenings, on the weekends, and in the summer. That day, he would also announce that HHS is providing several million dollars in grants from its FY 97 appropriation for new After schools programs across the country.

**Victims Constitutional Amendment** In June 1996, the President announced his support for a constitutional amendment for victims rights -- to guarantee victims the right to be notified, to receive restitution, receive reasonable protection measures, and to be heard at sentencing and parole hearings.

At a White House event, the President would:

1. Urge Congress to pass the Amendment quickly;
2. Receive a report from the Attorney General -- in response to his June 25, 1996 Directive -- outlining measures taken by the Justice Department to increase and improve Federal level victim's services and protections;
3. Announce the creation of a Federal victim notification system; and
4. Announce additional funding from the Victims Crime Fund -- which is larger than ever before -- that will be provided to victims services and shelters throughout the country.

This event could occur on April 19, the third anniversary of the Oklahoma City bombing or during April 14-18, which is National Crime Victims Week.

May

**Mayor's Drug Conference** In announcing the 1997 National Drug Control Strategy, President Clinton stated that he will be convening a White House Mayors Conference on Drug Control on May 21st. This is in response to a request from Chicago Mayor Daley, who is currently chair of the U.S. Conference of Mayors.

The President could use that event to announce a new drug initiative or a development in one of the other listed initiatives. For example, he could announce the Chair of the Prison Drug Testing Program or kick-off his anti-drug media campaign.

**National Peace Officers' Memorial** On May 15th, the President would speak on the Mall to law enforcement and families in honor of National Peace Officers' Memorial Week. He would urge Congress to pass his safety lock proposal so that more gun violence deaths can be prevented.

**National Missing and Exploited Children Day** May 16th. The President and the First Lady would host an event in the Rose Garden honoring National Missing and Exploited Children. John Walsh, Mark Klaas, Colleen Nick (who met with the President after her daughter, Morgan, was reported missing) and others would be in attendance.

The President would unveil a PSA -- in which he appears -- that would be used for serious child kidnaping cases where the child is abducted by a stranger. The President would also release a letter that he is sending to all 50 Governors asking them to post missing children photos in all state government buildings and property, modeled after his 1996 Directive requiring all Federal facilities to post such photos.

Summer

**Brady Law Supreme Court Case** Late Spring/Summer. When the Supreme Court decides the challenge to the Brady Law, assuming we lose, the President would hold an event at the White House with law enforcement and the Bradys where he would announce:

- 1) Proposed legislation that he is sending to the Hill to address the Supreme Court case and that he is calling on Congress to immediately pass it;
- 2) A letter from Reno and Rubin to chief law enforcement officers nationwide asking them to continue enforcing Brady checks; and that
- 3) He has already received a signed pledge from numerous Police Chiefs and Sheriffs across the nation that they will continue to conduct Brady checks.

**COPS Hiring Announcements** Throughout the coming year, the Justice Department will have several rounds of new COPS announcing. During 1997, 17,000 additional new community police officers will be funded by the Justice Department.

For the Third Anniversary of Crime Bill signing on September 13, 1997, the President and the Attorney General would swear-in the "75,000th cop" signifying that the program is 3/4's towards the President's goal of 100,000 new police officers in three years.

**Parental Responsibility Bill** In a speech on youth violence and drugs, the President would encourage more states and localities to adopt parental accountability or responsibility laws, so that parents are held accountable for the acts of their children.

**Drug Strategy Letter** Before Congress returns from their long August recess, the President would send a letter to the Speaker and the Senate Majority Leader urging them to ensure when they return that his drug budget is fully funded as they conclude the appropriations process.

## **Fall**

**Signing of Anti-Gang Bill/ National Gang Tracking Network** President Clinton would travel to Boston to sign his Anti-Gang and Youth Violence legislation, the site of his initial announcement. He would also announce that his National Gang Tracking Network is now operating throughout the Northeast and other regions will soon be able to access it.

**First State-wide Implementation of 3-1-1** In response to a public safety crisis created by clogged 9-1-1 services across the nation, on July 23, 1996, President Clinton asked the Attorney General to work with the FCC, law enforcement and the telecommunications industry to develop a national community policing number for non-emergency calls. On February 13, 1997, the FCC responded to the President by setting aside 3-1-1 for non-emergency public safety use. With funding from the Justice Department, the City of Baltimore has already instituted a 3-1-1 system and it has been enormously successful in reducing 9-1-1 backlog.

The President would travel to Colorado to announce that it is the first state to adopt state-wide use of 3-1-1 and that it will serve as a model for other states. He would urge every state to adopt 3-1-1 by the year 2000.

## **Other Potential Report Announcements Throughout the Year.**

**HUD One-Strike for Public Housing Report** March. In March 1996, the President announced the implementation of the One-Strike policy for public housing. HUD is starting to

collect information on the number of public housing agencies that are implementing the policy. In March, the HUD Secretary would provide the President with a one-year progress report on One-Strike. If grant announcements were ready for the Public Housing Drug Elimination Grants or Operation Safe Home, they could also be announced.

**Violence Against Women Report** Summer. One of the most important and far-reaching sections in the 1994 Crime Bill was the Violence Against Women Act. The Attorney General would provide the President a report outlining its progress to date.

**Shaming Sentences.** The President would encourage more states and localities to support shaming sentences for minor offenses -- so that juveniles offenders are forced to apologize in public and adults are morally condemned through public identification of their non-violent acts.

In a crime speech, the President would announce his continuing commitment to truth-in-sentencing for violent crimes and then pivot into his support for alternative sentencing when appropriate, such as shaming sentences, which instill the values of a community and deter illegal activity.

**New Law Enforcement Technology.** The President would announce that his Administration is ushering in a new age in police technology that will not only help prevent crime but also make policing safer.

Through this Administration's efforts, we are on the verge of a "smart gun" that can only be fired by the actual gun owner; advanced "concealed weapons technology" that will keep gun-toting criminals off our streets; "crime mapping" that will pinpoint crime patterns and reduce crime like it did in New York; and "gun shot detection" which will help locate criminals. (.... and DNA technology that will locate the "real killers!!!")

February 26, 1997

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Sondra L. Seba ( CN=Sondra L. Seba/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:26-FEB-1997 14:08:15.00

SUBJECT: Bio needed

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

READ:UNKNOWN

TEXT:

Do you have a bio we could include in our information packets to hand out at tomorrow's briefing? The NACW leadership has requested them for all the speakers. Please advise.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: William P. Marshall ( CN=William P. Marshall/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:26-FEB-1997 14:35:09.00

SUBJECT: Legal Boundaries on Welfare to Work Outreach

TO: JMonahan ( JMonahan @ Os.dhhs.gov @ inet [ UNKNOWN ] )  
READ:UNKNOWN

TO: Maria Echaveste ( CN=Maria Echaveste/OU=WHO/O=EOP @ EOP [ WHO ] )  
READ:UNKNOWN

TO: Sylvia M. Mathews ( CN=Sylvia M. Mathews/OU=WHO/O=EOP @ EOP [ WHO ] )  
READ:UNKNOWN

TO: Elaine C. Kamarck ( CN=Elaine C. Kamarck/O=OVP @ OVP [ UNKNOWN ] )  
READ:UNKNOWN

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

TO: Marcia L. Hale ( CN=Marcia L. Hale/OU=WHO/O=EOP @ EOP [ WHO ] )  
READ:UNKNOWN

TO: Bruce N. Reed ( CN=Bruce N. Reed/OU=OPD/O=EOP @ EOP [ OPD ] )  
READ:UNKNOWN

CC: Kathleen M. Whalen ( CN=Kathleen M. Whalen/OU=WHO/O=EOP @ EOP [ WHO ] )  
READ:UNKNOWN

CC: Dawn M. Chirwa ( CN=Dawn M. Chirwa/OU=WHO/O=EOP @ EOP [ WHO ] )  
READ:UNKNOWN

TEXT:

Attached are answers to questions raised at yesterday's (2/25/97) meeting regarding legal limits on White House outreach on welfare to work. They have been reviewed by both Dawn Chirwa and Kathy Whalen in the Counsel's office. Please contact me if you have other questions or need additional information.===== ATTACHMENT 1 =====  
ATT CREATION TIME/DATE: 0 00:00:00.00

TEXT:

Unable to convert ARMS\_EXT:[ATTACH.D82]MAIL41752565W.016 to ASCII,  
The following is a HEX DUMP:

FF57504370040000010A02010000000205000000DE1600000002000003A11567225C4714C634F22  
1321F599A00033EDBC61B5EFB856EADCE9E894968312A83E1DBFFAA92A13108D7FBB8E4C1C873E  
1A7CD42C582CCF9CA49DC4331FA6521B75EF0DC982F1E581710BB4184917539A8819CF6B8C8C28  
5478C9E810F57C1A99D1B5719CEA6473F54A9A3F698A296D6EEA5CAEBAB4BD71E034BA9F7654A3  
5DBD3D4B4BA010EA1B5AF84F31605490FE8D6915C2079131A0B572C8BB0AAE35EF4919D776E6BD  
F3BDA29891DC1F10F15A378242735E49A8319746C47110C65770AA273E4B08EAA065E9158B54B1  
6F56A64461B3709E62B7AF9259B6F7474F288F3AFC14609FEF374D00D9EDCA9B266011957D537F  
E44151CF88D4E867239842726458844934EDB972C33410BD920E3C7E561043C9BFB2D653CCD598  
57912DABE7B5374C2BF3422ECA1BB419361595174A19F2143F6E65EE60DC8542010B1804FD7C02  
30E972714A71EC990D9B90D07A8151E0B15B7AC896F29FF91B89AAEDDFCE6934796093002C6CE5  
B0922946FA69F43AD4C6CD1C55F0B8077E64D51C45A5103BFEC2B2EC593B3520C7A4CDC62B6CF3  
8F7267E83E8E476B815524866F1153AD7E2F8FB02633BA733A9D5208F109C5475B1D9E5DAA6D27  
977AC28A89F989A68F75FE371D3C8BC07937DBFACDA98FF2327F9A9FA92D290B8E1364D912C125

The following are some questions and answers on the legal limits of White House outreach on welfare to work. The first set of questions deal with our relationships with a 501(c)(3) organization incorporated to assist businesses and other entities with welfare to work programs. The second set deal with our use of particular individuals in carrying welfare to work outreach to religious organizations and non-profits. The answers to these questions are based upon the Standards of Ethical Conduct of Government Employees and other applicable regulations and statutes.

