

NLWJC - KAGAN

EMAILS RECEIVED

ARMS - BOX 014 - FOLDER -003

[07/17/1997 - 07/20/1997]

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Jerold Mande to Elena Kagan re: Tonight (1 page)	07/18/1997	Personal Misfile
002. email	Cynthia Rice to Elena Kagan et al. re: FYI-- I will be in town this weekend (1 page)	07/18/1997	P6/b(6)
003. email	Mona Mohib to Ananias Blocker III et al. re: Party Invite (4 pages)	07/18/1997	Personal Misfile

COLLECTION:

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

FOLDER TITLE:

[07/17/1997-07/20/1997]

2009-1006-F
bm27

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: June G. Turner (CN=June G. Turner/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:17-JUL-1997 10:29:52.00

SUBJECT: Meeting on Education

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

READ:UNKNOWN

TO: Ruby Shamir (CN=Ruby Shamir/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Michelle Crisci (CN=Michelle Crisci/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Michael Cohen (CN=Michael Cohen/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Kevin S. Moran (CN=Kevin S. Moran/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Cathy R. Mays (CN=Cathy R. Mays/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Sylvia would like to have a meeting on Education on Monday. I've reserved the Roosevelt Room for Monday at 10:00am.

Please confirm your attendance. Thanks

Attendees:

Sylvia Mathews

John Podesta

Rahm Emanuel

Elena/Bruce

Ann Lewis

Don Baer

Doug Sosnik

Mike Cohen

Weekly Report -- July 17, 1997
Cynthia Rice

Welfare -- Counties: "Counties are making welfare reform work," said a report released this week by the National Association of Counties, by "using the flexibility granted in the new law to develop innovative programs that are best suited to their local needs." The report profiles successful efforts in four counties (Fulton County, GA; Santa Clara County, CA; Dade County, FL; and Hennepin County, MN) to provide transportation, child care, and public sector jobs; to assist legal immigrants losing federal benefits; and to create collaborative partnerships between the public, private, and non-profit sectors. The report notes that NACo opposed the welfare law, but commends the Administration and Congress for addressing counties' primary concerns, funding for job creation and benefits for legal immigrants. The report also emphasizes that "the need for transportation services is tremendous. It was the most common thread that linked all counties and outpaced all other concerns as their most urgent need...The reauthorization of the Intermodal Surface Transportation Efficiency Act including new funds to help those who are making the transition from welfare to work is therefore paramount."

[EK--the report never says "welfare reform is working"--its tone is "challenge and opportunity".]

Welfare -- Budget Conference Update: The House and Senate conferees have exchanged welfare reform offers, which settle some of the minor issues regarding the structure of the \$3 billion welfare to work program and benefits for legal immigrants. However, all the most contentious issues are still on the table: disability and health benefits for disabled legal immigrants; minimum wage, worker protections, and hours of work for workfare participants; privatization of Food Stamp and Medicaid operations; and whether the \$3 billion welfare to work program should be operated by HHS or the Department of Labor (the House agrees with us that DOL should be the lead agency; the Senate so far disagrees). We have been working at all levels to ensure that the Congressional negotiators understand our views on these issues.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Ruby Shamir (CN=Ruby Shamir/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:17-JUL-1997 17:19:25.00

SUBJECT: Welfare to Work Meeting

TO: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Cathy R. Mays (CN=Cathy R. Mays/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

There will be a message meeting tomorrow (Friday, 7/18) at 4pm in Ann Lewis' office regarding the St. Louis Welfare to Work event.

Kate Carr from Welfare to Work will be there as well.

Please confirm your attendance. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Ruby Shamir (CN=Ruby Shamir/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:17-JUL-1997 08:57:10.00

SUBJECT: Tobacco Meeting

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Christa Robinson (CN=Christa Robinson/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Laura K. Capps (CN=Laura K. Capps/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Mary Morrison (CN=Mary Morrison/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

There will be a 1pm meeting today (7/17) in Ann Lewis' office regarding the upcoming tobacco event.

Please confirm your attendance and let me know if there is anyone else who needs to be invited. Thank you.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Thomas L. Freedman (CN=Thomas L. Freedman/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:17-JUL-1997 10:15:39.00

SUBJECT: On-going

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

READ:UNKNOWN

TEXT:

I think you are off for the blue skies. The gender preference executive order should be ready for review on your return, and we have some new issues that might support some of your projects that we can meet with you on when you have time next week. The only possibly time dependant start-up project is the civil rights review which you asked us to think about taking on. If you have time, perhaps we could talk about it on Monday, or if you have time from the road.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:17-JUL-1997 15:55:58.00

SUBJECT: Cabinet Memo 7-17-97

TO: Mary L. Smith (CN=Mary L. Smith/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: William R. Kincaid (CN=William R. Kincaid/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Jonathan Prince (CN=Jonathan Prince/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Christopher C. Jennings (CN=Christopher C. Jennings/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Thomas L. Freedman (CN=Thomas L. Freedman/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Cathy R. Mays (CN=Cathy R. Mays/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Jennifer L. Klein (CN=Jennifer L. Klein/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Nicole R. Rabner (CN=Nicole R. Rabner/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Michael Cohen (CN=Michael Cohen/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Eric P. Goosby (CN=Eric P. Goosby/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Leanne A. Shimabukuro (CN=Leanne A. Shimabukuro/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Cynthia A. Rice (CN=Cynthia A. Rice/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ: UNKNOWN

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

TEXT:

AGRICULTURE

Today - the Secretary speaks to conference of Agriculture Attaches on trade/NAFTA

ONDCP

Today and tomorrow - no public events

ENERGY

Today - the Secretary spoke to Newsmaker breakfast at the Press Club on upcoming trip to Russia

Tomorrow - no public events; the Secretary leaves for Russia on Saturday

EPA

Today - the Director speaks to Center for National Policy on new air standards; Interviewed this morning with WMAQ Radio in Chicago on new air standards

HHS

Today - hearings on the Hill on Medicare Audit

INTERIOR

Today - the Secretary speaks to the National Press Club on endangered species

OMB

Today and tomorrow - no public events

TRANSPORTATION

Today- the Secretary interviews with AP Radio; attends TWA 800 memorial Service in New York

Tomorrow - the Secretary interviews with WPost ed. Board

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Cynthia A. Rice (CN=Cynthia A. Rice/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:17-JUL-1997 18:32:06.00

SUBJECT: Just heard a well placed welfare conference rumour

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Janet Murguia (CN=Janet Murguia/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Barry White (CN=Barry White/OU=OMB/O=EOP @ EOP [OMB])

READ:UNKNOWN

TO: Emil E. Parker (CN=Emil E. Parker/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: Virginia N. Rustique (CN=Virginia N. Rustique/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

CC: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TEXT:

I heard that the House may offer to the Senate:

- 1) Labor runs formula part of program; HHS gives competitive grants
- 2) 90% formula, 10% competitive, but could increase to 15% competitive if needed
to keep Senate HHS-advocates happier
- 3) No set-asides within competitive for rural or cities
- 4) Lower small state minimum to .25% (which is good for cities)
- 5) Senate performance bonus, which is bad for us.
- 6) House provisions on Pennington
- 7) Keep Amerasians, Cuban-Haitians, but not Kennedy
too-disabled-to naturalize or Medicaid 5 year ban exemption for kids

All around, not a bad deal for us. We're not supposed to know this, so don't let Republicans know we do.

