

**NLWJC - KAGAN**

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**[03/11/1999]**

# Withdrawal/Redaction Sheet

## Clinton Library

| DOCUMENT NO.<br>AND TYPE | SUBJECT/TITLE                | DATE       | RESTRICTION |
|--------------------------|------------------------------|------------|-------------|
| 001. email               | Phone No. (Partial) (1 page) | 03/11/1999 | P6/b(6)     |

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**COLLECTION:**

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

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**FOLDER TITLE:**

{03/11/1999}

2009-1006-F

bm101

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**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]
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- b(1) National security classified information [(b)(1) of the FOIA]
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- 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: Barbara Chow ( CN=Barbara Chow/OU=OMB/O=EOP [ OMB ] )

CREATION DATE/TIME:11-MAR-1999 09:37:59.00

SUBJECT: "Cost" of the IDEA/Supreme Court ruling

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

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

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

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

TEXT:

I asked my staff to double check the potential costs of the IDEA Supreme Court ruling and confirm our earlier understanding that this will not result in significant (or possibly any) additional expenses--notwithstanding the National School Board Association estimates that this could cost up to \$500 million/year. The bottom line is that we have no good cost estimates (and are unlikely to develop any given the paucity of the data) but ED still does not believe this is a cost issue.  
----- Forwarded by Barbara Chow/OMB/EOP on 03/11/99 09:33 AM -----

David Rowe

03/10/99 06:40:36 PM

Record Type: Record

To: Barbara Chow/OMB/EOP@EOP  
cc: Barry White/OMB/EOP@EOP, Wayne Upshaw/OMB/EOP@EOP, Sandra Yamin/OMB/EOP@EOP  
Subject: "Cost" of the IDEA/Supreme Court ruling

Today I had a few informal discussions with people at ED regarding the "cost" of the Supreme Court ruling. The consensus at ED is that the decision should not have much of a cost at all because the decision just affirmed ED's position on what school districts should have been providing students with disabilities in the first place, and that it is difficult if not impossible to derive a good estimate of what costs this ruling might impose on school districts. ED, in other words, doesn't have a cost estimate for us.

The "cost" of this ruling would be relatively small for a couple reasons. First, there aren't too many disabled students who are comparable to the child in the Supreme Court case. ED estimates that there are between 680 and 2,000 "ventilator dependent" children in the U.S. (this estimate was actually derived by the former Office of Technology Assessment); ED does

not know, however, how many of these students attend school and thus receive services under IDEA. Some of these children may be receiving care in hospitals, others may be infants.

Second, the additional cost of the ruling would be relatively small because many, if not most, school districts already provide nursing services to disabled students who need them. ED has already talked to reps from MA and CA, who said this ruling wouldn't affect them because they already serve these students. Someone from ED also told me that the Cedar Rapids school district (i.e., the district being sued in the Supreme Court case) provided nursing services to a Medicaid-eligible student similar to the one in the case. In the Supreme Court case, the district was just trying to keep from paying for nursing services for a family who was not Medicaid-eligible.

To derive a cost estimate, you would have to estimate how many severely disabled students were not receiving nursing services prior to the ruling, and estimate the additional cost of providing nursing services to these students. ED does not have an estimate of how many students are currently not receiving nursing services.

Please also note that school districts can be reimbursed for providing nursing or other medical services through either Medicaid (for which half of disabled students are eligible) or parents' private insurance if the parents consent. Schools, in other words, don't have to pick up the tab in most cases.

The other factor affecting the ruling's "costs" is whether schools may react to this case by overcompensating. In other words, schools may react to this ruling by providing more expensive medical services to students not as severely disabled as the one in the case, out of fear of being sued. ED doesn't have an estimate of these costs, and I doubt they could come up with a good estimate here.

The people I talked to at ED also brought up a couple other interesting points:

In today's special education hearing before the House Labor-H appropriations subcommittee, Porter told Judy Heumann that groups have been telling him that the cost of this ruling will be about \$500 million/year. In response to Porter's question, Judy told him that the ruling should not have a significant impact of special ed costs because most schools already provide these nursing services to students.

Porter's \$500 million number is the National School Boards Association's number, and the folks at ED told me that it was not a good estimate, primarily because most of the students counted in the NSBA's estimate already receive nursing and other medical services. NSBA's estimate also assumes there are 17,000 "medically fragile" children in the U.S. who would be affected by the Supreme Court's decision; I don't know how many of these children are comparable to the one in the Supreme Court case.

One significant factor driving the cost of medical services similar to those required by the student in the Supreme Court case (e.g., urinary catheterizations, tracheotomy cleanings) is the State-requirements on who has to provide these services. Some States, such as Iowa, require nurses to provide these services. Other States only require the person providing these services to be supervised by a nurse (i.e., the person providing these services would likely be less expensive than a nurse).



RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 10:14:47.00

SUBJECT: Raido Address Paper

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

TEXT:

FYI- Mark wants a draft by early this afternoon. Will a draft be ready?  
Is it ok to give to him?

----- Forwarded by Laura Emmett/WHO/EOP on 03/11/99 09:34  
AM -----

Mark D. Neschis  
03/11/99 09:31:05 AM  
Record Type: Record

To: Laura Emmett/WHO/EOP, Karin Kullman/OPD/EOP  
cc: Jennifer M. Palmieri/WHO/EOP  
Subject: Raido Address Paper

Is there anyway I can get an early draft of the Radio Address paper? I  
want to get a head start on pitching this to networks.

thanks



Automated Records Management System  
JTex-Dump Conversion

Here are some thoughts on the genetic discrimination issues that came up in yesterday's meeting. Family history really is different from genetic markers (at least the way it is used). Family history is used as a factor confirming the existence of **current** disease. For example, physicians use family history as one indicator that an individual now has heart disease. The CIA said it used family history as one indicator to suggest an applicant currently has mental illness. The principal concern about genetic markers has been that they indicate a possibility that disease will develop in the future.

I still think that it makes sense to prohibit direct use of family history to make hiring or assignment decisions. That is because, as I understand EEOC's interpretation, the ADA prohibits such decisions unless there is a direct and imminent threat to the employee. It will be rare when any condition reaches that threshold and even rarer when family history is the factor that pushes the evaluation over the threshold. The loss of that factor in the employer's decision is insignificant compared to the benefits in privacy and prevention of misuse.

On the other hand, it makes less sense to bar the use of family history as a factor indicating that further testing is needed. If employers, including federal agencies, are free to make medical evaluations of current physical condition, should we bar what is now one regular aspect of a conventional medical evaluation? Doing so could hamper evaluations and encourage physicians to do additional unnecessary testing.

I gave my views on formulating the exemption option so I won't repeat them here, except for one thought. If a narrow, agency-specific exemption finds its way into the order, the administration will probably have to explain it some day. At that point, the rationale will point toward a broader exemption. So, we will end up conceding the broad rationale but we will be stuck with (and have to defend) an illogical exemption. Consequently, the exemption option should be faced directly rather than serve as a (tempting) narrow fix.

# Withdrawal/Redaction Marker

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| 001. email               | Phone No. (Partial) (1 page) | 03/11/1999 | P6/b(6)     |

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RR. Document will be reviewed upon request.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Lisa M. Brown ( CN=Lisa M. Brown/O=OVP [ UNKNOWN ] )

CREATION DATE/TIME:11-MAR-1999 11:17:50.00

SUBJECT: Genetics EO and Paul Miller

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

TEXT:

Paul Miller just called me about the EEOC's concerns. He is worried that, while the goal of the EO is to provide employees with additional protections, a broad exemption could leave them with less protection. They also want to make sure that the EO does not undermine their enforcement authority under the Rehab Act, which in turn could hurt civil rights enforcement and lead to criticisms of the Administration.

He would like the EEOC to see the CIA's proposal so they can respond to it and have their concerns articulated in the memo to the President. Seems reasonable to me since memos to the Pres usually set forth the pros and cons of any proposal so we would be doing that analysis anyway. Paul was going to call Elena and Chris, but I told him that I would convey his views to you. Paul and Peggy are leaving this afternoon for a conference in CA, but Paul can be reached on his cell phone at [P6(b)(6)] except when he is on the plane, and Nancy is in DC (she's at home today -- (301)

[P6(b)(6)]

[001]

Sarah -- I am out of commission for much of the afternoon, so if the CIA proposal comes in and everyone agrees that we should share it with the EEOC, can you coordinate that? Page me if you need me. Thanks!

