

NLWJC – Kagan

EMAILS RECEIVED

ARMS – Box 45 – Folder – 008

[02/23/1999]

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001a. email	Paul Weinstein Jr. to Elena Kagan re: Men [partial] (1 page)	02/23/1999	P6/b(6)
001b. email attachment	Biography [partial] (1 page)	02/23/1999	P6/b(6)
002. email	Bruce Reed to Elena Kagan re: staff (1 page)	02/23/1999	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[02/23/1999]

2009-1006-F

bm98

RESTRICTION CODES

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

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

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
- b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
- b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Karin Kullman (CN=Karin Kullman/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:23-FEB-1999 08:48:34.00

SUBJECT: Commencement Meeting on Wednesday, 2/24

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

TO: Devorah R. Adler (CN=Devorah R. Adler/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: Andrea Kane (CN=Andrea Kane/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: Jose Cerda III (CN=Jose Cerda III/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: 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: Thomas L. Freedman (CN=Thomas L. Freedman/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

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

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

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

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

TO: Paul J. Weinstein Jr. (CN=Paul J. Weinstein Jr./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: Cathy R. Mays (CN=Cathy R. Mays/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: Sarah A. Bianchi (CN=Sarah A. Bianchi/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Are there any schools that people feel strongly about?

----- Forwarded by Karin Kullman/OPD/EOP on 02/23/99

07:51 AM -----

Charles J. Payson

02/23/99 08:24:50 AM

Record Type: Record

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

cc: June G. Turner/WHO/EOP

Subject: Commencement Meeting on Wednesday, 2/24

Stephanie Streett and Michael Waldman will be holding another meeting to discuss

1999 Commencements tomorrow, Wednesday, at 5 pm in the Roosevelt Room.

Scheduling is working to provide the commencement dates for the schools discussed in the last meeting. Should you feel strongly about a certain school, and you have the commencement date, please submit a scheduling proposal by COB TODAY to WW Scheduling so that it may receive adequate consideration during tomorrow's meeting.

If you have any questions, please call Chip at x62823. Thanks!

Message Sent

To:

Ann F. Lewis/WHO/EOP
Kevin S. Moran/WHO/EOP
Douglas B. Sosnik/WHO/EOP
Nancy V. Hernreich/WHO/EOP
Phillip Caplan/WHO/EOP
Cathy R. Mays/OPD/EOP
Sara M. Latham/WHO/EOP
Marjorie Tarmey/WHO/EOP
Maria Echaveste/WHO/EOP
Patricia Solis-Doyle/WHO/EOP
Stephanie S. Streett/WHO/EOP
Charles J. Payson/WHO/EOP
Capricia P. Marshall/WHO/EOP

Eric P. Hothem/WHO/EOP
HILLIARD_B @ A1 @ CD @ LNGTWY
Jeffrey A. Forbes/WHO/EOP
Elisa Millsap/WHO/EOP
Todd Stern/WHO/EOP
Jennifer M. Palmieri/WHO/EOP
Beth A. Viola/CEQ/EOP
Michele Jolin/CEA/EOP
Melinda N. Bates/WHO/EOP
Ruby Shamir/WHO/EOP
Jonathan A. Kaplan/OPD/EOP
Paul E. Begala/WHO/EOP
Bob J. Nash/WHO/EOP
Ruth A. Eaglin/WHO/EOP
Kim B. Widdess/WHO/EOP
Maritza Rivera/WHO/EOP
Stacie Spector/WHO/EOP
Brian A. Barreto/OPD/EOP
Jeffrey M. Smith/OSTP/EOP
Wendy Hartman/OVP @ OVP
Linda Ricci/OMB/EOP
Maya Seiden/WHO/EOP
Lisa A. Berg/OVP @ OVP
Dominique L. Cano/WHO/EOP
Patrice L. Stanley/WHO/EOP
Mona G. Mohib/WHO/EOP
Melissa G. Green/OPD/EOP
Jonathan Orszag/OPD/EOP
Minyon Moore/WHO/EOP
Cheryl M. Carter/WHO/EOP
Mary Morrison/WHO/EOP
Laura K. Demeo/WHO/EOP
Lisa J. Levin/WHO/EOP
Betty J. Fountain/OSTP/EOP
Jocelyn A. Bucaro/WHO/EOP
Steve Ricchetti/WHO/EOP
Linda L. Moore/WHO/EOP
Craig Hughes/WHO/EOP
Cynthia M. Jasso-Rotunno/WHO/EOP
Bridget T. Leininger/WHO/EOP
Andrew J. Mayock/WHO/EOP
Simeona F. Pasquil/WHO/EOP
James T. Heimbach/WHO/EOP
Joshua S. Gottheimer/WHO/EOP
Susan L. Hazard/WHO/EOP
Theresa F. Granger/WHO/EOP
John Dankowski/WHO/EOP
Jacquelyn J. Bennett/WHO/EOP
Karin Kullman/OPD/EOP
Charles J. Payson/WHO/EOP
Audrey T. Haynes/OVP @ OVP
Melissa J. Prober/WHO/EOP
Gene B. Sperling/OPD/EOP
Melissa G. Green/OPD/EOP
Peter A. Weissman/OPD/EOP
Karen Tramontano/WHO/EOP
Carolyn T. Wu/WHO/EOP
Ann A. McCoy/WHO/EOP
John Podesta/WHO/EOP
Sara M. Latham/WHO/EOP

Thurgood Marshall Jr/WHO/EOP
Maya Seiden/WHO/EOP
Michael Waldman/WHO/EOP
Charles F. Ruff/WHO/EOP
Edward F. Hughes/WHO/EOP
Bruce N. Reed/OPD/EOP
Katharine Button/WHO/EOP
Mickey Ibarra/WHO/EOP
Patrice L. Stanley/WHO/EOP
Maria E. Soto/WHO/EOP
Lawrence J. Stein/WHO/EOP
Elisa Millsap/WHO/EOP
Virginia Apuzzo/WHO/EOP
Melinda N. Bates/WHO/EOP
Sandra Thurman/OPD/EOP
Joseph P. Lockhart/WHO/EOP
Robert B. Johnson/WHO/EOP
Cheryl M. Carter/WHO/EOP
Ron Klain/OVP @ OVP
Janet L. Yellen/CEA/EOP
George T. Frampton/CEQ/EOP
Jacob J. Lew/OMB/EOP
Sylvia M. Mathews/OMB/EOP
Neal Lane/OSTP/EOP
jblumenthal @ whitehousefellows.gov @ INET @ VAXGTWY
Jennifer M. Luray/WHO/EOP
Glyn T. Davies/NSC/EOP
Brenda I. Hilliard/NSC/EOP
KERRICK_D @ A1 @ CD @ VAXGTWY
Timothy W. Emrich/WHO/EOP
Mary E. Cahill/WHO/EOP
Sean P. O'Shea/WHO/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elizabeth R. Newman (CN=Elizabeth R. Newman/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:23-FEB-1999 09:18:34.00

SUBJECT: guidance today

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:

medicare commission meeting

medicare - USA Today story about fraud

Ed-Flex

Domenici Education Proposal (\$40 billion)

CHIP

Thurmond - Wine Labels Block (NYTimes)

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 10:15:14.00

SUBJECT: Wine Labeling

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

I ran this by Neal Wollin who handles this for Treasury.

Q. What is the Administration's response to Senator Thurmond's opposition to the Treasury Department's decision to allow two new health messages on wine bottles and Senator Thurmond's announcement that he will introduce legislation to transfer authority over wine labeling from the Treasury Department to the Department of Health and Human Services?

A. The Administration shares Senator Thurmond's concern that the public must not be misled about the effects of alcohol. The consequences of the misuse of alcohol are grave and we will do all we can to avoid confusion in the minds of consumers. The Treasury Department did not feel it had the statutory authority to disapprove these labels given its authority in this area is limited to prohibiting statements that are false and misleading. We look forward to examining Senator Thurmond's proposal and working with the Senator and others to investigate appropriate next steps.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 10:29:39.00

SUBJECT: Civil Rights Enforcement Internal Mtg

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

TO: Felicia.Wong (Felicia.Wong @ NPR.gov @ inet [UNKNOWN])
READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

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

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

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

TEXT:

There will be a CRE internal White House meeting on Monday, March 1 at 3:30 in the Roosevelt Room

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Devorah R. Adler (CN=Devorah R. Adler/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:23-FEB-1999 10:38:18.00

SUBJECT: fraud q&a

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:

Q: What is your response to Today's USA Today article on your fraud and abuse enforcement activities?

A: Since the President has been in office, he has made enforcement against fraud, waste, and abuse job number one. Since 1993, the Administration's efforts have saved taxpayers more than \$20 billion, with health care fraud convictions increasing by more than 240 percent. The Administration has assigned more federal prosecutors and FBI agents to fight health care fraud than ever before. In addition, HIPAA created, for the first time ever, a stable funding source to fight fraud and abuse, and in FY1997 alone -- the first full year of funding under HIPAA -- nearly \$1 billion in fraud and abuse savings was returned to the Medicare Trust Fund. Tomorrow, we will be joining AARP in a 30 city training session to utilize Medicare beneficiaries and their advocates as yet another partner to combat this problem. The President is very proud of our success in this area and has urged HHS and Justice to do everything that is possible to ensure that not one dollar of our health care resources are wasted in fraud and abuse.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Caroline R. Fredrickson (CN=Caroline R. Fredrickson/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:23-FEB-1999 10:57:24.00

SUBJECT: Tobacco Meeting

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

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

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

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

TEXT:

Does 12:30 tomorrow work for you to meet with the staff of the Dem
Senators who've signed onto the Hutchison bill?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 11:16:48.00

SUBJECT: revised class size paper

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

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

TEXT:

Elena, I incorporated all of your comments, except for two. They are:

- 1) you asked whether the authorization for the legislation is 6 or 7 years. The authorization is for 6 years, because we are now in the 2nd year of the program.
- 2) You asked if we could include seven-year figures for \$ and # of teachers. How important is it to include these? I think we can include these, but there are a few possible reasons not to do this.

First, the VP will be in Washington State Sunday, California Monday, and New York next Thursday, and they would LOVE to be able to release the 7-year state-by-states on one of these trips.

Second, it will take a bit of extra time to get and include the 7-year #s. (We could do it in time for the Riley-Kennedy mtg with groups at 4pm, though we probably couldn't do this in time for a 1pm Brod has on the hill. Brod would prefer to get these in time for his 1pm mtg, but 4pm would be OK with him as well.

Third, I am checking with Barbara Chow to make sure OMB is OK with including 7-year #s. I think we did include seven-year budget figures in the FY2000 budget, but --because of likely changes in state allocations over time -- OMB may be a little skittish about including the # of teachers by state.

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D35]MAIL40997475S.036 to ASCII,
The following is a HEX DUMP:

FF575043C1060000010A02010000000205000000711C000000020000F78BA32BAE3CD1E520D620
C641F8CA54DD6B6D1E198D1730B6F3E8F604B83AB609A1BCF41E38BFBA21650C12536084125AE9
B674489CCB405BE4EB38363B5D85EB4A298C05D82ECC1AEC476160BC105CFAE1BC0C1612661C6D
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2BFAC76B132705376F848D895118148F169301C12019B685F139D65CD619F1F03883581FB5EA09
26B2E858AC54CBD032C97E4216ACC74CABB6528232BB0109B70B094F4386AA3DBC957A336E163F

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

February 23, 1999

AN OPPORTUNITY FOR BIPARTISAN PROGRESS IN EDUCATION. Last year, President Clinton proposed a historic initiative to reduce class size in the early grades -- when children learn to read and get a solid foundation in the basics -- by hiring 100,000 well-prepared teachers over seven years. Congress enacted a down payment on this request last year with bipartisan support, providing a one-time \$1.2 billion appropriation to help communities hire approximately 30,000 teachers nationwide. This week, Congress has the opportunity to build on its bipartisan efforts to reduce class size and finish the job by passing legislation authorizing this initiative for the next six years.

SUPPORTING EFFECTIVE LOCAL PLANNING. Under the initiative enacted into law last year, school districts will begin to receive funding this July 1 in order to hire teachers to begin reducing class sizes this fall. While last year's one-year appropriation provided an important start on President Clinton's seven-year initiative, Congress has the chance to support effective local planning by giving school districts the confidence they need that funding will be available under this initiative for years to come. Rejecting this legislation this week will send a dangerous message to school districts about the prospects for continued funding just when they are beginning to make decisions about how to implement this new initiative.

INCREASED FUNDING FOR COMMUNITIES ACROSS THE NATION. In this year's budget, President Clinton and Vice President Gore proposed \$1.4 billion to hire a total 38,000 teachers.

- This initiative would provide [STATE] with [STATE ALLOCATION] to support [NUMBER OF TEACHERS] to reduce class size in early grades across the state.

SMALL CLASSES MAKE A DIFFERENCE. **Studies show that smaller classes help teachers provide more personal attention to students and spend less time on discipline; as a result students learn more and get a stronger foundation in the basic skills.** According to studies, students from smaller classes in North Carolina, Wisconsin, Indiana, Tennessee, and across the nation outperformed their peers in larger classes. Moreover, research shows that reduced class size makes the greatest difference for minority and disadvantaged students. For example, a national study of 10,000 4th graders and 10,000 8th graders found the greatest impact of smaller classes on inner-city youth.