Major arguments continue between the Senate and the House on FLSA; SSI State Supplements; and future disabled legal Immigrants.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: William R. Kincaid (CN=William R. Kincaid/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:17-JUL-1997 20:13:19.00

SUBJECT: weekly submission

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

READ:UNKNOWN

CC: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

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

ATT CREATION TIME/DATE: 0 00:00:00.00

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D64]MAIL417827793.116 to ASCII,
The following is a HEX DUMP:

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Civil Rights Investigation of California Law Schools

In response to a complaint filed by several civil rights organizations, the Office for Civil Rights at the Department of Education will investigate the current admissions policies at the three University of California law schools: Boalt Hall, UCLA, and UC-Davis. The investigation will determine whether the policies violate Title VI of the Civil Rights Act of 1964 by having a discriminatory impact on minority students. Preliminary analysis shows a significant disparity in the admission rate for certain minority group students compared to whites. The investigation concerns current admissions policies, rather than the widely-reported decline in minority admissions following the discontinuation of UC's affirmative action program.

Vocational Education Bill

The Perkins vocational education reauthorization bill, H.R. 1853, should reach a House floor vote soon. This week Democrats and Republicans reached a compromise on a within-state funding formula and other provisions that target more funds to low-income and urban areas, thus avoiding a highly partisan vote. The bill would achieve several administration goals, including the consolidation of numerous existing set-asides into a flexible state grant. However, serious concerns remain, including poor accountability for performance, limits on the use of industry-recognized skill standards, and still-inadequate in-state targeting as compared to existing law. The Department of Education hopes to address some of these problems in the Senate.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: William R. Kincaid (CN=William R. Kincaid/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:17-JUL-1997 12:12:06.00

SUBJECT: Voc-Ed Bill to pass House today

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

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

READ:UNKNOWN

TEXT:

fyi -- HR 1853, the Perkins Voc-Ed reauthorization bill, is expected to pass by a wide margin on the House floor this afternoon. Earlier this week, subcommittee chairman Riggs and the Republicans reached a compromise with Democrats on the bill's intra-state funding formula, heading off a highly partisan vote. The bill would achieve several administration goals, including streamlining the legislation from multiple different set-asides to a single, flexible state grant program together with a separate tech-prep program. However, there are still serious concerns with the bill, including poor accountability for performance, limits on the ability of states to implement programs for students to attain industry-recognized skill standards (driven by the right wing), and still-inadequate in-state targeting. The Department of Education hopes to be able to clean up some of these problems in the Senate.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Jose Cerda III (CN=Jose Cerda III/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:17-JUL-1997 11:52:36.00

SUBJECT: HUD Conference on Race and Cities

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

READ:UNKNOWN

TO: Julia R. Green (CN=Julia R. Green/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Ananias Blocker III (CN=Ananias Blocker III/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Joseph P. Lockhart (CN=Joseph P. Lockhart/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Carolyn Curiel (CN=Carolyn Curiel/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Lynn G. Cutler (CN=Lynn G. Cutler/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Richard Socarides (CN=Richard Socarides/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Cheryl D. Mills (CN=Cheryl D. Mills/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Trooper Sanders (CN=Trooper Sanders/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

TO: Elisabeth S. Steele (CN=Elisabeth S. Steele/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Robert N. Weiner (CN=Robert N. Weiner/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Marjorie Tarmey (CN=Marjorie Tarmey/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Susan M. Liss (CN=Susan M. Liss/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

TO: Laura K. Demeo (CN=Laura K. Demeo/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

TO: Andrew J. Mayock (CN=Andrew J. Mayock/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Virginia N. Rustique (CN=Virginia N. Rustique/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Ronda H. Jackson (CN=Ronda H. Jackson/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: David S. Beaubaire (CN=David S. Beaubaire/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Emil E. Parker (CN=Emil E. Parker/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

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

TO: Cathy R. Mays (CN=Cathy R. Mays/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: James T. Edmonds (CN=James T. Edmonds/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Robert B. Johnson (CN=Robert B. Johnson/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Doris O. Matsui (CN=Doris O. Matsui/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

TO: Ann F. Walker (CN=Ann F. Walker/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

TO: Thurgood Marshall Jr (CN=Thurgood Marshall Jr/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

READ:UNKNOWN

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

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

TO: Kevin S. Moran (CN=Kevin S. Moran/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Bob J. Nash (CN=Bob J. Nash/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

TEXT:
To the RWG:

Sorry, need to change tomorrow's meeting to Room 180.
Thanks,

Jose'

EXPANSION OF THE YOUTH CRIME GUN INTERDICTION INITIATIVE JULY 19, 1997

BACKGROUND:

- On July 8, 1996, President Clinton directed the Attorney General and Secretary Rubin to implement a pilot program in 17 cities to trace as many guns as possible, especially those trafficked to kids.
- Under this pilot program, the Youth Crime Gun Interdiction Initiative (YCGII), Federal and local law enforcement in each city worked together to submit all crime guns seized for tracing and use this information to identify and locate illegal gun traffickers.
- Since then, the Treasury Department's Bureau of Alcohol, Tobacco and Firearms (ATF) has provided local police departments and ATF special agents with specialized training, computers and software – and traced as many guns as possible through the National Training Center. Today's report details the findings of this effort.

FINDINGS OF TODAY'S REPORT:

- **Confirms kids and guns is a serious problem in all 17 cities.** Juvenile and youth crime guns account for nearly half (45%) of the firearms recovered from crime scenes and criminals.
- **Reveals that kids use some of the most concealable and dangerous guns.** While 80% of youth and juvenile crime guns are handguns -- and 60% are semiautomatic pistols, only 70% of adult crime guns are handguns -- and less than half, or 47%, are semiautomatics.
- **Crime guns used by kids are concentrated among a relatively small number of makes and models.** The 10 most popular types of crime guns account for 25% of all crime guns. In some cities, this percentage is as high as 50% for youth or juveniles (e.g., Birmingham, Memphis).
- **At least 25% of the crime guns used by kids move rapidly (3 years or less) from first retail sale to crime scenes.** That means that a significant portion of legally purchased guns are quickly and illegally diverted to kids and criminals.
- **The number of trace requests nearly doubled in the 17 pilot cities.** While not all traces submitted could be completed, for a variety of reasons, overall requests submitted to ATF jumped from about 20,000 to 37,000.

HOW TRACING WORKS

- **The Shikes Case.** Shortly after the YCGII was launched, ATF and the Milwaukee Police Department received a tip that an individual named "Larry" was selling guns to gang members. This individual was Larry Shikes, and he was selling guns from the trunk of his car in the parking lot of the grocery store where he worked as a security guard.

A review of trace information on Milwaukee crime guns revealed that Shikes had originally purchased several guns that were recovered in connection with youth gang crimes -- including homicides, assaults and drive-by-shootings. Shikes illegal activity was further documented by undercover purchases of additional shotguns and handguns.

Shikes was arrested in April 1997. He pled guilty to dealing in firearms without a license and providing firearms to convicted felons. He is scheduled to be sentenced next month.

LESSONS LEARNED:

- **A new anti-crime Tool.** By submitting all crime guns for tracing, the YCGII is showing law enforcement at all levels how young people are getting guns. This is critical information that will allow law enforcement to prioritize the investigation of gun traffickers.
- **Guns are being trafficked to kids.** ATF traces and investigations clearly show that certain corrupt gun dealers are selling guns to large volume traffickers and straw purchasers, who are in turn funneling guns to our youth. With more tracing information and enforcement resources, we can crackdown on these traffickers and break-up the supply of guns to kids and criminals.
- **Brady checks Important.** Background checks are needed to help keep guns from being illegally diverted. So it's critical that state and local law enforcement continue their commitment to Brady.

