

NLWJC - KAGAN

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[05/06/1998 - 05/07/1998]

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email attachment	Phone No. (Partial) (2 pages)	05/06/1998	P6/b(6)
002. email	Cathy Mays to Elena Kagan et al. re: Kennedy Center (2 pages)	05/07/1998	Personal Misfile

COLLECTION:

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

FOLDER TITLE:

[05/06/1998-05/07/1998]

2009-1006-F

kc154

RESTRICTION CODES

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

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

- 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]

- 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]

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.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Mindy E. Myers (CN=Mindy E. Myers/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 6-MAY-1998 19:04:47.00

SUBJECT: Follow up Child Care mtg -4pm Thursday

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

READ:UNKNOWN

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

TEXT:

The Dem. Caucus has scheduled a 4pm follow up child care mtg with Members. Would either (or both) of you be able to attend w/ Janet?

Thanks-
Mindy

PS Just to give you the heads up, there are rumors that they'll adjourn by early. If that's the case this mtg may not happen.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 6-MAY-1998 11:51:47.00

SUBJECT: tobacco q&a on texas settlement

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

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

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

TEXT:

Q: Do recent events -- the tobacco settlement in Texas or the release of documents showing some companies were marketing to children -- diminish the need for legislation or the chance that it would get passed?

A: No. It is a good sign that industry is being held accountable for the harms it has caused, and that we are getting information out about how the industry has hurt children. That should serve as still further impetus for comprehensive legislation. We need a comprehensive system of penalties to make sure companies reduce teen smoking; we need the FDA to have authority over tobacco products to protect our health; and we need to make sure tobacco companies don't market to children. I think all the attention from these events makes it clear why we need a national solution, and why it's so important to get it done soon.

Q: Lawyers in both Texas and Florida have asked for obscene amounts of money for their role in bringing about settlements with the tobacco industry. Will you support a provision in national legislation to limit fees for lawyers?

A: I'm primarily concerned with ensuring that tobacco legislation reduces youth smoking and protects the public health -- not with collecting and distributing money from a settlement. The lawyers who brought these suits have expended lots of time and effort, and deserve to be well recompensed for their work. But everyone agrees that fees shouldn't be out of proportion to the work that was done.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 6-MAY-1998 13:50:01.00

SUBJECT: Weekly Strategy Meeting

TO: Vicky_Stroud (Vicky_Stroud @ ed.gov @ inet [UNKNOWN])
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: Barbara Chow (CN=Barbara Chow/OU=OMB/O=EOP @ EOP [OMB])
READ:UNKNOWN

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

TO: Gene B. Sperling (CN=Gene B. Sperling/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

CC: Sandra Yamin (CN=Sandra Yamin/OU=OMB/O=EOP @ EOP [OMB])
READ:UNKNOWN

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

CC: Jessica L. Gibson (CN=Jessica L. Gibson/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Peter A. Weissman (CN=Peter A. Weissman/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TEXT:

We will be having our weekly Education Strategy Meeting tomorrow,
Thursday,
May 7, at 5:15 p.m. in Bruce Reed's office.

DRAFT -- NOT FOR RELEASE

[AUTO DATE FEATURE]
March 31, 2010 (Senate)

S. 1723 - American Competitiveness Act
(Abraham (R) Michigan and 15 cosponsors)

S.1723, "The American Competitiveness Act," is intended to respond to a reported skills shortage in the information technology industry by increasing the annual cap on the number of temporary visas for foreign "specialty" workers under the H-1B program. For the reasons outlined below, the Administration strongly opposes Senate passage of S. 1723. If S. 1723 were passed by the Congress and presented to the President, the Secretary of Labor would recommend that he veto the bill.

Regrettably, S.1723 emphasizes providing opportunities for foreign workers rather than providing opportunities for and protecting U.S. workers. The bill's temporary increase in the annual number of H-1B visas is too large (up to 115,000) and lasts too long (5 years). In addition, the bill does not help ensure that U.S. workers do not lose their jobs to temporary foreign workers and that qualified U.S. workers have the opportunity to fill a job before a temporary foreign worker is hired. Moreover, rather than strengthening program requirements and enforcement to prevent employer abuses of the H-1B program, S.1723 undermines some of the program's important enforcement provisions.

Since 1993 the Administration has sought reforms of the H-1B program, including requiring employers to make bona fide efforts to recruit and retain U.S. workers before hiring temporary foreign workers and prohibiting lay-offs of U.S. workers to replace them with foreign temporary workers. These reforms, if enacted, would help target H-1B usage to industries and employers that are experiencing skill shortages.

Also, the Administration believes that the first step in increasing the availability of skilled workers for industry must be increasing the skills of U.S. workers and helping the labor market work better to match employers with U.S. workers. Although S.1723 includes an authorization for a scholarship fund and a small fund to train dislocated workers, the Administration believes that increased training opportunities for U.S. workers should be funded through an H-1B application fee paid by employers.

Substantial additional efforts by industry to increase the skill level of U.S. workers and needed improvements in the H-1B program are necessary prerequisites for the Administration to support any short-term increase in the number of H-1B visas available for temporary foreign workers. The Administration wants to work with the Congress to develop a bill that addresses the growing demand for highly skilled workers, while effectively protecting and promoting the interests of U.S. workers and enhancing the international competitiveness of important U.S. industries.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 6-MAY-1998 18:35:41.00

SUBJECT: Women's Mtg

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

TO: Rebecca M. Blank (CN=Rebecca M. Blank/OU=CEA/O=EOP @ EOP [CEA])
READ:UNKNOWN

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

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

TO: Marsha Scott (CN=Marsha Scott/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: 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

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

TO: Lucia F. Gilliland (CN=Lucia F. Gilliland/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

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

TO: Judith A. Winston (CN=Judith A. Winston/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

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

TO: Roberta W. Greene (CN=Roberta W. Greene/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

TO: Karen E. Skelton (CN=Karen E. Skelton/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: Minyon Moore (CN=Minyon Moore/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

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

CC: Miriam H. Vogel (CN=Miriam H. Vogel/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Francine P. Obermiller (CN=Francine P. Obermiller/OU=CEA/O=EOP @ EOP [CEA])
READ:UNKNOWN

CC: Noa A. Meyer (CN=Noa A. Meyer/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

CC: Mindy E. Myers (CN=Mindy E. Myers/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Tania I. Lopez (CN=Tania I. Lopez/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Marjorie A. Black (CN=Marjorie A. Black/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

CC: Mona G. Mohib (CN=Mona G. Mohib/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

TEXT:

There will be a Women's Mtg on Thursday at 9am in Room 100. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 6-MAY-1998 15:06:38.00

SUBJECT: Marti Thomas

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

TEXT:

Marti said that Linda Robertson confirmed with Hatch's lead guy that Friday is OK for a response to his questions.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Julie A. Fernandes (CN=Julie A. Fernandes/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 6-MAY-1998 12:29:03.00

SUBJECT: H1B -- hitting the cap

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

TEXT:

Elena,

FYI. According to Bob Bach, the State Dept. has issued approximately 64,000 H1B visas as of today. They have enough applications in the pipeline that by tomorrow, they will have reached the cap. INS is issuing a notice of reaching the cap and that b/c their statute requires that once they run out of visas they must deny additional applications, they would advise employers not to file new applications until further notice.

Julie

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Melissa N. Benton (CN=Melissa N. Benton/OU=OMB/O=EOP [OMB])

CREATION DATE/TIME: 6-MAY-1998 14:42:40.00

SUBJECT: Statement of Administration Policy on HR2888 Sales Incentive Compensation

TO: Robert G. Damus (CN=Robert G. Damus/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: Kate P. Donovan (CN=Kate P. Donovan/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: Cecilia E. Rouse (CN=Cecilia E. Rouse/OU=OPD/O=EOP@EOP [OPD])
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: Sandra Yamin (CN=Sandra Yamin/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: Sarah S. Lee (CN=Sarah S. Lee/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

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

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

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

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

CC: James C. Murr (CN=James C. Murr/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

CC: Janet R. Forsgren (CN=Janet R. Forsgren/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TEXT:

Total Pages: _____

LRM ID: MNB161

EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET

Washington, D.C. 20503-0001

Wednesday, May 6, 1998

LEGISLATIVE REFERRAL MEMORANDUM

TO: Legislative Liaison Officer - See Distribution below

FROM: Janet R. Forsgren (for) Assistant Director for Legislative Reference

OMB CONTACT: Melissa N. Benton
PHONE: (202)395-7887 FAX: (202)395-6148

SUBJECT: Statement of Administration Policy on HR2888 Sales Incentive Compensation Act

DEADLINE: 2 p.m. Thursday, May 7, 1998

In accordance with OMB Circular A-19, OMB requests the views of your agency on the above subject before advising on its relationship to the program of the President. Please advise us if this item will affect direct spending or receipts for purposes of the "Pay-As-You-Go" provisions of Title XIII of the Omnibus Budget Reconciliation Act of 1990.