SUPPORT FROM MAJOR EDUCATION ORGANIZATIONS. Major education organizations have said that the President's class size initiative is the kind of initiative that has the potential to make a real difference in raising the academic achievement of young Americans. These organizations include the American Association of School Administrators (AASA), the American Federation of Teachers (AFT), the Council of Chief State School Officers (CCSSO), the Council of Great City Schools (CGCS), Federal Advocacy for California Education, the National Association of Elementary School Principals (NAESP), the National Association of State Boards of Education (NASBE), the National Association of State Directors of Special Education, the National Education Association (NEA), the National Parent Teacher Association (PTA), the National School Boards Association (NSBA), NAACP, the National Association of School Psychologists, the International Reading Association (IRA), and the Executive Director of the Council of Scientific Society Presidents.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 12:14:30.00

SUBJECT: Education Strategy Meetings

TO: Mike_Cohen@ed.gov@inet (Mike_Cohen@ed.gov@inet [UNKNOWN])
READ:UNKNOWN

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

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

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

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

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

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

TO: Vicky_Stroud (Vicky_Stroud @ ed.gov@inet [UNKNOWN])
READ:UNKNOWN

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

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

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

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

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

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

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

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

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

CC: MaryEllen C. McGuire (CN=MaryEllen C. McGuire/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

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

TEXT:

We will be having two Education Strategy Meetings this week (both in Bruce's office).

Wednesday, February 24, 4:00 p.m. -- Consolidation/Flex Issue

Thursday, February 25, 5:15 p.m. -- Social Promotion

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 12:26:53.00

SUBJECT: Re: Hugh Price letter

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

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

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

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

TEXT:

GREAT--let my office know when, and make sure Ben and Edley are in the loop. Thanks.

Elena Kagan
02/23/99 12:21:41 PM
Record Type: Record

To: Maria Echaveste/WHO/EOP
cc: See the distribution list at the bottom of this message
Subject: Re: Hugh Price letter

I believe Jose and Laura are in the midst of putting together a meeting for sometime this week.

Message Copied

To:

Robert B. Johnson/WHO/EOP
Bruce N. Reed/OPD/EOP
Charles F. Ruff/WHO/EOP
edley @ law.harvard.edu @ inet
Clara J. Shin/WHO/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 12:27:13.00

SUBJECT: Re: President's feedback on Edley's Workplan Outline

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

READ:UNKNOWN

TEXT:

You are correct. Please see Bruce's E-mail below. Are you comfortable with me delivering that message or would you like to.

----- Forwarded by Paul J. Weinstein Jr./OPD/EOP on
02/23/99 12:26 PM -----

Bruce N. Reed

02/23/99 11:58:12 AM

Record Type: Record

To: Paul J. Weinstein Jr./OPD/EOP, Cynthia A. Rice/OPD/EOP, Andrea Kane/OPD/EOP

cc:

Subject: Re: President's feedback on Edley's Workplan Outline

Here is what I sent Maria: we should tell Chris what we've already proposed, and work with Gene on something new if need be, since obviously something "BIG" would involve MONEY.

----- Forwarded by Bruce N. Reed/OPD/EOP on 02/23/99
11:59 AM -----

Bruce N. Reed

02/17/99 12:41:04 PM

Record Type: Record

To: Maria Echaveste/WHO/EOP

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

Subject: Re: President's feedback on Edley's Workplan Outline

First we should put in one place the proposals we're already pushing to help jobless young men. For example, 20% of our welfare-to-work proposal is dedicated to helping fathers (most of them in this age group) get jobs. We also have a DOJ proposal we pushed at the President's request to expand work/training for federal prisoners. Gene has more proposals in the budget as well, and if there's a desire to come up with still more ideas, NEC would be the right one to host a process.

Message Copied

To:

Gene B. Sperling/OPD/EOP

Elena Kagan/OPD/EOP

Sarah Rosen/OPD/EOP

Sally Katzen/OPD/EOP

Clara J. Shin/WHO/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 12:30:53.00

SUBJECT: Men

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

READ:UNKNOWN

TEXT:

What we sent in the short term.

----- Forwarded by Paul J. Weinstein Jr./OPD/EOP on
02/23/99 12:27 PM -----

Andrea Kane

02/23/99 12:11:29 PM

Record Type: Record

To: edley @ law.harvard.edu @ inet

cc: Paul J. Weinstein Jr./OPD/EOP, Cynthia A. Rice/OPD/EOP

Subject: Men

Your note to Paul mentioned single men, but I'm assuming this would also include non-custodial fathers. So, here's info about the President's proposal in the Welfare-to-Work reauthorization to dedicate at least 20% of the state formula funds (about \$150 M) to helping low income non-custodial parents (primarily fathers) increase their employment and earnings so they can better meet their responsibilities to their children and become more involved with their children. I think Paul is getting back to you on some other issues, but in the meantime, I'd be glad to discuss any of these with you (6-5573)

Paper from 1/25 event where POTUS highlighted the initiative (he also made brief mention in State of the Union)

POTUS remarks from 1/25 (see bold sections)

Bio and remarks from Carlos Rosas, the father who introduced the President on 1/25

Two pager on the WtW reauthorization

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

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D8]MAIL432816753.036 to ASCII,
The following is a HEX DUMP:

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001a. email	Paul Weinstein Jr. to Elena Kagan re: Men [partial] (1 page)	02/23/1999	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[02/23/1999]

2009-1006-F
bm98

RESTRICTION CODES

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

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

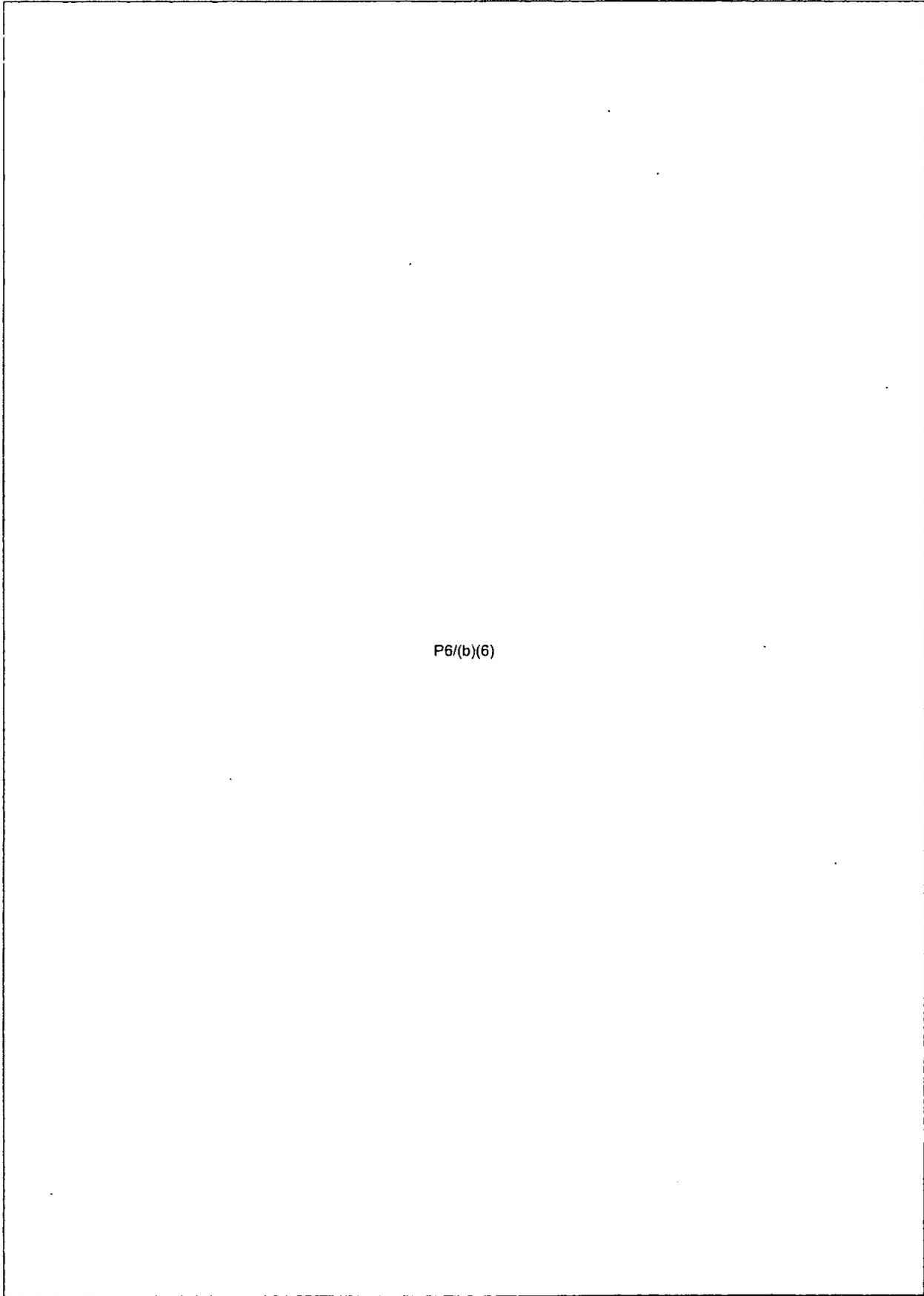
C. Closed in accordance with restrictions contained in donor's deed of gift.

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RR. Document will be reviewed upon request.

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

- b(1) National security classified information [(b)(1) of the FOIA]
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[001a]

P6/(b)(6)

**PRESIDENT CLINTON WILL ANNOUNCE NEW STEPS TO HELP FATHERS
SUPPORT THEIR CHILDREN AND FAMILIES MOVE FROM WELFARE TO WORK**
January 25, 1999

With welfare caseloads down by nearly half since 1993 and over 10,000 companies committed to welfare-to-work, President Clinton will announce today a new package of initiatives designed to ensure that those remaining on the welfare rolls make a successful transition from welfare to work, with a new focus on increasing the employment of low-income fathers so they can support their children. The President's \$1 billion Welfare-to-Work initiative will help 200,000 more people go to work. At least \$150 million will go toward helping fathers fulfill their responsibilities to their children by working and paying child support. Remaining funds will focus on long-term welfare recipients with the greatest obstacles to employment. The President also will announce today that his budget will contain new welfare-to-work housing vouchers, transportation funds, and tax credits to help those on welfare get to work and stay employed. Taken together, these initiatives will provide parents the tools they need to support their children and succeed in the workforce.

Welfare-to-Work Funds with a Focus on Fathers

The President's \$1 billion Welfare-to-Work initiative will help 200,000 long-term welfare recipients in high-poverty areas move into lasting unsubsidized employment. **It is an extension of the two-year \$3 billion Welfare-to-Work program the President secured in the Balanced Budget Act. The initiative, as reauthorized, will provide at least \$150 million to ensure that every state helps fathers fulfill their responsibilities by working, paying child support, and playing a responsible part in their children's lives.** Under this proposal, states and communities will use a minimum of 20 percent of their formula funds to provide job placement and job retention assistance to low-income fathers who sign personal responsibility contracts committing them to work and pay child support. This effort will further increase child support collections, which have risen 80 percent since the President took office, from \$8 billion in 1992 to \$14.4 billion in 1998. Remaining funds will go toward assisting long-term welfare recipients with the greatest barriers to employment to move into lasting jobs. The reauthorized program also will double the welfare-to-work funding available for tribes.

The Department of Labor will announce today the availability of \$240 million in competitive grants from the current \$3 billion Welfare-to-Work program. These funds will support innovative local welfare-to-work strategies for individuals with limited English proficiency, disabilities, substance abuse problems, or a history of domestic violence.

Transportation and Housing for Families Moving From Welfare to Work

The President also will announce today that his budget will contain \$580 million for welfare to work housing vouchers and transportation assistance to help those on welfare get to work and stay employed. The President's budget will provide \$430 million for 75,000 welfare-to-work housing vouchers, including \$144 million in new funds for 25,000 additional vouchers. This is a 50 percent increase over the 50,000 vouchers the President secured last year. The vouchers will help families move closer to a new job, reduce a long commute, or secure

more stable housing so they can perform better on the job. **The President's budget will also increase Access to Jobs transportation funding from \$75 million to \$150 million**, doubling the number of individuals and communities that can receive transportation assistance. This competitive grant program supports innovative state and local transportation solutions such as shuttles, van pools, new bus routes, and connector services to mass transit to help welfare recipients and other low income workers get to work.

Private Sector Hiring from the Welfare Rolls

The President will announce that his budget will include \$530 million to extend for one year the Welfare to Work and Work Opportunity Tax Credits to encourage more employers to hire welfare recipients and other disadvantaged individuals. Already, in response to the President's challenge two years ago in the State of the Union, 10,000 companies have joined the Welfare to Work Partnership and hired, retained, and promoted hundreds of thousands of former welfare recipients. Forty-two percent of these companies are very small businesses (25 or fewer employees), while four percent are very large businesses (3,000 or more employees).

Welfare Rolls Decline as More Recipients go to Work

The President will release state-by-state data showing that welfare caseloads are at their lowest level in 30 years and that the welfare rolls have fallen by nearly half since he took office. Since January 1993, 36 states have had caseload declines of more than 40 percent and nationwide the rolls have fallen by 44 percent, from 14.1 million to just below 8 million. Recent information released by the Department of Health and Human Services also shows that the percentage of welfare recipients working has tripled since 1992, that an estimated 1.5 million people who were on welfare in 1997 were working in 1998, and that all states met the first overall work participation rates required under the welfare reform law.

