

**NLWJC - KAGAN**

**EMAILS RECEIVED**

**ARMS - BOX 030 - FOLDER -003**

**[05/18/1998 - 05/19/1998]**

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-MAY-1998 10:30:28.00

SUBJECT: Tobacco

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

TO: Fred DuVal ( CN=Fred DuVal/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

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

TEXT:

I just heard from Eve Maldonado of the California League of Cities. They are hopeful of Administration support for a compromise they are working on in the House and Senate today that would protect the right of five local jurisdictions to continue their Tobacco litigation: San Francisco, Los Angeles, NYC, Cook County, and Erie County. While they would like to retain the ability for all local jurisdictions to sue, they seem inclined to settle for protection of these suits to procede. Eve says Mayor Willie Brown is looking to talk with someone today. I asked that he start with Lynn.



Automated Records Management System  
Hex-Dump Conversion

May 18, 1998

Dear Senator Ford,

Last September, when I announced my plan for comprehensive tobacco legislation, I made protecting tobacco farmers and their communities one of the five key elements that must be at the heart of any national tobacco legislation. Tobacco legislation must reduce youth smoking, it must not devastate our tobacco farmers and their communities.

The tobacco program has made it possible for farmers, their families, and communities to enjoy a measure of economic stability. If the program is abolished, many farmers, particularly small and minority farmers, will be left in jeopardy and many will be put out of business. Senator Ford, your proposal, which is included in Senator McCain's comprehensive tobacco legislation, includes vital protections for farmers and their communities including continuing a tobacco control and price program. Your proposal satisfies the principle I laid out in September 1997, demanding that any legislation meet the test of protecting tobacco farmers and their communities.

It is possible to protect tobacco farmers and their communities, at the same time that we dramatically reduce youth smoking. Indeed, maintenance of the tobacco program makes it possible to control the amount of tobacco grown in the United States. I am confident that with the inclusion of your provision in comprehensive tobacco legislation, we will meet the goals of advancing public health interests and protecting farmers and their communities.

Thank you for your important work in this area.

Sincerely,

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-MAY-1998 11:41:18.00

SUBJECT: PIR Board meeting

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



**The President's Initiative on Race  
Advisory Board Meeting**

**The George Washington University  
Dorothy Betts Marvin Theater  
Washington, D.C.**

**May 19, 1998  
10:00 a.m. - 1:00 p.m.**

**AGENDA**

*Race, Crime, and the Administration of Justice*

This May Advisory Board meeting provides an opportunity to explore several questions related to race, crime, and the administration of justice: What are the facts? How do different perceptions of crime and the administration of justice affect efforts to build One America? What strategies can help promote a criminal justice system that serves and treats Americans of all races fully and equally? The purpose of the meeting is to lay a foundation for the prior and future work of the Advisory Board in this area. We encourage the submission of written comments on these issues following the meeting.

- |      |                                 |  |
|------|---------------------------------|--|
| I.   | <b>Opening/Review of Agenda</b> | Dr. John Hope Franklin, Chairman<br>Advisory Board on Race                             |
| II.  | <b>Welcoming Remarks</b>        | Stephen Joel Trachtenberg, President<br>The George Washington University               |
| III. | <b>Introductory Remarks</b>     | The Honorable John Conyers<br>U.S. House of Representatives<br>Michigan, 14th District |
| IV.  | <b>Factual Overview</b>         | Christopher Stone, President/Director<br>Vera Institute of Justice                     |
| V.   | <b>Keynote Remarks</b>          | Attorney General Janet Reno<br>U.S. Department of Justice                              |

VI. **Roundtable Discussion: Race, Crime, and the Administration of Justice**

**Moderator:** Professor Charles Ogletree, Harvard University School of Law

**Panelists:**

William Bratton, Former New York City Police Commissioner, NYC Police Department

Zachary W. Carter, U.S. Attorney for the Eastern District of New York

Maria Jimenez, Director, Immigration Law Enforcement Monitoring Project, AFSC

Randall Kennedy, Professor, Harvard University School of Law

Deborah Ramirez, Professor, Northeastern University School of Law

Charles Ramsey, Chief of Police, District of Columbia Police Department

Kim Taylor-Thompson, Professor, New York University School of Law

William Wilbanks, Professor, Florida International University

Michael Yamamoto, Partner, Horikawa, Ono & Yamamoto

Robert Yazzie, Chief Justice, Navajo Nation

**Questions and Answers:** Members of the audience are encouraged to submit questions for the panelists in writing. (Index cards will be provided.) These questions will be addressed during the later part of the roundtable discussion.

VII. **Closing Remarks/Adjournment**

Dr. John Hope Franklin

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Jeffrey A. Shesol ( CN=Jeffrey A. Shesol/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:18-MAY-1998 19:12:47.00

SUBJECT: Tues. statement

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

This is currently being circulated for comment.

Draft 05/18/98 7:00pm

PRESIDENT WILLIAM J. CLINTON

REMARKS ON TOBACCO [AND HIGHWAY] LEGISLATION

THE WHITE HOUSE

May 19, 1998

Good afternoon. I have recently returned, as you know, from Europe, where I worked to forge new economic ties with the other leading industrial nations of the world. It was a very productive trip. It made clear once again that America is indeed the indispensable nation. In Europe, as in the rest of the world, we are working to open markets while maintaining the highest standards on labor and the environment.

I have just met with my advisers to discuss ways to make this week every bit as productive as the last one. Congress goes on recess this Friday. There is a lot of work to be done between now and then. We should not let a day pass without moving closer to accomplishing it--without passing [a highway bill that safeguards our balanced budget and our values, and] comprehensive tobacco legislation that protects America's children.

This is what Americans want from us: they want both branches of their government to put politics aside and come together on our most pressing national concerns. They want us to maintain fiscal discipline while investing in our people. For five and a half years, this economic strategy has been working--building the most competitive economy in the world and the strongest in a generation. We are living in an American economic renaissance.

This is a moment of great opportunity in America, and great bipartisan potential on Capitol Hill. In the Senate, it is a week of decision. We stand on the verge of one of the greatest public health achievements in history--a historic triumph in our fight to protect America's children from the deadly threat of tobacco. I have said I would support any comprehensive, bipartisan bill that meets five principles, and this legislation does so emphatically: it raises the price of cigarettes and penalizes companies that sell to kids; it reaffirms the FDA's authority to regulate tobacco products; it stops tobacco companies from marketing to children; it further our other public health goals; and, as I pledged in Kentucky, it protects tobacco farmers and their communities.

The Senate Commerce Committee has passed, by an overwhelming margin, a measure proposed by Senator McCain. My administration has worked closely with them in recent weeks to address some concerns I had about the legislation. Those concerns have been fully addressed.