COMMENTS: This bill may be considered next week by the House under suspension of the rules.

DISTRIBUTION LIST

AGENCIES:

25-COMMERCE - Michael A. Levitt - (202) 482-3151
61-JUSTICE - Ann Harkins - (202) 514-2141

EOP:

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Larry R. Matlack
Debra J. Bond
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Cecilia E. Rouse
Karen Tramontano
OMB LA
Kate P. Donovan
Daniel J. Chenok
Robert G. Damus
Sarah S. Lee
Janet R. Forsgren
James C. Murr

LRM ID: MNB161 SUBJECT: Statement of Administration Policy on HR2888 Sales Incentive Compensation Act

RESPONSE TO
LEGISLATIVE REFERRAL
MEMORANDUM

If your response to this request for views is short (e.g., concur/no comment), we prefer that you respond by e-mail or by faxing us this response sheet. If the response is short and you prefer to call, please call the branch-wide line shown below (NOT the analyst's line) to leave a

message with a legislative assistant.

You may also respond by:

- (1) calling the analyst/attorney's direct line (you will be connected to voice mail if the analyst does not answer); or
- (2) sending us a memo or letter

Please include the LRM number shown above, and the subject shown below.

TO: Melissa N. Benton Phone: 395-7887 Fax: 395-6148
 Office of Management and Budget
 Branch-Wide Line (to reach legislative assistant): 395-7362

FROM: _____ (Date)
 _____ (Name)
 _____ (Agency)
 _____ (Telephone)

The following is the response of our agency to your request for views on the above-captioned subject:

- _____ Concur
- _____ No Objection
- _____ No Comment
- _____ See proposed edits on pages _____
- _____ Other: _____
- _____ FAX RETURN of _____ pages, attached to this response sheet

DRAFT -- NOT FOR RELEASE

May 6, 1998
(House)

H.R. 2888 - Sales Incentive Compensation Act
(Fawell (R) IL and 23 others)

The Administration has concerns about H.R. 2888, which could weaken existing Fair Labor Standards Act (FLSA) provisions that limit excessive overtime and guarantee just compensation for overtime hours worked. In addition, the Administration believes that the multi-test exemption in the bill as reported is ambiguous, and that determining how and when it applies will likely be difficult for employers, employees, and the Department of Labor.

* * * * *

(Do Not Distribute Outside Executive Office of the President)

This position was developed by LRD (Benton) in consultation with HRD (Matlack/Bond). The Departments of Labor (), Justice (), and Commerce () have reviewed the proposed position and have either no comment or no objection.

Legislative History

H.R. 2888 was introduced on November 7, 1997. On March 5, 1998, H.R. 2888 was approved by the Workforce Protections Subcommittee by voice vote, with an amendment in the nature of a substitute that made a number of technical and clarifying changes to the bill. On April 1, 1998, the Education and the Workforce Committee ordered the bill reported as amended. The Committee report has not been filed to date.

Administration Position to Date

The Department of Labor sent a letter to Reps. Ballenger and Andrews on March 4, opposing H.R. 2888 as introduced. In its letter, Labor stated that the bill's expansion of the FLSA sales exemption "would weaken a basic principle of the FLSA--to limit excessive hours of work by employees and provide them just compensation for working overtime."

Labor sent a virtually identical letter to Rep. Goodling on March 31, 1998, prior to the full Committee's consideration of the bill.

Background and Summary of H.R. 2888 as Reported

Under the Fair Labor Standards Act of 1938 (FLSA), sales personnel who work away from their employer's premise ("outside sales" employees) are exempted from the Act's overtime and minimum wage requirements.

The sponsors of H.R. 2888 argue that the bill is necessary to accommodate changes in the workplace since the FLSA's 1938 enactment. They assert that the advent of technology has led to the transition of many sales jobs from outside to inside sales positions. These positions, the sponsors argue, have the same characteristics as outside sales jobs (e.g., irregular hours in response to customer needs), and should thus receive the same treatment under the FLSA.

The bill would amend section 13(a) of the FLSA (29 U.S.C. 5213(a)) to add a new exemption from the FLSA's minimum wage and overtime compensation requirements for "inside sales" employees meeting certain requirements. The bill would exempt any employee in a sales position if all of the following conditions are met:

- (1) The employee has specialized or technical knowledge related to the products or services being sold.
- (2) The position requires a detailed understanding of the needs of those to whom the employee sells.
- (3) The position requires the employee to exercise discretion in offering a variety of products and services.
- (4) The employee's sales are predominantly to individuals or entities to whom the employee's position has made previous sales and the position does not involve initiating sales contacts.

(5) The employee receives at least a specified minimum base compensation. The bill would require base compensation of at least 2,080 times the minimum wage (currently \$10,712).

(6) The employee receives a specified minimum level of sales-based compensation. The bill would require the employee's sales-based compensation to be at least 40 percent of 1.5 times the minimum wage multiplied by 2,080 (currently \$6,427). The bill would also require the rate of compensation for sales above this minimum level to be at least equal to the rate of compensation for sales up to this level--a requirement intended to ensure that employers do not pay sales employees a commission only up to the minimum level.

(7) The employee is not employed as a route sales driver.

Pay-As-You-Go Scoring

According to HRD (Bond), H.R. 2888 would not affect direct spending or receipts; therefore, it is not subject to the pay-as-you-go requirement of the Omnibus Budget Reconciliation Act of 1990. CBO concurs.

LEGISLATIVE REFERENCE DIVISION DRAFT
May 6, 1998/2 p.m.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 6-MAY-1998 17:04:29.00

SUBJECT: Raiding the contingency fund for the adoption bill

TO: Cynthia A. Rice (CN=Cynthia A. Rice/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: 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

TEXT: .

A point of contention has arisen between HHS and OMB over the circumstances under which we agreed to fund part of the adoption bill by cutting the contingency fund by \$40 million. Mary Bourdette says that Levin was very unhappy about this funding source, and she is adamant that we told him at the time that we would "revisit" the issue in the future to see whether there was some better source of \$40 million. OMB denies there was any such commitment to Levin, or at least keeps repeating that they don't have a \$40 million alternative. Mary counters that we didn't guarantee anyone a substitute \$40 million, but we did agree to reexamine the issue. She said Josh was definitely aware of this.

(The practical effect of this dispute is whether to include a sentence in an HHS report on the contingency fund saying that "one alternative is to look for another source of the \$40 million. Mary says Levin will be very chagrined if the report doesn't say this.)

I wasn't around for this debate, so I'm not taking a side at the moment. Let me know if any of you have a position on this.

May 6, 1998

Automated Records Management System
Hex-Dump Conversion

SIA Attendees

Jenifer Eisen-**Intel**, Manager

Coeta Chambers-**Intel**, Human Resources Attorney

Ben Kittner- **Tech Knowledge Communications**, President

Cathleen Barton- **Sematech**, Program Manager

Daryl Hatano- **SIA**, Vice President

John Boidacke- **Texas Instruments**, Vice President Government Relations

Ann Craib-**SIA**, Director International Trade

Jon Gibson- **LSI Logic**, Director Human Resources

Steve Leven- **Texas Instruments**, Senior Vice President Human resources

Liese Wright- **Texas Instruments**, Director of Government Relations

Susan Sandberg- **Sematech**, Director of Human Resources

Dan Larson- **Texas Instruments**, Director of Government Relations

Diane Howey- **Dewey Ballentine**, Trade Specialist

John Sinnott- **IBM**, Vice President -Micro Division

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Andrea Kane (CN=Andrea Kane/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 6-MAY-1998 16:39:42.00

SUBJECT: Welfare to Work Transportation Event Update

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

CC: Joshua Silverman (CN=Joshua Silverman/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

The event is Thursday from 1-2 p.m. in room 450. Program includes: HHS Asst Secretray Olivia Golden, Secretaries Alexis Herman and Rodney Slater, Senator Specter, and Congressman Danny Davis. Two Congressional participants were chosen in consultation with Jeff Forbes -- Specter is key appropriator and offered Senate amendment (along with Santorum and Moseley-Braun) to increase Access to Jobs; Davis offered House amendment. Olivia will open and frame issue for 5 minutes, everyone else as 10 minutes to speak. Main goal is to raise visibility for the appropriations process. There not be Q&A during the program, but press will be able to speak to agency officials informally afterwards. We should have about 100 people attending including about a dozen Hill staff, lots of state and local organizations representing welfare, workforce, and transportation issues, community-based organizations, representatives from a number of state and local agencies.