January 25, 1999

REMARKS BY THE PRESIDENT ON WELFARE-TO-WORK INITIATIVES

11:02 A.M. EST

THE WHITE HOUSE

Office of the Press Secretary

For Immediate Release

January 25, 1999

REMARKS BY THE PRESIDENT
ON WELFARE-TO-WORK INITIATIVES

Presidential Hall

11:02 A.M. EST

THE PRESIDENT: Good morning, ladies and gentlemen. This is a good way to start the day, isn't it? (Laughter.) We're all going to feel better when we leave here.

Let me thank the previous speakers -- first I want to thank Robert Higgins and his entire organization for setting an example for corporations throughout America. And I thank his employees for coming here today and for being a vivid human illustration of how welfare reform can work at its best.

I thank my good friend of many years, Governor Mel Carnahan, and Mrs. Carnahan who is here with him. We made two of our major welfare reform announcements over the last several years in Missouri because no state has worked harder to do this right, in a both humane and effective way.

I want to thank Carlos -- I was looking at him -- I don't know how many -- how many public speeches do you think Carlos has made in his life? (Laughter.) Man, he stood up here, he had his head up, his shoulders back -- (applause.) I was thinking as I was watching him that after he does all that computer stuff and makes money for a few years, that we're always looking for a few good candidates in this business, and he looked awfully good. (Laughter.)

I would like to thank Secretary Shalala, Secretary Herman, and Secretary Slater for their work on welfare reform. And there are two members of the House of Representatives here today who represent very different districts, but who have a passionate interest in this whole subject -- Representative Ben Cardin from Maryland and Representative Rubin Hinojosa from South Texas. And I thank them for being here and for what they've done for this cause. (Applause.)

And my good friend, Jane Campbell, County Commissioner from Cayahoga County, Cleveland, Ohio. And I'd like to say a special word, if I might, before I get into my remarks about Eli Segal who started our welfare-to-work partnership.

You know, it takes a special, almost a genius, to start something that didn't exist before. And a couple of years ago when I announced in the State of the Union we were going to have this welfare-to-work partnership, we had five companies. A couple of years later we have 10,000 companies.

Yesterday, you may have seen in the press, I went home to Arkansas to look at some terrible tornado damage. At each place where I went, both these places, there was a team of our young AmeriCorps volunteers from all over America -- and most of them had never been to Arkansas before. One of the teams was

from St. Louis, working on the tornado damage. These young Americans give a year, sometimes two years of their lives; they earn credit for college. In four years there have been over 100,000 AmeriCorps volunteers. It took the Peace Corps 20 years to get to 100,000 volunteers. Eli Segal also started AmeriCorps. So for two great contributions to the United States, we thank him for his remarkable, remarkable -- (applause.)

One of the reasons that I ran for President in 1992 was to change the welfare system as we then knew it -- to move from a system that promoted independence and had no incentives for parents who are not custodial parents to be responsible, and basically gave people a check that was almost always inadequate, in the name of being humane, which assumed, more often than not,

that they had no capacity to work and support their children.

All these things were done with the best of intentions -- we either assumed people couldn't do the right thing or we assumed that they wouldn't do the right thing, and so, well, we made the best of an imperfect world by at least cutting a check once a month and then making sure that -- and I approve of this and kept it -- there were nutritional and health benefits for the children.

And it seemed to me that we ought to -- before we just continue to give up on this -- we now had created a couple or three generations in some places of people who depended on welfare checks and repeated the pattern of the past -- that we ought to try to develop a system that at least would try to create incentives and, where appropriate, requirements that would promote independence, work and family responsibilities.

Now, everybody liked the idea and wanted to do it, but a lot of people, including a lot of very good people who had labored for years in this system, doubted that it could be done. And so we started working at it. And in the past six years, I think it's obvious that the American people have done a lot to change all that.

When I became President, I worked with 43 states -- Governor Carnahan mentioned this -- before we passed legislation, to just free them of federal rules which undermined their ability to create a system that would promote work and family. There were many innovative programs that already were beginning to move large numbers of people from welfare to work, even before 1996. It was in that year that I was able to sign the landmark bipartisan welfare reform law. I said then that our nation's answers to the problems of poverty will no longer be a never-ending cycle of welfare, but instead the dignity, the power, the ethic of work.

Today we can actually foresee a time when we can break the cycle of welfare for good -- when welfare will literally be a support system given to people in hard economic times, or when personal misfortune occurs, but that it will not be the rule of life for large numbers of our fellow citizens.

Already we now see welfare rolls in America are the lowest they've been in 30 years -- for the first time in 30

years, below 8 million people; down by 44 percent since I took office. And the same people -- the number of people on welfare who are also working some, taking that first step toward responsibility, has tripled. Every state -- every state -- is now meeting the work participation standards required under the welfare reform law, something I confess that even I did not believe would happen. None of believed that they would -- every single one of them so far is meeting the work participation standards of the welfare reform law.

America is working again, and this work is transforming lives and families. The welfare system is no longer holding people back, it is helping them to move ahead.

Since the goal here -- and let's not forget what the goal is -- it is to empower individuals and strengthen families. We've had to do more than simply put time limits on welfare. As I said a moment ago, those who lose their welfare checks continue to get health and nutritional support for their children -- and they should. It was one of the big battles we fought here when we debated this, and it led to two vetoes before we finally got a bill that I felt that I could sign.

We also have increased our support for training, for transportation, for child care for those who move from welfare to work, recognizing that there are barriers and we shouldn't expect people to actually move from welfare to work and lower their standard of living and lower their ability to support their children. And there is more support for child care, substantially more, in this budget and for other things.

We have given more support for health care and child care for all low income working families. I think that our citizens should never forget that the largest number of poor people in America are the working poor. And we should be sensitive of that. And with the help of Congress we have doubled the earned income tax credit for families with children. That is a targeted tax cut that's especially generous to low income working families. And today it's worth about \$1,000 to every family of four with an income of under \$30,000; and for families of two and three, lower incomes, it's worth quite a lot of money. So this was a major contribution of the economic plan of 1993 and it alone, along with the increase in the minimum wage, has lifted over 2 million children out of poverty.

Finally, let me say, as all of you know, I am trying to raise the minimum wage again because I don't think people should work so poor children can still be in poverty. (Applause.)

I think it is very important, however, that we recognize that much of the success of welfare reform has come because of the growth of the economy at large -- nearly 18 million new jobs in the last six years. I also think we have to recognize that much of the success of welfare reform has come because of the commitment of people in the private sector to do the right thing. I think that if there were no companies willing to have the example that Fleet has offered us today, this would be much, much harder.

And as we look ahead to the future, we have to assume that reaching the next 8 million people -- or just under 8 million people -- on welfare will be even more challenging than reaching the 44 percent reduction that we have seen achieved already. Therefore, since it's not fair to require people to work unless they have a chance to work, we have to honor and build up and work with the private sector to make sure they have that chance.

As I said, we started two years ago with five companies in the welfare-to-work partnership. Today there are 10,000. They have hired, retrained, and often promoted literally hundreds of thousands of people. And as you have heard, this is not charity -- it's good for families, but it's also good for the bottom line, and good for the communities.

Now, smaller caseloads, bigger paychecks, are important signs of progress. But I think it's also important that we recognize this is about more than economics. And I think you can see that. There's something intangible, even beyond the money, involved here -- the sense of security of these newly-working members of our country; the sense of pride at being able to support a child, and being able to be a fully participating member of society.

So we have to do more, and we now know what works. And we've seen examples of it today. We know that long-term welfare recipients can be turned into full-time workers. Now we must ensure that we go to the next step, that we deal with the remaining people on welfare, and that we do it, recognizing that it is a challenge, but also a phenomenal opportunity for the

United States and a responsibility for those of us who can do something about it.

In my State of the Union address last week I said that we can help another 200,000 Americans move from welfare to work with extra support in the federal budget. To achieve that, I propose first that we renew the welfare-to-work program, which is set to expire in the year 2000. My balanced budget includes \$1 billion to help states and communities build upon their record of success. It also dedicates \$150 million of those funds to low income fathers who fulfill their duty to work, to pay child support, to become part of their children's lives.

And I think all of us were thrilled by Carlos's statement. But I would like to make one point here that he made that I think ought to be made more explicit. There is a reason that welfare reform has worked. There is a reason that programs like this magnificent program in Minnesota, giving fathers the tools they need to support their children, has worked. And that is, most people are basically good people who want to do the right thing.

You know, we have all these programs, we talk about all these policies and we hardly ever say that. But I think that's worth stating. You saw a good person up here, talking about a child he loved. And it's so easy to forget that. The reason all this stuff can be done is that human nature will rise to the level of possibility if given the opportunity and the guidance and the support. That's the reason these rolls have reduced so much.

You know, I hardly ever -- when I was governor for 12 years I ran a welfare system in a poor state -- I don't believe I ever met -- and I went to welfare offices, and I sat and talked with caseworkers and welfare recipients, and went through the details of it -- and I have never met a person who has said, you know, I really love getting this welfare check, and I hope I never have to hit a lick. (Laughter.) I never met a person who said, gosh, I'm proud that I never pay any child support to my child. You know, there may be a few, but to pretend that is anything like more than a small minority is a foolish assumption. (Applause.)

So I say, this is very important. And this \$150 million to support people, so there can be more stories like

Carlos Rosas', is very, very important. Many states are using some of their welfare-to-work funds, as you heard from Governor Carnahan already, to get fathers to sign personal responsibility contracts, to do the right thing by their children. And now this

extra \$150 million will help to ensure that every state can have this kind of effort, and that every community that has any substantial number of people who would fall under this category can do the kinds of things we've heard about in this Minnesota program.

But we have more to do. With the longest peacetime expansion in history, with a continually growing economy, businesses have to reach wider to get new talent. They have to bring more welfare recipients into the workplace if we're going to continue to grow.

So we have to see this as an opportunity to make permanent gains in dealing with the welfare challenge. And therefore, I think we have to do more to help those recipients who are still on the rolls. And as I said, they're often the greatest challenges to getting people into the work force.

Example number one -- that's why Secretary Slater is here today -- two-thirds of the new jobs in America are in the suburbs; three-quarters of the welfare recipients are in the cities, or in isolated rural areas. So you've got the jobs in the middle, and the welfare recipients in the cities or in the rural areas.

Our balanced budget will double funding to get workers to the workplace -- for transportation support. It also has a 50-percent increase in housing vouchers, to help families find affordable homes closer to the jobs and avoid difficult and, sometimes, actually impossible commutes.

Now, these are the kinds of things that I think we ought to be doing. We don't have any excuse not to do it. We have the example of Fleet. We have the example of Missouri and Governor Carnahan. We have the example of Carlos Rosas. We have the example of these fine women who stood up when they were introduced as employees of Fleet. And we now know that it is not only the right thing to do for our country, it is the right thing to do for our companies.

So I hope that we will have enormous bipartisan support for this new advance in the welfare budget. And I hope all of you will do everything you can to spread the word across the country that it is good for America to do this, and it will work because most people are good people and they want to do the right thing.

Thank you very much. (Applause.)

END

11:20 A.M. EST

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001b. email attachment	Biography [partial] (1 page)	02/23/1999	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[02/23/1999]

2009-1006-F
bm98

RESTRICTION CODES

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

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Carlos Rosas

Carlos Rosas is a 32 year old father from St. Paul, Minnesota, who enrolled in a fathers' employment program in October 1996 when he was not making enough money to keep up with his child support obligation for his son, Ricardo.

P6/(b)(6)

P6/(b)(6)

[0016]

Ramsey County (St. Paul) is the largest of three counties participating in a state program to help non-custodial parents obtain employment and enhance parenting skills so that they may more fully support their children. It is operated as part of the Child Support Enforcement program, which is housed in the County District Attorney's Office. Services include employment and training activities to secure long-term stable employment; peer support and instruction in parenting skills; mediation to resolve disagreements between parents; and enhanced child support enforcement.

The Ramsey County program, which began in 1995, serves a diverse group of fathers who face a variety of challenges to employment and payment of full child support, including low education levels, long-term unemployment, criminal records, substance abuse, and disabilities. The program has a 68% placement rate with average earnings of \$9.07 per hour.

Program Contact

Connie Peikert, Director, Ramsey County Job Training (651) 773-7401

Mr. President, Governor Carnahan, and honored guests. My name is Carlos Rosas. I am from St. Paul, Minnesota and I have a 12 year old son Ricardo who lives with his mother. I am here to speak as a dad about the importance of programs that help fathers like me to get better jobs so we can better support our children.

In my case I have felt overwhelmed in the past by large child support payments, as many other fathers are experiencing at this moment. From the time my son was born I have tried my best to be a responsible father and to provide for him and pay child support. However, when the company I worked for lost its contract I lost my job, and the jobs I was able to find after were lower paying. At that point, I lost the means to both pay child support and adequately support myself and my son, and the welfare system had to step in.

When I found a fathering program I was given the opportunity to do the right thing again as I had always wanted to. This program helped me secure a permanent job, achieve my GED and enter a college career program. Also with their help I was able to pay child support again but in amounts that were manageable for me.

Fathers programs like the one I am involved in give the means for fathers to get the proper training and job skills to obtain and keep better jobs than we could have on our own. They provide tremendous resources including help in navigating the Internet and other job links that may not be available to the general public, writing quality resumes, obtaining good interview skills, and researching career fields. Another important aspect of programs like this is the individual help provided to fathers to understand and work within the child support system, and establish better communication with mothers and children through the mediation process.

