

NLWJC - KAGAN

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[05/25/1999-05/26/1999]

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Address (Partial) (1 page)	05/25/1999	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[05/25/1999-05/26/1999]

2009-1006-F

kc167

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.

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

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]
- 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]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:24-MAY-1999 08:01:59.00

SUBJECT: privacy

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

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

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

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

TEXT:

Just wanted to give you all a heads up --

HHS has been working with the Hill on the medical records privacy legislation throughout the weekend.

HHS is planning to send us a summary draft of the remaining outstanding issues tomorrow morning, and a draft of a letter from the Secretary responding to the legislation late tomorrow afternoon. We think that our position on the legislation will be generally positive, but right now it's a really close call.

We are hoping to give this letter an expedited review, with the goal of getting comments back to HHS by tonight, and are going to try to meet quickly this evening to go over the letter if necessary.

Thanks -- please call with questions.

cj

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Charles J. Payson (CN=Charles J. Payson/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:24-MAY-1999 11:16:18.00

SUBJECT: Scheduling Proposals Meeting

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

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

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

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

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

TO: Glyn T. Davies (CN=Glyn T. Davies/OU=NSC/O=EOP@EOP [NSC])
READ:UNKNOWN

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

TO: Elizabeth A. Gregory (CN=Elizabeth A. Gregory/OU=OSTP/O=EOP@EOP [OSTP])
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: Leslie Bernstein (CN=Leslie Bernstein/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

TO: David R. Goodfriend (CN=David R. Goodfriend/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: Timothy W. Emrich (CN=Timothy W. Emrich/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

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

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

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

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

READ:UNKNOWN

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

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

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

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

TO: Martha A. Livingston (CN=Martha A. Livingston/OU=OSTP/O=EOP@EOP [OSTP])
READ:UNKNOWN

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

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

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

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

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

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

TO: KERRICK_D@a1 (KERRICK_D@a1 @ CD @ LNGTWY [UNKNOWN]) (NSC)
READ:UNKNOWN

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

TO: Ansley Jones (CN=Ansley Jones/O=OVP@OVP [UNKNOWN])
READ:UNKNOWN

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

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

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

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

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

TO: Virginia N. Rustique (CN=Virginia N. Rustique/OU=WHO/O=EOP@EOP [WHO])

READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

TO: Melissa B. Ratcliff (CN=Melissa B. Ratcliff/O=OVP@OVP [UNKNOWN])
READ:UNKNOWN

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

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

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

READ:UNKNOWN

TO: Nicole L. Elkon (CN=Nicole L. Elkon/OU=NSC/O=EOP@EOP [NSC])
READ:UNKNOWN

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

TO: Wendy Hartman (CN=Wendy Hartman/O=OVP@OVP [UNKNOWN])
READ:UNKNOWN

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

TO: Heather L. Davis (CN=Heather L. Davis/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: George G. Caudill (CN=George G. Caudill/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

TO: Patricia Solis-Doyle (CN=Patricia Solis-Doyle/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

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

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

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

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

TO: Jordan Tamagni (CN=Jordan Tamagni/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: Kris M Balderston (CN=Kris M Balderston/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: Charles J. Payson (CN=Charles J. Payson/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

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

READ:UNKNOWN

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

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

TEXT:

There will be a Scheduling Proposals Meeting in the Roosevelt Room at 3:00 on Wednesday.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:24-MAY-1999 14:40:43.00

SUBJECT:

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

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

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

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

TEXT:

I've tentatively scheduled Bruce for a Sperling breakfast on the morning of Wednesday, June 2. Only dates available next week were that and Friday the 4th. June 2 is the date of the Air Force Academy speech, so Bruce gives us an opportunity to get into print stories on June 3 with something domestic -- guns, violence, whatever else. If anybody has a problem with this, or thinks we ought to wait, or thinks Friday would be better, let's hear it. (Reminder that Jack Lew is doing Sperling this Friday.)

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:24-MAY-1999 11:59:43.00

SUBJECT: Potential EEOC Attorney Fee Compromise

TO: Bruce N. Reed (CN=Bruce N. Reed/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

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

TEXT:

There is a meeting at 5p.m. today in Chuck Ruff's office to discuss the issue of whether attorney's fees should be available in the pre-complaint stage of the EEO process for federal employees. OMB's potential compromise would generally not allow attorney's fees to be calculated for pre-complaint activities unless the AJ finds discrimination and the agency disagrees with it, and the employee ends up prevailing on appeal. Below is memo of pros and cons on the compromise that OMB has drafted.

----- Forwarded by Mary L. Smith/OPD/EOP on 05/24/99
11:37 AM -----

Daniel I. Werfel
05/24/99 10:31:00 AM

Record Type: Record

To: Mary L. Smith/OPD/EOP
cc:
Subject: Potential EEOC Attorney Fee Compromise

I wasn't sure if you ever got this.

----- Forwarded by Daniel I. Werfel/OMB/EOP on 05/24/99
10:30 AM -----

Daniel J. Chenok
05/21/99 12:54:30 PM
Record Type: Record

To: Sally Katzen/OPD/EOP@EOP
cc: Shannon Mason/OPD/EOP@EOP, Daniel I. Werfel/OMB/EOP@EOP, Donald R. Arbuckle/OMB/EOP@EOP
Subject: Potential EEOC Attorney Fee Compromise

Sally,

Your are scheduled to meet with Chuck Ruff and Maria Echaveste on Monday to discuss the one remaining issue on the EEOC Final Rule - - attorneys fees. Recall that EEOC's draft final rule would allow attorneys fees to include pre-complaint activities. Treasury, Commerce, and several other agencies have raised significant concerns with this approach. Yesterday, Danny Werfel sent you memo that stated out arguments on both sides of the issue. Set out below is a potential draft compromise position with some pros and cons.

Let us know if you have any further questions or reactions. Thanks.

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D52]ARMS24455545T.136 to ASCII,
The following is a HEX DUMP:

FF575043A40B0000010A0201000000020500000002020000000020000989C2A2BF03B305090642B
50DA18EDCCAEDB98AB4B4E1A1C63BE5AC46797D022E8CDF979280C83BEF348DA94E2E8B87C8170
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12EDBBFB98573692F68C1E624042D3EBC6B90D4481636287C5BDF940BDE1B942B0FCA1C051AC4C

Potential Compromise Position: The rule would not allow attorneys fees to be awarded for pre-complaint activities, with one exception. In the event that the AJ issues a finding of discrimination, and the agency's final order is not to implement that finding (i.e., "a thumbs down"), and the employee ends up prevailing on appeal, then attorneys fees can be awarded for pre-complaint activities.