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 11:18:23.00

SUBJECT: EO on Genetic Non-discrimination

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

I heard through the grapevine that you are preparing a Presidential Decision Memo regarding the Executive Order on Genetic Non-discrimination. Since Jack/Sylvia would be required to sign-off on any such EO I think that it may be a good idea to show them the draft memo before it goes to the POTUS. Let me know if this is possible or if there is some reason why you think that this may not be a good idea.

Thanks

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 12:00:33.00

SUBJECT: Radio Address

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

KK:

My understanding of current invitees to tomorrow's radio address:

Civil Rights/Community (Ben is contacting)

1. Hugh Price, Urban League
2. Kwesi Mfume, NAACP
3. Wade Henderson, Leadership Conference
4. Karen Narasaki, National Asian Pacific American Legal Consortium
5. Raul Yzaguirre, National Council of La Raza
6. Yvonne Scruggs, National Black Leadership Forum

Law Enforcement (Jose is contacting)

1. Bob Scully, National Association of Police Organizations
2. Art Reddy, International Union of Police Associations
3. Chris Donnellan, International Brotherhood of Police Officers
4. Chief Westley Mitchell, National Organization of Black Law Enforcement Executives
5. Chief John Farrell, International Assoc. of Chiefs of Police/Police Exec. Reserach Forum
6. Mark Spurrier, Major Cities Chief/Mid-Atlantic Community Policing Institute

Justice (John Jennings is contacting)

1. Eric Holder
2. Ray Fisher
3. Bill Lan Lee

Outstanding (follow-up?)

-- Jesse Jackson? No concensus on inviting. Ben would defer to Minyon.  
-- Rep. Conyers and Clyburn? Chuck thinks we should invite; Ben was willing to hold-out.  
-- Mayors? None currently on list. Chuck thought yes; Ben suggested Lee Brown.

Finally, if we add 2 or 3 more civil rights/congressional types, I want 1 or 2 more law enforcement folks. The group should be balanced.

jc3

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 12:13:35.00

SUBJECT: CCSSO

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

READ:UNKNOWN

TEXT:

Bruce mentioned that you were going to raise the possibility of the President dropping by a meeting with the Council of Chief State School Officers on Monday. Was there any progress in the meeting today?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 12:17:56.00

SUBJECT: YOUR IT!

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

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

TO: George T. Frampton ( CN=George T. Frampton/OU=CEQ/O=EOP @ EOP [ CEQ ] )  
READ:UNKNOWN

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

TEXT:

I've got everyone else's stuff but yours --- I will be circulating to john later this afternoon -- can I expect to include yours?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Clifford J. Gabriel ( CN=Clifford J. Gabriel/OU=OSTP/O=EOP [ OSTP ] )

CREATION DATE/TIME:11-MAR-1999 12:30:48.00

SUBJECT: Stem cell rider

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

READ:UNKNOWN

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

READ:UNKNOWN

CC: Arthur Bienenstock ( CN=Arthur Bienenstock/OU=OSTP/O=EOP @ EOP [ OSTP ] )

READ:UNKNOWN

TEXT:

Elena: Neal came away from this morning's senior staff meeting with the impression that Podesta wants DPC, OSTP and other interested EOP offices to discuss the possible Tiahrt amendment to the supplemental approps to ban federal support for human embryonic stem cell research (we haven't seen the language). Subcommittee mark-up is set for 1:00 pm today. Since I don't think we can do much at this point to influence the mark-up, why don't we wait and see where we are at the end of the day. We can get together tomorrow if needed. Cliff

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 12:32:23.00

SUBJECT: AP -- House vote on Ed-Flex

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:  
House Roll Call Vote on Education

By The Associated Press

The 330-90 roll call Thursday by which the House voted  
to give states more freedom in spending federal education funds.  
Voting yes were 112 Democrats, 217 Republicans and 1  
independent.

Voting no were 90 Democrats.

X denotes those not voting.

There is 1 vacancy in the 435-member House.

ALABAMA

Republicans Aderholt, Y; Bachus, Y; Callahan, Y;  
Everett, Y; Riley, Y.

Democrats Cramer, Y; Hilliard, N. ALASKA

Republicans Young, Y. ARIZONA

Republicans Hayworth, Y; Kolbe, Y; Salmon, Y; Shadegg,  
Y; Stump,  
Y.

Democrats Pastor, N. ARKANSAS

Republicans Dickey, Y; Hutchinson, Y.

Democrats Berry, Y; Snyder, Y. CALIFORNIA

Republicans Bilbray, X; Bono, Y; Calvert, Y; Campbell,  
Y; Cox, Y;  
Cunningham, Y; Doolittle, Y; Dreier, Y; Gallegly, Y;  
Herger, Y; Horn,  
Y; Hunter, Y; Kuykendall, Y; Lewis, Y; McKeon, Y;  
Miller, Gary, Y;

Ose, Y; Packard, Y; Pombo, Y; Radanovich, Y; Rogan, Y;  
 Rohrabacher, Y; Royce, Y; Thomas, Y.

Democrats Becerra, X; Berman, N; Brown, Y; Capps, X;  
 Condit, Y;  
 Lantos, Y; Lee, N;  
 Millender-McDonald, N; Miller,  
 Sanchez, N;  
 Waters, N;  
 Tancredo, Y.

Dixon, N; Dooley, Y; Eshoo, Y; Farr, Y; Filner, N;  
 Lofgren, Y; Martinez, X; Matsui, Y;  
 George, N; Napolitano, Y; Pelosi, N; Roybal-Allard, N;  
 Sherman, Y; Stark, N; Tauscher, Y; Thompson, Y;  
 Waxman, N; Woolsey, N. COLORADO

Republicans Hefley, Y; McInnis, Y; Schaffer, Y;

Democrats DeGette, Y; Udall, Y. CONNECTICUT

Republicans Johnson, Y; Shays, Y.

Democrats DeLauro, Y; Gejdenson, Y; Larson, Y;  
 Maloney, Y.

DELAWARE

Republicans Castle, Y. FLORIDA

Republicans Bilirakis, Y; Canady, Y; Diaz-Balart, Y;  
 Foley, Y; Fowler,  
 Ros-Lehtinen, Y;  
 Y.

Y; Goss, Y; McCollum, Y; Mica, Y; Miller, X;  
 Scarborough, Y; Shaw, Y; Stearns, Y; Weldon, Y; Young,

Democrats Boyd, Y; Brown, N; Davis, Y; Deutsch, Y;  
 Hastings, N;

Meek, N; Thurman, N; Wexler, Y. GEORGIA

Republicans Barr, Y; Chambliss, Y; Collins, Y; Deal,  
 Y; Isakson, Y;

Kingston, Y; Linder, Y; Norwood, Y.

Democrats Bishop, Y; Lewis, N; McKinney, N. HAWAII

Democrats Abercrombie, N; Mink, N. IDAHO

Republicans Chenoweth, Y; Simpson, Y. ILLINOIS

Republicans Biggert, Y; Crane, Y; Ewing, Y; Hastert,  
 Y; Hyde, Y;

LaHood, Y; Manzullo, Y; Porter, Y; Shimkus, Y; Weller,  
 Y.

Democrats Blagojevich, Y; Costello, N; Davis, N;  
 Evans, Y; Gutierrez,  
 Schakowsky, N.

Y; Jackson, N; Lipinski, Y; Phelps, Y; Rush, N;

INDIANA

Republicans Burton, Y; Buyer, Y; Hostettler, Y;  
 McIntosh, Y; Pease, Y;  
 Souder, Y.

Democrats Carson, N; Hill, Y; Roemer, Y; Visclosky, N.

IOWA

Republicans Ganske, Y; Latham, Y; Leach, Y; Nussle, Y.  
 Democrats Boswell, Y. KANSAS

Republicans Moran, Y; Ryun, Y; Tiahrt, Y.  
 Democrats Moore, Y. KENTUCKY

Republicans Fletcher, Y; Lewis, Y; Northup, Y; Rogers,  
 Y; Whitfield,  
 Y.

Democrats Lucas, Y. LOUISIANA

Republicans Baker, Y; Cooksey, Y; McCrery, X; Tauzin,  
 Y.

Democrats Jefferson, N; John, X. MAINE

Democrats Allen, Y; Baldacci, Y. MARYLAND

Republicans Bartlett, Y; Ehrlich, Y; Gilchrest, Y;  
 Morella, Y.

Democrats Cardin, Y; Cummings, N; Hoyer, Y; Wynn, Y.  
 MASSACHUSETTS

Democrats Capuano, N; Delahunt, X; Frank, N; Markey, N;  
 McGovern, N; Meehan, N; Moakley, N; Neal, N; Olver, N;  
 Tierney,  
 N. MICHIGAN

Republicans Camp, Y; Ehlers, Y; Hoekstra, Y;  
 Knollenberg, Y; Smith,  
 Y; Upton, Y.