Handouts will include: one-pager on Access to Jobs (what it is, why we need is), one pager summarizing two welfare to work transportation examples which show the need for transportation and how Access to Jobs could help (1. former welfare recipient who now runs a business operating a van to transport other welfare recipients in Anne Arundel and 2. bus link from Camden, NJ to UPS facility at Philadelphia airport). Former recipients from each place, representative from UPS, and asst director of Anne Arundel will also be in the audience and available for press to talk with afterwards.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Jacinta Ma (CN=Jacinta Ma/OU=PIR/O=EOP [PIR])

CREATION DATE/TIME: 6-MAY-1998 16:54:04.00

SUBJECT: Possible Participants

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

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

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

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

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

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

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

CC: Scott R. Palmer (CN=Scott R. Palmer/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

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

CC: Judith A. Winston (CN=Judith A. Winston/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TEXT:

As you know the PIR May Advisory Board meeting on Race, Crime and the Administration of Justice is taking place on May 19. Attached is a list of possible participants. Additional names were suggested to us; these are our top contenders.

We need one presenter for the factual overview and about 8 roundtable panelists. Keeping in mind our need for gender and racial diversity, please let me know if there are any panelists you think we should eliminate or that we should definitely pursue by COB tomorrow, Thursday, May 7.

Thanks for your input. --Jacinta===== ATTACHMENT 1 =====
ATT CREATION TIME/DATE: 0 00:00:00.00

TEXT:

Possible Participants

**Advisory Board Meeting on Race, Crime, and the Administration of Justice (May 1998):
Realities, Perceptions, and Strategies**

I. Opening Address: *U. S. Attorney General Janet Reno*¹

II. Factual Overview:

Possible Presenters:

Jeremy Travis, Director, Department of Justice National Institute of Justice

Alfred Blumstein, Professor, Carnegie Mellon University (served on President's Commission on Law Enforcement and Administration of Justice in 1966-67, researched many aspects of the criminal justice system particularly prison populations and sentencing -- suggested by Kennedy)

Christopher Stone, President and Director, Vera Institute of Justice (founding director of the Center for Alternative Sentencing and Employment Services and the Neighborhood Defender Service of Harlem. Member of the Board of Directors of the New York State's Capital Defender Office. Has authored a number of articles most recently "Crime and Justice in Black America.")

III. Roundtable Discussion

A. Moderator: *Professor Charles Ogletree, Harvard Law School (renowned expert on this issue.)*

B. Panelists

Possible Panelists
1. <i>Randall Kennedy, Professor, Harvard Law School (well-known on these issues, particularly for his views on racial profiling)</i>
2. James Q. Wilson, Professor, UCLA, authored a number of books on crime (suggested by Ogletree, Kennedy, Sonia)
3. John DiIulio, Professor, Princeton University -- Woodrow Wilson School, has written a number of books on government institutions and suggestions for reform (suggested by Ogletree, Kennedy, Sonia)
4. Professor Jeffrey Rosen, George Washington University, prolific writer on race and crime, often

¹ Italics indicate that participant is confirmed.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email attachment	Phone No. (Partial) (2 pages)	05/06/1998	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[05/06/1998-05/07/1998]

2009-1006-F
kc154

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]

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[001]

in publications such as The New Republic. (Suggested by Sonia)
5. Professor Cynthia Lee, U.C. San Diego, written on race and crime, 619-260-2320 (suggested by Sonia)
6. Professor Sandra Guerra, University of Houston, 713-743-2134 (suggested by Maria E.)
7. Professor Miguel Mendez, Stanford, expert on criminal justice, 650-723-0613 (suggested by Maria E.)
8. Alfredo Garcia, author, wrote a book on the 6th Amend., P6(b)(6) (suggested by Maria E.)
9. Beverly Harvard, Atlanta Chief of Police, COP since 1994 and patrol office since 1973, involved in community policing, first African American woman to run a major police department, named "CBS Monring Show woman of the Year." (Suggested by Ogletree)
10. Fred Lau, San Francisco Chief of Police, first Asian Pacific American COP in a major city
11. William Bratton, former NYC Chief of Police (suggested by Richard)
12. Reuben Greenberg, Charleston Chief of Police (suggested by Jose)
13. Angela Jordan Davis, Professor, American University School of Law, specializes in race and crime, former Director of the Public Defender Service for D.C. (Suggested by Ogletree, Sonia)
14. Kim Taylor-Thompson, Professor, NYU School of Law, specializing in race and crime, formerly the Director of the Public Defender Service for D.C. (Suggested by Ogletree, Sonia)
15. Michael Judge, Public Defender, Los Angeles, CA (suggested by Angela Oh)
16. Marc Mauer, Assistant Director, Sentencing Project, Washington, DC, promotes defense-based alternative sentencing programs and services nationwide, authored reports such as "Young Black Men and the Criminal Justice System." (Suggested by Olgetree, Rose Ochi)
17. Maria Jimenez, Director, Immigration Law Enforcement Monitoring Project, Houston, TX, project of the American Friends Service Committee, established to engage local communities along the U.S.-Mexico border to strengthen the capacity of border communities to participate in decisions relating to border control policies and practices and seek changes in key policies that foster abuse, human suffering and a militarized border (suggested by NCLR)
18. Vibiana Andrade, National Immigration Law Center, Los Angeles, CA (suggested by NCLR, Angela Oh)
19. Michael Yamamoto, Board of California Attorneys for Criminal Justice (suggested by

Angela Oh)
20. Judge Ricardo Urbina, D.C. Federal District Court
21. Michael Yamaguchi, U.S. Attorney for the Northern District of California
22. Eric Holder? Rose Ochi? Bill Lann Lee? [DOJ official on strategies.]
23. Jimmy Gurule, former Bush appointee at DOJ, <input type="text" value="P6/(b)(6)"/> (suggested by Maria E.)
24. Robert Yazzie, Chief Justice of the Navajo Nation, Window Rock, AZ
25. Cheryl Dmeert Fairbanks, (Tlingit/Timpshian) attorney and tribal Court Justice, Sante Fe, NM
26. Lenny Foster, (Navajo) National Native American Prisoner Rights Advocates' Coalition; former director of Navajo Nation Corrections Project, Fort Defiance, AZ
27. Ada Pecos Melton (Pueblo), former DOJ employee who worked in juvenile justice for Indian youth, Albuquerque, NM
28. James Zogby, President, Arab American Insitute (suggested by Richard)
29. Journalist? John Quinones, 20/20 (suggested by Ogletree)

DRAFT

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May 5, 1998

MEMORANDUM FOR THE CHIEF OF STAFF

FROM: BRUCE REED
ELENA KAGAN

SUBJECT: USDA's Proposed Organic Rule

In 1990, Congress passed the Organic Food Production Act which required the Department of Agriculture (USDA) to establish a national standard defining the use of the term "organic" for use on food products. In December 1997, USDA published a proposed regulation to establish a national organic standard. Since that time, the proposed rule has been the subject of extensive criticism.

The primary complaint concerning the proposed rule has been that it does not explicitly prohibit the use of genetically modified organisms, irradiation, and biosolids (sludge) in food that could be labeled "organic." In the preamble to its proposal, USDA had requested comments as to whether foods using any of these techniques could be considered as organic. In response, USDA says it has received almost 200,000 comments regarding the proposed rule, the most ever received for a USDA rulemaking. The rule has also been the subject of unfavorable editorials in many newspapers including the New York Times, the Washington Post, the Chicago Tribune, and the Los Angeles Times. (Sample "Organic Hash From the USDA Kitchen"). Finally, 47 members of the House and 30 Senators have signed letters to Secretary Glickman expressing concern about the proposed rule.

Current Status

Secretary Glickman proposes to issue a press release this Friday, May 7th, indicating that USDA will repropose the rule and "make fundamental changes in the new proposed rule on organic standards." Specifically, the statement would indicate that biotechnology, irradiation, and biosolids are "being taken off the table and will not be included in our new proposal." Articles in the last week in USA TODAY, and the Washington Post have indicated that USDA is preparing such a statement.

Representatives of OMB and NEC have expressed disagreement with USDA's plan to issue a statement taking these techniques "off the table." These agencies argue that consumers will view a product labeled as organic as safe, despite the fact that there is not evidence to demonstrate that organic food is any safer than non-organic food, or that genetically modified, irradiated, or food grown using sludge is unsafe. OMB points out that organic material might be even worse in terms of some microbiological hazards, and supposedly organic foods have been

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and may in the future be linked to illnesses such as occurred in the Odwalla juice outbreak. OMB notes a possible contradiction in Administration policy in areas such as biosolids (sludge) in which the Administration is on record supporting the safety of the product. These agencies have alternately suggested that the organic label be modified to include a provision stating something along the lines of "organic food may be no more or less safe than non-organic food" or that USDA continue its comment review process and not prematurely prohibit using the term organic for food using any of the three disputed techniques.