With the help of this program I am proud to say that I am on my way to a rewarding career in electronics technology and computer science, and am again paying my child support regularly. I know that Ricardo is proud of me, and I am glad that I can be a good role model for him. I have met many fathers in the program, and I know there are many more out there, who have situations similar to and worse than my own. I want to thank the President for supporting fathers and programs for fathers like the one I am involved in. And with that I would like to introduce the President of the United States, President Bill Clinton.

**U.S. Department of Labor
Welfare-to-Work Reauthorization**

Automated Records Management System
Hex-Dump Conversion

January 28, 1999

Background

As part of the Administration's overall welfare reform efforts, the President insisted that the Balanced Budget Act of 1997 provide \$1.5 billion a year in FY 1998 and FY 1999 for states and local communities to help move long-term welfare recipients in high poverty areas into jobs and help them succeed in the work force. This program is particularly important because even though welfare caseloads are at their lowest level in 30 years, the individuals remaining on the welfare rolls face particular challenges. The Welfare-to-Work program funds job creation, job placement and job retention efforts such as wage subsidies and other critical post-employment support services. The program targets welfare recipients with the greatest challenges to employment -- long term recipients with poor work histories, low basic skills, or substance abuse problems. The program also serves noncustodial parents with barriers to employment whose children are long term welfare recipients.

To ensure the success of welfare reform for individuals who face the greatest challenges, President Clinton proposes to reauthorize the Welfare-to-Work program in FY 2000, with several program modifications including a stronger focus on increasing the employment of low income fathers so they can better meet their responsibilities to their children. The President's budget will include \$1 billion for the Welfare-to-Work initiative in FY 2000.

Progress to Date

Currently, about 75 percent of the Welfare-to-Work funds are allocated to states on a formula basis, which in turn must pass 85 percent of these funds to local Private Industry Councils or Workforce Boards. The remaining 25 percent of the funds are awarded on a competitive basis by the Department of Labor to support innovative welfare to work projects at a variety of private and public organizations.

In FY 1998, 44 States, the District of Columbia, Guam, Puerto Rico, and the Virgin Islands received Department of Labor Welfare-to-Work Formula Grants totaling more than \$1 billion. Each applying State was willing to meet the requirement to match each \$2 of federal investment with \$1 of non-federal funds. The match provided by the States reflects approximately \$500 million in leveraged dollars. States have three years to spend these resources serving the most-difficult to employ TANF recipients.

In addition, one percent of the WTW funds are reserved for Indian tribes. Eighty-six tribes received grants totaling \$12.3 million.

In 1998, the Department of Labor held two competitions for innovative local grants. The demand far outstripped resources available. Approximately 1,400 applications were received requesting approximately \$5 billion. Approximately \$368 million has been awarded to 126 grantees in local communities throughout the country. In January 1999, the Department released a Solicitation for Grant Application (SGA) for the third round of competitive grants that will be awarded later in the calendar year, with high priority for applications which focus on non-custodial parents or long-term welfare recipients with limited English proficiency, disabilities, substance abuse problems, or a history of domestic violence.

Lessons Learned and Highlights of Reauthorization

After a year of program implementation and consultations with program operators and service providers at the state and local levels, we have come to the conclusion that we must modify key aspects of the program to serve those most in need.

Continue to Concentrate on the Hardest to Serve. The Department of Labor is proposing to retain the program's strong focus on those most in need while simplifying the criteria to ensure that those long-term recipients most in need can be served. Pursuant to the reauthorization proposal, the hardest to employ will be defined as long-term welfare recipients who have one of the following characteristics: lacks a high school diploma or GED; or is deficient in basic skills including limited English proficiency; or requires substance abuse treatment; or is homeless; or has a poor work history; or has a disability.

Focus on Fathers. We know that in order for welfare reform to be a success, it is important to focus on the whole family. It is critically important that both parents contribute to the support of their children. While every father has a moral obligation to support their children, some need help getting a job and succeeding in the workforce to do so. Already, many states are using some of their Welfare-to-Work funds to help fathers of children on welfare get jobs. Now, we propose to ensure every state help committed fathers fulfill their obligations to their children. Under this proposal, states and communities will provide job placement and job retention assistance to low income fathers who sign personal responsibility contracts committing them to work and pay child support. States shall commit at least 20 percent of their formula funds (about \$150 million a year) to helping low income fathers get and keep jobs and ensuring they support their families.

Increase Resources to Indians and Native Americans. The original formula used to allocate funds to Native American tribes did not provide adequate resources to meet the challenges that Native Americans on welfare face. The Department of Labor plans to double the funding available to Native American tribes. Additionally, tribes will be able to apply for Welfare to Work competitive funds independent of other entities.

Integrate the Welfare to Work Program with Workforce Legislation. Over the past year, we learned that the WtW program presents an unprecedented opportunity for coordination and cooperation between the workforce system and the welfare system at the state and local levels. To further those efforts, a State's Welfare-to-Work plan would become a part of a Governors' larger scale 5-year State Workforce Development plan called for by the newly enacted Workforce Investment Act (WIA). WIA designates every locally run Welfare-to-Work grantee as a mandatory partner in every One-Stop Career Center throughout the nation, allowing for an even wider range of possible services, economies of scale, and a variety of shareable resources. Congress has given local, business-led workforce investment boards responsibility for strategic planning, policy and oversight of the workforce investment system and for similar functions to help hard to employ TANF recipients get jobs and progress toward self-sufficiency under the WtW program.

Extend the Work Opportunity and Welfare to Work Tax Credits. The President is proposing to extend for one year the Welfare to Work and Work Opportunity Tax Credits to encourage more employers to hire welfare recipients and other disadvantage individuals.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 12:33:26.00

SUBJECT: Thanks

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:

Got the guidance at 11 today! Thanks for the help -- we have a happy press secretary.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002. email	Bruce Reed to Elena Kagan re: staff (1 page)	02/23/1999	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[02/23/1999]

2009-1006-F
bm98

RESTRICTION CODES

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

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

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
- b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
- b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 12:38:30.00

SUBJECT: Re: President's feedback on Edley's Workplan Outline

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

READ:UNKNOWN

TEXT:

This is the thing Chris said Maria and I were supposed to work out but hadn't gone anywhere.

----- Forwarded by Bruce N. Reed/OPD/EOP on 02/23/99
12:39 PM -----

Bruce N. Reed
02/17/99 12:41:04 PM
Record Type: Record

To: Maria Echaveste/WHO/EOP
cc: See the distribution list at the bottom of this message
Subject: Re: President's feedback on Edley's Workplan Outline

First we should put in one place the proposals we're already pushing to help jobless young men. For example, 20% of our welfare-to-work proposal is dedicated to helping fathers (most of them in this age group) get jobs. We also have a DOJ proposal we pushed at the President's request to expand work/training for federal prisoners. Gene has more proposals in the budget as well, and if there's a desire to come up with still more ideas, NEC would be the right one to host a process.

Message Copied

To:

Gene B. Sperling/OPD/EOP
Elena Kagan/OPD/EOP
Sarah Rosen/OPD/EOP
Sally Katzen/OPD/EOP
Clara J. Shin/WHO/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Jordan Tamagni (CN=Jordan Tamagni/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:23-FEB-1999 12:45:56.00

SUBJECT: revised draft

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

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

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

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

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

TEXT:

Draft 2/23/99 1:00pm
Tamagni

PRESIDENT WILLIAM J. CLINTON
REMARKS FOR CHILDREN'S HEALTH OUTREACH EVENT
THE EAST ROOM
February 23, 1999

I want to begin by thanking the First Lady for her tireless efforts to make this campaign possible and for her lifelong commitment to ensuring a healthier future for our children. I want to thank Secretary Shalala for everything she is doing to make sure more of our children have the health care coverage they need to thrive. I want to thank Governors Carper and Leavitt for being here today and for all the ways the National Governors Association is helping us meet this challenge. Finally, I want to thank the Members of Congress [Sen. Specter; Sen Hatch; Rep's Jackson Lee; DeGette, Engel, Eshoo, Stupak; Wynn] and all the organizations represented here today for your dedication to our children's health.

As you have already heard today, nearly eleven million children in this country don't have health insurance. For the families of those children, the slightest cough, the smallest accident, can cause enormous worry; a serious illness can cause financial ruin -- even tragedy. I believe that this is simply unacceptable in a nation with the best health care system in the world -- a nation at the height of its prosperity -- a nation that values its children.

We know that many of these children are eligible for Medicaid -- but their parents don't know it. Many other hard-working families make too much to qualify for Medicaid, so they don't think their children are eligible for any kind of assisted health insurance program.

Two years ago, I signed into law our \$24 Billion Children's Health Insurance Program as part of our all out effort to provide health insurance to up to five million of these children. But we knew then that it would take more than money to reach them. We knew that to make our

children's health insurance program more than an empty promise, all of us would have to do our part to get the word out to parents.

Let me give you just one example of what I mean. Last week at a health care roundtable in New Hampshire, I met Christine Monteiro. For 11 years, Christine and her husband have worked hard running a solar energy business. Like all small business owners, they've had their ups and downs. But for the Monteiro's, the hardest times came when they could no longer afford health insurance for their daughters -- but thought they were doing too well to qualify for any other kind.

Last month, one of their children fell ill, requiring repeated visits to the doctor. Imagine Christine's relief when a health care worker at a medical clinic told her that children qualified for health insurance through the CHIP program. She applied immediately, and now, all of her daughters' doctors visits have been covered -- visits which would have cost the Monteiro's more than \$1,000 in one month alone.

The Monteiro's were lucky -- but learning about children's health insurance shouldn't take luck. I believe that we have an obligation to use every tool we possess, every resource at our disposal, to reach more hard-working families like the Monteiro's.

First, government must do its part. That is why I am so pleased to launch our new national campaign -- Insure Kids Now. We have already heard about the remarkable effort by the NGA in partnership with our administration and Bell Atlantic to set up a national toll-free number -- 1-877-KIDS NOW -- that gives parents state-specific information about children's health insurance. Both Governors Carper and Leavitt are taking the lead in their states to make it even easier for families to sign up their children for health insurance, with a with a simplified application and greater outreach through child care centers and schools. And Secretary Shalala just told you about some of the other steps our administration is taking to reach more uninsured children.

But to make sure that more parents make the call that can keep their children growing healthy and strong, every one who touches the life of a child must join our efforts. Today, I am pleased to announce unprecedented new commitments from the media to business, from the health care industry to grassroots organizations all over the country to inform families of these new health insurance options.

We begin with an all-out media campaign to reach as many families as possible. NBC is unveiling a new prime-time PSA to raise awareness about children's health insurance programs -- and Epatha [eh-pah-thah] Merkenson, one of the stars of NBC's "Law and Order" who appears in the PSA is here with us today. ABC and Viacom/Paramount will soon begin airing a PSA the First Lady made to inform families about the Insure Kids Now toll-free number. The National Association of Broadcasters will make the First Lady's PSA available to all of its member stations, and Black Entertainment Television, and Turner Broadcasting will also run the ad.

I am proud to unveil these new PSA's here today for the very first time. Let's take a look. [The PSA's are aired.] Just think how many families these PSA's will reach. And Univision will run a PSA made by HHS with the Insure Kids Now number in Spanish, guaranteeing that even more parents will learn about our children's health insurance program.

But we're not stopping there. Our goal is to reach every eligible family in America, from the largest city to the most remote rural

area. Major corporations from K-Mart and Ralph's Grocery to McDonalds to General Motors -- from American Medical Response to the Blue Cross Blue Shield Association to Pfizer -- will help us make sure that the Insure Kids Now toll-free number appears on grocery bags and restaurant placemats, on school buses and in doctors offices, even on toothbrushes that dental hygienists give their patients. And with the help of organizations like America's Promise, the United Way, and a host of community-based groups, families will hear about health insurance from the people they trust the most -- teachers and school principals, doctors and nurses, rabbis and ministers.

But ultimately, we know that parents must take responsibility for their children's health. Our message to parents must be: what you don't know about your children's health can hurt them. It is up to you to find out if your child is eligible for this health insurance. Call the toll-free number -- 1-877-KIDS-NOW. Don't wait until illness strikes to give your children that security.

If we do this -- working together in partnership, government, business, community, and families -- I believe we can change the lives of millions of children and build a stronger nation in the 21st Century. I thank you all for doing your part.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elizabeth R. Newman (CN=Elizabeth R. Newman/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:23-FEB-1999 12:48:25.00

SUBJECT: 2/23 Leadership Stakeout Readout

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:

----- Forwarded by Elizabeth R. Newman/WHO/EOP on
02/23/99 12:48 PM -----

Nanda Chitre

02/23/99 11:27:34 AM

Record Type: Record

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

cc:

Subject: 2/23 Leadership Stakeout Readout

2/23 Leadership Meeting Stakeout

Hastert: Had a good disscussion with the president. Talked about
foreign relations - talked about Kosovo.

On domestic issues talked about commissions to look at
some ideas.

On social security don't want to raise taxes or diminsh
benefits

Reform has to come, reform must be part of surplus.

Lott: Here to do people's business - work together across
party lines to do what american people expect of
us: provide best schools; on defense - pay for men
and women in uniform; social security. Talked about a
range of issues.

Foreign policy: talked about Kosovo - progress has been
made. Encourage parties to work together to stop
the fighting.

Medicare commission meeting this week - bipartisan group
- we need to support their work - critical to any
kind of reform.

Missile defense - made some progress to have missile
defense but anytime you talk about missile defense
it has ramifications with the Russians. Need a
bipartisan national security working group to meet
that would meet with the Duma - need modifications of some e

treaties.

Q: Have you given up on idea of tax cut?