Democrats Barcia, Y; Bonior, N; Conyers, N; Dingell,  
 N; Kildee, N;  
 Kilpatrick, N; Levin, N; Rivers, N; Stabenow, Y;  
 Stupak, N.  
 MINNESOTA

Republicans Gutknecht, Y; Ramstad, Y.

Democrats Luther, Y; Minge, X; Oberstar, N; Peterson,  
 Y; Sabo, Y;  
 Vento, N. MISSISSIPPI

Republicans Pickering, Y; Wicker, Y.

Democrats Shows, Y; Taylor, Y; Thompson, N. MISSOURI

Republicans Blunt, Y; Emerson, Y; Hulshof, Y; Talent,

Y.

N; Skelton, Y. Democrats Clay, N; Danner, Y; Gephardt, Y; McCarthy,  
MONTANA  
Republicans Hill, Y. NEBRASKA  
Republicans Barrett, Y; Bereuter, Y; Terry, Y. NEVADA  
Republicans Gibbons, Y.  
Democrats Berkley, Y. NEW HAMPSHIRE  
Republicans Bass, Y; Sununu, Y. NEW JERSEY  
Republicans Franks, Y; Frelinghuysen, Y; LoBiondo, Y;  
Roukema, Y; Saxton, Y; Smith, X.  
Democrats Andrews, Y; Holt, N; Menendez, N; Pallone,  
N; Pascrell, Y; Payne, N; Rothman, Y. NEW MEXICO  
Republicans Skeen, Y; Wilson, Y.  
Democrats Udall, Y. NEW YORK  
Republicans Boehlert, Y; Forbes, Y; Fossella, Y;  
Gilman, Y; Houghton, Y; Kelly, Y; King, Y; Lazio, Y; McHugh, Y; Quinn, Y;  
Reynolds, Y; Sweeney, Y; Walsh, Y.  
Democrats Ackerman, N; Crowley, N; Engel, N; Hinchey,  
N; LaFalce, N; Lowey, N; Maloney, Y; McCarthy, Y; McNulty, Y;  
Meeks, N; Nadler, N; Owens, N; Rangel, N; Serrano, N; Slaughter,  
Y; Towns, N; Velazquez, N; Weiner, Y. NORTH CAROLINA  
Republicans Ballenger, Y; Burr, Y; Coble, Y; Hayes, Y;  
Jones, Y; Myrick, Y; Taylor, Y.  
Democrats Clayton, N; Etheridge, Y; McIntyre, Y;  
Price, Y; Watt, N. NORTH DAKOTA  
Democrats Pomeroy, Y. OHIO  
Republicans Boehner, Y; Chabot, Y; Gillmor, Y; Hobson,  
Y; Kasich, Y; LaTourette, Y; Ney, Y; Oxley, Y; Portman, Y; Pryce, Y;  
Regula, Y.  
Democrats Brown, N; Hall, Y; Jones, N; Kaptur, N;  
Kucinich, N; Sawyer, N; Strickland, Y; Traficant, Y. OKLAHOMA

Y; Watkins, Y; Republicans Coburn, Y; Istook, Y; Largent, Y; Lucas,  
 Watts, Y. OREGON  
 Republicans Walden, Y.  
 Democrats Blumenauer, Y; DeFazio, N; Hooley, Y; Wu, Y.  
 PENNSYLVANIA  
 Greenwood, Y; Republicans English, Y; Gekas, Y; Goodling, Y;  
 Toomey, Y; Weldon, Peterson, Y; Pitts, Y; Sherwood, Y; Shuster, Y;  
 Y.  
 Fattah, X; Democrats Borski, N; Brady, N; Coyne, N; Doyle, Y;  
 Mascara, Y; Murtha, Y. Hoefffel, Y; Holden, Y; Kanjorski, Y; Klink, Y;  
 RHODE ISLAND  
 Democrats Kennedy, N; Weygand, Y. SOUTH CAROLINA  
 Y. Republicans DeMint, Y; Graham, Y; Sanford, Y; Spence,  
 Democrats Clyburn, N; Spratt, Y. SOUTH DAKOTA  
 Republicans Thune, Y. TENNESSEE  
 Jenkins, Y; Wamp, Y. Republicans Bryant, Y; Duncan, Y; Hilleary, Y;  
 DEMOCRATS  
 Democrats Clement, Y; Ford, Y; Gordon, Y; Tanner, Y.  
 TEXAS  
 Y; Brady, Y; Republicans Archer, Y; Armey, Y; Barton, Y; Bonilla,  
 Paul, Y; Combest, Y; DeLay, Y; Granger, Y; Johnson, Sam, Y;  
 Sessions, Y; Smith, Y; Thornberry, Y.  
 X; Gonzalez, Y; Democrats Bentsen, Y; Doggett, Y; Edwards, Y; Frost,  
 Johnson, E. B., N; Green, Y; Hall, Y; Hinojosa, Y; Jackson-Lee, N;  
 Y; Stenholm, Lampson, Y; Ortiz, Y; Reyes, X; Rodriguez, Y; Sandlin,  
 Y; Turner, Y. UTAH  
 Republicans Cannon, Y; Cook, Y; Hansen, Y. VERMONT  
 Others Sanders, Y. VIRGINIA  
 Goodlatte, Y; Wolf, Y. Republicans Bateman, Y; Bliley, Y; Davis, Y;  
 Democrats Boucher, Y; Goode, Y; Moran, Y; Pickett, Y;  
 Scott, N;

Sisisky, Y. WASHINGTON

Nethercutt, Y. Republicans Dunn, Y; Hastings, X; Metcalf, Y;

Smith, Y. Democrats Baird, Y; Dicks, Y; Inslee, Y; McDermott, N;

WEST VIRGINIA

Sensenbrenner, Y. Democrats Mollohan, Y; Rahall, Y; Wise, Y. WISCONSIN  
Republicans Green, Y; Petri, Y; Ryan, Y;

Obey, N. Democrats Baldwin, Y; Barrett, N; Kind, Y; Kleczka, Y;

WYOMING

Republicans Cubin, Y.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 12:34:02.00

SUBJECT: Another AP Story on Ed-Flex

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:

House Passes Education Bill

By ANJETTA McQUEEN  
AP Education Writer

flexibility in  
today. Unlike a  
measure does not

proposals, including federal

WASHINGTON (AP) A bill designed to give schools more  
spending federal money was approved by the House  
companion bill destined for Senate passage, the House  
include any of President Clinton's education  
subsidies for hiring thousands of new teachers.

The House vote was 330-90.

procedural  
amendments

On Wednesday, the Senate broke through six days of  
jousting and agreed to vote today on both the bill and  
demanded by Democrats.

the "ed-flex" bill,  
should include  
rs nationwide to

Republicans and Democrats have battled over whether  
which would loosen strings on certain federal dollars,  
plans to spend \$1.2 billion to hire 100,000 new teachers  
reduce class sizes.

the bill up for a  
the new-teacher  
-flex bill,

Late Wednesday, Senate leaders had cut a deal to put  
vote, along with a handful of amendments that include  
plan. Republicans had opposed adding the plan to the ed  
originally thought to be an easy, bipartisan favorite.

Republican

But the House passed the bill without compromises. The  
majority voted down two Democratic amendments, one

designed to shield money for poor students from state waivers and another that would have tightened controls on the states. The Democrats ran out of time to offer other amendments, such as the class-size proposal.

The Democratic proposal for new money for teachers to reduce class sizes would only add money without fixing those problems, said Rep. Bill Goodling, R-Pa., chairman of the House Education Committee.

Under the ed-flex measure, states and school districts could apply federal money to programs that serve them best, Republicans say. For example, under state waivers, schools could use federal funds meant for science and math teachers to boost reading instruction if that's what they prefer.

The ed-flex bill affects a portion of rules governing the \$15 billion in education spending for kindergarten through high school. Laws already prohibit states from waiving rules regarding a school's safety, maintenance, assurance of student civil rights, and instruction of special education students. States often view these rules as the most expensive and time-consuming to follow.

Democrats in the House and Senate said they supported ed-flex, even as they point to government studies questioning states' ability to account for their waivers. The House passed two Republican amendments designed to require states to show better proof that they are meeting students' needs under their waivers.