USDA responds that the organic label is not intended to signify the overall safety of the food, only the methods by which the food was produced. USDA argues that the disputed techniques are not in keeping with the public's expectation of what constitutes organic. The Food and Drug Administration has expressed support for USDA's position.

Recommendation

We recommend that Secretary Glickman issue a clear statement taking biotechnology, irradiation, and sludge off the table for purposes of the new rulemaking. In addition, after discussions with OMB, OSTP, NEC, FDA and USDA we have agreed upon a series of actions to ameliorate some of OMB's concerns. These include (1) having USDA and FDA conduct a survey on consumer attitudes towards organic food to determine whether consumers purchase organic products on the basis of unproven safety claims, and (2) having USDA insert in the preamble of its new rule language indicating that the National Organic Standard Board should report regularly to the Secretary on possible uses of new technologies and whether they might meet an organic standard.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Peter Rundlet (CN=Peter Rundlet/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 6-MAY-1998 17:35:32.00

SUBJECT: Benchmarking Meeting

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

You should have been included on the below. Please come if possible.

----- Forwarded by Peter Rundlet/WHO/EOP on 05/06/98

05:34 PM -----

June G. Turner

05/05/98 12:06:53 PM

Record Type: Record

To: See the distribution list at the bottom of this message

cc: Shannon Mason/OPD/EOP, Aimee M. Malnati/OVP @ OVP

Subject: Benchmarking Meeting

Sylvia Mathews will host a Benchmarking meeting on Friday, May 8 at 2pm in the Roosevelt Room.

Attendees:

Sylvia Mathews

Sally Katzen

Rob Weiner

Dawn Chirwa

Peter Rundlet

Eddie Correia

Tracey Thornton

Susan Liss

Nancy McFadden (DOT)

Mark Gross (Justice)

Fran Allegra (Justice)

Richard Hayes (SBA)

Message Sent

To:

Sally Katzen/OPD/EOP

Robert N. Weiner/WHO/EOP
Dawn M. Chirwa/WHO/EOP
Peter Rundlet/WHO/EOP
Tracey E. Thornton/WHO/EOP
Susan M. Liss/OVP @ OVP
Edward W. Correia/WHO/EOP
Richard.Hayes @ SBA.GOV @ inet

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Jocelyn Neis (CN=Jocelyn Neis/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 6-MAY-1998 19:42:07.00

SUBJECT: Tomorrow's PIR meeting

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

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

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

TO: Michele Cavataio (CN=Michele Cavataio/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Tracey E. Thornton (CN=Tracey E. Thornton/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: Tamara Monosoff (CN=Tamara Monosoff/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Lydia Sermons (CN=Lydia Sermons/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

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

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

TO: Lin Liu (CN=Lin Liu/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

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

TO: Michael J. Sorrell (CN=Michael J. Sorrell/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Michael Wenger (CN=Michael Wenger/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

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

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

READ:UNKNOWN

TO: Katherine D. Sheckells (CN=Katherine D. Sheckells/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

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

TO: Janelle E. Erickson (CN=Janelle E. Erickson/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

TO: Maurice Daniel (CN=Maurice Daniel/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

TO: Audrey M. Hutchinson (CN=Audrey M. Hutchinson/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Claire Gonzales (CN=Claire Gonzales/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

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

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

TO: Amy W. Tobe (CN=Amy W. Tobe/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

TO: Judith A. Winston (CN=Judith A. Winston/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

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

TEXT:

Tommorrow's PIR meeting has been cancelled.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Fred DuVal (CN=Fred DuVal/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 6-MAY-1998 10:54:53.00

SUBJECT:

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

READ:UNKNOWN

TEXT:

I would like a heads up when AGs come in to meet -OK?

Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-MAY-1998 19:33:22.00

SUBJECT: One Edit

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

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

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

CC: Christa Robinson (Christa Robinson @ EOP @ LNGTWY [OPD])
READ:UNKNOWN

TEXT:

In order to make the system work better, starting Monday, Christa, Laura, and I will talk each morning about what paper is due each day (weeklies, briefings, q&a, etc.) We will coordinate with staff to make certain the deadlines are kept.

DRAFT (11:00 am)

Sally's additions are in bold.

May 6, 1998

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MEMORANDUM FOR THE CHIEF OF STAFF

FROM: ELENA KAGAN
SALLY KATZEN

SUBJECT: USDA's Proposed Organic Rule

In 1990, Congress passed the Organic Food Production Act which required the Department of Agriculture (USDA) to establish a national standard defining the use of the term "organic" for use on food products. The legislation was strongly supported by the organic industry which sought to involve the federal government in creating a unified organic standard, rather than the myriad of private and state-endorsed definitions.

In December 1997, USDA published a proposed regulation to establish a national organic standard. **It has been the USDA position that the standard is a marketing description of what is and is not organic. The Secretary has emphasized that the organic designation is not intended to convey information about the safety, nutritional value, or environmental benefits of organic products and practices. On the other hand, the Administration has long promoted food safety and some agencies have strong concerns that an organic label will inevitably be construed as an indication of the improved safety of the product.**

Since the publication of the proposed rule, it has been the subject of extensive criticism. The primary complaint has been that it does not explicitly prohibit the use of genetically modified organisms, irradiation, and biosolids (sludge) in food that could be labeled "organic." In the preamble to its proposal, USDA had requested comments as to whether foods using any of these techniques could be considered as organic. In response, USDA says it has received almost 200,000 comments regarding the proposed rule, the most ever received for a USDA rulemaking. The rule has also been the subject of unfavorable editorials in many newspapers including the New York Times, the Washington Post, the Chicago Tribune, and the Los Angeles Times. (Sample "Organic Hash From the USDA Kitchen"). Finally, 47 members of the House and 30 Senators have signed letters to Secretary Glickman expressing concern about the proposed rule.

Current Status

Secretary Glickman plans to issue a press release this Friday, May 7th, (attached), indicating that USDA will repropose the rule and "make fundamental changes in the new proposed rule on organic standards." Specifically, the statement would indicate that biotechnology, irradiation, and biosolids are "being taken off the table and will not be included in our new proposal." Articles in the last week in USA TODAY, and the Washington Post have

indicated that USDA is preparing such a statement.

Representatives of OMB and NEC have been concerned about USDA's plan to issue a statement taking these techniques "off the table." These agencies argue that consumers will likely view a product labeled as organic as safe, despite the fact that there is not evidence to demonstrate that organic food is any safer than non-organic food, or that genetically modified, irradiated, or food grown using sludge is unsafe. **To the extent that consumers read an organic label as demonstrating safety, they may be misled.** OMB points out that organic material might be even worse in terms of some microbiological hazards, and supposedly organic foods have been and may in the future be linked to illnesses such as occurred in the Odwalla juice outbreak. OMB notes the danger of contradiction in Administration policy in areas such as **genetically modified products** and biosolids (sludge) in which the Administration is on record supporting the safety of the practice. OMB suggested that USDA consider modifying the organic label to include a provision stating something along the lines of "organic food may be no more or less safe than non-organic food" or that USDA continue its comment review process and not prematurely prohibit using the term organic for food using any of the three disputed techniques.

USDA felt strongly that the label should not be modified and that a statement announcing a reproposal needs to be made promptly. USDA states that the organic label is not intended to signify the overall safety of the food, only the methods by which the food was produced, and that it will not advertise the label as having anything to do with safety. USDA notes that the disputed techniques are clearly not in keeping with the public's expectation of what constitutes organic. The Food and Drug Administration has expressed **general** support for USDA's position.

Recommendation

We recognize the need for USDA to clarify its position on organics, and recommend that Secretary Glickman issue a statement indicating that biotechnology, irradiation, and sludge will not be part of the revised proposal. We suggest USDA not include the phrase "taken off the table," however, which may imply they could never be considered. **In its place we suggest the phrase "we will be clear that the term 'organic' is not intended to encompass these products and practices."** In addition, after discussions with OMB, OSTP, NEC, FDA and USDA we have agreed upon two additional measures that could ameliorate some concerns over safety. These include (1) having USDA and FDA conduct a survey on consumer attitudes towards organic food to determine whether consumers purchase organic products on the basis of unproven safety claims, and (2) having USDA insert in the preamble of its new rule language indicating that the National Organic Standard Board should report regularly to the Secretary on possible uses of new technologies and whether they might meet an organic standard.

