

NLWJC - KAGAN

EMAILS RECEIVED

ARMS - BOX 036 - FOLDER -008

[8/24/1998 - 8/25/1998]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Maureen T. Shea (CN=Maureen T. Shea/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:24-AUG-1998 14:02:12.00

SUBJECT: Agenda

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

READ:UNKNOWN

TEXT:

Would you be free this week to discuss fall agenda for women - I'm trying to put together a calendar of events/opportunities and your input would be very helpful. Any day but Tuesday is good for me. Many thanks - I'm on X67396.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Carole A. Parmelee (CN=Carole A. Parmelee/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:24-AUG-1998 18:26:36.00

SUBJECT: Phone Call

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

READ:UNKNOWN

TEXT:

EBB placed the call but it has not been returned.

CP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:24-AUG-1998 12:22:39.00

SUBJECT: Telemarketing Fraud

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

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

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

TEXT:

I have now collected a lot of materials on state regulation of telemarketing fraud and Atty Gen enforcement measures. Who will be the lead on any event we do on this topic?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:24-AUG-1998 17:24:19.00

SUBJECT: Race Report -- CR enforcement

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,

The PIR (Scott & Edley) have asked that I be involved in the working group for CR enforcement (for the President's report). I have agreed and have asked to be included in the work in the other subject areas as well

Julie

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:24-AUG-1998 20:17:46.00

SUBJECT: Friday meeting recap

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

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

TEXT:

Jose' tells me that he spoke to Chris Edley, and Chris had asked him to meet with Scott. We sat down with Scott on Friday for a couple of hours to discuss his initial outline/thinking paper on the key substantive issues and goals of the workplan on criminal justice. We spent the bulk of our time talking about some of the "challenges" as identified in Scott's outline (i.e., disparities in criminal offending, racial profiling, sentencing). However, we were in agreement that the starting point and the focus of our undertaking should be on the disparities in criminal victimization, and the public safety needs of minority communities. Scott agreed to revise his outline/thinking paper to reflect our suggestions.

Next steps: Scott promised to get us a revised outline sometime this week, which I will fax to Jose. I am working to set up a meeting for next week with DPC, PIR, OMB, DOJ, and Treasury to begin a broader discussion of the issues raised. I believe we will follow up with a meeting the week after that as well.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Sarah A. Bianchi (CN=Sarah A. Bianchi/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:24-AUG-1998 17:23:13.00

SUBJECT: DOL reg. memo

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:

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

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D72]MAIL42017263V.226 to ASCII,
The following is a HEX DUMP:

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MEMORANDUM TO THE PRESIDENT

Automated Records Management System
Hex-Dump Conversion

FROM: Chris Jennings

RE: New Department of Labor Regulations

In this week's radio address, you are currently scheduled to announce the release of a new Department of Labor (DOL) regulation that will require all self-insured health plans, which cover over 50 million Americans, to provide a standard internal appeals process for enrollees. This action builds on the series of initiatives Federal agencies have taken in response to your Executive Memorandum that instructed all Federal health plans to come into compliance with the Quality Commission's Patients' Bill of Rights. Because DOL can do no more than require an appeals process, your announcement underscores the need for Congress to pass a strong, enforceable Patient's Bill of Rights.

Background on Executive Action on Patients' Bill of Rights

Over the past few months, you have made a number of announcements to bring Federal health plans, which serve 85 million Americans, into compliance with the Patients' Bill of Rights consistent with your directive. In June, in response to your Executive Memorandum, the Department of Health and Human Services released new regulations to bring Medicare into compliance and will implement similar regulations for Medicaid in late September or October. In July, you announced that the Department of Veterans' Affairs began to put in place a new, rapid, external appeals process for its 3 million beneficiaries. In August, you announced that the Department of Defense issued a memorandum directing all military health plans, which serve 8 million Americans, to come into compliance with the Patients' Bill of Rights. At your Kentucky rally you announced a new regulation prohibiting "gag" clauses for plans participating in the Federal Employees Health Benefits Program (FEHBP), which serves 9 million federal employees and their dependents. Office of Personnel Management will take other steps to bring FEHBP into virtual compliance by late September.

The Department of Labor has the responsibility and authority to regulate self-insured plans. These plans, generally provided by firms of over 100 employees, have elected to self-insure to avoid state regulations and premiums and to have more flexibility to design health plans for their employees. The Department of Labor has extremely limited authority to bring these health plans into compliance with the Patients' Bill of Rights. They cannot require plans to provide for most consumer protections outlined in the Patients' Bill of Rights, such as access to specialists, emergency care protections, or an external appeals mechanism. Moreover, current law prevents DOL from implementing Federal enforcement authority for all these rights. However, because DOL has specific authority under ERISA to regulate how plans evaluate claims, they can require all health plans to provide an internal appeals process and basic information about these plans to all served employees.

Department of Labor Internal Appeals Regulations

The DOL regulation you are scheduled to announce would: First, make sure that enrollees know of their appeals' rights under the plan and how to access them; second, the regulation drastically reduces the time that plans must respond to non-emergency appeals (from 90 days to 15 days) and includes a 72 -hour deadline for emergency claims; third, it gives enrollees greater access to documents used in reviewing their claims; finally, if the plan wants to terminate or reduce benefits for an enrollee in urgent circumstances they must allow for a full appeals process before any termination is executed

Expected Reaction to This Regulation

Ironically, the business community can be expected to be generally supportive of the regulation since they believe the existence and application of this authority bolsters their claim that Federal legislation is not needed. precludes the necessity for Federal legislation. They have consistently opposed Federal legislation for the Patients' Bill of Rights and believe that DOL's regulatory authority in this area is more than adequate. However, it is evident that DOL's authority falls far short of addressing the consumer protections that Americans need as outlined earlier.

Consumer groups believe this regulation is long overdue and will give patients must needed protections to address grievances with their health plans. They will be nervous about this regulation only to the extent that it strengthens the business community's argument that federal legislation is unnecessary. They will want to make certain that we clearly articulate the limitations of our authority in this area and continue to strongly advocate a strong, enforceable Patients' Bill of Rights.

Conclusion

As such, in releasing this regulation, you will be underscoring two important points. First, you continue to be committed to taking all the action under your administrative authority to bring every federal health plan into compliance with the Patients' Bill of Rights. Second, by illustrating the limits of administrative actions, you will be highlighting the need for Federal legislation to ensure that all Americans have the protections they need.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Monica M. Dixon (CN=Monica M. Dixon/O=OVP [UNKNOWN])

CREATION DATE/TIME:24-AUG-1998 15:46:40.00

SUBJECT: Boxer and Riley

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

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

TEXT:

are holding a school safety event in LA on Thursday morning. We have the ability to link all three...