Senate Democrats, who under Senate rules have more rights and voting weight than their House counterparts, have a better chance of including the class-size amendment in the Senate's ed-flex bill. A final vote there was slated for later today.

The class-size plan was started with last year's spending bill when Congress approved \$1 billion for about 30,000 new teachers. President Clinton's plan calls for 100,000 new teachers costing \$11 billion.

(11 Mar 1999 11:46 EST)

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 13:02:24.00

SUBJECT: NAS response

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

READ:UNKNOWN

TEXT:

The decisions we need to make today are:

1. Are there any changes to the report you want to make?
2. When should we release it?
3. Should there be a Presidential statement?

---

I've talked to Lorrie McHugh, Eric Olsen, and one of the advocates about roll-out. We all feel that there isn't much news in it, the advocates will only focus on the single agency issue, and while we say we support the goal of a single voice, we don't say we will do a single agency.

My feeling would be to: 1. remove the phrase in the summary that HHS added saying we support the goal but want to avoid "expanded bureaucracy." If you agree I'll go have that fight.

2. Release it from the agencies on Monday and let Lorrie keep sounding out whether she thinks we will need a WH release statement. She wanted to look at the agencies' press releases.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Kevin S. Moran ( CN=Kevin S. Moran/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:11-MAR-1999 13:18:04.00

SUBJECT: NO DAILY REPORT TODAY: but...

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

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

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

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

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

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

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

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

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

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

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

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

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

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

READ:UNKNOWN

TO: Scott R. Hynes ( CN=Scott R. Hynes/O=OVP @ OVP [ UNKNOWN ] )  
READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

READ:UNKNOWN

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

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

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

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

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

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

TEXT:

...there are some beautiful pictures from the trip on the Central America Trip web site. If you haven't checked it out yet, it's on the White House home page, and its terrific.

<http://www.whitehouse.gov/WH/New/centralam/>

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 13:26:49.00

SUBJECT: q's for Elena on class size

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 have a few q's. While Lockhart is not giving a briefing today, it sounds like we should get guidance to the press office here during the day to use when they are asked questions. We're also trying to figure out when and what kind of srWe can work on each of the following, but wanted to get your guidance.

1) Should we draft new press guidance on our reaction to the House ed-flex vote? I assume our position is that we support the bill but that we need to work in the Senate and conference committee to ensure that the class size measure is included?

2) Should we draft a new statement from the President? We could a) release a statement earlier in the day calling on the Senate to approve the class size measure and making another strong statement against the Jeffords amendments, or b) release a statement after the votes. Also, should we include any kind of language about a veto threat in a statement?

3) Should someone call reporters with a new quote from the President or VP? This might help our chances of getting into stories written today. (We did try to get the VP to include a statement in his drug labeling event this morning, but he questioned this when neither Ron nor I were in the briefing. Pat Ewing tried to persuade the VP to include it, but he was concerned that it would disrupt the event and questioned whether it would get covered. He did take a written statement with him to the podium but then didn't deliver it .)

4) Should we draft new press guidance on whether the President would veto the current House bill -- or the Senate bill without class size and with Republican amendments -- if it comes to the president's desk. Again, should we include language on a veto threat on this?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 13:28:50.00

SUBJECT: AGENDA FOR 1:45 PM CONFERENCE CALL

TO: Philip J. Crowley ( CN=Philip J. Crowley/OU=NSC/O=EOP @ EOP [ NSC ] )

READ:UNKNOWN

TO: Melissa G. Green ( CN=Melissa G. Green/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: Cathy R. Mays ( CN=Cathy R. Mays/OU=OPD/O=EOP @ EOP [ OPD ] )

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Linda Ricci ( CN=Linda Ricci/OU=OMB/O=EOP @ EOP [ OMB ] )

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Please find listed below agenda for 1:45 pm conference call to prep for the President's press availability. Call is 72100, code 7722.

AGENDA FOR PRE-BRIEF CONFERENCE CALL

- Antigua/Why did you come empty-handed?
- Supp questions
- Republican Budget, Lock Box
- Immigration
- Education

- China
- Kosovo

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 15:43:48.00

SUBJECT: Weekly Strategy Meeting

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

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

TO: David W. Beier ( CN=David W. Beier/O=OVP @ OVP [ UNKNOWN ] )  
READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

CC: Rhonda Melton ( CN=Rhonda Melton/O=OVP @ OVP [ UNKNOWN ] )  
READ:UNKNOWN

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

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

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

TEXT:

There will be a Health Care Strategy Meeting today at 4:00 in Bruce's office.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 15:50:43.00

SUBJECT: Police Brutality address

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

fyi -- this has an interesting angle

----- Forwarded by Minyon Moore/WHO/EOP on 03/11/99 03:46

PM -----

Orson C. Porter

03/11/99 02:58:38 PM

Record Type: Record

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

cc: Maria Echaveste/WHO/EOP

Subject: Police Brutality address

This past Tuesday, Chicago Police officer James. H. Camp was shot and killed during a routine stolen-car check. The officer was killed with his own gun during a struggle after he approached a suspicious car in front of a South Side elementary school. He was the second Chicago Police Officer to be killed in the line of duty this year, and the third since August 1998. Police believe the alleged shooter was looking to sell the stolen tires to buy drugs. You may want to consider mentioning this tragic event in the radio address and offer our condolence to all officers slain in the line of duty. This may offset any ill feelings on both sides of the issue.

Message Sent

To:

- 
- Minyon Moore/WHO/EOP
  - Charles F. Ruff/WHO/EOP
  - Bruce N. Reed/OPD/EOP
  - Robert B. Johnson/WHO/EOP
  - Ann F. Lewis/WHO/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 15:53:21.00

SUBJECT: Revised Radio

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 Leanne A. Shimabukuro/OPD/EOP on  
03/11/99 03:54 PM -----

Jordan Tamagni  
03/11/99 03:41:48 PM  
Record Type: Record

To: Michael Waldman/WHO/EOP, Jose Cerda III/OPD/EOP, Leanne A.  
Shimabukuro/OPD/EOP  
cc: Ann F. Lewis/WHO/EOP, Bruce N. Reed/OPD/EOP  
Subject: Revised Radio

Draft 3/11/99 3:45pm

PRESIDENT WILLIAM J. CLINTON  
RADIO ADDRESS ON POLICE MISCONDUCT  
TEXARKANSAS, ARKANSAS  
March 12, 1999

Good morning. I am joined here at the White House today by Attorney General Reno and representatives from the law enforcement and civil rights groups to talk about what we must do to make our streets safer than ever by strengthening the bond of trust between police officers and the communities they serve.

For too long, violent crime seemed destined to rise in America. Six years ago, I took office determined to change that. Working in partnership with state and local law enforcement, we put in place a comprehensive crime fighting strategy -- with more police, more prosecutors, better prevention, and fewer illegal guns. Today, we know our strategy is working beyond our expectations. Nationwide, crime is down to its lowest levels in decades. In communities across America, families feel safe again.

We know that community policing has been at the heart of our success. By involving police in the lives of the people on their beats -- and involving residents in law enforcement decisions that affect their lives -- community policing has created a bond of respect and trust, strong enough to turn back the rising tide of crime.

Unfortunately, this bond has begun to fray in some communities

where residents complain that the cost of falling crime rates is rising police misconduct and abuse. And several recent incidents of such misconduct -- from excessive use of force to the demeaning and often dangerous practice of racial profiling -- have made us all acutely aware that we must take action now.

We know that the vast majority of our nation's police officers do things by the book -- they put on their badges every day and put their lives on the line for our safety. And we know that the vast majority -- fully 99% -- of people who have face-to-face encounters with the police believe they were treated fairly. But even one incident of police misconduct -- especially when it is racially motivated -- is one too many.

That is why as part of my balanced budget for 2000, I have proposed a \$1.3 billion dollar 21st Century Policing initiative. This new initiative will help us put up to 50,000 more community police on our streets and give them the high-tech tools they need to do their jobs. Just as important, it includes new funding to prevent police misconduct and engage the entire community in our fight against crime.

It includes \$20 million in new funding for police integrity and ethics training ... another \$20 million increase in funding to help police officers to raise their level of education -- and raise their level of understanding of the people they serve. It will help establish more citizen police academies that inform residents about police procedures and teach them ways to make their communities safer. It will help communities build more diverse police forces by increasing funds for minority recruiting.

And make no mistake. When police officers do break the law, my new initiative will also help bring them to justice. We will not let a few bad cops undermine the progress that thousands of police officers have worked so hard to achieve.