***A NATIONAL EFFORT TO REDUCE CLASS SIZE:
SMALLER CLASSES WITH WELL-PREPARED TEACHERS***

May 8, 1998

The President spoke to the Delaware legislature to promote his comprehensive education agenda, announce that he is transmitting legislation to Congress today that would reduce class size to a national average of 18 in grades 1-3, and highlight two new reports released today by the Education Department. The reports show that smaller classes do lead to improved student achievement and that all states have now adopted legislation requiring students to be expelled if they bring a firearm to school.

REDUCING CLASS SIZE IN GRADES 1-3 TO NATIONWIDE AVERAGE OF 18. President Clinton transmitted legislation today to help local schools provide smaller classes with well-prepared teachers in the early grades. The initiative would provide \$12.4 billion over 7 years to help make sure that every child receives personal attention, gets a solid foundation for further learning, and learns to read independently and well by the end of third grade. The initiative will reduce class size in grades 1-3 to a nationwide average of 18 by providing funds to help local school districts hire and pay the salaries of an additional 100,000 teachers. States will receive funds to boost teacher quality through teacher training, recruitment, and testing, and new teachers will be required to pass state competency tests.

NEW REPORT SHOWS THAT SMALL CLASSES MAKE A DIFFERENCE. The President announced a new Education Department report showing that reducing class size, especially in the early grades, leads to improved student achievement. According to the report -- which analyzed the data and findings from the most carefully designed research studies on class size -- the research shows that:

Smaller class size increases student achievement. The report found that reducing class size from substantially above 20 students per class to below 20 students leads to gains in student achievement with the performance of the average student moving from the 50th percentile to somewhere above the 60th percentile. Students from smaller classes in initiatives from Burke County North Carolina, Wisconsin, Indiana, and Tennessee outperformed their peers in larger classes. Follow-up studies showed that students from smaller classes in Tennessee's STAR Project *continued* to outperform their peers in all academic subjects even after returning to larger classes in the 4th grade. An analysis of data on 10,000 4th graders in 203 school districts, and 10,000 8th graders in 182 school districts, across the United States shows that students in smaller classes performed better in 4th grade and 8th grade than comparable students in larger classes.

Smaller classes reduce discipline problems and increase instruction time for teachers. In

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Burke County, North Carolina, the percentage of classroom time devoted to instruction increased from 80 percent to 86 percent, while the time devoted to non-instructional activities such as discipline decreased from 20 percent to 14 percent when class size was reduced. Students from Tennessee's STAR program were still working harder and causing fewer discipline problems than students from larger classes even after the STAR students returned to the larger classroom in the 4th grade.

Smaller classes with well-prepared teachers make a difference. Smaller classes will boost student achievement the most when teachers are prepared to teach well in these classes, and efforts to reduce class size clearly increase the demand for qualified teachers. A review of more than 100 research studies indicated that positive effects of smaller classes were more likely if teachers change their instructional methods and classroom procedures in the smaller classes. Class size reduction efforts resulting in student achievement gains in Wisconsin and North Carolina included a strong focus on professional development for teachers.

Smaller classes make the greatest impact in the early grades, and for disadvantaged and minority students. The clearest evidence of positive effects of smaller classes on student performance are in the primary grades, particularly kindergarten through third grade. Research on class size reduction efforts in Tennessee, Indiana, Wisconsin, and North Carolina show clear academic gains for students in smaller classes through the third grade, while studies questioning the impact of class size have often focused on class size variation across all grade levels. The national study of 10,000 4th graders and 10,000 8th graders found the greatest impact of smaller classes on inner-city youth.

ENFORCING ZERO TOLERANCE FOR GUNS IN SCHOOLS Another report being issued by the Department of Education today on the Gun-Free Schools Act indicates that all states have now passed legislation providing for students who bring firearms to school to be expelled for at least one year. Although most schools do not report serious crimes to law enforcement --and less than 1% of students report bringing a gun to school --this new report shows that more than 6,000 students were disciplined for bringing a firearm (i.e., handguns, rifles, bombs, etc.) to their schools during the 1996-1997 school year. Most of these cases involved handguns that were brought to high schools.

***NEW LEGISLATION TO HELP STATES AND COMMUNITIES REDUCE CLASS SIZE
SMALLER CLASSES WITH BETTER TEACHERS***

The President transmitted legislation to Congress today to help communities and school districts reduce class size to a national average of 18 in grades one to three. This initiative will lead to smaller classes with well-prepared teachers so that students can master the basics and learn to read well. President Clinton's initiative will:

Help Hire an Additional 100,000 Teachers to Reduce Class Size. States will allocate funding under this initiative to school districts to pay salaries and benefits for additional teachers to reduce class size in the early grades. Up to 90 of the funds allocated to school districts would be used for hiring teachers.

Make Sure These Teachers Are Prepared to Teach Well. States would be required to implement competency testing for new teacher, with each state selecting the tests it determines is most appropriate for this purpose. Participating states and school districts would also be required to ensure that individuals hired to fill these new positions be either fully certified, or making satisfactory progress toward full certification.

At least 10 of the funds in this initiative allocated to school districts would be used to promote high quality teaching by (1) training teachers in proven practices for teaching reading and in effective practices in small classes; (2) providing mentors or other support for newly hired teachers; and (3) providing incentives to recruit qualified teachers to high poverty schools. States could use a portion of their funds to toughen teacher certification requirements, as well as develop more rigorous assessments of subject matter expertise and professional knowledge that new teachers would need to pass before getting a license.

Hold Schools Accountable for Results and Help Every Child to Read Well and Independently By the End of the Third Grade. School districts receiving these funds would be required to show that each school is making measurable progress in improving reading achievement within 3 years, or take necessary corrective actions --such as providing additional teacher training, revising the curriculum, or implementing proven practices for teaching reading. School districts could lose funding if there is no subsequent improvement in reading achievement in those schools. School districts would also be required to publish an annual school report card, providing parents and taxpayers with clear information on student achievement, class size, and teacher qualifications.

Target Funding to Areas of Greatest Need. The President's initiative would distribute funds to states on the basis of the Title I formula. Within the state, each high-poverty school district would receive the same share of these funds as it received under Title I, and the remaining funds would be distributed within the state based on class size.

**Automated Records Management System
Hex-Dump Conversion**

Matching funds would be required from participating school districts, on a sliding scale ranging from 0-50 , with high-poverty districts contributing the least. Once a state has reached an average class size of 18 in grades 1-3, it could use these funds to further reduce class size in the early grades, or it could extend its efforts to other grades.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-MAY-1998 20:27:11.00

SUBJECT: POTUS SCHEDULE

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

TO: Cynthia Dailard (CN=Cynthia Dailard/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:

CDC has some hopefully juicy kids tobacco data (I think about rates of addiction among kids) that they plan to release May 21st. We need to press to find out more. Maybe we could use it for on the 19 or 20th?

----- Forwarded by Cynthia A. Rice/OPD/EOP on 05/07/98
 08:24 PM -----

Christa Robinson
 05/07/98 06:53:41 PM
 Record Type: Record

To: See the distribution list at the bottom of this message
 cc:
 Subject: POTUS SCHEDULE

Fri 5/8 Speech to Delaware State Legislature
 Tape Radio Address (Mother's Day)

Mon	5/11	POTUS OFF
Tue	5/12	International Crime Speech (Rosegarden)
5/13-5/18		POTUS TRAVEL
Tue	5/19	POTUS Statement on Tobacco (Rest of the day he is off.)
Wed	5/20	Tobacco Event
Thur	5/21	NATO Event
Fri	5/22	US Naval Academy Commencement Tape Radio Address tbd

Mon	5/25	Memorial Day Events
Tue	5/26	POTUS Off
Wed	5/27	Welfare to Work Anniversary Event
Thur	5/28	OPEN FOR MESSAGE EVENT
Fri	5/29	OPEN FOR MESSAGE EVENT Tape Radio Address tbd

Message Sent

To:

WEINSTEIN_P @ A1 @ CD @ VAXGTWY
Bruce N. Reed/OPD/EOP
Elena Kagan/OPD/EOP
Cathy R. Mays/OPD/EOP
Laura Emmett/WHO/EOP
Thomas L. Freedman/OPD/EOP
Jose Cerda III/OPD/EOP
Neera Tanden/WHO/EOP
Jonathan H. Schnur/OPD/EOP
Cynthia A. Rice/OPD/EOP
Jennifer L. Klein/OPD/EOP
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Leanne A. Shimabukuro/OPD/EOP
Christopher C. Jennings/OPD/EOP
Sarah A. Bianchi/OPD/EOP
Michael Cohen/OPD/EOP
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Jeanne Lambrew/OPD/EOP
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Donna L. Geisbert/OPD/EOP
Julie A. Fernandes/OPD/EOP
Michelle Crisci/WHO/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-MAY-1998 11:36:58.00