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:24-AUG-1998 16:24:13.00

SUBJECT: Caroline Smith DeWaal

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 just got off the phone with Caroline Smith DeWaal -- the NY Times had already called her and so she called me. I told her about the change in the co-chairs, and she was a little apprehensive. I told her that it would be a strong group, but she thought that this was a weaker configuration. She is not familiar with OSTP. I tried to allay her concerns and I think I made some headway by emphasizing that for the first time that the planning and budget processes will be coordinated; however, I think she is still a little concerned because she is not familiar with OSTP. I emphasized the legislation, etc. and it seemed to help a little.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:24-AUG-1998 11:00:52.00

SUBJECT: Food safety paper

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:

Here is the updated announcement and Q&A for a leak today. Let me know if you need anything else. Thanks, Mary ===== ATTACHMENT 1 =====

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

TEXT:

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The following is a HEX DUMP:

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Draft 8-24-98

**THE CLINTON ADMINISTRATION ANNOUNCES
PRESIDENT'S COUNCIL ON FOOD SAFETY
August 24, 1998**

The Clinton Administration will announce a plan to create a President's Council on Food Safety, which will develop a comprehensive strategic plan for federal food safety activities and ensure that federal agencies annually develop coordinated food safety budgets. This Council builds upon the President's food safety initiative and his recent establishment of the Joint Institute for Food Safety Research (JIFSR) which will develop a coordinated strategy for conducting food safety research activities. The Clinton Administration also announced a directive to the Council, as one of its first orders of business, to review the National Academy of Sciences (NAS) report, "Ensuring Safe Food from Production to Consumption," and to report back with its response to the report, including appropriate additional actions to improve food safety. Finally, the Clinton Administration announced the first public meeting to discuss the development of the comprehensive strategic plan for federal food safety activities.

President's Council on Food Safety. The President will sign an executive order which establishes a President's Council on Food Safety (Council). The Council will have three primary functions, including: (1) developing a comprehensive strategic Federal food safety plan; (2) advising agencies of priority areas for investment in food safety and ensuring that federal agencies annually develop coordinated food safety budgets; and (3) ensuring that the JIFSR establishes mechanisms to guide federal research efforts toward the highest priority of food safety needs.

- **Comprehensive strategic Federal food safety plan.** The Council will develop a comprehensive strategic Federal food safety plan that contains specific recommendations on needed changes including measurable outcome goals. The fundamental goal of the plan will be the establishment of a seamless, science-based food safety system. The plan will address the steps necessary to achieve this goal, including the key public health, resource, and management issues regarding food safety. The planning process will consider both short and long-term issues including new and emerging threats and the special needs of vulnerable populations such as children and the elderly. In developing this plan, the Council will consult with all interested parties, including state and local agencies, tribes, consumers, producers, industry, and academia.
- **Coordinated Federal Food Safety Budgets.** Consistent with the comprehensive strategic Federal food safety plan, the Council will advise agencies of priority areas for investment in food safety and ensure that federal agencies annually develop **coordinated food safety budgets for submission to OMB that sustain and strengthen existing capacities, eliminate duplication, and ensure the most effective use of resources for improving food safety.** The Council will also develop a **unified budget for submission to OMB for the President's Food Safety Initiative and such other food safety issues as the Council determines appropriate.**
- **Guiding Federal Food Safety Research Efforts.** The Council will ensure that the

JIFSR, in consultation with the National Science and Technology Council, establishes mechanisms to guide Federal research efforts toward the highest priority food safety needs. The JIFSR will report, on a regular basis, to the Council on its efforts to develop a strategic plan for conducting food safety research activities consistent with the President's Food Safety Initiative and such other food safety activities as the JIFSR determines appropriate and to coordinate efficiently all federal food safety research, including with the private sector and academia.

Review of NAS Report. The President will directed the Council, as one of its first orders of business, to review the National Academy of Sciences (NAS) report, "Ensuring Safe Food from Production to Consumption." After providing opportunity for public comment, including public meetings, the Council will report back to the President within 180 days with its response to the NAS report. The Council's report will consider appropriate additional actions to improve food safety and will take into account the comprehensive strategic Federal food safety plan which the Council will be developing.

Public Meeting to Develop Comprehensive Strategic Plan for Federal Food Safety Activities. The Clinton Administration will announce publication of a notice of the first public meeting to be held on October 2 in Arlington, Virginia, to begin development of a comprehensive strategic plan for federal food safety activities. The meeting will engage consumers, producers, industry, food service providers, retailers, health professionals, State and local governments, Tribes, academia, and the public in the strategic planning process. The meeting will focus on how to structure a strategic planning process that involves all interested parties and best addresses the important food safety challenges of the future.

Clinton Administration Accomplishments In Improving Food Safety

The President's announcement builds on a strong record of food safety initiatives, ensuring that Americans eat the safest possible food. The Administration has put into place improved safety standards for meat, poultry, and seafood products, and has begun the process of developing enhanced standards for fruit and vegetable juices. The Administration also has expanded research, education, and surveillance activities throughout the food safety system.

*July 1998. Created a Joint Institute of Food Safety Research which will develop a strategic plan for conducting food safety research activities and to coordinate efficiently all federal food safety research, including with the private sector and academia.

*February 1998. Administration announces its proposed food safety budget, which requests an approximate \$101 million increase for food safety initiatives.

*May 1997. Administration announces comprehensive new initiative to improve the safety of nation's food supply -- "Food Safety from Farm to Table" -- detailing a \$43 million food safety program, including measures to improve surveillance, outbreak response, education, and research.

*January 1997. President announces new Early-Warning System to gather critical scientific data to help stop foodborne disease outbreaks quickly and to improve prevention systems.

*August 1996. President signs Safe Drinking Water Act of 1996. The law requires drinking water systems to protect against dangerous contaminants like Cryptosporidium, and gives people the right to know about contaminants in their tap water.

*August 1996. President signs Food Quality Protection Act of 1996, which streamlines regulation of pesticides by FDA and EPA and puts important new public-health protections in place, especially for children.

*July 1996. President Clinton announces new regulations that modernize the nation's meat and poultry inspection system for the first time in 90 years. New standards help prevent E.coli bacteria contamination in meat.

*December 1995. Administration issues new rules to ensure seafood safety, utilizing HACCP regulatory programs to require food industries to design and implement preventive measures and increase the industries' responsibility for and control of their safety assurance actions.

*1994. CDC embarks on strategic program to detect, prevent, and control emerging infectious disease threats, some of which are food borne, making significant progress toward this goal in each successive year.

*1993. Vice-President's National Performance Review issues report recommending government and industry move toward a system of preventive controls.

Draft 8-24-98

QUESTIONS AND ANSWERS ON PRESIDENT'S COUNCIL ON FOOD SAFETY
August 24, 1998

Q: What did the Clinton Administration announce?

A: The Clinton Administration announced: (1) an executive order creating a President's Council on Food Safety, which will develop a comprehensive strategic plan for federal food safety activities and ensure that federal agencies annually develop coordinated food safety budgets; (2) a Presidential directive to the Council, as one of its first orders of business, to review the National Academy of Sciences (NAS) report, "Ensuring Safe Food from Production to Consumption," and to report back with its response to the report, including appropriate additional actions to improve food safety; and (3) the first public meeting to discuss the development of the comprehensive strategic plan for federal food safety activities.