These steps will help us strengthen the bond of trust between police officers and the communities they serve. So I call on Congress to pass my 21st Century Policing Initiative -- and make sure that our criminal justice system serves all Americans.

And I ask Attorney General Reno to continue this dialogue we have begun here today, by convening a series of meetings and discussions with law enforcement and community leaders, to see what else we can do -- working together -- to build stronger police forces, stronger communities, and a stronger nation in the 21st Century.

Thanks for listening.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 16:10:35.00

SUBJECT: Revised 4:15pm

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

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

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

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

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

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

TEXT:

Revised Draft 3/11/99 4:15pm  
Tamagni

PRESIDENT WILLIAM J. CLINTON  
RADIO ADDRESS ON POLICE MISCONDUCT  
THE WHITE HOUSE  
March 12, 1999

Good morning. I am joined here at the White House today by Attorney General Reno and representatives from law enforcement and civil rights groups to talk about what we must do to strengthen the bond of trust between police officers and the communities they serve -- and make our streets safer than ever.

For too long, violent crime seemed destined to rise in America. Six years ago, I took office determined to change that. Working in partnership with state and local law enforcement, we put in place a comprehensive crime fighting strategy -- with more police, more prosecutors, better prevention, and fewer illegal guns. Today, we know our strategy is working beyond our expectations. Nationwide, crime is down to its lowest levels in decades. In communities across America, families feel safe again.

Community policing has been at the heart of our success. By involving police in the lives of the people on their beats -- and involving residents in law enforcement decisions that affect their lives -- community policing has created a bond of respect and trust, strong enough to turn back the rising tide of crime.

Unfortunately, this bond has begun to fray in some communities where residents complain that the cost of falling crime rates is rising police misconduct and abuse. And several recent incidents of such misconduct -- from excessive use of force to the demeaning and often

dangerous practice of racial profiling -- have made us all acutely aware that we must take action now.

We know that the vast majority of our nation's police officers do things by the book -- they put on their badges every day and put their lives on the line for our safety. And we know that the vast majority -- fully 99% -- of people who have face-to-face encounters with the police believe they were treated fairly. But even one incident of police misconduct -- especially when it is racially motivated -- is one too many.

That is why as part of my balanced budget for 2000, I have proposed a \$1.3 billion dollar 21st Century Policing initiative. This new initiative will help us put up to 50,000 more community police on our streets and give them the high-tech tools they need to do their jobs. Just as important, it includes new funding to prevent police misconduct and to engage the entire community in our fight against crime.

My 21st Century Policing initiative includes \$40 million in new funding to improve police training, and to help police officers raise their level of education -- and their level of understanding. It will help establish more citizen police academies that inform residents about police procedures and teach them new ways to make their neighborhoods safer. By increasing funds for minority recruiting, it will help build diversity on our nation's police forces and build up the bond of trust where it is most needed.

And make no mistake. When police officers do break the law, my new initiative will also help bring them to justice. We will not let a few bad cops undermine the progress that thousands of police officers have worked so hard to achieve.

These steps will help strengthen our police forces and keep our people safe. So I call on the Congress to pass my 21st Century Policing Initiative as one of its first orders of business.

I am pleased that we have begun this dialogue here today -- but we all know that there is much more to be done. Today, I am asking Attorney General Reno to convene a series of meetings with law enforcement and community leaders to see what else we can do to ensure that our criminal justice system serves all Americans. Together, we will build safer communities and a stronger nation in the 21st Century.

Thanks for listening.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 16:41:31.00

SUBJECT: update on Senate votes

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

READ:UNKNOWN

TEXT:

I assume you have seen, but the Senate approved (60-39) the Jeffords-Lott amendment to let school districts use class size funding for special education, then voted to kill the Murray-Kennedy class size amendment 55-44. 5 Democrats voted for the Jeffords-Lott amendment: Byrd, Conrad, Dorgan, Johnson, and Leahy.

Below are some q's from Tanya and me about what types of documents we should prepare.

I assume we'll talk larger strategy at the 5:15 mtg. Basically, we are trying to figure out what kind of guidance and statement to draft.

----- Forwarded by Jonathan H. Schnur/OPD/EOP on 03/11/99  
04:42 PM -----

Jonathan H. Schnur

03/11/99 01:25:52 PM

Record Type: Record

To: Elena Kagan/OPD/EOP @ EOP

cc: Tanya E. Martin/OPD/EOP @ EOP

Subject: q's for Elena on class size

Tanya and I have a few q's. While Lockhart is not giving a briefing today, it sounds like we should get guidance to the press office here during the day to use when they are asked questions. We're also trying to figure out when and what kind of srWe can work on each of the following, but wanted to get your guidance.

1) Should we draft new press guidance on our reaction to the House ed-flex vote? I assume our position is that we support the bill but that we need to work in the Senate and conference committee to ensure that the class size measure is included?

2) Should we draft a new statement from the President? We could a) release a statement earlier in the day calling on the Senate to approve the class size measure and making another strong statement against the

Jeffords amendments, or b) release a statement after the votes. Also, should we include any kind of language about a veto threat in a statement?

3) Should someone call reporters with a new quote from the President or VP?

This might help our chances of getting into stories written today. (We did try to get the VP to include a statement in his drug labeling event this morning, but he questioned this when neither Ron nor I were in the briefing. Pat Ewing tried to persuade the VP to include it, but he was concerned that it would disrupt the event and questioned whether it would get covered. He did take a written statement with him to the podium but then didn't deliver it .)

4) Should we draft new press guidance on whether the President would veto the current House bill -- or the Senate bill without class size and with Republican amendments -- if it comes to the president's desk. Again, should we include language on a veto threat on this?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Sondra L. Seba ( CN=Sondra L. Seba/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:11-MAR-1999 17:02:10.00

SUBJECT: Luncheon Invitation for Monday, March 15, 1999

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

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

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

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

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

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

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

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

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

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

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

TO: Michelle Jolin@2023956958 ( Michelle Jolin@2023956958 @ Fax [ UNKNOWN ] )  
READ:UNKNOWN

TO: Joan Wainwright@4109653903 ( Joan Wainwright@4109653903 @ Fax [ UNKNOWN ] )  
READ:UNKNOWN

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

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

TO: Melanne Verveer@2024566244 ( Melanne V

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Megan C. Moloney ( CN=Megan C. Moloney/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:11-MAR-1999 18:08:05.00

SUBJECT: Radio Address Briefing Memo

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

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

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

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

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

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

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

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

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

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

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

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

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

TO: David C. Leavy ( CN=David C. Leavy/OU=NSC/O=EOP @ EOP [ NSC ] )  
READ:UNKNOWN

TO: Sheyda Jahanbani ( CN=Sheyda Jahanbani/OU=NSC/O=EOP @ EOP [ NSC ] )  
READ:UNKNOWN

TO: Michael A. Hammer ( CN=Michael A. Hammer/OU=NSC/O=EOP @ EOP [ NSC ] )

READ:UNKNOWN

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

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

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

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

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

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

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

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

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

TO: Natalie S. Wozniak ( CN=Natalie S. Wozniak/OU=NSC/O=EOP @ EOP [ NSC ] )  
READ:UNKNOWN

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

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

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

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

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

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

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

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

READ:UNKNOWN

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

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

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

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

TO: Philip J. Crowley ( CN=Philip J. Crowley/OU=NSC/O=EOP @ EOP [ NSC ] )  
READ:UNKNOWN

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

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

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

TEXT:

March 11, 1999

TAPED RADIO ADDRESS

DATE: March 12, 1999  
LOCATION: Oval Office  
TIME: 9:00 AM  
FROM: Megan Moloney

I. PURPOSE

You will discuss the constructive steps the Administration has taken and will take to root out police misconduct and strengthen the bond between police officers and the communities they serve.

II. BACKGROUND

With this radio address you will bring together a group of civil rights advocates, police chiefs and rank-and-file law enforcement organizations to ask these leaders to work with you to make sure that the criminal justice system serves the needs of all Americans, and to make the system both fairer and more effective.

You will also discuss new provisions to be included in your 21st Century Crime Bill that will help accomplish this, such as more and better police training, more education for police, improved efforts to recruit minorities, and a long-term commitment to strengthen community policing efforts across the country.

Finally, you will direct the Attorney General to convene a series of meetings of representatives of the interested groups to examine ways of addressing the problem and recommend further actions that the Administration can take.