Hastert: There are a lot of tax cuts in menu - lot of what we do will be a mix.

IRS and tax code need to be fairer; need to look at eliminating the marriage penalty tax. With any tax cut have to keep in mind how to continue expanding growth.

Lott: Anytime we can talk about tax cut I am happy.

Q: Relations with Congress?

Lott: First bipartisan meeting since July of 1997 - speaker has been setting the right tone.

Q: You said you couldn't trust trust the president?

Lott: We will work together to move forward on people's business - we are going to work together.

Daschle: Support efforts on Kosovo - need long standing resolution to issue.

On domestic side, what do we do with surplus? 77% wedded to social security and medicare - need reform, need committment from WH and Congress

Target tax relief targetted to usa accounts, childcare. Talked about education: school construction, hiring additional teachers, and technology for classrooms.

Gephardt: 77% is the threshold issue in social security and medicare.

Also brought up speaker was not adamant that there be the 10% tax cut - if that's the case then let's do targetted tax cuts. Let's do minimum wage, patient bill of rights, campaign finance reform in next 3 months - can get all passed.

Q: What do you think about meeting with Republicans?

Daschle: Meeting was a good thing, productive, constructive.

Q: 10% tax cut dead issue?

Gephardt: President very clear about saving 77% of surplus -- it's a threshold issue.

If we can't agree on that threshold issue then we face a much more severe set of circumstances. Have to reach agreement in the next weeks. They said they were flexible, they have to go back and talk to their people, we have to talk to our caucus.

If we pare down the national debt rather than do a tax cut we can bring down inflation, interst rates - economic effects are really positive.

Q: Republicans did not directly repond to trust issue.

Gephardt: They have to work with president of united states, meeting was a good positive development. I don't have any concern about our ability to work together.

Message Sent

To:

Jennifer M. Palmieri/WHO/EOP
Barry J. Toiv/WHO/EOP
Dag Vega/WHO/EOP
Anne M. Edwards/WHO/EOP
Brenda M. Anders/WHO/EOP
Megan C. Moloney/WHO/EOP
Elizabeth R. Newman/WHO/EOP
Julia M. Payne/WHO/EOP
Julianne B. Corbett/WHO/EOP
Mark D. Neschis/WHO/EOP
Nanda Chitre/WHO/EOP
James M. Teague/WHO/EOP
Beverly J. Barnes/WHO/EOP
Mark A. Kitchens/WHO/EOP
Jason H. Schechter/WHO/EOP
Dorinda A. Salcido/WHO/EOP
Sarah E. Gegenheimer/WHO/EOP
Julie B. Goldberg/WHO/EOP
Roger V. Salazar/WHO/EOP
Susanna B. McGuire/WHO/EOP
Julie E. Mason/WHO/EOP
BERNSTEIN_MJ @ A1@CD@VAXGTWY
Kevin S. Moran/WHO/EOP
Nathan B. Naylor/OVP @ OVP
Patrick E. Briggs/WHO/EOP
SUNTUM_M @ A1@CD@VAXGTWY @ VAXGTWY
OLCOTT_E @ A1 @ CD @ VAXGTWY
Joshua S. Gottheimer/WHO/EOP
Heather M. Riley/WHO/EOP
Amy Weiss/WHO/EOP
Victoria L. Valentine/WHO/EOP
Lorrie McHugh/WHO/EOP
Toby C. Graff/WHO/EOP
Sharon K. Gill/WHO/EOP
Sharon Farmer/WHO/EOP
Ralph Alswang/WHO/EOP
WOZNIAK_N @ A1 @ CD @ LNGTWY CROWLEY_P @ A1 @ CD @ LNGTWY
David C. Leavy/NSC/EOP
Michael A. Hammer/NSC/EOP
Sara M. Latham/WHO/EOP
Charles M. Brain/WHO/EOP
Janet Murguia/WHO/EOP
Steve Ricchetti/WHO/EOP
Dominique L. Cano/WHO/EOP
Marjorie Tarmey/WHO/EOP
Maria Echaveste/WHO/EOP
Linda Ricci/OMB/EOP
Douglas B. Sosnik/WHO/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 12:56:36.00

SUBJECT: Weekly reports

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

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

TEXT:

What do you think we should do here?

----- Forwarded by Bruce N. Reed/OPD/EOP on 02/23/99
12:57 PM -----

Phillip Caplan

02/11/99 06:16:14 PM

Record Type: Record

To: Gene B. Sperling/OPD/EOP, Bruce N. Reed/OPD/EOP
cc: See the distribution list at the bottom of this message
Subject: Weekly reports

Lately, the NEC and DPC weekly reports have included substantial overlap. I was hoping there might be a way to coordinate the reports a bit more before they come down to me.

I understand that many of the issues are handled jointly, so I'm not trying to force ownership to one council over another, but I don't think the President needs to read the same thing twice.

For example, in last week's report, the paragraphs on Medicare and the Kennedy-Jeffords disability bill were nearly identical. There were a couple of things the previous week as well.

I understand that there are some sensitivities here, but I'm just trying to save the President some time. Thoughts?

Message Copied

To:

Elena Kagan/OPD/EOP
Laura Emmett/WHO/EOP
Paul J. Weinstein Jr./OPD/EOP
Sally Katzen/OPD/EOP
Lael Brainard/OPD/EOP
Jonathan A. Kaplan/OPD/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 13:07:49.00

SUBJECT: Re: revised class size paper

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

We are getting out the paper with one-year figures right now. Also, you are right -- these 7-year figures will definitely help make the case for this bill, notwithstanding OMB's concerns and later event needs.

Because these out-year figures were not in the FY 2000 budget, Barbara is somewhat uncomfortable putting out the seven-year figures. She is planning to call me back shortly. But I have an idea for how to address her concern and strengthen the case for this bill.

We could include in the amendment's authorizing language specific authorizing levels for each of the next six years. If we do this, I think it would likely address Barbara's concerns (because it would provide a credible basis for the estimates we release). It would also help us make an even stronger argument for the bill -- i.e., last year, congress made a downpayment on the president's proposal by providing funding for 30,000 teachers, and this bill will help finish the job by authorizing funding over the next six years to help hire 100,000 teachers, including [7-YEAR STATE ALLOCATION] in [STATE.]

This will help us make the case that enacting this bill will help achieve totals included in our seven-year estimates. If you think this is a good idea, Tanya and I can check with Barbara, Mike Cohen, Brod to make sure they have no objections.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 13:30:35.00

SUBJECT: VP event on Domestic Violence

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

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

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

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

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

TEXT:

The VP is having a domestic violence event on Friday, February 26 where he is going to announce about \$270 million in domestic violence grants. He is also going to state, for the first time publicly, the Administration's support for the reauthorization of the Violence Against Women Act. Jose, DOJ, and HHS have signed off on this.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 13:39:32.00

SUBJECT: LRM CJB 8 = REVISED Statement of Administration Policy on S280 To Provide

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

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

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

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

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

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

TO: Broderick Johnson (CN=Broderick Johnson/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: Leslie S. Mustain (CN=Leslie S. Mustain/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

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

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

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

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

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

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

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Please provide comments on this reviseddraft SAP on S. 280 by:

4:00 p.m. today, Tuesday, February 23, 1999
(Senate consideration of S. 280 could begin tomorrow

The text of the revised SAP follows. A text file is also included below. Please note that reviewers should select from the two options containing language on accountability.

DRAFT

February 23, 1999

12:45 PM

STATEMENT OF ADMINISTRATION POLICY

S. 280 - EDUCATION FLEXIBILITY PARTNERSHIP ACT OF 1999

(Sponsors: Frist (R), Tenn. and 33 others)

The Administration supports Senate passage of S. 280, which would expand the "Ed-Flex" demonstration authority to permit all States to waive certain statutory and regulatory requirements of Federal education

[OPTION #1] programs, but urges that the accountability provisions of the bill be strengthened, to ensure that children's educational achievement is enhanced by State waivers of Federal requirements.

[OPTION #2] programs. The Administration is pleased that the pending manager's substitute will strengthen the accountability provisions of the bill, which will ensure that children's educational achievement is enhanced by State waivers of Federal requirements.

S. 280 is [generally] consistent with the President's call for expansion of Ed-Flex in a manner that will promote high standards and accountability for results, coupled with increased flexibility for States and local school districts to achieve those results.

The Administration supports a pending amendment to S. 280 that would implement the President's proposal for a long-term extension of the 1-year authority to help school districts reduce class size in the early grades, which the Congress approved last year on a bipartisan basis. In order to hire qualified teachers, arrange for additional classrooms, and take other steps that are necessary to reduce class size, school districts need to know, as soon as possible, that the Congress intends to support this initiative for more

than one
year.

* * * * *

- S280-SAP.DOC

----- Forwarded by Constance J. Bowers/OMB/EOP on
02/23/99 12:00 PM -----
Total Pages: _____

LRM ID: CJB8
EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
Washington, D.C. 20503-0001

Tuesday, February 23, 1999

LEGISLATIVE REFERRAL MEMORANDUM

TO: Legislative Liaison Officer - See Distribution below

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

OMB CONTACT: Constance J. Bowers

PHONE: (202)395-3803 FAX: (202)395-6148

SUBJECT: REVISED Statement of Administration Policy on S280 To
Provide for Education Flexibility Partnerships

DEADLINE: 4:00 p.m. today Tuesday, February 23, 1999
In accordance with OMB Circular A-19, OMB requests the views of your
agency on the above subject before advising on its relationship to the
program of the President. Please advise us if this item will affect
direct spending or receipts for purposes of the "Pay-As-You-Go" provisions
of Title XIII of the Omnibus Budget Reconciliation Act of 1990.

COMMENTS:
DISTRIBUTION LIST

AGENCIES:

- EOP:
- Barbara Chow
- Sandra Yamin
- Barry White
- Leslie S. Mustain
- Jonathan H. Schnur
- Tanya E. Martin
- Elena Kagan
- Broderick Johnson
- Caroline R. Fredrickson
- Janelle E. Erickson
- Kate P. Donovan
- Brian S. Mason
- William H. White Jr.

Daniel J. Chenok
Daniel I. Werfel
Pamula L. Simms
Howard Dendurent
Janet R. Forsgren
James J. Jukes

LRM ID: CJB8 SUBJECT: REVISED Statement of Administration Policy on
S280 To Provide for Education Flexibility Partnerships

RESPONSE TO
LEGISLATIVE REFERRAL
MEMORANDUM

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

You may also respond by:

(1) calling the analyst/attorney's direct line (you will be connected to voice mail if the analyst does not answer); or

(2) sending us a memo or letter

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

TO: Constance J. Bowers Phone: 395-3803 Fax: 395-6148
 Office of Management and Budget
 Branch-Wide Line (to reach legislative assistant): 395-7362

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

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

- _____ Concur
- _____ No Objection
- _____ No Comment
- _____ See proposed edits on pages _____
- _____ Other: _____

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

TEXT:
Unable to convert ARMS_EXT:[ATTACH.D19]MAIL48840775W.036 to ASCII,
The following is a HEX DUMP:

FF5750437E200000010A000100000000FBFF050032006E0100000600080000004200000007001E

DRAFT
February 23, 1999
12:45 PM

STATEMENT OF ADMINISTRATION POLICY

S. 280 - EDUCATION FLEXIBILITY PARTNERSHIP ACT OF 1999

(Sponsors: Frist (R), Tenn. and 33 others)

The Administration supports Senate passage of S. 280, which would expand the "Ed-Flex" demonstration authority to permit all States to waive certain statutory and regulatory requirements of Federal education

[OPTION #1] programs, but urges that the accountability provisions of the bill be strengthened, to ensure that children's educational achievement is enhanced by State waivers of Federal requirements.

[OPTION #2] programs. The Administration is pleased that the pending manager's substitute will strengthen the accountability provisions of the bill, which will ensure that children's educational achievement is enhanced by State waivers of Federal requirements.

S. 280 is [generally] consistent with the President's call for expansion of Ed-Flex in a manner that will promote high standards and accountability for results, coupled with increased flexibility for States and local school districts to achieve those results.

The Administration supports a pending amendment to S. 280 that would implement the President's proposal for a long-term extension of the 1-year authority to help school districts reduce class size in the early grades, which the Congress approved last year on a bipartisan basis. In order to hire qualified teachers, arrange for additional classrooms, and take other steps that are necessary to reduce class size, school districts need to know, as soon as possible, that the Congress intends to support this initiative for more than one year.

* * * * *

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 13:40:43.00

SUBJECT: AFL Equal Pay Report

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

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

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

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

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

TEXT:

Tomorrow the AFL-CIO is releasing a report that says that America's working families lose \$200 billion of income annually because of the wage gap and that on average each family loses \$4000 each year, even after accounting for differences in education, age, location, and the number of hours worked. I will send you a copy of the report.

The First Lady had been interested in numbers like these for a possible event, and we have CEA working on trying to come up with how much a family loses because of the wage gap, and how much a women entering the workforce today would lose over her lifetime.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 13:47:33.00

SUBJECT: Re: LRM CJB 8 = REVISED Statement of Administration Policy on S280 To Prov

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

READ:UNKNOWN

TEXT:

looks fine, don't you think?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 13:51:05.00

SUBJECT: SAP on Ed-flex

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

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

TEXT:

Tanya and I just looked at this, and Option 1 (if there's not yet a manager's amendment) seems a little soft. An alternative Option 1 would be:

"The Administration has long supported the concept of expanding ed-flex demonstration authority to permit all States to waive certain statutory and regulatory requirements of Federal education, and will support S. 280 as long as accountability provisions of the bill are strengthened to ensure that children's educational achievement is enhanced by State waivers of Federal requirements."