Pros:

Without a guarantee of attorneys fees for pre-complaint activities, attorneys will take more care in deciding to get involved in cases in the precomplaint stage. This has several benefits:

(i) Addresses agency goal of maintaining and "informal" environment by significantly limiting the number of attorneys that enter cases in the precomplaint stage.

(ii) Moves in the direction of EEOC's policy, because the presence of this exception makes it will be more likely than under the current system that attorneys will enter at the pre-complaint stage.

(iii) Attorneys looking at cases in the pre-complaint stage may limit themselves to valid but contestable claims that are likely to end up before an AJ (in the hopes of getting the attorneys fees exception, since if the agency agreed with the AJ no fees would be awarded), and shy away from cases that appear closer to settlement or agency-AJ agreement.

Agencies will take more care in issuing a "thumbs down" because their liability is increased if the employee ends up prevailing. This will have two beneficial effects:

(i) Creates a disincentive for agencies to issue "knee jerk" disagreements with the AJ decisions.

(ii) Backlog will be decreased because more cases will be completed following the AJ decision.

The new approach would be an appropriate complement to the "offer of resolution" procedure. Under the "offer of resolution" if an agency makes a settlement offer to an employee, the employee rejects that offer, and the employee ends up prevailing but with a judgment not as favorable as the initial settlement offer, then the employee loses the right to attorneys fees.

Cons:

May not go far enough to meet EEOC's policy goal to bring equity into the system by giving employees a fair opportunity to be represented by counsel at each stage of the complaint process.

Creates a slightly more complicated system, where pre-complaint attorneys fees are available in some situations but not in others.

Could have the unintended consequence of attorneys working to prevent settlements in order to get to an AJ decision so that there is a higher probability that the pre-complaint attorneys fees exception would kick in.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:24-MAY-1999 09:01:21.00

SUBJECT: The President's Trip to TX

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Clinton Library copy

READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

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

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

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

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

TO: Debra D. Bird (CN=Debra D. Bird/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: Tanya L. Lombard (CN=Tanya L. Lombard/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: Orson C. Porter (CN=Orson C. Porter/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: Jocelyn A. Bucaro (CN=Jocelyn A. Bucaro/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

TO: Fred DuVal (CN=Fred DuVal/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: Malcolm R. Lee (CN=Malcolm R. Lee/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

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

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

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

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

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

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

READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

TO: Barbara A. Barclay (CN=Barbara A. Barclay/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:

Tomorrow, the President will travel to Texas to participate in the Empowerment Zone Conference. Deadlines for the trip book are as follows:

Background Memos:

DUE TODAY AT 4:00 P.M.

- Political Memo
- CEQ Hot Issues
- Cabinet Affairs Hot Issues
- Accomplishments

Event Memo:

DUE TODAY AT 6:00 P.M.

- Empowerment Zone Conference

Please call or email me or David Goodfriend if you have any questions.
Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:24-MAY-1999 15:40:35.00

SUBJECT: Racial Profiling

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

TEXT:

What do we have to do to get this done for the 9th? How can I be helpful?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Broderick Johnson (CN=Broderick Johnson/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:25-MAY-1999 10:06:07.00

SUBJECT: Epstein Guns Mtg

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

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:

Here are some highlights from the meeting convened by Julian Epstein to discuss House strategy on gun legislation:

Attendees: Around 30 or so, including DOJ Leg Affairs, gun control groups, staff representing Judiciary Cmte. Dems and other Dems very involved in gun issues (e.g. DeGette and Millender McDonald), and Gephardt's staff.

Discussion: First, Thursday's hearing before McCollum's Crime Subcmte. Rep. Scott's staff reported that there will be a relatively equal number of Repub. and Dem. invited witness (4-3 or 4-4 ratio). Eric Holder and Jim Johnson will represent the Administration. Other witnesses:

Dem invitees--(1) victim witness--e.g. the father out of Littleton (Mauser); (2) a State A.G. or police chief who could put in context the issue of State prosecutions as well as level of cooperation b/w State and Fed. law enforcement; (3) a witness who could discuss medical impact of gun violence; (4) a witness who could discuss parental liability. There was some concern about the wisdom a witness in the fourth category, but Rep. Scott feels very strongly about the need for such a viewpoint.

Repub. invitees--(1) Wayne LaPierre (NRA); (2) a representative of the gun industry (seems a bit odd to team up with NRA); (3) a witness who would argue the point about weak Fed. prosecutions of existing laws; (4) a victim witness (to counter the Dem. victim witness) to make point that we need to get tougher on "predator" juveniles. Folks at the meeting were convinced that the Republicans can't win the victim witness message duel anyway.

Member panel--Several Democratic Members have asked to testify (McCarthy, Blagojevich, and a few others, perhaps even Conyers). McCollum is resisting a Member panel, but will get heavy pressure by the Dems to succumb.

Floor and Cmte. "guerrilla tactics"--Conyers sent a letter to the Speaker on Friday asking that the Senate bill be held at the desk and then taken up before the end of the week as a vehicle to have the House deliberate gun legislation before the end of the week. There has been no response yet. Through a series of procedural steps in the committee during Wed. markup on other legislation and on the Floor as the House

considers an appropriations bill, a bill regarding Missing and Exploited children and the Memorial Day Recess resolution, Dems will try to heighten the pressure on Hastert and Hyde this week. No one is under any delusion that the House leadership will feel enough heat for now to abruptly schedule gun legislation this week. Hastert will simply run out the clock.