President's Council on Food Safety

Q: What will the President's Council on Food Safety do?

A: The Council will have three primary functions, including: (1) developing a comprehensive strategic Federal food safety plan; (2) advising agencies of priority areas for investment in food safety and ensuring that federal agencies annually develop coordinated food safety budgets; and (3) ensuring that the Joint Institute for Food Safety Research (JIFSR), which the President recently created to coordinate all federal food safety research, establishes mechanisms to guide federal research efforts toward the highest priority food safety needs.

In addition, the Council, as one of its first orders of business, will review the National Academy of Sciences (NAS) report, "Ensuring Safe Food from Production to Consumption." After providing opportunity for public comment, including public meetings, the Council will report back to the President within 180 days with its response to the NAS report. The Council's report will consider appropriate additional actions to improve food safety and will take into account the comprehensive strategic Federal food safety plan which the Council will be developing.

Q: Did the President create this Council because it is recommended by the NAS report? If so, why did he provide three co-chairs rather than a single chair as recommended by the NAS?

A: The President created the Council as the next logical step in his efforts to further coordinate federal food safety efforts and not as a response to the NAS report. The Administration response to the NAS report is for the Council to review the NAS report,

including its recommendation to create a central framework, through legislative action, to manage federal food safety activities.

Q: Who are the members of the Council?

A: The members of the Council are the Secretary of Agriculture, the Secretary of Health and Human Services, the Assistant to the President for Domestic Policy, the Director of the National Partnership for Reinventing Government, the Assistant to the President for Science and Technology, the Secretary of the Treasury, the Administrator of the Environmental Protection Agency, the Secretary of Commerce, and the Director of the Office of Management and Budget. The Secretary of Agriculture, the Secretary of Health and Human Services, and the Assistant to the President for Domestic Policy will serve as Joint Chairs of the Council.

NAS Report

Q: What Does the NAS report say?

A: The National Academy of Sciences report, "Ensuring Safe Food From Production to Consumption," makes three basic conclusions: (1) an effective and efficient food safety system must be based on science; (2) the current statutes governing food safety should be revised in order to achieve a food safety system based on science; and (3) Congress should enact legislation to establish a unified and central framework for managing federal food safety programs, which should be headed by a single official with responsibility for all federal food safety activities.

Q: Does the Administration agree with the NAS report?

A: The Administration welcomes the opportunity to review the NAS report and believes that the report will play an important role in leading to further improvements. The Administration is encouraged that the NAS report supports many current Administration initiatives such as:

- new science-based systems to prevent contamination, including the Hazard Analysis and Critical Control Points (HACCP) system for inspections of meat, poultry, and seafood;
- a new science-based early warning system to help detect and respond to outbreaks of foodborne illness; and
- proposed legislation to ensure that the FDA halts imports of fruits, vegetables, and other food products that do not meet U.S. food safety requirements or come from countries that do not provide the same level of protection as is required for U.S. products.

The NAS report also highlights the vital role of Congress in ensuring food safety. The

report makes clear that Congress and the executive branch must work together to improve food safety. In fact, many of the recommendations contained in the NAS report can occur only with Congressional action, including creating a unified and central framework for managing federal food safety programs, which is headed by a single official.

The Administration has taken many steps for improving the safety of the nation's food supply, including proposing legislation. The Administration urges Congress to pass its FDA import legislation, to pass additional legislation to give USDA more effective enforcement authority to mandate recalls of meat and poultry, and to provide full funding for the Administration's Food Safety Initiative.

Q: Does the Administration agree with the NAS recommendation that there be a single official who has responsibility and control of resources for all federal food safety activities?

A: The Administration certainly agrees that there should be greater coordination of federal food safety activities, and has made several significant steps toward this coordination. While continuing these efforts at greater coordination consistent with the current statutory scheme, the Administration will ensure full consideration of the NAS's proposal for legislation to give a single official responsibility for all food safety activities.

Q: Despite the fact that the NAS report recommends that there be a single person in charge of food safety, why did the President establish a Council that has three co-chairs?

A: The President established the Council as part of his overall strategy to better coordinate federal food safety efforts, and he believes that the Council is a logical next step in this coordinated effort. This Council builds upon the President's food safety initiative and his recent establishment of the Joint Institute for Food Safety Research (JIFSR) which will develop a coordinated strategy for conducting food safety research activities. In terms of the specific recommendations contained in the NAS study, the Clinton Administration today announced a process by which the Council will review and respond to the NAS report within 180 days. However, the concept of a Food Safety Council is only an example in the NAS report of a possible organizational structure to create a single federal voice for food safety.

Q: The NAS report focuses on the coordination of food safety activities. How does the federal government already coordinate its food safety activities?

A: In less than two years, the Clinton Administration has taken significant strides toward building a coordinated food safety system. Most recently, the President announced the creation of the Joint Institute for Food Safety Research that will develop a strategic plan for coordinating government and private food safety research activities. In addition, the

Administration announced the Foodborne Outbreak Response Coordinating Group (FORC-G) which brings together federal, state, and local agencies to develop a comprehensive, coordinated, national foodborne illness response system.

The Administration also has provided for increased and targeted surveillance of foodborne illness through PulseNet and FoodNet. PulseNet is a national network of public health laboratories that perform DNA "fingerprinting" on foodborne pathogens and compares these patterns through an electronic database at the Centers for Disease Control and Prevention. FoodNet is a collaborative effort between USDA, FDA, CDC and seven selected sites throughout the United States to track major pathogens that cause sporadic illness, and to explore what associations may exist between cases and the types of food products consumed.

Q: What about the NAS report's recommendation regarding a National Food Safety Plan?

A: The Administration already has efforts underway to develop a comprehensive strategic Federal food safety plan with the cooperation of consumers, producers, industry, food service providers, retailers, health professionals, state and local governments, tribes, academia, and the public. In fact, today the Clinton Administration announced the first public meeting to be held on October 2 in Arlington, Virginia, to begin to develop a comprehensive strategic plan for federal food safety activities. The strategic plan will focus not only on microbial contamination, but on the full range of issues and actions necessary to ensure the safety of the food Americans eat. The plan will be used to set priorities, improve coordination and efficiency, identify gaps in the current system, and enhance and strengthen prevention strategies.

Food Safety Budget

Q: What did the President ask for in the FY 1999 Budget request with respect to food safety?

A: The FY 1999 Budget included a \$101 million increase over the FY 1998 level for the Administration's inter-agency food safety initiative. Of this total amount, \$25 million would finance FDA's improved capability to ensure the safety of imported foods and \$5 million would permit the Centers for Disease Control (CDC) to assist state health departments to detect foodborne diseases and to improve foodborne disease surveillance. Another \$24 million of the Initiative would go towards: developing rapid tests for the detection of pathogens; improving slaughter and processing systems to avoid contamination of food products; and establishing baseline data to better assess the risk of contamination in the US food supply. In addition, \$7.8 million would be used to expand consumer education initiatives, especially for high risk populations (the elderly and children).