Senator McCain's bill represents America's best chance to protect our children from the scourge of teen smoking. The legislation is tough. It is fair. I strongly support it, and Congress should pass it without delay. I would be proud to sign it.

I want to comment on one other aspect of this bill--the provision for liability. I have always said that fair liability protection could be part of an effective bill; and legislation like this stands a far better chance of compensating victims of smoking-related diseases than years of protracted--and possibly fruitless--litigation. The liability provision in the McCain bill is limited, it is fair, and it is essentially the same as the provision in the Chafee-Graham-Harkin bill, which I had pledged to support. Most important, it contains the incentives necessary to ensure that tobacco companies stop marketing cigarettes to children.

[Highway bill insert to come]

This is a pivotal moment. By week's end, this Congress can build a lasting legacy, a monumental achievement. The stakes, too, are monumental--the stakes are America's children. Our efforts have never been about the size of the prize we can extract from the tobacco industry. They are about fulfilling our responsibility to our children--as parents, as a government, and as a nation. With hard work and determination, we have traveled this far. Congress, before it adjourns, must take the next, crucial step--toward a healthier, stronger America in the 21st century.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-MAY-1998 17:33:06.00

SUBJECT: INS reform -- update

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,

We had a meeting last week with Peter and folks from INS to discuss legislative strategy. Here is where we stand:

1. Alan Erenbaum (INS) gave us a draft of the legislation. Peter, Leanne, Steve and I are looking it over. It looks pretty general; codifying the outline of our plan. I will forward you a copy of the draft.

There is one issue remaining: whether the legislation should include a provision for inspectors to become equivalent (pay and benefits) to other federal law enforcement officers. As you recall, OMB stated last March that this would be very expensive and not possible to do in the first wave of our reform efforts. INS is insistent that this is a necessary building block for the reform. Alan is going to let us know by mid-week what their final position is on this (if they have come up with off-sets; whether they need "law enforcement" parity or could begin with parity with Customs, etc.) We may need to pull a meeting together with you, Doris and Michael to finalize how we will move forward.

2. According to Abraham's staff, he wants to hold hearings starting in mid to late June, with a second before the August recess and possibly a third in September. They would like to schedule one hearing each to discuss services and enforcement. Abraham might introduce his legislation sometime in September.

Our plan is to have our legislation introduced (they are talking to Watt and Kennedy) as soon as Congress returns from the Memorial Day break -- prior to when Abraham will hold his first hearing.

3. Doris is testifying at the House Judiciary Subcommittee on Immigration on Thursday on INS reform. Others testifying at the hearing are: Harold Rogers; Susan Martin (CIR); Diana Aviv (Counsel of Jewish Federation -- she will be supportive); Richard Gallo (from a Federal Law Enforcement group) and Demitri Papademetriou (Carnegie Endowment for International Peace -- also likely to be generally supportive of our principles).

Julie

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-MAY-1998 11:42:06.00

SUBJECT: I'm going to Commerce to chech language w/Perrelli, Gruber. Cynthia R

TO: ELENA (Pager) #KAGAN ( ELENA (Pager) #KAGAN [ UNKNOWN ] )

READ:UNKNOWN

TO: BRUCE N. (Pager) #REED ( BRUCE N. (Pager) #REED [ UNKNOWN ] )

READ:UNKNOWN

TEXT:

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Melissa G. Green ( CN=Melissa G. Green/OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME:18-MAY-1998 11:37:28.00

SUBJECT: Budget Doc

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

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

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

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

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

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

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

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

TO: Andrei H. Cherny ( CN=Andrei H. Cherny/O=OVP @ OVP [ UNKNOWN ] )  
READ:UNKNOWN

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

TO: Michael V. Terrell ( CN=Michael V. Terrell/OU=CEQ/O=EOP @ EOP [ CEQ ] )  
READ:UNKNOWN

TO: Robin J. Bachman ( CN=Robin J. Bachman/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: Elizabeth R. Newman ( CN=Elizabeth R. Newman/OU=WHO/O=EOP @ EOP [ WHO ] )  
READ:UNKNOWN

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

TO: Jeffrey A. Forbes ( CN=Jeffrey A. Forbes/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: Christopher J. Lavery ( CN=Christopher J. Lavery/OU=WHO/O=EOP @ EOP [ WHO ] )

READ:UNKNOWN

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

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

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

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

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

TO: Franklin D. Raines ( CN=Franklin D. Raines/OU=OMB/O=EOP @ EOP [ OMB ] )  
READ:UNKNOWN

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

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

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

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

TO: Michael D. McCurry ( CN=Michael D. McCurry/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: Julie E. Mason ( CN=Julie E. Mason/OU=WHO/O=EOP @ EOP [ WHO ] )  
READ:UNKNOWN

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

READ:UNKNOWN

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

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

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

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

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

TO: Daniel D. Heath ( CN=Daniel D. Heath/OU=OMB/O=EOP @ EOP [ OMB ] )  
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TO: Diana Fortuna ( CN=Diana Fortuna/OU=OPD/O=EOP @ EOP [ OPD ] )  
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TO: Cathy R. Mays ( CN=Cathy R. Mays/OU=OPD/O=EOP @ EOP [ OPD ] )

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TO: Suzanne Dale ( CN=Suzanne Dale/OU=WHO/O=EOP @ EOP [ WHO ] )  
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TO: Steven A. Cohen ( CN=Steven A. Cohen/OU=WHO/O=EOP @ EOP [ WHO ] )  
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TO: Cheryl M. Carter ( CN=Cheryl M. Carter/OU=WHO/O=EOP @ EOP [ WHO ] )  
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TO: Kris M Balderston ( CN=Kris M Balderston/OU=WHO/O=EOP @ EOP [ WHO ] )  
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TO: Lori L. Anderson ( CN=Lori L. Anderson/OU=WHO/O=EOP @ EOP [ WHO ] )  
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TEXT:

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

TEXT:

Unable to convert ARMS\_EXT:[ATTACH.D65]MAIL416705733.126 to ASCII,  
The following is a HEX DUMP:

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## **A Step Backwards**

**May 18, 1998**

*“While we truly appreciate your efforts to revise the spending reductions in this new draft, the total amount of mandatory and discretionary cuts are still of such a magnitude that they are neither desirable [nor] attainable.”*

**--Reps. Michael Castle (R-DE), Fred Upton (R-MI), and Nancy Johnson (R-CT)  
in a 5/13/98 letter to Republican budget plan author and Budget  
Committee Chairman John Kasich**

**President Clinton Has Restored Fiscal Discipline to Washington.** In 1993, President Clinton inherited a budget deficit of \$290 billion; thanks to the landmark budget packages of 1993 and 1997, this year President Clinton will deliver a budget in surplus for the first time since 1969. That fiscal progress has helped spur an investment-led expansion, creating more than 15 million new jobs and bringing unemployment to its lowest level in a generation. The President's 1999 budget builds on that legacy by facing up to our next fiscal challenge -- the retirement of the baby boom generation -- and by preparing us for the new century. President Clinton's budget reserves the entire surplus until Social Security is strengthened, provides targeted tax cuts -- that are fully paid for in his balanced budget -- to help families afford child care, to spur school construction and expand pension coverage, and makes major investments in education and health research.