III. PARTICIPANTS

|                |             |                |
|----------------|-------------|----------------|
| Briefing       | Dining Room | 8:45 - 9:00 AM |
| The President  |             |                |
| Ann Lewis      |             |                |
| Loretta Ucelli |             |                |
| Bruce Reed     |             |                |
| Elena Kagan    |             |                |
| Charles Ruff   |             |                |
| Minyon Moore   |             |                |
| Ben Johnson    |             |                |
| Jose Cerda     |             |                |
| Jordan Tamagni |             |                |

|  |             |                |
|--|-------------|----------------|
| Taping   | Oval Office | 9:00 - 9:25 AM |
| The President                                  |             |                |
| Megan Moloney                                  |             |                |
| Mary Morrison                                  |             |                |
| White House Communications Agency (WHCA) staff |             |                |
| White House Television                         |             |                |
| White House Photographer                       |             |                |
| Approx. 15 guests (see attached for list)      |             |                |

IV. PRESS PLAN

The ABC, AP, C-SPAN, CBS/NBC/ Mutual/Westwood One, NPR, UPI, USA, American Urban Radio Network, Standard News and Armed Forces Radio networks will carry the address in its entirety broadcasting to their col-lective thou-sands of sta-tions worldwide on Saturday at 10:06 AM ET.

NOTE: The address this week will also be carried by KFTS-AM (940) in Texarkana, since that is where you will be during the broadcast.

V. SEQUENCE OF EVENTS

Briefing  
Radio Address  
Greet guests

VI. REMARKS

To be provided by the Office of Speechwriting===== AT  
ATT CREATION TIME/DATE: 0 00:00:00.00

TEXT:

Unable to convert ARMS\_EXT:[ATTACH.D95]MAIL40695667C.036 to ASCII,  
The following is a HEX DUMP:

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```

Automated Records Management System  
Hex-Dump Conversion

March 11, 1999

**TAPED RADIO ADDRESS**

DATE: March 12, 1999  
LOCATION: Oval Office  
TIME: 9:00 AM  
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Automated Records Management System  
Hex-Dump Conversion

BriefingDining Room                    8:45 - 9:00 AM  
The President  
Ann Lewis  
Loretta Ucelli  
Bruce Reed  
Elena Kagan  
Charles Ruff  
Minyon Moore  
Ben Johnson  
Jose Cerda  
Jordan Tamagni

Taping                    Oval Office                    9:00 - 9:25 AM  
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**V.             SEQUENCE OF EVENTS**

Briefing  
Radio Address  
Greet guests

**VI.            REMARKS**

To be provided by the Office of Speechwriting

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 18:14:32.00

SUBJECT: Re: Radio Address Briefing Memo

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

READ:UNKNOWN

TEXT:

FYI-

Jose and Leanne- if you can get it to us by COB, then Elena has time to review it tomorrow morning. Thanks.

----- Forwarded by Laura Emmett/WHO/EOP on 03/11/99 06:13 PM -----

Megan C. Moloney  
03/11/99 06:12:10 PM  
Record Type: Record

To: Laura Emmett/WHO/EOP  
cc: Jason H. Schechter/WHO/EOP  
Subject: Re: Radio Address Briefing Memo

If we can get the final press paper tomorrow morning, that would be great! I think we would need it no later than 11:00.... so that we can get it put out both here and on the road in Arkansas.



RADIO ADDRESS TAPING INVITEES  
Friday, March 12, 1999  
(Police Misconduct)

Law Enforcement (6):

Bob Scully, National Association of Police Officers  
Arthur Reddy, International Union of Police Associations  
Dan Rosenblatt, International Association of Chiefs of Police  
Chief Wesley Mitchell, National Organization of Black Law Enforcement Executives  
Chief John Farrell, Prince Georges County, International Association of Chiefs of Police, Police  
Executive Research Forum  
Mark Spurrier, Major Cities Chiefs, Mid-Atlantic Community Policing Institute

Civil Rights Advocates (6):

Hugh Price, National Urban League  
Kwesi Mfume, NAACP  
Raul Yzaguirre, National Council of La Raza  
Karen Narasaki, National Asian Pacific American Legal Consortium  
Wade Henderson, Leadership Conference  
Yvonne Scruggs, National Black Leadership Forum

Department of Justice (3):

Eric Holder  
Ray Fisher  
Bill Lann Lee

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 18:40:22.00

SUBJECT: Radio Address Briefing Memo

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

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

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

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

TEXT:

final briefing memo submitted by press office.

----- Forwarded by Karin Kullman/OPD/EOP on 03/11/99  
05:44 PM -----

Megan C. Moloney  
03/11/99 06:07:07 PM  
Record Type: Record

To: See the distribution list at the bottom of this message  
cc:  
Subject: Radio Address Briefing Memo

March 11, 1999

TAPED RADIO ADDRESS

DATE: March 12, 1999  
LOCATION: Oval Office  
TIME: 9:00 AM  
FROM: Megan Moloney

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|                |             |                |
|----------------|-------------|----------------|
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| The President  |             |                |
| Ann Lewis      |             |                |
| Loretta Ucelli |             |                |
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| Jose Cerda     |             |                |
| Jordan Tamagni |             |                |

|  |             |                |
|--|-------------|----------------|
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| Megan Moloney                                  |             |                |
| Mary Morrison                                  |             |                |
| White House Communications Agency (WHCA) staff |             |                |
| White House Television                         |             |                |
| White House Photographer                       |             |                |
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### IV. PRESS PLAN

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### V. SEQUENCE OF EVENTS

Briefing  
Radio Address  
Greet guests

### VI. REMARKS

To be provided by the Office of Speechwriting

Message Sent

To:

- 
- Brenda M. Anders/WHO/EOP
  - Beverly J. Barnes/WHO/EOP
  - Mark J. Bernstein/WHO/EOP
  - Patrick E. Briggs/WHO/EOP
  - Nanda Chitre/WHO/EOP
  - Julianne B. Corbett/WHO/EOP
  - Philip J. Crowley/NSC/EOP
  - Anne M. Edwards/WHO/EOP
  - Sarah E. Gegenheimer/WHO/EOP
  - Sharon K. Gill/WHO/EOP
  - Julie B. Goldberg/WHO/EOP
  - Michael A. Hammer/NSC/EOP
  - Susan L. Hazard/WHO/EOP
  - Sheyda Jahanbani/NSC/EOP
  - Mark A. Kitchens/WHO/EOP
  - David C. Leavy/NSC/EOP
  - Susanna B. McGuire/WHO/EOP
  - Lorrie McHugh/WHO/EOP
  - Megan C. Moloney/WHO/EOP
  - Mark D. Neschis/WHO/EOP
  - Elizabeth R. Newman/WHO/EOP
  - Jennifer M. Palmieri/WHO/EOP
  - Julia M. Payne/WHO/EOP
  - Heather M. Riley/WHO/EOP
  - Dorinda A. Salcido/WHO/EOP
  - Jason H. Schechter/WHO/EOP
  - Richard L. Siewert/WHO/EOP
  - James M. Teague/WHO/EOP
  - Barry J. Toiv/WHO/EOP
  - Victoria L. Valentine/WHO/EOP
  - Dag Vega/WHO/EOP
  - Amy Weiss/WHO/EOP
  - Natalie S. Wozniak/NSC/EOP
  - Ralph Alswang/WHO/EOP
  - Sharon Farmer/WHO/EOP
  - Tracy Pakulniewicz/WHO/EOP
  - Robert B. Johnson/WHO/EOP
  - Minyon Moore/WHO/EOP
  - Charles F. Ruff/WHO/EOP
  - Elena Kagan/OPD/EOP
  - Cathy R. Mays/OPD/EOP
  - Ruby Shamir/WHO/EOP
  - Ann F. Lewis/WHO/EOP
  - Karin Kullman/OPD/EOP
  - Laura Emmett/WHO/EOP
  - Jose Cerda III/OPD/EOP

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

TEXT:

Unable to convert ARMS\_EXT: [ATTACH.D61]MAIL47319667Z.036 to ASCII,  
 The following is a HEX DUMP:

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Automated Records Management System  
Hex-Dump Conversion

March 11, 1999

**TAPED RADIO ADDRESS**

DATE: March 12, 1999  
LOCATION: Oval Office  
TIME: 9:00 AM  
FROM: Megan Moloney

**I. PURPOSE**

You will discuss the constructive steps the Administration has taken and will take to root out police misconduct and strengthen the bond between police officers and the communities they serve.

**II. BACKGROUND**

With this radio address you will bring together a group of civil rights advocates, police chiefs and rank-and-file law enforcement organizations to ask these leaders to work with you to make sure that the criminal justice system serves the needs of all Americans, and to make the system both fairer and more effective.

