

NLWJC - KAGAN

EMAILS RECEIVED

ARMS - BOX 037 - FOLDER -012

[09/18/1998]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-SEP-1998 16:53:15.00

SUBJECT: DPC TEAM LEADERS MEETING

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

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

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

TO: Mary L. Smith (CN=Mary L. Smith/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: Cynthia A. Rice (CN=Cynthia A. Rice/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: Chantell S. Long (CN=Chantell S. Long/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

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

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

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

TO: Cynthia Dailard (CN=Cynthia Dailard/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: WEINSTEIN_P@A1@CD@VAXGTWY (WEINSTEIN_P@A1@CD@VAXGTWY @ VAXGTWY [UNKNOWN]) (O
READ:UNKNOWN

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

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

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

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

READ:UNKNOWN

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

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

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

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

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

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

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

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

TEXT:

THE DPC TEAM LEADERS MEETING FOR NEXT WEEK WILL BE HELD TUESDAY, SEPT.
22, AT 9:15 A.M. THERE WILL BE NO DPC STAFF MEETING ON TUESDAY.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Sean P. Maloney (CN=Sean P. Maloney/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:18-SEP-1998 11:54:34.00

SUBJECT: Weekly Reports

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

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

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

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

TO: Lael Brainard (CN=Lael Brainard/OU=CEA/O=EOP @ EOP [CEA])
READ:UNKNOWN

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

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

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

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

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

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

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

CC: Christopher J. Lavery (CN=Christopher J. Lavery/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

READ:UNKNOWN

CC: Melissa G. Green (CN=Melissa G. Green/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

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

David R. Goodfriend (CN=David R. Goodfriend/OU=WHO/O=EOP [WHO])
READ:UNKNOWN

TEXT:

Because of the President's travel/weekend schedule, we'd like to ask that all offices submit weekly reports before tomorrow morning (i.e., sometime this evening) so that the President can have time to see them early tomorrow. Thanks for your help; please let me know if this'll be a problem.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Michael J. Sorrell (CN=Michael J. Sorrell/OU=PIR/O=EOP [PIR])

CREATION DATE/TIME:18-SEP-1998 17:31:06.00

SUBJECT:

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

TO: Oliver G. McGee (CN=Oliver G. McGee/OU=OSTP/O=EOP @ EOP [OSTP])
READ:UNKNOWN

TO: Chandler G. Spaulding (CN=Chandler G. Spaulding/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: Michael Waldman (CN=Michael Waldman/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: Bob J. Nash (CN=Bob J. Nash/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: Mona G. Mohib (CN=Mona G. Mohib/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

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

READ:UNKNOWN

TO: Maria Echaveste (CN=Maria Echaveste/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: Phillip Caplan (CN=Phillip Caplan/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: Janet Murguia (CN=Janet Murguia/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: Emil E. Parker (CN=Emil E. Parker/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

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

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

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

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

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

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

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

READ:UNKNOWN

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

TEXT:

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D76]MAIL41412316V.226 to ASCII,
The following is a HEX DUMP:

FF5750434C050000010A02010000000205000000A60F00000002000007BF73271E192BD92F8AF0E
EEB0685FE35E9F3B450CD3D42D855EA2858A9F04BD502EFE325F554B110AFBB21664A62510ACCC

MEMORANDUM TO THE PRESIDENT

FROM: JUDITH A. WINSTON

THROUGH: ERSKINE BOWLES
MARIA ECHAVESTE

DATE: SEPTEMBER 18, 1998

SUBJECT: PRESIDENT'S INITIATIVE ON RACE WEEKLY REPORT
SEPTEMBER 12 - SEPTEMBER 18

ADVISORY BOARD ACTIVITIES

The Culminating Event/Advisory Board Report. On September 18, the Advisory Board released its Report, *One America in the 21st Century: Forging a New Future (the President's Initiative on Race-- The Advisory Report to the President)*, at an event at the White House. The Report encapsulates the Board's experiences and impressions and includes all of the recommendations for action submitted by the Board to you following its formal meetings.

OFFICE OF THE EXECUTIVE DIRECTOR

Congressional Black Caucus. On September 17, Board members John Hope Franklin, Reverend Dr. Suzan Johnson Cook, Angela Oh and Governor Winter and I participated in a forum sponsored by Congresswomen Eleanor Holmes Norton. The forum consisted of the board recounting their personal experiences and fielding questions from the audience.

Initiative Transition. The Board's term ends September 30th. The work of the Initiative staff will now focus primarily on the writing of your book, the recruitment of leaders in the religious, corporate, education and faith communities and the planning of the National Academy of Sciences/National Research Council conference examining past and current trends among racial and ethnic groups in key areas.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-SEP-1998 09:58:14.00

SUBJECT: October Planning Mtg.

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

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

TEXT:

----- Forwarded by Cathy R. Mays/OPD/EOP on 09/18/98
09:58 AM -----

Dawn L. Smalls
09/18/98 09:48:06 AM
Record Type: Record

To: See the distribution list at the bottom of this message
cc: Sara M. Latham/WHO/EOP
Subject: October Planning Mtg.

There will be a small mtg in John's ofc today at 5:30.

Message Sent

To: _____
Leslie Bernstein/WHO/EOP
Marjorie Tarmey/WHO/EOP
Jeffrey A. Forbes/WHO/EOP
Jennifer M. Palmieri/WHO/EOP
Peter A. Weissman/OPD/EOP
Laura Emmett/WHO/EOP
Cathy R. Mays/OPD/EOP
Ruby Shamir/WHO/EOP
Lori L. Anderson/WHO/EOP
Jessica L. Gibson/WHO/EOP
Michelle Crisci/WHO/EOP
Paul E. Begala/WHO/EOP
Dominique L. Cano/WHO/EOP
Cathy L. Millison/NSC/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-SEP-1998 13:49:26.00

SUBJECT: Here are Welfare Ideas for October

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

----- Forwarded by Cynthia A. Rice/OPD/EOP on 09/18/98
01:43 PM -----

Andrea Kane
09/16/98 11:46:07 AM
Record Type: Record

To: Laura Emmett/WHO/EOP
cc: Cynthia A. Rice/OPD/EOP
Subject: Re: Reminder: New Event Ideas

Welfare Event Ideas:

Could announce TANF participation rates, along with latest caseload numbers, at a site visit that highlights welfare reform working well. Note that we don't know exactly when the participation rates will be ready (probably no earlier than later part of October) and the news may be mixed (a number of states may fail two-parent rates). After the new Census Bureau's Current Population Survey data becomes available 9/24, we will also be able to update the number of people who were on welfare in one year who were working in the following year (this number increased by nearly 30 percent between 1996 and 1997 -- as a result, 1.7 million adults on welfare in 1996 were working in March 1997. At the end of the month, we'll have March 1998 data).

The Partnership also has a low-profile event planned in Denver for 10/28 which we could probably build on. POTUS will be in Denver 10/20.

DOT plans to announce grant availability of Access to Jobs funds 10/7 -- this is a pretty small thing but we might be able to package with something else.

The WTW Competitive Grants we mentioned earlier will now not be ready until mid-November.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-SEP-1998 09:13:30.00

SUBJECT: I've registered a compliant with Melissa's shop about not giving us a head

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

READ:UNKNOWN

TO: Andrea Kane (CN=Andrea Kane/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:

on the CDC teen pregnancy data yesterday. They appear to have totally dropped the ball.

As you know HHS only gets a couple days notice from CDC on the MMWRs but since HHS had time to prepare a press release they had time to tell us about it. Anyway, sorry.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-SEP-1998 07:39:26.00

SUBJECT: Re: new draft of race speech; suggestions for cuts greatly appreciated

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

READ:UNKNOWN

TEXT:

You're right -- maybe I was trying to be too cute about shortening the draft. But since he will add anyway, I was aiming for a shorter starting place....

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Alissa K. Brown (CN=Alissa K. Brown/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:18-SEP-1998 14:45:38.00

SUBJECT: School Desegregation Mtg.

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

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

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

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

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

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

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

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

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

TEXT:

The following is a list of attendees for the Tuesday, Sept. 22nd School Desegregation Meeting to be held in room 472 of the OEOP:

Eddie Correia
Chuck Ruff
Maria Echaveste
Minyon Moore
Bill Yeomans
Tom Perez
Adina Kole
Norma Kantu
John Fry
Raymond Pierce
Janette Lim
Harry Carey-Gail Laster's office

Representative from Eva Plaza's office

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-SEP-1998 13:58:12.00

SUBJECT: Welfare Ideas Using Memo Format

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

READ:UNKNOWN

TEXT:

2. TANF Participation Events: Could announce TANF participation rates, along with latest caseload numbers, at a site visit that highlights welfare reform working well. Note that we don't know exactly when the participation rates will be ready (probably no earlier than later part of October) and the news may be mixed (a number of states may fail two-parent rates). After the new Census Bureau's Current Population Survey data becomes available 9/24, we will also be able to update the number of people who were on welfare in one year who were working in the following year (this number increased by nearly 30 percent between 1996 and 1997 -- as a result, 1.7 million adults on welfare in 1996 were working in March 1997. At the end of the month, we'll have March 1998 data).

3. Denver Event: The Partnership also has a low-profile event planned in Denver for 10/28 which we could probably build on. POTUS will be in Denver 10/20.

4. Access to Jobs: DOT plans to announce grant availability of Access to Jobs funds 10/7 -- this is a pretty small thing but we might be able to package with something else.

5. WTW Competitive Grants: The WTW Competitive Grants we mentioned earlier will now not be ready until mid-November.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-SEP-1998 14:38:25.00

SUBJECT: CBC Mtg

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

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

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

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

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

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

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

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

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

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

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

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

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

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

CC: Melissa G. Green (CN=Melissa G. Green/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TEXT:

FYI: On Thursday, September 24, the President is scheduled to meet with the Congressional Black Caucus. There are several issues, taken from the ten point placard for the CBC Legislative Conference, that they will likely raise with their meeting with the President. I would appreciate your assistance with background and talking points which our office will need to put together the President's briefing paper. Please provide a brief paragraph along with two or three talking points for the following issues by 12:00pm on Monday:

AIDS - Concerns of the devastating statistics among the African American community, the lack of action, and the need for a Public Health Emergency. (Sandy Thurman)

BLACK FARMERS - History of discrimination, complaint resolution of \$41 million, ongoing legal action. (Martha Foley)

EDUCATION - Public Education should be America's #1 priority, rehabilitation and construction of public schools, closing the gap in the computer age. (Broderick Johnson, Bob Shireman)

AFRICA and the CARIBBEAN - Aid and trade for Africa, support for democracy in Africa, the need for a strong Caribbean initiative. (Al Maldon, Gina Abercrombie)

DRUGS - prevention and education, needle exchange, rethinking incarceration (Jose Cerda).

CAPITAL FORMATION - Economics as the key to the future, access to capital, role of major financial institutions (Gene Sperling).

CENSUS - Sampling, history of the undercount, obstacles to success (Karen Tramantano, Martha Foley).

SOCIAL SECURITY - Federal investment debate, solvency, fairness to African Americans (Jon Orszag).

WELFARE TO WORK - Job training and education, child care, systems monitoring (Cynthia Rice).

AFFIRMATIVE ACTION - No retreat, federal strategy, state strategy (Elena Kagan).

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: "Christopher Edley, Jr." <edley@law.harvard.edu> ("Christopher Edley, Jr.")