A. Relationship with a particular 501(c)(3).

1. Can we refer businesses and other entities interested in hiring or training welfare recipients to an existing 501(c)(3) for information and direction?

Yes, provided we act evenhandedly if there is more than one 501(c)(3) organization offering similar assistance. If we are not aware of any competing 501(c)(3)s, there is no problem in referring interested parties to one entity.

2. Can we invite representatives of a 501(c)(3) to meetings on welfare to work implementation strategy -- including meetings with the NGA or other similar groups?

Yes, subject to the requirements of even-handedness noted above and provided we do not disclose to them any confidential (non-public) information.

3. Is there a problem in attending meetings held by groups such as the NGA if included in those meetings are representatives from a 501(c)(3)?

No. However, if another 501(c)(3) requests a meeting separately from the one called by the NGA, we must be prepared to meet with them on a similar basis.

4. Can we direct the 501(c)(3) to engage in a particular action or follow a particular strategy?

No. The White House may not direct a private entity to take a particular action or course of action nor we selectively decide which private entities receive public information. We can, however, provide publicly available information to the private entity(ies) and indicate what strategies we feel are the most effective.

5. Can we create our own non-profit to perform welfare to work outreach to religious organizations or to other non-profits?

No. The general rule is that we cannot create non-profits to effectuate government policy. We are currently looking into whether some limited exception to this rule is possible.

B. Use of individuals for outreach.

1. Can we ask individuals to volunteer to work with religious organizations and non-profits in helping them with welfare to work?

This is a difficult issue. There is no problem in discussing issues with private individuals and indicating that we would like them to work on particular matters. However, we cannot direct a private person's activity and we must be careful to not give that person the impression that she holds an official position or that her activities are government sanctioned. That individual, in turn, must be take care in dealings with third parties not to convey the impression that she is acting on behalf of the White House or that her actions have been officially sanctioned.

2. Can we announce that a particular private person is the point person for the White House for outreach to religious organizations and non-profits?

No. We can mention the efforts of persons of which we have knowledge; but if more than one person is engaged in similar activities, we may need to be inclusive to avoid the appearance of favoritism. If we want a person to have a specific and ongoing role, we may have to make that person an employee or provide that person with another form of formal status.

3. Can we direct a private individual to engage in specific actions or employ a particular strategy in welfare to work outreach?

Not unless that person assumes an official position in the Administration.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:26-FEB-1997 14:37:29.00

SUBJECT: Memo on Ideas

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

READ:UNKNOWN

CC: Paul J. Weinstein Jr. ( CN=Paul J. Weinstein Jr./OU=OPD/O=EOP @ EOP [ OPD ] )

READ:UNKNOWN

TEXT:

We should do a short memo by the end of the day on where we stand with respect to a handful of issues that will come up at the political meeting. We can give the memo to Sylvia and Mark. We need a few sentences on each idea and a reasonable deadline for when they could be ready. The issues we're on the hook for are:

IDEAS FROM LAST WEEK

AIDS vaccine (Chris/Nancy-Ann/Greg Simon) -- need proposal within 2 weeks. Where are we right now?

Race Commission -- talk through with Sylvia (she thinks it's her responsibility)

HMO Bill of Rts/Quality Commission (Chris)

Home health care reg (Chris) -- explain why it fell through. Do we want legislation in its place?

NEW IDEAS THEY ASKED ABOUT

Ban on human cloning (Elizabeth)

Extradition of child pornographers (Dennis/Rahm)

Smoking web sites (Elizabeth) -- there's something about it in TIME or Newsweek this week. Mark wanted to talk about it at Friday's event.

Refrigerator standards (VP's responsibility, not ours)

E.O. on testing in military schools (Mike)

Requiring employers subject to EEOC to post job openings on the Internet (Elena?)

Name advisory panel of reading and math teachers (Mike)

OTHER IDEAS OF OURS

Medicare fraud legislation (Chris)

E.O. on govt hiring welfare recipients (Elena)

E.O. on classified research with human subjects (Elizabeth)

Seat belt study (Elizabeth)

Childrens Health EO (Diane)

Announce welfare-to-work transportation plan from the budget

Announce commitments from Service Summit (Diana)

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Angus S. King ( CN=Angus S. King/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:26-FEB-1997 14:57:19.00

SUBJECT: Re: disabilities

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

READ:UNKNOWN

TEXT:

Thanks.

What happened with the Black Farmers this morning?

# Withdrawal/Redaction Marker Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Bruce Reed to Elena Kagan and Paul Weinstein Jr. Subject: Position. (1 page)	02/26/1997	P2

## COLLECTION:

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

## FOLDER TITLE:

[02/26/1997]

2009-1006-F

wr83

## RESTRICTION CODES

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- 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)]

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RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Stephen C. Warnath ( CN=Stephen C. Warnath/OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME:26-FEB-1997 16:35:41.00

SUBJECT: National Black Farmers meeting

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

READ:UNKNOWN

TEXT:

I attended the meeting over at the Department of Agriculture, chaired by Jill Long Thompson, with a number of representatives of Black farmers, Ag. staffers, and several Congressional staffers. The meeting focused on requests for assistance from the federal government for minority farmers. The type of assistance sought, outlined in the report you provided to me, ranges from funding to cooperative public/private efforts.

There is no immediate follow-up needed by the White House. Dept. of Ag. staff pledged to review the proposals and see if they can help. Ag. will contact us to update us on how this is going in the near future. Depending on their determinations, we can decide on appropriate actions.

Thanks.



To:  
From:  
Date: February 26, 1997  
Re: Welfare-to-Work Options for the Federal Government

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Following are four steps the Federal government can take to hire welfare recipients.

- Create a New Federal Government Hiring Avenue Specifically for Welfare Recipients
- Make Work Pay For Welfare Recipients Who Choose Employment With the Federal Government
- Expand Federal Government Information Services, Including the Internet
- Require Agency Performance Goals and Offer Agencies Hiring Incentives

An Executive Order and two legislative proposals are needed to fully implement the program. Also needed would be \$300 million in new expenditures, primarily for child care, expanded technology services, and bonuses. If fully enacted, the proposal would accomplish the following.

**I. Create a New Federal Government Hiring Avenue for Welfare Recipients**

Through **Executive Order**, the President can create a new, excepted service hiring authority for welfare recipients. The program would be designed to encourage agencies to hire welfare recipients initially as temporary employees. At the end of two years and only upon successful performance, these employees could be converted to regular, competitive government employment. Currently, there exists five similar programs targeted to specific groups: The Veteran's Readjustment Appointment program; The Severely Handicapped Appointment; The Student Career Experience Program; The Worker-Trainee Program; and The Presidential Management Intern Program.

These programs are advantageous to Federal agencies because they allow simplified hiring processes and targeted recruitment from smaller pools of people.

The New Excepted Service Hiring Authority For Welfare Recipients would:

- Create an excepted appointment with a two-year limit followed by the agency option to convert the employee to competitive service;
- Prevent limitations on appointment grade level;
- Encourage conversion to career status after two years of *satisfactory* performance;
- Suggest agency provided job-specific training and/or education after initial hiring;

- Enact a peer counselor or mentor program for those hired under this status;
- Convert employee status after 2 years to one of three options:
  - Convert employee to competitive Federal Government status
  - Allow the two-year appointment to expire; separate the employee
  - Extend the appointment by one year with OPM approval

## II. **Make Work Pay for Those Welfare Recipients Who Choose Employment in the Federal Government**

Once welfare recipients enter the labor market, they face harsh economic realities that often force them back on the welfare rolls. Many welfare recipients find that the package of welfare benefits received was worth more than the job they've just taken. To ensure that work pays more than welfare and to help welfare recipients *remain* in the labor market once employed, child care, transportation, and health care subsidies are helpful. Following are suggestions for making these subsidies available to welfare recipients hired by the Federal Government.