TODAY'S ANNOUNCEMENT:

- **More Cities, More Resources.** Today, the President will expand the YCGII to 10 more cities. The Treasury Department will commit \$11 million to augment its tracing efforts next year, and the Department of Justice will dedicate funds from the Bureau of Justice Assistance to help provide training to participating state and local law enforcement agencies. Additional funds will also be sought for ATF agents from unobligated funds.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:17-JUL-1997 19:14:42.00

SUBJECT: Education, Race, Health...Events

TO: Jose Cerda III (CN=Jose Cerda III/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: William R. Kincaid (CN=William R. Kincaid/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Michael Cohen (CN=Michael Cohen/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

Scheduling/Communications is holding August 15th and September 8th (POTUS' first day back from vacation) for Back to School events. They would like us come up with something for one of those days. The Radio Address being taped on Sept. 5th is another option.

Right now, there is still a possibility that the next race advisory board meeting will be held on Aug. 15th. If that does get confirmed for the 15th than the education event would definitely be in September. Also, if they do the race meeting they would like to do something on racial disparities in health care. Please let me know if any of this seems particularly problematic right now -- more than the usual! Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Sandra Thurman (CN=Sandra Thurman/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:17-JUL-1997 19:18:51.00

SUBJECT: Weekly Report

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

READ:UNKNOWN

TEXT:

Needle Exchange - The House Labor/HHS Subcommittee of Appropriations marked up their bill on July 15 without a challenge to the Chairman's mark which preserves the waiver authority of the Secretary of HHS. HHS (Kevin Thurm) and the AIDS advocates have been assured by the staff directors for Reps. Porter and Obey that no unfriendly amendments are expected at at full committee. This is great news so far, however we are anxiously watching, waiting, and keeping our fingers crossed.

We are in daily contact with a number of AIDS organizations.on this issue and continue to assure them that we are prepared to fight to preserve the Secretary's authority should the need arise.

Decreases in the AIDS Death Rate - On Monday, July 14 the CDC released new figures showing a 19% decrease in the AIDS death rate in the first 9 months of 1996, compared with the same period in 1995. The CDC attributed these findings to greater access to medical care and the development of effective therapies for HIV and associated opportunistic infections. The AIDS advocates noted that as AIDS death rates decline, there are increasing numbers of individuals living with HIV who require access to these lifesaving interventions.

We are continuing to emphasize that, while we are delighted with the news of the drop in death rates, we must not forget that rates of infection are on the rise in women, people of color, and adolescents. The epidemic is not over.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Toby Donenfeld (CN=Toby Donenfeld/O=OVP [UNKNOWN])

CREATION DATE/TIME:17-JUL-1997 10:07:50.00

SUBJECT: VP's participation in meeting tomorrow

TO: Jerold R. Mande (CN=Jerold R. Mande/OU=OSTP/O=EOP @ EOP [OSTP])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Barbara D. Woolley (CN=Barbara D. Woolley/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Elizabeth Drye (CN=Elizabeth Drye/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: Wendy Hartman (CN=Wendy Hartman/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

TEXT:

The VP is tentatively set to participate in the tobacco meeting tomorrow morning w/ the industry researchers. Our scheduler is waiting for confirmation of when the President is coming back from Arkansas tomorrow, but has the VP tentatively scheduled for this meeting from 9:30 - 10:30, if that's ok w/ you all.

Elizabeth, can we talk later about the details of the meeting? Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Ronda H. Jackson (CN=Ronda H. Jackson/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:18-JUL-1997 16:52:52.00

SUBJECT: Cab Briefing

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

READ:UNKNOWN

TO: Melissa Green (CN=Melissa Green/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: June G. Turner (CN=June G. Turner/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Robert S. Kapla (CN=Robert S. Kapla/OU=CEQ/O=EOP @ EOP [CEQ])

READ:UNKNOWN

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

READ:UNKNOWN

CC: Elisabeth S. Steele (CN=Elisabeth S. Steele/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

CC: Rosemary B. O'Shea (CN=Rosemary B. O'Shea/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

CC: David S. Beaubaire (CN=David S. Beaubaire/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TEXT:

This is a draft of the agenda....

CABINET BRIEFING

July 23, 1997

Roosevelt Room--4:00 p.m.

Agenda

Bowles	I.	Welcome	Erskine
Sperling	II.	Fast Track	Gene
Initiative	III.	Race	Judy Winston Elena Kagan
McGinty	IV.	Climate Change	Katie Todd Stern

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Larry R. Matlack (CN=Larry R. Matlack/OU=OMB/O=EOP [OMB])

CREATION DATE/TIME:18-JUL-1997 16:40:16.00

SUBJECT: Welfare-to-Work Administering Agency

TO: Cynthia A. Rice (CN=Cynthia A. Rice/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

CC: Barry White (CN=Barry White/OU=OMB/O=EOP @ EOP [OMB])

READ:UNKNOWN

TEXT:

Per a call from DOL -- this morning the Republican leadership decided that all the administrative questions on Welfare-to-Work go HHS's way -- i.e., HHS is the Federal Administering agency, and the local system is run through the TANF agency. DOL believes other W-to-W issues were discussed, but what they were and the outcome (if any) is unknown at the moment.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: William R. Kincaid (CN=William R. Kincaid/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:18-JUL-1997 18:15:18.00

SUBJECT: More on California

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

READ:UNKNOWN

TEXT:

When I spoke with Leslie Thornton at ED to get info on the CA and TX investigations, she said she felt that the response the POTUS used in Chicago when he got asked about the California admissions situation could be strengthened; in particular, she suggested that in the future he should make reference to a draft report that a UC outreach task force has released for public comment, and encourage folks to get involved in helping to shape the plan. Reading the transcript, I tend to agree that we might want to suggest a somewhat different approach. Do you agree that this is something that needs more work, and if so, do you have any suggestions for a process? A memo? Suggested talking points for his next press event? Or something else? Thanks.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Jerold Mande to Elena Kagan re: Tonight (1 page)	07/18/1997	Personal Misfile

COLLECTION:

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

FOLDER TITLE:

[07/17/1997-07/20/1997]

2009-1006-F
bm27

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]
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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]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
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- 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: Cynthia A. Rice (CN=Cynthia A. Rice/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:18-JUL-1997 17:23:28.00

SUBJECT: Welfare-to-Work Administering Agency

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:

My guess -- they know we want DOL and they want us to give something up for it.

----- Forwarded by Cynthia A. Rice/OPD/EOP on 07/18/97
05:22 PM -----

Larry R. Matlack 07/18/97 04:40:10 PM

Record Type: Record

To: Elena Kagan/OPD/EOP, Cynthia A. Rice/OPD/EOP

cc: Barry White/OMB/EOP

Subject: Welfare-to-Work Administering Agency

Per a call from DOL -- this morning the Republican leadership decided that all the administrative questions on Welfare-to-Work go HHS's way -- i.e., HHS is the Federal Administering agency, and the local system is run through the TANF agency. DOL believes other W-to-W issues were discussed, but what they were and the outcome (if any) is unknown at the moment.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Lisa M. Kountoupes (CN=Lisa M. Kountoupes/OU=OMB/O=EOP [OMB])

CREATION DATE/TIME:18-JUL-1997 14:12:25.00

SUBJECT: w-t-w /immigrants schedule

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

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

TO: Cynthia A. Rice (CN=Cynthia A. Rice/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: Keith J. Fontenot (CN=Keith J. Fontenot/OU=OMB/O=EOP @ EOP [OMB])
READ:UNKNOWN

TO: Katie Hong (CN=Katie Hong/OU=OMB/O=EOP @ EOP [OMB])
READ:UNKNOWN

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

TO: Larry R. Matlack (CN=Larry R. Matlack/OU=OMB/O=EOP @ EOP [OMB])
READ:UNKNOWN

TO: Barry White (CN=Barry White/OU=OMB/O=EOP @ EOP [OMB])
READ:UNKNOWN

CC: Lisa M. Kountoupes (CN=Lisa M. Kountoupes/OU=OMB/O=EOP @ EOP [OMB])
READ:UNKNOWN

CC: Janet Murguia (CN=Janet Murguia/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:

The repubs are meeting with themselves over the weekend. We should expect "real" meetings with the Administration to begin as early as Monday. the Republican leadership is supposed to be meeting with the various committees today to tell them to get moving. Lack of action next week will be more likely to result in the budgeteers jumping in. (although they have threatened this before...)