CREATION DATE/TIME:18-SEP-1998 19:18:30.00

SUBJECT: Draft POTUS memo on race book

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

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

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

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

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

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

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

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

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

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

TO: Francis S. Redburn (CN=Francis S. Redburn/OU=OMB/O=EOP [OMB])
READ:UNKNOWN

TO: Charles F. Ruff (CN=Charles F. Ruff/OU=WHO/O=EOP [WHO])
READ:UNKNOWN

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

TO: terry.edmonds@ssa.gov (terry.edmonds@ssa.gov [UNKNOWN])
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TO: Michael Waldman (CN=Michael Waldman/OU=WHO/O=EOP [WHO])
READ:UNKNOWN

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

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

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

READ:UNKNOWN

TO: aedmonds1@home.com (aedmonds1@home.com [UNKNOWN])
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CC: Jane T. Price-Smith (CN=Jane T. Price-Smith/OU=PIR/O=EOP [PIR])
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CC: Lin Liu (CN=Lin Liu/OU=PIR/O=EOP [PIR])
READ:UNKNOWN

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

CC: Jacinta Ma (CN=Jacinta Ma/OU=PIR/O=EOP [PIR])
READ:UNKNOWN

CC: David Campt (CN=David Campt/OU=PIR/O=EOP [PIR])
READ:UNKNOWN

CC: John M. Goering (CN=John M. Goering/OU=PIR/O=EOP [PIR])
READ:UNKNOWN

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

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

TEXT:
Comrades:

Have a good weekend. You will enjoy it more if you take a look at the attached draft memorandum, which has been sent to the Staff Secretary for clearance. Maria is holding a clearance meeting on Tuesday afternoon at 4 pm, but comments are welcome before or after that. The memo is due in to POTUS mid-week. Sorry I couldn't finish this earlier in the day.

- Memo-v6.wpd===== ATTACHMENT 1 =====
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TEXT:
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Draft v6

September 9, 1998

MEMORANDUM FOR THE PRESIDENT

From: Christopher Edley, Jr.
Professor of Law

Through: Maria Echaveste
Deputy Chief of Staff

Re: Progress Report on the Race Book, and Request for Interim Guidance

This memorandum is organized in the following sections:

- I. Introduction, process and organization of the effort
- II. The Vision (book chapter 2), and basic themes
- III. The Workplan (chapter 6)
- IV. Leadership (chapter 7)
- V. Next steps, and summary of decisions requested

I. INTRODUCTION, PROCESS AND ORGANIZATION OF THE EFFORT

The purpose of this memorandum is to review our progress, confirm our general direction, and solicit interim guidance on a few substantive matters. Most important, Part II is a first attempt to sketch your “vision” of One America with racial justice and equal opportunity in the 21st century. Then, Part III adds some flesh to key portions of the “workplan” chapter outline you have already seen, offering a partial menu of ideas.¹ We want to know if this conceptual

¹The current detailed (and daunting) outline of the book is at Tab A. The chapter outline is:

Introduction: One America in the 21st Century

Chapter I: Where Is America On Race, And Where Are We Going?

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framework makes sense, and if we are heading for the right mix of bold and pedestrian, thematic and programmatic. White House policy staff are fully engaged and have both contributed to this workplan material and reviewed this memorandum. Important disagreements and special concurrences are noted in this document or accompanying memoranda.

We hope to complete the workplan menu within two weeks and, based on your tentative approval of several ideas, proceed with more detailed policy development between now and early November. This is key: I want these first stages of developing the workplan to emphasize thoughtfulness and boldness in the selection of the challenges, goals, themes and general strategies, connecting those to the vision. The next step, for greater detail over the next two months, is to figure out more concretely what ought to be done by whom (federal government? parents?). Throughout, Maria Echaveste will ensure that the interests of the policy councils are well regarded, that the formal clearance process is used when appropriate, and that I can appeal to you with any conflicts we cannot resolve in a timely way.

We have four working groups to help prepare the policy, or “workplan” chapter. These are co-led by the appropriate NEC or DPC staff and me. As yet, they do not span the entire range of subjects you may want to cover, but they are a good start:

- Education
- Economic Development and Employment Opportunity
- Criminal Justice and Community Security
- Civil Rights Enforcement

We also have less elaborate collaborative discussions moving forward on: Health, Strengthening Families, Native Americans, and Democracy/Civic Engagement. The “book team” includes a handful of PIR staff, and the addition soon of Terry Edmonds. I’m confident that several White House and OMB staff will also play critical roles, as they have in preparation of this document.

Outreach: Finally, Maria has assigned Minyon Moore and OPL the overall responsibility for coordinating external consultations by the outreach offices and, through Cabinet Affairs, conversations with key appointees in the agencies. Throughout September, many members of your staff will be making calls or conducting meetings with some 400 individuals, asking about

Chapter 2:	More Than A Dream: Racial And Ethnic Justice In The 21 st Century
Chapter 3:	Wrestling Lessons: Honest, Constructive Engagement Of Our Vexing Differences
Chapter 4:	Promising Practices: How To Build Bridges That Connect People Across Lines Of Class And Color, Creating Community And Opportunity
Chapter 5:	The Record Of The Clinton-Gore Administration
Chapter 6:	A Workplan For Our Nation
Chapter 7:	Leadership For One America
Chapter 8:	Conclusion

the proposed framework for your report, the most important actions you should take after the Advisory Board's work, and any elements they think it is especially important for you to communicate in your report. We will share some of the substantive responses with you, but all of them will be weighed by the book team.

**

II. THE VISION CHAPTER, AND BASIC THEMES

This section summarizes my best sense of your central vision for the book -- chapter 2 in the current outline. It builds on earlier material sent to you by Sidney Blumenthal and by me, as well as previous statements by you. In the book, the vision discussion will be preceded by an introduction and by the chapter describing where America has been and is on race, including demographics, discrimination, disparities, and intergroup relations. While not yet in your language, what follows is an effort to capture the key ideas and their interrelationships. At the end of the section, we also want to engage you on some cross-cutting questions, such as the role of government.

(a) *Why is this subject so important for us to tackle?*

- *Renewing America for the new century:* For six years, I have worked to prepare America for the challenges of the 21st century. We have put our fiscal house in order, taken important steps to strengthen the international economic system, worked at home and abroad to create a post-cold war national security framework, launched an investment program in vital areas of education, training, new technologies and environmental protection. One additional area, without which we cannot succeed in the decades ahead, is overcoming the divisions of race and ethnicity so that we can be One America, united in a web of mutuality that gives us the strength to be our best as individuals, as communities and as a nation.
- *Global and historical context:* The difficulty of the problem is evident not only from our own national history, but from events around the world – even today. The conflict is commonplace, as differences give rise to hatreds and then bloodshed. As President, I've seen it over and over again, and struggled to find ways that, through our actions and example, this nation could help troubled societies see their shared humanity and find peace. But make no mistake: This struggle to build peace and strength out of differences is a struggle against deep failings and sinfulness that seem inherent in the human spirit. In

my own religious tradition, sin can be overcome through struggle and faith, and it is a never-ending struggle. We should expect no easier a task when it comes to dealing with our differences here in America.

The stakes: On a more practical plane, making diversity a source of strength rather than division promises great rewards in social peace and home and economic success globally.

New complexity: The civil rights movement of three and four decades ago was largely framed in black and white, but led to bursts of energy and progress for other minorities and for women. Today's diversity gives us great opportunities, but also more complex challenges.

Cause for confidence: There is cause for confidence, because our ideals and values are far more than words locked behind glass in the National Archives. They are an incandescent beacon for peoples worldwide, and the lodestar by which we chart our own course and criticize our missteps. Our noblest moments and wisest leaders are marked not by the exploitation of difference, but by recalling us to the commitments of equality, tolerance, opportunity and justice. In my life, I have seen this most profoundly in the struggle against racial segregation and bigotry. No nation matches our capacity for moral greatness.

(b) *What would it mean to have a full measure of racial justice and opportunity in America? What would our relationships be like, and what would society look like?*

Vision of community: [Celebration of our diversity, not mere tolerance of our differences; building inclusive communities and organizations to take advantage of the benefits and strengths that flow from diversity. (Examples from forums, correspondence, etc.)]

“One America” does not mean that we lose our ethnic identities, becoming some homogenized undifferentiated mass. We can be proud of our cultural identities and distinctiveness, and at the same time be proud of and loyal to America – indeed, that is one of the most important elements of our nation's greatness.

In religion, for example, scholars tell us that we are the most observant of developed nations, and that freedom of religion and separation of church and state are important parts of the explanation. We are a nation full of religious individuals, yet we do not all worship in the same way. Indeed, our civic values are that we tolerate and respect different religious traditions, and celebrate the legal and civic values that make diversity

possible. We are proud of that diversity, and together with tolerance, recognize it as a defining greatness of America. And much of the rest of the world recognizes this too.

So, too, with our racial and ethnic diversity. Our greatness in the decades ahead depends not merely on overcoming prejudice and bigotry rooted in our differences, and not only in tolerating differences. We must instead celebrate those differences as a source of richness and strength. Our personal lives are enriched by this diversity, and our society and economy are strengthened by it.

In the community of America, the things that connect us must be stronger than those that divide us. A “community” means shared interests. But we must also have a shared concern for our collective advancement, and mutual concern for each other. Transcending differences, while respecting them, is part of creating such a community.

So there is a delicate balance, because we have far too much to lose if we retreat into ethnic enclaves – walled off from one another by prejudice, stereotypes or even simple ignorance and misunderstanding. We sacrifice greatness and goodness, richness and riches, if by circumstance or choice we separate ourselves into subcommunities along the very fracture lines that have traced our national racial tragedies since Europeans arrived on these shores.

Vision of opportunity: [Opportunity enjoyed so equally that there is no discernable legacy of slavery, colonization or conquest; of Jim Crow or internment. (Examples from forums, correspondence etc.)]

We have legacies of slavery, conquest and colonialism; of Jim Crow and racist immigration quotas. The inheritance is evident in the patterns of our lives: the racially isolated communities, the gaping disparities in educational achievement, employment, criminal victimization and wealth; the still too-rare close friendships across lines of race. This inheritance is a burden to our spirits and a tax on our prosperity. Perhaps most tragically, for too many of our fellow citizens, the legacy has shackled dreams that are every American’s inalienable right. This is wrong, and we can do better.

One way our children and grandchildren will know when we have achieved racial justice and opportunity is that the evidence of America’s legacy of inequality will be found only in history books, and not in brutal social and economic disparities surrounding them.

Vision of responsibility: Responsibilities of citizenship; responsibility to reach out to others; responsibility of each of to combat whatever stereotypes and fears we may have;

and responsibility to take advantage of opportunities. (Examples from forums, letters, etc.)

We must do this for our children and their children. We must do this to honor those who have sacrificed over the generations in earlier battles, including civil rights battles, to put our sacred civic values into practice. And I believe we must do this to honor the God who has created us all equal, and blessed our nation in so many countless ways.

(c) *Why is this vision preferable to alternative, competing visions?*

- Why embracing “equal opportunity” is necessary, but insufficient alone to produce a full measure of justice and fairness in One America.
- Why color blindness makes sense, and why it doesn't.
- Why assimilation as Americans is important, but not an assimilation that seeks to erase our diverse identities. Is tolerance of differences sufficient, or must there be more?

**

III. THE WORKPLAN CHAPTER

The purpose of this chapter is to explain the most important steps the nation must take over the next decade in pursuit of your vision of racial justice and opportunity, as described earlier in the book. As with the promising practices chapter, you want to provide inspiring “news you can use” to people in communities and organizations across the nation who are looking for ideas. The workplan is organized by policy sectors, and within each sector it will contain federal, state, local, private and personal elements. This is *not* just about the federal government, or government generally. Few items will have FY 2000 budget impacts, although several will have “down payments” in Administration accomplishments and earlier proposals. (The ideas which follow reflect substantial contributions from DPC, NEC and OMB; this memorandum has been through an accelerated clearance process. Comments from your advisors are noted in this document or in appended memoranda.)