Meeting attendees agreed that Members of the House will need to feel significant editorial, grass roots and other opinion and political pressure during the break to ensure that the leadership does not change course on its commitment to move legislation in June.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-MAY-1999 18:12:45.00

SUBJECT: Glickman's country of origin labelling testimony

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: 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:

I just faxed to both of you Glickman's proposed testimony on country of origin labelling for 9 a.m. tomorrow. Glickman says that he is "sympathetic to the idea of providing consumers with information about the country of origin" and then he lays out the pros and cons. He does not take a definitive position on the issue, however.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Oscar Gonzalez (CN=Oscar Gonzalez/OU=OMB/O=EOP [UNKNOWN])

CREATION DATE/TIME:25-MAY-1999 14:43:07.00

SUBJECT: LRM OGG2 - - LABOR Qs and As on S___ Small Miner Advocacy Review Panel Act

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

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

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

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

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

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

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

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

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

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

Richard FRIEDMAN (Richard FRIEDMAN [UNKNOWN])
READ:UNKNOWN

LRM JUSTICE (LRM JUSTICE [UNKNOWN])

READ:UNKNOWN

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

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

Kenneth CLARK (Kenneth CLARK [UNKNOWN])
READ:UNKNOWN

TEXT:

Note to EOP Staff: You will not receive a hard copy of this. DEADLINE IS
4pm TODAY

----- Forwarded by Oscar Gonzalez/OMB/EOP on 05/25/99

02:37 PM -----

LRM ID: OGG2

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

Tuesday, May 25, 1999

LEGISLATIVE REFERRAL MEMORANDUM

TO: Legislative Liaison Officer - See Distribution
below
FROM: Janet R. Forsgren (for) Assistant Director for
Legislative Reference
OMB CONTACT: Oscar Gonzalez
PHONE: (202)395-7754 FAX: (202)395-6148
SUBJECT: LABOR Qs and As on S___ Small Miner Advocacy Review Panel
Act

DEADLINE: 4:00 pm Tuesday, May 25, 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: MSHA would like to propose this response if the question is
raised during the MSHA hearing before a Senate Subcommittee on Employment,
Safety, and Training tomorrow morning.

DISTRIBUTION LIST

AGENCIES:

61-JUSTICE - Jon P. Jennings - (202) 514-2141
52-HEALTH & HUMAN SERVICES - Sondra S. Wallace - (202) 690-7760
107-Small Business Administration - Jane P. Merkin - (202) 205-6700
25-COMMERCE - Michael A. Levitt - (202) 482-3151

EOP:

Leticia Sierra
Karen Tramontano
Melissa N. Benton
Daniel J. Chenok
Stuart Shapiro
Courtney B. Timberlake

Unable to convert ARMS_EXT:[ATTACH.D69]ARMS22867555L.136 to ASCII,
The following is a HEX DUMP:

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```

draft 5/25/99 1:00 pm

Amending the Regulatory Flexibility Act to include MSHA in the Small Business Advocacy Review Panel Process. We oppose this proposal because:

It is Unnecessary and Redundant:

MSHA has close and frequent contact with every mining operation in the nation

MSHA's focus on safety and health issues -- in the regulatory arena or enforcement arena -- is discussed by MSHA with labor, industry, state representatives and other affected parties in advance. For example, MSHA began discussing the need to update its 20 year old noise standards with the mining community in 1989.

MSHA's regulatory process includes mailing a copy of its advance notice of proposed rulemakings, proposed rulemakings, public hearing dates and locations to **every** affected mining operation -- large and small -- as well as industry and labor representatives.

In addition to taking steps to personally involve miners and mine operators affected by MSHA's rulemakings, MSHA:

Issues press releases in the mining regions regarding its proposed rules and public hearing locations and dates. Public hearings are held in locations convenient to the mines and miners.

Requests the involvement and participation of industry and labor associations in getting their members to attend.

Uses the Internet to publish rulemaking activities: all proposed rules, preliminary regulatory flexibility analyses and public hearing notices are posted on MSHA's home page.

Involves its inspectors and other Agency personnel in advising mine operators and miners of rulemaking activities.

MSHA's Process is Better. MSHA uses innovative and imaginative approaches to involve the affected mining operations to adopt a solution that gets to the problem:

MSHA convened a small mine summit to discuss the safety and health problems of small mines.

MSHA established advisory committees to address diesel and dust issues. These committees held public meetings specifically

Automated Records Management System
Hex-Dump Conversion

to obtain information from affected mines and miners.

Following the 1992 advance notice of proposed rulemaking for diesel particulates, MSHA held diesel particulate workshops in Beckley, WV, Mr. Vernon, IL, and Salt Lake city, UT. MSHA developed a diesel toolbox, identifying best practices, which is on MSHA's home page on the Internet.

MSHA began using its field offices to accept comments on its noise rule to expand the participation to all miners.

MSHA's inspectors are taking copies of its current Part 46 training proposal to mines employing 5 or fewer workers, providing operators and miners with the opportunity to directly participate in the process.

The Training Rule for surface nonmetal mines is unique:

All parties agreed on the goal: ensuring that miners receive training

Beginning in 1997, MSHA publicly advised the affected mining community that the number of preventable fatalities was unacceptable and that it would tackle the training issue.

MSHA and representatives of the affected mining population met and discussed the need for and approach to effective training for the more than 120,000 workers at the affected mines.

MSHA is under a Congressional mandate to issue a rule by September 1999.

Panels are a "one-size-fits-all" solution:

The SBA defines a small mining business as having 500 or fewer employees; this definition would cover more than 90 percent of the mines in the United States.

Under this definition, mines employing more than 400 workers as well as those employing five to ten workers would be all considered small, and therefore eligible to participate in the panels. Smaller mines, for example, those employing fewer than twenty workers, however, may be less likely to participate because of resource constraints.

Panels are an inadequate substitute for the effective mechanisms MSHA currently uses. Requiring panels would require MSHA to curtail its current activities.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-MAY-1999 12:50:58.00

SUBJECT: Wellstone on tracking welfare reform

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

TEXT:

Wellstone is on Senate floor right now raising concerns about what is happening to those leaving the welfare rolls, as well as declining food stamps participation. He has proposed an amendment to Defense bill to require HHS to include in its annual report to Congress information on the employment , job retention, earnings, health insurance status, child care access and costs for former TANF recipients for the 1st 24 months after they leave assistance. Sounds like the Rs are willing to accept the amendment and Dems are asking HHS for the Administration's view on the amendment. We've just gotten the language, but based on a quick look, both we and HHS are inclined to say though we haven't had an opportunity to develop an official position, we think these are important questions. Existing HHS research efforts will develop answers to some of these questions, but not for all recipients or for all states. There are also important issues and trade-offs regarding cost, burden on states, and feasibility of collecting some of the information (in particular for child care and health insurance status) 24 months after people leave the rolls.