I will keep you posted if I hear anything different. Besides getting prepared for a tough week I do not think we will be needed this weekend, but Barry I will need to be able to get in touch with you and you should be able to get in touch with everyone else.

On immigrants -- yesterday at the budgeteers level the discussion focused on a strict interpretation of "only doing what is in the agreement and nothing more" this extended to the immigrant provisions. I think this is the attempt of the republican leadership to get back in control in some way of this proces where they have been loosing ground publicly and have been unable to guide the work of the authorizing committees. Stay tuned.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002. email	Cynthia Rice to Elena Kagan et al. re: FYI-- I will be in town this weekend (1 page)	07/18/1997	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[07/17/1997-07/20/1997]

2009-1006-F
bm27

RESTRICTION CODES

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

- P1 National Security Classified Information [(a)(1) of the PRA]
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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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- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
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Civil Rights Investigations of Higher Education in California and Texas

In response to a complaint filed by several civil rights organizations, the Office for Civil Rights (OCR) at the Department of Education will investigate the current admissions policies at the three University of California law schools: Boalt Hall, UCLA, and UC-Davis. The investigation will determine whether the policies violate Title VI of the Civil Rights Act of 1964 by having a discriminatory impact on minority students. Preliminary analysis shows a significant disparity in the admission rate for certain minority group students compared to whites. The investigation concerns current admissions policies, rather than the widely-reported decline in minority admissions following the discontinuation of UC's affirmative action program.

An extensive OCR-initiated investigation of the Texas higher education system, begun in February, 1997 as part of a series of state higher education desegregation reviews, is continuing. The review will determine, consistent with the Supreme Court's Fordice decision, whether vestiges of past discrimination remain in the Texas system. A chapter of the National Black Law Students Association filed a complaint with OCR last fall, asserting that Texas continues to operate a dual system of higher education and challenging the state's implementation of the Hopwood decision. In April, OCR informed the association that its Title VI allegations would be reviewed as a part of the existing investigation, while OCR plans to refer the group's Fourteenth Amendment allegations to the Department of Justice.

Vocational Education Bill

The Perkins vocational education reauthorization bill, H.R. 1853, should reach a House floor vote soon. This week Democrats and Republicans reached a compromise on a within-state funding formula and other provisions that target more funds to low-income and urban areas, thus avoiding a highly partisan vote. The bill would achieve several administration goals, including the consolidation of numerous existing set-asides into a flexible state grant. However, serious concerns remain, including poor accountability for performance, limits on the use of industry-recognized skill standards, and still-inadequate in-state targeting as compared to existing law. The Department of Education hopes to address some of these problems in the Senate.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Michael Cohen (CN=Michael Cohen/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:18-JUL-1997 10:19:17.00

SUBJECT: Yesterday's announcement

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

READ:UNKNOWN

TEXT:

How did it go yesterday? Any tough press questions I need to know about?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Andrew J. Mayock (CN=Andrew J. Mayock/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:18-JUL-1997 18:25:34.00

SUBJECT: Race Initiative

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

READ:UNKNOWN

CC: Katherine Hubbard (CN=Katherine Hubbard/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

CC: David S. Beaubaire (CN=David S. Beaubaire/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

CC: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TEXT:

At Wednesday's Cabinet briefing, the race initiative will be discussed, and we would like you to cover the policy process. Judy Winston will discuss other aspects. The Cabinet briefing is scheduled to be at 4:00pm. FYI: please see the attached e-mail.

Thanks.

----- Forwarded by Andrew J. Mayock/WHO/EOP on 07/18/97
06:21 PM -----

Andrew J. Mayock

07/18/97 06:20:18 PM

Record Type: Record

To: Judith_Winston @ ed.gov @ inet, Rob_wexler @ ed.gov @ inet

cc: Sylvia M. Mathews/WHO/EOP, David S. Beaubaire/WHO/EOP, Katherine Hubbard/WHO/EOP

Subject: Race Initiative

I am faxing the following documents:

1. Memo to the President
2. Cabinet contacts' numbers
3. WH working group contacts' numbers
4. WH outreach list for the race initiative
5. Draft of Cabinet briefing agenda
6. Website memo

Per our discussion (Rob and me) on the phone re. the Cabinet briefing, here are a few details. First of all, a Cabinet briefing is simply a meeting held by Erskine in which staff literally brief the Cabinet on various priority issues. The race initiative will be one of three (see agenda). Sylvia recommends that the race initiative cover the following four areas:

- 1) policy process (provided by Elena Kagan);
- 2) agency best practices (we will have agency memos on Monday);

- 3) dialogue (how to pursue dialogue within and without agencies)
- 4) other ideas (ie host dinners with academics, mayors, others for outreach / ideas)

As we discussed, please feel free to call me this weekend. Also, know that Cabinet Affairs, Elena and I will be here to work with you next week to make this a fruitful discussion and briefing.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Cynthia A. Rice (CN=Cynthia A. Rice/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:18-JUL-1997 19:20:50.00

SUBJECT: HHS Proposed Emergency Data Collection and Financial Forms

TO: Emily Bromberg (CN=Emily Bromberg/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Emil E. Parker (CN=Emil E. Parker/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Diana Fortuna (CN=Diana Fortuna/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:

There are three forms which HHS is proposing to implement through an emergency process. The forms will be published in the Federal Register, the public will comment, and HHS can change them in response to comments. Then, OMB must agree to let them go forward to be used on an interim basis (until the final regulations are promulgated).

Substantively, I don't think we have a problem with these. Process-wise, HHS totally dropped the ball on all of these, and with the result that I didn't get a call from Monahan until late Wednesday and states weren't told anything until today. The forms are:

1) Data Collection: the list of data states will have to provide HHS. It tracks the list in the statute (i.e, demographic information on recipients, work participation status), and it should have been in place before July 1 (states with TANF plans approved before January 1 are supposed to start reporting data on July 1). It will be shown to the world via the Federal Register on Monday, then reviewed by OMB probably for several weeks before it goes ahead.

2) Two Financial Forms --- one for Child Care, one for TANF, which asks states for certain financial information about how they are spending their funds.

Tobacco Update -- This week Secretary Shalala and I held several productive outreach meetings. Tuesday we met with industry lawyers and gained a better understanding of their position. Wednesday we hosted Farm Bureau representatives from tobacco states, accompanied by Governor Hunt. The growers urged us to maintain the current tobacco quota and price support program; require industry to use mostly U.S.-grown tobacco; and provide transition assistance as the demand for cigarettes falls. Thursday the Vice President hosted former tobacco industry scientists turned whistleblowers who shared their knowledge with us of the industry's research into nicotine and "reduced risk" cigarettes. Finally, we also met this week with the Senate Democratic tobacco task force, chaired by Senator Conrad.