**The House Republican Budget is a Return to the Irresponsible Budgets of the 1980s.** The latest House GOP budget is as deeply flawed as the budgets of 1980's that were built on rosy scenarios and unrealistic savings. It assumes billions of dollars in savings, but doesn't explain what initiatives will be hit. It is time for the Republican leadership to tell the American people where they'll cut and how much. Will Medicare be first or Head Start? Student loans or tax cuts for the working poor? Cancer research or environmental clean-up? When the details are on the table, we believe the American people, and Members of both parties in Congress will roundly reject this budget, because it does not square with their values.

**The House Republican Budget Takes Us in the Wrong Direction.** While the President's budget moves the country forward, the new House Republican budget represents a step backwards to the divisive budgets of 1995. That budget no longer spells out the details of the dramatic cuts it relies on, but the initial GOP proposal made its targets perfectly clear. We are hopeful that even most Republicans will choose not to support a budget that could end up cutting education and Medicaid, raising taxes on working Americans, and sending 50,000 young people doing service in their communities home for the year.

**The House Republican Budget Breaks Last Year's Promises.** Exactly one year ago Democrats and Republicans reached the historic Balanced Budget Agreement. Both parties made

concessions to reach a deal setting a schedule to bring the budget to balance, with Democrats extracting guarantees that many key domestic programs be protected. Just one year later the House Republican Budget would break these promises, including a pledge to protect funding for the earned income tax credit which helps the working poor, for food stamps, for the Head Start program, for bilingual education, and for the clean-up of Superfund sites.

**The House Republican Budget Could Lead to Across-the-Board Cuts.** This House Republican Budget is the second version issued, after the first budget plan was quickly withdrawn due to harsh objections over its intention to abolish key domestic programs. In the second version, House Republicans deliberately have chosen to avoid revealing the details that show which programs they will undermine or eliminate in order to pay for their budget. However, there's no escaping that this plan requires them to violate the bipartisan spending cap agreement and threatens virtually all key domestic investments. If the House Republican budget were ever agreed to and the Appropriations Committee implemented it across the board, it would:

- **Undermine food safety by eliminating an estimated more than 1000 meat and poultry inspectors. This budget would also create major delays in the drive to modernize the federal inspection system, including upgraded lab testing for harmful pathogens in the food supply.**
- **Threaten public health by reducing funding for the Centers for Disease Control by more than \$800 million in five years, cutting childhood immunization funding and breast and cervical cancer screening.**
- **Deny training initiatives for 1.3 million dislocated workers over 5 years.**
- **Hamper efforts to protect the environment, by slashing funds for initiatives to combat climate change, designed to reduce greenhouse gas emissions, cut energy usage, and save consumers' money. Jeopardizes the safety of drinking water and food supply by cutting funds meant to clean up factory farm pollution.**
- **Delay environmental cleanup, by freezing funding for the clean up of Superfund sites, seriously delaying the completion of work and jeopardizing the public health of those living nearby.**

**The House Budget Fails to Fund the Highway Bill.** The House highway bill, which includes billions of dollars in excessive levels of funding, is ignored in this budget so it ends up not accounting for what's actually happening in Congress. When it's actually accounted for, the high cost of the House highway bill could put even more pressure on critical priorities, such as education, law enforcement, and the environment.

May 15, 1998

The earlier House Republican budget, also authored by Chairman Kasich, has threatened to reopen the old wounds that were part of the battle leading to the government shutdown in 1995. Again, the Republicans said they wanted to terminate or significantly reduce funds to run the Americorps volunteer program, for community banking and economic development, for legal services to the poor, and for bloc grants to public schools which fund safety and anti-drug programs. These cuts were unacceptable in 1995, as the government shutdown showed, and they are unacceptable today. For now, Republicans have pulled back this budget with its detailed cuts, but they haven't explained where they'll find the money instead.

A list of the specific cuts the Republicans outlined is instructive. It shows how far the Republicans would go, in order to pay for the budget they want.

- **Cutting Health Care Coverage for Poor Americans.** The House Republican budget relies on major entitlement savings that are now unspecified. But the first draft of the GOP budget actually eliminated a major portion of the federal Medicaid guarantee for those savings. Eliminating the guarantee of acute care is a major step backwards -- an old idea that was resoundingly rejected in 1995. Our bipartisan goal should be to expand health coverage and make it more secure, not to reduce insurance coverage.
- **Backtracking on Welfare Reform.** The first House GOP budget backed away from a fundamental bipartisan tenet of welfare reform: encouraging work. The budget would undermine our efforts to encourage and reward work:
  - **Raises taxes on 3.5 million low income working Americans** -- President Clinton believes that Americans who work hard, pay payroll taxes, and play by the rules should not have to live in poverty. The first House GOP budget eliminated the Earned Income Tax Credit for single adults over 24 years old with no children earning less than \$10,000, hitting them with an average tax increase of \$192. These are people who work hard and pay payroll taxes, and the President believes that they should not be taxed into poverty.
  - **Weakens Welfare-to-Work.** The Republican budget eliminated \$1.5 billion of Welfare-to-Work grants that were part of the Balanced Budget Agreement. Last year, we reached bipartisan agreement to provide resources to communities to help provide job opportunities for the hardest-to-employ welfare recipients. **Zeroing out next year's funding would result in eliminating job training and job finding assistance intended to lead to self sufficiency for some 300,000 welfare recipients.**
- **Punishes Those Trying to Move Off Welfare. Undoes the Balanced Budget Agreement by cutting food stamps for those willing to work but unable, through no fault of their own, to find employment. This cut could also represent a cost shift to**