The book should be highly thematic, avoiding an exhaustive and mind-numbing recitation of comprehensive programmatic details. But it must contain just enough pointed recommendations to leave the reader with a sense that you have provided concrete direction, not just rhetoric. This also entails being very selective – not *every* good idea for addressing *every* important problem. In areas where thoughtfulness or clarity requires more program detail, the final document can use

textual boxes set apart from the flow of the narrative.

Two final points. The boldness you have requested in policy ideas seems in some cases to come in the statement of a national goal (“close disparities in education achievement by X percent”), and in other cases may not be evident until we offer specific public or private interventions to advance the goal. Relatedly, in the stating the goals we have repeatedly between brave aspirations and statements that are more cautious and achievable. We need your general guidance on this.

*

§ 6.2 THE EDUCATION SECTION OF THE WORKPLAN

Apart from the economy, I assume that education will be the clear first-among-equals in your workplan for the nation, receiving disproportionate emphasis throughout the book. Despite improvements over the last several decades, racial disparities in opportunity and achievement persist throughout the education pipeline, and these disparities are powerful obstacles to achieving your vision. We’ve tolerated it for too long. It is wrong. Therefore, the workplan focuses on areas of significant disparity that have the greatest impact on educational outcomes. It also emphasizes the instrumental and ethical necessity of heightened responsibility and accountability.

In addition, racial isolation, often in combination with poverty concentration, remains a problem both among and within our schools, presenting barriers to achievement, excellence, and to your vision of mutual understanding and community. This is the third pillar of the education workplan.

-- Outline of the section

Introduction/Context

- Education is primary [only central?] to achieving my vision. This requires:
 - (1) eliminating racial disparities in educational opportunity and achievement;
 - (2) reinforcing responsibility and strengthening accountability for administrators, teachers and students, as well as for the political institutions governing education; and
 - (3) promoting racial and economic integration in education.

- These problems have long gone unsolved because they are difficult and because race has divided us, but also because we need to reassess the roles of the different levels of government and of the family in education. The old formulas need revision, the old problems need new thinking, and the old values need new life.
- We need to provide every family, regardless of race or zip code, with an Education Bill of Rights.²

(a) **Close the racial gap in opportunity and achievement.** Notwithstanding important progress, significant racial disparities in achievement persist. We must close these gaps and raise the bar for everyone. This means overcoming racial disparities in the educational opportunity available to every child – including both resources and expectations – and simultaneously insisting on high standards for achievement. Beyond this, we must improve our ability to make targeted, individualized efforts to ensure that every child succeeds to his or her full potential. Among the key elements of an education bill of rights for equal opportunity and achievement:

- *Parenting and early childhood:* Ensure that every child has a parent or other adult actively engaged in that child’s learning, and that every young child has access to early learning opportunities.
- *Teaching:* Improve the quality of teacher training, ensure that high-quality teachers are equitably distributed, and ensure that teachers promote high expectations for students of all races.
- *Curriculum and standards:* Ensure that every child has access to challenging curricula tied to high standards, and that tracking does not prevent any child from achieving his or

² Such a Bill of Rights might include the following:

- (1) Every child shall have a parent or other adult actively engaged in his/her learning and have access to support services to help that child achieve to his/her full potential.
- (2) Every child shall have access to early learning opportunities.
- (3) All parents have the right to send their children to equitably funded schools that are accountable for their child’s learning.
- (4) Every child shall have access to high-quality teachers.
- (5) Every child shall be held to high expectations and standards and have access to challenging curricula.
- (6) Every child shall have access to adequate facilities and modern technology.
- (7) Every LEP child shall have access to the tools necessary to help him/her learn English within three years.
- (8) Every child shall learn in a safe environment.
- (9) All parents and children shall have the right to choose to attend racially and ethnically integrated schools.
- (10) Every high school graduate shall have the financial support and opportunity to go to college.

her full potential. Students of color are often tracked into special education and out of honors courses.

- *English acquisition:* Guarantee each LEP child an effective opportunity to master English, and hold students and educators accountable for success.
 - *Infrastructure:* Close the racial disparity in full access to adequate facilities and modern technology.
 - *Post-secondary attainment:* Overcome racial disparities in high school graduation rates, and in college participation, retention and graduation rates.
- (b) **Institute greater accountability and heightened responsibility for administrators, teachers, students and public officials.** Without much stronger mechanisms for accountability, the goals of closing disparities in opportunity and achievement are mere aspirations, not commitments. Moreover, to break the back of inertia and complacency we will have to design interventions that target the political, bureaucratic and jurisdictional impediments to sustained reform. The Voluntary National Test is such an intervention, as is public school choice, and we must build on such approaches while providing needed safeguards against abuses.
- *Tests and accountability:* Use the best assessment methods, including national tests, to build broader and deeper systems that will hold administrators, teachers, and students accountable for educational achievement. The accountability should flow “up” from parents and “down” from Federal taxpayers and presidential leadership. The range of tools, both carrots and sticks, should stretch from more effective parental action, to political mobilization, to school reconstitution or receivership, to fiscal incentives – and everything in between.
 - *Governance and leadership:* If eliminating the disparities in opportunity and achievement require modifications of our traditional structure of roles and authority, so be it. We need new ways to think about old problems.
- (c) **Promote integration and diversity in education to enrich the learning experience for all students.** We also care about integration, so that students have the opportunity to learn together in ways that dissolve stereotypes and improve race relations. Parents and students should have a right to chose an integrated education. But, after a burst of progress in the late 1960s and early 1970s, segregation in K-12 education is worsening. For example, a recent study reports that one-third of black and Hispanic students attend schools with more than 90 percent minority enrollment, and almost nine in 10 of those

schools are predominantly poor. High-quality integrated schools provide a more complete educational experience for all students than high-quality segregated schools. Conversely, ineffective, racially isolated schools in high-poverty areas present our greatest obstacle to closing the disparities in opportunity and achievement.

- *Educate the public on the value of inclusion, diversity and integration -- reviving that ideal:* An inclusive community of students and educators can: improve teaching and learning by enriching the learning environment with diverse perspectives; strengthen students' critical-thinking skills by challenging their existing perspectives; teach students how to interact comfortably with people different from themselves and thereby how to function as good neighbors, colleagues and citizens in our diverse democratic society; improve students' preparation for employment by teaching them the value of diverse perspectives, how to function in diverse business settings, and how to communicate effectively in our increasingly diverse domestic marketplace and the expanding global marketplace; and foster the advancement of knowledge by spurring study in new areas of concern.
- *Reduce racial segregation and isolation among schools:* This is not a call for massive, federally mandated strategies where there is no constitutional violation demanding court-supervised remedies. Instead, parents and educators should make use of a range of measures such as magnet schools, multidistrict transfer programs, and so forth. Most important, we must better appreciate the important stake we have in making diversity work in the world of our children. Schools of unquestioned excellence are the easiest to make and keep diverse.
- *Reduce segregation within schools:* Even in diverse schools, evidence shows that students are often reseggregated into racially homogenous classes through tracking and other mechanisms, thereby reducing their opportunities to learn together and have positive cross-racial interactions.
- *Inclusion in higher education:* Promote access and diversity in higher education, and foster the educational benefits of diversity. Mend, don't end, affirmative action. And wherever possible, use creative race-neutral mechanisms in admissions and in the K-12 pipeline. Ensure that in sustaining the crucial role of HBCUs, HSIs, and Tribal colleges (which are integrated) we don't "excuse" historically white institutions from the principle of excellence-through-inclusion.

-- Discussion issues on the education workplan

- Are you comfortable with the three major pillars: closing the race gap in opportunity and achievement; accountability and governance; attacking racial isolation?

- Do the bulleted items capture your personal priorities? Are any high priorities missing? Can any of them be demoted for attention in textual boxes rather than in your narrative?
- Can we explore some rethinking of the federal role in order to tackle these disparities?

*

§ 6.4 CRIMINAL JUSTICE AND COMMUNITY SECURITY

From hate crimes to crack houses, from police misconduct to police hiring, from disparate incarceration rates to racial profiling -- barely a week goes by without some aspect of crime and criminal justice standing as a lightning rod for racial and ethnic tensions. No area is more freighted with divisive stereotypes and misunderstanding. Yet it must be tackled with vigor because victimization and criminality destroy communities and families, just as they fuel alienation and division.

-- Outline of the section

Introduction/Context

- Racial disparities exist in both the realities and perceptions of crime and the administration of justice: communities of color disproportionately bear the social, economic, and personal costs of crime, and, according to polls, have less confidence in the fairness of the criminal justice system than do whites.
 - Building One America requires building a criminal justice system that serves and treats Americans of all races fully and fairly, and thereby closes the trust gap while making community security a right enjoyed equally.
- (a) **Community Security: Eliminate racial disparities in victimization.** The right to be secure cannot be discounted by race. Every American is entitled to live in a safe community, and the race of residents shouldn't tell us the crime rate. From 1992 to 1997, rates of violent crime in America have decreased, but disparate victimization rates persist. Tackling this problem directly is part of the opportunity agenda, as well as a matter of decent fairness. The Administration's record has numerous elements, which we can build upon and target to close the disparities.
- (b) **Keep young people out of the criminal justice system, and for those who have contact with it, make it their last.** Racial minorities, especially young, black males, are more likely than whites to be both the offenders and victims of certain crimes, including

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violent crimes. Furthermore, one third of young, black men are presently under the supervision of the criminal justice system (on probation, in prison, or on parole), and the chance that a young, black male will go to prison during his lifetime is nearly 30%. The realities are flatly inconsistent an American vision of racial justice and equal opportunity.

(c) **Build greater fairness and trust in the criminal system.** Several past and present factors contribute to mistrust in our criminal justice system among persons of color, including negative interactions, disparities in the administration of justice (incarceration, sentencing, death penalty), and lagging diversity in law enforcement (police, prosecutors, judges, juries). Without more trust, creating safe communities is impossible, because legitimacy, support and cooperation don't come free.

- *Prohibit the use of racial profiling:*³ No American should be subject to disparate application of the state's policing power because of his/her race. Statistically efficient allocation of resources, some claim, justifies impositions on innocent persons, while perpetuating stereotypes and contributing to tensions. Targeting based on color, without individualized evidence, is rarely if ever fair and just.
- *Pursue zero tolerance for racially suspect police misconduct and brutality:* While the vast majority of police are dedicated public servants who deserve our respect and support, several high-profile cases illustrate that incidents of police misconduct and brutality motivated by racial animus still occur. We are deeply divided in perceptions of the magnitude of the problem.
- *Eliminate racial discrimination and unjustified disparities in incarceration, sentencing, and imposition of the death penalty.*
- *Increase diversity and representation in the criminal justice system.*

-- Discussion issues on the criminal justice workplan

- Can we speak of community safety as a "right", and the racial disparities in victimization as flatly inconsistent with your vision? If so, are disparities a fair index of this aspect of racial justice and opportunity?
- Should we "prohibit" racial profiling, or "restrict" it?

³Profiling will also be considered in the "Wrestling Lessons" chapter, as one of the hard questions that forces us to think about differences in values and perceptions.

- Similarly, should we tackle disparities in rates of incarceration, presumably with targeted attention to prevention, diversion and post-incarceration?
- Can we assume that the primary public sector role is state and local, or do you envision continued growth in the federal role?