----- Forwarded by Jonathan H. Schnur/OPD/EOP on 02/23/99
01:47 PM -----

Constance J. Bowers

02/23/99 01:39:38 PM
Record Type: Record

To: See the distribution list at the bottom of this message
CC:
Subject: LRM CJB 8 = REVISED Statement of Administration Policy on S280 To Provide for Education Flexibility Partnerships

Please provide comments on this reviseddraft SAP on S. 280 by:
4:00 p.m. today, Tuesday, February 23, 1999
(Senate consideration of S. 280 could begin tomorrow

The text of the revised SAP follows. A text file is also included below. Please note that reviewers should select from the two options containing language on accountability.

DRAFT
February 23, 1999
12:45 PM

STATEMENT OF ADMINISTRATION POLICY

S. 280 - EDUCATION FLEXIBILITY PARTNERSHIP ACT OF 1999

(Sponsors: Frist (R), Tenn. and 33 others)

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S. 280 is [generally] consistent with the President's call for expansion of Ed-Flex in a manner that will promote high standards and accountability for results, coupled with increased flexibility for States and local school districts to achieve those results.

The Administration supports a pending amendment to S. 280 that would implement the President's proposal for a long-term extension of the 1-year authority to help school districts reduce class size in the early grades, which the Congress approved last year on a bipartisan basis. In order to hire qualified teachers, arrange for additional classrooms, and take other steps that are necessary to reduce class size, school districts need to know, as soon as possible, that the Congress intends to support this initiative for more than one year.

* * * * *

- S280-SAP.DOC

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Total Pages: _____

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OFFICE OF MANAGEMENT AND BUDGET
Washington, D.C. 20503-0001

Tuesday, February 23, 1999

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

Reference

OMB CONTACT: Constance J. Bowers
PHONE: (202)395-3803 FAX: (202)395-6148
SUBJECT: REVISED Statement of Administration Policy on S280 To
Provide for Education Flexibility Partnerships

DEADLINE: 4:00 p.m. today Tuesday, February 23, 1999
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COMMENTS:
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Sandra Yamin
Barry White
Leslie S. Mustain
Jonathan H. Schnur
Tanya E. Martin
Elena Kagan
Broderick Johnson
Caroline R. Fredrickson .
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Kate P. Donovan
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William H. White Jr.
Daniel J. Chenok
Daniel I. Werfel
Pamula L. Simms
Howard Dendurent
Janet R. Forsgren
James J. Jukes

LRM ID: CJB8 SUBJECT: REVISED Statement of Administration Policy on
S280 To Provide for Education Flexibility Partnerships

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LEGISLATIVE REFERRAL
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February 23, 1999
12:45 PM

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* * * * *

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Carolyn T. Wu (CN=Carolyn T. Wu/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:23-FEB-1999 14:06:44.00

SUBJECT: policy/message

TO: Wesley P. Warren (CN=Wesley P. Warren/OU=CEQ/O=EOP @ EOP [CEQ])
READ:UNKNOWN

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

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

TO: Neal Lane (CN=Neal Lane/OU=OSTP/O=EOP @ EOP [OSTP])
READ:UNKNOWN

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

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

CC: Nancy Marlow (CN=Nancy Marlow/OU=CEQ/O=EOP @ EOP [CEQ])
READ:UNKNOWN

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

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

CC: Betty J. Fountain (CN=Betty J. Fountain/OU=OSTP/O=EOP @ EOP [OSTP])
READ:UNKNOWN

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

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

TEXT:

Doug and Karen will be holding a meeting tomorrow (2/24) at 6 pm in the Roosevelt Room. Please be ready to give them an overview of upcoming policy matters which may be good for the President to announce. (Time frame: now until August).

Please let me know if you or your principal will not be able to make it. The meeting will last less than 1 hour.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 14:20:51.00

SUBJECT: LABOR Draft Bill on Hazard Reporting Protection Act of 1999

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

LRM JUSTICE (LRM JUSTICE [UNKNOWN])
READ:UNKNOWN

LRM TREASURY (LRM TREASURY [UNKNOWN])
READ:UNKNOWN

LRM Small Business Administration (LRM Small Business Administration [UNKNOWN])

READ:UNKNOWN

LRM COMMERCE (LRM COMMERCE [UNKNOWN])
READ:UNKNOWN

LRM HHS (LRM HHS [UNKNOWN])
READ:UNKNOWN

LRM TRANSPORTATION (LRM TRANSPORTATION [UNKNOWN])
READ:UNKNOWN

LRM Office of Personnel Management (LRM Office of Personnel Management [UNKNOWN])
READ:UNKNOWN

TEXT:

----- Forwarded by Melissa N. Benton/OMB/EOP on 02/23/99
02:19 PM -----
Total Pages: _____

LRM ID: MNB18
EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
Washington, D.C. 20503-0001

Tuesday, February 23, 1999

LEGISLATIVE REFERRAL MEMORANDUM

TO: Legislative Liaison Officer - See Distribution below

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

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

SUBJECT: LABOR Draft Bill on Hazard Reporting Protection Act of 1999

DEADLINE: COB Friday, February 26, 1999

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

COMMENTS: Note: Labor/OSHA is testifying on March 4th, before the Senate Health, Education, Labor, and Pensions Committee on Senator Enzi's OSHA reform bill (S. 385, the SAFE ACT). If possible, it would like to have this draft bill cleared before then.

DISTRIBUTION LIST

- AGENCIES:
- 92-Office of Personnel Management - Harry Wolf - (202) 606-1424
 - 61-JUSTICE - Dennis Burke - (202) 514-2141
 - 52-HHS - Sondra S. Wallace - (202) 690-7760
 - 25-COMMERCE - Michael A. Levitt - (202) 482-3151
 - 117 & 340-TRANSPORTATION - Tom Herlihy - (202) 366-4687
 - 93-Office of the Special Counsel - Jane McFarland - (202) 653-9001
 - 107-Small Business Administration - Mary Kristine Swedin - (202) 205-6700

EOP:

- Barry White
- Larry R. Matlack
- Alan B. Rhinesmith
- David J. Haun
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- Peter Rundlet
- Robert G. Damus
- Sarah S. Lee
- Karen Tramontano
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- Elena Kagan
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LRM ID: MNB18 SUBJECT: LABOR Draft Bill on Hazard Reporting Protection Act of 1999

RESPONSE TO LEGISLATIVE REFERRAL MEMORANDUM

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

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

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

- _____ Concur
- _____ No Objection
- _____ No Comment
- _____ See proposed edits on pages _____

_____ Other: _____

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

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 14:23:16.00

SUBJECT: LABOR Draft Bill on Hazard Reporting Protection Act of 1999--DISREGARD EAR

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

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

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

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

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

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

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

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

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

LRM JUSTICE (LRM JUSTICE [UNKNOWN])
READ:UNKNOWN

LRM TREASURY (LRM TREASURY [UNKNOWN])
READ:UNKNOWN

LRM Small Business Administration (LRM Small Business Administration [UNKNOWN])

READ:UNKNOWN

LRM Office of Personnel Management (LRM Office of Personnel Management [UNKNOWN]
READ:UNKNOWN

LRM COMMERCE (LRM COMMERCE [UNKNOWN])
READ:UNKNOWN

LRM TRANSPORTATION (LRM TRANSPORTATION [UNKNOWN])
READ:UNKNOWN

LRM HHS (LRM HHS [UNKNOWN])
READ:UNKNOWN

TEXT:

NOTE TO EOP STAFF: YOU WILL NOT RECEIVE A HARD COPY OF THIS LRM.

----- Forwarded by Melissa N. Benton/OMB/EOP on 02/23/99

02:21 PM -----

Total Pages: _____

LRM ID: MNB18
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LRM ID: MNB18 SUBJECT: LABOR Draft Bill on Hazard Reporting Protection Act of 1999

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

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

- _____ Concur
- _____ No Objection
- _____ No Comment
- _____ See proposed edits on pages _____

The Honorable Jacob J. Lew
Director
Office of Management and Budget
Washington, DC 20503

Dear Director Lew:

Enclosed for appropriate clearance is the draft bill, the "Hazard Reporting Protection Act of 1999." We also have enclosed a proposed letter of transmittal to the Congress and a section by section analysis.

For the reasons stated in the proposed transmittal letter, we urge your prompt and favorable consideration of this bill.

Sincerely,

Alexis M. Herman

Enclosures

The Honorable Albert Gore, Jr.
President of the Senate
Washington D.C. 20510

Dear Mr. President:

Enclosed for the consideration of the Congress is a bill entitled the "Hazard Reporting Protection Act of 1999." Its purpose is to enhance protections for employees who report workplace hazards to the Occupational Safety and Health Administration (OSHA). These whistleblower protections are intended to protect an employee from discrimination or discharge from his or her position based on reporting an injury, illness or unsafe condition.

On April 28, 1998, Charles Jeffress, Assistant Secretary for OSHA, testified before the U.S. House of Representatives Subcommittee on Workforce Protections regarding amendments to the Occupational Safety and Health Act of 1970 (OSH Act). Assistant Secretary Jeffress emphasized that one way to strengthen protections for workers would be to increase the protections under section 11(c) of the Act. He testified that under the current protections, the Inspector General of the Department of Labor found that "whistleblowers" often face retaliation for exposing unsafe or unhealthy conditions. He has pointed out that in its current state, the provisions in section 11(c) are too weak and too cumbersome to provide effective protections for workers. Today, I propose that the OSH Act be amended to reflect these concerns.

Support for strengthening section 11(c) can be traced back to a report of the Administrative Conference of the United States in 1987. Secretaries of Labor Ann McLaughlin, Elizabeth Dole and Robert Reich each stated their support for increasing the statutory safeguards for employee whistleblowers. Efforts to pass legislation amending whistleblower protections have been attempted since the 101st Congress. It is time that affirmative steps are taken to correct a problem that has been apparent for over a decade.

The amendment to section 11(c) is an effort to bring OSH Act protections to the levels afforded by other federal statutes such as 49 U.S.C. 31105, the whistleblower provisions of the Surface Transportation Assistance Act (STAA), the Federal Whistleblowers Protection Act of 1989, and the Mine Safety and Health Act. If employees cannot be protected against retaliation, they will not feel free to bring hazards to the attention of management or violations of the law to the attention of OSHA. Effective whistleblower protections are essential to the kind of employee involvement the nation needs to make continued improvement in the

safety and health of our workplaces.

The mission of the Occupational Safety and Health Administration is to assure safe and healthful working conditions for working men and women. It is under this charge that the proposed amendment to section 11(c) of the OSH Act is presented to Congress.

Sincerely,

Alexis M. Herman

DRAFT LEGISLATION TO AMEND SECTION 11(c) OF THE OSH ACT-2/12/99

A BILL

To amend the Occupational Safety and Health Act of 1970 to enhance protections for employees reporting workplace hazards to the Occupational Safety and Health Administration.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE; REFERENCE.

(a) SHORT TITLE.--This Act may be cited as the "Hazard Reporting Protection Act of 1999."

(b) REFERENCE.--Except as otherwise expressly provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Occupational Safety and Health Act of 1970 (29 U.S.C. 651 et seq.)

SEC. 2. EMPLOYEE ACTIONS.

Section 11(c)(1) (29 USC 660(c)(1)) is amended by adding at the end the following: "including reporting any injury, illness or unsafe condition."

SEC. 3. PROHIBITION OF DISCRIMINATION.

Section 11(c) (29 USC 660(c)) is amended by striking out paragraph (2) and inserting in lieu thereof the following:

"(2) No person shall discharge or in any manner discriminate

DRAFT LEGISLATION TO AMEND SECTION 11(c) OF THE OSH ACT-2/12/99

against an employee for refusing to perform the employee's duties when the employee has a reasonable apprehension that performing such duties would result in serious injury or serious impairment of health to the employee or other employees. The circumstances causing the employee's apprehension of serious injury must be of such a nature that a reasonable person would conclude that there is a danger of serious injury or serious impairment of health. In order to qualify for protection, where possible, the employee must have communicated to his employer the danger perceived."

SEC. 4. PROCEDURE.

Section 11(c) (29 USC 660(c)) is amended by striking out paragraph (3) and inserting in lieu thereof the following:

"(3) Any employee who believes that he has been discharged, disciplined, or otherwise discriminated against in violation of paragraph (1) or (2) may, within 180 days after such alleged violation occurs, file (or have filed by any person on the employee's behalf) a complaint with the Secretary alleging such discharge, discipline, or discrimination. Upon receipt of such a complaint, the Secretary shall notify the person named in the complaint of the filing of the complaint.

"(4) (A) Within 90 days of receipt of a complaint filed under paragraph (3), the Secretary shall conduct an investigation and determine whether there is reasonable cause to believe that the

DRAFT LEGISLATION TO AMEND SECTION 11(c) OF THE OSH ACT-2/12/99

complaint has merit and notify the complainant and the person alleged to have committed the violation of paragraph (1) or (2) of the Secretary's findings. Where the Secretary has concluded that there is reasonable cause to believe that a violation has occurred, the Secretary's findings shall be accompanied by a preliminary order providing the relief prescribed by paragraph (D).

"Thereafter,

"(i) the person alleged to have committed the violation or the complainant may, within 30 days, file objections to the findings or preliminary order, or both, and request a hearing on the record, except that the filing of such objections shall not operate to stay any reinstatement remedy contained in the preliminary order.