- Subsidize child care on a sliding-fee scale based on income. DoD currently subsidize child care centers as well as child care payments based on income, as allowed under the Military Child Care Act of 1989. Under the DoD program, all employees receive a subsidy, but that subsidy varies by income, the minimum subsidy being 35 percent of the cost. **Last year's appropriation to DoD for this program was \$252 million.** DoD's program offers a model other agencies might follow to offer child care subsidies to their low-income employees. The Federal government might consider extending subsidized child care to low-income employees at non-DoD agencies. Such subsidies could be offered on a sliding fee scale and would be based on income. **Legislation and new appropriations are required to offer such a program.**
- Direct agencies to use the existing Federal Fare Subsidy Program to offer graduated transportation subsidies based on income to welfare recipients hired by the Federal government. Currently, through the Fare Subsidy Program, the Federal government offers agencies the option to subsidize the cost of public transportation for its employees in areas where state and local programs exist. The subsidy goes directly into the employees paycheck. However, because the cost of offering transportation subsidies to all employees is prohibitive, few agencies have pursued this option. Current law would allow agencies to offer transportation subsidies on a graduated scale based on income to target the subsidy to those who need it most. **The President could direct agencies to pursue that option. Fare subsidies would come directly out of the participating agency's appropriations.**
- Publicize that workers hired under the new hiring authority for welfare recipients would be eligible to participate in the Federal Employee Health Benefits (FEHB) program. While all welfare recipients are eligible for one year of transitional Medicaid, employees hired under exceptive service hiring authority are also eligible for FEHB.

- Encourage eligible employees to access the Earned-Income Tax Credit (EITC) monthly through their paychecks. Under current law, those eligible for the EITC are allowed to receive it either as an income tax refund or in equal distributions throughout the year. A **Presidential Directive could require Federal agencies to inform all eligible employees of both their eligibility and of the payment options.**

### **III. Use and Expand the Federal Government Information Services to Publicize Federal Job Opportunities, the New Excepted Hiring Option, and Other Related Information**

Both social service providers and welfare recipients need access to information about job openings, placement firms, training programs, and the like. Currently, the Federal government has several vehicles to disseminate information, including the Federal Register, a Federal Jobs Database, and new Internet-based information systems. However, information dissemination regarding Federal job opportunities needs to be expanded. Following are expansion options.

#### The World Wide Web and the Internet

A recent NGA/APWA survey found that there are approximately 133,000 computers in welfare offices around the country. Of those, 51,000 are 486s and above (therefore have the capacity to access the Internet), 6,000 are 386s or less (making access to the Internet feasible but difficult), and 76,000 are non-intelligent computers (computers operating off a main frame only with no separate intelligence, making Internet access impossible). This means that about 1/3 of the nation's caseworkers have access to the Internet. Therefore, Internet employment information is a quick, easy and good option for 1/3 of the welfare offices. For the remaining 2/3 of the welfare offices, computer systems could be updated or new systems purchased at a cost to the government of approximately \$35 million over two years including maintenance and training. Computers with Internet access could be up and running by the end of the first year. Through the Internet, the Federal government would:

- Deliver career counseling through **USACareers**, a new, interactive computer-based internet web site currently under development by OPM's Employment Service. The site should be up by March 1997 and will analyze skills and abilities and develop training plans for welfare recipients to get the skills and aptitudes necessary for Federal employment.
- Initiate a publicity campaign on **USAJOBS**, OPM's employment information Homepage to inform both welfare recipients and state, local, and nonprofit social service agencies of available jobs and avenues to those jobs including training for welfare caseworkers and recipients on.
- Implement **Hiring Outlook**, an electronic information system designed to provide information on Federal occupations including appointment types, permanent and temporary employment opportunities, and needed skills. This service is currently scheduled to be on line by September 1997.

Direct Mail

- Continue and expand posting of state, local, and municipal government jobs and solicit support and help from the U.S. Conference of Mayors, the League of Cities, the National Association of Counties, and the National Governors Association.
- Initiate a monthly direct mailing campaign to state welfare offices, Chambers of Commerce, Private Industry Councils, and similar organizations on Federal job opportunities.

**IV. Set Performance Goals and Offer Federal Agencies Incentives For Hiring Welfare Recipients**

To ensure that this Federal hiring program is successful, performance goals should be in place as well as incentives to encourage the agencies to meet those goals. While the new hiring authority is an incentive in and of itself because it allows simplified hiring processes and targeted recruitment from smaller pools of people, there are other incentives to consider.

- Encourage Federal agencies to set hiring goals based on a percentage of their overall workforce and require them to self-monitor.
- Require Cabinet Secretaries to report their monthly hiring progress to the White House.
- Offer current employees a “finders fee” for any welfare recipient that person successfully brings into the agency. OPM currently has similar performance-based employee bonus programs and believes a finders fee program fits within existing guidelines. **Upon direction from the President, agencies could move forward with it. Finders fees (and other employee bonuses) come directly out of the rewarding agency’s appropriations.**
- Draft legislation to allow Federal agencies to access the work subsidy option under the new welfare law. Use the Treasury, Postal Appropriations bill to amend Federal appropriations laws to accept wage subsidy funds and credit them to the appropriations account of the participating agency to pay the subsidized employees wage as long as the funds were less than or equal to the wage. (Note: We are currently exploring labor laws that might affect this option.)
- Offer Presidential recognition to Federal agencies that make the greatest strives to hire people off welfare.
- Give preference to those competing for government contracts who have hired welfare recipients. We are currently examining Federal grant and contract procedures to determine if this is feasible. Similar programs exist now: HUD construction contractors are currently required, to the extent possible, to hire low-income individuals to work on the construction projects and Government contracts are also given preferentially to minority-owned businesses.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Stephen C. Warnath ( CN=Stephen C. Warnath/OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME:26-FEB-1997 17:23:48.00

SUBJECT: disability and naturalization update

TO: Diana Fortuna ( CN=Diana Fortuna/OU=OPD/O=EOP @ EOP [ OPD ] )  
READ:UNKNOWN

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

TEXT:

INS reports that OMB has the reg. for clearance. There weren't many modifications, so this should not be difficult to finalize.

INS hopes for the following schedule, if possible:

Monday -- The reg would be forwarded to the Fed. Register

Wednesday -- Posting

Thursday -- Publication

Also, it appears that OLC is near to deciding that it is not possible pursuant to existing law for a proxy or guardian to assent to the naturalization oath on behalf of the disabled. Because of that likely outcome, Jamie Gorelick will probably have a DOJ internal meeting on Monday to discuss various considerations/options regarding whether the Administration should offer/support legislation that would allow this. They would then brief us and we should try to be in a position to get that issue decided fairly quickly at that point. Different agencies are likely to have different views. HHS would probably urge yes. Interestingly, the Department of State would probably say no (due to concerns that a precedent allowing a proxy to renounce another's citizenship might be abused by some other countries to permit stripping of citizenship without consent of a U.S. citizen who is in their country.) INS is probably strongly divided.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Stephen C. Warnath ( CN=Stephen C. Warnath/OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME:26-FEB-1997 17:32:39.00

SUBJECT: Update of the update

TO: Diana Fortuna ( CN=Diana Fortuna/OU=OPD/O=EOP @ EOP [ OPD ] )  
READ:UNKNOWN

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

TEXT:

I neglected to mention in my previous long e-mail that INS is trying to get us the latest drafts of the guidelines, Q&As and Fact Sheet tomorrow. Those drafts will try to respond to our comments (and those of HHS and SSA) to the extent that INS considered appropriate.

Thanks

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:26-FEB-1997 17:59:05.00

SUBJECT: aids memo

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

READ:UNKNOWN

TEXT:

Cathy has the disk from Eric of his original memo. He'll send some more graphs on the research. You might also add a sentence or two on McCaffrey's position.

Let me know what else you might change. It's short, but pretty clear.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Stephen C. Warnath ( CN=Stephen C. Warnath/OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME:26-FEB-1997 18:08:57.00

SUBJECT: FYI Disability Community

TO: Diana Fortuna ( CN=Diana Fortuna/OU=OPD/O=EOP @ EOP [ OPD ] )

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

A heads-up: The EEOC told me that they met today with representatives of the disability community to discuss the ADA and other EEOC issues. These representatives indicated that they intended to call you (Elena) to discuss what the Administration plans for its agenda this term concerning the issues important to the disabled.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Christa Robinson ( CN=Christa Robinson/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:26-FEB-1997 18:10:28.00

SUBJECT: Short Term Scheduling Mtg

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

TO: Paul J. Weinstein Jr. ( CN=Paul J. Weinstein Jr./OU=OPD/O=EOP @ EOP [ OPD ] )  
READ:UNKNOWN

TO: Bruce N. Reed ( CN=Bruce N. Reed/OU=OPD/O=EOP @ EOP [ OPD ] )  
READ:UNKNOWN

CC: Michael Cohen ( CN=Michael Cohen/OU=OPD/O=EOP @ EOP [ OPD ] )  
READ:UNKNOWN

TEXT:

2/27 - Thursday - Remarks to the Business Council

2/28 - Friday - Taping of Radio Address -- they said the topic wasn't confirmed but that there was talk of doing certification ie.) Mexico. I said that you had proposed child support. You should push Don on it if that is what you want.

3/3 - Monday - Ad Council PSA Launch - POTUS and HRC

3/4 - Tuesday - PRESS CONFERENCE

Tuesday - HRC is doing School Construction Event -Pauline Abernathy is working on it. We'll be meeting on it tomorrow.

3/5 - Wednesday - POTUS travels to East Lansing, Michigan to meet with a State Legislature. Marcia Hale is the staff contact. Is this an education message?

3/6 - Thursday - Education Standards Meeting w/ Mark Tucker, etc. is on the schedule and will be confirmed once Erskine signs off on it, hopefully tomorrow. Stephanie thinks that he will. They do not have a message event for this day, so if there is a possible press/message event you would like to do around this meeting I think scheduling would be open to the suggestion.