*

§ 6.7 THE CIVIL RIGHTS ENFORCEMENT SECTION OF THE WORKPLAN

We have considered distributing the civil rights law enforcement issues in several sectoral subsections – as components of the education or jobs strategies, for example. But for now, I want to press ahead as sketched below because the audience will appropriately expect some attention to the traditional antidiscrimination enforcement agenda. This also permits you to teach about this unfinished work. Moreover, the best opportunities for boldness are in cross cutting issues, among them: policy judgments about the lawfulness under Title VI of persistent resource disparities; retooling agency enforcement strategies to emphasize proactive technical assistance and voluntary action; and rethinking the legal framework and enforcement priorities to reflect our 21st century diversity.

We are joined at the hip with Chuck Ruff, and will cooperate in his effort to put before you suggested civil rights enforcement priorities for the next two years.

-- Outline of the section

Introduction/Context

- Persistence of discrimination, and of enforcement backlogs.
 - We have opportunities to strengthen and more aggressively enforce civil rights principles, and also support appropriate voluntary actions that promote equal opportunity and access. This includes defending disparate impact doctrine, and defending affirmative action.
 - The traditional agenda needs renovation to (i) increase its efficiency at handling the retail problem of discrimination; (ii) contribute more directly to the opportunity agenda in education, jobs and community economics; (iii) reflect our 21st century diversity.
- (a) **Overcome racial disparities in opportunity by expanding the use of civil rights enforcement.** Civil rights enforcement can play an especially important role in

overcoming barriers to educational and economic opportunity, and we should strengthen and focus civil rights enforcement to complement the opportunity agenda.

- *Strengthen antidiscrimination laws and enforcement procedures:* For example, we could amend Title II, which prohibits discrimination in public accommodations, to include businesses that provide goods and services. At present, racial discrimination in retail sales (e.g., the Eddie Bauer case in which a black teenager was ordered by a security guard to strip off his shirt because he did not have a sales receipt) does not raise a strong federal cause of action. We nearly abandoned pattern and practice investigations during the 1980s. That was wrong.
 - *Use Title VI to address racial disparities:* No federal money should be spent in a manner that supports unjustified racial disparities in opportunity. For example, in education, Title VI prohibits policies and practices that have an unjustified disparate impact on select racial groups in terms of access to educational resources, tracking into challenging courses, the use of unvalidated high stakes tests, and more. We should strengthen Title VI enforcement.
 - *How much discrimination is there?* We should expand research on the extent of racial discrimination, using the best available methodologies (testers where appropriate), in such areas as employment, housing, and access to capital. The results of such testing should be published in an annual report card.
- (b) **Fully address all forms of discrimination affecting our increasingly diverse population by strengthening civil rights laws and enforcement.** We must retool our civil rights laws and refocus enforcement efforts to fully address civil rights issues affecting our diverse citizenry.
- *New immigrants:* Strengthen laws and enforcement to promote the rights of new immigrants. For example, in immigration and employment, we could expand enforcement against labor abuses in “sweatshops,” the victims of which are often new immigrants of Hispanic or Asian origin, and amend present laws to stabilize the immigration status of persons who report labor abuses so those persons do not fear reprisal, official or private.
 - *Language acquisition:* Promote the rights of LEP populations. For example, in education, we could develop regulations to clarify the *Lau* standard concerning what legal requirements schools must meet in educating LEP students.
 - *Learning your rights:* Educate immigrant and LEP populations about civil rights laws and mechanisms. We should promote outreach to immigrant and LEP populations whose rights are protected but who are underutilizing civil rights laws.

- (c) **Address discrimination and disparities by promoting voluntary efforts in conjunction with enforcement of civil rights laws.** In addition to reacting to civil rights complaints, civil rights enforcement agencies should act proactively to encourage and support voluntary compliance with civil rights laws and values.
- *Expand civil rights consultations and clarify legal standards:* There are civil rights areas where both the law and policy are unclear and where people of good will may be managing inappropriate programs. We should act to clarify legal standards and to encourage actors to seek guidance concerning their civil rights obligations. We could promote laws or regulations encouraging voluntary consultations with civil rights agencies. If an actor voluntarily submits his/her practice for civil rights review, he/she is safe harbored and/or any agreement approved by the civil rights agency following that review would be defended by the federal government if later challenged by a third party.
 - *Expand proactive enforcement:* Absent a formal complaint, where potential civil rights violations are discovered, civil rights agencies should follow up with the party to correct the injustice. If discussions are not fruitful, the enforcement agency reserves the right to launch a more formal civil rights enforcement examination. For example, in education, the Department of Education's Office of Civil Rights (OCR) recently learned of a Georgia education policy that placed students into gifted and talent programs based solely on IQ test scores, despite the fact that the IQ test was not validated for that purpose nor validated to be the *sole* factor for any purpose. This policy led to a disproportionately low number of minority students being admitted to gifted and talented programs. OCR consulted with Georgia officials, and the policy was properly amended.
- (d) **Mend, don't end, affirmative action as enforcement remedy and voluntary measure to promote access and inclusion**
- (e) **[Hate crimes.]**

-- *Discussion issues on the civil rights workplan*

- After further interagency discussion, we will need policy guidance about a number of Title VI issues.
- Should we develop a package addressing "the new diversity"?

How much technical assistance should be done proactively to implement “mend don’t end” in various sectors?

**

IV. THE LEADERSHIP CHAPTER

Following the workplan chapter, you can challenge leaders in a range of sectors to do their part, and combine this with a vision of locally-based efforts to use the promising practices and devise locally-oriented workplans. Finally, in this chapter you should describe the ongoing mechanism within the White House to help support the sectoral leadership, community-based leadership, and the Federal government elements of your workplan.

(a) *Challenges for sectoral leadership*

We expect, by the publication date, to have worked successfully with leadership groups in a few sectors, prompting them to develop a list of action steps tailored to their sector, and a practical strategy for implementation. A brief status report on what we have initiated follows.

Higher Education: With staff support from the American Council on Education, a core group of college and university presidents is working to establish a broader coalition that will lead a coordinated campaign to educate the public about the value of diversity in higher education and to share campus practices that promote diversity. We expect them to launch the effort, designed with Frank Greer as lead consultant, sometime this fall. (There is a possibility of using a White House event to bless the undertaking.)

Faith Community: Sandy Cloud of the National Conference for Community and Justice has agreed to lead a steering committee in convening, on October 22 and October 23, an implementation summit at which a group of faith leaders will write and commit to a practical work plan for both national and community-based action, and devise a coalition mechanism for follow through. This will include special efforts to reach those faith communities that have not traditionally been leaders in racial justice. In addition, at your September 11 breakfast for religious leaders, you will have an opportunity to mention Sandy Cloud’s leadership, and encourage those in the room to respond positively to the effort.

Corporate: Secretary Daley will informally convene a group of CEOs in October to identify the most appropriate elements of a corporate sector initiative, and strategies for enlisting support from key executives. In preparation for that session, White House and agency staff will brainstorm with some current and former Administration officials in corporate leadership.

Youth: We are organizing a team of White House staff and representatives from national youth-oriented organizations to prepare a workplan intended for widespread endorsement and dissemination. (The outside collaborators will include USSA, Young Democrats, Young Republicans, the youth divisions of the NAACP, Urban League, La Raza and the Congress of Asian Pacific American Youth.) Tentatively, we think the plan's three major components will be: (i) a national campaign to educate the youth sector about the intricacies and history of race and racism; (ii) an initiative to improve race-related curriculum and teaching in grades K-16; and (iii) a mechanism to ensure youth sector involvement.

(b) Options for an ongoing structure to carry out your work plan

While the work plan is not yet completed, we know that there will be some general components which will require continuity and should compose the major responsibilities of the new entity:

- Policy making (including research and data collection)
- Outreach and leadership development (including technical assistance to communities)
- Communication campaign (including an awards program)
- Support for promising practices (such as a clearinghouse, conferences, grant funding)

The work plan lays out an ambitious agenda that will require the involvement of several players. With such an extensive scope of work, a coordinating body for the federal sector, and for liaison with non-federal actors is needed to ensure continued momentum and follow up from outside efforts. Non-federal leaders engaged on the workplan will expect a central point of contact and technical assistance.

Option A: President's Council for One America

AI: President's Council for One America Plus an External Advisory Committee

The continuing effort could take a form similar to the Council for Environmental Quality or the Office of Science and Technology Policy. This arrangement would be short of the ONDCP model which has a large staff, a significant budget, and substantial operating

authority. The council, created by Executive Order, would be run by an Assistant to the President (as Executive Director) with a small staff and a blue ribbon advisory committee.

A council staff should include a policy component, which would work with existing White House policy offices and federal agencies to promote data collection and research and to develop and monitor policies to overcome disparities and eliminate discrimination.

It would also have a communications component, which would help lead a public education campaign, support a promising practices clearinghouse, and conduct outreach to help improve race relations.

- Pros:
- Location places the Presidency squarely behind racial reconciliation effort
 - Relatively stable structure
 - Staff appointed by you ensures White House control
 - Advisory committee offers opportunity for showcasing diverse leadership, provides credibility in building partnerships

- Cons:
- Location and staffing make the stakes high
 - Advisory committee requires support and nurturing; the familiar headaches

A2: *President's Council for One America, No Advisory Committee*

This option would be the same as option A1 but it would not include an Advisory Committee.

- Pros:
- Staff would not be distracted by the day-to-day demands of managing an Advisory Committee

- Cons:
- Lacks the outside validation that an Advisory Committee can provide

Option B: Dedicated Staff reporting to the Office of the Chief of Staff

An Assistant to the President with a small staff, reporting to the Chief of Staff's office, could take responsibility for managing Administration efforts.

- Pros:
- Closely linked to you and the White House
 - At the center of activity

- Cons:
- Not a formal structure, may not be stable
 - May not be viewed publicly as a significant enough commitment

Option C: Private Foundation Model

P_96152517_OPD_HTML_1[1]

C1: *One America Foundation*

The structure could take the form of a private foundation, established at your urging and supported to varying degrees by the federal government, similar to the Points of Light Foundation. The goals of the foundation could include promoting research on issues of race, promoting a public education campaign to support racial reconciliation, and supporting community efforts to improve race relations. Such a foundation could perhaps best complement a separate policy-making effort within the federal government.

- Pros:
- Serves as umbrella to coordinate several areas of activity
 - Independence
 - Ability to raise money

- Cons:
- May not be viewed as closely connected to the White House
 - Requires someone's time and attention to pull together

C2: *Clinton Library Model*

This option is similar to the Foundation model above except that it would be an endeavor for you after your final term ends, possibly as part of the Clinton library. Staff could begin immediately to design the structure.

- Pros:
- More time to put together the funding and structure
 - You will have more time to devote to it

- Cons:
- Delays significant Presidential involvement for a few more years
 - May be partisan resistance to participating in activities because of close alignment with this Administration

V. *NEXT STEPS*

...

Attachments:

Current book outline.

P_96152517_OPD_HTML_1[1]

- NEC memorandum on employment issues
- ???

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Alissa K. Brown (CN=Alissa K. Brown/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:18-SEP-1998 11:08:43.00

SUBJECT: School desegregation mtg.

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

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

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

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

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

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

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

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

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

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

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

TEXT:

The School desegregation meeting will not take place today from 1-2:30pm.
The new date will be Tuesday, Sept. 22nd from 9:30-11:00 am in room 472 of
the OEOB. Thank you.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-SEP-1998 16:53:17.00

SUBJECT: SWB Memo

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

EK:

I have three comments on the NSC draft:

(1) Shouldn't OMB be on the memo? There one of the most impacted parties, yet their concerns -- \$ for SWB plan -- are not reflected in the memo.