Do you have additional thoughts?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Charles J. Payson (CN=Charles J. Payson/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:25-MAY-1999 19:06:35.00

SUBJECT: Cancelled: Scheduling Proposals Meeting

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

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

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

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

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

TO: Glyn T. Davies (CN=Glyn T. Davies/OU=NSC/O=EOP@EOP [NSC])
READ:UNKNOWN

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

TO: Elizabeth A. Gregory (CN=Elizabeth A. Gregory/OU=OSTP/O=EOP@EOP [OSTP])
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: Leslie Bernstein (CN=Leslie Bernstein/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

TO: David R. Goodfriend (CN=David R. Goodfriend/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: Timothy W. Emrich (CN=Timothy W. Emrich/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

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

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

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

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

READ:UNKNOWN

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

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

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

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

TO: Martha A. Livingston (CN=Martha A. Livingston/OU=OSTP/O=EOP@EOP [OSTP])
READ:UNKNOWN

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

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

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

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

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

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

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

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

TO: Ansley Jones (CN=Ansley Jones/O=OVP@OVP [UNKNOWN])
READ:UNKNOWN

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

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

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

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

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

TO: Virginia N. Rustique (CN=Virginia N. Rustique/OU=WHO/O=EOP@EOP [WHO])

READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

TO: Melissa B. Ratcliff (CN=Melissa B. Ratcliff/O=OVP@OVP [UNKNOWN])
READ:UNKNOWN

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

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

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

READ:UNKNOWN

TO: Nicole L. Elkon (CN=Nicole L. Elkon/OU=NSC/O=EOP@EOP [NSC])
READ:UNKNOWN

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

TO: Wendy Hartman (CN=Wendy Hartman/O=OVP@OVP [UNKNOWN])
READ:UNKNOWN

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

TO: Heather L. Davis (CN=Heather L. Davis/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: George G. Caudill (CN=George G. Caudill/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

TO: Patricia Solis-Doyle (CN=Patricia Solis-Doyle/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

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

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

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

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

TO: Jordan Tamagni (CN=Jordan Tamagni/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: Kris M Balderston (CN=Kris M Balderston/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: Charles J. Payson (CN=Charles J. Payson/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

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

READ:UNKNOWN

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

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

TEXT:

Tomorrow's Scheduling Proposals Meeting is cancelled!

----- Forwarded by Charles J. Payson/WHO/EOP on 05/25/99

06:59 PM -----

Charles J. Payson
05/25/99 01:46:11 PM
Record Type: Record

To: See the distribution list at the bottom of this message
cc:
Subject: REMINDER: Scheduling Proposals Meeting

There will be a Scheduling Proposals Meeting in the Roosevelt Room at 3:00
on Wednesday.

Message Sent

To:

Stephanie S. Streett/WHO/EOP@EOP
Jennifer M. Palmieri/WHO/EOP@EOP
Karin Kullman/OPD/EOP@EOP
Aviva Steinberg/WHO/EOP@EOP
Laura A. Graham/WHO/EOP@EOP
Anthony R. Bernal/OVP@OVP
Charles J. Payson/WHO/EOP@EOP
Nancy V. Hernreich/WHO/EOP@EOP
Sara M. Latham/WHO/EOP@EOP
June G. Turner/WHO/EOP@EOP
Andrew J. Mayock/WHO/EOP@EOP
Thomas D. Janenda/WHO/EOP@EOP
Kris M Balderston/WHO/EOP@EOP
Anne E. McGuire/WHO/EOP@EOP
Ann F. Lewis/WHO/EOP@EOP
Michael Waldman/WHO/EOP@EOP

Jordan Tamagni/WHO/EOP@EOP
Douglas J. Band/WHO/EOP@EOP
Dawn M. Chirwa/WHO/EOP@EOP
Katharine Button/WHO/EOP@EOP
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Eric P. Hothem/WHO/EOP@EOP
Laura D. Schwartz/WHO/EOP@EOP
Cecily C. Williams/WHO/EOP@EOP
Janelle E. Erickson/WHO/EOP@EOP
Virginia N. Rustique/WHO/EOP@EOP
Sean P. Maloney/WHO/EOP@EOP
Phillip Caplan/WHO/EOP@EOP
Todd Stern/WHO/EOP@EOP
Cynthia M. Jasso-Rotunno/WHO/EOP@EOP
Minyon Moore/WHO/EOP@EOP
Marjorie Tarmey/WHO/EOP@EOP
Maria Echaveste/WHO/EOP@EOP
Robert B. Johnson/WHO/EOP@EOP
Cheryl M. Carter/WHO/EOP@EOP
Christine A. Stanek/WHO/EOP@EOP
Lisa A. Berg/OVP@OVP
Ansley Jones/OVP@OVP
Michele Jolin/CEA/EOP@EOP
Beth A. Viola/CEQ/EOP@EOP
Shelley N. Fidler/WHCCTF/EOP@EOP
KERRICK_D@A1 @ CD @ LNGTWY
HILLIARD_B@A1 @ CD @ LNGTWY
Bruce N. Reed/OPD/EOP@EOP
Cathy R. Mays/OPD/EOP@EOP
Jonathan A. Kaplan/OPD/EOP@EOP
Susan L. Hazard/WHO/EOP@EOP
Anne M. Edwards/WHO/EOP@EOP
Rachel A. Redington/WHO/EOP@EOP
Peter A. Weissman/OPD/EOP@EOP
Kim B. Widdess/WHO/EOP@EOP
Ann C. Hertelendy/WHO/EOP@EOP
Bob J. Nash/WHO/EOP@EOP
Ruth A. Eaglin/WHO/EOP@EOP
Jeffrey M. Smith/OSTP/EOP@EOP
Martha A. Livingston/OSTP/EOP@EOP
MILLISON_C@A1 @ CD @ LNGTWY
John Dankowski/WHO/EOP@EOP
Laura D. Schwartz/WHO/EOP@EOP
Brian A. Barreto/OPD/EOP@EOP
Patricia Solis-Doyle/WHO/EOP@EOP
Evan Ryan/WHO/EOP@EOP
Janet Murguia/WHO/EOP@EOP
Dan K. Rosenthal/WHO/EOP@EOP
Jaycee A. Pribulsky/WHO/EOP@EOP
Virginia L. Cearley/WHO/EOP@EOP
Margaret L. Buford/WHO/EOP@EOP
Linda Ricci/OMB/EOP@EOP
Mindy E. Myers/WHO/EOP@EOP
SPAULDING_C@A1@CD@VAXGTWY
Dominique L. Cano/WHO/EOP@EOP
Patrice L. Stanley/WHO/EOP@EOP
George G. Caudill/WHO/EOP@EOP
Timothy W. Emrich/WHO/EOP@EOP