You will also discuss new provisions to be included in your 21st Century Crime Bill that will help accomplish this, such as more and better police training, more education for police, improved efforts to recruit minorities, and a long-term commitment to strengthen community policing efforts across the country.

Finally, you will direct the Attorney General to convene a series of meetings of representatives of the interested groups to examine ways of addressing the problem and recommend further actions that the Administration can take.

**III. PARTICIPANTS**

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Briefing Dining Room                      8:45 - 9:00 AM  
The President  
Ann Lewis  
Loretta Ucelli  
Bruce Reed  
Elena Kagan  
Charles Ruff  
Minyon Moore  
Ben Johnson  
Jose Cerda  
Jordan Tamagni

Taping                      Oval Office                      9:00 - 9:25 AM  
The President  
Megan Moloney  
Mary Morrison  
White House Communications Agency (WHCA) staff  
White House Television  
White House Photographer  
Approx. 15 guests (see attached for list)

**IV.                      PRESS PLAN**

The ABC, AP, C-SPAN, CBS/NBC/ Mutual/Westwood One, NPR, UPI, USA, American Urban Radio Network, Standard News and Armed Forces Radio networks will carry the address in its entirety broadcasting to their collective thousands of stations worldwide on Saturday at 10:06 AM ET.

*NOTE: The address this week will also be carried by KFTS-AM (940) in Texarkana, since that is where you will be during the broadcast.*

**V.                      SEQUENCE OF EVENTS**

Briefing  
Radio Address  
Greet guests

**VI.                      REMARKS**

To be provided by the Office of Speechwriting



Modified version of Chafee recoupment bill with funds for IDEA

## **A BILL**

To amend title XIX of the Social Security Act to permit the Secretary of Health and Human Services to waive recoupment under the Medicaid program of certain funds received by a State from manufacturers of tobacco products if a State uses a portion of such funds for tobacco use prevention and reduction programs.

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

### **Section 1. Short Title.**

This Act may be cited as the “\_\_\_\_\_ Act of 1999”.

### **Section 2. Findings.**

Congress makes the following findings:

(1) Tobacco products are the foremost preventable health problem facing America today. More than 400,000 individuals die each year as a result of tobacco induced illnesses and conditions.

(2) Virtually all new users of tobacco products are under legal age. Every day, 3,000 young people become regular smokers. Of these children, 1,000 will die prematurely from a tobacco-related disease.

(3) Tobacco products are inherently dangerous and cause cancer, heart disease, and other serious adverse health effects.

(4) Medicaid is a joint Federal-State partnership program designed to provide health care to citizens with low-income.

(5) On average, the Federal Government pays 57 percent of the costs of the Medicaid program, and no State must pay for more than 50 percent of the cost of the program in that State.

(6) The comprehensive settlement of November 1998 between manufacturers of tobacco products (as defined in section 5702(d) of the Internal Revenue Code of 1986) and States, and the individual State settlements reached with such

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manufacturers, include claims arising out of the Medicaid program.

(7) It is in the interest of the public health to target a portion of the funds received by States as a result of such settlements towards combating the problem of youth smoking.

Sec. 3 WAIVER OF RECOUPMENT UNDER THE MEDICAID PROGRAM OF  
TOBACCO-RELATED FUNDS

(A) IN GENERAL-Section 1903 (d)(3) of the Social Security Act (42 U.S.C. 1396b (d)(3)) is amended-

(1) by inserting “(A)” before “The”; and

(2) by adding at the end of the following:

“(B) The Secretary shall waive the applicability of subparagraph (A) and paragraph (2)(B) with respect to amounts recovered or paid to a State as part of the comprehensive settlement of November 1998 between manufacturers of tobacco products (as defined in section 5702(d) of the Internal Revenue Code of 1986) and States, or as part of any individual State settlement or judgement reached in litigation initiated or pursued by a State against one or more such manufacturers, if, with respect to a fiscal year, the Governor or Chief Executive Officer of the State-

“(I) certifies that at least 20 percent of such amounts received during the fiscal year will be expended on activities to reduce tobacco use described in subparagraph (C); and

“(AA) includes as part of such certification a written description of how such amounts will be expended; and

“(BB) supplements and does not supplant the level of funds expended by the State in 1998 for similar activities in the State, as defined in subparagraph (E);

and

“(ii) certifies that at least 37 percent of such amounts received during the fiscal year will be expended on activities required by the Individuals with Disabilities Act (20

U.S.C. 1411 et. seq.).

“(C) For purposes of subparagraph (B)(I), activities to reduce tobacco use consist of tobacco use prevention and reduction programs, including-

“(I) counter-marketing and counter-advertising;

“(ii) school and community-based education and prevention programs;

“(iii) smoking cessation programs (including training for health care professionals and providers on how to conduct such programs);

“(iv) enforcement of laws relating to tobacco products; and

“(v) evaluation and surveillance of the effectiveness of such programs and activities.

“(D) Nothing in subparagraph (B) shall be construed as limiting the authority of the Secretary under this title to-

“(I) require reports and conduct investigations to ensure that a State is complying with a certification submitted under that subparagraph and clause (iii) of that subparagraph; or

“(ii) limit or deny Federal payments under this section to a State that has failed to so comply.

“(E) Funds described in subparagraph (B)(i) shall be used to supplement not supplant other Federal, State, or local funds provided for any of the purposes described in subparagraph (C) and shall not be used as State matching funds. To receive funds under subsection (B)(i) States must demonstrate a maintenance of effort. This maintenance of effort is defined as the sum of --

(i) an amount equal to 100 percent of Federal fiscal year 1998 State spending on the programs under subparagraph (C) and

(ii) an amount equal to the product of the amount described in paragraph (1) and

(AA) for 1999, the lower of -

(I) general inflation as measured by the consumer price index for the previous year; or

(II) the annual change in the Federal appropriation for the program in the

previous fiscal year; and

(BB) for subsequent fiscal years, the lower of -

(I) the cumulative general inflation as measured by the consumer price index for the period between 1998 and the previous year; or

(ii) the cumulative change in the Federal appropriation for the program for the period between fiscal year 1998 and the previous fiscal year.

The maintenance-of-effort requirement in paragraph (i), and the adjustments in paragraph (ii), apply to each program identified in paragraph (i) on an individual basis.”

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 20:17:20.00

SUBJECT: Fr Cynthia: Specter has invited HCFA to testify Mon on recpmnt (just found

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

READ:UNKNOWN

TO: 4021 ( 4021 @ WHCA [ UNKNOWN ] )

READ:UNKNOWN

CC: 4697 ( 4697 @ WHCA [ UNKNOWN ] )

READ:UNKNOWN

TEXT:

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-MAR-1999 23:48:01.00

SUBJECT: Draft Paper & Miscellany

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

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

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

TEXT:  
BR/EK:

Attached please find a draft 2-pager on the announcement and some q&a for review.

Also, here are a couple of points to contemplate in the morning.

1. On the RCPIs. Technically, we have 30 RCPIs, but 5 are in some sort of probationary status and may not get funding next year if they don't improve their performance. Based on that, do want to say 25 or 30 in our paper and speech. I don't think DOJ feels strongly, but we should be consistent.

2. On civil rights enforcement. Ricki and DOJ thought it was important to add language on how DOJ has prosecuted some 300 cops to date. I told her that I don't agree, but that Chuck and others may feel differently in the morning. I imagine this may come up in the brief. Below is some language she suggested.

"Since 1993, the Justice Department has criminally prosecuted more than 300 law enforcement officers who have engaged in misconduct -- resulting in over 200 convictions. In addition, using the authority given to them under the 1994 Crime Act, the Department has begun investigating the patterns and practices of a handful of law enforcement agencies across the country, which may lead to changes in the way police departments operate -- so the problems of the past are not the problems of the future."

3. On the CBC. BR: I connected w/Broderick as you suggested about a



**Strengthening Police Integrity**  
**March 13, 1999**

In his radio address to the nation, the President will take several steps to help strengthen the integrity and ethics of police forces across the country. He will propose that the 21st Century Policing Initiative he will soon send to Congress include: (1) a \$42 million increase in funding for state and local police training, education, and recruitment; and (2) \$5 million in new funds to establish citizen police academies that engage community residents in the fight against crime. The President also will call on the Attorney General to convene a series of meetings with community and law enforcement leaders to further discuss and make joint recommendations on these issues.