Q: What is the status of the Food Safety Initiative in the FY 1999 Appropriation bills?

A: So far, Congress has failed to provide full funding of the Administration's food safety initiative. The Senate Appropriations Committee provided only about \$3 million for these efforts, but the full Senate voted by a large bipartisan majority for an amendment offered by Senator Harkin to provide an additional \$66 million. Senator Harkin's amendment required USDA's tobacco program administrative costs to be partially funded by the tobacco industry, and used the savings as the major offset for the cost of expanded food safety programs for both USDA and FDA. The House-passed Agriculture Appropriations bill would provide only \$16.8 million of the requested increase: \$7 million for FDA imported food safety and \$9.8 million for USDA activities. The Administration will continue to work with the conference committee members to urge them to provide full funding for the food safety initiative. The House Labor-HHS Appropriations Committee has approved the \$5 million food safety request for CDC.

Q: Is all of the \$101 million that the President asked for necessary for food safety?

A: Without additional funding for the Food Safety Initiative, the federal food safety agencies will not be able fully to develop appropriate response, prevention, and control strategies for reducing the level of food-borne illness in the United States.

In addition to the funding requested to strengthen FDA's import inspection and expand USDA's and FDA's research and education activities, funding is requested to continue to improve FDA's food safety infrastructure, as started in the FY 1998 Food Safety Initiative. Also, significant resources are targeted to strengthening both USDA's and FDA's risk assessment capabilities. Risk assessment is important in helping to identify foods and processes that are most likely to lead to food-borne illness. Finally, funding is requested to expand the USDA's and HHS's ability to identify and track food-borne illnesses.

Legislative Proposals

Q: What is Clinton Administration's FDA import legislation?

A: The Administration called on Congress to pass food safety legislation, introduced by Senators Milkulski and Kennedy and Reps. Eshoo and Pallone, that gives the FDA greater authority over imported foods. This legislation will ensure that the FDA halts imports of fruits, vegetables, and other food products that do not meet U.S. food safety requirements or that come from countries that do not provide the same level of protection as is required for U.S. products. The legislation also enables the FDA to halt imports from a country or facility that refuses to allow FDA inspections. This legislation gives

FDA authority that is similar to USDA's existing authority to prevent the importation of unsafe meat and poultry.

Q: What is the Clinton Administration's USDA mandatory recall/civil penalties legislation?

A: The Clinton Administration called on Congress to pass the Food Safety Enforcement Enhancement Act, sponsored by Senators Harkin, Daschle, Johnson, and Leahy, which gives USDA the ability to assess civil fines and to order mandatory recalls of unsafe meat and poultry products. Currently, the USDA can respond to food safety violations only by bringing criminal actions or withdrawing inspections; all recalls are done on a voluntary basis and no civil penalties are available. This new legislation will give USDA additional enforcement tools to enhance food safety.

Q: Aren't these legislative proposals essentially dead? Has Congress moved on them at all?

A: These proposals are not dead. The Administration is working with members to try to get these vital pieces of legislation passed and expects the Congressional sponsors of these measures to raise the bills on the House and Senate floors. We hope that the NAS report provides an additional spur to Congressional action.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:24-AUG-1998 11:54:46.00

SUBJECT: draft drunk driving statement

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:

A little long, but here it is.

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

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D50]MAIL479030630.226 to ASCII,
The following is a HEX DUMP:

FF57504370040000010A02010000000205000000510B000000020000183C29FCE3BBA3716AA74D
97A8F6380FBD563811404AB62F00A694CEE3D8F4A48D75CC53A0F1D7284AD887A77F89890E6F9C
F20DEC1D2660E6C309A0966E79B61A268136FF8484735755E60D533210971CCF78E0931182CC41
99B2F73F54F4CB329469DF312293B573453E0B8B741EF91DDF3D782673751C3209199A03B2E72B

STATEMENT OF THE PRESIDENT

Today's data released by the Transportation Department brings encouraging news on our efforts to protect all Americans from drunk drivers. Last year, the number of people killed in alcohol-related crashes dropped to an all-time low, representing a decline of over a third since 1982. For the first time since we started keeping track in 1975, drunk driving deaths accounted for less than 40 percent of all traffic deaths. A decade ago, few people thought we would ever be able to lower drunk driving simply by strengthening our laws, toughening enforcement, and raising public awareness. But we took on the drunk drivers and we are winning. Thirteen years ago, we raised the national drinking age to 21. Three years ago, I fought for and signed legislation to help ensure zero tolerance for underage drinking and driving. And today's data shows that zero tolerance is working: in 1997, alcohol-related fatalities among 16 to 20 year-olds dropped by 5%.

But there is more for us to do. We could help save even more lives by passing a tough national standard of impaired driving at .08 blood alcohol content (BAC) -- and I continue to challenge the Congress to enact this life-saving measure. If we work together, we can spare thousands of families from the grief and anger of losing a loved one to a preventable drunk driving crash, and make our roads, highways, and communities safer for all Americans.

Automated Records Management System
Hex-Dump Conversion

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:24-AUG-1998 14:46:12.00

SUBJECT: Smoking moms pass carcinogens on to their fetuses.

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: Jeanne Lambrew (CN=Jeanne Lambrew/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

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

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

TEXT:

We should continue to look for opportunities to call attention to the risks smoking/nicotine causes fetuses. You may have seen news stories about a new study presenting the first direct evidence that a carcinogen is transmitted from pregnant women who smoke to their fetuses (press release attached). Recently another study linked maternal nicotine consumption to specific harmful brain changes in the developing fetus. I envision a two prong strategy: 1) a high profile public education campaign about the risks smoking/nicotine causes fetuses; 2) use WIC and other appropriate programs to help pregnant women avoid smoking/nicotine.

Study Shows Mothers Who Smoke During Pregnancy Transmit
Cancer-Causing Substances To Newborns

BOSTON, Aug. 24 -- The first direct evidence that a tobacco-specific cancer-causing substance is transmitted to developing fetuses when a pregnant woman smokes was revealed here today, at a national meeting of the American Chemical Society, the world's largest scientific society. The University of Minnesota Cancer Center scientist who conducted the study called the finding "an unacceptable risk."

Some 61% of smoking women who become pregnant do not quit smoking during pregnancy, according to a study published in the American Journal of Public Health (May 1990, Vol. 80, No. 5, pp. 541-544).

In a first-of-its-kind study, Stephen S. Hecht, Ph.D., found by-products of the nicotine-derived chemical NNK in the first urine of babies born to smoking mothers. NNK is unique to tobacco and is one of the strongest carcinogens in tobacco smoke. This study suggests it is not only taken in, but processed by the fetus, Hecht said.