Dorinda A. Salcido/WHO/EOP@EOP
Elizabeth R. Newman/WHO/EOP@EOP
Heather L. Davis/WHO/EOP@EOP
David R. Goodfriend/WHO/EOP@EOP
Joshua S. Gottheimer/WHO/EOP@EOP
Leslie Bernstein/WHO/EOP@EOP
Wendy Hartman/OVP@OVP
Jocelyn A. Bucaro/WHO/EOP@EOP
Laura Emmett/WHO/EOP@EOP
Elena Kagan/OPD/EOP@EOP
Nicole L. Elkon/NSC/EOP@EOP
Elizabeth A. Gregory/OSTP/EOP@EOP
Steve Ricchetti/WHO/EOP@EOP
James T. Heimbach/WHO/EOP@EOP
Rebecca L. Walldorff/WHO/EOP@EOP
Glyn T. Davies/NSC/EOP@EOP
Maria E. Soto/WHO/EOP@EOP
Anne Whitworth/WHO/EOP@EOP
Mary E. Cahill/WHO/EOP@EOP
Joseph D. Ratner/WHO/EOP@EOP
Sean P. O'Shea/WHO/EOP@EOP
Loretta M. Ucelli/WHO/EOP@EOP
Melissa B. Ratcliff/OVP@OVP
Donna Dejban/NSC/EOP@EOP
Aprill N. Springfield/WHO/EOP@EOP
Sara M. Latham/WHO/EOP@EOP

Message Sent

To:

Stephanie S. Streett/WHO/EOP@EOP
Jennifer M. Palmieri/WHO/EOP@EOP
Karin Kullman/OPD/EOP@EOP
Aviva Steinberg/WHO/EOP@EOP
Laura A. Graham/WHO/EOP@EOP
Anthony R. Bernal/OVP@OVP
Charles J. Payson/WHO/EOP@EOP
Nancy V. Hernreich/WHO/EOP@EOP
Sara M. Latham/WHO/EOP@EOP
June G. Turner/WHO/EOP@EOP
Andrew J. Mayock/WHO/EOP@EOP
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Cheryl M. Carter/WHO/EOP@EOP
Christine A. Stanek/WHO/EOP@EOP
Lisa A. Berg/OVP@OVP
Ansley Jones/OVP@OVP
Michele Jolin/CEA/EOP@EOP
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Shelley N. Fidler/WHCCTF/EOP@EOP
KERRICK_D@A1 @ CD @ LNGTWY
HILLIARD_B@A1 @ CD @ LNGTWY
Bruce N. Reed/OPD/EOP@EOP
Cathy R. Mays/OPD/EOP@EOP
Jonathan A. Kaplan/OPD/EOP@EOP
Susan L. Hazard/WHO/EOP@EOP
Anne M. Edwards/WHO/EOP@EOP
Rachel A. Redington/WHO/EOP@EOP
Peter A. Weissman/OPD/EOP@EOP
Kim B. Widdess/WHO/EOP@EOP
Ann C. Hertelendy/WHO/EOP@EOP
Bob J. Nash/WHO/EOP@EOP
Ruth A. Eaglin/WHO/EOP@EOP
Jeffrey M. Smith/OSTP/EOP@EOP
Martha A. Livingston/OSTP/EOP@EOP
MILLISON_C@A1 @ CD @ LNGTWY
John Dankowski/WHO/EOP@EOP
Laura D. Schwartz/WHO/EOP@EOP
Brian A. Barreto/OPD/EOP@EOP
Patricia Solis-Doyle/WHO/EOP@EOP
Evan Ryan/WHO/EOP@EOP
Janet Murguia/WHO/EOP@EOP
Dan K. Rosenthal/WHO/EOP@EOP
Jaycee A. Pribulsky/WHO/EOP@EOP
Virginia L. Cearley/WHO/EOP@EOP
Margaret L. Buford/WHO/EOP@EOP
Linda Ricci/OMB/EOP@EOP
Mindy E. Myers/WHO/EOP@EOP
SPAULDING_C@A1@CD@VAXGTWY
Dominique L. Cano/WHO/EOP@EOP
Patrice L. Stanley/WHO/EOP@EOP
George G. Caudill/WHO/EOP@EOP
Timothy W. Emrich/WHO/EOP@EOP
Dorinda A. Salcido/WHO/EOP@EOP
Elizabeth R. Newman/WHO/EOP@EOP
Heather L. Davis/WHO/EOP@EOP
David R. Goodfriend/WHO/EOP@EOP
Joshua S. Gottheimer/WHO/EOP@EOP
Leslie Bernstein/WHO/EOP@EOP
Wendy Hartman/OVP@OVP
Jocelyn A. Bucaro/WHO/EOP@EOP
Laura Emmett/WHO/EOP@EOP
Elena Kagan/OPD/EOP@EOP

Nicole L. Elkon/NSC/EOP@EOP
Elizabeth A. Gregory/OSTP/EOP@EOP
Steve Ricchetti/WHO/EOP@EOP
James T. Heimbach/WHO/EOP@EOP
Rebecca L. Walldorff/WHO/EOP@EOP
Glyn T. Davies/NSC/EOP@EOP
Maria E. Soto/WHO/EOP@EOP
Anne Whitworth/WHO/EOP@EOP
Mary E. Cahill/WHO/EOP@EOP
Joseph D. Ratner/WHO/EOP@EOP
Sean P. O'Shea/WHO/EOP@EOP
Loretta M. Ucelli/WHO/EOP@EOP
Melissa B. Ratcliff/OVP@OVP
Donna Dejban/NSC/EOP@EOP
Aprill N. Springfield/WHO/EOP@EOP
Sara M. Latham/WHO/EOP@EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-MAY-1999 10:01:55.00

SUBJECT: You are invited to a Violence Meeting . . .