3/7 - Friday - Taping Radio Address and Welfare Meeting - both tentative.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elizabeth Drye ( CN=Elizabeth Drye/OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME:26-FEB-1997 18:44:27.00

SUBJECT: Status of Events

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

TEXT:

Seat Belt Report. DOT expects to deliver to the White House March 10 a report the President requested suggesting ways to increase seat belt use. We could announce it later that week. The report may recommend the President: set an ambitious national goal for seat belt use; challenge the states to pass "primary" seat belt laws (allowing cops to stop passengers not wearing belts); and provide \$9 million in incentive grants to states (consistent with our 1998 budget).

Ban on Cloning. Congress banned the use of Federal funds for cloning in both FY96 and FY97, but privately-funded research is not similarly restricted. The President could call on the scientific community to institute a self-imposed moratorium on human cloning research -- at least while the National Bioethics Advisory Committee implements the President's request to study the issue over the next 90 days. We will make a recommendation next week on this possible action.

Actions responding to the President's Advisory Committee on Human Radiation Experiments. In response to key recommendations of the Committee, we have prepared (1) an Executive Order strengthening protections for human subjects of secret research; and (2) legislation expanding compensation for Cold War-era uranium miners. With one week's notice, we can be ready to announce these policies and release a summary report detailing the Administration's full response to the Committee's 18 recommendations.

Tobacco Advertising on Web Sites We recommend against the President's commenting now on this subject. Because of the First Amendment, FDA's rule focuses on advertising that already reaches kids. The rule also requires companies to notify FDA when initiating advertising in media -- including the internet -- not addressed by the rule, so the FDA can monitor the ads. Industry has challenged FDA's rule in the courts in part on First Amendment grounds. Any statement now prejudging internet ads -- and their effects on kids -- may compromise our efforts to defend the rule's carefully drawn provisions.

RECORD TYPE: PRESIDENTIAL (EXTERNAL MAIL)

CREATOR: Stuart M. Schear@EOP@LNWTWY@EOPMRX

CREATION DATE/TIME:26-FEB-1997 18:46:00.00

SUBJECT: WEEKEND TV OUTLOOK

TO: GOLDBERG\_JS ( GOLDBERG\_JS@A1@CD ) (WHO)  
READ:NOT READ

TO: JOHNSON\_DT ( JOHNSON\_DT@A1@CD ) (NSC)  
READ:NOT READ

TO: BERMAN\_E ( BERMAN\_E@A1@CD )  
READ:NOT READ

TO: BURKE\_D ( BURKE\_D@A1@CD ) (OPD)  
READ:NOT READ

TO: HAAS\_L ( HAAS\_L@A1@CD ) (OMB)  
READ:26-FEB-1997 20:09:10.61

TO: JENNINGS\_C ( JENNINGS\_C@A1@CD ) (WHO)  
READ:NOT READ

TO: JOLIN\_M ( JOLIN\_M@A1@CD ) (WHO)  
READ:27-FEB-1997 08:32:57.79

TO: KAGAN\_E ( KAGAN\_E@A1@CD ) (OPD)  
READ:NOT READ

TO: MAYS\_C ( MAYS\_C@A1@CD ) (OPD)  
READ:NOT READ

TO: MCHUGH\_L ( MCHUGH\_L@A1@CD ) (WHO)  
READ:26-FEB-1997 19:11:42.80

TO: REED\_B ( REED\_B@A1@CD ) (OPD)  
READ:NOT READ

TO: WARREN\_M ( WARREN\_M@A1@CD )  
READ:NOT READ

TO: GREEN\_MG ( GREEN\_MG@A1@CD ) (OPD)  
READ:NOT READ

TO: MAPLE\_D ( MAPLE\_D@A1@CD ) (DON)  
READ:NOT READ

TO: Michael D. McCurry ( Michael D. McCurry@EOP@LNWTWY@EOPMRX )  
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TO: Lori L. Anderson ( Lori L. Anderson@EOP@LNWTWY@EOPMRX )  
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TO: Eli G. Attie ( Eli G. Attie@EOP@LNWTWY@EOPMRX )  
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TO: Donald A. Baer ( Donald A. Baer@EOP@LNWTWY@EOPMRX )

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TO: David S. Beaubaire ( David S. Beaubaire@EOP@LNGTWY@EOPMRX )  
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TO: Daniel E. Bernal ( Daniel E. Bernal@EOP@LNGTWY@EOPMRX )  
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TO: Marsha E. Berry ( Marsha E. Berry@EOP@LNGTWY@EOPMRX )  
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TO: Sandra L. Bublick Max ( Sandra L. Bublick Max@EOP@LNGTWY@EOPMRX )  
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TO: Michelle Crisci ( Michelle Crisci@EOP@LNGTWY@EOPMRX )  
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TO: Lanny J. Davis ( Lanny J. Davis@EOP@LNGTWY@EOPMRX )  
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TO: Rahm I. Emanuel ( Rahm I. Emanuel@EOP@LNGTWY@EOPMRX )  
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TO: Paul K. Engskov ( Paul K. Engskov@EOP@LNGTWY@EOPMRX )  
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TO: Karen E. Finney ( Karen E. Finney@EOP@LNGTWY@EOPMRX )  
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TO: Jeremy M. Gaines ( Jeremy M. Gaines@EOP@LNGTWY@EOPMRX )  
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TO: Mary E. Glynn ( Mary E. Glynn@EOP@LNGTWY@EOPMRX )  
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TO: Nancy V. Hernreich ( Nancy V. Hernreich@EOP@LNGTWY@EOPMRX )  
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TO: Bruce N. Reed ( Bruce N. Reed@EOP@LNGETWY@EOPMRX )  
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TO: Craig T. Smith ( Craig T. Smith@EOP@LNGTWY@EOPMRX )  
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TO: Laura S. Marcus ( Laura S. Marcus@EOP@LNGTWY@EOPMRX )  
READ:NOT READ

TO: Joseph P. Lockhart ( Joseph P. Lockhart@EOP@LNGTWY@EOPMRX )  
READ:NOT READ

TO: Megan C. Moloney ( Megan C. Moloney@EOP@LNGTWY@EOPMRX )  
READ:NOT READ

TO: Jonathan Murchinson ( Jonathan Murchinson@EOP@LNGTWY@EOPMRX )  
READ:NOT READ

TEXT:

Message Creation Date was at 26-FEB-1997 18:38:00



FEBRUARY 26, 1997

MEMORANDUM TO MIKE MCCURRY AND DON BAER  
FROM STUART SCHEAR  
SUBJECT WEEKEND TELEVISION

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FRIDAY FEBRUARY 28

WASHINGTON WEEK IN REVIEW

Topic TBD  
Guest TBD

SATURDAY MARCH 1

EVANS & NOVAK (CNN)

Topic Wide-ranging Interview  
Guest Minister Louis Farrakahn

INSIDE POLITICS WEEKEND (CNN)

Topic Request for Terry McAuliffe  
Guest Fundraising Issues

SUNDAY MARCH 2

FOX NEWS SUNDAY (FOX)

Topic White House Legal Issues  
Guest Request for Lanny Davis  
Guest Request for Rep. Dan Burton

Topic Congressional Agenda  
Guest Sen. Don Nickles

Roundtable Brit Hume & others TBD

FACE THE NATION (CBS)

Topic Congressional Agenda  
Guest Sen. Trent Lott

Comment            Bob Schieffer & Gloria Borger

THIS WEEK (ABC)

Topic              Fundraising Issues  
Guest              Request for Terry McAuliffe or Lanny Davis  
Guest              Request for Dan Burton

Topic              National Drug Strategy  
Guest              Gen. Barry McCaffrey  
Comment            Gen. McCaffrey was booked weeks ago. ABC may  
                     drop him so that THIS WEEK can expand its  
                     coverage of White House legal issues.

Roundtable        TBD

MEET (NBC)

Topic              Congressional Agenda & WH Legal Issues  
Guest              Requests for Sen. Moynihan & Sen. Hatch

Roundtable        James Carville & Mary Matalin

LATE EDITION (CNN)

Topic              WH Legal Issues  
Guest              Request for Lanny Davis

Roundtable        TBD

MCLAUGHLIN ONE-ON-ONE (NBC)@ 11:30 AM

Topic              Budget and DC Issues  
Guests             Request for Franklin Raines



**Quality Commission.** The nominations for the Quality Commission are in the final clearance process. We have been pushing for a release date of March 4th. The Presidential Personnel Office and the Council's office are trying to be responsive, but believe it is highly unlikely an adequate vetting of these names will be completed by then. They believe the earliest, most realistic timeframe for clearance and announcement is the week of March 10th. This announcement could be combined with the release of a HHS reg, now under review by OMB, that would provide for expedited appeals for situations in which a plan proposes to deny care that a Medicare patient believes is urgently needed; (a similar protection is already provided for emergency care situations.) This new reg would represent the highest level of protection for patients in either private or public managed care plans.

**Home Care Quality Regulation.** After review of the final reg that was approved, DPC and HHS concluded it was not substantive enough to merit a Presidential event. As a result, it will be released next week during HCFA Administrator Bruce Vladeck's testimony. We have asked HHS, however, to review more substantive legislative/regulatory approaches that we could possibly announce in the future. This would include a provision, which was not included in the initial HHS reg, that would require criminal background checks for home health providers participating in Medicare.