"(ii) Where a hearing is not timely requested, the preliminary order shall be deemed a final order which is not subject to judicial review.

"(B) If the Secretary has not issued findings under paragraph (4) (A) within 90 days, and the employee or representative of the employee files a request for a hearing with the Secretary, the Secretary shall afford an opportunity for a hearing on the record.

"(C) When requested, a hearing shall be conducted by an administrative law judge of the Department of Labor and a recommended decision and order issued expeditiously. The legal burdens of proof

DRAFT LEGISLATION TO AMEND SECTION 11(c) OF THE OSH ACT-2/12/99

that prevail under section 1221 of title 5, United States Code, shall govern adjudication of violations under this subsection. The Secretary shall issue a final order within 120 days of the issuance of the recommended decision. In the interim, such proceedings may be terminated at any time on the basis of a settlement agreement entered into by the Secretary, the complainant, and the person alleged to have committed the violation.

"(D) If, in response to a complaint filed under paragraph (3), the Secretary determines that a violation of paragraphs (1) or (2) has occurred, the Secretary may order -

"(i) the person who committed such violation to correct the violation,

"(ii) such person to reinstate the complainant to the complainant's former position together with the compensation (including back pay), terms, conditions, and privileges of the position,

"(iii) compensatory damages, and

"(iv) exemplary damages.

"Upon issuance of such an order, the Secretary may assess against the person against whom the order is issued a sum equal to the aggregate amount of all costs and expenses (including attorney's fees and expert witness fees) reasonably incurred, as determined by the Secretary, by the complainant for, or in connection with,

DRAFT LEGISLATION TO AMEND SECTION 11(c) OF THE OSH ACT-2/12/99

the bringing of the complaint upon which the order was issued, including costs and expenses incurred upon review before a court of appeals.

"(E) In conducting an investigation or adjudication under this paragraph, the provisions of section 8(b) of this act shall apply.

"(5) (A) Any person adversely affected or aggrieved by a final order issued under paragraph (4) (C) may obtain review of the order before the United States court of appeals for the circuit in which the violation, with respect to which the order was issued, occurred, or the circuit in which such person resided on the date of such violation. The petition for review must be filed within 60 days from the issuance of the Secretary's order. Such review shall be in accordance with the provisions of chapter 7 of title 5, United States Code. An order of the Secretary subject to review under this subsection is not subject to judicial review in a criminal or other civil proceeding. The commencement of proceedings under this subsection shall not, unless ordered by the court, operate as a stay of the order of the Secretary.

"(B) Whenever a person has failed to comply with a final order or an order of reinstatement issued under paragraph (4), the Secretary or the person on behalf of whom the order was issued may file a civil action in the United States district court for the district in which the violation was found to occur in order to enforce such order.

DRAFT LEGISLATION TO AMEND SECTION 11(c) OF THE OSH ACT-2/12/99

In actions brought under this subparagraph, the district court shall have jurisdiction to grant additional appropriate relief in light of the noncompliance."

SEC. 5. EFFECTIVE DATE. This Act shall take effect ninety days after the date of enactment of this Act.

DRAFT LEGISLATION TO AMEND SECTION 11(c) OF THE OSH ACT – 2/12/99

SECTION BY SECTION ANALYSIS

Section (1) sets forth the title of the Act as the “Hazard Reporting Protection Act of 1999.”

Section (2) amends §11(c)(1) the OSH Act to clarify that employees cannot be discriminated against for reporting any “injury, illness or unsafe condition.”

Section (3) replaces §11(c)(2) with a prohibition against discriminating against an employee who refuses to work in what he reasonably believes is a condition that poses a serious danger of injury or impairment of health. This protection applies when the employee, where possible, has communicated to his employer the perceived danger.

Section (4) amends the procedures for seeking a remedy under §11(c) by striking paragraph (3) and increasing from 30 to 180 days the time an employee has to file a complaint with the Secretary. Section (4)(4)(A) retains the 90-day time frame for the Secretary to complete an investigation and provides that, if after investigation, the Secretary finds reasonable cause to believe the employer unlawfully discriminated against the employee, the investigative findings and a preliminary order reinstating the employee will be issued. The employer has 30 days to file objections to the findings and request a hearing. If a hearing is not requested within 30 days, the order becomes binding and is not subject to judicial review.

DRAFT LEGISLATION TO AMEND SECTION 11(c) OF THE OSH ACT – 2/12/99

Section (4)(4)(B) allows the employee (complainant) to request a hearing if the Secretary has not issued findings within 90 days.

Section (4)(4)(C) requires that an administrative law judge (ALJ) of the Department of Labor preside over the hearing. The Secretary must issue a final order within 120 days of the ALJ's decision. 5 U.S.C. §1221 states the appropriate burdens of proof. The proceedings can terminate at any time if the Secretary has reached a settlement with the employer.

Section (4)(4)(D) authorizes the Secretary to order any of four remedies in response to a valid complaint: correction of the violation, reinstatement of the employee to his former position with compensation, compensatory damages, and exemplary damages. Once an order is issued, the Secretary may assess reasonable costs and expenses (including attorney's fees and expert witness fees) reasonably incurred through bringing the complaint on which the order was issued. Such costs and expenses would include those incurred upon review before a court of appeals.

Section (4)(4)(E) states that §8(b) of the OSH Act (subpoena power) will apply to investigation and adjudication under this provision.

Section (4)(5)(A) gives an employer adversely affected by a final order the opportunity to bring his or her case in a federal court of appeals with appropriate jurisdiction. This petition for review must be filed within 60 days from the date the Secretary's order was issued. An order

subject to review under these provisions cannot be heard in a criminal or other civil proceeding. Commencement of appeal proceedings will not stay the Secretary's order, unless ordered by the court.

Section (4)(5)(B) authorizes the Secretary or the employee (complainant) to file a civil action in a federal district court with appropriate jurisdiction if the employer has failed to comply with the final order or order of reinstatement. The district court may grant additional appropriate relief as it sees fit.

Section (5) sets the effective date as ninety days after enactment.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Barry J. Toiv (CN=Barry J. Toiv/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:23-FEB-1999 15:34:36.00

SUBJECT: I think David Broder is doing a tobacco/states piece following up on gover

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

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

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

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

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

TEXT:

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Jennifer M. Luray (CN=Jennifer M. Luray/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:23-FEB-1999 15:49:52.00

SUBJECT: SENIOR STAFF BRIEFING ON NARAL's "CHOICE FOR AMERICA" CAMPAIGN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Steve Ricchetti (CN=Steve Ricchetti/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Katharine Button (CN=Katharine Button/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Sally Katzen (CN=Sally Katzen/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

CC: Kelley L. O'Dell (CN=Kelley L. O'Dell/OU=WHO/O=EOP [WHO])

READ:UNKNOWN

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

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

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

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

CC: Jocelyn A. Bucaro (CN=Jocelyn A. Bucaro/OU=WHO/O=EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

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

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

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

TEXT:

Over the last year, there have been many discussions about how to shift the message on choice. NARAL's new innovative campaign, "Choice for America," is aiming to do just that.

This unprecedented, multi-million dollar effort will consist of paid advertising, marketing, aggressive grassroots organizing and community outreach in 36 selected communities.

Kate Michelman has requested your participation in a briefing to review the "Choice for America" campaign in order to hear your feedback. Harrison Hickman, the leading pollster on choice issues, will also share his latest findings. Ann, Mary Beth, and I invite you to meet with Kate on Wednesday, Feb. 24th at 4 pm in OEOB' 100 (changed from the Ward Room). We appreciate your taking time out of your busy schedules for this one-hour meeting. If you haven't already done so, please have your staff RSVP to

Kelley O'Dell (x6-7300). Thank you.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 16:02:51.00

SUBJECT: Re: policy/message

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

READ:UNKNOWN

TEXT:

You have to admire their ambition: a one-hour meeting to cover announcements between now and August.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Dawn L. Smalls (CN=Dawn L. Smalls/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:23-FEB-1999 16:47:27.00

SUBJECT: Pay Equity Mtg.

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

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

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

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

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

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

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

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

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

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

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

TEXT:

The Pay Equity meeting has been rescheduled for Thursday at 2:30 in the Roosevelt Room. Pls call me at 6-4514 with any questions. Thanks.

----- Forwarded by Dawn L. Smalls/WHO/EOP on 02/23/99
03:43 PM -----

Dawn L. Smalls
02/08/99 06:10:59 PM
Record Type: Record

To: See the distribution list at the bottom of this message
cc: Sara M. Latham/WHO/EOP, Kevin S. Moran/WHO/EOP
Subject: Pay Equity Mtg.

John will have a meeting on pay equity with Sen. Harkin and women's groups on Wednesday, February 10 at 11:30am in the Roosevelt Room. There will be a pre-brief Tuesday evening time tbd.

Pls call me at 6-4514 with any conflicts/questions. Thanks.

Message Sent

To:

Elena Kagan/OPD/EOP
Laura Emmett/WHO/EOP
Sally Katzen/OPD/EOP
Shannon Mason/OPD/EOP
Caroline R. Fredrickson/WHO/EOP
Thomas L. Freedman/OPD/EOP
Mary L. Smith/OPD/EOP
Carolyn T. Wu/WHO/EOP
Karen Tramontano/WHO/EOP
Jennifer M. Luray/WHO/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Karin Kullman (CN=Karin Kullman/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:23-FEB-1999 17:40:06.00

SUBJECT: Video Request for Charter Schools Conference

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

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

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

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

TEXT:

The Department of Education is hosting a Charter Schools National Conference March 15-17 in Denver, CO. Cabinet Affairs submitted a proposal to the Scheduling Office for POTUS to attend the conference, but since he will not be traveling that area at that time, the request was regretted.

However, the President is scheduled to tape videos next week, and John Schnur and I thought that it might be a good idea to submit this for a video proposal. Would you be in support of a joint scheduling proposal (DPC/Cabinet Affairs) to request a POTUS video to be played at this conference?

RÉCORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Karin Kullman (CN=Karin Kullman/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:23-FEB-1999 17:42:35.00

SUBJECT: follow-up on charter school conference

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Just as an FYI... Riley is scheduled to speak at the conference on March 16.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 18:23:56.00

SUBJECT: Re: Hugh Price letter

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

I understand that Jose is working on this and that you are reviewing a list of invitees; however, there is now a little more urgency in that Al Sharpton/Rev Jackson are apparently planning some type of press event/demonstration on Thursday on the subject of police brutality. I think figuring out how we respond in the interim to Price will help us develop press guidance and a response to Thursday's thing--so can we do this tomorrow--Chuck is also expressing some concern and urgency.

Elena Kagan

02/23/99 12:21:41 PM

Record Type: Record

To: Maria Echaveste/WHO/EOP

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

Subject: Re: Hugh Price letter

I believe Jose and Laura are in the midst of putting together a meeting for sometime this week.

Message Copied

To:

Robert B. Johnson/WHO/EOP

Bruce N. Reed/OPD/EOP

Charles F. Ruff/WHO/EOP

edley @ law.harvard.edu @ inet

Clara J. Shin/WHO/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Karin Kullman (CN=Karin Kullman/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:23-FEB-1999 18:31:50.00

SUBJECT: video request

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

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

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

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

TEXT:

As video requests are due tonight, and there is a decision meeting tomorrow morning, I am submitting the attached request to scheduling (and assuming that everyone is in favor). Please let me know if anyone has any problems or questions.

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D14]MAIL43340485J.036 to ASCII,
The following is a HEX DUMP:

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SCHEDULING PROPOSAL

TODAY'S DATE: 2/23/99

<u> </u> ACCEPT	<u> </u> REGRET	<u> </u> PENDING
--------------------------	--------------------------	---------------------------

TO: Stephanie Streett
Assistant to the President
Director of Presidential Scheduling

FROM: Bruce Reed
Assistant to the President for Domestic Policy and
Director of the Domestic Policy Council

Thurgood Marshall Jr.
Assistant to the President and Secretary to the Cabinet

REQUEST: Presidential Video for the Department of Education's
Second Charter Schools National Conference

PURPOSE: To reinforce the President's themes of accountability and
public school choice that he emphasized during his State of
the Union address.

BACKGROUND: The U.S. Department of Education is sponsoring the second
"Charter Schools National Conference: Strengthening
Networks and Student Achievement", March 15-17, 1999
in Denver, CO. This conference will focus on the needs of
public charter schools and will draw on expertise within the
field to provide assistance in numerous areas including:
start-up issues facing new charter schools, accountability,
high standards, finances and facilities, ensuring equity and
access for all students, and providing access to federal
funds along with guidance on federal rules and regulations.

Since 1994, when President Clinton called on states to
create charter school opportunities nationwide and
proposed a federal grant program to provide start-up funds,
34 states plus the District of Columbia and Puerto Rico
have passed charter school laws. When President Clinton
came to office there was only one charter school in the
nation. Approximately 1100 of these independent public
schools are now open, and the President has called for the

creation of 3000 charter schools by early in the next century.

PREVIOUS PARTICIPATION: National None. (Education hosted the first Charter Schools Conference in November 1997.)

DATE: March 15-17, 1999

BRIEFING TIME: 2 minutes

DURATION: 2-3 minutes

LOCATION: Denver, CO

PARTICIPANTS: Audience will range from 800 to 1000 people, including:
-charter school founders, directors, and teachers (approximately half the audience);
-state-level policymakers considering charter school laws;
-representatives from organizations that grant charters;
-state education agency staff;
-people from states without charter school laws interested in applying for charters; and
-technical assistance providers

REMARKS REQUIRED: See draft attached.