(2) Making WH and agency concerns clearer. NSC makes the memo sound like we have no concerns and DOJ/Treasury only have minor issues ("are not yet on board"). We should be honest with President about the serious issues at stake here -- especially since 3 of his toughest cabinet members are not in agreement. I suggest we change the first two sentences in the 2nd paragraph to something along the lines of:

"Though we are sympathetic toward the basic thrust of Barry's proposal for strengthened border coordination, we have concerns with his call for a new Senate-confirmed border coordinator and for a three-fold increase in the size of the Border Patrol (from less than 7,000 to more than 20,000). Justice and Treasury have additional concerns, and are very unhappy that Barry shared his proposal with the press and Congress before reaching consensus within the Administration."

(3) Working w/all of the WH. While I'm all for NSC taking the lead in coordinating this decision, shouldn't we preserve our final say on this matter by getting NSC and McCaffrey to agree to work with all WH folks in preparing a decision memo for the President. Maybe we propose changing the final line in the memo to read:

"Barry and Sandy have agreed to coordinate working a decision package to you, working with the relevant White House agencies, that addresses all unresolved issues and reflects all interested agency viewpoints."

jose

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-SEP-1998 16:37:14.00

SUBJECT: teacher policy speech

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

READ:UNKNOWN

TEXT:

Teacher Policy Speech. We are working on a new series of teacher policy initiatives for the FY 2000 budget, to complement our class size reduction proposal and which would go beyond past Administration initiatives to recruit and prepare new teachers. The President could use these as the basis for a major speech on teacher policy, which would focus on a comprehensive set of steps that must be taken to attract and recruit the best possible candidates into teaching, prepare them will, support and hold them to the highest standards, reward those who succeed and remove those who don't belong in the classroom. While the specific policy initiatives are still under development, the speech itself would include a series of challenges to states, school districts, institutions of higher education and teachers themselves, as well as new Administration initiatives. The Education Department is in the early stages of planning a conference on teacher quality; depending on timing this speech could be the feature part of that conference or could be given at some other venue.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-SEP-1998 12:27:08.00

SUBJECT: class size vote

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

class size was defeated 216-190; vote on dollars to classroom is going on now, and it will of course pass

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-SEP-1998 09:10:32.00

SUBJECT: Treasury/Postal Letter language on Haitians

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

You may have seen this already, but just in case:

----- Forwarded by Kate P. Donovan/OMB/EOP on 09/18/98

09:07 AM -----

Charles E. Kieffer

09/17/98 09:16:40 PM

Record Type: Record

To: Kate P. Donovan/OMB/EOP@EOP

cc:

Subject: Treasury/Postal Letter language on Haitians

Put this under language issues at the end. Insert "Senate" in front of bill language.

----- Forwarded by Charles E. Kieffer/OMB/EOP on 09/17/98

09:16 PM -----

Steven M. Mertens

09/17/98 04:53:14 PM

Record Type: Record

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

cc:

Subject: Treasury/Postal Letter language on Haitians

At the WH Immigration meeting today, Maria Eschevesta and Peter Jacoby suggested the Treasury/Postal letter signal Administration support for relief for Haitians contained in an amendment attached to T/P by Senator Graham. BRD informed me that the letter is in final clearance and changes can only come from the 2nd floor. Here is proposed language for inclusion

in the T/P letter:

"The Administration supports efforts by Congress to provide legislative relief from deportation to Haitians. We believe the Haitians deserve the same treatment Congress provided to other Central American last year. Like Central Americans, Haitians for many years were forced to seek the protection of the United States because of oppression, human rights abuses and civil strife at home. This bill language supports our policy of treating similarly situated people the same and we urge its adoption."

Here is further background the issue from an e-mail in July from Ingrid. If you need anything further, please let me know. Thanks.

From: Ingrid M. Schroeder on 07/09/98 10:49:24 AM
Record Type: Record

To: See the distribution list at the bottom of this message
cc: James J. Jukes/OMB/EOP@EOP
Subject: Justice call to the Director re: Relief from Deportation for Haitians

Heads Up -

Justice advises that Deputy Attorney General Holder will be calling the Director this afternoon to urge Administration support for a potential Sen. Graham (D-FL) amendment to the Treasury Postal Appropriations Bill which would provide relief from deportation for certain Haitians in the United States.

Background

P.L. 105-100, District of Columbia Appropriations for FY 1998, contains a provision, the "Nicaraguan Adjustment and Central American Relief Act," which provides relief from deportation for certain Central Americans. The President's signing statement for P.L. 105-100 stated that "similar relief should be made available to Haitians and [I] will seek a legislative solution for this group."

In November 1997, Sen. Graham (D-FL) introduced S. 1504 and Rep. Conyers (D-MI) introduced H.R. 3049. These bills would provide relief from deportation for certain Haitians.

On February 24, 1998, the President sent a letter to Sen. Graham stating that "it is critical that Congress provide the most appropriate relief for Haitian nationals as quickly as possible" and that the Administration would work with Congress to achieve this goal.

According to the Department of Justice, Senator Graham intends to offer an amendment to the Treasury Postal Appropriations bill which would provide relief from deportation for certain Haitians and is almost identical to S. 1504.

Although the Administration has not taken an official position on S. 1504, Justice (Furst), NSC (Busby), and DPC (Fernandes) advise that they do not object to the bill.

Message Sent

To:

Charles E. Kieffer/OMB/EOP@EOP
Michael Deich/OMB/EOP@EOP
Julie A. Fernandes/OPD/EOP@EOP
Kenneth L. Schwartz/OMB/EOP@EOP
David J. Haun/OMB/EOP@EOP
Ingrid M. Schroeder/OMB/EOP@EOP
Silvana Solano/OMB/EOP@EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-SEP-1998 13:30:37.00

SUBJECT: Weekly Complete w/ Education 9/18

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

READ:UNKNOWN

TEXT:

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

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D13]MAIL489485067.226 to ASCII,
The following is a HEX DUMP:

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September 19, 1998

MEMORANDUM FOR THE PRESIDENT

FROM: Bruce Reed
Elena Kagan

RE: DPC Weekly Report

Education -- Single Sex Schools: Senator Kay Bailey Hutchinson has indicated to the Education Department that she still intends to pursue her amendment to allow funds from Title VI of ESEA to be used for single sex schools if comparable opportunities are made available to both genders, despite the Department's position that the amendment is unnecessary and could lead to confusion at the local level. She has indicated that she will offer it as an amendment to the early literacy bill (which will almost certainly kill that bill) unless we help her draft an amendment to the appropriations bill that would be acceptable to us. Women's groups and Senate Democrats, including in particular Senator Harkin and Senator Kennedy, are strongly opposed to the Hutchinson amendment and are developing substitute amendments that would make single sex schools even more difficult to establish.

Education -- Charter Schools: We have been working with Senators Kennedy and Coats to bring the charter schools bill to the Senate floor. The major obstacle is an amendment Senator Harkin has been insisting on, that would provide funds to schools that are innovative, though not charter schools, in states without charter legislation. Harkin is apparently interested in securing support for several innovative schools in Iowa (which has not passed charter schools legislation), and is also not a supporter of the charter schools legislation. Senator Coats and most charter schools advocates are adamantly opposed to this amendment, for fear that it will be the first step towards weakening the underlying principles that distinguish charter schools from other public schools. Secretary Riley will be talking to Senator Harkin later today, to attempt to find some other way to meet Senator Harkin's needs. If he does not succeed, we believe it may be necessary for you to call Senator Harkin to secure his cooperation.

Education -- Dollars to the Classroom/Class Size: On Friday morning the House defeated your class size reduction proposal (216-190) and passed the Dollars to the Classroom Block Grant (212-198).

Crime -- Juvenile Crime: This week, the House attached two major House juvenile crime bills passed last year -- H.R. 3, which we oppose, and HR 1818, a prevention bill which we support -- to a noncontroversial Senate bill reauthorizing funds for the Center for Missing and Exploited Children. The bill passed on the suspension calendar by a vote of 280-126. The

juvenile crime bills are now items that must be resolved in conference. Senate Democrats are sure to oppose the move to appoint conferees.

Crime -- COPS Grants: This week, the COPS Office released over \$20 million in grants to 27 jurisdictions to hire 331 officers. Next week, the COPS Office will release over \$300 million in grants, including: (1) \$200 million COPS MORE grants to 600 law enforcement agencies to fund 10,000 police and police equivalents; (2) \$100 million under a long-awaited waiver for Los Angeles to fund over 700 new officers; and (3) roughly \$6 million to four other law enforcement agencies in California to hire an additional 82 officers.

Children and Families --Head Start: On Monday, the House passed a Head Start Reauthorization bill, stripping from the bill objectionable provisions added in Committee (such as vouchers), on the insistence of the Administration and House Democrats. The Senate has already passed a strong Head Start Reauthorization bill, paving the way for a speedy conference, and, we hope, a bill signing ceremony next month in which we can highlight the important achievements in the Head Start program during your Presidency. Both the House and Senate bills reauthorize the program at sums near your request and add important new goals for the program, such as "school readiness." A likely conference debate will be whether additional new investments in Head Start should be targeted to improving quality or serving more children. Our position has been that we must maintain a careful balance between quality and expansion -- continuing to make needed improvements, but also serving more eligible children. While the Senate bill adopts our position, the House bill unfortunately targets most new dollars into quality improvements, such as salary enhancements, thereby precluding reaching our goal of serving 1 million children. We will continue to fight in Conference to achieve a better balance between these two important goals.

Immigration -- H-2A Guestworkers: This past July the Senate passed an amendment to the CJS appropriations bill, sponsored by Senators Wyden and Graham, that would create a new agricultural guestworker (H-2A) program. This bill would severely weaken the labor protections for migrant farmworkers and we have voiced our strong opposition to it. Since the bill's passage (68 to 31), it has lost support among Senate Democrats, principally because labor and Hispanic groups have made clear their vehement opposition. Last week, we met with a group of Democratic staffers to discuss our serious substantive concerns with the bill's approach. Our goal is to get this amendment stripped from the CJS bill and to do the real work of forging a consensus reform solution with members of Congress over the next several months.

Health Care -- Medicare Home Health Update: At your direction, we have been providing technical assistance to the Congressional Committee's of jurisdiction in their efforts to develop changes to the BBA's home health care reimbursement provisions that the industry (Val Halamandaris) feels are harming providers and their ability to provide quality service to Medicare beneficiaries. On Tuesday, Ways and Means Subcommittee Chairman Bill Thomas unveiled a new and fairly creative policy alternative that has some potential. It would raise per beneficiary and industry payment rates and begin to moderate geographical reimbursement disparities. Although not everything the home health folks wanted, Val (Elena: Val is a good friend of the POTUS and the President asked us, as you will recall, to be helpful where we could)

sent generally positive signals about it. The primary problem with Mr. Thomas' approach is that it would cost \$1.4 billion over 5 years and, rather than use Medicare program payment offsets, would be paid for with the budget surplus. Following on the heels of the Democrats' strong vote against surplus-funded tax cuts on Thursday, we believe they (and us) are likely to oppose the proposal's financing. Although we might be able to sustain this position, it will place great pressure on us to help produce Medicare offsets -- most of which are politically unviable. We will be meeting with the Democrats on Friday and early next week to determine if we can come up with an acceptable savings package and, regardless, how best to position ourselves on this politically sensitive issue.