**Medicare Fraud and Abuse.** We are working with HHS to finalize a new package of fraud and abuse initiatives to be available for public unveiling by as early as the week of March 10th. Since Florida is the fraud and abuse "capitol" of the nation, we believe the President's visit there that week would provide an excellent opportunity to announce the new package. It would be strongly endorsed and validated by Governor Chiles. (His office has been extremely aggressive in this area and has been extremely successful in achieving significant savings for the State's Medicaid program.

could in the last two weeks,  
does not believe it is humanly possible, however, to assume they will be ready for an announcement for the week of March 3rd. Working with White House Personnel, i

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Alice E. Shuffield ( CN=Alice E. Shuffield/OU=OMB/O=EOP [ OMB ] )

CREATION DATE/TIME:26-FEB-1997 20:22:51.00

SUBJECT: OMB Legislative Report -- February 26, 1997

TO: WILLIAMS\_MA ( WILLIAMS\_MA @ A1 @ CD @ LNGTWY [ EOP ] ) (WHO)  
READ:UNKNOWN

TO: Jill M. Pizzuto ( CN=Jill M. Pizzuto/OU=OMB/O=EOP @ EOP [ OMB ] )  
READ:UNKNOWN

TO: Andrew M. Schoenbach ( CN=Andrew M. Schoenbach/OU=OMB/O=EOP @ EOP [ OMB ] )  
READ:UNKNOWN

TO: Edward A. Brigham ( CN=Edward A. Brigham/OU=OMB/O=EOP @ EOP [ OMB ] )  
READ:UNKNOWN

TO: Francis S. Redburn ( CN=Francis S. Redburn/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: David E. Tornquist ( CN=David E. Tornquist/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Richard J. Turman ( CN=Richard J. Turman/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: SMITH\_P ( SMITH\_P @ A1 @ CD @ LNGTWY [ EOP ] ) (OMB)  
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TO: Keith J. Fontenot ( CN=Keith J. Fontenot/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Jack D. Fellows ( CN=Jack D. Fellows/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Rodney G. Bent ( CN=Rodney G. Bent/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: David H. Morrison ( CN=David H. Morrison/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Steven D. Aitken ( CN=Steven D. Aitken/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Elena Kagan ( CN=Elena Kagan/OU=OPD/O=EOP @ EOP [ OPD ] )  
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TO: Roger L. McClung ( CN=Roger L. McClung/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Toni S. Hustead ( CN=Toni S. Hustead/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: HOGAN\_L ( HOGAN\_L @ A1 @ CD @ LNGTWY [ EOP ] ) (OPD)  
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TO: Mary Jo Siclari ( CN=Mary Jo Siclari/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: VELLENGA\_T ( VELLENGA\_T @ A1 @ CD @ LNGTWY [ EOP ] ) (WHO)  
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TO: WARREN\_W ( WARREN\_W @ A1 @ CD @ LNGTWY [ UNKNOWN ] ) (CEQ)  
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TO: Thomas C. Jensen ( CN=Thomas C. Jensen/OU=CEQ/O=EOP @ EOP [ CEQ ] )  
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TO: Ben A. Freeland ( CN=Ben A. Freeland/OU=WHO/O=EOP @ EOP [ WHO ] )  
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TO: Ananias Blocker III ( CN=Ananias Blocker III/OU=WHO/O=EOP @ EOP [ WHO ] )  
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TO: Mark A. Weatherly ( CN=Mark A. Weatherly/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: April K. Mellody ( CN=April K. Mellody/OU=WHO/O=EOP @ EOP [ WHO ] )  
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TO: SCHAEFER\_V ( SCHAEFER\_V @ A1 @ CD @ LNGTWY [ EOP ] ) (OMB)  
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TO: Nicholas B. Kirkhorn ( CN=Nicholas B. Kirkhorn/OU=WHO/O=EOP @ EOP [ WHO ] )  
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TO: ANGELL\_J ( ANGELL\_J @ A1 @ CD @ LNGTWY [ EOP ] ) (WHO)  
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TO: Janet Himler ( CN=Janet Himler/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Karen L. Hancox ( CN=Karen L. Hancox/OU=WHO/O=EOP @ EOP [ WHO ] )

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TO: REED\_B ( REED\_B @ A1 @ CD @ LNGTWY [ EOP ] ) (OPD)

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TO: Elizabeth M. Toohy ( CN=Elizabeth M. Toohy/OU=WHO/O=EOP @ EOP [ WHO ] )

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TO: Nancy L. Brandel ( CN=Nancy L. Brandel/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: MORAN\_K ( MORAN\_K @ A1 @ CD @ LNGTWY [ EOP ] ) (WHO)

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TO: Philip R. Dame ( CN=Philip R. Dame/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Stacey L. Rubin ( CN=Stacey L. Rubin/OU=WHO/O=EOP @ EOP [ WHO ] )

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TO: Elyse H. Fitter ( CN=Elyse H. Fitter/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Robert J. Pellicci ( CN=Robert J. Pellicci/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: COOK\_MY ( COOK\_MY @ A1 @ CD @ LNGTWY [ OMB ] ) (OMB)

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TO: BROWN\_JA ( BROWN\_JA @ A1 @ CD @ LNGTWY [ UNKNOWN ] ) (OMB)

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TO: Ingrid M. Schroeder ( CN=Ingrid M. Schroeder/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: PANERALI\_K ( PANERALI\_K @ A1 @ CD @ LNGTWY [ EOP ] ) (OPD)

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TO: PETERSON\_RK ( PETERSON\_RK @ A1 @ CD @ LNGTWY [ UNKNOWN ] ) (OMB)

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TO: FOLEY\_M ( FOLEY\_M @ A1 @ CD @ LNGTWY [ EOP ] ) (WHO)

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TO: Lara L. Roholt ( CN=Lara L. Roholt/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Scott Quehl ( CN=Scott Quehl/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Ellen J. Balis ( CN=Ellen J. Balis/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Richard P. Emery Jr. ( CN=Richard P. Emery Jr./OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Jacob J. Lew ( CN=Jacob J. Lew/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Patricia E. Romani ( CN=Patricia E. Romani/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Alice E. Shuffield ( CN=Alice E. Shuffield/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Edward M. Rea ( CN=Edward M. Rea/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Russell W. Horwitz ( CN=Russell W. Horwitz/OU=OPD/O=EOP @ EOP [ OPD ] )

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TO: Christopher R. Ulrich ( CN=Christopher R. Ulrich/O=OVP @ OVP [ UNKNOWN ] )

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TO: Richard A. Mertens ( CN=Richard A. Mertens/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Mary E. Glynn ( CN=Mary E. Glynn/OU=WHO/O=EOP @ EOP [ WHO ] )

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TO: Janet E. Irwin ( CN=Janet E. Irwin/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Melinda D. Haskins ( CN=Melinda D. Haskins/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Alphonse J. Maldon ( CN=Alphonse J. Maldon/OU=WHO/O=EOP @ EOP [ WHO ] )

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TO: DONNELLY\_RE ( DONNELLY\_RE @ A1 @ CD @ LNGTWY [ UNKNOWN ] ) (WHO)

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TO: Anita Chellaraj ( CN=Anita Chellaraj/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Dainel C. Tate ( CN=Dainel C. Tate/OU=WHO/O=EOP @ EOP [ WHO ] )

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TO: Shelley N. Fidler ( CN=Shelley N. Fidler/OU=CEQ/O=EOP @ EOP [ CEQ ] )

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TO: Douglas B. Sosnik ( CN=Douglas B. Sosnik/OU=WHO/O=EOP @ EOP [ WHO ] )

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TO: SILVERMAN\_S ( SILVERMAN\_S @ A1 @ CD @ LNGTWY [ UNKNOWN ] ) (WHO)

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TO: GREEN\_M ( GREEN\_M @ A1 @ CD @ LNGTWY [ UNKNOWN ] ) (OMB)

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TO: Todd Stern ( CN=Todd Stern/OU=WHO/O=EOP @ EOP [ WHO ] )

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TO: WALKER\_C ( WALKER\_C @ A1 @ CD @ LNGTWY [ UNKNOWN ] ) (WHO)

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TO: Barbara Chow ( CN=Barbara Chow/OU=WHO/O=EOP @ EOP [ WHO ] )

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TO: Phebe N. Vickers ( CN=Phebe N. Vickers/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: PALMIERI\_J ( PALMIERI\_J @ A1 @ CD @ LNGTWY [ EOP ] ) (WHO)

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TO: Annette E. Rooney ( CN=Annette E. Rooney/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Alison C. Perkins ( CN=Alison C. Perkins/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Anna M. Briatico ( CN=Anna M. Briatico/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Constance J. Bowers ( CN=Constance J. Bowers/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Ann M. Cattalini ( CN=Ann M. Cattalini/OU=WHO/O=EOP @ EOP [ WHO ] )

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TO: Elisa Millsap ( CN=Elisa Millsap/OU=WHO/O=EOP @ EOP [ WHO ] )

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TO: Daniel M. Tangherlini ( CN=Daniel M. Tangherlini/OU=OMB/O=EOP @ EOP [ OMB ] )