Leslie L. Robison, Ph.D., who coordinates epidemiological studies nationwide for the Children's Cancer Group and is the Associate Director for Population Sciences at the University of Minnesota Cancer Center, says studies on smoking during pregnancy have been inconclusive regarding childhood cancer. But he says, "to identify the carcinogens in the urine of a newborn is a major documentation of the potential role and the transmission of those compounds" that should give epidemiologists greater incentive for further study.

Blinded samples of the first urine from 48 babies, both from smoking and non-smoking mothers, were sent to Hecht by collaborators in Germany*. Using a customized gas chromatography system, Hecht's laboratory found no NNK-metabolites in newborns of non-smokers but detected them in 22 of 31 samples from newborns whose mothers smoked during pregnancy.

"The results demonstrate that uptake of NNK by non-smokers begins before birth," says Hecht. He says this is particularly significant because most women who smoke during pregnancy continue to smoke afterward, exposing their children to this carcinogen for many years.

Levels of NNK by-products in the babies were about 10% as great as in the urine of adult smokers. Hecht says this is "substantial when one considers that exposure of the developing fetus to NNK would have taken place throughout pregnancy."

Last year Hecht reported the first evidence that NNK is found in non-smoking adults exposed to secondhand smoke in the workplace.

Poster TOXI 32, Mon., Aug. 24, 8:30 a.m., Marriott Copley Place, University of Massachusetts Room, Exhibit Hall, 3rd Floor.

*Gerd M. Lackman, M.D.; Zentrum f?r Kinderheilkunde, Heinrich-Heine-Universit?t, D?sseldorf, Germany

Ulrich Salzberger and Uwe T?llner; Klinik f?r Kinder- und Jugendmedizin Städtisches Klinikum, Fulda, Germany

###

A nonprofit organization with a membership of more than 155,000 chemists and chemical engineers as its members, the American Chemical Society publishes scientific journals and databases, convenes major research conferences, and provides educational, science policy and career programs in chemistry. Its main offices are in

Washington, D.C., and Columbus, Ohio.

###

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Amy W. Tobe (CN=Amy W. Tobe/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:24-AUG-1998 17:26:54.00

SUBJECT: EO on Food Safety

TO: BUDIG_N (BUDIG_N @ A1 @ CD @ VAXGTWY [UNKNOWN]) (NSC)
READ:UNKNOWN

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

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

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

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

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

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

TO: Megan C. Moloney (CN=Megan C. Moloney/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

TO: Julie E. Mason (CN=Julie E. Mason/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: Jason H. Schechter (CN=Jason H. Schechter/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

TO: CROWLEY_P (CROWLEY_P @ A1@CD@LNGTWY [UNKNOWN]) (NSC)
READ:UNKNOWN

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

TO: WOZNIAK_N (WOZNIAK_N @ A1@CD@LNGTWY [UNKNOWN]) (NSC)
READ:UNKNOWN

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

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

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

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

TEXT:

Here is the plan for Tuesday: we will put out paper from the Vineyard and BT will mention it at his briefing tomorrow. Tom Amontree & Lori Boeder are working on a press briefing for Glickman & Shalala at either HHS or AG tomorrow after BT briefs.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Todd A. Summers (CN=Todd A. Summers/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:24-AUG-1998 11:01:28.00

SUBJECT: Update on CBC and AIDS

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

TEXT:
FYI.

----- Forwarded by Todd A. Summers/OPD/EOP on 08/24/98
11:00 AM -----

Todd A. Summers
08/24/98 11:00:41 AM

Record Type: Record

To: Maria Echaveste/WHO/EOP, Minyon Moore/WHO/EOP, Christopher C.
Jennings/OPD/EOP
cc: Sandra Thurman/OPD/EOP, Sarah A. Bianchi/OPD/EOP, Robert B.
Johnson/WHO/EOP
Subject: Update on CBC and AIDS

I got a message this morning from Mary Beth Donohue, COS at HHS. I believe that either she or Kevin has spoken with Maria and Minyon but I wanted to relate what she told me to make sure we're on the same page.

HHS will be meeting with CBC members' staff within the next week to get a response to their proposals for FY98 and FY99. Rep. Stokes has been meeting with community organizations and staff over the past few weeks, and is expected to provide some response to the HHS proposal as well as some additional ideas.

Sec. Shalala and SG Satcher are expected to meet on or about 9/11 with Reps. Stokes, Waters, and Green (Congressional Hispanic Caucus) to discuss the proposal more formally.

I shared with Mary Beth last week some concern that what HHS has been hearing from CBC staff ("you're on the right road") and what staff and Members are saying ("what we're seeing isn't sufficient") are not in sync. They're aware of some of that. I said that the longer this goes on unresolved the more opportunity there is to criticize the Administration, even if delays in resolution are out of our hands.

Let me know if you have any questions.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Michele Cavataio (CN=Michele Cavataio/OU=PIR/O=EOP [PIR])

CREATION DATE/TIME:24-AUG-1998 15:58:45.00

SUBJECT: Chapter on Accomplishments

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

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

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

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

CC: "Christopher Edley, Jr." <edley ("Christopher Edley, Jr." <edley @ law.harvard.
READ:UNKNOWN

TEXT:

Chris and I were hoping to get some feedback from you on the attached memo which proposes a format for the accomplishments chapter in the President's book on race. We hope that our next step will be to meet with Michael Waldman and others to flesh out the themes.

Thanks.===== ATTACHMENT 1 =====

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D7]MAIL457902637.226 to ASCII,
The following is a HEX DUMP:

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March 29, 2010

**THE PRESIDENT'S REPORT ON RACE
CHAPTER ON ADMINISTRATION ACCOMPLISHMENTS**

Goals

1. Convey Administration's key principles (e.g. opportunity, responsibility, community, etc.) and describe successes, occasional missteps, and hard choices in carrying them out.
2. Use this chapter to tell a compelling story rather than provide a comprehensive list of every accomplishment. Resist making every Administration accomplishment a race accomplishment.
3. Act as a bridge between chapters on our past history and our future direction. Organizing themes need to be consistent with chapters which precede and follow.
4. Be honest rather than excessively celebratory.
5. Show the right level of detail without being boring.

Organization of Chapter

This chapter would be organized chronologically by looking at the key themes of the Clinton Administration beginning with the campaign and following each year in office. For each year or logical period of time, we would describe the values that were at the core of the policy-making decisions, such as opportunity, responsibility, and community. We would also examine the key struggles and hard choices made, especially those which have an impact on race issues. Finally, we will describe the outcomes of the policy decisions and how they affect race issues. Resource documents will include State of the Union addresses and supporting documents, speeches, DPC/NEC accomplishments documents, and personal interviews with staff.