Welfare Reform -- Grants to Study What Happens to People Leaving the Rolls: On Friday, HHS awarded \$3 million in grants to 10 states and 3 counties to help gather information about outcomes of families who leave welfare. The studies will track employment and earnings; returns to welfare; participation in Food Stamps, Medicaid, child support and child welfare; and family and child well-being. Florida will look at the impact of welfare reform on different ethnic groups, and Arizona's study will include a large Native American population. Massachusetts will examine the first group of families to hit their 24-month time limit. Several of the states will also **track outcomes for families who are diverted from the rolls and for those who are sanctioned.**

Welfare Reform -- New Federal Child Support Case Registry: Next month, HHS will put in place another of the critical building blocks of the interstate child support system proposed in your 1994 welfare reform bill and enacted in 1996. The Federal Case Registry, a national database of child support cases, will make it easier to locate deadbeat parents, particularly those living in other states. The registry will enable HHS to do automatic, daily computer matches of parents who owe support (the Federal Case Registry) and a national employee database (the National Directory of New Hires, a directory created in October 1997 which is updated daily with "new hire" information submitted by employers). These matches will locate working parents who owe child support and provide states with the wage and employer information they need to garnish the wages of the delinquent parent. States will begin to submit their case registry data to HHS on October 1; HHS expects to have 30 states in its system by the end of October and 40 states by the end of the year. In June, at the signing of the Deadbeat Parents Punishment Act, you announced that the National Directory of New Hires had in nine months located one million delinquent parents; the launch of the Federal Case Registry will make the new hire data even more useful by providing even more delinquent cases for it to be matched against.

Community Empowerment -- Regulation B: Last Spring, Treasury coordinated a comment letter to the Federal Reserve signed by DOJ, OCC, OTS, SBA, FTC and HUD that supported a proposal to amend Regulation B implementing the Equal Credit Opportunity Act to allow, but not require, banks to voluntarily collect data on the race and income of loan applicants, a practice currently prohibited. This data is already reported for home mortgage loans and has proven critical to identifying gaps in access to capital. This revision of Reg B would begin to

allow banks to self-assess their outreach and approval practices for non-mortgage loans, especially small business loans. It would also build on the success of your reform of the Community Reinvestment Act. Although the Fed considered and rejected a similar proposal in December 1996, we believe the Fed may be more willing to approve the change at this time. Factors that may influence them favorably include the coordinated Administration letter, supportive comment letters from a few large banks, and recent changes in the composition of the Board of Governors themselves. We now anticipate Federal Reserve action by the end of the year based on past timing, however there is no specific timeline mandated. We will keep you apprised of the situation and should we get advance notice of Fed approval, will seek to arrange an opportunity for you to make a statement in person.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-SEP-1998 09:28:14.00

SUBJECT:

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:

weekly, sorry about that.===== ATTACHMENT 1 =====

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D7]MAIL43559306D.226 to ASCII,

The following is a HEX DUMP:

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3C83D2FA5C98FDD892DF464D3748E041EFAA23455F825A7E62AFF97F766C475B01D645C286999D

My 1 insert for this week's weekly. CJ:

Medicare home health update. Following your direction, we have been providing technical assistance to the Congressional Committee's of jurisdiction in their efforts to develop changes to the BBA's home health care reimbursement provisions that the industry (Val Halamandaris) feels are harming providers and their ability to provide quality service to Medicare beneficiaries. On Tuesday, Ways and Means Subcommittee Chairman Bill Thomas unveiled a new and fairly creative policy alternative that has some potential. It would raise per beneficiary and industry payment rates and begin to moderate geographical reimbursement disparities. Although not everything the home health folks wanted, Val (Elena: Val is a good friend of the POTUS and the President asked us, as you will recall, to be helpful where we could) sent generally positive signals about it. The primary problem with Mr. Thomas' approach, however, is that it would cost \$1.4 billion over 5 years and, rather than use Medicare program payment offsets, he now says he wants his fix to be paid for with the budget surplus. Following on the heels of the Democrats' strong vote against surplus-funded tax cuts on Thursday, we believe our Democrats (and us) are likely to take a similar opposing position on the proposal's financing. Although we might be able to sustain this position, it will place great pressure on us to help produce Medicare offsets -- most of which are politically unviable. We will be meeting with the Democrats on Friday and early next week to determine if we can come up with an acceptable savings package and, regardless, how best to position ourselves on this politically sensitive issue.

Automated Records Management System
Hex-Dump Conversion

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-SEP-1998 11:05:00.00

SUBJECT: Complete Weekly Report 9/18

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

TEXT:

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

TEXT:

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September 19, 1998

MEMORANDUM FOR THE PRESIDENT

Automated Records Management System
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FROM: Bruce Reed
Elena Kagan

RE: DPC Weekly Report

Crime -- Juvenile Crime: This week, the House attached two major House juvenile crime bills passed last year -- H.R. 3, which we oppose, and HR 1818, a prevention bill which we support -- to a noncontroversial Senate bill reauthorizing funds for the Center for Missing and Exploited Children. The bill passed on the suspension calendar by a vote of 280-126. The juvenile crime bills are now items that must be resolved in conference. Senate Democrats are sure to oppose the move to appoint conferees.

Crime -- COPS Grants: This week, the COPS Office released over \$20 million in grants to 27 jurisdictions to hire 331 officers. Next week, the COPS Office will release over \$300 million in grants, including: (1) \$200 million COPS MORE grants to 600 law enforcement agencies to fund 10,000 police and police equivalents; (2) \$100 million under a long-awaited waiver for Los Angeles to fund over 700 new officers; and (3) roughly \$6 million to four other law enforcement agencies in California to hire an additional 82 officers.

Children and Families --Head Start: On Monday, the House passed a Head Start Reauthorization bill, stripping from the bill objectionable provisions added in Committee (such as vouchers), on the insistence of the Administration and House Democrats. The Senate has already passed a strong Head Start Reauthorization bill, paving the way for a speedy conference, and, we hope, a bill signing ceremony next month in which we can highlight the important achievements in the Head Start program during your Presidency. Both the House and Senate bills reauthorize the program at sums near your request and add important new goals for the program, such as "school readiness." A likely conference debate will be whether additional new investments in Head Start should be targeted to improving quality or serving more children. Our position has been that we must maintain a careful balance between quality and expansion -- continuing to make needed improvements, but also serving more eligible children. While the Senate bill adopts our position, the House bill unfortunately targets most new dollars into quality improvements, such as salary enhancements, thereby precluding reaching our goal of serving 1 million children. We will continue to fight in Conference to achieve a better balance between these two important goals.

Immigration -- H-2AGuestworkers: This past July the Senate passed an amendment to the CJS appropriations bill, sponsored by Senators Wyden and Graham, that would create a new agricultural guestworker (H-2A) program. This bill would severely weaken the labor

protections for migrant farmworkers and we have voiced our strong opposition to it. Since the bill's passage (68 to 31), it has lost support among Senate Democrats, principally because labor and Hispanic groups have made clear their vehement opposition. Last week, we met with a group of Democratic staffers to discuss our serious substantive concerns with the bill's approach. Our goal is to get this amendment stripped from the CJS bill and to do the real work of forging a consensus reform solution with members of Congress over the next several months.

Health Care -- Medicare Home Health Update: At your direction, we have been providing technical assistance to the Congressional Committee's of jurisdiction in their efforts to develop changes to the BBA's home health care reimbursement provisions that the industry (Val Halamandaris) feels are harming providers and their ability to provide quality service to Medicare beneficiaries. On Tuesday, Ways and Means Subcommittee Chairman Bill Thomas unveiled a new and fairly creative policy alternative that has some potential. It would raise per beneficiary and industry payment rates and begin to moderate geographical reimbursement disparities. Although not everything the home health folks wanted, Val (Elena: Val is a good friend of the POTUS and the President asked us, as you will recall, to be helpful where we could) sent generally positive signals about it. The primary problem with Mr. Thomas' approach is that it would cost \$1.4 billion over 5 years and, rather than use Medicare program payment offsets, would be paid for with the budget surplus. Following on the heels of the Democrats' strong vote against surplus-funded tax cuts on Thursday, we believe they (and us) are likely to oppose the proposal's financing. Although we might be able to sustain this position, it will place great pressure on us to help produce Medicare offsets -- most of which are politically unviable. We will be meeting with the Democrats on Friday and early next week to determine if we can come up with an acceptable savings package and, regardless, how best to position ourselves on this politically sensitive issue.

Welfare Reform -- Grants to Study What Happens to People Leaving the Rolls: On Friday, HHS awarded \$3 million in grants to 10 states and 3 counties to help gather information about outcomes of families who leave welfare. The studies will track employment and earnings; returns to welfare; participation in Food Stamps, Medicaid, child support and child welfare; and family and child well-being. Florida will look at the impact of welfare reform on different ethnic groups, and Arizona's study will include a large Native American population. Massachusetts will examine the first group of families to hit their 24-month time limit. Several of the states will also **track outcomes for families who are diverted from the rolls and for those who are sanctioned.**

Welfare Reform -- New Federal Child Support Case Registry: Next month, HHS will put in place another of the critical building blocks of the interstate child support system proposed in your 1994 welfare reform bill and enacted in 1996. The Federal Case Registry, a national database of child support cases, will make it easier to locate deadbeat parents, particularly those living in other states. The registry will enable HHS to do automatic, daily computer matches of parents who owe support (the Federal Case Registry) and a national employee database (the National Directory of New Hires, a directory created in October 1997

which is updated daily with “new hire” information submitted by employers). These matches will locate working parents who owe child support and provide states with the wage and employer information they need to garnish the wages of the delinquent parent. States will begin to submit their case registry data to HHS on October 1; HHS expects to have 30 states in its system by the end of October and 40 states by the end of the year. In June, at the signing of the Deadbeat Parents Punishment Act, you announced that the National Directory of New Hires had in nine months located one million delinquent parents; the launch of the Federal Case Registry will make the new hire data even more useful by providing even more delinquent cases for it to be matched against.

Community Empowerment -- Regulation B: Last Spring, Treasury coordinated a comment letter to the Federal Reserve signed by DOJ, OCC, OTS, SBA, FTC and HUD that supported a proposal to amend Regulation B implementing the Equal Credit Opportunity Act to allow, but not require, banks to voluntarily collect data on the race and income of loan applicants, a practice currently prohibited. This data is already reported for home mortgage loans and has proven critical to identifying gaps in access to capital. This revision of Reg B would begin to allow banks to self-assess their outreach and approval practices for non-mortgage loans, especially small business loans. It would also build on the success of your reform of the Community Reinvestment Act. Although the Fed considered and rejected a similar proposal in December 1996, we believe the Fed may be more willing to approve the change at this time. Factors that may influence them favorably include the coordinated Administration letter, supportive comment letters from a few large banks, and recent changes in the composition of the Board of Governors themselves. We now anticipate Federal Reserve action by the end of the year based on past timing, however there is no specific timeline mandated. We will keep you apprised of the situation and should we get advance notice of Fed approval, will seek to arrange an opportunity for you to make a statement in person.

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RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-SEP-1998 21:25:20.00

SUBJECT: Paragraphs for memo to Erskine

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

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

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

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

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

TEXT:

Elena -- here are the paragraphs we discussed for you to put in your longer memo to Erskine. Elena/Chris -- I've put some related documents on chairs.

Requiring States to Fund Priorities in Exchange for Medicaid Recoupment Protection

Protecting states from Medicaid recoupment is one of the National Governors' Association's top three priorities for the remainder of the Congressional session (the other two are expansion of the Ed-Flex demonstration program and support for an Enzi-Sessions amendment regarding Indian gaming). On Thursday, a letter signed by every state attorney general was sent to the House and Senate leadership stating their "strong support for legislation that would protect tobacco litigation or settlement recoveries from federal Medicaid recoupment claims."