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TO: Michael A. Fitzpatrick ( CN=Michael A. Fitzpatrick/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Bruce W. McConnell ( CN=Bruce W. McConnell/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Lisa M. Kountoupes ( CN=Lisa M. Kountoupes/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Alicia K. Kolaian ( CN=Alicia K. Kolaian/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Susanne D. Lind ( CN=Susanne D. Lind/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Philip A. DuSault ( CN=Philip A. DuSault/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Barry T. Clendenin ( CN=Barry T. Clendenin/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Ronald M. Cogswell ( CN=Ronald M. Cogswell/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Alan B. Rhinesmith ( CN=Alan B. Rhinesmith/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Deborah F. Kramer ( CN=Deborah F. Kramer/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: SMITH\_CM ( SMITH\_CM @ A1 @ CD @ LNGTWY [ UNKNOWN ] ) (OMB)  
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TO: William A. Halter ( CN=William A. Halter/OU=OMB/O=EOP @ EOP [ OMB ] )  
READ:UNKNOWN

TO: HAAS\_L ( HAAS\_L @ A1 @ CD @ LNGTWY [ EOP ] ) (OMB)  
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TO: Nancy A. Min ( CN=Nancy A. Min/OU=OMB/O=EOP @ EOP [ OMB ] )  
READ:UNKNOWN

TO: T J. Glauthier ( CN=T J. Glauthier/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Barry B. Anderson ( CN=Barry B. Anderson/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Rebecca R. Culberson ( CN=Rebecca R. Culberson/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: John A. Koskinen ( CN=John A. Koskinen/OU=OMB/O=EOP @ EOP [ OMB ] )  
READ:UNKNOWN

TO: RAINES\_F ( RAINES\_F @ A1 @ CD @ LNGTWY [ UNKNOWN ] ) (OMB)

READ: UNKNOWN

TEXT:

TO: DIRECTOR FRANK RAINES  
DEPUTY DIRECTOR JACK LEW  
DEPUTY DIRECTOR JOHN KOSKINEN

FROM: OMB LEGISLATIVE AFFAIRS

DATE: FEBRUARY 26, 1997

SUBJECT: LEGISLATIVE REPORT

---

Director Raines testified on the President's Budget this morning before the Joint Economic Committee, as part of a series of three hearings following the release of the President's Economic Report. The first hearing featured former CEA Chairman Joseph Stiglitz, and in the third hearing, Chairman Greenspan will testify before the Committee in March.

Senator Torricelli held a press conference today at 3:30 pm where he announced that he will vote against S.J.Res. 1, the Balanced Budget Amendment (BBA), as introduced by Senator Hatch. In the press conference, he stated that the BBA, unamended, does not meet the standards to amend the Constitution. In the hour before his press conference, the Senate defeated Torricelli's amendment by a vote of 37 to 63 (see description below).

The House Democrat Coalition's 22 members unveiled their "Common Sense Balanced Budget for FY 1998" in a Press Conference this afternoon. In their Press Release, the Coalition characterized their budget as a plan that not only balances the budget by 2002 with a surplus, but also balances in 2005 without relying on the Social Security trust fund and balances by 2007 without relying on any trust funds at all. (Please call our office at 5-4790 if you would like copies of their package.)

CONGRESS TODAY (2/25):

SENATE:

Tabled (67-33) Feinstein substitute amendment to the BBA;

Failed to pass (37-63) the Torricelli amendment that would have permitted capital budgeting, amended the military waiver, and provided majority waivers for recession;

Tabled (59-41) the Dorgan substitute amendment, which, like the Reid amendment, would have excluded the Social Security trust fund from the resolution. (The Reid amendment was a perfecting amendment rather than a substitute.)

Tabled (40-60) the Boxer amendment

Under a UC agreement, Members had to submit any amendments to the BBA by 5:00 pm this afternoon. (Republicans reserved 4 unspecified amendments. Hollings did not offer his amendment regarding campaign finance.)

HOUSE:

Suspended the rules and passed the following bills:

(416-0) H.R. 624, Armored Car Reciprocity  
[SAP sent, 2/26: No objection]

(417-0) H.R. 497, To repeal the Blue Cross / Blue Shield Charter  
[No SAP]

(347-73) H.R. 668, Airport and Airway Trust Fund Tax Reinstatement Act of  
1997  
[SAP sent, 2/25: Administration strongly supports]

CONGRESS TOMORROW (2/27)

SENATE

At 10:00 am, the Congress will hold a joint meeting to receive the President of Chile. The Senate will then resume consideration of the Balanced Budget Amendment, with the following sequence in order:

Beginning at 11:00 am, hold 90 minutes of debate on the Graham (FL) amendment (8) regarding public debt.

At 12:30 pm, vote on the Graham (FL) amendment (8).

Beginning around 1:00 pm, hold 30 minutes of debate on the Feingold amendment (13), requiring approval of the BBA in 3 years

40 minutes debate on the Feingold amendment (14)

2 hours of debate on the Kennedy amendment (10), which like his proposals in the past, would eliminate judicial impoundment and enforcement

At 4:00 pm, stacked votes on the Kennedy amendment (10), the Feingold amendment (13), and the Feingold amendment (14)

2 hours of debate on the Bumpers amendment (12), which would change the BBA to a statutory approach

Around 7:00 pm, vote on the Bumpers amendment (12).

HOUSE:

Convene at 9:00, and then proceed to the joint meeting for Chile President Eduardo Frei. Around 11:00 am, the House will hold a vote on Wednesday's journal. No further legislative action is expected.

CONGRESS -- LONG-TERM SCHEDULE

SENATE

Friday, February 28

As Senator Lott announced on Wednesday, votes on the BBA are possible on Friday. The timing of the vote on final passage is yet to be determined.

March 22 - April 6

Easter Recess

HOUSE:

Friday, February 28th

No Votes

March 22 - April 7

Easter Recess

RECORD TYPE: PRESIDENTIAL (EXTERNAL MAIL)

CREATOR: Alice E. Shuffield@EOP@LNGTWY@EOPMRX

CREATION DATE/TIME:26-FEB-1997 20:29:00.00

SUBJECT: OMB Legislative Report -- February 26, 1997

TO: RAINES\_F ( RAINES\_F@A1@CD ) (OMB)  
READ:NOT READ

TO: ADAMS\_G ( ADAMS\_G@A1@CD ) (OMB)  
READ:NOT READ

TO: HAAS\_L ( HAAS\_L@A1@CD ) (OMB)  
READ:27-FEB-1997 08:49:31.36

TO: SMITH\_CM ( SMITH\_CM@A1@CD ) (OMB)  
READ:NOT READ

TO: SCHWARTZ\_K ( SCHWARTZ\_K@A1@CD ) (OMB)  
READ:NOT READ

TO: FOLEY\_M ( FOLEY\_M@A1@CD ) (WHO)  
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TO: PETERSON\_RK ( PETERSON\_RK@A1@CD ) (OMB)  
READ:NOT READ

TO: PANERALI\_K ( PANERALI\_K@A1@CD ) (OPD)  
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TO: HOLSTEIN\_E ( HOLSTEIN\_E@A1@CD ) (OPD)  
READ:NOT READ

TO: GIBBONS\_M ( GIBBONS\_M@A1@CD ) (OMB)  
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TO: JONES\_RE ( JONES\_RE@A1@CD ) (OMB)  
READ:NOT READ

TO: BROWN\_JA ( BROWN\_JA@A1@CD ) (OMB)  
READ:NOT READ

TO: COOK\_MY ( COOK\_MY@A1@CD ) (OMB)  
READ:NOT READ

TO: WEINSTEIN\_D ( WEINSTEIN\_D@A1@CD )  
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READ:NOT READ

TO: WALKER\_C ( WALKER\_C@A1@CD ) (WHO)  
READ:NOT READ

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READ:NOT READ

TO: GREEN\_M ( GREEN\_M@A1@CD ) (OMB)  
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TO: SILVERMAN\_S ( SILVERMAN\_S@A1@CD ) (WHO)  
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TO: REED\_B ( REED\_B@A1@CD ) (OPD)  
READ:NOT READ

TO: ANGELL\_J ( ANGELL\_J@A1@CD ) (WHO)  
READ:NOT READ

TO: DONNELLY\_RE ( DONNELLY\_RE@A1@CD ) (WHO)  
READ:NOT READ

TO: SCHAEFER\_V ( SCHAEFER\_V@A1@CD ) (OMB)  
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TO: LEVIN\_P ( LEVIN\_P@A1@CD ) (WHO)  
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TO: ABERNATHY\_P ( ABERNATHY\_P@A1@CD ) (OPD)  
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TO: OLIVER\_A ( OLIVER\_A@A1@CD ) (OMB)  
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TO: WARREN\_M ( WARREN\_M@A1@CD )  
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TO: ABRAMSON\_K ( ABRAMSON\_K@A1@CD )  
READ:NOT READ

TO: DENTON\_M ( DENTON\_M@A1@CD ) (CEQ)  
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TO: WARREN\_W ( WARREN\_W@A1@CD ) (CEQ)  
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TO: GOLDBERG\_JS ( GOLDBERG\_JS@A1@CD ) (WHO)  
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TO: VELLENGA\_T ( VELLENGA\_T@A1@CD ) (WHO)

READ:NOT READ

TO: WILLIAMS\_MA  
READ:NOT READ

( WILLIAMS\_MA@A1@CD ) (WHO)

TO: HOGAN\_L  
READ:NOT READ

( HOGAN\_L@A1@CD ) (OPD)

TO: SMITH\_BD  
READ:NOT READ

( SMITH\_BD@A1@CD ) (OMB)

TO: SMITH\_P  
READ:NOT READ

( SMITH\_P@A1@CD ) (OMB)

TO: Jacob J. Lew  
READ:NOT READ

( Jacob J. Lew@EOP@LNGTWY@EOPMRX )