SUBJECT: LRM #IMS319 - Statement of Administration Policy on S1723 American Competi

TO: mjtaylor (mjtaylor @ dol.gov @ inet [UNKNOWN])

READ:UNKNOWN

TO: Jeffrey M. Smith (CN=Jeffrey M. Smith/OU=OSTP/O=EOP@EOP [OSTP])

READ:UNKNOWN

TO: lrm (lrm @ nsf.gov @ inet [UNKNOWN])

READ:UNKNOWN

TO: lrm (lrm @ os.dhhs.gov @ inet [UNKNOWN])

READ:UNKNOWN

TO: blue_gloria@ustr.gov@INET@VAXGTWY (blue_gloria@ustr.gov@INET@VAXGTWY [UNKNOWN

READ:UNKNOWN

TO: clrm (clrm @ doc.gov @ inet [UNKNOWN])

READ:UNKNOWN

TO: US@2=TELEMAIL@5=JMD@7=Deborah@6=Clifton@mrx@lngtwy (1=US@2=TELEMAIL@5=JMD@7=Deb

READ:UNKNOWN

TO: Charles Konigsberg (CN=Charles Konigsberg/OU=OMB/O=EOP@EOP [OMB])

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TO: Kate P. Donovan (CN=Kate P. Donovan/OU=OMB/O=EOP@EOP [OMB])

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TO: Rebecca M. Blank (CN=Rebecca M. Blank/OU=CEA/O=EOP@EOP [CEA])

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

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TO: Gene B. Sperling (CN=Gene B. Sperling/OU=OPD/O=EOP@EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

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

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

TO: Katherine M. Tyler (CN=Katherine M. Tyler/OU=OMB/O=EOP@EOP [OMB])
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TO: Gregory G. Henry (CN=Gregory G. Henry/OU=OMB/O=EOP@EOP [OMB])
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TO: Richard J. Turman (CN=Richard J. Turman/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: Ronald L. Silberman (CN=Ronald L. Silberman/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: Evan T. Farley (CN=Evan T. Farley/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

TO: Sandra Yamin (CN=Sandra Yamin/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: ogc_legislation (ogc_legislation @ ed.gov @inet [UNKNOWN])
READ:UNKNOWN

TO: Rachel E. Levinson (CN=Rachel E. Levinson/OU=OSTP/O=EOP@EOP [OSTP])
READ:UNKNOWN

TO: dodlrs (dodlrs @ osdgc.osd.mil [UNKNOWN])
READ:UNKNOWN

TO: collins_peter@ustr.gov@INET@VAXGTWY (collins_peter@ustr.gov@INET@VAXGTWY [UNKN
READ:UNKNOWN

TO: US@2=TELEMAIL@3=GOV+TREAS@5=DO@4=MS01@7=LLR@6=TREASURY@mrx@lngtwy (1=US@2=TELEM
READ:UNKNOWN

TO: dol-sol-leg (dol-sol-leg @ dol.gov @ inet [UNKNOWN])
READ:UNKNOWN

TO: James C. Murr (CN=James C. Murr/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

TO: Maria J. Hanratty (CN=Maria J. Hanratty/OU=CEA/O=EOP@EOP [CEA])
READ:UNKNOWN

TO: Claire Gonzales (CN=Claire Gonzales/OU=PIR/O=EOP@EOP [PIR])
READ:UNKNOWN

TO: William P. Marshall (CN=William P. Marshall/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: Tracey E. Thornton (CN=Tracey E. Thornton/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

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

TO: Peter G. Jacoby (CN=Peter G. Jacoby/OU=WHO/O=EOP@EOP [WHO])
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TO: Sally Katzen (CN=Sally Katzen/OU=OPD/O=EOP@EOP [OPD])
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TO: Thomas A. Kalil (CN=Thomas A. Kalil/OU=OPD/O=EOP@EOP [OPD])
READ:UNKNOWN

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

TO: S. A. Noe (CN=S. A. Noe/OU=OMB/O=EOP@EOP [OMB])
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TO: Charles W. Fox (CN=Charles W. Fox/OU=OMB/O=EOP@EOP [OMB])
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TO: Louisa Koch (CN=Louisa Koch/OU=OMB/O=EOP@EOP [OMB])
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TO: Joseph G. Pipan (CN=Joseph G. Pipan/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

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

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

CC: Darlene O. Gaymon (CN=Darlene O. Gaymon/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

CC: James J. Jukes (CN=James J. Jukes/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TEXT:

You will not receive a paper copy of this LRM.

Total Pages: _____

LRM ID: IMS319
EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
Washington, D.C. 20503-0001

Thursday, May 7, 1998

LEGISLATIVE REFERRAL MEMORANDUM

TO: Legislative Liaison Officer - See Distribution below

FROM: James J. Jukes (for) Assistant Director for Legislative Reference
OMB CONTACT: Ingrid M. Schroeder
PHONE: (202)395-3883 FAX: (202)395-3109

SUBJECT: Statement of Administration Policy on S1723 American
Competitiveness Act

DEADLINE: Noon Friday, May 8, 1998

In accordance with OMB Circular A-19, OMB requests the views of your agency on the above subject before advising on its relationship to the program of the President. Please advise us if this item will affect direct spending or receipts for purposes of the "Pay-As-You-Go" provisions of Title XIII of the Omnibus Budget Reconciliation Act of 1990.

COMMENTS: S. 1723 is scheduled for Senate floor action during the week of May 11th. Please note the veto recommendation in the first paragraph of the SAP.

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76-National Economic Council - Sonyia Matthews - (202) 456-6630
Council of Economic Advisers - Liaison Officer - (202) 395-5084

EOP:

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 Maria J. Hanratty
 Kate P. Donovan
 Lisa M. Kountoupes
 Charles Konigsberg
 James C. Murr

LRM ID: IMS319 SUBJECT: Statement of Administration Policy on S1723
 American Competitiveness Act

RESPONSE TO
 LEGISLATIVE REFERRAL
 MEMORANDUM

If your response to this request for views is short (e.g., concur/no comment), we prefer that you respond by e-mail or by faxing us this response sheet. If the response is short and you prefer to call, please call the branch-wide line shown below (NOT the analyst's line) to leave a message with a legislative assistant.

You may also respond by:

- (1) calling the analyst/attorney's direct line (you will be connected to voice mail if the analyst does not answer); or
- (2) sending us a memo or letter

Please include the LRM number shown above, and the subject shown below.

TO: Ingrid M. Schroeder Phone: 395-3883 Fax: 395-3109
 Office of Management and Budget
 Branch-Wide Line (to reach legislative assistant): 395-3454

FROM: _____ (Date)
 _____ (Name)
 _____ (Agency)

_____ (Telephone)

The following is the response of our agency to your request for views on the above-captioned subject:

_____ Concur

_____ No Objection

_____ No Comment

_____ See proposed edits on pages _____

_____ Other: _____

_____ FAX RETURN of _____ pages, attached to this response sheet

DRAFT -- NOT FOR RELEASE

(Sen

May 7, 1998

S. 1723 - American Competitiveness Act
(Abraham (R) Michigan and 15 cosponsors)

S.1723, "The American Competitiveness Act," is intended to respond to a reported skills shortage in the information technology industry by increasing the annual cap on the number of temporary visas for foreign "specialty" workers under the H-1B program. For the reasons outlined below, the Administration strongly opposes Senate passage of S. 1723. If S. 1723 were presented to the President, the Secretary of Labor would recommend that the bill be vetoed.

Regrettably, S.1723 emphasizes providing opportunities for foreign workers rather than providing opportunities for and protecting U.S. workers. The bill's temporary increase in the annual number of H-1B visas is too large (up to 115,000) and lasts too long (5 years). In addition, the bill does not help ensure that U.S. workers do not lose their jobs to temporary foreign workers and that qualified U.S. workers have the opportunity to fill a job before a temporary foreign worker is hired. Moreover, rather than strengthening program requirements and enforcement to prevent employer abuses of the H-1B program, S.1723 undermines some of the program's important enforcement provisions.

Since 1993 the Administration has sought reforms of the H-1B program, including requiring employers to make bona fide efforts to recruit and retain U.S. workers before hiring temporary foreign workers and prohibiting lay-offs of U.S. workers to replace them with foreign temporary workers. These reforms, if enacted, would help target H-1B usage to industries and employers that are experiencing skill shortages.

Also, the Administration believes that the first step in increasing the availability of skilled workers for industry must be increasing the skills of U.S. workers and helping the labor market work better to match employers with U.S. workers. Although S.1723 includes an authorization for a scholarship fund and a small fund to train dislocated workers, the Administration believes that increased training opportunities for U.S. workers should be funded through an H-1B application fee paid by employers.