**States and localities, who** would be left with the burden of providing emergency food assistance for these people.

- **Cuts or Eliminates Important Investments in Education.** The first House GOP budget cut education, training, and social service programs by billions of dollars. Some of the targets include:
  - **Denies aid to one million college students who want to work for their education.** This GOP budget eliminates the Work-Study and other campus-based aid programs.
  - **Cuts off the promised investment in technology literacy.** This five-year, \$2 billion investment is now in its third year. The GOP budget would end this effort.
  - **Eliminates help for children who need to learn English,** by eliminating the primary program for innovative local efforts for training teachers and aiding children who are not proficient in English. This budget would deny that opportunity to 1.4 million students, and would prevent more than 4,000 teachers from being trained.
  - **Pulls the rug out from state and local School-to-Work efforts.** The GOP budget eliminates the School-to-Work program before it has finished its job helping States and localities improve education through strong partnerships with business.
  - **Turns Title I into a voucher program.** Since the reforms Congress enacted in 1994, Title I has begun to turn around low-achieving schools and raise academic standards in high poverty communities. Turning Title I into a voucher program will reverse efforts already underway to improve public education in these communities.
- **Discourages Service.** The House Republican budget undermines our effort to encourage community service, by eliminating the successful Americorps program. Some 50,000 Americans would not have not have the opportunity to provide service to their communities and earn funds for college. These participants would have leveraged hundreds of thousands of volunteer tutors for the America Reads program.
- *Dismantles the Commerce and Energy Departments* -- The first House budget plan proposed eliminating the Departments of Commerce and Energy. These cuts would undermine our weather prediction capability, reduce civilian hi-tech research, and eliminate economic assistance to needy communities.
- **Reduces the credit and investment capital available in distressed communities.** The first GOP House budget eliminates the Community Development Financial Institutions Fund (CDFI). The Fund supports a network of CDFIs, including community development banks, credit unions and venture capital funds, which promote entrepreneurship and help restore neighborhoods.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-MAY-1998 19:38:08.00

SUBJECT: H1B visas -- Senate update

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

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

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

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

TEXT:

Bruce/Elena:

The Senate just voted in favor of the Abraham bill 78-20. Both Kennedy amendments (recruitment and no-lay off attestations) were defeated. A manager's amendment that included a training provision that authorized demonstration programs that sound like Regional Skills Alliances, funded through Title IV of JTPA, was also accepted.

The House Judiciary Committee is marking up the Smith bill Wednesday morning. Our letter is in circulation and includes a recommended veto from the Secretary of Labor if the bill's reforms are weakened or if the bill is not modified to include a training provision.

Julie

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-MAY-1998 15:16:00.00

SUBJECT: Reminder--comments on Justice testimony on funding for oversight of the Te

TO: Charles E. Kieffer ( CN=Charles E. Kieffer/OU=OMB/O=EOP@EOP [ OMB ] )  
READ:UNKNOWN

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

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

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

TO: Richard P. Emery Jr. ( CN=Richard P. Emery Jr./OU=OMB/O=EOP@EOP [ OMB ] )  
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TO: Larry R. Matlack ( CN=Larry R. Matlack/OU=OMB/O=EOP@EOP [ OMB ] )  
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TO: Kate P. Donovan ( CN=Kate P. Donovan/OU=OMB/O=EOP@EOP [ OMB ] )  
READ:UNKNOWN

TO: Rosalyn J. Rettman ( CN=Rosalyn J. Rettman/OU=OMB/O=EOP@EOP [ OMB ] )  
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TO: William P. Marshall ( CN=William P. Marshall/OU=WHO/O=EOP@EOP [ WHO ] )  
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TO: Jason M. Dunn ( CN=Jason M. Dunn/OU=WHO/O=EOP@EOP [ WHO ] )  
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TO: Robert E. Barker ( CN=Robert E. Barker/OU=OMB/O=EOP@EOP [ OMB ] )  
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TO: Debra J. Bond ( CN=Debra J. Bond/OU=OMB/O=EOP@EOP [ OMB ] )  
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TO: Barry White ( CN=Barry White/OU=OMB/O=EOP@EOP [ OMB ] )  
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CC: James C. Murr ( CN=James C. Murr/OU=OMB/O=EOP@EOP [ OMB ] )  
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CC: David J. Haun ( CN=David J. Haun/OU=OMB/O=EOP@EOP [ OMB ] )  
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CC: James J. Jukes ( CN=James J. Jukes/OU=OMB/O=EOP@EOP [ OMB ] )  
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CC: Janet R. Forsgren ( CN=Janet R. Forsgren/OU=OMB/O=EOP@EOP.[ OMB ] )  
READ:UNKNOWN

CC: Alan B. Rhinesmith ( CN=Alan B. Rhinesmith/OU=OMB/O=EOP@EOP [ OMB ] )

READ: UNKNOWN

TEXT:

This is a reminder that your comments on the subject testimony are due. Please provide any comments no later than 4:30 p.m. today. If I do not hear from you by then, I will assume you have no comments and will clear the testimony.

(Please note that on pages 7 and 8, the DOJ indicates that the Attorney General will not use remaining FY 1997 or Asset Forfeiture account funds to pay for the Teamsters election rerun if Congress objects. This is a more deferential posture than the Department took in its letters last year to the Commerce-Justice-State and Labor-HHS-Education conferees during the FY 98 appropriations process.)

Please call or e-mail if you have any questions. Thanks!

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-MAY-1998 12:15:40.00

SUBJECT: Draft Justice testimony on funding for oversight of the Teamsters election

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

READ:UNKNOWN

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

READ:UNKNOWN

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

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

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

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

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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:

By now you should have received the subject testimony via fax or hand delivery. The testimony is to be delivered tomorrow at 10 a.m. before the Oversight and Investigations Subcommittee of House Education and the Workforce. Please note that the deadline for comments is 2 p.m. today. We apologize for the short deadline.

Please call or e-mail if you have not received the testimony. Thanks!

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-MAY-1998 11:57:00.00

SUBJECT: Letter from POTUS on Shays-Meehan

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

fyi.

----- Forwarded by Paul J. Weinstein Jr./OPD/EOP on  
05/18/98 11:56 AM -----

Paul J. Weinstein Jr.

05/18/98 11:53:47 AM

Record Type: Record

To: Michael Waldman/WHO/EOP, Laura K. Capps/WHO/EOP, Michelle Crisci/WHO/EOP, Peter G. Jacoby/WHO/EOP  
cc: Morley A. Winograd/OVP @ OVP, William P. Marshall/WHO/EOP, Lisa M. Brown/OVP @ OVP  
Subject: Letter from POTUS on Shays-Meehan

Attached is a letter from POTUS to the House on Shays-Meehan. Edits due by 2:00 today so that Legislative Affairs can get in clearance today. Laura, please make certain Michael reviews.

Sorry for the late notice.