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

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

TO: Broderick Johnson (CN=Broderick Johnson/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: Stephanie S. Streett (CN=Stephanie S. Streett/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: Lynn G. Cutler (CN=Lynn G. Cutler/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: Ann F. Lewis (CN=Ann F. Lewis/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

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

READ:UNKNOWN

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

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

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

CC: COLEMAN_J@A1@CD@VAXGTWY@VAXGTWY (COLEMAN_J@A1@CD@VAXGTWY@VAXGTWY [UNKNOWN])
READ:UNKNOWN

CC: Joseph D. Ratner (CN=Joseph D. Ratner/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: Anne Whitworth (CN=Anne Whitworth/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

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

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

CC: Adrienne C. Lavallee (CN=Adrienne C. Lavallee/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

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

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

CC: Aprill N. Springfield (CN=Aprill N. Springfield/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

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

TEXT:

Bruce Reed will be having a meeting today at 3:00 p.m. to discuss the
FTC/DOJ Study and GMA. This meeting will be held in his office.

Q: Is it true that the Administration will require Federal Health Plans to insure full parity for mental and physical health benefits?

A: For the White House Conference on Mental Health we are currently reviewing a number of policies to address shortcomings in all aspects of mental illness.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-MAY-1999 11:58:46.00

SUBJECT: Re: Q&A on Mental Health Parity

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

TO: Laura Emmett (CN=Laura Emmett/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

TEXT:

Unable to convert ARMS_EXT:[MESSAGE.D86]ARMS29704455U.136

The following is a HEX dump of the file:

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

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D86]ARMS29704455V.136 to ASCII,

The following is a HEX DUMP:

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

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Irene Bueno (CN=Irene Bueno/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:25-MAY-1999 07:53:46.00

SUBJECT: LA Times Article on Public Charge

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

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

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

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

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

TEXT:

U.S. Seeks to Spur Use of Aid by Immigrants
By PATRICK J. MCDONNELL, Times Staff Writer

long-awaited but
should help tens of
health, nutrition
consequences.

The Clinton administration plans to unveil
controversial rules today that officials say
thousands of legal immigrants seek publicly financed
and other aid without fear of deportation or other

our families by
immigrants
child care and
Gore, who is
in Texas.

"This new regulation will improve the health of
addressing widespread confusion that prevents legal
from signing up for health insurance, school lunch,
other essential programs," said Vice President Al
scheduled to announce the guidelines during a stop

designed to quell a
California to Florida
put

The changes, effective immediately, are
persistent fear in the immigrant community from
to New York that applying for public benefits can
applicants--even legal immigrants--on the road to

deportation.

federal and state
in attempts to
abroad. The
aid against

Stoking the fears are incidents in which
authorities have cited immigrants' past use of aid
deport them or bar them from bringing relatives from
new rules would explicitly ban use of such noncash
immigrants.

health

underutilization of many
California, the
and the Children's
California, for

The widespread fear in the immigrant community,
professionals say, has resulted in broad
initiatives, including Medicaid (Medi-Cal in
federal-state health insurance plan for the poor)
Health Insurance Program (Healthy Families in
uninsured youth).

treatment of

threatens to undermine
contagious illnesses.

Some people even avoid immunizations and
communicable diseases, officials say, which
the nation's public health regimen and spread

intense debate

documented a
immigrants.

The changes, to be announced after months of
within the White House, come after several studies
steep decline in receipt of benefits among

Institute, a Washington

noncitizen

was

decline was

nation's principal

A report released in March by the Urban
research organization, found that welfare use by
households plummeted 35% between 1994 and 1997. That
more than double the 15% drop among citizens. The
even sharper in Los Angeles County, one of the
immigrant magnets.

linked to the

eligibility to immigration

fear

The Urban Institute found the drop was largely
"chilling effects" of efforts to link benefit
status. Community health care workers have seen the
first-hand.

scared to

said Lynn Kersey of

in Los

"Even women with very high-risk pregnancies are
death to ask for aid that they are entitled to,"
Maternal and Child Health Access, a nonprofit group
Angeles.

pressed the Clinton

Officials of California and other states have

administration to clarify the matter, as have
activists with Latino groups and other immigrant lobbies.
The change--and the fact that the new rules are
being announced by Gore, a presidential aspirant--once again
underscores how the atmosphere in Washington has become considerably more
pro-immigrant since 1996, when Congress severely cut
noncitizen access to public benefits as part of its landmark
welfare overhaul. "The administration has learned, and in many
ways politicians in general have learned, that they do well politically
when they do the right things for immigrants," said Cecilia Munoz,
vice president for policy for the National Council of La Raza.
praised the Although Latino organizations and allied groups
levels were changes, activists seeking reductions of immigration
immigrants on welfare expected to be harshly critical.
on welfare and "These rules will increase the number of
immigrant," said U.S. who will be able to bring in more immigrants to go
immigration Rep. Lamar Smith (R-Texas), who heads the House
eligible for benefits. subcommittee.
federal agencies, The regulations do not make anyone newly
and the State Rather, the move provides specific direction to
determining whether including the Immigration and Naturalization Service
"public charge," or a Department, that have the responsibility of
interview immigrants immigrants and potential immigrants are a likely
to become a drain on public resources. Officials regularly
and deportation. seeking permanent resident status and citizenship.
of the term. For more than 100 years, a person's likelihood
public charge has been a ground for inadmissibility
But, until now, there has been no precise definition

Reserved

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RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-MAY-1999 17:29:14.00

SUBJECT: from sunday

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Hastert, Hyde back gun limits

May 23, 1999

BY LYNN SWEET SUN-TIMES WASHINGTON BUREAU

WASHINGTON--Two powerful conservative Illinois
Republicans--House
Speaker J. Dennis Hastert and Judiciary Chairman Henry
Hyde--will support a
variety of gun control measures pushed by Senate
Democrats as the divisive
issue heads to the House.

How Hastert manages the legislation will be seen as a
test of his leadership,
which was criticized after a vote on whether to
authorize air strikes in Kosovo,
which Hastert backed, ended in a 213-213 losing tie.

Gun control legislation is handled by Hyde's judiciary
panel, and Hyde, a House
leadership source said, has no problems with most of
the initiatives the Senate
passed in the last two weeks, including background
checks at gun shows and
trigger locks. That's consistent with Hyde's support in
past years of anti-gun
legislation, including an assault weapons ban and a
waiting period imposed in
the Brady Bill.