Next week we expect to brief the House Democratic tobacco task force, begin meetings with key committee chairmen, and wrap up our meetings with the public health community. We will also complete an executive order restricting smoking in federal buildings for a signing event the following week.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
003. email	Mona Mohib to Ananias Blocker III et al. re: Party Invite (4 pages)	07/18/1997	Personal Misfile

COLLECTION:

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

FOLDER TITLE:

[07/17/1997-07/20/1997]

2009-1006-F
bm27

RESTRICTION CODES

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

- P1 National Security Classified Information [(a)(1) of the PRA]
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PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

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- 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]

National Testing Initiative: There were several related developments affecting the national testing initiative this week. The House appropriations subcommittee mark-up includes a provision requiring the National Academy of Sciences to complete an evaluation of the development and field-testing of the national tests before we can proceed to administer the tests. This provision was inserted at the request of Mr. Goodling. The Education Department had already been planning to contract such an evaluation with NAS, so there is no fundamental objection to this provision. We are working with Mr. Obey's staff to ensure that the timelines for completing the study are reasonable given the work to be done, and will produce information in time for next year's appropriations process. We believe this can be accomplished.

Second, Diane Ravitch and Checker Finn have launched an attack on our testing effort -- through an article in the Weekly Standard and in a letter reported in the Washington Times. They have criticized the Administration for failing to provide a governing role for NAGB over the national tests. This is a step we would like to take, but haven't yet because it would require new legislation. At the request of Frank Riggs, who chairs the relevant subcommittee and who supports the testing initiative, we have not submitted legislation pending our collective ability to move Mr. Goodling to a more favorable stance on the tests. Both Checker and Diane are fully aware of the need to work with Riggs and Goodling on this issue.

While we do not believe these attacks have yet caused significant harm, we are concerned that they could over time. Therefore, we are exploring the possibility of providing NAGB with the needed statutory authority through the conference on the appropriations bill, and have begun to discuss this prospect with key Senate staff.

National Testing Initiative and Civil Rights Groups: Secretary Riley met last week with Chris Edley and representatives of a number of civil rights groups, to listen to their concerns about the testing initiative. Their concerns included (1) the possible use of the tests for tracking students, (2) the prospect that too many students would be excluded from taking the tests; (3) the prospect that the tests would be used for high stakes purposes without also relying on additional information from other tests and from classroom performance; (4) the need to provide parents with information about how they can use test score information to help their children and to hold school accountable; and, (5) their view that the Education Department should require participating states and school districts to disaggregate the test score results by school district, school and demographic subgroup.

While few of these concerns are new or unique to our tests, there are several specific responses we can make. The Education Department is developing material that will provide information to parents about how to use the test results. With regard to reporting requirements for participating states and school districts, while we and the Education Department agree with the idea of disaggregating the data, we have been reluctant to add specific reporting requirements to states or cities that use the tests. Further, it is increasingly common practice among states and school districts to report disaggregated data at the school and district level, and the Title 1 requirements reinforce this. While we don't think our policy should change, it could be helpful if your rhetoric about the tests emphasized that the results should be incorporated into school report cards and used for accountability purposes. You could do this almost immediately -- next week

when a number of large cities sign up for the tests, and the following week at NGA

July 18, 1997

MEMORANDUM FOR THE PRESIDENT

FROM: Bruce Reed
Elena Kagan

RE: DPC Weekly Report

1. Welfare -- Counties: "Counties are making welfare reform work," said a report released this week by the National Association of Counties, by "using the flexibility granted in the new law to develop innovative programs that are best suited to their local needs." The report profiles successful efforts in four counties (Fulton County, GA; Santa Clara County, CA; Dade County, FL; and Hennepin County, MN) to provide transportation, child care, and public sector jobs; to assist legal immigrants losing federal benefits; and to create collaborative partnerships between the public, private, and non-profit sectors. The report notes that NACo opposed the welfare law, but commends the Administration and Congress for addressing counties' primary concerns, funding for job creation and benefits for legal immigrants. The report also emphasizes that "the need for transportation services is tremendous. It was the most common thread that linked all counties and outpaced all other concerns as their most urgent need...The reauthorization of the Intermodal Surface Transportation Efficiency Act including new funds to help those who are making the transition from welfare to work is therefore paramount."

[EK--the report never says "welfare reform is working"--its tone is "challenge and opportunity".]

2. Welfare -- Budget Conference Update: The House and Senate conferees have exchanged welfare reform offers, which settle some of the minor issues regarding the structure of the \$3 billion welfare to work program and benefits for legal immigrants. However, all the most contentious issues are still on the table: disability and health benefits for disabled legal immigrants; minimum wage, worker protections, and hours of work for workfare participants; privatization of Food Stamp and Medicaid operations; and whether the \$3 billion welfare to work program should be operated by HHS or the Department of Labor (the House agrees with us that DOL should be the lead agency; the Senate so far disagrees). We have been working at all levels to ensure that the Congressional negotiators understand our views on these issues.

3. Education -- Vocational Education Bill: The Perkins vocational education reauthorization bill, H.R. 1853, should reach a House floor vote soon. This week Democrats and Republicans reached a compromise on a within-state funding formula and other provisions

that target more funds to low-income and urban areas, thus avoiding a highly partisan vote. The bill would achieve several administration goals, including the consolidation of numerous existing set-asides into a flexible state grant. However, serious concerns remain, including poor accountability for performance, limits on the use of industry-recognized skill standards, and still-inadequate in-state targeting as compared to existing law. The Department of Education hopes to address some of these problems in the Senate.

4. Education -- Civil Rights Investigations of Higher Education in California and Texas: In response to a complaint filed by several civil rights organizations, the Office for Civil Rights (OCR) at the Department of Education will investigate the current admissions policies at the three University of California law schools: Boalt Hall, UCLA, and UC-Davis. The investigation will determine whether the policies violate Title VI of the Civil Rights Act of 1964 by having a discriminatory impact on minority students. Preliminary analysis shows a significant disparity in the admission rate for certain minority group students compared to whites. The investigation concerns current admissions policies, rather than the widely-reported decline in minority admissions following the discontinuation of UC's affirmative action program.

An extensive OCR-initiated investigation of the Texas higher education system, begun in February, 1997 as part of a series of state higher education desegregation reviews, is continuing. The review will determine, consistent with the Supreme Court's Fordice decision, whether vestiges of past discrimination remain in the Texas system. A chapter of the National Black Law Students Association filed a complaint with OCR last fall, asserting that Texas continues to operate a dual system of higher education and challenging the state's implementation of the Hopwood decision. In April, OCR informed the association that its Title VI allegations would be reviewed as a part of the existing investigation, while OCR plans to refer the group's Fourteenth Amendment allegations to the Department of Justice.

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8. AIDS -- Needle Exchange: The House Labor/HHS Subcommittee of Appropriations marked up their bill on July 15 without a challenge to the Chairman's mark which preserves the waiver authority of the Secretary of HHS. HHS (Kevin Thurm) and the AIDS advocates have been assured by the staff directors for Reps. Porter and Obey that no unfriendly amendments are expected at full committee. This is great news so far, however we are anxiously watching, waiting, and keeping our fingers crossed.

We are in daily contact with a number of AIDS organizations on this issue and continue to assure them that we are prepared to fight to preserve the Secretary's authority should the need arise.