Governor Chiles is coming to see you on Tuesday to urge us to make addressing this issue a top Administration priority for the upcoming budget discussions. His staff have told us that Chiles thinks we have leverage to get states to agree to legislation that would provide protection from recoupment only to states that agree to:

(1) Spend half their settlement funds on the menu of seven spending items we negotiated with NGA for the McCain legislation (child care, child welfare, maternal and child health block grant, substance abuse block grant, safe and drug free schools program, Eisenhower education grants, and state match for the children's health insurance program (limited to 6 percent of total)).

(2) Pay a pro-rata share of the CBO-scored costs of this provision. For example, a state that received 30 percent of the nation's tobacco settlement funds in a given year would pay the federal government 30 percent of the CBO-estimated costs. CBO currently projects \$1.2 billion in federal Medicaid recoveries over five years from state tobacco settlements, and thus scores legislation protecting states from recoupment as costing \$1.2 billion.

Chiles' staff did not say that the NGA has agreed to the funding restrictions outlined in (1), but simply that Chiles believes a majority of states would accept such funding restrictions in exchange for recoupment protections. All states have agreed to the payment mechanism outlined in (2).

Chiles apparently wants a deal this year because 1) he fears HCFA's efforts to recoup Florida's funds, even if ultimately unsuccessful, will delay implementation of his anti-tobacco program; and 2) he thinks given the promising negotiations now underway between the states and the industry, CBO's January baseline will score the cost of this provision even higher than \$1.2 billion, making it harder to maintain state agreement on the payment mechanism.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-SEP-1998 11:07:02.00

SUBJECT: partial birth abortion

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

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

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

TEXT:

The Senate sustained the President's veto, 64-36. Didn't lose any more votes this time around.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-SEP-1998 16:16:45.00

SUBJECT: Re: memo

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

READ:UNKNOWN

TEXT:

That looks terrific. Thanks!

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-SEP-1998 13:56:15.00

SUBJECT: New Ideas Document Incorporating Welfare Ideas

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

READ:UNKNOWN

TEXT:

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

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

TEXT:

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September 16, 1998

MEMORANDUM FOR THE CHIEF OF STAFF

Automated Records Management System
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FROM: Bruce Reed
Elena Kagan

RE: DPC October Event Ideas

Possible Welfare Event

1. Child Support -- New National Case Registry: This month, HHS will put in place a Federal Case Registry, a national database of child support cases. This new national database will make it easier to locate deadbeat parents, particularly those that have moved to a different state. HHS will do daily computer matches between the new Federal Case Registry and the National Directory of New Hires (a national employee database created in October 1997 which is continuously updated with "new hire" information on new employees). These matches will locate working parents who owe child support; this information will be sent back to the states which will contact the employers and garnish the wages of the delinquent parent. The registry was proposed by the President in 1994 and enacted as part of the 1996 welfare reform law. Approximately one-third of all child support cases involve parents living in different states.

States will begin to submit their case registry data to HHS on October 1; HHS expects to have 30 states in its system by the end of October and 40 states by the end of the year. This new registry could be unveiled anytime in October.

At the June 24th signing of the Deadbeat Parents Punishment Act, the President announced that the National Directory of New Hires had located one million delinquent parents since its October 1997 launch. The launch of the National Case Registry will make the National Directory of New Hires even more useful, enabling every child support case to be matched against the employer data.

2. TANF Participation Events: Could announce TANF participation rates, along with latest caseload numbers, at a site visit that highlights welfare reform working well. Note that we don't know exactly when the participation rates will be ready (probably no earlier than later part of October) and the news may be mixed (a number of states may fail two-parent rates). After the new Census Bureau's Current Population Survey data becomes available 9/24, we will also be able to update the number of people who were on welfare in one year who were working in the following year (this number increased by nearly 30 percent between 1996 and 1997 -- as a result, 1.7 million adults on welfare in 1996 were working in March 1997. At the end of the month, we'll have March 1998 data).

3. **Denver Event:** The Partnership also has a low-profile event planned in Denver for 10/28 which we could probably build on. POTUS will be in Denver 10/20.
4. **Access to Jobs:** DOT plans to announce grant availability of Access to Jobs funds 10/7 -- this is a pretty small thing but we might be able to package with something else.
5. **WTW Competitive Grants:** The WTW Competitive Grants we mentioned earlier will now not be ready until mid-November.

Possible Health Care Events

1. **Long-Term Care:** If Democrats introduce an alternative tax bill, we could do an event (either before or concurrent with the Democratic unveiling) that highlights the President's long-term care initiative. The President's proposal would provide for a \$500-\$1,000 tax credit to people with long-term care needs or their caregivers. It would cost about \$5 billion over 5 years and help about 2.2 million people. It would also establish a private long-term care insurance offering to Federal employees through the Federal Employees Health Benefit plan. OPM estimates that 300,000 people would buy these policies.
2. **Work Incentives and Health Care for People with Disabilities:** Within the next week, we will know whether the Senate can agree to bring the Jeffords-Kennedy Work Incentives Improvement Act -- the disability community's top health priority -- to the floor for a vote. If it does, because of our summer-long work to help develop this bill with the Senators and advocacy communities, we could create a strong event with both the disability and AIDS communities to give it a strong Presidential push. We could also announce the approval of four states for the new "date certain" grant program. This long sought after initiative (by the disability community) provides states the ability to use Medicaid resources to offer institutionalized disabled persons the option of returning to the community -- within a specific timeframe -- to receive their needed long-term care services. It would be viewed by the community as an important signal that we are attempting to move the Medicaid away from its historic institutional bias for the chronically ill.
3. **NGA Partnership Even on Children's Health:** October is the 1st anniversary of the effective date of the Children's Health Insurance Program (CHIP) and October 5th is Child Health Day. We could release the first annual report on states' progress in implementing CHIP, which is expected to coincide with a sufficient number of state approvals to cover 2.5 million kids. At this event, we would launch phase one of our children's health outreach campaign with NGA to target parents of uninsured children eligible for CHIP and Medicaid. As part of this announcement, we would unveil a series of targeted radio ads in 9 states and well as highlight innovate efforts by the Governors themselves. Finally, we are working on getting a commitment from Americorps -- to have them help families sign up for Medicaid and CHIP at the local level -- that could complement our range of Federal activities.

4. Cancer Event(s): In addition to the September 26th Cancer March (and the President's possible involvement through a radio address), October is National Breast Cancer Awareness month. It is also the 5th anniversary of the President's launching of the National Action Plan on Breast Cancer. We have tentatively scheduled October 21st for an event with the First Lady to highlight a new information outreach and screening campaign focused particularly on underserved minorities. Because of the President's strong cancer record, as well as his desire to underscore our commitment to ending health disparities between races, this might provide a good forum for the President to highlight our record.

Possible Education Events

1. Announce Technology Grants: The Education Department is prepared to announce \$30 million in grants to approximately 17 states. ED is prepared to announce these on Monday, September 21 but could be held until September 30 if necessary.

2. Announce Charter Schools Grants: The Education Department is preparing to award approximately \$60-70 million to approximately 20 states. These awards may be available as early as next week, and must be awarded by September 30.

3. School-to-Work Grants: \$40 million in School-to-Work grants will be awarded to urban and rural communities. These grants must be awarded on Sept. 30; they will not be available before and can't be held until later.

4. Safe and Drug Free Schools Grants: Two different sets of grants totaling \$5.1 million. These could be announced as early as 9/21 or 9/22 or as late as 9/30. (10 grants for model \$3.2 million for 10 model/ demonstration safe and drug-free school partnerships and \$1.9 million for violence prevention programs started by universities).

5. Possible HEA bill signing: The Higher Education Act is virtually certain to pass this session, though the timing uncertain. It is likely to contain provisions to reduce student loan interest rates, as well as programs that reflect our High Hopes and Teacher Recruitment and Preparation proposals.

6. Charter Schools bill signing: Prospects for passing the charter schools legislation are still good though not guaranteed; at present it is impossible to predict timing.

7. Early Literacy bill signing: Prospects for passing the early literacy bill are still good though not guaranteed; at present it is impossible to predict timing.

8. Oct. 15 Safe Schools Conference: Policy announcements for this conference include: (1) the first annual report on school safety; (2) the Administration's approach to overhauling the Safe and Drug Free Schools program; (3) a grants program, involving funds from ED, Justice and HHS to support development and implementation of

comprehensive school safety programs; and (4) the establishment of a FEMA-like federal response to school-related homicides.

Possible Crime Events

1. Final COPS Grants for FY 1998: On September 24th or 25th, the President could announce at an event or in his weekly radio address \$370 million for grants to hire and redeploy 11,500 more police officers. This announcement would include 700 new police officers (\$100 million) for Los Angeles, another 800 new hires for the rest of California. (\$70 million) and \$200 million for COPS MORE grants for police department to redeploy more than 10,000 officers.

2. Elder Fraud and Crime: The President could take several actions to combat elder abuse and crime, including: Elder Abuse (1) release the preliminary findings of an HHS study on elder abuse; (2) create a new national center on elder abuse; (3) call on Congress to reauthorize the Older Americans' Act, which includes services to help older Americans at risk for abuse; Elder Fraud (4) launch new partnership between the Justice Department and AARP to create Elder Fraud Prevention Teams (EFPTs) in four cities -- Miami, Phoenix, San Diego, and Seattle (5) announce roughly \$3 million in Justice Department grants to combat fraud against the elderly; and (6) announce posting of new information on telemarketing fraud on the Department of Justice Web site. The Justice grants portion of this announcement will need to be released before the September 30th.

3. TOP COPS: On October 9th, the President could sign legislation to expand educational benefits for the children of slain local law enforcement officers. The President endorsed this proposal -- backed by the National Association of Police Organizations and other police groups -- at last year's TOP COPS event in the Rose Garden. This proposal has strong bipartisan support and has already passed the Senate; however, we will need to work with the police groups to get this considered on the House floor as soon as possible.

4. White House Conference on School Safety: On October 15th, the President will host a White House Conference on School Safety and take the following actions: (1) release the first annual Report on School Safety, which includes school crime data, model safe schools, and recommended actions for parents and teachers to take to improve safety; (2) unveil new principles to revamp the Safe and Drug-Free Schools program and call for additional funds in the FY 2000 budget; (3) unveil the components of new FEMA-like assistance for communities to respond to school-related homicides; (4) launch new comprehensive school safety grants which will bring together various streams of funding from federal agencies; (5) kick-off a partnership with MTV on school safety, which includes a year of PSAs; and (6) release a manual to combat bullying in schools. Other policy announcements and grants might also be available for release at the conference.

5. 1997 FBI Crime Statistics: Coinciding with the October 18th release of the final 1997 FBI Uniform Report -- which will continue to show large decreases in crime -- the President

could give a major policy speech on how this Administration's efforts have helped to fuel the longest sustained drop in violent crime in nearly 40 years. The speech would commemorate the fourth year anniversary of the passage of the landmark 1994 Crime Act, highlight how this Administration -- through signature initiatives such as COPS -- has helped to change the nation's approach to crime, and begin to make the case for new crime proposals that will be included in the State of the Union and FY 2000 budget.