Although Hyde is a conservative, he does not believe
the second amendment is
absolute. He thinks that "reasonable" restrictions are
permitted.

In a May 13 interview, Hastert said he supported
raising the minimum age for
gun ownership to 21 and gun show background checks. He
repeated the
sentiment in a floor speech Thursday.

Hastert faces the challenge of forging a consensus among Republicans in the House, where anti-gun control lawmakers from Western states will be at odds with those from Northeast states and suburban districts who favor more restrictions.

House Democrats want to capitalize on the Senate gun control victories--propelled by Thursday's shootings at a Georgia high school--and use the momentum to force votes on anti-gun legislation this week.

Hastert and Hyde foresee no floor votes until mid-June and want gun laws to be a component of a comprehensive package addressing youth violence.

"We want to convey to Speaker Hastert and to the leadership of the House of Representatives that we need to act. We need to act now," said Rep. Steny Hoyer (D-Md.) after a strategy session with the president Friday.

Hyde has scheduled a judiciary panel hearing on anti-gun proposals and the lack of enforcement of existing federal gun laws for Thursday.

In anticipation of that hearing, House Republicans circulated a memo Friday about a 1996 Clinton administration decision that allowed 100,000 Chinese assault weapons to be imported, despite a ban.

"Given the hearing next week is to focus at least in part on the enforcement record and that China is much in the news, I wonder whether it might be an opportune time to bring this story back up," the memo said.

Gun control legislation tied up the Senate most of the last week. In a series of Senate votes on the issue, Sen. Peter Fitzgerald (R-Ill.) broke from party ranks, making good on campaign promises to back "reasonable" gun restrictions.

Fitzgerald voted for the strongest versions--all Democratic--of anti-gun legislation. As a state senator, Fitzgerald voted for a bill that would have allowed a person with police training to carry a concealed weapon. The bill didn't pass.

His votes surprised some of his colleagues, he said.

"They thought I would vote against it."

[Back to News Seven-day Archive Page](#)

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-MAY-1999 12:06:03.00

SUBJECT: statement on Kennedy/Mikulski food import bill

TO: Elena Kagan (CN=Elena Kagan/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: 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

TEXT:

Kennedy and Mikulski are planning on introducing a food import bill, very similar to the one that Collins was going to introduce last week. The Republicans have dropped off the bill. I have sent around the bill to the various agencies to see whether they could support an Administration statement on the bill. Here is what I sent around as a draft statement. Let me know if you want to make a statement. Thanks, Mary

The Administration supports the goal of the bill introduced today by Senators Mikulski and Kennedy to strengthen HHS's ability to regulate food products offered for import into the United States. The proposed legislation builds on President Clinton's proposal, which was introduced last term by Senators Mikulski, Kennedy, Durbin, Bumpers, and Byrd, and Representatives Eshoo and Pallone, to better protect Americans from health hazards associated with food. All Americans depend on the safety of our food supply, and we look forward to working with members of Congress on a bipartisan basis to improve food safety for the entire country. We need broader authority to prohibit entry of foods that do not achieve the same level of protection as U.S. food safety requirements. We also need tougher authority to control unscrupulous activities at our ports of entry to ensure contaminated foods are not introduced into our nation's food supply. The Administration looks forward to working closely with Congress on this issue as we seek to improve our comprehensive, science-based food safety system.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-MAY-1999 15:51:38.00

SUBJECT: Re: HR 1852 - Multi-jurisdiction Cases

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Steven D. Aitken (CN=Steven D. Aitken/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: WEINSTEIN_P@A1@CD@VAXGTWY (WEINSTEIN_P@A1@CD@VAXGTWY [UNKNOWN]) (OPD)

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

CC: Richard E. Green (CN=Richard E. Green/OU=OMB/O=EOP@EOP [OMB])

READ:UNKNOWN

TEXT:

Please see below (highlighted in blue) a corrected description of the bill. Also - H.R. 1852 was pulled from the agenda for tomorrow - but will probably come up after the Memorial Day break. So the fire drill is off for today. Will keep you posted.

From: Ingrid M. Schroeder on 05/25/99 03:14:03 PM

Record Type: Record

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

cc: Richard E. Green/OMB/EOP@EOP

Subject: HR 1852 - Multi-jurisdiction Cases

Heads Up -

The House Judiciary Committee is scheduled to markup HR 1852 tomorrow. This bill expands Federal court jurisdiction in a very narrowly defined category of cases - mass tort litigation arising from a "single event or occurrence."

Last Congress, HR 1252 - The Judicial Reform Act - included an identical provision. The 3/10/98 Justice letter on H.R. 1252 stated that "we would consider supporting such a provision separate from this legislation."

Justice expects to submit a short letter to OMB for clearance supporting

HR 1852 for quick clearance (in time for transmittal before tomorrow's 10am markup).

Message Sent

To:

John.Thompson@mail.va.gov @ inet
David J. Haun/OMB/EOP@EOP
Steven D. Aitken/OMB/EOP@EOP
Michelle Peterson/WHO/EOP@EOP
Sarah Rosen Wartell/OPD/EOP@EOP
WEINSTEIN_P@A1@CD@VAXGTWY
Elena Kagan/OPD/EOP@EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-MAY-1999 09:54:17.00

SUBJECT: Re: Racial Profiling

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

READ:UNKNOWN

TEXT:

its in chuck ruff's hands

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-MAY-1999 13:23:03.00

SUBJECT: RLPA

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

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

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

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

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

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

TEXT:

Today's subcommittee markup of RLPA has been postponed, with no specific reschedule date.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-MAY-1999 09:32:27.00

SUBJECT: Re: Racial Profiling

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

TEXT:
bruce was more subtle

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Address (Partial) (1 page)	05/25/1999	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[05/25/1999-05/26/1999]

2009-1006-F
kc167

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]

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.

- 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]

[001]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Scott R. Hynes (CN=Scott R. Hynes/O=OVP [UNKNOWN])

CREATION DATE/TIME:25-MAY-1999 10:39:53.00

SUBJECT: Quinn address

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

TEXT:
Jack Quinn

P6/(b)(6)

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:25-MAY-1999 15:14:07.00

SUBJECT: HR 1852 - Multi-jurisdiction Cases

TO: WEINSTEIN_P@A1@CD@VAXGTWY (WEINSTEIN_P@A1@CD@VAXGTWY [UNKNOWN]) (OPD)
READ:UNKNOWN

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

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

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

TO: John.Thompson (John.Thompson @ mail.va.gov @ inet [UNKNOWN])
READ:UNKNOWN

CC: Richard E. Green (CN=Richard E. Green/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TEXT:

Heads Up -

The House Judiciary Committee is scheduled to markup HR 1852 tomorrow. This bill expands in a very narrowly defined category of cases - mass tort litigation arising from a "single event or occurrence."