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

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

TEXT:

Unable to convert ARMS\_EXT:[ATTACH.D2]MAIL47412573J.126 to ASCII,

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Automated Records Management System  
Hex-Dump Conversion

**Later this week the House of Representatives will have an historic opportunity to strengthen our democracy when it takes up consideration of legislation to reform our system of campaign finance. Today, I am asking for your support for the bipartisan campaign finance reform legislation offered by Congressmen Christopher Shays and Marty Meehan. Of all the bills being considered, only Shays-Meehan meets the test of real, comprehensive reform.**

**It would ban unregulated "soft money" raised by both parties, address backdoor campaign spending by outside organizations, and strengthen disclosure. This bipartisan measure is the best chance in years to reduce the role of special interests, give voters a louder voice, and treat fairly incumbents and challengers of both parties.**

**Let's, be clear, a vote no against Shays-Meehan or a vote for one of the other bills be offered is a vote against reform. Every Member of the House of Representatives has a responsibility to vote for this legislation.**

**It's time to give the American people the reform they deserve.**

**Sincerely, WJC**

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Robin Leeds ( CN=Robin Leeds/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:18-MAY-1998 11:57:26.00

SUBJECT: Child Custody Protection Act

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

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

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

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

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

TO: Ruby Shamir ( CN=Ruby Shamir/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: Peter G. Jacoby ( CN=Peter G. Jacoby/OU=WHO/O=EOP @ EOP [ WHO ] )  
READ:UNKNOWN

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

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

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

TEXT:

Today at 5pm in Room 15 we will be meeting with NARAL, National Abortion Federation, Planned Parenthood, Center for Reproductive Law and Policy, and ACLU Reproductive Rights Project to hear from their constitutional and legal specialists on the Child Custody Protection Act. This meeting will be instructive for those attending tomorrow's internal meeting on the issue. Please let us know if you can participate. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-MAY-1998 15:44:27.00

SUBJECT: tobacco bill and Indian country

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

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

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

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

TEXT:

I'm hearing from tribes that they are very worried that the Administration is not hanging in on the tobacco bill for them. I've explained that I've been told that the McCain bill will have them included, and there undoubtedly will be a floor fight. They are concerned that we will not stand with them to keep them independent of state decisions. Can anyone help me?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-MAY-1998 18:02:17.00

SUBJECT: LRM CJB 221 -- ED Report on HR 3248 (Dollars for the Classroom Act)

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

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

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

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

TO: Jennifer Brown ( CN=Jennifer Brown/OU=ONDCP/O=EOP@EOP [ ONDCP ] )  
READ:UNKNOWN

TO: Justin D. Sullivan ( CN=Justin D. Sullivan/OU=OMB/O=EOP@EOP [ OMB ] )  
READ:UNKNOWN

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

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: Edward W. Correia ( CN=Edward W. Correia/OU=WHO/O=EOP@EOP [ WHO ] )  
READ:UNKNOWN

TO: Robert M. Shireman ( CN=Robert M. Shireman/OU=OPD/O=EOP@EOP [ OPD ] )  
READ:UNKNOWN

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

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

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

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

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

TO: Sanders D. Korenman ( CN=Sanders D. Korenman/OU=CEA/O=EOP@EOP [ CEA ] )  
READ:UNKNOWN

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

READ:UNKNOWN

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

TO: Winifred Y. Chang ( CN=Winifred Y. Chang/OU=OMB/O=EOP@EOP [ OMB ] )  
READ:UNKNOWN

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

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

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

TO: Elena Kagan ( CN=Elena Kagan/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: Mary I. Cassell ( CN=Mary I. Cassell/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

TEXT:

URGENT: CLEARANCE REQUESTED BY 3:00 P.M. TUESDAY

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In the attached letter, Sec. Riley states he would recommend that the President veto HR 3248 if it is presented to him. HR 3248, which would convert ED programs to a block grant, is scheduled to be marked up by the House Subcommittee on Early Childhood Education on Thursday, May 21st. Please review and provide any comments by 3:00 p.m., Tuesday, May 19th.

Click on ED draft letter:

Click here to access a list of ED programs that would go into the block grant under HR 3248:

Total Pages: \_\_\_\_\_

LRM ID: CJB221  
EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET

Washington, D.C. 20503-0001

Monday, May 18, 1998

LEGISLATIVE REFERRAL MEMORANDUM

TO: Legislative Liaison Officer - See Distribution below

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

OMB CONTACT: Constance J. Bowers  
PHONE: (202)395-3803 FAX: (202)395-6148

SUBJECT: EDUCATION Report on HR3248 Dollars to the Classroom Act

DEADLINE: 3:00 p.m. Tuesday, May 19, 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: HR 3248 is scheduled to be marked up by the House Subcommittee on Early Education on Thursday, May 21st. In this letter, Secretary Riley states that he would recommend that the President veto HR 3248 if it is presented to him.

DISTRIBUTION LIST

AGENCIES:

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Edward W. Correia  
Broderick Johnson  
Kate P. Donovan  
Lisa M. Kountoupes  
Robert G. Damus  
Rosalyn J. Rettman  
Edward M. Rea  
Pamula L. Simms  
Justin D. Sullivan  
Winifred Y. Chang  
Jennifer Brown  
Daniel J. Chenok  
Daniel I. Werfel  
Diana Fortuna  
Thomas A. Kalil  
Sanders D. Korenman  
Janet R. Forsgren

James C. Murr  
LRM ID: CJB221 SUBJECT: EDUCATION Report on HR3248 Dollars to the  
Classroom 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: Constance J. Bowers Phone: 395-3803 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-----  
ATT CREATION TIME/DATE: . 0 00:00:00.00

TEXT:  
PRINTER FONT 12\_POINT\_COURIER  
DRAFT  
MAY 18, 1998  
1:20 PM

Honorable Frank Riggs  
Chairman, Subcommittee on Early Childhood,

Youth, and Families

Committee on Education and the Workforce
United States House of Representatives
Washington, DC 20515

Dear Mr. Chairman:

I am writing to express my strong objections to H.R. 3248, the "Dollars to the Classroom Act," which would convert a wide array of Federal education programs to block grants. The President stated last fall that such a step is unacceptable, and that he would use his veto power to prevent this approach from becoming law. If H.R. 3248 were presented to the President, I would recommend that he veto it.

Block grants would halt many of our most successful efforts to improve education, including our efforts to raise educational standards, make computers available in every classroom, and keep our schools safe and free of drugs. H.R. 3248 could also seriously harm the ESEA, Title I program, which provides extra help to low

income students so that they can master the basic skills of reading and math, paving the way for them to reach high academic standards.

The American people rightly look to the Federal Government to focus its efforts not on general aid to school districts, but on national priorities, such as improving educational opportunities for poor children and other children with special needs, combating youth drug abuse and school violence, and researching and disseminating information on what works. This Administration has worked diligently to eliminate unnecessary regulations and take other steps to promote State and local flexibility in carrying out these targeted efforts, while supporting strong accountability mechanisms, such as the Government Performance and Results Act of 1993, that ensure program effectiveness and results and that justify continued support by the taxpayers. Block grants would replace these worthy efforts with general aid, providing no focus, no accountability for results, and no rationale for ongoing support.

The issue here is not about who controls public education -- we all agree that that responsibility rests at the local and State levels. The question, rather, is whether the Federal Government will maintain its long

standing, bipartisan commitment to helping local communities strengthen accountability, raise standards, and improve student achievement, by providing assistance that focuses on our neediest children and schools and on activities in which national leadership can play a critical role.