Substantial additional efforts by industry to increase the skill level of U.S. workers and needed improvements in the H-1B program are necessary prerequisites for the Administration to support any short-term increase in the number of H-1B visas available for temporary foreign workers. The Administration wants to work with the Congress to develop a bill that addresses the growing demand for highly skilled workers, while effectively protecting and promoting the interests of U.S. workers and enhancing the international competitiveness of important U.S. industries.

* * * * *

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-MAY-1998 15:38:59.00

SUBJECT: FYI: Organics and Erskine

TO: Mary L. Smith (CN=Mary L. Smith/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: 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

TEXT:

I talked to Jason Goldberg about an hour ago, he said if Erskine had any problems with the outcome he'd call in ten minutes. So I guess its fine.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-MAY-1998 20:08:59.00

SUBJECT: REMINDER: Tobacco Mtg. on Spending Issues- Tomorrow

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

READ:UNKNOWN

TO: Cynthia Dailard (CN=Cynthia Dailard/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 won't be able to be there.... take good notes for me. Because of the McCain scoring meeting at 9:30, the Leahy enforcement meeting was moved to 11:00. C'est la vie.

----- Forwarded by Cynthia A. Rice/OPD/EOP on 05/07/98
08:07 PM -----

Laura Emmett

05/07/98 04:12:02 PM

Record Type: Record

To: See the distribution list at the bottom of this message

cc: See the distribution list at the bottom of this message

Subject: REMINDER: Tobacco Mtg. on Spending Issues- Tomorrow

Tobacco Meeting on Spending Issues

- 1.) public health spending
- 2.) state menu
- 3.) lookback spending options

Friday, May 8

11:00 PM

211 OEOB

Bruce Reed

Elena Kagan

Chris Jennings

Cynthia Rice

Cynthia Dailard

Toby Donenfeld, VP

Jim O'Hara, HHS

Rich Tarplin, HHS

Bill Schultz, FDA

Mitch Zeller, FDA

Diane Thompson, FDA

Patty Kaeding, FDA

Josh Gotbaum, OMB

Jon Gruber, Treasury

Message Sent

To:

Cynthia A. Rice/OPD/EOP
Cynthia Dailard/OPD/EOP
Christopher C. Jennings/OPD/EOP
Toby Donenfeld/OVP @ OVP
bjames @ osophs.dhhs.gov @ inet
Rclement @ os.dhhs.gov @ inet
Joshua Gotbaum/OMB/EOP

Message Copied

To:

Donna L. Geisbert/OPD/EOP
Cathy R. Mays/OPD/EOP
Jill M. Pizzuto/OMB/EOP
Richard J. Turman/OMB/EOP
Christine.Devlin @ treas.sprint.com

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-MAY-1998 18:56:27.00

SUBJECT: POTUS SCHEDULE

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

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

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

TO: Essence P. Washington (CN=Essence P. Washington/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

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

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

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

TO: Thomas L. Freedman (CN=Thomas L. Freedman/OU=OPD/O=EOP @ EOP [OPD])
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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])
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TO: Michelle Crisci (CN=Michelle Crisci/OU=WHO/O=EOP @ EOP [WHO])
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TO: Donna L. Geisbert (CN=Donna L. Geisbert/OU=OPD/O=EOP @ EOP [OPD])
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TO: Allison Balderston (CN=Allison Balderston/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

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

READ:UNKNOWN

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

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

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

TO: Jose Cerda III (CN=Jose Cerda III/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 @ VAXGTWY [UNKNOWN]) (OPD)
 READ:UNKNOWN

TEXT:

Fri 5/8 Speech to Delaware State Legislature
 Tape Radio Address (Mother's Day)

Mon	5/11	POTUS OFF
Tue	5/12	International Crime Speech (Rosegarden)
	5/13-5/18	POTUS TRAVEL
Tue	5/19	POTUS Statement on Tobacco (Rest of the day he is off.)
Wed	5/20	Tobacco Event
Thur	5/21	NATO Event
Fri	5/22	US Naval Academy Commencement Tape Radio Address tbd

Mon	5/25	Memorial Day Events
Tue	5/26	POTUS Off
Wed	5/27	Welfare to Work Anniversary Event
Thur	5/28	OPEN FOR MESSAGE EVENT
Fri	5/29	OPEN FOR MESSAGE EVENT Tape Radio Address tbd

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002. email	Cathy Mays to Elena Kagan et al. re: Kennedy Center (2 pages)	05/07/1998	Personal Misfile

COLLECTION:

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

FOLDER TITLE:

[05/06/1998-05/07/1998]

2009-1006-F

kc154

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: Jonathan H. Schnur (CN=Jonathan H. Schnur/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 7-MAY-1998 17:12:20.00

SUBJECT: here is the draft press paper...

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

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

TEXT:

A NATIONAL EFFORT TO REDUCE CLASS SIZE:
SMALLER CLASSES WITH WELL-PREPARED TEACHERS

May 8, 1998

The President spoke to the Delaware legislature to promote his comprehensive education agenda, announce that he is transmitting legislation to Congress today that would reduce class size to a national average of 18 in grades 1-3, and highlight a new report released today by the Education Department showing that smaller classes do lead to improved student achievement.

REDUCING CLASS SIZE IN GRADES 1-3 TO NATIONWIDE AVERAGE OF 18. President Clinton transmitted legislation today to help local schools provide smaller classes with well-prepared teachers in the early grades. The initiative would provide \$12.4 billion over 7 years to help make sure that every child receives personal attention, gets a solid foundation for further learning, and learns to read independently and well by the end of third grade. The initiative will reduce class size in grades 1-3 to a nationwide average of 18 by providing funds to help local school districts hire and pay the salaries of an additional 100,000 teachers. States will receive funds to boost teacher quality through teacher training, recruitment, and testing, and new teachers will be required to pass state competency tests.

NEW REPORT SHOWS THAT SMALL CLASSES MAKE A DIFFERENCE. The President announced a new Education Department report showing that reducing class size, especially in the early grades, leads to improved student achievement. According to the report -- which analyzed the data and findings from the most carefully designed research studies on class size -- the research shows that:

Smaller class size increases student achievement. The report found that reducing class size from substantially above 20 students per class to below 20 students leads to gains in student achievement with the performance of the average student moving from the 50th percentile to somewhere above the 60th percentile. Students from smaller classes in initiatives from Burke County North Carolina, Wisconsin, Indiana, and Tennessee outperformed their peers in larger classes. Follow-up studies showed that students from smaller classes in Tennessee's STAR Project continued to outperform their peer in all academic subjects even after returning to larger classes in the 4th grade. An analysis of data on 10,000 4th graders in 203 school districts, and 10,000 8th graders in 182 school districts,

across the United States shows that students in smaller classes performed better in 4th grade and 8th grade than comparable students in larger classes.

Smaller classes reduce discipline problems and increase instruction time for teachers. In Burke County, North Carolina, the percentage of classroom time devoted to instruction increased from 80 percent to 86 percent, while the time devoted to non-instructional activities such as discipline decreased from 20 percent to 14 percent when class size was reduced. Students from Tennessee's STAR program were still working harder and causing fewer discipline problems than students from larger classes even after the STAR students returned to the larger classroom in the 4th grade.

Smaller classes with well-prepared teachers make a difference. Smaller classes will boost student achievement the most when teachers are prepared to teach well in these classes, and efforts to reduce class size clearly increase the demand for qualified teachers. A review of more than 100 research studies indicated that positive effects of smaller classes were more likely if teachers change their instructional methods and classroom procedures in the smaller classes. Class size reduction efforts resulting in student achievement gains in Wisconsin and North Carolina included a strong focus on professional development for teachers.

Smaller classes make the greatest impact in the early grades, and for disadvantaged and minority students. The clearest evidence of positive effects of smaller classes on student performance are in the primary grades, particularly kindergarten through third grade. Research on class size reduction efforts in Tennessee, Indiana, Wisconsin, and North Carolina show clear academic gains for students in smaller classes through the third grade, while studies questioning the impact of class size have often focused on class size variation across all grade levels. The national study of 10,000 4th graders and 10,000 8th graders found the greatest impact of smaller classes on inner-city youth.

ENFORCING ZERO TOLERANCE FOR GUNS IN SCHOOLS --Another report on the Gun-Free Schools Act being issued by the Department of Education today indicates that all states have now passed legislation providing for students who bring firearms to school to be expelled for at least one year. Although most schools do not report serious crimes to law enforcement --and less than 1% of students report bringing a gun to school --this new report shows that more than 6,000 students were disciplined for bringing a firearm (i.e., handguns, rifles, bombs, etc.) to their schools during the 1996-1997 school year. Most of these cases involved handguns that were brought to high schools.