9. AIDS -- Decreases in the AIDS Death Rate: On Monday, July 14 the CDC released new figures showing a 19% decrease in the AIDS death rate in the first 9 months of 1996, compared with the same period in 1995. The CDC attributed these findings to greater access to medical care and the development of effective therapies for HIV and associated opportunistic infections. The AIDS advocates noted that as AIDS death rates decline, there are increasing numbers of individuals living with HIV who require access to these lifesaving interventions.

We are continuing to emphasize that, while we are delighted with the news of the drop in death rates, we must not forget that rates of infection are on the rise in women, people of color, and adolescents. The epidemic is not over.

10. Crime -- Juvenile Crime Bill Update: On Tuesday and Thursday, the Senate Judiciary Committee met to mark-up S. 10, Senator Hatch's juvenile crime bill. While the Committee did not get much work done, it did vote down Senator Kohl's amendment on child safety locks by a one-vote margin. Senator Hatch offered to work with Democrats over the weekend to limit the number of pending amendments (87) and complete action on S. 10 next week.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Christopher C. Jennings (CN=Christopher C. Jennings/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:18-JUL-1997 22:15:33.00

SUBJECT: my fun weekly report.

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

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

Sarah A. Bianchi (CN=Sarah A. Bianchi/OU=OMB/O=EOP [OMB])
READ:UNKNOWN

Christopher C. Jennings (CN=Christopher C. Jennings/OU=OPD/O=EOP [OPD])
READ:UNKNOWN

TEXT:

There is a lot of info forthcoming. The big wig meetings on Medicare reforms with the Mainstream Coalition will probably most interest the big guy. I am sorry so long, but I think the info is important. I hope I am ok on the needle exchange info; I think I am, but it may be redundant on what Bruce and you have formerly sent. I just don't know...

Call with questions, ok?

===== ATTACHMENT 1 =====
ATT CREATION TIME/DATE: 0 00:00:00.00

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D19]MAIL41830889T.116 to ASCII,
The following is a HEX DUMP:

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C8003000
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Medicare Reform. On Wednesday, Erskine, Gene Sperling, Frank Raines, Secretary Rubin, John Hilley, and Chris Jennings met with the Senate "Mainstream" Coalition (Breau, Chafee, Kerrey, Frist, Conrad, Gordon, Frist, Mack, et al) to discuss the Medicare "reform" agenda that they are advocating. Interestingly, they did not push -- or even mention -- the home care copayment issue; rather, they focused their interest on the income related (means-tested) premium and the 65-67 age eligibility issue. Erskine emphasized that we strongly support the income related premium, as long as our policy concerns were met. The group was pleased to hear this message, but was unwilling to move off their approach until they had a more detailed briefing and discussion of policy alternatives to the Senate-passed bill. Although we raised serious concerns about the age eligibility issue, we indicated a willingness to hear them out on policy options to address the uninsured problem.

On Thursday, Chris, HHS, OMB and Treasury made a presentation to the Coalition group on their two Medicare issues. We outlined the administrative problems related to the income related premium and seemed to convince the Members that the Treasury Department route was the way to go. They were particularly won over by the revenue loss (\$8.9 billion vs. \$3.9 billion), the administrative costs (\$30-50 million vs. \$10 million), the 2-3 year accurate income reporting lag, and the potential for major privacy violations should Treasury be forced to send income records to HHS. Although there remained political concerns about winning over House Republicans for a Treasury-administered approach, Senator Chafee said, "it should be Treasury or nothing." The discussion concluded with a request to see if Treasury could assess the premium on something other than the tax form. (On Friday, we completed our first-cut on developing such an option; we are checking to see how much revenue this option loses, but it looks promising.)

Our presentation on the eligibility age issue focused on the Coalition's recent proposal to offer 65 and 66-year olds access to the Medicare program through a \$54 a month premium. This would be assessed for the rest of a seniors' life and is consistent with a suggestion made by Bob Reischauer. While we raised concerns that such a premium would be unaffordable for many elderly (thus not adequately addressing the uninsured problem) and would end up shifting billions of dollars of costs to the states (because of mandated low income beneficiary buy-in requirements and SSI eligibility), we agreed to work through options. We concluded with an honest assessment of how unlikely the House would go for anything on this issue in the budget agreement; while the Coalition Members agreed with the assessment, they still pushed us to look at options. We agreed to provide technical assistance, but were clear that we were doing it in reponse to options that they (particularly Conrad and Kerrey) suggest. This meeting conclude on a very positive and appreciative manner; the Members were genuinely pleased that we were not throwing up roadblocks just to have roadblocks.

Budget Developments on Medicare and Medicaid. The Budget conferees have not finalized their work on Medicare and Medicaid. They hope to finish most of the issues over the weekend for final review by the Republican Leadership. At that time, the Leaders will apparently engage us for a final review and a round of negotiations over major issues. The primary outstanding tier one issues for Medicare appear to be the income related premium, the structure of the Medicare Commission, the MSA compromise, and the Republican plan option that allows for balance billing (charging beneficiaries over approved Medicare rates.) The major Medicaid issues that have not been resolved are the Disproportionate Share (DSH) state-by-state formula, the policy surrounding \$1.5 billion Medicare low income protection provision, and the D.C. and the Puerto

Rico Medicaid investments that were included in the budget agreement.

Budget Developments on Children's Health. Most of the major children's issues have not been resolved. Still outstanding is whether and, if so, how much of any tobacco tax will be dedicated to children's health, whether the benefits package and cost-sharing protections will be meaningful to low-income children, and whether the accountability provisions are to our liking. The Republicans seem to be watering down these provisions because they know they are important to us and our Democratic supporters. (Some suggest they are doing this so they can trade on this issue for their tax priorities.)

Immunization Event. Next Wednesday, you and the First Lady are announcing that we are ahead of schedule in meeting our goals for immunization rates. In 1996, 90 percent of America's toddlers received the most critical doses of the recommended vaccines for children by age two. You are also scheduled to announce a new child care regulation that ensures that all children in federal child care will be immunized. Senator Bumpers will be in attendance, as will be the likely next Surgeon General nominee -- CDC's Dr. David Satcher. While Dr. Satcher's final clearance has not been completed and we do not think it advisable to rush out his announcement, this event provides a good opportunity to showcase Dr. Satcher and his achievements.

FDA Reform. We are approaching the final days of negotiation with Members of the Senate Labor and Human Resources Committee on a major FDA reform bill. There appears to be just a few issues remaining, including one that would allow manufacturers to provide peer-reviewed articles to physicians that outline as yet non-approved, but apparently effective uses of prescription drugs. This is a very controversial issue and a compromise will be difficult to reach. However, both sides (as well as the drug industry) very much want you to sign a FDA reform bill into law. If we can agree on this and some other relatively non-high-profile issues, we fully anticipate a quick House approval and final passage of the bill by sometime in mid-September. If we cannot agree on a compromise bill by that time-frame, the provisions in current law that authorize user fees will expire and individuals reviewing new drug products for FDA will begin to be laid off.

Needle Exchange. Your public health advisors at HHS are now concluding that the science exists to certify that needle exchange programs not only reduce the spread of AIDS, but also does not increase drug use. (Currently law requires the Administration to certify that needle exchange programs do NOT increase drug use BEFORE allowing for CDC funding to be used for this purpose -- at the discretion of local communities.) Before we make any final recommendation to you, however, we believe it is important for General McCaffrey to weigh in with his views. Although he is reportedly less skeptical than he has been previously, the General has not indicated that he agrees with the public health advisors. Next week, the General and NIH's Dr. Harold Varmus are scheduled to meet on this matter. In the interim, we continue our efforts (so far successful) to head off attempts by the House Appropriations Committee to strip the Administration of the needle exchange certification authority.