Personal Stories

In addition to the historical narrative, this chapter could contain some short anecdotes, set off in separate boxes, of people or organizations whose lives were transformed by Clinton Administration policies and initiatives. For example, one story might describe a revitalized urban community which was turned around by a series of policies such as Empowerment Zones and increased lending to minority businesses. Another story might describe a high school with a large Latino population which has benefited by increased Title I funding, bilingual education programs, after school initiatives, and school to work programs. A third story might describe a middle class family's search for housing and the increasing opportunities for home ownership made available by Administration policies. A fourth story might describe a mother's chance to get off welfare, obtain job training, and start a new job.

Content Issues

1. *Bipartisanship*. This should not be simply a self-congratulatory document. Rather it should include a discussion of difficult issues and of successes and failures. It is important to appeal to a bipartisan audience so all of America is interested in the issue or at least in the document. We might consider a report on the *nation's* accomplishments rather than solely

the President's accomplishments.

2. *Role of government.* The chapter should discuss the role of government in addressing races issues
3. *Macro policies.* We will need to decide whether to include macro policies such as the impact of economic growth on race issues.
4. *Race-neutral policies.* Should we include policies which are intended to be race neutral but which have a disproportionate impact on minorities, whether negative or positive, in areas where disparities exist? Policies of this type would include: the EITC, minimum wage increases, increased funding for Head Start.
5. *Race-targeted policies.* It seems obvious that we would include policies that are specifically- designed to assist minority groups. This might include policies such as the Hispanic Education Initiative, loans to minority businesses, eliminating ethnic health disparities, etc.

Research Outline

For each year, examine:

- a. key values promoted
- b. tough struggles, especially related to race
- c. outcomes

Campaign:

Year 1:

Year 2:

Year 3:

Year 4:

Election themes and promises:

Year 5:

Year 6:

Year 7:

Year 8:

Automated Records Management System

Hex-Dump Conversion

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-AUG-1998 20:47:03.00

SUBJECT: Thursday event update

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Event Update: As of this afternoon, the speaking program looks long, primarily due to the number of electeds who want to participate. The feeling in the communications meeting was that in this instance, longer might actually be better. The order hasn't yet been worked out, except for the Mayor who will open, and the parent/teacher who will introduce the President. Here's what it looks like so far:

Speaking Program

1. Worcester Mayor Raymond Moriano
2. Representative McGovern
3. Worcester Police Chief Ed Gardella*
4. Senator Kennedy
5. Lt. Governor Kathleen Kennedy-Townsend*
6. Police Corps Grad*
7. Teacher/Parent
8. POTUS

As of tonight, Kennedy-Townsend is an unlikely, and Senator Kerry is very unlikely. Between the Police Chief and the Police Corps grad, one may get pulled. I would prefer to have the chief, since he is a really strong supporter -- but the Police Corps grad would be good too. Everyone except for the parent/teacher (teacher who is hopefully also a parent) has been identified and is available. Mike is working with NEA to get a teacher, and leg affairs is working with McGovern on it too.

With regard to the site, they have selected Mechanics Hall, otherwise known as the Great Hall in Worcester. They are trying to get about 1,300 people at the event -- which I figure to be almost 10% of the city population!

Paper: I've attached a revised one-pager on the event. Gore's folks asked to include the bullet on his school safety event in California. I will be forwarding Q&A and the briefing tomorrow.

I think we will be reviewing the speaking program in the morning. Let me know if you have any questions or thoughts on any part of this.

Thanks.

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D23]MAIL41473373H.226 to ASCII,
The following is a HEX DUMP:

FF57504336050000010A020100000000205000000DD1A0000000200008C75A64057CB9ADE3AFF07
AA01D2352B0E8267F53450387EAD33EE074D5BCC7CEB19F5FC0C07DD29D2292D60B23EEF726107

Keeping Our Schools and Streets Safe
August 27, 1998

In Worcester, today President Clinton will make announcements to support law enforcement and help make our schools safer. He will announce: (1) the release by the Departments of Justice and Education of an Early Warning Guide for teachers and principals to help identify and respond to violence in schools; and (2) the availability of \$30 million for states to provide college scholarships to aspiring law enforcement officers in return for a commitment of service.

Helping Schools Prevent and Respond to Violence

- Giving teachers and principals needed tools. Schools are among the safest places our children can be. Nonetheless, last year's tragic and sudden acts of violence in a number of schools remind us that no community can afford to be complacent when it comes to protecting its children. In response to the tragic loss of life and injuries at Thurston High School in Springfield, Oregon, in his June 13 radio address, President Clinton directed the Secretary of Education and the Attorney General to develop a guide to help teachers, principals, and parents respond to the early warning signs of troubled youth that can lead to school violence.

Today, the guide will be posted on the Education Department Website, and on September 1, a copy will be sent to every school in the country. The guide, based on research and experience in schools around the country, gives school communities information on how to:

(1) Identify the early warning signs that relate to violence and other behaviors, including a list of specific signs to look for in troubled youth, such as: uncontrolled anger; patterns of impulsive and chronic hitting, intimidating, and bullying; detailed and specific threats to use violence; gang affiliations; feelings of persecution; and past history of violent and aggressive behaviors such as cruelty to animals or fire setting. Trained staff can use these early warning signs, together with knowledge about students and their circumstances, to determine when to seek help for individual students and to prevent violence.

(2) Take action steps to prevent violence, intervene and get help for troubled children, and respond to school violence when it is imminent or has occurred. The guide instructs schools how to develop a violence prevention and response plan and form a school-based team to oversee the plan's implementation. It provides a crisis procedure checklist, a step-by-step plan to follow once sudden violence occurs. The guide also lists actions students can take -- such as listening to troubled friends, involving trusted adults, and asking law enforcement to conduct school safety audits -- to help create safer schools.

- Talking to communities about school safety. Today in San Francisco, Vice President and Mrs. Gore will visit Lincoln High School and hold a listening session on school safety with parents, local law enforcement, and community leaders and discuss the steps we can all take to make our schools safer and our children more secure. This session, and others held by administration officials around the country, will help the President and Vice President to prepare for the upcoming White House Conference on School Safety this October 15th.

Advancing the Education and Training of New Community Police Officers

- Police Corps: scholarships for service. The President will announce the availability of a total of \$30 million for 23 states to encourage young people to become law enforcement officers through college scholarships. The Police Corps provides educational assistance of up to \$7,500 per year for four years for students who agree to serve on a state or local police force for an equal length of time. Police Corps also provides policing agencies \$10,000 per participant for each year of required service.
- Expanding Police Corps to 23 states. Six new states will participate in Police Corps and will receive \$14.3 million to award scholarships for 330 students -- which will bring the total number of students funded by Police Corps to over 1,000. The remaining funds will support the ongoing expenses of Police Corps participants already approved to date. In all, 23 states will participate in Police Corps: AR, CO, CN, FL, GA, IN, IL, KY, MA, MD, MI, MS, MO, NV, NM, NC, OH, OR, OK, SC, TX, UT, WA and the Virgin Islands.