The Office of Management and Budget advises that there is no objection to the submission of this report from the standpoint of the Administration's program and that enactment of H.R. 3248 would not be in accord with the President's program.

Yours sincerely,

Richard W. Riley

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

===== ATTACHMENT 2 =====

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

TEXT:

Unable to convert ARMS\_EXT:[ATTACH.D95]MAIL49747773B.126 to ASCII,  
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# **Clinton Presidential Records Automated Records Management System [EMAIL]**

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**Hex Dump file is not in a recognizable format, has been incorrectly decoded or is damaged.**

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**File Name:** p\_93777476\_opd\_html\_2.xls

**Attachment Number:** [ATTACH.D95]MAIL49747773B.126 to ASCII

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-MAY-1998 20:24:59.00

SUBJECT: FYI -- Senate Dem. Policy Committee Outlook Tobacco Situation

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

TO: JONATHAN.GRUBER ( JONATHAN.GRUBER @ MS01.DO.treas.sprint.com @ inet [ UNKNOWN ] )  
READ:UNKNOWN

TO: johara ( johara @ osophs.dhhs.gov @ inet [ UNKNOWN ] )  
READ:UNKNOWN

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

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

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

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

TO: sheketoff-emily ( sheketoff-emily @ dol.gov @ inet [ UNKNOWN ] )  
READ:UNKNOWN

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

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

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

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

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

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

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

TEXT:

----- Forwarded by Cynthia A. Rice/OPD/EOP on 05/18/98  
08:24 PM -----

Richard J. Turman  
 05/18/98 08:11:51 PM  
 Record Type: Record

To: Cynthia A. Rice/OPD/EOP  
 cc:  
 Subject: FYI -- Senate Dem. Policy Committee Outlook Tobacco Situation

----- Forwarded by Richard J. Turman/OMB/EOP on 05/18/98  
 08:11 PM -----

Richard J. Turman  
 05/18/98 07:59:00 PM  
 Record Type: Record

To: Joshua Gotbaum/OMB/EOP@EOP  
 cc: See the distribution list at the bottom of this message  
 Subject: FYI -- Senate Dem. Policy Committee Outlook Tobacco Situation

----- Forwarded by Richard J. Turman/OMB/EOP on 05/18/98  
 07:56 PM -----

Subject: Outlook Tobacco Situation  
 Author: Gary Myrick at DPC  
 Date: 5/18/98 6:17 PM

The S. 1415, the Tobacco bill is pending.

The Majority Leader, on behalf of the Commerce Committee Chairman, modified the committee substitute, to include the so called manager's amendment and incorporate the Finance committee reported amendments.

He then, further modified the committee substitute to delete several Finance committee amendments.

He then further modified the committee substitute to incorporate the Lugar amendment regarding tobacco farmers.

The pending committee substitute as further modified contains the following:

- \* Manager's amendment
- \* All of the Finance Committee reported amendment except:
  - the \$1.50 increase;
  - Title 14 w/respect to declaring the price increase a tax increase;
  - three deletions w/respect to the Leaf Act;
  - the Look Back Compliance Fund; and
  - the Tobacco Trust Fund
- \* the Lugar amendment regarding tobacco farmers.

No further roll call votes will occur this evening.

Message Copied

To:

---

Melany Nakagiri/OMB/EOP@EOP  
Wm G. White/OMB/EOP@EOP  
Marc Garufi/OMB/EOP@EOP  
Jim R. Esquea/OMB/EOP@EOP  
Barry T. Clendenin/OMB/EOP@EOP  
Frank J. Seidl III/OMB/EOP@EOP  
Natasha M. Cavanaugh/OMB/EOP@EOP  
Daniel N. Mendelson/OMB/EOP@EOP  
Charles E. Kieffer/OMB/EOP@EOP  
James J. Jukes/OMB/EOP@EOP  
Robert J. Pellicci/OMB/EOP@EOP  
Mark A. Weatherly/OMB/EOP@EOP  
Patrick G. Locke/OMB/EOP@EOP  
Daniel D. Heath/OMB/EOP@EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Jessica L. Gibson ( CN=Jessica L. Gibson/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:18-MAY-1998 19:44:49.00

SUBJECT: Tobacco amendments

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

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

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

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

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

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

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

TEXT:

Larry Stein would like to regroup and talk specifically about any and all tobacco amendments that are being considered. There will be a meeting in his office at 10:00am tomorrow morning (Tuesday-- 5/19). Pls let me know if there is anyone who needs to be added to this list or if there is any problem with the time. Sorry for the short notice.

Rich Tarplin and Linda Robertson also be in attendance.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-MAY-1998 20:21:04.00

SUBJECT: Two Crime/Drug SAPs

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

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

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

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

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

TEXT:  
Rahm/Bruce/Elena:

While these are only suspensions that will pass overwhelmingly, and our SAPs are often ignored, I can't believe that they don't have the potential to come back and haunt us.

Jose'

----- Forwarded by Jose Cerda III/OPD/EOP on 05/18/98  
08:17 PM -----

Jose Cerda III  
05/18/98 08:14:24 PM  
Record Type: Record

To: Michael Deich/OMB/EOP, Jacob J. Lew/OMB/EOP, Peter G. Jacoby/WHO/EOP  
cc: Michelle Crisci/WHO/EOP, Bruce N. Reed/OPD/EOP, Elena Kagan/OPD/EOP  
Subject: Two Crime/Drug SAPs

Michael/Jack:

I know that tomorrow's suspension calendar for the House is hardly the most pressing thing around here right now, but I suggest we don't "take the bait" being offered to us by the R's -- and oppose two bills that will pass overwhelmingly. They are:

(1) H.R. 3718 -- We should send no SAP on this bill to prevent federal judges from releasing prisoners early. While this is a bad piece of legislation, we have a strong record in this area and shouldn't send up a SAP in simple opposition that might undermine our record. Besides, according to Peter, this is not likely to move in the Senate anytime soon, so we'll have some time to think about our position.

(2) H.R. 3809 -- Can't we find a way to be more supportive for Custom's

role in fighting Drugs at the Southwest Border? Opposing this bill because it undermines collective bargaining and calls for more overtime, while a legitimate concern, only feeds the R's argument that we're not serious about fighting drugs at the Border. Besides, you may want to double-check w/Rahm, but last I heard the President was very eager for us to focus more on the border, drugs, technology, and I'm not sure he'll want to oppose the R's Drug-Free Borders Bill.

Let me know what you think.

Jose'

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:19-MAY-1998 18:39:18.00

SUBJECT: Child Custody Protection Act Issues

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

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

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

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

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

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

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

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

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

TO: Charles F. Ruff ( CN=Charles F. Ruff/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:

The following is a quick list of the issues raised by this legislation. The 'A' list contains the ones that may have political traction. The 'B' list includes the more technical problems.