AIDS Drugs Assistance Programs (ADAP). The Labor-HHS committee voted an \$132 million increase over your budget for ADAP. The AIDS community has been lobbying the

Administration and the Hill for an increase in ADAP programs. They argue that given the recent release of the HHS guidelines on AIDS drug treatments, we should also support an increase in these treatments and give more and more Americans access to these much-needed treatments. Allocating an increase in ADAP would definitely help our politics with the AIDS community, particularly given the fact that they want us to move quicker on needle exchange. However, the discretionary funding ceilings are already lower in the budget agreement than in your budget and there will be a great deal of competition for resources for important priorities, including many of your education priorities. We are working with OMB to develop some options for your consideration.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: William R. Kincaid (CN=William R. Kincaid/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:18-JUL-1997 15:33:07.00

SUBJECT: Re: weekly submission

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

READ:UNKNOWN

TEXT:

I am checking with the Department on Texas--at least with respect to the
OCR review, I am not aware of any significant recent developments.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Cynthia A. Rice (CN=Cynthia A. Rice/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:18-JUL-1997 11:05:45.00

SUBJECT: Update on Welfare to Work St. Louis plans

TO: Emily Bromberg (CN=Emily Bromberg/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Christa Robinson (CN=Christa Robinson/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Elisabeth Stock (CN=Elisabeth Stock/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

TO: Diana Fortuna (CN=Diana Fortuna/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: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

CC: Mary L. Smith (CN=Mary L. Smith/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

CC: Cathy R. Mays (CN=Cathy R. Mays/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

CC: Thomas L. Freedman (CN=Thomas L. Freedman/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

Cynthia A. Rice (CN=Cynthia A. Rice/OU=OPD/O=EOP [OPD])

READ:UNKNOWN

TEXT:

Here's what the Welfare to Work Partnership is planning for the mid-August St. Louis event, which some of us will discuss with them at today's 4:00 meeting w/Ann Lewis et. al.

The St. Louis event which will be part of a "Welfare to Work Week" of probably three events

(we would be involved only in the St. Louis event):

The St. Louis event, which will launch their local welfare to work campaign which will

in time include 6 to 12 cities;

A press club event in D.C. with small business, releasing data from Coopers and

Lybrand survey showing many small businesses want to hire welfare recipients,

but see challenges in doing so, and underscoring the Partnership's commitment to providing them with technical assistance to be successful;

A media event in Milwaukee with the mayor and Governor Thompson on August 22nd

celebrating the success of welfare reform in that city.

In St. Louis, the Partnership wants to:

1) Release its print and radio public service announcements with a "This is good for business, and good for the country" theme, and providing a toll free number (1-888-USA-JOBS) number for companies to call who want to learn more about hiring welfare recipients.

2) Release its Blueprint for Business, a 50 page guide for companies who want to hire and retain welfare recipients

3) Unveil their web page (www.welfaretowork.org), which will contain a copy of the Blueprint, forms for companies to sign up as Welfare to Work "partner" (what they call companies that have made the commitment), and other information. (Eventually, companies will be able to accept the database of services through the web site, but they don't expect to have that ready by mid-August).

4) Announce 300 plus corporate commitments in St. Louis and release the packet of information they've prepared for these companies, outlining service providers, state assistance, and local success stories. They are working to secure a commitment from the Ford Foundation, Strive, and others to provide funds for services in the 6-12 cities; if they're ready, they'll announce that too.

They plan the day itself to look like:

8:00 - 11:00 am: Session for local business and service providers, with breakout sessions, addresses by the mayor and Eli Segal to be held at the downtown Marriott.

Early afternoon: Event at Keiner Plaza, and open air amphitheatre in downtown St. Louis. Like on May 20th, they're planning a very long program: the CEO of Monsanto; a local success story; the mayor; Eli Segal; the Governor; the President. They have a plan for a high tech visual which will project behind the speakers the signatures of the St. Louis companies pledging their commitment during the event (the CEOs would be signing during the event, and as they signed, the signatures would appear on stage).

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Andrew J. Mayock (CN=Andrew J. Mayock/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:18-JUL-1997 16:45:53.00

SUBJECT: Rvw of Connerly Letter

TO: Joseph P. Lockhart (CN=Joseph P. Lockhart/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Robert B. Johnson (CN=Robert B. Johnson/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Ann F. Walker (CN=Ann F. Walker/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

TO: edley (edley @ law.harvard.edu @ INET @ LNGTWY [UNKNOWN])
READ:UNKNOWN

TO: Beverly J. Barnes (CN=Beverly J. Barnes/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Cheryl D. Mills (CN=Cheryl D. Mills/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Ann F. Lewis (CN=Ann F. Lewis/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Robert N. Weiner (CN=Robert N. Weiner/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

TEXT:

Please give the attached letter a quick review and provide your thoughts on how engaging this letter should be. Note that it will most likely be a letter that is publicly circulated. Should we go this far, farther or be more circumspect?

Please provide comments by Monday morning. (And feel free to call me regarding them.)

Thanks.

===== ATTACHMENT 1 =====
ATT CREATION TIME/DATE: 0 00:00:00.00

Draft -- 07/15/97 (rh suggested edits)

Dear Mr. Connerly:

Thank you for your recent letter supporting my effort to lead a national dialogue over the next year on issues of race and reconciliation. Of all the challenges this country faces, building one America is one of our most important undertakings. I intend to share your letter with my Advisory Board on Race who are eager, as they help me in this endeavor, to hear from a broad range of Americans and with varying opinions on matters of race.

I share your admiration for President John F. Kennedy and his philosophy of equality among and between the races. You and I also share the goal of achieving a society in which discrimination against anyone on the basis of race no longer exists. Our disagreement is over some of the tools we must use in order to achieve our shared goal.

A large part of your letter discusses affirmative action which, while not perfect, has been one of the most effective tools used to achieve diversity within institutions and to address problems of a lack of equal access to opportunity. As I stated in my commencement address to the graduates of the University of California-San Diego, as a society, we cannot avoid the unfortunate fact that racial, ethnic and gender discrimination continues to exist. We see evidence of it every day. We also see continuing evidence of the enormous benefits that diversity brings to institutions which demonstrates daily the need to preserve the gains made at those institutions that have shown such progress in achieving diversity. As I have said, I welcome suggestions as to other measures we might take that will combat the effects of past discrimination, but don't believe that ending affirmative action at this time would achieve the ends you profess to want. Quite the contrary, such a move would be quite disruptive. I have yet to be presented with a tool which will work as well with no less disruption.

The recent plummet in minority enrollment in California and Texas state universities is persuasive evidence that tailored affirmative action plans, are still needed to ensure that underrepresented students in those states have access to institutions of higher education and also to enhance the breadth of experiences and knowledge that all students can draw from a diverse student body. I look forward to working with these states to develop creative responses to this problem that I am sure concerns us all. However, these distressing developments also demonstrate that now is clearly not the time to simply do away with affirmative action.

While I disagree with you that the time has come for us to be able to eliminate affirmative action, at the same time, I am committed to ensuring that affirmative action, particularly when undertaken by the federal government, is fair, balanced, flexible and extended only to qualified recipients. I firmly believe that diversity and excellence walk hand in hand. And, I am proud to say that the quality of my appointees in my administration as well as the judges I have nominated, fully bears out this belief.