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RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Amy W. Tobe (CN=Amy W. Tobe/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:25-AUG-1998 13:44:50.00

SUBJECT: Food Safety

TO: Sara M. Latham (CN=Sara M. Latham/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: Julia M. Payne (CN=Julia M. Payne/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: Laura Emmett (CN=Laura Emmett/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: Michelle Crisci (CN=Michelle Crisci/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

According to USDA, all questions at the event were on the Food Safety announcement. They had over ten cameras and great attendance. Thanks to all!

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-AUG-1998 17:42:16.00

SUBJECT: Kay Bailey Hutchinson single sex schools amendment

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 had a meeting with ED and Justice staff (Rob Weiner was also there for part of it) to consider how to respond to the Hutchinson amendment that would permit school districts to use ESEA Title VI funds for the purpose of establishing single sex schools, by "clarifying" that title IX does not prohibit the use of these funds for single sex schools or classes, as long as comparable opportunities are provided to students of both genders.

Hutchinson's office has asked for ED's views on her amendment by this Thursday.

Here is where we ended up:

1. We will indicate to Hutchinson that we support the goal of permitting single sex schools and classrooms, but do not support her amendment, because:

It's unnecessary. ED's Title IX regs already recognize that single sex schools are permissible, as long as there are comparable opportunities. ED is working on new regs, to be issued in the Fall, that will also indicate that single sex classrooms are also acceptable under Title IX (ED previously believed that they were not). Since all Hutchinson's amendment does is say that single sex is permissible if there are comparable opportunities, ED is taking care of this administratively.

It will create confusion rather than clarity at the local level. Because the amendment centers on the use of Title VI funds, in its current form it would create confusion about whether single sex schools funded from other sources are also subject to the same interpretation of Title IX.

2. Art Coleman is drafting some talking points on this, which could also form the basis of a SAP if needed. These will be worded carefully enough to leave us room to propose or support legislation down the road if we decide we want to. ED and Justice understand that you and Chuck Ruff must have a shot at this before anything is finalized.

Here is why we ended up with this position:

There are significant downsides to proposing real improvements in the Hutchinson bill. The Hutchinson language is quite vague--it leaves the definition of "comparable opportunity" up to the Secretary, and therefore doesn't really create any greater clarity than current law and (soon to be revised) regulations. If we really want to provide greater clarity and reassurance to local communities on this issue through legislation, the most effective way would be to amend Title IX itself. ED had proposed language to do this, but nobody, including ED, thinks it is a good idea to propose amending Title IX, certainly not now. And we do not want to say anything to Hutchinson that will lead her in this direction.

We don't want to support riders to the appropriations bill in any event--and neither does Spector. Even if we liked the bill as drafted, we would

argue that this is not the right time or bill to which a single-sex schools amendment should be attached. But we don't want to see it on any other bill either.

While our policy position is in favor of single sex schools, this is not the position that a number of our friends support. This doesn't seem to be the time to start a battle on this issue.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-AUG-1998 16:14:31.00

SUBJECT: Tobacco

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

READ:UNKNOWN

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

READ:UNKNOWN

CC: Cynthia Dailard (CN=Cynthia Dailard/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Secretry Glickman goes to North Carolina Thursday and asked if there was anything special on tobacco he should be saying. He'll likely get asked about the issue. Are there any new Q and A we should be passing him re:4th circuit or the status of new legislation?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Phillip Caplan (CN=Phillip Caplan/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:25-AUG-1998 10:23:07.00

SUBJECT: The President's trip to Worcester, MA

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

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

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

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

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

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

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

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

TO: Dorian V. Weaver (CN=Dorian V. Weaver/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: Beth A. Viola (CN=Beth A. Viola/OU=CEQ/O=EOP @ EOP [CEQ])
READ:UNKNOWN

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

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

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

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

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

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

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

READ:UNKNOWN

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

TO: Elizabeth R. Newman (CN=Elizabeth R. Newman/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: Linda L. Moore (CN=Linda L. Moore/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: Ann F. Lewis (CN=Ann F. Lewis/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

TO: Cynthia M. Jasso-Rotunno (CN=Cynthia M. Jasso-Rotunno/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

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

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

READ:UNKNOWN

TO: Julianne B. Corbett (CN=Julianne B. Corbett/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: Jon P. Jennings (CN=Jon P. Jennings/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Cecily C. Williams (CN=Cecily C. Williams/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: Christopher Wayne (CN=Christopher Wayne/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

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

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

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

TO: Michael Cohen (CN=Michael Cohen/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: Debra D. Bird (CN=Debra D. Bird/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

TO: Kris M Balderston (CN=Kris M Balderston/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

Barbara A. Barclay (CN=Barbara A. Barclay/OU=WHO/O=EOP [WHO])
READ:UNKNOWN

Carolyn E. Cleveland (CN=Carolyn E. Cleveland/OU=WHO/O=EOP [WHO])
READ:UNKNOWN

TEXT:

The President will travel from Martha's Vineyard to Worcester on Thursday, August 27 for a crime event.

Briefing book deadline is Wednesday, August 26 for all material.

- Event Memo - DPC
- Political Background
- CEQ Hot Issues
- Cabinet Affairs Hot Issues
- Accomplishments

Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-AUG-1998 16:32:00.00

SUBJECT: Battered women and public charge

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Elena,

I received a memo a few weeks ago from AYUDA (advocates for battered immigrant women and abused immigrant children) re: battered women and public charge. AYUDA wants the INS to issue guidance (and possibly a regulation) that clarifies that battered immigrant women and children who qualify for relief under the Violence Against Women Act (VAWA) are exempt from the "public charge" ground of inadmissibility.

In short, the 1996 Immigration Act provided that VAWA self-petitioners (even those who are here illegally) would be considered "qualified aliens" for purposes of their access to public benefits. Thus, they are eligible to receive food stamps, Medicaid, TANF, etc. -- essentially all benefits that they could receive as lawful permanent residents. At the same time, however, the INA generally requires an assessment of whether a person requesting "admission" (which includes adjustment of status) is a "public charge" (as you know, we are in the midst of making a final determination as to which benefits should be considered in the public charge analysis generally).

According to AYUDA, the best interpretation of the INA is that battered immigrants with an approved VAWA self-petition are exempt from the public charge provision; however, they think that there is some confusion within the battered immigrant community about this question. INS, as a preliminary matter, agrees that VAWA self-petitioners are exempt. To be sure, INS is going to ask its General Counsel (at INS) to review the question and will let us know. If this is the correct interpretation, we could include this guidance as part of the general public charge guidance.

julie

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-AUG-1998 11:15:07.00

SUBJECT: Press Release from Safe Food Coalition Praises Administration

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

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

TEXT:

I just faxed you the press release from the Safe Food Coalition, which praises the Administration and says the Administration has "done an excellent job in raising the public policy profile of food safety issues"

Also I talked to S.T.O.P. and they were very enthusiastic about the Council

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-AUG-1998 12:31:46.00

SUBJECT: School Safety Conference Program Planning meeting -- Wednesday, Aug. 26 at

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

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

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

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

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

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

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

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

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

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

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

TO: Minyon Moore (CN=Minyon Moore/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

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

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

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

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

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

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

TEXT:

This meeting will focus on a review of program ideas with our team of communications experts.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-AUG-1998 17:35:45.00

SUBJECT: Race report -- accomplishments chapter

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,

I spoke with Michele Cavataio about the chapter on Administration accomplishments for the President's report. Michele has forwarded to me her proposal for how to organize the chapter. The idea is to organize it according to themes of the Administration and use specific policy accomplishments (over the last 5 1/2 years) to illustrate these themes. Edley has also asked Paul W. to review the proposal and to think about identifying themes. Edley also wants this chapter to include discussions of how various policy initiatives were developed and the tensions presented by some of the choices.