TO: John A. Koskinen  
READ:NOT READ

( John A. Koskinen@EOP@LNGTWY@EOPMRX )

TO: Charles E. Kieffer  
READ:NOT READ

( Charles E. Kieffer@EOP@LNGTWY@EOPMRX )

TO: Rebecca R. Culberson  
READ:NOT READ

( Rebecca R. Culberson@EOP@LNGTWY@EOPMRX )

TO: Robert G. Damus  
READ:NOT READ

( Robert G. Damus@EOP@LNGTWY@EOPMRX )

TO: Barry B. Anderson  
READ:NOT READ

( Barry B. Anderson@EOP@LNGTWY@EOPMRX )

TO: T J. Glauthier  
READ:NOT READ

( T J. Glauthier@EOP@LNGTWY@EOPMRX )

TO: Kenneth S. Apfel  
READ:NOT READ

( Kenneth S. Apfel@EOP@LNGTWY@EOPMRX )

TO: Nancy A. Min  
READ:NOT READ

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

TO: Sally Katzen  
READ:NOT READ

( Sally Katzen@EOP@LNGTWY@EOPMRX )

TO: Joseph J. Minarik  
READ:NOT READ

( Joseph J. Minarik@EOP@LNGTWY@EOPMRX )

TO: William A. Halter  
READ:NOT READ

( William A. Halter@EOP@LNGTWY@EOPMRX )

TO: Jill M. Blickstein  
READ:NOT READ

( Jill M. Blickstein@EOP@LNGTWY@EOPMRX )

TO: Sarah A. Bianchi  
READ:NOT READ

( Sarah A. Bianchi@EOP@LNGTWY@EOPMRX )

TO: Deborah F. Kramer  
READ:NOT READ

( Deborah F. Kramer@EOP@LNGTWY@EOPMRX )

TO: Janet L. Graves

( Janet L. Graves@EOP@LNGTWY@EOPMRX )

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TO: Alan B. Rhinesmith  
READ:NOT READ

( Alan B. Rhinesmith@EOP@LNGTWY@EOPMRX )

TO: Kathleen Peroff  
READ:NOT READ

( Kathleen Peroff@EOP@LNGTWY@EOPMRX )

TO: Ronald M. Cogswell  
READ:NOT READ

( Ronald M. Cogswell@EOP@LNGTWY@EOPMRX )

TO: Barry T. Clendenin  
READ:NOT READ

( Barry T. Clendenin@EOP@LNGTWY@EOPMRX )

TO: Robert B. Rideout  
READ:NOT READ

( Robert B. Rideout@EOP@LNGTWY@EOPMRX )

TO: Philip A. DuSault  
READ:NOT READ

( Philip A. DuSault@EOP@LNGTWY@EOPMRX )

TO: Richard P. Emery Jr.  
READ:NOT READ

( Richard P. Emery Jr.@EOP@LNGTWY@EOPMRX )

TO: Robert E. Barker  
READ:NOT READ

( Robert E. Barker@EOP@LNGTWY@EOPMRX )

TO: Deborah L. Shaw  
READ:NOT READ

( Deborah L. Shaw@EOP@LNGTWY@EOPMRX )

TO: Susanne D. Lind  
READ:NOT READ

( Susanne D. Lind@EOP@LNGTWY@EOPMRX )

TO: Ellen J. Balis  
READ:NOT READ

( Ellen J. Balis@EOP@LNGTWY@EOPMRX )

TO: Alicia K. Kolaian  
READ:NOT READ

( Alicia K. Kolaian@EOP@LNGTWY@EOPMRX )

TO: Bruce D. Long  
READ:NOT READ

( Bruce D. Long@EOP@LNGTWY@EOPMRX )

TO: Lisa M. Kountoupes  
READ:NOT READ

( Lisa M. Kountoupes@EOP@LNGTWY@EOPMRX )

TO: Charles Konigsberg  
READ:NOT READ

( Charles Konigsberg@EOP@LNGTWY@EOPMRX )

TO: Bruce W. McConnell  
READ:NOT READ

( Bruce W. McConnell@EOP@LNGTWY@EOPMRX )

TO: Bernard H. Martin  
READ:NOT READ

( Bernard H. Martin@EOP@LNGTWY@EOPMRX )

TO: Michael A. Fitzpatrick  
READ:NOT READ

( Michael A. Fitzpatrick@EOP@LNGTWY@EOPMRX )

TO: Scott Quehl  
READ:NOT READ

( Scott Quehl@EOP@LNGTWY@EOPMRX )

TO: Daniel M. Tangherlini

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TO: Lara L. Roholt ( Lara L. Roholt@EOP@LNGTWY@EOPMRX )  
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TO: Elisa Millsap ( Elisa Millsap@EOP@LNGTWY@EOPMRX )  
READ:NOT READ

TO: Ann M. Cattalini ( Ann M. Cattalini@EOP@LNGTWY@EOPMRX )  
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TO: James T. Heimbach ( James T. Heimbach@EOP@LNGTWY@EOPMRX )  
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TO: James C. Murr ( James C. Murr@EOP@LNGTWY@EOPMRX )  
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TO: James J. Jukes ( James J. Jukes@EOP@LNGTWY@EOPMRX )  
READ:NOT READ

TO: Janet R. Forsgren ( Janet R. Forsgren@EOP@LNGTWY@EOPMRX )  
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TO: Steven J. Kelman ( Steven J. Kelman@EOP@LNGTWY@EOPMRX )  
READ:NOT READ

TO: Ingrid M. Schroeder ( Ingrid M. Schroeder@EOP@LNGTWY@EOPMRX )  
READ:NOT READ

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

TO: Constance J. Bowers ( Constance J. Bowers@EOP@LNGTWY@EOPMRX )  
READ:NOT READ

TO: Anna M. Briatico ( Anna M. Briatico@EOP@LNGTWY@EOPMRX )  
READ:NOT READ

TO: Robert J. Pellicci ( Robert J. Pellicci@EOP@LNGTWY@EOPMRX )  
READ:NOT READ

TO: Alison C. Perkins ( Alison C. Perkins@EOP@LNGTWY@EOPMRX )  
READ:NOT READ

TO: Elyse H. Fitter ( Elyse H. Fitter@EOP@LNGTWY@EOPMRX )  
READ:NOT READ

TO: Annette E. Rooney ( Annette E. Rooney@EOP@LNGTWY@EOPMRX )  
READ:NOT READ

TO: Stacey L. Rubin ( Stacey L. Rubin@EOP@LNGTWY@EOPMRX )  
READ:NOT READ

TO: Philip R. Dame ( Philip R. Dame@EOP@LNGTWY@EOPMRX )  
READ:NOT READ

TO: Phebe N. Vickers ( Phebe N. Vickers@EOP@LNGTWY@EOPMRX )  
READ:NOT READ

TO: Barbara Chow ( Barbara Chow@EOP@LNGTWY@EOPMRX )

READ:NOT READ

TO: Todd Stern  
READ:NOT READ

( Todd Stern@EOP@LNGETWY@EOPMRX )

TO: Nancy L. Brandel  
READ:NOT READ

( Nancy L. Brandel@EOP@LNGETWY@EOPMRX )

TO: Elizabeth M. Toohey  
READ:NOT READ

( Elizabeth M. Toohey@EOP@LNGETWY@EOPMRX )

TO: Douglas B. Sosnik  
READ:NOT READ

( Douglas B. Sosnik@EOP@LNGETWY@EOPMRX )

TO: Karen L. Hancox  
READ:NOT READ

( Karen L. Hancox@EOP@LNGETWY@EOPMRX )

TO: Shelley N. Fidler  
READ:NOT READ

( Shelley N. Fidler@EOP@LNGETWY@EOPMRX )

TO: Janet Himler  
READ:NOT READ

( Janet Himler@EOP@LNGETWY@EOPMRX )

TO: Dainel C. Tate  
READ:NOT READ

( Dainel C. Tate@EOP@LNGETWY@EOPMRX )

TO: Anita Chellaraj  
READ:NOT READ

( Anita Chellaraj@EOP@LNGETWY@EOPMRX )

TO: Nicholas B. Kirkhorn  
READ:NOT READ

( Nicholas B. Kirkhorn@EOP@LNGETWY@EOPMRX )

TO: Lucia A. Wyman  
READ:NOT READ

( Lucia A. Wyman@EOP@LNGETWY@EOPMRX )

TO: Alphonse J. Maldon  
READ:NOT READ

( Alphonse J. Maldon@EOP@LNGETWY@EOPMRX )

TO: Robert J. Nassif  
READ:NOT READ

( Robert J. Nassif@EOP@LNGETWY@EOPMRX )

TO: Melinda D. Haskins  
READ:NOT READ

( Melinda D. Haskins@EOP@LNGETWY@EOPMRX )

TO: Robert S. Fairweather  
READ:NOT READ

( Robert S. Fairweather@EOP@LNGETWY@EOPMRX )

TO: Janet E. Irwin  
READ:NOT READ

( Janet E. Irwin@EOP@LNGETWY@EOPMRX )

TO: James B. Kazel  
READ:NOT READ

( James B. Kazel@EOP@LNGETWY@EOPMRX )

TO: John A. Gribben  
READ:NOT READ

( John A. Gribben@EOP@LNGETWY@EOPMRX )

TO: April K. Mellody  
READ:NOT READ

( April K. Mellody@EOP@LNGETWY@EOPMRX )