Last Congress, HR 1252 - The Judicial Reform Act - included an identical provision. The 3/10/98 Justice letter on H.R. 1252 stated that "we would consider supporting such a provision separate from this legislation."

Justice expects to submit a short letter to OMB for clearance supporting HR 1852 for quick clearance (in time for transmittal before tomorrow's 10am markup).

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Bethany Little (CN=Bethany Little/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:25-MAY-1999 13:40:51.00

SUBJECT: Supreme Court guidance

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

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

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

TO: Jonathan H. Schnur (CN=Jonathan H. Schnur/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:

The Press Office has asked whether Administration spokespeople should respond in a substantive way to questions about the Supreme Court's decision on sexual harassment. Below are 1) a possible brief answer to any questions we may get, and 2) excerpts from the Department of Education's longer response, which may not be as helpful for White House spokespeople. Counsel's office has initially recommended making no comment, but the Press Office thinks a brief comment might be helpful. Does any of the language below work for you? Or would prefer to stay with the Counsel's recommendation of "no comment"? Thanks!

1) Specific questions about this decision should be referred to the U.S. Department of Education, which has responsibility for administering Title IX. However, we believe that this decision clarifies important protections from sexual harassment under Title IX, by holding school districts liable if they are "deliberately indifferent to known and pervasive harassment". The courts have previously provided important protections for students from sexual harassment by adults, and this decision makes clear a reasonable standard for holding school districts accountable for protecting our children from known and pervasive sexual harassment by their peers.

2) The Supreme Court's decision affirms that sexual harassment in schools cannot be tolerated. Under Title IX, schools must provide safe and non-discriminatory learning environments for all students, and the President expects that schools throughout the United States will continue their efforts to prevent harassment from occurring, and where it does occur, to respond to it in a prompt, reasonable and appropriate manner.

The court's decision neither imposes a national code of student conduct, nor eradicates the flexibility school official's need in order to maintain discipline. Rather, it reinforces that schools need to use their own common sense and good judgment to stop harassment and other conduct that prevent schools from being safe places. The U.S. Department of

Education's Office of Civil Rights has co-authored a guide to preventing hate crimes and sexual harassment, which is available on the Department's website at www.ed.gov.

----- Forwarded by Bethany Little/OPD/EOP on 05/25/99
12:59 PM -----

Laura Emmett
05/25/99 12:05:40 PM
Record Type: Record

To: Bethany Little/OPD/EOP@EOP
cc:
Subject: Supreme Court guidance

fyi

----- Forwarded by Laura Emmett/WHO/EOP on 05/25/99 12:05
PM -----

Erica S. Lepping
05/25/99 12:05:07 PM
Record Type: Record

To: Jonathan H. Schnur/OPD/EOP@EOP, Tanya E. Martin/OPD/EOP@EOP
cc: James E. Kennedy/WHO/EOP@EOP, Laura Emmett/WHO/EOP@EOP
Subject: Supreme Court guidance

Jon/Tanya:

Do you have any take on whether spokespeople who may get q's on our reaction to the Supreme Court decision on being liable for sexual harassment in schools should, in light of having no comment on the specific case (per Counsel's), offer instead, a few general policy sentences? If so, can I get something? Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:26-MAY-1999 18:16:21.00

SUBJECT: Note paragraph in bold re hastert

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:

House GOP backs gun control bill

May 26, 1999

BY LYNN SWEET SUN-TIMES WASHINGTON BUREAU

WASHINGTON--Top House Republicans lined up Tuesday behind congressional Democrats as House passage of the measures became more likely.

House Speaker J. Dennis Hastert and Judiciary Committee Chairman Henry Hyde agreed with other House leaders on legislation to require mandatory trigger locks on all guns, background checks for buyers of explosives and closing other sales loopholes as part of what Hyde called a wider-ranging bill aimed at reducing youth violence.

"We support common-sense legislation that keeps guns out of the hands of unsupervised children," Hastert said in a floor speech. "We support tightening laws to bring uniformity between gun shows and gun shops.

"We support instant background checks at gun shows. We intend to bring these measures to the floor of the House. And I believe they will pass. But passing these measures is only part of the solution," Hastert said.

Democrats continued to push on Tuesday for a vote before the Memorial Day recess on just the gun control measures passed by the Senate.

House Democrats do not have enough support to force a vote this week.

"We don't want to be stampeded," Hyde said. A Judiciary subcommittee chaired by Rep. Bill McCullom (R-Fla.) holds a hearing Thursday to discuss the lack of enforcement of current anti-gun laws, and tougher penalties for juveniles who commit crimes.

Hastert, who owns a rifle and two shotguns used for hunting, and Hyde, who said his father once gave him a Civil War-era shotgun, said their gun and youth violence proposals will hit the House floor by mid-June after consideration by Hyde's committee.

"You can't ignore what happened in Colorado and Georgia," Hyde said, referring to the two recent high school shootings.

White House spokesman Barry Toiv said the administration was waiting to see the details of the Republican plan and noted the absence of a provision to raise the minimum age for gun ownership to 21. Hastert endorsed increasing the age May 13. Hastert spokesman Pete Jeffries said, "We'd expect the age issue to be addressed in an amendment."

Between 50 and 60 Republicans would join with Democrats to guarantee passage of gun legislation, enough to make up for the expected defection of about 20 to 30 Democrats who will oppose more gun control.

What will be an issue is the makeup of the larger Republican package, which contains items opposed by Democrats, such as longer mandatory sentences.

Hyde and Hastert also did not spell out what they will offer in the way of "changing the culture of violence" they said was integral to the legislation.

A controversial provision of the Republican plan for liberals may be a proposal to not expunge the record of minors convicted of felonies. Hyde sees that as necessary in order to revoke the right of gun ownership to any juvenile convicted of a violent crime.

Republican leaders also called for the a ban on importing large-capacity ammunition clips.