NEW LEGISLATION TO HELP STATES AND COMMUNITIES MEET THE CHALLENGE.

President Clinton is transmitting legislation to help states and communities reduce class size in the early grades and help every child read well and independently by the end of the third grade. His class size initiative also focuses on teacher quality and accountability for results.

Small Classes With Well-Prepared Teachers. To master the basics and learn to read well, students need teachers who are prepared to teach well in smaller classes. President Clinton's class size reduction initiative will help do this in grades 1-3 by:

Requiring State Teacher Competency Testing for New Teachers: States would be required to implement competency testing for new teachers. Each state would select the tests it determines is most appropriate for this purpose. Most states have such tests. Participating states and school districts would also be required to ensure that individuals hired to fill these new positions be either fully certified, or making satisfactory progress toward full certification. School districts could use funds to provide teachers with the additional training needed to meet certification requirements.

Providing Funds for Teacher Training and Testing: At least 10% of the funds in this initiative would be used to promote high quality teaching by (1) training teachers in proven practices for teaching reading and in effective practices in small classes; (2) providing mentors or other support for newly hired teachers; (3) providing incentives to recruit qualified teachers to high poverty schools; and (4) testing new teachers before they are hired and developing rigorous tests for beginning teachers.

Encouraging States to Adopt Rigorous Professional Tests and Upgrade Teacher Certification Requirements. Teachers should be able to demonstrate that they know the subject to be taught and have the necessary knowledge and skills to help their students reach challenging state academic standards. States would be permitted to use a portion of their funds to toughen teacher certification requirements and to require new teachers to demonstrate competence. For example, states could use these funds to develop rigorous tests of subject matter expertise and professional knowledge that prospective teachers would be required to pass before they start teaching.

Holding Schools Accountable for Results -- Helping Every Child to Read Well and Independently By the End of the Third Grade. School districts receiving these funds would be required to show that each school is making measurable progress in improving reading achievement within 3 years, or take necessary corrective actions -- such as providing additional teacher training, revising the curriculum, or implementing proven practices for teaching reading. School districts could lose funding if there is no subsequent improvement in reading achievement in those schools. School districts would also be required to publish an annual school report card, providing parents and taxpayers with clear information on student achievement, class size, and teacher qualifications.

Targeting Funding to Areas of Greatest Need. The President's initiative would distribute funds to states on the basis of the Title 1 formula. Within the state, each high-poverty school district would receive the same share of these funds as it received under Title 1, and the remaining funds would be distributed within the state based on class size. Matching funds would be required from participating school districts, on a sliding scale ranging from 0-50%, with high-poverty districts contributing the least. Once a state has reached an average class size of 18 in grades 1-3, it could use these funds to further reduce class size in the early grades, or it could extend its efforts to other grades.

Providing Facilities for Additional Classrooms. In order to help school systems meet the need for additional classroom space, the President is (1) proposing a \$10 billion school modernization initiative over 10 years, that will provide incentives for communities to invest in local school facilities by leveraging \$22 billion in bonds during 1999-2000; (2) ensuring that changes to facilities in order to accommodate class size reductions is an allowable use of school modernization funds; (3) allowing

for phased-in implementation of class size initiative to enhance state/local planning.

Building on Successful Reforms in Arkansas. As part of his comprehensive education reforms while Governor of Arkansas, Bill Clinton reduced class size in Arkansas to 20 in kindergarten and 23 in grades 1 through 3. His 1983 education reform plan also included a statewide intensive training program for elementary teachers and principals to improve teaching of reading, as well as basic skills testing for new teachers and basic skills and subject matter testing for experienced teachers.

Wednesday, May 6, 1998

Metro Desk

California and the West Boalt Hall Accepts More Blacks, Latinos Education:
Figures for Berkeley law school rebound from last year, when affirmative action
was scrapped.

KENNETH R. WEISS
TIMES EDUCATION WRITER

UC Berkeley's Boalt Hall School of Law announced Tuesday that it has accepted 32 black students, more than twice as many as last year--when none of the students who had been accepted actually enrolled.

The number of Latino students also rebounded this year, with 60 Latinos accepted compared with 46 in 1997.

"It's marvelous," said Herma Hill Kay, dean of the law school. "We went to extraordinary lengths to overcome this negative image that Berkeley doesn't want African Americans."

To drum up applications, Boalt's admission director visited more historically black colleges than in the past. The black and Latino alumni joined in hosting receptions in Atlanta and other cities for prospective students, while current students visited California State University campuses in an outreach effort financed by the law school alumni.

Although encouraged by the numbers, Kay cautioned that the school won't know until August how many of the 32 students agree to sign up for fall classes.

Altogether, Boalt selected 857 students out of an applicant pool of 4,587. Law school officials expect that fewer than a third of those accepted will enroll. The school plans for a first-year class of 270 students.

Last year, none of 15 African Americans accepted to Boalt decided to enroll, prompting Kay to call the numbers "a total wipeout." One student who had deferred admission from the previous year became the lone African American in the first-year class of 270 students.

Kay said she hoped for a better showing this year. But she said that Berkeley often loses minority students to elite private law schools, such as Stanford and those in the Ivy League, which can afford to offer more enticing scholarships to promising students.

Boalt, as a public school, is prohibited from targeting scholarships by race, Kay noted, while private colleges are free to use affirmative action in all their decisions.

Automated Records Management System
Hex-Dump Conversion

This is the second year in the post-affirmative-action era that Boalt and other UC graduate and professional schools have picked their first-year classes without any preferences for race or gender.

The new rules ending affirmative action in admissions were phased in this year for undergraduates, resulting in sharp drops in the number of blacks, Latinos and Native Americans accepted at the most competitive UC campuses.

Boalt accepted slightly fewer Asian Americans this year, 144, compared with 149 last year. The number of white students also declined--to 461, from 499 last year. The school accepted four Native Americans, compared with two last year. Blacks, Latinos and Native Americans are considered "underrepresented minorities," who once benefited from the school's affirmative action program.

The San Francisco Bar Assn. also joined the recruitment drive last week, saying that it would offer \$5,000 scholarships--enough to cover about half of Boalt's tuition--to half a dozen minority students. Because the bar association is a private organization, it is not covered by the state's ban on affirmative action.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-MAY-1998 15:48:54.00

SUBJECT: Briefing on Race Advisory Board Meeting: Race Crime and the Administration

TO: Toby Donenfeld (CN=Toby Donenfeld/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

TO: Maurice Daniel (CN=Maurice Daniel/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

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

TO: Sean P. Maloney (CN=Sean P. Maloney/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: William H. White Jr. (CN=William H. White Jr./OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Ilia V. Velez (CN=Ilia V. Velez/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

TO: Jena V. Roscoe (CN=Jena V. Roscoe/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Peter O'Keefe (CN=Peter O'Keefe/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Victoria A. Lynch (CN=Victoria A. Lynch/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

TO: Jonathan Murchinson (CN=Jonathan Murchinson/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: Michael D. McCurry (CN=Michael D. McCurry/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: 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: Mona G. Mohib (CN=Mona G. Mohib/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Fred DuVal (CN=Fred DuVal/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Mickey Ibarra (CN=Mickey Ibarra/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Stacie Spector (CN=Stacie Spector/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Rahm I. Emanuel (CN=Rahm I. Emanuel/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Peter Rundlet (CN=Peter Rundlet/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

TO: Lawrence J. Haas (CN=Lawrence J. Haas/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

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

TO: Ron Klain (CN=Ron Klain/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

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

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

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

TO: Christine A. Stanek (CN=Christine A. Stanek/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

TO: Tania I. Lopez (CN=Tania I. Lopez/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Audrey T. Haynes (CN=Audrey T. Haynes/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: Miriam H. Vogel (CN=Miriam H. Vogel/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

TO: Amy W. Tobe (CN=Amy W. Tobe/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

TO: Marsha Scott (CN=Marsha Scott/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Karen E. Skelton (CN=Karen E. Skelton/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

TO: Roberta W. Greene (CN=Roberta W. Greene/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: Robert N. Weiner (CN=Robert N. Weiner/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: Ann F. Lewis (CN=Ann F. Lewis/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: Michelle Crisci (CN=Michelle Crisci/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: Paul E. Begala (CN=Paul E. Begala/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: Andrew J. Mayock (CN=Andrew J. Mayock/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

We will hold a briefing for WH staff on the upcoming Race Advisory Board Meeting to be held in Washington, DC on May 19th. The topic is Race, Crime and the Administration of Justice.

The briefing will be tomorrow, Friday, May 8th at 11:30 in room 180 OEOB.