TO: Mary E. Glynn

( Mary E. Glynn@EOP@LNGETWY@EOPMRX )

READ:NOT READ

TO: Mark A. Weatherly ( Mark A. Weatherly@EOP@LN GTWY@EOPMRX )  
READ:NOT READ

TO: Ananias Blocker III ( Ananias Blocker III@EOP@LN GTWY@EOPMRX )  
READ:NOT READ

TO: Richard A. Mertens ( Richard A. Mertens@EOP@LN GTWY@EOPMRX )  
READ:NOT READ

TO: Ben A. Freeland ( Ben A. Freeland@EOP@LN GTWY@EOPMRX )  
READ:NOT READ

TO: Peter G. Jacoby ( Peter G. Jacoby@EOP@LN GTWY@EOPMRX )  
READ:NOT READ

TO: Kate P. Donovan ( Kate P. Donovan@EOP@LN GTWY@EOPMRX )  
READ:NOT READ

TO: Angus S. King ( Angus S. King@EOP@LN GTWY@EOPMRX )  
READ:NOT READ

TO: Thomas C. Jensen ( Thomas C. Jensen@EOP@LN GTWY@EOPMRX )  
READ:NOT READ

TO: Justine F. Rodriguez ( Justine F. Rodriguez@EOP@LN GTWY@EOPMRX )  
READ:NOT READ

TO: Julie E. Mason ( Julie E. Mason@EOP@LN GTWY@EOPMRX )  
READ:NOT READ

TO: Mary Jo Siclari ( Mary Jo Siclari@EOP@LN GTWY@EOPMRX )  
READ:NOT READ

TO: Barry J. Toiv ( Barry J. Toiv@EOP@LN GTWY@EOPMRX )  
READ:NOT READ

TO: Alice E. Shuffield ( Alice E. Shuffield@EOP@LN GTWY@EOPMRX )  
READ:NOT READ

TO: Toni S. Hustead ( Toni S. Hustead@EOP@LN GTWY@EOPMRX )  
READ:NOT READ

TO: Christopher R. Ulrich ( Christopher R. Ulrich@OVP@LN GTWY@EOPMRX )  
READ:NOT READ

TO: Roger L. McClung ( Roger L. McClung@EOP@LN GTWY@EOPMRX )  
READ:NOT READ

TO: Russell W. Horwitz ( Russell W. Horwitz@EOP@LN GTWY@EOPMRX )  
READ:NOT READ

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

TO: Eugene M. Ebner ( Eugene M. Ebner@EOP@LN GTWY@EOPMRX )  
READ:NOT READ

TO: Steven D. Aitken ( Steven D. Aitken@EOP@LN GTWY@EOPMRX )

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TO: Robert S. Dotson ( Robert S. Dotson@EOP@LNGETWY@EOPMRX )  
READ:NOT READ

TO: David H. Morrison ( David H. Morrison@EOP@LNGETWY@EOPMRX )  
READ:NOT READ

TO: Rodney G. Bent ( Rodney G. Bent@EOP@LNGETWY@EOPMRX )  
READ:NOT READ

TO: Bruce K. Sasser ( Bruce K. Sasser@EOP@LNGETWY@EOPMRX )  
READ:NOT READ

TO: Jack D. Fellows ( Jack D. Fellows@EOP@LNGETWY@EOPMRX )  
READ:NOT READ

TO: Gary L. Bennethum ( Gary L. Bennethum@EOP@LNGETWY@EOPMRX )  
READ:NOT READ

TO: Keith J. Fontenot ( Keith J. Fontenot@EOP@LNGETWY@EOPMRX )  
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TO: Larry R. Matlack ( Larry R. Matlack@EOP@LNGETWY@EOPMRX )  
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TO: Robert M. Shireman ( Robert M. Shireman@EOP@LNGETWY@EOPMRX )  
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TO: Richard J. Turman ( Richard J. Turman@EOP@LNGETWY@EOPMRX )  
READ:NOT READ

TO: Louisa Koch ( Louisa Koch@EOP@LNGETWY@EOPMRX )  
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TO: David E. Tornquist ( David E. Tornquist@EOP@LNGETWY@EOPMRX )  
READ:NOT READ

TO: David J. Haun ( David J. Haun@EOP@LNGETWY@EOPMRX )  
READ:NOT READ

TO: Francis S. Redburn ( Francis S. Redburn@EOP@LNGETWY@EOPMRX )  
READ:NOT READ

TO: Harry G. Meyers ( Harry G. Meyers@EOP@LNGETWY@EOPMRX )  
READ:NOT READ

TO: Edward A. Brigham ( Edward A. Brigham@EOP@LNGETWY@EOPMRX )  
READ:NOT READ

TO: Edward M. Rea ( Edward M. Rea@EOP@LNGETWY@EOPMRX )  
READ:NOT READ

TO: Andrew M. Schoenbach ( Andrew M. Schoenbach@EOP@LNGETWY@EOPMRX )  
READ:NOT READ

TO: Jill M. Pizzuto ( Jill M. Pizzuto@EOP@LNGETWY@EOPMRX )  
READ:NOT READ

TO: Patricia E. Romani ( Patricia E. Romani@EOP@LNGETWY@EOPMRX )

READ:NOT READ

TO: WILLIAMS\_MA  
READ:NOT READ

( WILLIAMS\_MA@A1@CD@LNGTWY@LNGTWY@EOPMRX )

TEXT:

Message Creation Date was at 26-FEB-1997 20:20:00

TO: DIRECTOR FRANK RAINES  
DEPUTY DIRECTOR JACK LEW  
DEPUTY DIRECTOR JOHN KOSKINEN

FROM: OMB LEGISLATIVE AFFAIRS

DATE: FEBRUARY 26, 1997

SUBJECT: LEGISLATIVE REPORT

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Director Raines testified on the President's Budget this morning before the Joint Economic Committee, as part of a series of three hearings following the release of the President's Economic Report. The first hearing featured former CEA Chairman Joseph Stiglitz, and in the third hearing, Chairman Greenspan will testify before the Committee in March.

Senator Torricelli held a press conference today at 3:30 pm where he announced that he will vote against S.J.Res. 1, the Balanced Budget Amendment (BBA), as introduced by Senator Hatch. In the press conference, he stated that the BBA, unamended, does not meet the standards to amend the Constitution. In the hour before his press conference, the Senate defeated Torricelli's amendment by a vote of 37 to 63 (see description below).

The House Democrat Coalition's 22 members unveiled their "Common Sense Balanced Budget for FY 1998" in a Press Conference this afternoon. In their Press Release, the Coalition characterized their budget as a plan that not only balances the budget by 2002 with a surplus, but also balances in 2005 without relying on the Social Security trust fund and balances by 2007 without relying on any trust funds at all. (Please call our office at 5-4790 if you would like copies of their package.)

CONGRESS TODAY (2/25):

SENATE:

Tabled (67-33) Feinstein substitute amendment to the BBA;

Failed to pass (37-63) the Torricelli amendment that would have permitted capital budgeting, amended the military waiver, and provided majority waivers for recession;

Tabled (59-41) the Dorgan substitute amendment, which, like the Reid amendment, would have excluded the Social Security trust fund from the resolution. (The Reid amendment was a perfecting amendment rather than a substitute.)

Tabled (40-60) the Boxer amendment

Under a UC agreement, Members had to submit any amendments to the BBA by 5:00 pm this afternoon. (Republicans reserved 4 unspecified amendments. Hollings did not offer his amendment regarding campaign finance.)

HOUSE:

Suspended the rules and passed the following bills:

(416-0) H.R. 624, Armored Car Reciprocity

[SAP sent, 2/26: No objection]

(417-0) H.R. 497, To repeal the Blue Cross / Blue Shield Charter

[No SAP]

(347-73) H.R. 668, Airport and Airway Trust Fund Tax Reinstatement Act of 1997

[SAP sent, 2/25: Administration strongly supports]

CONGRESS TOMORROW (2/27)

#### SENATE

At 10:00 am, the Congress will hold a joint meeting to receive the President of Chile. The Senate will then resume consideration of the Balanced Budget Amendment, with the following sequence in order:

Beginning at 11:00 am, hold 90 minutes of debate on the Graham (FL) amendment (8) regarding public debt.

At 12:30 pm, vote on the Graham (FL) amendment (8).

Beginning around 1:00 pm, hold 30 minutes of debate on the Feingold amendment (13), requiring approval of the BBA in 3 years

40 minutes debate on the Feingold amendment (14)

2 hours of debate on the Kennedy amendment (10), which like his proposals in the past, would eliminate judicial impoundment and enforcement

At 4:00 pm, stacked votes on the Kennedy amendment (10), the Feingold amendment (13), and the Feingold amendment (14)

2 hours of debate on the Bumpers amendment (12), which would change the BBA to a statutory approach

Around 7:00 pm, vote on the Bumpers amendment (12).

#### HOUSE:

Convene at 9:00, and then proceed to the joint meeting for Chile President Eduardo Frei. Around 11:00 am, the House will hold a vote on Wednesday, s journal. No further legislative action is expected.

#### CONGRESS -- LONG-TERM SCHEDULE

##### SENATE

Friday, February 28

As Senator Lott announced on Wednesday, votes on the BBA are possible on Friday. The timing of the vote on final passage is yet to be determined.

March 22 - April 6

Easter Recess

##### HOUSE:

Friday, February 28th

No Votes

March 22 - April 7

Easter Recess