Further, my Administration has worked diligently to reform affirmative action programs across the federal government to ensure that they are narrowly tailored to a compelling

governmental interest. The Supreme Court indicated in Adarand that there is room for affirmative action programs provided they meet these criteria. The Administration is working within these requirements to preserve equal opportunity within the federal government in employment, contracting and elsewhere.

Again, thank you for your letter. While we disagree on the important issue of affirmative action, I urge you to reach out to my Advisory Board on Race to continue the dialogue and seek the solutions that we will pursue throughout the year.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Jose Cerda III (CN=Jose Cerda III/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:18-JUL-1997 00:27:41.00

SUBJECT: 9:45 pm draft

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

TO: Christa Robinson (CN=Christa Robinson/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:

Here's the draft radio address. jc3

----- Forwarded by Jose Cerda III/OPD/EOP on 07/18/97
12:27 AM -----

Lowell A. Weiss
07/17/97 09:41:17 PM
Record Type: Record

To: mawaldman @ aol.com @ inet, Michelle Crisci/WHO/EOP, Jose Cerda
III/OPD/EOP
cc:
Subject: 9:45 pm draft

PRESIDENT WILLIAM J. CLINTON
YOUTH CRIME GUN INTERDICTION INITIATIVE RADIO ADDRESS
JULY 18, 1997

Good morning. Today I want to talk about the important progress we are making in our efforts to get guns out of the hands of violent teenagers.

My Administration has put in place a community-based strategy to confront crime -- relying on more police, tougher punishment, and better prevention. This strategy is working. For the past five years in a row, we have seen serious crime drop nationwide. Last year we saw the largest one-year decline in violent crime and murder in 35 years.

Even the juvenile crime rate showed some decline in 1995. But we know that juvenile violence is still a huge problem. We know children are killing children -- for shoes, for jackets, for turf. We know that too many children are drawn to guns and violence as a way of life.

The facts are plain. The flood of guns onto our streets has reached staggering proportions. The number of teenagers committing crimes without guns is the same today as it was in the 1970s. But the number of crimes teenagers commit with guns has soared by 300%. That is simply unacceptable. We must cut off the flow of guns to teens.

In too many cities, when a gang member is caught committing a crime with a smoking gun in his hand, the gun is simply put in the police locker and the trail grows cold. So we launched a national initiative to trace every gun seized from criminals in 17 cities to find out where these guns are coming from and how they find their way onto our streets.

A year later, the first results are in. We now have a treasure trove of vital gun information for investigators nationwide. We know where children are getting guns. We know how children are getting guns. We know what kinds of guns they're getting.

It is now clear that many guns are finding their way quickly from licensed retail stores to black markets that serve gang members and other violent teens. In less than a year, in 17 cities alone, law enforcement officials seized nearly 10,000 guns that started on legal shelves and ended up in the possession of violent teens.

Some people argue that the only way kids are getting guns is by stealing them from adults. But the reality is even more disturbing: Many violent teenagers are buying guns in bulk from shadowy suppliers -- a criminal network that channels semiautomatic weapons to the streets.

Make no mistake: Gun traffickers are behind the surge in deadly youth violence. We have learned how they operate. Now we are shutting them down.

In Milwaukee, for example, we've done just that. Thanks to the tracing reports we now have, law enforcement officials noticed an obvious pattern: Several guns used in gang-related murders, armed robberies, and drive-by shootings had originally been purchased by one particular security guard. Police investigators quickly discovered that the guard was selling brand new semi-automatic weapons from the trunk of his car. Police swept in and arrested the guard in April. He pled guilty to serious trafficking charges and will be sentenced next month.

Our gun-tracing initiative has been such a success that we are now going to expand our efforts to 10 more cities, including Philadelphia and Los Angeles. We will also work with Congress to hire more ATF agents to work with local police officers and prosecutors to nail traffickers based on the new leads we are generating every day.

We have a chance to build on our progress by passing a smart, balanced juvenile justice bill that does more than just talk tough. We need to provide for more prosecutors, tougher penalties, and better prevention programs for at-risk juveniles. We should require that every new gun has a child-safety lock. And we should prohibit violent teenagers from buying guns once they become adults.

Next week, the Senate will have an opportunity to begin voting on a juvenile justice bill that contains some of these provisions. I urge them to be comprehensive -- not just to increase penalties but also to block children's access to guns. Anything less will be a juvenile justice bill in name only.

If we are to stop the flow of guns to children, we also must continue to perform background checks on gun-buying adults. Background checks of gun buyers mandated by the Brady law have already stopped more than 250,000 fugitives, felons, and stalkers from buying handguns -- some of which would have ended up in the arsenals of youth gangs. Although the

Supreme Court recently struck down portions of Brady law, the overwhelming majority of local police officers are continuing to perform background checks voluntarily -- because they work.

In the past year, we have started to crack the code of the black market in illegal weapons. We are tracing the guns, targeting the traffickers, and taking more of our children out of harm's way. And with dedicated prosecutors and tough police, we will spread our success to cities across the nation. Together, we will rid our communities of the scourge of youth crime.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: William R. Kincaid (CN=William R. Kincaid/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:20-JUL-1997 14:58:33.00

SUBJECT: Re: More on California

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

READ:UNKNOWN

TEXT:

Will do.

Elena Kagan

07/19/97 03:54:14 PM

Record Type: Record

To: William R. Kincaid/OPD/EOP

cc:

Subject: Re: More on California

sounds right. could you (1) get hold of the draft report and (2) write a new set of talking points? I will also call a meeting on this subject soon.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Thomas L. Freedman (CN=Thomas L. Freedman/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:20-JUL-1997 16:34:14.00

SUBJECT: Re: meeting

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

READ:UNKNOWN

TEXT:

yep. i emailed laura about a time for meeting early next week.

Thank you for your message regarding tobacco products.

Tobacco use is a common but deadly habit. Each year, more than 400,000 Americans die prematurely from tobacco-related illness. Most started smoking as children.

We must work hard to reduce the number of children who become addicted to tobacco products and have their lives cut short as a result. Even though it is illegal in every state for youth to smoke, some 3,000 boys and girls take up smoking every day. Among smokers ages 12 to 17, 70 percent already regret their decision to smoke and two-thirds say they want to quit.

That is why last August I announced a tough new FDA regulation limiting minors' access to tobacco and curbing the promotion and advertising that enhance the appeal of tobacco products to young people. In February, I was proud to announce that the first parts of the regulation went into effect. From now on, no one under age 18 may buy tobacco products, and retailers must check photo IDs for anyone under the age of 27 who wishes to purchase tobacco products.

The tobacco industry has opposed the FDA rule in the courts. In an historic step forward for public health, a Federal District Court held in April that the FDA can regulate nicotine-containing tobacco products, and that the provisions I announced in February will remain in effect.

I was disappointed, however, that the court overturned provisions in the FDA rule designed to prevent tobacco companies from marketing their products to children. These provisions would, among other things, ban outdoor billboards within 1,000 feet of schools or playgrounds and eliminate the use of images and colors that appeal to children in most advertising. Government lawyers have appealed this part of the court's ruling. Overall, however, the court's decision was a landmark and historic one for the nation's public health and for our children.

The recent settlement agreement proposed by the state attorneys general, the tobacco industry, and others provides another potential opportunity to take a major step forward for the public health. Congress would have to approve the agreement before it goes into effect. I have asked my domestic policy advisor, Bruce Reed, and the Secretary of Health and Human Services, Donna Shalala, to carefully review the agreement with Administration staff over the next several weeks, to listen to public health experts, and to help me ensure that any agreement that goes forward to Congress is in the best interest of the public health, especially the health of our children.

Thank you for your comments...