A. The 'A' List

1. The bill imposes criminal sanctions against family members.
2. The bill imposes criminal liability on persons who may not realize they are violating the law (as when the minor falsely informs the transporter that she has parental consent.) This is because the bill predicates liability on the intent to help the minor obtain an abortion

rather than on the intent to help the minor avoid the application of a state's parental notification requirements.

Note -- When Senator Abraham introduced the bill, he described the offense as involving the intent to avoid parental involvement requirements. He did not describe the offense as it is written in his bill -- the intent to help the minor obtain an abortion.

3. The bill raises troublesome federal law enforcement concerns. Pursuing alleged violations would require the FBI to investigate a minor's family and close personal friends, raising serious privacy concerns. Enforcing this law would also raise federal enforcement resource issues. Should the federal government be expending its resources in conducting the types of investigations that this law would require, and, if not, would passage of the bill merely be a hollow gesture?

4. The bill represents a dramatic incursion into our traditional understanding of federalism. Federalism presumes that a citizen is free to take advantage of favorable laws in other states. This bill curtails that right.

#### B. The 'B' List

1. The bill may impose the undue burden of having the minor comply with two separate parental notification statutes -- her home state and the state of the provider.

2. The bill does not take into account that some states' parental involvement laws have no mechanism for extra-territorial application. For example, some states impose the duty to notify a parent on the in-state provider. Since, by definition there is no in-state provider in the case of an extra-territorial abortion, there is no person with legal authority to satisfy the state law's requirements. In such circumstances, the federal law would be a complete bar to the minor's ability to have an out-of-state abortion and, in those circumstances, might be constitutionally suspect.

3. The bill requires the minor to comply with the parental involvement laws of the state in which she "resides." This could be a different than the state of her domicile (permanent residence) and if so, could lead to a result in which a transporter who takes the minor to have the abortion in the minor's home state could be held criminally liable. This may be particularly problematic in the case of a minor whose divorced parents reside in two different states.

4. There are serious statutory ambiguities. For example, state parental involvement statutes require taking the health and life of the mother into account, and, for that reason the fact the bill does not contain a health exception is permissible. But, because the bill does provide an exception for the mother's life, it could be read as pre-empting any other exceptions contained in state law (including health). Another ambiguity stems from the statute's definition of a law requiring parental involvement as one that requires the notification to, or consent of "a parent or guardian of that minor." Some states, however, allow other persons to provide consent, again raising the issue of whether the federal law pre-empts state law.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:19-MAY-1998 14:36:37.00

SUBJECT: The AGs revenge

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

TO: Bruce R. Lindsey ( CN=Bruce R. Lindsey/OU=WHO/O=EOP @ EOP [ WHO ] )  
READ:UNKNOWN

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

TEXT:

States work on separate

tobacco settlement

Congress pressured by talks shutting  
U.S. out of deal

05/19/98

By Mark Curriden / The Dallas Morning

News

41

companies have  
comprehensive  
or the states  
billions of  
government.

WASHINGTON - The attorneys general of  
states who have sued the tobacco  
a message for Congress: Pass  
anti-smoking legislation this summer  
could take the issue - and hundreds of  
dollars - away from the federal

the cigarette  
alternative  
scaled-back  
two sides  
lawyers involved in  
settlement would  
enact

Lawyers representing the states and  
makers have secretly discussed an  
settlement plan that resembles a  
version of the \$368.5 billion deal the  
reached last June, according to  
the negotiations. The proposed  
become effective if Congress fails to  
anti-tobacco legislation this year.

Congress, however,

Unlike the proposal pending in

send all the  
the states  
government, the

the  
being debated  
would grant  
products to the  
possibly lead to  
something a  
never do.

Mike  
which began  
states that have  
position if  
and others said  
pressure on Congress  
proposals  
legislation be

settlement,  
to enact a  
reduce  
control of  
"When  
weeks ago, we  
case Plan

the states

the settlement being discussed would  
money paid by the tobacco companies to  
and none of it to the federal  
lawyers said.

State officials said they still prefer  
comprehensive national legislation  
this week in the Senate because it  
regulatory authority over tobacco  
Food and Drug Administration and  
the development of safer cigarettes -  
settlement of the state lawsuits could

However, Mississippi Attorney General  
Moore said the new settlement talks,  
in early April, are needed to give  
sued the tobacco industry a fallback  
national legislation fails. Mr. Moore  
the alternative plan also puts  
to pass comprehensive anti-smoking  
now or face being having federal  
made irrelevant by the states.

"The states, through our lawsuits and  
brought this opportunity to Congress  
national tobacco policy that would  
underaged smoking and lead to greater  
the tobacco industry," Mr. Moore said.  
things began looking so bleak a few  
decided we needed to have a Plan B in  
A blows up."

Under one proposal being considered,  
would voluntarily dismiss their claims

that the  
in  
on  
companies  
fraud and  
lawsuits,  
discussions.

of their  
government, they  
their settlement  
the Medicaid  
states would get

proposal or just  
pay something  
Gary Black, an

some public  
current  
in hopes  
said Richard  
in the talks.

hammer here.

Moore  
this. If Congress  
this year,  
then Congress

possibility of a

industry owes them billions of dollars  
reimbursement of Medicaid money spent  
smoking-related illnesses. Then the  
would agree to settle the remaining  
deceptive trade practice issues in the  
according to lawyers involved in the

Because states receive large portions  
Medicaid funds from the federal  
would be required to share much of  
money with officials in Washington. If  
claims are dismissed, however, the  
to keep all the money, attorneys said.

"I'm not sure if that is a viable  
meant to be a threat to Congress to  
now or risk losing the money," said  
analyst with Sanford C. Bernstein & Co.  
The new talks could put pressure on  
health advocates who are fighting the  
anti-smoking proposals before Congress  
of winning a tougher bill next year,  
Scruggs, a Mississippi lawyer involved

"The state lawsuits are the bigger  
Without them, Congress wouldn't even be  
considering tobacco legislation," Mr.  
added. "There is no next year for  
doesn't pass comprehensive legislation  
the states will act on our own and  
will lose interest next year."

No matter what the motivation, the

the industry  
confusing debate  
controversy.

industry for  
health-care  
many  
historic

\$368.5 billion  
tobacco  
control and  
tobacco  
unprecedented

catch: It needed  
months that  
from some  
was too soft on  
who  
taxation

- Mississippi,  
due for trial.  
individually for  
Lawyers said it is  
states would  
legislation or by  
remaining states.

for trial later

separate deal between the states and  
certainly complicates an already  
over how to resolve the tobacco

Last June, states that had sued the  
reimbursement of smoking-related  
costs joined with trial lawyers and  
health-care advocates in negotiating a  
agreement with the cigarette makers.  
The deal required the industry to pay  
over 25 years, end nearly all forms of  
advertising, submit to FDA regulatory  
reduce teenage smoking. In return, the  
companies would have received  
protections from lawsuits.