6. Report and Expansion of the President's Youth Crime Gun Interdiction Initiative: On October 23rd, the President could: (1) release the second annual report on the Youth Crime Gun Interdiction Initiative (YCGII), which will provide new ATF data on guns used in crimes in 27 cities; (2) announce the availability of funds to hire 6 new ATF agents to investigate gun trafficking in these 27 cities; and (3) propose a dramatic expansion of this initiative to all major cities -- that is, to the approximately 65-70 cities with populations of 250,000 or more. Additionally, since we expect the YCGII report to make a strong case for cracking down on "straw purchasers" and gun shows, the President could consider announcing his support for legislation requiring background checks for all secondary market gun purchases. This, however, requires further consideration.

Possible Immigration Events

1. Naturalization event: Sometime during the month of October, the INS will deploy six sets of naturalization backlog reduction teams comprised of adjudicators dedicated to naturalization application processing. These teams will be sent to the six cities that represent 65% of the backlog -- New York, Los Angeles, Chicago, San Francisco, Miami, and Chicago. At the same time, we hope that Congress will approve our request for \$171 in reprogramming funds -- money that will be dedicated to naturalization backlog efforts. We could announce the deployment of one or more of these teams, along with the \$171 million, highlighting our commitment to reducing the naturalization backlog.

2. Public charge and Medicaid: We hope to soon resolve the question (with INS and State) of whether the receipt of Medicaid should be considered in the INS's analysis of whether a person is "likely to become a public charge" ; thus, not eligible to adjust their immigration status or be admitted to the U.S. If we can come to an Administration position (in the next couple of weeks) that receipt of Medicaid should not be considered (unless the applicant is institutionalized), we can announce an INS proposed rule with that interpretation. This will be very big in the Medicaid and immigrant communities because as long as Medicaid questions are asked as part of an INS status determination, immigrants will be less inclined to sign up for benefits to which they (or their children) are entitled. We can use the opportunity to talk about our commitment to expanded Medicaid coverage, particularly to children (CHIP).

3. H-1B legislation: In the next week or so, we should know whether there will be a bill on H-1B (high-tech) visas that we intend to sign. If there is, it could be an opportunity to talk about training U.S. workers first and keeping companies competitive through access to, when

necessary, the international labor market (the bill will have both new money for training, some protection for U.S. workers, and an increase in the visas).

Possible Tobacco Events

1. Counteradvertising: At the event, the President would direct HHS to: (1) designate the CDC's Media Campaign Resource Center as a National Clearinghouse on Tobacco Counteradvertising; (2) collect and disseminate a package of the "top-10" advertisements for preventing youth smoking, and make these available to states and organizations for television placement free of charge; and (3) make effective anti-tobacco curriculum available to every school.

We could invite supermodel Christy Turlington and musical group "Boyz II Men" to participate in the event, both of whom have already demonstrated their commitment to this effort by making public service announcements targeting youth smoking that are available through the CDC (these ads would be among the "top 10" package). The President could also urge the entertainment industry to do its part in reducing youth smoking, by urging broadcasters to air public service announcements targeting youth smoking, actors to speak out on the subject, and writers and directors to reduce the portrayal of smoking in movies and films.

2. DOD: The President would unveil the DOD's new comprehensive military-wide anti-tobacco plan. This plan includes covering over-the-counter nicotine replacement therapies under military health care coverage, a military-wide counteradvertising campaign, incorporating anti-tobacco messages into education and training programs for military personnel (cost: \$60 million). At the event, the President could be joined by the Secretary of Defense, the Chairman of the Joint Chiefs of Staff and other high-ranking military officers.

Military personnel have higher rates of smoking than the general population (31.7 percent), and DOD tobacco-related health care costs are approximately \$1.3 billion per year. Their goal is to be smoke free by 2010.

3. OSHA: The President would sign an Executive Order directing OSHA to issue within one year a standard establishing a smoke-free workplace for all private sector employees. ETS exposure in the workplace poses significant risks to employees who are non-smokers, including lung cancer, heart disease, and respiratory problems. This standard would be similar to the August 1997 Executive Order banning smoking in Federal building.

OSHA has been working since 1991 on a standard regulating all indoor air quality (which includes environmental tobacco smoke and air pollutants such as harmful bacteria and hazardous chemicals). They are years away from completing this standard, largely because they do not have sufficient scientific evidence to justify the regulation of indoor air pollutants. However, they believe that if the President ordered a separate standard only on ETS, more resources would be devoted to the project and they could finish it within 12-18 months.

Possible Service Events

1. Americorps 100,000th Member Event (10/23): CNS is planning national service events in Washington, DC and elsewhere around the country on October 23 to celebrate the swearing-in of the 100,000th Americorps member. CNS has submitted a scheduling request to have the President swear in Americorps members in one location and have thousands of others participate via satellite hook-ups. During this event, the President could also announce:

- **Americorps Promise Fellowships:** The announcement of \$5 million in grants to support 500 -1000 fellowships to help implement programs in support of the five goals for children and youth set at the Presidents' Summit for America's Future. The President unveiled this fellowship program at the City Year National Convention in Cleveland, Ohio.
- **President's Service Awards:** The highest volunteer service award which has been annually presented by the President and/or Mrs. Clinton to twenty Americans who have demonstrated outstanding volunteer service to their communities. This year's awards will be aligned with the five goals for children and youth identified at the Presidents' Summit.
- **President's Student Service Award:** Modeled on the President's Physical Fitness Award, the President's Student Service Award will be given to all young people who complete 100 hours of service in their communities. This is part of a three-part strategy for inspiring and recognizing national service by young people, the other two are: (1) Leader schools -- schools with exemplary service programs; and (2) service scholarships -- \$1000 for one student per high school who has performed outstanding community service.

Possible Community Empowerment Events

1. Bill Signing on Individual Development Accounts: As of today, the House Passed the IDA bill drafted by Harkin and Coates. The bill would provide for the first time direct funding for IDAs, something the President has supported since 1992. The Senate has provided funding of \$10 million to go along with the authorization. This legislation now goes to conference. Along with the bill signing, we could also announce that the President is sending a letter to the bank regulators asking that IDA accounts count towards a financial institutions Community Reinvestment Act (CRA) requirements.

2. Welfare to Work Housing Vouchers: Assuming the appropriations bill is eventually signed, Congress should fund some amount (17,000 in the House but only 7,000 in the Senate) of the President's request for new, incremental Welfare to Work Housing Vouchers. This is the first major incremental increase in years.

3. **Homeless Veterans:** On September 28-30, the VA is having a conference in Baltimore on homeless veterans. The President could attend and announce the VA's grants for homeless veterans. Alternatively, the VA could hold the announcement of the grants and we could announce it in October. There might be some HUD grants he could announce as well. In addition, the VA did its FY1997 survey of homeless veterans that shows that almost 25% of the veterans they serve could be considered homeless. VA thinks that this report has not been announced yet (I still have to get final confirmation on that)

Possible Children and Families Events

1. **Launch of Children's Health Outreach Campaign:** The President and/or First Lady could announce, with the National Governors Association and America's Promise, the launch of our children's health outreach campaign in ten states (Colorado, Delaware, Florida, Idaho, Indiana, Massachusetts, Oklahoma, Ohio, Pennsylvania, and Utah). The campaign consists of paid radio advertisements and a series of commitments by non-profit groups and private corporations to get information to low-income families about the Children's Health Insurance Program and Medicaid.

2. **Announcement of New Child Care Fiscal Data.** The President could announce new fiscal data of the number of children served with child care assistance through the Child Care and Development Block Grant (CCDBG). This data will point to the need for increased investment in the block grant -- we expect the data to indicate that we are serving approximately 1.8 million children of the 10 million eligible for assistance. This is the first data to examine the CCDBG created by welfare reform in 1996 (when four child care assistance programs were consolidated).

3. **Signing Ceremony for the Head Start Reauthorization Bill:** The President could host a bill signing ceremony for the expected Head Start Reauthorization bill (which is now heading to Conference). Head Start provides intensive, full and half day services to low-income pre-school children and their families. This event could serve to highlight the Clinton Administration's significant strides with the Head Start program, including: (1) significantly increasing Head Start participation; (2) creating Early Head Start for infants and toddlers; and (3) dramatically improving program quality.

4. **Breast Cancer Event:** As an event marking October as Breast Cancer Awareness Month, the President and First Lady could release a report from HHS detailing the progress of the Administration in the fight against breast cancer five years after the Administration and advocates jointly issued the National Action Plan on Breast Cancer. The report would describe the Administration's success in reaching many of the goals of the Action Plan, and would demonstrate the important link between Administration activities, such as increased investment in research, and recent breakthroughs in the fight against this disease. The event would also provide the President with the opportunity to direct the Secretary of Health and Human Services to make substantial further progress over the next two years on the goals of the action plan we

have yet to reach, such as coordination of efforts to place women into breast cancer clinical trials and better dissemination of information about breast cancer.

5. Signing Ceremony for the Quality Child Care for Federal Employees Act (If passed as a Free-Standing Bill): The President could host a bill signing event for the expected Quality Child Care for Federal Employees Act, which makes important improvements to federally-sponsored child care. The bill reinforces the executive memorandum that the President issued (in March 1998) to improve federally-sponsored child care in the executive branch by ensuring proper background checks of child care providers, and achieving full accreditation of child care facilities. The legislation applies to all federally sponsored child care (executive, judicial and legislative branches), and includes other important provisions, such as: (1) giving GSA new oversight responsibilities for most federally-sponsored child care and directing GSA to develop, issue and enforce uniform health and safety standards; and (2) authorizing agencies to use appropriated funds for child care tuition subsidies. The event could also serve to highlight the DOD and GSA reports to the President that respond to his Executive Memorandum. *NOTE: the legislation's vehicle (Treasury-Postal Appropriations versus stand alone bill) and the timing of its passage are unclear; if the bill comes to the President as a part of the appropriations bill, a separate signing ceremony is not be possible.*

6. CEO Roundtable Discussion on Work/Family Issues: The President could host a meeting of CEO's to discuss "family-friendly" workplace practices that meet the needs of the nation's changing workforce. The President could release a new CEA report on Families and the Changing Labor Market. Additionally, the President could signal support for the design of a paid parental leave program (policy development process required). This meeting would build on the work of the Treasury Child Care Working Group, run by the Secretary Rubin (the President released its report and the First Lady met with the CEO working group in May, 1998).

7. Kaiser Study on Violence: The Foundation says it could break out a separate study on incidence of violence on shows where it is not expected.

8. Family Report: If it can be fixed.

Possible Consumer Protection Ideas

1. Food Safety: The President could announce some combination of the following: a preliminary USDA study showing that salmonella risks have declined by almost 50% in chicken and almost 40% in swine in part due to HACCP program. However, we should do this event on the message openings on the 24th or 25th or as the radio address on the 26th. This event shows that the President's food safety initiative is working and that we should get our food safety budget fully funded. In addition, USDA has approximately \$1 to \$2 million dollars worth of grants for projects such as Safe Food for Mom and Tots and Distance Learning for food safety. (I will send a separate paragraph of what an event for next week would look like).

The Administration could also produce a show and tell event demonstrating the importance of research -- federal research has led to technologies that dramatically reduce salmonella in chicken and e-coli in cows.

2. **Binge drinking:** The Distillers have offered to do an event with representatives of some of the several hundred universities using their new alcohol education material. We would need to clarify MADD's position. In addition, the distillers have a policy of not placing billboards near schools. They offered to work to find existing billboards that might be torn down. This would be part of an effort to discourage children from drinking.

Possible Other Ideas

1. **Rural Event:** It is likely there will be a substantial emergency spending bill to sign for devastated farmers.
2. **E-Rate:** FCC said they will have some deliverables on e-rate that we should look into.
3. **Defibrillators:** We should hear about the HHS heart attack/defibrillator study.