**Investing in Better Policing**

**\$20 million to expand police integrity and ethics training.** While most police officers are extensively screened and trained before their first day on the job, police today face more difficult and demanding situations than ever before. To help ensure that they are well-trained and prepared to meet these challenges, the Justice Department's Office of Community Oriented Policing (COPS) has established 25 Regional Community Policing Institutes (RCPIs) throughout the country. To date, the RCPIs have trained more than 10,000 law enforcement officials and community members in a variety of disciplines, and two of the RCPIs specialize in the area of police integrity and ethics. To expand the availability of this crucial training, the President's 21st Century Policing Initiative will propose a \$20 million increase in funding to make police integrity training available at all 25 RCPIs.

**\$20 million to promote the best educated police force possible.** Like all Americans, police officers deserve access to the best education possible to meet the complex demands of their job. That is why the President's 21st Century Policing Initiative will include \$20 million in new funds to help make college scholarships available to our police officers. The President's crime bill will also reauthorize the Police Corps, which offers young people college scholarships in return for their service as law enforcement officers. Since its creation in the 1994 Crime Act, the Police Corps has provided \$90 million in college scholarships to police recruits in 23 states.

**\$2 million for improved minority recruitment.** As we work to better educate and train our police, we must also do more to make sure police departments reflect the diversity of the communities they represent. Last year, the COPS Office awarded \$1 million to community organizations to develop targeted police recruitment efforts, including the establishment of police magnet high school programs and partnerships with local colleges. The President's 21st Century Policing Initiative will propose doubling the funds available for such innovative outreach and recruitment initiatives.

### **Engaging the Community**

**\$5 million to establish citizen police academies.** Some police departments have established citizen police academies to train neighborhood residents on police procedures, and to improve understanding of how police make important decisions (i.e., when and what level of force to use when apprehending a suspect). But citizen academies can do much more. They can also help police learn about the concerns of citizens, and they can be used to train residents in collaborative problem-solving -- making them full partners in community policing and crime prevention efforts. The President's crime bill will propose \$5 million to establish more citizen police academies around the country.

### **Enforcing the Law**

**Prosecuting serious misconduct and abuse.** Although the vast majority of police officers enforce our laws in a way that is both vigorous and fair, those who break the law must be brought to justice. We cannot allow a few corrupt or abusive police officers to undermine the progress that hundreds of thousands of police officers have worked so hard to achieve. That is why, at any given time, the Justice Department is investigating hundreds of allegations of criminal misconduct and abuse by police. To ensure that federal prosecutors have the resources they need to enforce our laws in these cases, the President's FY 2000 budget includes an increase of over \$1 million for this purpose.

### **Continuing the Community Policing Revolution**

**The President's 21st Century Policing Initiative.** To make our communities safer and stronger, we must extend our commitment to community policing into the 21st Century. The President's 21st Century Policing Initiative will do that by: helping communities hire up to 50,000 more community police officers; giving law enforcement access to the latest crime-fighting technologies; and engaging the entire community -- from prosecutors, to school officials, to leaders from the faith community -- in the fight against crime.

**Finishing the job of putting 100,000 more community police on the street.** To date, the President's COPS program has helped cities to hire or redeploy more than 92,000 officers, and increased the number of law enforcement agencies engaged in community policing from hundreds to over 11,000 today. Through COPS, community policing has spread throughout the country and helped drive down the crime rates for all of our people.

### **Forming New Partnerships**

**Working together to find new solutions.** The President will ask the Attorney General to sponsor a series of meetings and discussions with law enforcement and community leaders to consider additional joint recommendations and further steps that can be taken to strengthen police integrity -- and to make sure the criminal justice system serves the needs of all Americans.

**Police Integrity Radio Address  
Questions and Answers  
March 13, 1999**

**Q: What more can you tell us about the policies you are announcing today?**

A: The policies announced today will be contained in the President's 21st Century Policing Initiative, which will soon be sent to the Congress as part of a larger crime bill. . They are:

**(1) Integrity and ethics training.** Currently, the COPS Office provides about \$40 million to assist in the training of state and local law enforcement, including \$24 million for some 25 Regional Community Policing Institutes (RCPIs). The President's crime bill will provide an increase of \$20 million to so that all of our RCPIs will be able to provide police integrity and ethics training. Currently, only two of the centers specialize in this crucial training.

**(2) Education assistance for police.** The President's crime bill will authorize a new \$20 million scholarship program for current state and local police officers. This will provide needed assistance to officers already on the force, who are seeking to advance their education and skills. It also builds on the Police Corps program, which offers college scholarships in exchange for service in law enforcement -- and which will also be extended in the President's bill.

**(3) Improved minority recruitment.** The President's bill will provide a \$1 million increase for targeted police recruitment and outreach efforts. Last year, we provided \$1 million for innovative recruitment strategies to community organizations in New York, Los Angeles, and Memphis. The grant to New York, for example, involves a partnership between East Brooklyn Congregations and CUNY/John Jay College where they are developing a police magnet high school for youth, as well as evening programs for adults in the largely Hispanic and African American neighborhoods of East Brooklyn, New York.

**(4) More citizen police academies.** The President's crime bill will also propose \$5 million to establish more citizen police academies around the country. In addition to instructing residents on important police procedures, these academies can also help to teach residents problem-solving skills that will help them address their local crime problems. The citizen academies are part of an overall effort within the President's new policing initiative to engage all sectors of the community to come together to fight crime.

All of the policies announced today are fully funded in our FY 2000 budget.

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**Q: New York City has hired thousands of officers with COPS funds. As a result, they've put more police on their streets who in turn have engaged in more aggressive policing tactics. In view of the Diallo shooting, how can you say that your COPS initiative is part of the solution to police brutality and misconduct?**

A: Many cities have hired hundreds of law enforcement officers through COPS and have not had similar problems. For instance, large cities such as San Diego and Boston have significantly increased the size of their police forces through COPS without increasing the number of citizen complaints of police misconduct. In fact, citizen satisfaction with the police has increased in these and other cities.

Another good example is in nearby Prince George's County. In P.G. county, they have increased their police force, substantially increased traffic and investigative stops, while at the same time dramatically decreasing citizen complaints: excessive force complaints are down by half, and officer/citizen contacts that result in citizen injury are down by 70 percent compared to 1995.

**Q: The President announced that the Attorney General would be convening a series of meetings with law enforcement and community leaders. Who will be involved in these meetings and what do you expect will come out of these meetings?**

A: The meetings will bring together police chiefs, representatives of rank and file police officers, and experts on police practices, along with civil rights and other community leaders who know the concerns of the community regarding police misconduct. The purpose would be to discuss the best practices for preventing misconduct and excessive use of force, develop recommendations for additional actions, and build greater trust between the police and the communities they serve.

Q: The tragic shooting death of Amadou Diallo by members of the New York Police Department has focused the Nation's attention on the problem of police brutality. Is the federal government investigating that matter?

A: The FBI, the U.S. Attorney for the Southern District of New York and the Justice Department's Civil Rights Division have been working closely and actively with the Bronx District Attorney's Office on the investigation. They are not just monitoring this case while the DA handles the investigation -- Mary Jo White, the U.S. Attorney, is personally involved in supervising the federal role in the investigation.

**Q: Is the Justice Department investigating the entire New York Police Department?**

A: After the incident involving the beating of Abner Louima, the U.S. Attorney for the

Eastern District of New York, Zachary Carter, began a preliminary inquiry to determine whether the Justice Department should invoke its pattern or practice authority against the New York Police Department. This inquiry is ongoing. The Department is now coordinating its efforts with the Civil Rights Division, and the United States Attorneys Offices for the Southern and Eastern Districts of New York, to examine other aspects of the New York Police Department in light of the issues raised by the Diallo shooting.

**Q: What is the Justice Department's pattern or practice authority?**

A: Under the President's 1994 Crime Act, the Justice Department has the authority to file civil suits against police departments that engage in a pattern of police misconduct. Using that authority, the Department is currently investigating a handful of law enforcement agencies across the country. Those investigations may result in court orders or settlements requiring police departments to change the way they operate — so the problems of the past are not the problems of the future.

**Q: Is that what the Justice Department is doing with the New Jersey State Police?**

A: Yes. The Justice Department is actively reviewing the New Jersey State Police to determine whether state troopers have engaged in a pattern of practice of discriminatory traffic stops.

**Q: What can the Justice Department do against individual police officers who engage in misconduct?**

A: The Justice Department has the authority under criminal law to prosecute law enforcement officers who engage in misconduct, including the use of excessive force. At any given time, the Justice Department is investigating several hundred allegations of criminal police misconduct around the country. Since 1993, the Justice Department has criminally prosecuted more than 300 law enforcement officers who have engaged in police misconduct — resulting in over 200 convictions.