MEDIA COVERAGE: TBD

RECOMMENDED BY: Bruce Reed
Thurgood Marshall Jr.

CONTACT: Karin Kullman x61732
Kris Balderston x62572

ORIGIN OF THE PROPOSAL: Department of Education

SOURCE OF PAYMENT: Department of Education

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 18:33:38.00

SUBJECT: Re-worked list

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Laura:

Work from this slightly shortened list and try to set-up for tomorrow. jc3

White House:

Elena Kagan - DPC

Jose' Cerda -DPC

Irene Bueno - DPC

Maria Echaveste - CoS

Chris Edley - PIR

Ben Johnson - PIR

Chuck Ruff - WH Counsel

Eddie Correia - WH Counsel

DOJ:

Bill Lann Lee - Civil Rts

Bill Yeomans - Civil Rts

Julie Fernandes -DOJ/Civil Rts

Eric Holder - DOJ/DAG

Brian Jackson - DOJ/DAG

Nick Gess - DOJ/DAG

Ricki Seidman - DOJ/AAG

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 18:54:51.00

SUBJECT: 7-year estimates

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

READ:UNKNOWN

TEXT:

Elena --

A few things on the seven-year estimates:

- 1) The class amendment will be offered by Parry Murray,
- 2) The language for the amendment will definitely be taken from S.7 that she and other Senators introduced earlier in the year. This includes year-by-year authorization levels and, absent a very strong and quick request from us, they are not planning to modify that language.
- 3) We did fax one copy of the 1-pager to the hill, but it wasn't distributed, and we had the only copy there torn up.
- 4) Once we get clearance from OMB, we can send the seven year estimates out to members and the groups. Kennedy's staff will send a packet to members including the documents we already gave them and will add or substitute anything else we send them in the morning. They also are happy to fax out any new materials to all of the groups tomorrow, though there were apparently a few concerns raised at the mtg about using the seven-year figures.

I have to leave for the evening shortly, but feel free to page me through signal on my skypager.

DRAFT -- NOT FOR RELEASE

February 23, 1999
(Senate)

S. 280 - Education Flexibility Partnership Act of 1999
(Sen. Frist (R) TN and 33 others)

The Administration has long supported the concept of expanding ed-flex demonstration authority to permit all States to waive certain statutory and regulatory requirements of Federal education.

[**OPTION #1** The Administration will support S. 280 as long as accountability provisions of the bill are strengthened to ensure that State waivers of Federal requirements enhance children's educational achievement.]

[**OPTION #2** The Administration supports Senate passage of S. 280 [**only if**] or [**and urges adoption of**] the pending manager's substitute that would strengthen the accountability provisions of the bill, to ensure that children's educational achievement is enhanced by State waivers of Federal requirements.]

The Administration also urges adoption of an amendment that would terminate State plans automatically at the time of implementation of the reauthorized Elementary and Secondary Education Act. [note: this sentence has not yet been approved by ED or DPC.]

S. 280 is [**generally**] consistent with the President's call for expansion of Ed-Flex in a manner that will promote high standards and accountability for results, coupled with increased flexibility for States and local school districts to achieve those results.

The Administration supports an amendment that is expected to be offered to S. 280 that would implement the President's proposal for a long-term extension of the one-year authority to help school districts reduce class size in the early grades, which the Congress approved last year on a bipartisan basis. In order to hire qualified teachers, arrange for additional classrooms, and take other steps that are necessary to reduce class size, school districts need to know, as soon as possible, that the Congress intends to support this initiative for more than one year.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 19:11:25.00

SUBJECT: Possible Troops to Teachers amendment to ed-flex bill

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:

One of the possible amendments to the ed-flex bill is an amendment from Lieberman adding a McCain-Lieberman Troops to Teachers bill. I am reviewing the bill tonight, but I think it differs from our troops to teachers plan -- most important in that it limits participation in the program to retiring military. We have said our proposal would support other mid-career professionals as well. I'll read the bill and have more information on this tomorrow morning, but I wanted to give you a heads-up on this.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 19:58:37.00

SUBJECT: Press strategy for 3/1 WTW event

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

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

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

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

TEXT:

Just a heads up that if you haven't already talked to Pat Ewing, she's likely to call one of you -- I talked to Jodi Sakol, their press person, who made it sound like Pat wasn't clear whether we or they would be leaking and she'd probably have issues w/ us doing it. I clarified to Jodi that our intent was to do the leak as a preview for the VP event, that we'll coordinate closely etc. She also mentioned they'd be thrilled w/ a NYT story.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 20:03:05.00

SUBJECT: Brady/NICS -- possible morning update, though not currently a press issue

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

BR/EK;

Spoke to DOJ, OMB about Brady NICS. Here's where we are:

1. DOJ wants to stick by their proposal to retain records for 4 months/120 days. They think it's the best way to go substantively, and they're willing to fall on their sword for it. Also, they say their August reg -- in the wake of the Smith Amendment -- specifically promised to reduce records retention to less than 6 months, so it's not credible for them to now come out with an ambiguous reg. While they say this may be legally doable, it is probably much more problematic to appropriators than their proposed 4 months/120 days.

2. OMB prefers retaining records for 2 or 3 months at the most. Deich and his appropriations folks don't think we get way with anything less than a serious reduction of the records retention period. They point out that the appropriators already know we were willing to accept a records retention period of 30 days or less, so anything longer will draw opposition we're not likely to overcome. Thus, Deich recommends that we reduce the records retention to no more than 3 months -- one-sixth of our original proposal for 18 months and half of our fall back of 6 months. He believe that, while not necessarily acceptable to the appropriators, such a reg would be credible, consistent w/our previous negotiations and possibly allow us to keep records for 1 or 2 months.

I told Michael I'd send you guys a note and get back to him in the morning. Let me know what you think. I think I agree with Michael.

jc3

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 20:27:14.00

SUBJECT: Medicare update

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

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

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

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

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

Devorah R. Adler (CN=Devorah R. Adler/OU=OPD/O=EOP [OPD])
READ:UNKNOWN

Sarah A. Bianchi (CN=Sarah A. Bianchi/O=OVP [UNKNOWN])
READ:UNKNOWN

TEXT:

The Republican Leadership continues to charge that the President is either not allowing his Commission members to vote their conscience OR not exhibiting sufficient leadership to push his members to vote for the Breaux package. (Yes, these are not at all consistent, but they seem to represent a strategy aimed at suggesting that everything we are doing around Medicare is political.) Lott stated that that the absence of 11 or more votes for the Commission assures that necessary Medicare reforms will not be possible in this Congress. He suggested it was up to the President to deliver the necessary votes.

Congressman Thomas charged that the White House was instructing Commission members not to support something they otherwise would. After Thomas' comments, the press spotted Stuart Altman and ran over to him to get his side of it. Stuart said that such a suggesting was ridiculous. He emphasized that no one in the White House has told him to do anything.

He said he has consistently outlined the issues he cares about -- the need for outside revenues (such as the surplus), the need for a prescription drug benefit for all beneficiaries, and the need for a defined benefit in any program reform, such as premium support. He pointed out that it has been the Commission who has not been responsive. He said that he and Laura have been quite clear that they would be open to premium support models, but they had to be workable and their impact on the program and on beneficiaries had to be well understood before proceeding.

We are already getting some questions about these comments. Gene and I believe it should be a two-fold response to the questions about the Republicans' Medicare rhetoric:

DRAFT ANSWER: First, any suggestion that the White House has pressured its members to take any position is both inaccurate and insulting. Our appointees are well respected health care experts who have long-standing opinions on this important issue. Their positions have not changed or altered at any point during the work of the Commission.

The President's Commission members, particularly Dr. Tyson and Dr. Altman, have indicated an openness to new, competitive reforms, but they have also underscored their belief that:

(1) there be new and substantial revenue dedicated to strengthen the financial health of the program, such as the President's proposal to allocate 15% of the surplus to Medicare, (2) there always be a defined benefit and analysis be provided about the impact of any structural reforms on beneficiaries and providers; and (3) there be a long overdue and affordable prescription drug benefit available to all beneficiaries. To date, our Members have informed us that their minimum requirements have not been met. Our hope, of course, is that this situation will change. But, once again, we do not feel it serves any fruitful purpose for the White House to comment on every individual iteration of the Commission's recommendations. We look forward to learning about the final deliberations of the Commission.

IN ANOTHER DEVELOPMENT, Senator Breaux just circulated the Medicare actuary's initial projection of savings from two of the most recent Breaux plans. We are circulating a brief summary of this estimates for your review under separate cover. However, it is important to note that our HCFA actuary is now assuming some savings -- in the range of between \$26 - \$37 billion over five years -- for a premium support model. (This is largely because the Breaux staff have altered their original proposal to make it more structurally defensible, albeit there are still problems.)

cj

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-FEB-1999 21:34:11.00

SUBJECT: Despite lack of "fundamental fairness", its still the best...

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:

I'll let one of you forward this to Edley...jc3

----- Forwarded by Jose Cerda III/OPD/EOP on 02/23/99

09:31 PM -----

SHIMABUKUR_L @ A1

02/23/99 09:25:00 PM

Record Type: Record

To: Jose Cerda III

cc:

Subject: Despite lack of "fundamental fairness", its still the best...

Date: 02/23/99 Time: 18:41

bABA Survey Shows Strong Overall Support for U.S. Justice System

To: National Desk

Contact: Marcia Kladder, 312-988-6133,

e-mail: kladderm(AT)staff.abanet.org,

or Anne Nicholas, 202-662-1092,

e-mail: nicholsa(AT)staff.abanet.org,

both of the American Bar Association;

Web site: <http://www.abanet.org/media>

ADVANCE For Release Wednesday, Feb. 24

/ADVANCE/ CHICAGO, Feb. 24 /U.S. Newswire/ -- According to a new national survey, 80 percent of Americans believe that "in spite of its problems, the American justice system is the best in the world." The survey also suggests that perceptions of some components of the system have improved over the past 20 years, when compared to a similar survey conducted in 1978.

"Perceptions of the U.S. Justice System" found that the root of this support seems to lie in the jury system, with 78 percent of respondents saying it is the fairest way to determine guilt or innocence. More than two-thirds -- or 69 percent -- believe that juries are the most important part of our justice system.

The survey results will be presented at an American Bar Association (ABA) symposium, "Public Understanding and Perceptions of the American Justice System," at the J.W. Marriott Hotel in Washington, D.C., Feb. 25-26.

The survey asked respondents to rate their confidence in 17 different institutions in American society, including particular components of the justice system, other professions and institutions, and the media.

Respondents had the most confidence in the U.S. Supreme Court,

with 50 percent ``extremely or very confident'' in this institution. A similar (but not identical) Yankelovich survey conducted in 1978 found 36 percent of respondents expressing confidence in the Supreme Court. Thirty-four percent of respondents in the ABA survey expressed strong confidence in other federal courts, and 28 percent expressed strong confidence in state courts.

In contrast, only 18 percent expressed strong confidence in the U.S. Congress, while 14 percent expressed strong confidence in lawyers. The media fared the worst, with strong confidence expressed by only 8 percent of the respondents, and slight or no confidence by 60 percent.

Knowledge of the justice system comes primarily from social studies classes in grade school (83 percent) or high school civics or government class (82 percent), and personal experience (67 percent). Sixty-one percent of respondents want to learn more about the justice system, and of those, 75 percent want to learn from current or retired judges.

When asked to rate the importance of various sources of information, a majority -- 63 percent -- considered personal experience to be extremely or very important, followed by school or college courses at 59 percent. Fifty-seven percent of respondents cited serving on a jury as an extremely or very important source of information.

Lower importance ratings of media as a source of information on the justice system parallel confidence levels in the media itself. Respondents rated the importance of television news at 41 percent, daily newspapers 36 percent, radio news 31 percent, Internet 23 percent, televised trials 20 percent, magazines 16 percent, television court programs 11 percent, television dramas 9 percent, and movies/videos 7 percent. However, the higher the level of knowledge of the respondents, the less reliant they were on news media as a source of that knowledge.

The survey results also indicate that people's knowledge of the justice system is quite uneven. Virtually all respondents (99 percent) know that ``anyone accused of a crime has the right to be represented in court by a lawyer,' ' and 96 percent know that ``a defendant found 'not guilty' in a criminal trial can still be sued for money damages in a civil trial.' ' Yet more than a third of the respondents -- 37 percent -- believe incorrectly that a criminal defendant has to prove his or her innocence.

When asked to identify the branches of government, only 39 percent could identify all three unaided; 25 percent could not identify even one branch.

The survey was commissioned by the American Bar Association, and conducted by M/A/R/C Research in Westchester, Ill. The survey sample consisted of 1,000 adults, age 18 or older, interviewed by telephone. The demographics of the sample closely match the profile of the United States population.

Complete survey results will be available at
<http://www.abanet.org/media>

The American Bar Association is the largest voluntary professional association in the world. With more than 400,000 members, the ABA provides law school accreditation, continuing legal education, information about the law, programs to assist lawyers and judges in their work, and initiatives to improve the legal system for the public.

Editor's note: Media representatives are welcome to attend the symposium. ABA media credentials will be required and may be obtained by contacting either Anne Nicholas at 202-662-1092 or

Marcia Kladder at 312-988-6133.

Editors: Some computer systems do not recognize the ``at'' sign. It is an important component of e-mail addresses and should be used in place of the symbol (At) in the contact information above.

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/U.S. Newswire 202-347-2770/
APNP-02-23-99 1859EST