The settlement, however, had one  
approval from Congress. In the eight  
followed, the proposal took a beating  
public health activists who said it  
the industry and from some Republicans  
labeled it as a big government, big  
program.

Meanwhile, four of the state lawsuits  
Florida, Texas and Minnesota - came  
The industry settled those cases  
more than \$36 billion combined.  
unclear how the agreements in those  
be affected by either congressional  
a possible settlement with the

"There are three more state cases set

calendar for  
doesn't pass,  
said Joe Rice,  
represents  
  
global  
wanted to discuss  
are doing that."  
  
ended the  
lawsuits  
current  
brought by  
  
more worried  
other legal  
  
class-action  
lawsuits  
nervous," he  
  
are  
Parrish,  
Morris Inc., the  
manufacturer. He said  
possible deal with  
but "we  
much that  
  
the

this year and more than a dozen on the  
next year, and if national legislation  
we need to have an alternative plan,"  
a South Carolina lawyer whose firm  
more than 30 states, including Texas.

"The tobacco boys have told us the  
settlement is not viable, and they  
alternatives," Mr. Rice said. "So we

While last year's agreement would have  
41 state cases and the class-action  
pending against the companies, the  
discussions deal only with the actions  
the attorneys general.

Mr. Rice said the industry is much  
about the state lawsuits than the  
challenges it is facing.

"They are confident they will win the  
and individual cases, but the Medicaid  
have them and Wall Street extremely  
said.

That's because each of the state cases  
"bet-the-company lawsuits," said Steve  
executive vice president of Philip  
nation's largest cigarette  
tobacco officials are looking at a  
the remaining state attorneys general,  
haven't made a determination on how  
makes sense."

According to five lawyers involved in  
discussions, early proposals included:

states  
over the next

extensive

counteradvertising  
smoking.

the companies  
state attorneys  
activity.

considerably more  
granting the tobacco  
protections, the

companies immunity  
get more  
separate fund,"  
the talks.

want other states  
passed in  
an individual  
knew smoking

The tobacco companies paying the  
between \$200 billion and \$240 billion  
25 years.

The cigarette makers agreeing to  
advertising and marketing restrictions.

The tobacco industry funding  
campaigns to discourage teens from

A permanent injunction prohibiting  
from targeting children and granting  
general the authority to police such

The industry is willing to pay  
money to states that pass laws  
companies various civil liability  
attorneys said.

"States that give the tobacco  
through legislation would be able to  
money or other concessions from a  
said a plaintiffs' lawyer involved in

Specifically, the cigarette makers  
to impose laws similar to the statute  
Texas in 1993 that basically prohibits  
from suing the industry if the person  
was dangerous.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:19-MAY-1998 08:18:56.00

SUBJECT: fyi- Susan Page interview

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

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

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

TEXT:

You all have probably already heard this, but I wanted to make sure.  
----- Forwarded by Laura Emmett/WHO/EOP on 05/19/98 08:17  
AM -----

Darby E. Stott

05/18/98 12:25:09 PM

Record Type: Record

To: Laura Emmett/WHO/EOP  
cc:  
Subject: fyi

Susan Page is slated to do an interview with the President on 5/20. The focus of her article is supposed to be tobacco. The article will run in the Friday edition which stays on the stands through Tues. I think the President will be briefed on tobacco already for the tobacco event but I thought you guys should know/ be prepared for this.



Draft 5/19/98 7 p.m.

**PRESIDENT WILLIAM J. CLINTON  
REMARKS FOR TOBACCO-FREE KIDS CAMPAIGN RALLY  
THE WHITE HOUSE  
MAY 20, 1998**

Nearly 35 years ago -- some two decades before most of the children here were even born -- the Surgeon General of the United States sounded an alarm that has only grown louder, clearer and more difficult to ignore with every passing year. The warning: Smoking kills.

And for more than a generation, Americans of all ages and all walks of life have answered that alarm -- fighting tirelessly to conquer this deadly threat and protect the health of our people. In the face of some very powerful opposition, our nation has won victories both large and small -- requiring all cigarette packages to carry warning labels ... prohibiting cigarette advertising on the airwaves ... banning smoking on domestic flights ... making all federally-funded facilities that serve children smoke-free.

Today, we stand on the verge of our greatest triumph yet against the scourge of tobacco -- a triumph that could save millions of our children's lives and become the **one of the greatest public health achievements in the history of our nation.**

This week, the Senate is considering historic comprehensive, bipartisan tobacco legislation, proposed by Senator McCain and passed overwhelmingly by the Senate Commerce Committee. I believe this bill is America's best chance to protect the health of our children, to keep them from ever getting hooked on cigarettes in the first place. **I have said I would support any comprehensive, bipartisan bill that meets five principles, and this legislation does so: It raises the price of cigarettes and penalizes companies that sell to kids; it reaffirms the FDA's authority to regulate tobacco products; it stops tobacco companies from marketing to children; it furthers our other public health goals; and it protects tobacco farmers and their communities.**

Over the past few weeks, my administration has worked with Congress to strengthen this bill even further -- toughening penalties against tobacco companies who fail to reduce teen smoking, raising the liability cap on legal damages, protecting Americans from dangerous second-hand smoke in public buildings.

I congratulate every child here for taking responsibility for your own health, for saying "no" to tobacco and "yes" to brighter futures. I wish you well as you make your voices heard on Capitol Hill. Now it is time for America's elected leaders to do our part.

The McCain bill is tough, fair, and most of all, it protects our children. It would stop the Marlboro man from roping in any more of our children -- and keep Joe Camel from tricking them into lighting up. It ends the unscrupulous marketing campaigns that have targeted our children

Automated Records Management System  
Hex-Dump Conversion

-- and robbed them of their futures. So I call upon Congress to stay in session for as long as it takes to pass this bill. Don't go home until you have given our children bipartisan, comprehensive tobacco law. They have waited long enough.

Today, here on the South Lawn, stand America's future. For years, the tobacco companies have looked upon these children and seen the "replacement smokers" of the 21st Century. But I see 1,400 unique, irreplaceable children with unlimited potential. I see the scientists and artists; the teachers and Olympic champions; the engineers and leaders of the 21st Century. Everyone of us has the responsibility to make sure these and all children across America have the opportunity to live out their dreams and fulfill their greatest, God-given potential. That is why we must pass this bill.

Let the children standing here be the final, triumphant generation of young leaders who fought to protect future generations from tobacco. And let this Congress be the Congress that saved their lives.