It is unclear precisely how this will develop, but Michele and Edley have suggested that we (including other WH folks, like Michele Waldman) should work to identify themes and policies to discuss and use to illustrate those themes. Michele can then take the lead (as Chris's staff person) in turning this into text. I have suggested that she and I (and perhaps Edley and Paul) meet to discuss the particulars of this early next week.

julie

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Leslie Bernstein (CN=Leslie Bernstein/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:25-AUG-1998 11:25:24.00

SUBJECT: I-200

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

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

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

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

TO: Michelle R. Waldron (CN=Michelle R. Waldron/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

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

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

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

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

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

TEXT:

Maria would like to have a meeting on I-200 Thursday at 11am.

I'll send out a room notice/reminder a later in the week.

Thanks!

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-AUG-1998 14:44:00.00

SUBJECT: Food Safety

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

1. Mary and I went over to the press conference, it looked fine-- 10 cameras including the three networks. I think the story will have trouble breaking through.

2. Today's WP Fed page has a leaked internal USDA memo opposing country of origin labeling. Glickman reportedly feels this was a calculated internal leak to lock him into this position. That bothers him and to push back, at the press conference he made a point of saying he is going to try and find a way to get something on labeling done. This is the best hope for this -- getting him to move his internal and trade bureaucracies. USDA will talk to Senator Johnson (the sponsor) and see if we can't come up with something.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-AUG-1998 15:20:36.00

SUBJECT: Equal Pay MOU

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

READ:UNKNOWN

TEXT:

FYI- Just a quick update on the Equal Pay MOU -- It is now at OMB after clearing the Department of Labor's vetting process. It has not been voted on by the EEOC. OMB is holding it until we get over some of our appropriations and confirmation hurdles.

There has been one slight problem in that Shirley Wilcher from OFCCP talked to a reporter for the Daily Labor Report about the MOU being sent over to OMB. This could cause problems on the Hill because it looks like the White House is going ahead with the MOU regardless of what folks on the Hill think. We are going to have a conference call tomorrow with our legis affairs (Broderick Johnson) and DOL and EEOC. Broderick thinks we probably should give some folks on the Hill a heads up on the article before Congress is back in session in order to ameliorate any potential backlash. I will keep you updated.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-AUG-1998 17:37:11.00

SUBJECT: Race report -- accomplishments

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

READ:UNKNOWN

TEXT:

FYI

----- Forwarded by Julie A. Fernandes/OPD/EOP on 08/25/98
05:55 PM -----

Michele Cavataio

08/25/98 05:22:37 PM

Record Type: Record

To: Julie A. Fernandes/OPD/EOP

cc: Paul J. Weinstein Jr./OPD/EOP

Subject: memo

Here's the memo on the accomplishment's chapter that Chris mentioned to you.

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

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D14]MAIL43187273U.226 to ASCII,
The following is a HEX DUMP:

FF575043D70E0000010A02010000000205000000B32C000000020000CC92FD4F513DAE511EEAEF
711CCBCF0432FB55C8D63E0B790CF86A15A3F3C949C74A94F9FD0132D378AB00E063BCF1E17F32
AA7A5CB10849D28C4E0DA6DFB3457FF56D210A273F6DE7A7A7B5DCAD713B8E747B01CE3CA8A8A3

March 29, 2010

**THE PRESIDENT'S REPORT ON RACE
CHAPTER ON ADMINISTRATION ACCOMPLISHMENTS**

Goals

1. Convey Administration's key principles (e.g. opportunity, responsibility, community, etc.) and describe successes, occasional missteps, and hard choices in carrying them out.
2. Use this chapter to tell a compelling story rather than provide a comprehensive list of every accomplishment. Resist making every Administration accomplishment a race accomplishment.
3. Act as a bridge between chapters on our past history and our future direction. Organizing themes need to be consistent with chapters which precede and follow.
4. Be honest rather than excessively celebratory.
5. Show the right level of detail without being boring.

Organization of Chapter

This chapter would be organized chronologically by looking at the key themes of the Clinton Administration beginning with the campaign and following each year in office. For each year or logical period of time, we would describe the values that were at the core of the policy-making decisions, such as opportunity, responsibility, and community. We would also examine the key struggles and hard choices made, especially those which have an impact on race issues. Finally, we will describe the outcomes of the policy decisions and how they affect race issues. Resource documents will include State of the Union addresses and supporting documents, speeches, DPC/NEC accomplishments documents, and personal interviews with staff.

Personal Stories

In addition to the historical narrative, this chapter could contain some short anecdotes, set off in separate boxes, of people or organizations whose lives were transformed by Clinton Administration policies and initiatives. For example, one story might describe a revitalized urban community which was turned around by a series of policies such as Empowerment Zones and increased lending to minority businesses. Another story might describe a high school with a large Latino population which has benefited by increased Title I funding, bilingual education programs, after school initiatives, and school to work programs. A third story might describe a middle class family's search for housing and the increasing opportunities for home ownership made available by Administration policies. A fourth story might describe a mother's chance to get off welfare, obtain job training, and start a new job.

Content Issues

1. *Bipartisanship*. This should not be simply a self-congratulatory document. Rather it should include a discussion of difficult issues and of successes and failures. It is important to appeal to a bipartisan audience so all of America is interested in the issue or at least in the document. We might consider a report on the *nation's* accomplishments rather than solely

the President's accomplishments.

2. *Role of government.* The chapter should discuss the role of government in addressing races issues
3. *Macro policies.* We will need to decide whether to include macro policies such as the impact of economic growth on race issues.
4. *Race-neutral policies.* Should we include policies which are intended to be race neutral but which have a disproportionate impact on minorities, whether negative or positive, in areas where disparities exist? Policies of this type would include: the EITC, minimum wage increases, increased funding for Head Start.
5. *Race-targeted policies.* It seems obvious that we would include policies that are specifically- designed to assist minority groups. This might include policies such as the Hispanic Education Initiative, loans to minority businesses, eliminating ethnic health disparities, etc.

Research Outline

For each year, examine:

- a. key values promoted
- b. tough struggles, especially related to race
- c. outcomes

Campaign:

Year 1:

Year 2:

Year 3:

Year 4:

Election themes and promises:

Year 5:

Year 6:

Year 7:

Year 8: